



# City of Santa Clara

## Meeting Minutes

### Council and Authorities Concurrent Meeting

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01/12/2021

4:00 PM

Virtual Meeting

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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](mailto: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.

#### **4:00 PM COUNCIL REGULAR MEETING**

##### **Call to Order**

**Mayor Gillmor** called the meeting to order at 4:05 PM.

##### **Pledge of Allegiance and Statement of Values**

**Council** recited the Pledge of Allegiance.

**Councilmember Watanabe** recited the Statement of Values.

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

##### **Roll Call**

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

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**CONTINUANCES/EXCEPTIONS/RECONSIDERATIONS**

1. [21-39](#) CLOSED SESSION ITEM  
Conference with Legal Counsel-Existing Litigation (CC, SA)  
Pursuant to Gov't Code § 54956.9(d)(1)  
Nevarez v. City of Santa Clara, et al., United States District Court, Northern  
District of California Case No. 5:16-CV-07013-LHK  
(Continued from December 16, 2020)

**Recommendation:** Continue the Closed Session Item *Nevarez v. City of Santa Clara, et al.*,  
United States District Court, Northern District of California Case No.  
5:16-CV-07013-LHK  
to January 19, 2021.

**A motion was made by Councilmember Watanabe, seconded by  
Councilmember Jain, to continue the Closed Session item to  
January 19, 2021.**

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

**SPECIAL ORDER OF BUSINESS**

- 2.A [21-42](#) Introduction of the New Chief Executive Officer of Silicon Valley/Santa  
Clara DMO, Inc. (Deferred from December 16, 2020)

**Eron Hodges (General Manager, Hyatt Regency Santa Clara)**  
introduced the **New Chief Executive Officer of Silicon Valley/Santa  
Clara DMO, Inc. Matt Stewart.**

- 2.B [21-1309](#) Recognize Resident Evelyn Buffo on her 100th Birthday

**Mayor Gillmor** introduced and wished Long-Time resident **Evelyn Buffo**  
a Happy 100th Birthday. **Mayor Gillmor** issued Evelyn Buffo a  
Proclamation on her 100th Birthday.

- 2.C [21-1257](#) Recognition of Santa Clara students for their participation in Santa Clara  
Valley Science and Engineering Fair Association's Synopsys Science and  
Technology Championship

**Mayor Gillmor** recognized Santa Clara students for their participation in  
Santa Clara Valley Science and Engineering Fair Association's Synopsys  
Science and Technology Championship.

**Sandra Meditch (President of Santa Clara Valley Science and  
Engineering Fair Association)** introduced and congratulated Santa  
Clara student participants.

2.D [21-41](#) Verbal Report from City Manager regarding COVID-19 Pandemic

**City Manager Santana** acknowledged Santa Clara's Police Department by noting January 9, 2021 was National Law Enforcement Appreciation Day and January 11, 2021 was the 54th Anniversary of the passing of **Santa Clara Police Officer William L. Rickabaugh**.

**City Manager Santana** gave a PowerPoint Presentation and provided the following COVID-19 Update:

- Santa Clara County is currently still in the Stay-At-Home Order and the ICU Capacity is at 6%;
- Santa Clara County average cases is 1,259 with 100 new hospitalizations each day;
- Santa Clara County is currently in Phase 1A of the Vaccination Distribution Plan;
- Library and Parks & Recreation was recognized for Vaccination Sites;
- Information Technology Department was recognized for receiving the MISAC Award for Excellence in Information Technology Practices for the 14th year in a row; and
- Noted Simrat Dhadli, Deputy City Clerk has achieved her Certified Municipal Clerk Certification.

**Chief Emergency Services Officer Schoenthal** provided an update on the COVID-19 Pandemic in the City of Santa Clara, County of Santa Clara, and State of California.

**CONSENT CALENDAR**

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve the Balance of the Consent Calendar (except Items 3.F, 3.I, 3.P, 3.R, 3.S, and 3.V).**

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

3.A [21-88](#) Action on Council and Authorities Concurrent and Joint Council and Authorities Concurrent/Stadium Authority Meeting Minutes

**Recommendation:** Approve the November 10, 2020 Council and Authorities Concurrent and November 17, 2020 Joint Council and Authorities Concurrent/Stadium Authority Meeting Minutes.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

3.B [21-02](#) Board, Commissions and Committee Minutes

**Recommendation:** Note and file the Minutes of:

Santa Clara Tourism Improvement District Advisory Board - May 5, 2019  
Santa Clara Tourism Improvement District Advisory Board - June 10, 2019  
Santa Clara Tourism Improvement District Advisory Board - June 17, 2019

**A motion was made by Councilmember Jain, seconded by  
Councilmember Watanabe, to approve staff recommendation.**

3.C [21-1281](#) Action on Bills and Claims Report (CC, SA,) for the period November 14th,  
2020 - December 18th, 2020

**Recommendation:** Approve the list of Bills and Claims for November 14, 2020 - December  
18, 2020.

**A motion was made by Council/Boardmember Jain, seconded by  
Council/Boardmember Watanabe, to approve staff recommendation.**

3.D [21-1176](#) Action on Monthly Financial Status and Investment Reports for October  
2020 and Related Budget Amendments

**Recommendation:** Note and file the Monthly Financial Status and Investment Reports for  
October 2020 as presented and Approve the Related Budget  
Amendments.

**A motion was made by Councilmember Jain, seconded by  
Councilmember Watanabe, to approve staff recommendation.**

- 3.E     [21-1404](#)     Action on a Resolution Authorizing the City Manager to Procure, Negotiate and Execute Amendments, Change Orders, and New Agreements with Various Vendors as Required to Complete Emergency Repairs and Maintenance at the Gianera Generating Station, in an Aggregate Amount Not-to-Exceed \$2,567,736

**Recommendation:** Adopt a Resolution authorizing the City Manager to negotiate and execute amendments, change orders, and new agreements with various vendors as required to complete all repairs and maintenance at the Gianera Generating Station, in an aggregate amount not-to-exceed \$2,567,736 and directing staff to provide Council with a report on contracts awarded and work performed once the repairs have been completed.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to adopt Resolution No. 21-8928 authorizing the City Manager to Procure, Negotiate and Execute Amendments, Change Orders, and New Agreements with Various Vendors as required to complete emergency repairs and maintenance at the Gianera Generating Station, in an aggregate amount not to exceed \$2,567,736 and directing staff to provide Council with a report on contracts awarded and work performed once the repairs have been completed.**

- 3.G     [21-503](#)     Action on Change Order No. 4 for the Serra Substation Rebuild Project Contract No. 2104 with the Newtron Group and Related Additional Authorization

**Recommendation:**

1. Authorize the City Manager to execute Change Order No. 4 for the Serra Substation Construction Project (Contract No. 2104A) with the Newtron Group in an amount up to \$715,512.; and
2. Authorize the City Manager to execute additional change orders for a total contingency authorization of up to \$873,751 and a total not-to-exceed amount of \$6,576,773 for Contract No. 2104A.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

3.H [21-730](#)

Action on Various Agreements for Silicon Valley Power (SVP), authorize the City Manager to:

1. Execute Amendment No. 2 to the Agreement with Flynn Resource Consultants for Transmission Analysis Support;
2. Execute Amendment No. 1 to the Agreement with Milton Security Group, Inc. for Information Technology Support Services;
3. Execute Amendment No. 1 to the Master Construction Agreement with Hot Line Construction, Inc. for Electric Utility Overhead Services;
4. Execute an Agreement with Daniel L. Sun Inc. DBA Sun-Net Consulting for Implementation and Support of Transmission Outage Application Software; and
5. Add or delete services consistent with the scope of the agreements, and allow future rate adjustments subject to request and justification by contractor, approval by the City, and the appropriation of funds.

**Recommendation:**

1. Authorize the City Manager to execute Amendment No. 2 to the Agreement with Flynn Resource Consultants, Inc. to extend the term of the Agreement to April 30, 2021, and increase maximum compensation by \$500,000 to a new not-to-exceed amount of \$3,170,000;
2. Authorize the City Manager to execute Amendment No. 1 to the Agreement for Services with Milton Security Group, Inc. to extend the term of the Agreement to April 30, 2021 and increase maximum compensation by \$240,000 to a new not-to-exceed amount \$640,000;
3. Authorize the City Manager to execute Amendment No. 1 to the Master Construction Agreement with Hot Line Construction, Inc. to extend the term of the Agreement to July 31, 2022 with no change to maximum compensation;
4. Authorize the City Manager to execute an Agreement for the Performance of Services with Daniel L. Sun Inc. DBA Sun-Net Consulting in an amount not to exceed \$478,174 and a term of six years; and
5. Authorize the City Manager to add or delete services consistent with the scope of the agreements, and allow future rate adjustments subject to request and justification by contractor, approval by the City, and the appropriation of funds.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**



- 3.J     [21-1155](#)     Action on Amendment No. 1 to the Management Agreement between Lifetime Tennis, Inc. and the City of Santa Clara to address COVID-19 Impacts to Programs & Revenue

**Recommendation:** Authorize the City Manager to Execute an Amendment No. 1 to the Management Agreement between LifeTime Tennis, Inc. dba LifeTime Activities and the City of Santa Clara and delegate authority to make any needed modifications to the Agreement through December 31, 2021.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

3.K [21-1307](#)

Action on Various Agreements for Silicon Valley Power (SVP), authorize the City Manager to:

1. Execute Amendment No. 1 to an Agreement for the Performance of Services with GE Grid Solutions, LLC for JMUX Professional Support Services for network communication and control system;
2. Execute Amendment No. 1 to an Agreement for the Performance of Services with Reliability Optimization, Inc. for predictive maintenance services for SVP Generation Assets;
3. Execute Amendment No. 1 to an Agreement for the Performance of Services with Koffler Electrical Mechanical Apparatus Repair, Inc. (Koffler) for maintenance and repair of electrical equipment such as pumps, fans, and motors; and
4. Add or delete services consistent with the scope of the agreements, and allow future rate adjustments subject to request and justification by contractor, approval by the City, and the appropriation of funds.

**Recommendation:**

1. Authorize the City Manager to execute Amendment No. 1 to an Agreement for the Performance of Services with GE Grid Solutions, LLC. to extend the term of the Agreement to December 31, 2023, and increase maximum compensation by \$145,528 to a new not-to-exceed amount of \$241,278;
2. Authorize the City Manager to execute Amendment No. 1 to an Agreement for the Performance of Services with Reliability Optimization, Inc. to extend the term of the Agreement to January 24, 2023, and increase maximum compensation by \$387,958 from \$350,154 to a new not-to-exceed amount of \$810,686;
3. Authorize the City Manager to execute Amendment No. 1 to an Agreement for the Performance of Services with Koffler Electrical Mechanical Apparatus Repair, Inc. (Koffler) for maintenance and repair of electrical equipment such as pumps, fans, and motors to extend the term from three years to five years and increase maximum compensation from by \$205,591.91 from \$144,408.09 to a new not-to-exceed amount of \$350,000; and
4. Authorize the City Manager to add or delete services consistent with the scope of the agreements, and allow future rate adjustments subject to request and justification by contractor, approval by the City, and the appropriation of funds.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**



- 3.L      [21-1194](#)      Action on Amendment No. 1 to the Management Agreement between City of Santa Clara and The Santa Clara Swim Club, Inc. for Mary Gomez Pool to address COVID-19 Impacts to Programs & Revenue

**Recommendation:** Authorize the City Manager to execute Amendment No. 1 to the Management Agreement between the City of Santa Clara and Santa Clara Swim Club for the operation of Mary Gomez Pool and delegate authority to make minor modifications to the Agreement as needed.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

- 3.M      [21-1306](#)      Action on Amendment No. 1 to the Grant Agreement with Bay Area Air Quality Management District Grant No. 2018.245

**Recommendation:** Authorize the City Manager to execute Amendment No. 1 to the Grant Agreement with Bay Area Air Quality Management District (BAAQMD) Grant No. 2018.245 to extend the term of the grant to demonstrate the feasibility of battery energy storage systems for back-up power at data centers.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

- 3.N      [21-1203](#)      Action on Adoption of a Resolution Declaring Weeds a Public Nuisance and Setting February 9, 2021 for Public Hearing

**Recommendation:** 1. Adopt a Resolution ordering the abatement of nuisance consisting of growing weeds in the City; and  
2. Set February 9, 2021 as the date for the required Public Hearing.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to adopt Resolution No. 21-8929 Declaring Weeds a Public Nuisance and Setting February 9, 2021 for Public Hearing.**

- 3.O      [21-1221](#)      Action on the Award of Purchase Orders to Waterworks Industries, Inc. for Fountain Maintenance and Repair Services through June 30, 2025

**Recommendation:** Authorize the City Manager to approve purchase orders with Waterworks Industries, Inc. for fountain maintenance and repair services through June 30, 2025, subject to the annual appropriation of funds.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

- 3.Q [21-1224](#) Action on a Professional Services Agreement Between Northern California Power Agency and the Cities of Palo Alto and Santa Clara for Consulting Services Related to Electric Transmission, Power Generation, Regulatory and Electric Market Design

**Recommendation:** Authorize the City Manager to execute the Professional Services Agreement between Northern California Power Agency and the Cities of Palo Alto and Santa Clara (the "Bay Area Municipal Transmission Services Agreement" or "BAMx Agreement") in an amount not to exceed \$493,125 annually for a total not to exceed amount of \$2,465,625 over the five year term of the agreement.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

- 3.T [21-1252](#) Action on Amendments to Four Professional Service Agreements for the Related Santa Clara Development Project Extending the Terms with Milstone Geotechnical Consulting Services, Environmental Risk Services, Valbridge Property Advisors and Robert E. Van Heuit

**Recommendation:** Approve and authorize the City Manager to execute:

1. Amendment No. 3 with Barry Milstone DBA Milstone Geotechnical Consulting Services for the Related Santa Clara Development Project to extend the term through December 31, 2021;
2. Amendment No. 4 to the Amended and Restated Agreement with Environmental Risk Services for Consulting Services for the Related Santa Clara Development Project to extend the term through December 31, 2021;
3. Amendment No. 3 with Hulberg and Associates, Inc., DBA Valbridge Property Advisors for Consulting Services for the Related Santa Clara Development Project to extend the term through July 31, 2021; and
4. Amendment No. 2 to Amended and Restated Agreement with Robert E. Van Heuit for Consulting Services for the Related Santa Clara Development Project to extend the term through December 31, 2021.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

- 3.U     [21-1264](#)     Action on the appointment of Qian Huang to the Planning Commission to serve a partial term ending June 30, 2021

**Recommendation:** 1. Declare two partial term vacancies: one term ending on June 30, 2021 and the second term ending June 30, 2023; and  
2. Appoint Qian Huang to fill one partial term ending June 30, 2021, and staff will return at a future meeting date to consider options on filling the second vacancy from the eligibility list put in place by former council action or open a recruitment to the public to fill the position.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to appoint Qian Huang to the Planning Commission for the partial term ending June 30, 2021.**

- 3.W     [21-1405](#)     Action on Adoption of an Ordinance No. 2023 adding Chapter 9.65 to the City Code to provide Hotel Service Workers Retention Rights (Deferred from December 16, 2020)

**Recommendation:** Adopt Ordinance No. 2023 adding Chapter 9.65 to the City Code to provide Hotel Service Workers Retention Rights.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to adopt Ordinance No. 2023, adding Chapter 9.65 to the City Code to provide Hotel Service Workers Retention Rights.**

- 3.X     [21-1406](#)     Action on Adoption of Ordinance No. 2025 amending the Transit Neighborhood Zoning District, the Zoning District applicable to the Tasman East Specific Plan area boundaries, to allow certain non-residential uses within the first three floors of mixed-use buildings and to correct an error regarding permissible density ranges (Deferred from December 16, 2020)

**Recommendation:** Adopt Ordinance No. 2025 amending the Transit Neighborhood Zoning District to allow certain non-residential uses within the first three floors of a mixed-use building and to correct an error regarding permissible density ranges.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to adopt Ordinance No. 2025, amending the Transit Neighborhood Zoning District, the Zoning District applicable to the Tasman East Specific Plan area boundaries, to allow certain non-residential uses within the first three floors of mixed-use buildings and to correct an error regarding permissible density ranges.**

- 3.Y [21-1407](#) Action on the Adoption of Ordinance No. 2026 Adding Section 17.15.350 to Chapter 15 of Title 17 of the Santa Clara City Code Regarding the Tasman East Specific Plan Infrastructure Fee (Deferred from December 16, 2020)

**Recommendation:** Adopt Ordinance No. 2026 Adding Section 17.15.350 to Chapter 15 of Title 17 of the Santa Clara City Code Regarding the Tasman East Specific Plan Infrastructure Fee.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to adopt Ordinance No. 2026, adding Section 17.15.350 to Chapter 15 of Title 17 of the Santa Clara City Code Regarding the Tasman East Specific Plan Infrastructure Fee.**

- 3.Z [21-1389](#) Action on a First Amendment to the Disposition and Development Agreement with Core Winchester LLC for the development of up to 361 multi-family residential units and 1.5 acres of open space at 1834 Worthington Circle/90 North Winchester (Agrihood Project on the former BAREC site)

**Recommendation:** Adopt a Resolution approving and authorizing the City Manager to execute the First Amendment to Disposition and Development Agreement with Core Affordable Housing for the development of up to 361 multi-family residential units and 1.5 acres of open space at 1834 Worthington Circle/90 North Winchester and further authorizing the City Manager to execute all other agreements (including a Ground Lease, Loan Agreements, Deeds of Trust, Promissory Notes, and Affordable Housing Agreement) in a form consistent with the First Amendment to Disposition and Development Agreement and all other documents necessary or convenient to close escrow and implement the purposes and terms of the Disposition and Development Agreement, as amended.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

- 3.AA [21-1237](#) Action on the Fairway Glen Park Restroom Project Schematic Design Option 1 and Introduction of an Ordinance Approving the Update of the Fairway Glen Park Master Plan to include a Restroom in Accordance with City Charter Section 714.1

**Recommendation:** Approval of the Fairway Glen Park Restroom Project Schematic Design Option 1 and introduction of an ordinance approving the update of the Fairway Glen Park Master Plan to include a Restroom Building in accordance with City Charter Section 714.1.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

**3.BB    [21-1256](#)**      Action on an Agreement with Long's Custom Discing, Inc. for Annual Swale Mowing Services

- Recommendation:**
1. Approve and authorize the City Manager to execute an agreement with Long's Custom Discing, Inc. to perform annual mowing of the City's Eastside Retention Basin Drainage Swale for an amount not-to-exceed \$296,208.61 over the five-year term of the agreement, subject to the appropriation of funds; and
  2. Authorize the City Manager to make minor modifications to the agreement, including time extensions, as necessary.

**A motion was made by Councilmember Jain, seconded by Councilmember Watanabe, to approve staff recommendation.**

**PUBLIC PRESENTATIONS**

**Wesley Mukoyama** expressed comments of concern on the California Voting Rights Act case and the not to consider appealing the decision.

**Diane Harrison** requested deferring the seating of the new Bicycle Pedestrian Advisory Committee members until there was a review of election irregularities.

**Councilmember Chahal** expressed comments on the recent events that occurred in Washington DC at the United States Capital.

**CONSENT ITEMS PULLED FOR DISCUSSION**

- 3.I [21-1073](#) Action on the Parks & Recreation Commission Recommendation that the Council approve the Magical Bridge All-Inclusive Playground in Central Park Schematic Design Scopes A, B, C and D and Introduction of an Ordinance Approving the Central Park All-Inclusive Playground Schematic Design in Accordance with City Charter Section 714.1

**Recommendation:** 1. Approve the Magical Bridge All-Inclusive Playground in Central Park Schematic Design Scopes A, B, C and D; and  
2. Introduce an ordinance approving the All-Inclusive Playground Schematic Design in accordance with City Charter Section 714.1

**Councilmember Jain** pulled the item for further clarification on Compliance with Measure R. **City Attorney Doyle** addressed questions.

**Public Speaker(s):** Susan Hinton (eComment)

A motion was made by **Councilmember Becker**, seconded by **Vice Mayor Hardy**, to (1) approve the **Magical Bridge All-Inclusive Playground in Central Park Schematic Design Scopes A, B, C and D**; and (2) introduce **Ordinance No. 2028 approving the All-Inclusive Playground Schematic Design in accordance with City Charter Section 714.1**.

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



- 3.P [21-1084](#) Action on an Agreement with Jones Lang LaSalle Americas, Inc. (JLL) for Consulting Services for the Development, Implementation and Operation of Comprehensive Tourism Strategy

- Recommendation:**
1. Approve and authorize the City Manager to execute an agreement with Jones Lang LaSalle Americas, Inc. to provide consulting services for the development, implementation and operation of a comprehensive tourism strategy retroactive to January 1, 2021 and ending on or about December 31, 2023 for a total maximum amount not-to-exceed \$300,000 subject to the appropriation of funds;
  2. Authorize the City Manager to execute any minor or administrative amendments to the Agreement which do not increase the compensation for the Agreement.
  3. Authorize the City Manager to execute up to three one-year options to extend the term of the agreement after the initial term through December 31, 2026 for ongoing consulting services, subject to the appropriation of funds.

**Councilmember Becker** pulled this item for discussion on his concerns with renewing the agreement with Jones Lang LaSalle Americas, Inc. (JLL).

**City Manager Santana and Assistant City Manager Shikada** provided an overview and addressed Council questions.

**Public Speaker(s):** Matt Stewart

**A motion was made by Councilmember Watanabe, seconded by Vice Mayor Hardy, to defer this item to a future date for further discussion.**

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

**Mayor Gillmor** called for a recess at 6:04 p.m. and reconvened at 6:11 p.m.

3.R     [21-1245](#)     Action on the Schematic Design of the New Public Neighborhood Park Located at 1205 Coleman Avenue (Gateway Crossings)

**Recommendation:** Approve the Schematic Design for the New Public Neighborhood Park located at 1205 Coleman Avenue.

**Councilmember Becker** pulled this item for further clarification on accessibility of restrooms.

**Councilmember Chahal** requested information on grass and turf.

**City Manager Santana** and **Director of Parks & Recreation Teixeira** addressed **Council** questions.

**Public Speaker(s):** Susan Hinton (eComment)  
Adam Thompson  
Rob Mayer

**Councilmember Park** requested that staff return with information on the different types of turf and the long-term effects of the turf.

**A motion was made by Councilmember Watanabe, seconded by Vice Mayor Hardy, to defer this item for further community outreach with the Old Quad on the Schematic Design of the New Public Neighborhood Park located at 1205 Coleman Avenue.**

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

- 3.S     [21-1227](#)     Action on the Award of Purchase Orders to Universal Site Services, Inc. for Sweeping Services through June 30, 2025

**Recommendation:** Authorize the City Manager to execute up to four one-year options to renew the purchase order with Universal Site Services, Inc. through June 30, 2025, subject to the annual appropriation of funds.

**Mayor Gillmor** recused herself from this item due a potential conflict of interest as her office is located in the Franklin Square Mall.

**Vice Mayor Hardy** presided over this item.

**Councilmember Jain** pulled this item for further clarification on the costs for Maintenance Districts.

**City Manager Santana** and **Director of Public Works Mobeck** addressed **Council** questions.

A motion was made by **Councilmember Watanabe**, seconded by **Councilmember Jain**, to authorize the City Manager to execute up to four one-year options to renew the purchase order with Universal Site Services, Inc. through June 30, 2025, subject to the annual appropriation of funds.

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

**Recused:** 1 - Mayor Gillmor

**Mayor Gillmor** return to preside over the remainder of the meeting.

**3.V**      [21-1403](#)      Action on the Task Force on Diversity, Equity, and Inclusion's  
Recommended Appointments to the Task Force Vacancies

- Recommendation:**
1. Appoint Joyce Davis, Mark Gilley, and Dorothy Ma to the three (3) vacancies on the Task Force on Diversity, Equity, and Inclusion (Task Force) as recommended by the inaugural Task Force members; and
  2. Approve establishment of an eligibility list with Innae Park, Kevin Landis, and Gustavo Rangel that will be active for one (1) year and used in the event a Task Force vacancy occurs.

**Vice Mayor Hardy** pulled this item for further clarification on the applications received for the Task Force on Diversity, Equity, and Inclusion.

**City Manager Santana** addressed Council questions.

**Councilmember Chahal** requested Quarterly Progress Updates from the Task Force on Diversity, Equity, and Inclusion.

**Task Force on Diversity, Equity, and Inclusion Chair Brown** and **Vice Chair Datar** expressed gratitude on the progress that has been made and encouraged community engagement with the Task Force.

**A motion was made by Councilmember Becker, seconded by Vice Mayor Hardy, to (1) appoint Joyce Davis, Mark Gilley, and Dorothy Ma to the three (3) vacancies on the Task Force on Diversity, Equity, and Inclusion (Task Force) as recommended by the inaugural Task Force members; and (2) approve establishment of an eligibility list with Innae Park, Kevin Landis, and Gustavo Rangel that will be active for one (1) year and used in the event a Task Force vacancy occurs.**

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

3.F     [21-897](#)     Action on Appointment of Members to the Bicycle and Pedestrian Advisory Committee

**Recommendation:** Appoint Lloyd Cha and Atisha Varshney to serve three-year terms on the Bicycle and Pedestrian Advisory Committee, expiring on December 31, 2023.

**Ken Kratz** (Public Member) pulled this item for discussion and requested **Council** to delay the seating of the new Bicycle Pedestrian Advisory Committee members until the election process is reviewed.

**Vice Mayor Hardy** reviewed the interview process and advice received from the City Attorney's Office regarding this recruitment.

**City Attorney Doyle** addressed **Council** questions and provided a memo from **Assistant City Attorney Arellano** regarding the advice given regarding the interview process.

**Public Speaker(s):** Diane Harrison  
Ken Kratz

**A motion was made by Vice Mayor Hardy, seconded by Councilmember Watanabe, to appoint Lloyd Cha and Atisha Varshney to serve three-year terms on the Bicycle and Pedestrian Advisory Committee, expiring on December 31, 2023.**

**Aye:** 5 - Councilmember Watanabe, Vice Mayor Hardy, Councilmember Jain, Councilmember Becker, and Mayor Gillmor

**Abstained:** 2 - Councilmember Chahal, and Councilmember Park

**PUBLIC HEARING/GENERAL BUSINESS**

4. [21-1247](#) Action on FY 2019/20 Budget Year-End Report and Approve the Related Budget Amendments

**Recommendation:**

1. Note and file the FY 2019/20 Budget Year-End Report;
2. Approve the FY 2019/20 Budget Amendments to address necessary budget ratifications as set forth in Attachment 1 of the Budget Year-End Report (five affirmative Council votes required for revenue actions only); and
3. Approve the FY 2020/21 Budget Amendments as set forth in Attachment 2 of this report (five affirmative Council votes required for revenue actions only).

**Director of Finance Lee** gave a PowerPoint Presentation.

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

A motion was made by Vice Mayor Hardy, seconded by Councilmember Watanabe, to (1) note and file the FY 2019/20 Budget Year-End Report; (2) approve the FY 2019/20 Budget Amendments to address necessary budget ratifications as set forth in Attachment 1 of the Budget Year-End Report (five affirmative Council votes required for revenue actions only); and (3) approve the FY 2020/21 Budget Amendments as set forth in Attachment 2 of this report (five affirmative Council votes required for revenue actions only).

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



5. [21-1034](#) Action on the Consideration of the Nomination of the Pomeroy Green Townhouses at the Northeast Corner of Pomeroy Avenue and Benton Street to the National Register of Historic Places

**Recommendation:** No staff recommendation

**Director of Community Development Crabtree** gave a PowerPoint Presentation and addressed Council questions.

**Ken Kratz** (Submitted Application to the State Office of Historic Preservation) provided comments on his application and addressed Council questions.

A motion was made by Councilmember Becker, seconded by Councilmember Watanabe, to recommend approval of Pomeroy Green to the National Register of Historic Places as a Historic District to the State Historical Resources Commission with the following conditions for the applicant: (1) signed petition by the property owners within Pomeroy Green with a simple majority, (2) conduct a historian review and provide a report (preferably local historian), (3) notify the single-family home residents within 200 ft and the shareholders, (4) provide process instructions of how to submit a complaint to both the shareholders and neighbors within 200 ft, (5) provide a co-op board resolution, (6) direct the City Attorney to do a review of the application submitted by Ken Kratz, and (7) upon completion of the conditions, return to Council for consideration.

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

**Mayor Gillmor** called for a recess at 10:10 p.m. and reconvened the meeting at 10:18 p.m.

6. [21-1411](#) Action on Resolution Amending Rate Schedules for Electric Service for All Classes of Customers, Effective February 1, 2021 (Deferred from December 16, 2020)

**Recommendation:** Adopt a Resolution amending Rate Schedules for Electric Services for all classes of customers effective February 1, 2021 and amending Time of Use rate under CB-6 and CB-7 Rate Schedule.

**Chief Electric Utility Officer Pineda** gave a PowerPoint Presentation and addressed **Council** questions.

**City Manager Santana** noted that staff can return with an Informational Memo on the laws and policies that govern setting fees.

**A motion was made by Councilmember Watanabe, seconded by Councilmember Becker, to adopt Resolution No. 21-8931 amending Rate Schedules for Electric Services for all classes of customers effective February 1, 2021 and amending Time of Use rate under CB-6 and CB-7 Rate Schedule.**

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

#### **REPORTS OF MEMBERS AND SPECIAL COMMITTEES**

**Councilmember Jain** expressed his concern over the incidents that occurred at United States Capitol Hill.

**Mayor Gillmor** and **Vice Mayor Hardy** agreed with the comments made by **Councilmember Jain**.

**Councilmember Becker** agreed with Councilmember Jain's comments and reminded the public to be united as a community.

**Councilmember Park** encourage the community and the City of Santa Clara to be united, equal, and free.

**Mayor Gillmor** encouraged the community to get involved with the Task Force on Diversity, Equity, and Inclusion.

**Councilmember Chahal** reminded residents that everyone has equal rights and if anyone sees anything of concern to notify the Council, Police Department or the Task Force on Diversity, Equity, and Inclusion.

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**CITY MANAGER/EXECUTIVE DIRECTOR REPORT**

**None.**

[21-40](#) Update on City Council and Stadium Authority Staff Referrals

[21-91](#) Tentative Meeting Agenda Calendar (TMAC)

**ADJOURNMENT**

The meeting was adjourned at 10:55 P.M. in memory of **Paul Dante Becker** (Former City Photographer), **Anne Mary Biagini** (mother of Planning Commissioner Nancy Biagini), **William Rickabaugh** (Former Santa Clara Police Officer killed in the line of duty on January 11, 1966).

**A motion was made by Councilmember Watanabe, seconded by Councilmember Becker, to adjourn the meeting.**

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

[21-126](#) Adjournment of the January 12, 2021 City Council and Stadium Authority Meeting Post Meeting Material

The next regular scheduled meeting is on Tuesday evening, January 26, 2021.

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## 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."

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA"), the City of Santa Clara will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities, and will ensure that all existing facilities will be made accessible to the maximum extent feasible. The City of Santa Clara will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities including those with speech, hearing, or vision impairments so they can participate equally in the City's programs, services, and activities. The City of Santa Clara will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all of its programs, services, and activities.

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Individuals who require an auxiliary aid or service for effective communication, or any other disability-related modification of policies or procedures, or other accommodation, in order to participate in a program, service, or activity of the City of Santa Clara, should contact the City's ADA Coordinator at 408-615-3000 as soon as possible but no later than 48 hours before the scheduled event.

ATTEST:



Assistant City Clerk/Secretary

APPROVE:



Mayor/Chairperson