



City of Santa Clara

Call and Notice of Special Meeting

Council and Authorities Concurrent Meeting

Tuesday, October 2, 2018

5:00 PM

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

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, the Governing Board of the Stadium Authority, the Governing Board of the Sports and Open Space Authority, the Governing Board of the City of Santa Clara Housing Authority, and the Governing Board of the Successor Agency to the City of Santa Clara Redevelopment Agency to commence and convene on October 2, 2018, at 5:00 pm for a Special Meeting in the City Hall Council Chambers located in the East Wing of City Hall at 1500 Warburton Avenue, Santa Clara, California, to consider the following matter(s) and to potentially take action with respect to them.

Closed Session - 5:00 PM | Study Session - 6:00 PM | Regular Meeting - 7:00 PM

5:00 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.

- 18-1362** [Conference with Legal Counsel-Existing Litigation \(CC\)](#)
[Pursuant to Gov't Code § 54956.9\(d\)\(1\)](#)
[NCPA v. United States, U.S. Court of Federal Claims, Case No. 14-817C](#)
- 18-1363** [Conference with Legal Counsel-Existing Litigation \(CC\)](#)
[Pursuant to Gov't Code § 54956.9\(d\)\(1\)](#)
[Pomeroy Eichler Neighborhood Preservation Society et al. v. City of Santa Clara, et al., Santa Clara County Superior Court Case No. 18CV334205](#)

- 18-1364** [Conference with Legal Counsel-Anticipated Litigation \(CC, SA\)](#)
[Pursuant to Gov. Code § 54956.9\(a\) - Exposure to litigation](#)
[Number of potential cases: 1](#)
[\(Facts and Circumstances\)](#)
[City as potential defendant: At a meeting on September 20, 2018, StadCo representatives stated that the failure to pay public safety costs in the amount of approximately \\$660K were a breach of the Stadium Lease](#)

Convene to Closed Session (Council Conference Room)

6:00 PM STUDY SESSION

Call to Order in the Council Chambers

Confirmation of a Quorum

- 18-1005** [6:00 P.M. Study Session: Precise Plan for the Downtown \(only four non-conflicted Council Members to participate\)](#)

7:00 PM COUNCIL SPECIAL MEETING

Call to Order

Pledge of Allegiance and Statement of Values

Roll Call

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

CONTINUANCES/EXCEPTIONS

SPECIAL ORDER OF BUSINESS

- 1.A 18-1223** [Recognition of Hanson Bridgett Law Firm](#)
- 1.B 18-1289** [Recognition of Volunteer Battalion Chief Kent Clerk and his wife Barbara Clerk for 30 years of service with the Santa Clara Fire Department](#)
- 1.C 18-1328** [Presentation by the Alzheimer's Association](#)

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 18-489 [Action on the Council and Authorities Concurrent and Stadium Authority Meeting Minutes](#)

Recommendation: Note and file the Minutes of:
Joint Council and Authorities Concurrent and Stadium Authority Meeting - May 29, 2018
Council and Authorities Concurrent Meeting - June 12, 2018
City Council Special Meeting 11:00 AM - June 21, 2018
Joint City Council and Stadium Authority Special Meeting 5:00 PM - June 21, 2018

2.B 18-361 [Board, Commissions and Committee Minutes](#)

Recommendation: Note and file the Minutes of:
Planning Commission Meeting of June 27, 2018
Historical and Landmarks Commission Meeting of June 7, 2018

2.C 18-1123 [Action on Bills and Claims for the month of August 2018 \(Stadium Authority\)](#)

Recommendation: Approve the list of Bills and Claims for August 2018.

2.D 18-1136 [Action on Bills and Claims Report \(CC\) for the period August 31st - September 13th](#)

Recommendation: Approve the list of Bills and Claims for August 31, 2018 - September 13, 2018.

2.E 18-1282 [Action on Gifts to Elected and Appointed Officials Policy](#)

Recommendation: Adopt a resolution to approve the Gifts to Elected and Appointed Officials policy

2.F 18-1283 [Action on Donations to the City Policy and Related Budget Amendment](#)

Recommendation: Adopt a resolution to approve the Donations to the City policy and approve related budget amendment

2.G 18-1296 [Action on Adoption of Ordinance No. 1987 Codifying Existing Claims Settlement Authority and Amending Settlement Authority for Workers' Compensation Matters](#)

Recommendation: Adopt Ordinance No. 1987 Codifying Existing Claims Settlement Authority and Amending Settlement Authority for Workers' Compensation Matters.

2.H 18-1336 [Action on Adoption of Ordinance No. 1988 Including Elected Chief of Police in Salary Setting Commission's Regular Review of Elected Officials' Compensation](#)

Recommendation: Adopt Ordinance No. 1988 Including Elected Chief of Police in Salary Setting Commission's Regular Review of Elected Officials' Compensation.

2.I 18-1246 [Action on Referring a Recommendation to Name the Central Park Annex park site as "Bill Wilson, Jr. Park" to the Ad-Hoc Facilities Naming and Recognition Committee](#)

Recommendation: Recommend that Council Refer the Parks and Recreation Commission Recommendation to Name the Central Park Annex park site as the "Bill Wilson, Jr. Park" to the Ad-Hoc Facility Naming and Honorary Recognition Committee.

2.J 18-1247 [Action on Referring a Recommendation to Name the San Tomas & Monroe Neighborhood Park as "Everett N. Sousa Park" to the Ad-Hoc Facilities Naming and Recognition Committee](#)

Recommendation: Recommend that Council Refer the Parks and Recreation Commission Recommendation to Name the San Tomas & Monroe Neighborhood Park as "Everett N. Sousa Park" to the Ad-Hoc Facility Naming and Honorary Recognition Committee.

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. **18-1353** [Consideration of Written Petition submitted by William Eserini regarding Use of City Property for Political Campaign Purposes](#)

Recommendation: There is no staff recommendation for this issue as the petitioner's issues have been addressed.

4. **18-944** [Action on the Introduction of an Ordinance Amending Chapter 5.35 \("Taxicabs"\) of the Code of the City of Santa Clara to revise taxicab permitting and operational requirements establish new permit and operational requirements for pedi-cabs](#)

Recommendation: Alternative 1:

1. Introduce an Ordinance Amending Chapter 5.35 ("Taxicabs") of the Code of the City of Santa Clara to revise taxicab permitting and operational requirements, and to include new permit and operational requirements for pedi-cabs

5. **Stadium Authority Financial Status Reports**

- A. **18-411** [Action on the Financial Status Report for the Quarter and Fiscal Year Ending March 31, 2018](#)

Recommendation: Note and file the Santa Clara Stadium Authority Financial Status Report for the Quarter Ending March 31, 2018.

B. 18-1122 [Action on the Santa Clara Stadium Authority Financial Status Report for Quarter Ending June 30, 2018 and Related Budget Amendments](#)

Recommendation:

1. Note and file the Santa Clara Stadium Authority Financial Status Report for the Quarter Ending June 30, 2018.
2. Approve Budget Amendments to the 2018/19 Santa Clara Stadium Authority Budget.

6. 18-1351 [Information Report from Stadium Manager on College Football Playoff 2019 National Championship Game Preparation](#)

Recommendation:

Note and file the information report from Stadium Manager on College Football Playoff 2019 National Championship Preparation

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

18-1382 [Tentative Meeting Agenda Calendar](#)

ADJOURNMENT

The next regular scheduled meeting is on Tuesday evening, October 9, 2018 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)

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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."



City of Santa Clara

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

Agenda Report

18-1362

Agenda Date: 10/2/2018

SUBJECT

Conference with Legal Counsel-Existing Litigation (CC)

Pursuant to Gov't Code § 54956.9(d)(1)

NCPA v. United States, U.S. Court of Federal Claims, Case No. 14-817C



City of Santa Clara

1500 Warburton Avenue
Santa Clara, CA 95050
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Agenda Report

18-1363

Agenda Date: 10/2/2018

SUBJECT

Conference with Legal Counsel-Existing Litigation (CC)

Pursuant to Gov't Code § 54956.9(d)(1)

Pomeroy Eichler Neighborhood Preservation Society et al. v. City of Santa Clara, et al., Santa Clara County Superior Court Case No. 18CV334205



City of Santa Clara

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Santa Clara, CA 95050
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Agenda Report

18-1364

Agenda Date: 10/2/2018

SUBJECT

Conference with Legal Counsel-Anticipated Litigation (CC, SA)

Pursuant to Gov. Code § 54956.9(a) - Exposure to litigation

Number of potential cases: 1

(Facts and Circumstances)

City as potential defendant: At a meeting on September 20, 2018, StadCo representatives stated that the failure to pay public safety costs in the amount of approximately \$660K were a breach of the Stadium Lease



Agenda Report

18-1005

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

6:00 P.M. Study Session: Precise Plan for the Downtown (only four non-conflicted Council Members to participate)

BACKGROUND

The City of Santa Clara's 2010-2035 General Plan identifies Focus Areas throughout the City of Santa Clara, including the Downtown Area, to promote the City's diverse economic base and to meet the demand for housing that addresses job growth in the City and region. As updated in 2010, the General Plan envisions the Downtown Focus Area being revitalized and supports the potential development of up to 129,300 square feet of new commercial uses and 396 new residential units along with public gathering places and civic venues. The General Plan also calls for a transit loop connection to the Santa Clara Transit Station in order to promote increased multi-modal connectivity, as well as reconnecting streets to increase access to transit and to attract residents and visitors.

A Downtown Plan for a portion of the area was endorsed by the City Council in 2007 to serve as a catalyst for revitalization. In 2010, a Downtown Revitalization Plan Committee was established to review the Downtown revitalization plan and to evaluate whether to re-confirm the existing conceptual plan or to re-visit the plan to explore alternative approaches. In August 2015, the Council adopted a Strategic Objective to evaluate a Santa Clara Downtown/Super Block project. The City then hired an urban design consultant, Urban Field Studio, who assisted the City in holding a series of workshops and meetings extending from October 2015 through November 2017 which were used to gather community input on a vision for the Downtown's future development. Through this process, the community identified several objectives for the redevelopment of the Downtown as a vibrant, pedestrian-oriented destination. The restoration of Franklin Street as a public right-of-way open to vehicular traffic was identified as a primary objective. Concurrent with the City conducted process, community members have become increasingly engaged around the possibility of revitalizing the City's historic Downtown area, including community members who have organized as "Reclaiming Our Downtown", as well as those in existing groups, such as the Old Quad Resident's Association.

In response to this ongoing community interest, the City Council included \$400,000 in the FY 2018-2019 budget to support the preparation of a precise plan for the Downtown area. The City intends to issue a Request for Proposals (RFP) for consultant services to support the initiation of the Precise Plan preparation process.

DISCUSSION

The September 2018 study session will be the first opportunity for the City Council to discuss the proposed Downtown Precise Plan, provide input on the project scope, and the composition of a community member Downtown Community Task Force (DCTF) that will inform the planning process.

Project Scope

The Precise Plan will provide guidance for new development within the Downtown Precise Plan Focus Area (Attachment 1) through policies, guidelines, and illustrations that implement the community vision and objectives for a vibrant, pedestrian-oriented destination Downtown. Specifically, the primary components that will be provided through the Plan include:

- Community Engagement - The Plan will continue to emphasize community involvement by engaging the public about urban design concepts and the Downtown Precise Plan planning process through a comprehensive community involvement strategy. Market Demand Analysis / Economic Sustainability - the Plan should consider economic viability and long-term fiscal impacts, including the relationship between density and market viability and the appropriate amounts and locations of commercial uses within the Plan area to maximize the overall economic benefit of future land uses and to produce a complete community.
- Land Use Plan - The land use plan and policy framework shall guide future land development and redevelopment activities within the area.
- Connectivity - The Plan will include improvements to vehicular, pedestrian, bicycle and transit connectivity between the Santa Clara Transit Station and the Downtown area and between the El Camino Real and the Downtown area.
- Design Standards - Urban design standards for streets, streetscapes, buildings and open space will promote walkable and livable environments within the project area.

Request for Proposals (RFP) Scope

The City of Santa Clara will be issuing a Request for Proposals (RFP) seeking proposals from qualified consultants to provide professional services for the development of the Downtown Precise Plan. Proposals for the Plan shall include the land use planning elements required to support the revitalization and redevelopment of the area as a complete urban neighborhood. Specifically, the plan shall define both the land use plan for the area as well as policies, design guidelines, streetscape design, and open space standards to implement the Plan vision.

The City is seeking an experienced and innovative planning firm (along with a multidisciplinary consultant team) with demonstrated knowledge and experience in the following areas:

- Urban Design and Land Use Planning
- Participatory Community Planning (Public Outreach)
- Computer Graphics
- Transportation, Circulation, and Parking Analysis
- Public Infrastructure Engineering
- Environmental Review
- Market and Financial Analysis (including a market feasibility analysis for development types under consideration for the plan area)

Downtown Community Task Force

Community engagement is an integral part of the Downtown Precise Plan process to produce a final plan that is supported by the community and various stakeholders in Santa Clara and that provides a clear vision for the ongoing development of the area over the next 20 to 30 years. The Downtown Community Task Force (DCTF) will be comprised of approximately seven members approved by the City Council, will be advisory and non-voting, and will be time limited to the duration of the Precise Plan process. The purpose and mission of the committee is to provide:

- High-level strategic thinking on the direction of the plan at key points in the project;
- Review, interpretation, and guidance on the results of the public workshops and other engagement activities; and
- Recommendations on the vision, land use, transportation alternatives, and key policy topics for the project area.

Staff has identified a range of residents and stakeholders within the community that have been involved in the past Downtown Revitalization efforts. Staff is seeking concurrence from the Council to convene the Downtown Citizen Advisory Group with the following proposed list of representatives.

- Santa Clara University
- Old Quad Residents Association
- Reclaiming Our Downtown
- Downtown Area Business Owner
- Downtown Area Resident
- A developer with experience in the area or NAIOP (Commercial Real Estate Development Association)
- A community resident from a neighborhood outside of the Downtown area

Staff is asking that the City Council provide comments regarding the structure for the DCTF and will return with a list of specific individuals for Council approval once additional coordination has occurred.

ENVIRONMENTAL REVIEW

This is an information report only and no action is being taken by the City Council and no environmental review under the California Environmental Quality Act ("CEQA") is required at this time. The Downtown precise plan will undergo environmental review and an environmental document will be brought to the City Council at the time when the Council considers the plan.

COORDINATION

This report has been coordinated with the City Attorney's Office and the Finance Department.

PUBLIC CONTACT

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.

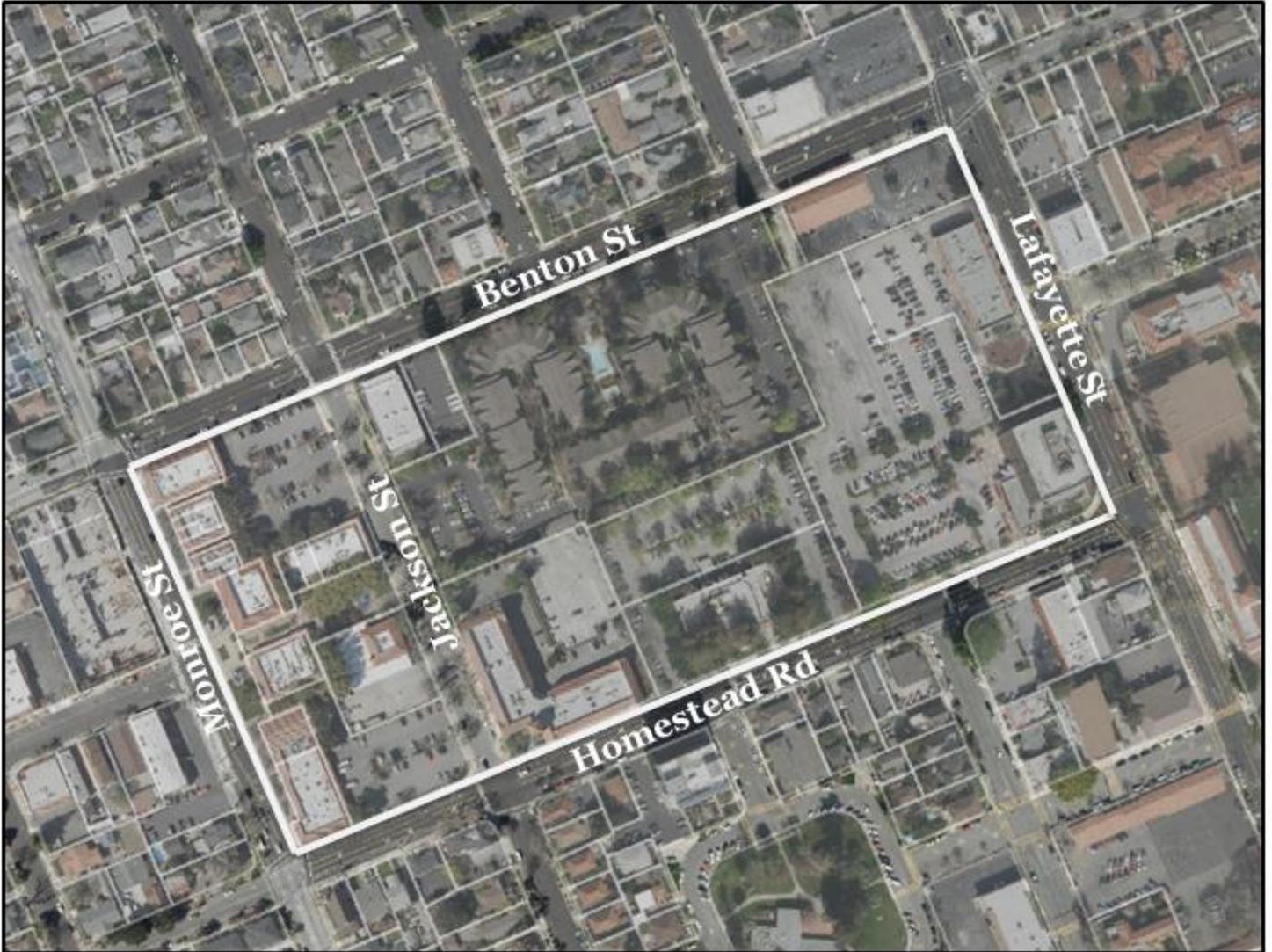
Reviewed by: Andrew Crabtree, Community Development Director

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. DT Precise Plan Area Map

Downtown Precise Plan Area Boundary Map





Agenda Report

18-1223

Agenda Date: 10/2/2018

REPORT TO STADIUM AUTHORITY BOARD

SUBJECT

Recognition of Hanson Bridgett Law Firm

BACKGROUND

In March 2016, the San Francisco 49ers requested an annual stadium rent payment reduction. After the Santa Clara Stadium Authority board unanimously voted to refuse the rent reduction request, the San Francisco 49ers filed for arbitration to decide the issue.

DISCUSSION

Hanson Bridgett Law Firm represented the Santa Clara Stadium Authority (Authority) in the Stadium rent arbitration case which lasted almost two years. Due to the excellent work of the litigation team led by Lawrence Cirelli, Mohammad Walizadeh and Emily Charley, the Stadium Authority was awarded a significant legal victory in the form of a Stadium Rent increase rather than the hundreds of millions of dollars in rent reduction that the 49ers Stadium Company was seeking.

As a Special Order of the Business, the Santa Clara Stadium Authority Board will recognize Hanson Bridgett Law Firm for their work on the Stadium Rent Arbitration.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

There is no fiscal impact other than staff time.

PUBLIC CONTACT

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Reviewed by: Lynn Garcia, Executive Assistant to the Mayor and City Council

Approved by: Deanna J. Santana, Executive Director



Agenda Report

18-1289

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Recognition of Volunteer Battalion Chief Kent Clerk and his wife Barbara Clerk for 30 years of service with the Santa Clara Fire Department

BACKGROUND

The Santa Clara Fire Department Volunteer Reserve Division serves as a supplemental resource to the Fire Department's Suppression Division, and has been retained as a viable part of the City's firefighting and emergency response force. The Santa Clara Fire Department Volunteer Reserve Division is comprised of over 60 individuals in six companies. Reserves respond directly to incidents in their own vehicles, as well as work alongside Santa Clara firefighters at fires and other emergency responses.

Volunteer Reserve Battalion Chief Kent Clerk has been a Volunteer for the past 30 years.

DISCUSSION

Kent and Barbara Clerk are a team of Santa Clara volunteers that together have enhanced the quality of life for many Santa Clara citizens. Through their commitment to volunteerism and public service, they have increased public safety and emergency preparedness in our city, raised funds for local charities, and encouraged others to volunteer their time to help others.

The Clerks began their community service work when Kent joined the Volunteer division of the Santa Clara Fire Department in 1988. Kent quickly rose through its ranks, reaching the position of Volunteer Battalion Chief, the highest rank in the Volunteer Division. Kent directs the activities of 60 dedicated volunteer firefighters, who work alongside full-time firefighters to provide emergency service. These volunteers also provide over 5,000 hours of community service each year. Barbara contributes many hours in support of the Volunteer Division, and in doing so, has become extremely knowledgeable of the department's 160-year history. This led to the establishment of the Santa Clara Fire Museum, which has added cultural value to our community and has provided our citizens an opportunity to learn the rich history of the department and city.

Kent and Barbara Clerk have demonstrated significant leadership in the area of public service to our community, and through their efforts have made life better for many Santa Clarans. Through their dedicated work, the Clerks are deserving of this recognition.

In recognition of Kent and Barbara Clerk's 30 years of dedicated work in the Volunteer Division of the Santa Clara Fire Department and in the Santa Clara community, the Mayor and Council will honor the Clerks with a City Proclamation.

FISCAL IMPACT

There is no cost to the City other than staff time.

PUBLIC CONTACT

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Reviewed by: William G. Kelly, Fire Chief

Approved by: Deanna J. Santana, City Manager



Agenda Report

18-1328

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Presentation by the Alzheimer's Association

BACKGROUND

The Alzheimer's Association is the leading voluntary health organization in Alzheimer's disease care, support, and research. It is the mission of the Alzheimer's Association to eliminate Alzheimer's disease and related disorders through the advancement of research, to provide and enhance care and support for all affected, and to reduce the risk of dementia through the promotion of brain health.

Each year, the Alzheimer's Association hosts the Walk to End Alzheimer's event to bring awareness to Alzheimer's care, support, and research. The 2018 Walk to End Alzheimer's - Silicon Valley event is scheduled for Saturday, October 13, 2018, in San Jose.

DISCUSSION

As a Special Order of Business, Silicon Valley Walk Manager Kristi Roberts from the Alzheimer's Association will share the mission of the Alzheimer's Association and provide an update on the upcoming 2018 Walk to End Alzheimer's - Silicon Valley event.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378(a) as it has no potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

FISCAL IMPACT

There is no fiscal impact other than staff time to prepare this report.

PUBLIC CONTACT

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Reviewed by: Lynn Garcia, Executive Assistant to the Mayor and Council

Approved by: Deanna J. Santana, City Manager



City of Santa Clara

1500 Warburton Avenue
Santa Clara, CA 95050
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@SantaClaraCity

Agenda Report

18-489

Agenda Date: 10/2/2018

SUBJECT

Action on the Council and Authorities Concurrent and Stadium Authority Meeting Minutes

RECOMMENDATION

Note and file the Minutes of:

Joint Council and Authorities Concurrent and Stadium Authority Meeting - May 29, 2018

Council and Authorities Concurrent Meeting - June 12, 2018

City Council Special Meeting 11:00 AM - June 21, 2018

Joint City Council and Stadium Authority Special Meeting 5:00 PM - June 21, 2018



City of Santa Clara
Joint Meeting Minutes
Council and Authorities Concurrent Meeting
Santa Clara Stadium Authority Meeting

05/29/2018

6:00 PM

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

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

6:00 PM CLOSED SESSION

Call to Order in the Council Chambers

Mayor Gillmor called the Closed Session to order at 6:00 PM.

Confirmation of a Quorum

Acting City Clerk confirmed a quorum.

Public Comment

None.

Convene to Closed Session (Council Conference Room)

[18-668](#)

Conference with Legal Counsel-Existing Litigation (CC, SA)
Pursuant to Gov. Code § 54956.9(d)(1)
Nevarez v. City of Santa Clara, et al., U.S. District Court, Northern District
of California Case No. 5:16-CV-07013 HRL

[18-771](#)

Conference with Legal Counsel-Existing Litigation (CC, SA)
Pursuant to Gov. Code § 54956.9(d)(1)
Maranon v. City of Santa Clara, et al., U.S. District Court, Northern District
of California Case No. 5:15-CV-04709 BLF

7:00 PM COUNCIL REGULAR MEETING

Call to Order in the Council Chambers

Mayor Gillmor called the Regular Meeting to order at 7:04 PM.

Pledge of Allegiance and Statement of Values

Roll Call

Present: 5 - Council Member Patricia M. Mahan, Mayor Lisa M. Gillmor, Council Member Debi Davis, Vice Mayor Kathy Watanabe, and Council Member Patrick Kolstad

Absent: 1 - Council Member Teresa O'Neill

[18-985](#) Roll Call Memo

A motion was made by Council Member Mahan, seconded by Council Member Davis, to excuse Council Member O'Neill from the meeting.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

City Attorney announced that there was no reportable action from Closed Session.

CONTINUANCES/EXCEPTIONS

A motion was made by Council Member Kolstad, seconded by Council Member Mahan, to move Item #4 as the first order of Public Hearing/General Business.

Aye: 4 - Council Member Mahan, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

Abstained: 1 - Mayor Gillmor

SPECIAL ORDER OF BUSINESS

1.A [18-289](#) Accept Santa Clara Women's League Donation for the Senior Center Health & Wellness Program and Related Budget Amendment

Recommendation: Accept donation from the Santa Clara Women's League, approve a budget amendment in the amount of \$15,000 for the Senior Center Health & Wellness Program, and authorize the transmittal of a letter of appreciation signed by the Mayor and City Manager. (FIVE COUNCIL VOTES)

A motion was made by Council Member Davis, seconded by Council Member Mahan, to approve staff recommendation.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

- 1.B [18-767](#) Wilcox High School Robotics Team Update
- 1.C [18-435](#) Triton Museum of Art Update on the Austen D. Warburton Collection of Native Art and Artifacts

CONSENT CALENDAR

Mahan Abstaining from Minutes

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve the Consent Calendar.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

- 2.A [18-353](#) Council and Authorities Concurrent Meeting Minutes of March 6, 2018

Recommendation: Note and file the Minutes of March 6, 2018.

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve staff recommendation.

Aye: 4 - Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

Abstained: 1 - Council Member Mahan

- 2.B [18-385](#) Bills and Claims for the month of April 2018 (Stadium Authority)

Recommendation: Approve the list of Bills and Claims for April 2018.

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve staff recommendation.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

- 2.C [18-631](#) Bills and Claims Report (CC, SA, HA) for the period April 27th - May 17th

Recommendation: Approve the list of Bills and Claims for April 27 - May 17, 2018.

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve staff recommendation.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

2.D [18-228](#) Action on Services Agreement with SWA Services Group, Inc. for Janitorial Cleaning Services at City Facilities

- Recommendation:**
1. Award an agreement for the Performance of Services, in substantially the same format as Attachment 1 to the report and in the amount of \$2,473,164 to SWA Services Group, Inc. for janitorial cleaning services over the three year term of the Agreement, and authorize the City Manager to execute the contract when all the necessary conditions have been met;
 2. Approve a 10% contract contingency in the amount of \$247,316 for the project;
 3. Authorize the City Manager to make minor, non-substantive modifications to the Agreement; and
 4. Authorize the City Manager to approve two optional one-year extensions including a 10% contingency pending satisfactory service, for an additional total not-to-exceed \$2,084,267.

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve staff recommendation.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

2.E [18-293](#) Approve Public Benefits Program of the Electric Utility Through Fiscal Year 2023

- Recommendation:** Approve the Public Benefit Programs as outlined in the Public Benefits Program Proposal for FY 2018-2019 through 2022-2023 based on 2.85% of annual utility sales subject to annual budget appropriations, and grant the City Manager authority to make programmatic changes as necessary during the program period.

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve staff recommendation.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

- 2.F [18-549](#) Consideration of an Affordable Housing Agreement with Legend SantaClara, LLC

Recommendation: Approve and authorize the City Manager to execute the Affordable Housing Agreement (AHA) with Legend SantaClara, LLC, to execute amendments thereto, and to take any other action necessary to implement the requirement for the provision of five (5) Below Market Purchase (BMP) units and payment of the BMP in-lieu fee for a fractional unit within a 56-unit housing project at 1890 El Camino Real.

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve staff recommendation.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

- 2.G [18-434](#) Action on the Introduction of an Ordinance Amending Section 5.75.210 related to Bingo Regulations

Recommendation: Alternative 1:
Approve the introduction of an Ordinance amending Section 5.75.210 ("Maximum amount of prizes - Paid receipt required for payout") of Chapter 5.75 ("Bingo") of Title 5 ("Business Licenses and Regulations") of "The Code of the City of Santa Clara."

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve the Introduction of Ordinance No. 1981.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

PUBLIC PRESENTATIONS

Lee Broughman expressed comments on the renovation of the Mission Branch Library and other City of Santa Clara libraries.

CONSENT ITEMS PULLED FOR DISCUSSION

PUBLIC HEARING/GENERAL BUSINESS

4. [18-432](#) Public Hearing: Action on 3402 El Camino Real Mixed Use Project The Deck

Recommendation: 1. Adopt the Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program for the 3402 El Camino Real Mixed Use (The Deck) Project; and
2. Approve a rezone from Thoroughfare Commercial (CT) to Planned Development (PD) to allow a mixed-use development of 66 apartment units over 9,900 square feet of commercial space.

Mayor Gillmor recused herself and stepped off the dais.

Vice Mayor Watanabe presided over the meeting.

Public Speaker(s): Applicant
Public Speaker (1)

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to close the Public Hearing.

Aye: 4 - Council Member Mahan, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

Recused: 1 - Mayor Gillmor

A motion was made by Council Member Mahan, seconded by Council Member Davis, to approve staff recommendation #1.

Aye: 4 - Council Member Mahan, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

Recused: 1 - Mayor Gillmor

A motion was made by Council Member Mahan, seconded by Council Member Davis, to approve staff recommendation #2 and to include the following Planning Commission recommendations:

1. Provide six percent of parking spaces to be installed with electrical chargers and nine percent to be prewired for future connection to electrical chargers;
2. Work with the City Arborist on selecting appropriate trees with larger canopies along El Camino Real;
3. Revise condition E.27 to require 46 bicycle parking spaces as depicted on the development plan; and
4. Provide screening for the entire second floor parking area along El Camino Real.

Aye: 4 - Council Member Mahan, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

Recused: 1 - Mayor Gillmor

3.A [18-388](#) Discussion and Review of Potential General Fund Revenue Opportunities and Budget Amendment

- Recommendation:**
1. Review and Provide direction on the Potential General Fund Revenue Opportunities
 2. Authorize the City Manager to enter into contracts to conduct the required community research and outreach.
 3. Approve the appropriation of \$250,000 from the General Fund Budget Stabilization Reserve to the City's Clerk's operating budget

3.B [18-778](#) Supplemental Information: Summary of Legislation Related to Tax Ballot Measures

3.C [18-418](#) Report on Work Effort Related to New City Cannabis Regulations: Health & Safety Ordinance; Regulatory Fee and Tax Proposal; and Land Use Ordinance

- Recommendation:** Review and provide feedback on the framework for the establishment of a commercial cannabis policy and a corresponding fee and tax structure.

-
- 3.D [18-287](#) Review of Various Infrastructure Improvement Needs and Funding Levels for Consideration as Part of a Potential November 2018 Infrastructure Ballot Measure and Approval of a Related Budget Amendment

Recommendation: Alternatives 1, 2, & 3:

1. Select a conceptual project option (Option 1, Option 2, or a different Council option) and continue the process of developing a November 2018 Ballot Measure.
2. Approve the appropriation of \$300,000 in the Budget Amendment to the International Swim Center, CRC, ISHOF (CIP 3172), and authorize the City Manager to execute Amendment No. 1 in substantially the same form with PFAL in the amount of up to \$300,000.

3. [18-741](#) Consideration of a Revenue Opportunities:

Public Speaker(s): Fernando Alvarez
Public Speaker (1)

A motion was made by Council Member Kolstad, seconded by Council Member Mahan, to direct staff to continue with Ballot Measure options for the establishment of a cannabis tax and an establishment of a Infrastructure Parcel Tax with conceptual project Option 1 (without CityPlace Park).

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to (1) authorize the City Manager to enter into contracts to conduct the required community research, outreach, and return the data; (2) approve the appropriation of \$250,000 from the General Fund Budget Stabilization Reserve to the City Clerk's operating budget; (3) approve the appropriation of \$300,000 in the Budget Amendment to the International Swim Center, CRC, ISHOF; and (4) authorize the City Manager to execute Amendment No. 1 in substantially the same form with PFAL in the amount of up to \$300,000.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

5. [18-474](#) Determination of Eligibility for Historical or Architectural Listing for the properties located at 1411 Lewis & 1444 Madison Street

Recommendation: 1. Find that the duplex residence at 1444 Madison Street and the single-family residence at 1411 Lewis Street are not eligible for listing on the Historical Resource Inventory as they are not contributing historical or architectural resources.

Mayor Gillmor recused herself and stepped off the dais.

Vice Mayor Watanabe presided over the meeting.

Public Speaker(s): Applicant
Public Speakers (2)

A motion was made by Council Member Kolstad, seconded by Council Member Mahan, to close the Public Hearing.

Aye: 4 - Council Member Mahan, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

Abstained: 1 - Mayor Gillmor

A motion was made by Council Member Kolstad, seconded by Council Member Mahan, to approve staff recommendation.

Aye: 4 - Council Member Mahan, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

Abstained: 1 - Mayor Gillmor

JOINT CITY COUNCIL/STADIUM AUTHORITY ITEMS

6. [18-747](#) Action on a Public Safety Agreement between City and Stadium Authority

Recommendation:

1. Approve the Public Safety Agreement, and
2. Authorize the City Manager/Stadium Director to execute the Agreement on behalf of the City and Stadium Authority.

A motion was made by Council/Board Member Watanabe, seconded by Council/Board Member Davis, to approve staff recommendation.

Aye: 5 - Council/Board Member Mahan, Mayor/Chairperson Gillmor, Council/Board Member Davis, Council/Board Member Watanabe, and Council/Board Member Kolstad

Absent: 1 - Council/Board Member O'Neill

A motion was made by Board Member Mahan, seconded by Board Member Watanabe, to excuse Board Member O'Neill from the Stadium Authority meeting.

Aye: 5 - Board Member Mahan, Chairperson Gillmor, Board Member Davis, Board Member Watanabe, and Board Member Kolstad

Absent: 1 - Board Member O'Neill

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

Council Member Watanabe reported on her graduation from the Citizens Police Academy and noted the deadline to apply for the class beginning August is Friday, June 1st.

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

City Manager announced the State of the City will be held on Saturday, June 2nd and also noted agenda items coming forth on the June 12th meeting.

[18-779](#) Tentative Meeting Agenda Calendar

ADJOURNMENT

The meeting was adjourned at 10:09 PM.

A motion was made by Council Member Watanabe, seconded by Council Member Mahan, to adjourn the meeting.

Aye: 5 - Council Member Mahan, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 1 - Council Member O'Neill

The next regular scheduled meeting is on Tuesday evening, June 12, 2018 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.

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."



City of Santa Clara

Meeting Minutes

Council and Authorities Concurrent Meeting

06/12/2018

4:30 PM

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

Agenda Revision - Moved item under City Manager/Executive Director Report: Note and File - Disposition of Forty Niners Stadium Management Company's Request Regarding the Refinancing of StadCo's Variable

Special Meeting - 4:30 PM | Closed Session - 6:00 PM | Regular Meeting - 7:00 PM

4:30 PM COUNCIL SPECIAL MEETING

Call to Order in the Council Chambers

Vice Mayor Watanabe called the Special Meeting to order at 4:35 PM.

Roll Call

Mayor Gillmor and **Council Member Mahan** recused themselves due to a conflict of interest with the agenda item and were not present.

Present: 4 - Council Member Teresa O'Neill, Council Member Debi Davis, Vice Mayor Kathy Watanabe, and Council Member Patrick Kolstad

Recused: 2 - Council Member Patricia M. Mahan and Mayor Lisa M. Gillmor

[18-468](#)

4:30 PM Special Council Meeting: Consideration of the Key Terms of an Option Agreement with Park Central Apartments L.P. for the Franklin and Washington Street Right-of-Way Easement Acquisition

Recommendation: Alternative

1. Acknowledge the key elements of the option agreement and authorize staff to finalize negotiations and bring forward a final agreement for Council consideration at a future date.

Public Speaker(s): Donna West	Marie Mayer
Ana Vargas-Smith	Sam A. Saiu
Mary Grizzle	Alyssa Thompson
Tim Thompson	Steven Goldine
Jim Crouch	Mark Kelsey
Dan Ondrasek	Gil Villagran
Adam Thompson	Andrew Davidze
Patricia Leung	Emmy Moore Minister
Jonathan Evans	Charles Viso
Frank Lemmon	Matt Hancock
Dan Bearman	Dawn Thompson
Rob Mayer	Public Speaker (1)
Noreen Carlson	Rod Dunham

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to approve staff recommendation.

Aye: 4 - Council Member O'Neill, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Absent: 2 - Council Member Mahan, and Mayor Gillmor

Public Comment

Adjourn

Vice Mayor Watanabe adjourned to Special Meeting at 6:15 PM.

6:00 PM CLOSED SESSION

Call to Order in the Council Chambers

Vice Mayor Watanabe convened to Closed Session at 6:15 PM.

Confirmation of a Quorum

Acting City Clerk confirmed a quorum.

Public Comment

Public Speaker(s): David Cary

Convene to Closed Session (Council Conference Room)

- [18-831](#) 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)
- [18-832](#) Conference with Real Property Negotiators (CC)
Pursuant to Gov. Code § 54956.8
Property: 4911 Great America Parkway, APN: 104-43-051 (North-South Parcel)
City Negotiator: Deanna J. Santana, City Manager (or designee)
Negotiating Parties: Eastdil Secured LLC
Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment)
- [18-833](#) Conference with Legal Counsel-Existing Litigation (CC)
Pursuant to Gov. Code § 54956.9(d)(1)
Smee v. City of Santa Clara, et al., Santa Clara County Superior Court
Case No. 116CV294244
- [18-834](#) Conference with Legal Counsel-Existing Litigation (CC)
Pursuant to Gov. Code § 54956.9(d)(1)
Yumori-Kaku v. City of Santa Clara, et al., Santa Clara County Superior
Court Case No. 17CV319862

7:00 PM COUNCIL REGULAR MEETING

Call to Order

Mayor Gillmor called the Regular Meeting to order at 7:15 PM.

Pledge of Allegiance and Statement of Values

Roll Call

Present: 6 - Council Member Patricia M. Mahan, Council Member Teresa O'Neill, Mayor Lisa M. Gillmor, Council Member Debi Davis, Vice Mayor Kathy Watanabe, and Council Member Patrick Kolstad

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

City Attorney reported that there were no reportable action from Closed Session.

CONTINUANCES/EXCEPTIONS

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to continue all four items under Continuances/Exceptions, including Item #2.J.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

[18-807](#)

Public Hearing: Action on a Four Unit Development Project located at 1075 Pomeroy Avenue

Recommendation: Continue the Public Hearing for the Project located at 1075 Pomeroy Avenue to June 26, 2018.

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to continue all four items under Continuances/Exceptions, including Item #2.J.

[18-812](#)

Note and File Regarding Re-Noticing 575 Benton Street Mixed Use Project City Council Public Hearing

Recommendation: Note and File Regarding the Re-Noticing of 575 Benton Street Mixed Use Project for a June 26 City Council Public Hearing.

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to continue all four items under Continuances/Exceptions, including Item #2.J.

[18-838](#) Continuance of the Agreements related to 2019 College Football Playoff National Championship at Levi's Stadium (Stadium Authority)

Recommendation: Continue the Approval of the Assignment and Assumption Agreement related to 2019 College Football Playoff National Championship at Levi's Stadium to the June 26, 2018 Council and Authorities Concurrent meeting (Stadium Authority).

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to continue all four items under Continuances/Exceptions, including Item #2.J.

[18-840](#) Continuance of the Action on Adopting Ordinance No. 1981 Amending Section 5.75.210 related to Bingo Regulations

Recommendation: Continue the Action on Adopting Ordinance No. 1981 Amending Section 5.75.210 related to Bingo Regulations to the June 26, 2018 Council and Authorities Concurrent Meeting.

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to continue all four items under Continuances/Exceptions, including Item #2.J.

SPECIAL ORDER OF BUSINESS

1.A [18-537](#) Recognition of Washington Open Elementary School for Receiving Distinguished School Award and California Exemplary Program Award in Arts Education

1.B [18-729](#) Proclamation of June 2018 as Lesbian, Gay, Bisexual, Transgender, and Queer (LGBTQ) Pride Month

CONSENT CALENDAR

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve the balance of the Consent Calendar (excluding 2.M).

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

2.A [18-354](#) Board, Commissions and Committee Minutes

Recommendation: Note and file the Minutes of:
Board of Library Trustees - April 2, 2018
Audit Committee Meeting - February 26, 2018
Senior Advisory Commission - March 26, 2018
Planning Commission - April 11, 2018

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

2.B [18-691](#) Consider the Establishment of a Council Policy Manual

Recommendation: Adopt a resolution repealing Section C of Resolution No. 6603 to amend the title of "City of Santa Clara Policy and Procedure Manual" to "City of Santa Clara Council Policy Manual" and approving the Council Policy Manual Policy.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to adopt Resolution No. 18-8535.

2.C [18-692](#) Consider Rescission of Various Council Policies

Recommendation: Adopt a resolution to repeal Resolution No. 6619 in its entirety and to rescind P&P 010 City Council Meetings Video Tapes, P&P 012 Electronic Organizers, P&P 013 Fireworks Display Permit, P&P 021 Public Requests for Photocopies of Agenda Items, P&P 023 Recreational Bonfires, and P&P 026 Sale of Used Fire Helmets or Police Equipment as Mementos.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to adopt Resolution No. 18-8536.

2.D [18-419](#) Consideration of an Agreement for Design Professional Services with Mott MacDonald, LLC for Sanitary Sewer Condition Assessment Repairs

Recommendation:

1. Approve and authorize the City Manager to execute the Agreement for Design Professional Services with Mott MacDonald, LLC for Sanitary Sewer Condition Assessment Repairs in the amount not-to-exceed \$695,526; and
2. Authorize the City Manager to make minor, non-substantive modifications to the Agreement, if needed.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

- 2.E [18-430](#) Consideration of a Cost Sharing Agreement with the County of Santa Clara for Widening Improvements on San Tomas Expressway

Recommendation: Approve and authorize the City Manager to execute the Cost Sharing Agreement with the County of Santa Clara for Widening Improvements on San Tomas Expressway between El Camino Real and Homestead Road.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

- 2.F [18-463](#) Consideration of an Agreement with Schaaf & Wheeler Consulting Civil Engineers for the Westside Retention Basin Stormwater Pump Replacement Project

Recommendation:

1. Approve and authorize the City Manager to execute the Agreement for Design Professional Services with Schaaf & Wheeler Consulting Civil Engineers for the Westside Retention Basin Stormwater Pump Replacement Project in the amount not-to-exceed \$139,183; and
2. Authorize the City Manager to make minor modifications, if needed.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

- 2.G [18-519](#) Consideration of the Homeridge Park Updated Site Plan and Schematic Design for the Playground Construction Project

Recommendation: Approve the Homeridge Park Updated Site Plan and Schematic Design for the Playground Construction Project.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

- 2.H [18-562](#) Consideration of an Amendment No. 3 to the Agreement with the California Highway Patrol

Recommendation: Approve Amendment No. 3 to the California Highway Patrol Standard Agreement, in the amount of \$1,500,000, for a total not to exceed amount of \$5,924,811, and extending the term of the agreement to June 30, 2020, for traffic management and support services for special events at Levi's Stadium.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

2.I [18-580](#) Reappointment of Commissioners, Declare Vacancies and Setting of Dates for Interviews and Recognition of Outgoing Commissioners

- Recommendation:**
1. Reappoint the seven eligible commissioners for the term ending June 30, 2022.
 2. Declare one (1) vacancy on the Board of Library Trustees and set the application deadline for August 3, 2018 by 5:00pm with interviews to be held on August 28, 2018.
 3. Declare two (2) vacancies on the Historical and Landmarks Commission and set August 3, 2018 by 5:00pm as the application deadline, with interviews to be held on August 21, 2018.
 4. Set September 18, 2018 as the recognition date for the outgoing commissioners.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

2.J [18-607](#) Consider an Agreement with Essense Partners, Inc. to Provide Support Marketing, Outreach, Printing and Public Relations Services

- Recommendation:** Approve Call No. 18-1 with Essense Partners Inc. for Professional Services to Support Marketing, Outreach, Printing and Public Relation Services in an amount not-to-exceed \$305,000.

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to continue all four items under Continuances/Exceptions, including Item #2.J.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

2.K [18-627](#) Agreement with Vicki Vanderburg, Inc. dba Power Systems Operations (PSO) for VERA Settlements software application and Cloud Hosting

- Recommendation:** Approve an Agreement for the Performance of Services with Vicki Vanderburg, Inc. dba Power System Operations for VERA Settlements software application and Cloud Hosting in an amount not-to-exceed \$314,600 over a two (2) year period.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

2.L [18-670](#) Use of City Electric Forces at Various Locations

Recommendation: Adopt a Resolution approving the use of City Electric Forces for the installation of facilities at 2655 Homestead Road; 1055 Helen Avenue, 3801, 3802 and 3804 Mark Spitz Place.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

2.N [18-790](#) Consider Special Permit request to allow community festivals for a period of two years at 1375 Lafayette Street

Recommendation: Approve the request of a Special Permit for two years to allow for single-day community festivals at 1375 Lafayette Street (PLN2018-13269), subject to conditions.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve staff recommendation.

PUBLIC PRESENTATIONS

David Cary expressed comments of concern on the Election process.

Mike Kasperzak invited the City Council to join the National League of Cities.

Steve Chessin expressed comments on Measure A.

Robert Fitch expressed gratitude to the City Council for honoring his son on May 8, 2018.

Susan Tsolinas expressed comments of concern on the City Council endorsing groups.

Bruce Donoghue expressed comments of concern on the Budget.

Aaron Dela Cruz expressed general comments of concern.

Public Speaker expressed gratitude for recognizing the LGBTQ community with the Proclamation.

Public Speaker expressed comments of concern regarding Council Seat 5 vacancy.

Public Speaker expressed comments regarding Council Seat 5 vacancy.

Public Speaker expressed comments regarding Council Seat 5 vacancy.

[18-987](#)

Public Presentation Post Meeting Material

CONSENT ITEMS PULLED FOR DISCUSSION

2.M [18-788](#) Action on Citywide Tree Service Agreements

- Recommendation:**
1. Approve and authorize the City Manager to execute agreements for the Performance of Services with West Coast Arborists, Inc. (\$410,000), Rhino Enterprises, Inc. dba Commercial Tree Care (\$1,273,000), Bay Area Tree Specialists (\$405,000) and Chriso's Tree Trimming (\$225,000) to perform citywide tree trimming, planting, removal, and emergency tree services for a combined amount not-to-exceed \$2,313,000 over the three-year term of the agreements; and
 2. Authorize the City Manager to amend agreement not-to-exceed amounts as long as the cumulative total does not exceed \$2,313,000 subject to annual appropriations and make minor modifications to the agreements, if necessary.

Public Speaker(s): Jason Pinneger

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to approve staff recommendation.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

PUBLIC HEARING/GENERAL BUSINESS

3. [18-796](#) Proposed Interview and Appointment Process for the Council Seat #5 Vacancy

Recommendation: Staff makes no recommendation regarding the appointment.

Public Speaker(s): William Davis
David Cary
Sarah McDermott
Public Speaker (1)

A motion was made by Council Member Davis, seconded by Council Member Mahan, to approve staff recommendation on the appointment process and to include non-verified applicants.

Aye: 5 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, and Council Member Watanabe

Nay: 1 - Council Member Kolstad

Applicants (5 minute Introduction):

David Anderson	Kevin McMahon
Nancy A. Biagini	Mohammed Nadeem
Andrew Chan	Vincent Navarro
Christina Cielusniak	Kevin Park
Noah Clemons	Lara Ruffolo
Abhik Dutta	Frederick A. Shaul
Eversley Forte	Chris Stampolis
Hosam Haggag	Susan B. Tsolinas
Kevin Heller	Sara Yoders
Sudhanshu Jain	

A motion was made by Council Member Watanabe, seconded by Council Member Kolstad, to rank the top eight candidates.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Council went into recess as they filled out their ranking sheet.

Council returned to report out their top 8 rankings.

Council Member Mahan: Nancy Biagini
Mohammed Nadeem
Kevin Park
Sudhanshu Jain
Andrew Chan
David Anderson
Chris Stampolis
Hosam Haggag

Council Member O'Neill: Eversley Forte
Hosam Haggag
Sudhanshu Jain
Kevin Park
Mohammed Nadeem
Nancy Biagini
Vincent Navarro
Andrew Chan

Mayor Gillmor: Hosam Haggag
Nancy Biagini
Eversley Forte
Kevin Park
Sudhanshu Jain
Abhik Dutta
Mohammed Nadeem
David Anderson

Council Member Davis: Hosam Haggag
Nancy Biagini
Eversley Forte
Abhik Dutta
Vincent Navarro
Kevin Park
Andrew Chan
Mohammed Nadeem

Council Member Watanabe: Hosam Haggag
Eversley Forte
Nancy Biagini
Vincent Navarro
Abhik Dutta
Christina Cielusniak
Kevin Park
Andrew Chan

Council Member Kolstad: Nancy Biagini

Sudhanshu Jain
Kevin Park
Lara Ruffalo
Susan Tsolinas
Christina Cielusniak
Frederick Shaul
Kevin McMahon

Acting City Clerk announced the top candidates that received four or more votes to determine which candidates would proceed in the interview process. Interviews were conducted with the following candidates:

Eversley Forte
Nancy Biagini
Hosam Haggag
Sudshanshu Jain
Kevin Park
Mohammed Nadeem
Andrew Chan

Public Speaker(s): Public Speaker (1)

By consensus, **Council** ranked their top three candidates.

Council Member Mahan: Nancy Biagini
Sudhanshu Jain
Kevin Park

Council Member O'Neill: Hosam Hagagg
Kevin Park
Eversley Forte

Mayor Gillmor: Eversley Forte
Hosam Hagagg
Nancy Biagini

Council Member Davis: Eversley Forte
Hosam Hogagg
Kevin Park

Council Member Watanabe: Eversley Forte
Hosam Hagagg
Sudhanshu Jain

Council Member Kolstad: Nancy Biagini
Sudhanshu Jain
Kevin Park

Acting City Clerk announced the ranking (Council had three votes each):

Eversley Forte
Nancy Biagini
Hosam Hagagg
Sudhanshu Jain
Kevin Park

Appointment to Council Seat #5 requires a 5-Council Vote.

A motion was made by Council Member Davis, seconded by Council Member O'Neill, to appoint Eversley Forte to Council Seat #5.

Aye: 4 - Council Member O'Neill, Mayor Gillmor, Council Member Davis,
and Council Member Watanabe

Nay: 2 - Council Member Mahan and Council Member Kolstad

Motion Failed.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to appoint Hosam Hagagg to Council Seat #5.

Aye: 4 - Council Member O'Neill, Mayor Gillmor, Council Member Davis, and Council Member Watanabe

Nay: 2 - Council Member Mahan and Council Member Kolstad

Motion Failed.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to appoint Kevin Park to Council Seat #5.

Aye: 4 - Council Member O'Neill, Mayor Gillmor, Council Member Davis, and Council Member Watanabe

Nay: 2 - Council Member Mahan and Council Member Kolstad

Motion Failed.

A motion was made by Council Member Davis, seconded by Council Member O'Neill, to appoint Sudhanshu Jain to Council Seat #5.

Aye: 4 - Council Member O'Neill, Mayor Gillmor, Council Member Davis, and Council Member Watanabe

Nay: 2 - Council Member Mahan and Council Member Kolstad

Motion Failed.

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to appoint Mohammed Nadeem to Council Seat #5.

Aye: 4 - Council Member O'Neill, Mayor Gillmor, Council Member Davis, and Council Member Watanabe

Nay: 2 - Council Member Mahan and Council Member Kolstad

Motion Failed.

No appointment was made to fill the partial term for Council Seat 5 Vacancy.

Public Speaker(s): Public Speaker (5)

4. ADOPTION OF VARIOUS ACTIONS RELATED TO THE PROPOSED FY 2018-19 RATE SCHEDULES

- 4.A [18-277](#) Public Hearing: Consideration of the City of Santa Clara's Annual Operating Budget, Biennial Capital Improvement Program (CIP) Budget, and Ten-Year Financial Plan

Recommendation: That the City Council, and City Council acting as the Governing Boards of the Sports and Open Space Authority and Housing Authority, take the following actions:

- 1) Approve the City of Santa Clara FY 2018/19 Annual Operating Budget of \$860,896,605 (including the adjustments as noted in the Summary of Changes to Proposed Budget detailed in Attachment 4);
- 2) Approve the City of Santa Clara FY 2018/19 & FY 2019/20 Biennial Capital Improvement Program Budget of \$216,399,514 (including the adjustments as noted in the Summary of Changes to Proposed Budget detailed in Attachment 4), and the 2017/18 estimated CIP carryover of \$137,743,307;
- 3) Approve the Housing Authority 2018/19 Budget of \$288,989 (amount is included in the City's Operating Budget);
- 4) Approve the Sports and Open Space Authority 2018/19 Budget of \$2,557,729 (amount is included in the City's Operating Budget);
- 5) Approve the 2019/20 through 2028/29 Ten-Year Financial Plan; and
- 6) Approve the Resolution changing the name of the Working Capital Reserve to the Budget Stabilization Reserve

Public Speaker(s): Public Speaker (1)

A motion was made by Council Member Mahan, seconded by Council Member Davis, to close the Public Hearing.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

A motion was made by Council Member Mahan, seconded by Council Member O'Neill to approve staff recommendation and adopt Resolution No. 18-8538. (Mayor Gillmor and Council Member Mahan abstained on action related to Downtown Master Plan)

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

4.B [18-638](#) Consideration of Fiscal Year 2018/19 Appropriation Limit

Recommendation: Adopt a Resolution establishing the City's fiscal year 2018/19 appropriations limit of \$459,684,534.

A motion was made by Council Member Mahan, seconded by Council Member O'Neill to adopt Resolution No. 18-8539.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

4.C [18-070](#) Public Hearing: Adoption of a Resolution Setting the Rates for the Storm Drain Environmental Compliance Fee

Recommendation: 1. Adopt a Resolution setting the rates for the Storm Drain Environmental Compliance Fee, effective for the utility bills issued on and after July 1, 2018.

A motion was made by Council Member Mahan, seconded by Council Member O'Neill to adopt Resolution No. 18-8540.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

4.D [18-071](#) Public Hearing: Adoption of a Resolution Setting Overall Solid Waste Services, Annual Clean-up Campaign, and Household Hazardous Waste in the Exclusive Franchise Area

Recommendation: 1. Adopt a Resolution setting the overall rates to be charged to customers for the collection and disposal of garbage, refuse, Clean Green, recycling, annual Clean-up Campaign, and household hazardous waste in the exclusive franchise area, effective for the utility bills issued on and after July 1, 2018.

A motion was made by Council Member Mahan, seconded by Council Member O'Neill to adopt Resolution No. 18-8541.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

- 4.E [18-152](#) Public Hearing: Action on Resolutions Approving Water, Recycled Water and Sewer Rates to be Effective July 1, 2018

Recommendation: Adopt Resolutions Establishing Water Rate Schedule 2018-01, Recycled Water Rate Schedule 2018-02, and Sewer Rate Schedule S-18.

A motion was made by Council Member Mahan, seconded by Council Member O'Neill to adopt Resolution No. 18-8542.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

5. [18-076](#) Public Hearing: Adoption of a Resolution Overruling Protests and Ordering that the Alternative Method for the Levy of Benefit Assessment be Made Applicable to the City of Santa Clara Parking Maintenance District No. 122 - Franklin Square

Recommendation: Alternative 1:
Adopt a Resolution overruling any protests and ordering that the alternative method for the levy of benefit assessment be made applicable to the City of Santa Clara Parking Maintenance District No. 122 and approving, confirming, and adopting the Director's Report for FY 2018/19.

Mayor Gillmor recused herself from this item due to a conflict of interest and stepped off the dias.

Vice Mayor Watanabe opened the Public Hearing.

A motion was made by Council Member Davis, seconded by Council Member O'Neill, to close the Public Hearing.

Aye: 5 - Council Member Mahan, Council Member O'Neill, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Recused: 1 - Mayor Gillmor

A motion was made by Council Member Kolstad, seconded by Council Member Davis, to adopt Resolution No. 18-8544.

Aye: 5 - Council Member Mahan, Council Member O'Neill, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

Recused: 1 - Mayor Gillmor

6. [18-112](#) Public Hearing: Resolution Overruling Any Other Protests and Ordering that the Alternative Method for the Levy of Benefit Assessment be Made Available to the Santa Clara Convention Center Maintenance District No. 183

Recommendation: Alternative 1:
Adopt a resolution overruling any other protests; and ordering that the alternative methods of levy of special benefit assessment be made applicable to the Santa Clara Convention Center Maintenance District #183, and approving, confirming and adopting the Director's Report for FY 2018/19.

Mayor Gillmor opened the Public Hearing.

A motion was made by Council Member Watanabe, seconded by Council Member Davis, to close the Public Hearing.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to adopt Resolution No. 18-8545.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

7. [18-262](#) Public Hearing: Small Cell Attachment Rate on City Owned Wooden Electric Utility Poles

Recommendation: Hold public hearing on proposed Resolution setting small cell attachment rate to City owned wooden electric utility poles, and set August 21, 2018 for the adoption of the Resolution.

Mayor Gillmor opened the Public Hearing.

A motion was made by Council Member Davis, seconded by Council Member Watanabe, to close the Public Hearing.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to approve the resolution.

(Action corrected at the June 26, 2018 Meeting)

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

None.

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

City Manager reported on the two informational reports included under City Manager/Executive Director Reports. City Manager also reported that there would be two Special Meetings on June 21, 2018 at 11:00 AM and 5:00 PM.

[18-839](#)

Update on Council Direction to City Manager on Convention Center and on Status of Agreement with Convention-Visitors Bureau

Recommendation: Note and File report updating Council on the May 22, 2018 direction regarding the Convention Center and on the status of the FY18/19 Convention-Visitors Bureau Agreement

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to note and file the report.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

[18-743](#)

Note and File - Disposition of the Forty Niners Stadium Management Company's Request Regarding the Refinancing of StadCo's Variable Debt

Recommendation: Note and File - Disposition of Forty Niners Stadium Management Company's Request Regarding the Refinancing of StadCo's Variable Debt

City Manager announced that the funds are not refunded, however if the Stadium Authority budget can absorb the cost, it will return to a future meeting.

A motion was made by Council Member Davis, seconded by Council Member O'Neill, to note and file the report.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

[18-768](#)

Tentative Meeting Agenda Calendar

ADJOURNMENT

A motion was made by Council Member O'Neill, seconded by Council Member Davis, to adjourn the meeting.

Aye: 6 - Council Member Mahan, Council Member O'Neill, Mayor Gillmor, Council Member Davis, Council Member Watanabe, and Council Member Kolstad

[18-986](#)

Adjournment

The meeting was adjourned at 2:30 AM on June 13, 2018 in **Memory of Eleanor Catherine Schuermann** (Santa Clara University School of Law Alum) and **Mary Pat St. Marie** (long-time Santa Clara resident).

The next regular scheduled meeting is on Tuesday evening, June 26, 2018 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.

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."



City of Santa Clara

Special Meeting Minutes

City Council Special Meeting

06/21/2018

11:00 AM

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

Council Member Kolstad will be attending remotely from the following location:

Council Member Kolstad

Hilton New Orleans Riverside Two Poydras Street, Room 2204 New Orleans, LA 70130

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 to commence and convene on June 21, 2018, at 11:00 am for a Special Meeting in the City Hall Council Chambers located in the East Wing of City Hall at 1500 Warburton Avenue, Santa Clara, California, to consider the following matter(s) and to potentially take action with respect to them.

11:00 AM COUNCIL SPECIAL MEETING

Call to Order

Mayor Gillmor called the meeting to order at 11:05 AM.

Roll Call

Present: 5 - Council Member Teresa O'Neill, Council Member Debi Davis, Vice Mayor Kathy Watanabe, Council Member Patrick Kolstad, and Mayor Lisa M. Gillmor

Absent: 1 - Council Member Patricia M. Mahan (unexcused)

Public Comment

David Cary expressed general comments on pending litigation.

[18-881](#) Conference with Real Property Negotiators (CC)
Pursuant to Gov. Code § 54956.8
Property: 4911 Great America Parkway, APN: 104-43-051 (North-South Parcel)
City Negotiator: Deanna J. Santana, City Manager (or designee)
Negotiating Parties: Eastdil Secured LLC
Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment)

[18-882](#) Conference with Legal Counsel-Anticipated Litigation (CC)
Pursuant to Gov. Code § 54956.9(a) - Initiation of litigation
Number of potential cases: 1

[18-887](#) Conference with Legal Counsel-Existing Litigation (CC)
Pursuant to Gov. Code § 54956.9(d)(1)
Yumori-Kaku v. City of Santa Clara, et al., Santa Clara County Superior Court Case No. 17CV319862

Convene to Closed Session (Council Conference Room)

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

City Attorney announced that there was no reportable action from Closed Session.

PUBLIC PRESENTATIONS

ADJOURNMENT

The meeting was adjourned at 12:02 PM.

The next regular scheduled meeting is on Tuesday evening, June 26, 2018 in the City Hall Council Chambers.

MEETING DISCLOSURES

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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)

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City of Santa Clara
Special Meeting Minutes
Joint City Council and Stadium Authority

06/21/2018

5:00 PM

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

Council Member Kolstad and Council Member Mahan will be attending remotely from the following locations:

Council Member Patrick Kolstad
 Hilton New Orleans Riverside
 Two Poydras Street
 New Orleans, LA 70130

Council Member Patricia M. Mahan
 Inn of the Mountain Gods Resort Casino
 287 Carrizo Canyon Road
 Mescalero, New Mexico 88340

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/Chairperson calls for a Special Meeting of the City Council of the City of Santa Clara and the Governing Board of the Stadium Authority to commence and convene on June 21, 2018, at 5:00 pm for a Special Meeting in the City Hall Council Chambers located in the East Wing of City Hall at 1500 Warburton Avenue, Santa Clara, California, to consider the following matter(s) and to potentially take action with respect to them.

5:00 PM STUDY SESSION

Call to Order

Mayor Gillmor called the Study Session to order at 5:03 PM.

Roll Call

Present: 6 - Council Member Patricia M. Mahan, Council Member Teresa O'Neill, Council Member Debi Davis, Vice Mayor Kathy Watanabe, Council Member Patrick Kolstad, and Mayor Lisa M. Gillmor

[18-895](#)

Presentation of Final Community Engagement Report for Issues Related to Levi's Stadium (Council/Stadium Authority)

Mayor/Chairperson Gillmor instructed staff to send results back to develop a workplan.

PUBLIC PRESENTATIONS

CLOSED SESSION

Public Comment

None.

[18-905](#)

Conference with Legal Counsel-Anticipated Litigation (SA)
Pursuant to Gov. Code § 54956.9(a) - Initiation of litigation
Number of potential cases: 1

[18-904](#)

Conference with Real Property Negotiators (CC)
Pursuant to Gov. Code § 54956.8
Property: 981 Fremont Street
City/Authority Negotiator: Deanna J. Santana, City Manager/Executive Director (or designee)
Negotiating Parties: Eta Lambda, Facilities Corporation of Kappa Alpha Theta
Under Negotiation: Lease of Real Property (provisions, price and terms of payment)

Convene to Closed Session (Council Conference Room)

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

City Attorney announced that there was no reportable action from Closed Session.

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

City Manager announced cooling centers available during heat advisory at the Central Park Library, Community Recreation Center, Northside Branch Library, and Senior Center.

ADJOURNMENT

The meeting was adjourned at 7:19 PM.

The next regular scheduled meeting is on Tuesday evening, June 26, 2018 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.

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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)

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City of Santa Clara

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

Agenda Report

18-361

Agenda Date: 10/2/2018

SUBJECT

Board, Commissions and Committee Minutes

RECOMMENDATION

Note and file the Minutes of:

Planning Commission Meeting of June 27, 2018

Historical and Landmarks Commission Meeting of June 7, 2018



City of Santa Clara

Meeting Minutes

Planning Commission

06/27/2018

7:00 PM

City Hall Council Chambers

Items for Council Action

None

PLEDGE OF ALLEGIANCE AND STATEMENT OF VALUES

Chair Ikezi initiated the Pledge of Allegiance and read the Statement of Values.

ROLL CALL

Present 5 - Commissioner Raj Chahal, Commissioner Steve Kelly, Chair Yuki Ikezi, Commissioner Lance Saleme, and Commissioner Anthony Becker

Absent 1 - Commissioner Sudhanshu Jain

DECLARATION OF COMMISSION PROCEDURES

Chair Ikezi read the Declaration of Commission Procedures for those present

CONTINUANCES/EXCEPTIONS

None

CONSENT CALENDAR

1.A [18-712](#) Action on Use Permit for 3200 The Alameda

Recommendation: Adopt a Resolution approving a Use Permit for sales and consumption of beer, wine and distilled spirits (ABC License Type 47) in a new restaurant (The Hut), with up to 63 indoor seats and 28 outdoor seats, and occasional outdoor non-amplified acoustic music entertainment up to five times per year, subject to conditions of approval.

A motion was made by Commissioner Chahal, seconded by Commissioner Kelly that this item be approved.

Aye: 5 - Commissioner Chahal, Commissioner Kelly, Chair Ikezi, Commissioner Saleme, and Commissioner Becker

Absent: 1 - Commissioner Jain

PUBLIC HEARING

2. [18-616](#) Action on Use Permit at 500 Lawrence Expressway

Recommendation: 1. Approve the proposed amendment to the existing Conditional Use Permit to allow the conversion of the existing auto service bay and snack shop at the Chevron Gas Station, located at 500 Lawrence Expressway, into a convenience store.

A motion was made by Commissioner Chahal, seconded by Commissioner Kelly that this item be Approved.

Aye: 5 - Commissioner Chahal, Commissioner Kelly, Chair Ikezi, Commissioner Saleme, and Commissioner Becker

Absent: 1 - Commissioner Jain

3. [18-781](#) Public Hearing: Action on a Use Permit for the Property Located at 3941 Stevens Creek Boulevard

A motion was made by Commissioner Chahal, seconded by Commissioner Kelly, that this item be Approved.

Aye: 5 - Commissioner Chahal, Commissioner Kelly, Chair Ikezi, Commissioner Saleme, and Commissioner Becker

Absent: 1 - Commissioner Jain

PUBLIC PRESENTATIONS

Laura Concepcion spoke regarding concerns of possible noise issues at the proposed 3200 The Alameda project.

A speaker discussed the role of the Planning Commission in respect to public and legal issues and the rights of citizens to speak at these meetings.

REPORTS OF COMMISSION/BOARD LIAISON AND COMMITTEE:

3. Architectural Committee

A motion was made by Commissioner Chahal and seconded by Commissioner Kelly that Commissioner Saleme and Commissioner Becker be appointed as Architectural Committee members and Commissioner Chahal and Commissioner Kelly as alternates

Aye: 5 - Commissioner Chahal, Commissioner Kelly, Chair Ikezi, Commissioner Saleme, and Commissioner Becker

Absent: 1 - Commissioner Jain

4. Commissioner Travel and Training Reports, Requests to attend Trainings

Commissioner Becker will attend the APA (American Planning Association) Conference, October 7 - 10, 2018 in San Diego and **Commissioner Saleme** will attend the National APA Conference taking place in San Francisco in May 2019. Funding will be allocated from the Planning Commission FY 2018/19 budget.

DIRECTOR OF COMMUNITY DEVELOPMENT REPORTS:

Development Review Officer and **Planning Manager** reported on council action items from 6/26 Council Meeting

Commissioner Chahal requested that staff provide contact info for code enforcement at future planning commission meetings and suggested that staff bring code enforcement business cards to future meetings to hand out to the public, if needed.

1. Planning Commission Budget Updates

2. Upcoming Agenda Items

Commissioner Saleme requested that staff provide time limit procedures for speakers at a future meeting.

A motion was made by Commissioner Saleme and seconded by Commissioner Kelly to discuss Planning Commission Meeting Procedures at the next Planning Commission Meeting

Aye: 5 - Commissioner Chahal, Commissioner Kelly, Chair Ikezi, Commissioner Saleme, and Commissioner Becker

Absent: 1 - Commissioner Jain

3. City Council Actions

ADJOURNMENT:

The meeting adjourned at 8:14 PM. The next regular scheduled meeting is on July 25, 2018 at 7:00 PM in the City Hall Council Chambers.



MINUTES
Thursday, June 7, 2018
Regular Meeting – 7:00 P.M.

Please refer to the Historical and Landmarks Commission Procedural Items guideline for information on all procedural matters.

ITEMS FOR COUNCIL ACTION

The following items from this Historical and Landmarks Commission agenda will be scheduled for Council review following the conclusion of hearings and recommendations by the Historical and Landmarks Commission. Due to timing of notices for Council hearings and the preparation of Council agenda reports, these items will not necessarily be heard on the date the minutes from this meeting are forwarded to the Council. Please contact the Planning Division office for information on the schedule of hearings for these items:

- **Agenda Item No. 8.B.: PLN2018-13160 / 1493 El Camino Real**

1. CALL TO ORDER

The meeting was called to order at 7:00 p.m.

2. ROLL CALL

Commissioners Present: Nancy Biagini, Stephen Estes, Brian Johns, Patricia Leung, and J.L. "Spike" Standifer

Commissioners Absent: Priya Cherukuru and Jeannie Mahan

Staff Present: Yen Han Chen, Associate Planner, and Rebecca Bustos, Associate Planner

3. DISTRIBUTION OF AGENDA AND STAFF REPORTS

Copies of current agendas and staff reports for each of the items on the agenda are available from the Planning Division office and City website on the Friday afternoon preceding the meeting and are available at the Commission meeting at the time of the hearing.

4. DECLARATION OF COMMISSION PROCEDURES

Chair Johns reviewed the Historical and Landmarks Commission procedures for those present.

5. REQUESTS FOR EXCEPTIONS, WITHDRAWALS AND CONTINUANCES

- A. Withdrawals - None
- B. Continuances – None
- C. Exceptions (requests for agenda items to be taken out of order) - None

6. ORAL PETITIONS/ANNOUNCEMENTS AND COMMUNICATIONS

Members of the public may briefly address the Commission on any item not on the agenda.

- None

7. CONSENT CALENDAR

Consent Calendar items may be enacted, approved or adopted, based upon the findings prepared and provided in the written staff report, by one motion unless requested to be removed by anyone for discussion or explanation. If any member of the Historical and Landmarks Commission, staff, the applicant or a member of

the public wishes to comment on a Consent Calendar item, or would like the item to be heard on the regular agenda, please notify Planning staff, or request this action at the Historical and Landmarks Commission meeting when the Chair calls for these requests during the Consent Calendar review.

7.A. Approval of Historical and Landmarks Commission Minutes for the meeting of April 5, 2018.

Motion/Action: Motion was made by Commissioner Estes and seconded by Commissioner Biagini to approve the Minutes for the meeting of April 5, 2018 (5-0-0-2, Cherukuru and Mahan absent).

***** **END OF CONSENT CALENDAR** *****

8. PUBLIC MEETING ITEMS

8.A. File: **PLN2018-13147**
Location: 783 Park Court, a 5,386 square foot lot, located at the northwest corner of Park Court loop, approximately 50 feet east of Alviso Street, APN: 269-52-022.
Zoning: Single Family (R1-6L).
Applicant: K.C. Customs, Inc
Owner: Christi Millett
Request: **Design Review** for a proposed remodel and addition to single-family residence within 200 feet of a Historical Resource Inventory property. The proposed project includes a 550 square foot addition to the ground floor at the rear of the house, an 802 square foot basement living area addition, and interior remodel work, resulting in a 2,395 square foot, four bedroom and three bathroom residence with a 406 square foot detached two-car garage.
CEQA Determination: Categorically Exempt per CEQA Section 15303 – New Construction or Conversion of Small Structures
Project Planner: Jeff Schwilk, AICP, Associate Planner
Staff Recommendation: **Recommend Architectural Committee Approval**, subject to conditions

Notice: The notice of public meeting for this item was posted within 300 feet of the site and was mailed to property owners within 300 feet.

Discussion: Mr. Chen provided an overview of the project to the Commission. The representative from K.C. Customs, Inc was present for the discussion and answered questions.

The Commission discussed the relationship of the residence to the properties within the Park Court Subdivision. The discussion centered on whether the subject property and others on Park Court were potentially eligible resources. The Commission noted a significant portion of the addition was visible if not for the non-conforming fence and gates. No members of the public provided comments during public comment period.

The Commission thanked the applicant for the redesign to a single story addition.

Motion/Action: Motion was made by Commissioner Estes, seconded by Commissioner Standifer to recognize that the properties on Park Court are potentially eligible for listing on the City’s Historic Resource Inventory. (4-1-0-2, Leung opposed, Cherukuru and Mahan absent).

Motion/Action: Motion was made by Commissioner Biagini, seconded by Commissioner Estes, recognizing that the property is within 200 feet of properties listed on the Historical Resource Inventory, to recommend to the Architectural Committee that the project is consistent with those that are already listed and to approve the

project, subject to the existing street side yard fence and proposed gates be maintained (5-0-0-2, Cherukuru and Mahan absent).

8.B. File No.(s): **PLN2018-13160**
Location: 1493 El Camino Real, a 0.29 acre parcel on the north side of El Camino Real between Monroe Street and Lincoln Street; APN: 224-48-006.
Zoning: General Office (OG)
Applicant / Owner: 1483 E.C.R. Property LLC
Request: **Significant Properties Alteration (SPA) Permit Review and Determination for Eligibility** for listing of 1493 El Camino Real on the City of Santa Clara Historic Resource Inventory (HRI) in order to facilitate the demolition of the existing residence, detached garage, and ancillary structures. No replacement project is proposed at this time.
CEQA Determination: Determination for eligibility is not a project under CEQA.
Project Planner: Rebecca Bustos, Associate Planner
Staff Recommendation: **Determine eligibility and refer to City Council**

Notice: The notice of public meeting for this item was posted within 300 feet of the site and was mailed to property owners within 300 feet.

Discussion: Ms. Bustos provided an overview of the project to the Commission. Prior to the meeting, Mr. Craig Mineweaser, Volunteer Architectural Advisor, provided written comments on the proposed project. Mr. Franklin Maggie of Archives & Architecture was available to answer questions on the historic resources survey. The applicant, Tom Quaglia, was present for the discussion and answered questions.

The Commission discussed opportunities for photo documentation and ability to archive those documents with the City. The Commission noted that a building's vernacular in design is not a disqualifier for eligibility under the Criterion for Architectural Significance. The Commission did concur that the structure in this instance with the craftsmen influence with the Colonial Revival style is not architecturally significant. Mr. Chen discussed the loss of historical context and noted that the property has been moved multiple times and is no longer associated with the larger open parcel. The Commission commented the dilapidated condition and lack of architectural detailing on the inside of the structure. No comments were received from the public during public comment period.

Motion/Action: Motion was made by Commissioner Estes, seconded by Commissioner Biagini that the Historical and Landmarks Commission finds that the property at 1493 El Camino Real does not qualify as a historically or architecturally significant resource based on the historical survey, and therefore recommend that the property is not eligible for listing on the City's Historical Preservation and Resource Inventory, and that demolition of the structure be allowed (5-0-0-2, Cherukuru and Mahan absent), subject to the following conditions:

- 1) Photo documentation and Resource Survey be archive in the public domain and placed in the custody of the City.
- 2) Make the property available to the salvage companies to recover building material, such as the windows, siding, porch and other construction materials.
- 3) Buildings vernacular in design is not a disqualifier for eligibility under the Local Criterion for Architectural Significance.

8.C. File No.(s): **PLN2018-13194**
Location: 1655 Santa Clara Street, a 7,416 square foot lot located midblock on Santa Clara Street between Lincoln Street and Winchester Boulevard; APN: 269-25-058.
Zoning: Single Family (R1-6L)

Applicant / Owner: Brian Johns
Request: **Significant Properties Alteration (SPA) Permit Review** for the remodel and rehabilitation of a single-family residence on the Historic Resources Inventory with a Mills Act Contract. The proposed alterations include replacement of three side windows and one rear window.
CEQA Determination: Categorical Exempt per CEQA Section 15331 - Historical Resource Restoration/Rehabilitation
Project Planner: Steve Le, Assistant Planner I
Staff Recommendation: **Recommend redesign**, subject to conditions

Notice: The notice of public meeting for this item was posted within 300 feet of the site and was mailed to property owners within 300 feet.

Discussion: Commissioner Johns recused himself. Mr. Chen provided an overview of the project to the Commission. The owner, Brian Johns, was present for the discussion and noted the height limitations of the internal space, and impacts from the adjacent triplex. He noted the windows were toward the rear portion of the property and not highly visible from the side. No members of the public addressed the Commission during the public comment period.

Motion/Action: Motion was made by Commissioner Estes and seconded by Commissioner Biagini to forward a recommendation to the Director of Community Development to approve the proposed project (4-0-1-2, Johns recusal, Cherukuru and Mahan absent).

Motion/Action: Motion was made by Commissioner Biagini Estes and seconded by Commissioner Leung to approve a small bronze plaque for the property (4-0-1-2, Johns recusal Cherukuru and Mahan absent)

8.D. File No.(s): **PLN2018-13271**
Location: 610 Monroe Street, an 11,761 square foot lot located at the northeast corner of Monroe and Market Streets; APN: 269-36-007.
Zoning: Single Family (R1-6L)
Applicant: Mark DeMattei, DeMattei Construction, Inc
Owner: Gaillardria 1031 LLC
Request: **Significant Properties Alteration (SPA) Permit Review** for the remodel and rehabilitation of a single-family residence on the Historic Resources Inventory. The proposed alterations include removal of minor amount of historic materials from foundations and chimney.
CEQA Determination: Categorical Exempt per CEQA Section 15331 - Historical Resource Restoration/Rehabilitation
Project Planner: Yen Han Chen, Associate Planner
Staff Recommendation: **Recommend approval**, subject to conditions

Notice: The notice of public meeting for this item was posted within 300 feet of the site and was mailed to property owners within 300 feet.

Discussion: Mr. Chen provided background information on the project. He reviewed the extent of repairs and noted the majority of the windows were restored. He noted the heating, plumbing, and electrical systems were all upgraded, and the foundation repaired. The property owner, Mark De Mattei, was present for the discussion and answered questions.

The Commission stated concern over the loss of the brick chimney and wanted the architectural detail to be brought back. Mr. De Mattei noted that a brick veneer can be added. Mr. De Mattei was aware of the Mills Act

contract benefits and noted possibility of applying for it in the future. No members of the public addressed the Commission. The public comment period was then closed.

The Commission noted the importance for proper documentation and requested an updated historic survey and evaluation report. The Commission also noted the importance to have detail preservation plans.

Motion/Action: Motion was made by Commissioner Estes and seconded by Commissioner Leung to forward a recommendation to the Director of Community Development to approve the Preservation Plan and Drawings, subject to the following conditions (4-0-1-2, Biagini abstain, Cherukuru and Mahan absent):

- 1) Clad the new wood framed chimney with brick veneer.
- 2) Upon the completion of the rehabilitation project, and updated historic inventory survey (DPR 523) be prepared that explains the rehabilitation and additional historic information.
- 3) Submit plans for final architectural review to the Planning Division, and obtain architectural approval prior to the final building permits. Said plans to include Preservation Plans and drawings with preservation notes, but not be limited to: site plans, floor plans, elevations, landscaping, lighting and signage.

9. OTHER BUSINESS

9.A. Commission Procedures and Staff Communications

i. Announcements/Other Items

- Reclaiming Our Downtown – Presentation by Dan Ondersek
- Mr. Chen reported there is conflict in scheduling. The group is holding a community meeting tonight in preparation for future Council meeting.
- Correspondence received for HLC
- Ken Kratz email dated 5/15/2018, subject: 1075 Pomeroy Ave Project
- Ken Kratz email dated 5/24/2018, subject: Pomeroy Greens
- Mr. Ken Kratz gave a brief presentation and noted he was seeking support. Members of Pomeroy Greens spoke on the impacts of the adjacent project before the City Council. Mr. Chen noted the associated project is on the June 12th Council agenda. The Commission discussed ways to support the preservation and protection of the Pomeroy Greens. The Commission drafted a memo for Council Consideration.
- **Motion/Action:** Motion was made by Commissioner Biagini and seconded by Commissioner Leung to provide the drafted memo in support of Pomeroy Greens for consideration at the June 12th Council meeting. (5-0-0-2, Cherukuru and Mahan absent).
- Monthly Report on HT properties: Residential reversions (verbal update)
- None

ii. Report of the Liaison from the Planning and Inspection Department

- City Council and Planning Commission Actions (verbal update)

iii. Commission/ Board Liaison and Committee Reports

- Santa Clara Arts and Historic Consortium (Estes)
[Fourth Monday of each month at 7:15 p.m. - Headen-Inman House]
- Historic Preservation Society of Santa Clara (Mahan / Leung as alternate)
[Second Thursday of each month at 10:00 a.m. - Harris Lass Preserve]
- Old Quad Residents Association (Leung /Johns as alternate)
- Architectural Committee (Mahan / Johns as alternate)
- Agnews Historic Cemetery Museum Committee (Standifer / Biagini as alternate)
- BART/ High Speed Rail/ VTA BRT Committee (Johns / Cherukuru as alternate)
- Zoning Ordinance Update (Johns / Biagini Alternate)
- El Camino Real Specific Plan Community Advisory Committee (Biagini)

iv. Commission Activities

- Commissioner Travel and Training Reports
- May Preservation Month Activities (verbal update)
- 2018 California Preservation Conference – Palo Alto (verbal update)

v. Upcoming Agenda Items

- Review of Street Name List – TBD
- CEQA Training for HLC - TBD

10. ADJOURNMENT

The meeting was adjourned at 10:42 p.m., to the next regular Historical and Landmarks Commission meeting will be held on Thursday, July 5, 2018, at 7:00 p.m. in the City Council Chambers.

PREPARED: 
Yen Chen
Associate Planner

APPROVED: 
Gloria Sciara, AICP
Development Review Officer

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Agenda Report

18-1123

Agenda Date: 10/2/2018

REPORT TO STADIUM AUTHORITY BOARD

SUBJECT

Action on Bills and Claims for the month of August 2018 (Stadium Authority)

BACKGROUND

Disbursements made by the Stadium Authority are based on invoices submitted for payment. Prior to payment, staff reviews all disbursement documents to ensure that they are in compliance with the goods or services provided.

The Bills and Claims listing represents the cash disbursements required of normal and usual operations during the period. Budget control is set by the Stadium Authority Board through the budget adoption process.

DISCUSSION

Significant expenditures in this time period include:

- Payment to Forty Niners SC Stadium Co. (StadCo) of \$984,180 for the Community Facilities District (CFD) Advance (StadCo loaned the Stadium Authority \$35 million which is to be repaid solely by CFD hotel taxes).
- Payment to Forty Niners Stadium Management Co. (ManagementCo) in the amount of \$792,661 for stadium operations costs such as staffing, supplies, and equipment. Per the Stadium Authority FY 2018/19 Adopted Budget, the monthly Stadium Manager shared expenses are \$1,290,213. However, the budget is offset with savings from FY 2017/18 for operational costs in the amount of \$497,552 resulting in a net payment of \$792,661 for August 2018.
- Four payments totaling \$163,851 for the following four capital expense (CapEx) projects: (1) Stadium Field Conduits, (2) Temporary Power, (3) Flag Poles, and (4) Concrete Masonry Unit (CMU) Wall Build
- Two payments totaling \$25,678 to the City of Santa Clara for reimbursement of General and Administrative (G&A) staff time (e.g.: City Manager's Office, City Attorney's Office, and Finance Department).
- Payment to Jordan Consulting and Investigations of \$23,368 for July 2018 consulting services.
- Payment in the amount of \$22,288 to the City of Santa Clara for the Senior and Youth Fees that were collected during the first National League Football (NFL) game held on August 9, 2018 (\$0.35 per ticket).

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California

Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378(b)(4) in that it is a fiscal activity that does not involve any commitment to any specific project which may result in a potential significant impact on the environment.

FISCAL IMPACT

There is a \$2,016,314 fiscal impact to the Stadium Authority.

COORDINATION

This report has been coordinated with the Stadium Authority Counsel's Office.

PUBLIC CONTACT

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.

RECOMMENDATION

Approve the list of Bills and Claims for August 2018.

Reviewed by: Angela Kraetsch, Treasurer

Approved by: Deanna J. Santana, Executive Director

ATTACHMENTS

1. 2018-08 SCSA Bills and Claims

Santa Clara Stadium Authority

Bills and Claims Expenses Paid by Wire Transfer For the Month of August 2018

Payment Date	Vendor	Invoice No.	Description	Fund	Amount
8/10/18	Colony Landscape Maint Inc	223183	CapEx Proj - Field Conduits	CIP	\$ 26,129.30
8/10/18	Consolidated Electrical Dist. Inc	7488-429133	CapEx Proj Temp Power Proj	CIP	\$ 2,914.22
8/10/18	Consolidated Electrical Dist. Inc	7488-429307	CapEx Temp Power Install	CIP	4,167.55
			Consolidated Electrical Dist. Inc Subtotal		7,081.77
8/10/18	J.C. Phelan And Son, Inc	2156	CapEx Proj - Flag Poles	CIP	\$ 3,250.00
8/10/18	J.C. Phelan And Son, Inc	2156	CapEx Proj - Flag Poles	CIP	65,000.00
			J.C. Phelan And Son, Inc Subtotal		68,250.00
8/10/18	Steve Mason Concrete Construction	3374	CapEx Project - CMU Wall Build	CIP	62,390.00
8/15/18	Bank of America	N/A	Bank fees	Operating	17.21
8/15/18	City Of Santa Clara	N/A	B1814 & 15 SCSA Admin PR Costs	Operating	6,954.21
8/15/18	Jordan Consulting And Investigations	3	July 2018 Consulting	Operating	23,368.11
8/15/18	Singer Associates, Inc.	132205	July 2018 Communication Consul	Operating	625.00
8/15/18	Wilson Ihrig & Assoc Inc	16125N11	June 2018 Noise Monitoring Con	Operating	3,645.00
8/17/18	City Of Santa Clara	N/A	B1816 SCSA Admin PR Costs	Operating	18,724.05
8/17/18	Forty Niners SC Stadium Co., LLC	N/A	CFD Advance payment	Debt Service	984,180.03
8/24/18	Forty Niners Stadium Mgmnt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Lndr/Adm	Operating	\$ 24,530.56
8/24/18	Forty Niners Stadium Mgmnt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Insurance	Operating	(530.67)
8/24/18	Forty Niners Stadium Mgmnt Co, Llc	SLS-081518-A	Aug 2018 Std Mgr - Insurance	Operating	406,763.52
8/24/18	Forty Niners Stadium Mgmnt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Utilities	Operating	(389,033.75)

Santa Clara Stadium Authority

Bills and Claims Expenses Paid by Wire Transfer For the Month of August 2018

Payment Date	Vendor	Invoice No.	Description	Fund	Amount
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Mgmt Fee	Operating	0.40
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Ops	Operating	(188,323.32)
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	Aug 2018 Std Mgr - Ops	Operating	313,005.03
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - SBL Sales	Operating	110,995.17
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	Aug 2018 Std Mgr - SBL Sales	Operating	207,578.67
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Engineer	Operating	37,090.58
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	Aug 2018 Std Mgr - Engineering	Operating	152,893.75
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Guest Svc	Operating	(85,632.33)
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	Aug 2018 Std Mgr - Guest Svcs	Operating	67,749.40
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	Aug 2018 Std Mgr - Grounds	Operating	13,630.52
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Grounds	Operating	14,485.63
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	2017-18 Std Mgr TU - Security	Operating	(21,134.31)
8/24/18	Forty Niners Stadium Mgmt Co, Llc	SLS-081518-A	Aug 2018 Std Mgr - Sec	Operating	128,592.53
			Forty Niners Stadium Mgmt Co, Llc Subtotal		792,661.38
8/29/18	City Of Santa Clara	N/A	Sr-Yth fee NFL gm 1 addl rent	Operating	22,287.65
Total					\$ 2,016,313.71



Agenda Report

18-1136

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Action on Bills and Claims Report (CC) for the period August 31st - September 13th

BACKGROUND

Disbursements made by the City are based on invoices submitted for payment. Prior to payment, staff reviews all disbursement documents to ensure they are reflective of the goods or services provided. Invoices are usually paid within 30 days of receipt of an accurate invoice. As the final step, the City Auditor, or his/her designee verifies all documents before payment is issued. Payments are issued through accounts payable checks and wire transfers. It's important to note that items that pertain to the Stadium Authority are billed to the Stadium Manager (ManCo) to pay on behalf of the Stadium Authority for Non-NFL events and the 49ers for NFL events.

The Bills and Claims Report represents the cash disbursements required for operations of the City during the period. The report reflects the payment date, invoice number, description of the payment, funding source, and payment amount for all invoices. The budget control is set by the City Council through the budget adoption process.

DISCUSSION

Significant expenditures in this time period include:

- Payment to EDF Trading North America in the amount of \$2,234,920 for July 2018 gas purchase.
- Payment to Santa Clara Water District in the amount of \$1,538,305 for July 2018 Pump Tax, a groundwater charge that is used to pay for the protection and augmentation of the water supplies in the basin.
- Payment to Gonsalves & Stronck Construction Company in the amount of \$920,119 for the Mission Branch Library Remodel project.
- Payment to PARS in the amount of \$442,167 for September 2018 Other Post-Employment Benefits (OPEB) contribution.
- Payment to Ameresco in the amount of \$297,028 for July 2018 Vasco energy purchase and operations and maintenance (O&M) activities.

Payment was made to Trimark Associates Inc., in the amount of \$1,238,000 for settlement agreement and mutual release between the City and Trimark Associates, Inc. (Santa Clara County case number 18CV322294). The sum of \$100,000 was received as contribution to the settlement from GHD Inc., bringing the City's net liability on the settlement to \$1.138 million, which is within the settlement authority granted by Council on May 15, 2018. A copy of the agreement is on file with the Clerk's Office.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a “project” within the meaning of the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15378(b)(4) in that it is a fiscal activity that does not involve any commitment to any specific project which may result in a potential significant impact on the environment.

FISCAL IMPACT

The expenditures of \$8,740,702 were appropriated to various funds with the adoption of the Fiscal Year 2018/19 Budget, as amended.

PUBLIC CONTACT

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.

RECOMMENDATION

Approve the list of Bills and Claims for August 31, 2018 - September 13, 2018.

Reviewed by: Angela Kraetsch, Director of Finance

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Bills and Claims Approved for Payment Report



City of Santa Clara
List of All Bills and Claims Approved for Payment

Run Date 8/30/2018
Run Time 11:31:36 AM

Sorted by Payment Number

Payment No: 009688

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/04/2018	CARIE T ROSE	00428948	08/12/18-08/25/18DR	WAGE ATTACHMENT B1818	Payroll Liability&ClearingAcct	1,153.85
				Total for Payment No.:		1,153.85

Payment No: 009689

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/04/2018	WORKTERRA	00428931	08/12/18-08/25/18	FLEX SPENDING DEP/HEALTH	Payroll Liability&ClearingAcct	6,032.68
09/04/2018	WORKTERRA	00428931	08/12/18-08/25/18	FLEX SPENDING DEP/HEALTH	Payroll Liability&ClearingAcct	5,516.92
				Total for Payment No.:		11,549.60
				Overall Total		12,703.45



City of Santa Clara
List of All Bills and Claims Approved for Payment

Run Date 8/30/2018
Run Time 11:58:53 AM

Sorted by Payment Number

Payment No: 627483

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
08/31/2018	CA FRANCHISE TAX BOARD	00428951	08/12/18-08/25/18CB	WAGE ATTACHMENT B1818	Payroll Liability&ClearingAcct	95.00
				Total for Payment No.:		95.00

Payment No: 627484

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
08/31/2018	CAL PERS LONG TERM CARE PROGRAM	00428958	12432563	BIWEEKLY PR CALPERS LT B1818	Payroll Liability&ClearingAcct	466.29
				Total for Payment No.:		466.29

Payment No: 627485

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
08/31/2018	COURT ORDER DEBT COLLECTIONS	00428953	08/12/18-08/25/18TF	WAGE ATTACHMENT B1818	Payroll Liability&ClearingAcct	553.17
				Total for Payment No.:		553.17

Payment No: 627486

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
08/31/2018	U.S. BANK	00428959	08/12/18-08/25/18	BIWKLY PAYROLL DED PARS B1818	Fringe Benefits	15,437.95
				Total for Payment No.:		15,437.95

Payment No: 627487

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
08/31/2018	US TREASURY	00428955	08/12/18-08/25/18ND	WAGE ATTACHMENT B1818	Payroll	1,476.93

Total for Payment No.: 1,476.93

Payment No: 627488

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
08/31/2018	US TREASURY	00428956	08/12/18-08/25/18NM	WAGE ATTACHMENT1818	Payroll Liability&ClearingAcct	150.00
Total for Payment No.:						150.00

Payment No: 627489

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
08/31/2018	US TREASURY	00428957	08/12/18-08/25/18JO	WAGE ATTACHMENT B1818	Payroll Liability&ClearingAcct	50.00
Total for Payment No.:						50.00

Payment No: 627490

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
08/31/2018	KOREAN AMERICAN CHAMBER OF COMMERCE	00428915	107273	Council approved contribution	General Fund	6,601.75
Total for Payment No.:						6,601.75

Overall Total 24,831.09



City of Santa Clara
List of All Bills and Claims Approved for Payment

Run Date 9/4/2018
Run Time 11:11:51 AM

Sorted by Payment Number

Payment No: 009690

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AAA AIRCRAFT & AUTO DETAILING	00428836	7191160	VEHICLE WASHING - SCPD	Automotive Services	506.00
09/06/2018	AAA AIRCRAFT & AUTO DETAILING	00428838	7191161	VEHICLE WASHING - SCPD	Automotive Services	536.00
09/06/2018	AAA AIRCRAFT & AUTO DETAILING	00428840	7191163	VEHICLE WASHING - SCPD	Automotive Services	525.00
09/06/2018	AAA AIRCRAFT & AUTO DETAILING	00428841	7191164	VEHICLE WASHING - SCPD	Automotive Services	648.00
				Total for Payment No.:		2,215.00

Payment No: 009691

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ACT ENVIRO	00428826	192156	FUEL/ENERGY RECOVERY FEE	Electric Utility	105.36
09/06/2018	ACT ENVIRO	00428826	192156	8HRS LABOR CHEMIST	Electric Utility	536.00
09/06/2018	ACT ENVIRO	00428826	192156	8 HRS LABOR ONSITE TECH	Electric Utility	440.00
09/06/2018	ACT ENVIRO	00428826	192156	SUPPLIES	Electric Utility	150.00
09/06/2018	ACT ENVIRO	00428826	192156	LARGE HAND PUMP	Electric Utility	50.00
09/06/2018	ACT ENVIRO	00428826	192156	PPE LEVEL D	Electric Utility	16.00
09/06/2018	ACT ENVIRO	00428826	192156	BOB TAIL TRUCK USE	Electric Utility	125.00
09/06/2018	ACT ENVIRO	00428828	192159	ANALYTICALS	Electric Utility	4,000.00
09/06/2018	ACT ENVIRO	00428828	192159	FUEL & ENERGY RECOVERY FEE	Electric Utility	389.52
09/06/2018	ACT ENVIRO	00428828	192159	8HRS LABOR CHEMIST	Electric Utility	536.00
09/06/2018	ACT ENVIRO	00428828	192159	SUPPLIES	Electric Utility	150.00
09/06/2018	ACT ENVIRO	00428828	192159	LARGE HAND PUMP	Electric Utility	50.00
09/06/2018	ACT ENVIRO	00428828	192159	PPE GEAR LEVEL D	Electric Utility	8.00
09/06/2018	ACT ENVIRO	00428828	192159	BOB TAIL TRUCK USE	Electric Utility	125.00
09/06/2018	ACT ENVIRO	00428829	195754	ANALYTICALS	Electric Utility	450.00

09/06/2018	ACT ENVIRO	00428829	195754	FUEL & ENERGY RECOVERY FEE	Electric Utility	105.52
09/06/2018	ACT ENVIRO	00428829	195754	8HRS LABOR CHEMIST	Electric Utility	536.00
09/06/2018	ACT ENVIRO	00428829	195754	SUPPLIES	Electric Utility	150.00
09/06/2018	ACT ENVIRO	00428829	195754	LARGE HAND PUMP	Electric Utility	50.00
09/06/2018	ACT ENVIRO	00428829	195754	PPE GEAR LEVEL D	Electric Utility	8.00
09/06/2018	ACT ENVIRO	00428829	195754	BOB TAIL TRUCK USE	Electric Utility	125.00
09/06/2018	ACT ENVIRO	00428832	189062	NON PSB ARTICLES FOR INCINERAT	Electric Utility	3,875.00
09/06/2018	ACT ENVIRO	00428832	189062	PCB LIQUIDS FOR DECHLORINATION	Electric Utility	2,765.00
09/06/2018	ACT ENVIRO	00428832	189062	FUEL/ENERGY RECOVERY FEE	Electric Utility	701.60
09/06/2018	ACT ENVIRO	00428832	189062	8HRS LABOR CHEMIST	Electric Utility	536.00
09/06/2018	ACT ENVIRO	00428832	189062	8HRS LABOR DRIVER	Electric Utility	563.04
09/06/2018	ACT ENVIRO	00428832	189062	SUPPLIES	Electric Utility	150.00
09/06/2018	ACT ENVIRO	00428832	189062	PPE GEAR LEVEL C	Electric Utility	150.00
09/06/2018	ACT ENVIRO	00428832	189062	TRANSPORTATION 55 DRUMS	Electric Utility	231.00
09/06/2018	ACT ENVIRO	00428832	189062	TRANSPORTATION CUBIC YARD BOX	Electric Utility	500.00
				Total for Payment No.:		17,577.04

Payment No: 009692

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ALPHA FACTORS	00428664	19088SEP2018	THURSDAY NIGHT DANCE BAND 9/6	Community Activities	300.00
				Total for Payment No.:		300.00

Payment No: 009693

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AMERESCO	00428624	32718	ENERGY (VASCO LF GAS) JUL18	Electric Utility	283,962.32
09/06/2018	AMERESCO	00428624	32718	VASCO LF O&M CHARGE JUL18	Electric Utility	13,065.57
				Total for Payment No.:		297,027.89

Payment No: 009694

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ASPEN ENVIRONMENTAL GROUP	00428878	3301.002-20	RATE,TARIFF,COST OF SVC JUL18	Electric Utility	3,340.00
				Total for Payment No.:		3,340.00

Payment No: 009695

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BAKER & TAYLOR BOOKS	00428766	4012289235	1241 BOOKS	General Fund	163.10
09/06/2018	BAKER & TAYLOR BOOKS	00428768	4012295489	1241 BOOKS	General Fund	13.70
09/06/2018	BAKER & TAYLOR BOOKS	00428769	4012295490	1241 BOOKS	General Fund	40.00
				Total for Payment No.:		216.80

Payment No: 009696

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BLACK & VEATCH MANAGEMENT CONSULTING LLC	00428859	6703194	IRP SUPPORT DEC17 THRU JUN18	Electric Utility	40,020.00
				Total for Payment No.:		40,020.00

Payment No: 009697

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BUCKLES-SMITH	00428821	3087426-01	BMP-MAGNET-1 BMP61	Electric Utility Construction	27.24
09/06/2018	BUCKLES-SMITH	00428917	3107273-00	PARTS & SUPPLIES	Water Utility	9.67
				Total for Payment No.:		36.91

Payment No: 009698

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BURKE, WILLIAMS & SORENSEN LLP	00428979	229515	LEGAL SERVICES	Special Liability Insurance	630.00
09/06/2018	BURKE, WILLIAMS & SORENSEN LLP	00428980	229686	AMENDMENT NO. 2 APPROVED BY BR	Special Liability Insurance	4,540.81
09/06/2018	BURKE, WILLIAMS & SORENSEN LLP	00428981	228298	AMENDMENT NO. 2 APPROVED BY BR	Special Liability	858.84

					Insurance	
09/06/2018	BURKE, WILLIAMS & SORENSEN LLP	00428982	228297	LEGAL SERVICES	Special Liability Insurance	32.50
09/06/2018	BURKE, WILLIAMS & SORENSEN LLP	00429004	228299	LEGAL SERVICES	Special Liability Insurance	11,852.12
09/06/2018	BURKE, WILLIAMS & SORENSEN LLP	00429005	229344	LEGAL SERVICES	Deposit Funds.	12,955.00
09/06/2018	BURKE, WILLIAMS & SORENSEN LLP	00429006	228249	LEGAL SERVICES	Deposit Funds.	22,735.00
				Total for Payment No.:		53,604.27

Payment No: 009699

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CAL MOTO	00428755	5117465	PARTS - STOCK	Automotive Services	630.18
09/06/2018	CAL MOTO	00428756	5117467	PART RETURN CREDIT	Automotive Services	-192.00
09/06/2018	CAL MOTO	00428757	5117466	BATTERY GEL - STOCK	Automotive Services	211.18
				Total for Payment No.:		649.36

Payment No: 009700

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CALIFORNIA SPORTS CENTER	00428846	12821	COURSE PAYMENT 12821	General Fund	472.50
				Total for Payment No.:		472.50

Payment No: 009701

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CINTAS FIRE PROTECTION #F44	00428925	0F44681915	EXTINGUISHER SERVICE ST. 5	General Fund	321.51
				Total for Payment No.:		321.51

Payment No: 009702

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CLUB CARE INC	00428507	86299	AUGUST MAINTENANCE	General Fund	475.00
				Total for Payment No.:		475.00

Payment No: 009703

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	COUNTY OF SANTA CLARA	00428787	1800064096	prisoner transport July 2018	General Fund	751.44
Total for Payment No.:						751.44

Payment No: 009704

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DALEO INC	00428839	SV789-01	MTCE/REPAIR U/G SUBSTRUCTURES	Electric Utility	858.00
09/06/2018	DALEO INC	00428914	SV825-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	18,546.28
Total for Payment No.:						19,404.28

Payment No: 009705

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	EVOQUA WATER TECHNOLOGIES LLC	00429008	903656792	ITEM # W3TSP4127 - FREIGHT: ST	Electric Utility	656.62
09/06/2018	EVOQUA WATER TECHNOLOGIES LLC	00429113	903658059	ITEM# W2T470004 - MEMBRANE FIL	Electric Utility	39,063.43
Total for Payment No.:						39,720.05

Payment No: 009706

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FARWEST LINE SPECIALTIES LLC	00428806	260770	TWISTTARP 8'X8'	Electric Utility	435.39
09/06/2018	FARWEST LINE SPECIALTIES LLC	00428806	260770	TWISTTARP 10'X10'	Electric Utility	545.90
09/06/2018	FARWEST LINE SPECIALTIES LLC	00428806	260770	KLEIN XL BLK EQUIP BAG W/2 OUT	Electric Utility	121.45
09/06/2018	FARWEST LINE SPECIALTIES LLC	00428806	260770	YOUNGSTOWN ARC RATED GROUND GL	Electric Utility	396.49
09/06/2018	FARWEST LINE SPECIALTIES LLC	00428806	260770	YOUNGSTOWN ARC RATED GROUND GL	Electric Utility	198.26
09/06/2018	FARWEST LINE SPECIALTIES LLC	00428806	260770	YOUNGSTOWN ARC RATED GROUND GL	Electric Utility	198.26
09/06/2018	FARWEST LINE SPECIALTIES LLC	00429117	261039	GAFF FOR BASHLIN HOOK. BASHLI	Electric Utility	192.76
09/06/2018	FARWEST LINE SPECIALTIES LLC	00429117	261039	SHIPPING	Electric Utility	12.85
Total for Payment No.:						2,101.36

Payment No: 009707

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FINISH LINE TOWING	00428843	672300	TOWING SRVS V2834 WO121074	Automotive Services	675.00
09/06/2018	FINISH LINE TOWING	00428845	683723	TOWING SRVS V2918 WO121531	Automotive Services	110.00
				Total for Payment No.:		785.00

Payment No: 009708

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	RENT 881 MARTIN AVE SEP18	Electric Utility	35,032.36
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	RENT 881 MARTIN AVE SEP18	Electric Utility	4,324.98
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	RENT 881 MARTIN AVE SEP18	Elec OperatingGrant Trust Fund	2,594.99
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	RENT 881 MARTIN AVE SEP18	Electric Utility	1,297.49
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	COMMON AREA 881 MARTIN AUG18	Electric Utility	888.45
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	COMMON AREA 881 MARTIN AUG18	Electric Utility	109.69
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	COMMON AREA 881 MARTIN AUG18	Elec OperatingGrant Trust Fund	65.81
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	COMMON AREA 881 MARTIN AUG18	Electric Utility	32.91
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	PGE 881 MARTIN JUL18	Electric Utility	796.12
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	PGE 881 MARTIN JUL18	Electric Utility	98.29
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	PGE 881 MARTIN JUL18	Elec OperatingGrant Trust Fund	58.97
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	PGE 881 MARTIN JUL18	Electric Utility	29.49
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	SANTA CLARA UTILITIES JUN18	Electric Utility	9,679.41
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	SANTA CLARA UTILITIES JUN18	Electric Utility	1,194.99
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	SANTA CLARA UTILITIES JUN18	Elec OperatingGrant Trust Fund	716.99
09/06/2018	GAHRAHMAT FAMILY LTD II	00428738	GFLP2-9383	SANTA CLARA UTILITIES JUN18	Electric Utility	358.50
				Total for Payment No.:		57,279.44

Payment No: 009709

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GE GRID SOLUTIONS, LLC	00429115	1088974	(ITEM # UR-SLA) UR POWER SUPPL	Electric Utility Construction	1,333.79
09/06/2018	GE GRID SOLUTIONS, LLC	00429115	1088974	(ITEM NO. UR-6BH) UR DIGITAL I	Electric Utility Construction	1,025.47
09/06/2018	GE GRID SOLUTIONS, LLC	00429115	1088974	(ITEM #UR-6GH) UR DIGITAL I/O	Electric Utility Construction	1,025.47
09/06/2018	GE GRID SOLUTIONS, LLC	00429115	1088974	SHIPPING CHARGES	Electric Utility Construction	40.00
				Total for Payment No.:		3,424.73

Payment No: 009710

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GEORGE HILLS CO	00428988	INV1013909	CLAIMS ADJUSTING SERVICES	Special Liability Insurance	300.00
09/06/2018	GEORGE HILLS CO	00428989	INV1013728	CLAIMS ADJUSTING SERVICES	Special Liability Insurance	300.00
09/06/2018	GEORGE HILLS CO	00428992	INV1013853	CLAIMS ADJUSTING	Special Liability Insurance	9,926.40
				Total for Payment No.:		10,526.40

Payment No: 009711

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GOLDEN GATE PETROLEUM	00428818	725729	FIRE STATION 10, TANK 69	Automotive Services	411.21
09/06/2018	GOLDEN GATE PETROLEUM	00428820	725727	FIRE STATION 1, TANK 62	Automotive Services	1,504.47
				Total for Payment No.:		1,915.68

Payment No: 009712

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GRAINGER-SAN JOSE	00428620	9804584689	RTV SILICON SEALANT	Electric Utility	506.98
09/06/2018	GRAINGER-SAN JOSE	00428771	9870429215	PARTS - STOCK	Automotive Services	37.15
09/06/2018	GRAINGER-SAN JOSE	00428773	9870170744	PARTS - SHOP USE	Automotive Services	255.86

09/06/2018	GRAINGER-SAN JOSE	00428775	9873129820	PARTS - SHOP USE	Automotive Services	25.02
09/06/2018	GRAINGER-SAN JOSE	00428788	9847754609	PARTS - VEH # 2408	Automotive Services	9.51
09/06/2018	GRAINGER-SAN JOSE	00428824	9882070700	PARTS - SHOP USE WASH RACK	Automotive Services	127.56
09/06/2018	GRAINGER-SAN JOSE	00428900	9878101089	Street Supplies	General Fund	479.79
09/06/2018	GRAINGER-SAN JOSE	00429119	9874179618	SAFETY GLASSES,N-SPECS VESUVIO	Water Utility	141.79
09/06/2018	GRAINGER-SAN JOSE	00429119	9874179618	SAFETY GLASSES, CLEAR LENS, BL	Water Utility	169.13
				Total for Payment No.:		1,752.79

Payment No: 009713

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GRANITE CONSTRUCTION CO	00428862	1447004	Asphalt-Moraga Trench	General Fund	2,586.64
09/06/2018	GRANITE CONSTRUCTION CO	00428863	1448644	Asphalt-Moraga Trench	General Fund	2,492.66
09/06/2018	GRANITE CONSTRUCTION CO	00428864	1449210	Asphalt - Moraga Trench	General Fund	2,000.59
				Total for Payment No.:		7,079.89

Payment No: 009714

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GREG MEYER	00428847	13760	COURSE PAYMENT 13760	General Fund	165.76
				Total for Payment No.:		165.76

Payment No: 009715

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GRID SUBJECT MATTER EXPERTS	00428910	4519	ONGOING CIP ACTIVITIES JUL18	Electric Utility	1,935.00
				Total for Payment No.:		1,935.00

Payment No: 009716

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	IMPERIAL SPRINKLER SUPPLY INC	00428867	3446210-00	Landscape Supplies	General Fund	196.38
09/06/2018	IMPERIAL SPRINKLER SUPPLY INC	00428902	3450040-00	Landscape Supplies	General Fund	22.19

Total for Payment No.: 218.57

Payment No: 009717

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	INGRAM LIBRARY SERVICES INC	00428770	35979890	1241 BOOKS	General Fund	2,164.74
09/06/2018	INGRAM LIBRARY SERVICES INC	00428770	35979890	1231 BOOKS	General Fund	3,842.04
09/06/2018	INGRAM LIBRARY SERVICES INC	00428770	35979890	1232 BOOKS	General Fund	283.26
09/06/2018	INGRAM LIBRARY SERVICES INC	00428770	35979890	1233 BOOKS	General Fund	1,153.02
09/06/2018	INGRAM LIBRARY SERVICES INC	00428770	35979890	BOOKMOBILE BOOKS	General Fund	18.49
09/06/2018	INGRAM LIBRARY SERVICES INC	00428772	35979909	1235 BOOKS	General Fund	379.55
Total for Payment No.:						7,841.10

Payment No: 009718

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	J.N. ABBOTT DISTRIBUTOR INC	00428753	269190	PARTS - STOCK	Automotive Services	2,511.49
Total for Payment No.:						2,511.49

Payment No: 009719

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JAVELCO EQUIPMENT SVC INC	00428792	54169	FUEL TANK - VEH # D1421	Automotive Services	38.22
Total for Payment No.:						38.22

Payment No: 009720

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JOHANNA JEAN MARCHEL	00428887	146	SEALED/WAX/STRIPPED METERSHOP	Electric Utility	800.00
Total for Payment No.:						800.00

Payment No: 009721

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KIM CLARK	00428663	14301SEP2018	THURSDAY NIGHT DANCE INSTRUCTO	Community Activities	220.00
				Total for Payment No.:		220.00

Payment No: 009722

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KRISAMA JUESEEKUL	00429091	328822	JRNY LNWKR APPRENT BFAST 8/15	General Fund	71.25
09/06/2018	KRISAMA JUESEEKUL	00429092	328823	JRNY LNWKR APPRENT BFAST 8/16	General Fund	83.25
				Total for Payment No.:		154.50

Payment No: 009723

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MANSFIELD OIL COMPANY	00428825	116123	UTILITY CORP YARD TANK 55	Automotive Services	20,490.35
				Total for Payment No.:		20,490.35

Payment No: 009724

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MARIN CLEAN ENERGY	00428623	JULY-2018	CISO CHG SC SVC G2-1 JUL18	Electric Utility	46,605.30
09/06/2018	MARIN CLEAN ENERGY	00428623	JULY-2018	CISO CHG SC SVC G2-1 JUL18	Electric Utility	-315.70
				Total for Payment No.:		46,289.60

Payment No: 009725

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MILLER STARR REGALIA, PLC	00428985	375453	CHANGE ORDER - LEGAL SERVICES	General Fund	144.00
09/06/2018	MILLER STARR REGALIA, PLC	00428986	375448	CHANGE ORDER - LEGAL SERVICES	General Fund	1,548.00
09/06/2018	MILLER STARR REGALIA, PLC	00428987	374241	CHANGE ORDER - LEGAL SERVICES	General Fund	1,370.50
09/06/2018	MILLER STARR REGALIA, PLC	00429007	374253	CHANGE ORDER - LEGAL SERVICES	General Fund	7,510.32
				Total for Payment No.:		10,572.82

Payment No: 009726

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MILTON SECURITY GROUP LLC	00428884	Q31053	AMI/MDMS PROJECT SUPPORT	Electric Utility Construction	7,200.00
09/06/2018	MILTON SECURITY GROUP LLC	00428885	Q31054	CYBER SECURITY/SSG SUPPORT	Electric Utility	9,280.00
Total for Payment No.:						16,480.00

Payment No: 009727

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MISSION TRAIL WASTE SYSTEMS	00428874	m506	Food Scrap Processing-July2018	Solid Waste Program	65,278.44
Total for Payment No.:						65,278.44

Payment No: 009728

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MT TIRE SERVICE	00428790	9338	TIRES	Automotive Services	1,735.50
09/06/2018	MT TIRE SERVICE	00428790	9338	CA TIRE TAX	Automotive Services	10.50
09/06/2018	MT TIRE SERVICE	00428790	9338	FED TIRE TAX	Automotive Services	26.64
09/06/2018	MT TIRE SERVICE	00428858	8410	MOUNT/DISMOUNT V2821 WO120341	Automotive Services	180.00
09/06/2018	MT TIRE SERVICE	00428866	8092	FLAT REPAIR V3224 WO119803	Automotive Services	35.00
09/06/2018	MT TIRE SERVICE	00428868	9166	MOUNT/BALANCE V3076 WO121257	Automotive Services	50.00
09/06/2018	MT TIRE SERVICE	00428872	9292	MOUNT/DISMOUNT V3258 WO121515	Automotive Services	120.00
09/06/2018	MT TIRE SERVICE	00428873	9337	MOUNT/DISMOUNT V2370 WO121562	Automotive Services	120.00
09/06/2018	MT TIRE SERVICE	00428876	9336	FLEET SERVICE	Automotive Services	120.00
Total for Payment No.:						2,397.64

Payment No: 009729

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	NALCO CO	00428580	67074773	PAIL 18-24 LITER PERMA CLEAN	Electric Utility	249.96
09/06/2018	NALCO CO	00428580	67074773	TRANSPORTATION/ENERGY FEE	Electric Utility	0.83

Total for Payment No.: 250.79

Payment No: 009730

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	NO CALIF POWER AGENCY	00428913	CVP0818020	CVP MEMBERSHIP FEE FY 2018-19	Electric Utility	4,322.00
Total for Payment No.:						4,322.00

Payment No: 009731

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	NVIDIA CORP	00428891	63037-04 CPV JUN-2018	PBI SOLAR PROD PYMT #16 JUN-18	Elec OperatingGrant Trust Fund	8,087.98
09/06/2018	NVIDIA CORP	00428892	63037-04 CPV JUL-2018	PBI SOLAR PROD PYMT #17 JUL-18	Elec OperatingGrant Trust Fund	7,880.33
Total for Payment No.:						15,968.31

Payment No: 009732

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	OMEGA INDUSTRIAL SUPPLY INC	00428764	112107	LEMON WIPES	Water Utility	579.72
09/06/2018	OMEGA INDUSTRIAL SUPPLY INC	00428764	112107	LEMON WIPES	Electric Utility	579.73
Total for Payment No.:						1,159.45

Payment No: 009733

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ONESOURCE DISTRIBUTORS LLC	00429009	S5917598.001	CABLE TIE, 3-7/8IN LG X .10IN	Electric Utility	406.57
Total for Payment No.:						406.57

Payment No: 009734

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ORACLE AMERICA INC	00429000	44162042	PEOPLESOFT CONTRACT 6688828 5/	General Fund	2,692.54

Total for Payment No.: 2,692.54

Payment No: 009735

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	OVERDRIVE INC	00428774	00910CO18148313	1241 EBOOKS (NON-TAXABLE)	General Fund	439.91
09/06/2018	OVERDRIVE INC	00428780	00910DA18148572	1241 EBOOKS (NON-TAXABLE)	General Fund	63.98
Total for Payment No.:						503.89

Payment No: 009736

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PAN ASIAN PUBLICATIONS (USA) INC	00428785	U-15733	1233 LANGUAGE BOOKS	General Fund	871.65
09/06/2018	PAN ASIAN PUBLICATIONS (USA) INC	00428795	U-15734	1233 LANGUAGE BOOKS	General Fund	387.19
09/06/2018	PAN ASIAN PUBLICATIONS (USA) INC	00428797	U-15737	1241 LANGUAGE BOOKS	General Fund	201.70
09/06/2018	PAN ASIAN PUBLICATIONS (USA) INC	00428798	U-15738	1241 LANGUAGE BOOKS	General Fund	448.15
Total for Payment No.:						1,908.69

Payment No: 009737

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PARS/GASB 45	00429061	14589AUG2018	MONTHLY CONTRIB SEP 2018	OPEB Plan Trust Fund	442,167.00
Total for Payment No.:						442,167.00

Payment No: 009738

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PAUL MANCHESTER	00428583	9026AUG2018	NCPA POWER PLANT 8/14-8/16-18	Electric Utility	185.80
Total for Payment No.:						185.80

Payment No: 009739

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/06/2018	PELICAN SIGN SERVICE INC	00428822	54689	BRONZE PLAQUE, MISSION RE-OPEN	Library Trust - Donations	2,343.50
				Total for Payment No.:		2,343.50

Payment No: 009740

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PG&E	00428761	3847680626-0 AUG18	ELEC SVC GRZ INTAKE TWR AUG18	Electric Utility	123.34
				Total for Payment No.:		123.34

Payment No: 009741

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PG&E	00428762	3889347290-2 AUG18	ELE SV GRIZ MICROWAV AUG18	Electric Utility	366.91
				Total for Payment No.:		366.91

Payment No: 009742

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PG&E	00428763	3931013954-6 AUG18	ELEC SVC GRIZL COMPT AUG18	Electric Utility	33.21
				Total for Payment No.:		33.21

Payment No: 009743

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PRAXAIR DISTRIBUTION INC	00428759	84646028	IND HIGH PRESSURE 100CF	Electric Utility	117.18
09/06/2018	PRAXAIR DISTRIBUTION INC	00428759	84646028	IND LIQUID 160-200LT HIGH PRES	Electric Utility	137.24
09/06/2018	PRAXAIR DISTRIBUTION INC	00428759	84646028	SAFETY AND ENVIRONMENTAL FEE	Electric Utility	23.45
				Total for Payment No.:		277.87

Payment No: 009744

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PSC INDUSTRIAL OUTSOURCING LP	00428808	1221233075	HAZ WST YARD DEC 27-17	Electric Utility	3,775.51

Total for Payment No.: 3,775.51

Payment No: 009745

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SANTA CLARA VALLEY WATER DIST	00428668	GM101043	PUMP TAX JULY 2018	Water Utility	1,538,305.49
Total for Payment No.:						1,538,305.49

Payment No: 009746

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SANTANA, DEANNA	00429012	30409AUG2018A	TRAVEL REIMB-APPA 2018 CONF	Electric Utility	387.20
Total for Payment No.:						387.20

Payment No: 009747

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SC FUELS	00428827	3664743	PD TANK 71	Automotive Services	18,579.59
09/06/2018	SC FUELS	00428830	3663987	PARKS & REC TANK 56	Automotive Services	20,315.35
Total for Payment No.:						38,894.94

Payment No: 009748

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SCOTT'S PPE RECON INC	00428924	34147	NON-TAXABLE REPAIRS JUNE 18	Fire Department	1,747.50
09/06/2018	SCOTT'S PPE RECON INC	00428924	34147	TAXABLE REPAIRS JUNE 18	Fire Department	54.50
Total for Payment No.:						1,802.00

Payment No: 009749

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	STAPLES ADVANTAGE	00429179	8051033300-BLDGINSP	OFFICE SUPPLIES	General Fund	188.64
09/06/2018	STAPLES ADVANTAGE	00429180	8051033300-CITYATTY	OFFICE SUPPLIES	General Fund	137.90

09/06/2018	STAPLES ADVANTAGE	00429181	8051033300-CITYCLERK	OFFICE SUPPLIES	General Fund	205.07
09/06/2018	STAPLES ADVANTAGE	00429182	8051033300-ELECCH	OFFICE SUPPLIES	Electric Utility	1,336.91
09/06/2018	STAPLES ADVANTAGE	00429182	8051033300-ELECCH	OFFICE SUPPLIES	Electric Utility	39.99
09/06/2018	STAPLES ADVANTAGE	00429183	8051033300-ELECCUSTSVC	OFFICE SUPPLIES	Electric Utility	43.03
09/06/2018	STAPLES ADVANTAGE	00429183	8051033300-ELECCUSTSVC	OFFICE SUPPLIES	Electric Utility	43.03
09/06/2018	STAPLES ADVANTAGE	00429183	8051033300-ELECCUSTSVC	OFFICE SUPPLIES	Elec OperatingGrant Trust Fund	55.60
09/06/2018	STAPLES ADVANTAGE	00429184	8051033300-ELECRES	OFFICE SUPPLIES	Electric Utility	6.69
09/06/2018	STAPLES ADVANTAGE	00429185	8051033300-ELECYARD	OFFICE SUPPLIES	Electric Utility	28.08
09/06/2018	STAPLES ADVANTAGE	00429185	8051033300-ELECYARD	OFFICE SUPPLIES	Electric Utility	17.82
09/06/2018	STAPLES ADVANTAGE	00429186	8051033300-ENG	OFFICE SUPPLIES	General Fund	274.69
09/06/2018	STAPLES ADVANTAGE	00429187	8051033300-FINANCE	OFFICE SUPPLIES	General Fund	200.67
09/06/2018	STAPLES ADVANTAGE	00429188	8051033300-FIRE	OFFICE SUPPLIES	General Fund	175.78
09/06/2018	STAPLES ADVANTAGE	00429188	8051033300-FIRE	OFFICE SUPPLIES	General Fund	59.66
09/06/2018	STAPLES ADVANTAGE	00429189	8051033300-HCS	OFFICE SUPPLIES	General Fund	73.37
09/06/2018	STAPLES ADVANTAGE	00429190	8051033300-HR	OFFICE SUPPLIES	General Fund	52.79
09/06/2018	STAPLES ADVANTAGE	00429191	8051033300-PARKCH	OFFICE SUPPLIES	General Fund	-16.47
09/06/2018	STAPLES ADVANTAGE	00429192	8051033300-CRC	OFFICE SUPPLIES	General Fund	265.37
09/06/2018	STAPLES ADVANTAGE	00429193	8051033300-TEEN	OFFICE SUPPLIES	General Fund	63.99
09/06/2018	STAPLES ADVANTAGE	00429193	8051033300-TEEN	OFFICE SUPPLIES	Recreation Program Operations	119.98
09/06/2018	STAPLES ADVANTAGE	00429194	8051033300-PLANNING	OFFICE SUPPLIES	General Fund	215.07
09/06/2018	STAPLES ADVANTAGE	00429195	8051033300-POLICEDET	OFFICE SUPPLIES	General Fund	296.72
09/06/2018	STAPLES ADVANTAGE	00429195	8051033300-POLICEDET	OFFICE SUPPLIES	General Fund	93.98
09/06/2018	STAPLES ADVANTAGE	00429196	8051033300-POLICESVC	OFFICE SUPPLIES	General Fund	150.37
09/06/2018	STAPLES ADVANTAGE	00429197	8051033300-SRCTR	OFFICE SUPPLIES	General Fund	75.67
09/06/2018	STAPLES ADVANTAGE	00429198	8051033300-WATER	OFFICE SUPPLIES	Sewer Utility	145.66
09/06/2018	STAPLES ADVANTAGE	00429198	8051033300-WATER	OFFICE SUPPLIES	Water Utility	145.68
				Total for Payment No.:		4,495.74

Payment No: 009750

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	TABLEAU SOFTWARE, INC	00428799	7200359397	TABLEAU SOFTWARE	General Fund	630.00
Total for Payment No.:						630.00

Payment No: 009751

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	THERMAL MECHANICAL INC	00428730	73801	COG PM COMPLETED JUL18	Electric Utility	344.00
09/06/2018	THERMAL MECHANICAL INC	00428731	73782	GIA PM COMPLETED JUL18	Electric Utility	397.00
Total for Payment No.:						741.00

Payment No: 009752

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	UNIVERSAL SITE SERVICES	00428904	180102490	Parking Lot Sweeping	Downtown Parking Maintenance D	2,067.00
Total for Payment No.:						2,067.00

Payment No: 009753

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	WILLIAMS SCOTSMAN INC	00428898	6035195	CONTAINER RENTAL AMI MTR SEP18	Electric Utility Construction	471.31
Total for Payment No.:						471.31

Overall Total 2,800,670.89



City of Santa Clara
List of All Bills and Claims Approved for Payment

Run Date 9/4/2018
Run Time 11:33:57 AM

Sorted by Payment Number

Payment No: 627491

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AGUILAR, GERALD ALLEN	00428823	30774AUG2018	AMERICAN WTR WORKS CLASS 8/21	Electric Utility	113.36
				Total for Payment No.:		113.36

Payment No: 627492

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CASEY POTTS	00429112	8519AUG2018A	PAF 555 IT IN EMERGENCY MGMT	General Fund	1,885.00
				Total for Payment No.:		1,885.00

Payment No: 627493

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DANIEL OWENS	00429114	29981AUG2018	RESCUE SYSTEMS 1 IN-SERV TRAIN	General Fund	595.00
				Total for Payment No.:		595.00

Payment No: 627494

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DAWID COETZEE	00428733	18163AUG2018	SAFETY BOOTS/CLOTH FY 18/19	Electric Utility	59.92
				Total for Payment No.:		59.92

Payment No: 627495

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ERICA JUE	00428861	30309AUG2018	IEPR COMMISSNR/ENRGY FORECAST	Electric Utility	132.09
				Total for Payment No.:		132.09

Payment No: 627496

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	EVELYN LIANG	00428894	24627AUG2018	2018 BOOT RMBRSMNT - UNIT 4	General Fund	193.92
				Total for Payment No.:		193.92

Payment No: 627497

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FIRST AMERICAN TITLE COMPANY	00429164	31363AUG2018	FUNDING OPTION-FRANKLIN ST	General Government - Other	79,000.00
				Total for Payment No.:		79,000.00

Payment No: 627498

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FIRST AMERICAN TITLE COMPANY	00429168	31363AUG2018A	FUNDING OPTION-WASHINGTON ST	General Government - Other	11,000.00
				Total for Payment No.:		11,000.00

Payment No: 627499

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FRANK L DESOUSA	00428897	854AUG2018	ASE TEST REIMBURSEMENT	Automotive Services	159.00
				Total for Payment No.:		159.00

Payment No: 627500

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GALVIN D JACKSON	00428666	26804SEP2018	THURSDAY NIGHT DANCE BAND 9/20	Community Activities	360.00
				Total for Payment No.:		360.00

Payment No: 627501

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/06/2018	GERI FOLEY	00428665	10476SEP2018	THURSDAY NIGHT DANCE DJ 9/13	Community Activities	150.00
Total for Payment No.:						150.00

Payment No: 627502

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GREG MUSSALLEM	00429118	28459AUG2018	PARTIAL REFUND PLN2018-13427	General Fund	449.00
Total for Payment No.:						449.00

Payment No: 627503

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JESSE MURRILL	00428732	20296AUGUST2018	PURCHASE FOR MUTUAL AID ASST.	Electric Utility	422.87
Total for Payment No.:						422.87

Payment No: 627504

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JINPENG LI	00428784	31326JUL2018	BOOTS REIMBURSEMENT 2018	Water Utility	96.99
Total for Payment No.:						96.99

Payment No: 627505

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JOHN GRACIANO, JR.	00429016	1178AUG2018	REIMBURSE-SUPPLIES FOR CITY	General Fund	737.27
Total for Payment No.:						737.27

Payment No: 627506

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KELLEY RICHARDS	00429108	25467AUG2018	1B IN-SERVICE TRAINING	General Fund	295.00
Total for Payment No.:						295.00

Payment No: 627507

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KEVIN KEATING	00428754	1487AUG2018	MILEAGE APRMAYJUN 2018	Electric Utility	179.77
				Total for Payment No.:		179.77

Payment No: 627508

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MATTHEW T. HOGAN	00428812	1312AUG2018	Background Mileage T Duran	General Fund	64.10
				Total for Payment No.:		64.10

Payment No: 627509

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MICHAEL OLEJNIK	00428905	29637AUG2018	SAFETY BOOTS 2018/19	General Fund	237.00
				Total for Payment No.:		237.00

Payment No: 627510

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	RELATED CALIFORNIA	00429123	31325AUG2018	PARTIAL REFUND PLN2018-13439	General Fund	172.50
09/06/2018	RELATED CALIFORNIA	00429123	31325AUG2018	PARTIAL REFUND PLN2018-13439	General Fund	25.87
09/06/2018	RELATED CALIFORNIA	00429123	31325AUG2018	PARTIAL REFUND PLN2018-13439	General Fund	3.45
09/06/2018	RELATED CALIFORNIA	00429125	31325AUG2018A	PARTIAL REFUND PLN2018-13438	General Fund	25.87
09/06/2018	RELATED CALIFORNIA	00429125	31325AUG2018A	PARTIAL REFUND PLN2018-13438	General Fund	3.45
09/06/2018	RELATED CALIFORNIA	00429125	31325AUG2018A	PARTIAL REFUND PLN2018-13438	General Fund	172.50
				Total for Payment No.:		403.64

Payment No: 627511

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ROBIN S SHADDLE	00428901	2559AUG2018	CASH ADVANCE A & W COFFEE CART	General Fund	600.00
				Total for Payment No.:		600.00

Payment No: 627512

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SIMON GOBER	00429116	29987AUG2018	CONFINED SPACE RESCUE TECH	General Fund	415.00
Total for Payment No.:						415.00

Payment No: 627513

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	STATE WATER RESOURCES CONTROL(BOX 944212	00428734	6582AUG2018	D3-JOEL CASTILLO CERT	Water Utility	120.00
Total for Payment No.:						120.00

Payment No: 627514

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AMERICAN PUBLIC POWER ASSN	00428615	316373	INHOUSE KEY ACCT CERT PROG8/18	Electric Utility	18,706.52
Total for Payment No.:						18,706.52

Payment No: 627515

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AT&T	00429044	408 732-8988 330 0 AUG18	FS#9 MTHLY STMNT-8/17/18	General Fund	70.85
09/06/2018	AT&T	00429045	408 244-4858 471 9 AUG18	FS#7 MTHLY STMNT-8/17/18	General Fund	68.98
09/06/2018	AT&T	00429046	408 980-8577 973 3 AUG18	FS#10 MTHLY STMNT-8/17/18	General Fund	72.95
09/06/2018	AT&T	00429047	250 133-3874 233 5 AUG18	PD RECRUIT STMNT-8/11/18	General Fund	72.88
09/06/2018	AT&T	00429048	408 496-6394 414 0 AUG18	SPACE PARK STMNT-8/19/18	General Fund	175.77
09/06/2018	AT&T	00429049	408 261-0253 759 4 AUG18	BELLOMY STMNT-8/19/18	General Fund	227.38
Total for Payment No.:						688.81

Payment No: 627516

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AIR DIMENSIONS INC	00429110	516087	PN# M151-BT-AA1 - SINGLE HEAD	Electric Utility	2,246.35

Total for Payment No.: 2,246.35

Payment No: 627517

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ALHAMBRA & SIERRA SPRINGS	00428752	4973747 081018	WATER - OFFICE USE	Automotive Services	36.41
				Total for Payment No.:		36.41

Payment No: 627518

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ALSCO SAN JOSE	00428927	LSJO1052393	LINEN SERVICE ST. 7	General Fund	244.09
				Total for Payment No.:		244.09

Payment No: 627519

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ALTEC INDUSTRIES INC	00428816	11008815	SCREW - VEH # 3229	Automotive Services	16.83
				Total for Payment No.:		16.83

Payment No: 627520

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ALTRADE SUPPLIES INC	00428086	INV0102	SENIOR CENTER ACTIVITIES	Community Activities	569.26
09/06/2018	ALTRADE SUPPLIES INC	00428086	INV0102	SNACK BAR	Community Activities	551.28
				Total for Payment No.:		1,120.54

Payment No: 627521

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AMBER BRITTANY BISCARDI	00428855	13892-13893	COURSE PAYMENT 13982-13983	General Fund	459.54
				Total for Payment No.:		459.54

Payment No: 627522

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ANIMAL DAMAGE MANAGEMENT	00428899	1030C	Landscape Rodent Control	General Fund	895.00
Total for Payment No.:						895.00

Payment No: 627523

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	APPLIED COMPUTER SOLUTIONS	00428970	212829	CISCO ASA5525 FIREPOWER IPS LI	Electric Utility Construction	0.00
09/06/2018	APPLIED COMPUTER SOLUTIONS	00428970	212829	CISCO ASA5525 FIREPOWER IPS 3Y	Electric Utility Construction	15,324.53
09/06/2018	APPLIED COMPUTER SOLUTIONS	00429124	212830	SID ACCESS ENT PERP FROM VLIC	Electric Utility Construction	4,715.00
09/06/2018	APPLIED COMPUTER SOLUTIONS	00429124	212830	SID ACCESS ENT ENHMNT 1MO VLIC	Electric Utility Construction	94.50
Total for Payment No.:						20,134.03

Payment No: 627524

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428848	15964	LINEWORK APPRENTIC PROG - YR 2	Electric Utility	3,507.22
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428848	15964	ELP GRADUATE DISCOUTN - 10%	Electric Utility	-350.72
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428851	15962	ELP GRAD ELLIOTT DISCNT - 10%	Electric Utility	-350.72
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428851	15962	LINEWRKR APPRENTIC PRG - YR 2	Electric Utility	3,507.22
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428854	15966	HOSTETLER APPR PRG YR-2	Electric Utility	3,506.00
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428856	15961	BRYANT YR 2 APPR. PROGRAM	Electric Utility	3,507.22
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428856	15961	ELP GRAD DISCOUNT - 10%	Electric Utility	-350.72
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428857	15963	SAVAGE YR 2 LINEWRKR APPR PROG	Electric Utility	3,507.22
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428857	15963	ELP GRAD DISCOUNT - 10%	Electric Utility	-350.72
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428860	15965	TAPIA YR 2 LNWRKR APPR PROG	Electric Utility	3,507.22
09/06/2018	APPRENTICESHIP PROGRAMS INC	00428860	15965	ELP GRAD DISCOUNT - 10%	Electric Utility	-350.72
Total for Payment No.:						19,288.50

Payment No: 627525

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AT&T	00428582	1169129896	T1.5 MBPS SVC 19AUG18-18SEP18	Electric Utility	328.58
Total for Payment No.:						328.58

Payment No: 627526

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AT&T CALNET	00428880	000011815651	BAN: 9391015175 07/25-08/24/18	Electric Utility	7,448.24
Total for Payment No.:						7,448.24

Payment No: 627527

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AT&T CALNET	00428881	000011815771	BAN:9391023721 07/25-08/24/18	Electric Utility	874.56
Total for Payment No.:						874.56

Payment No: 627528

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	AT&T CALNET	00428581	000011801702	BAN:9391023689 7/20/18-8/19/18	Electric Utility	198.29
09/06/2018	AT&T CALNET	00428741	000011773645	CMO	General Fund	30.52
09/06/2018	AT&T CALNET	00428741	000011773645	PLANNING	General Fund	0.81
09/06/2018	AT&T CALNET	00428741	000011773645	WATER	Water Utility	3.76
09/06/2018	AT&T CALNET	00428800	000011678777	IT	General Fund	3,366.22
09/06/2018	AT&T CALNET	00428800	000011678777	WATER	Water Utility	189.13
09/06/2018	AT&T CALNET	00428800	000011678777	WATER	Water Utility	189.12
Total for Payment No.:						3,977.85

Payment No: 627529

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BABYLON PRINTING	00428660	86850	SEPTEMBER ATG NEWSLETTER	Community Activities	841.23

Total for Payment No.: 841.23

Payment No: 627530

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BADOLA, SHARWARI	00429135	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	242.00
Total for Payment No.:						242.00

Payment No: 627531

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BAKER, ERI	00429136	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	695.00
Total for Payment No.:						695.00

Payment No: 627532

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BAY AREA TREE SPECIALISTS	00428842	63250	Tree Service Agreement	General Fund	5,450.00
Total for Payment No.:						5,450.00

Payment No: 627533

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BESOSIE GANAL	00428893	61559-01 CPV JUL-2018	PBI JUL-18 PYMT #11 VALLY HOUS	Elec OperatingGrant Trust Fund	6,331.16
Total for Payment No.:						6,331.16

Payment No: 627534

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BIBLIOCOMMONS, INC	00428662	1177	SUBSCRIP & IMPLMT:CORE & CLOUD	General Fund	27,000.00
Total for Payment No.:						27,000.00

Payment No: 627535

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BKF ENGINEERS	00429002	18070941	AGREEMENT FOR DESIGN PROFESSIO	Traffic Mitigation Program	5,705.00
Total for Payment No.:						5,705.00

Payment No: 627536

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BLYMYER ENGINEERS INC	00428963	40537	AGREEMENT FOR DESIGN SERVICES	Public Buildings	1,346.25
09/06/2018	BLYMYER ENGINEERS INC	00428964	40443	AGREEMENT FOR DESIGN SERVICES	Public Buildings	2,832.50
Total for Payment No.:						4,178.75

Payment No: 627537

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BRIDGEWELL RESOURCES	00428626	0235268401	H2/50 DOUGLAS FIR,PENTA POLE	Electric Utility Construction	2,651.97
09/06/2018	BRIDGEWELL RESOURCES	00428626	0235268401	CALIFORNIA LPA -NON TAXABLE	Electric Utility Construction	24.33
Total for Payment No.:						2,676.30

Payment No: 627538

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	BUNNEY, GAVIN	00429138	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	316.00
Total for Payment No.:						316.00

Payment No: 627539

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CARRILLO, PATRICIA	00429139	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	484.00
Total for Payment No.:						484.00

Payment No: 627540

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CHOI, JONG EUN	00429140	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	484.00
Total for Payment No.:						484.00

Payment No: 627541

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CODE PUBLISHING CO	00428996	61020	CODE SUPPLEMENT - Replaces PO	General Fund	200.50
09/06/2018	CODE PUBLISHING CO	00428998	60645	CODE SUPPLEMENT - Replaces PO	General Fund	280.40
09/06/2018	CODE PUBLISHING CO	00428999	60400	CODE SUPPLEMENT - Replaces PO	General Fund	179.50
Total for Payment No.:						660.40

Payment No: 627542

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CONSOLIDATED ENGINEERING	00428907	154206	CE16-17-12 FS FUEL STNS UPGRAD	Public Buildings	2,105.25
Total for Payment No.:						2,105.25

Payment No: 627543

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CORIX WATER PRODUCTS	00428918	17813025263	PARTS & SUPPLIES	Water Utility	223.48
Total for Payment No.:						223.48

Payment No: 627544

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CORPORATE BILLING, LLC	00428751	727196	PARTS - VEH # 3127	Automotive Services	111.09
Total for Payment No.:						111.09

Payment No: 627545

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	COUNTY OF SANTA CLARA	00429052	1800063378	ISD SVCS TN3270 (2652) JUN2018	General Fund	73.74
09/06/2018	COUNTY OF SANTA CLARA	00429059	1800063940	ISD SVCS TN3270 (2652) JUL2018	General Fund	77.43
				Total for Payment No.:		151.17

Payment No: 627546

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	CREST POINT GLOBAL INC	00428584	R19-SLR-0152	LTG REB 42105-2 HANKOOK TIRES	Elec OperatingGrant Trust Fund	2,298.36
09/06/2018	CREST POINT GLOBAL INC	00428585	R19-SLR-0133	LTG REB 23862-1 DIVER DAN'S	Elec OperatingGrant Trust Fund	8,912.62
09/06/2018	CREST POINT GLOBAL INC	00428586	R19-SLR-0136	LTG REB 23837-5 PATEL BROTHERS	Elec OperatingGrant Trust Fund	12,475.21
09/06/2018	CREST POINT GLOBAL INC	00428749	R19-SLR-0065	LTG REB 18469-4 THE FLOOR CTR	Elec OperatingGrant Trust Fund	1,397.69
09/06/2018	CREST POINT GLOBAL INC	00428750	R19-SLR-0066	LTG REB 19500-3 US HARDWOOD &	Elec OperatingGrant Trust Fund	3,266.23
				Total for Payment No.:		28,350.11

Payment No: 627547

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	D&M TRAFFIC SERVICES	00428834	59902	2 PERSON TRAFFIC 8HR 7/11/18	Electric Utility Construction	-1,425.00
09/06/2018	D&M TRAFFIC SERVICES	00428834	59902	OT 2 PERSON TRAFFIC 7/11/18	Electric Utility Construction	-90.00
09/06/2018	D&M TRAFFIC SERVICES	00428835	59903	2 PERSON TRAFFIC 8HR 7/11/18	Electric Utility Construction	1,300.00
09/06/2018	D&M TRAFFIC SERVICES	00428835	59903	OT 2 PERSON TRAFFIC 7/11/18	Electric Utility Construction	85.00
09/06/2018	D&M TRAFFIC SERVICES	00428837	59204	2 PERSON TRAFFIC 8HR 7/18/18	Electric Utility Construction	1,300.00
09/06/2018	D&M TRAFFIC SERVICES	00428837	59204	OT 2 PERSON TRAFFIC 7/18/18	Electric Utility Construction	297.50
				Total for Payment No.:		1,467.50

Payment No: 627548

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DAVEY TREE SURGERY	00428786	912771936	TREE TRIMMING PWR LINES JUN18	Electric Utility	122,784.75
				Total for Payment No.:		122,784.75

Payment No: 627549

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DC POWER SYSTEMS	00428886	1881	RIG SOFTWARE LICENSE QUAN - 7	Electric Utility Construction	7,980.00
09/06/2018	DC POWER SYSTEMS	00428886	1881	SFTWR SUPPORT SILVER 8/18-8/19	Electric Utility Construction	6,700.00
				Total for Payment No.:		14,680.00

Payment No: 627550

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DESIREY AGUILAR	00429158	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	9.50
09/06/2018	DESIREY AGUILAR	00429159	08/28/18 CLASS REFUND.	PARKS DEPT REFUND	Recreation Program Operations	9.50
09/06/2018	DESIREY AGUILAR	00429160	08/28/18 CLASS REFUND..	PARKS DEPT REFUND	Recreation Program Operations	9.50
				Total for Payment No.:		28.50

Payment No: 627551

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DONG, NING	00429141	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	76.00
				Total for Payment No.:		76.00

Payment No: 627552

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DONNA DULL	00429143	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program	34.00

Total for Payment No.: 34.00

Payment No: 627553

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	DOUGAN, LES W	00429142	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	143.00
Total for Payment No.:						143.00

Payment No: 627554

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	EJ PIRES TRUCKING INC	00428776	91299	HAULING SERVICES	Water Utility Construction	212.22
09/06/2018	EJ PIRES TRUCKING INC	00429090	91404	HAULING SERVICES	Water Utility Construction	4,258.80
Total for Payment No.:						4,471.02

Payment No: 627555

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ERAT, SUSAN	00429151	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	275.00
Total for Payment No.:						275.00

Payment No: 627556

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	EUROFINS EATON ANALYTICAL INC	00428777	L0408420	WATER SAMPLING	Water Utility	1,480.00
09/06/2018	EUROFINS EATON ANALYTICAL INC	00428778	L0408424	WATER SAMPLING	Water Utility	60.00
09/06/2018	EUROFINS EATON ANALYTICAL INC	00428779	L0408425	WATER SAMPLING	Water Utility	75.00
09/06/2018	EUROFINS EATON ANALYTICAL INC	00428781	L0408427	WATER SAMPLING	Water Utility	30.00
09/06/2018	EUROFINS EATON ANALYTICAL INC	00428782	L0408428	WATER SAMPLING	Water Utility	30.00
Total for Payment No.:						1,675.00

Payment No: 627557

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FAGUNDES, MARIA	00429145	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	16.00
Total for Payment No.:						16.00

Payment No: 627558

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FARMER BROTHERS COFFEE	00428661	68316057	SENIOR CENTER	General Fund	356.23
09/06/2018	FARMER BROTHERS COFFEE	00428661	68316057	SNACK BAR	Community Activities	47.88
Total for Payment No.:						404.11

Payment No: 627559

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FEDERAL EXPRESS PO BOX 7221	00429128	6-279-18669	SALE OF NORTH SOUTH PARCEL	General Fund	6.94
Total for Payment No.:						6.94

Payment No: 627560

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FLEET BODYWORX INC	00428850	20459	PARTS/MATERIALS V2824 WO121649	Automotive Services	686.02
09/06/2018	FLEET BODYWORX INC	00428850	20459	LABOR V2824 WO121649	Automotive Services	3,664.92
Total for Payment No.:						4,350.94

Payment No: 627561

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	FROTHINGHAM, AMBER	00429146	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	484.00
Total for Payment No.:						484.00

Payment No: 627562

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GOLDEN GATE TRUCK CENTER	00428758	F005867190:01	PARTS - VEH # 3308	Automotive Services	48.84
09/06/2018	GOLDEN GATE TRUCK CENTER	00428852	F005866980:01	FILTER/SUCTION DEEP V3142	Automotive Services	20.46
				Total for Payment No.:		69.30

Payment No: 627563

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GOLDER ASSOC INC	00428853	521584	City Place	Deposit Funds.	9,387.35
09/06/2018	GOLDER ASSOC INC	00428853	521584	Landfill	Solid Waste Utility-Constructi	24,238.66
				Total for Payment No.:		33,626.01

Payment No: 627564

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	GRIFFIN AUTO PARTS	00428793	1-247413	PARTS - VEH # 2342	Automotive Services	38.65
				Total for Payment No.:		38.65

Payment No: 627565

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	H.K. AVERY CONSTRUCTION	00428889	1803	REPIPE GARAGE WM/SINK-FERGUSON	H.U.D Capital Projects	3,500.00
09/06/2018	H.K. AVERY CONSTRUCTION	00428889	1803	FERGUSON - 10520	H.U.D Capital Projects	3,500.00
09/06/2018	H.K. AVERY CONSTRUCTION	00428889	1803	FERGUSON - 10520	H.U.D Capital Projects	-3,500.00
				Total for Payment No.:		3,500.00

Payment No: 627566

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	HACH COMPANY	00429111	11093291	PN# 6789100 - KIT, FAN FILTER,	Electric Utility	49.35

09/06/2018	HACH COMPANY	00429111	11093291	PN# 2718 - FILTER,AIR,10 MICRO	Electric Utility	124.35
09/06/2018	HACH COMPANY	00429111	11093291	PN# 6772600 - STIR BAR, STAR H	Electric Utility	76.76
09/06/2018	HACH COMPANY	00429111	11093291	PN# 6794300 - VALVE, TOGGLE, 1	Electric Utility	97.09
09/06/2018	HACH COMPANY	00429111	11093291	PN# 6786800 - ASSY, COLORIMETE	Electric Utility	1,392.00
09/06/2018	HACH COMPANY	00429111	11093291	PN# 6786900 - ASSY, CAPILLARY	Electric Utility	80.85
				Total for Payment No.:		1,820.40

Payment No: 627567

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	HAJERA NOORI	00429153	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	275.00
				Total for Payment No.:		275.00

Payment No: 627568

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	HEEREBOUT, HESSEL F	00429147	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	232.00
				Total for Payment No.:		232.00

Payment No: 627569

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	HOLLAND-GREEN, DOROTHY	00429157	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	12.00
				Total for Payment No.:		12.00

Payment No: 627570

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ICHIKI, KEIKO	00429148	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	32.00
				Total for Payment No.:		32.00

Payment No: 627571

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	IMAGETREND INC	00428883	112780	ELITE EMS CAD INTEGRATION	Fire Operating Grant Fund	3,500.00
Total for Payment No.:						3,500.00

Payment No: 627572

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	INDIAN LANGUAGES SERVICES LLC	00429050	4	HINDI TRANSLATION-COUNCIL	General Fund	200.00
Total for Payment No.:						200.00

Payment No: 627573

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	INDUSTRIAL SCIENTIFIC CORP	00428783	2130504	MANDATED SAFETY - AUG 2018	Sewer Utility	554.47
09/06/2018	INDUSTRIAL SCIENTIFIC CORP	00428807	2130389	INET SUBSCRPT 8/1/18-8/31/18	Electric Utility	677.11
Total for Payment No.:						1,231.58

Payment No: 627574

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	INSTANT STORAGE SERVICE	00428614	147489	Storage Unit Rental	General Fund	92.65
Total for Payment No.:						92.65

Payment No: 627575

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	INTTERRA	00428922	000596	ANNUAL SUB. 7-1-18 TO 6-30-19	Fire Department	45,000.00
Total for Payment No.:						45,000.00

Payment No: 627576

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/06/2018	J.W. WOOD CO INC	00429178	R565255	PN# M59936 - 1.375" 5611Q M599	Electric Utility	3,270.90
Total for Payment No.:						3,270.90

Payment No: 627577

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JAMES E LEE	00428735	5334AUG2018	JEEP INSURANCE - 6 MONTHS	Deposit Funds.	97.13
Total for Payment No.:						97.13

Payment No: 627578

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JARUKASETPHON, RAVIVVARN	00429149	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	228.00
Total for Payment No.:						228.00

Payment No: 627579

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JERDONEK, ROBERT	00429150	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	46.00
Total for Payment No.:						46.00

Payment No: 627580

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	JONES LANG LASALLE AMERICAS INC	00428973	US002HOT000401	JONES LANG LASALLE AMERCAS INC	Convention Center Enterprise F	6,875.00
Total for Payment No.:						6,875.00

Payment No: 627581

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KELLY PAPER	00428616	9327506	Paper order	General Fund	1,436.35
Total for Payment No.:						1,436.35

Payment No: 627582

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KELLY-MOORE PAINT CO	00428903	816-0000080661	Graffiti Supplies	General Fund	1,077.41
				Total for Payment No.:		1,077.41

Payment No: 627583

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KEMPTON, KRISTEN	00429152	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	200.00
				Total for Payment No.:		200.00

Payment No: 627584

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KOFFLER	00428865	0089839-IN	SHOP LABOR - G.E #SXG13235A	Electric Utility	3,360.00
09/06/2018	KOFFLER	00428865	0089839-IN	MATERIALS - TAXABLE	Electric Utility	228.91
09/06/2018	KOFFLER	00428875	0089840-IN	SHOP LABOR, G.E. #YWG86363A	Electric Utility	460.00
				Total for Payment No.:		4,048.91

Payment No: 627585

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KONDURI, SRAVAN	00429156	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	45.00
				Total for Payment No.:		45.00

Payment No: 627586

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	KRISTA WENDT	00428888	3264AUG2018	PRGS PAY JN-JL PLANS-JOHNSON	H.U.D Capital Projects	1,100.00
				Total for Payment No.:		1,100.00

Payment No: 627587

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	LEGAL PURSUIT INC	00429030	2089072	LEGAL COURIER	General Fund	110.00
09/06/2018	LEGAL PURSUIT INC	00429031	2510085	LEGAL COURIER	General Fund	85.00
09/06/2018	LEGAL PURSUIT INC	00429032	2545371	LEGAL COURIER	General Fund	85.00
09/06/2018	LEGAL PURSUIT INC	00429033	2553596	LEGAL COURIER	General Fund	260.00
09/06/2018	LEGAL PURSUIT INC	00429034	2580015	LEGAL COURIER	General Fund	95.00
Total for Payment No.:						635.00

Payment No: 627588

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	LIEBERT CASSIDY WHITMORE	00429120	1464366	LEGAL SERVICES	Special Liability Insurance	216.00
Total for Payment No.:						216.00

Payment No: 627589

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MCPHARLIN SPRINKLES &	00428978	62684	LEGAL SERVICES	Special Liability Insurance	160.00
09/06/2018	MCPHARLIN SPRINKLES &	00428983	62480	LEGAL SERVICES	Special Liability Insurance	4,890.00
Total for Payment No.:						5,050.00

Payment No: 627590

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MEMORIAL IMPRESSIONS	00428742	26072	INSCRIPTIONS & INSTALLATIONS	Cemetery	4,578.00
Total for Payment No.:						4,578.00

Payment No: 627591

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/06/2018	MICHELLE EVANS	00429144	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	904.00
Total for Payment No.:						904.00
Payment No: 627592						
Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MICHELLE SMITH-SUAREZ	00429161	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	9.50
Total for Payment No.:						9.50
Payment No: 627593						
Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MOTT MACDONALD GROUP, LLC	00429003	393484-1	AGREEMENT FOR SANITARY SEWER C	Sewer Utility Construction	15,930.00
Total for Payment No.:						15,930.00
Payment No: 627594						
Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	MUNICIPAL MAINTENANCE EQUIPMNT	00428794	0130213-IN	WATER FILL - VEH # 3028	Automotive Services	702.34
09/06/2018	MUNICIPAL MAINTENANCE EQUIPMNT	00428796	0130236-IN	PARTS - STOCK	Automotive Services	970.13
Total for Payment No.:						1,672.47
Payment No: 627595						
Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	NAPA AUTO PARTS	00428743	5983-415499	FILTER - VEH # 2816	Automotive Services	62.45
09/06/2018	NAPA AUTO PARTS	00428744	5983-416896	FREIGHT - WO # 121365	Automotive Services	15.00
09/06/2018	NAPA AUTO PARTS	00428814	5983-419699	PARTS - VEH # 3089	Automotive Services	168.71
09/06/2018	NAPA AUTO PARTS	00428815	5983-418999	PARTS - STOCK	Automotive Services	131.09
Total for Payment No.:						377.25

Payment No: 627596

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	NET TRANSCRIPTS INC.	00428789	0019692-IN	18-6557 interviews	General Fund	646.90
09/06/2018	NET TRANSCRIPTS INC.	00428791	0019981-IN	18-6557 interview transcriptio	General Fund	79.60
Total for Payment No.:						726.50

Payment No: 627597

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	NGUYEN, PERRY	00428802	R218-RPV-114	PV REB 79244-1	Elec OperatingGrant Trust Fund	4,815.36
09/06/2018	NGUYEN, PERRY	00428802	R218-RPV-114	PV REB REIM PERMIT FEE 79244-1	Elec OperatingGrant Trust Fund	206.60
Total for Payment No.:						5,021.96

Payment No: 627598

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	OCTAVIANO, MARI	00429154	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	100.00
Total for Payment No.:						100.00

Payment No: 627599

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	OMNETRIC CORP.	00428971	5700057337	MDMS & ENERGY ENGAGE IMPLEMENT	Electric Utility Construction	64,966.44
09/06/2018	OMNETRIC CORP.	00428972	5700055433	MDMS & ENERGY ENGAGE IMPLEMENT	Electric Utility Construction	12,480.00
Total for Payment No.:						77,446.44

Payment No: 627600

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ORCHARD COMMERCIAL, INC	00429094	9448AUG2018	PROPERTY MGMT MARCH & JULY	General Fund	5,000.00

Total for Payment No.: 5,000.00

Payment No: 627601

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PAETEC	00428740	70452706	DYNAMIC SIP SERVICE	General Fund	6,122.43
Total for Payment No.:						6,122.43

Payment No: 627602

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	POWER MONITORS INC	00428849	I0029131	ULTRASLIM FLEX CT,4CHANNL5000A	Electric Utility	1,781.11
09/06/2018	POWER MONITORS INC	00428849	I0029131	PACKAGING & HANDLING CHARGES	Electric Utility	8.91
09/06/2018	POWER MONITORS INC	00429122	I0029083	EXTENDED WARRANTY GUARDIAN	Electric Utility Construction	566.18
09/06/2018	POWER MONITORS INC	00429122	I0029083	PACKAGING & HANDLING CHARGES	Electric Utility Construction	20.56
09/06/2018	POWER MONITORS INC	00429122	I0029083	GUARDIAN PQ RECORDER - 1024MB,	Electric Utility Construction	4,112.98
Total for Payment No.:						6,489.74

Payment No: 627603

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PRESIDIO HOLDINGS INC.	00428966	6013218003476	5 GHz 14 dBi Directional Anten	General Government - Other	369.14
09/06/2018	PRESIDIO HOLDINGS INC.	00428967	6013218003402	2.4 GHz 6dBi/5 GHz 8dBi Dual B	General Government - Other	247.04
09/06/2018	PRESIDIO HOLDINGS INC.	00428968	6013218003427	1560 External Directional Ante	General Government - Other	68.16
09/06/2018	PRESIDIO HOLDINGS INC.	00428969	6013218003396	C3560CX DNA Advantage, 8-port,	General Government - Other	560.00
09/06/2018	PRESIDIO HOLDINGS INC.	00429121	6013218003256	Nexus 7000 - 48 pt 10/100/1000	General Government - Other	13,537.80
Total for Payment No.:						14,782.14

Payment No: 627604

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PRINTS CHARLES REPROGRAPHICS	00428906	83434	BOWERS & MACHADO PARKS P&S	Parks And Recreation	173.15
				Total for Payment No.:		173.15

Payment No: 627605

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PRO DOOR & GLASS	00428618	35640	Back door repair	General Fund	199.36
				Total for Payment No.:		199.36

Payment No: 627606

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PROJECT ENERGY SAVERS, LLC	00428908	18-499	MONSTER LIGHT SWITCH DECALS	Elec OperatingGrant Trust Fund	115.00
				Total for Payment No.:		115.00

Payment No: 627607

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	PULKIT BHANOT	00429137	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	464.00
				Total for Payment No.:		464.00

Payment No: 627608

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	QUESTICA, INC.	00429066	300918	ANNUAL PRODUCT MAINTENANCE AND	General Fund	370.00
				Total for Payment No.:		370.00

Payment No: 627609

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/06/2018	R & B CO	00428919	S1766028.001	PARTS & SUPPLIES	Water Utility Construction	2,151.14
09/06/2018	R & B CO	00429010	S1769087.003	EXTENSION, HYDRANT BURY 6 X 10	Water Utility	209.28
09/06/2018	R & B CO	00429010	S1769087.003	EXTENSION, HYDRANT BURY 6 X 14	Water Utility	272.50
09/06/2018	R & B CO	00429011	S1769087.002	HYDRANT, PAINTED WHITE 4IN STR	Water Utility	25,091.58
09/06/2018	R & B CO	00429107	S1766047.001	BOLTS, BREAK-OFF FOR HYDRANTS,	Water Utility	900.34
09/06/2018	R & B CO	00429109	S1769515.001	PIPE WRAP, BLACK POLYWRAP FOR	Water Utility	370.60
				Total for Payment No.:		28,995.44

Payment No: 627610

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	RADIAN RESEARCH, INC	00428909	PS49530	OPTICAL PORT HEAD W/WECO LOGO	Electric Utility	525.00
09/06/2018	RADIAN RESEARCH, INC	00428909	PS49530	SHIPPING/HANDLING	Electric Utility	22.64
				Total for Payment No.:		547.64

Payment No: 627611

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	REED & GRAHAM INC	00428877	926313	Emulsion	General Fund	201.89
09/06/2018	REED & GRAHAM INC	00429013	926544	COLD MIX & BASE ROCK	Water Utility	18.48
09/06/2018	REED & GRAHAM INC	00429013	926544	COLD MIX & BASE ROCK	Sewer Utility	4.63
09/06/2018	REED & GRAHAM INC	00429013	926544	COLD MIX & BASE ROCK	Electric Utility Construction	23.13
09/06/2018	REED & GRAHAM INC	00429013	926544	COLD MIX & BASE ROCK	Water Utility Construction	23.15
09/06/2018	REED & GRAHAM INC	00429013	926544	COLD MIX & BASE ROCK	Water Utility Construction	23.14
				Total for Payment No.:		294.42

Payment No: 627612

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	REGENTS OF THE UNIV OF CALIF	00429017	10763212	LEGAL REFERENCES	General Fund	277.66

09/06/2018	REGENTS OF THE UNIV OF CALIF	00429018	10771282	LEGAL REFERENCES	General Fund	436.80
09/06/2018	REGENTS OF THE UNIV OF CALIF	00429019	10775963	LEGAL REFERENCES	General Fund	237.88
09/06/2018	REGENTS OF THE UNIV OF CALIF	00429021	10778394	LEGAL REFERENCES	General Fund	129.00
				Total for Payment No.:		1,081.34

Payment No: 627613

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	ROYAL BRASS INC	00428745	872978-001	PARTS - SHOP	Automotive Services	3.49
09/06/2018	ROYAL BRASS INC	00428746	873282-001	PARTS - VEH# 3082	Automotive Services	77.07
09/06/2018	ROYAL BRASS INC	00428747	873251-001	PARTS - VEH # 2785	Automotive Services	51.02
				Total for Payment No.:		131.58

Payment No: 627614

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SAICHI KAWAHARA	00428080	38-2018	ICE CREAM SOCIAL BAND 8/29	General Fund	300.00
				Total for Payment No.:		300.00

Payment No: 627615

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SAITI, REBECCA	00429155	08/28/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	50.00
				Total for Payment No.:		50.00

Payment No: 627616

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SAN JOSE MAILING	00429126	2999	LETTER TO ALL SC BUSINESSES	General Fund	2,827.61
09/06/2018	SAN JOSE MAILING	00429126	2999	MAILING	General Fund	3,654.56
				Total for Payment No.:		6,482.17

Payment No: 627617

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SANTA CLARA POLICE ACTIVITIES	00429051	2472AUG2018	CHAMPIONSHIP TEAM FUNDING	General Fund	1,572.30
Total for Payment No.:						1,572.30

Payment No: 627618

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SANTA CLARA UNIFIED SCHOOL	00428844	19-15	FACE GRT AMERICA 07/25/2018	Recreation Program Operations	380.00
09/06/2018	SANTA CLARA UNIFIED SCHOOL	00428844	19-15	FACE MIS CITY PERF. ARTS 7/24	Recreation Program Operations	300.00
09/06/2018	SANTA CLARA UNIFIED SCHOOL	00428895	19-26	RAGING WATERS7/12/2018 ICHIHO	Recreation Program Operations	500.00
09/06/2018	SANTA CLARA UNIFIED SCHOOL	00428895	19-26	GILROY GARDENS 8/19/2018 ICHIH	Recreation Program Operations	613.04
Total for Payment No.:						1,793.04

Payment No: 627619

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SANTA CLARA WEEKLY	00429025	1242209	PUBLICATION ORD 1982	General Fund	552.00
09/06/2018	SANTA CLARA WEEKLY	00429026	1242235	PUBLICATION ORD 1983	General Fund	552.00
09/06/2018	SANTA CLARA WEEKLY	00429027	1242271	PUBLICATION ORD 1984	General Fund	528.00
09/06/2018	SANTA CLARA WEEKLY	00429028	1242303	PUBLICATION ORD 1984	General Fund	528.00
09/06/2018	SANTA CLARA WEEKLY	00429029	1242302	PUBLICATION ORD 1986	General Fund	432.00
Total for Payment No.:						2,592.00

Payment No: 627620

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SANTA CLARA WINDUSTRIAL CO	00428920	671840 00	PARTS & SUPPLIES	Water Utility	56.24
09/06/2018	SANTA CLARA WINDUSTRIAL CO	00428921	671954 00	PARTS & SUPPLIES	Water Utility	21.91
Total for Payment No.:						78.15

Payment No: 627621

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SCHAAF & WHEELER CONSULTING	00428965	29999	AMENDMENT NO. 2 TO ADD \$99,880	Sewer Utility Construction	4,070.00
Total for Payment No.:						4,070.00

Payment No: 627622

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SCI CONSULTING GROUP	00428976	C7730	Development of Cannabis Regula	General Fund	5,599.50
09/06/2018	SCI CONSULTING GROUP	00428977	C7731	Development of Cannabis Regula	General Fund	5,741.51
Total for Payment No.:						11,341.01

Payment No: 627623

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SHRED-IT USA LLC	00428760	8125449024	SHRED SVP DVR 8/15/18	Electric Utility	120.58
Total for Payment No.:						120.58

Payment No: 627624

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	SON TRAN	00428801	R218-RPV-092	PV REB 79256-01	Elec OperatingGrant Trust Fund	6,540.00
09/06/2018	SON TRAN	00428801	R218-RPV-092	PV REB REIM PERMIT FEE 79256-1	Elec OperatingGrant Trust Fund	206.60
Total for Payment No.:						6,746.60

Payment No: 627625

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	STERICYCLE INC	00428622	3004375677	PD	General Fund	410.97
09/06/2018	STERICYCLE INC	00428622	3004375677	Streets	Solid Waste Program	61.41
Total for Payment No.:						472.38

Payment No: 627626

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	TEREX SERVICES	00428748	90909798	PARTS - VEH # 2568	Automotive Services	70.42
Total for Payment No.:						70.42

Payment No: 627627

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	TERI BLACK & CO LLC	00429093	18-0822-128	PHASE 1 RISK MGR AD	General Fund	5,167.61
Total for Payment No.:						5,167.61

Payment No: 627628

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	THOMSON REUTERS WEST	00429103	838572178	LEGAL REFERENCES	General Fund	1,031.14
09/06/2018	THOMSON REUTERS WEST	00429104	838771880	LEGAL REFERENCES	General Fund	4,054.47
09/06/2018	THOMSON REUTERS WEST	00429105	838720920	LEGAL REFERENCES	General Fund	503.58
09/06/2018	THOMSON REUTERS WEST	00429106	838454136	ONLINE DATABASE MAY 2018	General Fund	940.00
Total for Payment No.:						6,529.19

Payment No: 627629

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	THYSSENKRUPP ELEVATOR CORPORATION	00428619	5000870738	Turned away ???	General Fund	265.50
09/06/2018	THYSSENKRUPP ELEVATOR CORPORATION	00428621	5000874850	Fixed -	General Fund	531.00
Total for Payment No.:						796.50

Payment No: 627630

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	TURF STAR INC	00428831	7026882-00	PARTS - VEH # 3325	Automotive Services	211.81
Total for Payment No.:						211.81

Payment No: 627631

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	UNIFIRST CORPORATION	00428617	385 0302789	GARMENT RENT/CLEANING SVC CH	Electric Utility	157.46
09/06/2018	UNIFIRST CORPORATION	00428736	385 0300153	GARMENT RENT/CLEAN SVCS AD1705	Electric Utility	83.93
09/06/2018	UNIFIRST CORPORATION	00428803	385 0303565	GARMENT RENTAL/CLEANING T&D	Electric Utility	934.33
09/06/2018	UNIFIRST CORPORATION	00428803	385 0303565	REPLACEMENT SHIRT THEJON BAZA	Electric Utility	3.54
09/06/2018	UNIFIRST CORPORATION	00428804	385 0303571	GARMENT RENT/CLEAN SVCS SUB	Electric Utility	610.22
09/06/2018	UNIFIRST CORPORATION	00428805	385 0303572	GARMENT RENT/CLEAN SVCS AD1705	Electric Utility	83.93
09/06/2018	UNIFIRST CORPORATION	00428869	385 0302695	GARMENT RENT/CLEAN SVCS DVR	Electric Utility	578.72
09/06/2018	UNIFIRST CORPORATION	00428871	385 0301849	GARMENT RENT/CLEAN SVCS DVR	Electric Utility	578.72
				Total for Payment No.:		3,030.85

Payment No: 627632

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	UNITED SITE SERVICES INC	00428628	114-7196068	NON TAXABLE SERVICE	Electric Utility	161.51
09/06/2018	UNITED SITE SERVICES INC	00428628	114-7196068	REG RSTRM SVC @ 349 BROKAW RD	Electric Utility	65.40
09/06/2018	UNITED SITE SERVICES INC	00428809	114-7203147	2 SINKS @ MAT 8/14-9/10/18	Electric Utility	10.91
09/06/2018	UNITED SITE SERVICES INC	00428809	114-7203147	WKLY SVC @ MAT 8/14-9/10/18	Electric Utility	55.00
09/06/2018	UNITED SITE SERVICES INC	00428809	114-7203147	ENVIRONMENTAL FEE	Electric Utility	6.99
09/06/2018	UNITED SITE SERVICES INC	00428810	114-7203146	2 SINKS @ JUL 8/14-9/10/18	Electric Utility	10.91
09/06/2018	UNITED SITE SERVICES INC	00428810	114-7203146	WKLY SRV @ JUL 8/14-9/10/18	Electric Utility	55.00
09/06/2018	UNITED SITE SERVICES INC	00428810	114-7203146	ENVIRONMENTAL FEE	Electric Utility	6.99
09/06/2018	UNITED SITE SERVICES INC	00428811	114-7220776	2 SINKS @ BROKAW 8/16-9/12/18	Electric Utility	10.91
09/06/2018	UNITED SITE SERVICES INC	00428811	114-7220776	MON. SVC @ BROKAW 8/16-9/12/18	Electric Utility	55.00
09/06/2018	UNITED SITE SERVICES INC	00428811	114-7220776	ENVIRONMENTAL FEE	Electric Utility	6.99
09/06/2018	UNITED SITE SERVICES INC	00428813	114-7195685	2 SINKS @ NRS 8/13-9/9/18	Electric Utility	10.91
09/06/2018	UNITED SITE SERVICES INC	00428813	114-7195685	WKLY SVC @ NRS 8/13-9/9/18	Electric Utility	55.00
09/06/2018	UNITED SITE SERVICES INC	00428813	114-7195685	ENVIRONMENTAL FEE	Electric Utility	6.99
09/06/2018	UNITED SITE SERVICES INC	00428817	114-7186289	ADD SINK SRV @RAY 8/10-8/19/18	Electric Utility	19.64

09/06/2018	UNITED SITE SERVICES INC	00428817	114-7186289	ADD RSTR SRV @RAY 8/10-8/19/18	Electric Utility	19.64
09/06/2018	UNITED SITE SERVICES INC	00428817	114-7186289	ENVIRONMENTAL FEE	Electric Utility	4.22
09/06/2018	UNITED SITE SERVICES INC	00428819	114-7228384	2 SINK RENT SPACE 8/17-9/13/18	Electric Utility	10.91
09/06/2018	UNITED SITE SERVICES INC	00428819	114-7228384	WKLY SVC @ SPACE 8/17-9/13/18	Electric Utility	55.00
09/06/2018	UNITED SITE SERVICES INC	00428819	114-7228384	ENVIRONMENTAL FEE	Electric Utility	6.99
				Total for Payment No.:		634.91

Payment No: 627633

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	UNIVAR USA INC	00428765	SJ898638	DVR CHEM DEL SOD BISUL 8/23/18	Electric Utility	664.90
09/06/2018	UNIVAR USA INC	00428767	SJ899204	CALIFORNIA MILL FEE	Electric Utility	15.64
09/06/2018	UNIVAR USA INC	00428767	SJ899204	DVR CHEM DEL SOD HYP 8/24/18	Electric Utility	719.17
				Total for Payment No.:		1,399.71

Payment No: 627634

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	UNIVERSITY ELECTRIC	00428923	0295190-IN	REFRIDGERATOR STATION 1	General Fund	1,270.94
				Total for Payment No.:		1,270.94

Payment No: 627635

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	VALLEY OIL CO	00428833	935369	FIRE STATION 1, TANK 61	Automotive Services	2,649.09
				Total for Payment No.:		2,649.09

Payment No: 627636

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	VORTEX INDUSTRIES INC	00428911	44-1266851	ROOLUP DOOR REPAIR 881MARTIN	Electric Utility	2,798.00
				Total for Payment No.:		2,798.00

Payment No: 627637

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	WEST COAST ARBORISTS INC	00428879	139546	Tree Service Agreement	General Fund	2,880.00
				Total for Payment No.:		2,880.00

Payment No: 627638

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/06/2018	WESTERN PACIFIC SIGNAL	00428896	25114	ETHERNET SWITCHES/POWER SUPPLY	Streets And Highways	2,648.70
				Total for Payment No.:		2,648.70

Overall Total 762,230.09



City of Santa Clara
List of All Bills and Claims Approved for Payment

Run Date 9/11/2018
Run Time 12:18:15 PM

Sorted by Payment Number

Payment No: 009754

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ADVANTAGE OFFICE SOLUTIONS INC	00429225	11518	FINANCE SAFE MOVING	Public Buildings	390.00
09/13/2018	ADVANTAGE OFFICE SOLUTIONS INC	00429227	11517	PAYROLL OFFICE FURNITURE DELV	General Fund	885.00
Total for Payment No.:						1,275.00

Payment No: 009755

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	B & A FRICTION MATERIALS INC	00429043	596386	PIVOT BUSHING - VEH # 2950	Automotive Services	97.50
Total for Payment No.:						97.50

Payment No: 009756

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	BETH BERHARDT SMITH	00429266	13867	COURSE PAYMENT 13867	General Fund	345.60
09/13/2018	BETH BERHARDT SMITH	00429275	08/01/2018/-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	80.00
Total for Payment No.:						425.60

Payment No: 009757

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CENTRAL MEDICAL LABORATORY	00429332	17751	AUGUST 2018 LAB FEES	General Fund	1,758.00
Total for Payment No.:						1,758.00

Payment No: 009758

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/13/2018	CINTAS CORP #630	00429234	630517918	UNIFORMS	General Fund	75.10
09/13/2018	CINTAS CORP #630	00429235	630521587	UNIFORMS	General Fund	75.07
				Total for Payment No.:		150.17

Payment No: 009759

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	COAST COUNTIES TRUCK	00429053	0161267P	FILTERS - STOCK	Automotive Services	179.52
				Total for Payment No.:		179.52

Payment No: 009760

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	DALEO INC	00429162	SV830-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	15,759.80
09/13/2018	DALEO INC	00429163	SV829-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	14,972.80
09/13/2018	DALEO INC	00429165	SV816-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	2,474.00
09/13/2018	DALEO INC	00429167	SV826-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	666.00
09/13/2018	DALEO INC	00429169	SV827-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	9,012.60
09/13/2018	DALEO INC	00429170	SV820-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	6,185.00
09/13/2018	DALEO INC	00429171	SV814-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	20,349.85
09/13/2018	DALEO INC	00429173	SV818-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	1,855.50
09/13/2018	DALEO INC	00429219	SV828-01	2004D AERIAL FIBER MASTER CONT	Electric Utility Construction	8,277.26
				Total for Payment No.:		79,552.81

Payment No: 009761

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	DUNBAR ARMORED INC	00429089	4251579	ARMORED COURIER SERVICE	General Fund	745.47

Total for Payment No.: 745.47

Payment No: 009762

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	EFFICIENCY SERVICES GROUP, LLC	00429096	2032	CALL17-3 EXTER LITE PROG AUG18	Elec OperatingGrant Trust Fund	10,600.00
09/13/2018	EFFICIENCY SERVICES GROUP, LLC	00429096	2032	CALL17-3 EXTER LITE PROG AUG18	Elec OperatingGrant Trust Fund	32,050.00
Total for Payment No.:						42,650.00

Payment No: 009763

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	EL CAMINO BODY SHOP INC	00428510	33116	PARTS - V3054 WO120920	Automotive Services	119.90
09/13/2018	EL CAMINO BODY SHOP INC	00428510	33116	LABOR - V3054 WO120920	Automotive Services	108.00
Total for Payment No.:						227.90

Payment No: 009764

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	EVERGREEN JOB & SAFETY TRAINING, INC	00429095	856	POWERPOINT OSHA/ACCIDENT REPOR	Electric Utility	2,250.00
Total for Payment No.:						2,250.00

Payment No: 009765

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	FARWEST LINE SPECIALTIES LLC	00429099	257354	KLEIN HOOK H267	Electric Utility	95.14
09/13/2018	FARWEST LINE SPECIALTIES LLC	00429099	257354	KLEIN HOOKS H268	Electric Utility	113.29
09/13/2018	FARWEST LINE SPECIALTIES LLC	00429099	257354	KLEIN HOOKS 259	Electric Utility	91.61
09/13/2018	FARWEST LINE SPECIALTIES LLC	00429099	257354	CHANNELLOCK 841S 4N1 WRENCH SE	Electric Utility	31.67
09/13/2018	FARWEST LINE SPECIALTIES LLC	00429100	260949	COFFING LSB-1500B RATCHET LEVE	Electric Utility	715.00
09/13/2018	FARWEST LINE SPECIALTIES LLC	00429100	260949	BUCKINGHAM EZ-SQUEEZE ROPE STY	Electric Utility	2,050.43
Total for Payment No.:						3,097.14

Payment No: 009766

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	FIRST SECURITY SERVICES	00429239	567165	TASMAN GARAGE SECURITY	General Fund	690.00
Total for Payment No.:						690.00

Payment No: 009767

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GARDENLAND POWER EQUIPMENT	00429216	603386	PARTS & SUPPLIES	Water Utility	15.30
09/13/2018	GARDENLAND POWER EQUIPMENT	00429217	603389	PARTS & SUPPLIES	Water Utility	10.82
Total for Payment No.:						26.12

Payment No: 009768

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GEORGE HILLS CO	00429296	INV1013692	LIABILITY CLAIMS ADJUSTING AND	Special Liability Insurance	10,815.50
Total for Payment No.:						10,815.50

Payment No: 009769

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GRAINGER-SAN JOSE	00429080	9884817405	STRAPPING KIT - SHOP USE	Automotive Services	66.68
Total for Payment No.:						66.68

Payment No: 009770

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GRANITE ROCK CO #29145	00429325	1123331	SAND	Water Utility Construction	72.61
09/13/2018	GRANITE ROCK CO #29145	00429325	1123331	SAND	Water Utility Construction	72.61
09/13/2018	GRANITE ROCK CO #29145	00429325	1123331	SAND	Water Utility	108.91
09/13/2018	GRANITE ROCK CO #29145	00429325	1123331	SAND	Electric Utility Construction	363.04

09/13/2018	GRANITE ROCK CO #29145	00429325	1123331	SAND	Water Utility	72.61
09/13/2018	GRANITE ROCK CO #29145	00429325	1123331	SAND	Sewer Utility	36.30
09/13/2018	GRANITE ROCK CO #29145	00429326	1123331. C	SAND	Water Utility Construction	-1.30
09/13/2018	GRANITE ROCK CO #29145	00429326	1123331. C	SAND	Water Utility Construction	-1.30
09/13/2018	GRANITE ROCK CO #29145	00429326	1123331. C	SAND	Water Utility	-1.94
09/13/2018	GRANITE ROCK CO #29145	00429326	1123331. C	SAND	Electric Utility Construction	-6.49
09/13/2018	GRANITE ROCK CO #29145	00429326	1123331. C	SAND	Water Utility	-1.30
09/13/2018	GRANITE ROCK CO #29145	00429326	1123331. C	SAND	Sewer Utility	-0.64
Total for Payment No.:						713.11

Payment No: 009771

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GUIDA SURVEYING, INC.	00429305	39763REV	GUIDA SURVEYING INC. - AMENDME	Parks And Recreation	950.00
09/13/2018	GUIDA SURVEYING, INC.	00429306	39823	GUIDA SURVEYING INC. - AMENDME	Parks And Recreation	515.20
Total for Payment No.:						1,465.20

Payment No: 009772

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HARRIS COMPUTER SYSTEMS	00429236	CT038440	ONE MONTH GO LIVE&PARALLEL SUP	Electric Utility Construction	30,000.00
09/13/2018	HARRIS COMPUTER SYSTEMS	00429295	CT039298	NORTHSTAR 6.4 UPGRADE	General Government - Other	7,612.50
Total for Payment No.:						37,612.50

Payment No: 009773

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HART HIGH VOLTAGE CO INC	00429166	051836	TEST TRANSFRMER COND. BUSHINGS	Electric Utility	1,590.00
09/13/2018	HART HIGH VOLTAGE CO INC	00429166	051836	SHIPPING	Electric Utility	844.01

Total for Payment No.: 2,434.01

Payment No: 009774

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HI-TECH EMERGENCY VEHICLE SERVICE INC	00429083	161566	PARTS - STOCK	Automotive Services	141.86
09/13/2018	HI-TECH EMERGENCY VEHICLE SERVICE INC	00429084	161529	PARTS - STOCK	Automotive Services	734.99
09/13/2018	HI-TECH EMERGENCY VEHICLE SERVICE INC	00429085	161565	PARTS - VEH # 2950	Automotive Services	644.58
09/13/2018	HI-TECH EMERGENCY VEHICLE SERVICE INC	00429086	161227	SEAT BELT - VEH # 1990	Automotive Services	552.50
09/13/2018	HI-TECH EMERGENCY VEHICLE SERVICE INC	00429087	161122	PARTS - VEH # 1990	Automotive Services	59.31
Total for Payment No.:						2,133.24

Payment No: 009775

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	IMPERIAL SPRINKLER SUPPLY INC	00429218	3448908-00	PARTS & SUPPLIES	Sewer Utility	203.41
Total for Payment No.:						203.41

Payment No: 009776

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	JAMES R GREEN	00429269	12396-12582	COURSE PAYMENT 12396-12582	General Fund	1,134.76
Total for Payment No.:						1,134.76

Payment No: 009777

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	JEROME FLOWERS	00429268	14080	COURSE PAYMENT 14080	General Fund	445.74
Total for Payment No.:						445.74

Payment No: 009778

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	JP GRAPHICS INC	00428984	79058	WAREHOUSE REQUISITION PADS	Water Utility	140.34
09/13/2018	JP GRAPHICS INC	00428984	79058	WAREHOUSE REQUISITION PADS	Electric Utility	140.34
Total for Payment No.:						280.68

Payment No: 009779

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	KATHLEEN SG HUGHES	00429212	8963SEP2018	NCPA COMMISSION MTG, ROSEVILLE	Electric Utility	180.66
09/13/2018	KATHLEEN SG HUGHES	00429213	8963AUG2018	NCPA CONF,ROSEVILLE 8/28&29/18	Electric Utility	221.13
Total for Payment No.:						401.79

Payment No: 009780

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	KLEINHEINZ, PHILLIP	00429329	13114AUG2018	TRAINING EQUIPMENT-ROLLERS	General Fund	176.32
Total for Payment No.:						176.32

Payment No: 009781

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	LACY GANDENBERGER	00429278	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	640.00
Total for Payment No.:						640.00

Payment No: 009782

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	LEHR AUTO ELECTRIC	00429071	SI18880	PARTS - VEH # 3105	Automotive Services	173.52
Total for Payment No.:						173.52

Payment No: 009783

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MILTON SECURITY GROUP LLC	00429214	Q31058	CYBER SECURITY/SSG SUPPORT	Electric Utility	9,280.00
09/13/2018	MILTON SECURITY GROUP LLC	00429215	Q31055	AMI/MDMS PROJECT SUPPORT	Electric Utility Construction	7,200.00
09/13/2018	MILTON SECURITY GROUP LLC	00429222	Q31056	COULTER, ETHAN 9/1/18-9/14/18	Electric Utility	9,280.00
09/13/2018	MILTON SECURITY GROUP LLC	00429223	Q31050.	COULTER, ETHAN 8/17/18-8/31/18	Electric Utility	9,280.00
				Total for Payment No.:		35,040.00

Payment No: 009784

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MT TIRE SERVICE	00429072	8304	TIRE - VEH #2918	Automotive Services	132.98
09/13/2018	MT TIRE SERVICE	00429072	8304	CA TIRE TAX	Automotive Services	1.75
				Total for Payment No.:		134.73

Payment No: 009785

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	NALCO CO	00429134	67083832	JR PORTA FEED NEXGUARD #22310	Electric Utility	3,788.29
09/13/2018	NALCO CO	00429134	67083832	JR PORTA FEED IBC SULFITES	Electric Utility	2,549.62
09/13/2018	NALCO CO	00429134	67083832	TRANSPORTATION/ENERGY FEE	Electric Utility	79.58
				Total for Payment No.:		6,417.49

Payment No: 009786

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	NALCO CO	00428975	67083666	FERRALTE IRON SULFATE JR PORTA	Electric Utility	3,209.96
09/13/2018	NALCO CO	00428975	67083666	JR PORTAFEED TRASAR 8/17/18	Electric Utility	4,797.49
09/13/2018	NALCO CO	00428975	67083666	TRANSPORTATION/ENERGY FEE	Electric Utility	78.93
				Total for Payment No.:		8,086.38

Payment No: 009787

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	OMEGA INDUSTRIAL SUPPLY INC	00429242	112162	PARTS & SUPPLIES	Sewer Utility	1,117.29
				Total for Payment No.:		1,117.29

Payment No: 009788

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ORKIN PEST CONTROL	00429176	172964736	PEST CONTROL	General Fund	182.21
				Total for Payment No.:		182.21

Payment No: 009789

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	PATRICIA SABSOWITZ	00429273	13734-13743	COURSE PAYMENT 13734-13743	General Fund	349.80
				Total for Payment No.:		349.80

Payment No: 009790

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	PG&E	00429172	1501762727-2 AUG18	ELEC SVC HIGH LINE CANAL AUG18	Electric Utility	197.52
				Total for Payment No.:		197.52

Payment No: 009791

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	PG&E	00429174	1543429391-4 AUG18	ELEC SVC STONY GORGE AUG18	Electric Utility	256.06
				Total for Payment No.:		256.06

Payment No: 009792

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	PG&E	00429175	5918427025-0 AUG18	ELEC SVC BLACK BUTTE HYD AUG18	Electric Utility	835.53
				Total for Payment No.:		835.53

Payment No: 009793

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	PRAXAIR DISTRIBUTION INC	00429015	84470120	OXYGEN - SHOP USE	Automotive Services	172.47
09/13/2018	PRAXAIR DISTRIBUTION INC	00429088	84654847	PARTS - SHOP USE	Automotive Services	30.24
Total for Payment No.:						202.71

Payment No: 009794

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ROBERT M MAHOWALD	00429263	22015RP	ANDREW CRABTREE REMODEL	General Fund	499.20
Total for Payment No.:						499.20

Payment No: 009795

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ROBERT SABSOWITZ	00429274	13717-13753	COURSE PAYMENT 13717-13753	General Fund	1,036.80
Total for Payment No.:						1,036.80

Payment No: 009796

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SERRANO ELECTRIC INC	00429310	26862	FY 2018-19 ELECTRICAL SERVICES	Convention Cnt Maintenance Dis	5,671.00
Total for Payment No.:						5,671.00

Payment No: 009797

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SLOAN SAKAI YEUNG & WONG LLP	00429361	38414	LEGAL SERVICES JUNE 2018	Special Liability Insurance	3,502.77
Total for Payment No.:						3,502.77

Payment No: 009798

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	THE GOODYEAR TIRE & RUBBER COMPANY	00429070	189-1099131	PARTS - STOCK	Automotive Services	5,450.91
				Total for Payment No.:		5,450.91

Payment No: 009799

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	THE LIGHTHOUSE INC	00429001	0701830	PARTS - STOCK	Automotive Services	46.24
09/13/2018	THE LIGHTHOUSE INC	00429014	0701587	PARTS - STOCK	Automotive Services	174.31
				Total for Payment No.:		220.55

Payment No: 009800

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	UNITED REFRIGERATION INC	00429256	64081041-00	FS1 AHU CLEAN UP	General Fund	98.00
09/13/2018	UNITED REFRIGERATION INC	00429257	64070375-00	FS ANNEX AC UNIT	General Fund	240.93
09/13/2018	UNITED REFRIGERATION INC	00429259	64182692-00	SOCCER PARK ICE MACHINE	General Fund	134.38
09/13/2018	UNITED REFRIGERATION INC	00429261	64172172-00	SOCCER PARK	General Fund	88.26
09/13/2018	UNITED REFRIGERATION INC	00429261	64172172-00	TOOL	General Fund	45.56
09/13/2018	UNITED REFRIGERATION INC	00429262	64158712-00	SUPPLIES	General Fund	87.23
				Total for Payment No.:		694.36

Payment No: 009801

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	UNIVERSAL SITE SERVICES	00429311	180102960	FY 2018-19 SWEEPING SERVICES W	Convention Cnt Maintenance Dis	4,866.17
09/13/2018	UNIVERSAL SITE SERVICES	00429312	180102959	FY 2018-19 CUSTODIAL SERVICES	Convention Cnt Maintenance Dis	10,430.00
09/13/2018	UNIVERSAL SITE SERVICES	00429312	180102959	FY 2018-19 PRESSURE WASHING AT	Convention Cnt Maintenance Dis	4,766.67
				Total for Payment No.:		20,062.84

Payment No: 009802

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	VERDE DESIGN INC	00429307	7-1709400	VERDE-BOWERS PARK PLAYGROUND R	Parks And Recreation	3,119.62
09/13/2018	VERDE DESIGN INC	00429307	7-1709400	VERDE-MACHADO PARK PLAYGROUND	Parks And Recreation	2,358.86
09/13/2018	VERDE DESIGN INC	00429308	8-1709400	VERDE-MACHADO PARK PLAYGROUND	Parks And Recreation	1,285.00
09/13/2018	VERDE DESIGN INC	00429308	8-1709400	VERDE-BOWERS PARK PLAYGROUND R	Parks And Recreation	1,604.24
Total for Payment No.:						8,367.72

Payment No: 009803

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	WESTERN STATES OIL CO	00429024	418691	PD MOTORCYCLES	Automotive Services	389.65
Total for Payment No.:						389.65

Payment No: 009804

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	WILLIAMS SCOTSMAN INC	00429233	6050563	40X8 CONTAINER RENT SEP18	Street Lighting	160.89
09/13/2018	WILLIAMS SCOTSMAN INC	00429233	6050563	CONTAINER LOCK - RENTAL SEP18	Street Lighting	13.08
09/13/2018	WILLIAMS SCOTSMAN INC	00429233	6050563	PROPERTY TAX RECOVERY	Street Lighting	6.43
Total for Payment No.:						180.40
Overall Total						290,717.61



City of Santa Clara
List of All Bills and Claims Approved for Payment

Run Date 9/11/2018
Run Time 11:12:22 AM

Sorted by Payment Number

Payment No: 627639

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	1483 EL CAMINO PROPERTIES, LLC	00429318	R1822031-1/008	PARTIAL REFUND PLN2018-13160	General Fund	735.00
				Total for Payment No.:		735.00

Payment No: 627640

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ANY TIME IS TACO TIME	00429285	0954	FIRE ACCRED. LUNCHEON	General Fund	515.00
				Total for Payment No.:		515.00

Payment No: 627641

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	BARGETTO WINERY	00428937	9152018	2018 Art & Wine Festival- Wine	Recreation Program Operations	5,771.84
				Total for Payment No.:		5,771.84

Payment No: 627642

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	BAY AREA AIR QUALITY	00429264	285SEP2018	ChangeofConditions PN140443604	Solid Waste Utility-Constructi	489.00
				Total for Payment No.:		489.00

Payment No: 627643

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CHRISTOPHER GUERRERO	00429199	1207AUG2018	BENICIA-MARTINEZ BRIDGE TOLL	Electric Utility	5.00

09/13/2018	CHRISTOPHER GUERRERO	00429199	1207AUG2018	GAS FR VEH 3109-MUTUAL AID RED	Electric Utility	373.15
				Total for Payment No.:		378.15

Payment No: 627644

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CITY OF SAN JOSE	00429252	1	CE16-17-10 MATERIALS TESTING	Parks And Recreation	2,986.00
09/13/2018	CITY OF SAN JOSE	00429252	1	CE16-17-08 MATERIALS TESTING	Streets And Highways	1,240.00
09/13/2018	CITY OF SAN JOSE	00429252	1	CE16-17-09 MATERIALS TESTING	Streets And Highways	2,283.45
09/13/2018	CITY OF SAN JOSE	00429252	1	CE17-18-01 MATERIALS TESTING	Streets And Highways	1,237.75
09/13/2018	CITY OF SAN JOSE	00429252	1	SVP MATERIALS TESTING	Electric Utility Construction	1,655.00
				Total for Payment No.:		9,402.20

Payment No: 627645

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CRAIG BOSTON	00429300	PRCK REPLACEMENTS	CK#60340,65903,67238,71743	Payroll Liability&ClearingAcct	170.58
				Total for Payment No.:		170.58

Payment No: 627646

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	DING, TIANYUAN	00429319	R1813031-2/009	PARTIAL REFUND PLN2018-13262	General Fund	1,335.00
				Total for Payment No.:		1,335.00

Payment No: 627647

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	FORTINO WINERY	00429130	2204	2018 Art & Wine Festival- Wine	Recreation Program Operations	2,490.00
				Total for Payment No.:		2,490.00

Payment No: 627648

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GONSALVES & STRONCK CONST CO	00429314	308-08	CONTRACT FOR THE MISSION BRANC	Library	507,894.70
09/13/2018	GONSALVES & STRONCK CONST CO	00429314	308-08	10% CONTINGENCY: \$384,300.	Library	74,647.20
Total for Payment No.:						582,541.90

Payment No: 627649

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GONSALVES & STRONCK CONST CO	00429315	308-09	CONTRACT FOR THE MISSION BRANC	Library	321,481.90
09/13/2018	GONSALVES & STRONCK CONST CO	00429315	308-09	10% CONTINGENCY: \$384,300.	Library	16,094.90
Total for Payment No.:						337,576.80

Payment No: 627650

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	J LOHR VINEYARDS & WINES	00428938	152901	2018 Art & Wine Festival- Wine	Recreation Program Operations	2,490.00
Total for Payment No.:						2,490.00

Payment No: 627651

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	JAMES GARDNER	00429304	PRCK#72966	REPLACE PR CK#72966 9/16/16	Payroll Liability&ClearingAcct	393.00
Total for Payment No.:						393.00

Payment No: 627652

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	KAYLEE KRISTINE ROSA	00429301	PRCK#72706	REPLACE PR CK#72706 9/2/16	Payroll Liability&ClearingAcct	61.86
Total for Payment No.:						61.86

Payment No: 627653

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	KENT CLERK	00429328	31219AUG2018	REIMBURSEMENT--SUPPLIES	General Fund	542.72
Total for Payment No.:						542.72

Payment No: 627654

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	KLEMMER, KARL HORST	00429321	31331AUG2018	REFND FOR REPURCHASE-GRAVE 427	Cemetery	423.00
Total for Payment No.:						423.00

Payment No: 627655

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MARK BALDERSTON	00429200	10059AUG2018	SAFETY BOOTS/CLOTH FY 18/19	Electric Utility	59.99
Total for Payment No.:						59.99

Payment No: 627656

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MATTHEW CONTRERAS	00429201	15220SEPTEMBER2018	SAFETY BOOTS/CLOTH FY 18/19	Electric Utility	150.95
Total for Payment No.:						150.95

Payment No: 627657

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MICAH JAMES EUBANK	00429303	PRCK#59868, 60078	REPLACE PR CK#59868,60078	Payroll Liability&ClearingAcct	41.32
Total for Payment No.:						41.32

Payment No: 627658

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	NANCY LORI VELASCO	00429299	PRCK#79653	REPLACE PR CK#79653 3/16/18	Payroll	1,666.71

Total for Payment No.: 1,666.71

Payment No: 627659

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	OLIVIA WING	00429298	PRCK#58118	REPLACE P/R CK#58118 12/13/13	Payroll Liability&ClearingAcct	26.87
Total for Payment No.:						26.87

Payment No: 627660

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	RODRIGO GALINDO	00429327	12729AUG2018	TRAINING SUPPLIES-BREACH CLASS	General Fund	746.26
Total for Payment No.:						746.26

Payment No: 627661

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SUSAN SOLEDAD ROBLEDO	00429302	PRCK#56941	REPLACE PR CK#56941 9/20/13	Payroll Liability&ClearingAcct	85.76
Total for Payment No.:						85.76

Payment No: 627662

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	TRAN, BACH	00429320	R1819431-1/008		General Fund	797.00
09/13/2018	TRAN, BACH	00429320	R1819431-1/008		General Fund	15.94
Total for Payment No.:						812.94

Payment No: 627663

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	UNITED AMERICAN BANK	00429316	ESCROW ACCT: 308-08	ESCROW AGREEMENT FOR THE MISSI	Library	26,731.30

09/13/2018	UNITED AMERICAN BANK	00429316	ESCROW ACCT: 308-08	10% CONTINGENCY.	Library	3,928.80
				Total for Payment No.:		30,660.10

Payment No: 627664

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	UNITED AMERICAN BANK	00429317	ESCROW ACCT: 308-09	ESCROW AGREEMENT FOR THE MISSI	Library	16,920.10
09/13/2018	UNITED AMERICAN BANK	00429317	ESCROW ACCT: 308-09	10% CONTINGENCY.	Library	847.10
				Total for Payment No.:		17,767.20

Payment No: 627665

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	WENTE	00429132	1	2018 Art & Wine Festival -Wine	Recreation Program Operations	2,191.37
				Total for Payment No.:		2,191.37

Payment No: 627666

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ACCEL AIR SYSTEMS, INC.	00429063	62806	881 NO AIRFLOW IN 3OFFICES 8/7	Electric Utility	270.00
09/13/2018	ACCEL AIR SYSTEMS, INC.	00429063	62806	MOBILE FLEET SERVICE CHARGE	Electric Utility	50.00
09/13/2018	ACCEL AIR SYSTEMS, INC.	00429065	62782	881 REPAIR HOT WATER PIPE 8/9	Electric Utility	510.00
				Total for Payment No.:		830.00

Payment No: 627667

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ANDERSON CARPET & LINOLEUM SALS	00429224	391113	ANDREW CRABTREE REMODEL	General Fund	2,225.00
				Total for Payment No.:		2,225.00

Payment No: 627668

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/13/2018	ANGOTTI, PAT	00429211	R218-RPV-115	PV REB 79375-1	Elec OperatingGrant Trust Fund	4,435.00
09/13/2018	ANGOTTI, PAT	00429211	R218-RPV-115	PV REB REIM PERMIT FEE 79375-1	Elec OperatingGrant Trust Fund	206.00
Total for Payment No.:						4,641.00

Payment No: 627669

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ANRITSU CO	00429288	654249	DUAL LIGHT SOURCE-1310/1550NM	Electric Utility Construction	3,411.71
09/13/2018	ANRITSU CO	00429288	654249	SHIPPING COSTS SEE COMMENTS ON	Electric Utility Construction	15.44
Total for Payment No.:						3,427.15

Payment No: 627670

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	APPLE INC	00429228	6750847421	IPAD PRO 10.5WIFI CL 64GB GRAY	Electric Utility	794.61
09/13/2018	APPLE INC	00429228	6750847421	RECYCLE FEES	Electric Utility	5.00
09/13/2018	APPLE INC	00429228	6750847421	AC+ FOR IPAD PRO - PHX	Electric Utility	79.00
Total for Payment No.:						878.61

Payment No: 627671

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	APPLIED INDUSTRIAL TECHNOLOGIES INC	00429042	7014097917	PARTS - VEH # 2785	Automotive Services	282.00
Total for Payment No.:						282.00

Payment No: 627672

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ARAMARK UNIFORM SERVICES	00428935	792054885	CLEANING SVC/SHOP TOWELS DVR	Electric Utility	317.92
Total for Payment No.:						317.92

Payment No: 627673

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429336	828928594X08162018	STREETS	General Fund	95.95
09/13/2018	AT&T MOBILITY	00429336	828928594X08162018	STREETS	General Fund	127.36
09/13/2018	AT&T MOBILITY	00429336	828928594X08162018	STREETS	General Fund	212.54
09/13/2018	AT&T MOBILITY	00429336	828928594X08162018	STREETS	General Fund	162.59
09/13/2018	AT&T MOBILITY	00429336	828928594X08162018	STREETS	General Fund	64.16
09/13/2018	AT&T MOBILITY	00429336	828928594X08162018	STREETS	General Fund	48.58
Total for Payment No.:						711.18

Payment No: 627674

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429337	287286334235X08192018	FIRE iPADS	General Fund	1,199.79
09/13/2018	AT&T MOBILITY	00429337	287286334235X08192018	FIRE iPADS	General Fund	40.28
Total for Payment No.:						1,240.07

Payment No: 627675

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429338	876361410X08162018	PARKS&REC	General Fund	692.58
09/13/2018	AT&T MOBILITY	00429338	876361410X08162018	PARKS&REC	General Fund	40.74
09/13/2018	AT&T MOBILITY	00429338	876361410X08162018	PARKS&REC	Community Activities	33.75
09/13/2018	AT&T MOBILITY	00429338	876361410X08162018	PARKS&REC	Recreation Program Operations	53.99
09/13/2018	AT&T MOBILITY	00429338	876361410X08162018	PARKS&REC	General Fund	66.21
09/13/2018	AT&T MOBILITY	00429338	876361410X08162018	PARKS&REC	General Fund	3.76
Total for Payment No.:						891.03

Payment No: 627676

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/13/2018	AT&T MOBILITY	00429339	828850115X08162018	ADMIN-LIB	General Fund	125.22
09/13/2018	AT&T MOBILITY	00429339	828850115X08162018	ADMIN-IT	General Fund	43.75
09/13/2018	AT&T MOBILITY	00429339	828850115X08162018	ADMIN-CAO	General Fund	43.23
				Total for Payment No.:		212.20

Payment No: 627677

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429340	828929517X08162018	AUTO	General Fund	38.44
				Total for Payment No.:		38.44

Payment No: 627678

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429341	287262084337X08162018	BI iPADS	General Government - Other	734.92
				Total for Payment No.:		734.92

Payment No: 627679

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429342	828915204X08162018	BI-ENGR	General Fund	15.00
09/13/2018	AT&T MOBILITY	00429342	828915204X08162018	BI-PLNG	General Fund	5.00
09/13/2018	AT&T MOBILITY	00429342	828915204X08162018	BI-IT	General Fund	81.81
				Total for Payment No.:		101.81

Payment No: 627680

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429343	828848268X08162018	BM	General Fund	57.65
09/13/2018	AT&T MOBILITY	00429343	828848268X08162018	BM	General Fund	99.69
				Total for Payment No.:		157.34

Payment No: 627681

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429344	876361352X08162018	DPW	General Fund	317.45
09/13/2018	AT&T MOBILITY	00429344	876361352X08162018	DPW	General Fund	4.17
Total for Payment No.:						321.62

Payment No: 627682

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429345	287017016755X08162018	FD	General Fund	2,284.50
09/13/2018	AT&T MOBILITY	00429345	287017016755X08162018	FD	General Fund	78.53
Total for Payment No.:						2,363.03

Payment No: 627683

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429346	287240669901X08162018	MS	General Fund	172.92
Total for Payment No.:						172.92

Payment No: 627684

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	AT&T MOBILITY	00429347	287279684489X08162018	POLICE	General Fund	1,904.35
Total for Payment No.:						1,904.35

Payment No: 627685

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	BENCHMARK	00429220	E18-1542	DHS INSPECTION - FERNANDEZ	H.U.D Capital Projects	367.50
Total for Payment No.:						367.50

Payment No: 627686

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	BRANDON E CHUN	00429267	13755	COURSE PAYMENT 13755	General Fund	315.00
				Total for Payment No.:		315.00

Payment No: 627687

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CITY OF SAN JOSE	00429260	1159678	RECYCLED WATER SALES 4/18-6/18	Water Recycling Program	159.67
				Total for Payment No.:		159.67

Payment No: 627688

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CLARK SECURITY PRODUCTS	00429229	22K277611	LOCKSETS	General Fund	774.68
09/13/2018	CLARK SECURITY PRODUCTS	00429230	22K276701	LATCHES FOR STOCK	General Fund	212.42
09/13/2018	CLARK SECURITY PRODUCTS	00429231	22K276700	PANIC BAR CPL	General Fund	1,070.88
09/13/2018	CLARK SECURITY PRODUCTS	00429232	22K279059	CPL DOOR HARDWARE	General Fund	438.47
				Total for Payment No.:		2,496.45

Payment No: 627689

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CORIX WATER PRODUCTS	00429205	17813025409	PARTS & SUPPLIES	Sewer Utility	182.05
09/13/2018	CORIX WATER PRODUCTS	00429206	1771505200	CREDIT FOR PARTS & SUPPLIES	Sewer Utility	-71.57
				Total for Payment No.:		110.48

Payment No: 627690

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CORONA, PEDRO	00429330	31356SEP2018	REFUND DEPOSIT CIT# 19949	General Fund	250.00
				Total for Payment No.:		250.00

Payment No: 627691

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CRESCO EQUIPMENT RENTALS	00428936	4727173-0001	PROPANE	Electric Utility	30.14
Total for Payment No.:						30.14

Payment No: 627692

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	CRIME SCENE CLEANERS INC	00429333	69601	CAR #3262	General Fund	70.00
09/13/2018	CRIME SCENE CLEANERS INC	00429334	68890	CARS #3302&3034	General Fund	610.00
09/13/2018	CRIME SCENE CLEANERS INC	00429335	69570	CAR #3202	General Fund	70.00
Total for Payment No.:						750.00

Payment No: 627693

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	DAVEY TREE SURGERY	00429177	912887611	TREE TRIMMING PWR LINES JUL18	Electric Utility	99,979.34
Total for Payment No.:						99,979.34

Payment No: 627694

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	DEBORAH VANDERWYK	00429284	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	451.50
Total for Payment No.:						451.50

Payment No: 627695

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	DIANA MORLANG	00429281	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	294.00
Total for Payment No.:						294.00

Payment No: 627696

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	DORFLINGER, DAVID	00429208	R218-RPV-091	PV REB 79357-1	Elec OperatingGrant Trust Fund	9,303.00
09/13/2018	DORFLINGER, DAVID	00429208	R218-RPV-091	PV REB REIM PERMIT FEE 79357-1	Elec OperatingGrant Trust Fund	248.00
				Total for Payment No.:		9,551.00

Payment No: 627697

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	EVERSLEY FORTE	00429277	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	220.00
				Total for Payment No.:		220.00

Payment No: 627698

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	FAST UNDERCAR SANTA CLARA	00428997	727581	PARTS - VEH # 2735	Automotive Services	80.21
				Total for Payment No.:		80.21

Payment No: 627699

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	FIREWORKS & STAGE FX AMERICA	00429297	18154	Fireworks 4th of July	General Fund	25,000.00
				Total for Payment No.:		25,000.00

Payment No: 627700

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	FRONTIER FORD	00429054	CM631917	RETURN - TRANSFER TO VENDOR	Automotive Services	-87.20
09/13/2018	FRONTIER FORD	00429055	631919	MOULDING VEH # 3235	Automotive Services	80.53
09/13/2018	FRONTIER FORD	00429056	632245	HOSE - VEH # 3188	Automotive Services	11.10
09/13/2018	FRONTIER FORD	00429057	632242	SPARK PLUG - VEH # 2818	Automotive Services	104.47
09/13/2018	FRONTIER FORD	00429058	CM631945	CREDIT	Automotive Services	-49.81
09/13/2018	FRONTIER FORD	00429060	632277	PARTS VEH # 3208	Automotive Services	31.64

09/13/2018	FRONTIER FORD	00429062	632269	PARTS - VEH# 2973	Automotive Services	248.09
09/13/2018	FRONTIER FORD	00429064	631945	PARTS - VEH # 2973	Automotive Services	49.81
09/13/2018	FRONTIER FORD	00429067	631920	PARTS - VEH # 3385	Automotive Services	42.19
				Total for Payment No.:		430.82

Payment No: 627701

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GOLDEN GATE TRUCK CENTER	00429068	F005866233:01	PARTS - VEH # 2617	Automotive Services	466.07
09/13/2018	GOLDEN GATE TRUCK CENTER	00429069	F005866071:01	PARTS - VEH # 2688	Automotive Services	151.66
				Total for Payment No.:		617.73

Payment No: 627702

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GOLDEN STATE EMERGENCY VEHICLE SERV, INC	00429079	CI012709	PARTS - VEH # 2950	Automotive Services	213.26
				Total for Payment No.:		213.26

Payment No: 627703

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GREEN, PHILLIP	00429207	R218-RPV-108	PV REB 79364-1	Elec OperatingGrant Trust Fund	2,712.00
09/13/2018	GREEN, PHILLIP	00429207	R218-RPV-108	PV REB REIM PERMIT FEE 79364-1	Elec OperatingGrant Trust Fund	150.00
				Total for Payment No.:		2,862.00

Payment No: 627704

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GRIFFIN AUTO PARTS	00429081	1-247531	PARTS - VEH# 3145	Automotive Services	73.67
09/13/2018	GRIFFIN AUTO PARTS	00429082	1-247538	PARTS - STOCK	Automotive Services	16.87
				Total for Payment No.:		90.54

Payment No: 627705

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	GTT COMMUNICATIONS INC	00429226	INV1287948	INTERNET SVCS 881/1705 SEP18	Electric Utility	3,992.63
Total for Payment No.:						3,992.63

Payment No: 627706

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	H.K. AVERY CONSTRUCTION	00429221	1804	SECURITY SCREEN DOOR- FERGUSON	H.U.D Capital Projects	500.00
09/13/2018	H.K. AVERY CONSTRUCTION	00429221	1804	FERGUSON - 10520	H.U.D Capital Projects	500.00
09/13/2018	H.K. AVERY CONSTRUCTION	00429221	1804	FERGUSON - 10520	H.U.D Capital Projects	-500.00
Total for Payment No.:						500.00

Payment No: 627707

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HARRY R FINKLE	00429238	17-2372	STREET- MANSION GROVE BRIDGE	Streets And Highways	12,750.00
Total for Payment No.:						12,750.00

Payment No: 627708

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HART, CHARLES	00429355	09/04/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	43.00
Total for Payment No.:						43.00

Payment No: 627709

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HENDIJANIFARD, MOHAMMAD	00429209	R218-RPV-046	PV REB 79372-1	Elec OperatingGrant Trust Fund	4,155.00
09/13/2018	HENDIJANIFARD, MOHAMMAD	00429209	R218-RPV-046	PV REB REIM PERMIT FEE 79372-1	Elec OperatingGrant	150.50

Total for Payment No.: 4,305.50

Payment No: 627710

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HILL, DENISE	00429358	09/04/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	100.00
Total for Payment No.:						100.00

Payment No: 627711

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HINKLE, SPENCER	00429356	09/04/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	100.00
Total for Payment No.:						100.00

Payment No: 627712

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	HUBOI ARCHITECTURAL SVCS AIA	00429237	18795-2	EAST WING RETENTION AREA	Public Buildings	8,756.00
Total for Payment No.:						8,756.00

Payment No: 627713

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	IGUANA DESIGN & PRINT	00429331	1807029	ASSAULT SURVIVOR BROCHURES	General Fund	191.19
Total for Payment No.:						191.19

Payment No: 627714

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	JAIMES, HECTOR	00429359	09/04/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	200.00
Total for Payment No.:						200.00

Payment No: 627715

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	JOSH R. RUBIETTA	00429270	13868-13877	COURSE PAYMENT 13868-13877	General Fund	3,631.07
Total for Payment No.:						3,631.07

Payment No: 627716

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	KIM MANFREDI	00429271	13803-13806	COURSE PAYMENT 13803-13806	General Fund	2,360.41
Total for Payment No.:						2,360.41

Payment No: 627717

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	LAURA BRADBURY NORRIS	00429282	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	42.00
Total for Payment No.:						42.00

Payment No: 627718

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	LAURELES, MARISSA	00429280	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	172.00
Total for Payment No.:						172.00

Payment No: 627719

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	LED TRAIL	00429127	R19-SLR-0104	LTG REB 42712-3 3085 EL CAM	Elec OperatingGrant Trust Fund	725.85
09/13/2018	LED TRAIL	00429129	R19-SLR-0105	LTG REB 42719-2 3109 EL CAMINO	Elec OperatingGrant Trust Fund	2,353.39
Total for Payment No.:						3,079.24

Payment No: 627720

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	LEWIS, CHAYRISSE	00429357	09/04/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	50.00
				Total for Payment No.:		50.00

Payment No: 627721

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MARK SHRIVER	00429272	12476-12506	COURSE PAYMENT 12476-12506	General Fund	2,853.24
				Total for Payment No.:		2,853.24

Payment No: 627722

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MAZE & ASSOC	00429131	29536	TOT & CFD AUDIT - 10 HOTELS	General Fund	7,140.00
				Total for Payment No.:		7,140.00

Payment No: 627723

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MEDIA SONAR TECHNOLOGIES INC	00429350	2018-1093	SUBSCRIPTION NOV18-FEB19	General Fund	5,376.25
				Total for Payment No.:		5,376.25

Payment No: 627724

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	MISSION VALLEY FORD TRUCK	00428751	727196	PARTS - VEH # 3127	Automotive Services	111.09
09/13/2018	MISSION VALLEY FORD TRUCK	00429073	727087	PARTS - VEH # 3127	Automotive Services	161.81
				Total for Payment No.:		272.90

Payment No: 627725

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	NAPA AUTO PARTS	00428990	5983-419940	FILTERS - VEH # 2698	Automotive Services	65.44

09/13/2018	NAPA AUTO PARTS	00428991	5983-416920	CREDIT - PART	Automotive Services	-43.75
09/13/2018	NAPA AUTO PARTS	00428993	5983-416077	PARTS - VEH# 3334	Automotive Services	37.59
09/13/2018	NAPA AUTO PARTS	00428994	5983-419622	SPARK PLUG - STOCK	Automotive Services	84.67
09/13/2018	NAPA AUTO PARTS	00428995	5983-411696	RETURN AIR FILTER	Automotive Services	-8.11
09/13/2018	NAPA AUTO PARTS	00429078	5983-420089	BULB - VEH # 2447	Automotive Services	46.11
				Total for Payment No.:		181.95

Payment No: 627726

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ORKIN COMMERCIAL SVCS	00429240	170966084	HEART OF VALLEY	Public Buildings	89.72
09/13/2018	ORKIN COMMERCIAL SVCS	00429241	172963666	HEART OF VALLEY	Public Buildings	89.72
				Total for Payment No.:		179.44

Payment No: 627727

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	PACIFIC TELEMANAGEMENT SVCS	00429203	1002233	PAY PHONES	General Fund	228.00
				Total for Payment No.:		228.00

Payment No: 627728

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	PENINSULA UNIFORMS & EQUIPMENT	00429349	152702	7.31.18-UNIFORM R GONZALEZ	General Fund	339.08
				Total for Payment No.:		339.08

Payment No: 627729

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	PERCY BHESANIA	00429276	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	132.00
				Total for Payment No.:		132.00

Payment No: 627730

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	R & B CO	00429243	S1764668.002	PARTS & SUPPLIES	Water Utility Construction	745.54
09/13/2018	R & B CO	00429245	S1766030.001	PARTS & SUPPLIES	Water Utility Construction	3,667.25
09/13/2018	R & B CO	00429249	S1770900.001	PARTS & SUPPLIES	Water Utility	968.92
09/13/2018	R & B CO	00429251	S1770921.001	PARTS & SUPPLIES	Water Utility Construction	248.93
09/13/2018	R & B CO	00429253	S1771255.001	PARTS & SUPPLIES	Water Utility	1,085.14
				Total for Payment No.:		6,715.78

Payment No: 627731

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	RADIATION DETECTION CO	00429246	ACX532	DOSIMETRY YEARLY SERVICE	General Fund	170.00
				Total for Payment No.:		170.00

Payment No: 627732

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	REED & GRAHAM INC	00429322	927129	COLD MIX & BASE ROCK	Water Utility Construction	110.47
09/13/2018	REED & GRAHAM INC	00429322	927129	COLD MIX & BASE ROCK	Water Utility Construction	110.46
09/13/2018	REED & GRAHAM INC	00429322	927129	COLD MIX & BASE ROCK	Water Utility	88.36
09/13/2018	REED & GRAHAM INC	00429322	927129	COLD MIX & BASE ROCK	Electric Utility Construction	110.46
09/13/2018	REED & GRAHAM INC	00429322	927129	COLD MIX & BASE ROCK	Sewer Utility	22.09
09/13/2018	REED & GRAHAM INC	00429323	926703	COLD MIX & BASE ROCK	Water Utility Construction	393.38
09/13/2018	REED & GRAHAM INC	00429323	926703	COLD MIX & BASE ROCK	Water Utility Construction	393.38
09/13/2018	REED & GRAHAM INC	00429323	926703	COLD MIX & BASE ROCK	Water Utility	314.68
09/13/2018	REED & GRAHAM INC	00429323	926703	COLD MIX & BASE ROCK	Electric Utility Construction	393.37

09/13/2018	REED & GRAHAM INC	00429323	926703	COLD MIX & BASE ROCK	Sewer Utility	78.67
09/13/2018	REED & GRAHAM INC	00429324	927130	COLD MIX & BASE ROCK	Water Utility Construction	224.69
09/13/2018	REED & GRAHAM INC	00429324	927130	COLD MIX & BASE ROCK	Water Utility Construction	224.68
09/13/2018	REED & GRAHAM INC	00429324	927130	COLD MIX & BASE ROCK	Water Utility	179.74
09/13/2018	REED & GRAHAM INC	00429324	927130	COLD MIX & BASE ROCK	Electric Utility Construction	224.68
09/13/2018	REED & GRAHAM INC	00429324	927130	COLD MIX & BASE ROCK	Sewer Utility	44.93
				Total for Payment No.:		2,914.04

Payment No: 627733

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	ROYAL BRASS INC	00429020	869442-001	HOSE ASSEMBLY	Automotive Services	152.09
09/13/2018	ROYAL BRASS INC	00429244	873237-001	SUPPLIES	General Fund	86.80
09/13/2018	ROYAL BRASS INC	00429255	863385-001	PARTS & SUPPLIES	Water Utility	30.13
				Total for Payment No.:		269.02

Payment No: 627734

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	S&P GLOBAL	00429204	71106117	RATINGSDIRECT 9/1/18-8/31/19	Electric Utility	49,999.00
				Total for Payment No.:		49,999.00

Payment No: 627735

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SAFETY-KLEEN SYSTEMS INC	00428974	77486525	PARTS WASHER RENTAL	Electric Utility	1,205.85
09/13/2018	SAFETY-KLEEN SYSTEMS INC	00429022	77501880	SUBLET HAZ MAT	Automotive Services	63.00
				Total for Payment No.:		1,268.85

Payment No: 627736

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SANTA CLARA LIGHTING, INC.	00429248	11862	LIGHT TUBES BALLAST PD	General Fund	243.07
09/13/2018	SANTA CLARA LIGHTING, INC.	00429250	11873	DAVIDS REST BALLAST	General Fund	35.92
				Total for Payment No.:		278.99

Payment No: 627737

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SCP DISTRIBUTORS LLC	00429258	36935612	PARTS & SUPPLIES	Water Utility	602.10
				Total for Payment No.:		602.10

Payment No: 627738

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SCREENED IMAGES	00429265	4867	PRE-SCHOOL T SHIRTS	Recreation Program Operations	1,387.20
				Total for Payment No.:		1,387.20

Payment No: 627739

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SCS ENGINEERS	00429074	0331235	GHG EMISSION DATA VERIFICATION	Electric Utility	2,805.00
				Total for Payment No.:		2,805.00

Payment No: 627740

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SHRED-IT USA LLC	00428934	8125434152	SHRED SVP 881MARTIN 8/1 & 8/15	Electric Utility	254.68
				Total for Payment No.:		254.68

Payment No: 627741

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SOUTHWEST POWER POOL, INC.	00429076	WIUFMSNCL-2018	UNSCHD FLOW MITIGTN PY23/Y2017	Electric Utility	9,542.13

Total for Payment No.: 9,542.13

Payment No: 627742

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	STEVENS CREEK CHRYSLER JEEP	00429023	356389	PUMP WASHER - VEH # 3089	Automotive Services	95.87
Total for Payment No.:						95.87

Payment No: 627743

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SWA SERVICES GROUP	00429247	20230	AUGUST 2018 JANITORIAL	General Fund	66,237.16
Total for Payment No.:						66,237.16

Payment No: 627744

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SYNERGETIC CONSULTING INC	00429133	18-0527	Application Svcs July 2018	General Fund	287.50
09/13/2018	SYNERGETIC CONSULTING INC	00429289	18-0513	Application Support March 2018	General Fund	201.25
09/13/2018	SYNERGETIC CONSULTING INC	00429290	18-0507	Application Support Feb 2018	General Fund	28.75
09/13/2018	SYNERGETIC CONSULTING INC	00429351	18-052	PWP Public User Lookup Module	General Fund	828.00
09/13/2018	SYNERGETIC CONSULTING INC	00429352	18-0520	PWP Public User Lookup Module-	General Fund	750.00
Total for Payment No.:						2,095.50

Payment No: 627745

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	SYSTEM OPERATIONS SUCCESS INTL	00429098	1121514	MANAGD TRAIN SRV 200HRS AUG18	Electric Utility	1,800.00
Total for Payment No.:						1,800.00

Payment No: 627746

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/13/2018	THANHVAN TRAN	00429283	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	342.00
Total for Payment No.:						342.00

Payment No: 627747

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	THOMSON REUTERS WEST	00429353	838632561	ONLINE LEGAL DATABASE	General Fund	940.00
Total for Payment No.:						940.00

Payment No: 627748

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	THYSSENKRUPP ELEVATOR CORPORATION	00429254	3004041041	SVP	Electric Utility	175.58
09/13/2018	THYSSENKRUPP ELEVATOR CORPORATION	00429254	3004041041	CRC	General Fund	21.95
09/13/2018	THYSSENKRUPP ELEVATOR CORPORATION	00429254	3004041041	SENIOR CNT	General Fund	175.58
09/13/2018	THYSSENKRUPP ELEVATOR CORPORATION	00429254	3004041041	1990 WALSH	General Fund	21.95
09/13/2018	THYSSENKRUPP ELEVATOR CORPORATION	00429254	3004041041	FIRE	General Fund	87.79
09/13/2018	THYSSENKRUPP ELEVATOR CORPORATION	00429254	3004041041	CITY HAL	General Fund	87.79
Total for Payment No.:						570.64

Payment No: 627749

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	UNIFIRST CORPORATION	00429101	385 0303568	GARMENT RENTAL/CLEANING 881ENG	Electric Utility	92.81
09/13/2018	UNIFIRST CORPORATION	00429102	385 0303655	GARMENT RENT/CLEANING SVC CH	Electric Utility	157.46
Total for Payment No.:						250.27

Payment No: 627750

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
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09/13/2018	VERIZON WIRELESS	00429202	9812700061	POLICE	General Fund	2,660.70
09/13/2018	VERIZON WIRELESS	00429202	9812700061	POLICE	General Fund	114.03
09/13/2018	VERIZON WIRELESS	00429202	9812700061	POLICE	General Fund	38.01
09/13/2018	VERIZON WIRELESS	00429202	9812700061	FIRE	General Fund	1,102.29
09/13/2018	VERIZON WIRELESS	00429202	9812700061	STREETS	General Fund	114.03
09/13/2018	VERIZON WIRELESS	00429202	9812700061	PARKS & REC	General Fund	38.01
09/13/2018	VERIZON WIRELESS	00429202	9812700061	IT	General Fund	38.01
09/13/2018	VERIZON WIRELESS	00429202	9812700061	LIBRARY	General Fund	38.01
				Total for Payment No.:		4,143.09

Payment No: 627751

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	VERIZON WIRELESS	00429210	9813268987	WIRELESS METER LINES AUG18	Electric Utility	187.34
				Total for Payment No.:		187.34

Payment No: 627752

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	VIMALTHA JEGAN	00429279	08/01/2018-08/31/2018	GROUP EXERCISE AUGUST 2018	General Fund	80.00
				Total for Payment No.:		80.00

Payment No: 627753

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	WITMER-TYSON IMPORTS INC	00429348	T12704	8.15.18-K9 TRAINING	General Fund	1,335.00
				Total for Payment No.:		1,335.00

Payment No: 627754

Payment Date	Vendor Name	Voucher No.	Invoice No.	Description	Fund Code	Amount Paid
09/13/2018	YINDAN, HAN	00429360	09/04/18 CLASS REFUND	PARKS DEPT REFUND	Recreation Program Operations	124.00

Total for Payment No.:

124.00

Overall Total

1,376,629.31

City of Santa Clara Finance Department
Accounting Services

Supplement to Bills & Claims
Expenditures Paid by Wire Transfer
For the Period of August 31st, 2018 through September 13th, 2018

\$	2,234,920.05	EDF Trading North America--Gas Purchase DVR/Cogen/Gianera July 2018
	1,238,000.00	Trimark Associates--Final Settlement

\$	3,472,920.05
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Agenda Report

18-1282

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Action on Gifts to Elected and Appointed Officials Policy

BACKGROUND

At the September 11, 2017 Governance Committee meeting, the Committee recommended that the Gifts to the City Policy be updated to address gifts to elected and appointed officials.

At the September 11, 2018 City Council meeting, both the Gifts to Elected and Appointed Officials policy and the Donations to the City policy were brought forward under one item for Council for approval; the City Council voted unanimously to defer taking action on the policies until the October 2, 2018 City Council meeting so that staff can notice the individual policies separately for full transparency.

DISCUSSION

The Gifts to Elected and Appointed Officials policy is a modification of existing policy, Council Policy 016, titled "Gifts to the City" (Attachment 1). This newly modified policy seeks to address gifts made directly to elected or appointed officials and provides guidelines for acceptance of gifts. To signify that the policy focuses on gifts made directly to elected or appointed officials, staff recommends changing the title of Council Policy 016 from "Gifts to the City" to "Gifts to Elected or Appointed Officials."

The amended Gifts to Elected and Appointed Officials Policy (Attachment 2) focuses on the process for accepting gifts given directly to elected and appointed City officials, including Board, Commission, or Committee members, and establishes the procedure and requirements for accepting gifts. This policy does not apply to tickets to events. As part of a previous Council directive, staff acknowledges that the Council referred the development of a policy regarding the donation and distribution of tickets to the City Manager and that policy development is pending completion.

The policy is intended to supplement, rather than replace, applicable state law including the provisions of the Political Reform Act. The annual gift limit amount can be found in the California Code of Regulations (Attachment 3); the current annual gift limit amount for the period of January 1, 2017, to December 31, 2018, is \$470, and this figure is adjusted biennially for inflation. The amended policy also includes alternative options for received gifts; within 30 days of receipt, the elected or appointed official may return the unused gift to the gift-giver, reimburse the gift-giver for the value of the gift, or donate the gift to a nonprofit group without taking a tax deduction.

Regardless of the options to receive gifts, the policy prescribes that elected or appointed officials shall disclose verbally the acceptance of any gift at a public meeting of a body on which the official serves during the Reports of Members portion of the agenda or, for elected department heads, by submitting a Report to Council.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a “project” within the meaning of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

There is no fiscal impact other than staff time.

COORDINATION

This report has been coordinated with the City Attorney’s Office.

PUBLIC CONTACT

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 or at the public information desk at any City of Santa Clara public library.

RECOMMENDATION

Adopt a resolution to approve the Gifts to Elected and Appointed Officials policy

Reviewed by: Walter C. Rossmann, Chief Operating Officer

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Gifts to Elected and Appointed Officials Policy (Redline)
2. Gifts to Elected and Appointed Officials Policy (Clean)
3. Excerpt from California Code of Regulations - Section 18940.2
4. Resolution to Adopt Gifts to Elected and Appointed Officials policy



GIFTS TO THE CITY ELECTED AND APPOINTED OFFICIALS

PURPOSE

To establish the process and provide guidance for accepting gifts given to the City and directly to elected and appointed City officials, including Board, and Commission, and Committee members, in their official capacity, and individual City employees as part of their official assigned duties and responsibilities.

This Policy is intended to supplement applicable state law including the provisions of the Political Reform Act. This policy does not apply to tickets to events.

POLICY

Elected and appointed City officials City employees shall not accept any money or favors for the performance of an act any service which they would be required or expected to perform in the regular course of their duties for City official business; nor shall such persons accept any gifts, gratuities, or favors of any kind which might be perceived or interpreted as an attempt to influence actions of the City Council or City Administration. Acceptance of all gifts may not be accepted unless they are done so in accordance must comply with this policy.

For the purposes of this policy, the term "gift" is used to include any monetary, discounted price, in-lieu contributions, volunteer services, or exchange of property use or services.

Gifts may be tangible or intangible. A service or a goodwill gesture rendered free or below cost to the City government may be considered a gift to the City. Before the City Manager accepts gifts of any kind, he/she must review any conditions imposed by the donor and be satisfied that acceptance would be beneficial and not unduly burdensome to the City. If the City official knows, or has reason to believe, it is determined that the donor may be coming before the body on which the official serves (or the elected employee's department, as applicable) Council in the near future for action or a decision, plus to avoid the potential for a quid pro quo situation, or to avoid even the potential appearance on any impropriety, the gift should not be accepted regardless of the value of the gift.

If a gift valued at less than the California Fair Political Practices Commission (FPPC) reporting threshold is accepted by an official in his or her official capacity, then the official shall promptly disclose such acceptance at a public meeting of a body on which official serves. For elected employees department heads (Chief of Police, City Clerk) the disclosure shall be made at a meeting of the City Council.

Under this directive, gifts are accepted on behalf of the City overall, not to a specific Department or individual, and must be presented to the

City Manager. If the City Manager approves acceptance of the gift, he/she

~~shall determine what Department/function/individual the gift will be applied. The City Manager cannot be the end-recipient of the gift.~~

This policy must comply with Santa Clara City Code Chapter 2.155, Regulation of Lobbying Activities, Section 2.155.130, entitled, "Gifts" which clearly forbids any lobbyist to deliver or cause to be delivered any gift to any City official, and for any City official to accept any gift from a lobbyist.

~~Fair Political Practices Commission (FPPC) regulation §188944.2 requires that if a gift is given for a specific position or individual's use, FPPC Form 801 should be completed in addition to memorializing the receipt of the gift in "a written public record." If the City retains ownership of the gift, and there are no specific end-recipients or users of the gift, the City does not need to complete FPPC Form 801.~~

PROCEDURE

1. When a gift has been offered ~~to the City~~, the ~~City Manager elected or appointed City official~~ shall consider ~~the following information whether:~~

- a) ~~Reasons for the offer~~The gift was provided by an individual who has interests that may be affected by the performance or nonperformance of the elected or appointed City official's official duties;
- b) ~~Conditions attached to the donation~~The acceptance of the gift creates an appearance of impropriety;
- c) ~~Potential liability to the City, the donor, or the public~~The timing of the gift creates the appearance that the gift-giver is seeking to influence an official action or obtain favorable treatment;
- d) ~~Benefits and drawbacks~~The acceptance of the gift would give the gift-giver disproportionate access to the elected or appointed City official;
- e) ~~Costs to the City, including estimated maintenance and repair public perception and inferred (rightly or wrongly) commitment~~The acceptance of the gift is compliant with the regulations set by the California Fair Political Practices Commission (FPPC).

~~The gift limit is adjusted for inflation every odd-numbered year; updated FPPC regulations are available online at www.fppc.ca.gov.~~

~~If the City Manager approves a gift/donation valued over \$1,000, the donor shall be invited to a Council Meeting to be recognized under a Special Order of Business and a letter of acceptance and appreciation signed by the Mayor and City Manager shall be transmitted to the donor(s).~~As of 2017, eElected and appointed officials are required to report gifts worth \$50 or more on their annual Statement of Economic Interests (Form 700) with the FPPC.

2. ~~If the City Manager approves a gift/donation under the value of \$999,~~

~~a letter of acceptance and appreciation signed by the Mayor and City Manager shall be transmitted to the donor(s).~~

~~Elected and appointed officials are required to report gifts worth \$50 or more on their annual Statement of Economic Interests (Form 700) with the FPPC. If a gift valued at less than \$50 (as that figure may be adjusted from time to time) is accepted, the elected or appointed official shall promptly disclose such acceptance either at a public meeting of a body on which official serves during the Reports of Members portion of the Agenda or, for elected department heads, in a written Report to Council.~~

- ~~3. If the City Manager determines it is not in the best interest of the City to receive the donation or gift, a letter declining the offer signed by the City Manager will be transmitted to the donor(s).~~

~~As of 2017, elected and appointed officials shall not accept gifts from any single source aggregating to \$470 or more in a calendar year.~~

~~If a gift or series of gifts aggregating to \$470 or more (as that figure may be adjusted from time to time) is accepted from a single source during any 12-month period preceding the officials' involvement in a decision affecting the gift-giver, the elected or appointed official may be required to disqualify him or herself from participating in that decision-making process, in accordance with applicable FPPC requirements.~~

- ~~4. The City Manager shall prepare a report of all gifts received by the City and presented to the City Council on a quarterly basis. Elected and appointed officials may not accept any gift from a lobbyist.~~
- ~~5. For received gifts, elected or appointed officials have the option to return the unused gift to the gift-giver; reimburse the gift-giver for the value of the gift; or donate the gift to a nonprofit group, within 30 days of receipt.~~



GIFTS TO ELECTED AND APPOINTED OFFICIALS

PURPOSE

To establish the process and provide guidance for accepting gifts directly to elected and appointed City officials, including Board, Commission, and Committee members, in their official capacity.

This Policy is intended to supplement applicable state law including the provisions of the Political Reform Act. This policy does not apply to tickets to events.

POLICY

Elected and appointed City officials shall not accept any money or favors for the performance of an act which they would be required or expected to perform in the regular course of their duties for City official business; nor shall such persons accept any gifts, gratuities, or favors of any kind which might be perceived or interpreted as an attempt to influence actions of the City Council or City Administration. Acceptance of all gifts must comply with this policy.

For the purposes of this policy, the term “gift” is used to include any monetary, discounted price, in-lieu contributions, volunteer services, or exchange of property use or services.

Gifts may be tangible or intangible. A service or a goodwill gesture rendered free or below cost may be considered a gift to the City. If the City official knows, or has reason to believe, that the donor may be coming before the body on which the official serves (or the elected employee’s department, as applicable) for action or a decision, the gift should not be accepted regardless of the value of the gift.

If a gift valued at less than the California Fair Political Practices Commission (FPPC) reporting threshold is accepted by an official in his or her official capacity, then the official shall promptly disclose such acceptance at a public meeting of a body on which official serves.

This policy must comply with Santa Clara City Code Chapter 2.155, Regulation of Lobbying Activities, Section 2.155.130, entitled, “Gifts” which clearly forbids any lobbyist to deliver or cause to be delivered any gift to any City official, and for any City official to accept any gift from a lobbyist.

PROCEDURE

1. When a gift has been offered, the elected or appointed City official shall consider whether:
 - a) The gift was provided by an individual who has interests that

may be affected by the performance or nonperformance of the elected or appointed City official's official duties;

- b) The acceptance of the gift creates an appearance of impropriety;
- c) The timing of the gift creates the appearance that the gift-giver is seeking to influence an official action or obtain favorable treatment;
- d) The acceptance of the gift would give the gift-giver disproportionate access to the elected or appointed City official;
- e) The acceptance of the gift is compliant with the regulations set by the FPPC.

The gift limit is adjusted for inflation every odd-numbered year; updated FPPC regulations are available online at www.fppc.ca.gov.

2. Elected and appointed officials are required to report gifts worth \$50 or more on their annual Statement of Economic Interests (Form 700) with the FPPC. If a gift valued at less than \$50 is accepted, the elected or appointed official shall promptly disclose such acceptance either at a public meeting of a body on which official serves during the Reports of Members portion of the Agenda or, for elected department heads, in a written Report to Council.
3. Elected and appointed officials shall not accept gifts from any single source aggregating to \$470 or more in a calendar year.

If a gift or series of gifts aggregating to \$470 or more is accepted from a single source during any 12-month period preceding the officials' involvement in a decision affecting the gift-giver, the elected or appointed official may be required to disqualify him or herself from participating in that decision-making process.
4. Elected and appointed officials may not accept any gift from a lobbyist.
5. For received gifts, elected or appointed officials have the option to return the unused gift to the gift-giver; reimburse the gift-giver for the value of the gift; or donate the gift to a nonprofit group, within 30 days of receipt.

(Regulations of the Fair Political Practices Commission, Title 2, Division 6, California Code of Regulations.)

§ 18940.2. Gift Limit Amount.

(a) For purposes of Section 89503, the adjusted annual gift limit amount in effect for the period January 1, 2017, to December 31, 2018, is \$470.

Note: Authority cited: Section 83112, Government Code. Reference: Sections 87103(e), 89503 and 89506, Government Code.

HISTORY

1. Renumbering of former section 18954 to new section 18940.2, amendment of section heading, new subsection (a), subsection relettering, repealer of former subsection (c), and amendment of footnote filed 10-23-96; operative 10-23-96 pursuant to Government Code section 11343.4(d) (Register 96, No. 43).
2. Amendment of subsections (a) and (b) and Note filed 4-9-97; operative 4-9-97 pursuant to Government Code section 11343.4(d) (Register 97, No. 15).
3. Amendment filed 12-10-98; operative 12-10-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 50).
4. Amendment of subsection (a) and amendment of Note filed 12-6-2000; operative 1-1-2001 pursuant to the 1974 version of Government Code section 11380.2 and Title 2, California Code of Regulations, section 18312(d) and (e) (Register 2000, No. 49).
5. Amendment of subsection (a) filed 1-16-2003; operative 1-1-2003. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27,

1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2003, No. 3).

6. Editorial correction of History 5 (Register 2003, No. 12).

7. Amendment of subsection (a) filed 1-4-2005; operative 1-1-2005 pursuant to Government Code section 11343.4 (Register 2005, No. 1).

8. Amendment of subsection (a) filed 12-18-2006; operative 1-1-2007. Submitted to OAL pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2006, No. 51).

9. Amendment of subsection (a) filed 10-31-2008; operative 11-30-2008. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2008, No. 44).

10. Repealer and new subsection (c) filed 7-6-2009; operative 8-5-2009. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2009, No. 28).

11. Amendment of subsections (a)-(b) and (d)(2) filed 11-15-2010; operative 12-15-2010. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2010, No. 47).

12. Amendment of subsection (a) and repealer of subsections (b)-(d)(2) filed 1-23-2012. Pursuant to California Code of Regulations, title 2, section 18313(e), FPPC has designated an effective date of 1-1-2012. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2012, No. 4).

13. Amendment filed 1-7-2013; operative 2-6-2013. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2013, No. 2).

14. Amendment filed 12-15-2014; operative 1-1-2015 pursuant to section 18312(e)(1)(A), title 2, California Code of Regulations. Submitted to OAL for filing and printing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC

regulations only subject to 1974 Administrative Procedure Act rulemaking requirements)
(Register 2014, No. 51).

15. Amendment filed 12-1-2016; operative 12-31-2016 pursuant to Cal. Code Regs. tit. 2, section 18312(e). Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements and not subject to procedural or substantive review by OAL) (Register 2016, No. 49).

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
TO ADOPT GIFTS TO ELECTED OR APPOINTED OFFICIALS
POLICY**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, establishing a policy on gifts given directly to elected or appointed officials the City will provide the procedure for accepting gifts and assist the City of Santa Clara with adhering to the highest ethical standards;

WHEREAS, a policy on gifts to elected and appointed officials will assist with preventing outside interests from exercising, or appearing to exercise, an improper influence over City decision-making; and,

WHEREAS, this policy will help to ensure that the City of Santa Clara is not only in compliance with the Santa Clara City Code and with California Fair Political Practices Commission (FPPC) regulations, but also serves to reinforce the City's commitment to uphold City's Code of Ethics & Values, which includes maintaining the highest standards of personal and professional conduct and to meeting the most demanding ethical standards;

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That Policy & Procedure (P&P) 016 entitled "Gifts to the City" in the City of Santa Clara Council Policy Manual is hereby rescinded in its entirety.
2. That the Gifts to Elected or Appointed Officials policy is hereby adopted, and the City Manager is directed to number (and renumber, as appropriate) the policy in the manual such that it is organized in a logical fashion.
3. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:
NOES: COUNCILORS:
ABSENT: COUNCILORS:
ABSTAINED: COUNCILORS:

ATTEST: _____
JENNIFER YAMAGUMA
ACTING CITY CLERK
CITY OF SANTA CLARA



Agenda Report

18-1283

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Action on Donations to the City Policy and Related Budget Amendment

BACKGROUND

At the September 11, 2017 Governance Committee meeting, the Committee recommended that the Gifts to the City Policy be updated to address gifts to elected and appointed officials, and that a separate Donations to the City Policy be drafted to address donations to the City as a whole; both policies were brought forward for City Council approval consideration at the September 11, 2018 City Council meeting.

After the Governance Committee recommendation, staff reviewed and amended the policies as discussed. In addition, staff added a streamlined appropriation process for monetary donations as discussed below, consistent with Charter Section 1305.

Section 1305 of the Charter of the City of Santa Clara (Attachment 1), entitled 'Budget - Appropriations,' states that, from the effective date of the budget, the several amounts stated therein as proposed expenditures shall be and become appropriated to the several departments, offices and agencies for the respective objects and purposes therein named; all appropriations shall lapse at the end of the fiscal year to the extent that they shall not have been expended or lawfully encumbered; and at any meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the affirmative votes of at least five members so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenue not included in the budget.

At the September 11, 2018 City Council meeting, both the Donations to the City policy and the Gifts to Elected and Appointed Officials policy were brought forward under one item for Council for approval; the City Council voted unanimously to defer taking action on the policies until the October 2, 2018 City Council meeting so that staff can notice the individual policies separately for full transparency.

DISCUSSION

The Donations to the City policy (Attachment 3) is a new policy that seeks to address donations made to the City of Santa Clara as a whole. This policy does not apply to the donation of tickets to events. As discussed in the Report to Council titled "Action on Gifts to Elected and Appointed Officials Policy," staff acknowledges that, as part of a previous Council directive, the Council referred the development of a policy regarding the donation and distribution of tickets to the City Manager and that the policy development is pending completion.

The Donations to the City Policy provides the procedure and requirements for evaluation and acceptance of donations to the City, which can also act as useful guidelines for individuals, community groups, and businesses wishing to make donations to the City. The policy separates donations into two categories: designated and undesignated. Designated donations refer to donations in which donors specify the intended use by a particular City department, location, or purpose, whereas undesignated donations refer to donations that are given to the City as a whole for an unspecified use. The proposed policy further sets the procedure for accepting donations in three tiers: \$0 to \$999; \$1000 to \$99,999; and \$100,000 or more. If a donation meets the evaluation criteria for acceptance, the proposed policy also provides guidelines to appropriately recognize donors for their generosity.

In an effort to streamline administrative processes under this policy and reduce the cost of processing these donations (which can exceed the value of the donation), the City Manager seeks authorization to make monetary donations available to departments for expenditure without further Council action for donations valued under \$100,000. To comply with Charter Section 1305 and to streamline the acceptance of donations, the City Manager will include as part of the annual recommended budget, a revenue and expenditure appropriation of \$100,000 in the General Fund. When a donation is received, the revenue appropriation will be credited and the donation allocated to the respective City service, if so designated. To make this streamlining effort effective with approval of this policy, this memorandum includes a budget amendment in the General Fund to receive and expend donated funds.

For a donation valued at or over \$100,000, the City Manager will submit a Report to Council for Council acceptance of the donation and appropriation of funds for monetary donations. A report of all donations received will be presented to the City Council on a quarterly basis.

The City of Santa Clara's General Fund received donations in the total amount of \$30,065 for FY 2016/17 and \$42,188 to date FY 2017/18. A breakdown by department is shown in the following table:

Department	FY 2016/17 Donations	FY 2017/18 Donations	Designated Use
Finance	\$1,367	\$1,790	To assist customers in need of financial assistance with utility bills
Fire	\$2,000	\$5,000	Fire protection program
Parks & Recreation	\$11,618	\$33,196	Various parks, recreation, and senior programs
Police	-	\$1,899	Police investigation program
Library	\$14,330	\$3	Various Library programs
Public Works	\$750	\$300	Street program
Total	\$30,065	\$42,188	

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(5) in that it is a

governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

In order to appropriate anticipated donations in FY 2018/19, the budget amendment below recognizes donations revenue in the amount of \$100,000 and appropriates these to a new donations Non-Departmental Expenses appropriation making the funds available to departments identified in the donation.

Budget Amendment FY 2018/19

	Current	Increase/ (Decrease)	Revised
General Fund			
<u>Revenues</u>			
Other Revenue - 59650 (Donations)	\$0	\$100,000	\$100,000
<u>Expenditures</u>			
Non-Departmental - Program NEW (Donations)	\$0	\$100,000	\$100,000

It should be noted that unexpended donations received in prior years will be carried over to FY 2018/19 as part of the FY2017/18 close-out activities separately.

COORDINATION

This report has been coordinated with the Finance Department and the City Attorney's Office.

PUBLIC CONTACT

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.

RECOMMENDATION

Adopt a resolution to approve the Donations to the City policy and approve related budget amendment

Reviewed by: Walter C. Rossmann, Chief Operating Officer

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Excerpt from Charter of the City of Santa Clara - Section 1305
2. Donations to the City (Redline)

3. Donations to the City (Clean)

4. Resolution to Adopt Donations to the City policy

Sec. 1305 Budget - Appropriations.

From the effective date of the budget, the several amounts stated therein as proposed expenditures shall be and become appropriated to the several departments, offices and agencies for the respective objects and purposes therein named. All appropriations shall lapse at the end of the fiscal year to the extent that they shall not have been expended or lawfully encumbered.

At any meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the affirmative votes of at least five members so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenue not included in the budget.

Sec. 1306 Tax system and collection of taxes.

(Repealed by electors at an election held March 7, 2000, Charter Chapter 11 of the State Statutes of 2000)

Sec. 1306.5 Budget and levy of taxes for interim period between fiscal years.

(Repealed by electors at an election held March 7, 2000, Charter Chapter 11 of the State Statutes of 2000)

Sec. 1307 Tax limits.

(Repealed by electors at an election held March 7, 2000, Charter Chapter 11 of the State Statutes of 2000)

Sec. 1308 Tax liens.

(Repealed by electors at an election held March 7, 2000, Charter Chapter 11 of the State Statutes of 2000)

Sec. 1309 Bonded debt limit.

The bonded indebtedness of the City may not in the aggregate exceed the sum of fifteen percent (15%) of the total assessed valuation of property within the City, exclusive of revenue bonds or any indebtedness that has been or may hereafter be incurred for the purposes of acquiring, constructing, extending, or maintaining municipally owned utilities, for which purposes a further indebtedness may be incurred by the issuance of bonds, subject only to the provisions of the State Constitution and of this Charter.

Sec. 1310 Contracts on public works.

Every contract involving an expenditure of more than one thousand dollars (\$1,000.00) for the construction or improvement, (excluding maintenance and repair), of public buildings, works, streets, drains, sewers, utilities, parks and playgrounds shall be let to the lowest responsible bidder after notice by publication in an official newspaper by one or more insertions, the first of which shall be at least ten days before the time for opening bids.



DONATIONS TO THE CITY

PURPOSE

To establish the process and provide guidance when individuals, community groups, and businesses wish to make donations to the City. This policy does not apply to the donation of tickets to events.

POLICY

Donations may be offered in the form of cash, real or personal property.

For the purpose of this policy, the term “designated donation” is used to include any donation where the donor specifies intended use by a particular City department, location, or purpose. An “undesignated donation” ~~means those is used to include~~ donations that are given to the City as a whole, for an unspecified use. ~~Designated donations may only be accepted when they have a purpose consistent with the City’s goals and objectives and are in the best interest of the City.~~ Donations of any kind which might be perceived or interpreted as an attempt to influence actions of the City Council or City Administration will not be accepted.

Under this directive policy, all donations must be presented to the City Manager for compliance with this policy. If the City Manager approves acceptance of an undesignated donation, he/she shall determine ~~what Department the donation will be applied which City service shall benefit from the donation.~~

Designated donations may only be accepted when they have a purpose consistent with the City’s goals and objectives and are in the best interest of the City.

~~If a designated donation, the City Manager will review the donation for compliance with this policy and~~ For accepted donations, the City Manager will process the donation in accordance with the donor’s request. ~~The City Manager cannot be the end recipient of a donation. Designated donations benefitting particular employees or departments shall comply with CMD 067.~~

Implementation of ~~T~~his policy must ~~also~~ comply with Santa Clara City Code Chapter 2.155, Regulation of Lobbying Activities, Section 2.155.130, entitled, “Gifts” which clearly forbids any lobbyist to deliver or cause to be delivered any donation to any City official, and for any City official to accept any donation from a lobbyist.

All non-monetary donations must adhere to City standards, including size and inscription on monumental signage; make and model of equipment; and must fit an otherwise unmet need.

As part of the annual budget process, for anticipated monetary donations, staff will bring forward for Council consideration a balanced

appropriation for revenue and expenditures to facilitate the acceptance of donations throughout the fiscal year.

PROCEDURE

1. Based on the value of the donation, the City Manager will review the conditions of any designated or undesignated donation and determine if the benefits warrant acceptance of the donation. Requirements for accepting donations include:
 - a) Reasons for the offer
 - b) Conditions attached to the donation
 - c) Potential liability to the City, the donor, or the public
 - d) Benefits and drawbacks
 - e) Ongoing ~~Costs~~ to the City, including estimated maintenance and repair ~~public perception and inferred (rightly or wrongly) commitment~~
2. If the City Manager approves a donation valued over \$1,000 ~~\$100,000~~, the City Manager will submit a Report to Council for Council acceptance of the donation and appropriation of funds for monetary donations or other action; the donor shall be invited to a Council Meeting to be recognized under Special Order of Business; and a letter of acceptance and appreciation signed by the Mayor and City Manager shall be transmitted to the donor(s).
3. If the City Manager approves a donation ~~under the value of \$999~~ valued at more than \$1,000, but less than \$100,000, the donor shall be invited to a Council Meeting to be recognized under Special Order of Business, and a letter of acceptance and appreciation signed by the Mayor and City Manager shall be transmitted to the donor(s). Based on the adoption of the annual budget, the City Manager is authorized to make the monetary donations available to departments for expenditure without further Council action.
4. If the City Manager approves a donation under the value of \$999, a letter of acceptance and appreciation signed by the Mayor and City Manager shall be transmitted to the donor(s). Based on the adoption of the annual budget, the City Manager is authorized to make the monetary donations available to department(s) for expenditure without further Council action.
5. If the City Manager determines it is not in the best interest of the City to receive the donation or gift, a letter declining the offer signed by the City Manager will be transmitted to the donor(s).
6. The City Manager shall prepare a report of all donations received ~~and given~~ by the City and present it to the City Council on a quarterly basis.



DONATIONS TO THE CITY

PURPOSE

To establish the process and provide guidance when individuals, community groups, and businesses wish to make donations to the City. This policy does not apply to the donation of tickets to events.

POLICY

Donations may be offered in the form of cash, real or personal property.

For the purpose of this policy, the term “designated donation” is used to include any donation where the donor specifies intended use by a particular City department, location, or purpose. An “undesignated donation” is used to include donations that are given to the City as a whole, for an unspecified use. Donations of any kind which might be perceived or interpreted as an attempt to influence actions of the City Council or City Administration will not be accepted.

Under this policy, all donations must be presented to the City Manager for compliance with this policy. If the City Manager approves acceptance of an undesignated donation, he/she shall determine which City service shall benefit from the donation.

Designated donations may only be accepted when they have a purpose consistent with the City’s goals and objectives and are in the best interest of the City.

For accepted donations, the City Manager will process the donation in accordance with the donor’s request. Designated donations benefitting particular employees or departments shall comply with CMD 067.

Implementation of this policy must comply with Santa Clara City Code Chapter 2.155, Regulation of Lobbying Activities, Section 2.155.130, entitled, “Gifts” which clearly forbids any lobbyist to deliver or cause to be delivered any donation to any City official, and for any City official to accept any donation from a lobbyist.

All non-monetary donations must adhere to City standards, including size and inscription on monumental signage; make and model of equipment; and must fit an otherwise unmet need.

As part of the annual budget process, for anticipated monetary donations, staff will bring forward for Council consideration a balanced appropriation for revenue and expenditures to facilitate the acceptance of donations throughout the fiscal year.

PROCEDURE

1. Based on the value of the donation, the City Manager will review the conditions of any designated or undesignated donation and

determine if the benefits warrant acceptance of the donation. Requirements for accepting donations include:

- a) Reasons for the offer
 - b) Conditions attached to the donation
 - c) Potential liability to the City, the donor, or the public
 - d) Benefits and drawbacks
 - e) Ongoing costs to the City, including estimated maintenance and repair
2. If the City Manager approves a donation valued over \$100,000, the City Manager will submit a Report to Council for Council acceptance of the donation and appropriation of funds for monetary donations or other action; the donor shall be invited to a Council Meeting to be recognized under Special Order of Business; and a letter of acceptance and appreciation signed by the Mayor and City Manager shall be transmitted to the donor(s).
 3. If the City Manager approves a donation valued at more than \$1,000, but less than \$100,000, the donor shall be invited to a Council Meeting to be recognized under Special Order of Business, and a letter of acceptance and appreciation signed by the Mayor and City Manager shall be transmitted to the donor(s). Based on the adoption of the annual budget, the City Manager is authorized to make the monetary donations available to department(s) for expenditure without further Council action.
 4. If the City Manager approves a donation under the value of \$999, a letter of acceptance and appreciation signed by the Mayor and City Manager shall be transmitted to the donor(s). Based on the adoption of the annual budget, the City Manager is authorized to make the monetary donations available to departments for expenditure without further Council action.
 5. If the City Manager determines it is not in the best interest of the City to receive the donation or gift, a letter declining the offer signed by the City Manager will be transmitted to the donor(s).
 6. The City Manager shall prepare a report of all donations received by the City and present it to the City Council on a quarterly basis.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
TO ADOPT DONATIONS TO THE CITY POLICY**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, establishing a policy on donations to the City as a whole will help ensure that the City of Santa Clara maintains a clear and consistent procedure to accept donations in an ethical, efficient, and transparent manner;

WHEREAS, a policy on donations will provide guidelines for the acceptance and refusal of donations to the City of Santa Clara, and will assist the City with adhering to the highest ethical standards; this policy provides the procedure for the acceptance of designated and undesignated donations, as well as provides the procedure appropriately acknowledging the generosity of the donor; and

WHEREAS, a policy on donations help ensure that the City of Santa Clara is not only in compliance with the Santa Clara City Code and with FPPC regulations, but also serves to reinforce the City's commitment to uphold City's Code of Ethics & Values, which includes maintaining the highest standards of personal and professional conduct and to meeting the most demanding ethical standards;

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the Donations to the City policy is hereby adopted, and the City Manager is directed to number (and renumber, as appropriate) the policy in the manual such that it is organized in a logical fashion.
2. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:
NOES: COUNCILORS:
ABSENT: COUNCILORS:
ABSTAINED: COUNCILORS:

ATTEST: _____
JENNIFER YAMAGUMA
ACTING CITY CLERK
CITY OF SANTA CLARA



Agenda Report

18-1296

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Action on Adoption of Ordinance No. 1987 Codifying Existing Claims Settlement Authority and Amending Settlement Authority for Workers' Compensation Matters

BACKGROUND

Proposed Ordinance No. 1987 was passed for the purpose of publication on September 11, 2018. Pursuant to City Charter Sections 808 and 812, proposed Ordinance No. 1987 was published on September 19, 2018 and copies were posted in at least three public places.

DISCUSSION

The Ordinance codifies existing settlement authority for liability claims matters, previously set by Resolution, and provides for an increased settlement authority in worker's compensation matters.

Resolution 17-8430 contained liability claims settlement limits of \$25,000 and \$50,000 for City Attorney and City Manager, respectively. To promote transparency and ease of access for the general public, those previously established claims settlement authority figures will now be codified. These limits comport with the \$50,000 settlement limit of Government Code §934.5.

Claims for which the workers' compensation system provides the exclusive remedy are exempt from the Government Claims Act (Government Code §905). As such, these claims are not subject to the \$50,000 statutory cap on Council's ability to delegate settlement of claims (Government Code §935.4). Therefore, and in line with similar actions taken by neighboring cities and historical claim figures for the City of Santa Clara, the ordinance permits City Attorney and City Manager approval of all stipulation awards, regardless of amount, and approval of compromise and release claims up to \$250,000. The authority to settle workers' compensation claims does not include negligence or other acts by the City or its employees (such as serious and willful misconduct cases); those cases would be limited to the settlement authority figures listed above in accordance with the \$50,000 limit in the California Government Code. Limiting the times that these matters are presented at closed or open sessions of Council meetings would also ensure that employee medical privacy is maintained.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

With the approval of the recommendation outlined in this report, staff time can be dedicated towards other priority issues.

PUBLIC CONTACT

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.

RECOMMENDATION

Adopt Ordinance No. 1987 Codifying Existing Claims Settlement Authority and Amending Settlement Authority for Workers' Compensation Matters.

Reviewed by: Brian Doyle, City Attorney

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Ordinance No. 1987

ORDINANCE NO. 1987

AN ORDINANCE OF THE CITY OF SANTA CLARA, CALIFORNIA, ADDING SECTION 1.15.090 (“CLAIM SETTLEMENT AUTHORITY”) TO CHAPTER 1.15 (“CLAIMS AGAINST THE CITY”) OF TITLE 1 (“GENERAL PROVISIONS”) OF “THE CODE OF THE CITY OF SANTA CLARA, CALIFORNIA”

BE IT ORDAINED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, on May 16, 2017, the City Council set settlement authority limits for claims by and against the City of Santa Clara, and including worker’s compensation matters, by adopting Resolution No. 17-8430;

WHEREAS, those current limits are: (a) City Claims Adjuster may compromise claims/litigation up to \$5,000, (b) City Attorney may compromise claims/litigation up to \$25,000, and (c) City Attorney with the written concurrence of the City Manager may compromise claims/litigation up to \$50,000 (except for police cases); and,

WHEREAS, in the interests of transparency, efficiency, and to ensure that employee medical privacy is maintained, the City Council now desires to codify settlement authority limits for claims and increase settlement authority limits for worker’s compensation matters only.

NOW THEREFORE, BE IT FURTHER ORDAINED BY THE CITY OF SANTA CLARA, AS FOLLOWS:

SECTION 1: That a new Section is added to Chapter 1.15 (entitled “Claims Against the City”) of Title 1 (entitled “General Provisions”) of “The Code of the City of Santa Clara, California,” (“SCCC”) to read as follows:

“1.15.090 Claim Settlement Authority.

(a) With regard to settlement of matters for which worker’s compensation provides the exclusive remedy, the following limitations apply:

(1) The City Attorney, with the written concurrence of the City Manager, or their respective designees, are hereby authorized to compromise and settle worker’s compensation

compromise and release claims against the City if the total amount of the settlement (which may include interest or attorney's fees, or consist exclusively of interest or attorney's fees) does not exceed two hundred fifty thousand (\$250,000) dollars.

(2) The City Attorney, with the written concurrence of the City Manager, or their respective designees, are hereby authorized to settle workers' compensation stipulations at any amount.

(3) Worker's compensation related matters that come within the requirements of the Government Claims Act are subject to SCCC 1.15.090(b).

(b) With regard to settlement of claims other than those described in SCCC 1.15.090(a), the following limitations apply:

(1) The City Attorney, or his/her respective designee, is hereby authorized to compromise and settle claims by or against the City if the total amount of the settlement (which may include interest or attorney's fees, or consist exclusively of interest or attorney's fees) does not exceed twenty five thousand (\$25,000) dollars.

(2) The City Attorney, with the written concurrence of the City Manager, or their respective designees, is hereby authorized to compromise and settle claims by and against the City if the total amount of the settlement (which may include interest or attorney's fees, or consist exclusively of interest or attorney's fees) does not exceed fifty thousand (\$50,000) dollars.

(3) Where there is a proposed settlement involving alleged police misconduct, the claim shall not be settled in any amount without the prior consent of the City Council. Settlements not involving payment of monies (such as, for example, dismissal in exchange for a waiver of costs) are not intended to be included in this limitation on settlement. Simple negligence matters (such as, for example, vehicle accidents) are not intended to be included in this limitation on settlement."

SECTION 2: Ordinances and Resolutions Repealed. Excepting the provisions protected by the

savings clause, all ordinances (or parts of ordinances) in conflict with or inconsistent with this ordinance are hereby repealed. Resolution No. 17-8430 is hereby repealed.

SECTION 3: Savings clause. The changes provided for in this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any right established or accruing before the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to the effective date of this ordinance. All fee schedules shall remain in force until superseded by the fee schedules adopted by the City Council.

SECTION 4: Effective date. This ordinance shall take effect thirty (30) days after its final adoption; however, prior to its final adoption it shall be published in accordance with the requirements of Section 808 and 812 of "The Charter of the City of Santa Clara, California."

PASSED FOR THE PURPOSE OF PUBLICATION this 11th day of SEPTEMBER, 2018, by the following vote:

AYES:	COUNCILORS:	Kolstad, Mahan, O'Neill, and Watanabe and Mayor Gillmor
NOES:	COUNCILORS:	None
ABSENT:	COUNCILORS:	Davis
ABSTAINED:	COUNCILORS:	None

ATTEST:



NORA PIMENTEL
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:
None



Agenda Report

18-1336

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Action on Adoption of Ordinance No. 1988 Including Elected Chief of Police in Salary Setting Commission's Regular Review of Elected Officials' Compensation

BACKGROUND

Proposed Ordinance No. 1988 was passed for the purpose of publication on September 18, 2018. Pursuant to City Charter Sections 808 and 812, proposed Ordinance No. 1988 was published on September 26, 2018 and copies were posted in at least three public places.

DISCUSSION

The ordinance delegates to the Salary Setting Commission the task of setting the salary for the Chief of Police, as it will do for the other elected positions of Mayor, Council Members, and City Clerk. Commencing on July 1, 2019, and every two years on July 1 thereafter, the compensation of the Chief of Police will be set by the Salary Setting Commission consisting of five members to be appointed by the Civil Service Commission, as set forth in City Charter Section 702. At the introduction of the Ordinance on September 18, 2018, Council directed that a provision that the City Council be required to take the necessary legislative action to implement the Salary Setting Commission's decision regarding the salary for the Chief of Police be added to the Ordinance before its publication. The Ordinance being recommended for adoption includes this language.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

There is no fiscal impact related to this report other than administrative staff time and expense.

PUBLIC CONTACT

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.

RECOMMENDATION

Adopt Ordinance No. 1988 Including Elected Chief of Police in Salary Setting Commission's Regular

Review of Elected Officials' Compensation.

Reviewed by: Brian Doyle, City Attorney

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Ordinance No. 1988

ORDINANCE NO. 1988

AN ORDINANCE OF THE CITY OF SANTA CLARA, CALIFORNIA, ADDING A NEW SECTION 2.80.015 (“CHIEF OF POLICE – COMPENSATION”), TO CHAPTER 2.80 (“POLICE DEPARTMENT”) OF TITLE 2 (“ADMINISTRATION AND PERSONNEL”) OF “THE CODE OF THE CITY OF SANTA CLARA, CALIFORNIA”

BE IT ORDAINED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, the Chief of Police position is an elected position under City Charter Section 600;

WHEREAS, City Charter Section 702 allows the Salary Setting Commission to set compensation for the elected positions of Mayor and City Council Member, but does not limit the Commission’s ability to set salaries for other positions as determined by the City Council;

WHEREAS, Ordinance No. 1983 added a new City Code section 2.20.015 allowing the Salary Setting Commission to set the compensation of the elected City Clerk;

WHEREAS, the City Council deems it to be in the best interest of the City of Santa Clara to have compensation for all elected City positions determined by the independent Salary Setting Commission to increase transparency and uniformity in compensation levels; and,

WHEREAS, this code amendment shall result in inclusion of the elected Chief of Police as one of the elected City positions whose compensation shall be set by the Salary Setting Commission.

NOW THEREFORE, BE IT FURTHER ORDAINED BY THE CITY OF SANTA CLARA, AS FOLLOWS:

SECTION 1: That a new Section 2.80.015 is added to Chapter 2.80 (entitled “Police Department”) of Title 2 (entitled “Administration and Personnel”) of “The Code of the City of

Santa Clara, California,” (“SCCC”) to read as follows:

“2.80.015 Chief of Police – Compensation.

Commencing on July 1, 2019, and every two years on July 1 thereafter, the compensation of the Chief of Police shall be set by a Salary Setting Commission consisting of five members to be appointed by the Civil Service Commission, as set forth in City Charter Section 702. The City Council shall take all necessary legislative action to implement the salary set by the Salary Setting Commission.”

SECTION 2: Ordinances repealed. With exception of the provisions protected by the savings clause, all ordinances (or parts of ordinances) in conflict with or inconsistent with this ordinance are hereby repealed.

SECTION 3: Savings clause. The changes provided for in this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any right established or accruing before the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to the effective date of this ordinance. All fee schedules shall remain in force until superseded by the fee schedules adopted by the City Council.

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SECTION 4: This ordinance shall take effect thirty (30) days after its final adoption; however, prior to its final adoption it shall be published in accordance with the requirements of Section 808 and 812 of "The Charter of the City of Santa Clara, California."

PASSED FOR THE PURPOSE OF PUBLICATION this 18th day of SEPTEMBER, 2018, by the following vote:

AYES:	COUNCILORS:	Kolstad, Mahan, O'Neill, and Watanabe and Mayor Gillmor
NOES:	COUNCILORS:	None
ABSENT:	COUNCILORS:	Davis
ABSTAINED:	COUNCILORS:	None

ATTEST:



JENNIFER YAMAGUMA
ACTING CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None.



Agenda Report

18-1246

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Action on Referring a Recommendation to Name the Central Park Annex park site as “Bill Wilson, Jr. Park” to the Ad-Hoc Facilities Naming and Recognition Committee

BACKGROUND

The Central Park Annex park site, located at 2902 Miles Drive, is a two-acre park site that was dedicated for public park use on March 22, 2018. The park features a large grass area, natural and drought tolerant landscaping, a picnic area, pathway lighting, age appropriate playgrounds for ages 2 -5 and 6-12, a restroom building, and designated space for future creek trail alignment and bridge.

On February 20, 2018, the Parks & Recreation Commission discussed potential names for new park sites. After consideration of various names, the Commission recommended (Aye-6, No-0, Abstention-1) that Council refer the Commission’s request to the Ad Hoc Facilities Naming and Honorary Recognition Committee to consider naming the Central Park Annex the “Bill Wilson, Jr. Park.” for his dedication to youth and community service.

DISCUSSION

Under Council Policy No. 035 (Attachment 3), the Parks & Recreation Commission makes recommendations to Council for names of facilities relating to the commission’s purview. It has been the practice that the Council referred such recommendations to the Council Ad-Hoc Facility Naming and Honorary Recognition Committee. The Committee reviews all naming proposals and may make a recommendation to the full Council for final review and approval.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a “project” within the meaning of the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

There is no fiscal impact for the current action. If the change in park name is approved by Council, the cost for purchase and installation of a new park sign would be approximately \$5,000 and accounted in the Parks & Recreation Miscellaneous Park Improvement Capital Improvement Project (CIP) budget.

COORDINATION

This report has been coordinated with the City Attorney’s Office.

PUBLIC CONTACT

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.

RECOMMENDATION

Recommend that Council Refer the Parks and Recreation Commission Recommendation to Name the Central Park Annex park site as the "Bill Wilson, Jr. Park" to the Ad-Hoc Facility Naming and Honorary Recognition Committee.

Reviewed by: James Teixeira, Director of Parks & Recreation

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Parks & Recreation Commission Minutes February 20, 2018
2. Biography of Bill Wilson
3. Council Policy No. 035



**Meeting Minutes
February 20, 2018**

Organization	Name
City of Santa Clara	Commissioner Chuck Blair Commissioner George Guerra Commissioner Andrew Knaack Commissioner Roseann Alderete LaCoursiere Commissioner Joe Martinez Commissioner Tino Silva Commissioner Kevan Michael Walke Director of Parks & Recreation, James Teixeira Deputy Parks & Recreation Director, Dale Seale Recreation Manager, Kim Castro

Matters for Council Action:

Recommend that Council update the City's current smoking ordinance to include a prohibition of smoking within 100 feet of a City park and 250 feet from a sporting event.

Recommend that Council refer the Commission's request to the Facilities Naming and Honorary Recognition Ad Hoc Committee to consider naming the San Tomas & Monroe Community Garden & Neighborhood Park: "Everett N. Sousa Park".

Recommend that Council refer the Commission's request to the Facilities Naming and Honorary Recognition Ad Hoc Committee to consider naming the Central Park Annex: "Bill Wilson Jr. Park."

1. Call to Order/Roll Call/Order of Agenda: The meeting was called to order by Chair LaCoursiere at 7:30 p.m. (Note: The meeting convened in the Conference Room after Council recognition of outgoing Commissioner Blair.) On a motion by Commissioner Silva and second by Commissioner Knaack, the Commission excused Commissioner Guerra (6-0-1).
2. Approval of Minutes: On a motion by Commissioner Silva and second by Commissioner Walke, the Commission approved the January 2017 Minutes (6-0-1).
3. Correspondence & Communications: None.
4. New Business:
 - A. Presentation/Discussion/Recommendation. Expansion of City Smoking Ordinance to Include Public Parks. Assistant City Manager Shikada provided an overview regarding an update to the City wide smoking ordinance. On a motion by Commissioner Silva and second by Commissioner Walke the Commission recommended that Council amend the City's current smoking ordinance to include a prohibition of smoking within 100 feet of a City park and 250 feet from a sporting event (6-0-1).

- B. Consideration and Discussion of Potential Recommendation for new Park Names:
1. Name new San Tomas & Monroe Community Garden & Neighborhood Park (2439 Monroe Street). The Commission conferred on an initial short list of names to consider for recommendation. On a motion by Commissioner Silva and second by Commissioner Walke, the Commission recommended that Council refer the Commission's request to the Facilities Naming and Honorary Recognition Ad Hoc Committee to consider naming the San Tomas & Monroe Community Garden & Neighborhood Park: "Everett N. Sousa Park" (6-0-1).
 2. Central Park Annex (2902 Miles Drive). The Commission conferred on an initial short list of names to consider for recommendation. On a motion by Commissioner Silva and second by Commissioner Blair, the Commission recommended that Council refer the Commission's request to the Facilities Naming and Honorary Recognition Ad Hoc Committee to consider naming the Central Park Annex: "Bill Wilson Jr. Park" (6-0-1).
 3. Other Possible Name considerations: The Commission discussed other names for future park facilities: William A. Wilson Jr. (Former Council Member), Joe Kornder (Former Council Member).
- C. Discuss Upcoming Commission Participation at the California Parks & Recreation Society (CPRS) Annual Conference March 13-16, Long Beach, CA. On a motion by Commissioner Walke and second by Commissioner Silva the Commission approved Commissioner LaCoursiere to represent the Commission and use of Commission budgeted funds for travel, lodging and registration at the CPRS Annual Conference (6-0-1).
5. Old Business:
- A. Commission 2017 Work Plan & Goals
 1. Complete Facility Condition Assessment and Develop Project and Funding Priorities for Park Acquisition, Development & Rehabilitation). Due to the Commission Joint Dinner Meeting with Council at 5 p.m., there was no additional Commission discussion of this item.
 2. Review and Update Park Rules, Regulations, Ordinance(s) and Park Signs. There was no additional Commission review or discussion of this item.
 3. Parks & Athletic Fields—Improve Access, Supervision & Enforcement. There was no additional Commission review or discussion of this item.
 4. Enhance Special Events—Local Focus, Activities & Cultural Commission Collaboration. There was no additional Commission review or discussion of this item.
6. Director Reports:
- A. Park, Recreation and Cemetery Division Updates: Deputy Director Seale provided an update about the water damage along the outer walls of the International Swim Center men's shower room which is being inspected and evaluated for repair. The pre-bid conference for the Reed & Grant Street Sports Park Project is set for Wednesday, February 21, 2018. The Project specifications took additional time to prepare for bid. The Project is on track for opening in July 2019, depending upon final construction

schedule. Baseball fields and softball fields are being prepared for season play and will be ready by the end of February. The City is updating its Commission Meeting Agenda, Action Minutes and templates and will begin audio recording in Spring 2018.

- B. Special Events Updates: Recreation Manager Castro apprised the Commission of the 77th Annual Camellia Show on February 24-25, 2018; the Annual Easter Egg Hunt in Central Park, and the Easter Pool-Ooza event on March 31, 2018.

7. Commissioner Reports:

- A. Commissioner Blair: Stated that he enjoyed working with fellow commissioners and Parks & Recreation staff over the years to make significant improvements to City parks.
- B. Commissioner Knaack: Visited Central Park, Bracher Park and Bowers Park.
- C. Commissioner Silva: Requested additional updates on the timeline for completion of the Reed & Grant Street Sports Park Project to coordinate and accommodate youth league needs.
- D. Commissioner Walke: Visited Central Park and the Senior Center.

- 8. Conference & Attendance Reports: Commissioners Walke and Knaack will be attending the CPRS District 4 Annual Awards & Volunteer Recognition Dinner to receive the Award of Excellence for Steve Carli Park Playground Rehabilitation on February 22, 2018. Commissioner LaCoursiere has Commission approval to attend CPRS Annual Conference in Long Beach.

9. Public Presentations: None

- 10. Adjournment: On a motion by Commissioner Walke and second by Commissioner Silva the meeting was adjourned (6-0-1) at 8:17 p.m.

Prepared by:



Dale Seale
Deputy Director of Parks & Recreation

Reviewed by:



Andrew Knaack
Commission Secretary

Submitted by:



James Teixeira
Director of Parks & Recreation
Commission Liaison

William A. Wilson Jr. (Bill)

Born the son of William A. Wilson, Sr. who himself spent over three decades on the local Santa Clara School Board and has the Wilson High School named after him.

Bill graduated in 1959 from University of California, Berkeley with a Bachelor of Science degree in Organic Chemistry.

After returning to Santa Clara, Bill worked in his father's bakery from 1959 to 1977, and served on the Santa Clara Library Board for several years. Bill enjoyed the bakery but really enjoyed working with at risk children. Bill went back to school at Santa Clara University in 1974, and earned his Master's Degree in Counseling Psychology.

In 1963 Bill was elected to the Santa Clara City Council, where he served the citizens of Santa Clara until 1971, served as the Mayor Pro Tem in 1964 and as the Mayor of Santa Clara in 1965.

Bill, along with Bob Morgan, were two prominent local Santa Clara citizens in support of moving the Triton Museum from San Jose to the City of Santa Clara in 1967. After the move, Bill served on the Triton's Board of Trustees for a few years.

In 1973 Bill collaborated with faculty at Santa Clara University on a proposal for a counseling center which would combine counseling of students in the local secondary schools with a family therapy program. Bill's credibility with both the counseling professionals and Santa Clara political and business leaders was an important factor in creating this community-based service.

Webster Center, as it was then called, opened its doors in the fall of 1973. Bill Wilson continued to be involved as an active member of its Board of Directors and volunteered as a counselor at the Center.

In May 1977, after a brief illness, Bill died at the age of 41. The staff and the Board of Directors made the unanimous decision to change the name of Webster Center to Bill Wilson Center in memory of this very special person and one of the founders of the Bill Wilson Center.



NAMING OF FACILITIES

POLICY

The City Council shall name municipal buildings/facilities in recognition of the following:

- ◆ Individuals, living or deceased, who have made outstanding contributions to the City of Santa Clara or Santa Clara community
- ◆ Individuals, living or deceased, who have made contributions of local, state, national or worldwide significance
- ◆ The geographic area in which the municipal building/facility is located

The renaming of existing municipal buildings/facilities shall be discouraged and shall occur only under extraordinary circumstances, after thorough study. This policy does not change the existing procedures for Facility Naming recommendations from City Commissions. Under current practice, Parks and Recreation Commission, Youth Commission, Board of Library Trustees, and Cultural Advisory Commission make recommendations to the City Council for names of facilities relating to their respective Commissions. In addition, the Historical and Landmarks Commission, is responsible for recommendations on naming of streets and historical facilities.

PROCEDURE

1. Proposals for naming of facilities shall be referred to the Council Ad Hoc Facilities Naming Committee, which shall consist of three City Council Members appointed by vote of the Council, and the City Manager. Meetings of the Ad Hoc Committee shall be open to the public.
2. The Ad Hoc Committee shall review all naming proposals, with the exception of naming proposals from the Parks and Recreation Commission and the Historical and Landmarks Commission, and make a recommendation to the City Council. Naming proposals from the Parks and Recreation Commission and the Historical and Landmarks Commission



[Click here and type title] (cont.)

shall go directly to the City Council. The City Council at its discretion can choose to refer these naming proposals to the Ad Hoc Committee.

3. The City Council shall have final approval of all naming recommendations.

Reference: City Council-approved policy dated August 2003



Agenda Report

18-1247

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Action on Referring a Recommendation to Name the San Tomas & Monroe Neighborhood Park as "Everett N. Sousa Park" to the Ad-Hoc Facilities Naming and Recognition Committee

BACKGROUND

The San Tomas & Monroe Neighborhood Park site, located at 2439 Monroe Street, is a 1.5 acre neighborhood park site that was dedicated for public park use on August 25, 2018. The park features a large grass area, natural and drought tolerant landscaping, picnic area, a parking lot, age appropriate playgrounds for ages 2-5 and 6-12, a restroom building, and an off-leash dog area. It sits adjacent to the previously dedicated San Tomas Aquino Creek Trailhead, and a separate .5 acre fenced Community Garden with outdoor class room, individual and group garden plots.

On February 20, 2018, the Parks & Recreation Commission discussed potential names for new park sites. Due to his dedication and service to the Santa Clara community Everett N. Souza was considered. Everett Souza was a third-generation Santa Claran, who was involved in numerous community organizations and was an advocate for the underprivileged members in the community; he was elected to the Santa Clara City Council in 1979 and served six years until being elected Mayor in 1986, and re-elected for a second term as Mayor in 1990. After consideration of various names, on a motion by Commissioner Silva and second by Commissioner Walke, the Commission recommended (Aye-6, No-0, Abstention-1) that Council refer the Commission's request to the Ad Hoc Facilities Naming and Honorary Recognition Committee to consider naming the San Tomas & Monroe Neighborhood Park and Community Garden as "Everett N. Sousa Park."

DISCUSSION

Under Council Policy No. 035 (Attachment 2), the Parks & Recreation Commission makes recommendations to Council for names of facilities relating to the commission's purview; re-naming of existing facilities is discouraged. It has been the practice that the Council referred such recommendations to the Ad-Hoc Facility Naming and Honorary Recognition Committee. The Committee reviews all naming proposals and may make a recommendation to the full Council for final review and approval.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

There is no fiscal impact for the current action. If the change in park name is approved by Council,

the cost for purchase and installation of a new park sign would be approximately \$5,000 and accounted in the Parks & Recreation Miscellaneous Park Improvement Capital Improvement Project (CIP) budget.

COORDINATION

This report has been coordinated with the City Attorney's Office.

PUBLIC CONTACT

Public contact was made by posting the Ad-Hoc Facilities Naming and Honorary Recognition Committee 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.

RECOMMENDATION

Recommend that Council Refer the Parks and Recreation Commission Recommendation to Name the San Tomas & Monroe Neighborhood Park as "Everett N. Sousa Park" to the Ad-Hoc Facility Naming and Honorary Recognition Committee.

Reviewed by: James Teixeira, Director of Parks & Recreation

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Parks & Recreation Commission Minutes 02-20-2018
2. Council Policy No. 035



**Meeting Minutes
February 20, 2018**

Organization	Name
City of Santa Clara	Commissioner Chuck Blair Commissioner George Guerra Commissioner Andrew Knaack Commissioner Roseann Alderete LaCoursiere Commissioner Joe Martinez Commissioner Tino Silva Commissioner Kevan Michael Walke Director of Parks & Recreation, James Teixeira Deputy Parks & Recreation Director, Dale Seale Recreation Manager, Kim Castro

Matters for Council Action:

Recommend that Council update the City's current smoking ordinance to include a prohibition of smoking within 100 feet of a City park and 250 feet from a sporting event.

Recommend that Council refer the Commission's request to the Facilities Naming and Honorary Recognition Ad Hoc Committee to consider naming the San Tomas & Monroe Community Garden & Neighborhood Park: "Everett N. Sousa Park".

Recommend that Council refer the Commission's request to the Facilities Naming and Honorary Recognition Ad Hoc Committee to consider naming the Central Park Annex: "Bill Wilson Jr. Park."

1. Call to Order/Roll Call/Order of Agenda: The meeting was called to order by Chair LaCoursiere at 7:30 p.m. (Note: The meeting convened in the Conference Room after Council recognition of outgoing Commissioner Blair.) On a motion by Commissioner Silva and second by Commissioner Knaack, the Commission excused Commissioner Guerra (6-0-1).
2. Approval of Minutes: On a motion by Commissioner Silva and second by Commissioner Walke, the Commission approved the January 2017 Minutes (6-0-1).
3. Correspondence & Communications: None.
4. New Business:
 - A. Presentation/Discussion/Recommendation. Expansion of City Smoking Ordinance to Include Public Parks. Assistant City Manager Shikada provided an overview regarding an update to the City wide smoking ordinance. On a motion by Commissioner Silva and second by Commissioner Walke the Commission recommended that Council amend the City's current smoking ordinance to include a prohibition of smoking within 100 feet of a City park and 250 feet from a sporting event (6-0-1).

- B. Consideration and Discussion of Potential Recommendation for new Park Names:
1. Name new San Tomas & Monroe Community Garden & Neighborhood Park (2439 Monroe Street). The Commission conferred on an initial short list of names to consider for recommendation. On a motion by Commissioner Silva and second by Commissioner Walke, the Commission recommended that Council refer the Commission's request to the Facilities Naming and Honorary Recognition Ad Hoc Committee to consider naming the San Tomas & Monroe Community Garden & Neighborhood Park: "Everett N. Sousa Park" (6-0-1).
 2. Central Park Annex (2902 Miles Drive). The Commission conferred on an initial short list of names to consider for recommendation. On a motion by Commissioner Silva and second by Commissioner Blair, the Commission recommended that Council refer the Commission's request to the Facilities Naming and Honorary Recognition Ad Hoc Committee to consider naming the Central Park Annex: "Bill Wilson Jr. Park" (6-0-1).
 3. Other Possible Name considerations: The Commission discussed other names for future park facilities: William A. Wilson Jr. (Former Council Member), Joe Kornder (Former Council Member).
- C. Discuss Upcoming Commission Participation at the California Parks & Recreation Society (CPRS) Annual Conference March 13-16, Long Beach, CA. On a motion by Commissioner Walke and second by Commissioner Silva the Commission approved Commissioner LaCoursiere to represent the Commission and use of Commission budgeted funds for travel, lodging and registration at the CPRS Annual Conference (6-0-1).
5. Old Business:
- A. Commission 2017 Work Plan & Goals
 1. Complete Facility Condition Assessment and Develop Project and Funding Priorities for Park Acquisition, Development & Rehabilitation). Due to the Commission Joint Dinner Meeting with Council at 5 p.m., there was no additional Commission discussion of this item.
 2. Review and Update Park Rules, Regulations, Ordinance(s) and Park Signs. There was no additional Commission review or discussion of this item.
 3. Parks & Athletic Fields—Improve Access, Supervision & Enforcement. There was no additional Commission review or discussion of this item.
 4. Enhance Special Events—Local Focus, Activities & Cultural Commission Collaboration. There was no additional Commission review or discussion of this item.
6. Director Reports:
- A. Park, Recreation and Cemetery Division Updates: Deputy Director Seale provided an update about the water damage along the outer walls of the International Swim Center men's shower room which is being inspected and evaluated for repair. The pre-bid conference for the Reed & Grant Street Sports Park Project is set for Wednesday, February 21, 2018. The Project specifications took additional time to prepare for bid. The Project is on track for opening in July 2019, depending upon final construction

schedule. Baseball fields and softball fields are being prepared for season play and will be ready by the end of February. The City is updating its Commission Meeting Agenda, Action Minutes and templates and will begin audio recording in Spring 2018.

- B. Special Events Updates: Recreation Manager Castro apprised the Commission of the 77th Annual Camellia Show on February 24-25, 2018; the Annual Easter Egg Hunt in Central Park, and the Easter Pool-Ooza event on March 31, 2018.

7. Commissioner Reports:

- A. Commissioner Blair: Stated that he enjoyed working with fellow commissioners and Parks & Recreation staff over the years to make significant improvements to City parks.
- B. Commissioner Knaack: Visited Central Park, Bracher Park and Bowers Park.
- C. Commissioner Silva: Requested additional updates on the timeline for completion of the Reed & Grant Street Sports Park Project to coordinate and accommodate youth league needs.
- D. Commissioner Walke: Visited Central Park and the Senior Center.

- 8. Conference & Attendance Reports: Commissioners Walke and Knaack will be attending the CPRS District 4 Annual Awards & Volunteer Recognition Dinner to receive the Award of Excellence for Steve Carli Park Playground Rehabilitation on February 22, 2018. Commissioner LaCoursiere has Commission approval to attend CPRS Annual Conference in Long Beach.

9. Public Presentations: None

- 10. Adjournment: On a motion by Commissioner Walke and second by Commissioner Silva the meeting was adjourned (6-0-1) at 8:17 p.m.

Prepared by:



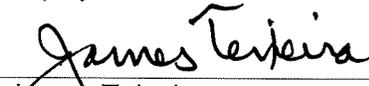
Dale Seale
Deputy Director of Parks & Recreation

Reviewed by:



Andrew Knaack
Commission Secretary

Submitted by:



James Teixeira
Director of Parks & Recreation
Commission Liaison



NAMING OF FACILITIES

POLICY

The City Council shall name municipal buildings/facilities in recognition of the following:

- ◆ Individuals, living or deceased, who have made outstanding contributions to the City of Santa Clara or Santa Clara community
- ◆ Individuals, living or deceased, who have made contributions of local, state, national or worldwide significance
- ◆ The geographic area in which the municipal building/facility is located

The renaming of existing municipal buildings/facilities shall be discouraged and shall occur only under extraordinary circumstances, after thorough study. This policy does not change the existing procedures for Facility Naming recommendations from City Commissions. Under current practice, Parks and Recreation Commission, Youth Commission, Board of Library Trustees, and Cultural Advisory Commission make recommendations to the City Council for names of facilities relating to their respective Commissions. In addition, the Historical and Landmarks Commission, is responsible for recommendations on naming of streets and historical facilities.

PROCEDURE

1. Proposals for naming of facilities shall be referred to the Council Ad Hoc Facilities Naming Committee, which shall consist of three City Council Members appointed by vote of the Council, and the City Manager. Meetings of the Ad Hoc Committee shall be open to the public.
2. The Ad Hoc Committee shall review all naming proposals, with the exception of naming proposals from the Parks and Recreation Commission and the Historical and Landmarks Commission, and make a recommendation to the City Council. Naming proposals from the Parks and Recreation Commission and the Historical and Landmarks Commission



[Click here and type title] (cont.)

shall go directly to the City Council. The City Council at its discretion can choose to refer these naming proposals to the Ad Hoc Committee.

3. The City Council shall have final approval of all naming recommendations.

Reference: City Council-approved policy dated August 2003



Agenda Report

18-1353

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Consideration of Written Petition submitted by William Eserini regarding Use of City Property for Political Campaign Purposes

BACKGROUND

Council Policy 030 - *Adding an Item on the Agenda* (Attachment 1) sets forth the procedure for written petitions. Any member of the public may submit a written request raising any issue or item within the subject matter jurisdiction of the Council. Per the policy, the written request will be submitted on the agenda, in the form substantially provided by the requestor, without any staff analysis, including fiscal review, legal review and policy review. If a simple majority of the City Council supports further study of the request, then a full staff analysis shall be prepared within thirty (30) days, unless otherwise directed by the City Council.

DISCUSSION

The City Clerk's and various other Offices received a letter from William Eserini on September 21, 2018 (Attachment 2) requesting to have the issues identified in the letter to be placed on the Council agenda for the next Council meeting. Following Council Policy 030, staff is treating this request as a Written Petition for the purpose of placing the item on the Council Agenda for Council consideration.

The City Attorney has issued a legal memorandum (Attachment 3) on September 25, 2018 indicating that the allegations in the letter are not enforceable violations of the law.

FISCAL IMPACT

There is no fiscal impact associated with considering the request to be placed on a future agenda except staff time and expense.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378(b)(4) in that it is a fiscal activity that does not involve commitment to a specific project which may result in potential significant impact on the environment.

PUBLIC CONTACT

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 report to council 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.

RECOMMENDATION

There is no staff recommendation for this issue as the petitioner's issues have been addressed.

Reviewed by: Nora Pimentel, Assistant City Clerk

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Letter from William Eserini received on September 21, 2018
2. Legal Memorandum from City Attorney regarding Free Speech Rights on City Property dated September 25, 2018
3. Policy and Procedure 030 - Adding an Item on the Agenda

William Eserini
508 Robert Avenue
Santa Clara CA 95050
408-748-1551

TO: Acting City Clerk/Elections Officer Jennifer Yamaguma
City Manager Deanna Santana
City Attorney Brian Doyle
Mayor and Councilmembers

IN RE: Use of city property for political campaign purposes

It has come to my attention that on September 9, 2018, Hosam Haggag, candidate for City Clerk for the City of Santa Clara, held a political campaign rally (a kick-off party) at Fremont Park, which is city property.

During this event, he had posted several political campaign signs on city property at various locations throughout the park.

Also during this event, appointed mayor Lisa Gillmor and councilmember Kathy Watanabe campaigned for Mr. Haggag, giving political speeches in support of his candidacy, all done on city property.

As a long-time resident of Santa Clara, and having taken an active interest in our local campaigns for decades, I have become informed that it is against city policy to allow campaign activities on city property.

The acting city clerk distributed Candidate's Handbooks to all candidates in this year's election. Included in that handbook, at page 6, is that statement:

"The California Government Code imposes restrictions on political activities of City of Santa Clara officials, employees and candidates. These include prohibition of:

- Engaging in political activities during work hours or on City property." [Emphasis added]

In 2016, as part of the Candidates' Handbook given to all candidates for the 2016 election, a letter from then City Attorney Ren Nosky included this statement:

"The California Government Code imposes restrictions on political activities of City of Santa Clara officials, employees and candidates. These include prohibition of:

- Engaging in political activities during work hours or on City property." [emphasis added]

The statements of both the former city attorney and the acting city clerk serve to instruct candidates and officials alike on the provisions of state law [California Government Code §3207] and the city's own policy as set forth in the City Manager Directives [CMD#82]. Mr. Nosky, in his memo cited both the state law and the CMD in support of the statement above.

In addition, there is a clear prohibition against posting political sign on city property in the City Code, Section 18.80.170. It is against our city code to place any sign, including political signs on city property.

I am making a formal complaint for action against candidate Hosam Haggag for violating our city codes, and state law, for his action in holding a political campaign event on city property.

I am making a formal complaint against Lisa Gillmor and Kathy Watanabe as well for campaigning on city property, as city officials, in support of a candidate.

My complaints are being submitted to the California Fair Political Practice Commission as well.

I ask to have this matter placed on the agenda under public presentations at the next council meeting.

Yours truly,

William Eserini
Eserini Automotive, owner



Date: September 25, 2018

To: Honorable Mayor and Council Members

From: City Attorney

Subject: Free Speech Rights on City Property

The City Clerk received the attached letter from William Eserini dated September 21, 2018, alleging violations of various legal regulations by Hosam Haggag's campaign kick-off party on City property (Fremont Park), and by Mayor Gillmor and Vice Mayor Watanabe's attendance at that party on September 9, 2018. Mr. Eserini's letter implies that he was not actually in attendance at the event, but that the events he describes in his letter came to "his attention."

We have not done an independent investigation of whether the facts he alleges are true because even if they are true, nothing that he alleges constitutes an enforceable violation of law.

Campaign Activities on City Property

Mr. Eserini's first allegation is that it was a violation to conduct a campaign on City property, citing a 2016 memorandum issued by then City Attorney Ren Nosky that stated the California Government Code restricts political activities of Santa Clara officials, employees and candidates on City property. This statement was and is an incorrect statement of the law. The First Amendment of the United States Constitution guarantees all persons, including elected officials, candidates, public officials and public employees, the right to engage in political activities in the form of speech, assembly and the right to petition the government in traditional public forums. Some public properties, such as parks and plazas, are traditional public forums where governments may only impose reasonable time, place and manner regulations. The City cannot restrict speech outright based on its content, for example in support of a campaign or based upon the speaker.

Government Code § 3207, cited in the 2016 memorandum, does not in and of itself place any restrictions on government officers or employees. Instead it permits a local government to impose restrictions on the political activities of its officers¹ and

¹ It does not appear that "officers" as used in this section refers to elected officials.

employees. Pursuant to that statute, on August 18, 1992, the City Council adopted Resolution No. 5739 which provides as follows:

Pursuant to the authority granted by Government Code Section 3207, the City Council hereby prohibits *non-elected* officers and employees of the City of Santa Clara from:

1. Engaging in political activities during working hours, and
2. Engaging in political activities on the premises of the City.

Thus, neither state law nor City policy cited by Mr. Eserini applies to candidates or elected officials; and no law can prohibit non-elected officials and City employees from engaging in political activities on City property that the City has made available to the general public as a public forum (i.e. public parks and streets) as long as they do so outside of work hours.²

Mr. Haggag, the Mayor, and the Vice Mayor have a constitutional right to campaign in City parks and did not violate state law or City policy by holding and/or attending a campaign kick-off party at Fremont Park.

Political Signs on City Property

Mr. Eserini's letter also asserts a violation of Santa Clara City Code section 18.80.170, based upon an allegation that Mr. Haggag had posted several political campaign signs on City property throughout Fremont Park. In **Reed v. Town of Gilbert, Arizona**, 135 S.Ct. 2218, 576 U.S. ____ (2015), the United States Supreme Court ruled that an Arizona town's sign regulations which were based on the content of the message on the sign were unconstitutional. Because Santa Clara's temporary sign and political sign regulations are also based on content, they would be subject to constitutional challenge if the City tried to enforce them. Notably, the City allowed numerous political signs for all of the candidates at Central Park during the recent Art and Wine Festival without enforcing Section 18.80.170.



Brian Doyle
City Attorney

cc: City Manager Deanna Santana
Acting City Clerk Jennifer Yamaguma

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² By its own terms CMD#82 applies only to City employees.



ADDING AN ITEM ON THE AGENDA

PURPOSE

To establish a clear, effective and easily understood process for members of the City Council and the public to have items within the jurisdiction of the City Council, placed on the City Council agenda for consideration.

POLICY

Members of the City Council:

1. The Mayor or any individual Council Member may submit a written request to the City Manager's Office for inclusion of an item on a City Council agenda, provided the request is received two (2) days prior to the public release of the agenda packet.

Referral from a Council Committee:

1. Council Committees may submit a written request to the City Manager's Office for inclusion of an item on a City Council agenda, provided the request is received two (2) days prior to the public release of the agenda packet.
2. Council Committees may bring forward a recommendation to the full City Council by way of the Committee Minutes, which are typically prepared within three weeks following the Committee meeting.

Items Referred During a Council Meeting:

By Council consensus, an item may be referred to the City Manager for inclusion on a City Council agenda. If the request requires further study of the item from staff, a full analysis shall be prepared at the direction of the City Manager with at least thirty (30) calendar days prior to the meeting, unless otherwise directed by the City Council. If the request requires more than thirty (30) calendar days to prepare, status updates will be provided to the Council every sixty (60) days as an informational memo.

ADDING AN ITEM ON THE AGENDA (cont.)

Written Petitions and Public Presentations:

1. Any member of the public may submit a written request raising any issue or item within the subject matter jurisdiction of the City Council to be heard under the "Written Petition" section of the City Council's regular agenda within two (2) Council meetings after received. After the initial Written Petition is placed on the agenda, a simple majority vote of the Council may add the item to a future Council meeting for action.
2. Any member of the public may address the City Council under the "Public Presentations" section of the agenda. If the presentation includes a request of the Council, the Mayor or a consensus of the City Council may refer the item to the City Manager to be properly agendized at a future meeting, in compliance with The Brown Act.

PROCEDURE FOR WRITTEN PETITIONS

All requests to address the City Council shall be submitted in writing. Written Petition forms are available for the petitioner's convenience on the City's website and in the City Manager's Office, City Clerk's Office and the Mayor and Council Offices. Alternatively, an email may be submitted to clerk@santaclaraca.gov.

Once the Written Petition is received by the City Clerk's Office, it should immediately be forwarded to the City Manager for placement on an agenda within two (2) Council meetings after receipt of the original request from the City Clerk's Office. All written material (request and support material) will be submitted on the agenda in the form substantially provided by the requester without any staff analysis, including fiscal review, legal review and policy review, until the City Council has had the opportunity to provide direction to the City Manager.

At the meeting where the item is first considered, if a simple majority of the City Council supports further study of the item, then a full staff analysis shall be prepared within thirty (30) days, unless otherwise directed by the City Council.



Agenda Report

18-944

Agenda Date: 10/2/2018

REPORT TO COUNCIL

SUBJECT

Action on the Introduction of an Ordinance Amending Chapter 5.35 ("Taxicabs") of the Code of the City of Santa Clara to revise taxicab permitting and operational requirements establish new permit and operational requirements for pedi-cabs

BACKGROUND

Chapter 5.35, titled Taxicabs, of the City of Santa Clara's Municipal Code (Municipal Code) governs transportation services by taxicabs within the City. This Ordinance contains requirements for licensing, the application and renewal process, grounds for denial or suspension, vehicle inspections, fares, insurance, equipment and conditions, safety inspections, etc.

In 2011, rideshare companies (e.g. Uber, Lyft, Curb, Hailo, Sidecar, etc.) introduced into the transportation market the hiring of an on-demand private driver, which disrupted the taxi industry. As a result of the greater regulations facing the taxi industry as compared with its rideshare competitors, the California Legislature passed several bills. On October 13, 2017, Assembly Bill 1069 was chaptered, and was amended on September 5, 2018, by Assembly Bill 939 (AB 939). AB 939 will be chaptered in early October, after introduction but prior to adoption of this proposed ordinance. These two bills taken together amended Sections 53075.5, 53075.51, and 53075.52 of the Government Code, relating to local government regulations of taxicab businesses. Through these two bills, and the amendments thereto, the California Legislature has provided further clarification regarding the new permitting and regulating requirements.

Under the new law, which will be effective January 1, 2019, cities or counties are required to regulate a taxicab company or driver, if the company or driver is substantially located in one jurisdiction. In addition, taxi companies are only required to obtain a permit from one jurisdiction within the county in which they operate and all jurisdictions within that county are required to accept that single permit. This is contrasted with prior practice of requiring a taxicab business to obtain an operating permit from each and every city in which it conducted business. Additional changes to licensing requirements are included in the new state law, as well.

Concurrently with the changes to the taxicab industry that were generated by the rise of the ridesharing business model, pedi-cab businesses operate within City limits. The operation of pedi-cabs was a direct result of the opening of Levi's Stadium in August, 2014. Pedi-cabs are defined as bicycle or tricycles that are used to transport passengers for hire. The City has approved applications for pedi-cab companies to operate in the City.

DISCUSSION

In anticipation of a pending Ordinance change to address AB 939, the Santa Clara Police Department hosted a meeting on July 19, 2018, among every taxi company with an existing permit in

the City of Santa Clara. During the meeting, attendees were invited to bring up additional suggested amendments to the Ordinance. As a result of this cooperative effort, and to improve operational efficiencies and modernize the Code, several changes to the existing code are recommended by staff. The only recommendation not incorporated into the proposed Ordinance was a suggestion to reduce the insurance requirements. Taxi operators are required to maintain minimum liability limits for each vehicle of not less than \$1 million, combined single limit for bodily injury to or death of any persons and for damages to or destruction of property in any one accident. This minimum is consistent with the requirements in many neighboring agencies. As a result, this best practice was maintained in the proposed Ordinance.

Furthermore, staff recommends including in the revised Code a more detailed and robust set of regulations specific to pedi-cabs. The proposed changes include new laws, modernization to the Code and best practices among local municipalities. Staff recommends to include the pedi-cab regulation in this ordinance. Pedi-cab regulations have become necessary as a result of the growth in that sector. Allowing pedi-cabs to operate in the City without more robust regulations poses a potential public safety risk. Therefore, the proposed Ordinance contains language for pedi-cabs that mirrors the roles and responsibilities of taxi cab companies and drivers (e.g. permitting process, equipment regulations, regulatory procedures, fleet size, price controls, etc.).

The table below summarizes the major recommended changes to the ordinance.

Current Ordinance	Recommended Changes	Taxi	Pedi-Cab
Charge a per vehicle fee for use of the City's taxicab stands	Delete taxicab stand fee	✓	
Taxicab company or driver obtain permit in every jurisdiction where they conduct "pick-ups"	One permit required, per County, where taxicab company or driver is substantially located	✓	
Requirement to have a taxicab fleet of ten (10)	Reduce minimum fleet size to seven (7) at request of taxi companies	✓	
N/A	Include Federal drug testing standard	✓	✓
N/A	Inclusion of specific regulations for permitting and operations including application, inspection of equipment, and safety features		✓
Permit renewal every five (5) years	Permit renewal required annually	✓	✓

ENVIRONMENTAL REVIEW

On July 19, 2018, the Santa Clara Police Department hosted a meeting among every taxi company with an existing permit in the City of Santa Clara. During the meeting, attendees were invited to bring up suggested amendments to the Ordinance.

The action being considered does not constitute a "project" within the meaning of a California

Environmental Quality Act ("CEQA") pursuant to the CEQA Guidelines section 15378(a) as it has no potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

FISCAL IMPACT

The City of Santa Clara currently collects approximately \$18,643 in revenue associated with taxicab company business licenses (\$1,965), taxi driver business licenses (\$6,076), driver permit fees (\$2,914) and vehicle inspections (\$7,688). The taxicab stand fees are included in the taxi driver business license fees. If the Council introduces this ordinance for amendment, with the second reading of the ordinance, staff will bring forward a resolution to amend the Municipal Fee Schedule to remove the stand fee and establish the appropriate pedi-cab fees.

As a result of AB 939, staff does not expect many taxicab companies to be substantially located within the City of Santa Clara. In addition, Government Code §53075.5(e) does not allow the City to require taxicab companies or drivers that are not substantially located within the City to apply for a business license. It is expected that these legislative changes will result in a minimal decrease in revenue to the City.

COORDINATION

This report has been coordinated with the Finance Department and City Attorney's Office.

PUBLIC CONTACT

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.

ALTERNATIVES

1. Introduce an Ordinance Amending Chapter 5.35 ("Taxicabs") of the Code of the City of Santa Clara to revise taxicab permitting and operational requirements, and to include new permit and operational requirements for pedi-cabs;
2. Do not introduce an Ordinance Amending Chapter 5.35 ("Taxicabs") of the Code of the City of Santa Clara to revise taxicab permitting and operational requirements, and to include new permit and operational requirements for pedi-cabs; and,
3. Any other Council direction.

RECOMMENDATION

Alternative 1:

1. Introduce an Ordinance Amending Chapter 5.35 ("Taxicabs") of the Code of the City of Santa Clara to revise taxicab permitting and operational requirements, and to include new permit and operational requirements for pedi-cabs

Reviewed by: Michael J. Sellers, Chief of Police

Approved by: Deanna J. Santana, City Manager

ATTACHMENTS

1. Assembly Bill 1069
2. Assembly Bill 939
3. Taxi and Pedi-Cab Ordinance - Redline Version
4. Taxi and Pedi-Cab Ordinance - Clean Version

Assembly Bill No. 1069

CHAPTER 753

An act to amend, repeal, and add Section 53075.5 of, and to add Sections 53075.51, 53075.52, and 53075.53 to, the Government Code, and to amend Section 1808.1 of the Vehicle Code, relating to local government.

[Approved by Governor October 13, 2017. Filed with
Secretary of State October 13, 2017.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1069, Low. Local government: taxicab transportation services.

Existing law requires every city or county to adopt an ordinance or resolution in regard to taxicab transportation service and requires each city or county to provide for a policy for entry into the business of providing taxicab transportation service, the establishment or registration of rates for the provision of taxicab transportation service, and a mandatory controlled substance and alcohol testing certification program for drivers, as specified.

Existing law, referred to as the pull-notice system, requires the prospective employer of a driver who drives a specified vehicle to obtain a report showing the driver's current public record as recorded by the Department of Motor Vehicles, as specified. A violation of this provision of the Vehicle Code is a crime.

This bill, commencing January 1, 2019, would limit the applicability of that ordinance or resolution adoption requirement and related provisions to a city or county, including a charter city or charter county, in which a taxicab company is substantially located, and the City and County of San Francisco, regardless of whether a taxicab company is substantially located in the city and county. The bill, with respect to these cities or counties, except for the City and County of San Francisco, would additionally require provisions for the establishment or registration of rates for the provision of taxicab transportation service to meet specified requirements, would require permitted taxicab companies and drivers to comply with various additional specified requirements, including participation in the Department of Motor Vehicles' pull-notice system, would authorize the issuance of inspection stickers or other inspection compliance devices to compliant taxicab companies and the issuance of photo permits to compliant taxi drivers, would prohibit the placement of licensure, permitting, and certification requirements on taxicab companies or drivers that are not substantially located in their jurisdictions, would prohibit taxicab companies and taxicab drivers from operating within a county without a permit from the county or at least one city within the county and authorize a permitted taxicab company to provide prearranged trips anywhere within the county, and would subject unpermitted taxicab operation to a minimum fine of \$5,000, as specified.

By expanding the scope of an existing crime, this bill would impose a state-mandated local program. The bill would provide an airport operator with separate and ultimate authority to regulate taxicab access to the airport and set access fees for taxicabs at the airport.

The bill would define “substantially located” for these purposes and deem a city or county in which a taxicab company or taxicab driver operates as a city or county in which a taxicab company or taxicab driver is substantially located if the city or county enacts a resolution of intention to enter into a joint exercise of powers agreement or join a joint powers authority, or to enter into an agreement with a transit agency, for the purpose of regulating or administering taxicab companies and taxicab drivers. The bill, commencing January 1, 2018, would require taxicab companies and taxicab drivers to collect trip data to determine in what jurisdictions each company and driver are substantially located, and beginning January 1, 2019, would require the trip data collected in the previous 12 months to be provided upon date of renewal to the jurisdictions in which the company and driver are substantially located.

The bill, commencing January 1, 2019, would authorize a city or county, regardless of whether a taxicab company or taxicab driver is substantially located within its jurisdiction, to adopt operating requirements for taxicab companies and taxicab drivers that are not related to permitting or business licensing and to impose civil liability for violation of these ordinances, as specified.

The bill would include findings that the changes proposed by this bill address a matter of statewide concern and is not a municipal affair, and therefore shall apply equally to all cities, including charter cities.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for specified reasons.

The people of the State of California do enact as follows:

SECTION 1. It is the intent of the Legislature in enacting this act:

(a) To modernize the regulation of taxicab transportation services in order for taxicabs to better compete with all for-hire modes of transportation.

(b) To move taxicab permitting from the patchwork of various local requirements to require a permit in the jurisdiction in which taxicab transportation services have the most substantial connection.

(c) To authorize a joint powers authority, as an alternative to regulation by an individual city or county, or a transit agency or countywide transportation agency, upon the approval of its board, to prescribe duties and responsibilities for the regulation of taxicab transportation services.

SEC. 2. Section 53075.5 of the Government Code is amended to read:

53075.5. (a) Notwithstanding Chapter 8 (commencing with Section 5351) of Division 2 of the Public Utilities Code, every city or county shall protect the public health, safety, and welfare by adopting an ordinance or resolution in regard to taxicab transportation service rendered in vehicles designed for carrying not more than eight persons, excluding the driver, which is operated within the jurisdiction of the city or county.

(b) Each city or county shall provide for, but is not limited to providing for, the following:

(1) A policy for entry into the business of providing taxicab transportation service. The policy shall include, but need not be limited to, all of the following provisions:

(A) Employment, or an offer of employment, as a taxicab driver in the jurisdiction, including compliance with all of the requirements of the program adopted pursuant to paragraph (3), shall be a condition of issuance of a driver's permit.

(B) The driver's permit shall become void upon termination of employment.

(C) The driver's permit shall state the name of the employer.

(D) The employer shall notify the city or county upon termination of employment.

(E) The driver shall return the permit to the city or county upon termination of employment.

(2) The establishment or registration of rates for the provision of taxicab transportation service.

(3) (A) A mandatory controlled substance and alcohol testing certification program. The program shall include, but need not be limited to, all of the following requirements:

(i) Drivers shall test negative for each of the controlled substances specified in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, before employment. Drivers shall test negative for these controlled substances and for alcohol as a condition of permit renewal or, if no periodic permit renewals are required, at such other times as the city or county shall designate. As used in this section, a negative test for alcohol means an alcohol screening test showing a breath alcohol concentration of less than 0.02 percent.

(ii) Procedures shall be substantially as in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, except that the driver shall show a valid California driver's license at the time and place of testing, and except as provided otherwise in this section. Requirements for rehabilitation and for return-to-duty and followup testing and other requirements, except as provided otherwise in this section, shall be substantially as in Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations.

(iii) A test in one jurisdiction shall be accepted as meeting the same requirement in any other jurisdiction. Any negative test result shall be accepted for one year as meeting a requirement for periodic permit renewal testing or any other periodic testing in that jurisdiction or any other

jurisdiction, if the driver has not tested positive subsequent to a negative result. However, an earlier negative result shall not be accepted as meeting the pre-employment testing requirement for any subsequent employment, or any testing requirements under the program other than periodic testing.

(iv) In the case of a self-employed independent driver, the test results shall be reported directly to the city or county, which shall notify the taxicab leasing company of record, if any, of positive results. In all other cases, the results shall be reported directly to the employing transportation operator, who may be required to notify the city or county of positive results.

(v) All test results are confidential and shall not be released without the consent of the driver, except as authorized or required by law.

(vi) Self-employed independent drivers shall be responsible for compliance with, and shall pay all costs of, this program with regard to themselves. Employing transportation operators shall be responsible for compliance with, and shall pay all costs of, this program with respect to their employees and potential employees, except that an operator may require employees who test positive to pay the costs of rehabilitation and of return-to-duty and followup testing.

(vii) Upon the request of a driver applying for a permit, the city or county shall give the driver a list of the consortia certified pursuant to Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations that the city or county knows offer tests in or near the jurisdiction.

(B) No evidence derived from a positive test result pursuant to the program shall be admissible in a criminal prosecution concerning unlawful possession, sale or distribution of controlled substances.

(c) Each city or county may levy service charges, fees, or assessments in an amount sufficient to pay for the costs of carrying out an ordinance or resolution adopted in regard to taxicab transportation services pursuant to this section.

(d) Nothing in this section prohibits a city or county from adopting additional requirements for a taxicab to operate in its jurisdiction.

(e) For purposes of this section, "employment" includes self-employment as an independent driver.

(f) This section shall remain in effect only until January 1, 2019, and as of that date is repealed.

SEC. 3. Section 53075.5 is added to the Government Code, to read:

53075.5. (a) Notwithstanding Chapter 8 (commencing with Section 5351) of Division 2 of the Public Utilities Code, every city or county in which a taxicab company is substantially located, as defined in subparagraph (B) of paragraph (2) of subdivision (k), shall protect the public health, safety, and welfare by adopting an ordinance or resolution in regard to taxicab transportation service rendered in vehicles designed for carrying not more than eight persons, excluding the driver, which are operated within the jurisdiction of the city or county.

(b) Each city or county that adopts an ordinance pursuant to subdivision (a) shall provide for, but is not limited to providing for, the following:

(1) A policy for entry into the business of providing taxicab transportation service. The policy shall include, but need not be limited to, all of the following provisions:

(A) Employment, or an offer of employment, as a taxicab driver in the jurisdiction, including compliance with all of the requirements of the program adopted pursuant to paragraph (3), shall be a condition of issuance of a driver's permit.

(B) The driver's permit shall become void upon termination of employment.

(C) The driver's permit shall state the name of the employer.

(D) The employer shall notify the city or county upon termination of employment.

(E) The driver shall return the permit to the city or county upon termination of employment.

(2) The establishment or registration of rates for the provision of taxicab transportation service that meets the following requirements:

(A) The taxicab company may set fares or charge a flat rate. However, a city or county may set a maximum rate.

(B) The taxicab company may use any type of device or technology approved by the Division of Measurement Standards to calculate fares, including the use of Global Positioning System metering, provided that the device or technology complies with Section 12500.5 of the Business and Professions Code and with all regulations established pursuant to Section 12107 of the Business and Professions Code.

(C) The taxicab company shall disclose fares, fees, or rates to the customer. A permitted taxicab company may satisfy this requirement by disclosing fares, fees, or rates on its Internet Web site, mobile telephone application, or telephone orders upon request by the customer.

(D) The taxicab company shall notify the passenger of the applicable rate prior to the passenger accepting the ride for walkup rides and street hails. The rate may be provided on the exterior of the vehicle, within an application of a mobile telephone, device, or other Internet-connected device, or be clearly visible in either print or electronic form inside the taxicab.

(3) (A) A mandatory controlled substance and alcohol testing certification program. The program shall include, but need not be limited to, all of the following requirements:

(i) Drivers shall test negative for each of the controlled substances specified in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, before employment. Drivers shall test negative for these controlled substances and for alcohol as a condition of permit renewal or, if no periodic permit renewals are required, at such other times as the city or county shall designate. As used in this section, a negative test for alcohol means an alcohol screening test showing a breath alcohol concentration of less than 0.02 percent.

(ii) Procedures shall be substantially as in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, except that the driver shall show a valid California driver's license at the time and place

of testing, and except as provided otherwise in this section. Requirements for rehabilitation and for return-to-duty and followup testing and other requirements, except as provided otherwise in this section, shall be substantially as in Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations.

(iii) A test in one jurisdiction shall be accepted as meeting the same requirement in any other jurisdiction. Any negative test result shall be accepted for one year as meeting a requirement for periodic permit renewal testing or any other periodic testing in that jurisdiction or any other jurisdiction, if the driver has not tested positive subsequent to a negative result. However, an earlier negative result shall not be accepted as meeting the preemployment testing requirement for any subsequent employment, or any testing requirements under the program other than periodic testing.

(iv) In the case of a self-employed independent driver, the test results shall be reported directly to the city or county, which shall notify the taxicab leasing company of record, if any, of positive results. In all other cases, the results shall be reported directly to the employing transportation operator, who may be required to notify the city or county of positive results.

(v) All test results are confidential and shall not be released without the consent of the driver, except as authorized or required by law.

(vi) Self-employed independent drivers shall be responsible for compliance with, and shall pay all costs of, this program with regard to themselves. Employing transportation operators shall be responsible for compliance with, and shall pay all costs of, this program with respect to their employees and potential employees, except that an operator may require employees who test positive to pay the costs of rehabilitation and of return-to-duty and followup testing.

(vii) Upon the request of a driver applying for a permit, the city or county shall give the driver a list of the consortia certified pursuant to Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations that the city or county knows offer tests in or near the jurisdiction.

(B) No evidence derived from a positive test result pursuant to the program shall be admissible in a criminal prosecution concerning unlawful possession, sale or distribution of controlled substances.

(c) Each city or county may levy service charges, fees, or assessments in an amount sufficient to pay for the costs of carrying out an ordinance or resolution adopted in regard to taxicab transportation services pursuant to this section.

(d) (1) A city or county may issue to a taxicab company that complies with all provisions of this section and Section 53075.52, and with all applicable local ordinances or resolutions of that city or county, an inspection sticker or other inspection compliance device. A city or county shall issue to a taxi driver that complies with all provisions of this section and Section 53075.52, and with all applicable local ordinances or resolutions of that county, a photo permit, and that driver is required to display that photo permit in a place visible to a passenger.

(2) A city or county may accept a taxicab company or driver permit issued by another city or county as valid, and may issue to that taxicab company or driver an inspection sticker or photo permit that authorizes that taxicab company or driver to operate within the county.

(e) A city or county shall not require a taxicab company or driver to obtain a business license, service permit, car inspection certification, or driver permit, or to comply with any requirement under this section or Section 53075.52, unless the company or driver is substantially located within the jurisdiction of that city or county.

(f) A permitted taxicab company may provide prearranged trips anywhere within the county in which it has obtained a permit under subdivision (a).

(g) A permitted taxicab company shall not prejudice, disadvantage, or require different rates or provide different service to a person because of race, national origin, religion, color, ancestry, physical disability, medical condition, occupation, marital status or change in marital status, sex, or any characteristic listed or defined in Section 11135 of the Government Code.

(h) A permitted taxicab company shall do all of the following:

(1) Maintain reasonable financial responsibility to conduct taxicab transportation services in accordance with the requirements of an ordinance adopted pursuant to subdivision (a).

(2) Participate in the pull-notice program pursuant to Section 1808.1 of the Vehicle Code to regularly check the driving records of all taxicab drivers, whether employees or contractors.

(3) Maintain a safety education and training program in effect for all taxicab drivers, whether employees or contractors.

(4) Maintain a disabled access education and training program to instruct its taxicab drivers on compliance with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.) and amendments thereto, and state disability rights laws, including making clear that it is illegal to decline to serve a person with a disability or who has a service animal.

(5) Maintain its motor vehicles used in taxicab transportation services in a safe operating condition, and in compliance with the Vehicle Code and obtain a Bureau of Automotive Repair inspection annually.

(6) Provide the city or county that has issued a permit under this article an address of an office or terminal where documents supporting the factual matters specified in the showing required by this subdivision may be inspected by the permitting city or county.

(7) Provide for a taxicab driver fingerprint-based criminal history check and a drug and alcohol testing program pursuant to paragraph (3) of subdivision (b).

(8) Comply with all provisions of an ordinance adopted pursuant to subdivision (a).

(9) Provide documentation in the format required by an ordinance adopted pursuant to subdivision (a) substantiating that 50 percent or more of the revenues from fares of the taxicab company or driver are generated from within a specific jurisdiction.

(i) (1) It shall be unlawful to operate a taxicab without a valid permit to operate issued by each jurisdiction in which the taxicab company or driver is substantially located.

(2) The minimum fine for violation of paragraph (1) shall be five thousand dollars (\$5,000) and may be imposed administratively by the permitting city or county.

(j) (1) A taxicab company or a taxicab driver shall not operate within a county unless the company and the driver are substantially located in at least one city within that county or the unincorporated area of the county.

(2) (A) Notwithstanding paragraph (2) of subdivision (k), a city or county shall be deemed to have a taxicab company or taxicab driver substantially located within its jurisdiction if the company or driver operates within the jurisdiction of the city or county and the city or county has enacted a resolution of intention to do either of the following:

(i) Enter into a joint exercise of powers agreement or join a joint powers authority for the purpose of regulating or administering taxicab companies and taxicab drivers.

(ii) Enter into an agreement with a transit agency for the purpose of regulating or administering the taxicab companies and taxicab drivers.

(B) A city or county that is deemed to have a taxicab company or taxicab driver substantially located within its jurisdiction pursuant to subparagraph (A) shall not issue permits or require business licenses except through an agreement or joint powers authority.

(k) For purposes of this section:

(1) "Employment" includes self-employment as an independent driver.

(2) (A) A taxicab company or taxicab driver is substantially located within the jurisdiction where the primary business address of the company or driver is located. A taxicab company or taxicab driver is also substantially located in the jurisdiction within a single county in which trips originating in that jurisdiction account for the largest share of that company or driver's total number of trips within that county over the past year and determined every five years thereafter.

(B) A taxicab company or taxicab driver may be substantially located in more than one jurisdiction.

(3) "City or county" includes a charter city or charter county, but does not include the City and County of San Francisco.

(4) "Prearranged trip" means trip using an online enabled application, dispatch, or Internet Web site.

(l) Notwithstanding any other provision of this section, an airport operator shall have separate and ultimate authority to regulate taxicab access to the airport and set access fees for taxicabs at the airport.

(m) Nothing in this section, or Section 53075.51, 53075.52, or 53075.53 shall affect the authority of a jurisdiction to regulate taxi access to an airport it owns or operates and to set access fees or requirements.

(n) This section shall become operative on January 1, 2019.

SEC. 4. Section 53075.51 is added to the Government Code, to read:

53075.51. (a) Any city or county, regardless of whether a taxicab company or driver is substantially located within its jurisdiction as defined in Section 53075.5, may adopt, by ordinance, operating requirements for taxicab companies and taxicab drivers that do not relate to permitting or business licensing, including, but not limited to, all of the following:

(1) Limits on the number of taxicab service providers that may use taxi stand areas or pickup street hails within that city's or county's jurisdiction. If a city or county chooses to limit the number of taxis that use the stand areas or pick up street hails, the city or county shall identify those vehicles with a window sticker and shall not establish additional requirements or costs to the taxis beyond that authorized by Section 53075.5 or this section.

(2) Requirements on a taxicab service provider to provide services in a manner that provides equal accessibility for all populations within a jurisdiction.

(3) Other public health, safety, or welfare ordinances relating to taxicabs.

(b) Compliance with requirements adopted pursuant to subdivision (a) shall not be a condition for issuance of a permit.

(c) A city or county may administratively impose civil liability for violation of ordinances adopted pursuant to this section. The minimum fine for violation of ordinances relative to this section shall be one hundred dollars (\$100) and shall not exceed one thousand dollars (\$1,000). Civil liability imposed pursuant to this section shall be paid to the city or county where the violation occurred and expended solely for the purposes of this chapter.

(d) This section shall become operative on January 1, 2019.

SEC. 5. Section 53075.52 is added to the Government Code, to read:

53075.52. Beginning January 1, 2018, taxicab companies and taxicab drivers shall collect trip data to determine in what jurisdictions each company and driver are substantially located. Beginning January 1, 2019, the trip data collected in the previous 12 months shall be provided upon date of renewal to the jurisdictions in which the taxicab company and taxicab driver are substantially located, as defined in Section 53075.5.

SEC. 6. Section 53075.53 is added to the Government Code, to read:

53075.53. (a) Notwithstanding Chapter 8 (commencing with Section 5351) of Division 2 of the Public Utilities Code, the City and County of San Francisco shall protect the public health, safety, and welfare by adopting an ordinance or resolution in regard to taxicab transportation service rendered in vehicles designed for carrying not more than eight persons, excluding the driver, which is operated within its jurisdiction.

(b) The City and County of San Francisco shall provide for, but is not limited to providing for, the following:

(1) A policy for entry into the business of providing taxicab transportation service. The policy shall include, but need not be limited to, all of the following provisions:

(A) Employment, or an offer of employment, as a taxicab driver in the jurisdiction, including compliance with all of the requirements of the program

adopted pursuant to paragraph (3), shall be a condition of issuance of a driver's permit.

(B) The driver's permit shall become void upon termination of employment.

(C) The driver's permit shall state the name of the employer.

(D) The employer shall notify the City and County of San Francisco upon termination of employment.

(E) The driver shall return the permit to the City and County of San Francisco upon termination of employment.

(2) The establishment or registration of rates for the provision of taxicab transportation service.

(3) (A) A mandatory controlled substance and alcohol testing certification program. The program shall include, but need not be limited to, all of the following requirements:

(i) Drivers shall test negative for each of the controlled substances specified in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, before employment. Drivers shall test negative for these controlled substances and for alcohol as a condition of permit renewal or, if no periodic permit renewals are required, at such other times as the City and County of San Francisco shall designate. As used in this section, a negative test for alcohol means an alcohol screening test showing a breath alcohol concentration of less than 0.02 percent.

(ii) Procedures shall be substantially as in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, except that the driver shall show a valid California driver's license at the time and place of testing, and except as provided otherwise in this section. Requirements for rehabilitation and for return-to-duty and followup testing and other requirements, except as provided otherwise in this section, shall be substantially as in Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations.

(iii) A test in one jurisdiction shall be accepted as meeting the same requirement in any other jurisdiction. Any negative test result shall be accepted for one year as meeting a requirement for periodic permit renewal testing or any other periodic testing in that jurisdiction or any other jurisdiction, if the driver has not tested positive subsequent to a negative result. However, an earlier negative result shall not be accepted as meeting the preemployment testing requirement for any subsequent employment, or any testing requirements under the program other than periodic testing.

(iv) In the case of a self-employed independent driver, the test results shall be reported directly to the city or county, which shall notify the taxicab leasing company of record, if any, of positive results. In all other cases, the results shall be reported directly to the employing transportation operator, who may be required to notify the City and County of San Francisco of positive results.

(v) All test results are confidential and shall not be released without the consent of the driver, except as authorized or required by law.

(vi) Self-employed independent drivers shall be responsible for compliance with, and shall pay all costs of, this program with regard to themselves. Employing transportation operators shall be responsible for compliance with, and shall pay all costs of, this program with respect to their employees and potential employees, except that an operator may require employees who test positive to pay the costs of rehabilitation and of return-to-duty and followup testing.

(vii) Upon the request of a driver applying for a permit, the City and County of San Francisco shall give the driver a list of the consortia certified pursuant to Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations that the city or county knows offer tests in or near the jurisdiction.

(B) No evidence derived from a positive test result pursuant to the program shall be admissible in a criminal prosecution concerning unlawful possession, sale, or distribution of controlled substances.

(c) The City and County of San Francisco may levy service charges, fees, or assessments in an amount sufficient to pay for the costs of carrying out an ordinance or resolution adopted in regard to taxicab transportation services pursuant to this section.

(d) Nothing in this section prohibits the City and County of San Francisco from adopting additional requirements for a taxicab to operate in its jurisdiction.

(e) For purposes of this section, “employment” includes self-employment as an independent driver.

(f) This section shall become operative on January 1, 2019.

SEC. 7. Section 1808.1 of the Vehicle Code is amended to read:

1808.1. (a) The prospective employer of a driver who drives a vehicle specified in subdivision (k) shall obtain a report showing the driver’s current public record as recorded by the department. For purposes of this subdivision, a report is current if it was issued less than 30 days prior to the date the employer employs the driver. The report shall be reviewed, signed, and dated by the employer and maintained at the employer’s place of business until receipt of the pull-notice system report pursuant to subdivisions (b) and (c). These reports shall be presented upon request to an authorized representative of the Department of the California Highway Patrol during regular business hours.

(b) The employer of a driver who drives a vehicle specified in subdivision (k) shall participate in a pull-notice system, which is a process for the purpose of providing the employer with a report showing the driver’s current public record as recorded by the department, and any subsequent convictions, failures to appear, accidents, driver’s license suspensions, driver’s license revocations, or any other actions taken against the driving privilege or certificate, added to the driver’s record while the employer’s notification request remains valid and uncanceled. As used in this section, participation in the pull-notice system means obtaining a requester code and enrolling all employed drivers who drive a vehicle specified in subdivision (k) under that requester code.

(c) The employer of a driver of a vehicle specified in subdivision (k) shall, additionally, obtain a periodic report from the department at least every 12 months. The employer shall verify that each employee's driver's license has not been suspended or revoked, the employee's traffic violation point count, and whether the employee has been convicted of a violation of Section 23152 or 23153. The report shall be signed and dated by the employer and maintained at the employer's principal place of business. The report shall be presented upon demand to an authorized representative of the Department of the California Highway Patrol during regular business hours.

(d) Upon the termination of a driver's employment, the employer shall notify the department to discontinue the driver's enrollment in the pull-notice system.

(e) For the purposes of the pull-notice system and periodic report process required by subdivisions (b) and (c), an owner, other than an owner-operator as defined in Section 34624, and an employer who drives a vehicle described in subdivision (k) shall be enrolled as if he or she were an employee. A family member and a volunteer driver who drives a vehicle described in subdivision (k) shall also be enrolled as if he or she were an employee.

(f) An employer who, after receiving a driving record pursuant to this section, employs or continues to employ as a driver a person against whom a disqualifying action has been taken regarding his or her driving privilege or required driver's certificate, is guilty of a public offense, and upon conviction thereof, shall be punished by confinement in a county jail for not more than six months, by a fine of not more than one thousand dollars (\$1,000), or by both that confinement and fine.

(g) As part of its inspection of bus maintenance facilities and terminals required at least once every 13 months pursuant to subdivision (c) of Section 34501, the Department of the California Highway Patrol shall determine whether each transit operator, as defined in Section 99210 of the Public Utilities Code, is then in compliance with this section and Section 12804.6, and shall certify each operator found to be in compliance. Funds shall not be allocated pursuant to Chapter 4 (commencing with Section 99200) of Part 11 of Division 10 of the Public Utilities Code to a transit operator that the Department of the California Highway Patrol has not certified pursuant to this section.

(h) (1) A request to participate in the pull-notice system established by this section shall be accompanied by a fee determined by the department to be sufficient to defray the entire actual cost to the department for the notification service. For the receipt of subsequent reports, the employer shall also be charged a fee established by the department pursuant to Section 1811. An employer who qualifies pursuant to Section 1812 shall be exempt from any fee required pursuant to this section. Failure to pay the fee shall result in automatic cancellation of the employer's participation in the notification services.

(2) A regularly organized fire department, having official recognition of the city, county, city and county, or district in which the department is

located, shall participate in the pull-notice program and shall not be subject to the fee established pursuant to this subdivision.

(3) The Board of Pilot Commissioners for Monterey Bay and the Bays of San Francisco, San Pablo, and Suisun, and its port agent shall participate in the pull-notice system established by this section, subject to Section 1178.5 of the Harbors and Navigation Code, and shall not be subject to the fees established pursuant to this subdivision.

(i) The department, as soon as feasible, may establish an automatic procedure to provide the periodic reports to an employer by mail or via an electronic delivery method, as required by subdivision (c), on a regular basis without the need for individual requests.

(j) (1) The employer of a driver who is employed as a casual driver is not required to enter that driver's name in the pull-notice system, as otherwise required by subdivision (a). However, the employer of a casual driver shall be in possession of a report of the driver's current public record as recorded by the department, prior to allowing a casual driver to drive a vehicle specified in subdivision (k). A report is current if it was issued less than six months prior to the date the employer employs the driver.

(2) For the purposes of this subdivision, a driver is employed as a casual driver when the employer has employed the driver less than 30 days during the preceding six months. "Casual driver" does not include a driver who operates a vehicle that requires a passenger transportation endorsement.

(k) This section applies to a vehicle for the operation of which the driver is required to have a class A or class B driver's license, a class C license with any endorsement issued pursuant to Section 15278, a class C license issued pursuant to Section 12814.7, or a certificate issued pursuant to Section 12517, 12519, 12520, 12523, 12523.5, or 12527, a passenger vehicle having a seating capacity of not more than 10 persons, including the driver, operated for compensation by a charter-party carrier of passengers or passenger stage corporation pursuant to a certificate of public convenience and necessity or a permit issued by the Public Utilities Commission, or a permitted taxicab company as described in Section 53075.51 of the Government Code.

(l) This section shall not be construed to change the definition of "employer," "employee," or "independent contractor" for any purpose.

(m) A motor carrier who contracts with a person to drive a vehicle described in subdivision (k) that is owned by, or leased to, that motor carrier, shall be subject to subdivisions (a), (b), (c), (d), (f), (j), (k), and (l) and the employer obligations in those subdivisions.

(n) Reports issued pursuant to this section, but only those for a driver of a taxicab engaged in transportation services as described in subdivision (a) of Section 53075.5 of the Government Code, shall be presented upon request, during regular business hours, to an authorized representative of the administrative agency responsible for issuing permits to taxicab transportation services pursuant to Section 53075.5 of the Government Code.

SEC. 8. The Legislature finds and declares that taxicabs face a substantial competitive disadvantage due to the numerous and differing requirements

from city to city while all other modes of for-hire transportation are regulated by one statewide entity, and, therefore, the regulation of taxicab transportation services and taxi cab service providers is an issue of statewide concern and not a municipal affair, as that term is used in Section 5 of Article XI of the California Constitution. Therefore, this act shall apply to charter cities.

SEC. 9. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because a local agency or school district has the authority to levy service charges, fees, or assessments sufficient to pay for the program or level of service mandated by this act or because costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

Assembly Bill No. 939

Passed the Assembly August 31, 2018

Chief Clerk of the Assembly

Passed the Senate August 28, 2018

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2018, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to amend Sections 53075.5, 53075.51, and 53075.52 of the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 939, Low. Local government: taxicab transportation services.

(1) Existing law, commencing on January 1, 2019, requires every city or county in which a taxicab is substantially located to adopt an ordinance or resolution in regard to taxicab transportation service and requires each city or county to provide for a policy for entry into the business of providing taxicab transportation service, the establishment or registration of rates for the provision of taxicab transportation service, and a mandatory controlled substance and alcohol testing certification program for drivers. Existing law similarly authorizes the City and County of San Francisco, regardless of whether or not a taxicab company is substantially located within that city and county. Existing law prohibits a city or county from requiring a taxicab company or driver to comply with specified local regulations, unless that taxicab company or driver is substantially located within that city or county. Existing law prohibits a taxicab company or a taxicab driver from operating within a county unless the company and driver are substantially located in at least one city within that county or the unincorporated area of that county. Existing law authorizes a permitted taxicab company to arrange prearranged trips anywhere within the county in which it has obtained a permit.

This bill would, instead, require each city or county in which a taxicab company is substantially located to adopt an ordinance or resolution in regards to taxicab transportation service, that includes provisions for a permitting program for taxicab drivers, and would provide that it is unlawful to operate a taxicab company without a valid permit to operate issued by each city or county in which the taxicab company is substantially located. The bill would remove the prohibition on a taxicab company or a taxicab driver from operating within a county unless the company and driver are substantially located in at least one city within that county or the unincorporated area of that county. The bill would authorize a

taxicab company permitted by a city or a county to arrange prearranged trips anywhere within that county. The bill would define “permitted taxicab company” for these purposes to mean a taxicab service provider that obtains all necessary permits required by these provisions, and to include a taxicab driver if a taxicab company consists of only one driver.

(2) Existing law requires a permitted taxicab company to comply with certain requirements, including that it be subject to an annual inspection by the Bureau of Automotive Repair.

This bill would, instead, require a permitted taxicab company to be subject to an annual inspection by the city or county in which it is substantially located, at a facility that is certified by the National Institute for Automotive Service Excellence or a facility registered with the Bureau of Automotive Repair.

(3) Existing law deems a city or county in which a taxicab company operates as a city or county in which a taxicab company driver is substantially located if the city or county enacts a resolution of intention to enter into a joint exercise of powers agreement or join a joint powers authority, or to enter into an agreement with a transit agency, for the purpose of regulating or administering taxicab companies.

This bill would, instead, authorize a city or county to enter into an agreement with another city or county to form a joint powers authority, or to enter into an agreement with a transit agency, for the purpose of regulating or administering taxicab companies and taxicab drivers, as applicable, that are substantially located within the jurisdictional boundaries of that entity.

(4) Existing law defines the term “substantially located” for these purposes to mean that the taxicab company has a primary business address within that jurisdiction, or that trips originating within that jurisdiction account for the largest share of the company’s total number of trips within the county within the past year, and determined every 5 years thereafter. Existing law requires a taxicab company to collect specified data in order to determine what jurisdiction that company is substantially located in.

This bill would modify the test to specify that a taxicab company is substantially located within a city or county if that company has a primary business address within the jurisdiction of that entity, or if the total number of prearranged and nonprearranged trips that originate within that city’s or county’s jurisdiction account for the

largest share of the taxicab company's total number of trips within each county where the taxicab company operated over the previous calendar year, as determined annually. The bill would establish a modified test for a taxicab company that initiates taxicab operations after January 1, 2019, in a county in which that company had not previously operated, by providing that for the first year of its operation the taxicab company is substantially located only in the jurisdiction in which it has a primary business address, and from that point forward would provide that the general substantially located test described above applies to determine whether the taxicab company is substantially located in a jurisdiction. The bill would make conforming changes to that effect.

The bill would require a taxicab company that changes from being substantially located in one city or county to another to notify the new city or county 6 months before making that change.

(5) By imposing additional duties on local governments, this bill would impose a state-mandated local program.

(6) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The people of the State of California do enact as follows:

SECTION 1. Section 53075.5 of the Government Code, as added by Section 3 of Chapter 753 of the Statutes of 2017, is amended to read:

53075.5. (a) Notwithstanding Chapter 8 (commencing with Section 5351) of Division 2 of the Public Utilities Code, every city or county in which a taxicab company is substantially located, as defined in paragraph (5) of subdivision (k), shall protect the public health, safety, and welfare by adopting an ordinance or resolution in regard to taxicab transportation service rendered in vehicles designed for carrying not more than eight persons, excluding the driver, which are operated within the jurisdiction of the city or county.

(b) Each city or county that adopts an ordinance pursuant to subdivision (a) shall provide for, but is not limited to providing for, the following in that ordinance:

(1) A policy for entry into the business of providing taxicab transportation service. The policy shall include, but need not be limited to, a permitting program for taxicab drivers that includes all of the following provisions:

(A) Employment, or an offer of employment, as a taxicab driver in the jurisdiction, including compliance with all of the requirements of the program adopted pursuant to paragraph (3), shall be a condition of issuance of a driver's permit.

(B) The driver's permit shall become void upon termination of employment.

(C) The driver's permit shall state the name of the employer.

(D) The employer shall notify the city or county upon termination of employment.

(E) The driver shall return the permit to the city or county upon termination of employment.

(2) The establishment or registration of rates for the provision of taxicab transportation service that meets the following requirements:

(A) The taxicab company may set fares or charge a flat rate. However, the city or county may set a maximum rate.

(B) The taxicab company may use any type of device or technology approved by the Division of Measurement Standards to calculate fares, including the use of Global Positioning System metering, provided that the device or technology complies with Section 12500.5 of the Business and Professions Code and with all regulations established pursuant to Section 12107 of the Business and Professions Code.

(C) The taxicab company shall disclose fares, fees, or rates to the customer. A permitted taxicab company may satisfy this requirement by disclosing fares, fees, or rates on its Internet Web site, mobile telephone application, or telephone orders upon request by the customer.

(D) The taxicab company shall notify the passenger of the applicable rate prior to the passenger accepting the ride for walkup rides and street hails. The rate may be provided on the exterior of the vehicle, within an application of a mobile telephone, device,

or other Internet-connected device, or be clearly visible in either print or electronic form inside the taxicab.

(3) (A) A mandatory controlled substance and alcohol testing certification program. The program shall include, but need not be limited to, all of the following requirements:

(i) Drivers shall test negative for each of the controlled substances specified in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, before employment. Drivers shall test negative for these controlled substances and for alcohol as a condition of permit renewal or, if no periodic permit renewals are required, at such other times as the city or county shall designate. As used in this section, a negative test for alcohol means an alcohol screening test showing a breath alcohol concentration of less than 0.02 percent.

(ii) Procedures shall be substantially as in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, except that the driver shall show a valid California driver's license at the time and place of testing, and except as provided otherwise in this section. Requirements for rehabilitation and for return-to-duty and followup testing and other requirements, except as provided otherwise in this section, shall be substantially as in Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations.

(iii) A test in one jurisdiction shall be accepted as meeting the same requirement in any other jurisdiction. Any negative test result shall be accepted for one year as meeting a requirement for periodic permit renewal testing or any other periodic testing in that jurisdiction or any other jurisdiction, if the driver has not tested positive subsequent to a negative result. However, an earlier negative result shall not be accepted as meeting the preemployment testing requirement for any subsequent employment, or any testing requirements under the program other than periodic testing.

(iv) In the case of a self-employed independent driver, the test results shall be reported directly to the city or county, which shall notify the taxicab leasing company of record, if any, of positive results. In all other cases, the results shall be reported directly to the employing transportation operator, who may be required to notify the city or county of positive results.

(v) All test results are confidential and shall not be released without the consent of the driver, except as authorized or required by law.

(vi) Self-employed independent drivers shall be responsible for compliance with, and shall pay all costs of, this program with regard to themselves. Employing transportation operators shall be responsible for compliance with, and shall pay all costs of, this program with respect to their employees and potential employees, except that an operator may require employees who test positive to pay the costs of rehabilitation and of return-to-duty and followup testing.

(vii) Upon the request of a driver applying for a permit, the city or county shall give the driver a list of the consortia certified pursuant to Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations that the city or county knows offer tests in or near the jurisdiction.

(B) No evidence derived from a positive test result pursuant to the program shall be admissible in a criminal prosecution concerning unlawful possession, sale, or distribution of controlled substances.

(c) Each city or county may levy service charges, fees, or assessments in an amount sufficient to pay for the costs of carrying out an ordinance or resolution adopted in regard to taxicab transportation services pursuant to this section.

(d) (1) The city or county may issue to a taxicab company that complies with all provisions of this section and Section 53075.52, and with all applicable local ordinances or resolutions of that city or county, an inspection sticker, photo permit, or other inspection compliance device. A taxicab driver shall display the applicable inspection sticker, photo permit, or other inspection compliance device in a place visible to a passenger.

(2) A city or county may accept a taxicab company or driver permit issued by another city or county as valid, and may issue to that taxicab company an inspection sticker or photo permit that authorizes that taxicab company or driver to operate within the county.

(e) A city or county shall not require a taxicab company or driver to obtain a business license, service permit, car inspection certification, or driver permit, or to comply with any requirement under this section or Section 53075.52, unless the company or

driver is substantially located within the jurisdiction of that city or county.

(f) A taxicab company permitted by a city or county may provide prearranged trips anywhere within that county.

(g) A permitted taxicab company shall not prejudice, disadvantage, or require different rates or provide different service to a person because of race, national origin, religion, color, ancestry, physical disability, medical condition, occupation, marital status or change in marital status, sex, or any characteristic listed or defined in Section 11135 of the Government Code.

(h) A permitted taxicab company shall do all of the following:

(1) Maintain reasonable financial responsibility to conduct taxicab transportation services in accordance with the requirements of an ordinance adopted pursuant to subdivision (a).

(2) Participate in the pull-notice program pursuant to Section 1808.1 of the Vehicle Code to regularly check the driving records of all taxicab drivers, whether employees or contractors.

(3) Maintain a safety education and training program in effect for all taxicab drivers, whether employees or contractors.

(4) Maintain a disabled access education and training program to instruct its taxicab drivers on compliance with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.) and amendments thereto, and state disability rights laws, including making clear that it is illegal to decline to serve a person with a disability or who has a service animal.

(5) Maintain its motor vehicles used in taxicab transportation services in a safe operating condition, and in compliance with the Vehicle Code, subject to annual inspection by the city or county in which it is substantially located, at a facility that is certified by the National Institute for Automotive Service Excellence or a facility registered with the Bureau of Automotive Repair.

(6) Provide the city or county that has issued a permit under this article an address of an office or terminal where documents supporting the factual matters specified in the showing required by this subdivision may be inspected by the permitting city or county.

(7) Provide for a taxicab driver fingerprint-based criminal history check and a drug and alcohol testing program pursuant to paragraph (3) of subdivision (b).

(8) Comply with all provisions of an ordinance adopted pursuant to subdivision (a).

(9) Provide documentation and trip data in the format required by an ordinance adopted pursuant to subdivision (a) substantiating that the total number of prearranged and nonprearranged trips that originate within that city's or county's jurisdiction account for the largest share of the taxicab company's total number of trips over the applicable time period described in clause (ii) of subparagraph (A) or subclause (II) of clause (ii) of subparagraph (B) of paragraph (5) of subdivision (k).

(i) (1) It shall be unlawful to operate a taxicab without a valid permit to operate issued by each city or county in which the taxicab company is substantially located.

(2) The minimum fine for violation of paragraph (1) shall be five thousand dollars (\$5,000) and may be imposed administratively by the permitting city or county.

(j) (1) Notwithstanding paragraph (5) of subdivision (k), a city or county may do either of the following:

(A) Enter into an agreement with any other city or county to form a joint powers authority for the purpose of regulating or administering taxicab companies and taxicab drivers that are substantially located within the jurisdictional boundaries of the joint powers authority. For purposes of this clause, a taxicab company is substantially located within the jurisdictional boundaries of the joint powers authority if it is substantially located within one of the parties to the joint powers agreement.

(B) Enter into an agreement with a transit agency for the purpose of regulating or administering the taxicab companies substantially located within the jurisdictional boundaries of the transit agency. For purposes of this clause, a taxicab company is substantially located within the jurisdictional boundaries of the transit agency if it is substantially located within the city or county that enters into an agreement pursuant to this clause, and the transit agency may exercise all powers granted to the city or county that is a party to the agreement by this section in order to regulate or administer taxicab companies within those boundaries.

(2) A city or county that forms a joint powers authority, or enters into an agreement with a transit agency, to regulate or administer taxicab companies pursuant to paragraph (1) shall not issue permits

or require business licenses except as consistent with the terms of that agreement.

(k) For purposes of this section and Sections 53075.51 and 53075.52:

(1) “City or county” includes a charter city or charter county, but does not include the City and County of San Francisco.

(2) “Employment” includes self-employment as an independent driver.

(3) “Permitted taxicab company” means a taxicab service provider that obtains all necessary permits required by this article, and includes a taxicab driver if a taxicab company consists of only one driver.

(4) “Prearranged trip” means trip using an online enabled application, dispatch, or Internet Web site.

(5) (A) “Substantially located” means in reference to a city or county that the taxicab company meets either of the following:

(i) Has its primary business address within that city’s or county’s jurisdiction.

(ii) The total number of prearranged and nonprearranged trips that originate within that city’s or county’s jurisdiction account for the largest share of the taxicab company’s total number of trips within each county where the taxicab company operated over the previous calendar year, as determined annually.

(B) Notwithstanding subparagraph (A), “substantially located” means, for a taxicab company that initiates taxicab operations after January 1, 2019, in reference to a city or county in which that company had not operated before January 1, 2019, the following:

(i) In the first year of its operation, the jurisdiction where that company has its primary business address.

(ii) After the first year of operation, it meets the test described in subparagraph (A).

(C) A taxicab company may be substantially located in more than one jurisdiction.

(D) Notwithstanding any other provision of this section, an airport operator shall have separate and ultimate authority to regulate taxicab access to the airport and set access fees for taxicabs at the airport.

(m) Nothing in this section, or Section 53075.51, 53075.52, or 53075.53 shall affect the authority of a jurisdiction to regulate taxi

access to an airport it owns or operates and to set access fees or requirements.

(n) This section shall become operative on January 1, 2019.

SEC. 2. Section 53075.51 of the Government Code is amended to read:

53075.51. (a) Any city or county, regardless of whether a taxicab company is substantially located within its jurisdiction as defined in Section 53075.5, may adopt, by ordinance, operating requirements for taxicab companies and taxicab drivers that do not relate to permitting or business licensing, including, but not limited to, all of the following:

(1) Limits on the number of taxicab companies that may use taxi stand areas or pickup street hails within that city's or county's jurisdictional boundaries. If a city or county chooses to limit the number of taxis that use the stand areas or pick up street hails, the city or county shall identify those vehicles with a window sticker and shall not establish additional requirements or costs to the taxis beyond that authorized by Section 53075.5 or this section.

(2) Requirements on a taxicab company to provide services in a manner that provides equal accessibility for all populations within the jurisdictional boundaries of the city or county.

(3) Other public health, safety, or welfare ordinances relating to taxicabs.

(b) Compliance with requirements adopted pursuant to subdivision (a) shall not be a condition for issuance of a permit.

(c) A city or county may administratively impose civil liability for violation of ordinances adopted pursuant to this section. The minimum fine for violation of ordinances relative to this section shall be one hundred dollars (\$100) and shall not exceed one thousand dollars (\$1,000). Civil liability imposed pursuant to this section shall be paid to the city or county where the violation occurred and expended solely for the purposes of this chapter.

(d) This section shall become operative on January 1, 2019.

SEC. 3. Section 53075.52 of the Government Code is amended to read:

53075.52. Beginning January 1, 2018, taxicab companies shall collect data that demonstrates the total number of prearranged and nonprearranged trips that originate within a particular local jurisdiction for the purpose of determining where that taxicab company is substantially located, and shall provide that data to the

city or county in which it is substantially located, consistent with paragraph (9) of subdivision (h) of Section 53075.5. Beginning January 1, 2019, the trip data collected in the previous 12 months shall be provided upon date of renewal to the city or county in which the taxicab company is substantially located. If a taxicab company changes from being substantially located in one city or county to another, the taxicab company shall notify the new city or county six months before making that change and shall comply with the requirements of subparagraph (B) of paragraph (5) of subdivision (k) of Section 53075.5.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because a local agency or school district has the authority to levy service charges, fees, or assessments sufficient to pay for the program or level of service mandated by this act, within the meaning of Section 17556 of the Government Code.

Approved _____, 2018

Governor

Chapter 5.35

TAXICABS & PEDICABS

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Article I. General Provisions

- 5.35.010 ~~Purpose and intent~~Purpose, intent and effective date.

This chapter is to further the public convenience and necessity of transportation services by taxicabs and ~~pedi-cabs-limousines~~, to comply with the requirements of applicable State law, and is enacted pursuant to the Constitution of the State of California and the Charter of the City of Santa Clara ("City"). This Ordinance shall take effect on January 1, 2019.

5.35.020 Definitions.

For purposes of this chapter, certain words and phrases are defined and shall be construed as set forth herein unless it is apparent from the context that a different meaning is intended.

- (a) "Chief of Police" shall mean the elected Chief of the Santa Clara Police Department, or his/her designee, ~~duly authorized agents and representatives.~~

(b) "City Manager" means the City Manager, or his/her designee, duly authorized agents and representatives.

(c) "For Hire." A vehicle is "for-hire" if any fare, fee, charge or other consideration is payable for the transportation service of the vehicle, whether paid or not.

~~(d) "Limousine" is a passenger vehicle for hire used to transport passengers on public streets. The charge for the use of a limousine is not determined by a taximeter. "Limousine" includes vehicles exhibiting one or more of the following characteristics:~~

~~(1) It does not operate over any fixed or defined route or routes;~~

~~(2) It operates between such points and covers such routes as may be directed by the passenger hiring such vehicle; or~~

~~(3) The charge for the use of such vehicle is agreed to in advance between the passenger hiring the vehicle and the owner or driver of the vehicle. Such charges may be on a mileage, trip or time basis or any combination thereof.~~

(e) "Owner" shall mean ~~the a~~ person, partnership, firm, association or corporation engaged in the business of who is registered with the Department of Motor Vehicles of the State of California ("DMV") as the owner of a vehicle or vehicles used in taxicab the transportation services or pedi-cab transportation services, as applicable, of persons for compensation, or who has a legal right to possession of such vehicle pursuant to a lease or rental agreement. The act or omission of any Owner's officer, agent, employee or independent contractor, or of any driver whose services are engaged by Owner ~~any of the above~~, is for all purposes the act or omission of the Owner, operating the for hire transportation services regulated by this chapter.

(f) "Pedi-cab" shall have the same meaning as set forth in Vehicle Code Sections 467.5(a) and (b), as that section may be amended or renumbered. Pedi-cab may be referred to as a "vehicle" throughout this Chapter.

~~(f) "Public convenience and necessity" shall mean a genuine need for additional public passenger vehicles for hire, as determined by the Chief of Police, in order to serve promptly, adequately and efficiently the needs and convenience of the general public.~~

(g) "Substantially located" shall have the same meaning as set forth in Government Code §53075.5, as that section may be amended or renumbered.

(h) "Taxicab" shall mean a passenger vehicle, designed for carrying not more than eight persons, excluding the driver, used to transport persons for compensation on public streets; the compensation for which is determined by a taximeter or flat rate which determines a charge for distance traveled and/or time expended. Taxicab may be referred

to as a “vehicle” throughout this Chapter. Taxicab excludes Transportation Network Companies as defined and regulated by the California Public Utilities Commission.

~~(h) “Taximeter” is any instrument or device approved for use under the applicable laws of the State, which mechanically or electronically calculates the charge for the use of a taxicab. The taximeter registers such charge by means of figures, including dollars and cents, calculated by an initial charge and thereafter a charge for distance traveled and/or waiting time.~~

5.35.030 Taxicab stands.

(a) Taxicab stands shall be maintained and occupied only as provided by laws and ordinances of the City.

~~(b) For every space occupied by a taxicab stand, a fee shall be paid for each taxicab stand utilized by a taxicab in accordance with the fee schedules established by resolution of the City Council.~~

~~(c) Taxicab stand fees shall be paid yearly, in advance, to the Police Department.~~

~~(d) When a space has been designated as a taxicab stand and the fee has been paid as provided above,~~

~~(b) T~~axicab drivers shall be entitled to use of the stand on a first-come, first-serve basis and are not subject to paying additional costs requested from property personnel.

~~(c)~~ Hotel personnel or its valet representatives shall not ask for or receive any type of compensation from the taxicab drivers in exchange for requesting taxi service.

~~(d)~~ The driver shall pull onto the taxicab stand from the rear and shall advance forward as the cabs in front pull off.

~~(e)~~ Except for a customer deliberately choosing a different taxi, taxis shall pick up customers and leave the taxicab stand by the order of arrival only.

~~(f)~~ A taxicab driver shall not park, stand or stop in any other place where there is a designated taxicab stand provided.

~~(g)~~ Taxicab drivers shall not leave their vehicle unattended while parked in a taxicab stand.

~~(h)~~ Taxicabs displaying “out-of-service” signs shall not park in a taxicab stand.

~~(i)~~ The taxicab owner’s right to use a taxicab stand, as provided herein, shall be modified and/or suspended if the taxicab driver fails to obey the provisions of this chapter or any other federal, State or local laws, ~~and ordinances of the City.~~

Article II. Permits and Regulations License

5.35.040 Taxicab p~~Permit~~License requirements.

(a) No ~~owner of a taxicab business~~Owner shall operate or permit the operation of a taxicab as a vehicle for hire on the streets of the City of Santa Clara without having first obtained a taxicab permit from ~~thea city within Santa Clara County or from Santa Clara County~~ in which the ~~company~~Owner is substantially located, as that term is defined in Government Code Section 53075.5, or from the County of Santa Clara, from the Chief of Police a taxicab license pursuant to the provisions of this chapter.

~~(b) An owner of a taxicab business whose principal place of business is located outside the City may obtain either a taxicab license or a restricted taxicab license with prior approval of the Chief of Police. If Owner~~(b) the taxicab company is substantially located in the City of Santa Clara, then ~~applicant must~~Owner must obtain a taxicab permit from the City of Santa Clara as set forth in this Chapter.

~~(c) Owner~~The applicant must be the registered owner of at least ~~seventen~~ taxicabs at the time of filing the permit application pursuant to SCCC 5.35.050, ~~and~~ and must maintain at least ~~seventen~~ taxicabs and ~~seventen~~ permitted drivers for the duration of the permit, while operating in the City of Santa Clara.

5.35.045 Pedi-cab permit requirements.

(a) No Owner shall operate or permit the operation of a pedi-cab on the streets of the City without having obtained from the Chief of Police a pedi-cab permit pursuant to the provisions of this Chapter.

(b) The applicant must be the registered owner of at least seven pedi-cabs at the time of filing the application, and must maintain at least seven pedi-cabs and seven permitted operators while operating in the City of Santa Clara.

(c) The vehicles described in Vehicle Code section 467.5(c) are not permitted in the City of Santa Clara.

(d) Alcoholic beverages may not be consumed on a pedi-cab in the City of Santa Clara.

5.35.050 Taxicab permit aApplication.

Every ~~Owner~~ substantially located in the City of Santa Clara applicant for a taxicab license~~permit~~ shall execute and file with the Chief of Police a verified application for taxicab permit containing the following information:

(a) The ~~Owner's applicant's~~ name, home address and business address;

(b) The ~~Owner's applicant's~~ trade name and distinguishing vehicle markings including color or colors if a color scheme is used;

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- (c) The ~~location~~ primary business address of the proposed business, where an office or terminal containing the documents or other information required by this Chapter may be inspected by the City;
- (d) Satisfactory proof that the primary business address, if located within the City, ~~location of the proposed business~~ is properly zoned and is in compliance with any required land use permit, for the conduct of the proposed business;
- (e) The applicant's past experience with regard to taxicab service;
- (f) Whether any license, permit or certificate issued to the applicant has been denied, revoked or suspended by any public organization. The circumstances of said denial, revocation or suspension shall be fully explained;
- (g) Whether the applicant has been convicted of a crime within five years prior to the date of the application, including the nature of the crimes;
- (h) The number of vehicles proposed to be used as taxicabs;
- (i) A description of the vehicles, including the make, model, serial number and license number of each vehicle;
- (j) A sworn statement that each vehicle is in safe operating condition and is in compliance with the California Vehicle Code, made by and individual certified by or registered with the National Institute for Automotive Service Excellence or the California Bureau of Automotive Repair ~~either the proprietor of a public garage engaged in auto repair who is licensed by the State of California, or by a mechanic licensed by the State of California and employed by the applicant~~, who has inspected and examined such vehicles;
- (k) A completed taxicab inspection form showing that each vehicle has successfully passed ~~the lamp, brake, smog and meter inspections, and the~~ all required inspections including inspection by the Police Department;
- (l) A sworn statement by the ~~applicant-Owner~~ that the ~~applicant-Owner~~ shall not operate any vehicle until the statement in subsection (j) of this section and the form in subsection (k) of this section concerning the vehicle have been filed with the Chief of Police;
- (m) Evidence that ~~applicant-Owner~~ is the registered owner of each vehicle. ~~The applicant-Owner~~ shall declare that ~~the applicant-Owner~~ will not operate any vehicle until ~~the applicant-Owner~~ has become the registered owner of such vehicle and evidence thereof is filed with the Chief of Police;
- (n) Evidence of reasonable financial responsibility, shown by providing a duplicate copy of the insurance policies required by SCCC 5.35.310, ~~or where not yet issued, the~~

~~written statement from an insurer that such insurance policies will be issued if the application is granted;~~

~~(o) A complete description of the proposed operations, including two-way radio dispatching services. Such services shall include the operation of at least one telephone answering line for each eight taxicabs and operators in charge of answering telephone calls and dispatching cabs by radio. Such answering lines shall be maintained on the owner's premises, or by another business under contract with the owner;~~

~~(op) Evidence that applicant-Owner has paid all applicable City taxes including the business tax certificate;~~

~~(p) Proof of substantial location in the City of Santa Clara, including submission of trip data (if applicable) for the prior year, in a form to be prescribed by the Chief of Police;~~

~~(q) Certification that each driver of vehicles operated under the permit has tested negatively for controlled substances and alcohol under a mandatory controlled substance and alcohol testing certification program that complies with Government Code §53075.5(b)(3);~~

~~(r) Proof of compliance with Government Code Section 53075.5(h), as that section may be amended or renumbered, including pull-notice program participation, safety training, disabled access education and criminal history check of drivers; and~~

~~(q) The applicant's sworn financial statement; and~~

~~(sf) Such additional information as the Chief of Police may require.~~

5.35.055 Pedi-cab permit application.

Every Owner shall execute and file with the Chief of Police a verified application for pedi-cab permit containing the following information:

(a) The Owner's name, home address and business address;

(b) The Owner's trade name and distinguishing vehicle markings including color or colors if a color scheme is used;

(c) The location of the proposed business;

(d) Satisfactory proof that the location of the proposed business, if in the City of Santa Clara, is properly zoned and is in compliance with any required land use permit, for the conduct of the proposed business;

(e) The applicant's past experience with regard to pedi-cab service;

(f) Whether any license, permit or certificate issued to the applicant has been denied, revoked or suspended by any public organization. The circumstances of said denial, revocation or suspension shall be fully explained;

(g) Whether the applicant has been convicted of a crime within five years prior to the date of the application, including the nature of the crimes;

(h) The number of pedi-cabs proposed;

(i) A sworn statement that each vehicle is in safe operating condition, made by the proprietor of a business engaged in maintenance and repair of similar vehicles, who has inspected and examined the vehicles;

(j) A completed pedi-cab inspection form showing that each pedi-cab has successfully passed inspection by the Police Department;

(k) A sworn statement by the Owner that the Owner shall not operate any pedi-cab until the statement in subsection (i) and the form in subsection (j) have been filed with the Chief of Police;

(l) Proof of insurance in the amounts set forth in SCCC 5.35.315;

(m) Evidence that Owner has paid all applicable City taxes including the business tax certificate;

(n) Such additional information as the Chief of Police may require.

5.35.060 Application renewal.

The renewal of an Owner's permit, for both taxicabs and pedi-cabs, shall be made annually every five years with the Police Department. The renewal procedure shall be limited to the review and updating of the owner's permit application information and will be subject to a fee. If there are substantial changes in the Owner's application information, the Police Department may require that the Owner submit a new application for review and approval. Application renewal shall generally include:

- (a) Proof of current, valid, insurance coverage with limits and terms as set forth in this Chapter;
- (b) Proof of pull-notice program participation (if applicable);
- (c) Trip data information showing substantial location in the City (if applicable);
- (d) Annual vehicle inspection results; and
- (e) Proof of compliance with drug and alcohol testing program requirements (if applicable).

5.35.070 ~~Background investigation fee~~Fees.

~~The applicant for a taxicab license permit shall submit with the application a background investigation fee~~ Owners and driver/operators shall pay all applicable fees including, but

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not limited to, an initial permit fees and an annual renewal fees, as established by resolution of the City Council.

5.35.080 Grounds for denial.

The Chief of Police, or the City Manager on appeal, may deny an application for a taxicab license permit on any of the following grounds:

~~(a) Repealed by Ord. 1898;~~

~~(ab) The application fails to contain any of the required information, or fulfill the criteria, as set forth in SCCC 5.35.050 this Chapter;~~

~~(be) Any of the information contained in the application is false;~~

~~(d) The name under which the applicant will conduct business, or applicant's proposed color scheme or other marking, design or insignia, will tend to confuse the identification of taxicabs which applicant proposes to operate with those operated under existing taxicab license permits;~~

~~(e) The Chief of Police, or the City Manager on appeal, determines that the applicant lacks the financial ability to provide the proposed service;~~

~~(cf) Any vehicle proposed for operation is not safe, and the applicant has failed to remove such vehicle from service or to substitute a safe vehicle in its place within a reasonable time;~~

~~(de) The applicant has failed to comply with any term, condition or requirement in a taxicab license permit previously issued;~~

~~(eh) An act or omission of the applicant constitutes a ground for revocation or suspension of the taxicab license permit as provided in SCCC 5.35.450;~~

~~(fi) The applicant, within five years prior to the date of application, has been convicted of a crime, and the crime is substantially related to the qualifications, functions or duties of the taxicab or pedi-cab business, as applicable;~~

~~(j) The applicant is on parole or probation for a crime, and the crime is substantially related to the qualifications, functions or duties of the taxicab business;~~

~~(k) The applicant, within five years prior to the date of application, has done an act involving violence, dishonesty or fraud with the intent to substantially injure another, or substantially benefit the applicant or another;~~

~~(gl) The applicant has had a taxicab or pedi-cab license permit issued under the provisions of this chapter revoked or suspended in the City of Santa Clara or any other jurisdiction within five years prior to the date of application; or~~

~~(h)~~ The applicant has failed to pay when due any applicable taxes or fees imposed by the City of Santa Clara.

5.35.090 Action by Chief of Police.

(a) Within a reasonable time after receipt of the application, the Chief of Police may either grant or deny the application, ~~or issue a taxicab license permit to the applicant to conduct all or any part of the proposed service.~~

(b) The Chief of Police may impose such terms, conditions or restrictions on the ~~taxicab license permit~~ as ~~he or the Chief deems~~ she deems necessary to provide adequate and dependable service to the public and to protect the use of public streets and facilities.

5.35.100 ~~Taxicab license~~ Permit application appeal procedure.

The decision of the Chief of Police to deny ~~the an~~ application for a ~~taxicab license permit under this Chapter~~ may be appealed to the City Manager as set forth in ~~SCCC 5.35.430 through 5.35.460~~ this Chapter.

5.35.110 License Permit not transferable.

The ~~taxicab license permit~~ issued pursuant to this ~~e~~Chapter, and all interests, rights and obligations pertaining thereto, are personal to the holder of such license permit, and are not transferable or assignable, by operation of law or otherwise.

5.35.120 ~~Reserved. Acceptance.~~

~~The applicant to whom a taxicab license permit has been issued by the Chief of Police shall, prior to commencement of any taxicab operation, file with the Chief of Police acknowledged written acceptance thereof and its agreement to comply with all the terms and conditions required under such license permit and this chapter.~~

5.35.130 Additional or substitute vehicles.

(a) Permission to operate vehicles in addition to or different from those approved under the initial ~~taxicab license permit~~ may be obtained by filing an application amendment with the Chief of Police in the same manner as prescribed by this chapter for obtaining the initial ~~taxicab license permit~~.

(b) In granting or denying such applications for additional or different vehicles, the Chief of Police shall have the same authority as vested in the Chief of Police by this chapter in the matter of the initial applications.

5.35.140 ~~Reserved~~ Substitution of vehicles.

~~The holder of a taxicab license permit may substitute a different vehicle for a taxicab operated under a taxicab license permit issued pursuant to this chapter, by filing an application amendment with the Chief of Police, setting forth the following:~~

~~(a) Description of the vehicle, including the make, model, serial number and license permit number of the vehicle;~~

~~(b) Reason(s) for the proposed substitution;~~

~~(c) A sworn statement that the vehicle is in safe operating condition, made by either the proprietor of a public garage engaged in auto repair who is licensed by the State, or by a mechanic licensed by the State and employed by the applicant, who has inspected and examined said vehicle;~~

~~(d) A completed taxicab inspection form, showing that the vehicle has successfully passed the lamp, brake, smog and meter inspections, and the inspection by the Police Department;~~

~~(e) Evidence that the applicant is the registered owner of the vehicle; and~~

~~(f) Evidence that the vehicle is covered under the insurance policies required by SCCC 5.35.310.~~

5.35.150 Fares.

~~Owner may set fares or charge a flat rate. Owner may use any type of device or technology approved by the Division of Measurement Standards to calculate fares, including the use of Global Positioning System metering, provided that the device or technology complies with Section 12500.5 of the Business and Professions Code and with all regulations established pursuant to Section 12107 of the Business and Professions Code, as those sections may be amended or renumbered. Owner shall disclose fares, fees, or rates to the customer. Owner may satisfy this requirement by disclosing fares, fees, or rates on its Internet Web site, mobile telephone application, or telephone orders upon request by the customer. Owner shall notify the passenger of the applicable rate prior to the passenger accepting the ride for walkup rides and street hails. The rate may be provided on the exterior of the vehicle, within an application of a mobile telephone, device, or other Internet-connected device, or be clearly visible in either print or electronic form on or inside the vehicle.~~

~~(a) No owner or driver shall charge or receive any rates or fares for the use of a taxicab other than those established by resolution of the City Council, except as provided in subsection (d) of this section. Such charges shall be applicable to all portions of the passenger's travel, within or without the City.~~

~~(b) Bona fide tips are not prohibited by this section.~~

~~(c) Rates and fares for the use of taxicabs licensed under this chapter shall be adopted by the City Council by resolution after a public hearing. The City Council may, upon its own motion, or upon application of a holder of the taxicab license, adjust such rates and fares to reflect the prevailing rates and fares charged by taxicab businesses in the neighboring cities.~~

~~(d) Service may be prearranged electronically by an application or online service. Rates and fares are not subject to the requirements of this section or SCCC 5.35.160 so long as~~

~~the application or online service displays the current fare prior to booking. An application shall mean a self-contained program or piece of software application designed to fulfill requests for dispatch services that is downloadable by a user to a computer or mobile device. (Ord. 1713 § 2, 5-5-98; Ord. 1959 § 1, 8-23-16. Formerly § 28-15).~~

5.35.160 ~~Reserved. Display of schedule of taximeter fares.~~

~~(a) Except as provided in SCCC 5.35.160 (b)50(d), no driver shall operate a taxicab unless the schedule of rates and fares for the use of the taxicab is posted in a conspicuous place and in a permanent and secure manner in the passenger compartment.~~

~~(b) Service may be prearranged by phone dispatch, electronically by an application or online service. Rates and fares are not subject to the requirements of this section or SCCC 5.35.160 so long as the application or online service displays the current fare prior to booking. An application shall mean a self-contained program or piece of software application designed to fulfill requests for dispatch services that is downloadable by a user to a computer or mobile device.~~

5.35.170 Full use of taxicabs.

(a) Any person who hires a taxicab shall have the exclusive right to use the entire taxicab. There shall not be additional charges for any of the person's companions or personal belongings.

(b) No owner or driver of a taxicab shall carry or solicit, or permit to be carried or solicited, any additional passenger unless the person first hiring the taxicab consents to the acceptance of such additional passenger.

5.35.180 Duty to provide services.

(a) No owner or driver of any taxicab shall refuse to provide taxicab service to a person who requests to be taken to a destination within the city, except as provided in SCCC 5.35.180(b).

(b) The owner or driver may refuse to provide taxicab service when:

(1) The person requesting such service does not appear to be in a sober or orderly manner;

(2) The service is requested for an unlawful purpose; or

(3) The taxicab has already been hired.

5.35.190 Direct route.

Unless otherwise directed by the passenger hiring the taxicab, the driver or operator of such a taxicab or pedi-cab shall take the most direct, expeditious and safe route from the starting point to the destination point.

5.35.200 ~~Reserved. Passenger prohibited in front seat.~~

~~(a) No owner or driver shall permit any passenger to ride in the front seat when the taxicab is in motion.~~

~~(b) The provisions of this section shall not apply to a passenger who, for physical reasons, can ride with greater comfort in the front seat.~~

5.35.210 Overcharge prohibited.

~~(a) No person Owner or driver/operator shall charge a greater fare than that disclosed to the passenger pursuant to SCCC 5.35.150 authorized by this chapter for the hire of a taxicab.~~

~~(b) It shall constitute a ground for revocation or suspension of a permit taxicab license or a taxicab driver's permit for any Owner or driver/operator to charge a greater fare than that authorized by this Chapter ~~for the hire of a taxicab.~~~~

~~(c) The Owner or driver/operator who overcharges a taxicab fare shall be liable to the person who hires the taxicab or pedi-cab for the difference between the amount of fare actually charged and the amount of fare authorized by this Chapter.~~

~~(d) The remedies provided by this section are in addition to any other legal or equitable remedies, and are not intended to be exclusive.~~

5.35.220 Testing of taxicab drivers for controlled substances and alcohol.

~~(a) Drivers shall test negative for each of the controlled substances specified in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, before employment. Drivers shall test negative for these controlled substances and for alcohol as a condition of grant of permit and renewal of a permit. As used in this section, a negative test for alcohol means an alcohol screening test showing a breath alcohol concentration of less than 0.02 percent.~~

~~(b) Procedures shall be substantially as in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, except that the driver shall show a valid California driver's license at the time and place of testing, and except as provided otherwise in this section. Requirements for rehabilitation and for return-to-duty and follow-up testing and other requirements, except as provided otherwise in this section, shall be implemented by Owners substantially as in Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations.~~

~~(c) A test from another jurisdiction shall be accepted by the City. Any negative test result shall be accepted for one year as meeting the requirement for periodic permit renewal testing, if the driver has not tested positive subsequent to a negative result. However, an earlier negative result shall not be accepted as meeting the pre-employment testing requirement for any subsequent employment, or any testing requirements under the program other than periodic testing.~~

~~(d) In the case of a self-employed independent driver, the test results shall be reported directly to the City, which shall notify the taxicab leasing company of record, if~~

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any, of positive results. In all other cases, the results shall be reported directly to the Owner, who shall notify the City immediately of positive results.

(e) All test results are confidential and shall not be released without the consent of the driver, except as authorized or required by law.

(f) Self-employed independent drivers shall be responsible for compliance with, and shall pay all costs of, this program with regard to themselves. Owners shall be responsible for compliance with, and shall pay all costs of, this program with respect to their employees and potential employees, except that an Owner may require employees who test positive to pay the costs of rehabilitation and of return-to-duty and follow-up testing.

(g) Upon the request of a driver applying for a permit, the City shall give the driver a list of the consortia certified pursuant to Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations that the City knows offer tests in or near the City.

~~(a) No taxicab license or taxicab driver's permit shall be issued or renewed unless the holder at the time of permit issuance or renewal files with the Police Department a certification that the holder maintains a mandatory controlled substance and alcohol testing certification program conforming to 49 CFR Part 40 (Section 40.1 et seq.) and Part 382 (Section 382.101 et seq.) and California Government Code Section 53075.5 for all drivers of vehicles operated under the certificate.~~

~~(b) No taxicab license or taxicab driver's permit shall be issued or renewed unless the holder at the time of the permit issuance or renewal files with the Police Department a certification that each driver of vehicles operated under the certificate has tested negatively for controlled substances and alcohol under a mandatory controlled substance and alcohol testing certification program conforming to Parts 40 and 382 of Title 49 of the Code of Federal Regulations and California Government Code Section 53075.5.~~

~~(c) An applicant that receives a positive test result during a pre-employment drug screening procedure may not resubmit an application for a taxicab driver's permit for a period of five years.~~

~~(d) If a taxicab driver tests positive during a random drug screening process, the taxicab driver's permit will be suspended pursuant to SCCC 5.35.460, Emergency suspension, until the driver has successfully completed all the requirements placed on him/her by the Substance Abuse Professional (SAP). If this same taxicab driver tests positive again during a random drug screening process, his/her taxicab driver's permit will be revoked for a period of not less than five years.~~

5.35.230 ~~Taxicab fares~~Refusal to Pay and Receipt.

(a) Refusal to Pay Fares Prohibited.

(1) No person shall refuse to pay the fare imposed on the person for having received any taxicab or pedi-cab service.

(2) No person shall hire any taxicab or pedi-cab with the intent to defraud the owner or driver/operator of the value of the ~~taxicab~~ service.

(3) The remedies provided by this section are in addition to any other legal or equitable remedies, and are not intended to be exclusive.

(b) Receipt for Fare. The driver/operator of any taxicab or pedi-cab shall give any passenger who so requests a receipt for the fare charged and paid. The receipt shall contain:

(1) The name of the ~~taxicab~~ business;

(2) The name of the driver/operator;

(3) Taxicab or pedi-cab license number;

(4) Date of transaction; and

~~(5) The meter reading; and~~

(6) The amount of fares charged and paid.

5.35.240 Taxicab Equipment and conditions required.

(a) Each taxicab operated under a taxicab ~~license permit~~ issued pursuant to this Chapter shall at all times have:

(1) One operable safety belt for each passenger carried;

(2) A spare tire, capable of being used on any of the wheels of the vehicle;

(3) A set of tools for changing tires;

(4) Two independently acting and entirely unconnected braking systems in proper operating order;

(5) Safety or shatterproof glass in windshield, windows and doors;

(6) An "out of service" sign within the vehicle, with dimensions of twelve (12) inches by fourteen (14) inches, to be displayed in the right rear window during those times when the taxicab is on public streets and not available for hire by the general public; and

~~(7) A two-way radio in an "on and operating" position for the entire time the taxicab is in service and available to the public.~~

(b) Each taxicab operated under a taxicab license issued pursuant to this Chapter shall be maintained in such condition so that:

(1) All doors, windows, hood and trunk will open and close securely;

(2) The inside of the taxicab and the luggage compartment is free of litter and trash, and shall be maintained such that it does not soil, rip or otherwise damage the passenger's clothing or effects; and

(3) The exterior of the taxicab is clean and in good repair, and does not have any peeling, dents, rust or missing components which are discernable from five feet of the taxicab.

(c) All taxicabs shall be no more than nine model years old or exceed four hundred thousand (400,000) miles, upon the annual taxi inspection date. These two requirements may be waived at the discretion of the Permits Unit, if the taxicab meets all current safety inspection requirements.

~~(d) Any human powered taxicab or vehicle regulated by this chapter shall at all times have:~~

~~(1) A battery or generator operated headlight(s) and taillight(s);~~

~~(2) Turn signals visible from the front and rear of the vehicle;~~

~~(3) Hydraulic or mechanical disc brakes; and~~

~~(4) Spoke reflectors placed on each wheel and tape type reflectors showing the front and the back width of the vehicle.~~

5.35.245 Pedi-cab equipment and conditions required

(a) Each pedi-cab operated under a pedi-cab permit issued pursuant to this Chapter shall at all times be clean and safe, and have:

1. Seatbelts for all passengers;

2. Seat backs for all passengers

3. Hydraulic or mechanical disc brakes;

4. Reflectors on each wheel and on the front and rear of the vehicle;

5. Headlights and taillights;

6. Turn signals visible from the front and rear of the vehicle; and

7. Grab rails

~~± (b) The seating area of the pedi-cab shall be free of litter and trash, and shall be maintained such that it does not soil, rip or otherwise damage the passenger's clothing or effects.~~

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5.35.250 Identification of taxicabs.

(a) Taxicabs identified and permitted by another jurisdiction may use that identification scheme while working within the City.

(b) ~~For taxicabs~~ not previously identified and permitted by another jurisdiction, ~~the~~ following identification shall be placed on both sides and the rear of each taxicab operated under this chapter, to be applied by non-water-soluble paint or similar material:

(1) A serial body number, issued by the Chief of Police for each taxicab:

(A) Shall be placed on both the front quarter panels and the left side of the rear trunk lid of each vehicle.

(B) Shall be at least four inches in height and of such color as will contrast distinctly with the color of the body of the taxicab.

(2) The owner's trade name:

(A) Shall include the word "taxicab," "taxi" or "cab."

(B) Shall be in letters at least four inches in height and of such color as will contrast distinctly with the color of the body of the taxicab.

(c) The owner and the driver shall maintain the paint, color scheme if a scheme has been adopted, decals and lettering on the exterior of a taxicab in good condition for the duration of the permit period ~~and in the same condition as originally approved by the Chief of Police.~~

(d) All identification required to be placed on a taxicab shall be removed within forty-eight (48) hours after such taxicab is removed from the owner's taxicab service.

5.35.255 Identification of pedi-cabs

(a) The following identification shall be placed on both sides and the rear of each pedi-cab passenger compartment, to be applied by non-water-soluble paint or similar material, to be clearly visible at all times, and shall be at least four inches in height and of such color as will contrast distinctly with the color of the body of the taxicab:

(1) The permit number, issued by the Chief of Police for each pedi-cab;

(2) The Owner's trade name;

(b) The owner and the driver/operator shall maintain the paint, color scheme if a scheme has been adopted, decals and lettering on the exterior of a pedi-cab in good condition for the duration of the permit period.

(d) All identification required to be placed on a pedi-cab shall be removed within forty-eight (48) hours after such pedi-cab is removed from service.

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5.35.260 Safety inspection.

(a) All ~~taxicabs-vehicles~~ shall be safety inspected annually in the manner provided for by ~~this Chapter, the California Vehicle Code, and/or Government Code § 53075.5, as applicable SCCC 5.35.050(j) and (k).~~ The inspection shall be completed prior to the renewal of the ~~permitted~~taxicab license. If the ~~taxicab-vehicle~~ successfully completes the safety inspection, a ~~taxicab~~ safety permit sticker shall be issued and shall be displayed in the ~~rear window of a taxicab or on the rear of the passenger compartment of a pedi-cab.~~ rear window.

(b) Taxicabs that are owner-operated vehicles will receive a taxicab safety permit sticker only if the registered owner holds a valid taxi driver permit.

(c) The driver of a ~~taxicab-vehicle~~ shall inspect the ~~taxicab-vehicle~~ and its equipment at least once each day.

(d) The ~~registered~~ owner of a ~~taxicab~~vehicle, who is aware of or should have been aware of any unsafe condition of the ~~taxicab~~vehicle, shall not allow the ~~taxicab-vehicle~~ to be used until necessary repairs are made.

5.35.270 Evidence of mechanical condition.

(a) Upon receipt of a citizen's complaint or police officer's observation regarding the mechanical condition of a ~~taxicab~~vehicle, or following the ~~taxicab's-vehicle's~~ involvement in an accident, the Chief of Police may require any or all of the following:

(1) A visual inspection of the ~~taxicab-vehicle~~ by a member of the Police Department; and/or

(2) An interview by a member of the Police Department with the owner or driver/~~operator~~ of the ~~taxicab-vehicle~~ regarding the mechanical condition of the ~~taxicab~~vehicle; and/or

(3) A sworn statement that the ~~taxicab-vehicle~~ is in safe operating condition, made ~~in the same manner as that submitted with a permit application, by either the proprietor of a public garage engaged in auto repair who is licensed by the State of California, or by a mechanic licensed by the State of California and employed by the holder of the taxicab license, who has inspected and examined said taxicab.~~

(b) If the owner or driver/~~operator~~ of the ~~taxicab-vehicle~~ refuses to submit to an inspection as required by subsection (a) of this section, the Chief of Police may issue an order prohibiting such vehicle from use in ~~taxicab~~ service.

(c) Upon determination that any vehicle operated under a ~~permitted~~taxicab license is not in safe operating condition, the Chief of Police may issue an order requiring that such vehicle not be used in ~~taxicab~~ service until it has been repaired to the satisfaction of the Chief of Police.

(d) The Chief of Police shall have the authority to impound vehicles which continue to be used for ~~taxicab~~ service in violation of the order.

5.35.280 Report of accidents.

Each ~~holder of a taxicab license~~ permitted Owner and ~~the driver/operator~~ of a ~~taxicab vehicle~~ involved in an accident resulting in property damage exceeding one hundred dollars (\$100.00), or personal injury of any kind, shall report the accident to the Chief of Police within ten days after the accident.

5.35.290 Owner's records.

(a) The Owner shall maintain at all times complete and accurate records of:

(1) The names, addresses and dates of commencement and termination of employment or engagement ~~under contract~~ of drivers/operators by the Owner;

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(2) The description of the ~~taxicab vehicle~~ driven by each driver/operator, including the make, model, serial number and license number (as applicable);

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(3) The hours during which each driver/operator is on duty and the number of trips taken by each driver/operator; ~~and~~

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(4) A log of all trips made by drivers/operators including the starting and destination points and times; and

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(5) All other information required by State law.

~~(4) All dispatch calls received and made by the owner, including the starting and destination points and times.~~

(b) The Owner shall maintain such records for a minimum period of five years and shall make them available for inspection upon request by the Chief of Police.

~~(c) A list of current taxicab drivers shall be sent to the Chief of Police on a bimonthly schedule.~~

~~(cd)~~ The Owner, who is aware of or should have been aware that a ~~taxicab driver/operator~~ does not possess a valid City ~~taxicab~~ driver's permit, shall not dispatch that ~~taxicab driver/operator~~ for hire within the City.

~~(de)~~ Drivers/operators shall submit to Owner a daily ~~driver's~~ log sheet indicating, at a minimum, the following:

(1) Driver/operator's name;

(2) Date;

(3) ~~Taxicab-Vehicle~~ number;

(4) Time started;

(5) Time finished;

(6) Time of pick-up call;

(7) Pick-up location; and

(8) Drop-off location.;

~~(9) Meter reading and amount of total fare collected.~~

5.35.300 ~~Reserved~~ Issuance prior to amendment.

~~All taxicab licenses issued prior to the effective date of this amendment to this chapter shall be deemed issued pursuant to this chapter as amended and shall in all respects be subject to the provisions of this chapter as amended.~~

5.35.310 Taxicab insurance requirements.

(a) No taxicab ~~license-permit~~ shall be issued or continued in operation unless there is in full force and effect a policy of comprehensive automobile liability insurance in a form approved by the City Attorney, executed by an insurance company authorized to conduct business in the state of California and with an A.M. Best rating of at least A VII, whereby the ~~Q~~owner and driver of each of the taxicabs operated under the ~~permitfranchise~~ are insured against liability for damage to property and for injury to or death of any person as a result of the ownership, operation or other use thereof. The minimum liability limits upon each vehicle shall not be less than one million dollars (\$1,000,000.00) combined single limit for bodily injury to or death of any persons and for damages to or destruction of property in any one accident.

(b) Such policy of insurance shall contain an endorsement providing that the policy will not be cancelled until notice in writing has been given to the City of Santa Clara, addressed to the Chief of Police, at least thirty (30) days immediately prior to the time such cancellation becomes effective.

(c) Such policy of insurance shall name the City of Santa Clara, its City Council, commissions, officers, employees, volunteers and agents as additional insureds using an endorsement acceptable in form to the City Attorney.

(d) Taxicab ~~license-permit~~ holders, vehicle owners and drivers shall indemnify, defend and hold harmless the City, its City Council, commissions, officers, employees, volunteers and agents from any loss, liability, claim, injury or damage arising or alleged to arise from the willful or negligent acts or omissions of the taxicab ~~license-permit~~ holder, vehicle owner or driver in connection with the provision of transportation service pursuant to the taxicab ~~license-permit~~.

5.35.315 Pedi-cab Insurance Requirements.

- (a) No pedi-cab permit shall be issued or continued in operation unless there are in full force and effect policies of general liability coverage and general umbrella insurance, executed by an insurance company authorized to conduct business in the state of California and with an A.M. Best rating of at least A VII, whereby the Owner and operator of each of the pedi-cabs operated under the permit are insured against liability for damage to property and for injury to or death of any person as a result of the ownership, operation or other use thereof. The minimum liability limits shall be in the amounts set forth in Vehicle Code Section 21215, which section is made expressly applicable to pedi-cabs defined under Vehicle Code §§ 467(a) and (b) in the City of Santa Clara.
- (b) Such policy of insurance shall contain an endorsement providing that the policy will not be cancelled until notice in writing has been given to the City of Santa Clara, addressed to the Chief of Police, at least thirty (30) days immediately prior to the time such cancellation becomes effective.
- (c) Such policy of insurance shall name the City of Santa Clara, its City Council, commissions, officers, employees, volunteers and agents as additional insureds using an endorsement acceptable in form to the City Attorney.
- (d) Pedi-cab permit holders, vehicle owners and driver/operators shall indemnify, defend and hold harmless the City, its City Council, commissions, officers, employees, volunteers and agents from any loss, liability, claim, injury or damage arising or alleged to arise from the willful or negligent acts or omissions of the permit holder, vehicle owner or driver/operator in connection with the provision of transportation service pursuant to the permit.

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Article III. Taxicab Driver's Permit

5.35.320 Application.

- (a) No person shall operate any taxicab in the City unless the person has a valid driver's permit to do so as hereinafter provided.
- (b) Application for a taxicab driver's permit shall be made in writing to the Chief of Police setting forth the following information:
 - (1) The applicant's name, agedate of birth, address, California driver's license number, and past experience with regard to taxicab service;
 - (2) The names and addresses of the applicant's employers during the preceding three years;
 - (3) Whether an operator's or a chauffeur's license issued to the applicant by any state or governmental agency has ever been revoked, and the reasons therefor;

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(4) Whether the applicant has been convicted of a crime within five years prior to the date of the application, including the nature of the crimes;

(5) Attaching a printed Department of Motor Vehicles driving record report;

(6) The name and address of the Owner by whom the applicant is to be employed or engaged under contract as a taxicab driver;

(7) The endorsement by the owner, by whom the applicant is to be employed or engaged under contract as a taxicab driver, on the application stating that the applicant has acquired proficient knowledge of the traffic laws of the State of California and the City, and of the streets of the City, and to safely operate a public transportation vehicle in the City;

(8) Whether the applicant has paid all applicable taxes imposed by the City, including the business tax certificate if applicant is to be engaged under contract as an independent contractor; ~~and~~

(9) Compliance with the controlled substances and alcohol testing requirements set forth in this Chapter; and

(10) Such additional information as the Chief of Police may require.

5.35.330 Permit card.

The taxicab driver's photo permit shall be posted in a place conspicuous from the passenger's compartment of the taxicab.

5.35.340 Permit fingerprints and requirements.

(a) Applicants shall be fingerprinted by the Police Department.

(b) Prior to the issuance of a taxicab driver's permit, the applicant must demonstrate to the Chief of Police ~~;~~

~~(1) Proficient knowledge of the City's Taxi Ordinance, the traffic laws of the State of California, and the streets of the City.~~

~~(2) Ability to properly and safely operate a taxicab may be considered in each taxicab driver's permit evaluation.~~

5.35.350 ~~Reserved.~~ Permit fee:

~~The applicant for a taxicab driver's permit shall submit a nonrefundable application fee as set forth in the schedule of fees established by resolution of the City Council.~~

5.35.360 Grounds for denial.

The Chief of Police, or the City Manager on appeal, may deny an application for a taxicab driver's permit filed by any person who:

(a) Is under the age of eighteen (18) years;

(b) Does not hold a valid driver's license issued by the California Department of Motor Vehicles ~~of the State~~ for the type of vehicle the applicant proposes to use as a taxicab in the City;

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~~(c) Has a positive result in a controlled substance or alcohol test, as described in this Chapter;~~

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~~(d) Within five years prior to the date of application, has been convicted of a crime that is substantially related to the qualifications, functions or duties of a taxicab driver including, but not limited to:~~

~~1. Hit and Run;~~

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~~2. An offense involving conduct which requires registration under California Penal Code Section 290;~~

~~3. Any offense involving the use, possession, sale or transportation of controlled substances, where the commission of such offense involved the use of a motor vehicle; and~~

~~4. Reckless driving or driving under the influence of any drug or intoxicating liquor, regardless of whether the incident resulted in bodily injury or death;~~

~~Because of excessive and continuous use of alcoholic liquors, is incapable of safely operating a public transportation vehicle;~~

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~~(d) Is addicted to the use of controlled substances or a habitual user of any other drug which renders a person incapable of safely operating a public transportation vehicle;~~

~~(e) Is epileptic~~Any other fact or occurrence that renders it unsafe for the applicant to perform the functions or duties of a taxicab driver;

~~(f) Has a disorder characterized by lapses of consciousness;~~

~~(fg)~~ Does not demonstrate proficient knowledge of the traffic laws of the State and the City, the streets of the City, or, to safely operate a public transportation vehicle in the City;

~~(gh)~~ Has failed to furnish the information required for the application for the permit;

~~(hi)~~ Has ~~knowingly~~ made a false statement, or concealed a material fact, or otherwise committed any fraud in the application;

~~(j) Within five years prior to the date of application has been convicted of a offense involving conduct which requires registration under California Penal Code Section 290;~~

~~(k) Within five years prior to the date of application has been convicted of any offense involving the use, possession, sale or transportation of controlled substances, and the commission of such offense involved the use of a motor vehicle;~~

~~(l) Within five years prior to the date of application has been convicted of reckless driving or driving under the influence of any drug or intoxicating liquor, regardless of whether the incident resulted in bodily injury or death;~~

~~(m) Within five years prior to the date of application has been convicted of a crime, and the crime is substantially related to the qualifications, functions or duties of the taxicab business;~~

~~(n) Is on parole or probation for a crime, and the crime is substantially related to the qualifications, functions or duties of the taxicab business;~~

~~(o) Within five years prior to the date of application has done any act involving violence, dishonesty or fraud with the intent to substantially injure another, or substantially benefit the applicant or another;~~

~~(p) Has had a taxicab driver's permit issued pursuant to this chapter revoked within three years prior to the date of application;~~

~~(q) The Chief of Police determines, is a negligent or incompetent operator of a motor vehicle;~~

~~(r) Has failed to pay when due all applicable fees and taxes imposed by the City;~~

~~(s) The printed Department of Motor Vehicles driving record report indicates more than three chargeable vehicle accidents within the last three years or more than one such accident in the last one year; or~~

~~(t) The Chief of Police may deny the granting of any license-permit to operate-drive any taxicab and limousine in the City for the reason that the public convenience or necessity does not require such additional taxicab and limousine operations, or for any other reasonable cause that, within its discretion, renders the proposed operations unsafe ~~desirable~~ to the City.~~

5.35.370 Issuance of permit and renewal.

(a) Within a reasonable time after receipt of the application, the Chief of Police shall issue a taxicab driver's permit to the applicant, if the Chief determines that there is no ground for denial of the permit.

(b) The duration of the permit issued pursuant to this chapter shall be for onetwo ~~two~~ years from the date of the application.

(c) Renewal of a taxicab driver's permit shall require a renewal fee, ~~and background check~~ proof of compliance with drug and alcohol testing program requirements, and proof of continued employment with Owner. Re-testing may be required of the taxicab driver.

5.35.380 Information on permit.

Each taxicab driver's permit shall be numbered and signed by the Chief of Police and shall contain the following information:

(a) The date of expiration of permit;

(b) The driver's name and driver's license number;

(c) A description of the driver, including date of birth, sex, height, weight, color of eyes and color of hair;

(d) The name of the ~~Ownereab company~~ by whom the driver is employed or engaged under contract;

(e) Photograph; and

(f) Other information as may be deemed necessary by the Chief of Police.

5.35.390 Termination of employment or contract.

(a) The taxicab driver's permit shall be automatically ~~revoked-void~~ upon the termination of the driver's employment or contract with the owner who endorsed the permit application ~~as required by SCCC 5.35.320(b)(6)~~.

(b) Within twenty-four (24) hours after any termination of employment or contract, the ~~Owner and driver~~ shall ~~jointly~~ notify the Chief of Police in writing of such termination. Within twenty-four (24) hours, Driver shall and surrender any taxicab the taxicab driver's permit to the Chief of Police, in their respective possessions. If said permit is unavailable, the ~~Owner~~ and ~~De~~river shall state on the notification the unavailability of the permit and the reasons therefor.

5.35.400 Reissuance of permit.

(a) The Chief of Police may approve reissuance of a taxicab driver's permit to an applicant without requiring the applicant's photographs and fingerprints, and the permit fee, if an application endorsed by another ~~O~~owner is filed within six months after the applicant's prior employment or contract with a taxicab business as a driver was terminated.

(b) This section does not apply to an applicant whose employment or contract with a taxicab business as a driver was terminated for reasons which constituted any of the grounds for denial, suspension or revocation of a taxicab driver's permit.

5.35.410 ~~Reserved. Issuance prior to amendment.~~

~~All taxicab driver's permits issued prior to the effective date of this amendment to this chapter shall be deemed issued pursuant to this chapter as amended and shall in all respects be subject to the provisions of this chapter as amended. City-issued identification card shall be carried on the taxicab driver's person at all times while working within the city.~~

5.35.420 Driver's appearance.

The taxicab drivers shall ~~be clean and neat in appearance and shall~~ wear shoes at all times while on duty. Nothing in this chapter shall preclude an owner from establishing a dress code or similar rules to regulate the appearance of all drivers. Taxicab drivers shall not sleep in their vehicles while on ~~active~~ duty.

Article IV. Pedi-cab Operator's Permit

5.35.430 Application.

(a) No person shall operate any pedi-cab in the City unless the person has a valid operator's permit to do so as hereinafter provided.

(b) Application for a pedi-cab operator's permit shall be made in writing to the Chief of Police setting forth the following information:

(1) The applicant's name, date of birth, address, California driver's license number (if the operator has a current driver's license) or other valid government-issued identification, and past experience with regard to pedi-cab service;

(2) The names and addresses of the applicant's employers during the preceding three years;

(3) Whether an operator's license issued to the applicant by any state or governmental agency has ever been revoked, and the reasons therefor;

(4) Whether the applicant has been convicted of a crime within five years prior to the date of the application, including the nature of the crimes;

(5) The name and address of the Owner by whom the applicant is to be employed or engaged under contract as a pedi-cab driver;

(6) The endorsement by the Owner, by whom the applicant is to be employed or engaged under contract as a pedi-cab driver, on the application stating that the applicant has acquired proficient knowledge of the traffic laws of the State of California and the City, and of the streets of the City, and to safely operate a pedi-cab in the City;

(7) Whether the applicant has paid all applicable taxes imposed by the City, including the business tax certificate if applicant is to be engaged under contract as an independent contractor;

(8) Attaching a printed Department of Motor Vehicles driving record report if the operator has a California driver's license;

(9) Such additional information as the Chief of Police may require.

5.35.440 Permit card.

The pedi-cab operator permit shall be kept with the operator at all times when the pedi-cab is in service.

5.35.450 Permit fingerprints and requirements.

(a) Applicants shall be fingerprinted by the Police Department.

(b) Prior to the issuance of a pedi-cab operator permit, the applicant must demonstrate to the Chief of Police:

(1) Proficient knowledge of the City's Ordinance, the traffic laws of the State of California, and the streets of the City.

(2) Ability to properly and safely operate a pedi-cab may be considered in each pedi-cab operator permit evaluation.

5.35.460 Grounds for denial.

The Chief of Police, or the City Manager on appeal, may deny an application for a pedi-cab operator permit filed by any person who:

(a) Is under the age of eighteen (18) years;

(b) Does not hold a valid driver's license issued by the California Department of Motor Vehicles or other valid government issued identification;

(c) Within five years prior to the date of application, has been convicted of a crime that is substantially related to the qualifications, functions or duties of a pedi-cab operator including, but not limited to:

1. Hit and Run;

2. An offense involving conduct which requires registration under California Penal Code Section 290;

3. Any offense involving the use, possession, sale or transportation of controlled substances, where the commission of such offense involved the use of a motor vehicle or pedi-cab; and

4. Reckless driving or driving under the influence of any drug or intoxicating liquor, regardless of whether the incident resulted in bodily injury or death;

(d) Any other fact or occurrence that renders it unsafe for the applicant to perform the functions or duties of a pedi-cab operator;

(e) Does not demonstrate proficient knowledge of the traffic laws of the State and the City, the streets of the City, or, to safely operate a pedi-cab in the City;

(f) Has failed to furnish the information required for the application for the permit;

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- (g) Has made a false statement, or concealed a material fact, or otherwise committed any fraud in the application;
- (h) Has had a pedi-cab operator permit revoked within three years prior to the date of application;
- (i) Has failed to pay when due all applicable taxes imposed by the City;
- (j) The printed Department of Motor Vehicles driving record report, if the operator has a driver's license, indicates more than three chargeable vehicle accidents within the last three years or more than one such accident in the last one year; or
- (k) The Chief of Police may deny the granting of any permit to operate any pedi-cab in the City for any other reasonable cause that, within its discretion, renders the proposed operations unsafe to the City.

5.35.470 Issuance of permit and renewal.

(a) Within a reasonable time after receipt of the application, the Chief of Police shall issue a pedi-cab operator permit to the applicant, if the Chief determines that there is no ground for denial of the permit.

(b) The duration of the permit issued pursuant to this chapter shall be for one year from the date of the application.

(c) Renewal of a pedi-cab operator permit shall require a renewal fee and proof of continued employment with Owner. Re-testing may be required of the pedi-cab operator.

5.35.480 Information on permit.

Each pedi-cab operator permit shall be numbered and signed by the Chief of Police and shall contain the following information:

(a) The date of expiration of permit;

(b) The operator's name;

(c) A description of the operator, including date of birth, sex, height, weight, color of eyes and color of hair;

(d) The name of the Owner by whom the operator is employed or engaged under contract;

(e) Photograph; and

(f) Other information as may be deemed necessary by the Chief of Police.

5.35.490 Termination of employment or contract.

(a) The pedi-cab operator permit shall be automatically revoked upon the termination of the operator's employment or contract with the Owner who endorsed the permit application.

(b) Within twenty-four (24) hours after any termination of employment or contract, the Owner and operator shall jointly notify the Chief of Police in writing of such termination and surrender any pedi-cab operator permit in their respective possessions. If said permit is unavailable, the Owner and operator shall state on the notification the unavailability of the permit and the reasons therefor.

5.35.500 Reissuance of permit.

(a) The Chief of Police may approve reissuance of a pedi-cab operator permit to an applicant without requiring the applicant's photographs and fingerprints, and the permit fee, if an application endorsed by another Owner is filed within six months after the applicant's prior employment or contract with a pedi-cab business as a driver was terminated.

(b) This section does not apply to an applicant whose employment or contract with a pedi-cab business as an operator was terminated for reasons which constituted any of the grounds for denial, suspension or revocation of a pedi-cab operator permit.

5.35.510 Operator's appearance.

The pedi-cab operator shall wear shoes at all times while on duty. Nothing in this chapter shall preclude an Owner from establishing a dress code or similar rules to regulate the appearance of all operators. Operators shall not sleep in their vehicles while on duty.

Article ~~IV~~. Suspension and Revocation

~~5.35.430-520~~ Suspension or revocation of ~~permitted~~taxicab license.

The Chief of Police, or the City Manager on appeal, shall have the power to suspend or revoke a ~~permit issued under this Chapter~~taxicab license issued under this chapter, on any of the grounds stated in this ~~C~~chapter, or on any of the following grounds:

(a) The violation by the owner of any of the terms, conditions or requirements of the ~~permitted taxicab license or of this chapter~~.

(b) Any act or omission of the ~~O~~owner or driver/operator of any fact or condition which, if it existed at the time the application for a ~~permitted taxicab license~~ was filed, would have warranted the denial of the application.

(c) Cancellation or suspension of any insurance policy or coverage required of the owner ~~by SCCC 5.35.310~~under this Chapter.

(d) Failure of the ~~O~~owner or driver/operator to pay any judgment ~~against the owner~~ for personal injury of death, or property damage arising out of the conduct of business under the ~~permitted taxicab license~~ issued pursuant to this chapter, within thirty (30) days after the judgment has become final.

(e) Voluntary written request by the Owner or driver/operator to suspend the taxicab license for a definite period of time.

(f) Overcharge of, or the attempt to overcharge, ~~taxicab~~ fares by the Owner or driver/operator, as prohibited by SCCC 5.35.210.

(g) Failure of the Owner or driver/operator to pay when due any applicable taxes imposed by the City.

(h) Any activity that impairs the safety of passengers.

(i) Suspension, revocation or expiration of license to drive by the Department of Motor Vehicles or any other governmental agency.

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~~5.35.440 Suspension or revocation of taxicab driver's permit.~~

~~The Chief of Police, or the City Manager on appeal, shall have the power to suspend or revoke a taxicab driver's permit issued under this chapter, on any of the grounds stated in this chapter or on any of the following grounds:~~

~~(a) Suspension, revocation or expiration of the driver's privilege granted by the Department of Motor Vehicles of the State to operate a motor vehicle on the public highways of the State.~~

~~(b) The violation by the driver of any of the terms, conditions or requirements of the taxicab driver's permit or of this chapter.~~

~~(c) Any act or omission of the driver or any fact or condition which, if it existed at the time the application for a taxicab driver's permit was filed, would have warranted the denial of the application.~~

~~(d) Failure of the driver to pay any judgment against the driver for personal injury or death, or property damage arising out of the driver's operation of a public transportation vehicle, within thirty (30) days after the judgment has become final.~~

~~(e) The driver consumed drugs or alcohol or is under the influence of drugs or alcohol while on duty or is convicted of a crime relating to drugs or alcohol.~~

~~(f) Overcharge of, or the attempt to overcharge, taxicab fares by the driver, as prohibited by SCCC 5.35.210.~~

~~(g) Failure of the driver to pay when due any applicable taxes imposed by the City. (Ord. 1713 § 2, 5-5-98. Formerly § 28-44).~~

5.35.530450 Notice and hearing for suspension and revocation.

Revocations and suspensions shall be administered as follows:

(a) Except as provided in SCCC 5.35.460540, a ~~taxicab license or a taxicab driver's~~ permit issued pursuant to this ~~C~~chapter shall be revoked or suspended only after the ~~O~~wner or driver/~~operator~~ has been given reasonable notice and opportunity to be heard.

(b) Whenever the Chief of Police has reasonable cause to believe that grounds for the suspension or revocation of a permit exists, he/she shall give the holder of the ~~taxicab license or taxicab~~ permit written notice stating the ~~alleged~~ grounds for the suspension or revocation and the effective date of the suspension or revocation. The effective date of the suspension or revocation shall be no less than ten (10) calendar days after the date of the notice. This notice will be by certified mail, return receipt requested, sent to the address shown on the last application or renewal, or by personal service. The decision of the Chief of Police to revoke or suspend a ~~taxicab license or taxicab driver's~~ permit may be appealed to the City Manager or designee. The notice shall provide the permit holder with information on the appeal process.

(c) The license holder must submit a request for an appeal hearing to the City Manager within ten calendar days ~~after receipt of written~~ the date of the City's notice.

(d) Upon receipt of a request for an appeal hearing, the City Manager, or designee, shall conduct a hearing within forty-five (45) days of the request. The City Manager, or designee, shall notify the permit holder in writing of the date, time, and place of the hearing. The hearing shall not be less than ten days after the service of the notice of hearing by postage of the notice by certified mail, return receipt requested, or by personal service.

(e) The suspension or revocation shall be stayed pending the outcome of the appeal hearing.

(f) At the hearing, both the holder of the ~~taxicab license or taxicab driver's~~ permit and the Chief of Police shall have the right to appear and be represented by counsel and to present evidence and arguments which are relevant to the grounds for the appeal, as stated in the written grounds for the appeal hearing. Within ten working days of the conclusion of the hearing, the City Manager shall issue a written decision which states whether the decision of the Chief of Police is upheld, modified, or reversed; the length of any suspension, and the effective date of the suspension or revocation. The decision of the City Manager shall be served on the holder of the permit by certified mail, return receipt requested, or by personal service.

(g) The decision of the City Manager shall be final.

(h) Unless otherwise specifically prohibited by law, the burden of proof is on the permittee/applicant in any hearing or other matter under this chapter.

(i) Upon a written decision of the City Manager which suspends or revokes a ~~taxicab license or taxicab~~ permit, the holder of the ~~taxicab license or taxicab~~ permit shall

surrender the ~~license and/or~~ permit to the Chief of Police immediately after service of the notice of the decision.

5.35. ~~540460~~ Emergency suspension.

(a) The Chief of Police may issue a ~~notice~~ ~~order~~ suspending a ~~taxicab license or a taxicab driver's~~ permit for a period not exceeding ten days without having conducted a hearing therefor, if the Chief determines that the continued use of the ~~license or~~ permit will cause immediate hazard to the public safety, health or welfare.

(b) Within ten days of the effective date of the ~~order~~ ~~notice~~, the ~~City Chief of Police~~ ~~shall~~ ~~Manager~~ shall hold a hearing for the owner or driver/operator to show cause why the ~~license or~~ permit should not be suspended or revoked.

(c) The ~~order~~ ~~notice~~ issued by the Chief of Police under subsection (a) of this section shall also contain a notice of the hearing setting forth the date, time and place of the hearing.

5.35. ~~550470~~ Notice of violation and hearing.

Any person found to be owning or operating a taxicab or pedi-cab in the City in violation of the provisions of this Chapter ~~SCCC 5.35.040(a) or 5.35.320(a)~~ shall be issued a notice of violation by the Santa Clara Police Department, in person or by mail, to be enforced in accordance with the provisions of SCCC Title 1 ("General Provisions") and the provisions of this Chapter. Operation of a taxicab without a valid permit shall be punishable by an administrative citation in an amount not less than \$5,000 pursuant to Government Code § 53075.5(i).

~~(a) The violator shall schedule a hearing by mail, phone or in person with the Santa Clara Police Department Community Services Division Unit Supervisor within twenty (20) days of receipt of the notice of violation.~~

~~(b) The Santa Clara Police Department shall conduct a hearing before issuing a citation to the violator or imposing a penalty. The hearing official may conduct the hearing informally, both as to rules of procedure and admission of evidence, in any manner which will provide a fair hearing.~~

~~(c) If the violator waives his or her right to a hearing in writing, fails to schedule a hearing with the Santa Clara Police Department in the permitted time, or fails to appear at the scheduled hearing, the Santa Clara Police Department shall affirm the violation and issue a citation.~~

~~(d) The hearing official shall set forth his or her decision to affirm or cancel the notice of violation in writing. If the notice of violation is affirmed, a citation shall be issued imposing a penalty not to exceed one thousand dollars (\$1,000.00). The hearing official shall consider the following factors when determining the penalty amount:~~

~~(1) Whether the violator has previously violated the license or driver's permit requirements or other provisions of this chapter;~~

~~(2) Whether the violator concealed or attempted to conceal his or her noncompliance with the license or driver's permit requirements; and~~

~~(3) Such additional factors as the hearing official may deem appropriate.~~

~~(e) This section shall supersede any penalty provisions set forth by any ordinance or resolution of the City of Santa Clara. (Ord. 1850 § 1, 12-15-09).~~

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF SANTA CLARA,
CALIFORNIA, AMENDING CHAPTER 5.35 (“TAXICABS”) OF
TITLE 5 (“BUSINESS LICENSES AND REGULATIONS”) OF
“THE CODE OF THE CITY OF SANTA CLARA,
CALIFORNIA”**

BE IT ORDAINED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, Chapter 5.35 of the Code of the City of Santa Clara (“SCCC”) addresses the regulations of taxicabs in the City of Santa Clara;

WHEREAS, on May 30, 2018, the California Legislature passed Assembly Bill 939, an act to amend Sections 53075.5, 53075.51, and 53075.52 of the Government Code, relating to local government regulation of taxicabs;

WHEREAS, the City of Santa Clara is required to comply with this new statewide regulation by implementing appropriate regulatory modifications by January 1, 2019;

WHEREAS, Taxicab businesses under this new legislation are no longer required to obtain a permit from the City of Santa Clara unless the company is “substantially located” within the City of Santa Clara; and,

WHEREAS, additional modifications to the current SCCC Chapter 5.35 are required in order to efficiently and effectively align the City’s regulations with changes in the local taxicab industry including, but not limited to, ridesharing services and pedi-cabs.

NOW THEREFORE, BE IT FURTHER ORDAINED BY THE CITY OF SANTA CLARA, AS FOLLOWS:

SECTION 1: That Chapter 5.35 (entitled “Taxicabs”) of Title 5 (entitled “Business Licenses and Regulations”) of “The Code of the City of Santa Clara, California,” (“SCCC”) is amended to read as follows:

**“Chapter 5.35
TAXICABS & PEDICABS**

Sections:

Article I. General Provisions

- 5.35.010 Purpose, intent and effective date.
- 5.35.020 Definitions.
- 5.35.030 Taxicab stands.

Article II. Permits and Regulations

- 5.35.040 Taxicab Permit requirements.
- 5.35.045 Pedi-cab permit requirements.
- 5.35.050 Taxicab Permit Application.
- 5.35.055 Pedi-cab Permit Application.
- 5.35.060 Application renewal.
- 5.35.070 Fees.
- 5.35.080 Grounds for denial.
- 5.35.090 Action by Chief of Police.
- 5.35.100 Permit application appeal procedure.
- 5.35.110 Permit not transferable.
- 5.35.120 Reserved.
- 5.35.130 Additional or substitute vehicles.
- 5.35.140 Reserved.
- 5.35.150 Fares.
- 5.35.160 Reserved.
- 5.35.170 Full use of taxicabs.
- 5.35.180 Duty to provide services.
- 5.35.185 Non-discrimination.
- 5.35.190 Direct route.
- 5.35.200 Reserved.
- 5.35.210 Overcharge prohibited.
- 5.35.220 Testing of taxicab drivers for controlled substances and alcohol.
- 5.35.230 Refusal to Pay and Receipt.
- 5.35.240 Taxicab Equipment and conditions required.
- 5.35.245 Pedi-cab Equipment and conditions required.
- 5.35.250 Identification of taxicabs.
- 5.35.255 Identification of pedi-cabs
- 5.35.260 Safety inspection.
- 5.35.270 Evidence of mechanical condition.
- 5.35.280 Report of accidents.
- 5.35.290 Owner's records.
- 5.35.300 Reserved.
- 5.35.310 Taxicab Insurance requirements.

5.35.315 Pedi-cab Insurance requirements.

Article III. Taxicab Driver's Permit

- 5.35.320 Application.
- 5.35.330 Permit card.
- 5.35.340 Permit fingerprints and requirements.
- 5.35.350 Reserved.
- 5.35.360 Grounds for denial.
- 5.35.370 Issuance of permit and renewal.
- 5.35.380 Information on permit.
- 5.35.390 Termination of employment or contract.
- 5.35.400 Reissuance of permit.
- 5.35.410 Reserved.
- 5.35.420 Driver's appearance.

Article IV. Pedi-Cab Operator's Permit

- 5.35.430 Application.
- 5.35.440 Permit card.
- 5.35.450 Permit fingerprints and requirements.
- 5.35.460 Grounds for denial.
- 5.35.470 Issuance of permit and renewal.
- 5.35.480 Information on permit.
- 5.35.490 Termination of employment or contract.
- 5.35.500 Reissuance of permit.
- 5.35.510 Operator's appearance.

Article V. Suspension and Revocation

- 5.35.520 Suspension or revocation of permit.
- 5.35.530 Notice and hearing for suspension and revocation.
- 5.35.540 Emergency suspension.
- 5.35.550 Notice of violation and hearing.

Article I. General Provisions

5.35.010 Purpose, intent and effective date.

This chapter is to further the public convenience and necessity of transportation services by taxicabs and pedi-cabs, to comply with the requirements of applicable State

law, and is enacted pursuant to the Constitution of the State of California and the Charter of the City of Santa Clara ("City"). This Ordinance shall take effect on January 1, 2019.

5.35.020 Definitions.

For purposes of this chapter, certain words and phrases are defined and shall be construed as set forth herein unless it is apparent from the context that a different meaning is intended.

(a) "Chief of Police" shall mean the elected Chief of the Santa Clara Police Department, or his/her designee.

(b) "City Manager" means the City Manager, or his/her designee.

(c) "For Hire." A vehicle is "for-hire" if any fare, fee, charge or other consideration is payable for the transportation service of the vehicle, whether paid or not.

(d) "Owner" shall mean a person, partnership, firm, association or corporation engaged in the business of taxicab transportation services or pedi-cab transportation services, as applicable. The act or omission of any Owner's officer, agent, employee or independent contractor, or of any driver whose services are engaged by Owner, is for all purposes the act or omission of the Owner.

(e) "Pedi-cab" shall have the same meaning as set forth in Vehicle Code Sections 467.5(a) and (b), as that section may be amended or renumbered. Pedi-cab may be referred to as a "vehicle" throughout this Chapter.

(f) "Substantially located" shall have the same meaning as set forth in Government Code §53075.5, as that section may be amended or renumbered.

(g) "Taxicab" shall mean a passenger vehicle, designed for carrying not more than eight persons, excluding the driver, used to transport persons for compensation on

public streets. Taxicab may be referred to as a “vehicle” throughout this Chapter. Taxicab excludes Transportation Network Companies as defined and regulated by the California Public Utilities Commission.

5.35.030 Taxicab stands.

(a) Taxicab stands shall be maintained and occupied only as provided by laws and ordinances of the City.

(b) Taxicab drivers shall be entitled to use of the stand on a first-come, first-serve basis and are not subject to paying additional costs requested from property personnel.

(c) Hotel personnel or its valet representatives shall not ask for or receive any type of compensation from the taxicab drivers in exchange for requesting taxi service.

(d) The driver shall pull onto the taxicab stand from the rear and shall advance forward as the cabs in front pull off.

(e) Except for a customer deliberately choosing a different taxi, taxis shall pick up customers and leave the taxicab stand by the order of arrival only.

(f) A taxicab driver shall not park, stand or stop in any other place where there is a designated taxicab stand provided.

(g) Taxicab drivers shall not leave their vehicle unattended while parked in a taxicab stand.

(h) Taxicabs displaying “out-of-service” signs shall not park in a taxicab stand.

(i) The taxicab owner’s right to use a taxicab stand, as provided herein, shall be modified and/or suspended if the taxicab driver fails to obey the provisions of this chapter or any other federal, State or local laws.

Article II. Permits and Regulations

5.35.040 Taxicab permit requirements.

(a) No Owner shall operate or permit the operation of a taxicab as a vehicle for hire on the streets of the City of Santa Clara without having first obtained a taxicab permit from the city within Santa Clara County in which the Owner is substantially located, as that term is defined in Government Code Section 53075.5, or from the County of Santa Clara.

(b) If Owner is substantially located in the City of Santa Clara, then Owner must obtain a taxicab permit from the City of Santa Clara as set forth in this Chapter.

(c) Owner must be the registered owner of at least seven taxicabs at the time of filing the permit application pursuant to SCCC 5.35.050, and must maintain at least seven taxicabs and seven permitted drivers for the duration of the permit.

5.35.045 Pedi-cab permit requirements.

(a) No Owner shall operate or permit the operation of a pedi-cab on the streets of the City without having obtained from the Chief of Police a pedi-cab permit pursuant to the provisions of this Chapter.

(b) The applicant must be the registered owner of at least seven pedi-cabs at the time of filing the application, and must maintain at least seven pedi-cabs and seven permitted operators while operating in the City of Santa Clara.

(c) The vehicles described in Vehicle Code section 467.5(c) are not permitted in the City of Santa Clara.

(d) Alcoholic beverages may not be consumed on a pedi-cab in the City of Santa Clara.

5.35.050 Taxicab permit application.

Every Owner substantially located in the City of Santa Clara shall execute and file with the Chief of Police a verified application for taxicab permit containing the following information:

- (a) The Owner's name, home address and business address;
- (b) The Owner's trade name and distinguishing vehicle markings including color or colors if a color scheme is used;
- (c) The primary business address of the proposed business, where an office or terminal containing the documents or other information required by this Chapter may be inspected by the City;
- (d) Satisfactory proof that the primary business address, if located within the City, is properly zoned and is in compliance with any required land use permit, for the conduct of the proposed business;
- (e) The applicant's past experience with regard to taxicab service;
- (f) Whether any license, permit or certificate issued to the applicant has been denied, revoked or suspended by any public organization. The circumstances of said denial, revocation or suspension shall be fully explained;
- (g) Whether the applicant has been convicted of a crime within five years prior to the date of the application, including the nature of the crimes;
- (h) The number of vehicles proposed to be used as taxicabs;
- (i) A description of the vehicles, including the make, model, serial number and license number of each vehicle;
- (j) A sworn statement that each vehicle is in safe operating condition and is in compliance with the California Vehicle Code, made by an individual certified by or

registered with the National Institute for Automotive Service Excellence or the California Bureau of Automotive Repair, who has inspected and examined such vehicles;

(k) A completed taxicab inspection form showing that each vehicle has successfully passed all required inspections including inspection by the Police Department;

(l) A sworn statement by the Owner that the Owner shall not operate any vehicle until the statement in subsection (j) of this section and the form in subsection (k) of this section concerning the vehicle have been filed with the Chief of Police;

(m) Evidence that Owner is the registered owner of each vehicle. Owner shall declare that Owner will not operate any vehicle until Owner has become the registered owner of such vehicle and evidence thereof is filed with the Chief of Police;

(n) Evidence of reasonable financial responsibility, shown by providing a duplicate copy of the insurance policies required by SCCC 5.35.310;

(o) Evidence that Owner has paid all applicable City taxes including the business tax certificate;

(p) Proof of substantial location in the City of Santa Clara, including submission of trip data (if applicable) for the prior year, in a form to be prescribed by the Chief of Police;

(q) Certification that each driver of vehicles operated under the permit has tested negatively for controlled substances and alcohol under a mandatory controlled substance and alcohol testing certification program that complies with Government Code §53075.5(b)(3);

(r) Proof of compliance with Government Code Section 53075.5(h), as that section may be amended or renumbered, including pull-notice program participation, safety training, disabled access education and criminal history check of drivers; and

(s) Such additional information as the Chief of Police may require.

5.35.055 Pedi-cab permit application.

Every Owner shall execute and file with the Chief of Police a verified application for pedi-cab permit containing the following information:

(a) The Owner's name, home address and business address;

(b) The Owner's trade name and distinguishing vehicle markings including color or colors if a color scheme is used;

(c) The location of the proposed business;

(d) Satisfactory proof that the location of the proposed business, if in the City of Santa Clara, is properly zoned and is in compliance with any required land use permit, for the conduct of the proposed business;

(e) The applicant's past experience with regard to pedi-cab service;

(f) Whether any license, permit or certificate issued to the applicant has been denied, revoked or suspended by any public organization. The circumstances of said denial, revocation or suspension shall be fully explained;

(g) Whether the applicant has been convicted of a crime within five years prior to the date of the application, including the nature of the crimes;

(h) The number of pedi-cabs proposed;

(i) A sworn statement that each vehicle is in safe operating condition, made by the proprietor of a business engaged in maintenance and repair of similar vehicles, who has inspected and examined the vehicles;

(j) A completed pedi-cab inspection form showing that each pedi-cab has successfully passed inspection by the Police Department;

(k) A sworn statement by the Owner that the Owner shall not operate any pedi-cab until the statement in subsection (i) and the form in subsection (j) have been filed with the Chief of Police;

(l) Proof of insurance in the amounts set forth in SCCC 5.35.315;

(m) Evidence that Owner has paid all applicable City taxes including the business tax certificate;

(n) Such additional information as the Chief of Police may require.

5.35.060 Application renewal.

The renewal of an Owner's permit, for both taxicabs and pedi-cabs, shall be made annually with the Police Department. If there are substantial changes in the Owner's application information, the Police Department may require that the Owner submit a new application for review and approval. Application renewal shall generally include:

(a) Proof of current, valid, insurance coverage with limits and terms as set forth in this Chapter;

(b) Proof of pull-notice program participation (if applicable);

(c) Trip data information showing substantial location in the City (if applicable);

(d) Annual vehicle inspection results; and

(e) Proof of compliance with drug and alcohol testing program requirements (if applicable).

5.35.070 Fees.

Owners and driver/operators shall pay all applicable fees including, but not limited to, an initial permit fee and an annual renewal fee, as established by resolution of the City Council.

5.35.080 Grounds for denial.

The Chief of Police, or the City Manager on appeal, may deny an application for a permit on any of the following grounds:

(a) The application fails to contain any of the required information, or fulfill the criteria, set forth in this Chapter;

(b) Any of the information contained in the application is false;

(c) Any vehicle proposed for operation is not safe, and the applicant has failed to remove such vehicle from service or to substitute a safe vehicle in its place within a reasonable time;

(d) The applicant has failed to comply with any term, condition or requirement in a permit previously issued;

(e) An act or omission of the applicant constitutes a ground for revocation or suspension of the permit;

(f) The applicant, within five years prior to the date of application, has been convicted of a crime, and the crime is substantially related to the qualifications, functions or duties of the taxicab or pedi-cab business, as applicable;

(g) The applicant has had a taxicab or pedi-cab permit revoked or suspended within five years prior to the date of application; or

(h) The applicant has failed to pay when due any applicable taxes or fees imposed by the City of Santa Clara.

5.35.090 Action by Chief of Police.

(a) Within a reasonable time after receipt of the application, the Chief of Police may either grant or deny the application.

(b) The Chief of Police may impose such terms, conditions or restrictions on the permit as he or she deems necessary to provide adequate and dependable service to the public and to protect the use of public streets and facilities.

5.35.100 Permit application appeal procedure.

The decision of the Chief of Police to deny an application for a permit under this Chapter may be appealed to the City Manager as set forth in this Chapter.

5.35.110 Permit not transferable.

The permit issued pursuant to this Chapter, and all interests, rights and obligations pertaining thereto, are personal to the holder of such permit, and are not transferable or assignable, by operation of law or otherwise.

5.35.120 Reserved.

5.35.130 Additional or substitute vehicles.

(a) Permission to operate vehicles in addition to or different from those approved under the initial permit may be obtained by filing an application amendment with the Chief of Police in the same manner as prescribed by this chapter for obtaining the initial permit.

(b) In granting or denying such applications for additional or different vehicles, the Chief of Police shall have the same authority as vested in the Chief of Police by this chapter in the matter of the initial applications.

5.35.140 Reserved.

5.35.150 Fares.

Owner may set fares or charge a flat rate. Owner may use any type of device or technology approved by the Division of Measurement Standards to calculate fares, including the use of Global Positioning System metering, provided that the device or technology complies with Section 12500.5 of the Business and Professions Code and with all regulations established pursuant to Section 12107 of the Business and Professions Code, as those sections may be amended or renumbered. Owner shall disclose fares, fees, or rates to the customer. Owner may satisfy this requirement by disclosing fares, fees, or rates on its Internet Web site, mobile telephone application, or telephone orders upon request by the customer. Owner shall notify the passenger of the applicable rate prior to the passenger accepting the ride for walkup rides and street hails. The rate may be provided on the exterior of the vehicle, within an application of a mobile telephone, device, or other Internet-connected device, or be clearly visible in either print or electronic form on or inside the vehicle.

5.35.160 Reserved.

5.35.170 Full use of taxicabs.

(a) Any person who hires a taxicab shall have the exclusive right to use the entire taxicab. There shall not be additional charges for any of the person's companions or personal belongings.

(b) No owner or driver of a taxicab shall carry or solicit, or permit to be carried or solicited, any additional passenger unless the person first hiring the taxicab consents to the acceptance of such additional passenger.

5.35.180 Duty to provide services.

(a) No owner or driver of any taxicab shall refuse to provide taxicab service to a person who requests to be taken to a destination within the city, except as provided in SCCC 5.35.180(b).

(b) The owner or driver may refuse to provide taxicab service when:

(1) The person requesting such service does not appear to be in a sober or orderly manner;

(2) The service is requested for an unlawful purpose; or

(3) The taxicab has already been hired.

5.35.185 Non-discrimination.

No Owner or driver/operator shall prejudice, disadvantage, or require different rates or provide different service to a person because of race, national origin, religion, color, ancestry, physical disability, medical condition, occupation, marital status or change in marital status, sex, or any characteristic listed or defined in Section 11135 of the Government Code.

5.35.190 Direct route.

Unless otherwise directed by the passenger, the driver or operator of a taxicab or pedi-cab shall take the most direct, expeditious and safe route from the starting point to the destination point.

5.35.200 Reserved.

5.35.210 Overcharge prohibited.

(a) No Owner or driver/operator shall charge a greater fare than that disclosed to the passenger pursuant to SCCC 5.35.150.

(b) It shall constitute a ground for revocation or suspension of a permit for any Owner or driver/operator to charge a greater fare than that authorized by this Chapter.

(c) The Owner or driver/operator who overcharges a fare shall be liable to the person who hires the taxicab or pedi-cab for the difference between the amount of fare actually charged and the amount of fare authorized by this Chapter.

(d) The remedies provided by this section are in addition to any other legal or equitable remedies, and are not intended to be exclusive.

5.35.220 Testing of taxicab drivers for controlled substances and alcohol.

(a) Drivers shall test negative for each of the controlled substances specified in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, before employment. Drivers shall test negative for these controlled substances and for alcohol as a condition of grant of permit and renewal of a permit. As used in this section, a negative test for alcohol means an alcohol screening test showing a breath alcohol concentration of less than 0.02 percent.

(b) Procedures shall be substantially as in Part 40 (commencing with Section 40.1) of Title 49 of the Code of Federal Regulations, except that the driver shall show a valid California driver's license at the time and place of testing, and except as provided otherwise in this section. Requirements for rehabilitation and for return-to-duty and follow-up testing and other requirements, except as provided otherwise in this section, shall be

implemented by Owners substantially as in Part 382 (commencing with Section 382.101) of Title 49 of the Code of Federal Regulations.

(c) A test from another jurisdiction shall be accepted by the City. Any negative test result shall be accepted for one year as meeting the requirement for periodic permit renewal testing, if the driver has not tested positive subsequent to a negative result. However, an earlier negative result shall not be accepted as meeting the pre-employment testing requirement for any subsequent employment, or any testing requirements under the program other than periodic testing.

(d) In the case of a self-employed independent driver, the test results shall be reported directly to the City, which shall notify the taxicab leasing company of record, if any, of positive results. In all other cases, the results shall be reported directly to the Owner, who shall notify the City immediately of positive results.

(e) All test results are confidential and shall not be released without the consent of the driver, except as authorized or required by law.

(f) Self-employed independent drivers shall be responsible for compliance with, and shall pay all costs of, this program with regard to themselves. Owners shall be responsible for compliance with, and shall pay all costs of, this program with respect to their employees and potential employees, except that an Owner may require employees who test positive to pay the costs of rehabilitation and of return-to-duty and follow-up testing.

(g) Upon the request of a driver applying for a permit, the City shall give the driver a list of the consortia certified pursuant to Part 382 (commencing with Section

382.101) of Title 49 of the Code of Federal Regulations that the City knows offer tests in or near the City.

5.35.230 Refusal to Pay and Receipt.

(a) Refusal to Pay Fares Prohibited.

(1) No person shall refuse to pay the fare imposed on the person for having received any taxicab or pedi-cab service.

(2) No person shall hire any taxicab or pedi-cab with the intent to defraud the owner or driver/operator of the value of the service.

(3) The remedies provided by this section are in addition to any other legal or equitable remedies, and are not intended to be exclusive.

(b) Receipt for Fare. The driver/operator of any taxicab or pedi-cab shall give any passenger who so requests a receipt for the fare charged and paid. The receipt shall contain:

- (1) The name of the business;
- (2) The name of the driver/operator;
- (3) Taxicab or pedi-cab license number;
- (4) Date of transaction; and
- (5) The amount of fares charged and paid.

5.35.240 Taxicab Equipment and conditions required.

(a) Each taxicab operated under a taxicab permit issued pursuant to this Chapter shall at all times have:

- (1) One operable safety belt for each passenger carried;
- (2) A spare tire, capable of being used on any of the wheels of the vehicle;

- (3) A set of tools for changing tires;
- (4) Two independently acting and entirely unconnected braking systems in proper operating order;
- (5) Safety or shatterproof glass in windshield, windows and doors; and
- (6) An “out of service” sign within the vehicle, with dimensions of twelve (12) inches by fourteen (14) inches, to be displayed in the right rear window during those times when the taxicab is on public streets and not available for hire by the general public.

(b) Each taxicab operated under a taxicab license issued pursuant to this Chapter shall be maintained in such condition so that:

- (1) All doors, windows, hood and trunk will open and close securely;
- (2) The inside of the taxicab and the luggage compartment is free of litter and trash, and shall be maintained such that it does not soil, rip or otherwise damage the passenger’s clothing or effects; and
- (3) The exterior of the taxicab is clean and in good repair, and does not have any missing components.

(c) All taxicabs shall be no more than nine model years old or exceed four hundred thousand (400,000) miles, upon the annual taxi inspection date. These two requirements may be waived at the discretion of the Permits Unit, if the taxicab meets all current safety inspection requirements.

5.35.245 Pedi-cab equipment and conditions required.

(a) Each pedi-cab operated under a pedi-cab permit issued pursuant to this Chapter shall at all times be clean and safe, and have:

- (1) Seatbelts for all passengers;

- (2) Seat backs for all passengers;
- (3) Hydraulic or mechanical disc brakes;
- (4) Reflectors on each wheel and on the front and rear of the vehicle;
- (5) Headlights and taillights;
- (6) Turn signals visible from the front and rear of the vehicle; and
- (7) Grab rails.

(b) The seating area of the pedi-cab shall be free of litter and trash, and shall be maintained such that it does not soil, rip or otherwise damage the passenger's clothing or effects.

5.35.250 Identification of taxicabs.

(a) Taxicabs identified and permitted by another jurisdiction may use that identification scheme while working within the City.

(b) For taxicabs not previously identified and permitted by another jurisdiction, the following identification shall be placed on both sides and the rear of each taxicab operated under this chapter, to be applied by non-water-soluble paint or similar material:

(1) A serial body number, issued by the Chief of Police for each taxicab:

(A) Shall be placed on both the front quarter panels and the left side of the rear trunk lid of each vehicle.

(B) Shall be at least four inches in height and of such color as will contrast distinctly with the color of the body of the taxicab.

(2) The owner's trade name:

(A) Shall include the word "taxicab," "taxi" or "cab."

(B) Shall be in letters at least four inches in height and of such color as will contrast distinctly with the color of the body of the taxicab.

(c) The owner and the driver shall maintain the paint, color scheme if a scheme has been adopted, decals and lettering on the exterior of a taxicab in good condition for the duration of the permit period, and visible at all times.

(d) All identification required to be placed on a taxicab shall be removed within forty-eight (48) hours after such taxicab is removed from the owner's taxicab service.

5.35.255 Identification of pedi-cabs.

(a) The following identification shall be placed on both sides and the rear of each pedi-cab passenger compartment, to be applied by non-water-soluble paint or similar material, to be clearly visible at all times, and shall be at least four inches in height and of such color as will contrast distinctly with the color of the body of the taxicab:

- (1) The permit number, issued by the Chief of Police for each pedi-cab;
- (2) The Owner's trade name.

(b) The owner and the driver/operator shall maintain the paint, color scheme if a scheme has been adopted, decals and lettering on the exterior of a pedi-cab in good condition for the duration of the permit period.

(c) All identification required to be placed on a pedi-cab shall be removed within forty-eight (48) hours after such pedi-cab is removed from service.

5.35.260 Safety inspection.

(a) All vehicles shall be safety inspected annually in the manner provided for by this Chapter, the California Vehicle Code, and/or Government Code § 53075.5, as applicable. The inspection shall be completed prior to the renewal of the permit. If the

vehicle successfully completes the safety inspection, a safety permit sticker shall be issued and shall be displayed in the rear window of a taxicab or on the rear of the passenger compartment of a pedi-cab.

(b) Taxicabs that are owner-operated vehicles will receive a taxicab safety permit sticker only if the registered owner holds a valid taxi driver permit.

(c) The driver of a vehicle shall inspect the vehicle and its equipment at least once each day.

(d) The owner of a vehicle, who is aware of or should have been aware of any unsafe condition of the vehicle, shall not allow the vehicle to be used until necessary repairs are made.

5.35.270 Evidence of mechanical condition.

(a) Upon receipt of a citizen's complaint or police officer's observation regarding the mechanical condition of a vehicle, or following the vehicle's involvement in an accident, the Chief of Police may require any or all of the following:

(1) A visual inspection of the vehicle by a member of the Police Department; and/or

(2) An interview by a member of the Police Department with the owner or driver/operator of the vehicle regarding the mechanical condition of the vehicle; and/or

(3) A sworn statement that the vehicle is in safe operating condition, made in the same manner as that submitted with a permit application.

(b) If the owner or driver/operator of the vehicle refuses to submit to an inspection as required by subsection (a) of this section, the Chief of Police may issue an order prohibiting such vehicle from use in service.

(c) Upon determination that any vehicle operated under a permit is not in safe operating condition, the Chief of Police may issue an order requiring that such vehicle not be used in service until it has been repaired to the satisfaction of the Chief of Police.

(d) The Chief of Police shall have the authority to impound vehicles which continue to be used for service in violation of the order.

5.35.280 Report of accidents.

Each permitted Owner and driver/operator of a vehicle involved in an accident resulting in property damage exceeding one hundred dollars (\$100.00), or personal injury of any kind, shall report the accident to the Chief of Police within ten days after the accident.

5.35.290 Owner's records.

(a) The Owner shall maintain at all times complete and accurate records of:

(1) The names, addresses and dates of commencement and termination of employment or engagement under contract of drivers/operators by the Owner;

(2) The description of the vehicle driven by each driver/operator, including the make, model, serial number and license number (as applicable);

(3) The hours during which each driver/operator is on duty and the number of trips taken by each driver/operator;

(4) A log of all trips made by drivers/operators including the starting and destination points and times; and

(5) All other information required by State law.

(b) The Owner shall maintain such records for a minimum period of five years and shall make them available for inspection upon request by the Chief of Police.

(c) The Owner, who is aware of or should have been aware that a driver/operator does not possess a valid City driver's permit, shall not dispatch that driver/operator for hire within the City.

(d) Drivers/operators shall submit to Owner a daily log sheet indicating, at a minimum, the following:

- (1) Driver/operator name;
- (2) Date;
- (3) Vehicle number;
- (4) Time started;
- (5) Time finished;
- (6) Time of pick-up call;
- (7) Pick-up location; and
- (8) Drop-off location.

5.35.300 Reserved.

5.35.310 Taxicab insurance requirements.

(a) No taxicab permit shall be issued or continued in operation unless there is in full force and effect a policy of comprehensive automobile liability insurance in a form approved by the City Attorney, executed by an insurance company authorized to conduct business in the state of California and with an A.M. Best rating of at least A VII, whereby the Owner and driver of each of the taxicabs operated under the permit are insured against liability for damage to property and for injury to or death of any person as a result of the ownership, operation or other use thereof. The minimum liability limits upon each vehicle shall not be less than one million dollars (\$1,000,000.00) combined single limit for bodily

injury to or death of any persons and for damages to or destruction of property in any one accident.

(b) Such policy of insurance shall contain an endorsement providing that the policy will not be cancelled until notice in writing has been given to the City of Santa Clara, addressed to the Chief of Police, at least thirty (30) days immediately prior to the time such cancellation becomes effective.

(c) Such policy of insurance shall name the City of Santa Clara, its City Council, commissions, officers, employees, volunteers and agents as additional insureds using an endorsement acceptable in form to the City Attorney.

(d) Taxicab permit holders, vehicle owners and drivers shall indemnify, defend and hold harmless the City, its City Council, commissions, officers, employees, volunteers and agents from any loss, liability, claim, injury or damage arising or alleged to arise from the willful or negligent acts or omissions of the taxicab permit holder, vehicle owner or driver in connection with the provision of transportation service pursuant to the taxicab permit.

5.35.315 Pedi-cab Insurance Requirements.

(a) No pedi-cab permit shall be issued or continued in operation unless there are in full force and effect policies of general liability coverage and general umbrella insurance, executed by an insurance company authorized to conduct business in the state of California and with an A.M. Best rating of at least A VII, whereby the Owner and operator of each of the pedi-cabs operated under the permit are insured against liability for damage to property and for injury to or death of any person as a result of the ownership, operation or other use thereof. The minimum liability limits shall be in the amounts set forth in Vehicle

Code Section 21215, which section is made expressly applicable to pedi-cabs defined under Vehicle Code §§ 467(a) and (b) in the City of Santa Clara.

(b) Such policy of insurance shall contain an endorsement providing that the policy will not be cancelled until notice in writing has been given to the City of Santa Clara, addressed to the Chief of Police, at least thirty (30) days immediately prior to the time such cancellation becomes effective.

(c) Such policy of insurance shall name the City of Santa Clara, its City Council, commissions, officers, employees, volunteers and agents as additional insureds using an endorsement acceptable in form to the City Attorney.

(d) Pedi-cab permit holders, vehicle owners and driver/operators shall indemnify, defend and hold harmless the City, its City Council, commissions, officers, employees, volunteers and agents from any loss, liability, claim, injury or damage arising or alleged to arise from the willful or negligent acts or omissions of the permit holder, vehicle owner or driver/operator in connection with the provision of transportation service pursuant to the permit.

Article III. Taxicab Driver's Permit

5.35.320 Application.

(a) No person shall operate any taxicab in the City unless the person has a valid driver's permit to do so as hereinafter provided.

(b) Application for a taxicab driver's permit shall be made in writing to the Chief of Police setting forth the following information:

(1) The applicant's name, date of birth, address, California driver's license number, and past experience with regard to taxicab service;

(2) The names and addresses of the applicant's employers during the preceding three years;

(3) Whether an operator's or a chauffeur's license issued to the applicant by any state or governmental agency has ever been revoked, and the reasons therefor;

(4) Whether the applicant has been convicted of a crime within five years prior to the date of the application, including the nature of the crimes;

(5) Attaching a printed Department of Motor Vehicles driving record report;

(6) The name and address of the Owner by whom the applicant is to be employed or engaged under contract as a taxicab driver;

(7) The endorsement by the owner, by whom the applicant is to be employed or engaged under contract as a taxicab driver, on the application stating that the applicant has acquired proficient knowledge of the traffic laws of the State of California and the City, and of the streets of the City, and to safely operate a public transportation vehicle in the City;

(8) Whether the applicant has paid all applicable taxes imposed by the City, including the business tax certificate if applicant is to be engaged under contract as an independent contractor;

(9) Compliance with the controlled substances and alcohol testing requirements set forth in this Chapter; and

(10) Such additional information as the Chief of Police may require.

5.35.330 Permit card.

The taxicab driver's photo permit shall be posted in a place conspicuous from the passenger's compartment of the taxicab.

5.35.340 Permit fingerprints and requirements.

(a) Applicants shall be fingerprinted by the Police Department.

(b) Prior to the issuance of a taxicab driver's permit, the applicant must demonstrate to the Chief of Police proficient knowledge of the City's Taxi Ordinance, the traffic laws of the State of California, and the streets of the City.

5.35.350 Reserved.

5.35.360 Grounds for denial.

The Chief of Police, or the City Manager on appeal, may deny an application for a taxicab driver's permit filed by any person who:

(a) Is under the age of eighteen (18) years;

(b) Does not hold a valid driver's license issued by the California Department of Motor Vehicles for the type of vehicle the applicant proposes to use as a taxicab in the City;

(c) Has a positive result in a controlled substance or alcohol test, as described in this Chapter;

(d) Within five years prior to the date of application, has been convicted of a crime that is substantially related to the qualifications, functions or duties of a taxicab driver including, but not limited to:

(1) Hit and Run;

(2) An offense involving conduct which requires registration under California Penal Code Section 290;

(3) Any offense involving the use, possession, sale or transportation of controlled substances, where the commission of such offense involved the use of a motor vehicle; and

(4) Reckless driving or driving under the influence of any drug or intoxicating liquor, regardless of whether the incident resulted in bodily injury or death.

(e) Any other fact or occurrence that renders it unsafe for the applicant to perform the functions or duties of a taxicab driver;

(f) Does not demonstrate proficient knowledge of the traffic laws of the State and the City, the streets of the City, or, to safely operate a public transportation vehicle in the City;

(g) Has failed to furnish the information required for the application for the permit;

(h) Has made a false statement, or concealed a material fact, or otherwise committed any fraud in the application;

(i) Has had a taxicab driver's permit revoked within three years prior to the date of application;

(j) Has failed to pay when due all applicable fees and taxes imposed by the City;

(k) The printed Department of Motor Vehicles driving record report indicates more than three chargeable vehicle accidents within the last three years or more than one such accident in the last one year; or

(l) The Chief of Police may deny the granting of any permit to drive any taxicab in the City for any other reasonable cause that, within its discretion, renders the proposed operations unsafe to the City.

5.35.370 Issuance of permit and renewal.

(a) Within a reasonable time after receipt of the application, the Chief of Police shall issue a taxicab driver's permit to the applicant, if the Chief determines that there is no ground for denial of the permit.

(b) The duration of the permit issued pursuant to this chapter shall be for one year from the date of the application.

(c) Renewal of a taxicab driver's permit shall require a renewal fee, proof of compliance with drug and alcohol testing program requirements, and proof of continued employment with Owner. Re-testing may be required of the taxicab driver.

5.35.380 Information on permit.

Each taxicab driver's permit shall be numbered and signed by the Chief of Police and shall contain the following information:

- (a) The date of expiration of permit;
- (b) The driver's name and driver's license number;
- (c) A description of the driver, including date of birth, sex, height, weight, color of eyes and color of hair;
- (d) The name of the Owner by whom the driver is employed or engaged under contract;
- (e) Photograph; and
- (f) Other information as may be deemed necessary by the Chief of Police.

5.35.390 Termination of employment or contract.

(a) The taxicab driver's permit shall be automatically void upon the termination of the driver's employment or contract with the owner who endorsed the permit application.

(b) Within twenty-four (24) hours after any termination of employment or contract, the Owner shall notify the Chief of Police in writing of such termination. Within twenty-four (24) hours, Driver shall surrender the taxicab driver's permit to the Chief of Police. If said permit is unavailable, the Owner and Driver shall state on the notification the unavailability of the permit and the reasons therefor.

5.35.400 Reissuance of permit.

(a) The Chief of Police may approve reissuance of a taxicab driver's permit to an applicant without requiring the applicant's photographs and fingerprints, and the permit fee, if an application endorsed by another Owner is filed within six months after the applicant's prior employment or contract with a taxicab business as a driver was terminated.

(b) This section does not apply to an applicant whose employment or contract with a taxicab business as a driver was terminated for reasons which constituted any of the grounds for denial, suspension or revocation of a taxicab driver's permit.

5.35.410 Reserved.

5.35.420 Driver's appearance.

The taxicab drivers shall wear shoes at all times while on duty. Nothing in this chapter shall preclude an owner from establishing a dress code or similar rules to regulate the appearance of all drivers. Taxicab drivers shall not sleep in their vehicles while on duty.

Article IV. Pedi-cab Operator's Permit

5.35.430 Application.

(a) No person shall operate any pedi-cab in the City unless the person has a valid operator's permit to do so as hereinafter provided.

(b) Application for a pedi-cab operator's permit shall be made in writing to the Chief of Police setting forth the following information:

(1) The applicant's name, date of birth, address, California driver's license number (if the operator has a current driver's license) or other valid government-issued identification, and past experience with regard to pedi-cab service;

(2) The names and addresses of the applicant's employers during the preceding three years;

(3) Whether an operator's license issued to the applicant by any state or governmental agency has ever been revoked, and the reasons therefor;

(4) Whether the applicant has been convicted of a crime within five years prior to the date of the application, including the nature of the crimes;

(5) The name and address of the Owner by whom the applicant is to be employed or engaged under contract as a pedi-cab driver;

(6) The endorsement by the Owner, by whom the applicant is to be employed or engaged under contract as a pedi-cab driver, on the application stating that the applicant has acquired proficient knowledge of the traffic laws of the State of California and the City, and of the streets of the City, and to safely operate a pedi-cab in the City;

(7) Whether the applicant has paid all applicable taxes imposed by the City, including the business tax certificate if applicant is to be engaged under contract as an independent contractor;

(8) Attaching a printed Department of Motor Vehicles driving record report if the operator has a California driver's license;

(9) Such additional information as the Chief of Police may require.

5.35.440 Permit card.

The pedi-cab operator permit shall be kept with the operator at all times when the pedi-cab is in service.

5.35.450 Permit fingerprints and requirements.

(a) Applicants shall be fingerprinted by the Police Department.

(b) Prior to the issuance of a pedi-cab operator permit, the applicant must demonstrate to the Chief of Police:

(1) Proficient knowledge of the City's Ordinance, the traffic laws of the State of California, and the streets of the City.

(2) Ability to properly and safely operate a pedi-cab may be considered in each pedi-cab operator permit evaluation.

5.35.460 Grounds for denial.

The Chief of Police, or the City Manager on appeal, may deny an application for a pedi-cab operator permit filed by any person who:

(a) Is under the age of eighteen (18) years;

(b) Does not hold a valid driver's license issued by the California Department of Motor Vehicles or other valid government issued identification;

(c) Within five years prior to the date of application, has been convicted of a crime that is substantially related to the qualifications, functions or duties of a pedi-cab operator including, but not limited to:

(1) Hit and Run;

(2) An offense involving conduct which requires registration under California Penal Code Section 290;

(3) Any offense involving the use, possession, sale or transportation of controlled substances, where the commission of such offense involved the use of a motor vehicle or pedi-cab; and

(4) Reckless driving or driving under the influence of any drug or intoxicating liquor, regardless of whether the incident resulted in bodily injury or death.

(d) Any other fact or occurrence that renders it unsafe for the applicant to perform the functions or duties of a pedi-cab operator;

(e) Does not demonstrate proficient knowledge of the traffic laws of the State and the City, the streets of the City, or, to safely operate a pedi-cab in the City;

(f) Has failed to furnish the information required for the application for the permit;

(g) Has made a false statement, or concealed a material fact, or otherwise committed any fraud in the application;

(h) Has had a pedi-cab operator permit revoked within three years prior to the date of application;

(i) Has failed to pay when due all applicable taxes imposed by the City;

(j) The printed Department of Motor Vehicles driving record report, if the operator has a driver's license, indicates more than three chargeable vehicle accidents within the last three years or more than one such accident in the last one year; or

(k) The Chief of Police may deny the granting of any permit to operate any pedi-cab in the City for any other reasonable cause that, within its discretion, renders the proposed operations unsafe to the City.

5.35.470 Issuance of permit and renewal.

(a) Within a reasonable time after receipt of the application, the Chief of Police shall issue a pedi-cab operator permit to the applicant, if the Chief determines that there is no ground for denial of the permit.

(b) The duration of the permit issued pursuant to this chapter shall be for one year from the date of the application.

(c) Renewal of a pedi-cab operator permit shall require a renewal fee and proof of continued employment with Owner. Re-testing may be required of the pedi-cab operator.

5.35.480 Information on permit.

Each pedi-cab operator permit shall be numbered and signed by the Chief of Police and shall contain the following information:

- (a) The date of expiration of permit;
- (b) The operator's name;
- (c) A description of the operator, including date of birth, sex, height, weight, color of eyes and color of hair;
- (d) The name of the Owner by whom the operator is employed or engaged under contract;
- (e) Photograph; and
- (f) Other information as may be deemed necessary by the Chief of Police.

5.35.490 Termination of employment or contract.

(a) The pedi-cab operator permit shall be automatically revoked upon the termination of the operator's employment or contract with the Owner who endorsed the permit application.

(b) Within twenty-four (24) hours after any termination of employment or contract, the Owner and operator shall jointly notify the Chief of Police in writing of such termination and surrender any pedi-cab operator permit in their respective possessions. If said permit is unavailable, the Owner and operator shall state on the notification the unavailability of the permit and the reasons therefor.

5.35.500 Reissuance of permit.

(a) The Chief of Police may approve reissuance of a pedi-cab operator permit to an applicant without requiring the applicant's photographs and fingerprints, and the permit fee, if an application endorsed by another Owner is filed within six months after the applicant's prior employment or contract with a pedi-cab business as a driver was terminated.

(b) This section does not apply to an applicant whose employment or contract with a pedi-cab business as an operator was terminated for reasons which constituted any of the grounds for denial, suspension or revocation of a pedi-cab operator permit.

5.35.510 Operator's appearance.

The pedi-cab operator shall wear shoes at all times while on duty. Nothing in this chapter shall preclude an Owner from establishing a dress code or similar rules to regulate the appearance of all operators. Operators shall not sleep in their vehicles while on duty.

Article V. Suspension and Revocation

5.35.520 Suspension or revocation of permit.

The Chief of Police, or the City Manager on appeal, shall have the power to suspend or revoke a permit issued under this Chapter, on any of the grounds stated in this Chapter, or on any of the following grounds:

(a) The violation by the owner of any of the terms, conditions or requirements of the permit.

(b) Any act or omission of the Owner or driver/operator of any fact or condition which, if it existed at the time the application for a permit was filed, would have warranted the denial of the application.

(c) Cancellation or suspension of any insurance policy or coverage required of the owner under this Chapter.

(d) Failure of the Owner or driver/operator to pay any judgment for personal injury of death, or property damage arising out of the conduct of business under the permit issued pursuant to this chapter, within thirty (30) days after the judgment has become final.

(e) Voluntary written request by the Owner or driver/operator to suspend the taxicab license for a definite period of time.

(f) Overcharge of, or the attempt to overcharge, fares by the Owner or driver/operator.

(g) Failure of the Owner or driver/operator to pay when due any applicable taxes imposed by the City.

(h) Any activity that impairs the safety of passengers.

(i) Suspension, revocation or expiration of license to drive by the Department of Motor Vehicles or any other governmental agency.

5.35.530 Notice and hearing for suspension and revocation.

Revocations and suspensions shall be administered as follows:

(a) Except as provided in SCCC 5.35.540, a permit issued pursuant to this Chapter shall be revoked or suspended only after the Owner or driver/operator has been given reasonable notice and opportunity to be heard.

(b) Whenever the Chief of Police has reasonable cause to believe that grounds for the suspension or revocation of a permit exists, he/she shall give the holder of the permit written notice stating the grounds for the suspension or revocation and the effective date of the suspension or revocation. The effective date of the suspension or revocation shall be no less than ten (10) calendar days after the date of the notice. This notice will be by certified mail, return receipt requested, sent to the address shown on the last application or renewal, or by personal service. The decision of the Chief of Police to revoke or suspend a permit may be appealed to the City Manager or designee. The notice shall provide the permit holder with information on the appeal process.

(c) The license holder must submit a request for an appeal hearing to the City Manager within ten calendar days after the date of the City's notice.

(d) Upon receipt of a request for an appeal hearing, the City Manager, or designee, shall conduct a hearing within forty-five (45) days of the request. The City Manager, or designee, shall notify the permit holder in writing of the date, time, and place of the hearing. The hearing shall not be less than ten days after the service of the notice of hearing by postage of the notice by certified mail, return receipt requested, or by personal service.

(e) The suspension or revocation shall be stayed pending the outcome of the appeal hearing.

(f) At the hearing, both the holder of the permit and the Chief of Police shall have the right to appear and be represented by counsel and to present evidence and arguments which are relevant to the grounds for the appeal, as stated in the written grounds for the appeal hearing. Within ten working days of the conclusion of the hearing, the City Manager shall issue a written decision which states whether the decision of the Chief of Police is upheld, modified, or reversed; the length of any suspension, and the effective date of the suspension or revocation. The decision of the City Manager shall be served on the holder of the permit by certified mail, return receipt requested, or by personal service.

(g) The decision of the City Manager shall be final.

(h) Unless otherwise specifically prohibited by law, the burden of proof is on the permittee/applicant in any hearing or other matter under this chapter.

(i) Upon a written decision of the City Manager which suspends or revokes a permit, the holder of the permit shall surrender the permit to the Chief of Police immediately after service of the notice of the decision.

5.35.540 Emergency suspension.

(a) The Chief of Police may issue a notice suspending a permit for a period not exceeding ten days without having conducted a hearing therefor, if the Chief determines that the continued use of the permit will cause immediate hazard to the public safety, health or welfare.

(b) Within ten days of the effective date of the notice, the City Manager shall hold a hearing for the owner or driver/operator to show cause why the permit should not be suspended or revoked.

(c) The notice issued by the Chief of Police under subsection (a) of this section shall also contain a notice of the hearing setting forth the date, time and place of the hearing.

5.35.550 Notice of violation and hearing.

Any person found to be owning or operating a taxicab or pedi-cab in the City in violation of the provisions of this Chapter shall be issued a notice of violation by the Santa Clara Police Department, in person or by mail, to be enforced in accordance with the provisions of SCCC Title 1 (“General Provisions”) and the provisions of this Chapter. Operation of a taxicab without a valid permit shall be punishable by an administrative citation in an amount not less than \$5,000 pursuant to Government Code § 53075.5(i).”

SECTION 2: Ordinances Repealed. Ordinance Nos. 1713, 1741, 1763, 1807, 1850, 1898, 1926, and 1959, creating Chapter 5.35 (“Taxicabs”) of Title 5 (“Business Licenses and Regulations”) of “The Code of the City of Santa Clara, California” (“SCCC”), and all ordinances amendatory thereto, and, with exception of the provisions protected by the savings clause, all ordinances (or parts of ordinances) in conflict with or inconsistent with this ordinance are hereby repealed.

SECTION 3: Savings clause. The changes provided for in this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any right established or accruing before the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to the effective date of this ordinance. All fee schedules shall remain in force until superseded by the fee schedules adopted by the City Council.

SECTION 4: Effective date. This ordinance shall take effect on January 1, 2019, or thirty (30) days after its final adoption, whichever is later. However, prior to its final adoption it shall be published in accordance with the requirements of Section 808 and 812 of “The Charter of the City of Santa Clara, California.”

PASSED FOR THE PURPOSE OF PUBLICATION this _____ day of _____, 2018, by the following vote:

AYES:	COUNCILORS:
NOES:	COUNCILORS:
ABSENT:	COUNCILORS:
ABSTAINED:	COUNCILORS:

ATTEST:

JENNIFER YAMAGUMA
ACTING CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None
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Agenda Report

18-411

Agenda Date: 10/2/2018

REPORT TO STADIUM AUTHORITY BOARD

SUBJECT

Action on the Financial Status Report for the Quarter and Fiscal Year Ending March 31, 2018

BACKGROUND

In Fiscal Year 2014/15 the Stadium Authority Board (“Board”) requested that staff prepare quarterly Santa Clara Stadium Authority (“Stadium Authority”) Financial Status Reports. These reports provide an update on the events held at Levi’s Stadium, Stadium Authority finances, and the impact of Stadium Authority activity on the City of Santa Clara (“City”).

DISCUSSION

The attached fourth quarter financial status report provides information covering the Stadium Authority’s 2017/18 fiscal year, which runs from April 1, 2017 to March 31, 2018. The report summarizes National Football League (“NFL”) and non-NFL event activity at Levi’s Stadium and describes the financial impact of these events on the Stadium Authority and City since FY 2014/15. The report also provides the budget to actual revenue and expense summaries for the operating, debt service, and capital funds. Analysis of the financial activity through the fiscal year measures the adherence to the budget and allows the Stadium Authority to monitor and project revenues and expenses. Any significant variances are explained in the report.

NFL Event Revenue and Expenses

Levi’s Stadium hosted ten NFL games in the Fiscal Year 2017/18 with a total of 643,189 tickets sold. This resulted in \$7.8 million in NFL ticket surcharge for the Stadium Authority and \$225,000 of Senior and Youth Program Fees for the City. Public safety costs for NFL games totaled \$2.6 million which is 14.6% lower than the prior fiscal year due to the continued effort to be more efficient with the deployment of our limited staff resources and to utilize other widely used public safety strategies. All of these costs have been reimbursed to the City. The Tasman lot parking fee also generated \$28,000 for the City’s General Fund.

Non-NFL Event Revenue and Expenses

The Stadium Authority held 13 ticketed non-NFL event and 113 special events which are detailed in the report. The non-NFL event ticket sales generated \$1.5 million in ticket surcharge revenue, half of which funded the discretionary fund. Public safety costs for these events totaled \$2 million all of which have been reimbursed to the City.

New to this report is the inclusion of two additional tables (shown on page 8 of the attached report) in response to Board inquiries which provide detail on the net \$5.16 million revenue generated for non-NFL ticketed and other events in FY 2017/18:

1. *Net Revenue for Non-NFL Events by Event Type* - this reflects the net revenue for non-NFL events by event type.
2. *Non-NFL Event Results by Category* - this reflects total revenue and expenses for all Non-NFL events by category.

As detailed in one of these tables (see below), the net \$5.16 million in net revenues is due to ticketed events and other events generating \$1.52 million and \$3.64 million in net revenues, respectively. The table further provides information on the net revenue generated from ticketed events in the amount of \$1.52 million whereby net revenue primarily from concerts and soccer events in the amount of \$1.82 and \$3.23 million, respectively, are offset with net losses from non-NFL football events in the amount of \$3.6 million.

EVENT TYPE	2016/17			2017/18			Change	
	No. of Events	Net Revenue ⁽¹⁾	% of Total Net Revenue	No. of Events	Net Revenue ⁽¹⁾	% of Total Net Revenue	No. of Events	Net Revenue ⁽¹⁾
Ticketed Events								
Concerts	4	\$ 2,424,572	46%	2	\$ 1,819,099	35%	(2)	\$ (605,473)
Sporting events:								
Football (non-NFL)	4	(2,946,165)	-55%	4	(3,601,827)	-70%	-	(655,662)
Soccer	5	2,414,209	45%	3	3,228,754	63%	(2)	814,545
Miscellaneous events	5	(159,175)	-3%	4	76,379	1%	(1)	235,554
Subtotal Ticketed Events	18	\$ 1,733,441	33%	13	\$ 1,522,405	29%	(5)	\$ (211,036)
Subtotal Remaining Non-NFL Events (weddings, corporate events, etc.)	127	\$ 3,583,453	67%	113	\$ 3,640,924	71%	(14)	\$ 57,471
Total Non-NFL Net Revenue	145	\$ 5,316,894	100%	126	\$ 5,163,329	100%	(19)	\$ (153,565)
Total Performance Rent paid to the General Fund⁽²⁾		\$ 2,533,447			\$ 2,439,164			\$ (94,283)
Average General Fund Revenue per Ticketed Event		\$ 45,887			\$ 55,322			\$ 9,435

⁽¹⁾ Does not include non-NFL ticket surcharge revenue

⁽²⁾ Performance Rent is calculated as 50% of the net revenue from Non-NFL events less performance-based credit of 50% of fixed ground rent

Stadium Builder Licenses (“SBLs”) account for 37.6% of the Stadium Authority’s annual revenue in 2017/18. Annual SBL proceeds amounted to \$31.7 million, 100% of what was budgeted. There are a total of 60,467 currently active SBLs which is 91.8% of the 65,877 total sellable SBL seats. The value of these SBLs amounts to \$532.9 million of which \$424 million has already been collected.

The detailed analysis of Stadium Authority budget to actual financials is provided in the attached Financial Status Report. In summary, total operating revenues were \$82.5 million representing 98% of the overall budget for revenues and total operating expenses were \$22.5 million or 87% of the budget. The debt service fund was able to pay down \$47.1 million in debt, bringing total Stadium Authority debt down to \$382.7 million. Lastly, capital expenses amounted to \$1.3 million or 27% of the \$4.8 million budget

ENVIRONMENTAL REVIEW

The action being considered does not constitute a “project” within the meaning of the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15378(b)(4) in that it is a fiscal activity that does not involve any commitment to any specific project which may result in a potential significant impact on the environment.

FISCAL IMPACT

Costs associated with the regular preparation of this report are included in the Stadium Authority Operating Budget.

PUBLIC CONTACT

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.

RECOMMENDATION

Note and file the Santa Clara Stadium Authority Financial Status Report for the Quarter Ending March 31, 2018.

Reviewed by: Angela Kraetsch, Treasurer

Approved by: Deanna J. Santana, Executive Director

ATTACHMENTS

1. SCSA Financial Status Report for the Quarter and Fiscal Year Ending March 31, 2018

SCSA

Santa Clara Stadium Authority

SANTA CLARA STADIUM AUTHORITY FINANCIAL STATUS REPORT

Fiscal Year Ending March 31, 2018



October 2, 2018

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Introduction

This Santa Clara Stadium Authority (Stadium Authority) Financial Status Report provides information covering the Stadium Authority's 2017/18 year ended March 31, 2018 as well as comparative data from the prior fiscal year.

It is important to note that this report includes the incorporation of the following Harvey Rose audit recommendation:

2.M -The Stadium Authority Board should direct staff to report actual revenues and expenditures on an accrual basis in budgetary documents so that all amounts presented reflect actual results for the year, regardless of the timing of revenue receipt or expenses incurred.

In addition to this report, the Stadium Authority produces annual financial statements within six months of fiscal year-end. These financial statements are audited by an external audit firm and were presented to the Stadium Authority's Audit Committee on August 27, 2018 and the Stadium Authority Board on September 11, 2018. Once presented to the Stadium Authority Board, the financial statements as well as this report are published on the Stadium Authority's website.

The Stadium Authority also prepares a detailed budget prior to the beginning of the new fiscal year. The 2018/19 Stadium Authority budget was adopted on March 27, 2018.

Stadium Authority finances are structured so that the City of Santa Clara (City) is not liable for the debts or obligations of the Stadium Authority. All services provided by the City, including administrative and public safety, to the Forty Niners Stadium Management Company, LLC (Stadium Manager) or the Stadium Authority are reimbursed.

It is important to note that at the request of the Stadium Authority Board, the Stadium Manager has transferred a set of supporting financial documents for non-NFL events to the Stadium Authority which are currently being analyzed for completeness and accuracy. Once this review is complete, staff will report out the findings and if there are any changes to prior year financial information they will be reported in the current year financial statements.

The following report includes information related to non-NFL event revenues and expenses previously made available from the Stadium Manager's financial accounting system and does not include any possible corrections that may result from the analysis of the backup document that is currently underway.

NFL Events

This section provides annual and comparative data for NFL games categorized as pre-season and regular season games.

The San Francisco Forty-Niners (49ers) played a total of ten NFL games (two pre-season games and eight regular season games) at Levi's Stadium as of March 31, 2018. There were a total of 643,189 tickets sold to all NFL games, approximately 12,700 tickets, or 1.9%, less than the previous year for an average of 64,319 per game. The ticket sales resulted in \$7.8 million in NFL ticket surcharge revenue (10% of ticket sales) to the Stadium Authority. This is down by 4.5% from the same period in the prior fiscal year due to a decrease in ticket prices and number of tickets sold during the season. A total of \$225,000 of Senior and Youth Program Fees, which is based on \$0.35 per NFL ticket sold, were collected through the end of the fiscal year and transferred to the City's General Fund in support of such programs.

A total of 54,107 cars were parked in the permitted offsite parking lots generating \$293,000 in offsite parking fees. The Tasman lot parking fee generated \$28,000 for the General Fund through the end of the fiscal year. The overall number of cars parked in the permitted offsite lots and the Tasman lots went down by 13,000 cars or 18.2% when compared to the prior fiscal year. This decrease is due to lower overall attendance at NFL games in the current fiscal year.

There were \$2.6 million of NFL event public safety costs in the current fiscal year. This is down by \$452,000 or 14.6% from the prior year. This decrease is due to the continued effort of City staff to evaluate the deployment model and provide services more efficiently. It is worth noting, that there is a limit in efficiencies that can be achieved that will yield reduced public safety cost and that workforce costs continue to increase.

Of the \$2.6 million NFL event public safety costs, \$2.2 million or 83.8% are direct City costs and \$427,000 or 16.2% are outside agency costs. \$293,000 of the total NFL event public safety costs were covered by the offsite parking fees that were collected and the remaining \$2.3 million were invoiced to the Stadium Manager.

Statistics for the NFL games held at Levi's Stadium in the 2017/18 fiscal year as well as comparative data from the first three years of operations are shown in the following tables.

Levi's Stadium
2017/18 NFL Event Statistics
As of March 31, 2018

	Game 1 vs Broncos 08/19/17	Game 2 vs Chargers 08/31/17	Game 3 vs Panthers 09/10/17	Game 4 vs Rams 09/21/17	Game 5 vs Cowboys 10/22/17	Game 6 vs Cardinals 11/05/17	Game 7 vs Giants 11/12/17	Game 8 vs Seahawks 11/26/17	Game 9 vs Titans 12/17/17	Game 10 vs Jaguars 12/24/17	2017/18 YTD Total
No. of Tickets Sold	61,278	59,295	64,307	64,528	67,480	65,153	65,114	65,623	66,208	64,203	643,189
NFL Ticket Surcharge	\$ 557,568	\$ 553,588	\$ 854,183	\$ 579,381	\$ 1,517,429	\$ 584,669	\$ 1,109,495	\$ 867,454	\$ 593,163	\$ 589,259	\$ 7,806,190
Senior/Youth Program Fees	\$ 21,447	\$ 20,753	\$ 22,507	\$ 22,585	\$ 23,618	\$ 22,804	\$ 22,790	\$ 22,968	\$ 23,173	\$ 22,471	\$ 225,116
Cars Parked at Offsite Lots	5,534	3,113	6,778	6,017	6,939	4,552	5,315	4,769	5,739	5,351	54,107
City Offsite Parking Fee	\$ 29,994	\$ 16,872	\$ 36,737	\$ 32,612	\$ 37,609	\$ 24,672	\$ 28,807	\$ 25,848	\$ 31,105	\$ 29,002	\$ 293,260
Cars Parked on Tasman Lots	495	915	452	495	644	514	511	515	521	468	5,530
City Tasman Lot Parking Fee	\$ 2,475	\$ 4,575	\$ 2,260	\$ 2,475	\$ 3,220	\$ 2,570	\$ 2,555	\$ 2,575	\$ 2,605	\$ 2,340	\$ 27,650
Stadium Public Safety Costs	\$ 272,064	\$ 262,431	\$ 258,421	\$ 262,293	\$ 254,783	\$ 261,710	\$ 266,006	\$ 251,518	\$ 252,264	\$ 291,805	\$ 2,633,295
Less: Offsite Parking Fee Credit	\$ (29,994)	\$ (16,872)	\$ (36,737)	\$ (32,612)	\$ (37,609)	\$ (24,672)	\$ (28,807)	\$ (25,848)	\$ (31,105)	\$ (29,002)	\$ (293,260)
Reimbursable Stadium Public Safety Costs	\$ 242,070	\$ 245,558	\$ 221,684	\$ 229,681	\$ 217,174	\$ 237,038	\$ 237,199	\$ 225,670	\$ 221,158	\$ 262,802	\$ 2,340,035
Amount Reimbursed	\$ 242,070	\$ 245,558	\$ 221,684	\$ 229,681	\$ 217,174	\$ 237,038	\$ 237,199	\$ 225,670	\$ 221,158	\$ 262,802	\$ 2,340,035

Levi's Stadium
Historical NFL Event Statistics

	2014/15 Total	2015/16 Total	2016/17 Total	2017/18 Total
No. of Tickets Sold	682,095	669,826	655,891	643,189
NFL Ticket Surcharge	\$ 8,366,290	\$ 8,273,378	\$ 8,175,462	\$ 7,806,190
Senior/Youth Program Fees	\$ 238,733	\$ 234,439	\$ 229,562	\$ 225,116
Cars Parked at Offsite Lots	90,024	57,166	67,740	54,107
City Offsite Parking Fee	\$ 442,918	\$ 290,403	\$ 354,958	\$ 293,260
Cars Parked on Tasman Lots	4,983	6,876	5,122	5,530
Cars Parked on Golf Course	23,306	20,090	-	-
City Tasman Lot and Golf Course Parking Fee	\$ 141,445	\$ 134,830	\$ 25,610	\$ 27,650
Stadium Public Safety Costs	\$ 2,455,404	\$ 2,437,902	\$ 3,084,850	\$ 2,633,295
Golf Course Public Safety Costs	\$ 180,766	\$ 81,210	\$ -	\$ -
Subtotal Event Public Safety Costs	\$ 2,636,170	\$ 2,519,111	\$ 3,084,850	\$ 2,633,295
Less: Offsite Parking Fee Credit	\$ (442,918)	\$ (290,403)	\$ (354,958)	\$ (293,260)
Reimbursable Stadium Public Safety Costs	\$ 2,193,252	\$ 2,228,708	\$ 2,729,892	\$ 2,340,035
Amount Reimbursed	\$ 2,193,252	\$ 2,228,708	\$ 2,729,892	\$ 2,340,035

Non-NFL Events

This section provides annual and comparative data for non-NFL events categorized as events ranging from high school and college football games, international soccer matches, concerts, wedding fairs, and special events. Staff is continuing to work with the Stadium Manager on compliance with the required disclosure of efforts to book non-NFL Events for the Stadium Authority as outlined in the Stadium Management Agreement section 3.3.

During the current reporting period there were a total of 384,282 tickets sold for the 13 ticketed non-NFL events that were held, resulting in \$1.5 million in non-NFL event ticket surcharge revenue (from the \$4 per ticket non-NFL event surcharge). This is a decrease in ticket surcharge revenue of \$792,000 or 34% over the same period in the prior year. The main reason for the decrease is fewer events held in the current year (13) when compared to the prior year (18).

In correlation with the decrease in the number of events, parking at the permitted offsite parking lots also saw a decrease when compared to the prior year. There were 30,734 cars parked at these offsite lots, a 49.6% decrease from the previous year. The City received \$165,000 in related offsite parking fees.

Total non-NFL event public safety costs were \$2 million, a decrease of \$1.2 million or 37.8% from the prior year. As noted previously, this decrease in cost is due to fewer events held this year when compared to the prior year. Of these costs, \$165,000 were covered by the offsite parking fee and the remaining \$1.9 million were invoiced to the Stadium Manager.

There were also 113 smaller special events held at Levi's Stadium which is a 10.3% decrease from the 126 events that were held in the prior year. However the attendance at these events went up from 54,176 in the prior year to 62,917 in the current year, a 16.1% increase. Examples of these special events include corporate events of various sizes, weddings, holiday parties, high school dances, etc.

Statistics for the 13 non-NFL ticketed events and 113 special events held at Levi's Stadium in the 2017/18 fiscal year as well as comparative data from the first three years of operations are shown in the following tables.

**Levi's Stadium
2017/18 Non-NFL Ticketed Event Statistics
As of March 31, 2018**

	Monster Jam 04/22/17	U2 Concert 05/17/17	Wedding Fair 05/21/17	Wedemeyer High School Football 06/24/17	Champions Cup Soccer 07/23/17	Gold Cup Final 07/26/17	High School Football 09/23/17	Coldplay Concert 10/04/17	Wedding Fair 10/15/17	Pac 12 Championship 12/01/17	Foster Farms Bowl 12/27/17	Bacon & Beer Classic 02/24/18	Mexico vs. Iceland Soccer Match 03/23/18	2017/18 YTD Total
No. of Tickets Sold	38,805	49,489	401	1,761	58,294	57,728	3,679	44,547	438	38,282	26,156	3,368	61,334	384,282
Non-NFL Ticket Surcharge	\$ 155,220	\$ 197,956	\$ 1,604	\$ 7,044	\$ 233,176	\$ 230,912	\$ 14,716	\$ 178,188	\$ 1,752	\$ 153,128	\$ 104,624	\$ 13,472	\$ 245,336	\$ 1,537,128
Cars Parked at Offsite Lots	4,022	3,917	-	-	6,072	5,455	-	2,819	-	3,107	349	-	4,993	30,734
City Offsite Parking Fee	\$ 21,075	\$ 20,525	\$ -	\$ -	\$ 32,910	\$ 29,566	\$ -	\$ 15,279	\$ -	\$ 16,840	\$ 1,892	\$ -	\$ 27,062	\$ 165,149
Stadium Public Safety Costs	\$ 180,993	\$ 272,191	\$ 1,624	\$ 8,013	\$ 245,802	\$ 269,155	\$ 9,063	\$ 276,815	\$ 3,557	\$ 217,824	\$ 123,655	\$ 4,393	\$ 295,018	\$ 1,908,103
Less: Offsite Parking Fee Credit	\$ (21,075)	\$ (20,525)	\$ -	\$ -	\$ (32,910)	\$ (29,566)	\$ -	\$ (15,279)	\$ -	\$ (16,840)	\$ (1,892)	\$ -	\$ (27,062)	\$ (165,149)
Reimbursable Public Safety Costs	\$ 159,917	\$ 251,666	\$ 1,624	\$ 8,013	\$ 212,892	\$ 239,589	\$ 9,063	\$ 261,536	\$ 3,557	\$ 200,985	\$ 121,763	\$ 4,393	\$ 267,955	\$ 1,742,954
Amount Reimbursed	\$ 159,917	\$ 251,666	\$ 1,624	\$ 8,013	\$ 212,892	\$ 239,589	\$ 9,063	\$ 261,536	\$ 3,557	\$ 200,985	\$ 121,763	\$ 4,393	\$ 267,955	\$ 1,742,954

**Levi's Stadium
Historical Non-NFL Event Statistics⁽¹⁾**

	2014/15 Total	2015/16 Total	2016/17 Total	2017/18 Total
No. of non-NFL Ticketed Events	9	17	18	13
No. of Tickets Sold	377,312	629,004	582,349	384,282
Non-NFL Ticket Surcharge	\$ 1,431,540	\$ 2,477,084	\$ 2,329,396	\$ 1,537,128
No. of Non-NFL Special Events	186	207	126	113
Non-NFL Special Event Attendees	62,357	105,997	54,176	62,917
Cars Parked at Offsite Lots	26,156	55,720	60,969	30,734
City Offsite Parking Fee	\$ 128,688	\$ 278,704	\$ 313,979	\$ 165,149
Cars Parked on Golf Course	12,004	20,661	9,562	-
City Golf Course Parking Fee	\$ 60,020	\$ 103,305	\$ 47,810	\$ -
Stadium Public Safety Costs	\$ 1,782,821	\$ 3,083,668	\$ 3,207,507	\$ 2,020,343
Golf Course Public Safety Costs	\$ 76,462	\$ 119,842	\$ 39,905	\$ -
Subtotal Event Public Safety Costs	\$ 1,859,283	\$ 3,203,510	\$ 3,247,412	\$ 2,020,343
Less: Offsite Parking Fee Credit	\$ (128,688)	\$ (278,704)	\$ (313,979)	\$ (165,149)
Reimbursable Public Safety Costs	\$ 1,730,595	\$ 2,924,805	\$ 2,933,433	\$ 1,855,194
Amount Reimbursed	\$ 1,730,595	\$ 2,924,805	\$ 2,933,433	\$ 1,855,194

⁽¹⁾ Includes non-NFL special events.

New to this report is the inclusion of the non-NFL net revenue by event type and event revenue and expenses by category. The Board has expressed an interest in seeing this detailed information on an annual basis. The inclusion of this information is to provide a greater level of transparency and provide the overall financial results of the non-NFL events while still maintaining the confidentiality related to a specific event.

There were 13 ticketed non-NFL events held in 2017/18 with an average net income to the Stadium Authority of \$117,000 per event. Once the Stadium Authority applies relevant contractual requirements, the average of \$117,000 net income per event is reduced to an average of approximately \$55,000 per event benefitting the City's General Fund. Based on the analysis shown in the following table, Special Events (such as weddings, corporate events, birthday parties, etc.) generate the largest revenue for the Stadium Authority. In addition, Concerts and Soccer events continue to be positive revenue generators for the Stadium Authority. However, it is evident from the information that non-NFL football events (college and high school) generate substantial losses to the Stadium Authority which in turn reduces the Performance Rent that is paid to the City's General Fund.

Section 3.2.1 of the Management Agreement describes the marketing and booking duties and responsibilities of the Stadium Manager as follows:

Subject to all limitations and exclusions contemplated by the Major Contracts, and consistent with any guidelines as may be adopted from time to time in the Marketing Plan, use commercially reasonable efforts to market, promote, schedule and book Non-NFL Events and other activities at the Stadium in accordance with the Scheduling Procedures; and negotiate, execute, and perform all contracts, use agreements, licenses and other agreements...

As we move forward it is prudent that the Board be provided a complete Marketing Plan that will provide them with the ability to provide input on the type of Non-NFL events that are being booked and reject those that they do not feel are in the best interest of the Stadium Authority, City, and the surrounding community as a whole.

Levi's Stadium
Net Revenue for Non-NFL Events
by Event Type
As of March 31, 2018

EVENT TYPE	2016/17			2017/18			Change	
	No. of Events	Net Revenue ⁽¹⁾	% of Total Net Revenue	No. of Events	Net Revenue ⁽¹⁾	% of Total Net Revenue	No. of Events	Net Revenue ⁽¹⁾
Ticketed Events								
Concerts	4	\$ 2,424,572	46%	2	\$ 1,819,099	35%	(2)	\$ (605,473)
Sporting events:								
Football (non-NFL)	4	(2,946,165)	-55%	4	(3,601,827)	-70%	-	(655,662)
Soccer	5	2,414,209	45%	3	3,228,754	63%	(2)	814,545
Miscellaneous events	5	(159,175)	-3%	4	76,379	1%	(1)	235,554
Subtotal Ticketed Events	18	\$ 1,733,441	33%	13	\$ 1,522,405	29%	(5)	\$ (211,036)
Subtotal Remaining Non-NFL Events (weddings, corporate events, etc.)	127	\$ 3,583,453	67%	113	\$ 3,640,924	71%	(14)	\$ 57,471
Total Non-NFL Net Revenue	145	\$ 5,316,894	100%	126	\$ 5,163,329	100%	(19)	\$ (153,565)
Total Performance Rent paid to the General Fund⁽²⁾		\$ 2,533,447			\$ 2,439,164			\$ (94,283)
Average General Fund Revenue per Ticketed Event		\$ 45,887			\$ 55,322			\$ 9,435

⁽¹⁾ Does not include non-NFL ticket surcharge revenue

⁽²⁾ Performance Rent is calculated as 50% of the net revenue from Non-NFL events less performance-based credit of 50% of fixed ground rent (see pg 20)

Levi's Stadium
Non-NFL Event Results by Category
As of March 31, 2018

	2016/17		2017/18		Change	
	YTD Total	YTD Total	YTD Total	YTD Total	Amount	%
REVENUE:						
Seating Bowl	\$ 26,657,484	\$ 32,360,072	\$ 5,702,589			21.39%
Ticket Master Fees	2,318,523	2,129,559	(188,965)			-8.15%
Suites	1,592,175	940,225	(651,950)			-40.95%
Food & Beverage	5,093,523	3,764,714	(1,328,809)			-26.09%
Parking	2,291,326	1,934,508	(356,818)			-15.57%
Sponsorship	1,332,125	496,600	(835,525)			-62.72%
Merchandise	261,478	110,655	(150,824)			-57.68%
Miscellaneous ⁽¹⁾	12,692,128	13,470,342	778,215			6.13%
Total Revenue	\$ 52,238,762	\$ 55,206,675	\$ 2,967,913			5.68%
EXPENSE:						
Public Safety/Security	\$ 5,424,931	\$ 2,930,619	\$ (2,494,313)			-45.98%
Utilities/Solid Waste	308,623	215,877	(92,747)			-30.05%
Parking	2,466,020	1,507,685	(958,335)			-38.86%
Food & Beverage - Ticketed Events	810,701	794,029	(16,673)			-2.06%
Food & Beverage - Special Events	6,144,348	6,985,053	840,705			13.68%
Operations/Janitorial/Maintenance	7,209,687	4,665,504	(2,544,183)			-35.29%
Miscellaneous ⁽²⁾	24,557,556	32,944,580	8,387,024			34.15%
Total Expense	\$ 46,921,867	\$ 50,043,346	\$ 3,121,479			6.65%
Total Non-NFL Net Revenue	\$ 5,316,894	\$ 5,163,329	\$ (153,565)			-2.89%

⁽¹⁾ Includes special event revenue such as corporate events, weddings, holiday parties, etc.

⁽²⁾ Includes rentals, fees & commissions, transportation, marketing, and other expenses

Discretionary Fund

The Stadium Lease contains a provision under which NFL public safety costs are subsidized through revenue earned from non-NFL events. The mechanism by which this has occurred has been alternatively referred to as the public safety costs threshold or “cap”. For the first three years of Stadium operations, the cap was set at \$170,000 per NFL game, subject to a small percentage annual increase. Any NFL public safety costs that exceed the annual cap have been funded by transfers from the Stadium Authority “Discretionary Fund”.

The Discretionary Fund is funded by revenue equal to 50% of the non-NFL ticket surcharge of \$4 per event. The following table shows the revenues and expenses in the discretionary fund since Fiscal Year 2014/15. As described previously on page five of this report, the decrease in discretionary fund revenue is due to fewer non-NFL events. The current balance is \$1.3 million.

The total NFL public safety costs above the threshold for the 2016/17 fiscal year was \$1.2 million, which was fully paid to the City by the Stadium Manager. The Stadium Authority subsequently reimbursed \$1.2 million to the Stadium Manager out of the discretionary fund in fiscal year 2017/18. Under the Stadium Lease, the Stadium Authority invoked its right to review the issue of the threshold with the Forty Niners SC Stadium Company (StadCo). As of the date of this report the discussions have not been concluded, but it continues to be the Stadium Authority’s position that the previous transfers by the Stadium Authority from the discretionary fund to pay City costs in excess of the threshold are not an indication of the Stadium Authority’s position with regard to the continuing legal validity of the cap.

Discretionary Fund				
Fiscal Year	Beginning Balance	Revenue	Expenses	Ending Balance
2014-15	\$ -	\$ 715,770	\$ -	\$ 715,770
2015-16	715,770	1,238,542	714,028	1,240,284
2016-17	1,240,284	1,164,698	699,129	1,705,853
2017-18	1,705,853	768,564	1,209,342	1,265,075

Stadium Builder Licenses

The total principal value of currently active Stadium Builder Licenses (SBLs) is \$532.9 million and, as of March 31, 2018, 79.6% of the total principal value of all SBLs sold (i.e., \$424 million) had been collected.

SBL holders that finance their purchase pay an annual interest rate of 8.5% and payments are due by March 1st each year. The majority of SBL holders make their payments on time. For those that do not pay on time, SBL service staff working for the Stadium Manager on the Stadium Authority's behalf, contact the SBL holders and attempt to collect the full amounts owed. Ultimately, an SBL can be defaulted for non-payment. Once an SBL is defaulted, the SBL holder in default loses their right to buy season tickets as well as their priority rights to tickets to non-NFL events, and forfeits any money they had invested in the SBL. Defaulted SBLs are then available for resale.

There are a total of 60,467 currently active SBLs, or 91.8% of the 65,877 total sellable SBL seats. This is down by 1,840 from the total active SBLs at the end of the prior fiscal year (March 31, 2017). The main reason for the reduction is due to SBLs that have been defaulted. The customer seat upgrade program also resulted in a net reduction in SBLs. This program allows customers to trade in their SBLs in return for fewer SBLs as long as the total face value of the new seats is equal to or greater than the original seats.

During the current fiscal year, 1,190 SBLs were sold for a total face value of \$7.7 million. SBL sales were especially strong in the fourth quarter with 620 of the 1,190 new SBLs being sold during that time period. The customer seat upgrade program resulted in an increase of \$1.6 million to the SBL face value, while netting 798 fewer SBLs. There were also 2,232 SBLs defaulted during the same period with a total face value of \$15 million. Of the \$15 million, approximately 42% or \$6.3 million has already been collected.

Additional details regarding currently active SBLs are noted in the following table:

Santa Clara Stadium Authority

Currently Active Stadium Builder License (SBL) Summary ⁽¹⁾

Through March 31, 2018										
Seat Value	SBL Seats Available	SBL Seats Sold as of 3/31/17	New SBL Sales	Net SBL Upgrades	SBL Defaults	SBL Seats Sold	SBL Value	SBL Collected	% SBL Principal Collected	
141,392	98	98	-	-	-	98	\$ 13,856,398	\$ 11,009,162	79.45%	
80,000	938	928	8	2	(10)	928	74,240,000	61,268,011	82.53%	
40,000	2	2	-	-	-	2	80,000	58,676	73.35%	
30,000	4,869	4,647	31	40	(122)	4,596	137,880,000	114,158,755	82.80%	
20,000	3,395	2,993	37	35	(92)	2,973	59,460,000	47,869,393	80.51%	
15,000	7	7	-	-	-	7	105,000	56,923	54.21%	
12,000	2,167	2,129	49	(1)	(74)	2,103	25,236,000	20,541,422	81.40%	
10,000	9	9	-	-	(1)	8	80,000	54,641	68.30%	
6,000	20,619	20,110	452	314	(699)	20,177	121,062,000	90,134,885	74.45%	
5,000	14,297	13,385	290	(7)	(376)	13,292	66,460,000	51,452,638	77.42%	
4,000	917	913	-	10	(10)	913	3,652,000	3,126,427	85.61%	
3,000	98	98	-	1	(3)	96	288,000	201,336	69.91%	
2,500	49	49	-	(1)	(2)	46	115,000	84,107	73.14%	
2,000	18,367	16,894	323	(1,191)	(840)	15,186	30,372,000	23,980,273	78.96%	
1,000	45	45	-	-	(3)	42	42,000	29,927	71.25%	
Total	65,877	62,307	1,190	(798)	(2,232)	60,467	\$ 532,928,398	\$ 424,026,576	79.57%	
Plus: Interest on financed SBLs								44,454,306		
Total Principal & Interest								\$ 468,480,882		

⁽¹⁾ This report does not include \$16.6 million that has been collected from defaulted SBL holders.

Santa Clara Stadium Authority Budget Status Reports

Operating Budget

The total operating revenues for the 2017/18 fiscal year were \$82.5 million representing 98% of the overall budget for revenues. Stadium rent earned from StadCo totaled \$23.4 million. This is \$1.1 million lower than what was budgeted due to the change from a cash basis to an accrual basis budget as discussed in the prior quarterly report. StadCo pays rent one month in advance, the cash payment received in March 2018 is related to April 2018, and therefore it will be included in the 2018/19 first quarter report. Further, the rent for April 2017 was received in the prior fiscal year and not yet accrued to FY 2017/18. Net revenues from 2016/17 and 2017/18 non-NFL events were \$5.3 million and \$5.2 million respectively. During the current reporting period, the Stadium Authority also collected \$31.7 million in SBL proceeds or 100% of what was budgeted. All SBL proceeds are transferred to the debt service fund per applicable loan agreements.

Total operating expenses were \$22.5 million, or 87% of the annual budget. The shared stadium manager expenses were at 93% of the \$10.8 million budgeted amount. SBL Sales & Service expenses were only 69% of the budget due to a large true-up from the prior year due to a decrease in SBL sales activity in that year. Discretionary fund expenses were 54% of the budgeted amount of \$2.2 million. These funds were used to cover 2016/17 NFL event public safety costs over the public safety cost threshold and consultant services. Lastly, Stadium Authority G&A costs were \$3 million or 89% of the budget.

Overall, the Stadium Authority operating fund ended the fiscal year with a fund balance of \$22.7 million an increase of \$2.2 million or 10.9%. Included in that amount is a \$10.9 million operating reserve and a \$1.3 million discretionary fund.

Santa Clara Stadium Authority

Operating Budget Status Report

For the Period Ending March 31, 2018 and 2017

	Period Ending March 31, 2018								Period Ending March 31, 2017			
	Final Budget	Q1 Actuals	Q2 Actuals	Q3 Actuals	Q4 Actuals	YTD Actuals	Balance	% Received	Final Budget	YTD Actuals	Balance	% Received
Beginning Balances	\$ 20,147,800	\$ 20,498,355	\$ 21,784,841	\$ 26,995,159	\$ 28,221,044	\$ 20,498,355	\$ (350,555)		\$ 17,159,000	\$ 18,211,404	\$ (1,052,404)	
Resources												
Revenues												
NFL Ticket Surcharge	8,258,000	-	2,544,721	5,261,469	-	7,806,190	451,810	95%	8,452,000	8,175,462	276,538	97%
SBL Proceeds	31,756,000	-	7,822,277	-	23,916,173	31,738,451	17,549	100%	33,804,000	39,068,783	(5,264,783)	116%
Interest	280,000	88,107	79,167	107,579	248,142	522,996	(242,996)	187%	-	125,593	(125,593)	N/A
Net Revenues from Non-NFL Events	10,768,135	5,316,894	-	-	5,163,329	10,480,223	287,912	97%	5,710,000	6,079,016	(369,016)	106%
Naming Rights	6,366,000	-	3,136,127	-	3,230,211	6,366,337	(337)	100%	6,181,000	6,180,910	91	100%
Sponsorship Revenue (STR)	406,000	95,040	81,250	81,250	198,839	456,379	(50,379)	112%	717,000	567,517	149,483	79%
Rent	24,500,000	3,375,000	6,750,000	6,750,000	6,500,000	23,375,000	1,125,000	95%	24,500,000	24,500,000	-	100%
Senior & Youth Program Fees	231,000	-	87,293	137,823	-	225,116	5,884	97%	242,000	229,562	12,438	95%
Fanwalk Revenue	-	-	-	-	-	-	-	N/A	-	7,811	(7,811)	N/A
Non-NFL Event Ticket Surcharge	2,000,000	361,824	464,088	194,656	516,560	1,537,128	462,872	77%	2,000,000	2,350,664	(350,664)	118%
Revenues Subtotal	84,565,135	9,236,865	20,964,923	12,532,777	39,773,254	82,507,818	2,057,317	98%	81,606,000	87,285,318	(5,679,318)	107%
Net Transfers	(58,517,000)	-	(11,080,387)	(8,314,720)	(38,400,711)	(57,795,817)	(721,183)	99%	(60,728,000)	(65,561,078)	4,833,078	108%
Total Resources	46,195,935	29,735,220	31,669,377	31,213,216	29,593,587	45,210,356	985,579	98%	38,037,000	39,935,644	(1,898,644)	105%
	Final Budget	Q1 Actuals	Q2 Actuals	Q3 Actuals	Q4 Actuals	YTD Actuals	Balance	% Used	Final Budget	YTD Actuals	Balance	% Used
Expenses												
Shared Stadium Manager Expenses												
Stadium Operations	3,613,000	903,198	733,881	761,802	673,479	3,072,360	540,640	85%	3,370,000	3,278,125	91,875	97%
Engineering	1,636,000	408,914	507,570	551,259	596,004	2,063,747	(427,747)	126%	1,524,000	1,468,625	55,375	96%
Guest Services	848,000	211,891	64,771	156,036	14,549	447,248	400,752	53%	895,000	771,246	123,754	86%
Groundskeeping	246,000	61,545	56,768	(28,636)	76,031	165,709	80,291	67%	155,000	144,553	10,447	93%
Security	1,498,000	374,541	268,130	296,376	353,407	1,292,455	205,545	86%	1,545,000	1,686,925	(141,925)	109%
Insurance	2,787,000	451,545	2,103,240	116,248	115,717	2,786,749	251	100%	2,705,000	2,705,000	-	100%
Stadium Management Fee	219,000	620	-	-	218,546	219,165	(165)	100%	212,000	258,631	(46,631)	122%
Shared Stadium Mngr Exps Subtotal	10,847,000	2,412,255	3,734,361	1,853,084	2,047,732	10,047,432	799,568	93%	10,406,000	10,313,105	92,895	99%
Other Operating Expenses												
SBL Sales and Service	2,095,000	535,875	(260,507)	419,675	754,170	1,449,213	645,787	69%	1,945,000	1,659,654	285,346	85%
Senior & Youth Fees (paid to City)	231,000	-	64,708	137,937	22,471	225,116	5,884	97%	242,000	229,562	12,438	95%
Ground Rent (paid to City)	285,000	-	285,000	-	-	285,000	-	100%	250,000	250,000	-	100%
Performance Rent (paid to City)	5,116,568	2,533,447	-	-	2,439,164	4,972,611	143,956	97%	2,932,000	2,937,197	(5,197)	100%
Measure J Compliance Audit	-	-	-	-	-	-	-	0%	200,000	151,406	48,594	76%
Discretionary Fund Expense	2,230,000	1,173,342	-	-	36,000	1,209,342	1,020,658	54%	1,000,000	699,129	300,871	70%
Utilities	1,434,000	747,000	143,012	-	47,966	937,978	496,022	65%	1,473,000	1,646,124	(173,124)	112%
Use of StadCo Tenant Improvements	245,000	-	(3,940)	-	241,060	237,120	7,880	97%	250,000	245,820	4,180	98%
Stadium Authority G&A	3,395,000	548,461	715,733	581,475	1,180,112	3,025,782	369,218	89%	1,448,840	1,171,704	277,136	81%
Other Expenses	76,000	-	(4,149)	-	100,751	96,602	(20,602)	127%	123,000	133,588	(10,588)	109%
Other Operating Expenses Subtotal	15,107,568	5,538,124	939,857	1,139,087	4,821,695	12,438,764	2,668,804	82%	9,863,840	9,124,184	739,656	93%
Total Expenses	25,954,568	7,950,379	4,674,218	2,992,172	6,869,427	22,486,195	3,468,372	87%	20,269,840	19,437,289	832,551	96%
Ending Balances	\$ 20,241,368	\$ 21,784,841	\$ 26,995,159	\$ 28,221,044	\$ 22,724,161	\$ 22,724,161	\$ (2,482,793)		\$ 17,767,160	\$ 20,498,355	\$ (2,731,195)	

Debt Service Budget

The Stadium Authority's 2017/18 debt service revenue budget of \$4.5 million represents anticipated contributions from the Community Facilities District (CFD). During the course of the fiscal year \$4.4 million was contributed by the CFD. This is \$826,000 more than the prior fiscal year due to the change from a cash basis to an accrual basis budget. This change resulted in accruing an additional three months of revenue in the amount of \$902,000.

Total Stadium Authority debt service expenses for the current reporting period were \$75.5 million, 99% of the budgeted amount. The debt service expense for the CFD Advance, the Term A Loan, and the StadCo Subordinated Loan was \$3.7 million, \$21.2 million and \$50.6 million, respectively.

The Stadium Authority debt service fund ended the current quarter with a fund balance of \$29.7 million which includes \$11.5 million in the debt service reserve account. The remaining \$18.2 million is reserved for debt payments in the 2018/19 fiscal year.

As of March 31, 2018, the total outstanding amount of Stadium Authority debt had declined to \$382.7 million. This is a reduction in principal of \$47.1 million from the March 31, 2017 outstanding debt amount of \$429.8 million

Santa Clara Stadium Authority

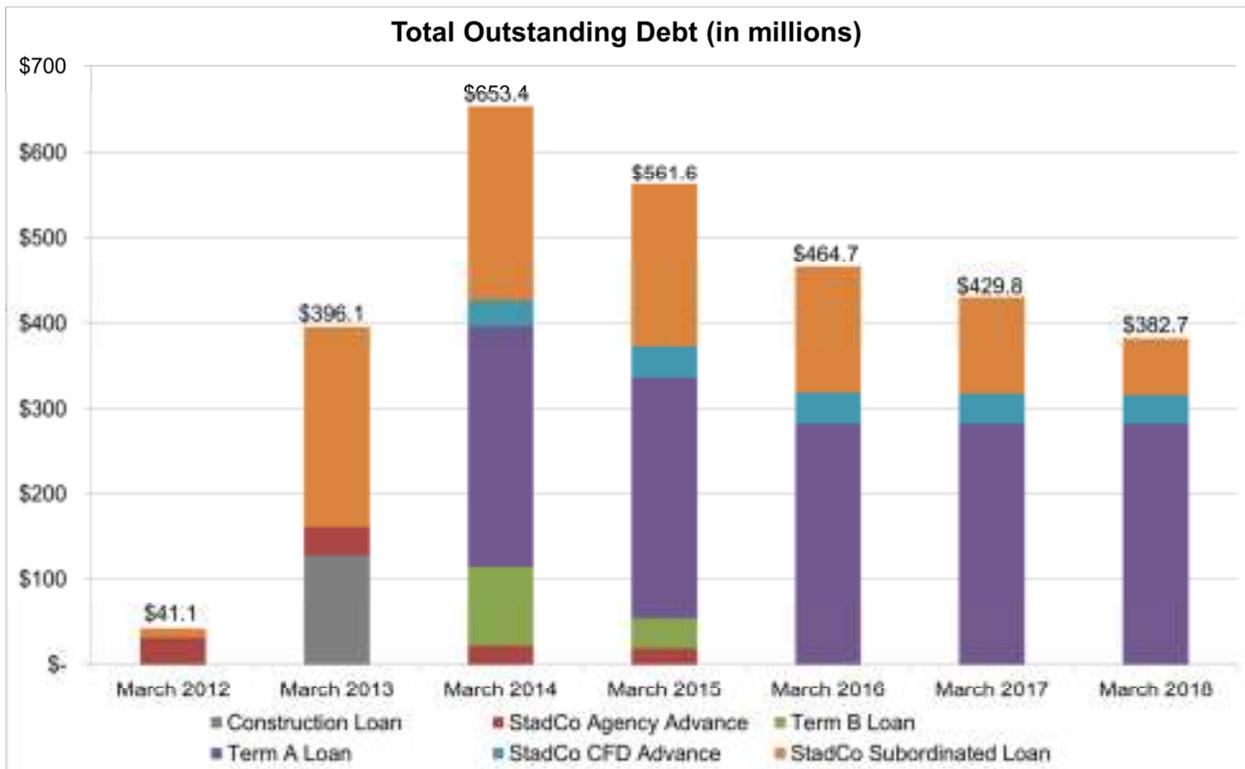
Debt Service Budget Status Report

For the Period Ending March 31, 2018 and 2017

	Period Ending March 31, 2018								Period Ending March 31, 2017			
	Final Budget	Q1 Actuals	Q2 Actuals	Q3 Actuals	Q4 Actuals	YTD Actuals	Balance	% Received	Final Budget	YTD Actuals	Balance	% Received
Beginning Balances	\$ 42,887,813	\$ 46,297,286	\$ 11,536,235	\$ 22,616,622	\$ 23,861,489	\$ 46,297,286	\$ (3,409,473)		\$ 28,063,000	\$ 36,891,573	\$ (8,828,573)	
Resources												
Revenues												
Contribution from CFD	4,500,000	854,660	909,445	897,022	1,738,097	4,399,224	100,776	98%	3,400,000	3,573,523	(173,523)	105%
Revenues Subtotal	4,500,000	854,660	909,445	897,022	1,738,097	4,399,224	100,776	98%	3,400,000	3,573,523	(173,523)	105%
Net Transfers	55,239,000	-	11,080,387	8,314,720	35,122,530	54,517,636	721,364	99%	57,545,000	66,223,783	(8,678,783)	115%
Total Resources	102,626,813	47,151,945	23,526,067	31,828,364	60,722,116	105,214,146	(2,587,333)	103%	89,008,000	106,688,880	(17,680,880)	120%
Expenses												
CFD Advance	3,860,000	854,660	909,445	897,022	1,061,409	3,722,535	137,465	96%	3,400,000	3,573,523	(173,523)	105%
Term A Loan	21,210,000	7,069,853		7,069,853	7,069,853	21,209,558	442	100%	14,140,000	14,139,705	295	100%
StadCo Subordinated Loan	51,500,000	27,691,198			22,881,961	50,573,159	926,841	98%	52,288,000	42,678,366	9,609,634	82%
Total Expenses	76,570,000	35,615,710	909,445	7,966,875	31,013,223	75,505,252	1,064,748	99%	69,828,000	60,391,594	9,436,406	86%
Ending Balances	\$ 26,056,813	\$ 11,536,235	\$ 22,616,622	\$ 23,861,489	\$ 29,708,894	\$ 29,708,894	\$ (3,652,081)		\$ 19,180,000	\$ 46,297,286	\$ (27,117,286)	

Santa Clara Stadium Authority Debt Summary Report For the Period Ending March 31, 2018

Type of Indebtedness	Interest Rates	Outstanding as of March 31, 2017	Net Change	Outstanding as of March 31, 2018
Stadium Funding Trust Loan:				
Term A Loan	5.00%	\$ 282,794,108	\$ -	\$ 282,794,108
StadCo CFD Advance	5.73%	34,414,899	(1,580,014)	32,834,885
StadCo Subordinated Loan	5.50%	112,564,310	(45,531,683)	67,032,627
Total		\$ 429,773,317	\$ (47,111,697)	\$ 382,661,620



Capital Improvement Project Budget

As part of the CapEx plan the following projects were completed during the fiscal year:

- Water treatment/softener system
- Fire alarm system upgrade
- LED service tunnel lighting
- Aesthetic and miscellaneous improvements
- Field event emergency exit and other signage
- Restroom stall vacancy signage
- Accessible seating reference line project
- Landscaping
- Slip and fall protection

Additionally, a few 2017/18 projects are still in progress and will be rolled forward into Fiscal Year 2018/19. These include the permanent changeable street signage for public safety and traffic control and public safety equipment. A total of \$1 million has been spent through the current fiscal year in relation to the CapEx plan.

In addition, of the \$1.9 million carried forward as a warranty reserve, \$250,000 was spent. This includes work related to the following items:

- Expansion joint waterproofing
- Shattered glass panels
- Accordion door issues

A total of \$1.3 million, which includes capital expense projects and warranty related work, has been spent on stadium capital expenses or 27% of the \$4.8 million budget.

Santa Clara Stadium Authority

CIP Budget Status Report

For the Period Ending March 31, 2018 and 2017

	Period Ending March 31, 2018								Period Ending March 31, 2017			
	Final Budget	Q1 Actuals	Q2 Actuals	Q3 Actuals	Q4 Actuals	YTD Actuals	Balance	% Received	Final Budget	YTD Actuals	Balance	% Received
Beginning Balances	\$ 8,528,701	\$ 8,887,218	\$ 8,700,667	\$ 10,052,357	\$ 9,844,648	\$ 8,887,218	\$ (358,517)		\$ 6,090,000	\$ 6,090,000	\$ -	
Resources												
Net Transfers from Operating Budget	3,278,000	-	-	-	3,278,181	3,278,181	(181)	100%	3,183,000	3,182,700	300	100%
Net Transfers from Stadium Development	1,851,000	-	1,851,000	-	-	1,851,000	-	100%	-	-	-	0%
Total Resources	13,657,701	8,887,218	10,551,667	10,052,357	13,122,829	14,016,399	(358,698)	103%	9,273,000	9,272,700	300	100%
Expenses												
Construction	1,766,517	186,551	301,581	207,709	340,444	1,036,285	730,232	59%	3,025,000	137,722	2,887,278	5%
Stadium Warranty Related Construction	1,851,000	-	197,729	-	52,300	250,029	1,600,971	14%	-	-	-	0%
Equipment	1,022,000	-	-	-	11,385	11,385	1,010,615	1%	275,000	247,760	27,240	90%
Contingency	122,000	-	-	-	-	-	122,000	0%	-	-	-	0%
Total Expenses	4,761,517	186,551	499,310	207,709	404,129	1,297,699	3,463,818	27%	3,300,000	385,482	2,914,518	12%
Ending Balances	\$ 8,896,184	\$ 8,700,667	\$ 10,052,357	\$ 9,844,648	\$ 12,718,700	\$ 12,718,700	\$ (3,822,516)		\$ 5,973,000	\$ 8,887,218	\$ (2,914,218)	

City of Santa Clara Net General Fund Impact

Levi's Stadium has had a positive impact on the City's finances; however, contributions to the General Fund amounted to approximately \$3.0 million in the Stadium Authority's 2017/18 Fiscal Year, less than 1.4% of the total 2017/18 General Fund Operating Budget of \$221.7 million. This section of the report provides information on General Fund revenue and expenditure impacts resulting from the stadium.

City of Santa Clara Net General Fund Impact

For Stadium Authority Fiscal Year Ending March 31, 2018

Ground Rent	\$ 285,000
Performance Rent	2,439,164
Senior and Youth Fee	225,116
Tasman Lots Parking Fee	27,650

Total Net General Fund Impact	\$2,976,931
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Public Safety and Administrative Cost Reimbursement

As described in earlier sections of this report, costs incurred by the City on NFL and non-NFL events are tracked and billed to the Stadium Manager. Reimbursement is monitored and included in this report. A total of \$4.7 million in public safety costs were incurred in support of non-NFL events and NFL games that were held at Levi's Stadium in the current fiscal year, all of which have been reimbursed to the City. These reimbursements came from a combination of payments from the Stadium Manager, the Stadium Authority, and the offsite parking fees that were collected.

In addition to public safety costs, overall administrative costs are also tracked and billed to the Stadium Authority. These include the cost of providing overall stadium management, financial, human resource, legal, and other services to the Stadium Authority. In the 2017/18 fiscal year a total of \$549,000 of administrative costs were incurred by the General Fund, which have been reimbursed to the City.

Rents and Senior and Youth Fee

The City's General Fund collected performance rent of \$2.4 million. It is calculated as 50% of the net income from non-NFL events less performance-based rent credits. The performance-based rent credits include 50% of the fixed ground rent for the current lease year. The performance rent calculations for the two most recent fiscal years is noted in the chart below.

City of Santa Clara Stadium Authority Performance Rent Calculation

	2017/18 ⁽¹⁾	2016/17 ⁽¹⁾
Ground Rent	\$ 285,000	\$ 250,000
Non-NFL Event Revenue	55,206,675	52,238,762
Non-NFL Event Expense	(50,043,346)	(46,921,868)
Net Non-NFL Event Revenue	\$ 5,163,329	\$ 5,316,894
50% of Net Non-NFL Event Revenue	\$ 2,581,664	\$ 2,658,447
Performance Based Rent Credits		
50% of Fixed Ground Rent	(142,500)	(125,000)
Public Safety Costs Over Threshold	-	-
Received PIT	-	-
Disproportionate Taxes	-	-
Total Performance Based Rent	\$ 2,439,164	\$ 2,533,447

⁽¹⁾ This data is related to events occurring in the fiscal years noted above, however the cash payment of the performance rent is received by the City in the following fiscal years.

The City's General Fund also collected ground rent (\$285,000) from the Stadium Authority. Additionally, the Senior and Youth Fee generated \$225,000 which was forwarded to the City in support of senior and youth programs. Lastly, the Tasman Lot Parking Fee generated \$28,000 for the City. See the Glossary for more information on these revenues and how they are calculated.

Other Revenue Impacts

General Fund sales tax, property tax, and transient occupancy tax (TOT) collections have benefited from the direct and indirect economic activity related to stadium events.

Food and beverage concession sales and merchandise sales at Levi's Stadium are taxable resulting in sales tax revenue for the City. The last four quarters of sales tax collections from Levi's Stadium transactions generated \$561,000 for the City's General Fund. In addition to the direct sellers at the stadium, other businesses in Santa Clara are benefiting from the influx of people coming into town to attend one or more events at Levi's Stadium, resulting in potentially more sales tax collections for the General Fund.

In accordance with State Law, StadCo must pay possessory interest property tax based on their lease of Levi's Stadium from the Stadium Authority. This revenue is collected by the county and placed into the Redevelopment Property Tax Trust Fund (RPTTF). Amounts remaining in the RPTTF after paying any enforceable obligations of the Successor Agency are distributed to taxing entities in the same proportion as secured property taxes.

Many stadium events bring travelers into the region resulting in hotel stays which generate TOT collections for the City's General Fund. Although it is impossible to say exactly what portion of our TOT collections is due to the stadium, it is clear that hotels both inside and outside the City have benefited, resulting in increases in TOT tax collections in Santa Clara and in our neighboring cities.

Neither the Lease nor the Management Agreement requires a reporting on economic impact of Stadium bookings, so it is not clear what events generate this type of impact.

Glossary

This section of the report provides details behind key terms that are used in the body of this report.

Discretionary Fund – The Amended and Restated Stadium Lease Agreement describes the non-NFL event ticket surcharge which is imposed by the Stadium Authority. All promoters or sponsors of ticketed non-NFL events are required to collect a non-NFL ticket surcharge of \$4 per ticket on behalf of the Stadium Authority. One-half of these proceeds are used to cover Stadium Authority operating and maintenance costs. The other one-half of the proceeds are deposited in the Stadium Authority's discretionary fund. If at any time the discretionary fund balance exceeds \$1 million, then in consultation with the Stadium Manager, the Stadium Authority will determine if provision has been made for replacement and improvement of capital improvements contemplated under the public safety plan. If not, then funds will be reserved in the discretionary fund for such purposes. If adequate provision has been made for these items and the balance of the discretionary fund still exceeds \$1 million, then up to half of the amount over \$1 million can be transferred to the General Fund, in which event an equal amount will also be transferred from the discretionary fund to the Stadium Authority operating fund and will be included as revenue available to pay Stadium Authority expenses.

Ground Lease – The Ground Lease Agreement has an initial term of 40 years commencing on the date of substantial completion which was July 31, 2014. The amount of annual base ground rent that is payable by the Stadium Authority to the City is noted in the chart below.

Lease Year(s)	Annual Fixed Ground Rent
1	\$180,000
2	\$215,000
3	\$250,000
4	\$285,000
5	\$320,000
6	\$355,000
7	\$390,000
8	\$425,000
9	\$460,000
10	\$495,000
11-15	\$1,000,000
16-20	\$1,100,000
21-25	\$1,200,000
26-30	\$1,300,000
31-35	\$1,400,000
36-40	\$1,500,000

Net non-NFL Event Revenue – Net non-NFL event revenue is remitted by the Stadium Manager to the Stadium Authority on a yearly basis. This is done annually because the final reconciliation of the non-NFL event revenues and expenses does not occur until after the conclusion of each fiscal year.

NFL Event Public Safety Costs Threshold – The Amended and Restated Stadium Lease Agreement (Lease Agreement) describes the public safety costs threshold for the first three years of the Lease term. The public safety costs threshold was set at \$170,000 per NFL game in the first year of stadium operations (fiscal year 2014/15). The threshold increased by 4% each year. The Stadium Authority has requested meetings with StadCo to “meet and confer” over the public safety costs, as required by the Lease Agreement, to address these expenditures for FY 2018/19 and going forward. At the time of drafting this report, those meetings are still being scheduled with the final outcome pending.

NFL Ticket Surcharge – The Amended and Restated Non-Relocation Agreement states that the Team will collect a 10% NFL ticket surcharge on the price of admission to all NFL games on behalf of Stadium Authority.

Non-NFL Event Ticket Surcharge – The Stadium Lease Agreement requires that the promoter or sponsor of any non-NFL event collect a non-NFL event ticket surcharge of \$4 per ticket. The Lease Agreement sets aside one-half of the non-NFL ticket surcharge for stadium operating and maintenance costs and one-half for discretionary expenses of the Stadium Authority.

Offsite Parking Fees – Parking lot operators who wish to operate a parking lot for sports or entertainment venues are required to go through the City’s permitting process. If approved, per the City’s Municipal Fee Schedule, these operators remit an offsite parking fee for each car that is parked for sports or entertainment events. This fee is designed to recover the public safety costs associated with these permitted offsite parking lots. Therefore, when invoicing for NFL or non-NFL public safety costs for a particular event held at Levi’s Stadium, the offsite parking fee that is collected for said event partly offsets the total public safety costs owed for that event. In the City’s 2016/17 fiscal year (July 1, 2016 through June 30, 2017) the offsite parking fee was \$5.24 and it increased to \$5.42 in the City’s 2017/18 fiscal year.

Performance-Based Rent - The Amended and Restated Stadium Lease Agreement and the Ground Lease Agreement both describe the performance-based rent that is due to the City. (It is calculated as 50% of the net income from non-NFL events less performance-based rent credits. The performance-based rent credits include 50% of the fixed ground rent for the current lease year. (See the table on page 19 for performance rent calculations for the two most recent fiscal years.)

Public Safety Costs – For each NFL and non-NFL event held at Levi’s Stadium, a public safety plan is developed and implemented. Costs associated with public safety include staffing, materials, and supplies in the Police, Fire, and Public Works Departments. The services are provided through a combination of City General Fund staff and outside contracts that the Police Department has with other agencies including the California Highway Patrol, County Sheriff’s Office, and City of Sunnyvale.

The Amended and Restated Stadium Lease Agreement states that the tenant is responsible for reimbursing the City for the public safety costs attributed to events at Levi’s Stadium. Therefore the cost of providing these services are tracked through the City’s financial system and invoices are sent to the Stadium Manager and/or the Stadium Authority. All of these costs are reimbursed to the City of Santa Clara.

Senior and Youth Program Fees – The Amended and Restated Stadium Lease Agreement between the Stadium Authority and the Forty Niners SC Stadium Company LLC (StadCo) requires that StadCo collect a Senior and Youth Program Fee of \$0.35 per NFL ticket sold on behalf of the Stadium Authority. The Stadium Authority then remits this fee to the City as additional rent to support senior and youth programs in the City.

Stadium Management Fee – The Stadium Manager receives an annual base management fee to manage Levi’s Stadium. The fee was \$400,000 in the first lease year and increases by 3% annually as detailed in the table below. This annual base management fee is split 50/50 between StadCo and the Stadium Authority since the Stadium Manager manages the stadium year-round for both entities. In addition to the base management fee, the Stadium Manager also receives a stadium marketing and booking fee (incentive fee) which is based on a percentage of the amount that the net income from non-NFL events exceeds the marketing and booking fee benchmark. The marketing and booking fee benchmark was \$5 million in the first lease year and also increases by 3% annually as detailed in the table below. The annual stadium management fee for each of the first ten lease years are noted in the chart below.

Fiscal Year	Lease Year	Annual Base Stadium Management Fee (SCSA Share)	Stadium Marketing and Booking Fee Benchmark	Actual Net Income from Non-NFL Events	Actual Stadium Marketing and Booking Fee	Total Stadium Management Fee
2014-15	1	\$ 200,000	\$ 5,000,000	\$ 5,207,553	\$ 10,378	\$ 210,378
2015-16	2	206,000	5,150,000	6,079,016	46,451	252,451
2016-17	3	212,180	5,304,500	5,316,894	620	212,800
2017-18	4	218,545	5,463,635	5,163,329	-	218,545
2018-19	5	225,102	5,627,544	To be determined		
2019-20	6	231,855	5,796,370			
2020-21	7	238,810	5,970,261			
2021-22	8	245,975	6,149,369			
2022-23	9	253,354	6,333,850			
2023-24	10	260,955	6,523,866			

Tasman Lots Parking Fees – The City collects a fee of \$5 per space for all cars that are parked on the Tasman surface lots during NFL events.



Agenda Report

18-1122

Agenda Date: 10/2/2018

REPORT TO STADIUM AUTHORITY BOARD

SUBJECT

Action on the Santa Clara Stadium Authority Financial Status Report for Quarter Ending June 30, 2018 and Related Budget Amendments

BACKGROUND

In Fiscal Year 2014/15 the Stadium Authority Board (“Board”) requested that staff prepare quarterly Santa Clara Stadium Authority (“Stadium Authority”) Financial Status Reports. These reports provide an update on the events held at Levi’s Stadium, Stadium Authority finances, and the impact of Stadium Authority activity on the City of Santa Clara’s (“City”).

This report provides information covering the Stadium Authority’s first quarter of the 2018/19 fiscal year, which runs from April 1, 2018 to June 30, 2018. The report provides a summary of non-NFL event activity at Levi’s Stadium only, since the NFL season starts during the second quarter, and describes the financial impact of these events on the Stadium Authority and City.

The Adopted Stadium Authority Budget incorporates the estimated revenues and expenses for all Stadium Authority funds. The attached Financial Status Report provides the budget to actual revenue and expense summaries for the operating, debt service, and capital funds. Analysis of the financial activity through the fiscal year measures the adherence to the budget and allows the Stadium Authority to monitor and project revenues and expenses. Any significant variances are explained in the report.

Additionally, staff is recommending amendments to the Fiscal Year 2018/19 Stadium Authority Budget to account for the results of the rent reset arbitration and a Capital Improvement Project (CIP) carryforward.

DISCUSSION

Non-NFL Event Revenue and Expenses

The Stadium Authority held 3 ticketed non-NFL event and 24 special events which are detailed in the report. The non-NFL event ticket sales generated \$461,000 in ticket surcharge revenue, half of which funded the discretionary fund. Public safety costs for these events totaled \$690,000 all of which have been fully reimbursed to the City.

Stadium Builder Licenses (“SBLs”)

SBLs account for 20% of the Stadium Authority’s annual revenue in 2018/19. SBL proceeds for the first quarter amounted to \$7.4 million, 28% of what was budgeted. There are a total of 60,121 currently active SBLs which is 91.3% of the 65,877 total sellable SBL seats. The value of these SBLs amounts to \$530.5 million of which \$424.3 million has already been collected.

Stadium Authority Budgets

The detailed analysis of Stadium Authority budget to actual financials is provided in the attached Financial Status Report. In summary, total operating revenues were \$14.3 million representing 11% of the overall budget for revenues and total operating expenses were \$11.8 million or 9% of the budget. The debt service fund was able to pay down \$17.7 million in debt, bringing total Stadium Authority debt down to \$365 million. Lastly, capital expenses amounted to \$347,000 or 4% of the \$7.9 million budget.

2018/19 Stadium Authority Budget Amendments

As mentioned previously, staff is recommending amendments to the Fiscal Year 2018/19 Stadium Authority Budget. Amendments to the operating and debt service budgets are related to the additional rent revenue received as part of the stadium facility rent reset arbitration award. The total additional rent (retroactive and current year) that will be received in 2018/19 is \$1.31 million (\$1.09 million of this award was received on September 17, 2018 and will be reflected in the SCSA’s second quarter report). Since this added revenue is in excess of expenses, it is considered excess revenue. Article 14 of the Amended and Restated Stadium Lease Agreement prescribes that after meeting the Operating Reserve and CapEx Reserve requirements (which were included in the 2018/19 budget); excess revenue is then used to prepay the StadCo Subordinated Loan.

In addition to the operating and debt service budget amendments, staff is requesting an amendment to the CIP Budget. There are three 2017/18 CapEx projects that were projected to be completed by the end of the fiscal year, so they were not included in the 2018/19 CIP budget carryforward. These projects are the (1) Temporary Power Installation for Special Events, (2) Fire Sprinkler System, (3) Install LED Lighting at 700 North Concourse. In order to carryforward the balance of these three projects, an increase to the CIP budget of \$154,492 is being requested.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a “project” within the meaning of the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15378(b)(4) in that it is a fiscal activity that does not involve any commitment to any specific project which may result in a potential significant impact on the environment.

FISCAL IMPACT

As discussed, staff recommends several budget amendments as detailed in the table below. Currently there is \$28.3 million allocated for the StadCo Subordinated Loan. An additional \$1.3 million is recommended to be allocated from additional rent that will be received from the Forty Niners SC Stadium Company, LLC (StadCo). Additionally, \$154,492 is recommended to be allocated to construction costs from unallocated CIP fund balance in order to carry forward three CIP projects from the 2017/18 fiscal year.

	Current	Increase/ (Decrease)	Revised
Operating Fund			
Revenues			
Rent	\$24,500,000	\$1,310,000	\$25,810,000

Expenses			
Transfers Out	\$52,691,000	\$1,310,000	\$54,001,000
Debt Service Fund			
Revenues			
Transfers In	\$49,314,000	\$1,310,000	\$50,624,000
Expenses			
StadCo Subordinated Loan	\$28,323,000	\$1,310,000	\$29,633,000
CIP Fund			
Expenses			
Construction	\$4,720,923	\$154,492	\$4,875,415
Reserves			
Ending Fund Balance - Unallocated	\$7,855,094	\$154,492	\$7,700,602

COORDINATION

This report was coordinated with the Stadium Manager per section 4.6 of the Management Agreement as well as the Stadium Authority Counsel's Office.

PUBLIC CONTACT

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.

RECOMMENDATION

1. Note and file the Santa Clara Stadium Authority Financial Status Report for the Quarter Ending June 30, 2018.
2. Approve Budget Amendments to the 2018/19 Santa Clara Stadium Authority Budget.

Reviewed by: Angela Kraetsch, Treasurer

Approved by: Deanna J. Santana, Executive Director

ATTACHMENTS

1. SCSA Financial Status Report for the Quarter Ending June 30, 2018

SCSA

Santa Clara Stadium Authority

SANTA CLARA STADIUM AUTHORITY FINANCIAL STATUS REPORT

Quarter Ending June 30, 2018



October 2, 2018

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Introduction

This Santa Clara Stadium Authority (Stadium Authority) Financial Status Report provides information covering the first quarter of the Stadium Authority's 2018/19 Fiscal Year which ended on June 30, 2018. Comparative data from prior fiscal years is also included.

In addition to this report, the Stadium Authority produces annual financial statements within six months of fiscal year-end. These financial statements are audited by an external audit firm and were presented to the Stadium Authority's Audit Committee on August 27, 2018 and the Stadium Authority Board on September 11, 2018. Once presented to the Stadium Authority Board, the financial statements as well as this report are published on the Stadium Authority's website.

The Stadium Authority also prepares a detailed budget prior to the beginning of the new fiscal year. The 2018/19 Stadium Authority budget was adopted on March 27, 2018.

Staff is requesting specific adjustments to the Operating and Debt Service budgets as a result of the rent reset arbitration award (explained on pages 10 and 15 of this report). In addition, a request is being made for an adjustment to the Capital Improvement Project Budget to carryforward three of the 2017/18 projects that were still in progress at the end of the prior fiscal year (explained on page 18 of this report).

Stadium Authority finances are structured so that the City of Santa Clara (City) is not liable for the debts or obligations of the Stadium Authority. All services provided by the City, including administrative and public safety, to the Forty Niners Stadium Management Company, LLC (Stadium Manager) or the Stadium Authority are fully reimbursed.

It is important to note that at the request of the Stadium Authority Board, the Stadium Manager has transferred a set of supporting financial documents for non-NFL events to the Stadium Authority which are currently being analyzed for completeness and accuracy. Once this review is complete, staff will report out the findings and if there are any changes to prior year financial information they will be reported in the current year financial statements.

The following report includes information related to non-NFL event revenues and expenses previously made available from the Stadium Manager's financial accounting system and does not include any possible corrections that may result from the analysis of the backup documentation that is currently underway.

NFL Events

There were no NFL games held in the first quarter of the 2018/19 Fiscal Year. Levi's Stadium hosted the first 49ers pre-season game of the 2018 season on August 9, 2018 which will be included in the report for the second quarter.

Non-NFL Events

This section provides annual and comparative data for non-NFL events categorized as events ranging from high school and college football games, international soccer matches, concerts, wedding fairs, and special events. During the current reporting period there were a total of 115,138 tickets sold for the 3 ticketed non-NFL events that were held, resulting in \$461,000 in non-NFL event ticket surcharge revenue (from the \$4 per ticket non-NFL event surcharge). This is an increase in ticket surcharge revenue of \$99,000 or 27.3% over the same period in the prior year. The reason for the increase is due to a higher attendance at the non-NFL events in the current period. In the prior fiscal year there were four ticketed non-NFL events, however two of those events were a Wedding Fair and the Wedemeyer High School Football game which only sold 401 and 1,761 tickets respectively. The three ticketed non-NFL events in the current reporting period were all large-scale events (Monster Jam and two Taylor Swift concerts) resulting in a large increase in the ticket surcharge revenue.

There were also 24 smaller special events held at Levi's Stadium which is very similar to the same period in the prior fiscal year (25). However the attendance at these events went up from 8,438 in the prior year to 13,683 in the current year, a 62.2% increase due to a number of these special events being larger in size. Examples of these special events include corporate events of various sizes, weddings, holiday parties, high school dances, etc.

In correlation with the increase in the number of tickets sold, parking at the permitted offsite parking lots also saw an increase when compared to the prior year. There were 10,495 cars parked at these offsite lots, a 32.2% increase from the previous year. The City received \$57,000 in related offsite parking fees.

Total non-NFL event public safety costs were \$690,000, an increase of \$237,000 or 52.5% from the prior year. As noted previously, this increase in cost is due to larger events being held in the current year when compared to the prior year. Of these costs, \$57,000 was covered by the offsite parking fee and the remaining \$633,000 were invoiced to the Stadium Manager and subsequently reimbursed.

Statistics for the three non-NFL ticketed events are shown in Table 1 and comparative data from all five years of operations are shown in Table 2.

Table 1
Levi's Stadium
2018/19 Non-NFL Event Statistics
As of June 30, 2018

	Monster Jam 04/28/18	Taylor Swift Concert I 05/11/18	Taylor Swift Concert II 05/12/18	2018/19 Q1 Special Events	2018/19 YTD Total
No. of Tickets Sold	35,302	29,333	50,503	-	115,138
Non-NFL Ticket Surcharge	\$ 141,208	\$ 117,332	\$ 202,012	\$ -	\$ 460,552
No. of Non-NFL Special Events	-	-	-	24	24
Non-NFL Special Event Attendees	-	-	-	13,683	13,683
Cars Parked at Offsite Lots	3,719	2,196	4,580	-	10,495
City Offsite Parking Fee	\$ 20,157	\$ 11,902	\$ 24,824	\$ -	\$ 56,883
Stadium Public Safety Costs	\$ 209,336	\$ 238,229	\$ 233,202	\$ 9,077	\$ 689,845
Less: Offsite Parking Fee Credit	\$ (20,157)	\$ (11,902)	\$ (24,824)	\$ -	\$ (56,883)
Reimbursable Public Safety Costs	\$ 189,179	\$ 226,327	\$ 208,378	\$ 9,077	\$ 632,962
Amount Reimbursed	\$ 189,179	\$ 226,327	\$ 208,378	\$ 9,077	\$ 632,962

Table 2
Levi's Stadium
Historical Non-NFL Event Statistics⁽¹⁾

	2014/15 Q1 Total ⁽²⁾	2015/16 Q1 Total	2016/17 Q1 Total	2017/18 Q1 Total	2018/19 Q1 Total
No. of non-NFL Ticketed Events	-	6	8	4	3
No. of Tickets Sold	-	284,352	351,837	90,456	115,138
Non-NFL Ticket Surcharge	\$ -	\$ 1,137,408	\$ 1,407,348	\$ 361,824	\$ 460,552
No. of Non-NFL Special Events	-	62	31	25	24
Non-NFL Special Event Attendees	-	19,345	13,709	8,438	13,683
Cars Parked at Offsite Lots	-	27,215	34,376	7,939	10,495
City Offsite Parking Fee	\$ -	\$ 133,898	\$ 174,632	\$ 41,600	\$ 56,883
Cars Parked on Golf Course	-	9,465	9,562	-	-
City Golf Course Parking Fee	\$ -	\$ 47,325	\$ 47,810	\$ -	\$ -
Stadium Public Safety Costs	\$ -	\$ 1,425,075	\$ 1,721,055	\$ 452,450	\$ 689,845
Golf Course Public Safety Costs	\$ -	\$ 73,951	\$ 39,905	\$ -	\$ -
Subtotal Event Public Safety Costs	\$ -	\$ 1,499,026	\$ 1,760,960	\$ 452,450	\$ 689,845
Less: Offsite Parking Fee Credit	\$ -	\$ (133,898)	\$ (174,632)	\$ (41,600)	\$ (56,883)
Reimbursable Public Safety Costs	\$ -	\$ 1,365,128	\$ 1,586,328	\$ 410,850	\$ 632,962
Amount Reimbursed	\$ -	\$ 1,365,128	\$ 1,586,328	\$ 410,850	\$ 632,962

⁽¹⁾ Includes non-NFL special events.

⁽²⁾ The first event at Levi's Stadium was in August 2014 (the second quarter of the 2014/15 Fiscal Year).

Discretionary Fund

The Stadium Lease contains a provision under which NFL public safety costs are subsidized through revenue earned from non-NFL events. The mechanism by which this has occurred has been alternatively referred to as the public safety costs threshold or “cap”. For the first three years of Stadium operations, the cap was set at \$170,000 per NFL game, subject to a small percentage annual increase. Any NFL public safety costs that exceed the annual cap have been funded by transfers from the Stadium Authority “Discretionary Fund”.

The Discretionary Fund is funded by revenue equal to 50% of the non-NFL ticket surcharge of \$4 per event. The three ticketed non-NFL events contributed \$230,000 to the Discretionary Fund in the current reporting period and \$8,000 was spent. Table 3 shows the revenues and expenses in the discretionary fund since Fiscal Year 2014/15. The current balance is \$1.5 million.

Under the Stadium Lease, the Stadium Authority invoked its right to review the issue of the threshold with the Forty Niners SC Stadium Company (StadCo). As of the date of this report the discussions have not been concluded, but it continues to be the Stadium Authority’s position that the previous transfers by the Stadium Authority from the discretionary fund to pay City costs in excess of the threshold are not an indication of the Stadium Authority’s position with regard to the continuing legal validity of the cap.

Table 3

Discretionary Fund				
Fiscal Year	Beginning Balance	Revenue	Expenses	Ending Balance
2014/15	\$ -	\$ 715,770	\$ -	\$ 715,770
2015/16	715,770	1,238,542	714,028	1,240,284
2016/17	1,240,284	1,164,698	699,129	1,705,853
2017/18	1,705,853	768,564	1,209,342	1,265,075
2018/19	1,265,075	230,276	8,486	1,486,865

Stadium Builder Licenses

The total principal value of currently active Stadium Builder Licenses (SBLs) is \$530.4 million and, as of June 30, 2018, 80% of the total principal value of all SBLs sold (i.e., \$424.3 million) had been collected.

SBL holders that finance their purchase pay an annual interest rate of 8.5% and payments are due by March 1st each year. The majority of SBL holders make their payments on time. For those that do not pay on time, SBL service staff working for the Stadium Manager on the Stadium Authority's behalf, contact the SBL holders and attempt to collect the full amounts owed. Ultimately, an SBL can be defaulted for non-payment. Once an SBL is defaulted, the SBL holder in default loses their right to buy season tickets as well as their priority rights to tickets to non-NFL events, and forfeits any money they had invested in the SBL. Defaulted SBLs are then available for resale.

There are a total of 60,121 currently active SBLs, or 91.3% of the 65,877 total sellable SBL seats. This is down by 346 from the total active SBLs at the end of the prior fiscal year (March 31, 2018). The main reason for the reduction is due to defaulted SBLs. The defaulted SBLs were offset by (1) the net increase related to the customer seat relocation program and (2) the sale of new SBLs. This customer seat relocation program allows customers to trade in their SBLs in return for others in a different location as long as the total face value of the new seats is equal to or greater than the original seats.

During the current reporting period, 356 SBLs were sold for a total face value of \$2.3 million. The customer seat relocation program resulted in an increase of \$1.1 million to the SBL face value, while netting 223 more SBLs. There were also 925 SBLs defaulted during the same period with a total face value of \$5.9 million. Of the \$5.9 million, approximately 44% or \$2.6 million of principal had already been collected.

Additional details regarding currently active SBLs are noted in Table 4.

Table 4
Santa Clara Stadium Authority
Currently Active Stadium Builder License (SBL) Summary ⁽¹⁾

Through June 30, 2018									
Seat Value	SBL Seats Available	SBL Seats Sold as of 3/31/18	New SBL Sales	Net SBL Relocations	SBL Defaults	SBL Seats Sold	SBL Value	SBL Collected	% SBL Principal Collected
141,392	98	98				98	\$ 13,856,398	\$ 11,016,095	79.50%
80,000	938	928	2	2	(6)	926	74,080,000	61,467,253	82.97%
40,000	2	2				2	80,000	58,676	73.35%
30,000	4,869	4,596	14	(15)	(37)	4,558	136,740,000	113,771,151	83.20%
20,000	3,395	2,973	5	17	(34)	2,961	59,220,000	48,017,767	81.08%
15,000	7	7				7	105,000	56,923	54.21%
12,000	2,167	2,103	22	(2)	(16)	2,107	25,284,000	20,539,193	81.23%
10,000	9	8				8	80,000	54,641	68.30%
6,000	20,619	20,177	133	203	(306)	20,207	121,242,000	90,998,529	75.06%
5,000	14,297	13,292	76	(63)	(188)	13,117	65,585,000	51,019,710	77.79%
4,000	917	913	1	5		919	3,676,000	3,157,288	85.89%
3,000	98	96			(2)	94	282,000	199,481	70.74%
2,500	49	46			(1)	45	112,500	83,151	73.91%
2,000	18,367	15,186	103	76	(332)	15,033	30,066,000	23,790,284	79.13%
1,000	45	42			(3)	39	39,000	29,253	75.01%
Total	65,877	60,467	356	223	(925)	60,121	\$ 530,447,898	\$ 424,259,395	79.98%

Plus: Interest on financed SBLs 44,519,017
Total Principal & Interest \$ 468,778,412

⁽¹⁾ This table does not include \$19.3 million that has been collected from defaulted SBL holders.

Santa Clara Stadium Authority Budget Status Reports

Operating Budget

With 25% of the Fiscal Year complete, total operating revenues for the first quarter of the 2018/19 Fiscal Year were \$14.3 million representing 11% of the overall budget for revenues. The primary reason that revenue is below 25% is because non-NFL event revenue, which makes up 48% of the total revenue budget, is recorded at the end of the fiscal year in accordance with Article 5 of the Stadium Management Agreement. Stadium rent earned from StadCo totaled \$6.1 million. During the current reporting period, the Stadium Authority also collected \$7.4 million in SBL proceeds or 28% of what was budgeted. All SBL proceeds are transferred to the debt service fund per applicable loan agreements. The non-NFL event ticket surcharge amounted to \$461,000 or 26% of the budget.

Total operating expenses were \$11.8 million, or 9% of the annual budget. Similar to operating revenue, the primary reason that total expenses are below 25% is due to the fact that non-NFL event expenses are recorded at the end of the fiscal year (Article 5 of the Stadium Management Agreement). The shared stadium manager expenses were at 24% or \$2.7 million of the \$11.2 million budgeted amount and SBL Sales & Service expenses were 25% of the budget or \$581,000. The Stadium Authority pays for all utility costs from February 1st through July 31st and the tenant (StadCo) pays for utility costs from August 1st through January 31st (Tenant Season). Therefore, utility costs are 52% of the budget for the first quarter, or \$788,000. The current reporting period covers 50% (three out of the six months) that the Stadium Authority is responsible for utility costs. Transfers-out amounted to \$7.4 million which is all related to the SBL proceeds that were collected and transferred to Debt Service as required by applicable loan agreements. Lastly, Stadium Authority G&A costs were \$312,000 or 18% of the budget.

Overall, the Stadium Authority operating fund ended the first quarter with a fund balance of \$25.2 million an increase of \$2.5 million or 11%. Included in that amount is a \$10.9 million operating reserve and a \$1.5 million discretionary fund.

Additional details are shown in Table 5.

Table 5
Santa Clara Stadium Authority
Operating Budget Status Report
For the Period Ending June 30, 2018 and 2017

	Period Ending June 30, 2018					Period Ending June 30, 2017			
	Final Budget	Q1 Actuals	YTD Actuals	Balance	% Received	Final Budget	YTD Actuals	Balance	% Received
Resources									
Revenues									
NFL Ticket Surcharge	\$ 8,031,000	\$ -	\$ -	\$ 8,031,000	0%	\$ 8,258,000	\$ -	\$ 8,258,000	0%
SBL Proceeds	26,156,000	7,395,026	7,395,026	18,760,974	28%	28,056,000	-	28,056,000	0%
Interest	794,000	165,737	165,737	628,263	21%	280,000	88,107	191,893	31%
Non-NFL Event Revenue	62,147,000	-	-	62,147,000	0%	-	-	-	N/A
Net Revenues from Non-NFL Events	-	-	-	-	N/A	5,305,000	5,316,894	(11,894)	100%
Naming Rights	6,558,000	-	-	6,558,000	0%	6,366,000	-	6,366,000	0%
Sponsorship Revenue (STR)	545,000	143,453	143,453	401,547	26%	406,000	95,040	310,960	23%
Rent	24,500,000	6,125,001	6,125,001	18,374,999	25%	24,500,000	3,375,000	21,125,000	14%
Senior & Youth Program Fees	230,000	-	-	230,000	0%	231,000	-	231,000	0%
Non-NFL Event Ticket Surcharge	1,800,000	460,552	460,552	1,339,448	26%	2,000,000	361,824	1,638,176	18%
Revenues Subtotal	\$ 130,761,000	\$ 14,289,768	\$ 14,289,768	\$ 116,471,232	11%	\$ 75,402,000	\$ 9,236,865	\$ 66,165,135	12%
Net Transfers	-	-	-	-	N/A	(54,817,000)	-	(54,817,000)	0%
Total Resources	\$ 130,761,000	\$ 14,289,768	\$ 14,289,768	\$ 116,471,232	11%	\$ 20,585,000	\$ 9,236,865	\$ 11,348,135	45%
Expenses									
Shared Stadium Manager Expenses									
Stadium Operations	\$ 3,721,000	\$ 930,294	\$ 930,294	\$ 2,790,706	25%	\$ 3,613,000	\$ 903,198	\$ 2,709,802	25%
Engineering	1,835,000	458,681	458,681	1,376,319	25%	1,636,000	408,914	1,227,086	25%
Guest Services	813,000	203,248	203,248	609,752	25%	848,000	211,891	636,109	25%
Groundskeeping	164,000	40,892	40,892	123,108	25%	246,000	61,545	184,455	25%
Security	1,543,000	385,778	385,778	1,157,222	25%	1,498,000	374,541	1,123,459	25%
Insurance	2,871,000	717,513	717,513	2,153,487	25%	2,787,000	451,545	2,335,455	16%
Stadium Management Fee	226,000	-	-	226,000	0%	219,000	620	218,380	0%
Shared Stadium Mngr Exps Subtotal	\$ 11,173,000	\$ 2,736,406	\$ 2,736,406	\$ 8,436,594	24%	\$ 10,847,000	\$ 2,412,255	\$ 8,434,745	22%
Other Operating Expenses									
SBL Sales and Service	\$ 2,324,000	\$ 581,000	\$ 581,000	\$ 1,743,000	25%	\$ 2,095,000	\$ 535,875	\$ 1,559,125	26%
Senior & Youth Fees (paid to City)	230,000	-	-	230,000	0%	231,000	-	231,000	0%
Non-NFL Event Expense	56,519,000	-	-	56,519,000	0%	-	-	-	N/A
Ground Rent (paid to City)	320,000	-	-	320,000	0%	285,000	-	285,000	0%
Performance Rent (paid to City)	2,654,000	-	-	2,654,000	0%	2,528,000	2,533,447	(5,447)	100%
Discretionary Fund Expense	990,000	8,486	8,486	981,514	1%	1,150,000	1,173,342	(23,342)	102%
Utilities	1,506,000	787,500	787,500	718,500	52%	1,434,000	747,000	687,000	52%
Use of StadCo Tenant Improvements	236,000	463	463	235,537	0%	245,000	-	245,000	0%
Stadium Authority G&A	1,685,000	311,701	311,701	1,373,299	18%	1,620,000	548,461	1,071,539	34%
Other Expenses	105,000	-	-	105,000	0%	76,000	-	76,000	0%
Transfers Out	52,691,000	7,372,926	7,372,926	45,318,074	14%	-	-	-	N/A
Contribution to Operating Reserve	328,000	-	-	328,000	0%	-	-	-	N/A
Other Operating Expenses Subtotal	\$ 119,588,000	\$ 9,062,076	\$ 9,062,076	\$ 110,525,924	8%	\$ 9,664,000	\$ 5,538,124	\$ 4,125,876	57%
Total Expenses	\$ 130,761,000	\$ 11,798,481	\$ 11,798,481	\$ 118,962,519	9%	\$ 20,511,000	\$ 7,950,379	\$ 12,560,621	39%
Operating Reserve	\$ 11,255,088	\$ 10,927,270	\$ 10,927,270			\$ 10,927,270	\$ 10,609,000		
Discretionary Fund	\$ 1,086,407	\$ 1,486,865	\$ 1,486,865			\$ 1,555,853	\$ 713,423		

6

Operating Budget - Adjustment

When the Stadium Authority budget was adopted on March 27, 2018, the Stadium Authority was in arbitration with StadCo regarding the stadium facility rent reset. On June 18, 2018, the arbitrator entered an Interim Arbitration Award in favor of the Stadium Authority and on August 2, 2018 an Order Regarding the Parties' Interim Award Responses was issued essentially serving to make the Interim Award final. This adjusted the rent from \$24.5 million to \$24.76 million, an increase of \$262,000 per year. Since this increase was retroactive to the first lease year the result is an additional \$1.31 million in rent revenue for the first five years of operations.

\$1.1 million of additional rent revenue was received by the Stadium Authority on September 17, 2018, which included one-sixth or approximately \$44,000 of the increased annual rent amount. The remaining \$220,000 will be received in equal monthly installments (\$44,000 per month) from October 2018 through February 2019. Since this added revenue is in excess of expenses, it is considered excess revenue. Article 14 of the Amended and Restated Stadium Lease Agreement specifically describes how excess revenues are distributed. After meeting the Operating Reserve and the CapEx Reserve requirements (which were included in the 2018/19 budget), excess revenues are then used to prepay the StadCo Subordinated Loan. Therefore staff is requesting an operating budget adjustment to account for this additional rent revenue and the additional transfer out to debt service. This also results in a request for a debt service budget adjustment which is noted on page 15 of this report.

Details regarding the operating budget adjustment are shown in Table 6.

Table 6

Santa Clara Stadium Authority 2018/19 Operating Budget Adjustment

	2018/19 Fiscal Year		
	Budget	Adjustments	Final Actuals
Resources			
Revenues			
NFL Ticket Surcharge	\$ 8,031,000	\$ -	\$ 8,031,000
SBL Proceeds	26,156,000	-	26,156,000
Interest	794,000	-	794,000
Non-NFL Event Revenue	62,147,000	-	62,147,000
Naming Rights	6,558,000	-	6,558,000
Sponsorship Revenue (STR)	545,000	-	545,000
Rent	24,500,000	1,310,000	25,810,000
Senior & Youth Program Fees	230,000	-	230,000
Non-NFL Event Ticket Surcharge	1,800,000	-	1,800,000
Revenues Subtotal	\$ 130,761,000	\$ 1,310,000	\$ 132,071,000
Net Transfers	-	-	-
Total Resources	\$ 130,761,000	\$ 1,310,000	\$ 132,071,000
	Budget	Adjustments	Final Budget
Expenses			
Shared Stadium Manager Expenses			
Stadium Operations	\$ 3,721,000	\$ -	\$ 3,721,000
Engineering	1,835,000	-	1,835,000
Guest Services	813,000	-	813,000
Groundskeeping	164,000	-	164,000
Security	1,543,000	-	1,543,000
Insurance	2,871,000	-	2,871,000
Stadium Management Fee	226,000	-	226,000
Shared Stadium Mngr Exps Subtotal	\$ 11,173,000	\$ -	\$ 11,173,000
Other Operating Expenses			
SBL Sales and Service	\$ 2,324,000	\$ -	\$ 2,324,000
Senior & Youth Fees (paid to City)	230,000	-	230,000
Non-NFL Event Expense	56,519,000	-	56,519,000
Ground Rent (paid to City)	320,000	-	320,000
Performance Rent (paid to City)	2,654,000	-	2,654,000
Discretionary Fund Expense	990,000	-	990,000
Utilities	1,506,000	-	1,506,000
Use of StadCo Tenant Improvements	236,000	-	236,000
Stadium Authority G&A	1,685,000	-	1,685,000
Other Expenses	105,000	-	105,000
Transfers Out	52,691,000	1,310,000	54,001,000
Contribution to Operating Reserve	328,000	-	328,000
Other Operating Expenses Subtotal	\$ 119,588,000	\$ 1,310,000	\$ 120,898,000
Total Expenses	\$ 130,761,000	\$ 1,310,000	\$ 132,071,000
Operating Reserve	\$ 11,255,088	\$ 11,255,088	\$ 11,255,088
Discretionary Fund	\$ 1,086,407	\$ 1,086,407	\$ 1,086,407

Debt Service Budget

The Stadium Authority's 2018/19 debt service revenue budget of \$3.6 million represents anticipated contributions from the Community Facilities District (CFD). During the first quarter of the current fiscal year \$984,000 was contributed by the CFD. Transfers-in from the operating fund amounted to \$7.4 million or 15% of the budget. \$13.8 million was contributed by fund balance to make debt service payments.

Total Stadium Authority debt service expenses for the current reporting period were \$22.2 million, 39% of the budgeted amount. The debt service expenses for the CFD Advance, the Term A Loan, and the StadCo Subordinated Loan were \$879,000, \$15.9 million, and \$5.4 million, respectively.

The Stadium Authority debt service fund ended the current quarter with a fund balance of \$15.9 million which includes \$11.5 million in the debt service reserve account. The remaining \$4.3 million is reserved for future debt payments.

As of June 30, 2018, the total outstanding amount of Stadium Authority debt had declined to \$365 million. This is a reduction in principal of \$17.7 million from the March 31, 2018 outstanding debt amount of \$382.7 million.

Additional details are shown in Tables 7 and 8 and Chart 1.

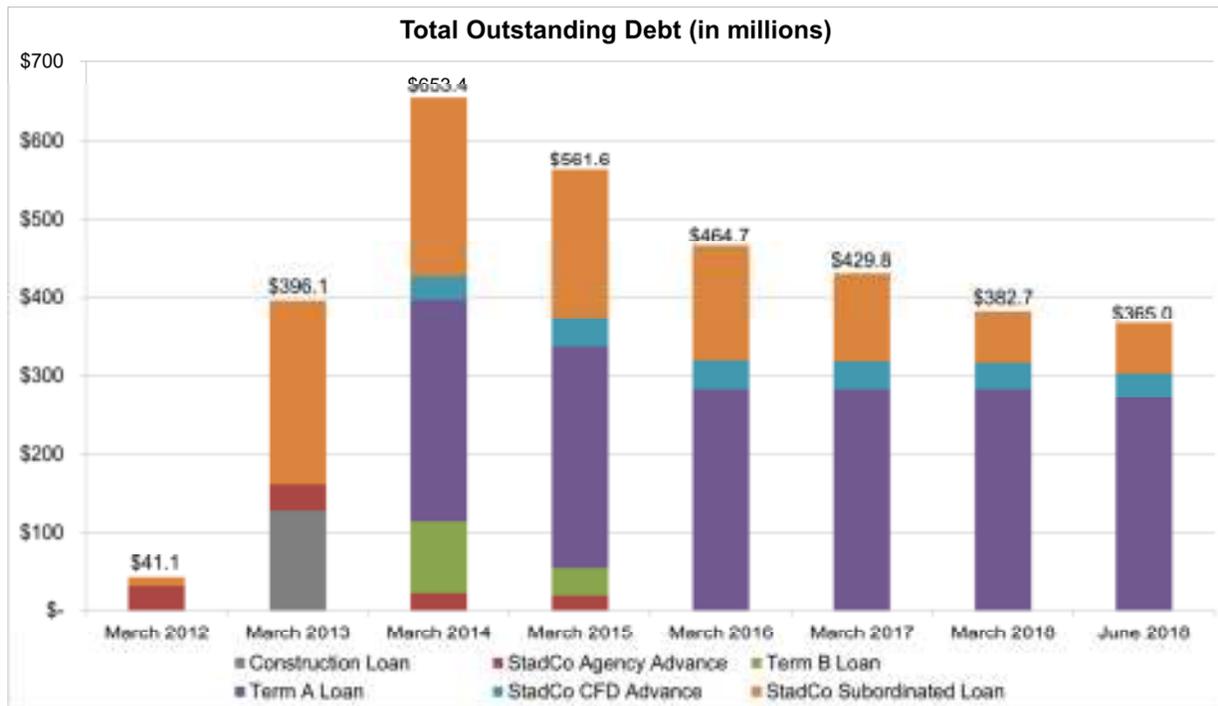
Table 7
Santa Clara Stadium Authority
Debt Service Budget Status Report
For the Period Ending June 30, 2018 and 2017

	Period Ending June 30, 2018					Period Ending June 30, 2017			
	Final Budget	Q1 Actuals	YTD Actuals	Balance	% Received	Final Budget	YTD Actuals	Balance	% Received
Resources									
Revenues									
Contribution from CFD	\$ 3,600,000	\$ 984,180	\$ 984,180	\$ 2,615,820	27%	\$ 3,400,000	\$ 955,070	\$ 2,444,930	28%
Revenues Subtotal	\$ 3,600,000	\$ 984,180	\$ 984,180	\$ 2,615,820	27%	\$ 3,400,000	\$ 955,070	\$ 2,444,930	28%
Transfers In from Operating	49,314,000	7,372,926	7,372,926	41,941,074	15%	57,545,000	11,390,008	46,154,992	20%
Contribution from Fund Balance	4,653,000	13,825,931	13,825,931	(9,172,931)	297%	-	-	-	N/A
Total Resources	\$ 57,567,000	\$ 22,183,036	\$ 22,183,036	\$ 44,556,894	39%	\$ 60,945,000	\$ 12,345,078	\$ 48,599,922	20%
	Final Budget	Q1 Actuals	YTD Actuals	Balance	% Used	Final Budget	YTD Actuals	Balance	% Used
Expenses									
CFD Advance	\$ 3,600,000	\$ 878,861	\$ 878,861	\$ 2,721,139	24%	\$ 3,400,000	\$ 955,070	\$ 2,444,930	28%
Term A Loan	25,644,000	15,908,172	15,908,172	9,735,828	62%	14,140,000	7,069,853	7,070,147	50%
StadCo Subordinated Loan	28,323,000	5,396,004	5,396,004	22,926,996	19%	52,288,000	18,285,485	34,002,515	35%
Total Expenses	\$ 57,567,000	\$ 22,183,036	\$ 22,183,036	\$ 35,383,964	39%	\$ 69,828,000	\$ 26,310,408	\$ 43,517,592	38%
Debt Service Reserve	\$ 11,536,235	\$ 11,536,235	\$ 11,536,235			\$ 11,536,235	\$ 11,536,235		

Table 8
Santa Clara Stadium Authority
Debt Summary Report
For the Period Ending June 30, 2018

Type of Indebtedness	Interest Rates	Outstanding as of March 31, 2018	Net Change	Outstanding as of June 30, 2018
Stadium Funding Trust Loan:				
Term A Loan	5.00%	\$ 282,794,108	\$ (12,527,696)	\$ 270,266,412
StadCo CFD Advance	5.73%	32,834,885	(639,050)	32,195,835
StadCo Subordinated Loan	5.50%	67,032,627	(4,505,279)	62,527,348
Total		\$ 382,661,620	\$ (17,672,025)	\$ 364,989,595

Chart 1



Debt Service Budget - Adjustment

As described on page 10 of this report, the Stadium Authority was awarded additional rent revenue in the 2018/19 Fiscal Year as a result of the rent reset arbitration. This additional revenue will be transferred to the debt service fund per the Amended and Restated Stadium Lease Agreement to be used to prepay the StadCo Subordinated Loan.

Therefore staff is requesting a debt service budget adjustment in the amount of \$1.3 million to account for this additional transfer in from the operating fund and the additional payment on the StadCo Subordinated Loan.

Additional details regarding the debt service budget adjustment are shown in Table 9.

Table 9

Santa Clara Stadium Authority 2018/19 Debt Service Budget Adjustment

	2018/19 Fiscal Year		
	Budget	Adjustments	Final Budget
Resources			
Revenues			
Contribution from CFD	3,600,000	-	3,600,000
Revenues Subtotal	3,600,000	-	3,600,000
Transfers In from Operating	49,314,000	1,310,000	50,624,000
Contribution from Fund Balance	4,653,000	-	4,653,000
Total Resources	57,567,000	1,310,000	58,877,000
Expenses			
CFD Advance	3,600,000	-	3,600,000
Term A Loan	25,644,000	-	25,644,000
StadCo Subordinated Loan	28,323,000	1,310,000	29,633,000
Total Expenses	57,567,000	1,310,000	58,877,000
Debt Service Reserve	11,536,235	11,536,235	11,536,235

Capital Improvement Project Budget

As part of the CapEx plan the following projects were underway during the current reporting period:

- Concrete Masonry Unit (CMU) Wall Build
- Fire Sprinkler System
- Public Safety Equipment
- Stadium Field Conduits
- Hotwater Additions for Sump Pump
- Flag Poles

A total of \$347,000 has been spent in the first quarter of the 2018/19 Fiscal Year which amounts to 4% of the budget.

Additional details are shown below in Table 10.

Table 10
Santa Clara Stadium Authority
CIP Budget Status Report
For the Period Ending June 30, 2018 and 2017

	Period Ending June 30, 2018					Period Ending June 30, 2017			
	Final Budget	Q1 Actuals	YTD Actuals	Balance	% Received	Final Budget	YTD Actuals	Balance	% Received
Beginning Balances	\$ 12,358,833	\$ 12,718,700	\$ 12,718,700			\$ 8,528,701	\$ 8,887,218		
Resources									
Transfers In from Operating Budget	3,377,000	-	-	3,377,000	0%	3,183,000	-	3,183,000	0%
Transfers from Stadium Development	-	-	-	-	N/A	-	-	-	0%
Total Resources	15,735,833	12,718,700	12,718,700	3,377,000	81%	11,711,701	8,887,218	3,183,000	76%
	Final Budget	Q1 Actuals	YTD Actuals	Balance	% Used	Final Budget	YTD Actuals	Balance	% Used
Expenses									
Construction	4,720,923	278,907	278,907	4,442,016	6%	1,766,517	186,551	1,579,966	11%
Equipment	1,210,000	65,000	65,000	1,145,000	5%	1,022,000	-	1,022,000	0%
Contingency	296,546	3,250	3,250	293,296	1%	122,000	-	122,000	0%
Stadium Warranty Related Construction	1,653,270	-	-	1,653,270	0%	-	-	-	0%
Total Expenses	7,880,739	347,157	347,157	7,533,582	4%	2,910,517	186,551	2,723,966	6%
Ending Balances	\$ 7,855,094	\$ 12,371,543	\$ 12,371,543			\$ 8,801,184	\$ 8,700,667		

Capital Improvement Project Budget - Adjustment

As mentioned on page 2 of this report, at the end of the 2017/18 Fiscal Year there were certain CapEx projects that were still in progress. As part of the 2018/19 budget process, these projects were anticipated to be completed and as a result were not included as a carryforward in the 2018/19 budget. Table 11 outlines the projects that need to be carried forward.

Table 11

Santa Clara Stadium Authority 2017/18 CIP Budget Carryforward

	2017/18	2017/18	2018/19
2017/18 Capital Expense Projects	Budget	Actuals	Additional Carryforward Request
Temporary Power Installation for Special Events	\$ 50,000		\$ 50,000
Fire Sprinkler System	300,000	\$ 220,508	79,492
Install LED Lighting at 700 North Concourse	25,000		25,000
Total	\$ 375,000	\$ 220,508	\$ 154,492

The adjustment noted in Table 12 is being proposed in order to carryforward the balance of the three projects noted above.

Table 12

Santa Clara Stadium Authority 2018/19 CIP Budget Adjustment

	2018/19 Fiscal Year		
	Budget	Adjustments	Final Budget
Beginning Balances	\$ 12,358,833		\$ 12,358,833
Resources			
Transfers In from Operating Budget	3,377,000	-	3,377,000
Transfers from Stadium Development	-	-	-
Total Resources	15,735,833	-	15,735,833
Expenses			
Construction	4,720,923	154,492	4,875,415
Equipment	1,210,000	-	1,210,000
Contingency	296,546	-	296,546
Stadium Warranty Related Construction	1,653,270	-	1,653,270
Total Expenses	7,880,739	154,492	8,035,231
Ending Balances	\$ 7,855,094	\$ (154,492)	\$ 7,700,602

City of Santa Clara Net General Fund Impact

There were no contributions to the General Fund in the current reporting period. This is due to the timing of when the ground rent is paid and the performance rent is calculated. Additionally the Senior and Youth fee and the Tasman lots parking fee are both related to NFL games of which there were none in the first quarter. This section of the report also provides information on General Fund revenue and expenditure impacts resulting from the stadium.

Public Safety and Administrative Cost Reimbursement

As described in earlier sections of this report, costs incurred by the City on NFL and non-NFL events are tracked and billed to the Stadium Manager. Reimbursement is monitored and included in this report. A total of \$690,000 in public safety costs were incurred in support of non-NFL events that were held at Levi's Stadium in the current reporting period, all of which have been reimbursed to the City. These reimbursements came from a combination of payments from the Stadium Manager, and the offsite parking fees that were collected.

In addition to public safety costs, overall administrative costs are also tracked and billed to the Stadium Authority. These include the cost of providing overall stadium management, financial, human resource, legal, and other services to the Stadium Authority. In the first quarter of the 2018/19 fiscal year a total of \$149,000 of administrative costs were incurred by the General Fund, which have been reimbursed to the City.

Rents and Senior and Youth Fee

As noted above the City's General Fund did not collect any rents or Senior and Youth fees in the current reporting period.

Other Revenue Impacts

General Fund sales tax, property tax, and transient occupancy tax (TOT) collections have benefited from the direct and indirect economic activity related to stadium events.

Food and beverage concession sales and merchandise sales at Levi's Stadium are taxable resulting in sales tax revenue for the City. The last four quarters of sales tax collections from Levi's Stadium transactions generated \$479,000 for the City's General Fund. In addition to the direct sellers at the stadium, other businesses in Santa Clara are benefiting from the influx of people coming into town to attend one or more events at Levi's Stadium, resulting in potentially more sales tax collections for the General Fund.

In accordance with State Law, StadCo must pay possessory interest property tax based on their lease of Levi's Stadium from the Stadium Authority. This revenue is collected by the county and placed into the Redevelopment Property Tax Trust Fund (RPTTF). Amounts remaining in the RPTTF after paying any enforceable obligations of the

Successor Agency are distributed to taxing entities in the same proportion as secured property taxes. The City's proportion is approximately 10%.

Many stadium events bring travelers into the region resulting in hotel stays which generate TOT collections for the City's General Fund. Although it is impossible to say exactly what portion of the City's TOT collections is due to the stadium, it is clear that hotels both inside and outside the City have benefited, resulting in increases in TOT tax collections in Santa Clara and in our neighboring cities.

Glossary

This section of the report provides details behind key terms that are used in the body of this report.

Discretionary Fund – The Amended and Restated Stadium Lease Agreement describes the non-NFL event ticket surcharge which is imposed by the Stadium Authority. All promoters or sponsors of ticketed non-NFL events are required to collect a non-NFL ticket surcharge of \$4 per ticket on behalf of the Stadium Authority. One-half of these proceeds are used to cover Stadium Authority operating and maintenance costs. The other one-half of the proceeds are deposited in the Stadium Authority's discretionary fund. If at any time the discretionary fund balance exceeds \$1 million, then in consultation with the Stadium Manager, the Stadium Authority will determine if provision has been made for replacement and improvement of capital improvements contemplated under the public safety plan. If not, then funds will be reserved in the discretionary fund for such purposes. If adequate provision has been made for these items and the balance of the discretionary fund still exceeds \$1 million, then up to half of the amount over \$1 million can be transferred to the General Fund, in which event an equal amount will also be transferred from the discretionary fund to the Stadium Authority operating fund and will be included as revenue available to pay Stadium Authority expenses.

Ground Lease – The Ground Lease Agreement has an initial term of 40 years commencing on the date of substantial completion which was July 31, 2014. The amount of annual base ground rent that is payable by the Stadium Authority to the City is noted in the chart below.

Lease Year(s)	Annual Fixed Ground Rent
1	\$180,000
2	\$215,000
3	\$250,000
4	\$285,000
5	\$320,000
6	\$355,000
7	\$390,000
8	\$425,000
9	\$460,000
10	\$495,000
11-15	\$1,000,000
16-20	\$1,100,000
21-25	\$1,200,000
26-30	\$1,300,000
31-35	\$1,400,000
36-40	\$1,500,000

Net non-NFL Event Revenue – Net non-NFL event revenue is remitted by the Stadium Manager to the Stadium Authority on a yearly basis. This is done annually because the final reconciliation of the non-NFL event revenues and expenses does not occur until after the conclusion of each fiscal year.

In the 2018/19 fiscal year the Stadium Authority budgeted the non-NFL event activity at gross, budgeting for revenue and expenses separately. In the prior fiscal years that activity was budgeted as a net amount.

NFL Event Public Safety Costs Threshold – The Amended and Restated Stadium Lease Agreement (Lease Agreement) describes the public safety costs threshold for the first three years of the Lease term. The public safety costs threshold was set at \$170,000 per NFL game in the first year of stadium operations (fiscal year 2014/15). The threshold increased by 4% each year. The Stadium Authority has requested meetings with StadCo to “meet and confer” over the public safety costs, as required by the Lease Agreement, to address these expenditures. At the time of drafting this report, discussions are ongoing with the final outcome pending.

NFL Ticket Surcharge – The Amended and Restated Non-Relocation Agreement states that the Team will collect a 10% NFL ticket surcharge on the price of admission to all NFL games on behalf of Stadium Authority.

Non-NFL Event Ticket Surcharge – The Stadium Lease Agreement requires that the promoter or sponsor of any non-NFL event collect a non-NFL event ticket surcharge of \$4 per ticket. The Lease Agreement sets aside one-half of the non-NFL ticket surcharge for stadium operating and maintenance costs and one-half for discretionary expenses of the Stadium Authority.

Offsite Parking Fees – Parking lot operators who wish to operate a parking lot for sports or entertainment venues are required to go through the City’s permitting process. If approved, per the City’s Municipal Fee Schedule, these operators remit an offsite parking fee for each car that is parked for sports or entertainment events. This fee is designed to recover the public safety costs associated with these permitted offsite parking lots. Therefore, when invoicing for NFL or non-NFL public safety costs for a particular event held at Levi’s Stadium, the offsite parking fee that is collected for said event partly offsets the total public safety costs owed for that event. In the City’s 2017/18 fiscal year (July 1, 2017 through June 30, 2018) the offsite parking fee was \$5.42 and it increased to \$5.63 in the City’s 2018/19 Fiscal Year.

Performance-Based Rent - The Amended and Restated Stadium Lease Agreement and the Ground Lease Agreement both describe the performance-based rent that is due to the City. (It is calculated as 50% of the net income from non-NFL events less performance-based rent credits. The performance-based rent credits include 50% of the fixed ground rent for the current lease year.)

Public Safety Costs – For each NFL and non-NFL event held at Levi’s Stadium, a public safety plan is developed and implemented. Costs associated with public safety include staffing, materials, and supplies in the Police, Fire, and Public Works Departments. The services are provided through a combination of City General Fund staff and outside contracts that the Police Department has with other agencies including the California Highway Patrol, County Sheriff’s Office, and City of Sunnyvale.

The Amended and Restated Stadium Lease Agreement section 7.5 states that the tenant is responsible for reimbursing the City for the public safety costs attributed to NFL events at Levi’s Stadium. Additionally, Article 5 of the Stadium Management Agreement notes that the Stadium Manager is responsible for paying non-NFL event expenses on behalf of the Stadium Authority. Therefore the cost of providing public safety services are tracked through the City’s financial system and invoices are sent to the Stadium Manager. All of these costs are reimbursed to the City of Santa Clara.

Senior and Youth Program Fees – The Amended and Restated Stadium Lease Agreement between the Stadium Authority and the Forty Niners SC Stadium Company LLC (StadCo) require that StadCo collect a Senior and Youth Program Fee of \$0.35 per NFL ticket sold on behalf of the Stadium Authority. The Stadium Authority then remits this fee to the City as additional rent to support senior and youth programs in the City per section 8.2 of the Ground Lease Agreement between the City and the Stadium Authority.

Stadium Management Fee – The Stadium Manager receives an annual base management fee to manage Levi’s Stadium. The fee was \$400,000 in the first lease year and increases by 3% annually as detailed in the table below. This annual base management fee is split 50/50 between StadCo and the Stadium Authority since the Stadium Manager manages the stadium year-round for both entities. In addition to the base management fee, the Stadium Manager also receives a stadium marketing and booking fee (incentive fee) which is based on a percentage of the amount that the net income from non-NFL events exceeds the marketing and booking fee benchmark. The marketing and booking fee benchmark was \$5 million in the first lease year and also increases by 3% annually as detailed in the table below. The annual stadium management fee for each of the first ten lease years are noted in the chart below.

Fiscal Year	Lease Year	Annual Base Stadium Management Fee (SCSA Share)	Stadium Marketing and Booking Fee Benchmark	Net Income from Non-NFL Events	Additional Stadium Marketing and Booking Fee	Total Stadium Management Fee
2014/15	1	\$ 200,000	\$ 5,000,000	\$5,207,553	\$ 10,378	\$ 210,378
2015/16	2	206,000	5,150,000	6,079,016	46,451	252,451
2016/17	3	212,180	5,304,500	5,316,894	620	212,800
2017/18	4	218,545	5,463,635	5,163,329	-	218,545
2018/19	5	225,102	5,627,544	To be determined		
2019/20	6	231,855	5,796,370			
2020/21	7	238,810	5,970,261			
2021/22	8	245,975	6,149,369			
2022/23	9	253,354	6,333,850			
2023/24	10	260,955	6,523,866			

Tasman Lots Parking Fees – The City collects a fee of \$5 per space for all cars that are parked on the Tasman surface lots during NFL events.



Agenda Report

18-1351

Agenda Date: 10/2/2018

REPORT TO STADIUM AUTHORITY BOARD

SUBJECT

Information Report from Stadium Manager on College Football Playoff 2019 National Championship Game Preparation

BACKGROUND

As announced in November 2015, Levi's Stadium will host the College Football Playoff (CFP) National Championship on January 7, 2019. CFP events in both Santa Clara and San Jose will begin January 4, culminating with the game at Levi's Stadium.

On July 17, 2018, the Santa Clara Stadium Authority (SCSA) Board approved the Assignment and Assumption Agreement by and between Bay Area Host Committee (BAHC) and Forty Niners Stadium Management Company, LLC (ManCo) for the CFP 2019 National Championship Game Agreement. The Forty Niners Football Company LLC (Forty Niners) incorporated BAHC in January 2018 to take on the rights and obligations of this event. The Board approved agreement ensures no financial losses to SCSA, with terms for BAHC to (1) pay for all CFP-related expenses for all actual public services/workforce costs; (2) share any net revenues with SCSA, if applicable; and (3) provide a complete accounting of all revenue and expenses and BAHC's annual financial audits for the fiscal years that contain Stadium Authority related expenses to the SCSA Executive Director.

DISCUSSION

In preparation for the CFP National Championship, ManCo and SCSA staff are currently cooperatively planning for the CFP events.

Stadium Manager Jim Mercurio will present an update regarding planning for the CFP events. ManCo and SCSA staff will continue providing updates to the SCSA Board with additional detail as the event date approaches.

ENVIRONMENTAL REVIEW

This is an information report only and no action is being taken by the City Council and no environmental review under the California Environmental Quality Act ("CEQA") is required.

FISCAL IMPACT

There is no impact to the City as all City costs related to the CFP event including planning and close-out are fully reimbursed by the BAHC.

COORDINATION

This report has been coordinated with the Stadium Authority Counsel's Office.

PUBLIC CONTACT

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.

RECOMMENDATION

Note and file the information report from Stadium Manager on College Football Playoff 2019 National Championship Preparation

Reviewed by: Walter C. Rossmann, Chief Operating Officer

Approved by: Deanna J. Santana, Executive Director



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Agenda Report

18-1382

Agenda Date: 10/2/2018

SUBJECT

Tentative Meeting Agenda Calendar

BACKGROUND AND DISCUSSION

The purpose of the TMAC is to provide the public advanced notifications of tentative dates of Council Study Sessions, Joint Council/Commission meetings, as well as Council Public Hearing and General Business agenda items. It is important to note that the TMAC is a Tentative Calendar planning tool and reports listed are subject to change due to Public Hearing publication requirements and agenda management.

The TMAC will be published weekly no later than Friday evening on the City's website.



City of Santa Clara

Tentative Meeting Agenda Calendar

Tuesday, October 9, 2018 – Council and Authorities Concurrent Meeting

Closed Session

18-1295 4:30 P.M. Closed Session

Joint Dinner

18-617 5:00 P.M. Informational Joint Dinner Meeting with the Youth Commission

Study Session

18-824 6:00 P.M. Update on Agrihood Project located at 1834 Worthington Circle/90 North Winchester: Disposition and Development Agreement and Project Approvals

Special Order of Business

18-1133 Recognition of Community and Corporate Partners of the Santa Clara City Library Foundation and Friends

18-080 Second Survey Results of Pilot Residential Food Scraps Recycling Program

18-308 Presentation of Public Power Week

18-1259 Recognition of 10th Anniversary for JW House

Public Hearing/General Business

18-1337 Consideration of Written Petition Submitted by Ana Vargas-Smith Requesting Sponsorship for the Return of the Parade of Champions

18-1120 Action on Central Park Lawn Bowl Clubhouse Refurbishment or Replacement Alternatives and Allocation of Funds and Related Budget Amendment

18-1071 Update on the Pruneridge Avenue Corridor Improvements

Action on Convention Center Items:

- 18-1274** a) Response to September 18, 2018 Council Requests for Additional Information during Presentation of “Santa Clara Convention Center and Convention-Visitors Bureau: Restructuring Operations Can Strengthen Accountability, Performance and Revenue” Performance Audit
- 18-1377** b) Accept TAP International Performance Audit “Santa Clara Convention Center and Convention-Visitors Bureau: Restructuring Operations Can Strengthen Accountability, Performance and Revenue” and Receive Responses from the City and Santa Clara Chamber of Commerce
- 18-1375** c) Action on the Procurement Strategy for the Management and Operation of the Convention Center and Convention Visitors Bureau and the Procurement Process Integrity and Conflict of Interest Guidelines

City Manager/Executive Director Report

- 18-1232** Informational FY 2018/19 Mid-Year on Santa Clara Stadium Authority Board Directives

Tuesday, October 16, 2018 – Council and Authorities Concurrent Special Meeting

Action on Boards and Commission Interviews and Appointments

- 18-1034** 5:30 P.M. Senior Advisory Commission
- 18-1108** 6:30 P.M. Board of Library Trustees
- 18-1032** 7:30 P.M. Planning Commission

Tuesday, October 30, 2018 – Council and Authorities Concurrent Meeting

Joint Dinner

- 18-1072** 5:00 P.M. Informational Joint Dinner Meeting with the Bicycle Pedestrian Advisory Committee

Study Session

- 18-1149** 6:00 P.M. Update on Work Effort Related to New City Cannabis Regulations: Regulatory and Land Use Ordinances

Special Order of Business

- 18-1335** Presentation on New Hazardous Materials Vehicle for the Fire Department

Public Hearing/General Business

18-1131 Public Hearing: Action on the Proposed Rezoning to Allow Development of 8 Townhouses at 1530 - 1540 Pomeroy Avenue

18-1021 Action on Electric Revenue Refunding Bonds, Series 2018 A

Tuesday, November 13, 2018 – Council and Authorities Concurrent Meeting

Joint Dinner

18-1073 5:00 P.M. Informational Joint Dinner Meeting with the Planning Commission

Study Session

6:00 P.M. Procurement Reforms

Public Hearing/General Business

18-1195 Action on Adoption of the Tasman East Specific Plan

18-517 Action on Resolution Establishing the Parkland in Lieu Fee Schedule for New Residential Development for FY2018-19

18-843 Public Hearing: Action on Early Consideration of a General Plan Amendment (GPA) from Medium Density Residential to High Density Residential for the 12.43 Acre Property Located at 3131 Homestead Road (Laguna Clara Apartments)

18-972 Action on Resolution Amending the Rate Schedule for Electric Service for All Classes of Customers Effective January 1, 2019

Tuesday, November 20, 2018 – Council and Authorities Concurrent Meeting

Study Session

18-1349 5:30 P.M. Presentation and Discussion on City Retirement Costs by John Bartel

18-217 6:00 P.M. Review Potential Amendments to the Existing Massage Ordinance

Public Hearing/General Business

Action on Project at 1834 Worthington Circle / 90 North Winchester (former BAREC Site):

18-1168 a) Public Hearing: Action on a Proposed Environmental Impact Report, Mitigation, Monitoring and Reporting Program, Statement of Overriding Considerations, Rezoning and Tentative Map to allow Development of up to 361 Multi-family Residences (Agrihood Project at 1834 Worthington Circle/90 Winchester - former BAREC Site)

18-898 b) Public Hearing: Action on the Disposition, Development and Loan Agreement (DDLA) for an Affordable Housing Project at 1834 Worthington Circle/90 North Winchester (former BAREC Site)

18-1298 Action on FY 2017/18 Budget Year-End Report and Related Budget Amendment

18-322 Action on an Ordinance Modifying Smoking and Tobacco Regulations

Tuesday, November 27, 2018 – Santa Clara Stadium Authority

Public Hearing/General Business

18-494 Agenda Items Pending – To Be Scheduled

Tuesday, December 4, 2018 – Council and Authorities Concurrent Meeting

18-1074 5:00 P.M. Informational Joint Dinner Meeting with the Senior Advisory Commission

Study Session

18-1203 6:00 P.M. CalTrain Electrification Update

Public Hearing/General Business

18-1066 Public Hearing: Action on Proposed General Plan Amendment and Rezoning to Allow Development of 1600 Residential Units, a 128,000 Square Hotel and 25,000 Square Feet of Retail at 1205 Coleman Avenue (Gateway Crossings)

18-1229 Public Hearing: Action on a Rezone and Tentative Parcel Map for the Development of Three Single-family Dwellings Located at 1411 Madison Street

Tuesday, December 11, 2018 – Santa Clara Stadium Authority

Public Hearing/General Business

18-496 Agenda Items Pending – To Be Scheduled

Tuesday, December 18, 2018 – Council and Authorities Concurrent Meeting

Public Hearing/General Business

18-577 Action on Certification of the Results of the Municipal; Election Held on November 6, 2018 and Oath of Office Ceremony