



City of Santa Clara

Revised Meeting Agenda

Council and Authorities Concurrent Meeting

Tuesday, February 25, 2020

3:30 PM

City Hall Council Chambers
1500 Warburton Avenue
Santa Clara, CA 95050

Revision: *Reflect Councilmember O'Neill's Room Number

Councilmember O'Neill will be attending remotely from the following location:
Mayflower Renaissance Washington
1127 Connecticut Ave NW
Room 606*
Washington, DC 20036

Closed Session - 3:30 PM | Joint Dinner - 5:00 PM | Regular Meeting - 6:00 PM

3:30 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.

20-215 [Conference with Labor Negotiators \(CC\)](#)
[Pursuant to Gov. Code § 54957.6](#)
[City representative: Deanna J. Santana, City Manager \(or designee\)](#)
[Employee Organization\(s\):](#)
[Unit #1-Santa Clara Firefighters Association, IAFF, Local 1171](#)
[Unit #2-Santa Clara Police Officer's Association](#)
[Unit #3-IBEW Local 1245 \(International Brotherhood of Electrical Workers\)](#)
[Unit #4-City of Santa Clara Professional Engineers](#)
[Units #5, 7 & 8-City of Santa Clara Employees Association](#)
[Unit #6-AFSCME Local 101 \(American Federation of State, County and Municipal Employees\)](#)
[Unit #9-Miscellaneous Unclassified Management Employees](#)
[Unit #9A-Unclassified Police Management Employees](#)
[Unit #9B-Unclassified Fire Management Employees](#)
[Unit #10-PSNSEA \(Public Safety Non-Sworn Employees Association\)](#)

- 20-274** [Conference with Legal Counsel-Anticipated Litigation \(CC\)](#)
[Pursuant to Gov. Code § 54956.9\(d\)\(2\) - Exposure to litigation](#)
[Number of potential cases: 1](#)
[\(Facts and Circumstances\)](#)
[City as potential defendant: Letter from Gibson Dunn law firm,](#)
[representing Related Santa Clara LLC, dated September 24,](#)
[2018 regarding Force Majeure under DDA](#)
- 20-275** [Conference with Legal Counsel-Anticipated Litigation \(CC\)](#)
[Pursuant to Gov. Code § 54956.9\(d\)\(4\) - Initiation of litigation](#)
[Number of potential cases: 2](#)
- 20-282** [Conference with Legal Counsel-Existing Litigation \(CC\)](#)
[Pursuant to Gov't Code § 54956.9\(d\)\(1\)](#)
[Pomeroy Eichler Neighborhood Preservation Society, an](#)
[Unincorporated Association, et al. v. City of Santa Clara, et al.,](#)
[Santa Clara County Superior Court Case No. 18CV334205](#)

Convene to Closed Session (Council Conference Room)

5:00 PM JOINT DINNER

Call to Order in the Council Chambers

Confirmation of a Quorum

- 20-1212** [Joint Dinner Meeting with Cultural Commission](#)

6:00 PM COUNCIL REGULAR MEETING

Call to Order

Pledge of Allegiance and Statement of Values

Roll Call

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

CONTINUANCES/EXCEPTIONS

SPECIAL ORDER OF BUSINESS

1. 20-27 [Recognition of Pacific Autism Center for Education's 30th Anniversary](#)
2. 20-1434 [Welcome to Father Kevin O'Brien, S.J. as President of Santa Clara University](#)
3. 20-44 [Presentation by County Assessor regarding California Schools and Local Communities Funding Act of 2020](#)

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.]

- 4.A 20-221 [Action on Council and Authorities Concurrent Meeting Minutes of January 14, 2020 and January 28, 2020 \[Council Pillar: Enhance Community Engagement and Transparency\]](#)

Recommendation: Note and file Council and Authorities Concurrent Meeting Minutes of January 14, 2020 and January 28, 2020.

- 4.B 20-04 [Board, Commissions and Committee Minutes \[Council Pillar: Enhance Community Engagement and Transparency\]](#)

Recommendation: Note and file the Minutes of:

Bicycle and Pedestrian Advisory Committee - March 25, 2019

Bicycle and Pedestrian Advisory Committee - June 24, 2019

Housing Rehabilitation Loan Committee - June 9, 2019

Housing Rehabilitation Loan Committee - November 14, 2019

Senior Advisory Commission - November 25, 2019

Youth Commission - January 14, 2020

- 4.C 20-89 [Action on Bills and Claims Report \(CC, SOSA\) for the period January 17th, 2020 - January 30th, 2020 \[Council Pillar: Enhance Community Engagement and Transparency\]](#)

Recommendation: Approve the list of Bills and Claims for January 17, 2020 - January 30, 2020.

- 4.D 20-235** [Action on a Resolution Amending Silicon Valley Power's Rules and Regulations to Remove the Requirement for New or Modified Self-Generation Facilities to Utilize Renewable Generation and Fuel Sources \[Council Pillar: Sustainability\]](#)

Recommendation: Adoption of a Resolution Amending Silicon Valley Power's Rules and Regulations to Remove the Requirement for New or Modified Self-Generation Facilities to Utilize Renewable Generation and Fuel Sources.

- 4.E 20-1370** [Action on Appointing a City of Santa Clara Bicycle Pedestrian Advisory Committee Member to Serve as the City's Representative on the Santa Clara Valley Transportation Authority Bicycle Pedestrian Advisory Committee \[Council Pillar: Deliver and Enhance High Quality Efficient Services and Infrastructure\]](#)

Recommendation: Appoint the City of Santa Clara Bicycle Pedestrian Advisory Committee member Betsy Megas to serve as the City's representative on the Santa Clara Valley Transportation Authority Bicycle Pedestrian Advisory Committee.

- 4.F 20-1453** [Action on Authorizing the City Manager to Accept the Public Park and Trail Easements at Santa Clara Square from 3255 Scott Boulevard, LLC et al. and to Record the Related Documents \[Council Pillar: Enhance Community Sports & Recreational Assets\]](#)

Recommendation:

1. Approve and authorize City Manager to execute Meadow Park Grant Deed and all documents necessary to transfer the park to the City subject to City Attorney approval as to form;
2. Approve and authorize City Manager to execute "Redwood Trail" and "Trail Connection" easements grant and all documents necessary to grant a nonexclusive easement and right-of-way to the City subject to City Attorney approval as to form; and
3. Authorize City Manager to record previously executed Park Maintenance Agreement, dated April 9, 2019.

4.G 20-180 [Action on an Agreement for Services with Dasher Technologies, Inc. for the Blade Center Replacement Project \[Council Pillar: Deliver and Enhance High Quality Efficient Services and Infrastructure\]](#)

- Recommendation:**
1. Authorize the City Manager, or her designee, to execute an Agreement for Services with Dasher Technologies, Inc. for the Blade Center Replacement Project for a term starting on or about March 1, 2020, and ending on or about June 30, 2025, for a total maximum not-to-exceed of \$797,677.10; and
 2. Authorize the City Manager to make minor modifications to the Agreement for Services with Dasher Technologies, Inc. and execute any and all associated documents and future amendments.

4.H 20-219 [Actions to Approve Various New and Modified Class Specifications, Adopt a Resolution Approving and Adopting Updated Salary Plans for Various Unclassified Positions, and Approve the Related Budget Amendment \[Council Pillar: Manage Strategically Our Workforce Capacity and Resources\]](#)

- Recommendation:**
1. Approve modifications to various class specifications: Revise the Electric Crew Foreperson (Job Code 550) Class Specification; Revise the Service Coordinator Inspector (Job Code 792) Class Specification; Revise the Troubleshooter (Job Code 860) Class Specification; Revise the Senior Plans Examiner (Job Code 773) Class Specification; Revise and retitle the Transportation Manager (Job Code 171; formerly Traffic Engineer) Class Specification; and Create the Chief Assistant City Attorney Class Specification;
 2. Adopt a Resolution to approve the revised salary plans for various unclassified positions to satisfy the requirements of California Code of Regulations Section 570.5; and
 3. Add 1.0 Chief Assistant City Attorney position in FY 2019/20, delete 1.0 Assistant City Attorney in FY 2020/21 and approve the related budget amendment.

4.I 20-220 [Summary of 2020 Council Priority Setting Session and Council Priorities \[Council Pillar: Enhance Community Engagement and Transparency\]](#)

Recommendation: Review and approve 2020 City Council Priority Setting Session Summary and Council Priorities.

4.J 20-101 [Action on a Resolution Approving and Authorizing the City Manager to execute a Loan Agreement with ZAEN Partners, LLC for a loan of up to \\$6,000,000 to support the construction of 150 affordable housing units located at 2302 Calle Del Mundo and Approve the Related Budget Amendment \[Council Pillar: Promote and Enhance Economic and Housing Development\]](#)

Recommendation: Alternative 1 and 2:

1. Adopt a resolution approving and authorizing the City Manager to execute a Loan Agreement with ZAEN Partners, LLC for a loan of up to \$6,000,000 to support the construction of 150 affordable housing units located at 2302 Calle Del Mundo; to make modifications to the Loan Agreement and attachments consistent with the Term Sheet and as reviewed by the City Attorney for form and consistency; to execute all documents necessary (including Deeds of Trust, Promissory Notes, and Affordable Housing Agreements) to implement the Loan Agreement and close escrow; and
2. Approve the Related Budget Amendment to increase the Loan appropriation by \$6,000,000 and decrease the Ending Fund Balance by \$6,000,000 in the Housing Successor Agency Fund.

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

5. **20-279** [Verbal Report from City Clerk regarding March 2020 Election \[Council Pillar: Enhance Community Engagement and Transparency\]](#)
6. **20-1476** [Public Hearing: Adoption of a Resolution Ordering the Abatement of a Nuisance Consisting of Growing Weeds in Association with the County Weed Abatement Program for 2019-2020 \[Council Pillar: Enhance Community Engagement and Transparency\]](#)
- Recommendation:** Adopt a Resolution ordering the abatement of a nuisance consisting of growing weeds in the City.
7. **20-1369** [Action on a Resolution Adopting the Santa Clara Pedestrian Master Plan \[Council Pillar: Deliver and Enhance High Quality Efficient Services and Infrastructure\]](#)
- Recommendation:** Alternative 1: Adopt a resolution adopting the Santa Clara Pedestrian Master Plan.
8. **20-234** [Report on Illegal Street Racing and Sideshow Activity \[Council Pillar: Deliver and Enhance High Quality Efficient Services and Infrastructure\]](#)
- Recommendation:** Alternative 1: Direct the City Manager to prepare a new ordinance amending Santa Clara City Code, Title 10 ("Vehicles and Traffic"), in consideration of consultant study findings, and to implement recommendations 1, 2, 3, 4, 5, and 6 as presented in this report.

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

- 20-96** [Update on City Council and Stadium Authority Staff Referrals \[Council Pillar: Enhance Community Engagement and Transparency\]](#)
- 20-211** [Tentative Meeting Agenda Calendar \(TMAC\) \[Council Pillar: Enhance Community Engagement and Transparency\]](#)

ADJOURNMENT

The next regular scheduled meeting is on Tuesday evening, March 17, 2020 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>> 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."