



City of Santa Clara

Minutes

Adjourned and Reconvened Special Meeting of the City Council from April 25, 2023

05/02/2023

5:00 PM

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

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

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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.

Agendas, Staff Reports and some associated documents for City Council items may be viewed on the Internet at <https://santaclaraca.legistar.com/Calendar.aspx>

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.

5:00 PM ADJOURNED AND RECONVENED SPECIAL MEETING OF THE CITY COUNCIL FROM APRIL 25, 2023

Call to Order

Mayor Gillmor called the meeting to order at 5:06 p.m.

Pledge of Allegiance and Statement of Values

Council recited the Pledge of Allegiance.

Councilmember Chahal recited the Statement of Values.

Assistant City Clerk Pimentel recited the AB 23 Announcement and Behavioral Standards.

Assistant City Clerk Pimentel also noted that any registered Lobbyist speaking during a Public Meeting will need to identify themselves and who they represent.

Roll Call

Present: 7 - Councilmember Kathy Watanabe, Councilmember Raj Chahal, Councilmember Karen Hardy, Vice Mayor Kevin Park, Councilmember Suds Jain, Councilmember Anthony Becker, and Mayor Lisa M. Gillmor

PUBLIC HEARING/GENERAL BUSINESS

1. [23-591](#) Consideration and Possible Actions on a Proposed 30-Unit Homekey Interim Housing Development on County-Owned Land Located at Lawrence Expressway and Benton Street, Including City Sponsorship and Partial Funding of Project Operations (CEQA: Statutory Exemption under Government Code Section 65913.4, SB 35 Affordable Housing Projects) - Continued from the April 25, 2023 Council Meeting

Recommendation:

1. Authorize the Office of the City Manager to negotiate and execute a three-party letter of intent between LifeMoves, County of Santa Clara, and the City of Santa Clara defining the roles and responsibilities for the financing, operations and construction management for the Homekey application for the property located at Lawrence and Benton Street in a final form approved by the City Attorney.
2. Adopt a resolution authorizing the Office of the City Manager to apply for, execute, and submit all required documents for California Department Housing and Community Development Homekey Program to participate as a co-applicant.
3. Authorize the County of Santa Clara to update the City of Santa Clara's California Permanent Local Housing Allocation 5-year plan by adding activity six to the County's PLHA plan to assist persons who are experiencing or at risk of homelessness and allocating year 3,4, and 5 funding, after deducting administrative costs, to the Benton/Lawrence interim housing to help fund operations.

City Manager Grogan provided a brief introduction of the agenda item.

Councilmember Chahal stated he has viewed the April 25, 2023 meeting and is ready to participate in tonight's meeting.

Community Development Director Crabtree provided responses to the comments/questions received from the **Council** and community.

Further **Council** comments followed.

Consuelo Hernandez with County of Santa Clara Office of Supportive Housing, LifeMoves representatives Maria Jackson, Paul Simpson, Heather Griffin and Brian Greenberg, and City Housing Manager Adam Marcus responded to questions and comments.

Mayor Gillmor called a recess at 7:47 p.m. and reconvened the meeting at 8:02 p.m.

Closing remarks were made by **Council**.

A motion was made by Councilmember Hardy, seconded by Councilmember Watanabe to: 1) Authorize the Office of the City Manager to negotiate and execute a three-party letter of intent between LifeMoves, County of Santa Clara, and the City of Santa Clara defining the roles and responsibilities for the financing, operations and construction management for the Homekey application for the property located at Lawrence and Benton Street in a final form approved by the City Attorney; 3) Authorize the County of Santa Clara to update the City of Santa Clara's Permanent Local Housing Allocation 5-year plan by adding activity six to the County's PLHA plan to assist persons who are experiencing or at risk of homelessness and allocating year 3, 4, and 5 funding, after deducting administrative costs, to the Benton/Lawrence interim housing to help fund operations; 4) Provide direction to return to City Council for approval of a budget amendment appropriating up to \$5,500,000 from special revenue funds for operations at the Benton/Lawrence interim housing site; and include an Annual Review in the Letter of Intent.

Council made closing remarks on the motion.

A substitute motion was made by Councilmember Chahal, and seconded by Vice Mayor Park, to approve Alternative C and refer this back to staff and direct staff to modify the project or pursue other alternatives for permanent housing.

A motion was made by Councilmember Chahal, seconded by Vice Mayor Park, to consider the Substitute Motion. The motion failed.

Aye: 3 - Councilmember Chahal, Vice Mayor Park, and Mayor Gillmor

Nay: 4 - Councilmember Watanabe, Councilmember Hardy, Councilmember Jain, and Councilmember Becker

A motion was made by Councilmember Hardy, seconded by Councilmember Watanabe to: 1) Authorize the Office of the City Manager to negotiate and execute a three-party letter of intent between LifeMoves, County of Santa Clara, and the City of Santa Clara defining the roles and responsibilities for the financing, operations and construction management for the Homekey application for the property located at Lawrence and Benton Street in a final form approved by the City Attorney; 3) Authorize the County of Santa Clara to update the City of Santa Clara's Permanent Local Housing Allocation 5-year plan by adding activity six to the County's PLHA plan to assist persons who are experiencing or at risk of homelessness and allocating year 3, 4, and 5 funding, after deducting administrative costs, to the Benton/Lawrence interim housing to help fund operations; 4) Provide direction to return to City Council for approval of a budget amendment appropriating up to \$5,500,000 from special revenue funds for operations at the Benton/Lawrence interim housing site; and include an Annual Review in the Letter of Intent.

Aye: 4 - Councilmember Watanabe, Councilmember Hardy, Councilmember Jain, and Councilmember Becker

Nay: 3 - Councilmember Chahal, Vice Mayor Park, and Mayor Gillmor

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

Councilmember Watanabe reported that she attended the Recycle Waste Reduction Commission meeting.

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

There was none.

ADJOURNMENT

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to adjourn the meeting at 9:51 p.m.

Aye: 6 - Councilmember Watanabe, Councilmember Chahal, Councilmember Hardy, Councilmember Jain, Councilmember Becker, and Mayor Gillmor

Nay: 1 - Vice Mayor Park

The next regular scheduled meeting is on Tuesday, May 9, 2023 in the City Hall Council Chambers.

MEETING DISCLOSURES

The time limit within which to commence any lawsuit or legal challenge to any quasi-judicative 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-judicative 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.