

City of Santa Clara

Meeting Minutes

Council and Authorities Concurrent Meeting

06/22/2021	4:30 PM	Virtual Meeting
		Closed Session 4:30 PM
		Open Session 6:00 PM

Pursuant to the provisions of California Governor's Executive Order N-29-20, issued on March 17, 2020, to prevent the spread of COVID-19, the City of Santa Clara has implemented methods for the public to participate remotely:

• Via Zoom:

o https://santaclaraca.zoom.us/j/99706759306

Meeting ID: 997-0675-9306 or

o Phone: 1(669) 900-6833

- Via the City's eComment (now available during the meeting)
- Via email to PublicComment@santaclaraca.gov

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.

4:30 PM CLOSED SESSION

Call to Order

Mayor Gillmor called the meeting to order at 4:31 PM.

Roll Call

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

Public Comment

None.

1.A	<u>21-833</u>	Conference with Real Property Negotiators (CC) Pursuant to Gov. Code § 54956.8 Property: 3600 Juliette Lane, APN: 104-39-021 City/Authority Negotiator: Deanna J. Santana, City Manager/Executive Director (or designee) Negotiating Party: Intel Corporation Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment)
1.B	<u>21-862</u>	Conference with Real Property Negotiators (CC) Pursuant to Gov. Code § 54956.8 Property: 890 Walsh Avenue, APN: 224-04-057 City/Authority Negotiator: Deanna J. Santana, City Manager/Executive Director (or designee) Negotiating Party: L.A.W. LLC Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment)
1.C	<u>21-885</u>	Conference with Legal Counsel - Existing Litigation (CC) Discussion pursuant to Government Code § 54956.9(d)(1) Case Name: Voluntary Petitions for Filing of Chapter 11 Bankruptcy, PG&E Corporation, Debtor, and Pacific Gas and Electric Company, Debtor, United States Bankruptcy Court, Northern District of California, San Francisco Division, jointly administered under No. 19-30088.

Convene to Closed Session

Council convened to Closed Session at 4:33 PM.

6:00 PM COUNCIL REGULAR MEETING

Pledge of Allegiance and Statement of Values

Council recited the Pledge of Allegiance.

Councilmember Hardy recited the Statement of Values.

Assistant City Clerk Pimentel recited the AB23 Announcement and Statement of Behavioral Standards.

REPORTS OF ACTION TAKEN IN CLOSED SESSION MATTERS

City Attorney Doyle noted that there was no reportable action from Closed Session.

CONTINUANCES/EXCEPTIONS/RECONSIDERATIONS

City Manager Santana noted the following Items are time sensitive:

Consent Calendar Items 3.C, 3.D, 3.F, 3.L, 3.M, and 3.N, Public Hearing/General Business Items 4, 5, 6, 7, 8 and 9

SPECIAL ORDER OF BUSINESS

Meeting

2.A 21-719 Recognize Lieutenant Christopher Noble and Lieutenant Gina Noble for their Service to the City of Santa Clara

> Mayor Gillmor recognized Lieutenant Christopher and Gina Noble for their Ministry service to the City of Santa Clara.

> Lieutenant Christopher and Gina Noble expressed comments of gratitude for the recognition and appreciation for the City of Santa Clara community.

Council expressed comments of gratitude for Lieutenant Christopher and Gina Noble for their service to the City of Santa Clara.

2.B 21-172 Task Force on Diversity, Equity, and Inclusion Update (April-June 2021)

> Task Force on Diversity, Equity, and Inclusion Chair Brown and Vice Chair Datar provided a verbal update on the Task Force on Diversity, Equity, and Inclusion work effort from April to June 2021.

Council questions and comments followed.

Chair Brown and Vice Chair Datar addressed Council questions.

Council expressed gratitude for Chair Brown and his service to the City of Santa Clara.

Meetin	Meeting				
2.C	<u>21-836</u>	Verbal Report from City Manager regarding COVID-19 Pandemic			
		City Manager Santana acknowledged a hidden hero of the City of Santa Clara and congratulated Jennifer Guzman (Staff Aide - Office of Emergency Services) whom was awarded the California Emergency Services Association - Coastal Chapter 2021 Silver - Exceptional Efforts in Emergency Management.			
		Chief Emergency Officer Schoenthal gave a verbal update on the COVID-19 Pandemic:			
		 Board of Supervisors congratulated Dr. Marty Fenstersheib as he will be returning to retirement; 			
		 California no longer following Blueprint for Safer Economy as it fully reopened the economy on June 15, 2021; 			
		 Hospitals have sufficient availability to serve residents; 			
		 Mega Events do have additional restrictions (COVID-19 Vaccine or Negative Test within 72 hours); 			
		 Vaccinated Employees no longer required to wear face coverings in the workplace; 			
		- City of Santa Clara working towards reopening City Hall to the public in mid-August; and			
		- Opening and Ribbon cutting for the Raymond G Gamma Dog Park on Thursday, June 24, 2021 at 10:00 AM.			

CONSENT CALENDAR

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve the Balance of the Consent Calendar (except Items 3.C, 3.F, and 3.K).

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

3.A <u>21-13</u>		Board, Commissions and Committee Minutes		
<u>Recommendation:</u>		Note and file the Minutes of: Economic Development, Communications, and Marketing Committee - March 3, 2021 Governance and Ethics Committee - March 29, 2021 Task Force on Diversity, Equity, and Inclusion - April 12, 2021 Cultural Commission - May 3, 2021 Task Force on Diversity, Equity, and Inclusion - May 10, 2021		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.		
3.B	<u>21-766</u>	Action on Bills and Claims Report (CC, SA) for the period May 8th, 2021 - May 28th, 2021		
Recommendation:		Approve the list of Bills and Claims for May 8, 2021 - May 28, 2021.		
		A motion was made by Council/Boardmember Watanabe, seconded by Council/Boardmember Jain, to approve staff recommendation.		

3.D	<u>21-768</u>	Fre	on on a Substation Agreement with Oppidan Investment Comp edom Circle Junction Substation, Related Budget Amendment, ition of Positions	•
<u>Reco</u>	<u>mmendation:</u>		Authorize the City Manager to execute the Substation Agreeme Oppidan to allow SVP to design, procure equipment, and const 60kV facilities to serve Freedom Circle Junction Substation to r ultimate capacity of 99 MVA of permanent electric service to 23 Mission College Boulevard, subject to the appropriation of fund	truct meet an 305 Is;
			Authorize the City Manager to make minor modifications to the Substation Agreement and execute any and all associated doc Delegate authority to the City Manager to approve long lead tin	uments;
			material procurement agreements and associated purchase or	
		4.	Consistent with City Charter Section 1305, "At any meeting after adoption of the budget, the City Council may amend or supplet the budget by motion adopted by the affirmative votes of at le five members so as to authorize the transfer of unused balance appropriated for one purpose to another purpose, or to approp available revenue not included in the budget," approve the follo FY 2021/22 budget amendments: A. In the Electric Utility Capital Fund, recognize developer cor	er the ment east ces riate owing
			of \$3,737,962, and increase the Freedom Circle Junction p \$3,737,962 (five affirmative Council votes required to	
			appropriate additional revenue);	
			B. In the Electric Utility Operating Fund, increase the transfer General Fund by \$132,000 and the Electric Department bu \$550,000 and reduce the unrestricted ending fund balance \$682,000 (five affirmative Council votes required for the unused balances); and	dget by by
			 C. In the General Fund, increase the transfer in from the Elect Operating Fund and the Human Resources Department bu \$132,000. (five affirmative Council votes required to appropriate additional revenue); and 	•
			Approve the addition of two (2) Electric Utility Electrician Techr positions in the Electric Utility Department and one (1) Human Resources Technician position in the Human Resources Depar	
			notion was made by Councilmember Watanabe, seconded by Incilmember Jain, to approve staff recommendation.	1
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3.E	<u>21-624</u>	Action on Amendment No. 2 to the Emergency Rental Assistance Program (ERAP) Grant Agreement by and between the City of Santa Clara and the		
<u>Recommendation:</u>		Bill Wilson Center Approve and authorize the City Manager to execute Amendment No. 2 to the Agreement for Services Between the City of Santa Clara, California and the Bill Wilson Center to administer the Emergency Rental Assistance Program, and all related documents for the provision of administrative services effective July 1, 2021 through June 30, 2022.		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.		
3.G	<u>21-672</u>	Action on the Termination of an Agreement for Granting a Variance to the Uniform Building Code Requirements for Building Separation for the Properties Located at 2590 and 2630 Walsh Avenue		
<u>Recommendation:</u>		Adopt a resolution to authorize the City Manager to terminate the Agreement for a Variance to the Uniform Building Code requirements for building separation for the properties located at 2590 and 2630 Walsh Avenue.		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to adopt Resolution No. 21-8975 authorizing the City Manager to terminate the Agreement for a Variance to the Uniform Building Code requirements for building separation for the properties located at 2590 and 2630 Walsh Avenue.		
3.H	<u>21-759</u>	Action to Delegate Authority to the City Manager to Adopt a Pilot Emergency Load Reduction Program and Negotiate Compensation for Program Participants		
<u>Ree</u>	commendation:	 Delegate Authority to the City Manager to: 1. Adopt a pilot Emergency Load Reduction Program and negotiate compensation structure; and 2. To distribute the Exceptional Dispatch compensation received from the 		
		CAISO among the Santa Clara customers who participated during the heat events of 2020 and can present the proper documentation.		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.		

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3.1	<u>21-771</u>	Informational Report on COVID-19 Legislative Updates from Townsend Public Affairs for May 10 - June 6, 2021		
<u>Recommendatio</u>		Note and file the Informational Report on COVID-19 Legislative Updates from Townsend Public Affairs for May 10 - June 6, 2021.		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.		
3.J	<u>21-813</u>	Informational Report on the Resolutions of the Salary Setting Commission Establishing as Unchanged the Salary for the positions of Mayor and Council, City Clerk, and establishing as unchanged the Salary and Benefits Allocated to the Position of Chief of Police, for the Period of July 1, 2021, up to and including June 30, 2023		
<u>Recommendation:</u>		Note and file the Resolutions of the Salary Setting Commission establishing the salary for the positions of Mayor and Council and City Clerk and salary and benefits for the position of Chief of Police, for the period of July 1, 2021, up to and including June 30, 2023.		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to approve staff recommendation.		
3.L	<u>21-794</u>	Action on a Resolution authorizing the City Manager to approve Cannabis Tax Fund Grant Award from the California Highway Patrol and approve the Related Budget Amendment		
<u>Re</u>	ecommendation:	 Approve a Resolution authorizing the City Manager to approve Cannabis Tax Fund Grant Award from the California Highway Patrol in the amount of \$90,000; Consistent with City Charter Section 1305, "<i>At any meeting after the</i> <i>adoption of the budget, the City Council may amend or supplement</i> <i>the budget by motion adopted by the affirmative votes of at least five</i> <i>members</i> so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenue not included in the budget," approve the FY 2021/22 budget amendment in the Police Operating Grant Trust Fund to recognize grant revenue in the amount of \$90,000 and establish a Cannabis Tax Fund Grant Award appropriation in the amount of \$90,000 (five affirmative Council votes required to appropriate additional revenue); and Authorize the Chief of Police, City Manager, Finance Director and/or Mayor to complete the Government Agency Taxpayer Identification form and sign all grant-related documents. 		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to adopt Resolution No. 21-8976 authorizing the City Manager to approve Cannabis Tax Fund Grant Award from		

the California Highway Patrol in the amount of \$90,000;

3.M	<u>21-829</u>	Action on a Resolution Considering the Adoption of the City of Santa Clara Electric Department dba Silicon Valley Power Utility Physical Security Plan		
<u>Recommendation:</u>		 Adopt a Resolution to adopt the Utility Security Plan for Silicon Valley Power that has been completed consistent with the industry standard set by the California Public Utilities Decision 19-01-018; Note and file the Department of Homeland Security Protective Security Advisor's Memorandum entitled "Review of SVP Utility Security Plan" that deemed the adequacy of SVP's Utility Security Plan; and Direct the City Manager to provide the signed Resolution to the California Public Utilities Commission (CPUC) Director of Safety and Enforcement Division and Director of Energy Division pursuant to the CPUC Decision 19-01-018. 		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to adopt Resolution No. 21-8977 adopting the Utility Security Plan for Silicon Valley Power that has been completed consistent with the industry standard set by the California Public Utilities Decision 19-01-018.		
3.N	<u>21-848</u>	Adoption of Ordinance No. 2031 Establishing District Boundaries to conduct By-District Elections in Santa Clara		
<u>Recommendation:</u>		Adopt Ordinance No. 2031 Establishing District Boundaries to conduct By-District Elections in Santa Clara		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to adopt Ordinance No. 2031, Establishing District Boundaries to conduct By-District Elections in Santa Clara.		
3.0	<u>21-779</u>	Action on a Tentative Parcel Map for 1199 Coleman Avenue, Coleman Highline - Tranche 2		
<u>Rec</u>	commendation:	Adopt a resolution to approve the Tentative Parcel Map for 1199 Coleman Avenue, Coleman Highline-Tranche 2.		
		A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to adopt Resolution No. 21-8978 approving the Tentative Parcel Map for 1199 Coleman Avenue, Coleman Highline-Tranche 2.		
PUBLI		ONS		

None.

PUBLIC HEARING/GENERAL BUSINESS

- 4. <u>21-863</u> Public Hearing: Action on a Resolution of Necessity to Acquire Certain Real Property Interests on 890 Walsh Avenue, Santa Clara, California, from L.A.W., LLC (Continued from June 8, 2021)
 - **<u>Recommendation</u>**: Alternative 1: Adopt a Resolution of Necessity to Acquire Certain Real Property Interests on 890 Walsh Avenue, Santa Clara, California, from L.A.W., LLC. (Five affirmative votes required [California Code of Civil Procedure section 1245.245]).

Chief Electric Utility Officer Pineda gave a PowerPoint Presentation.

Council comments and questions followed.

Chief Electric Utility Officer Pineda and City Attorney Doyle addressed Council questions.

Public Speaker(s): Phil Alne

A motion was made Councilmember Watanabe, seconded by Councilmember Jain, to close the Public Hearing.

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

City Attorney Doyle and **Outside Counsel F. Gale Connor** provided comments on the findings.

Council comments and questions followed.

A motion was made by Councilmember Watanabe, seconded by Councilmember Hardy, to adopt Resolution No. 21-8979 of Necessity to Acquire Certain Real Property Interests on 890 Walsh Avenue, Santa Clara, California, from L.A.W., LLC.

- Aye: 6 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
- **Nay:** 1 Councilmember Park

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

A. <u>21-526</u>		Public Hearing: Action on the Adoption of the Proposed FY 2021/22 & FY 2022/23 Biennial Operating Budget and FY 2021/22 Capital Improvement Program Changes			
	<u>Recommendation:</u>	 Alternatives 1, 2, 3, 4, 5, 6, and 7 Approve the Proposed FY 2021/22 and FY 2022/23 Biennial Operating Budget and FY 2021/22 Capital Budget changes, including the recommended revisions detailed in Attachment 2; Approve the Appropriation Schedule for operating funds totaling \$1,061,794,706 in FY 2021/22 and \$1,133,297,591 in FY 2022/23 and the FY 2021/22 Appropriation Schedule for capital funds totaling \$330,708,848 as detailed in Attachment 3 Approve the Housing Authority FY 2021/22 expenditure budget of \$363,099 and FY 2022/23 expenditure budget of \$368,411 as presented in the Operating Budget; Approve the Sports and Open Space Authority FY 2021/22 expenditure budget of \$5,420 and FY 2022/23 expenditure budget of \$5,420 as presented in the Operating Budget; Direct staff to bring forward a separate resolution to increase the Transient Occupancy Tax rate by two percentage points effective January 1, 2022; Direct staff to bring forward a Parks and Recreation fee cost recovery policy in FY 2021/22 for Council consideration as part of the comprehensive review of fees; and Direct staff to bring forward potential revenue tax measures for the November 2022 ballot and to return with the appropriate schedule and workplan for successfully placing measures on the ballot, including a Business Tax measure. 			

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

Director of Finance Lee gave a PowerPoint Presentation for Items 5.A, 5.B and 6.

Council questions and comments followed.

Director of Finance Lee and **City Manager Santana** addressed **Council** questions.

Public Speaker(s): Lee

Anthony Pascoal Alex Torke

A motion was made by Councilmember Watanabe, seconded by Councilmember Jain, to close the Public Hearing.

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

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

A motion was made by **Councilmember Watanabe**, to approve (1) approve the Proposed FY 2021/22 and FY 2022/23 Biennial Operating Budget and FY 2021/22 Capital Budget changes, including the recommended revisions detailed in Attachment 2; (2) approve the Appropriation Schedule for operating funds totaling \$1,061,794,706 in FY 2021/22 and \$1,133,297,591 in FY 2022/23 and the FY 2021/22 Appropriation Schedule for capital funds totaling \$330,708,848 as detailed in Attachment 3; (3) approve the Housing Authority FY 2021/22 expenditure budget of \$363,099 and FY 2022/23 expenditure budget of \$368,411 as presented in the Operating Budget; (4) approve the Sports and Open Space Authority FY 2021/22 expenditure budget of \$5,420 and FY 2022/23 expenditure budget of \$5,420 as presented in the Operating Budget; (5) direct staff to bring forward a separate resolution to increase the Transient Occupancy Tax rate by two percentage points effective January 1, 2022; (6) direct staff to bring forward a Parks and Recreation fee cost recovery policy in FY 2021/22 for Council consideration as part of the comprehensive review of fees; (7) direct staff to bring forward potential revenue tax measures for the November 2022 ballot and to return with the appropriate schedule and workplan for successfully placing measures on the ballot, including a Business Tax measure; Alternative (8): Restore funding for the Roberta Jones Jr. Theater program by increasing the Parks and Recreation Department General Fund budget by \$200,189 in FY 2021/22; Alternative (9): direct staff to include discussion of the Transportation Demand Management program and guiet zones for train horns as part of the City Council Priority Setting Retreat in early 2022; Alternative (12): Do not implement the budget reductions included in the Proposed Budget for the Fire Department, increasing the Fire Department General Fund budget by \$1.3 million in FY 2021/22 for the Rescue Response Unit (\$650, 000) and the HazMat Response Unit (\$650, 000) and by \$1.3 million in FY 2022/23 for these two units, and decreasing the General Fund Land Sale Reserve by \$1.3 million in FY 2021/22 and by \$1.3 million in FY 2022/23; continue to freeze the Public Works Department positions and to keep the Fire Department at 36 Firefighters.

Motion failed for a lack of second.

Council questions and comments followed.

City Manager Santana and Director of Finance Lee addressed Council comments and questions. **Councilmember Becker** requested a friendly amendment to **Councilmember Watanabe's** original motion include funding from Community Grant Program for Ballet and fund the Police Department positions that are being frozen from Budget Stabilization Fund (Phase 1 cuts - 15 positions: 8 Sworn and 7 Civilian).

Councilmember Watanabe accepted the friendly amendment.

Council questions and comments followed.

City Manager Santana and Director of Finance Lee addressed Council comments and questions.

A motion was made by Councilmember Watanabe, seconded by Councilmember Becker, to approve Alternative #1: approve the Proposed FY 2021/22 and FY 2022/23 Biennial Operating Budget and FY 2021/22 Capital Budget changes, including the recommended revisions detailed in Attachment 2: Alternative #2: approve the Appropriation Schedule for operating funds totaling \$1,061,794,706 in FY 2021/22 and \$1,133,297,591 in FY 2022/23 and the FY 2021/22 Appropriation Schedule for capital funds totaling \$330,708,848 as detailed in Attachment 3; Alternative #3 approve the Housing Authority FY 2021/22 expenditure budget of \$363,099 and FY 2022/23 expenditure budget of \$368,411 as presented in the Operating Budget; Alternative #4: approve the Sports and Open Space Authority FY 2021/22 expenditure budget of \$5,420 and FY 2022/23 expenditure budget of \$5,420 as presented in the Operating Budget; Alternative #5: direct staff to bring forward a separate resolution to increase the Transient Occupancy Tax rate by two percentage points effective January 1, 2022; Alternative #6: direct staff to bring forward a Parks and Recreation fee cost recovery policy in FY 2021/22 for Council consideration as part of the comprehensive review of fees; Alternative #7: direct staff to bring forward potential revenue tax measures for the November 2022 ballot and to return with the appropriate schedule and workplan for successfully placing measures on the ballot, including a Business Tax measure; Alternative #8: restore funding for the Roberta Jones Jr. Theater program by increasing the Parks and Recreation Department General Fund from Land Sale Reserves budget by \$200,189 in FY 2021/22, Alternative #9: direct staff to include discussion of the Transportation Demand Management program and quiet zones for train horns as part of the City Council Priority Setting Retreat

in early 2022; and Alternative #12: do not implement the budget reductions included in the Proposed Budget for the Fire Department, increasing the Fire Department General Fund budget by \$1.3 million in FY 2021/22 for the Rescue Response Unit (\$650,000) and the HazMat Response Unit (\$650,000) and by \$1.3 million in FY 2022/23 for these two units, and decreasing the General Fund Land Sale Reserve by \$1.3 million in FY 2021/22 and by \$1.3 million in FY 2022/23, continue the freezing of the Public Works Street Positions (not to eliminate positions), and keep the Fire Department staffing at 36, fund \$10,000 for the Ballet program from the Community Grant Fund, identify a funding source for \$3.1 million per year for two years from budget stabilization reserves to restore Phase 1 cuts (15 positions: 8 Sworn and 7 Civilian).

- Aye: 3 Councilmember Watanabe, Councilmember Becker, and Mayor Gillmor
- **Nay:** 4 Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, and Councilmember Jain

Motion Fails.

Council and Authorities Concurrent Meeting

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

A motion was made by **Councilmember Hardy**, seconded by Vice Mayor Chahal, to approve Alternative #1: approve the Proposed FY 2021/22 and FY 2022/23 Biennial Operating Budget and FY 2021/22 Capital Budget changes, including the recommended revisions detailed in Attachment 2; Alternative #2: approve the Appropriation Schedule for operating funds totaling \$1,061,794,706 in FY 2021/22 and \$1,133,297,591 in FY 2022/23 and the FY 2021/22 Appropriation Schedule for capital funds totaling \$330,708,848 as detailed in Attachment 3; Alternative #3 approve the Housing Authority FY 2021/22 expenditure budget of \$363.099 and FY 2022/23 expenditure budget of \$368,411 as presented in the Operating Budget; Alternative #4: approve the Sports and Open Space Authority FY 2021/22 expenditure budget of \$5,420 and FY 2022/23 expenditure budget of \$5,420 as presented in the Operating Budget; Alternative #5: direct staff to bring forward a separate resolution to increase the Transient Occupancy Tax rate by two percentage points effective January 1, 2022; Alternative #6: direct staff to bring forward a Parks and Recreation fee cost recovery policy in FY 2021/22 for Council consideration as part of the comprehensive review of fees; Alternative #7: direct staff to bring forward potential revenue tax measures for the November 2022 ballot and to return with the appropriate schedule and workplan for successfully placing measures on the ballot, including a Business Tax measure; Alternative #8: Restore funding for the Roberta Jones Jr. Theater program by increasing the Parks and Recreation Department General Fund budget by \$200,189 in FY 2021/22 and \$205,427 in FY 2022/23, restoring the 1.0 Recreation Supervisor position, increasing the General Fund Other Fees for Services revenue estimate by \$101,250 in FY 2021/22 and \$153,000 in FY 2022/23 to reflect increased participant fees and ticket sales, increasing the General Fund Other Revenue estimate by \$48,000 in FY 2021/22 to reflect private sponsorships, and decreasing the General Fund Land Sale Reserve by \$50,939 in FY 2021/22 and \$52,427 in FY 2022/23; Alternative #9: direct staff to include discussion of the Transportation Demand Management program and quiet zones for train horns as part of the City Council Priority Setting Retreat in early 2022.

Vice Mayor Chahal requested a friendly amendment to include funding for Roberta Jones Jr. Theater if they are unable to raise funding.

Councilmember Hardy accepted the friendly amendment and note after Alternative #8: "if possible."

Council comments and questions followed.

City Manager Santana addressed Council questions.

A motion was made by Councilmember Hardy, seconded by Vice Mayor Chahal, to approve Alternative #1: approve the Proposed FY 2021/22 and FY 2022/23 Biennial Operating Budget and FY 2021/22 Capital Budget changes, including the recommended revisions detailed in Attachment 2; Alternative #2: approve the Appropriation Schedule for operating funds totaling \$1,061,794,706 in FY 2021/22 and \$1,133,297,591 in FY 2022/23 and the FY 2021/22 Appropriation Schedule for capital funds totaling \$330,708,848 as detailed in Attachment 3; Alternative #3 approve the Housing Authority FY 2021/22 expenditure budget of \$363,099 and FY 2022/23 expenditure budget of \$368,411 as presented in the Operating Budget; Alternative #4: approve the Sports and Open Space Authority FY 2021/22 expenditure budget of \$5,420 and FY 2022/23 expenditure budget of \$5,420 as presented in the Operating Budget; Alternative #5: direct staff to bring forward a separate resolution to increase the Transient Occupancy Tax rate by two percentage points effective January 1. 2022: Alternative #6: direct staff to bring forward a Parks and Recreation fee cost recovery policy in FY 2021/22 for Council consideration as part of the comprehensive review of fees; Alternative #7: direct staff to bring forward potential revenue tax measures for the November 2022 ballot and to return with the appropriate schedule and workplan for successfully placing measures on the ballot, including a Business Tax measure; Alternative #8: Restore funding for the Roberta Jones Jr. Theater program by increasing the Parks and Recreation Department General Fund budget by \$200,189 in FY 2021/22 and \$205,427 in FY 2022/23, restoring the 1.0 Recreation Supervisor position, increasing the General Fund Other Fees for Services revenue estimate by \$101,250 in FY 2021/22 and \$153,000 in FY 2022/23 to reflect increased participant fees and ticket sales, increasing the General Fund Other Revenue estimate by \$48,000 in FY 2021/22 to reflect private sponsorships, if possible and decreasing the General Fund Land Sale Reserve by \$50,939 in FY 2021/22 and \$52,427 in FY 2022/23; Alternative #9: direct staff to include discussion of the Transportation Demand Management program and quiet zones for train horns as part of the City Council

Priority Setting Retreat in early 2022.

- **Aye:** 5 Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, and Councilmember Becker
- **Nay:** 2 Councilmember Watanabe, and Mayor Gillmor

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

Motion Passes.

Public Speaker(s): Lee

A motion was made by Councilmember Becker, seconded by Vice Mayor Chahal, to fund the Ballet Program \$10,000 from the Community Grant Program.

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

Motion Passes.

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

A motion was made by **Councilmember Watanabe**, seconded by **Councilmember Becker**, to approve Alternative 12: do not implement the budget reductions included in the Proposed Budget for the Fire Department, increasing the Fire Department General Fund budget by \$1.3 million in FY 2021/22 for the Rescue Response Unit (\$650,000) and the HazMat Response Unit (\$650,000) and by \$1.3 million in FY 2022/23 for these two units, and decreasing the General Fund Land Sale Reserve by \$1.3 million in FY 2021/22 and by \$1.3 million in FY 2022/23, and identify funding source for \$3.1 million per year for two years from Budget Stabilization Reserve to restore Phase 1 cuts (15 positions: 8 Sworn and 7 Civilian).

Council questions and comments followed.

Public Speaker(s): Brian Allen Mike Walke Alex Torke

Council questions and comments followed.

City Manager Santana addressed Council questions.

A motion was made by Councilmember Watanabe, seconded by Councilmember Becker, to approve Alternative 12: do not implement the budget reductions included in the Proposed Budget for the Fire Department, increasing the Fire Department General Fund budget by \$1.3 million in FY 2021/22 for the Rescue Response Unit (\$650,000) and the HazMat Response Unit (\$650,000) and by \$1.3 million in FY 2022/23 for these two units, and decreasing the General Fund Land Sale Reserve by \$1.3 million in FY 2021/22 and by \$1.3 million in FY 2022/23, and identify funding source for \$3.1 million per year for two years from Budget Stabilization Reserve to restore Phase 1 cuts (15 positions: 8 Sworn and 7 Civilian).

- Aye: 3 Councilmember Watanabe, Councilmember Becker, and Mayor Gillmor
- Nay: 4 Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, and Councilmember Jain

Motion Failed.

Mayor Gillmor called for a recess at 9:52 PM and reconvened the meeting at 10:10 PM.

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

A motion was made by Councilmember Watanabe, seconded by Councilmember Park, to continue to freeze the Public Works Department positions instead of elimination.

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

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

Motion Passes.

Council comments and questions followed.

City Manager Santana and Director of Finance Lee addressed Council questions.

Public Speaker(s): Bob O'Keefe

A motion was made by Councilmember Park, seconded by Vice Mayor Chahal, to approve Alternative 12: Do not implement the budget reductions included in the Proposed Budget for the Fire Department, increasing the Fire Department General Fund budget by \$1.3 million in FY 2021/22 for the Rescue Response Unit (\$650,000) and the HazMat Response Unit (\$650,000) and by \$1.3 million in FY 2022/23 for these two units, and decreasing the General Fund Land Sale Reserve by \$1.3 million in FY 2021/22 and by \$1.3 million in FY 2022/23.

- Aye: 5 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Park, Councilmember Becker, and Mayor Gillmor
- Nay: 2 Councilmember Hardy, and Councilmember Jain

5. Fiscal Year 2021/22 and 2022/23 Budget Action Items

Motion Passes.

Council questions and comments followed.

A motion was made by **Councilmember Park**, seconded by **Councilmember Watanabe**, to direct staff to appropriate \$ 1.7 million per year for the 8 Sworn Positions from the Budget Stabilization Reserve and freeze the 7 Non-Sworn Positions for the Police Department.

Councilmember Jain requested a friendly amendment to the motion on the floor to allocate the position funding to the Police Department and allow the Police Department to determine which positions (Sworn or Non-Sworn) to fund.

City Manager Santana addressed Council questions.

Councilmember Park accepted the friendly amendment to allocate the funding to personnel.

Public Speaker(s): Bob O'Keefe

Council questions and comments followed.

City Manager Santana addressed Council questions.

A motion was made by Councilmember Park, seconded by Councilmember Watanabe, to direct staff to appropriate \$ 1.7 million per year from the Budget Stabilization Reserve for only personnel in the Police Department.

- Aye: 5 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Park, Councilmember Becker, and Mayor Gillmor
- Nay: 2 Councilmember Hardy, and Councilmember Jain

Motion Passes.

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В.	<u>21-816</u>	Action on a Resolution Establishing the Fiscal Year 2021/22 Appropriations Limit
<u>Recommendation:</u>		Adopt a Resolution establishing the City's FY 2021/22 appropriations limit of \$546,765,505.
		A motion was made by Councilmember Jain, seconded by Vice Mayor Chahal, to adopt Resolution No. 21-8980 establishing the City's FY 2021/22 appropriations limit of \$546,765,505.
	Aye:	 7 - Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
6.	<u>21-577</u>	Public Hearing: Action on the Adoption of the Fiscal Year 2021/22 Municipal Fee Schedule
	<u>Recommendation:</u>	Alternative 1: Adopt a resolution for the "City of Santa Clara 2021/22 Municipal Fee Schedule" which (1) sets new fees, rates and charges (collectively "fees"); (2) amends existing fees; (3) deletes certain fees; and (4) retains unchanged fees for various City departments with an effective date of July 1, 2021 for all fees except parkland in-lieu fees and development-related fees and an effective date of August 23, 2021 for the development-related fees. Parkland in-lieu fees have effective dates as set forth in Resolution 21-8970 adopted on June 10, 2021, specifically June 11, 2021 for Quimby Act fees and August 9, 2021 for Mitigation Fee Act fees. Council comments and questions followed.
		City Manager Santana addressed Council questions.
A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to close the Public Hearing.		
	Aye:	 7 - Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember Becker, and Mayor Gillmor

A motion was made by Councilmember Jain, seconded by Vice Mayor Chahal, to approve Alternative 1: adopt Resolution No. 21-8981 for the "City of Santa Clara 2021/22 Municipal Fee Schedule" which (1) sets new fees, rates and charges (collectively "fees"); (2) amends existing fees; (3) deletes certain fees; and (4) retains unchanged fees for various City departments with an effective date of July 1, 2021 for all fees except parkland in-lieu fees and development-related fees and an effective date of August 23, 2021 for the development-related fees. Parkland in-lieu fees have effective dates as set forth in Resolution No. 21-8970 adopted on June 10, 2021, specifically June 11, 2021 for Quimby Act fees and August 9, 2021 for Mitigation Fee Act fees.

- Aye: 7 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
- 9.21-150Public Hearing: Action on Resolutions Approving Water, Sewer and
Recycled Water Rates to be Effective July 1, 2021

Recommendation: Alternative 1: Adopt Resolution Establishing Water Rate Schedule 2021-01

Director of Water & Sewer Utilities Welling gave a PowerPoint Presentation.

Council comments and questions followed.

Director of Water & Sewer Utilities Welling addressed **Council** questions.

A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to close the Public Hearing.

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

Assistant City Clerk Pimentel noted the following:

As the conclusion of the Public Hearing, the City of Santa Clara received nine Written Protests to the Proposed Water Rate Schedule. The number of written protests received does not amount to a majority parcel owners subject to the fee, consequently there is an inefficient number of written protests received to constitute majority protests as noted in Proposition 218 and the Council may proceed in considering the Resolution.

A motion was made by Councilmember Hardy, seconded by Councilmember Jain, to approve Alternative 1: Adopt Resolution No. 21-8982 Establishing Water Rate Schedule 2021-22 for City Water Service rate to be effective July 1, 2021.

- Aye: 7 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
- 8. <u>21-146</u> Public Hearings: (1) Action to Approve 2020 Urban Water Management Plan; (2) Action to Approve Water Shortage Contingency Plan

<u>Recommendation</u>: 1. Adopt a Resolution approving the 2020 Urban Water Management Plan; and

2. Adopt a Resolution approving the Water Shortage Contingency Plan

Director of Water & Sewer Utilities Welling gave a PowerPoint Presentation.

Council comments and questions followed.

Director of Water & Sewer Utilities Welling and Thomas Francis [Water Resources Manager - Bay Area Water Supply & Conservation Agency (BAWSCA)] addressed Council questions.

Director of Water & Sewer Utilities Welling noted a typo on Page 110 (Section 8.1.2). The percent should be listed as 16% not 3% Recycled Water.

A motion was made by Councilmember Watanabe, seconded by Councilmember Becker, to close the Public Hearing.

Aye: 7 - Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember Becker, and Mayor Gillmor A motion was made by Councilmember Watanabe, seconded by Councilmember Hardy, to (1) adopt Resolution No. 21-8983 approving the 2020 Urban Water Management Plan; and (2) adopt Resolution No. 21-8984 approving the Water Shortage Contingency Plan noting the typo correction.

- Aye: 7 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
- 7. <u>21-1164</u> Public Hearing: Adoption of a Resolution Approving the Levy of Benefit Assessment upon the City of Santa Clara Parking Maintenance District No. 122 - Franklin Square

Recommendation: Alternative 1:

Adopt a Resolution approving the levy of benefit assessment upon the City of Santa Clara Parking Maintenance District No. 122 and approving, confirming, and adopting the Director's Report for FY 2021/22.

Mayor Gillmor recused herself from discussion as she owns property within the Franklin Square Mall.

Vice Mayor Chahal presided over this item.

Director of Public Works Mobeck gave a verbal report.

Council comments and questions followed.

Director of Public Works Mobeck and **City Attorney Doyle** addressed **Council** questions and comments.

A motion was made by Councilmember Hardy, seconded by Councilmember Becker, to close the Public Hearing.

- Aye: 6 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, and Councilmember Becker
- Abstained: 1 Mayor Gillmor

A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to Alternative 1: adopt Resolution No. 21-8985 approving the levy of benefit assessment upon the City of Santa Clara Parking Maintenance District No. 122 and approving, confirming, and adopting the Director's Report for FY 2021/22.

- Aye: 5 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, and Councilmember Jain
- Nay: 1 Councilmember Becker
- Abstained: 1 Mayor Gillmor

CONSENT ITEMS PULLED FOR DISCUSSION

Mayor Gillmor presided over the remainder of the meeting.

- **3.C** <u>21-815</u> Action on Monthly Financial Status and Investment Reports for April 2021 and Approve Related Budget Amendments
 - **Recommendation:** Note and file the Monthly Financial Status and Investment Reports for April 2021 as Presented and Approve Related Budget Amendments in various funds requiring five affirmative votes and consistent with **City Charter Section 1305**, "*At any meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the affirmative votes of at least five members* so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenue not included in the budget," as noted for each individual item in Attachment 3.

Councilmember Jain pulled Item 3.C for further clarification on inflation rates.

Director of Finance Lee addressed Council questions.

A motion was made by Councilmember Jain, seconded by Councilmember Hardy, to note and file the Monthly Financial Status and Investment Reports for April 2021 as Presented and Approve Related Budget Amendments in various funds requiring five affirmative votes and consistent with City Charter Section 1305, "At any meeting after the adoption of the budget, the City Council may amend or supplement the budget by motion adopted by the affirmative votes of at least five members so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenue not included in the budget," as noted for each individual item in Attachment 3.

- Aye: 7 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
- **3.F** <u>21-705</u> Action on Second Amendment to the Loan Agreement with Westwood Ambassador Apartments (Charities Housing Development Corporation of Santa Clara) to Extend the Affordable Housing Requirements for 41 Rental Units within the Project Located at 2602 Newhall Street
 - Recommendation:Approve and authorize the City Manager to negotiate and execute the
Second Amendment to the Loan Agreement with Charities Housing
Development Corporation of Santa Clara; approve the Affordability
Restrictions extending the affordable housing requirements for 41 rental
units within the project located at 2602 Newhall Street and to make
modifications to the Agreement as reviewed by the City Attorney for form
and consistency; to execute all documents necessary (including
Subordination Agreement) to implement the Agreement.

Councilmember Jain pulled this item to request the developer to use heat pump units.

Director of Community Development Crabtree and Sara Erickson (Senior Development Project Manager - Charities Housing Development Corporation) addressed Council comment.

A motion was made by Councilmember Jain, seconded by Councilmember Hardy, to approve and authorize the City Manager to negotiate and execute the Second Amendment to the Loan Agreement with Charities Housing Development Corporation of Santa Clara; approve the Affordability Restrictions extending the affordable housing requirements for 41 rental units within the project located at 2602 Newhall Street and to make modifications to the Agreement as reviewed by the City Attorney for form and consistency; to execute all documents necessary (including Subordination Agreement), Assignment and Assumption Agreement and Regulatory Agreement) to implement the Agreement.

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

3.K	<u>21-632</u>	Action on a Resolution Acknowledging Receipt by City Council of a State-Mandated Compliance Report on Required Annual Fire Inspections of Certain Occupancies			
<u>Recommendation:</u>		Adopt a Resolution acknowledging receipt of a report made by the Fire Chief of the Santa Clara Fire Department regarding the inspection of certain occupancies requiring annual inspections in such occupancies pursuant to sections 13146.2 and 13146.3 of the California Health and Safety Code.			
		Councilmember Jain pulled this item for further clarification inspection costs and how other cities are handling.			
		City Manager Santana noted staff can provide an informational report on Councilmember Jain's inquiries.			
		A motion was made by Councilmember Jain, seconded by Councilmember Becker, to adopt Resolution No. 21-8986 acknowledging receipt of a report made by the Fire Chief of the Santa Clara Fire Department regarding the inspection of certain occupancies requiring annual inspections in such occupancies pursuant to sections 13146.2 and 13146.3 of the California Health and Safety Code.			
	Aye:	 7 - Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember 			

Becker, and Mayor Gillmor

10. Written Petitions Submitted

Α.	<u>21-851</u>	Action on a Written Petition submitted by Robert Mezzetti, II Requesting to Discuss Amendment No. 3 to the Exclusive Negotiation Agreement by and between the City, VTA and Republic Metropolitan an LLC for the proposed project located at 500 S. Benton Street (APN 230-08-061 and 230-08-078)		
	Recommendation:	That Council take no action on the petition and do not place the item on a future agenda.		
		Kelly Macy on behalf of Robert Mezzitti, II (Written Petitioner) requested to place this item on a future agenda to talk about the project and process.		
Jonathan Evans Jua Patricia Leung Joh Rob Mayer Cas Donna Kay Dan Ondrasek Bev Rob Mezzetti Pau		Susan Hinton (e-Comment) Juan Moyoli (e-Comment) John Dietrich (e-Comment) Casey Hiatt (e-Comment) Kay Ammon (e-Comment) Bev Hromec (e-Comment) Paul Rebello (e-Comment) Susan Hinton (e-Comment)		
		Councilmember Becker, Jain, and Watanabe noted that they have spoken with representatives of this project and members from the Old Quad Residence Association. A motion was made by Councilmember Jain, seconded by Councilmember Hardy, to take no action.		
	Aye:	4 - Councilmembe and Councilme	•	er Park, Councilmember Jain,

- Nay: 3 Councilmember Watanabe, Vice Mayor Chahal, and Mayor Gillmor
- B.21-783Action on a Written Petition (Council Policy 030) submitted by Gabriela
Landaveri Requesting the City of Santa Clara Adopt a "Vision Zero" Policy

Recommendation: Staff makes no recommendation.

A motion was made by Councilmember Becker, seconded by Councilmember Watanabe, to continue to July 6, 2021 Council and Authorities Concurrent Meeting.

- Aye: 5 Councilmember Watanabe, Councilmember Hardy, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
- Nay: 2 Vice Mayor Chahal, and Councilmember Park

C.	<u>21-872</u>	Action on a Written Petition Submitted by Councilmember Jain Requesting
		to Place an Agenda Item at a Future Meeting to have a Policy Discussion
		on Data Centers

Recommendation: Staff has no recommendation and seeks Council direction.

A motion was made by Councilmember Becker, seconded by Councilmember Watanabe, to continue July 6, 2021 Council and Authorities Concurrent Meeting.

- Aye: 5 Councilmember Watanabe, Councilmember Hardy, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
- **Nay:** 2 Vice Mayor Chahal, and Councilmember Park

REPORTS OF MEMBERS AND SPECIAL COMMITTEES

Councilmember Hardy noted that Ulistac Natural Preserve will have a Workday from this Saturday, June 26, 2021 from 9:00 AM - 12:00 PM and are looking for 40 volunteers.

CITY MANAGER/EXECUTIVE DIRECTOR REPORT

None.

- <u>21-875</u> Update on City Council and Stadium Authority Staff Referrals
- 21-888 Tentative Meeting Agenda Calendar (TMAC)

ADJOURNMENT

The meeting was adjourned at 12:27 PM in **memory** of **Warner M. Nash** (30 Year Veteran of the Santa Clara Fire Department and Long-Term Santa Clara Resident).

A motion was made by Councilmember Park, seconded by Councilmember Watanabe, to adjourn the meeting at 12:27 PM.

- Aye: 7 Councilmember Watanabe, Vice Mayor Chahal, Councilmember Hardy, Councilmember Park, Councilmember Jain, Councilmember Becker, and Mayor Gillmor
- 21-900 Adjournment of the June 22, 2021 City Council Meeting Post Meeting Material

The next regular scheduled meeting is on Tuesday evening, July 6, 2021

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); Bayshore North Project Enhancement Authority (BNPEA); Public Facilities Financing Corporation (PFFC)

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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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