



# CITY OF SANTA CLARA

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## SPORTS AND OPEN SPACE AUTHORITY

### AGENDA

A complete agenda packet with back-up reports is available at either City Library beginning Saturday before the Tuesday meeting or at the City Clerk's Office on weekdays. A complete agenda packet is also available at the City Council meeting and on the City's website.

**April 22, 2014**

**6:00 pm**

**Closed Session**

**Council Conference Room**

Conference with Legal Counsel - Existing Litigation

Pursuant to Government Code Section 54956.9(a)

*Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment*

*Agency of the City of Santa Clara, et al.,*

Sacramento County Superior Court Case No. 34-2013-80001396

### REGULAR MEETING

**7:00 PM in the City Hall Council Chambers**

APPEAL OF HEARING DECISIONS OF THE SPORTS AND OPEN SPACE AUTHORITY MUST BE MADE TO THE SUPERIOR COURT WITHIN 90 CALENDAR DAYS OF FINAL ACTION. BECAUSE OF THE AGENDA PROVISION FOR RECONSIDERATION, FINAL ACTION IS DEEMED TO OCCUR AT THE END OF THE NEXT REGULAR MEETING PURSUANT TO CITY COUNCIL POLICY (P&P 042). (CODE OF CIVIL PROCEDURE SECTION 1094.6)

AB23 ANNOUNCEMENT: MEMBERS OF THE SPORTS AND OPEN SPACE AUTHORITY BOARD ARE ENTITLED TO RECEIVE \$30 FOR EACH ATTENDED MEETING.

- 1. ROLL CALL:**
- 2. APPROVAL OF MINUTES:**
  - A. March 18, 2014.
  - B. March 25, 2014.
- 3. CONTINUANCE/EXCEPTIONS:**

**4. UNFINISHED BUSINESS:**

- A. Possible Reconsideration of Actions Taken at Immediately Preceding Meeting. (See Summary of Actions for potential reconsideration, which is attached to the posted Agenda and is in the Agenda Packet Binder in the Council Chambers.)

**5. PUBLIC PRESENTATIONS:**

This item is reserved for persons to address the Authority on any matter not on the agenda that is within the subject matter jurisdiction of the City. The law does not permit Authority action on, or extended discussion of, any item not on the agenda except under special circumstances. The Authority, or staff, may briefly respond to statements made or questions posed, and the Authority may request staff to report back at a subsequent meeting. Although not required, please submit to the Authority Secretary your name and subject matter on forms available by the door in the Council Chambers.

**6. REPORTS OF SOSA MEMBERS AND SPECIAL SOSA COMMITTEES:**

- A. Reports regarding conference attendance, if any.

**7. CLOSED SESSION MATTERS:**

- A. Authority General Counsel Reports:

**8. ADJOURNMENT:**

- A. To Tuesday evening, **May 6, 2014** at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

4/22/14

# CLOSED SESSION NOTICE

Sports and Open Space Authority

6:00 PM  
SOSA



The **GOVERNING BOARD OF THE SPORTS AND OPEN SPACE AUTHORITY** will meet in closed session on **Tuesday, April 22, 2014**, at **6:00 p.m.**, or as soon thereafter as the matter can be discussed, in the Council Conference Room located in the East Wing of City Hall at 1500 Warburton Avenue, Santa Clara, California, to consider the following matter(s) and to potentially take action with respect to it/them:

**CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Pursuant to Gov. Code § 54956.9(a)

*Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396

Date: April 17, 2014

*Richard E. Nosky, Jr.*  
RICHARD E. NOSKY, JR.  
Authority General Counsel

4/22/14

2A  
SOSA

**MINUTES OF THE SPORTS AND OPEN SPACE AUTHORITY OF  
THE CITY OF SANTA CLARA FOR MEETING  
HELD ON TUESDAY EVENING, MARCH 18, 2014**

The Sports and Open Space Authority of the City of Santa Clara met at 5:30 pm, on the above mentioned date, for a Closed Session in the Council Conference Room for a Conference with Real Property Negotiator pursuant to Government Code Section 54956.8; Property: APN 104-03-036, 104-03-038, 104-03-039, 104-03-040; Negotiating Party(ies): Kurt Wittek, Montana Property Group, LLC; City Negotiator: Julio J. Fuentes, Contract Administrator (or designee); Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment) and for a Conference with Legal Counsel-Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 (Authority General Counsel - 03/14/14).

The Sports and Open Space Authority then met at 9:12 pm for the regular scheduled meeting.

Present: Authority Members Debi Davis, Lisa M. Gillmor, Patrick Kolstad, Patricia M. Mahan, Jerry Marsalli and Teresa O'Neill and Chairperson Jamie L. Matthews.

- 2A. **MOTION** was made by Davis, seconded and unanimously carried, that the **Minutes** for the meeting of **February 11, 2014** be adopted as written.
- 7A. Earlier in the evening, the Sports and Open Space Authority met for a Closed Session in the Council Conference Room for a Conference with Real Property Negotiator pursuant to Government Code Section 54956.8; Property: APN 104-03-036, 104-03-038, 104-03-039, 104-03-040; Negotiating Party(ies): Kurt Wittek, Montana Property Group, LLC; City Negotiator: Julio J. Fuentes, Contract Administrator (or designee); Under Negotiation: Purchase/Sale/Exchange/Lease of Real Property (provisions, price and terms of payment) and there was no reportable action and for a Conference with Legal Counsel-Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 and there was no reportable action.

8A. MOTION was made by Davis, seconded and unanimously carried, that, there being no further business, the meeting was adjourned at 9:13 pm to Tuesday evening, March 25, 2014 at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

ATTEST: \_\_\_\_\_  
Secretary

APPROVE: \_\_\_\_\_  
Chairperson

DRAFT

4/22/14

2B  
SOSA

MINUTES OF THE SPORTS AND OPEN SPACE AUTHORITY OF  
THE CITY OF SANTA CLARA FOR MEETING  
HELD ON TUESDAY EVENING, MARCH 25, 2014

The Sports and Open Space Authority of the City of Santa Clara met at 6:00 pm, on the above mentioned date, for a Closed Session in the Council Conference Room for a Conference with Legal Counsel-Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 (Authority General Counsel - 03/21/14).

The Sports and Open Space Authority then met at 10:35 pm for the regular scheduled meeting.

Present: Authority Members Debi Davis, Lisa M. Gillmor, Patrick Kolstad, Patricia M. Mahan, Jerry Marsalli and Teresa O'Neill and Chairperson Jamie L. Matthews.

- 2A. MOTION was made by Davis, seconded and unanimously carried with Marsalli abstaining (not present at the meeting), that the Minutes for the meeting of February 25, 2014 be adopted as written.
- 5A. MOTION was made by Davis, seconded and unanimously carried, that, per the Director of Finance, Sports and Open Space Authority's memo (03/11/14), the Authority accept the Status Report for the Fiscal Operation of the Santa Clara Golf and Tennis Club for the Second Quarter ended December 31, 2013.
- 8A. Earlier in the evening, the Sports and Open Space Authority met for a Closed Session in the Council Conference Room for a Conference with Legal Counsel-Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 and there was no reportable action.

9A. MOTION was made by Davis, seconded and unanimously carried, that, there being no further business, the meeting was adjourned at 10:36 pm to Tuesday evening, April 8, 2014 at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

ATTEST: \_\_\_\_\_  
Secretary

APPROVE: \_\_\_\_\_  
Chairperson

DRAFT