



# CITY OF SANTA CLARA

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## SANTA CLARA STADIUM 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.

**September 23, 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 STADIUM 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 SANTA CLARA STADIUM AUTHORITY BOARD ARE ENTITLED TO RECEIVE \$30 FOR EACH ATTENDED MEETING.

- 1. ROLL CALL:**
- 2. APPROVAL OF MINUTES:**
  - A. August 19, 2014.
  - B. August 26, 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. NEW BUSINESS:**

- A. Report on actions taken during the Council Recess from July 16, 2014 to August 18, 2014.

**6. PUBLIC PRESENTATIONS:**

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

**7. REPORTS OF STADIUM AUTHORITY MEMBERS AND SPECIAL STADIUM AUTHORITY COMMITTEES:**

- A. Reports regarding conference attendance, if any.

**8. CLOSED SESSION MATTERS:**

- A. Stadium Authority Counsel Reports:

**9. ADJOURNMENT:**

- A. To Tuesday Evening, September 30, 2014 at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

09/23/14

# CLOSED SESSION NOTICE

Santa Clara Stadium Authority



6:00pm  
SA

The **GOVERNING BOARD OF THE STADIUM AUTHORITY** will meet in closed session on **Tuesday, September 23, 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: September 19, 2014

A handwritten signature in black ink, appearing to read "R. Nosky, Jr." with a stylized flourish at the end.

RICHARD E. NOSKY, JR.  
Stadium Authority Counsel

09/23/14

2A  
SA

**MINUTES OF THE SANTA CLARA STADIUM AUTHORITY OF  
THE CITY OF SANTA CLARA FOR REGULAR MEETING  
HELD ON TUESDAY EVENING, AUGUST 19, 2014**

The Santa Clara Stadium Authority of the City of Santa Clara met at 6:00 pm 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 Conference with Legal Counsel - Anticipated Litigation pursuant to Government Code Section 54956.9(a); Potential initiation of litigation: 1 potential case (Stadium Authority Counsel - 08/15/14).

The Stadium Authority then met at 9:00 pm, on the above mentioned date, for the regular scheduled meeting in the City Hall Council Chambers.

Present: Stadium Authority Board Members Debi Davis, Patrick Kolstad, Patricia M. Mahan, Jerry Marsalli and Teresa O'Neill and Chairperson Jamie L. Matthews. Absent: Stadium Authority Board Member Lisa M. Gillmor (excused).

1. **MOTION** was made by Davis, seconded and unanimously carried (Gillmor absent), that the Stadium Authority **excuse** Board Member Gillmor from attendance at this evening's meeting.
- 2A. **MOTION** was made by Davis, seconded and unanimously carried (Gillmor absent), that the **Minutes** for the meeting of **June 24, 2014** be adopted as written.
- 2B. **MOTION** was made by Davis, seconded and unanimously carried (Gillmor absent), that the **Minutes** for the meeting of **July 1, 2014** be adopted as written.
- 2C. **MOTION** was made by Davis, seconded and unanimously carried (Gillmor absent), that the **Minutes** for the meeting of **July 15, 2014** be adopted as written.
- 5A. Earlier in the evening, the City Council/Stadium Authority considered the adoption of a Resolution on the **Distribution Ticket Policy** as required under the State of California's Fair Political Practices Commission (FPPC). The City Attorney/ Stadium Authority Counsel reviewed the Assistant City Manager's memo (08/15/14). A Council/Stadium Authority discussion followed. The following people addressed the Council/Stadium Authority with comments of concern: Eric Aker, Van Langston, Karen Hardy, name unknown, Kat

Pierce, Dimitri Yegoshin, Ken Hyman, Sarah Doty, Michelle Ryan, Salma Brody, Kevin Park and Happy Cohen. Further Council/Stadium Authority comments were made and the City Manager/Executive Director, City Attorney/Stadium Authority Counsel and City Clerk/Secretary answered further Council/Stadium Authority questions. **MOTION** was made by Davis, seconded and unanimously carried (Gillmor absent), that the Council/Stadium Authority **refer** this policy to the City Manager/Executive Director to narrow the focus and to return for consideration at a future meeting, including any policy instituted by ManagementCo.

8A. Earlier in the evening, the Stadium 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 and for a Conference with Legal Counsel - Anticipated Litigation pursuant to Government Code Section 54956.9(a); Potential initiation of litigation: 1 potential case and there was no reportable action.

9A. **MOTION** was made by Davis, seconded and unanimously carried (Gillmor absent), that, there being no further business, the meeting was adjourned at 9:03 pm to Tuesday evening, **August 26, 2014** at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

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

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

09/23/14

2B  
SA

**MINUTES OF THE SANTA CLARA STADIUM AUTHORITY OF  
THE CITY OF SANTA CLARA FOR REGULAR MEETING  
HELD ON TUESDAY EVENING, AUGUST 26, 2014**

The Santa Clara Stadium Authority of the City of Santa Clara met at 6:00 pm 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 (Stadium Authority Counsel - 08/22/14).

The Stadium Authority then met at 8:29 pm, on the above mentioned date, for the regular scheduled meeting in the City Hall Council Chambers.

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

5A. Under Reports of Stadium Authority Members and Special Stadium Authority Committees, Board Member O'Neill requested a future operational review of Levi's Stadium.

6A. Earlier in the evening, the Stadium 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.

7A. **MOTION** was made by Davis, seconded and unanimously carried, that, there being no further business, the meeting was adjourned at 8:31 pm to Tuesday evening, **September 23, 2014** at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

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

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

Meeting Date: 09/23/14

# AGENDA REPORT

City of Santa Clara, California

Agenda Item # K-1 SASA  
SA SASA,  
Santa Clara SA HA  
  
2001



**Date:** September 8, 2014

**To:** City Manager for Council Information  
Contract Administrator for Sports and Open Space Authority Information  
Executive Director for Housing Authority Information  
Executive Director for Stadium Authority Information  
City Manager for City Council of the City of Santa Clara, Acting as the Governing Board of the Successor Agency for the former Redevelopment Agency of the City of Santa Clara Information

**From:** Director of Public Works/City Engineer

**Subject:** Council Recess: Report on actions taken during the Council Recess from July 16, 2014 to August 18, 2014

On July 15, 2014, the City Council authorized the City Manager/Executive Director/Contract Administrator to approve projects or agreements, during the period of July 16, 2014 – August 18, 2014, to keep projects on schedule.

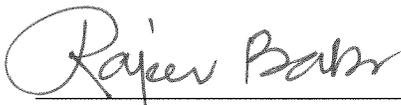
Fifteen reports went forward and were approved. A copy of the Report and Related Documents are available in the City Clerk's Office for review.

### DISCUSSION:

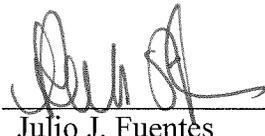
Actions taken on Projects/Agreements by the City Manager/Executive Director/Contract Administrator from July 16, 2014 to August 18, 2014:

<u>Descriptions</u>	<u>Action</u>	<u>Lead Department</u>
Insurance for Stadium Authority	<i>Approved</i>	Finance
Approval of an Agreement for the Performance of Services with Steel Fence Systems, in an amount not to exceed \$448,200.00, for Anti-climb fence installation at Northern Receiving Station behind Levi's Stadium	<i>Approved</i>	Electric
Approval of Eighth Amendment to the Master Contract for Senior Nutrition Services	<i>Approved</i>	Parks and Recreation
Approval of Third Amendment to Catering Agreement Compass Group USA, Inc. (Bateman)	<i>Approved</i>	Parks and Recreation
Approval of an Agreement with Fricke Parks Press for Parks & Recreation Fall Activities Guide	<i>Approved</i>	Parks and Recreation
Acceptance: Removal of Barriers to the Physically Challenged FY 2013-14 (CE 13-14-03)	<i>Approved</i>	Public Works

<u>Descriptions</u>	<u>Action</u>	<u>Lead Department</u>
Approval of an Agreement for the Performance of Services with EthosEnergy Field Services LLC, in an amount not to exceed \$100,000.00 for general millwright services for the Electric Department's Generation Division during regular business hours, outages and emergency situations	<i>Approved</i>	Electric
Award of Contract for the Northside Tanks Site Improvements Project (WA 30148) to the lowest responsive and responsible bidder, GSE Construction Co. Inc., in the amount of \$1,805,702; and authorize himself or designee to execute change orders up to 10% of the original contract price, or \$181,000, for a total not-to-exceed amount of \$1,986,702	<i>Approved</i>	Water and Sewer
Approve Agreement for the Performance of Services with Hart High Voltage Apparatus Repair & Testing Company, in an amount not to exceed \$100,000.00, for routine maintenance and repair of high voltage equipment for City substations and power plants	<i>Approved</i>	Electric
Consent to Agreements executed by Stadium Management Company for the operation of Levi's Stadium with: <ul style="list-style-type: none"> <li>• Advanced Entertainment Technologies, Inc. – Video Display</li> <li>• Bauer Intelligent Transportation – Shuttle Services</li> <li>• Planet Orange – Pest Control Services</li> <li>• United Site Services – Sanitation Services</li> <li>• Ticket Master – Ticket Services</li> <li>• West Coast Turf – Purchase of Turf</li> </ul>	<i>Consent</i>	City Manager's Office



Rajeev Batra  
 Director of Public Works/City Engineer



*bar* Julio J. Fuentes  
 City Manager  
 Contract Administrator for Sports and Open  
 Space Authority  
 Executive Director for Housing Authority  
 Executive Director for Stadium Authority

*Documents Related to this Report: None*