

RESPONSE TO COUNCIL QUESTIONS RE: 4/6/21 CITY COUNCIL AGENDA

Agenda Item #4.D (21-48)

Action on an Agreement with Studio G Architects, Inc. for Design and Engineering Support Services for the Utilities Corporation Yard Field Services Center Building Renovation Project (CE 20-21-12)

Council Question: It seems to me that we should consider genderless restrooms as that seems to be the trend. It would be better to convert the existing restroom to genderless and add more genderless restroom space instead of a specific women's room.

BACKGROUND

The field services center building located at the City's Utilities Corporation Yard was constructed in the late 1960's and several improvements are necessary based on its condition and age. The Utilities Corporation Yard Field Services Center Building Renovation (Project) proposes adding a women's restroom, new fire alarm system, and replacing the existing heating venting and air conditioning (HVAC) system serving the current computer room and operations center.

Staff Response: The project was specifically scoped to install multiple women's restroom stalls based on employee needs as there is currently a deficit in women's restrooms in the facility. Designing and installing genderless restroom spaces may have an impact to the overall project budget and may reduce the number of stalls based on space constraints. Per current California law, as of 2017 only single-user bathrooms are required to be designated as all-gender.

Council Question: Also given our goal of 80% carbon reductions by 2035, it seems to me that the new HVAC system should be all electric using heat pumps.

Staff Response: As this item is a design consultant agreement, staff will look into options related to possible electric HVAC systems and any associated cost implications.

Agenda Item #4.E (21-1262)

Action on an Agreement with Plump Engineering, Inc. for Design Professional Services for the Bowers Park Building and Sarah Fox Mausoleum Roof Rehabilitation Project

Bowers Park Building

Council Question: I would like to know if there will be any audio/visual support at Bowers when it is rehabilitated. It would be nice to have a projector on the ceiling and a pulldown screen or white wall to project onto.

Staff Response: The CIP project scope and funding as described in the Design Agreement is primarily to design and replace the roof which is leaking and has exceeded its life expectancy; this is not a complete building rehabilitation. The roof project does not include audiovisual enhancements.

Council Question: Will it have electronic locks?

Staff Response: Yes. The project will include design of infrastructure and installation of fiber, security cameras, card readers, and Wi-Fi equipment to City standards.

Council Question: I don't understand why the prohibition on amplified sound. Usually a meeting of 60 people needs a microphone.

Staff Response: The Council Consent item 4.E. does not include any mention nor consideration of the amplified sound without a permit. That said, the general purpose and requirement for sound permits as found in City Code 5.61 is for the peace and quiet of the surrounding neighbors and park users. The issue does not arise due to the “need” for a microphone, but rather the use of the park building and amplified sound that may adversely impact neighbors and other park users. The permit requirement discloses to the user that SCPD may respond to noise complaints and regulate the source of noise.

Sarah Fox Mausoleum

Council Question: I would like to understand how mausoleums and gravesites are paid for to account for maintenance in perpetuity. The packet doesn’t say how much repair of the mausoleum will cost. I fear that the City is being forced to subsidize maintenance costs.

Staff Response: The City General Fund does subsidize general grounds maintenance at the City cemeteries in so far as they have been treated similar to other city parks. That said, the Mission City Memorial Park (MCMP) charges an endowed maintenance fee which is deposited into a segregated account. The City does not use the principal. The interest earned on the principal from this account is allocated to the MCMP’s annual maintenance budget. The maintenance fees charged in the past, as well as the very conservative investment of the maintenance endowment principal, were not based on lifecycle costs or on any specific “cost recovery” policy. This has resulted in lower revenues in the past and current deficit. However, the City has been reviewing future endowed care costs at the MCMP, the use of a longer life cycle, and studying ways to increase the cost recovery. In fact, the City Council approved (July 16, 2019, RTC 19-1603) an increase to cemetery cost recovery fees close to 100% following a consultant review of these fees. A similar review of municipal user fees are underway and will be brought forward later this year to evaluate and maximize cost recovery of these fees. Lastly, the Sarah Fox Mausoleum is unique in so far as that it is a communal vault in which cremains are interred. There was a modest endowment provided for its future maintenance, but not future structural renewals/replacements such as roof or Code upgrades. As noted in the recent Council briefing, the parks and recreation Facility Condition Assessment, provides a distinction between buildings and grounds to better assess their cost differences.

Agenda Item #4.I (21-129)

Action on the Award of Purchase Order to Bear Electrical Solutions, Inc. for Traffic Signal Maintenance, Repair, and Support Services

Council Question: I would like to know generally the nature of these 13,000 underground service calls.

In 2020, SVP responded to 115 emergency repair requests and nearly 13,000 underground service alert calls using the same staff and equipment performing substation maintenance.

Staff Response: The State requires contractors digging into a City street to contact Underground Service Alert (USA) so that the City (and other utilities) are notified and can mark their respective underground utilities to avoid utility excavation hits. SVP receives these requests for traffic signal infrastructure, investigates if locations have traffic signal conduits, and visits sites to mark locations of existing traffic signal conduits.

Council Question: Also, how old is the technology used in our traffic signals?

Staff Response: Within our traffic signals the equipment used is between 2 to 20 years old. As we upgrade traffic signal cabinet hardware and software, we do update to the current traffic signal standards.

Council Question: Is there a schedule for upgrading the hardware and software?

Staff Response: Staff has upgraded about 85% of traffic signal cabinet hardware and software in the city and plan to upgrade the remaining locations in the next 2-3 years based on funding availability. Staff is also working on a

larger technology procurement related to the City's overall traffic signal management software to take advantage of the latest in traffic signal management software technologies.

Agenda Item #4.J (21-1241)

Action of the Award of Purchase Orders with Quality Traffic Data, LLC and Traffic Data Service CA, LLC for Traffic Data Collection Services

Council Question: I didn't see a statement of work.

Staff Response: This is a purchase order to hire outside data collection companies to obtain traffic data for the City. The data will be used to support staff's engineering studies for various resident/business transportation requests (i.e. new stop signs, marked crosswalks, traffic signals, flashing beacons, etc.), for setting speed limits, and for monitoring traffic congestion at signalized intersections. The bid submitted includes unit costs for data collection.

Council Question: Does the \$120,000 cover approximately 60 public requests and 25 speed surveys on various streets and traffic data analysis at approximately 50 signalized intersections?

Staff Response: Yes, the amount covers these work quantities and staff will direct the vendors on where to gather data as requests come in.

Council Question: What kinds of reports will be generated?

Staff Response: The vendors will provide data reports and electronic files for each data collection type. Reports can include number of vehicles travelling at various speeds, number of vehicles by direction of travel, and intersection data counts for vehicles, peds, and bikes.

Council Question: Will this work be funded by traffic impact fees from projects?

Staff Response: The work is funded by State Gas Tax revenues that are allocated to operating the City's transportation system.

Agenda Item #4.K (21-389)

Action on Award of Contract for the 2021 Annual Street Maintenance and Rehabilitation Project (CE 20-21-02) to O'Grady Paving, Inc. and Related Budget Amendment

Council Question: Did O'Grady do the last pavement rehabilitation work in Santa Clara in 2020?

Staff Response: No. In 2020, paving was completed by De Silva Gates as the contractor.

Council Question: The last job streets were dug up for months and there were no notices for when the work would actually be completed. Perhaps it was COVID related.

Staff Response: Like many other services, COVID has impacted schedules and method of delivery. It is not fair to characterize performance during COVID, as all normal and regular work approaches have had to be adjusted for COVID safety. However, it is worth noting that due to a shift in the schedule for the City's Annual Clean Up Campaign due to COVID, the paving project was paused for several weeks which did cause delays on certain streets.

Council Question: We need to do a much better job keeping the public aware of progress. Either the contractor or the City should post weekly updates on a website.

Staff Response: Coordination of work is completed by the City and the contractor. The City uses the City Manager's Blog, social media, and the City's website for information on the project and schedule. Residents are encouraged to use these resources and can always call or email for specific questions. Our staff answer those questions regularly. The contractor also provides written notices to affected residents and also uses Changeable Message Signs (in the street) to alert residents and commuters. Any other communication efforts would require more resources to complete, if that is what the Council would like to put into place.

Council Question: The quality of the top finish was terrible. Just take a look along Monroe Street near Reed St. I have noticed other instances of poor surface smoothness elsewhere.

Staff Response: There are different types of pavement treatments that the City uses to maintain the roadway. Roads that require removal and replacement of asphalt will be built to current City standards which improves ride quality. Roads that don't require removal and replacement are typically treated with a slurry seal which is a surface coat to extend the life of the roadway. Slurry seals will not improve existing street slopes, bumps, etc. but do extend pavement life. Paving near Reed Street is a slurry seal treatment. It's worth noting the work recently completed was performed by a contractor who has performed pavement maintenance projects in the Bay Area for several decades. The work was overseen by DPW staff who combined have well over 100 years of experience working on public works projects including pavement maintenance for various cities. The work completed was of good quality and is very much in line what can be expected for paving and/or slurry projects. It is also consistent with the quality completed in our city and other cities: however, it is worth noting that the condition of the street, as well, has an impact of the outcome of the slurry treatment and that Santa Clara residents have also shared their high satisfaction with the streets upon repair and treatment.

Council Question: Will this maintain or improve the average pavement index for the City?

Staff Response: As mentioned in the City's Capital Budget, the City's Pavement Program is underfunded by approximately \$10M a year. With a current Pavement Condition Index (PCI) of 75, it is estimated that due to this funding shortfall, PCI will reduce per year. It's estimated that PCI will likely be 70 in five years at current funding levels. Annual paving work is funded by State Gas Tax, SB1, Measure B, and grant opportunities (as they arise) and is not funded by the City's General Fund.

Council Question: Is this work being focused where we don't have curb cuts? Last time we had to redo curb cuts because of new standards while other places in the city completely lacked curb cuts.

Staff Response: Pavement work is prioritized by pavement roadway conditions and not by which roadways lack ADA curb ramps. Once these roadways are determined based on the City's Pavement Management Program, ADA curb ramps may be installed or upgraded based on ADA guidelines.

Agenda Item #4.N (21-69)

Action on Introduction of an Ordinance to Reinstate the International Exchange Commission (IEC)

Council Question: When did it start and when did it become part of cultural commission?

Staff Response: The IEC was first established on July 16, 1991 (Ordinance No. 1625 - attached). On June 24, 1997, the City Council adopted Ordinance No. 1699 (attached) to expand the membership of the IEC to seven members from five members. On June 25, 2013, the IEC and the former Cultural Advisory Commission were consolidated to form the present-day Cultural Commission. This was adopted by Ordinance No. 1908 (attached).

Council Question: Why was it absorbed into CC?

Staff Response: The roles and responsibilities of the IEC and the Cultural Advisory Commission were consolidated to form the Cultural Commission after the Council reviewed possible consolidation options of the City's Boards

and Commissions at the 2013 Council Strategic Planning Retreat and convened an ad hoc committee to review possible consolidation options. The ad hoc committee determined that the IEC and Cultural Advisory Commission could be supported more effectively and efficiently as a combined commission.

On May 6, 2013, the ad hoc committee presented the opportunity of consolidating the two Commissions and received overall consensus in support of the consolidation; this led to the establishment of the Cultural Commission on June 25, 2013.

Council Question: Why separate it out again?

Staff Response: At the January 2020 City Council Priority Setting Session, the City Council directed staff to evaluate the resources needed to reinstate the International Exchange Commission (IEC). This referral was sent to the Governance and Ethics Committee (Committee) for review. At the September 14, 2020 Committee meeting, the Committee directed staff to move forward with reinstatement of the IEC in January 2021 or in early 2021.

This was originally brought up at the 2020 Priority Setting Session to assist with the Sister Cities and visiting dignitaries. However, the Council's action was pre-COVID and staffing resources were much different when the Council made the decision to separate the two. In our new COVID context, it is worth noting that staffing resources have been reduced in the Departments/Offices that have regularly supported this activity (e.g. Mayor and Council, City Manager's Office, and Parks and Recreation). Further, the addition and growing workload of the DEI Task Force presents challenges for absorbing an additional Commission with reduced resources. Staff will need to work meet the needs of supporting these two new Commissions with eliminating other services or delaying services for less urgent directives.

Council Question: Will CC continue to support ethnic festivals and events in the City while IEC will focus on Sister Cities activities?

Staff Response: In short, yes. Bolded items would be IEC and others, Cultural Commission:

- **Act in an advisory capacity to the Council in all matters pertaining to** cultural enrichment and beautification of the City, **Sister City relationships and international exchanges**
- Encourage the beautification of the City and programs for the cultural enrichment of the City
- Foster cultural events, activities and displays that celebrate the City's native and historic cultures and present diversity
- **Assist in the planning and supervision of international exchange activities with our sister communities, sharing friendship, skills and concerns**
- **Develop individual contacts designed to enhance international communication and understanding**
- **Encourage educational, cultural, sports, technical and governmental exchanges to help acquaint citizens of Santa Clara with cultural and political diversity abroad**
- Perform other such duties and exercise such powers as the Council may impose or require

Council Question: How will IEC commissioners be appointed/selected? How many?

Staff Response: Per the proposed Ordinance: The International Exchange Commission shall consist of **seven members**.

The Council was silent on appointment process when it took action to establish the Commission, but staff recommends the same process as other Boards and Commissions appointments to leverage resources and an effective process.

AN ORDINANCE OF THE CITY OF SANTA CLARA 1)
ADDING SECTION 2-100 TO DIVISION 1 OF ARTICLE
VII OF CHAPTER TWO (ENTITLED "BOARDS AND
COMMISSIONS GENERALLY") OF "THE CODE OF THE
CITY OF SANTA CLARA, CALIFORNIA" TO CREATE AN
INTERNATIONAL EXCHANGE COMMISSION AND 2)
AMENDING SEC. 2-90 OF "THE CODE OF THE CITY OF
SANTA CLARA, CALIFORNIA" TO INCLUDE THE NEW
COMMISSION

BE IT ORDAINED BY THE CITY OF SANTA CLARA, as follows:

SECTION 1: That the text of Sec. 2-90 of Division 2 of Article VII (entitled "Boards and Commissions Generally") of Chapter Two of "The Code of the City of Santa Clara, California" is amended to read as follow:

"There shall be and there is established within the City
the following boards and commissions:

Planning Commission. (Sec. 2-93)
Parks and Recreation Commission. (Sec. 2-94)
Civil Service Commission. (Sec. 2-95)
Board of Library Trustees. (Sec. 2-96)
Cultural Advisory Commission. (Sec. 2-97)
Historical and Landmarks Commission. (Sec. 2-98)
Senior Citizens Advisory Commission. (Sec. 2- 99)
International Exchange Commission. (Sec. 2-100)

All members of boards and Commissions shall be qualified electors of the City and shall serve at the pleasure of the City Council."

SECTION 2: That a new section, Sec. 2-100, is added to Division 2 of Article VII (entitled "Boards and Commissions Generally") of Chapter Two of "The Code of the City of Santa Clara, California" to read as follow:

"Sec. 2-100. International Exchange Commission.

The International Exchange Commission shall consist of five members, whose members shall not hold any paid

office or employment in the City government, and shall have the following powers, functions, and duties:

(a) Act in an advisory capacity to the City Council in all matters pertaining to sister-city relationships and international exchanges.

(b) Assist in the planning and supervision of international exchange activities with our sister communities, sharing friendship, skills, and concerns.

(c) Develop people-to-people contacts designed to enhance international communication and understanding.

(d) Encourage educational, cultural, sports, technical and governmental exchanges to help acquaint citizens of Santa Clara with cultural and political diversity abroad."

SECTION 2: Constitutionality, severability. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more section, subsection, sentence, clause or phrase be declared invalid.

SECTION 4: Effective Date. This ordinance shall be in effect 30 days after its final adoption and before its final adoption it shall be published in accordance with the requirements of the Charter of the City of Santa Clara.

PASSED FOR THE PURPOSE OF PUBLICATION this 25th day of June,
1991, by the following vote:

AYES: COUNCILORS: DeLozier, Deto, Jeffries, Lasher, Nadler and
Mayor Souza

NOES: COUNCILORS: Von Raesfeld

ABSENT: COUNCILORS: None

ATTEST:

J. E. Boccignone
J. E. Boccignone
City Clerk
City of Santa Clara

FINALLY PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF
SANTA CLARA this 16th day of July, 1991, by the following vote:

AYES: COUNCILORS: DeLozier, Jeffries, Lasher, Nadler and
Mayor Souza

NOES: COUNCILORS: Von Raesfeld

ABSENT: COUNCILORS: Deto

ATTEST:

J. E. Boccignone
J. E. Boccignone
City Clerk
City of Santa Clara

I, the undersigned City Clerk of the City of Santa
Clara, do hereby certify that the within Ordinance
or Resolution is a correct copy of the original and
that same has been published as required by law.

J. E. Boccignone
City Clerk

ORDINANCE NO. 1699

AN ORDINANCE OF THE CITY OF SANTA CLARA
AMENDING SECTION 2-100 ["ENTITLED "INTERNATIONAL
EXCHANGE COMMISSION"] OF "THE CODE OF THE CITY
OF SANTA CLARA, CALIFORNIA" IN ORDER TO EXPAND
THE MEMBERSHIP OF THE INTERNATIONAL EXCHANGE
COMMISSION TO SEVEN MEMBERS FROM THE CURRENT
FIVE MEMBERS

BE IT ORDAINED BY THE CITY OF SANTA CLARA, as follows:

SECTION 1: That Sec. 2-100 [entitled "International Exchange Commission"] of Chapter 2 of "The Code of the City of Santa Clara, California" is amended to increase the number of commission members from five to seven. As amended, Sec. 2-100 shall read as follow:

"Sec. 2-100. International Exchange Commission.

The International Exchange Commission shall consist of seven members, whose members shall not hold any paid office or employment in the City government, and shall have the following powers, functions, and duties:

(a) Act in an advisory capacity to the City Council in all matters pertaining to sister-city relationships and international exchanges.

(b) Assist in the planning and supervision of international exchange activities with our sister communities, sharing friendship, skills, and concerns.

(c) Develop people-to-people contacts designed to enhance international communication and understanding.

(d) Encourage educational, cultural, sports, technical and governmental exchanges to help acquaint citizens of Santa Clara with cultural and political diversity abroad."

SECTION 2: Constitutionality, severability. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held by a court of competent

jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more section, subsection, sentence, clause or phrase be declared invalid.

SECTION 3: Effective Date. This ordinance shall be in effect 30 days after its final adoption and before its final adoption it shall be published in accordance with the requirements of the Charter of the City of Santa Clara.

PASSED FOR THE PURPOSE OF PUBLICATION this 10th day of June 1997, by the following vote:

AYES: COUNCILORS: Arno, Diridon, Gillmor, Mahan, McLemore,
Parle and Mayor Nadler

NOES: COUNCILORS: None

ABSENT: COUNCILORS: None

ATTEST: J. E. Boccignone
J. E. BOCCIGNONE
City Clerk
City of Santa Clara

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FINALLY PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SANTA CLARA this 24th day of June 1997 by the following vote:

AYES: COUNCILORS: Arno, Diridon, Gillmor, Mahan, McLemore, Parle and
Mayor Nadler

NOES: COUNCILORS: None

ABSENT: COUNCILORS: None

ABSTAINED: COUNCILORS: None

ATTEST: J. E. Boccignone
J. E. Boccignone
City Clerk
City of Santa Clara

ORDINANCE NO. 1908

AN ORDINANCE OF THE CITY OF SANTA CLARA, CALIFORNIA, AMENDING SECTION 2.120.010 (“NAMES, MEMBERSHIP, QUALIFICATIONS, AND TERMS OF OFFICE”), REPEALING SECTIONS 2.120.090 (“CULTURAL ADVISORY COMMISSION”) AND 2.120.120 (“INTERNATIONAL EXCHANGE COMMISSION”), AND ADDING A NEW SECTION 2.120.140 (“CULTURAL COMMISSION”) TO CHAPTER 2.120 (“BOARDS AND COMMISSIONS”) OF TITLE 2 (“ADMINISTRATION AND PERSONNEL”) OF “THE CODE OF THE CITY OF SANTA CLARA, CALIFORNIA”

BE IT ORDAINED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, at its 2013 “Strategic Planning Retreat,” the Santa Clara City Council reviewed possible consolidation options of the City’s Board and Commissions and convened an Ad Hoc Committee to review possible consolidation options;

WHEREAS, in reviewing roles and responsibilities for the International Exchange Commission (IEC) and the Cultural Advisory Commission (CAC), the Ad Hoc Committee determined that both Commissions could be supported more effectively and efficiently as a combined Commission;

WHEREAS, publicly noticed meetings were held on May 1, 2013, with the IEC Commissioners and on May 6, 2013, with the CAC Commissioners, where the Ad Hoc Committee presented the opportunity of consolidating the two Commissions and received overall consensus from the Commissioners in support of the consolidation; and,

WHEREAS, Chapter 2.120 (“Boards and Commissions”) of “The Code of the City of Santa Clara, California” should be amended to consolidate the International Exchange Commission and the Cultural Advisory Commission, thereby increasing efficiency and effectiveness within the City’s Commissions.

NOW THEREFORE, BE IT FURTHER ORDAINED BY THE CITY OF SANTA CLARA AS FOLLOWS:

SECTION 1: That Section 2.120.010 (entitled “Names, membership, qualifications and terms of office”) of Chapter 2.120 (entitled “Boards and Commissions”) of Title 2 (entitled “Administration and Personnel”) of “The Code of the City of Santa Clara, California” (“SCCC”) is amended to read as follows:

2.120.010 Names, membership, qualifications and terms of office.

There shall be and there is established within the City the following boards and commissions:

- (a) Planning Commission. (SCCC 2.120.050)
- (b) Parks and Recreation Commission. (SCCC 2.120.060)
- (c) Civil Service Commission. (SCCC 2.120.070)
- (d) Board of Library Trustees. (SCCC 2.120.080)
- (e) Historical and Landmarks Commission. (SCCC 2.120.100)
- (f) Senior Advisory Commission. (SCCC 2.120.110)
- (g) Youth Commission. (SCCC 2.120.130)
- (h) Cultural Commission. (SCCC 2.120.140)

SECTION 2: That Section 2.120.090 (entitled “Cultural Advisory Commission”) of Chapter 2.120 (entitled “Boards and Commissions”) of Title 2 (entitled “Administration and Personnel”) of “The Code of the City of Santa Clara, California” is hereby repealed.

SECTION 3: That Section 2.120.120 (entitled “International Exchange Commission”) of Chapter 2.120 (entitled “Boards and Commissions”) of Title 2 (entitled “Administration and Personnel”) of “The Code of the City of Santa Clara, California” is hereby repealed.

SECTION 4: That Section 2.120.140 (entitled “Cultural Commission”) is added to Chapter 2.120 (entitled “Boards and Commissions”) of Title 2 (entitled “Administration and Personnel”) of “The Code of the City of Santa Clara, California,” to read as follows:

2.120.140 Cultural Commission.

The Cultural Commission shall consist of seven members, who shall not hold any paid office or employment in the City government and shall have the following powers, functions and duties:

- (a) Act in an advisory capacity to the City Council in all matters pertaining to cultural enrichment and beautification of the City, sister city relationships and international exchanges.
- (b) Encourage the beautification of the City and programs for the cultural enrichment of the City.
- (c) Foster cultural events, activities and displays that celebrate the City’s native and historic cultures and present diversity.
- (d) Assist in the planning and supervision of international exchange activities with our sister communities, sharing friendship, skills and concerns.
- (e) Develop individual contacts designed to enhance international communication and understanding.
- (f) Encourage educational, cultural, sports, technical and governmental exchanges to help acquaint citizens of Santa Clara with cultural and political diversity abroad.
- (g) Perform other such duties and exercise such powers as the City Council may impose or require.

SECTION 5: Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining

portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

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SECTION 7: Effective date. This ordinance shall take effect thirty (30) days after its final adoption; however, prior to its final adoption it shall be published in accordance with the requirements of Section 808 and 812 of "The Charter of the City of Santa Clara, California."

PASSED FOR THE PURPOSE OF PUBLICATION this 25th day of June, 2013, by the following vote:


AYES: COUNCILORS: Davis, Kolstad, Mahan, Marsalli and O'Neill and Mayor Matthews

NOES: COUNCILORS: None

ABSENT: COUNCILORS: Gillmor

ABSTAINED: COUNCILORS: None

ATTEST:



ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

FINALLY PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SANTA CLARA this 16th day of July 2013, by the following vote:


AYES: COUNCILORS: Davis, Gillmor, Kolstad, Mahan, Marsalli and O'Neill and Mayor Matthews

NOES: COUNCILORS: None

ABSENT: COUNCILORS: None

ABSTAINED: COUNCILORS: None

ATTEST:



ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None