

City of Santa Clara

Revised Call and Notice of Special Meeting

City Council

Successor Agency to the

City of Santa Clara Redevelopment Agency



Monday, February 8, 2021

3:30 PM

Virtual Meeting

****Revision:**

- Added Item 21-256

Pursuant to the provisions of California Governor's Executive Order N-29-20, issued on March 17, 2020, to prevent the spread of COVID-19, the City of Santa Clara has implemented methods for the public to participate remotely:

• Via Zoom:

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

Meeting ID: 997-0675-9306 or

o Phone: 1(669) 900-6833

• Via the City's eComment (now available during the meeting)

• Via email to PublicComment@santaclaraca.gov

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.

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of California Government Code §54956 ("The Brown Act") and Section 708 of the Santa Clara City Charter, the Mayor calls for a Special Meeting of the City Council of the City of Santa Clara and the Governing Board of the Successor Agency to the City of Santa Clara Redevelopment Agency to commence and convene on February 8, 2021, at 3:30 pm for a Special Meeting held virtually via Zoom, to consider the following matter(s) and to potentially take action with respect to them.

3:30 PM SPECIAL MEETING

Call to Order

Pledge of Allegiance and Statement of Values

Roll Call

CLOSED SESSION

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.

1. **21-210** [Conference with Legal Counsel-Existing Litigation \(CC, SARDA\) Pursuant to Gov. Code § 54956.9\(d\)\(1\) County of Santa Clara, et al., v. City of San Jose, et al. Santa Clara County Superior Court Master Case Number \(consolidated\) 105CV046005](#)

2. **21-212** [Conference with Real Property Negotiators \(CC\) Pursuant to Gov. Code § 54956.8 Property: Please see below listing for APNs and addresses City/Authority Negotiator: Deanna J. Santana, City Manager/Executive Director \(or designee\) Negotiating Parties: Please see below listing for names for negotiating party\(ies\) Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property \(provisions, price and terms of payment\)](#)

APN	Property Address	Property Owner (Name)
1 224-04-062	2755 LAFAYETTE STREET, SANTA CLARA	WITKIN PROPERTIES LP
2 224-04-057	890 WALSH AVENUE, SANTA CLARA	LA.W. LLC
3 224-04-088	2555 LAFAYETTE STREET, SANTA CLARA	GAHRAHMAT FAMILY LP I
4 230-03-090	525 MATHEW STREET, SANTA CLARA	NEWARK GROUP INDUSTRIES INC
5 224-35-014	630 MARTIN AVENUE, SANTA CLARA	D & R MILLER PROPS LLC
6 224-08-109	2908 LAFAYETTE STREET, SANTA CLARA	DOLLINGER LAFAYETTE ASSOCIATES
7 224-36-001	840 COMSTOCK STREET, SANTA CLARA	LAPTALO JAKOV, TRUSTEE
8 224-04-090	851 MARTIN AVENUE, SANTA CLARA	GAHRAHMAT FAMILY LP II
9 224-04-071	651 MARTIN AVENUE, SANTA CLARA	GAHRAHMAT FAM LP II LP
10 224-61-002	1401 MARTIN AVENUE, SANTA CLARA	ALMAN DIANA J TRUSTEE & ET AL
11 224-60-014	1261 MARTIN AVENUE, SANTA CLARA	MARTIN INVESTMENT PROPERTIES LLC
12 224-60-012	1199 MARTIN AVENUE, SANTA CLARA	1065 MARTIN AVE LLC
13 224-60-013	1061 MARTIN AVENUE, SANTA CLARA	1065 MARTIN AVE LLC
14 224-60-011	1055 MARTIN AVENUE, SANTA CLARA	YOUNG SANG A AND ANNE C TRUSTEE
15 224-60-010	1015 MARTIN AVENUE, SANTA CLARA	1015 Martin Ave LLC
16 224-60-006	1051 MARTIN AVENUE, SANTA CLARA	BAY AREA CELLULAR TELEPHONE CO
17 224-60-005	999 MARTIN AVENUE, SANTA CLARA	POLLACK ENTERPRISES INC
18 224-60-004	953 MARTIN AVENUE, SANTA CLARA	ROBINSON OIL CORPORATION
19 224-35-019	2495 LAFAYETTE STREET, SANTA CLARA	WONG KING WAN TRUSTEE & ET AL
20 224-35-020	2435 LAFAYETTE STREET, SANTA CLARA	WESCO PROPERTIES INC
21 224-40-010	2365 LAFAYETTE STREET, SANTA CLARA	BOWLES, ECKSTROM & ASSOCIATES LLC
22 224-40-009	2325 LAFAYETTE STREET, SANTA CLARA	RICHARD & DOROTHY LONG REVOCABLE
23 224-40-008	2311 LAFAYETTE STREET, SANTA CLARA	WHITNEY BRUCE S AND JUDITH R TRUSTEE
24 224-40-007	2301 LAFAYETTE STREET, SANTA CLARA	MEUSER WILLIAM E AND ANN E TRUSTEE
25 224-03-080	2265 LAFAYETTE STREET, SANTA CLARA	SEW LLC
26 224-03-081	800 MATHEW STREET, SANTA CLARA	PATEL JITENDRA G AND SHASHI J TRUSTEE
27 230-03-106	2500 DE LA CRUZ BLVD, SANTA CLARA	EMF LLC
28 224-07-099	960 CENTRAL EXPRESSWAY, SANTA CLARA	OWENS CORNING INSULATING
29 224-56-001	925 WALSH AVENUE, SANTA CLARA	PSB NORTHERN CA INDUSTL PORTFOLIO LLC
30 224-57-015	925 WALSH AVENUE, SANTA CLARA	PSB NORTHERN CA INDUSTL PORTFOLIO LLC
31 224-57-014	1451 Walsh Ave, Santa Clara	UNITED STATES POSTAL SERVICE
32 224-57-003	1515 Walsh Avenue, Santa Clara	The Malisic Survivor's Trust, Malisic Residual Trust
33 224-58-003	1150 Walsh Avenue, Santa Clara	Ragingwire Data Centers, Inc. A Nevada Corp.
34 224-04-093	2845 LAFAYETTE STREET, SANTA CLARA CA	Digital Lafayette, LLC
35 224-04-094	2805 LAFAYETTE STREET, SANTA CLARA	DIGITAL BH 800 LLC
36 224-61-004	1501 MARTIN AVENUE, SANTA CLARA	INTEL CORPORATION
37 230-03-105	2600 DE LA CRUZ BLVD, SANTA CLARA	C-1 Santa Clara, LLC

3. 21-211 [Conference with Real Property Negotiators \(CC\)](#)
[Pursuant to Gov. Code § 54956.8](#)
[Property: Please see below listing for APNs and addresses](#)
[City/Authority Negotiator: Deanna J. Santana, City
Manager/Executive Director \(or designee\)](#)
[Negotiating Parties: Please see below listing for names for
negotiating party\(ies\)](#)
[Under Negotiation: Purchase/Sale/Exchange/Lease of Real
Property \(provisions, price and terms of payment\)](#)

	APN	Property Address	Property Owner (Name)
1	224-63-020	2380 Lafayette Street, Santa Clara	Dinapoli Family, LP
2	224-63-006	985 Memorex Drive, Santa Clara	Berto Development
3	224-67-023	2199 Ronald Street, Santa Clara	Richard Rossi, Tr.
4	224-66-005	2222 Ronald Street, Santa Clara	Portisi Investments, LLC
5	224-66-003	2122 Ronald Street, Santa Clara	JB Manufacturing, LLC
6	224-05-093	1040 Di Giulio Avenue, Santa Clara	Jon Anderson, Tr.
7	224-05-043	1034 Di Giulio Avenue, Santa Clara	Curtis Chew, Tr.
8	224-05-044	1024 Di Giulio Avenue, Santa Clara	Dante Esposito, Tr.
9	224-05-045	996 Di Giulio Avenue, Santa Clara	Dorothy Luth, Tr.
10	224-05-046	982 Di Giulio Avenue, Santa Clara	Sunding Brothers, LLC
11	224-05-047	962 Di Giulio Avenue, Santa Clara	Sunding Brothers, LLC
12	224-05-048	942 Di Giulio Avenue, Santa Clara	Aaron Smith
13	224-05-049	934 Di Giulio Avenue, Santa Clara	Timmy Chun
14	224-05-050	2200 Lafayette Street, Santa Clara	Lorene Scott
15	224-67-042	2206 Lafayette Street, Santa Clara	Felix Panis
16	224-67-048	2222 Lafayette Street, Santa Clara	Javad Zolfaghari
17	224-67-028	2234 Lafayette Street, Santa Clara	Posouvat se, LLC
18	224-03-080	2265 Lafayette Street, Santa Clara	SEW LLC

4. 21-256 [Conference with Legal Counsel-Existing Litigation \(CC\)](#)
[Pursuant to Gov. Code § 54956.9\(d\)\(1\)](#)
[City of Santa Clara v. Yumori Kaku, et al., California Sixth
District Court of Appeal Case No. H046105](#)

Convene to Closed Session

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

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.]

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

ADJOURNMENT

The next regular scheduled meeting is on Tuesday evening, February 9, 2021.

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.

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.

Agendas and other written materials distributed during a public meeting that are public record will be made available by the City in an appropriate alternative format. Contact the City Clerk's Office at 1 408-615-2220 with your request for an alternative format copy of the agenda or other written materials.

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.



City of Santa Clara

1500 Warburton Avenue
Santa Clara, CA 95050
santaclaraca.gov
@SantaClaraCity

Agenda Report

21-210

Agenda Date: 2/8/2021

SUBJECT

Conference with Legal Counsel-Existing Litigation (CC, SARDA)

Pursuant to Gov. Code § 54956.9(d)(1)

County of Santa Clara, et al., v. City of San Jose, et al.

Santa Clara County Superior Court Master Case Number (consolidated) 105CV046005



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Agenda Report

21-212

Agenda Date: 2/8/2021

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Pursuant to Gov. Code § 54956.8

Property: Please see below listing for APNs and addresses

City/Authority Negotiator: Deanna J. Santana, City Manager/Executive Director (or designee)

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Agenda Report

21-256

Agenda Date: 2/8/2021

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Pursuant to Gov. Code § 54956.9(d)(1)

City of Santa Clara v. Yumori Kaku, et al., California Sixth District Court of Appeal Case No. H046105