



# City of Santa Clara

## Joint Meeting Agenda

### Council and Authorities Concurrent

### Santa Clara Stadium Authority Meeting

Tuesday, May 8, 2018

4:30 PM

City Hall Council Chambers

1500 Warburton Avenue

Santa Clara, CA 95050

Closed Session - 4:30 PM | Joint Dinner - 5:00 PM | Study Session - 6:00 PM

Regular Meeting - 7:00 PM

#### **4:30 PM CLOSED SESSION**

**Call to Order in the Council Chambers**

**Confirmation of a Quorum**

**Public Comment**

*The public may provide comments regarding the Closed Session item(s) just prior to the Council beginning the Closed Session. Closed Sessions are not open to the public.*

**Convene to Closed Session (Council Conference Room)**

**18-614** [Conference with Legal Counsel-Existing Litigation \(CC, SA, SOSA, SARDA\)](#)  
[Pursuant to Gov. Code § 54956.9\(d\)\(1\)](#)  
[Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al., Sacramento County Superior Court Case No. 34-2013-80001396](#)

**18-615** [Conference with Real Property Negotiators \(CC, SARDA\)](#)  
[Pursuant to Gov. Code § 54956.8](#)  
[Property: 5001-5201 Great America Parkway, Santa Clara \(Convention Center property\) \(APNs 104-55-12, 104-55-13, 104-55-16, 104-55-17\)](#)  
[City Negotiator: Deanna J. Santana, City Manager \(or designee\)](#)  
[Negotiating Parties: Steve Eimer, Related Santa Clara](#)  
[Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property \(provisions, price and terms of payment\)](#)

- 18-625**    [Conference with Legal Counsel-Existing Litigation Pursuant to Gov. Code § 54956.9\(d\)\(1\) Yumori-Kaku v. City of Santa Clara, et al., Santa Clara County Superior Court Case No. 17CV319862](#)

**5:00 PM JOINT DINNER**

Call to Order in the Council Chambers

Confirmation of a Quorum

- 18-186**    [Informational Joint Dinner Meeting with the Housing Rehabilitation Loan Committee](#)

**6:00 PM STUDY SESSION**

Call to Order in the Council Chambers

Confirmation of a Quorum

Study Session

- 18-273**    [Review of the Proposed FY 2018/19 & FY 2019/20 Biennial Capital Improvement Program Budget](#)

**Recommendation:** Review and provide input on the FY 2018/19 & FY 2019/20 Biennial Capital Improvement Program Budget.

**7:00 PM REGULAR MEETING**

Call to Order

Pledge of Allegiance and Statement of Values

Roll Call

**REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS**

**SPECIAL ORDER OF BUSINESS**

- 1.A    18-553**    [Presentation of a Proclamation for Foster Care/Resource Parent Awareness Month](#)
- 1.B    18-545**    [Presentation of a Proclamation for Lupus Awareness Month](#)

1.C 18-552 [Update on Mission College Activities](#)

1.D 18-054 [Proclamation of Municipal Clerks Week](#)

### **CONSENT CALENDAR**

*[Items listed on the CONSENT CALENDAR are considered routine and will be adopted by one motion. There will be no separate discussion of the items on the CONSENT CALENDAR unless discussion is requested by a member of the Council, staff, or public. If so requested, that item will be removed from the CONSENT CALENDAR and considered under CONSENT ITEMS PULLED FOR DISCUSSION.]*

2.A 18-349 [Board, Commissions and Committee Minutes](#)

**Recommendation:** Note and file the Minutes of:  
Youth Commission Minutes - March 13, 2018  
Historical and Landmarks Commission Minutes -  
March 1, 2018  
Planning Commission Minutes - March 14, 2018  
Cultural Commission Minutes - March 5, 2018

2.B 18-155 [Bills & Claims Report \(CC and SA\) for the period of March 23rd - April 12th](#)

**Recommendation:** Approve the list of Bills and Claims for March 23, 2018 - April 12, 2018.

2.C 18-255 [Accept the California Library Literacy Services Grant and Approve the Related Budget Amendment](#)

**Recommendation:** 1. Accept California Library Literacy Services grant award of \$47,596 into the Library Adult Literacy Grant Fund; and  
2. Approve a budget amendment in the amount of \$47,596 to Adult Literacy accounts for As-Needed Salary, Salary Overtime, Contractual Services and Operating Supplies. (Requires five affirmative votes by the City Council)

2.D 18-372 [Resolution for the Use of City Electric Forces at Various Locations](#)

**Recommendation:** Adopt a Resolution approving the use of City Electric forces for the installation of facilities at 2720 Sonoma Place and 3770 and 3775 Flora Vista Avenue.

**2.E 18-387** [Adopt a Resolution Approving the Use of City Public Works Forces at the Central Park Library](#)

**Recommendation:** Adopt a Resolution approving the use of City Public Works forces for the alteration of facilities at the Central Park Library, 2635 Homestead Road.

**2.F 18-163** [Action on the 2017 Annual Report Related to the Federal Emergency Management Agency's National Flood Insurance Program's Community Rating System](#)

**Recommendation:** Note and File the 2017 Annual Report for the Santa Clara County Multi-Jurisdictional Program for Public Information related to the Federal Emergency Management Agency's National Flood Insurance Program's Community Rating System.

**2.G 18-201** [Action on proposed Contract Streamlining Practice and Provide Direction Regarding Amending City Code](#)

**Recommendation:**

1. Authorization to rescind the requirement for the notarization of the Ethical Standard Exhibits for City contracts.
2. If the Council is interested in having a statement of Ethical Standards in the City Code, provide direction on the types of standards that should be enacted.

**2.H 18-510** [Action on a Purchase and Sale Agreement with Jamestown Realty Co., LLC and Other Documents as Necessary Related to the Sale of North-South Parking Parcel located at 4911 Great America Parkway \(APN: 104-43-051\)](#)

**Recommendation:** Council acting as the governing body of the Successor Agency to the Former Redevelopment Agency of the City of Santa Clara adopt a Resolution:

1. Approving the sale and transfer of the North South Parcel property located at 4911 Great America Parkway (APN: 104-43-051) and authorizing the City Manager/Executive Officer to execute a Purchase and Sale Agreement with Jamestown Realty Co., LLC for a purchase of \$5,150,000.49.
2. Approving and authorizing the City Manager/Executive Officer to execute minor amendments to the Agreement as necessary in coordination with the City Attorney and all documents necessary to accomplish the transfer.

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## **PUBLIC PRESENTATIONS**

*[This item is reserved for persons to address the Council or authorities on any matter not on the agenda that is within the subject matter jurisdiction of the City or Authorities. The law does not permit action on, or extended discussion of, any item not on the agenda except under special circumstances. The governing body, or staff, may briefly respond to statements made or questions posed, and appropriate body may request staff to report back at a subsequent meeting. Although not required, please submit to the City Clerk your name and subject matter on the speaker card available in the Council Chambers.]*

## **CONSENT ITEMS PULLED FOR DISCUSSION**

## **PUBLIC HEARING/GENERAL BUSINESS**

3.      18-351      [Appointment of an Applicant to the Planning Commission](#)

**Recommendation:** Alternative 1: Appointment of an applicant to fill the vacancy on the Planning Commission to serve a partial term ending June 30, 2021.

4.      18-296      [Written Petition Submitted by American Legion Santa Clara Post 419: Request to be placed on a future agenda to discuss American Legion Car Show Sponsorship - City Permits](#)

**Recommendation:** There is no staff recommendation for this issue.

5.      18-337      [FY 2018-2019 Annual Action Plan for the Use of Federal Housing and Urban Development Funds](#)

**Recommendation:** Alternatives 1 and 2:

1. Approve the 2018-2019 Annual Action Plan for the Use of Federal Community Development Block Grant (CDBG) and Home Investment Partnerships Act (HOME) Entitlement Funds (Attachment 1).
2. Authorize the City Manager, or her designee, to execute the documents for submission to the U.S. Department of Housing and Urban Development (HUD) by May 15, 2018 unless otherwise directed by HUD.

6.      18-572      [Action on the Terms for Assignment and Venue Agreements between Santa Clara Stadium Authority and Forty Niners Stadium Management Company for the College Football Playoff National Championship \(Stadium Authority\)](#)

**Recommendation:** Alternatives 1 and 3:

1. Approve the terms proposed by the Santa Clara Stadium Authority Executive Director for the Assignment and Venue Agreements for the CFP 2019 National Championship Game Agreement as presented to the Board on April 24, 2018 and summarized in the above report; and
3. Direct the Santa Clara Stadium Authority Executive Director to pursue and enter into a four party agreement to allow contracted public service providers to directly invoice the Bay Area Host Committee for all CFP related expenses.

7.      18-563      [Adopt the Fiscal Year 2018-19 Municipal Fee Schedule to Set New Fees, Rates and Charges; Amend Existing Fees; Delete Certain Fees; and Retain Unchanged Fees for Various City Departments Effective July 1, 2018 and July 8, 2018 for Development Impact Fees](#)

**Recommendation:** Alternative 1:

Adopt a resolution for the "City of Santa Clara 2018-19 Municipal Fee Schedule" which 1) set new fees, rates, and charges (collectively "fees"), 2) amend existing fees; 3) delete certain fees; and (4) retain unchanged fees for various City departments effective on July 1, 2018 and July 8, 2018 for Development Impact fees.

8.      18-332      [Introduction of an Ordinance Establishing District Boundaries and Sequencing related to Implementing By-District Elections in Santa Clara; Information on Voter Education for Measure A; and, Consideration by the City Council of adopting a resolution to endorse Measure A](#)

**Recommendation:** Alternative 1:

1. Approve introduction of an Ordinance implementing the Ad Hoc Advisory Districting Committee's Recommendation for the Council District Boundary Map and Designation of Districts 1 and 2.
2. Staff makes no Recommendation regarding the adoption of a Resolution indicating Council's endorsement of Measure A.

9.      18-591      [Direction on the Management Fee for the Santa Clara Chamber of Commerce & Convention-Visitors Bureau for Management of the Santa Clara Convention Center](#)

**Recommendation:** Staff makes no recommendation on any of options for payment of a management fee, as all options presented are feasible; however, staff does make a recommendation that an option be selected so that if there is a desire to continue in this arrangement, there is a legitimate agreement that authorizes the City Manager to issue public funds for this purpose, which is not the case right now.

10.     18-437     [Action related to the Elected Police Chief's Benefit Request](#)

**Recommendation:** The City Manager has no recommendation. However, if the City Council desires to make the Chief of Police's benefits track Unit 9A benefits, the following should be approved: Alternative #3 - Approve retroactive benefits for the Police Chief equivalent to the Unit 9A 2016-18 MOU for the period December 18, 2016 through May 7, 2018, and moving forward from May 8, 2018, for the duration of the 2016-18 MOU.

**REPORTS OF MEMBERS AND SPECIAL COMMITTEES**

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

**18-636**    [Tentative Meeting Agenda Calendar](#)

### **ADJOURNMENT**

The next regular scheduled meeting is on Tuesday evening, May 15, 2018 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.

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

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

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

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