



City of Santa Clara

Meeting Minutes of the Joint City Council and Authorities Concurrent & Santa Clara Stadium Authority Board



09/10/2024

5:00 PM

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

Councilmember Chahal will be participating remotely under the Provisions of AB 2449 Emergency Circumstance

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

- Via Zoom:
 - o <https://santaclaraca.zoom.us/j/99706759306>
 - Meeting ID: 997-0675-9306
 - o Phone 1(669) 900-6833

How to Submit Written Public Comment Before City Council Meeting:

1. Use the eComment tab located on the City Council Agenda page <https://santaclaraca.legistar.com/Calendar.aspx>). eComments are directly sent to the iLegislate application used by City Council and staff, and become part of the public record. eComment closes 15 minutes before the start of a meeting.
2. By email to clerk@santaclaraca.gov by 12 p.m. the day of the meeting. Those emails will be forwarded to the Council and will be uploaded to the City Council Agenda as supplemental meeting material. Emails received after the 12 p.m. cutoff time up through the end of the meeting will form part of the meeting record. Please identify the Agenda Item Number in the subject line of your email. **NOTE:** Please note eComments and Emails received as public comment **will not** be read aloud during the meeting.

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Closed Session - 5:00 PM | Regular Meeting - 7:00 PM

5:00 PM CLOSED SESSION

Call to Order in the Council Chambers

Mayor/Chair Gillmor called the Closed Session to order at 5:06 PM.

Confirmation of Quorum

Assistant City Clerk Pimentel confirmed a quorum. She also noted that **Councilmember Chahal** is absent and will join the meeting after the closed session.

- 1.A** [24-881](#) Conference with Legal Counsel-Existing Litigation (CC)
Pursuant to Gov. Code § 54956.9(d)(1)

Townsend, Joseph v. City of Santa Clara, Workers Compensation Appeals
Board Case Number ADJ15468556

1.B [24-852](#) Conference with Real Property Negotiators (CC) - Easements for the 115kV Project

Pursuant to Gov. Code § 54956.8

Property: See APNs and Addresses Listed Below

City Negotiator: Jovan D. Grogan, City Manager (or designee)

Negotiating Parties: City and Property Owners Listed Below

Under Negotiation: Purchase of Real Property (price and terms of payment):

APN	Address	Owner's name
097-08-114	4090 Network Cl	Oracle America Inc
097-08-058	4220 Network Cl	
104-38-007	1515 Wyatt Dr	KOLL/ INTEREAL BAY AREA
104-38-014	1500 Wyatt Dr	
104-14-160	No Situs	Reed and Graham Inc
104-14-164	3750 Bassett St	2MJ Miller Family LP
104-14-132	3720 Bassett St	
104-14-118	3730 Bassett St	Moriel Real Estate LLC
104-14-144	3670 Bassett St	Charles Avenue Associates
104-14-111	3610 Bassett St 1	San Tomas Investment Corp
104-15-131	3550 Bassett St	Hgit Bassett Campus LP
104-15-132	3540 Bassett St	
104-15-133	3530 Bassett St	
104-15-134	3520 Bassett St	
104-15-128	3508 Bassett St	
104-15-105	3500 Bassett St	PDM Steel Service Centers INC
104-51-001	3400 Bassett St	3400 Bassett LLC
101-11-003	3205 Bassett St	Basset California LLC
101-11-004	891 Laurelwood Rd	891 Laurelwood LLC
224-36-039	881 Duane Ave	Storage Equities INC

- 1.C** [24-854](#) Conference with Real Property Negotiators
Pursuant to Gov. Code § 54956.8
- Property: 2900-2930 Lafayette Street, Santa Clara CA 95054 (APN 224-08-109)
- City Negotiator: Jovan D. Grogan, City Manager (or designee)
- Negotiating Parties: City of Santa Clara (Buyer) and Dollinger-Lafayette Associates, a California General Partnership (Seller)
- Under Negotiation: Purchase of Real Property (price and terms of payment)

Public Comment

Public Comment: Satish Chandra

Convene to Closed Session (Council Conference Room)

Mayor Gillmor adjourned into Closed Session at 5:10 PM.

City Attorney Googins noted that **Councilmember Watanabe** will abstain herself from Item 1.B regarding easements for the 115kV Project due to conflict of interest of owning property within 1000 feet of subject property.

7:00 PM JOINT CITY COUNCIL/STADIUM AUTHORITY BOARD MEETING

Call to Order in the Council Chambers

Mayor/Chair Gillmor called the regular meeting to order at 7:00 PM.

Pledge of Allegiance and Statement of Values

Council/Board recited the Pledge of Allegiance.

Council/Boardmember Park recited the Statement of Values.

Roll Call

Assistant City Clerk/Secretary Pimentel noted that **Council/Boardmember Chahal** is participating remotely pursuant to the Emergency Circumstances provision of AB2449. **Council/Boardmember Chahal** stated that he needs to participate remotely due to taking care of his father.

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

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

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

A motion was made by Vice Mayor/Chair Becker, seconded by Council/Boardmember Hardy to approve Council/Boardmember Chahal's remote participation.

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

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

City Attorney Googins noted that there was no reportable action in Closed Session.

Councilmember Watanabe noted that she abstained herself from Item 1.B regarding easements for the 115kV Project due to conflict of interest of owning property within 1000 feet of subject property.

CONTINUANCES/EXCEPTIONS/RECONSIDERATIONS

None.

SPECIAL ORDER OF BUSINESS

2.A [24-564](#) Proclamation of Hispanic Heritage Month from September 15 - October 15, 2024

Mayor Gillmor, on behalf of the **Council**, proclaimed Hispanic Heritage Month from September 15, 2024 to October 15, 2024.

Dianna Zamorra-Marroquin (Board President, Latina Coalition of Silicon Valley) accepted the proclamation and provided some remarks.

Council comments followed.

2.B [24-608](#) Proclamation of September 21 through September 27, 2024 as United Against Hate Week in Santa Clara.

Mayor Gillmor, on behalf of the **Council**, proclaimed September 21, 2024 to September 27, 2024 as United Against Hate Week.

City Librarian Wong accepted the proclamation and provided some remarks.

CONSENT CALENDAR

Councilmember Hardy abstained from Items 3.H regarding Final Map for Tract No. 10615 at 3077-3155 El Camino Real and 3.I regarding a resolution ordering the vacation of a sanitary sewer and easements at 3077-3457 El Camino Real due to a conflict of interest of owing property within 500 feet of the subject properties.

A motion was made by Vice Mayor/Chair Becker, seconded by Council/Boardmember Jain, to approve the Consent Calendar.

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

3.A [24-16](#) Board, Commissions and Committee Minutes

Recommendation: Note and file the Minutes of:

Cultural Commission - June 3, 2024

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to note and file the minutes of Cultural Commission - June 3, 2024.

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

3.B [24-809](#) Action on City Bills and Claims Report for the period July 20, 2024 - August 9, 2024

Recommendation: Approve the list of Bills and Claims for July 20, 2024 - August 9, 2024.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to approve the list of Bills and Claims for July 20, 2024 - August 9, 2024.

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

3.C [24-806](#) Action on Award of Purchase Orders to Lenco Armored Vehicles for a BearCat Medevac G2, and to Other Vendors for Related Accessories and Services, and Approve the Related Budget Amendments

Recommendation:

1. Authorize the City Manager, or designee, to issue purchase orders to Lenco Armored Vehicles for a BearCat Medevac G2 and to other vendors for related system accessories and services, with a total maximum compensation of \$491,998 inclusive of all taxes and fees, pursuant to the terms of the HGAC cooperative purchase agreement; and
2. Approve the FY 2024/25 budget amendment in the General Fund to increase the Police Department's operating budget in the amount of \$491,998 and decrease the General Fund's Budget Stabilization Reserve in the amount of \$491,998 **(five affirmative Council votes for the use of unused balances)**.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to (1) authorize the City Manager, or designee, to issue purchase orders to Lenco Armored Vehicles for a BearCat Medevac G2 and to other vendors for related system accessories and services, with a total maximum compensation of \$491,998 inclusive of all taxes and fees, pursuant to the terms of the HGAC cooperative purchase agreement; and (2) approve the FY 2024/25 budget amendment in the General Fund to increase the Police Department's operating budget in the amount of \$491,998 and decrease the General Fund's Budget Stabilization Reserve in the amount of \$491,998 (five affirmative Council votes for the use of unused balances).

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

3.D [24-757](#) Action on a Purchase Order with Municipal Maintenance Equipment, Inc. for the Purchase of a Street Sweeper for the Department of Public Works

Recommendation: Approve and authorize the City Manager to execute a purchase order for a total, not-to-exceed the amount, of \$483,000 with Municipal Maintenance Equipment, Inc. for the purchase of a street sweeper for the Department of Public Works, in a final form approved by the City Attorney.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to approve and authorize the City Manager to execute a purchase order for a total, not-to-exceed the amount, of \$483,000 with Municipal Maintenance Equipment, Inc. for the purchase of a street sweeper for the Department of Public Works, in a final form approved by the City Attorney.

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

- 3.E [24-41](#) Action to Authorize the City Manager to Negotiate and Execute an Agreement with dataVoice International for an Electric Outage Management System and Interactive Voice Response System for Silicon Valley Power

Recommendation:

1. Authorize the City Manager or designee to negotiate and execute an agreement with dataVoice International, Inc. (Agreement) for the purchase and implementation of an Outage Management System and Interactive Voice Response System starting on or around September 1, 2024, and ending on July 31, 2026, with a maximum compensation not-to-exceed \$630,316, subject to the appropriation of funds and approval as to form by the City Attorney; and
2. Authorize the City Manager or designee to take any actions as necessary to implement and administer the Agreement and to negotiate and execute amendments to the Agreement to (a) extend the term of the Agreement in alignment with any extensions made by the City of Roseville, not to exceed an additional five years through July 31, 2031, (b) increase the maximum compensation by up to an additional \$519,472 for a total maximum compensation amount not-to-exceed \$1,149,788, and (c) execute future amendments to the Agreement required to meet SVP's system requirements, subject to the compensation limits, appropriation of funds, and approval as to form by the City Attorney.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to (1) authorize the City Manager or designee to negotiate and execute an agreement with dataVoice International, Inc. (Agreement) for the purchase and implementation of an Outage Management System and Interactive Voice Response System starting on or around September 1, 2024, and ending on July 31, 2026, with a maximum compensation not-to-exceed \$630,316, subject to the appropriation of funds and approval as to form by the City Attorney; and (2) authorize the City Manager or designee to take any actions as necessary to implement and administer the Agreement and to negotiate and execute amendments to the Agreement to (a) extend the term of the Agreement in alignment with any extensions made by the City of Roseville, not to exceed an additional five years through July 31, 2031, (b) increase the maximum compensation by up to an additional \$519,472 for a total maximum compensation amount not-to-exceed \$1,149,788, and (c) execute future amendments to the Agreement required to meet SVP's system requirements, subject to the compensation limits, appropriation of funds, and approval as to form by the City Attorney.

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

- 3.F [24-67](#) Action on Master Service Agreements with Ten (10) Consulting Firms for As-Needed Consultant Plan Check, Inspections, and Permitting Support Services for the Building Division of the Community Development Department for a Maximum Aggregate Amount Across the Ten Agreements of \$8,000,000

Recommendation:

1. Authorize the City Manager or designee to negotiate and execute master service agreements for Plan Check Review, Field Inspection Services and Permitting Support Staff Services with the following firms for a five-year term starting on or around September 16, 2024, and ending on or around September 15, 2029, with a total maximum aggregate compensation of \$8,000,000, subject to review and approval as to form by the City Attorney and the appropriation of funds:
 1. 4LEAF, Inc.
 2. BPR Consulting Group, LLC
 3. The Code Group, Inc. DBA VCA Code
 4. CSG Consultants, Inc.
 5. Plan Review Consultants, Inc.
 6. Shums Coda Associates, Inc.
 7. TRB and Associates, Inc.
 8. True North Compliance Services, Inc.
 9. UpAvanti Inc.
 10. West Coast Code Consultants, Inc.
2. Authorize the City Manager to take any actions as necessary to implement and administer the above agreements, to negotiate and execute amendments, and exercise options to renew for up to two additional years, subject to the maximum aggregate compensation above, appropriation of funds, and review and approval as to form by the City Attorney.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to (1) authorize the City Manager or designee to negotiate and execute master service agreements for Plan Check Review, Field Inspection Services and Permitting Support Staff Services with the following firms for a five-year term starting on or around September 16, 2024, and ending on or around September 15, 2029, with a total maximum aggregate compensation of \$8,000,000, subject to review and approval as to form by the City Attorney and the appropriation of funds: (1) 4LEAF, Inc. (2) BPR Consulting Group, LLC (3) The Code Group, Inc. DBA VCA Code (4) CSG Consultants, Inc. (5) Plan Review Consultants, Inc. (6) Shums Coda Associates, Inc. (7) TRB and Associates, Inc. (8) True North Compliance Services, Inc. (9) UpAvanti Inc. (10) West Coast Code

Consultants, Inc.; and (2) authorize the City Manager to take any actions as necessary to implement and administer the above agreements, to negotiate and execute amendments, and exercise options to renew for up to two additional years, subject to the maximum aggregate compensation above, appropriation of funds, and review and approval as to form by the City Attorney.

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

3.G [24-687](#) Action to Approve an Office of Traffic Safety Selective Traffic Enforcement Program Grant Agreement and Related Budget Amendment

- Recommendation:**
1. Approve the Office of Traffic Safety Selective Traffic Enforcement Program Grant Agreement;
 2. Approve the FY 2024/25 budget amendment in the Police Operating Grant Trust Fund to recognize grant revenue in the amount of \$70,000 and establish a Selective Traffic Enforcement Program Grant appropriation in the amount of \$70,000 (**five affirmative Council votes required to appropriate additional revenue**); and
 3. Authorize the Chief of Police, City Manager and/or Finance Director to sign the required grant-related documents in final forms approved by the City Attorney.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to (1) approve the Office of Traffic Safety Selective Traffic Enforcement Program Grant Agreement; (2) approve the FY 2024/25 budget amendment in the Police Operating Grant Trust Fund to recognize grant revenue in the amount of \$70,000 and establish a Selective Traffic Enforcement Program Grant appropriation in the amount of \$70,000; and (3) authorize the Chief of Police, City Manager and/or Finance Director to sign the required grant-related documents in final forms approved by the City Attorney.

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

3.H [24-647](#) Action on Final Map for Tract No. 10615 at 3077-3155 El Camino Real

- Recommendation:**
1. Approve the Final Map for Tract No. 10615;
 2. Authorize the City Manager to make minor modifications, if necessary, prior to recordation; and
 3. Authorize the recordation of the Final Map for Tract No. 10615, which merges two parcels into one lot for condominium purposes located at 3077-3155 El Camino Real [APN 220-32-057 & 220-32-058 (2024-25)].

Councilmember Hardy abstained from this item due to a conflict of interest of owing property within 500 feet of the subject properties.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to (1) approve the Final Map for Tract No. 10615; (2) authorize the City Manager to make minor modifications, if necessary, prior to recordation; and (3) authorize the recordation of the Final Map for Tract No. 10615, which merges two parcels into one lot for condominium purposes located at 3077-3155 El Camino Real [APN 220-32-057 & 220-32-058 (2024-25)].

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

Abstained: 1 - Councilmember Hardy

3.I [24-1601](#) Action on a Resolution Ordering the Vacation of a Sanitary Sewer and Storm Drain Easement, and Electrical Easement at 3077-3157 El Camino Real

- Recommendation:**
1. Adopt a Resolution Ordering the Vacation of a Sanitary Sewer and Storm Drain Easement, and Electrical Easement at 3077-3157 El Camino Real [APN 220-32-057 (2024-25)]; and
 2. Authorize the recordation of the Resolution.

Councilmember Hardy abstained from this item due to a conflict of interest of owing property within 500 feet of the subject properties.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to (1) adopt Resolution No. 24-9361 Ordering the Vacation of a Sanitary Sewer and Storm Drain Easement, and Electrical Easement at 3077-3157 El Camino Real [APN 220-32-057 (2024-25)]; and (2) authorize the recordation of the Resolution.

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

Abstained: 1 - Councilmember Hardy

3.J [24-804](#) Report on Actions Taken During Council Recess from July 17, 2024 through August 19, 2024

Recommendation: Note and file the Report on Actions Taken During City Council Recess from July 17, 2024 through August 19, 2024

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to note and file the Report on Actions Taken During City Council Recess from July 17, 2024 through August 19, 2024.

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

3.K [24-859](#) Action on a Resolution Approving the 2025 Civil Service Commission Calendar of Meetings, and Setting the Number and Start Time of Regular Meetings of the Civil Service Commission

Recommendation: Adopt a Resolution approving the 2025 Civil Service Commission Calendar of Meetings and setting the number and start time of regular Civil Service Commission meetings.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to adopt Resolution No. 24-9362 approving the 2025 Civil Service Commission Calendar of Meetings and setting the number and start time of regular Civil Service Commission meetings.

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

- 3.L [24-803](#) Action on a Resolution Accepting from the Santa Clara Valley Water District an Aerial Easement Deed for the San Tomas Junction Substation Project in Consideration of a One-time Payment not to exceed \$2,000

Recommendation: Adopt the Resolution authorizing (a) the City Manager to accept and execute, in substantial form, the attached Aerial Easement Deed (Easement Deed) and the real property interest contained therein for an overhead electric aerial easement at San Tomas Aquino Creek [APN 104-40-008 & 104-39-022]; (b) the payment not to exceed \$2,000 for the Easement Deed and real property interests contained therein; and (c) the City Clerk to record the Easement Deed.

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to adopt Resolution No. 24-9363 authorizing (a) the City Manager to accept and execute, in substantial form, the Aerial Easement Deed (Easement Deed) and the real property interest contained therein for an overhead electric aerial easement at San Tomas Aquino Creek [APN 104-40-008 & 104-39-022]; (b) the payment not to exceed \$2,000 for the Easement Deed and real property interests contained therein; and (c) the City Clerk to record the Easement Deed.

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

- 3.M [24-869](#) Authorize the City Manager to execute a Side Letter Agreement between the City of Santa Clara and Unclassified Miscellaneous Management Employees (Unit 9) Regarding Healthcare Benefits

Recommendation: Authorize the Office of the City Manager to execute a Side Letter Agreement between the City of Santa Clara and Unclassified Miscellaneous Management Employees (Unit 9) in the form presented, extending the employer contribution for medical insurance premiums to 90% of the lowest Kaiser rate for employee plus family coverage, effective January 1, 2025

A motion was made by Vice Mayor Becker, seconded by Councilmember Jain, to authorize the Office of the City Manager to execute a Side Letter Agreement between the City of Santa Clara and Unclassified Miscellaneous Management Employees (Unit 9) in the form presented, extending the employer contribution for medical insurance premiums to 90% of the lowest Kaiser rate for employee plus family coverage, effective January 1, 2025.

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

SANTA CLARA STADIUM AUTHORITY BOARD CONSENT CALENDAR

4.A [24-823](#) Action on Stadium Authority Bills and Claims for the Month of July 2024

Recommendation: Approve the list of Stadium Authority Bills and Claims for July 2024.

A motion was made by Vice Chair Becker, seconded by Boardmember Jain, to approve the list of Stadium Authority Bills and Claims for July 2024.

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

4.B [24-761](#) Action on the Santa Clara Stadium Authority Financial Status Report for Quarter and Fiscal Year Ending March 31, 2024 and Related Budget Amendments

Recommendation:

1. Note and file the Santa Clara Stadium Authority Financial Status Report for the Quarter and Fiscal Year Ending March 31, 2024; and
2. Approve the FY 2024/25 Budget Amendments in the Operating Budget in the amount of \$3,864,901, Debt Service Budget in the amount of \$126,179 and Capital Expense Budget in the amount of \$78,024 to make technical actions to true up fund balances based on actual FY 2023/24 performance.

A motion was made by Vice Chair Becker, seconded by Boardmember Jain, to (1) note and file the Santa Clara Stadium Authority Financial Status Report for the Quarter and Fiscal Year Ending March 31, 2024; and (2) approve the FY 2024/25 Budget Amendments in the Operating Budget in the amount of \$3,864,901, Debt Service Budget in the amount of \$126,179 and Capital Expense Budget in the amount of \$78,024 to make technical actions to true up fund balances based on actual FY 2023/24 performance.

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

PUBLIC PRESENTATIONS

Josephine Kawanami expressed concerns about the accuracy and integrity of the 2022 election.

Sue B read into the record a proposed resolution on election integrity.

Joanie Murphy read into the record a proposed resolution on election integrity.

Alicia Schoolcraft read into the record a proposed resolution on election integrity.

Jean R expressed concerns about the accuracy and integrity of the 2022 election.

Kirk Vartan expressed concerns regarding a dedicated bus lane proposal for the Stevens Creek Corridor Study. He also asked about **City Attorney Googins'** perspective on whether **Vice Mayor/Chair Becker's** attorney is considered a campaign contribution.

[24-916](#)

Post Meeting Material

CONSENT ITEMS PULLED FOR DISCUSSION

None.

PUBLIC HEARING/GENERAL BUSINESS

5. [24-46](#) Action on a Resolution Approving an Electric Revenue Bond Issuance Estimated at \$130 Million Plus a 10% Contingency for a Total Amount not to Exceed \$143 Million to Finance Capital Costs of the Electric System, Authorizing the Execution and Delivery of Related Documents, and Other Related Actions; and Approval of Related Budget Amendment

- Recommendation:**
1. That the City Council by Resolution:
 - a. Authorize issuance of the Electric Revenue Bonds, Series 2024 A subject to the terms set forth in the Authorizing Resolution;
 - b. Approve and authorize the City Manager or designee to execute the Fourth Supplemental Electric Revenue Bond Indenture, in substantially the form attached to this Report to Council;
 - c. Approve the following underwriters in connection with the Electric Revenue Bonds, Series 2024 A: J.P. Morgan Securities LLC, RBC Capital Markets, LLC, and Siebert Williams Shank & Co., LLC; and approve and authorize certain City officers or designees to execute the Bond Purchase Contract, in substantially the form attached to this Report to Council;
 - d. Approve the Preliminary Official Statement, in substantially the form attached to this Report to Council; and authorize (i) certain City officers or designees to execute a certificate to deem the Preliminary Official Statement substantially final, and (ii) the City Manager or designee to execute a Final Official Statement in substantially the form of the Preliminary Official Statement;
 - e. Authorize applicable City officers to modify the Fourth Supplemental Electric Revenue Bond Indenture, the Bond Purchase Contract, Preliminary Official Statement, and Final Official Statement to reflect the terms of the sale of the Electric Revenue Bonds, Series 2024 A, subject to any requirements and limitations contained in the Authorizing Resolution;
 - f. Approve and authorize the City Manager to execute the Continuing Disclosure Agreement, in substantially the form attached to this Report to Council, with such changes as the City Manager or the Director of Finance shall approve subject to any requirements and limitations contained in the Authorizing Resolution; and
 - g. Authorize certain City officers to execute all required agreements, documents, and certificates necessary to effect the sale and delivery of the Electric Revenue Bonds, Series 2024 A by the agreements and documents approved under the Authorizing Resolution; and to do any and all things and to execute and deliver such other agreements, documents and certificates in connection with the issuance and delivery of the Electric Revenue Bonds, Series 2024 A, subject to any requirements and limitations contained in the Authorizing Resolution; and

the Fourth Supplemental Electric Revenue Bond Indenture, the Bond Purchase Contract, Preliminary Official Statement, and Final Official Statement to reflect the terms of the sale of the Electric Revenue Bonds, Series 2024 A, subject to any requirements and limitations contained in the Authorizing Resolution; (f) approve and authorize the City Manager to execute the Continuing Disclosure Agreement, in substantially the form attached to this Report to Council, with such changes as the City Manager or the Director of Finance shall approve subject to any requirements and limitations contained in the Authorizing Resolution; and (g) authorize certain City Officers to execute all required agreements, documents, and certificates necessary to effect the sale and delivery of the Electric Revenue Bonds, Series 2024 A by the agreements and documents approved under the Authorizing Resolution; and to do any and all things and to execute and deliver such other agreements, documents and certificates in connection with the issuance and delivery of the Electric Revenue Bonds, Series 2024 A, subject to any requirements and limitations contained in the Authorizing Resolution; and (h) authorize certain other actions set forth in the Authorizing Resolution, with the understanding that all required agreements and disclosure documents shall be subject to final approval as to form by the City Attorney; and (2) approve the following FY 2024/25 budget amendments: (a) in the Electric Utility Fund, increase the transfer to the Electric Utility Debt Service Fund and decrease the Unrestricted Ending Fund Balance in the amount of \$9.8 million (five affirmative Council votes required for the use of unused balances); and (b) in the Electric Utility Debt Service Fund, increase the transfer from the Electric Utility Fund and increase the Debt Service appropriation in the amount of \$9.8 million.

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

6. [24-634](#) Action on Recommendation from Governance and Ethics Committee to Amend Council Policy 020 ("Proclamations, Commendations and Certificates of Recognition") to update the definitions and process for issuing proclamations, commendations and certificates of recognition.

Recommendation: Approve Recommendations from Governance and Ethics Committee and adopt a resolution to amend Council Policy 020 ("Proclamations, Commendations and Certificates of Recognition") to update the definitions and process for issuing proclamations, commendations and certificates of recognition.

City Manager Grogan introduced this item.

Assistant to the City Manager Le provided a Powerpoint presentation on a recommendation from the Governance and Ethics Committee to amend Council policy 020.

Public Comment: None.

Council comments followed.

A motion by Councilmember Jain, seconded by Vice Mayor Becker, to approve recommendations from the Governance and Ethics Committee and adopt Resolution No. 24-9365 to amend Council Policy 020 to update the definitions and process for issuing proclamations, commendations and certificates of recognition.

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

Nay: 1 - Councilmember Watanabe

REPORTS OF MEMBERS, SPECIAL COMMITTEES AND COUNCILMEMBER 030

REQUESTS

Councilmember Jain submitted a Council Policy 030 request to agendize a discussion on Council support for a Diwali celebration.

Councilmember Hardy noted that Park Court is turning 100 years old.

Mayor Gillmor announced that this weekend is the Art and Wine Festival at Central Park.

Councilmember Park announced that the Magical Bridge is now open at Central Park.

Councilmember Watanabe reported that tomorrow is the 23rd anniversary of the September 11 attacks and that the Fire Department sent an invite for a remembrance event.

A motion was made by Councilmember Jain, seconded by Vice Mayor Becker, to agendize a discussion on Council support for a Diwali celebration.

Aye: 4 - Councilmember Chahal, Councilmember Park, Councilmember Jain, and Vice Mayor Becker

Nay: 3 - Councilmember Watanabe, Councilmember Hardy, and Mayor Gillmor

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

None.

ADJOURNMENT

The meeting was adjourned at 8:34 PM in memory of **Edalina Bettencourt Vargas**.

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

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

[24-914](#)

Post Meeting Material

The next regular scheduled meeting is on Tuesday, September 24, 2024 in the City Hall Council Chambers.

MEETING DISCLOSURES

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

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

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

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

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

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

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

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

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

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

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