



City of Santa Clara

Joint Meeting Agenda of the City Council and Authorities Concurrent & Santa Clara Stadium Authority Board



Tuesday, September 24, 2024

6:00 PM

Hybrid Meeting
City Hall Council Chambers/Virtual
1500 Warburton Avenue
Santa Clara, CA 95050

Councilmember Chahal will be participating remotely under the Provisions of AB 2449 Emergency Circumstance

The City of Santa Clara is conducting City Council meetings in a hybrid manner (in-person and continues to have methods for the public to participate remotely).

• Via Zoom:

o <https://santaclaraca.zoom.us/j/99706759306>

Meeting ID: 997-0675-9306

o Phone 1(669) 900-6833

How to Submit Written Public Comment Before City Council Meeting:

1. Use the eComment tab located on the City Council Agenda page (<https://santaclaraca.legistar.com/Calendar.aspx>). eComments are directly sent to the iLegislate application used by City Council and staff, and become part of the public record. eComment closes 15 minutes before the start of a meeting.
2. By email to clerk@santaclaraca.gov by 12 p.m. the day of the meeting. Those emails will be forwarded to the Council and will be uploaded to the City Council Agenda as supplemental meeting material. Emails received after the 12 p.m. cutoff time up through the end of the meeting will form part of the meeting record. Please identify the Agenda Item Number in the subject line of your email.
NOTE: Please note eComments and Emails received as public comment **will not** be read aloud during the meeting.

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All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of the City Clerk at Santa Clara City Hall, 1500 Warburton Avenue, Santa Clara, CA 95050 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. For the final document, you may contact the Office of the City Clerk at (408) 615-2220 or Clerk@santaclaraca.gov.

Closed Session - 6:00 PM | Regular Meeting - 7:00 PM

6:00 PM CLOSED SESSION

Call to Order in the Council Chambers

Confirmation of Quorum

1. **24-909** [Conference with Labor Negotiators \(CC\)](#)
[Pursuant to Gov. Code § 54957.6](#)

[City representatives: Jovan D. Grogan, Nadine Nader, Aracely Azevedo, Marco Mercado, Charles Sakai, Glen R. Googins](#)

[Employee Organization\(s\):](#)

[Unit # 6 - AFSCME Local 101 \(American Federal of State, County and Municipal Employees\)](#)

[Unit # 9 - Miscellaneous Unclassified Management Employees](#)

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.

Convene to Closed Session (Council Conference Room)

7:00 PM JOINT CITY COUNCIL/STADIUM AUTHORITY BOARD MEETING

Call to Order in the Council Chambers

Pledge of Allegiance and Statement of Values

Roll Call

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

CONTINUANCES/EXCEPTIONS/RECONSIDERATIONS

SPECIAL ORDER OF BUSINESS

2. **24-424** [Proclamation of September 2024 as World Alzheimer's Month](#)

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.]

3.A 24-932 [Action on Meeting Minutes of May 20, 2024 Special City Council & Stadium Authority and June 4, 2024 Joint Council & Authorities and Stadium Authority Meetings](#)

Recommendation: Approve the meeting minutes of May 20, 2024 Special City Council & Stadium Authority and June 4, 2024 Joint Council & Authorities and Stadium Authority Meetings.

3.B 24-17 [Board, Commissions and Committee Minutes](#)

Recommendation: Note and file the Minutes of:
Planning Commission - August 21, 2024
Historical and Landmarks Commission - May 2, 2024
Board of Library Trustees - August 5, 2024
Board of Library Trustees - August 19, 2024

3.C 24-645 [Action on the Santa Clara Convention Center FY 2023/24 4th Quarter Financial Status Report](#)

Recommendation: Note and file the Santa Clara Convention Center Financial Status Report for the 4th Quarter ending June 30, 2024, as submitted by OVG.

3.D 24-824 [Action to Approve an Agreement with the Santa Clara Valley Water District \(Valley Water\) Relating to Payment of up to \\$350,000 to the City for Providing Support Services for Valley Water's Purified Water Project](#)

Recommendation: Authorize the City Manager to execute the Agreement with the Santa Clara Valley Water District Relating to Valley Water's Payment for City's Support Services Related to Purified Water, in substantially the form presented subject to minor revisions approved or required by the City Manager or City Attorney

3.E 24-511 [Action on an Agreement with Kimley-Horn and Associates, Inc. for Planning Professional Services and an Agreement with BKF Engineers for Design Professional Services for the De La Cruz Boulevard, Lick Mill Boulevard, and Scott Boulevard Bikeway Improvements Project](#)

- Recommendation:**
1. Authorize the City Manager to negotiate and execute an agreement with Kimley-Horn and Associates, Inc. to provide planning professional services for the De La Cruz Boulevard, Lick Mill Boulevard, and Scott Boulevard Bikeway Improvements project for an initial two-year term with maximum compensation not-to-exceed \$552,685, in a final form approved by the City Attorney;
 2. Authorize the City Manager to negotiate and execute an agreement with BKF Engineers to provide design professional services for the De La Cruz Boulevard, Lick Mill Boulevard, and Scott Boulevard Bikeway Improvements project for an initial two-year term with maximum compensation not-to-exceed \$762,812, in a final form approved by the City Attorney; and
 3. Authorize the City Manager to negotiate and execute amendments to both agreements to make modifications as required and extend the term for up to four additional one-year terms, subject to the compensation limits, and appropriation of funds, in final forms approved by the City Attorney.

3.F 24-703 Action on a Grant Agreement with the California Office of Traffic Safety and Amendment No. 1 to the Agreement with Kimley-Horn and Associates, Inc. for the Santa Clara Vision Zero Plan and Related Budget Amendments

- Recommendation:**
1. Authorize the City Manager to execute and take all necessary steps to implement the Grant Agreement between the City of Santa Clara and the State of California Office of Traffic Safety in the amount of \$77,800 for the Santa Clara Vision Zero Plan, in a final form approved by the City Attorney;
 2. Authorize the City Manager to negotiate and execute Amendment No. 1 to the Agreement with Kimley-Horn and Associates, Inc. to increase the maximum compensation by \$24,299 for a revised not-to-exceed amount of \$580,835, to provide promotional materials and additional support services for the Santa Clara Vision Zero Plan, in a final form approved by the City Attorney;
 3. Authorize the City Manager to make minor modifications to both agreements and to extend the terms, if needed, in a final form approved by the City Attorney; and
 4. Approve the FY 2024/25 budget amendment in the Streets and Highways Capital Fund to increase the Other Agencies Revenue estimate by \$77,800 to recognize grant funding for the OTS grant and establish the Santa Clara Vision Zero - 2024 OTS Grant Project in the amount of \$77,800. **(Five affirmative Council votes required to appropriate additional revenue).**

3.G 24-702 [Action on a Grant Agreement with the California Office of Traffic Safety, and Amendment No. 2 to the Agreement with Safe Moves, Inc., for the Safe Routes to School Program, and Related Budget Amendments](#)

- Recommendation:**
1. Authorize the City Manager to execute and take all necessary steps to implement the Grant Agreement between the City of Santa Clara and the State of California Office of Traffic Safety in the amount of \$69,050 for the Safe Routes to School Program, in a final form approved by the City Attorney;
 2. Authorize the City Manager to execute Amendment No. 2 to the Agreement with Safe Moves, Inc. to increase the maximum compensation by \$69,050 for a revised not-to-exceed amount of \$714,250, to provide equipment and services in support of the Safe Routes to School Program, in a final form approved by the City Attorney;
 3. Authorize the City Manager to make minor modifications to both agreements and to extend the terms, if needed, in a final form approved by the City Attorney; and
 4. Approve the FY 2024/25 budget amendment in the Streets and Highways Capital Fund to increase the Other Agencies Revenue estimate by \$69,050 to recognize grant funding for the OTS grant and establish the 2024 Santa Clara School Pedestrian and Bicycle Safety Project in the amount of \$69,050 **(five affirmative Council votes required to appropriate additional revenue)**.

3.H 24-1528 [Action to Authorize City Manager to Negotiate and Execute Amendment No. 3 to the Master Product and Services Agreement and Related Orders with Hexagon Safety & Infrastructure for the Computer Aided Dispatch System](#)

Recommendation: Authorize the City Manager to negotiate and execute Amendment No. 3 to Master Product and Services Agreement (Master Agreement) with Hexagon Safety & Infrastructure to extend the term through November 30, 2029, and execute Orders pursuant to the terms of the Master Agreement to upgrade the Computer Aided Dispatch System to I/CAD 9.4 2H2023 and renew the maintenance and support services with a total not-to-exceed amount of \$5,341,925, subject to the appropriation of funds and approval as to form by the City Attorney.

3.I 24-855 [Action on Authorizing the Use of City Electric Forces for Public Works Projects at Various Locations](#)

Recommendation:

1. Determine the proposed action is exempt from CEQA pursuant to Section 15303 (Class 3 - New Construction or Conversion of Small Structures) of Title 14 of the California Code of Regulations; and
2. Declare and determine in accordance with Section 1310 of the City Charter that the public works located at 45 Cronin Drive, 2230 Calle Del Mundo, 2900 Semiconductor Drive, and 2250 Walsh Avenue are better performed by the City with its own employees based on the information set forth in this Report to Council and authorize the performance of these public works consistent with this authorization.

3.J 24-843 [Action to Approve Increased Hourly Rates for As-Needed Classifications Working at Levi's Stadium, Adopt Resolution Approving the Updated Salary Plan, and Approve Related Budget Amendment](#)

Recommendation:

1. Approve increases to the hourly pay rate for the as-needed classifications of Per Diem Dispatcher, Per Diem Police Officer, and Traffic Control Officer;
2. Adopt a Resolution approving and adopting the updated as-needed salary plan reflecting the increased hourly rates; and
3. Approve the FY 2024/25 budget amendment in the General Fund to increase the Charges for Services budget in the amount of \$317,623 and increase the Non-Departmental Salaries and Benefits budget in the amount of \$317,623 **(five affirmative Council votes required to appropriate additional revenue)**.

3.K 24-874 [Action to Designate a Voting Delegate for the 2024 League of California Cities Annual Conference and Expo](#)

Recommendation: Designate City Councilmember Kevin Park as a voting delegate for the 2024 League of California Cities Annual Conference and Expo

3.L 24-1603 [Action to Waive First Reading and Introduce an Ordinance Amending and Restating in its Entirety Chapter 13.20 \(Storm Drains and Discharges\) of Title 13 \(Public Services\) of "The Code of the City of Santa Clara, California" to Enable Compliance with Regional Water Resources Control Board Requirements and Update Administrative Language](#)

Recommendation: Waive First Reading and Introduce an Ordinance Amending and Restating in its Entirety Chapter 13.20 (Storm Drains and Discharges) of Title 13 (Public Services) of "The Code of the City of Santa Clara, California" to enable compliance with Regional Water Resources Control Board Requirements and Update Administrative Language.

- 3.M 24-838** [Action to Adopt Ordinance No. 2071 Amending Chapter 2.140 \("Disaster Council"\) of Title 2 \("Administration and Personnel"\) of "The Code of the City of Santa Clara, California"](#)

Recommendation: Waive Second Reading and Approve Adoption of Ordinance No. 2071 Amending Chapter 2.140 ("Disaster Council") of Title 2 ("Administration and Personnel") of "The Code of the City of Santa Clara, California"

SANTA CLARA STADIUM AUTHORITY BOARD CONSENT CALENDAR

- 4.A 24-829** [Report on the Audited Santa Clara Stadium Authority Fiscal Year 2023/24 Annual Financial Statements](#)

Recommendation: Note and file the Santa Clara Stadium Authority Fiscal Year 2023/24 Annual Financial Statements.

- 4.B 24-891** [Action on Stadium Manager's Request to Approve a Third Amendment to the Agreement with ABM Industry Group, LLC for Janitorial Services at Levi's Stadium for a Month-to-Month Extension Not to Exceed Six Months](#)

Recommendation: Approve the Stadium Manager's request to execute a Third Amendment to the Agreement with ABM Industry Group to extend the term of the agreement on a month-to-month basis, beginning on October 1, 2024, for up to six months until the Stadium Manager enters into a new agreement for janitorial services at Levi's Stadium, subject to the Stadium Authority Board's approval, and completes the transition of services as needed depending on the recommended vendor through the formal solicitation process.

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

5. 24-810 [Public Hearing: Approval of the 2023-2024 Consolidated Annual Performance and Evaluation Report \(CAPER\) for Submission to the U.S. Department of Housing and Urban Development \(HUD\)](#)

Recommendation: 1. Approve the 2023-2024 Consolidated Annual Performance and Evaluation Report (Attachment 1) and authorize the City Manager, or his designee, to execute the documents for submission to the U.S. Department of Housing and Urban Development (HUD) by September 27, 2024 unless otherwise directed by HUD.

2. Direct staff to incorporate all public comments into the final version to be submitted to HUD on or before September 27, 2024.

6. 24-759 [Public Hearing: Action on Four Corrective Amendments to the Zoning Map that Resolve Inconsistencies with the City's General Plan Land Use Diagram, for the Properties located at 4995 Patrick Henry Drive / 3005 Democracy Way; 807 Washington Street; 1435 Lewis Street and 1430 and 1448 Madison Street; and 2805 Bowers Avenue.](#)

Recommendation: Adopt a Resolution to Amend the revised Zoning Map, consistent with the City's General Plan land use diagram, for the Properties located at 4995 Patrick Henry Drive / 3005 Democracy Way; 807 Washington Street; 1435 Lewis Street and 1430 and 1448 Madison Street; and 2805 Bowers Avenue.

7. 24-513 [Action on Resolutions Accepting the Monroe Street Bikeway Planning Study, Selecting a Preferred Design Concept and, as appropriate, Taking Related Actions Regarding Parking and Curb Modifications](#)

Recommendation: Alternatives 1,3, and 6:

1. Adopt a resolution accepting the Monroe Street Bikeway Planning Study;

3. Approve roadway concept titled "Two Lanes, Buffered Bike Lanes, Center Turn Lane, Parking on Both Sides" as the preferred alternative; and

6. Adopt a resolution establishing no parking zones as necessary on Monroe Street between Lawrence Expressway and San Tomas Expressway to accommodate the approved bikeway facilities.

8. 24-931 [Consideration of Action on a Request from Councilmember Jain for City Sponsorship or Other Support for GEN Grow Empower Nurture's September 28, 2024 Diwali Celebration at Live Oak Park](#)

Recommendation: Staff makes no recommendation regarding provision of financial support for GEN Grow Empower Nurture's September 28, 2024 Family Nav Diwali Festival and Garba event at Live Oak Park. Staff does not recommend provision of additional promotional support for the event beyond GEN's usage of the free-standing sign at Live Oak Park.

REPORTS OF MEMBERS, SPECIAL COMMITTEES AND COUNCILMEMBER 030 REQUESTS

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

ADJOURNMENT

The next regular scheduled meeting is on Tuesday, October 8, 2024 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.

STREAMING SERVICES: As always, the public may view the meetings on SantaClaraCA.gov, Santa Clara City Television (Comcast cable channel 15 or AT&T U-verse channel 99), or the livestream on the City's YouTube channel or Facebook page.

Note: The public cannot participate in the meeting through these livestreaming methods; livestreaming capabilities may be disrupted at times, viewers may always view and participate in meetings in-person and via Zoom as noted on the agenda.

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); Bayshore North Project Enhancement Authority (BNPEA); Public Facilities Financing Corporation (PFFC)

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.

If a member of the public submits a speaker card for any agenda items, their name will appear in the Minutes. If no speaker card is submitted, the Minutes will reflect "Public Speaker."

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA"), the City of Santa Clara will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities, and will ensure that all existing facilities will be made accessible to the maximum extent feasible. The City of Santa Clara will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities including those with speech, hearing, or vision impairments so they can participate equally in the City's programs, services, and activities. The City of Santa Clara will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all of its programs, services, and activities.

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Individuals who require an auxiliary aid or service for effective communication, or any other disability-related modification of policies or procedures, or other accommodation, in order to participate in a program, service, or activity of the City of Santa Clara, should contact the City's ADA Coordinator at 408-615-3000 as soon as possible but no later than 48 hours before the scheduled event.