

**MINUTES OF THE REGULAR CONCURRENT MEETING
OF THE CITY OF SANTA CLARA
CITY COUNCIL
SANTA CLARA STADIUM AUTHORITY
SPORTS AND OPEN SPACE AUTHORITY
CITY OF SANTA CLARA HOUSING AUTHORITY
TUESDAY, JUNE 28, 2016**

The City Council, with a quorum present, met at 6:00 pm, on the above-mentioned date, in the City Hall Council Chambers. With no public comment, the Council then met in the Council Conference Room for a **Closed Session**.

The Council met for a Conference with Labor Negotiators Pursuant to Government Code Section 54957.6; City representative: Rajeev Batra, Acting 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); Conference with Legal Counsel-Anticipated Litigation Pursuant to Government Code Section 54956.9(d)(4) – Initiation of litigation; Number of potential cases: 2; and Conference with Legal Counsel-Existing Litigation Pursuant to Government Code Section 54956.9(d)(1); Name of case: *Northern California Power Agency, et al. v. the United States*, United States Court of Federal Claims Case No. 14-817C.

The City Council, Stadium Authority, Sports and Open Space Authority and Housing Authority then met at 7:04 pm in the City Hall Council Chambers and the regular Concurrent Meeting was opened with the recitation of the Pledge of Allegiance and Statement of Values.

Present: Members Dominic J. Caserta, Debi Davis, Patrick Kolstad, Teresa O'Neill and Kathy Watanabe and Mayor/Chairperson Lisa M. Gillmor. Absent: Member Jerry Marsalli.

Staff present: Acting City Manager/Acting Contract Administrator/Acting Executive Director, City Attorney/Authority General Counsel/Stadium Authority Counsel and City Clerk/Auditor/Secretary.

MOTION was made by Davis, seconded and unanimously carried (Marsalli absent), that Member Marsalli be **excused** from attendance at this evening's Concurrent Meeting.

MOTION was made by Davis, seconded and unanimously carried (Marsalli absent), that the **Minutes** for the Special Concurrent Meeting of **May 27, 2016** be adopted as

written.

As a Special Order of Business, the Council proceeded with the **recognition of outgoing Board, Commission and Committee Members:** Elizabeth “Betsy” A. Megas, Barbara Vance and Kathleen “Kathy” Watanabe – Board of Library Trustees, Estella “Bunny” Ross Lockwood – Cultural Commission, Ken Wright – Housing Rehabilitation Loan Committee, Deborah Costa and Joe Sweeney – Planning Commission and Dwight Collins and Alice Pivacek – Senior Advisory Commission. The Mayor presented mementoes of appreciation to the Board, Commission and Committee Members that were present. Photographs were taken.

Also as a Special Order of Business, the Council proceeded to consider the Management Analyst to the City Manager’s report regarding the promotion of a vacancy on the **Cultural Commission**. Cultural Commissioner Usha Srinivasan gave an electronic presentation describing the duties and responsibilities of the vacancy.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Director of Electric Utility’s report, the Council **approve** the use of City Electric forces for the installation of facilities at Monroe Street and Nobili Avenue; and 255 Saratoga Avenue.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Director of Finance/Assistant City Manager’s report, the Council **note and file** the Monthly Financial Status Reports for April 2016.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Director of Public Works/City Engineer’s report, the Council **appoint** Bicycle and Pedestrian Advisory Committee member Sarah Peters to serve as the representative at the Santa Clara Valley Transportation Authority Bicycle and Pedestrian Advisory Committee for the two year term which ends on June 30, 2018.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Fire Chief’s report, the Council **accept** the funding from the Santa Clara County Emergency Medical Services (EMS) Agency and **approve** estimated revenue (account 536-7861-55500-4088) and appropriations (account 536-7861-80500-4088) in the amount of \$35,217.01 in the Fire Department’s EMS System First Responder Capital Improvement Project (CIP) #4088.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Fire Chief’s report, the Council **set** July 19, 2016 as the date for a **public hearing for adoption of a Resolution confirming the report on the cost of weed abatement** and making assessments to pay the related costs and expenses in conjunction with the 2016 Weed Abatement Program and authorize the publication of the Notice of the Public Hearing.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Executive Assistant to the Mayor and City Council’s report, the

Council **approve** the expenditure, in the amount of \$3,500, for Vice Mayor Teresa O'Neill and Member Debi Davis to attend the Sister Cities International's 60th Anniversary Annual Conference in Washington D.C., from July 13, 2016 to July 16, 2016.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Director of Human Resources' report, the Council **approve** the revised job description for Senior Power Analyst and the job title change to Principal Power Analyst.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Director of Electric Utility's report, the Council **approve** and authorize the City Manager to execute the **Professional Services Agreement with Northern California Power Agency (NCPA) and the Cities of Palo Alto and Santa Clara (the "Bay Area Municipal Transmission [BAMx] Services Agreement"**), in an amount not to exceed \$657,504, for transmission services.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Fire Chief's report, the Council **approve** the **First Amendment to the 911 Emergency Medical Services Provider Agreement with the County of Santa Clara**, extending the term from June 30, 2016 to June 30, 2019, to provide on-going paramedical level services.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Director of Electric Utility's report, the Council **approve** and authorize the City Manager to execute **Call No. 16-1 for Professional Services with Paragon Partners LTD.**, in an amount not to exceed \$158,011.20, for Fiber Optic Engineering support services for Silicon Valley Power's Fiber Enterprise Program.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Fire Chief's report, the Council **accept** the Certified Unified Program Agency (CUPA) Forum Environmental Protection Trust Grant Fund, in the amount of \$25,000, for implementation and administration of the Laserfiche Centralized Records Management Program in the City; authorize the City Manager, or designee, to execute all documents related to the grant; and **approve** estimated revenue from the CUPA Forum Environmental Protection Trust Grant Fund in Fire Department Operating Grant Fund (account 178-7833-55580-(G)CUP16) and appropriations of \$25,000 to Fire Department Operating Grant Fund (expenditure account 178-7833-88040-(i)4795-(G)CUP16).

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Fire Chief's report, the Council **accept** the Fiscal Year 2015-2016 California Environment Protection Agency (CalEPA) Environmental Enforcement & Training Account Grant Program, in the amount of \$39,000; authorize the City Manager or designee to execute all documents related to the grant; **approve** estimated revenue from the 2015-2016 CalEPA Environmental Enforcement & Training Account Grant in the Fire Department Operating Grant Fund (account 178-7833-55580-(G)EPA16) and appropriations of \$39,000, to the Fire Department Operating Grant Fund (expenditure account 178-7833-87830-(G)EPA16).

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Acting Director of Planning and Inspection's report, the Council **approve** the transfer of \$102,057 from the Building Inspection Reserves (account 063-44465) and appropriate in the Lawrence Station Area Plan project (account 539-5532-80100-6537); and **approve** and authorize the City Manager to execute **Amendment No. 3 to the Performance of Services Agreement with RTKL Associates Inc.**, increasing the funding by \$102,057 for a total not-to-exceed amount of \$896,854, to prepare the Lawrence Station Area Plan and Environmental Impact Report (EIR).

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Community Relations Manager's report, the Council **approve** and authorize the City Manager to execute an **Agreement for the Operation of a Convention Center with the Santa Clara Chamber of Commerce Convention Visitors Bureau**, in the total amount not to exceed \$1,489,315, for convention and visitor services at the Santa Clara Convention Center for Fiscal Year 2016-2017.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Director of Finance/Assistant City Manager's report, the Council/Authorities **approve** the Bills and Claims and Progress Payments.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that, per the Executive Assistant to the Mayor and City Council's report, the Council **note and file** the **Proclamations issued to individuals retiring with 30 or more years of service**: Houri Presley (30 years), Payroll Analyst, Finance Department; Greg Harris (38 years), Human Resources Division Manager, Human Resources Department; Donald Snyder (38 years), Grounds Maintenance Worker III, Parks and Recreation Department; and Kathryn "Kathy" Linggi (36 years), Utility Services Technician, Finance Department.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **note and file** the **Minutes** of the **Board of Library Trustees** for the meeting of April 18, 2016.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **note and file** the **Minutes** of the **Board of Library Trustees** for the meeting of May 2, 2016.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **note and file** the **Minutes** of the **Board of Library Trustees** for the meeting of June 6, 2016.

PUBLIC HEARING: The Mayor declared the Public Hearing open for consideration of staff's recommendation to accept the Planning Commission's recommendations for the **CityPlace Santa Clara Project located at 5155 Stars and Stripes Drive, et. al.**, on an approximately 240 acre site. (APNs: 104-03-036, 104-03-037, 104-03-038, 104-03-039, 104-001-102, 097-01-039 and 097-01-073)[PLN2014-10554, CEQ2014-01180, SCH#2014072078]. The Acting City Manager introduced the item and provided an

overview of the evening's presentation including: an introduction to the team, entitlements [e.g. General Plan Amendments, Master Community Plan and Environmental Impact Report (EIR)], disposition and development agreement, development agreement and staff's recommendation. He also commented on the prior public outreach performed regarding the CityPlace Project including: 11 City Council meetings, 9 City Council study sessions, 4 Planning Commission study sessions, 2 EIR scoping meetings, 3 community open houses and numerous small group meetings. The Planning Manager continued the electronic presentation focusing on Entitlements outlining the project site and existing land uses. His presentation also included information related to the General Plan Amendment, rezoning of the property, development area plans and tentative maps. Rich Walters (ICF International) continued the electronic presentation focusing on the key EIR conclusions, enhanced open space variant analysis, General Plan consistency, jobs/housing balance, burrowing owls and air quality. Daniel Rubins (Fehr and Peers) continued the electronic presentation focusing on transportation impacts and mitigation. The Assistant City Manager continued the electronic presentation providing information related to the transaction between the City and Related Santa Clara, LLC including the disposition and development agreement, rent, funding for public services and facilities and the net annual fiscal impacts to the City's General Fund. The Acting City Manager concluded the electronic presentation focusing on the annual tax revenues the Project will provide to the City. Steve Eimer (Related Santa Clara, LLC) began an electronic presentation that addressed parks and open space, residential affordability, schools and one time fees and revenue to the school district, construction jobs, traffic and transportation funding and the Transportation Demand Management (TDM) plan. The Council noted the additional handout received from Related Santa Clara, LLC amending Section 1 entitled "New Definitions" and also Section 3.8 entitled "Voluntary School Fee Contribution" to the Development Agreement. A Council discussion followed and the following individuals expressed comments in support of the Project: Joe Sweeney, Sarah McDermott, Kirk Vartan (provided letter), Kevin Moore, Joe Siecinski, Steve Edwards, James Kerkstra, Mavlenes Bueler, Paul Dines, Burt Field, Peter Kuo, ArLyne Diamond, Edward Strine, Dr. Heather Narciso, Tino Silva, Miles Barber and Myron Von Raesfeld. The following individuals expressed comments of concern regarding the Project: Bill Beckan, Jean Ebrahimi (provided letter from Hopkins & Carley), Jessica Ebrahimi, David Ebrahimi, Vera Todorov (provided letter from The Sohagi Law Group), Melissa Cerezo (VTA) (provided two handouts), Robert Swierk (VTA), Sudhanshu Jain, Steve Kelly, Gita Dev (gave an electronic presentation), Jan Hintermeister (continued Ms. Dev's electronic presentation), Adina Levin, Anthony Lee and Deborah Bress. The following individuals provided general comments regarding the Project: Dr. Stanley Rose (provided handout), Andy Ratterman, Mark Allgire, Albert Gonzalez, Earl Kaing, Corinne Winter and Raj Chahal. Russell Kershaw expressed comments of concern regarding current events. The Council noted the Executive Assistant to the Mayor and City Council's report regarding correspondence related to the project. Gordon Heart (outside Counsel to Related Santa Clara, LLC) made closing remarks on behalf of Related Santa Clara, LLC.

The Council took a short recess.

The Council reconvened and a Council discussion followed with the Acting City Manager answering Council and public questions. **MOTION** was made by Caserta,

seconded and unanimously carried (Marsalli absent), that the Council **close** the Public Hearing. A Council discussion followed and a **MOTION** was then made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **adopt Resolution No. 16-8337** entitled “A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA APPROVING AND CERTIFYING A FINAL ENVIRONMENTAL IMPACT REPORT, ADOPTING CEQA FINDINGS WITH RESPECT THERETO, AND ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS AND A MITIGATION MONITORING AND REPORTING PROGRAM FOR THE CITYPLACE SANTA CLARA PROJECT LOCATED AT 5155 STARS AND STRIPES DRIVE, ET AL, SANTA CLARA” approving and certifying an Environmental Impact Report and adopting California Environmental Quality Act (CEQA) Findings, a Statement of Overriding Considerations (SOC) and the Mitigation Monitoring and Reporting Program (MMRP) **with an amendment to paragraph 7 indicating that Exhibit 1 to the Resolution, the MMRP, shall be amended to reflect that the Montague/Zanker intersection lies within the City of San Jose jurisdiction rather than the County of Santa Clara jurisdiction with the corresponding fair share funds being reallocated to the City of San Jose thus increasing the City of San Jose share and decreasing the County of Santa Clara share of the fair share fee.** **MOTION** was then made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **adopt Resolution No. 16-8338** entitled “A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING THE GENERAL PLAN AMENDMENT #83 TO (1) CHANGE THE LAND USE DESIGNATION FROM PARKS/OPEN SPACE AND REGIONAL COMMERCIAL TO URBAN CENTER/ENTERTAINMENT DISTRICT ON AN APPROXIMATELY 240-ACRE SITE LOCATED AT 5155 STARS AND STRIPES DRIVE, ET AL, SANTA CLARA; (2) MODIFY FIGURE 2.3-1, ‘AREAS OF POTENTIAL DEVELOPMENT,’ AND TABLE 8.6-2, ‘PROPOSED DEVELOPMENT (APPROVED, NOT CONSTRUCTED AND PENDING PROJECTS),’ AND MAKE RELATED MINOR TEXT AMENDMENTS; AND (3) UPDATE APPENDIX 8.13 (CLIMATE ACTION PLAN) WITH TRIP REDUCTION TARGETS FOR THE URBAN CENTER/ENTERTAINMENT DISTRICT” which approves the General Plan Amendment #83 to change the land use designation from Parks/Open Space and Regional Commercial to Urban Center/Entertainment District; changes to Figure 2.3-1 Areas of Potential Development and Table 8.6-2 Proposed Development (Approved, Not Constructed and Pending Projects) and make related minor text amendments; and revisions to the Climate Action Plan to add Transportation Demand Management (TDM) and Vehicle Miles Traveled (VMT) goals for the new land use designation. **MOTION** was then made by Caserta seconded and unanimously carried (Marsalli absent), that the Council **adopt Resolution No. 16-8339** entitled “A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING A REZONING FROM PUBLIC, QUASI-PUBLIC, PUBLIC PARK RECREATION (B) AND COMMERCIAL PARK (CP) TO PLANNED DEVELOPMENT – MASTER COMMUNITY (PD-MC) OF APPROXIMATELY 240 ACRES OF LAND (APNs 104-03-038, 104-03-037, 104-01-102, 097-01-039, 097-01-073, 104-03-038 AND 104-03-039), COMMONLY KNOWN AS THE ‘CITYPLACE’ PROJECT SITE” **which approves the rezone from Public, Quasi-Public, Public Park or Recreation (B) and Commercial Park (CP) to Planned Development-Master Planned Community (PD-MC) and approving the Master Community Plan to allow the phased development of a new multi-phased, mixed-use development of up to 9.16 million gross square feet of office buildings, retail and entertainment facilities, residential units, hotel rooms,**

surface and structured parking facilities, new open space and roads, landscaping and tree replacement, and new upgraded and expanded infrastructure and utilities, subject to the development implementing the Increased Housing Alternative and Enhanced Open Space Variant analyzed in the EIR. **MOTION** was then made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **pass to print Ordinance No. 1956** entitled “AN ORDINANCE OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF SANTA CLARA AND RELATED SANTA CLARA, LLC, FOR THE CITYPLACE SANTA CLARA PROJECT LOCATED AT 5155 STARS AND STRIPES DRIVE, ET AL.” **which approves the Development Agreement with the following amendments: Adding new definitions in Section 1 and new Section 3.8 stating that in addition to paying the School Facilities Impact Fee as required under State law, the Developer shall make a voluntary school contribution (the “Voluntary School Benefit”) to the School District and the Voluntary School Benefit shall be in an amount equal to the School Facilities Impact Fee levied by the District with respect to residential space as of the effective date (i.e. Three Dollars and Fifty-Four Cents [\$3.54] per square foot of residential space) and the Voluntary School Benefit shall be payable as and when School Facilities Impact Fees are due; required that the City consider including in the Multimodal Improvement Plan a study for a Transit Station Master Plan that is expected to cost up to \$500,000; and required community engagement in relation to the development of the parkland.** **MOTION** was then made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **adopt Resolution No. 16-8340** entitled “A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, APPROVING A DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE CITY OF SANTA CLARA AND RELATED SANTA CLARA, LLC, FOR THE CITYPLACE SANTA CLARA PROJECT LOCATED AT 5155 STARS AND STRIPES DRIVE, ET AL, SANTA CLARA” **which approves the Disposition and Development Agreement with the requirement that the Developer and the City work together to find a new location for the Bicycle Motocross (BMX) track within two years and maintain the requirement that the Developer must provide 18 month notice to the BMX track.** **MOTION** was then made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **pass to print Ordinance No. 1957** entitled “AN ORDINANCE OF THE CITY OF SANTA CLARA, CALIFORNIA, ESTABLISHING PROCEDURES FOR COMPLIANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 37380 FOR LEASING PROPERTY FOR A CUMULATIVE TERM IN EXCESS OF 55 YEARS IN CONNECTION WITH THE “CITYPLACE SANTA CLARA” PROJECT” **which allows leases up to 99 years in length within the CityPlace Santa Clara Master Community Plan area.** **MOTION** was then made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council **adopt Resolution No. 16-8341** entitled “A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, ADOPTING OVERRIDING FINDINGS REGARDING SANTA CLARA COUNTY AIRPORT LAND USE COMMISSION DETERMINATION OF INCONSISTENCY FOR THE CITYPLACE PROJECT LOCATED NORTH OF TASMAN DRIVE, EAST OF GREAT AMERICA PARKWAY AND SAN TOMAS AQUINO CREEK, WEST OF THE GUADALUPE RIVER, AND SOUTH OF GREAT AMERICA WAY AND STATE ROUTE 237, IN THE CITY OF SANTA CLARA” which overrides Airport Land Use Commission Determination of Inconsistency.

The Council proceeded to consider the Director of Parks and Recreation's report recommending the approval of the Agreement with FieldTurf USA, Inc. for the purchase and installation of replacement FieldTurf on Youth Soccer Park Field #2. The Acting City Manager addressed the Council regarding the report. **MOTION** was made by Davis, seconded and unanimously carried (Marsalli absent), that the Council **approve the Agreement with FieldTurf USA, Inc.** for the purchase and installation of replacement FieldTurf on Youth Soccer Park Field #2, in an amount not to exceed \$861,000; and authorize the City Manager to execute all necessary documents and to make minor, non-substantive modifications, as necessary.

The Council proceeded to consider the City Clerk/Auditor's report recommending the approval of Amendment No. 1 to the Agreement with LETRA, Inc., renewing the Agreement for the term of June 30, 2016 to June 30, 2017. A Council discussion followed with the City Clerk/Auditor answering Council questions. Deborah Bress expressed comments of concern. **MOTION** was made by Kolstad, seconded and unanimously carried (Marsalli absent), that the Council **approve Amendment No. 1 to the Performance of Services Agreement with LETRA, Inc.,** renewing the Agreement for the term of June 30, 2016 to June 30, 2017 and increasing the not to exceed amount for Fiscal Year 2016-2017 from \$30,000 to \$45,000, for Democracy Consultant services in support of community and voter engagement programs and the 2016 general municipal election cycle.

MOTION was made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council/Stadium Authority **continue the following agenda items to the date of July 19, 2016** for consideration: the Director of Finance/Assistant City Manager/Finance Director/Treasurer/Auditor for Stadium Authority's report requesting that the Council/Stadium Authority note and file the Santa Clara Stadium Authority Financial Status Report for the quarter and Fiscal Year ending March 31, 2016 and the Finance Director/Treasurer/Auditor for Stadium Authority's report requesting that the Stadium approve the Stadium Authority 2015-2016 debt service budget amendment of \$2,707,000.

The Council/Stadium Authority proceeded to consider the Chief of Police and City Attorney's report recommending approval of Amendment No. 2 to the Standard Agreement with California Highway Patrol, in an amount not to exceed \$1,700,000, for a total amount not to exceed \$4,424,811, and to extend the term of the Agreement by an additional 24 months from July 1, 2016 to June 30, 2018, for traffic control and support related services for Levi's Stadium events. The Chief of Police addressed the Council/Stadium Authority regarding his report. A Council/Stadium Authority discussion followed with the Chief of Police answering Council/Authority questions. **MOTION** was made by Caserta, seconded and unanimously carried (Marsalli absent), that the Council/Stadium Authority **continue consideration of the approval of Amendment No. 2 to the Standard Agreement with California Highway Patrol to July 19, 2016.**

The Stadium Authority proceeded to consider the Finance Director/Treasurer/Auditor for Stadium Authority's report recommending that the Stadium Authority approve and authorize the Executive Director to negotiate and execute an Agreement for the Performance of Services with Grant Thornton LLP to perform the

comprehensive financial audit of the Stadium Authority for the period of April 1, 2014 through March 31, 2016 at a not-to-exceed cost of \$152,750 (plus additional authority of \$47,250 for a total authority of \$200,000); and authorize the Executive Director to execute future engagement letters and other documents related to the contract for Audit Services. The Acting Executive Director and the Finance Director/Treasurer/Auditor for Stadium Authority addressed the Authority regarding the report and answered Authority questions. Vanessa Burke, Grant Thornton LLP, addressed the Authority and also answered Authority questions. An Authority discussion followed. **MOTION** was made by O'Neill, seconded and unanimously carried (Marsalli absent), that the Stadium Authority **approve an Agreement with Harvey M. Rose Associates of San Francisco to perform the comprehensive financial audit of the Stadium Authority finances** and authorize the Executive Director to negotiate and execute the Agreement. The Authority also directed that that the findings of the audit be reported directly to the Stadium Authority Board.

Under public presentations, Sudhanshu Jain and Deborah Bress expressed general comments of concern.

The Acting City Manager announced that, beginning in July, Planning Commission meetings will be livestreamed.

The City Attorney reported that earlier in the evening the Council met for a Conference with Labor Negotiators Pursuant to Government Code Section 54957.6; City representative: Rajeev Batra, Acting 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); Conference with Legal Counsel-Anticipated Litigation Pursuant to Government Code Section 54956.9(d)(4) – Initiation of litigation; Number of potential cases: 2; and a Conference with Legal Counsel-Existing Litigation Pursuant to Government Code Section 54956.9(d)(1); Name of case: *Northern California Power Agency, et al. v. the United States*, United States Court of Federal Claims Case No. 14-817C and that **there was no reportable action.**

There being no further business, **MOTION** was made by O'Neill, seconded and unanimously carried (Marsalli absent) to adjourn the meeting on June 29, 2016 at 1:07 am in **Memory** of former Council Member **Joe Kornder** (former Planning Commissioner, and teacher, coach, vice principal and superintendent in the Santa Clara Unified School District). The next regular scheduled meeting is on Tuesday evening, **July 12, 2016**, in the City Hall Council Chambers.

ATTEST: _____
City Clerk/Secretary/Clerk

APPROVE: _____
Mayor/Chairperson