



City of Santa Clara Minutes

Joint Council and Authorities Concurrent & Santa Clara Stadium Authority

03/07/2023

4:00 PM

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

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

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

Meeting ID: 997-0675-9306 or

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2. By email to clerk@santaclaraca.gov by 12 p.m. the day of the meeting. Those emails will be forwarded to the Council and will be uploaded to the City Council Agenda as supplemental meeting material. Emails received after the 12 p.m. cutoff time up through the end of the meeting will form part of the meeting record. Please identify the Agenda Item Number in the subject line of your email. NOTE: Please note eComments and Emails received as public comment will not be read aloud during the meeting.

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

4:00 PM CLOSED SESSION

Call to Order in the Council Chambers

Mayor/Chair Gillmor called the Closed Session meeting to order at 4:02 p.m.

Council/Boardmember Becker arrived at 4:06 p.m.

Roll Call

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

- 1.A** [23-267](#) 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.B** [23-330](#) Conference with Legal Counsel-Existing Litigation (CC, SA)
Pursuant to Gov. Code § 54956.9(d)(1)
Forty Niners SC Stadium Company LLC v. Santa Clara Stadium Authority,
JAMS Consolidated Case No. 1110024318

Public Comment

There were none.

Convene to Closed Session (Council Conference Room)

Mayor/Chair Gillmor reconvened into Closed Session at 4:03 p.m.

7:00 PM JOINT COUNCIL/STADIUM AUTHORITY MEETING

Call to Order

Mayor/Chair Gillmor reconvened and called the Regular Meeting to order at 7:01 p.m.

Pledge of Allegiance and Statement of Values

Council/Board recited the Pledge of Allegiance.

Council/Boardmember Jain recited the Statement of Values.

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

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

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

Mayor/Chair Gillmor introduced **City Attorney/Stadium Authority Counsel Glen Googins**.

City Attorney/Stadium Authority Counsel Googins stated there was no reportable action.

City Attorney/Stadium Authority Counsel Googins thanked the Council for the opportunity and thanked staff for the warm welcome he has received.

CONTINUANCES/EXCEPTIONS/RECONSIDERATIONS

Mayor/Chair Gillmor noted that Items 10, 8, and 6 will be heard after the Consent Calendar.

SPECIAL ORDER OF BUSINESS

3.A [23-95](#) Recognition of STEM Winners for the Santa Clara County 2022 Synopsys Championship Science Fair

Mayor Gillmor recognized the STEM Winners for the Santa Clara County 2022 Synopsys Champions Science Fair.

Former City of San Jose Councilmember Williams made some remarks in recognition of the STEM winners.

- 3.B** [23-1546](#) Recognition of Kent Clerk as Santa Clara Fire Department Volunteer Firefighter
- Mayor Gillmor** recognized **Santa Clara Fire Department Volunteer Fire Chief Kent Clerk**.
- Former Santa Clara Fire Chief Phil Kleinheinz** made a few comments.
- Santa Clara Fire Department Volunteer Fire Chief Kent Clerk** made some remarks.

CONSENT CALENDAR

Councilmember Hardy recused herself from Item 4.D because it is within 500-feet from her property.

Councilmember Chahal recused himself from Item 4.M because it is within 1000-feet from his property.

Councilmember Becker Becker pulled Item 4.O.

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

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

- 4.A** [23-341](#) Action on November 1, 2022 Council and Authorities Concurrent and Special Santa Clara Stadium Authority; and November 15, 2022 Joint Council and Authorities Concurrent and Santa Clara Stadium Authority

Recommendation: Approve the Meeting Minutes of November 1, 2022 Council and Authorities Concurrent and Special Santa Clara Stadium Authority; November 15, 2022 Joint Council and Authorities Concurrent and Santa Clara Stadium Authority

A motion was made by Council/Boardmember Becker, seconded by Council/Boardmember Chahal, to approve staff recommendation.

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

4.B [23-08](#) Board, Commissions and Committee Minutes

Recommendation: Note and file the Minutes of:
Youth Commission - January 10, 2023
Downtown Community Task Force - November 17, 2022
Parks & Recreation Commission - January 17, 2023
Senior Advisory Commission - January 23, 2023

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

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

4.C [23-221](#) Action on Bills and Claims Report (CC, SCSA) for the period January 7, 2023 - February 3, 2023

Recommendation: Approve the list of Bills and Claims for January 7, 2023 - February 3, 2023.

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

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

4.D [23-34](#) Action on a Resolution Ordering the Vacation of a Water Easement, Electric Easement, and Electric Easement Underground at 3710 El Camino Real

Recommendation: 1. Adopt a Resolution Ordering the Vacation of a Water Easement, Electric Easement, and Electric Easement Underground at 3710 El Camino Real [APN 313-06-007 & 008 (2022-23); SC 22-0050]; and
2. Authorize the recordation of the Resolution.

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to adopt Resolution 23-9195 ordering the vacation of a Water Easement, Electric Easement, and Electric Easement Underground at 3710 El Camino Real [APN 313-06-007 & 008] (2022-23); SC 22-0050] and authorize the recordation of the Resolution.

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

Recused: 1 - Councilmember Hardy

- 4.E [23-98](#) Action to Delegate Authority to the City Manager to Negotiate and Execute an Agreement for Services with Energy and Environmental Economics, Inc. to Complete an Integrated Resources Plan (IRP) and Perform Related Services for Silicon Valley Power

Recommendation:

1. Approve and authorize the City Manager to negotiate and execute an Agreement with Energy and Environmental Economics, Inc. to complete an Integrated Resources Plan (IRP) and perform related services for Silicon Valley Power , for a five-year term beginning on or around March 15, 2023, with a maximum compensation not to exceed \$500,000; and
2. Authorize the City Manager to take any and all actions as are necessary or advisable to implement and administer the Agreement and negotiate and execute amendments to the Agreement to (a) add or delete services consistent with the scope of services; (b) incorporate future rate adjustments; and (c) increase total maximum compensation to an amount not to exceed \$750,000, subject to the appropriation of funds.

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

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

- 4.F [23-59](#) Action on Agreement with GFI Entertainment, LLC for Concert Production and Stage Management Services for City Special Events

Recommendation:

1. Authorize the City Manager to execute an agreement with GFI Entertainment, LLC for concert production and stage management services for a five-year term with maximum compensation not-to-exceed \$455,508.46, subject to the appropriation of funds.
2. Authorize the City Manager to execute amendments to the agreement to modify the scope of services, including to add or reduce events, during the term of the agreement.

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

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

- 4.G** [23-185](#) Action on the Agreement with Raimi & Associates, Inc. for Consultant Services to Revise the El Camino Real Specific Plan Draft

Recommendation: 1. Authorize the City Manager to execute the Agreement with Raimi & Associates, Inc. to revise the El Camino Specific Plan Draft for a maximum compensation not to exceed \$370,371;
2. Authorize the City Manager to execute amendments to the Agreement including increasing maximum compensation and extending the term as may be required to complete the El Camino Specific Plan, subject to the annual appropriation of funds.

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

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

- 4.H** [23-187](#) Action on Agreement to Fund up to \$266,000 for Modernization and Repair of an Aging Elevator at the Bill Wilson Safety Net Shelter at 3490 The Alameda in Santa Clara

Recommendation: Alternative 1: Authorize the City Manager's Office to negotiate and execute an agreement with Bill Wilson Center to fund up to \$266,000 for the modernization and repair of an aging elevator at the Bill Wilson Safety Net Shelter at 3490 The Alameda in Santa Clara, subject to the availability of CDBG funds.

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

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

- 4.I** [23-166](#) Action on Amendment No. 4 to the Agreement with Mintier Harnish, LP, for Preparation of the Zoning Code Update

Recommendation: Approve and authorize the City Manager to execute Amendment No. 4 to the Agreement for the Performance of Services with Mintier Harnish, LP, for preparation of the Zoning Code Update to increase the total not to exceed amount by \$50,000 for a total cost of \$373,690 and extend the termination date to December 31, 2024.

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

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

- 4.J [23-244](#) Actions to Approve Various Modifications to Existing Classified Job Specifications and Adopt a Resolution Approving the Updated Classified Salary Plan

Recommendation: Approve revisions to various existing classified class specifications, and adopt a resolution approving the updated classified salary plan to reflect the retitled classification of the Utility Conservation/Efficiency Coordinator

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to approve various existing classified class specifications, and adopt Resolution 23-9196 approving the updated classified salary plan to reflect the retitled classification of the Utility Conservation/Efficiency Coordinator.

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

- 4.K [23-175](#) Action on Adoption of a Resolution Authorizing the Submittal of Application(s) for the California Department of Water Resources Urban Multi-Benefit Drought Relief Grant Program

Recommendation: Adopt a Resolution authorizing the City Manager to apply for, accept, and execute a grant agreement with the California Department of Water Resources for the Urban Multi-Benefit Drought Relief Grant Program.

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to adopt Resolution 23-9197 authorizing the City Manager to apply for, accept, and execute a grant agreement with the California Department of Water Resources for the Urban Multi-Benefit Drought Relief Program.

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

- 4.L [23-325](#) Action on a Resolution Approving the 2023 Salary Setting Commission Calendar of Meetings, and Setting the Number and Start Time of Regular Meetings of the Salary Setting Commission

Recommendation: Adopt a Resolution approving the 2023 Salary Setting Commission Calendar of Meetings, and setting the number and start time of regular Salary Setting Commission meetings.

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to adopt Resolution 23-9198 approving the 2023 Salary Setting Commission Calendar of Meetings, and setting the number and start time of regular Salary Setting Commission meetings.

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

4.M [23-127](#) Action to Adopt a Resolution Approving the Water Supply Assessment for 960 Central Expressway

Recommendation: Adopt a Resolution approving the Water Supply Assessment for 960 Central Expressway.

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to adopt Resolution 23-9199 approving the Water Supply Assessment for 960 Central Expressway.

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

Recused: 1 - Councilmember Chahal

4.N [23-327](#) Authorize the Office of the City Manager to execute the 2021-2025 Memorandum of Understanding Between the City of Santa Clara and the Engineers of the City of Santa Clara (Unit 4), that incorporates the terms of the Parties' Joint Recommendation on terms for a successor Memorandum of Understanding, and Adoption of a Resolution to Update the Classified Salary Plan for Classifications represented by Unit 4.

Recommendation: 1. Authorize the Office of the City Manager to execute the 2021-2025 Memorandum of Understanding Between the City of Santa Clara and the Engineers of the City of Santa Clara (Unit 4), with effective dates of December 20, 2021 - June 30, 2025, that incorporates the terms of the Parties' Joint Recommendation on terms for a successor Memorandum of Understanding; and
2. Adoption of a Resolution to approve the revised salary plan for various classified positions to satisfy the requirements of California Code of Regulations Section 570.5.

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to authorize the Office of the City Manager to execute the 2021-2025 Memorandum of Understanding between the City of Santa Clara and the Engineers of the City of Santa Clara (Unit 4), that incorporates the the terms of the Parties' Joint Recommendation on terms for a successor Memorandum of Understanding; and adopt Resolution 23-9200 to approve the revised salary plan for various classified positions to satisfy the requirements of California Code of Regulations Section 570.5.

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

- 4.P [23-328](#) Action to Waive First Reading and Introduce an Ordinance Approving a Project to Remove Invasive Plants and Replant with Native Drought Tolerant Species at Ulistac Natural Area in Accordance with City Charter Section 714, and Approving a Resolution in Support of a Grant Application to Valley Water's Safe, Clean Water Program; Determine that the proposed actions are categorically exempt from CEQA pursuant to Section 15304 and 15269(c) of Title 14 of the California Code of Regulations

- Recommendation:**
1. Determine that the proposed actions are categorically exempt from CEQA pursuant to Section 15304 and 15269(c) of Title 14 of the California Code of Regulations; and
 2. Approve a Resolution in Support of an Application to Valley Water's Safe, Clean Water Program Project Grant for Invasive Plant Removal and Habitat Restoration Monitoring at Ulistac Natural Area; and,
 3. Authorize the City Manager, or his designee, to conduct all negotiations, execute and submit all documents necessary for the application, administration, and completion of the project to remove invasive plants and replant with native drought tolerant species at Ulistac Natural Area, subject to budget authorization; and
 4. Waive first reading and introduce an ordinance approving a Project to remove invasive plants and replant with native drought tolerant species at Ulistac Natural Area in accordance with City Charter Section 714.

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to determine that the proposed actions are categorically exempt from CEQA pursuant to Section 15304 and 15269(c) of Title 14 of the California Code of Regulations; approve Resolution 23-9201 in support of an application to Valley Water's Safe, Clean Water Program Project Grant for invasive plant removal and habitat restoration monitoring at Ulistac Natural Area; authorize the City Manager, or his designee, to conduct all negotiations, execute and submit all documents necessary for application, administration, and completion of the project to remove invasive plants and replant with native drought tolerant species at Ulistac Natural Area, subject to budget authorization; and waive first reading and introduce Ordinance No. 2057 approving a Project to remove invasive plants and replant with native drought tolerant species at Ulistac Natural Area in accordance with City Charter Section 714.

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

SANTA CLARA STADIUM AUTHORITY CONSENT CALENDAR

5.A [23-256](#) Action on Stadium Authority Bills and Claims for the Month of January 2023

Recommendation: Approve the list of Stadium Authority Bills and Claims for January 2023.

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

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

5.B Action on Request Submitted the Stadium Manager to Execute Agreement with Global Water Technology, Inc. for Water Treatment Program and Related Services at Levi's Stadium

5.B.1 [23-299](#) Request from the Stadium Manager to Execute Agreement with Global Water Technology, Inc. for Water Treatment Program and Related Services at Levi's Stadium

5.B.2 [23-300](#) Report from Stadium Authority for Action Regarding Stadium Manager's Request to Execute Agreement with Global Water Technology, Inc. for Water Treatment Program and Related Services at Levi's Stadium

Recommendation:

Approve the Stadium Manager's request to execute an agreement with Global Water Technology, Inc. for to provide a water treatment program and related services for a three-year period from April 1, 2023 to March 31, 2026, with the option to extend for additional two one-year periods, in an amount not to exceed \$25,000 per contract year for a total not to exceed amount of \$75,000 over the three-year period, subject to budget appropriations.

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

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

5.C Action on Request Submitted by the Stadium Manager to Execute Agreement with Advanced Integrated Pest Management (Advanced IPM) for Pest Control Services for Levi's Stadium

5.C.1 [23-306](#) Request from the Stadium Manager to Execute Agreement with Advanced Integrated Pest Management (Advanced IPM) for Pest Control Services for Levi's Stadium

- 5.C.2 [23-307](#) Report from Stadium Authority for Action Regarding Stadium Manager's Request to Execute Agreement with Advanced Integrated Pest Management (Advanced IPM) for Pest Control Services for Levi's Stadium

Recommendation:

Approve the Stadium Manager's request to execute an agreement with Advanced IPM for pest control services for Levi's Stadium for a three-year period beginning April 1, 2023 through March 31, 2026, with the option to extend for two additional one-year periods, in an amount not to exceed \$85,000 for the first contract year and \$82,500 for the second and third contract years for a total not to exceed amount of \$250,000 over the three-year period, subject to budget appropriations.

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

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

PUBLIC PRESENTATIONS

[23-413](#)

Karen Cornwell spoke about the Santa Clara International Swim Center and urged the City to build a new aquatic facility.

Kirk Vartan read **Jared Peters'** statement and yielded his time to **Kirk Vartan**. Mr. Vartan shared videos from the February 21, 2023 Council meeting.

Michael spoke against the proposed interim housing project on Benton and Lawrence Expressway.

CONSENT ITEMS PULLED FOR DISCUSSION

- 4.O [23-1466](#) Action on Reappointment of Board and Commission Members, Declaring Commissioner Vacancies, and Setting Dates for Recruitment and Interviews

- Recommendation:**
1. Reappoint the nine (9) eligible commissioners to serve a four-year term each ending June 30, 2027;
 2. Declare seven (7) positions to fill:
 - Four (4) full terms each ending on June 30, 2027 on the following commissions: (two (2) on the Civil Service Commission, one (1) on the Senior Advisory Commission and one (1) on the Historic Landmarks Commission;
 - One (1) partial term ending on June 30, 2025 on the Civil Service Commission; and
 - One (1) partial term ending June 30, 2024 on the Planning Commission
 - One (1) partial term ending June 30, 2025 on the Cultural Commission
 3. Set the recruitment to open on March 10, 2023
 4. Set April 21, 2023 by 5:00 p.m. as the application deadline; and
 5. Set May 15, 2023 to conduct interviews.

Councilmember Becker pulled Item 4.O for comment.

Council comments followed.

Public Speaker:

Lee Broughman

A motion was made by Councilmember Hardy, seconded by Councilmember Chahal, to continue the reappointment of nine (9) eligible commissioners to serve a four-year term each ending June 30, 2027 to a future date and move forward with the open recruitment.

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

SANTA CLARA STADIUM AUTHORITY GENERAL BUSINESS

10. [23-1479](#) Action on the Proposed Santa Clara Stadium Authority Fiscal Year 2023/24 Budget, Stadium Operation and Maintenance Plan, and 2023 Non-NFL Events Marketing Plan

Recommendation: Staff recommends Alternatives 1 and 2:
1. Adopt the Santa Clara Stadium Authority Fiscal Year 2023/24 Operating, Debt Service, and Capital Budget;
2. Note and file the 2023 Marketing Plan.

Stadium Treasurer Lee gave a PowerPoint presentation.

Boardmember comments and questions followed.

Stadium Treasurer Lee responded to **Boardmember** questions.

Stadium Counsel Googins and **Outside Legal Counsel Mohammed Walizadeh** responded to Boardmembers' questions.

Alex Acton, Finance Manager for the San Francisco 49ers, responded to questions.

Public Speakers:
(1) Public Speaker

Assitant City Manager Shikada responded to questions regarding the FIFA agreement with the San Francisco 49ers.

Boardmember comments and questions ensued.

Stadium Treasurer Lee responded to **Boardmember** questions.

Additional **Boardmember** comments continued.

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

Aye: 5 - Boardmember Chahal, Boardmember Hardy, Vice Chair Park, Boardmember Jain, and Boardmember Becker

Nay: 2 - Boardmember Watanabe, and Chair Gillmor

PUBLIC HEARING/GENERAL BUSINESS

8. [23-264](#) Action to Waive First Reading and Approve Introduction of an Ordinance Amending Sections 17.30.040 (“Supplies, Goods and Equipment”), 17.30.080 (“Best Value Selection Procedures”), 17.30.090 (“Formal Bidding Procedure”), 17.30.120 (“Service Contracts - Signature Authority”), and 17.30.130 (“Public Works”) of Title 17 (“Development”) of “The Code of the City of Santa Clara, California” to Provide the Executive Director of the Stadium Authority With Signature Authority For Contracts Up To \$100,000 in Allocated Value

Recommendation: Waive First Reading and approve the Introduction of an Ordinance amending Sections 17.30.040 (“Supplies, Goods and Equipment”), 17.30.080 (“Best Value Selection Procedures”), 17.30.090 (“Formal Bidding Procedure”), 17.30.120 (“Service Contracts - Signature Authority”), and 17.30.130 (“Public Works”) of Title 17 (“Development”) of “The Code of the City of Santa Clara, California” to provide the Stadium Authority Executive Director with signature authority to execute contracts for services and public works and to acquire supplies, goods, and equipment, in an amount up to and including \$100,000 as allocated to and authorized by the Stadium Authority by adoption of the annual budget.

Assistant City Manager Shikada gave a PowerPoint presentation.

Council comments and questions followed.

Assistant City Manager Shikada responded to questions.

A motion was made by Councilmember Becker, seconded by Councilmember Jain, to waive first reading and approve the introduction of Ordinance No. 2058 amending Sections 17.30.040 (“Supplies, Goods and Equipment”), 17.30.080 (“Best Value Selections Procedures”), 17.30.090 (“Formal Bidding Procedure”), 17.30.120 (“Service Contracts - Signature Authority”) and 17.30.130 (“Public Works”) of Title 17 (“Development”) of “The Code of the City of Santa Clara, California” to provide Stadium Authority Executive Director with signature authority to execute contracts for services and public works and to acquire supplies, goods, and equipment, in an amount up to and including \$100,000 as allocated to and authorized by the Stadium Authority by adoption of the annual budget.

Aye: 5 - Councilmember Chahal, Councilmember Hardy, Vice Mayor Park, Councilmember Jain, and Councilmember Becker

Nay: 2 - Councilmember Watanabe, and Mayor Gillmor

6. [23-351](#) Action on Adoption of Resolution to Delegate Signature Authority and Appoint Acting Director of Emergency Services

Recommendation: Adopt the Resolution to Delegate Signature Authority and Appoint Acting Director of Emergency Services

Outside Legal Counsel Jenica Maldonado provided a verbal report.

A motion was made by Councilmember Becker, seconded by Councilmember Jain, to adopt Resolution 23-9201 to delegate Signature Authority and appoint Nadine Nader as the Acting Director of Emergency Services.

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

7. [23-274](#) Action on Resolution for an Exception to the 180 Day Waiting Period to Appoint Retired Annuitant, Eric Calleja, to Serve as Temporary Extra Help (Per Government Code Sections 7522.56 and 21224) in the Community Development Department to Perform Work as a Housing Development Officer

Recommendation: Alternative 1: Adopt the attached Resolution for an Exception to the 180 Day Waiting Period To Appoint, Eric Calleja, A Retired Annuitant To Serve as Temporary Extra Help (Government Code Sections 7522.56 and 21224) in the Community Development Department to Perform Work as a Housing Development Officer

A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to adopt Resolution 23-9204 for an exception to the 180-day waiting period to appoint retired annuitant, Eric Calleja, to serve as temporary extra help (Per Government Code Sections 7522.56 and 21224) in the Community Development Department to perform work as a Housing Development Officer.

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

9. [23-238](#) Action on a Resolution Declaring City-Owned Property Located at 2319 Gianera Street as Surplus Land as Required by State Law [APNs: 104-05-052]

Recommendation: Alternative 1: Approve a Resolution Declaring City-Owned Property Located at 2319 Gianera Street Surplus.

Assistant City Manager Pineda gave a PowerPoint presentation.

Council comments and questions followed.

Assistant City Manager Pineda responded to questions.

Public Speaker:
(1) Public Speaker

A motion was made by Councilmember Becker, seconded by Councilmember Jain, to approve Resolution 23-9203 declaring City-Owned property located at 2319 Gianera Street surplus.

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

Nay: 2 - Councilmember Chahal, and Vice Mayor Park

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

Councilmember Hardy reported that she met with a new Santa Clara Valley Water Boardmember, former State Senator Jim Beall and stated that Valley Water is setting forth an idea of Joint Power Authority with Valley Water and the neighboring cities to address homelessness along the creeks.

Vice Mayor Park reported the annual Tequila Tasting event at the Triton Museum will be held on March 24, 2023.

Councilmember Jain reported attending the American Public Power Legislation Rally in Washington DC on February 26-March 1, 2023.

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

There was none.

[23-334](#) Tentative Meeting Agenda Calendar (TMAC)

ADJOURNMENT

A motion was made by Council/Boardmember Becker, seconded by Vice Mayor/Chair Park, to adjourn the meeting at 10:23 p.m.

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

The next regular scheduled meeting is on Tuesday, March 21, 2023 in the City Hall Council Chambers.

MEETING DISCLOSURES

The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred. If a person wishes to challenge the nature of the above section in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Santa Clara, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

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

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

AB23 ANNOUNCEMENT: Members of the Santa Clara Stadium Authority, Sports and Open Space Authority and Housing Authority are entitled to receive \$30 for each attended meeting.

Note: The City Council and its associated Authorities meet as separate agencies but in a concurrent manner. Actions taken should be considered actions of only the identified policy body.

LEGEND: City Council (CC); Stadium Authority (SA); Sports and Open Space Authority (SOSA); Housing Authority (HA); Successor Agency to the City of Santa Clara Redevelopment Agency (SARDA); Bayshore North Project Enhancement Authority (BNPEA); Public Facilities Financing Corporation (PFFC)

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

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

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

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.