



City of Santa Clara

Draft

Meeting Minutes

Council and Authorities Concurrent Meeting

Call and Notice of Special Meeting

Santa Clara Stadium Authority

04/20/2021

4:00 PM

Virtual Meeting

Pursuant to the provisions of California Governor's Executive Order N-29-20, issued on March 17, 2020, to prevent the spread of COVID-19, the City of Santa Clara has implemented 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.

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of California Government Code §54956 ("The Brown Act") and Section 708 of the Santa Clara City Charter, the Chair calls for a Special Meeting of the Governing Board of the Stadium Authority to commence and convene on April 20, 2021, at 4:00 pm for a Special Meeting to be held virtually, to consider the following matter(s) and to potentially take action with respect to them.

4:00 PM CLOSED SESSION

Call to Order

Mayor/Chair Gillmor called the meeting to order at 4:02 PM.

Roll Call

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

Public Comment

None.

- 1.A** [21-570](#) Conference with Legal Counsel-Existing Litigation (CC)
Pursuant to Gov. Code § 54956.9(d)(1)
City of Santa Clara v. Yumori Kaku, et al., California Sixth District Court of Appeal Case No. H046105
- 1.B** [21-571](#) Conference with Legal Counsel-Anticipated Litigation (CC)
Pursuant to Gov. Code § 54956.9(d)(4) - Initiation of litigation
Number of potential cases: 1
Facts and Circumstances: Consideration of recommendations contained in the TAP International Financial Audit Titled "Contract Close Out Review: Convention and Visitor's Bureau"
(Continued from April 6, 2021)
- 1.C** [21-572](#) Conference with Labor Negotiators (CC)
Pursuant to Gov. Code § 54957.6
City representative: Deanna J. Santana, City Manager (or designee)
Employee Organization(s):
Unit #1-Santa Clara Firefighters Association, IAFF, Local 1171
Unit #2-Santa Clara Police Officer's Association
Unit #3-IBEW Local 1245 (International Brotherhood of Electrical Workers)
Unit #4-City of Santa Clara Professional Engineers
Units #5, 7 & 8-City of Santa Clara Employees Association
Unit #6-AFSCME Local 101 (American Federation of State, County and Municipal Employees)
Unit #9-Miscellaneous Unclassified Management Employees
Unit #9A-Unclassified Police Management Employees
Unit #9B-Unclassified Fire Management Employees
Unit #10-PSNSEA (Public Safety Non-Sworn Employees Association)
(Continued from April 6, 2021)

Convene to Closed Session

Council/Board convened to Closed Session at 4:04 PM and reconvened to Open Session at 6:20 PM.

6:00 PM COUNCIL REGULAR/SPECIAL STADIUM AUTHORITY MEETING

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 Statement of Behavioral Standards & AB23 Announcement.

Mayor/Chair Gillmor made a statement regarding the guilty verdict of Derek Chauvin trial and how today's verdict is a step forward for justice.

Mayor/Chair Gillmor requested a moment of silence to honor the victims of the April 15, 2021 Fedex Shooting in.

Vice Mayor/Chair Chahal expressed comments regarding the shooting at the Indianapolis FedEx and calls on his fellow Councilmembers, County of Santa Clara, and State of California to act on Gun Safety, Gun Control, and Mental Health.

[21-637](#)

Honoring the Lives Lost at the April 15, 2021 Indianapolis FedEx Shootings Post Meeting Material

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

City Attorney Doyle noted that on the *City of Santa Clara v. Yumori Kaku, et al.*, California Sixth District Court of Appeal Case No. H046105 (RTC 21-570), the Council approved a settlement of the Yumori-Kaku case. The basic terms of the settlement are as follows:

1. The City will enter into a stipulation for the entry of second amended judgment, that will modify the previous judgments that the court has issued. In terms of monetary changes, there is an additional amount to be paid of \$750,000 to the plaintiffs for their fees and costs on appeal and that will be the final judgment that the City will pay to the plaintiffs.
2. An additional provision of the settlement agreement is that on or before June 1, 2021, the City Council will enact a resolution calling an election to seek voter approval of an amendment to our charter to require the election of all Councilmembers, except the mayor, from single member districts. The election system included in the proposed charter amendment shall also comply with the governing provisions of state law.
3. The resolution adopted by the City will place the charter amendment on the ballot in time such that it will be in effect for the November 2022 elections.
4. The election system shall not shorten any terms of the members of the City Council.
5. The resolution calling for the vote on the charter voter amendment shall designate that two or more city councilmembers who support adoption of the proposed charter amendment to be authorized to write and file an argument in support of the ballot measure. At least two city Councilmembers shall be authorized to file a rebuttal argument to any argument against the proposed amendment that may be filed. Neither the City council nor any of its members shall file a ballot argument in opposition in their official capacity. The ballot argument in favor of the proposed charter amendment shall contain informational language describing the City's previous at large election system and circumstances relating to the Charter having been held in violation of the California Voting Rights Act by the court's amended judgment and should describe the reasons for which the voters may wish to vote in favor of the measure.

6. The settlement agreement contains a release of the City and its officers from any further liability by the plaintiffs, and it contains other standard language in settlement agreements. It also contains the form of the stipulated judgment that will be entered into by the court that recites the fact that plaintiffs were entitled to recover \$3,164,955.61 in attorneys' fees and costs of \$174,549.90, plus accrued interest of \$490,494.70. All those amounts have been paid. In addition, the judgment will provide for additional amount to be paid of \$750,000 to the plaintiffs for their fees and costs on appeal, and upon the payment, the City will be deemed to have fully satisfied the obligations to the plaintiffs under settlement agreement for the money.
7. The court will have jurisdiction over the parties (the plaintiffs and the City); and if the ballot measure is submitted and the ballot measure passes, then the City will be entitled to move for dismissal of the action and the court will no longer have jurisdiction over the City.

That's the summary of the settlement, and upon full execution we will release a copy of the settlement agreement to anyone who asked for it.

CONTINUANCES/EXCEPTIONS/RECONSIDERATIONS

2. [21-596](#) Action to continue the Adoption of Ordinance No. 2030 to reinstate the International Exchange Commission, and amend the powers, functions, and duties of the Cultural Commission - Continued to May 25, 2021

Recommendation: Continue the adoption of Ordinance No. 2030 to reinstate the International Exchange Commission, and amend the powers, functions, and duties of the Cultural Commission to May 25, 2021.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to continue Item 2 to May 25, 2021.

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

A motion was made by Councilmember Becker, seconded by Councilmember Jain, to approve the continuance of Item 4.E to May 4, 2021.

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

A motion was made by Councilmember Becker, seconded by Councilmember Jain, to approve the continuance of Item 1.B from Closed Session to future Council Meeting.

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

SPECIAL ORDER OF BUSINESS

3.A [21-589](#) Recognition of the Islamic Month of Ramadan

Mayor Gillmor presented a Special Mayoral Recognition to **Dr. Mohammed Nadeem (President - Muslim Community Association)** and **Osman Khan (Principal of Granada Islamic School)** to honor April as the Islamic Month of Ramadan. **Council** displayed a video to honor April as the Islamic Month of Ramadan.

3.B [21-5401](#) Verbal Report from City Manager regarding COVID-19 Pandemic

City Manager Santana announced that the Water and Sewer Department was the recipient of Santa Clara Valley Section of the Clean Water Environment Association Sewer Collection System of the Year for Medium Cities.

City Manager Santana gave a PowerPoint Presentation regarding the COVID-19 Pandemic:

- Santa Clara County is currently in the Orange Tier;
- Santa Clara County residents vaccination status update and received additional vaccine supply from the State of California and Federal Government;
- Levi's Stadium gave over 12,000 vaccines in one-day;
- Santa Clara County still encourages testing if you are fully vaccinated;
- Emergency Rental Assistance Program is still available for Phase 3;
- City is excited to welcome back residents for limited computer access at City Libraries and;
- Nutrition Program curbside and walk-up service available at Senior Center.

Chief Emergency Services Officer Schoenthal reported on Santa Clara County case rates and expects to reach 1 Million vaccinations this week.

Sameena Uzmen (Council on Islamic Relations) made gratitude remarks to the recognition for the Islamic Month of Ramadan and the different practice of Ramadan due to the COVID-19 Pandemic.

CONSENT CALENDAR

A motion was made by Council/Boardmember Watanabe, seconded by Council/Boardmember Jain, to approve the Balance of the Consent Calendar (except Item 4.J).

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

4.A [21-09](#) Board, Commissions and Committee Minutes

Recommendation: Note and file the Minutes of:

Historical and Landmarks Commission - March 4, 2021
Cultural Commission - March 1, 2021
Youth Commission - March 9, 2021
Governance and Ethics Committee - December 7, 2020
Board of Library Trustees - March 1, 2021
Bicycle and Pedestrian Advisory Committee - January 25, 2021
Task Force on Diversity, Equity, and Inclusion - March 8, 2021

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

4.B [21-564](#) Action on Council and Authorities Concurrent & Special Stadium Authority Meeting Minutes of February 9, 2021 and Santa Clara Stadium Authority & Special City Council Meeting of February 16, 2021

Recommendation: Approve the Council and Authorities Concurrent & Special Stadium Authority Meeting Minutes of February 9, 2021 and Santa Clara Stadium Authority & Special City Council Meeting of February 16, 2021.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

4.C [21-141](#) Action on Bills and Claims Report (CC, HA) for the period February 20th, 2021 - March 19th, 2021

Recommendation: Approve the list of Bills and Claims for February 20, 2021 - March 19, 2021.

A motion was made by Councilmember/Commissioner Watanabe, seconded by Councilmember/Commissioner Jain, to approve staff recommendation.

- 4.D [21-484](#) Action on Monthly Financial Status and Investment Reports for February 2021 and Approve Related Budget Amendments

Recommendation: Note and file the Monthly Financial Status and Investment Reports for February 2021 as Presented and Approve Related Budget Amendments in various funds requiring five affirmative votes and consistent with **City Charter Section 1305**, “*At any meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the affirmative votes of at least five members so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenue not included in the budget,*” as noted for each individual item in Attachment 3.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

- 4.E [21-260](#) Action on the Federal and State Income Tax Exempt Reporting for Fiscal Year 2019/2020

Recommendation: Authorize the City Manager, or her designee, to file the 2019 Internal Revenue Service Form 990 (Return of Organization Exempt from Income Tax) and the State of California Form 199 (Exempt Organization Annual Information Return) on behalf of the City of Santa Clara Public Facilities Financing Corporation.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

- 4.F [21-513](#) Agreement with CentralSquare Technologies, LLC for Enterprise Asset Management Software and Services

- Recommendation:**
1. Authorize the City Manager to execute a Master Agreement with CentralSquare Technologies, LLC for Enterprise Asset Management Software and Services to provide professional services for software implementation and configuration for an initial five-year term starting on or around May 1, 2021 and ending on or around April 30, 2026, with maximum compensation not to exceed \$250,000, subject to the appropriation of funds;
 2. Authorize the City Manager to execute Purchase Orders with CentralSquare Technologies, LLC for ongoing software support and maintenance services at the rate of \$31,184 in year 1, subject to a maximum rate increase of 5% per year, for an estimated total of \$172,312, assuming 5% increases are exercised each year, subject to the annual appropriation of funds and the terms and conditions of the Master Agreement;
 3. Authorize the City Manager to execute Purchase Orders with CentralSquare Technologies, LLC for the purchase of additional concurrent software licenses as may be required (currently at \$2000 per license), and to adjust the rate for ongoing software support and maintenance services associated with the purchase of additional software licenses (currently at \$400 per license per year), subject to the appropriation of funds and the terms and conditions of the Master Agreement; and
 4. Authorize the City Manager to execute one-year renewals to extend the term of the Master Agreement after the initial five-year term as may be required, subject to the appropriation of funds.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

- 4.G [21-478](#) Action on Amendment No. 1 to the Affordable Housing Agreement with LS-Santa Clara, LLC for the Project Located at 1433-1493 El Camino Real

- Recommendation:**
1. Approve and authorize the City Manager to execute Amendment No. 1 to the Affordable Housing Agreement with LS-Santa Clara, LLC, to execute amendments thereto, and to take any other action necessary to implement the requirement for the provision of four (4) Below Market Purchase homes within a 39-unit townhome project at 1433-1493 El Camino Real; and
 2. Authorize the recordation thereof.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

- 4.H [21-489](#) Action on Loan Agreement with Allied Housing, Inc. for a Loan of up to \$4,000,000 to Support the Construction of 80 Affordable Housing Units at 3333-3337 Kifer Road and Approve the Related Budget Amendment

Recommendation: Alternative 1 and 2:

1. Adopt a resolution approving and authorizing the City Manager to negotiate and execute a Loan Agreement with Allied Housing, Inc. for a loan of up to \$4,000,000 to support the construction of 80 affordable housing units located at 3333-3337 Kifer Road; to make modifications to the Loan Agreement and attachments consistent with the Term Sheet and as reviewed by the City Attorney for form and consistency; to execute all documents necessary (including Deeds of Trust, Promissory Notes, and Affordable Housing Agreements) to implement the Loan Agreement and close escrow; and
2. Consistent with the City Charter Section 1305 *“At any meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the **affirmative votes of at least five members** so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenue not included in the budget,”* approve the following FY 2020/21 budget amendments:
 - A. In the City Affordable Housing Fund, appropriate \$4,000,000 to the Kifer Senior Housing Project Loan and reduce the unrestricted ending fund balance by \$4,000,000 (**five affirmative Council votes required for the use of unused balances**).

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to adopt Resolution No. 21-8958, approving and authorizing the City Manager to negotiate and execute a Loan Agreement with Allied Housing, Inc. for a loan of up to \$4,000,000 to support the construction of 80 affordable housing units located at 3333-3337 Kifer Road; to make modifications to the Loan Agreement and attachments consistent with the Term Sheet and as reviewed by the City Attorney for form and consistency; to execute all documents necessary (including Deeds of Trust, Promissory Notes, and Affordable Housing Agreements) to implement the Loan Agreement and close escrow.

- 4.I [21-328](#) Action on an Agreement with Mott MacDonald Group, Inc. for Design Professional Services for the Storm Drain Slide Gate Rehabilitation Project and Related Budget Amendment

Recommendation:

1. Approve and authorize the City Manager to execute an agreement with Mott MacDonald Group, Inc. for the Storm Drain Slide Gate Rehabilitation Project in the amount not-to-exceed \$428,817;
2. Authorize the City Manager to make minor modifications to the agreement, if needed; and
3. Approve the following budget amendment in the Storm Drain Capital fund (five affirmative votes required, City Charter section 1305): Decrease the Laurelwood Pump Station Rehabilitation Project by \$50,000 and increase the Storm Drain Slide Gate Rehabilitation Project by \$50,000.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

- 4.K [21-1166](#) Adoption of a Resolution of Intention for Santa Clara Convention Center Complex -
Maintenance District No. 183

Recommendation:

1. Adopt a Resolution of Intention to order that the alternative method for the levy of benefit assessment be made applicable to the Santa Clara Convention Center Complex Maintenance District No. 183;
2. Set a hearing date of June 8, 2021 to approve the Director's Report FY 2021/22; and
3. Authorize the publication, mailing, and posting of the Notice of Public Hearing as stated in the Resolution of Intention.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to adopt Resolution No. 21-8959, intention to order that the alternative method for the levy of benefit assessment be made applicable to the Santa Clara Convention Center Complex Maintenance District No. 183.

- 4.L [21-161](#) Action on a Resolution to Adopt a List of Projects Funded by Senate Bill 1, The Road Repair and Accountability Act, for Fiscal Year 2021-22

Recommendation:

1. Adopt a Resolution to Adopt a List of Projects Funded by Senate Bill 1, The Road Repair and Accountability Act, for Fiscal Year 2021-22.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to adopt Resolution No. 21-8960 which adopts a List of Projects Funded by Senate Bill 1, The Road Repair and Accountability Act, for Fiscal Year 2021-22.

- 4.M [21-456](#) Informational Report on COVID-19 Legislative Updates from Townsend Public Affairs for March 8 - April 4, 2021

Recommendation: Note and file the Informational Report on COVID-19 Legislative Updates from Townsend Public Affairs for March 8 - April 4, 2021.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

- 4.N [21-388](#) Action on 2021 Senior Meal Program and Related Budget Amendment

Recommendation:

1. Consistent with **City Charter Section 1305**, “*At any meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the **affirmative votes of at least five members** so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenue not included in the budget,*” approve the following FY 2020/21 budget amendments:

- A. In the General Fund, decrease the Land Sale Reserve by \$130,000 and increase the transfer to the Other City Departments Operating Grant Trust Fund by \$130,000 (**five affirmative Council votes required for the use of unused balances**); and
- B. In the Other City Departments Operating Grant Trust Fund, recognize the transfer from the General Fund in the amount of \$130,000 and increase the COVID-19 Relief Program appropriation by \$130,000 (**five affirmative Council votes required to appropriate additional revenue**).

2. Authorize the City Manager to increase a purchase order with Levy Premium Foods by \$130,000 for a total of \$830,000 for the weekend senior meal program in response to COVID-19 pandemic.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.

4.O Stadium Manager’s Request to Execute Agreements with Bear Electrical Solutions, Inc. and Cupertino Electric, Inc. for Electrical Maintenance and Repair Services

- a. [21-404](#) Request from the Stadium Manager for Authority to Execute Agreements with Bear Electrical Solutions, Inc. and Cupertino Electric, Inc. for Electrical Maintenance and Repair Services

- b. [21-403](#) Report from the Stadium Authority Regarding the Stadium Manager's Request to Execute Agreements with Bear Electrical Solutions, Inc. and Cupertino Electric, Inc. for Electrical Maintenance and Repair Services

Recommendation:

- Alternatives 1 and 2
1. Approve the Stadium Manager's request for authority to execute an agreement with Bear Electrical Solutions, Inc. in an amount not-to-exceed \$250,000 per contract year (for a total not-to-exceed amount of \$750,000 over the initial three-year term), subject to budget appropriations for every contract year, and authorize the Executive Director to approve and process the reimbursement of such costs upon receiving final invoices and supporting documentation from the Stadium Manager; and
 2. Approve the Stadium Manager's request for authority to execute an agreement with Cupertino Electric, Inc. in an amount not-to-exceed \$250,000 per contract year (for a total not-to-exceed amount of \$750,000 over the initial three-year term), subject to budget appropriations for every contract year, and authorize the Executive Director to approve and process the reimbursement of such costs upon receiving final invoices and supporting documentation from the Stadium Manager.

A motion was made by Boardmember Watanabe, seconded by Boardmember Jain, to approve staff recommendation.

PUBLIC PRESENTATIONS

Cynthia Cheung expressed comments of concern regarding her experience with the application process for Accessory Dwelling Unit (ADU's). **Mayor Gillmor** noted the City encourages ADU's and referred the request to the City Manager's Office.

Dan Ondrasek expressed comments regarding Form Based Code and requested for a Study Session to learn more about Form Based Code with both the Council and Planning Commission.

Mary Grizzle expressed gratitude towards Council and Planning Commission interest on the Form Based Code and highly recommends a Study Session to understand the Form Based Code.

CONSENT ITEMS PULLED FOR DISCUSSION

- 4.J [21-1162](#) Adoption of a Resolution of Intention for Parking Maintenance District No. 122 - Franklin Square

- Recommendation:**
1. Adopt a Resolution of Intention to order that the alternative method for the levy of benefit assessment be made applicable to the City of Santa Clara Parking Maintenance District No. 122;
 2. Set a hearing date of June 8, 2021 to approve the Director's Report FY 2021/22; and
 3. Authorize the publication, mailing, and posting of the Notice of Public Hearing as stated in the Resolution of Intention.

Mayor Gillmor noted she would need to recuse herself from this Item since her office is in Franklin Square.

Vice Mayor Chahal presided over this item.

Councilmember Jain pulled this item for further clarification on the distribution of cost of the Parking Maintenance District No. 122 - Franklin Square.

Council questions and comments followed.

Director of Public Works Mobeck, City Manager Santana, Assistant City Manager Pineda and **City Attorney Doyle** responded to questions and comments.

City Manager Santana suggested to defer this item to the May 4, 2021 Council and Authorities Concurrent Meeting to return with information on what the State Law requires for abolishing and making changes to a Maintenance District.

Public Speaker(s): Jean
Bob O'Keefe
Strine 56

A motion was made by Councilmember Jain, seconded by Councilmember Hardy, to defer this item to May 4, 2021 Council and Authorities Concurrent Meeting.

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

Nay: 1 - Councilmember Watanabe

Abstained: 1 - Mayor Gillmor

Mayor Gillmor returned to the Meeting and presided over the remainder of the meeting.

STUDY SESSION

5. [21-1156](#) Patrick Henry Drive Specific Plan Study Session

Director of Community Development Crabtree gave a PowerPoint Presentation on Patrick Henry Drive Specific Plan.

Council comments and questions followed.

Director of Community Development Crabtree and **Director of Parks & Recreation Teixeira** addressed **Council** questions and comments.

Public Speaker(s): Jeff Houston	Max Huang
Tony Huang	Edward Strine
Vince Rocha	Mary Grizzle
Alex Shoor	Matthew Reed
SV Leads	Corey Smith
Jean	Amy Lau (E-Mail)

Director of Community Development Crabtree addressed public questions and comments.

Council comments and questions followed.

Director of Community Development Crabtree noted he received Council feedback and the next steps will be to go through the CEQA process with releasing the Environmental Impact Report and will return to the Planning Commission and Council in the Fall with draft Specific Plan.

Mayor Gillmor called for a recess at 10:05 PM and reconvened the meeting at 10:20 PM.

PUBLIC HEARING/GENERAL BUSINESS

6. [21-154](#) Public Meeting on the Formation of the Santa Clara Tourism Improvement District and the Levy of Assessments on Affected Lodging Businesses

Recommendation: Open public testimony to allow members of the public to provide comments on the formation of the Santa Clara Tourism Improvement District and the levy of assessments on affected lodging businesses.

Mayor Gillmor opened the Public Meeting.

No members of the Public requested to speak on this item.

The Public Meeting has been noticed for May 25, 2021.

A motion was made by Councilmember Becker, seconded by Councilmember Jain, to close the Public Meeting.

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

7. [21-578](#) Consideration of Silicon Valley Power Quarterly Strategic Plan Update (Continued from April 6, 2021)

Recommendation: Note and file the Silicon Valley Power Quarterly Strategic Plan Update.

Chief Electric Utility Officer Pineda gave a PowerPoint Presentation on the Silicon Valley Power Quarterly Update.

Council comments and questions followed.

Chief Electric Utility Officer Pineda addressed **Council** comments and questions.

Public Speaker(s): Lance Saleme

Chief Electric Utility Officer Pineda addressed public comments and questions.

A motion was made by Councilmember Hardy, seconded by Councilmember Jain, to note and file the Silicon Valley Power Quarterly Strategic Plan Update.

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

9. [21-563](#) Action on a Written Petition submitted by Kirk Vartan Requesting Elected City Councilmembers be Required to Turn on Video during Virtual Council Meetings

Recommendation: Staff makes no recommendation.

Kirk Vartan noted his Written Petition requesting Councilmembers and Commission members have their video on during Council meetings, Committee Meetings, and Commission Meetings.

Council comments and questions followed.

Public Speaker(s): Susan Hinton (e-Comment)
Carol (E-Mail)
Bob O'Keefe

City Clerk Haggag requested clarification of noticing requirements regarding Public Officials addresses be noted on the agenda if attending remotely.

City Attorney Doyle noted the Brown Act requirement to list the address of the Public Official on the agenda and at the start of the COVID-19 Pandemic, Governor Newsom suspended the address listing requirement until the Shelter-in-Place order is lifted.

Public Speaker(s): Lance Saleme
Jean
Edward Strine

A motion was made by Councilmember Watanabe, seconded by Mayor Gillmor, to agendize this Written Petition to a future agenda.

Aye: 2 - Councilmember Watanabe, and Mayor Gillmor

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

Motion Fails.

8. [21-579](#) Discussion on Consideration of the Sale of the Loyalton Ranch Property (Continued from April 6, 2021)

Recommendation: Staff has no recommendation and is seeking Council direction.

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to defer this item to the beginning of the May 4, 2021 Council and Authorities Concurrent meeting.

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

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

None.

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

None.

[21-551](#) Update on City Council and Stadium Authority Staff Referrals

[21-535](#) Tentative Meeting Agenda Calendar (TMAC)

ADJOURNMENT

The meeting was adjourned at 11:42 PM in memory of **Lucille O'Dea Ratermann (Mother of Andy Ratermann, Boardmember of Santa Clara Unified School District), Joel Zuzzman (Long-Term Santa Clara Resident), Chih Chin Sun Chu (Mother of Kansan Chu, Former California State Assemblymember for District 25).**

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

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

[21-638](#) Adjournment of the April 20, 2021 City Council Meeting Post Meeting Material

The next regular scheduled meeting is on Tuesday evening, May 4, 2021 in the City Hall Council Chambers.

MEETING DISCLOSURES

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

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

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

LEGEND: City Council (CC); Stadium Authority (SA); Sports and Open Space Authority (SOSA); Housing Authority (HA); Successor Agency to the City of Santa Clara Redevelopment Agency (SARDA)

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

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

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.