



City of Santa Clara

Meeting Agenda

Council and Authorities Concurrent Meeting

Tuesday, February 5, 2019

4:00 PM

City Hall Council Chambers
1500 Warburton Avenue
Santa Clara, CA 95050

4:00 PM CLOSED SESSION

Call to Order in the Council Chambers

Confirmation of a Quorum

Public Comment

The public may provide comments regarding the Closed Session item(s) just prior to the Council beginning the Closed Session. Closed Sessions are not open to the public.

- 19-164** [Conference with Legal Counsel-Existing Litigation \(CC, SA\)](#)
[Pursuant to Gov't Code § 54956.9\(d\)\(1\)](#)
[Maranon v. City of Santa Clara, et al., United States District Court, Northern District of California Case No. 5:15-CV-04709](#)
[BLF](#)
- 19-165** [Conference with Legal Counsel-Existing Litigation \(CC, SA\)](#)
[Pursuant to Gov't Code § 54956.9\(d\)\(1\)](#)
[Nevarez v. City of Santa Clara, et al., United States District Court, Northern District of California Case No. 5:16-CV-07013](#)
[HRL](#)

- 19-166** [Conference with Labor Negotiators \(CC\)](#)
[Pursuant to Gov. Code § 54957.6](#)
[City representative: Deanna J. Santana, City Manager \(or designee\)](#)
[Employee Organization\(s\):](#)
[Unit #1 - Santa Clara Firefighters Association, IAFF, Local 1171](#)
[Unit #2 - Santa Clara Police Officer's Association](#)
[Unit #3 - IBEW Local 1245 \(International Brotherhood of Electrical Workers\)](#)
[Unit #4 - City of Santa Clara Professional Engineers](#)
[Units #5, 7 & 8 - City of Santa Clara Employees Association](#)
[Unit #6 - AFSCME Local 101 \(American Federation of State, County and Municipal Employees\)](#)
[Unit #9 - Miscellaneous Unclassified Management Employees](#)
[Unit #9A - Unclassified Police Management Employees](#)
[Unit #9B - Unclassified Fire Management Employees](#)
[Unit #10 - PSNSEA \(Public Safety Non-Sworn Employees Association\)](#)

Convene to Closed Session (Council Conference Room)

5:00 PM JOINT DINNER

Call to Order in the Council Chambers

- 19-1344** [5:00 P.M. Board of Library Trustees Joint Dinner Meeting](#)

6:00 PM COUNCIL REGULAR MEETING

Call to Order in the Council Chambers

Pledge of Allegiance and Statement of Values

Roll Call

STUDY SESSION

- 19-155** [Study Session: El Camino Real Specific Plan \(Councilmembers Davis, O'Neill, Watanabe and Mahan are eligible to participate; not eligible are Councilmembers Chahal, Hardy and Mayor Gillmor\)](#)

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

CONTINUANCES/EXCEPTIONS

- 19-100** [Continuance Regarding Public Hearing to March 26, 2019: Action on Continuing the Public Hearing for the Gateway Crossings Project located at 1205 Coleman Avenue including General Plan Amendment to Santa Clara Station Very High Density Residential \(51-120 du/ac\) with a minimum commercial FAR of 0.20, Creation of a new Very High Density Mixed-Use Zoning District and Rezoning to that District, Vesting Tentative Subdivision Map, Development Agreement, Environmental Impact Report, and Mitigation Monitoring and Reporting Program](#)

Recommendation: Continue the Public Hearing for the Gateway Crossings Project located at 1205 Coleman Avenue including General Plan Amendment to Santa Clara Station Very High Density Residential (51-120 du/ac) with a minimum commercial FAR of 0.20, Creation of a new Very High Density Mixed-Use Zoning District and Rezoning to that District, Vesting Tentative Subdivision Map, Development Agreement, Environmental Impact Report, and Mitigation Monitoring and Reporting Program

SPECIAL ORDER OF BUSINESS

- 1.A 19-051** [Presentation of Cultural Commission Work Plan Updates and Upcoming Events in February 2019](#)
- 1.B 19-1539** [Recognition of Santa Clara students for their participation in Santa Clara Valley Science and Engineering Fair Association's \(SCVSEFA\) Synopsis Championship](#)
- 1.C 19-1655** [Recognition of the City's Computer Aided Dispatch \(CAD\) Implementation Team](#)

CONSENT CALENDAR

[Items listed on the CONSENT CALENDAR are considered routine and will be adopted by one motion. There will be no separate discussion of the items on the CONSENT CALENDAR unless discussion is requested by a member of the Council, staff, or public. If so requested, that item will be removed from the CONSENT CALENDAR and considered under CONSENT ITEMS PULLED FOR DISCUSSION.]

2.A 19-1417 [Action on Agreement for On-Call Carpet and Flooring repair with Linoleum Sales Co., Inc. DBA Anderson Commercial Flooring](#)

- Recommendation:**
1. Approve and authorize the City Manager to execute a three-year agreement that may not exceed \$300,000, which amount shall be subject to future budget appropriations, for the Performance of Services with Linoleum Sales Co., Inc. DBA Anderson Commercial Flooring for on-call flooring repair and installation services;
 2. Authorize the City Manager to make minor modifications to the agreement, if necessary; and
 3. Authorize the City Manager to extend the term of the agreement with no increase in compensation in the event that the work is not completed by the Agreement end date.

2.B 19-1418 [Action on Agreement for On-Call Architectural Services with Huboi Architectural Services](#)

- Recommendation:**
1. Approve and authorize the City Manager to execute an agreement for the Performance of Services with Huboi Architectural Services (\$300,000) to perform on-call Architectural services;
 2. Authorize the City Manager to make minor modifications to the agreement, if necessary; and
 3. Authorize the City Manager to extend the term of the agreement with no increase in compensation in the event that the work is not completed by the Agreement end date.

2.C 19-1496 [Action on an Agreement with the Santa Clara Valley Transportation Authority Congestion Management Program Transportation Fund for Clean Air Grants for Fiscal Year 2018/19 and Related Budget Amendments](#)

- Recommendation:**
1. Approve and authorize the City Manager to execute the Santa Clara Valley Transportation Authority Congestion Management Program Transportation Fund for Clean Air Agreement FY2018/19 to receive \$277,000 from the TFCA Program Manager Funds;
 2. Approve appropriations in the new CIP Project - Scott Boulevard Signal Timing Project and estimated revenue in the amount of \$200,000 from TFCA Program Manager Funds; the transfer for the required local match from Traffic Signal Controller Upgrade Project to the Scott Boulevard Signal Timing Project in the amount of \$310,000; appropriations in the new CIP project - Benton Street Bicycle Lanes Project and estimated revenue in the amount of \$77,000 from TFCA Program Manager Funds; and the transfer for the required local match from the Pedestrian and Bicycle Enhancement Facilities Project to the Benton Street Bicycle Lanes Project in the amount of \$73,000.

2.D 19-146 [Action on Amendment No. 2 to the Agreement with Jones Lang LaSalle Americas, Inc. for Consulting Services Related to Santa Clara Convention Center and Convention and Visitor Services and Related Budget Amendment](#)

- Recommendation:** Approve and authorize the City Manager to execute Amendment No. 2 to the agreement with Jones Lang LaSalle America's Inc. to expand the scope of services, increase compensation by \$175,000, for a revised not-to-exceed compensation amount of \$354,500, and extend the term of the agreement to January 31, 2020 and approve the Related Budget Amendment.

2.E 19-1585 [Action on Amendment No. 2 to the Agreement for Services between the City of Santa Clara and California Sports Center for gymnastics instruction](#)

Recommendation: Authorize the City Manager to execute Amendment No. 2 to the Agreement for Services between the City of Santa Clara and California Sports Center in the not to exceed amount of \$600,000 for gymnastics instruction and services.

2.F 19-1633 [Action on Final Map for Tract 10474 at 1375, 1385, and 1399 El Camino Real](#)

Recommendation:

1. Approve Final Map for Tract 10474;
2. Authorize the City Manager to make minor modifications, if necessary, prior to recordation; and
3. Authorize the recordation of Final Map for Tract 10474, which subdivides the site into 10 lots located at 1375, 1385, and 1399 El Camino Real [APN 224-48-002, 012, and 013 (2018-19)].

2.G 19-1654 [Action on Bills and Claims Report \(CC, SA, SOSA\) for the period January 11th - January 17th](#)

Recommendation: Approve the list of Bills and Claims for January 11, 2019 - January 17, 2019.

2.H 19-1662 [Action on a Resolution Ordering the Vacation of a Public Utility Easement at 500 El Camino Real](#)

Recommendation:

- 1) Adopt a Resolution ordering the vacation of the Public Utility Easement at 500 El Camino Real [APN 230-11-040 (2018-19); SC 19,107]; and
- 2) Authorize the recordation thereof.

2.I 19-114 [Action on a Resolution Amending in Part Resolution 5195, Approving the 2019 Parks & Recreation Commission Calendar of Meetings, and Setting the Number and Start Time of the Regular Meetings of the Parks & Recreation Commission](#)

Recommendation: Adopt a Resolution amending in part Resolution 5195, approving the 2019 Parks & Recreation Commission Calendar of Meetings, and setting the number and start time of regular Parks & Recreation Commission meetings.

- 2.J 19-123 [Action on Adoption of an Ordinance Amending Chapter 8.35 \(“Smoking and Tobacco Regulations”\) of Title 8 \(“Health and Safety”\) of “The Code of the City of Santa Clara, California” to Modify Smoking and Tobacco Regulations](#)

Recommendation: Adopt Ordinance No. 1996 Amending Chapter 8.35 (“Smoking and Tobacco Regulations”) of Title 8 (“Health and Safety”) of “The Code of the City of Santa Clara, California” to Modify Smoking and Tobacco Regulations.

- 2.K 19-145 [Action to Adjust Compensation Ranges for Human Resources Management Positions](#)

Recommendation: Approve the revised Unclassified/Appointed/Elected Monthly Salary Schedule Resolution which incorporates salary range increases to the classifications of Assistant Director of Human Resources and Human Resources Division Manager, effective with the beginning of the first full pay period following approval of the new salary schedule.

- 2.L 19-147 [Action on Amendment No. 1 to the Amended and Restated Agreement with Environmental Risk Services for Consulting Services Related to the CityPlace Santa Clara Development Project](#)

Recommendation: Approve and authorize the City Manager to execute Amendment No. 1 to the Amended and Restated Agreement with Environmental Risk Services to expand the scope of services and increase compensation by \$260,000 for a revised not to exceed compensation amount of \$350,000 and extend the term of the agreement to January 31, 2020.

PUBLIC PRESENTATIONS

[This item is reserved for persons to address the Council or authorities on any matter not on the agenda that is within the subject matter jurisdiction of the City or Authorities. The law does not permit action on, or extended discussion of, any item not on the agenda except under special circumstances. The governing body, or staff, may briefly respond to statements made or questions posed, and appropriate body may request staff to report back at a subsequent meeting. Although not required, please submit to the City Clerk your name and subject matter on the speaker card available in the Council Chambers.]

CONSENT ITEMS PULLED FOR DISCUSSION

PUBLIC HEARING/GENERAL BUSINESS

3. 19-1430 [Action on Introduction of an Ordinance to add section 12.25.230 \(“Pavement Preservation”\) to Chapter 12.25 \(“Excavation and Use of City Rights-of-Way”\) of Title 12 \(“Streets, Sidewalks, and Public Places”\) of “The Code of the City of Santa Clara, California”](#)

Recommendation: Alternative 1:
Introduce an Ordinance which adds section 12.25.230 (“Pavement Preservation”) to Chapter 12.25 (“Excavation and Use of City Rights-of-Way”) of Title 12 (“Streets, Sidewalks, and Public Places”) of “The Code of the City of Santa Clara, California”.

4. 19-079 [Consideration of Authorization for City Manager to Negotiate and Execute an Agreement with Rotary Foundation to Support the Silicon Valley Barbeque Championships Event](#)

Recommendation: Staff does not make a recommendation; however, if the Council approves the Rotary Foundation’s request, staff recommends that the City Manager be authorized to negotiate and execute an agreement with the Rotary Foundation for a five year agreement to provide financial support, ranging from \$180,000 to \$200,000, for the Silicon Valley Barbeque Championship event, per terms outlined in this report.

5. Action on Council Committees

- 19-129 [a. Council Action on Council Committee Restructuring and Mayor’s Council Committee Appointments](#)

Recommendation: a. Action on the Mayor’s Council Committee Restructuring Proposal, including

- (1) Quarterly Meetings
- (2) Meetings held during business hours only
- (3) No written reports
- (4) Council approved workplans to manage scope and workload, with amendments to workplans requiring Council approval.

b. Action on the Mayor’s Council Committee Appointments

19-148 [b. City Manager Report Regarding the Mayor's Council Committee Restructuring Proposal](#)

Recommendation: Support the Mayor's Council Committee Restructuring Proposal as recommended by the Mayor as follows:

- (1) Quarterly Meetings
- (2) Meetings held during business hours only
- (3) No written reports
- (4) Council approved workplans to manage scope and workload

6. 19-159 [Action on Approval of Award of Agreement for the Management and Operation of the Santa Clara Convention Center](#)

Recommendation: Alternatives 1 and 2:

- 1. Adopt a Resolution authorizing the City Manager to negotiate an agreement with Global Spectrum L.P. dba Spectra Venue Management, including any options to extend the agreement, with an initial five year term ending on or about March 20, 2024 and a maximum annual compensation amount not to exceed \$400,000, and subject to the annual appropriation of funds; and
- 2. Adopt a Resolution authorizing the City Manager to negotiate and execute an Interim Management Agreement with Global Spectrum L.P. dba Spectra Venue Management, SMG, or Santa Clara Chamber of Commerce for a limited term management of the Santa Clara Convention Center to allow for the of a long term Management Agreement.

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

19-1677 [Tentative Meeting Agenda Calendar](#)

19-076 [Monthly Update on City Council and Stadium Authority Staff Referrals](#)

ADJOURNMENT

The next regular scheduled meeting is on Tuesday evening, February 19, 2019 in the City Hall Council Chambers.

MEETING DISCLOSURES

The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred. If a person wishes to challenge the nature of the above section in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Santa Clara, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

AB23 ANNOUNCEMENT: Members of the Santa Clara Stadium Authority, Sports and Open Space Authority and Housing Authority are entitled to receive \$30 for each attended meeting.

Note: The City Council and its associated Authorities meet as separate agencies but in a concurrent manner. Actions taken should be considered actions of only the identified policy body.

LEGEND: City Council (CC); Stadium Authority (SA); Sports and Open Space Authority (SOSA); Housing Authority (HA); Successor Agency to the City of Santa Clara Redevelopment Agency (SARDA)

Public contact was made by posting the Council agenda on the City's official-notice bulletin board outside City Hall Council Chambers. A complete agenda packet is available on the City's website and in the City Clerk's Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk's Office at (408) 615-2220, email clerk@santaclaraca.gov <<mailto:clerk@santaclaraca.gov>> or at the public information desk at any City of Santa Clara public library.