



# City of Santa Clara

## Revised Call and Notice of Special Meeting

### City Council

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Thursday, November 29, 2018

2:00 PM

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

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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 calls for a Special Meeting of the City Council of the City of Santa Clara to commence and convene on November 29, 2018, at 2:00 PM for a Special Meeting 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.

#### **2:00 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.*

- 18-1565** [Conference with Legal Counsel-Anticipated Litigation \(CC\)](#)  
[Pursuant to Gov. Code § 54956.9\(a\) - 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](#)
- 18-1587** [Conference with Real Property Negotiators \(CC, SARDA\)](#)  
[Pursuant to Gov. Code § 54956.8](#)  
[Property: 4701 Great America Parkway; APN 104-42-014 and](#)  
[104-42-019](#)  
[City Negotiator: Deanna J. Santana, City Manager \(or designee\)](#)  
[Negotiating Parties: Greg Cloth, Eastdil Secured LLC](#)  
[Under Negotiation: Purchase/Sale/Exchange/Lease of Real](#)  
[Property \(provisions, price and terms of payment\)](#)

**Convene to Closed Session (Council Conference Room)****REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS****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.]*

**ADJOURNMENT**

The next regular scheduled meeting is on Tuesday evening, December 4, 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."



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[santaclaraca.gov](http://santaclaraca.gov)  
[@SantaClaraCity](https://twitter.com/SantaClaraCity)

## Agenda Report

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**18-1565**

**Agenda Date: 11/29/2018**

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### **SUBJECT**

Conference with Legal Counsel-Anticipated Litigation (CC)

Pursuant to Gov. Code § 54956.9(a) - 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



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## Agenda Report

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**18-1587**

**Agenda Date: 11/29/2018**

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### **SUBJECT**

Conference with Real Property Negotiators (CC, SARDA)

Pursuant to Gov. Code § 54956.8

Property: 4701 Great America Parkway; APN 104-42-014 and 104-42-019

City Negotiator: Deanna J. Santana, City Manager (or designee)

Negotiating Parties: Greg Cioth, Eastdil Secured LLC

Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment)