



City of Santa Clara

Meeting Minutes

Joint Council and Authorities Concurrent & Stadium Authority Meeting

05/24/2022

4:00 PM

Hybrid Meeting
Council Chambers/Virtually
1500 Warburton Avenue
Santa Clara, CA 95050

The City of Santa Clara will be conducting City Council meetings in a hybrid manner (in-person and continues to have methods for the public to participate remotely). Pursuant to Government Code Section 54953(e) and City of Santa Clara Resolution 22-9087, Councilmembers may teleconference from remote locations and the City continues to provide methods for the public to participate remotely:

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

 - Meeting ID: 997-0675-9306 or

 - o Phone: 1(669) 900-6833
- Via the City's eComment (now available during the meeting)
- Via email to PublicComment@santaclaraca.gov

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

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

4:00 PM CLOSED SESSION

Call to Order in the Council Chambers

Mayor/Chair Gillmor called the meeting to order at 4:03 PM.

Roll Call

Present: 6 - Council/Boardmember Kathy Watanabe, Council/Boardmember Raj Chahal, Council/Boardmember Karen Hardy, Council/Boardmember Kevin Park, Vice Mayor/Chair Suds Jain, and Mayor/Chair Lisa M. Gillmor

Absent: 1 - Council/Boardmember Anthony Becker

- 1.A [22-725](#) Conference with Labor Negotiators (CC)
Pursuant to Gov. Code § 54957.6
City representative: City Manager's 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)
- 1.B [22-543](#) Conference with Legal Counsel-Anticipated Litigation (SA)
Pursuant to Gov. Code § 54956.9(d)(4) - Initiation of litigation
Number of potential cases: 1
- 1.C [22-631](#) Conference with Legal Counsel-Anticipated Litigation (CC)
Pursuant to Gov. Code § 54956.9(d)(2) - Exposure to litigation
Number of potential cases: 1
Facts and Circumstances: Pursuant to Gov. Code § 54956.9(e)(1) - Not disclosed on agenda
- 1.D [22-724](#) Conference with Legal Counsel-Existing Litigation (CC)
Pursuant to Gov. Code § 54956.9(d)(1)
Voluntary Petitions for Filing of Chapter 11 Bankruptcy, PG&E Corporation, Debtor, and Pacific Gas and Electric Company, Debtor, United States Bankruptcy Court, Northern District of California, San Francisco Division, jointly administered under No. 19-30088

Public Comment

None.

Convene to Closed Session (Council Conference Room)

Council convened to Closed Session at 4:06 PM and reconvened to Open Session at 6:24 PM.

Councilmember Becker joined the meeting at 4:06 PM.

6:00 PM STUDY SESSION

Call to Order in the Council Chambers

2. [22-100](#) Study Session: Review of the Proposed FY 2022/23 & FY 2023/24 Biennial Capital Improvement Program Budget and FY 2022/23 Operating Budget Changes

Recommendation: Review and provide input on the Proposed FY 2022/23 & FY 2023/24 Biennial Capital Improvement Program Budget and FY 2022/23 Operating Budget Changes.

City Manager Batra provided a brief overview and **Director of Finance Lee** gave a Powerpoint Presentation on the proposed FY 2022/23 And FY 2023/24 Biennial Capital Improvement Program Budget and FY 2022/23 Operating Budget Changes.

Council comments and questions followed.

Public Speaker(s): Omar Sawyer
Lee Broughman
Marisa C
#6929

City Manager Batra noted that staff will return on the June 7, 2022 Council and Authorities Concurrent Meeting with responses to Council/ Public comments on the Study Session.

7:00 PM JOINT COUNCIL/STADIUM REGULAR MEETING

Call to Order

Mayor/Chair Gillmor called the regular meeting to order at 7:23 PM.

Pledge of Allegiance and Statement of Values

Council/Board recited the Pledge of Allegiance.

Council/Boardmember Hardy recited the Statement of Values.

Assistant City Clerk/Secretary Pimentel recited the AB23 Announcement and the Statement of Behavioral Standards.

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

Mayor Gillmor called for a moment of silence to offer heartfelt condolences to the friends and family's for the victims in the shooting in Buffalo, New York as well as the friends and family of victims of the Robb Elementary shooting in Uvalde, Texas.

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

Interim City Attorney Sanchez reported that there was no reportable action from Closed Session.

CONTINUANCES/EXCEPTIONS/RECONSIDERATIONS

City Manager Batra noted that Item 10 would be deferred to June 7, 2022 Council and Authorities Concurrent Meeting.

A motion was made by Councilmember Watanabe, seconded by Vice Mayor Jain, to continue Item 10 to June 10, 2022 Council and Authorities Concurrent Meeting.

Aye: 7 - Councilmember Watanabe, Councilmember Chahal, Councilmember Hardy, Councilmember Park, Vice Mayor Jain, Councilmember Becker, and Mayor Gillmor

City Manager Batra noted the following items are time sensitive and must be heard this evening:

Items 4.B, 4.E, 4.H,4.K, 4.L, 6 and 7

Mayor Gillmor requested to move up Items 7, 8, and 11 following the Consent Calendar.

SPECIAL ORDER OF BUSINESS

3. [22-430](#) Proclaim May 2022 as Asian American and Pacific Islander Heritage Month

Mayor Gillmor proclaimed May 2022 as Asian American and Pacific Islander Heritage Month and **Kenneth Sankos (Mission College, Director of Student Equity and Success)** accepted the proclamation.

Kenneth Sankos expressed comments of gratitude for the proclamation.

CONSENT CALENDAR

A motion was made by Council/Boardmember Hardy, seconded by Council/Boardmember Becker, to approve the Consent Calendar.

Aye: 7 - Council/Boardmember Watanabe, Council/Boardmember Chahal, Council/Boardmember Hardy, Council/Boardmember Park, Vice Mayor/Chair Jain, Council/Boardmember Becker, and Mayor/Chair Gillmor

- 4.A [22-19](#) Board, Commissions and Committee Minutes

Recommendation: Note and file the Minutes of:
Historical and Landmarks Commission - March 3, 2022
Youth Commission (Special Meeting) - April 5, 2022
Parks & Recreation Commission - April 19, 2022

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.B [22-512](#) Action on Monthly Financial Status and Investment Reports for February and March 2022 and Approve the Related Budget Amendments

Recommendation:

1. Note and file the Monthly Financial Status and Investment Reports for February and March 2022 as presented; and
2. Approve the Related Budget Amendments in various funds requiring **five affirmative votes of at least five members** as noted for each individual item in Attachment 5.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.C [22-535](#) Action on a Revenue Agreement with the County of Santa Clara for the Santa Clara Intensive Case Management and Homeless Prevention Program

Recommendation: Approve and authorize the City Manager to execute a Revenue Agreement with the County of Santa Clara for the Santa Clara Intensive Case Management and Homeless Prevention Program for two years not to exceed \$350,000.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.D [22-568](#) Action on Agreement with TruePoint Solutions, LLC for Professional Services to Support the Accela Permitting System

Recommendation:

1. Authorize the City Manager to execute a Master Agreement with TruePoint Solutions, LLC to provide software support services for the Accela Permitting System, for a two-year term beginning on July 1, 2022 and ending on June 30, 2024, with maximum compensation not to exceed \$1,086,000, subject to the appropriation of funds; and
2. Authorize the City Manager to extend the Master Agreement one additional year through June 30, 2025, subject to the appropriation of funds.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.E [22-115](#) Action on Award of Contract for the Montague Park Rehabilitation Project (CE 19-20-04) to Robert A Bothman Construction and Related Budget Amendment

Recommendation: 1. Award the Public Works Contract for the Montague Park Rehabilitation Project (CE 19-20-04) to the lowest responsive and responsible bidder, Robert A Bothman Construction, in the amount of \$5,634,785 and authorize the City Manager or Designee to execute any and all documents associated with, and necessary for the award, completion, and acceptance of this Project;

2. Authorize the City Manager or Designee to execute change orders up to approximately 10 percent of the original contract price, or \$563,479, for a total not to exceed amount of \$6,198,264; and

3. Approve the following FY 2021/22 budget amendment to increase the Montague Park Enhancement project appropriation by \$3,003,540 (from \$3,892,940 to \$6,896,480) and decrease the Parks and Recreation Capital Fund Mitigation Fee Act fund balance by the same amount (**five affirmative Council votes required for the use of unused balances**).

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.F [22-488](#) Action on Amendment No. 3 to the Agreement with HouseKeys Inc. for Administration Services for the City's Affordable Rental Program

Recommendation: 1. Authorize the City Manager to execute Amendment No. 3 to the Agreement with HouseKeys Inc. for Administration Services for the City's Affordable Rental Program to increase the amount of the agreement by \$332,000 and to extend the term of the agreement through June 30, 2024 for a revised not-to-exceed maximum compensation of \$875,000, subject to the appropriation of funds; and

2. Authorize the City Manager to execute all related documents for the provision of administrative services for the Affordable Rental Program.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.G [22-576](#) Action on a Request for a Special Permit to Allow a Temporary Storage Tent at 2401 Agnew Road (Great America Theme Park) from June 29, 2022 through August 20, 2022

Recommendation: Approve the request of a Special Permit to allow a temporary storage tent at 2401 Agnew Road (Great America Theme Park) from June 29, 2022 through August 20, 2022, subject to conditions.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.H [22-481](#) Action on Appointing a City of Santa Clara Bicycle Pedestrian Advisory Committee Member to Serve as the City's Representative on the Santa Clara Valley Transportation Authority Bicycle Pedestrian Advisory Committee

Recommendation: Appoint the City of Santa Clara Bicycle Pedestrian Advisory Committee member Betsy Megas to serve as the City's representative on the Santa Clara Valley Transportation Authority Bicycle Pedestrian Advisory Committee.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.I [22-254](#) Adopt a Resolution to: 1) Modify Parking Regulations on Bassett Street for purposes of installing a Class II Bikeway; and 2) Delegate authority to the City Manager or designee to revise parking regulations on Bassett Street between Chestnut Street and George Street as necessary to accommodate Class II Bicycle Lanes

Recommendation: Adopt a resolution to: 1) Modify certain parking regulations on Bassett Street; and 2) Delegate authority to the City Manager or designee to revise parking regulations on Bassett Street between Chestnut Street and George Street as necessary to accommodate Class II Bicycle Lanes.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to adopt Resolution No. 22-9091 to: 1) Modify certain parking regulations on Bassett Street; and 2) Delegate authority to the City Manager or designee to revise parking regulations on Bassett Street between Chestnut Street and George Street as necessary to accommodate Class II Bicycle Lanes.

- 4.J [22-1496](#) Action on Modifications to P&P 049 Community Grant Policy

Recommendation: Alternatives 1: Approve Amended Council Policy 049 ("Community Grant Policy").

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.K [22-188](#) Action on a Resolution to Adopt a List of Projects Funded by Senate Bill 1, The Road Repair and Accountability Act, for Fiscal Year 2022-23

Recommendation: Adopt a Resolution to Adopt a List of Projects Funded by Senate Bill 1, The Road Repair and Accountability Act, for Fiscal Year 2022-23.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to adopt Resolution No. 22-9092 Adopting a List of Projects Funded by Senate Bill 1, The Road Repair and Accountability Act, for Fiscal Year 2022-23.

- 4.L [22-155](#) Action on a Resolution Authorizing the Use of City Electric Forces at Various Locations

Recommendation: Adopt a Resolution authorizing the use of City Electric Forces for work described above at 1384 Worthington Circle, Central Expressway including Coronado Drive and Stender Way, 1515 Richard Avenue, Calle De Luna from Lafayette Street to Calle Del Sol, 2590 Walsh Avenue, 3402 El Camino Real, 5100 Patrick Henry Drive, 4551 Great America Parkway, 1205 Coleman Avenue, Northwest corner of Homestead Road and Los Padres Boulevard, 1217 Harrison Street, 2234 Calle Del Mundo and 3941 Stevens Creek Blvd.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to adopt Resolution No. 22-9023 authorizing the use of City Electric Forces for work described above at 1384 Worthington Circle, Central Expressway including Coronado Drive and Stender Way, 1515 Richard Avenue, Calle De Luna from Lafayette Street to Calle Del Sol, 2590 Walsh Avenue, 3402 El Camino Real, 5100 Patrick Henry Drive, 4551 Great America Parkway, 1205 Coleman Avenue, Northwest corner of Homestead Road and Los Padres Boulevard, 1217 Harrison Street, 2234 Calle Del Mundo and 3941 Stevens Creek Blvd.

- 4.M [22-679](#) Actions to Modify the Classification Specification for Senior Power Scheduler Trader (Job Code 772), Approve a New Classification Specification Titled Development Project Manager (Job Code 158), and Adopt a Resolution Approving and Adopting the Updated Unclassified Salary Plan

Recommendation:

1. Approve modifications to the Senior Power Scheduler Trader (Job Code 772) Classification Specification;
2. Approve the creation of the Development Project Manager (Job Code 158) Classification Specification; and
3. Adopt a Resolution to approve the revised unclassified salary plan to satisfy the requirements of California Code of Regulations Section 570.5.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to (1) approve modifications to the Senior Power Scheduler Trader (Job Code 772) Classification Specification; (2) approve the creation of the Development Project Manager (Job Code 158) Classification Specification; and (3) adopt Resolution No. 22-9094 to approve the revised unclassified salary plan to satisfy the requirements of California Code of Regulations Sections 570.5.

- 4.N [22-689](#) Authorize the City Manager to execute the 2022-2024 Memorandum of Understanding Between the City of Santa Clara and the American Federation of State County and Municipal Employees, Local 101 (Unit 6), that incorporates the terms of the Tentative Agreement

Recommendation: Authorize the City Manager to execute the Memorandum of Understanding between the City of Santa Clara and the American Federation of State County and Municipal Employees, Local 101 (Unit 6) with effective dates of January 1, 2022 - December 31, 2024, that incorporates the terms of the Tentative Agreement.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to approve staff recommendation.

- 4.O [22-707](#) Action to Waive Second Reading and Adopt Ordinance No. 2047 Approving the Westwood Oaks Park Master Plan Update and Preferred Playground Schematic Design, in Accordance with City Charter Section 714.1

Recommendation: Waive Second Reading and Adopt Ordinance No. 2047 Approving the Westwood Oaks Park Master Plan Update and Preferred Playground Schematic Design, in Accordance with City Charter Section 714.1.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to adopt Ordinance No. 2047 Approving the Westwood Oaks Park Master Plan Update and Preferred Playground Schematic Design, in Accordance with City Charter Section 714.1.

SANTA CLARA STADIUM AUTHORITY CONSENT CALENDAR

5. [22-652](#) Action on Agreement with Keyser Marston Associates, Inc. for As Needed Fiscal and Economic Analysis Consulting Services

Recommendation: 1. Authorize the Executive Director to retroactively execute a three-year agreement ending on March 31, 2025 with Keyser Marston in an amount not to exceed \$25,000 for as needed fiscal and economic analysis consulting services.

A motion was made by Boardmember Hardy, seconded by Boardmember Becker, to approve staff recommendation.

Public Hearing/General Business

7. [22-721](#) Approval of a Status Report on the Lease Agreement Between the City of Santa Clara and the Police Activities League (PAL) for the Operation of a BMX Track

Recommendation: Alternative #1: Note and file staff report.

Assistant City Manager Bojorquez gave a Powerpoint presentation.

Council comments and questions followed.

Interim City Attorney Sanchez and **Assistant City Manager Bojorquez** addressed **Council** questions.

Mike Walke (President of PAL) provide a verbal report.

Council questions followed.

Mike Walke addressed **Council** questions.

Additional **Council** comments and questions followed.

Public Speaker(s):

Justin Travis	Jeff Sereni
Travis Johnson	Sebastian Rodriguez
Jess Macias	Tammy MacDonald
Chase Perkins	Jason Perkins
Ethan MacDonald	Cass Caron
Mia Reyna	D Brown
Geoffrey Wilhs	Noah Paul
Santino Jenkins	Cody Wilson
Rosie Jupp	Melanie Harris
Teresa Perez	Omar Sawyer
Shprese Heal	Ryan Polli

Mayor Gillmor called for a recess.

Mayor Gillmor reconvened the meeting with all **Councilmembers** present.

Public Speaker(s):

Bobby Esquivel	Tamie	Brian Allen
Cam Johnson		Greg
Chevelle Johnson		Rich Gordon
Christine Alameda		Christine Marron
Adam Thompson		Anthony Gallardo
Rob Carnahan		Karla Alvarez Falconi
Sharon Bobbitt		Jax

Assistant City Clerk Pimentel noted that there were 62 E-Comments with 98% Opposition, 2% Neutral and 0% In-Favor.

Public Speaker(s): DeeDee Goll (E-Mail)
Shana Dobrowski (E-Mail)
Katie Burns (E-Mail)
Melissa Moraida (E-Mail)
Cynthia Hernandez (E-Mail)
Mary Ellen Stewart (E-Mail)

Additional **Council** questions followed.

Interim City Attorney Sanchez addressed **Council** and Public comments.

Council discussion continued.

Assistant City Manager Bojorquez addressed **Council** questions.

A motion was made by **Councilmember Hardy** to note and file the report.

Vice Mayor Jain requested a friendly amendment to return with an update when the audit is complete as well as to request PAL and USA BMX work towards reopening a sanctioned track.

Councilmember Becker requested a full audit of USA BMX and for Santa Clara PAL for the previous 5 years before receiving any City funding.

A motion was made by Councilmember Hardy, seconded by Vice Mayor Jain, to note and file the report and direct staff to return when the audit is complete as well as the Council encourage PAL and USA BMX to work together to reopen a sanctioned track.

Aye: 5 - Councilmember Watanabe, Councilmember Chahal, Councilmember Hardy, Vice Mayor Jain, and Mayor Gillmor

Nay: 2 - Councilmember Park, and Councilmember Becker

8. [22-667](#) Discussion and Action on Contracting with the Current Downtown Precise Plan Consultant, WRT, to Prepare a Financial Analysis for Moving City Hall to a Location within the Eight Blocks of the Original Downtown (Lafayette, Benton, Monroe, Homestead)

Recommendation: Staff makes no recommendation.

Mayor Gillmor recused herself from this item due to a potential conflict of interest as her office in Downtown Santa Clara/Franklin Mall.

Vice Mayor Jain recused himself from this item at due to a conflict of interest pending an FPPC ruling.

Councilmember Watanabe presided over this item.

Assistant Director of Community Development Brilliot gave a Powerpoint presentation.

Council comments and questions followed.

Assistant Director of Community Development Brilliot and **Assistant City Manager Pineda** addressed Council questions.

Public Speaker(s): Mary Grizzle
Mathew Reed
Dan Ondrasek
Donna
Patti Allmon (eComment)
Skip Pearson (eComment)
Carter Fulhorst (eComment)

Council comments and questions followed.

City Manager Batra addressed **Council** questions.

Public Speaker(s): Jonathan Evans (E-Mail)

A motion was made by Councilmember Becker, seconded by Councilmember Hardy, to approve Alternative 1: direct staff to work with WRT on a contract amendment with a scope of work to include a study of the financial implications of moving City Hall to Downtown and the associated costs and return for action on a future agenda.

Aye: 5 - Councilmember Watanabe, Councilmember Chahal, Councilmember Hardy, Councilmember Park, and Councilmember Becker

Recused: 2 - Vice Mayor Jain, and Mayor Gillmor

Vice Mayor Jain and Mayor Gillmor returned to the dais.

WRITTEN PETITION (COUNCIL POLICY 030) REQUEST SUBMITTED BY THE PUBLIC/COUNCIL

11. [22-670](#) Action on a Council Written Request (Council Policy 030) Submitted by Councilmember Becker to Place an Agenda Item at a Future Council Meeting to Discuss Construction of New Lawn Bowl Facility to Follow Through on Past Promises

Recommendation: Staff makes no recommendation.

Councilmember Becker provided a verbal report on his Written Petition to discuss construction of new Lawn Bowl Facility to follow through on past promises.

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to agendize the Written Petition from Councilmember Becker to discuss construction of a new Lawn Bowl Facility to follow through on past promises to a future Council and Authorities Concurrent Meeting agenda.

Aye: 7 - Councilmember Watanabe, Councilmember Chahal, Councilmember Hardy, Councilmember Park, Vice Mayor Jain, Councilmember Becker, and Mayor Gillmor

PUBLIC PRESENTATIONS

Lorraine Jones (E-Mail) expressed comments of concern regarding **Councilmember Watanabe's** comments on NextDoor.

Kirk Vartan (E-Mail) expressed comments regarding the proposed Senate Bill 1407 - California Employee Ownership Act.

CONSENT ITEMS PULLED FOR DISCUSSION

None.

PUBLIC HEARING/GENERAL BUSINESS

6. [22-1725](#) Public Hearing: Adoption of a Resolution Setting Rates for Overall Solid Waste Services and Annual Clean-up Campaign in the Exclusive Franchise Area

Recommendation: Alternative 1: Adopt a Resolution setting the overall rates to be charged to rate payers for the collection and disposal of garbage, refuse, yard trimmings, recycling, annual Clean-up Campaign, and Household Hazardous Waste in the exclusive franchise area, effective for the utility bills issued for services rendered on and after July 1, 2022.

Director of Public Works Mobeck gave a PowerPoint presentation.

Assistant City Clerk Pimentel noted that 16 written petitions were received which does not constitute majority protests and may continue with the hearing.

Council comments and questions followed.

Director of Public Works Mobeck and **Deputy Director of Public Works Staub** addressed **Council** questions.

A motion was made by Councilmember Becker, seconded by Councilmember Park, to close the Public Hearing.

Aye: 7 - Councilmember Watanabe, Councilmember Chahal, Councilmember Hardy, Councilmember Park, Vice Mayor Jain, Councilmember Becker, and Mayor Gillmor

Council questions and comments followed.

Director of Public Works Mobeck addressed **Council** questions.

A motion was made by Councilmember Watanabe, seconded by Councilmember Hardy, to approve Alternative 1: adopt Resolution No. 22-9095 setting the overall rates to be charged to rate payers for the collection and disposal of garbage, refuse, yard trimmings, recycling, annual Clean-up Campaign, and Household Hazardous Waste in the exclusive franchise area, effective for the utility bills issued for services rendered on and after July 1, 2022.

Aye: 5 - Councilmember Watanabe, Councilmember Hardy, Councilmember Park, Vice Mayor Jain, and Mayor Gillmor

Nay: 2 - Councilmember Chahal, and Councilmember Becker

9. [22-594](#) Action on the Freedom Circle Future Focus Area Plan Including: Adoption and Certification of the Environmental Impact Report (EIR) Prepared to Analyze the Potential Environmental Impacts for the Project and an Associated Mitigation Monitoring and Reporting Program; Adoption of a General Plan Text Amendment to Add Language Regarding the Creation of Additional Future Focus Areas, the Re-designation of Land Outside of Focus Areas, Creation of the New Very High-Intensity Office/Research & Development (R&D) Designation, and Adoption of a General Plan Amendment to Create the Freedom Circle Future Focus Area, Bounded by Great America Parkway to the West, Mission College Boulevard to the North, San Tomas Aquino Creek to the East, and Highway 101 to the South; Adoption of the Greystar General Plan Amendment to Change the Designation of the Greystar Site from High Intensity Office/Research & Development (R&D) (Maximum Floor Area Ratio of 2.0) to Very High Density Residential (51-100 Dwelling Units/Acre); and Adoption of the Planned Development Rezoning for the Greystar Site, Which Would Allow up to 1,100 Units on a 13.3 Gross Acre Site Bounded by Freedom Circle to the West, Mission College Boulevard to the North, San Tomas Aquino Creek to the East and Highway 101 to the South

Recommendation:

1. Adopt a resolution approving and certifying the Final EIR prepared for the Freedom Circle Future Focus Area Plan and the Greystar Project General Plan Amendment (SCH #2020060425), including CEQA Findings and a statement of overriding consideration;
2. Adopt a resolution approving a General Plan text amendment to add language regarding the creation of additional Future Focus Areas, the re-designation of land outside of Focus Areas, creation of the new Very High-Intensity Office/R&D designation, and adoption of a General Plan Amendment to create the Freedom Circle Future Focus Area bounded by Great America Parkway to the west, Mission College Boulevard to the north, San Tomas Aquino Creek to the east and Highway 101 to the south, including modifications of the plan area diagram to change all Class II bike lanes to Class IV separated bikeways;
3. Adopt a resolution approving the Greystar General Plan Amendment from High Intensity Office/R&D (maximum Floor Area Ratio of 2.0) to Very High Density Residential (51-100 Dwelling Unit/Acre); and
4. Adopt a resolution approving the Planned Development Rezoning and Vesting Tentative Parcel Map for the Greystar site, which would allow up to 1,100 units on a 13.3 gross acre site bounded by Freedom Circle to the west, Mission College Boulevard to the north, San Tomas Aquino Creek to the east and Highway 101 to the south.

Mayor Gillmor opened the Public Hearing.

A motion was made by Councilmember Becker, seconded by Councilmember Hardy, to continue this item to the June 7, 2022 Council and Authorities Concurrent Meeting.

Aye: 7 - Councilmember Watanabe, Councilmember Chahal, Councilmember Hardy, Councilmember Park, Vice Mayor Jain, Councilmember Becker, and Mayor Gillmor

10. [22-548](#) Action on a Resolution Declaring the Loylton Ranch Property Surplus

Recommendation: There is no staff recommendation.

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

None.

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

None.

ADJOURNMENT

The meeting was adjourned at 12:24 AM in memory of **Joseph Paul Quilici (Beloved St. Justin Parish Coach)**.

A motion was made by Council/Boardmember Becker, seconded by Council/Boardmember Park, to adjourn the meeting.

Aye: 7 - Council/Boardmember Watanabe, Council/Boardmember Chahal, Council/Boardmember Hardy, Council/Boardmember Park, Vice Mayor/Chair Jain, Council/Boardmember Becker, and Mayor/Chair Gillmor

The next regular scheduled meeting is on Tuesday, June 7, 2022 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); Bayshore North Project Enhancement Authority (BNPEA); Public Facilities Financing Corporation (PFFC)

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

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

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

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

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

ATTEST: 
Assistant City Clerk/Secretary

APPROVE: 
Mayor/Chairperson