



City of Santa Clara

Minutes

Joint City Council and Santa Clara Stadium

Authority Board Special Meeting



03/12/2024

6:00 PM

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

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

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

Meeting ID: 997-0675-9306

- 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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All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of the City Clerk at Santa Clara City Hall, 1500 Warburton Avenue, Santa Clara, CA 95050 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. For the final document, you may contact the Office of the City Clerk at (408) 615-2220 or Clerk@santaclaraca.gov.

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 Mayor/Chair calls for a Special Meeting of the City Council of the City of Santa Clara, the Governing Board of the Stadium Authority, to commence and convene on March 12, 2024 at 6:00 pm for a Special Meeting to be held virtually and in the City Hall Council Chambers located in the East Wing of City Hall at 1500 Warburton Avenue, Santa Clara, California, to consider the following matter(s) and to potentially take action with respect to them.

6:00 PM SPECIAL CITY COUNCIL/STADIUM AUTHORITY MEETING

Call to Order

Mayor/Chair Gillmor called the meeting to order at 6:03 p.m.

Roll Call

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

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 Public Meeting will need to identify themselves and who they represent.

Mayor/Chair Gillmor stated that Item 5 will be heard after the Consent Calendar.

CONSENT CALENDAR

A motion was made by Boardmember Hardy, seconded by Vice Chair Becker, to approve the Consent Calendar.

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

- 1.A [24-79](#) Action on Stadium Manager's Request to Approve a Purchase Order with Pivot Interiors, Inc. for the Replace Furniture for BNY Field Clubs, United, Levi's 501, and Yahoo Clubs and Special Event Spaces CapEx Project and Related Budget Amendment

Recommendation:

1. Approve a budget amendment for the Replace Furniture for BNY Field Clubs, United, Levi's 501, and Yahoo Clubs and Special Event Spaces line item in the Stadium Authority FY 2023/24 CapEx Budget to increase the budget by \$335,204 from the Capital Budget Ending Fund Balance, for a total budget amount of \$1,838,204;
2. Approve the Stadium Manager's request to award a purchase order to Pivot Interiors, Inc. in the amount of \$1,738,204 to replace the free-standing furniture in the described event spaces at Levi's Stadium for the Replace Furniture for BNY Field Clubs, United, Levi's 501, and Yahoo Clubs and Special Event Spaces CapEx Project, subject to a reservation of rights regarding possible allocations of costs to StadCo under the terms of the Stadium Lease; and
3. Authorize the Stadium Manager to execute any and all documents associated with, and necessary for the award, completion, and acceptance of the project.

A motion was made by Boardmember Hardy, seconded by Vice Chair Becker to approve a budget amendment for the Replace Furniture for BNY Field Clubs, United, Levi's 501, and Yahoo Clubs and Special Event Spaces line item in the Stadium Authority FY 2023/24 CapEx Budget to increase the budget by \$335,204 from the Capital Budget Ending Fund Balance, for a total budget amount of \$1,838,204; to approve the Stadium Manager's request to award a purchase order to Pivot Interiors, Inc. in the amount of \$1,738,204 to replace the free-standing furniture in the described event spaces at Levi's Stadium for the Replace Furniture for BNY Field Clubs, United, Levi's 501, and Yahoo Clubs and Special Event Spaces CapEx Project, subject to a reservation of rights regarding possible allocations of costs to StadCo under the terms of the Stadium Lease; and to authorize the Stadium Manager to execute any and all documents associated with, and necessary for the award, completion, and acceptance of the project.

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

- 1.B [24-241](#) Action on the Stadium Manager's Request to Approve a Second Amendment to the Agreement with Allied Universal Security Services Universal Protection Services LLP for Levi's Stadium Event Security Services For a Month-to-Month Extension Not to Exceed Six Months

Recommendation:

1. Approve the Stadium Manager's request to execute a Second Amendment to the Agreement with Allied Universal Security Services Universal Protection Services LLP to extend the term of the agreement on a month-to-month basis, beginning on April 1, 2024, for up to six months until the Stadium Manager enters into a new agreement for event security services, subject to the Stadium Authority Board's approval.

A motion was made by Boardmember Hardy, seconded by Vice Chair Becker, to approve the Stadium Manager's request to execute a Second Amendment to the Agreement with Allied Universal Security Services Universal Protection Services LLP for Levi's Stadium event security services for a month-to-month extension not to exceed six months.

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

CONSENT ITEMS PULLED FOR DISCUSSION

There were none.

PUBLIC HEARING/GENERAL BUSINESS

5. [24-237](#) Silicon Valley Power Bi-Annual Update

Recommendation: Note and file the Silicon Valley Power Bi-Annual Update.

Chief Utility Officer Pineda gave a PowerPoint presentation on the Silicon Valley Power bi-annual update.

Council questions followed.

Chief Utility Officer Pineda responded to **Council** questions.

Public Comment:
Mark Kelsey

A motion was made by Vice Mayor Becker, seconded by Councilmember Hardy, to note and file the Silicon Valley Power Bi-Annual Update.

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

3. [24-280](#) Update on the George F. Haines International Swim Center (ISC)

Recommendation: It is recommended that the City Council note and file the report.

City Manager Grogan introduced the item.

Assistant City Manager and Acting Parks and Recreation Director Bojorquez gave a PowerPoint presentation on the update on the George F. Haines International Swim Center.

Council questions followed.

Assistant City Manager and Acting Parks and Recreation Director Bojorquez responded to **Council** questions.

Public Comment:
Public Speaker
Vikas Gupta
Karen Cornwell
Linda's iPhone

A motion was made by **Councilmember Watanabe**, seconded by **Councilmember Jain** to direct staff to look into the least minimal amount of work that needs to be done to get the ISC open and obtain a second opinion with a structural engineering report. **Councilmember Watanabe** withdrew the motion.

Council comments continued.

A motion was made by Vice Mayor Becker, seconded by Councilmember Hardy, to note and file the report.

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

4. [24-177](#) Discussion of a Proposed Community Engagement Process Related to the City's Unfunded Capital Needs and Potential Revenue Strategies for Consideration on the November 2024 Ballot

Recommendation: It is recommended that the City Council:

1. Provide feedback on the proposed community engagement effort as deemed appropriate; and,
2. Note and file the report.

Assistant City Manager Bojorquez provided a PowerPoint presentation on the proposed community engagement process related to the City's unfunded capital needs and potential revenue strategies for consideration on the November 2024 Ballot.

Council questions followed.

Assistant City Manager Bojorquez responded **Council** questions.

Public Comment:

John Haggerty

Vikas Gupta

Mark Kelsey

Council comments followed.

A motion was made by Councilmember Watanabe, seconded by Vice Mayor Becker, to note and file the report.

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

Mayor/Chair Gillmor took a meeting recess at 9:19 p.m. and reconvened the meeting at 9:38 p.m.

2. [24-1342](#) Action on the Proposed Santa Clara Stadium Authority Fiscal Year 2024/25 Operating, Debt Service and Capital Budget, Stadium Authority Budget, Compliance and Management Policies, and 2024 Non-NFL Events Marketing Plan

Recommendation:

1. Adopt the Santa Clara Stadium Authority Fiscal Year 2024/25 Operating, Debt Service, and Capital Budget;
2. Approve the 2024 Levi's Stadium Events Marketing Plan;
3. Adopt the Stadium Authority Board Budget Policy; and
4. Adopt the Stadium Authority Board Compliance and Management Policy.

Executive Director Grogan introduced the item.

Stadium Authority Treasurer Lee provided a PowerPoint presentation on the proposed Santa Clara Stadium Authority Fiscal Year 2024/25 Operating, Debt Service and Capital Budget, Stadium Authority Budget, Compliance and Management Policies, and 2024 Non-NFL Events Marketing Plan.

Board questions followed.

Stadium Treasurer Lee and **Assistant City Manager Baker** responded to **Board** questions.

A motion was made by Vice Chair Becker, seconded by Boardmember Chahal, to close the Public Hearing.

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

A motion was made by Boardmember Hardy, seconded by Boardmember Jain, to adopt the Santa Clara Stadium Authority Fiscal Year 2024/25 Operating, Debt Service, and Capital Budget; to approve the 2024 Levi's Stadium Events Marketing Plan; to adopt the Stadium Authority Board Budget Policy; and to adopt the Stadium Authority Board Compliance and Management Policy.

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

Nay: 2 - Councilmember Watanabe, and Mayor Gillmor

ADJOURNMENT

A motion was made by Council/Boardmember Watanabe, seconded by Council/Boardmember Hardy, to adjourn the meeting at 10:48 p.m. in memory of Judy Welch.

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

The next regular scheduled meeting is on Tuesday, March 19, 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.

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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.