



# City of Santa Clara

## Joint Meeting Minutes

### Council and Authorities Concurrent and Stadium Authority Meeting

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02/22/2022

4:00 PM

Virtual Meeting  
4:00 PM Closed Session  
7:00 PM Open Session

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Pursuant to California Government Code Section 54953(e) and City of Santa Clara Resolution 22-9051, the City Council meeting will be held by teleconference only. No physical location will be available for this meeting; however, the City of Santa Clara 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
  
  - o Phone: 1(669) 900-6833
- Via the City's eComment (now available during the meeting)
- Via email to [PublicComment@santaclaraca.gov](mailto:PublicComment@santaclaraca.gov)

As always, the public may view the meetings on [SantaClaraCA.gov](http://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.

#### **4:00 PM CLOSED SESSION**

#### **Call to Order**

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

#### **Roll Call**

- Present:** 5 - Council/Boardmember Kathy Watanabe, Council/Boardmember Raj Chahal, Council/Boardmember Kevin Park, Council/Boardmember Anthony Becker, and Mayor/Chair Lisa M. Gillmor
- Excused:** 2 - Council/Boardmember Karen Hardy and Vice Mayor /Chair Suds Jain

**A motion was made by Council/Boardmember Chahal, seconded by Council/Boardmember Park, to excuse Council/Boardmember Hardy and Council/Boardmember Chahal from the meeting.**

**Aye:** 5 - Council/Boardmember Watanabe, Council/Boardmember Chahal, Council/Boardmember Park, Council/Boardmember Becker, and Mayor/Chair Gillmor

**Absent:** 2 - Council/Boardmember Hardy, and Vice Mayor/Chair Jain

### Public Comment

**None.**

- 1.A**     [22-222](#)     Conference with Legal Counsel-Existing Litigation (CC)  
Pursuant to Gov. Code § 54956.9(d)(1)  
Michael Sahakian v. Cody Diller, et al., United States District Court,  
Northern District of California, Case No. 5:21-cv-02105
- 1.B**     [22-235](#)     Conference with Legal Counsel-Existing Litigation (CC, SARDA)  
Pursuant to Gov. Code § 54956.9(d)(1)  
County of Santa Clara, et al., v. City of San Jose, et al.  
Santa Clara County Superior Court Master Case Number (consolidated)  
105CV046005
- 1.C**     [22-240](#)     Conference with Legal Counsel-Anticipated Litigation (CC)  
Pursuant to Gov. Code § 54956.9(d)(2) - Exposure to litigation  
Number of potential cases: 1  
Facts and Circumstances: Pursuant to Gov. Code § 54956.9(e)(1) - Not  
disclosed on agenda
- 1.D**     [22-252](#)     Conference with Real Property Negotiators  
Pursuant to Gov. Code § 54956.8  
Property: APN: 104-49-009; 097-01-073  
City/Authority Negotiator: Deanna J. Santana, City Manager/Executive  
Director (or designee)  
Negotiating Parties: Related California and Regional Water Quality Control  
Board  
Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property  
(provisions, price and terms of payment)

### Convene to Closed Session

**Council/Board** convened to Closed Session at 4:05 PM  
and reconvened the regular meeting at 7:01 PM.

### 7:00 PM JOINT COUNCIL AND STADIUM AUTHORITY MEETING

## Pledge of Allegiance and Statement of Values

**Council/Board** recited the Pledge of Allegiance.

**Council/Boardmember Chahal** recited the Statement of Values.

**Assistant City Clerk/Secretary Pimentel** recited the AB 23 Announcement and Statement of Behavioral Standards. **Assistant City Clerk/Secretary Pimentel** also noted that any registered Lobbyist speaking at today's meeting would need to identify themselves and whom they represent.

## REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

**Chief Assistant City Attorney Reuter** reported there was no reportable action taken in Closed Session.

## CONTINUANCES/EXCEPTIONS/RECONSIDERATIONS

**Mayor Gillmor** moved Public Presentation to be heard prior to the Consent Calendar.

**Councilmember Becker** requested Item #8 be heard after the Consent Calendar.

## SPECIAL ORDER OF BUSINESS

- 2.A     [22-248](#)     Recruitment Process for City Attorney - Consultation with Executive Recruiter Valerie Phillips of Bob Murray and Associates - Information Only
- Valerie Phillips (Bob Murray Associates)** gave a PowerPoint presentation on the City Attorney recruitment.

**2.B**      [22-297](#)      Verbal Report from City Manager regarding COVID-19 Pandemic

**Chief Emergency Services Coordinator Schoenthal** gave a Powerpoint presentation on the COVID-19 Pandemic:

- City Hall and other facilities reopened on February 14, 2022;
- Central Park Library reopened on February 7, 2022;
- Libraries to expand library services safely;
- Santa Clara County in-door mask mandate continues;
- Seven-day Covid positively rate would need be at 150 positive cases a day for a week for the Santa Clara County to consider removing the in-door mask mandate; and
- 90.1% of residents 5 years old and over have completed vaccinations.

**Council** comments and questions followed.

**Chief Emergency Services Coordinator Schoenthal** addressed **Council** questions.

**2.C**      [22-298](#)      Verbal Report Update from City Manager Regarding the Local Drought Emergency

**Chief Emergency Services Officer Schoenthal** gave a PowerPoint presentation on the Local Drought Emergency.

**Council** comments and questions followed.

**Chief Emergency Services Officer Schoenthal** addressed **Council** questions.

**Public Speaker(s):** Mark Kelsey (eComments)

**City Manager Santana** addressed public comments.

## **PUBLIC PRESENTATIONS**

**Jose Luis** noted that public speakers will be calling in regarding SWA and would need spanish translation.

**Araceli Rueda** requested Council to end the contract with SWA and contract with a responsible contractor.

**Skip Pearson** expressed comments regarding the Downtown Task Force recommendation on a new Downtown.

**Renee Amador translated for Ms. Lucatero** whom expressed comments of concern regarding SWA employment practices.

**Renee Amador** requested **Council** find a contractor that will treat their employees well.

**Carmen Sandoval (City Manager Santana translated her comments)** request the Council to look at SWA and require contractors uphold responsible contracting.

**Sanjay** expressed comments of concern regarding janitorial services contract with SWA and requests the City be clear in the RFP that only responsible contractors are bidding.

**Juan** expressed comments of concern regarding SWA and their lack of benefits for janitorial staff.

**Mac Young** requested the City end current contract with SWA and requesting future contract have better pay for janitorial staff.

[22-533](#)

Public Presentations Post Meeting Material

## **CONSENT CALENDAR**

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

**Aye:** 5 - Council/Boardmember Watanabe, Council/Boardmember Chahal, Council/Boardmember Park, Council/Boardmember Becker, and Mayor/Chair Gillmor

**Excused:** 2 - Council/Boarmember Hardy and Vice Mayor/Chair Jain

3.A [22-1752](#) Action on August 17, 2021 Council and Authorities Concurrent Meeting Minutes

**Recommendation:** Approve the Meeting Minutes of:  
August 17, 2021 Council and Authorities Concurrent Meeting.

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

3.B [22-12](#) Board, Commissions and Committee Minutes

**Recommendation:** Note and file the Minutes of:  
Parks & Recreation Commission - November 16, 2021  
Planning Commission - January 10, 2022  
Historical and Landmarks Commission - June 3, 2021  
Historical and Landmarks Commission - July 1, 2021  
Historical and Landmarks Commission - September 2, 2021  
Historical and Landmarks Commission - October 7, 2021  
Historical and Landmarks Commission - November 4, 2021  
Senior Advisory Commission - November 22, 2021  
Bicycle and Pedestrian Advisory Committee - October 25, 2021  
Historical and Landmarks Commission - January 6, 2022  
Cultural Commission - January 10, 2022  
Youth Commission - January 11, 2022  
Parks & Recreation Commission - January 18, 2022

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

3.C [22-01](#) Action on Bills and Claims Report (CC, HA, SCSA, SOSA) for the period December 4th, 2021 - December 31st, 2021

**Recommendation:** Approve the list of Bills and Claims for December 4, 2021 - December 31, 2021.

**A motion was made by Council/Board/Authority/Commissioner member Becker, seconded by Council/Board/Authority/Commissioner member Chahal, to approve staff recommendation.**

3.D [22-93](#) Action on the Federal and State Income Tax Exempt Reporting for Fiscal Year 2020/2021

**Recommendation:** Authorize the Executive Director, or her designee, to file the 2020 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 Becker, seconded by Councilmember Chahal, to approve staff recommendation.**

- 3.E [22-92](#) Action on the Adoption of a Resolution Accepting the AB1600 Report on Development Impact Fees for Fiscal Year Ended June 30, 2021

**Recommendation:** Adopt a Resolution accepting the status report on the receipt and use of AB1600 Development Impact Fees during fiscal year ending June 30, 2021.

**A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to adopt Resolution No. 22-9052 accepting the status report on the receipt and use of AB1600 Development Impact Fees during fiscal year ending June 30, 2021.**

- 3.F [22-1666](#) Approval of the Annual Investment Policy Statement for the City of Santa Clara, its Agencies and Corporations

**Recommendation:**

Approve the Investment Policy for the City of Santa Clara, its agencies and corporations.

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

- 3.G [22-1520](#) Action on a Budget Amendment funded by Fiscal Year 2021/22 Transportation Development Act Funds for the LED Traffic Signal & Safety Light Replacements Project

**Recommendation:** 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 a FY 2021/22 budget amendment in the Streets and Highways Capital Fund to recognize grant revenue in the amount of \$485,000 and increase the LED Traffic Signal & Safety Light Replacements Project by \$485,000 (**five affirmative Council votes required to appropriate additional revenue**).

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

**3.H**     [22-147](#)     Delegation of Authority to the City Manager to Negotiate and Execute Various Agreements for Silicon Valley Power (SVP) for the Purchase of Supplies and Services Following Competitive Processes with the following vendors:

1. Bay Valve Service and Engineering, LLC for valve Inspection, maintenance, and repair services;
2. Associated Power Solutions for battery maintenance services;
3. Electrical Maintenance Consultants, Brush Americas, and Mitsubishi Powers Americas, Inc. for generator maintenance services;
4. Axis Mechanical Group, HPI, LLC., and Mitsubishi Power Americas, Inc. for Technical Field Advisor services;
5. Puretech and Evoqua Water Technologies LLC to provide portable mixed bed and anion demineralized bottle rental and exchange services;
6. Burns and McDonnell Engineering Company, Inc.; Electrical Consultants, Inc.; HDR Engineering, Inc.; Leidos Engineering, LLC; Power-Tech Engineers, Inc.; SEL Engineering Services, Inc.; Soudi Consultants, Inc.; TRC Solutions, Inc.; and Worley Group, Inc. doing business as Advisian to provide electric utility engineering services for electric protection, communications, and control;
7. BSI Services and Solutions, Inc. and ESCI, Inc. to provide Environmental Health and Safety consulting and training services;
8. TR International Trading Company for salt delivery services;
9. Pacific Star Chemical dba Northstar Chemical for delivery of bulk sulfuric acid; and
10. Univar for delivery of bulk chemicals

- Recommendation:**
1. Authorize the City Manager to negotiate and execute an agreement for valve Inspection, maintenance, and repair services with Bay Valve Service and Engineering, LLC in an amount not to exceed \$1,500,000 for an initial three-year term with two one-year options to renew;
  2. Authorize the City Manager to negotiate and execute an agreement for battery maintenance services with Associated Power Solutions in an amount not to exceed \$1,500,000 for an initial five-year initial term with up to five one-year options to renew;
  3. Authorize the City Manager to negotiate and execute agreements for generator maintenance services in an aggregate amount not to exceed \$3,000,000 for an initial five-year term with up to five one-year options to renew with:
    - a. Electrical Maintenance Consultants
    - b. Brush Americas
    - c. Mitsubishi Powers Americas, Inc.;
  4. Authorize the City Manager to negotiate and execute agreements for Technical Field Advisor (TFA) services in an aggregate amount not to exceed \$1,050,000 for an initial five-year term with up to five one-year options to renew with:
    - a. Axis Mechanical Group

- b. HPI, LLC
- c. Mitsubishi Powers Americas, Inc.;
- 5. Authorize the City Manager to negotiate and execute agreements to provide portable mixed bed and anion demineralized bottle rental and exchange services in an aggregate amount not to exceed \$650,000 for an initial five-year term with up to five one-year options to renew with:
  - a. Puretech
  - b. Evoqua Water Technologies LLC;
- 6. Authorize the City Manager to negotiate and execute agreements to provide electric utility engineering services for electric protection, communications, and control in an aggregate amount not to exceed \$20,000,000 (four million dollars per year shared among nine engineering firms based on project assignment) for an initial five-year term with up to five one-year options to renew with:
  - a. Burns and McDonnell Engineering Company, Inc.
  - b. Electrical Consultants, Inc.
  - c. HDR Engineering, Inc.
  - d. Leidos Engineering, LLC
  - e. Power-Tech Engineers, Inc.
  - f. SEL Engineering Services, Inc.
  - g. Soudi Consultants, Inc.
  - h. TRC Solutions, Inc.
  - i. Worley Group, Inc., doing business as Advisian;
- 7. Authorize the City Manager to negotiate and execute agreements to provide Environmental Health and Safety (EH&S) consulting and training services in an aggregate amount not to exceed \$1,100,000 for an initial five-year term with up to five one-year options to renew with:
  - a. BSI Services and Solutions, Inc.
  - b. ESCI, Inc.;
- 8. Authorize the City Manager to negotiate and execute an agreement for salt delivery services with TR International Trading Company in an amount not to exceed \$300,000 for an initial five-year term with five one-year options to renew;
- 9. Authorize the City Manager to negotiate and execute an agreement for delivery of bulk sulfuric acid with Pacific Star Chemical doing business as Northstar Chemical in an amount not to exceed \$300,000 for an initial five-year term with five one-year options to renew;
- 10. Authorize a Purchase Orders with Univar Solutions in an amount not to exceed \$200,000 for delivery of bulk chemicals until such time as the City can enter into an agreement through Bay Area Chemical Consortium; and
- 11. Authorize the City Manager to execute amendments to increase maximum compensation during the term of the agreements if the demand for services exceeds maximum compensation, subject to the appropriation of funds.

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

- 3.I [22-1769](#) Action on Award of Contract for the Harris Lass Museum Repairs Project and Related Budget Amendment

**Recommendation:**

1. Award the Public Works Contract for the Harris Lass Museum Repairs Project (CE 21-22-05) to the lowest responsive and responsible bidder, S & H Construction; Inc. in the amount of \$378,600 and authorize the City Manager to execute any and all documents associated with, and necessary for the award, completion and acceptance of this project;
2. Authorize the City Manager to execute change orders up to approximately 15 percent of the original contract price, or \$56,790, for a total not to exceed amount of \$435,390; and
3. 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 FY 2021/22 budget amendment in the Public Buildings Capital Fund to recognize grant revenue in the amount of \$100,000 and increase the Repair to Historic Buildings project budget in the amount of \$100,000 (**five affirmative Council votes required to appropriate additional revenue**).

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

- 3.J [22-94](#) Action on the Award of Contract to BrightView Landscape Services, Inc. for Landscaping Services for Eight (8) Lawrence Station Area Plan Parks

**Recommendation:**

1. Authorize the City Manager to execute a contract (executed purchase order) with BrightView Landscaping Services for landscaping services at the Lawrence Station Area Plan Parks for an initial one-year term, with a maximum compensation not-to exceed \$128,225.90 and subject to the appropriation of funds; and
2. Authorize the City Manager to exercise up to four one-year options to extend the term of the purchase and subject to the appropriation of funds.

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

- 3.K [22-1696](#) Action on Award of Purchase Order with Alfaro Communications Construction for the Intelligent Transportation System Project 1 and Traffic Signal Enhancements Project

**Recommendation:**

1. Authorize the City Manager to execute a purchase order with Alfaro Communications Construction, Inc. to provide services for various traffic signal upgrades for an initial one-year term, with a maximum compensation not-to-exceed \$638,000; and
2. Authorize the City Manager to execute one one-year option to extend the term of the purchase order and amend not-to-exceed amounts after initial term and subject to the appropriation of funds.

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

- 3.L [22-1758](#) Action on Award of Purchase Orders with One Day Installation & Repairs Inc. and Tucker Construction, Inc. for Citywide As-Needed Repair Services

**Recommendation:**

1. Authorize the City Manager to execute Purchase Orders with Tucker Construction, Inc. and One Day Installation and Repairs, Inc. for citywide as-needed repair services for an initial one-year term, with maximum compensation not-to-exceed an aggregate amount of \$115,000, subject to the appropriation of funds; and
2. Authorize the City Manager to exercise up to four one-year options to extend the term of the purchase orders, subject to the appropriation of funds.

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

- 3.M [22-1745](#) Action on an Agreement with Kimley-Horn and Associates, Inc. for Design Professional Services for the Intelligent Transportation Systems Project 2

**Recommendation:**

1. Approve and authorize the City Manager to execute an agreement for Design Professional Services with Kimley-Horn and Associates, Inc. for the Intelligent Transportation Systems Project 2 in the amount not-to-exceed \$148,000; and
2. Authorize the City Manager to make minor modifications to the agreement if needed.

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

- 3.N [22-72](#) Actions to Adopt a Mitigated Negative Declaration, a Mitigation Monitoring and Reporting Program and Billboard Relocation Agreement with Outfront Media LLC to allow the installation of a new single-sided LED digital billboard at 630 Laurelwood Road; and to Waive First Reading and Introduce an Ordinance to Amend Section 18.80.210 of the Zoning Code to Increase The Permissible Height Of Digital Billboards

- Recommendation:**
1. Adopt a resolution approving the Initial Study (IS)/Mitigated Negative Declaration (MND) prepared for this project and the Mitigation Monitoring and Reporting Program (MMRP);
  2. Waive First Reading and Introduce an Ordinance to Amend Section 18.80.210 of the Zoning Code to allow for increased sign height in conjunction with a Billboard Relocation Agreement; and
  3. Approve the Billboard Relocation Agreement.

**Public Speaker(s):** Susan Hinton (eComment)

**A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to 1) adopt Resolution No. 22-9053 approving the Initial Study (IS)/Mitigated Negative Declaration (MND) prepared for this project and the Mitigation Monitoring and Reporting Program (MMRP); 2) waive first reading and Introduce Ordinance No. 2041 amending Section 18.80.210 of the Zoning Code to allow for increased sign height in conjunction with a Billboard Relocation Agreement; and 3) approve the Billboard Relocation Agreement.**

- 3.O [22-177](#) Action on Adoption of a Resolution Declaring Weeds a Public Nuisance; Approval of the Amended and Restated Agreement between Santa Clara County and the City of Santa Clara for Weed Abatement Services; and Setting March 22, 2022 for Public Hearing

- Recommendation:**
1. Adopt a Resolution Declaring Weeds a Nuisance;
  2. Approve the Amended and Restated Agreement Between The County of Santa Clara and The City of Santa Clara for Weed Abatement Services; and
  3. Set March 22, 2022 as the date for the required Public Hearing on the Notice to Destroy Weeds.

**A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to 1) adopt Resolution No.22-9054 Declaring Weeds a Nuisance; 2) Approve the Amended and Restated Agreement Between the County of Santa Clara and the City of Santa Clara for Weed Abatement Services; and 3) Set March 22, 2022 as the date for the required Public Hearing on the Notice to Destroy Weeds.**

- 3.P [22-185](#) Adopt a Resolution Authorizing the Submittal of Application(s) for All the California Department of Resources Recycling and Recovery (CalRecycle) Grants and Payment Programs for Which the City of Santa Clara is Eligible

**Recommendation:** 1. Adopt a Resolution authorizing the submittal of application(s) for all the California Department of Resources Recycling and Recovery (CalRecycle) grants and payment programs for which the City of Santa Clara is eligible.

**A motion was made by Councilmember Becker, seconded by Councilmember Chahal, to adopt Resolution No. 22-9055 authorizing the submittal of application(s) for all the California Department of Resources Recycling and Recovery (CalRecycle) grants and payment programs for which the City of Santa Clara is eligible.**

- 3.Q [22-197](#) Action on the Parks & Recreation Commission's Recommendation to Approve the Schematic Design-Master Plan for the New Public Neighborhood Park located at 3905 Freedom Circle (Greystar Development)

**Recommendation:** That Council approve the Schematic Design-Master Plan for the New Public Neighborhood Park to be located at 3905 Freedom Circle.

**Public Speaker(s):** Susan Hinton (eComment)

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

#### **SANTA CLARA STADIUM AUTHORITY CONSENT CALENDAR**

- 4.A [22-10](#) Informational Report on Dates and Purpose of Stadium Authority and Stadium Manager Meetings and Corresponding Minutes for the Period of July 1 to September 30, 2021

**Recommendation:** Note and file the quarterly report on Stadium Authority and Stadium Manager meetings and corresponding minutes for the period of July 1 to September 30, 2021.

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

- 4.B Action on Request submitted by the Stadium Manager to Execute Agreement with Bonfire Interactive Ltd. for eSourcing Platform Subscription Services and Award Purchase Order to Arata Equipment Company for Arata Compactor Replacement Parts and Repairs

1. [22-144](#) Request from the Stadium Manager to Execute Agreement with Bonfire Interactive Ltd. for eSourcing Platform Subscription Services and Award Purchase Order to Arata Equipment Company for Arata Compactor Replacement Parts and Repairs
2. [22-145](#) Report from the Stadium Authority Regarding Stadium Manager's Request to Execute Agreement with Bonfire Interactive Ltd. for eSourcing Platform Subscription Services and Award Purchase Order to Arata Equipment Company for Arata Compactor Replacement Parts and Repairs

**Recommendation:**

1. Approve the Stadium Manager's request to execute an agreement with Bonfire Interactive Ltd. for eSourcing platform subscription services, in the amount of \$39,000 over a three-year term, subject to budget appropriations for every fiscal 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 to award a purchase order to Arata Equipment Company for Arata compactor replacement parts and repairs in the amount of \$4,093, 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 Becker, seconded by Boardmember Chahal, to approve staff recommendation.**

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

8. [22-326](#) Action on a Written Petition (Council Policy 030) Submitted by Ana Vargas-Smith Requesting to Place an Agenda Item at a Future Council Meeting to Request from Council Monetary Assistance to Cover the Costs of City Services in support of Santa Clara Parade of Champions for a minimum amount of \$65,000, and an additional \$950 to Cover the Cost of SCUSD Facilitron Parking Fees

**Recommendation:** Staff makes no recommendation.

**Ana Vargas-Smith** (Written Petitioner) requested Council agendize the consideration of funds to help with the 2022 Parade of Champions.

**Council** questions followed.

**Ana Vargas-Smith** addressed **Council** questions.

**Public Speaker(s):** Mike Walke

**A motion was made by Councilmember Becker, seconded by Councilmember Park, to agendize this Written Petition to a future Council & Authorities Concurrent Meeting.**

**Aye:** 5 - Councilmember Watanabe, Councilmember Chahal, Councilmember Park, Councilmember Becker, and Mayor Gillmor

**Excused:** 2 - Councilmember Hardy, and Vice Mayor Jain

**CONSENT ITEMS PULLED FOR DISCUSSION**

None.

**PUBLIC HEARING/GENERAL BUSINESS**

5. [22-78](#) Adopt a Resolution Calling and Giving Notice of a Special Municipal Election to be Held on Tuesday, June 7, 2022 for a Vote on One Ballot Measure that, if Passed, Would Amend Sections 600, 700.1, and 700.2 of the Santa Clara City Charter; Requesting the Consolidation of the Special Municipal Election with the Statewide Direct Primary Election to be Held in Santa Clara County on June 7, 2022; Directing the City Attorney to Prepare the Impartial Analysis; and Setting Priorities for Ballot Arguments

**Recommendation:** The City Council select one of the following options:

1. Adopt Resolution A calling and giving notice of a Special Municipal Election to be held on Tuesday, June 7, 2022, for a vote on one ballot measure that, if passed, would amend Sections 600, 700.1, and 700.2 of the Santa Clara City Charter; Requesting the consolidation of the Special Municipal Election with the Statewide Direct Primary Election to be held in Santa Clara County on June 7, 2022; directing the City Attorney to prepare the impartial analysis; and setting priorities for ballot arguments; OR
2. Adopt Resolution B calling and giving notice of a Special Municipal Election to be held on Tuesday, June 7, 2022, for a vote on one ballot measure that, if passed, would amend Sections 600, 700.1, and 700.2 of the Santa Clara City Charter; Requesting the consolidation of the Special Municipal Election with the Statewide Direct Primary Election to be held in Santa Clara County on June 7, 2022; directing the City Attorney to prepare the impartial analysis; and setting priorities for ballot arguments.

**City Clerk Haggag** gave a verbal presentation.

**Council** comments and questions followed.

**City Clerk Haggag, Assistant City Attorney Klotz, and Chief Assistant City Attorney Reuter** addressed **Council** questions.

**Public Speaker(s):** Susan Hinton (e-Comment)

**A motion was made by Councilmember Park, seconded by Councilmember Chahal, to approve Recommendation A: adopt Resolution No. 22-9056 calling and giving notice of a Special Municipal Election to be held on Tuesday, June 7, 2022, for a vote on one ballot measure that, if passed, would amend Sections 600, 700.1, and 700.2 of the Santa Clara City Charter; Requesting the consolidation of the Special Municipal Election with the Statewide**

**Direct Primary Election to be held in Santa Clara County on June 7, 2022; directing the Office of the City Attorney to prepare the impartial analysis; and setting priorities for ballot arguments.**

**Aye:** 4 - Councilmember Chahal, Councilmember Park, Councilmember Becker, and Mayor Gillmor

**Nay:** 1 - Councilmember Watanabe

**Excused:** 2 - Councilmember Hardy and Vice Mayor Jain

**City Clerk Haggag** and **City Manager Santana** gave a verbal report on the next steps.

**Councilmember Chahal, Councilmember Becker** and **Councilmember Park** volunteered to draft argument in favor.

**City Clerk Haggag** and **Chief Assistant Attorney Reuter** addressed **Council** questions.

**Mayor Gillmor** called for a recess at 8:32 PM and reconvened the meeting at 8:40 PM.

**SANTA CLARA STADIUM AUTHORITY GENERAL BUSINESS**

7. [22-264](#) Presentation and Potential Action on Levi's Stadium Marketing Plan Assessments

**Recommendation:** 1. Note and file the Levi's Stadium Marketing Plan Assessments by Stone Planning and The Rooney Sports & Entertainment Group; and  
2. If the Board desires to have the Draft 2022 Marketing Plan updated to incorporate the assessment feedback, provide direction to the Stadium Manager on requested updates and to submit the revised Draft 2022 Marketing Plan for Board action at the March 15 or March 22, 2022 meeting.

**Executive Director Santana** introduced David Stone and Josh Rooney.

**David Stone (Stone Planning LLC) and Josh Rooney (Rooney Sports & Entertainment Group)** gave a Powerpoint presentation.

**Board** questions and comments followed.

**Executive Director Santana, David Stone, and Josh Rooney** addressed **Board** questions.

**Board** comments and questions followed.

A motion was made by **Boardmember Park**, seconded by **Boardmember Becker**, to note and file the Levi's Stadium Marketing Plan Assessments by Stone Planning and The Rooney Sports & Entertainment Group.

**David Stone** and **Josh Rooney** addressed **Board** questions.

**Boardmember Watanabe** requested a substitute motion, seconded by **Chair Gillmor** to (1) note and file the Levi's Stadium Marketing Plan Assessments by Stone Planning and The Rooney Sports & Entertainment Group; and (2) if the Board desires to have the Draft 2022 Marketing Plan updated to incorporate the assessment feedback, provide direction to the Stadium Manager on requested updates and to submit the revised Draft 2022 Marketing Plan for Board action at the March 15 or March 22, 2022 meeting.

**Board** comments followed.

**Executive Director Santana** and **Josh Rooney** addressed **Board** comments.

The substitute motion was dropped and **Boardmember Park** updated his original motion to:

**A motion was made by Boardmember Park, seconded by Boardmember Becker, to (1) note and file the Levi's Stadium Marketing Plan Assessments b Stone Planning and The Rooney Sports & Entertainment Group; and (2) refer marketing plan to the Stadium Manager for response, have consultants accessible to the Stadium Manager, and to return back with updated marketing plan.**

**Aye:** 5 - Councilmember Watanabe, Councilmember Chahal, Councilmember Park, Councilmember Becker, and Mayor Gillmor

**Excused:** 2 - Councilmember Hardy, and Vice Mayor Jain

6. [22-104](#) Discussion and Action on Councilmember Hardy's Request to Consider a Resolution to Support the Bid to FIFA for the 2026 World Cup and Related Events

**Recommendation:** Staff makes no recommendation.

**Mayor Gillmor** called for a recess at 10:26 PM and reconvened the at meeting at 10:30 PM to allow **Councilmember Hardy** to connect to the meeting.

**Councilmember Hardy** joined the meeting at 10:30 PM.

**City Manager Santana** and **Chief Assistant City Attorney Reuter** gave a Powerpoint presentation.

**Councilmember Hardy** gave a verbal report on the request for a resolution in support to bid to FIFA for the 2026 World Cup.

**Council** comments and questions followed.

A motion was made by **Councilmember Becker**, seconded by **Councilmember Hardy**, to adopt the draft resolution in support of the FIFA event in 2026 with Measure J attached for reference.

**City Manager Santana** addressed **Council** questions.

**City Clerk Haggag** expressed comments regarding potential violation of the Lobbyist Ordinance.

**Public Speaker(s):** Harbir Bhatia  
Bob O'Keefe  
Edward Strine  
Susan Hinton (eComment)  
Snehal Adodra (E-Mail)  
Gunwant Bhatia (E-Mail)

**A motion was made by Councilmember Becker, seconded by Councilmember Hardy, to adopt the draft resolution in support of the FIFA event in 2026 with Measure J attached for reference.**

**Aye:** 6 - Councilmember Watanabe, Councilmember Chahal, Councilmember Hardy, Councilmember Park, Councilmember Becker, and Mayor Gillmor

**Excused:** 1 - Vice Mayor Jain

### **REPORTS OF MEMBERS AND SPECIAL COMMITTEES**

None.

### **CITY MANAGER/EXECUTIVE DIRECTOR REPORT**

None.

[22-318](#)

Update on City Council and Stadium Authority Staff Referrals

[22-342](#)

Adjournment of the February 22, 2022 City Council and Stadium Authority Meeting Post Meeting Material

### **ADJOURNMENT**

The meeting was adjourned at 11:28 PM in memory of **Jean Kirby (Santa Clara Resident and Former Great America Theme Park and North Valley Baptist School employee), Morgan Chaloux (Santa Clara Resident), and Gerri K. Gamma (Santa Clara Resident and former City of Santa Clara Cultural Commission member).**

**A motion was made by Councilmember Chahal, seconded by Councilmember Park, to adjourn the meeting.**

**Aye:** 5 - Council/Boardmember Watanabe, Council/Boardmember Chahal, Council/Boardmember Park, Council/Boardmember Becker, and Mayor/Chair Gillmor

**Excused:** 2 - Council/Boardmember Hardy, and Vice Mayor/Chair Jain

**The next special scheduled meeting is on Tuesday, March 1, 2022.**

## MEETING DISCLOSURES

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

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

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

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

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

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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.