



AGENDA
March 15, 2016
7:00 P.M. REGULAR MEETING
STAFF CONFERENCE ROOM

- I. Call to Order/Roll Call
- II. Approval of Minutes: February 16, 2016
- III. Correspondence/Communications
- IV. Old Business
 - A. Central Park Annex New Park Site Final Schematic Design—Presentation by Prometheus Real Estate Group, Inc. and Commission review of design conformance with Development Agreement and recommendation to Council to approve minor park design changes and creek trail mitigation area, if needed.
 - B. Parks & Recreation Department Capital Improvement Project Budget Update
- V. New Business
 - A. Santa Clara Square Project Parkland Dedication, Easements and Trail Connection Final Schematic Design—Presentation by Irvine Company and Commission review of design conformance with Development Agreement and Recommendation to Council to approve park design.
 - B. Recommendation to Adopt Resolution Declaring a Temporary Restriction & Control of Animals during Silicon Valley BBQ Championship June 24 & 25, 2016 in Central Park
 - C. Recommendation to Adopt Resolution Declaring a Temporary Restriction & Control of Animals during All-City Picnic and July 4th 2016 Fireworks Show in Central Park
 - D. Recommendation to move July 4th Daytime Activities From Pavilion Stage to CRC Meadow Stage
 - E. Recommendation to Adopt Resolution Declaring a Temporary Restriction & Control of Animals during Art & Wine Festival on September 17 & 18, 2016 in Central Park
 - F. Recommendation to Adopt Resolution Declaring a Temporary Restriction & Control of Animals during Tree Lighting Event on Friday December 2, 2016 in Central Park
 - G. Art & Wine Festival Plans: Discuss artwork for 2015 Art & Wine Festival logo and collateral materials
- VI. Staff Reports
 - A. Park Projects & Cemetery Updates
 - B. Recreation Program Updates
 - C. Special Event Updates
- VII. Commissioner Reports
- VIII. Conference Attendance Reports
- IX. Adjourn—next regular meeting April 19, 2016 at 7:00 p.m., Staff Conference Room

Public Notice

Public Presentations

- Members of the public are provided an opportunity to directly address the Board, Commissions or Committee on items of public interest that are within the jurisdiction of the Board, Commissions or Committee, and any item listed on the agenda.
- For meetings held in the Council Chambers, please note the speaker timing lights located on the podium. A green light indicates the beginning of the time period, a yellow light will appear when 30 seconds remain, and a red light will appear and a buzzer will sound at the end of the time period.
- Groups are encouraged to appoint a single spokesperson, but all speakers should avoid repetitive comments.
- You may be requested to fill out a speaker card and/or give your name when you speak, but are not required to do either to address the Board, Commissions or Committee.
- Please note that the Board, Commissions or Committee cannot take action on an item of business not appearing on the agenda. The only exceptions are if the Board, Commissions or Committee determines that one of the following emergency situations exist: 1. Work stoppage or other activity which severely impairs public health, safety or both, as determined by a majority of the members of the Board, Commissions or Committee; 2. Crippling disaster which severely impairs public health, safety, or both, as determined by the majority of the Board, Commissions or Committee; or 3. Upon a determination by a two-thirds vote of the Board, Commissions or Committee, or, if less than two thirds of the members are present, that the need to take action arose after the agenda was posted; or the item was posted for a prior meeting of the Board, Commissions or Committee occurring not more than five (5) calendar days prior to the date action is taken.
- In the event of a public presentation, the Board, Commissions or Committee or its staff may briefly respond to statements made or questions asked, or may proceed to the next item of business or adjourn. The communication not acted on shall be accepted by the Board, Commissions or Committee for placement on the agenda for the following Board, Commissions or Committee meeting, if requested by the citizen.
- Electronic presentations should be submitted to the liaison department to enable screening for compatibility and viruses. Contact the liaison department to ascertain when the material should be submitted.
- Written materials should be submitted to the liaison department to allow the City to copy such materials. Contact the liaison department to ascertain when the material should be submitted. Any written materials submitted during the meeting should include sufficient copies for the Board, Commissions or Committee and the public.

Americans with Disabilities Act (ADA)

- In accordance with the Americans with Disabilities Act of 1990, the City of Santa Clara will ensure that all existing facilities will be made accessible to the disabled. Modifications in policies, procedures and/or practices will be made as necessary to ensure access for all individuals with a disability.
- Individuals with disabilities are encouraged to contact the City's ADA Office at (408) 615-3000 to discuss meeting accessibility.
- In order to allow participation by individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, please do not wear scented products to meetings at City facilities.
- For meetings held in the Council Chambers, individuals with a hearing impairment should note that the Council Chamber is equipped with a headset system which allows one to hear more clearly from any seat in the room. Please ask a City staff member present at the meeting for details.
- Upon request by a person with a disability, meeting agendas and writings distributed during the meeting that are public records will be made available in an appropriate alternative format. Please contact the City Clerk's Office at (408) 615-2220 with your request.

Appeal of Council/Board/Commission/Committee Action

- Pursuant to Government Code section 65009, any challenge of Public Hearing matters in court may be limited to only those issues raised at the Public Hearing, or in writing submitted before or at the Public Hearing.
- Any challenge to a Public Hearing matter must be filed in accordance with the provisions of Civil Code section 1094.6, including applicable time limitations.



COMMISSIONERS PRESENT: Chuck Blair, George Guerra, Andrew Knaack, Joe Martinez, Roseann Alderete LaCoursiere, Tino Silva, Kevan Michael Walke.

STAFF: James Teixeira, Director of Parks & Recreation;
Dale Seale, Deputy Parks & Recreation Director

MATTERS FOR COUNCIL ACTION: The Commission recommended (7-0) that Council approve development of the Proposed Reed & Grant Street Athletic Facility Program & Preferred Schematic Design as presented.

I. CALL TO ORDER/ ROLL CALL/ ORDER OF AGENDA

The meeting was called to order by Chair Blair at 7:03 p.m. On a motion by Commissioner Silva and second by Commissioner Walke, the Commission approved (7-0) the meeting's order of agenda.

II. APPROVAL OF MINUTES

On a motion by Commissioner Silva, and a second by Commissioner Walke, the Commission approved (7-0) the minutes for the regular meeting of January 19, 2016 as amended.

III. CORRESPONDENCE/COMMUNICATIONS

IV. OLD BUSINESS

- A. Super Community Events Summary—Director Teixeira provided a summary of the Super Community Events including the Super Concert & Fireworks at Mission College and the Super Community Celebration Event at Santa Clara University.
- B. Parks & Recreation Department Capital Improvement Project Budget Update—Director Teixeira reviewed the Capital Improvement (CIP) Budget process, department funding requests and staff review and Council approval schedule. The Departments' work order projects are ongoing and typically funded to address various park improvement need such as CRC, YAC, MCCA, Senior Center, tennis and sports courts, roof and facility upgrades, as well as ADA compliance for parking lots, pathways, restrooms etc. There are currently 10 work order projects in the CIP Budget. Larger, unique projects include 3172—International Swim Center and CRC, 3177 Additional Soccer Fields & Athletic Facilities 3178—Playground improvements, among others. Projects will begin to be allocated funding from fees due in lieu of parkland dedication from new residential developments in the City as provided in City Code 17.35 and as legally appropriate.
- C. Central Park Annex New Park Site Preferred Schematic Design
Tabled until the next regular meeting on March 15, 2016.

V. NEW BUSINESS

- A. Council Request that the Parks & Recreation Commission appoint two (2) Commissioners to the Parkland Dedication In-Lieu Fee Task Force.—On a motion by

Commissioner Walke and a second by Commissioner Guerra, the Commission unanimously appointed Commissioners Silva and Blair to represent the Parks & Recreation Commission on the Parkland Dedication In-Lieu Fee Task Force, with Commissioner LaCoursiere serving as the alternate. Director Teixeira provided an overview of Chapter 17.35 of the City Code and the current methodology.

- B. Presentation by LPA Inc. Proposed Reed & Grant Street Athletic Facility Program & Preferred Schematic Design Option and Commission Recommendation to Council. Director Teixeira reviewed the proposed schematic design developed by LPA, Inc. based on stakeholder input. On a motion by Commissioner Silva and second by Commissioner Blair, the Commission recommended (7-0) that Council approve development of the Preferred Schematic Design and program elements as presented.

VI. STAFF REPORTS

- A. Park Division Update: Deputy Director Seale provided updates on current projects such as tennis court lighting and sport court resurfacing, finalizing the Reed Street Dog Park grass renovation, and the preparation of baseball and softball fields for the upcoming season. There will be a community planning workshop on March 9 for the proposed community garden & park at the San Tomas Expressway/Monroe Boulevard site.
- B. Recreation Division Update: Director Teixeira informed the Commission that our new Recreation Manager, Kim Castro, who comes to Santa Clara with extensive experience in recreation will be joining the Parks & Recreation team beginning February 29, 2016.
- C. Special Event Updates: The Department is currently in the planning stage for the Easter Egg Hunt, The Silicon Valley Barbeque Championships, and the Art & Wine Festival. There will be some discussion on extending the hours of the Art & Wine Festival to 7:00pm on Saturday, September 17, 2016.

VII. COMMISSIONER REPORTS

1. **Commissioner Blair**—Attended the Super Concert and Fireworks Event at Mission College. Commissioner Blair noted that the event was awesome and that the staff managed the VIP tent and services well.
2. **Commissioner Guerra**—Volunteered and attended the Super Community Celebration at Santa Clara University. Commissioner Guerra also visited Maywood Park.
3. **Commissioner Knaack**—Attended the Super Concert and Fireworks Event at Mission College as well as the Super Community Celebration at Santa Clara University. He noted that people had lots of fun at these two successful events.
4. **Commissioner LaCoursiere**—Attended the Super Concert and Fireworks Event at Mission College as well as the Super Community Celebration at Santa Clara University. In addition, Commissioner LaCoursiere attended the Santa Clara Sister Cities Association 6th Annual Afternoon Tea event, and worked as a volunteer at the VIP Tent for Super Bowl 50.
5. **Commissioner Martinez**— Attended the Super Concert and Fireworks Event at Mission College as well as the Super Community Celebration at Santa Clara University.
6. **Commissioner Silva**—Visited Youth Soccer Park and attended a meeting regarding the plans to address the repair of the three soccer fields after Super Bowl 50.
7. **Commissioner Walke**—Visited Reed Street Dog Park and Washington Park.

VIII. CONFERENCE AND ATTENDANCE REPORTS

Commissioners Guerra and Walke attended the California Association of Parks & Recreation Commissioners' & Board Members workshop in Gilroy, CA. Commissioner Guerra will be attending Leadership Santa Clara 2016 starting February 25, 2016 to culminate with a graduation ceremony on June 6, 2016.

IX. ADJOURNMENT

Commissioner Walke made a motion that was seconded by Commissioner Guerra to adjourn the Meeting 8:40 p.m.

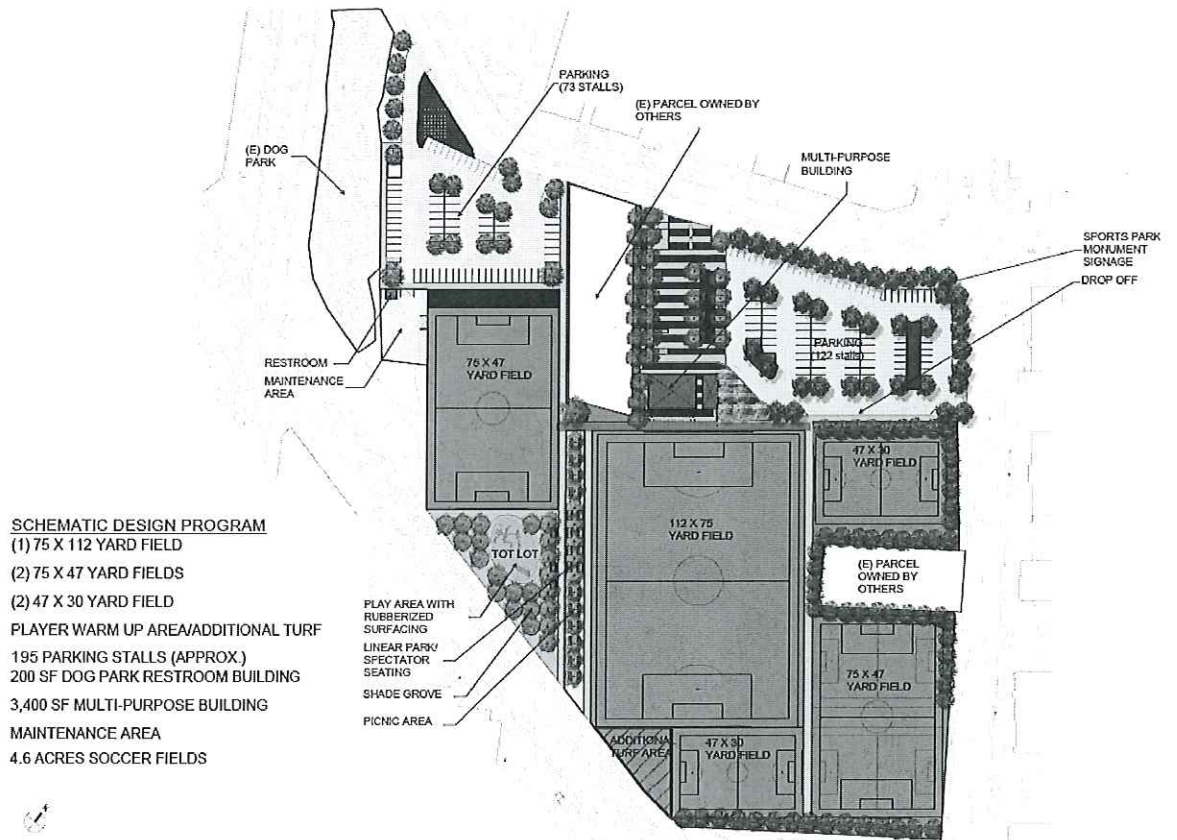
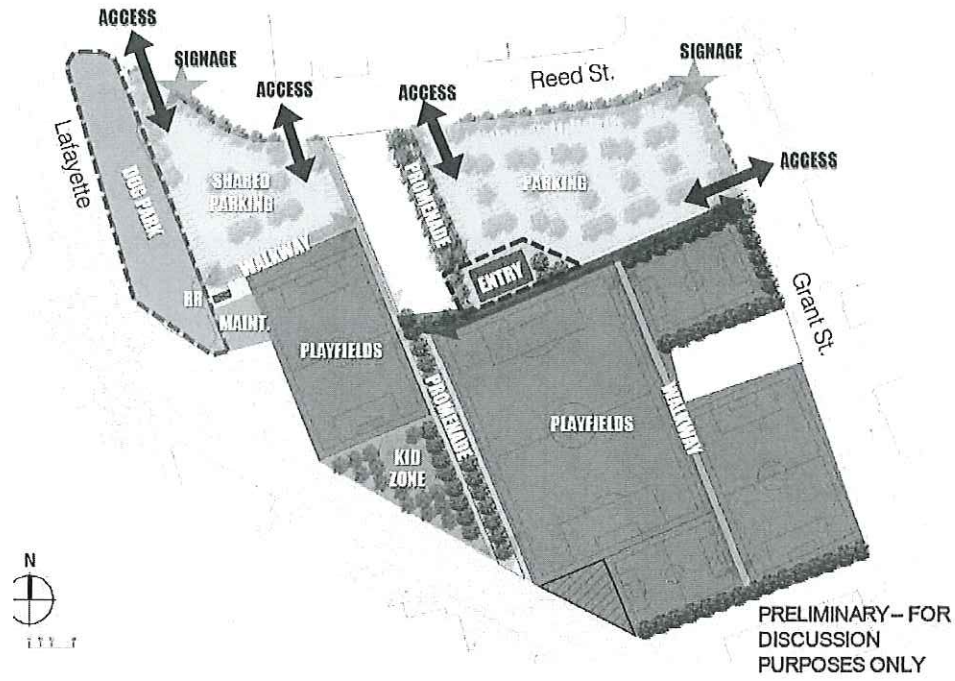
Prepared by: _____ Reviewed by: _____
Dale Seale Roseann Alderete
Deputy Director of Parks & LaCoursiere
Recreation Commission Secretary

Submitted by: _____
James Teixeira
Director of Parks & Recreation
Commission Liaison

Attachment(s):

- 1) Proposed Reed & Grant Street Athletic Facility Program & Preferred Schematic Design

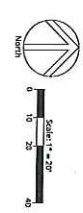
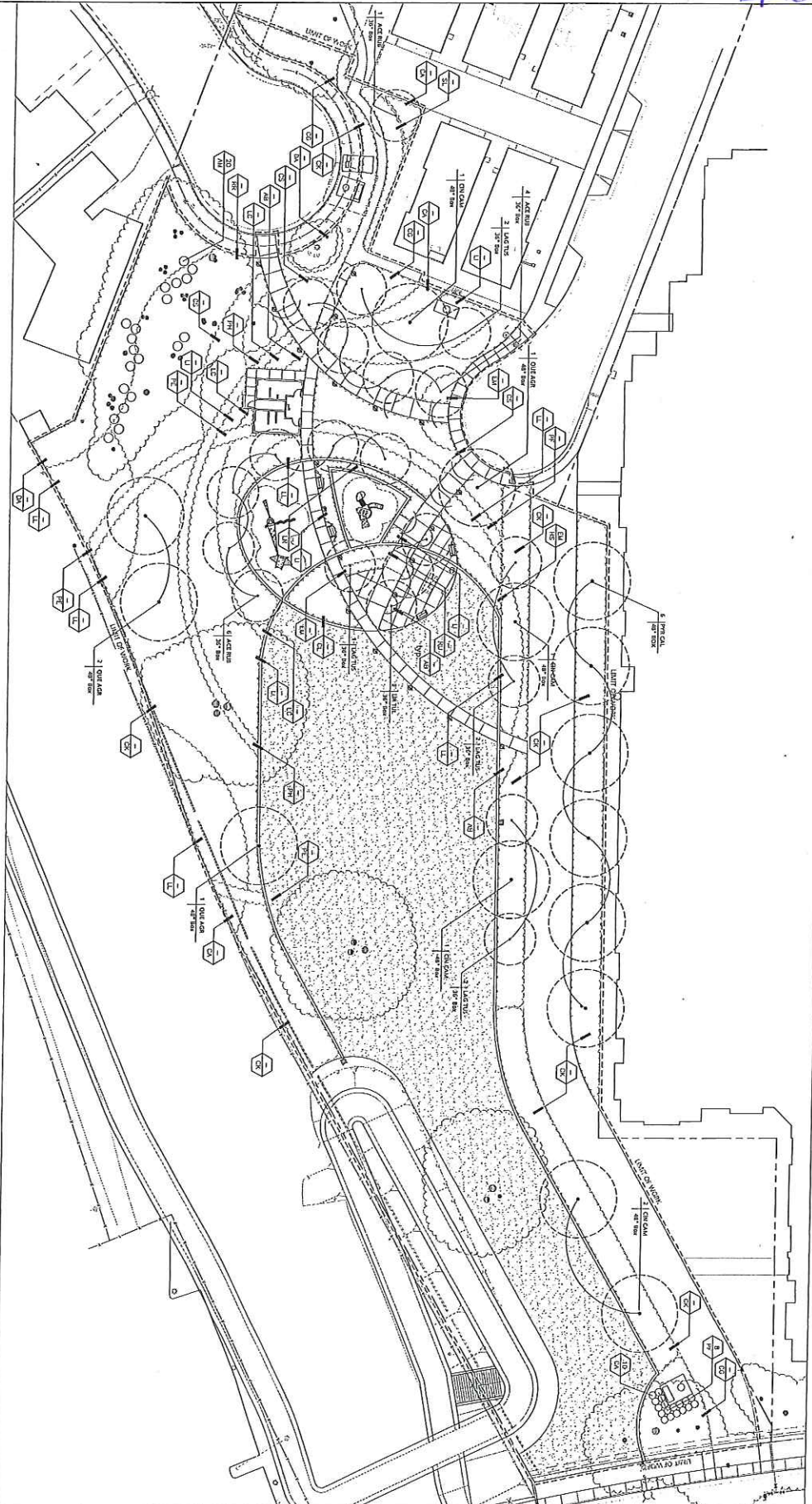
Attachment 1
 Proposed Reed & Grant Street Athletic Facility Program & Preferred Schematic Design



LPA
 Reed & Grant Soccer Park
 Reed & Grant Streets
 Santa Clara, CA
 Drawn by: [Signature]

PRELIMINARY - FOR DISCUSSION PURPOSES ONLY

Item IV: A.



**KAISER SITE
PARCEL G PARK**
801 NEWKENSLEDGE
SAN FRANCISCO, CA 94103

PROMETHEUS
2625 S. AVENUE, SUITE 150
SAN ANTONIO, TX 78202

THE GUZZARDO PARTNERSHIP
180 Convent Road
San Francisco, CA 94111
Tel: 415 431 6272
Fax: 415 431 2593



11/14/11 Revisions:

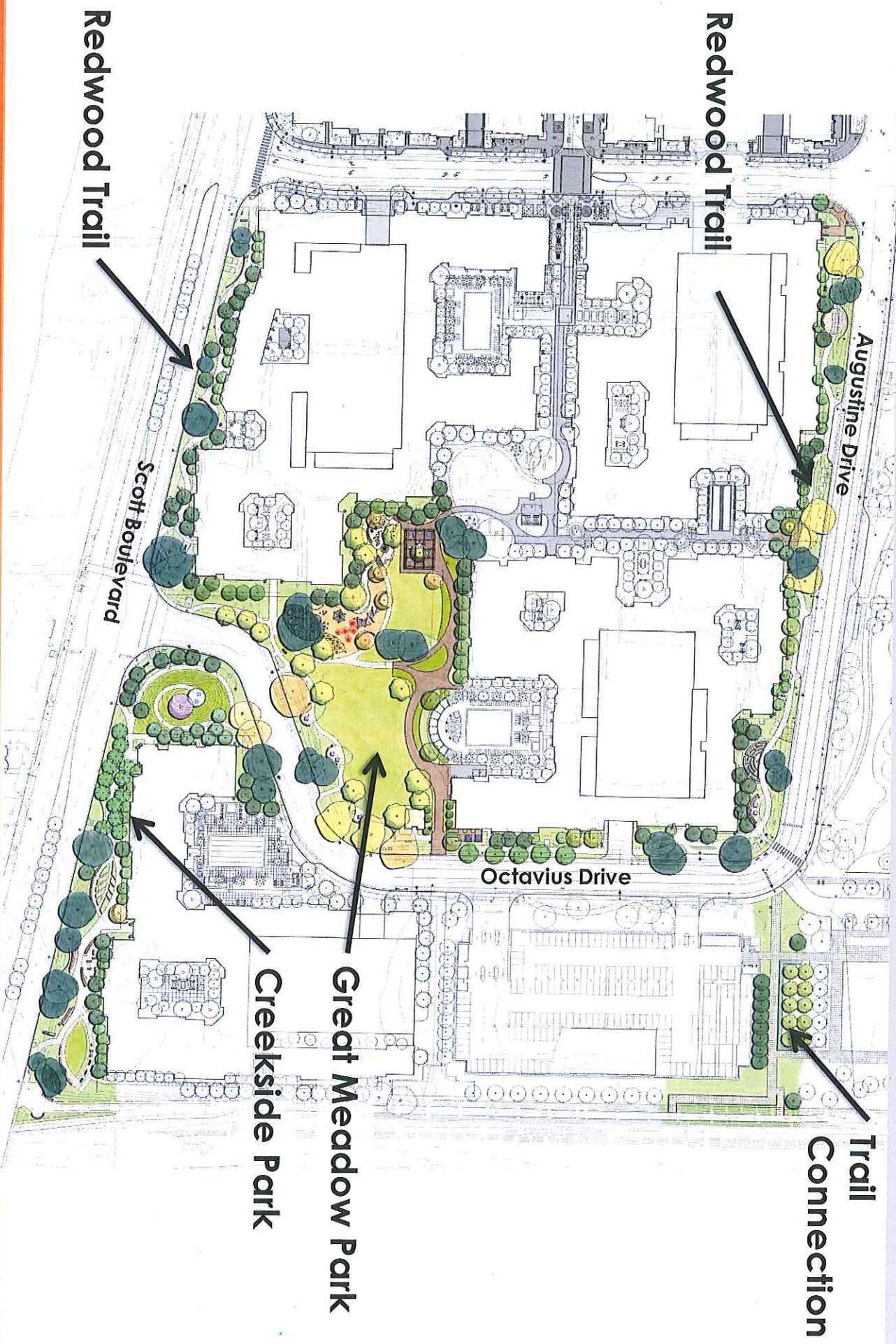
No.	Date	Description
02	12/21/11	REVISED
03	12/23/11	ISSUE REVISION

Planting Plan

Date: 09/15/11

L-4.1

Public Park



Redwood Trail

Redwood Trail

Trail Connection

Great Meadow Park

Creekside Park

Scott Boulevard

Augustine Drive

Octavius Drive

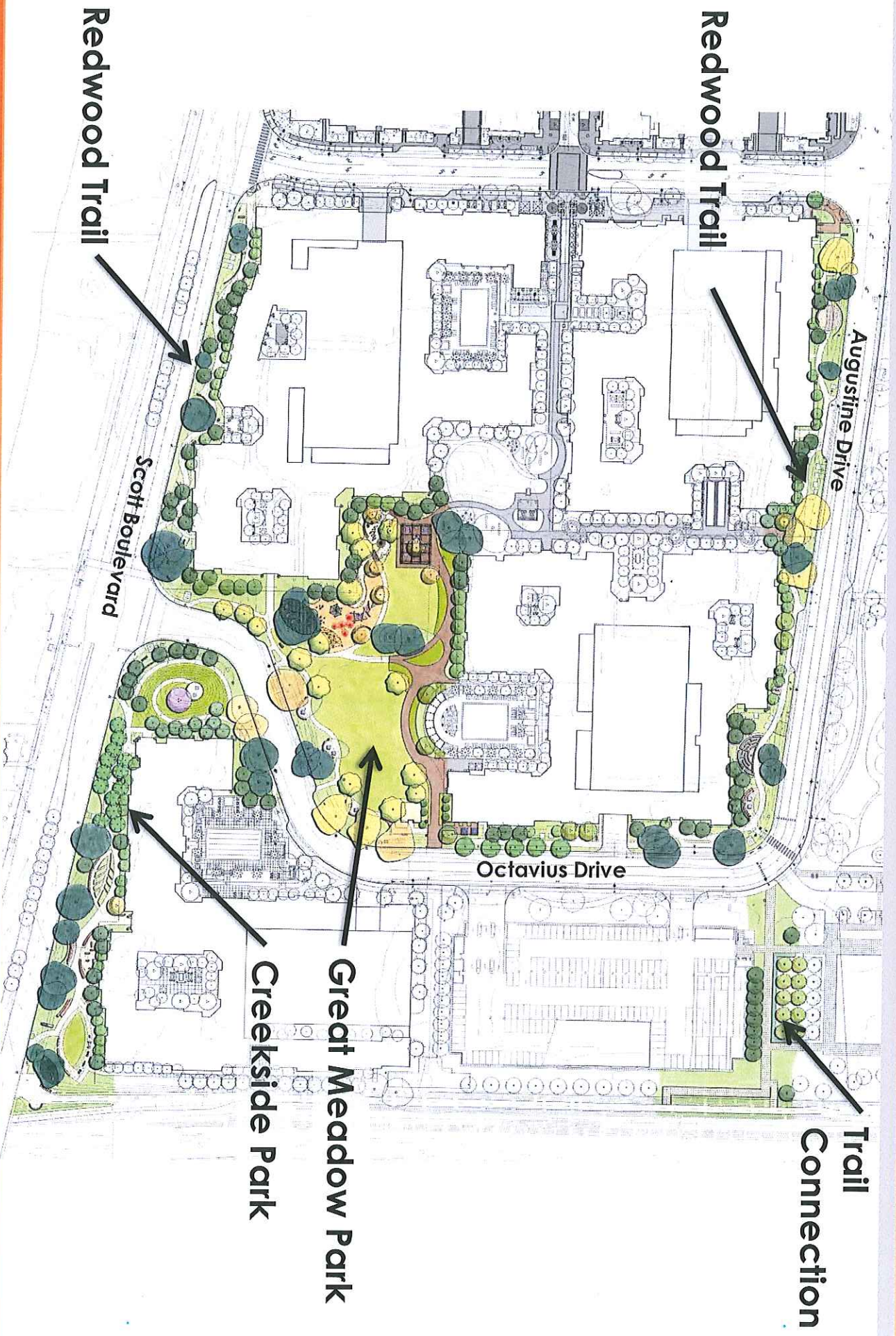
New Apartment/Mixed Use District

SANTA CLARA SQUARE



Public Park

SANTA CLARA SQUARE



development of the Property is in reliance upon, and in consideration of, Developer's agreement to make contributions toward the cost of public improvements and public services as provided to mitigate the impacts of development of the Property.

4.6 Voluntary Affordability Provisions. The Parties acknowledge that the SCCC does not, as of the Effective Date, include any requirements for the provision of affordable rental dwelling units within or in connection with the Project. Nevertheless, Developer voluntarily agrees to comply with the provisions set forth on attached **Exhibit F** regarding the provision of affordable rental dwelling units (collectively, the "Affordability Provisions").

4.7 Dedications and Contribution to Trails, Open Space and Parks; Maintenance. Notwithstanding the preceding provisions of **Section 4** or any other provisions in this Agreement to the contrary, the provisions of this **Section 4.7** shall exclusively govern the dedication and maintenance of parkland and the payment of fees due in-lieu of parkland dedication, and the credits against the amount of such parkland dedication and/or such in-lieu fees, with respect to the Project. The parkland to be dedicated hereunder will be subject to Mitigation Measure HAZ-2, which requires that "[a]gricultural chemicals or other contaminated media that may be identified by [the California Department of Toxic Substances Control ("DTSC")] shall be addressed prior to or as part of project construction under a site remediation plan approved by the DTSC. The remediation plan will be developed for the project site to prevent unacceptable human health risks to site users from chemicals of concern (COCs)." In accordance with Mitigation Measure HAZ-2, portions of such parkland may be subject to the provisions of a recorded land use covenant acceptable to DTSC. Developer reserves the right during the Term of this Agreement to allow access to any dedicated parklands for the purposes of monitoring any groundwater monitoring wells that may be situated at any time thereon.

a. Parkland Dedication.

(i) **Core Park and Creekside Park.** Developer shall dedicate in fee to the City the area within the Project, consisting of: (A) approximately 1.96 acres and delineated on the Development Plan as "Core Park" (the "**Core Park**"); and (B) approximately 0.92 acres and delineated on the Development Plan as "Creekside Park" (the "**Creekside Park**"), by means of an offer of dedication shown on the final map for the Project or in a separate instrument, and the City shall accept such offer of dedication upon the completion by Developer of all initial landscaping and other improvements to the Core Park and Creekside Park, respectively, as specified on the Development Plan. Developer shall provide in the Core Park the amenities listed in **Exhibit G** attached hereto and incorporated herein by this reference

(ii) **Redwood Trail and Trail Connection.** Developer shall dedicate, or cause to be dedicated (with respect to the Trail Connection as defined below), public easements to the City over the following areas by means of an offer of dedication shown on the final map for the Project or in a separate instrument, and the City shall accept such offer of dedications upon the completion by Developer of all initial landscaping and other improvements to such areas as specified on the Development Plan: (A) approximately 1.31 acres and delineated on the Development Plan as "Redwood Trail" (the "**Redwood Trail**"); and (C)

approximately 0.20 acres and delineated on the Development Plan as "Trail Connection" ("Trail Connection").

(iii) **Modification of Dedication Acreages.** Pursuant to **Section 11.2.b**, the Director of Planning & Inspection may authorize minor modifications to the acreages listed above if the Developer applies to modify the number of dwelling units (as of the Effective Date, such acreages are based upon 1,763 dwelling units), but any such modification shall require a corresponding recalculation of the fees due in lieu of parkland dedication.

(iv) **Indemnification.** Developer agrees to protect, defend, indemnify and hold harmless, City, its officers, employees, representatives, and agents, from and against any and all claims, costs, losses, demands, debts, liens, liabilities, causes of action, suits, legal or administrative proceedings, interest, fines, charges, penalties and expenses, including without limitation, attorneys' fees and court costs, of whatever kind or nature (collectively, "Claims"), whether paid, incurred, suffered, alleged, asserted, or related thereto arising directly or indirectly from or attributable to Developer's use at any time of, or conditions existing or alleged to exist as of the date the land is dedicated to the City in, on, under, above, or about the Core Park, Creekside Park, Redwood Trail or Trail Connection (collectively, the "Dedicated Lands"), including but not limited to: any repair, cleanup or detoxification, or preparation and implementation of any removal, remedial, response, closure or other plan concerning any Hazardous Materials on, under or about the Dedicated Lands, regardless of whether undertaken due to governmental action, or otherwise, or any latent or patent defect in the Dedicated Lands, including any improvements located thereon. To the fullest extent permitted by law, the foregoing hold harmless and indemnification provision shall apply except where such claim is the result of sole active negligence or willful misconduct of City, its officers, employees, representatives, or agents. Without limiting the generality of this indemnity and hold harmless provision in any way, this provision is intended to operate as an agreement pursuant to 42 U.S.C. Section 9607(e) and California Health and Safety Code Section 25364 in order to indemnify, defend, protect and hold harmless City for any liability hereunder pursuant to such sections. Developer and City agree that for purposes of this Agreement, the term "Hazardous Materials" shall have the definition set forth in **Exhibit H** attached hereto and incorporated by this reference.

b. Fees Due In-Lieu of Parkland Dedication. Developer shall pay to the City fees due in-lieu of parkland dedication in the total amount of Eleven Million Two Hundred One Thousand Five Hundred Ninety-Five Dollars (\$11,201,595) for the improvement and acquisition of trails, open space and parks in the City and otherwise in accordance with SCCC Chapter 17.35, which shall be paid at the time of issuance of the first Building Permit for vertical

construction of a Residential Building within the Project, excluding demolition and grading permits and excluding any Building Permit for a Parking Garage (“**Vertical Construction**”). The amount of the fee due in-lieu of parkland dedication has been calculated pursuant to applicable provisions of SCCC Chapter 17.35 based upon:

(i) a total parkland dedication requirement for the Project (prior to the application of applicable credit for Private Open Space at the Project) of approximately 9.99 acres; LESS

(ii) total public parkland dedication of approximately 4.39 acres (comprised of the Core Park [1.96 acres], Creekside Park [0.92 acres], Redwood Trail [1.31 acres] and Trail Connection [0.19 acres]); LESS

(iii) a credit (against the required parkland dedication for the Project) equal to approximately 2.84 acres, for fifty percent (50%) of the total private open space and recreational facilities to be included within the Project (“**Private Open Space**”) (50% of the total of approximately 5.68 acres of private open space courtyards, pool areas and other recreational facilities and amenities to be included within the Project). Prior to the Effective Date, City has made, and there is hereby incorporated herein in full, all findings pursuant to SCCC Section 17.35.070 necessary to support application to the Project of the credit for Private Open Space described herein.

c. Voluntary Parkland Improvements. Developer, on a voluntary basis and not as a Mitigation measure, and at no cost to City, shall construct or install the initial landscaping and other improvements to the Core Park, Creekside Park, Redwood Trail and Trail Connection as specified on the Development Plan, which the Parties acknowledge and agree shall be of a total value not less than One Million Four Hundred Thousand Four Hundred Ten Dollars (\$1,400,410).

d. San Tomas Creek Trail. Developer, on a voluntary basis and not as a Mitigation measure, agrees to contribute Three Hundred Fifty Thousand Dollars (\$350,000) for expansion of the San Tomas Creek Trail, payable at the time of issuance of the first Building Permit for Vertical Construction of a Residential Building.

e. Parkland Maintenance. Developer or its successors and permitted assigns hereunder shall be responsible, at no cost to City, for the maintenance and repairs of the Core Park, Creekside Park, Redwood Trail, Trail Connection and Private Open Space. Developer agrees to execute a separate park maintenance agreement with the City, for a term of not less than forty (40) years, which commits Developer to maintaining the parkland, indemnifies the City with respect to such maintenance, and is subject to standard City insurance requirements. Maintenance and repairs shall be to a level comparable to the level of maintenance and repairs performed by City within public parks located elsewhere within the City.

f. Timing of Dedication and Construction. Developer shall offer the parkland, trails and easements for public dedication upon the approved final map for the Project, or dedicate the same by separate instrument thereafter upon request by City; provided, however, that City shall not accept the same for dedication until completion of construction thereon by

Developer of all improvements required hereunder. Developer shall complete construction of improvements to each park, trail and easement required hereunder such that they shall be open to the general public no later than one hundred twenty (120) days after the issuance of the Certificate of Occupancy for the last Residential Building to be constructed within the particular phase of the Project containing such park, trail and/or easement as set forth in the Approved Phasing Plan.

g. **Park Plans.** The development of park plans must follow the City Parks & Recreation Department Park Amenity & Design Standards in effect as of the Effective Date and a copy of which is attached hereto and incorporated herein as **Exhibit I** (the “**City Park Amenity & Design Standards**”). Developer must request approval of any deviations from the City Park Amenity & Design Standards, if such deviations would result in any lesser requirements for the Project, during design development as part of the schematic design review process, including Parks & Recreation Commission recommendation and City Council approval.

h. **Parking Spaces for Park Users.** Developer agrees to provide a reasonable number of parking spaces for park visitors in the off-site “Office Phase III” parking garage, located adjacent to the Trail Connection, during weekends and holidays and on weekdays after 5:00 P.M.

4.8 Regional Traffic Fees. Developer agrees to the fixed sum of Two Dollars and Fifty Cents (\$2.50) per square foot of Retail Space (“**Regional Traffic Fees**”) payable to the City at the time of issuance of each Building Permit for Vertical Construction of each Residential Building within the Project containing Retail Space, based upon the square footage of such Retail Space. Regional Traffic Fees are non-refundable.

4.9 Local Traffic Improvements. Notwithstanding the preceding provisions of **Section 4** or any other provisions in this Agreement to the contrary, the provisions of this **Section 4.9** shall exclusively govern the installation and/or maintenance of the following local traffic and transit and related improvements with respect to the Project.

a. **Installation of Local Traffic and Transit Improvements.** Developer, at its sole cost, shall construct or install the following local traffic and transit and related improvements, all as set forth in the Development Plan and Conditions of Approval and otherwise meeting all applicable City standards and specifications:

(i) **Traffic Improvements:**

- Install a signal at the Montgomery Drive/Scott Boulevard intersection.
- Signage, striping, and pavement upgrades to Octavius Drive. Upgrades include new pavement overlay, new striping that maintains the center two-way-left-turn-lane, bicycle lanes, vehicle parking, and pullouts for loading and unloading.
- Signal upgrade modification at the Octavius Drive/Scott Boulevard intersection to include a protected left turn into the Project Site.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA, DECLARING A TEMPORARY RESTRICTION
AND CONTROL OF ANIMALS AT THE SILICON VALLEY
BARBEQUE CHAMPIONSHIPS ON JUNE 24 & 25, 2016**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, pursuant to Section 9.05.050 of "The Code of the City of Santa Clara, California" ("SCCCC"), the City Council may from time to time adopt and approve regulations concerning recreational lands or facilities which the Parks and Recreation Department of the City of Santa Clara operates and maintains; and,

WHEREAS, the City of Santa Clara ("City") finds and determines that the necessity for the provisions and prohibitions, and restrictions contained and enacted by this Resolution are declared, as a matter of the City Council's determination, for the purpose of securing and promoting the public health, safety, and welfare of all citizens of the City; and,

WHEREAS, the City Council finds that a temporary restriction and control of animals at the Silicon Valley Barbeque Championships (" Barbeque Event") to take place on June 24 & 25, 2016, is necessary because of the anticipated crowds and the potential threat animals pose to the health, safety, and welfare of the citizens attending the Barbeque Event; and,

WHEREAS, the City Council finds that a temporary restriction and control of animals at the Barbeque Event is necessary to preserve the health and safety of citizens by restricting the access and presence of animals in the Barbeque Event areas of Central Park including, but not limited to, the exhibits and booths, entertainment stages, carnival area, car show, playgrounds, pathways and in any area where food and beverages are being cooked or served to the public.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA
AS FOLLOWS:**

1. That there shall be a temporary restriction and control of all animals at the Silicon Valley Barbeque Championships in areas of Central Park, Santa Clara, California (“Central Park”). The restricted areas of Central Park shall be posted with a copy of this Resolution.
2. That this temporary restriction and control of all animals within the Silicon Valley Barbeque Championships area of Central Park shall remain in full force and effect on June 24, 2016 from 3:00 p.m. until 9:00 p.m. and June 25, 2016 from 10:00 a.m. until 9:00 p.m.
3. That this temporary prohibition shall not apply to “guide dogs,” “signal dogs,” or “service dogs,” as each is defined in Section 54.1 of the California Civil Code.
4. That this temporary restriction and control of all animals within the Silicon Valley Barbeque Championships area of Central Park shall not include the parking lots where the animal owners will have access, provided animals are on leash.
5. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution. The City of Santa Clara, California, hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

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6. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2016, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST:

ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None.

I:\Parks\Agendas\Resolution\Silicon Valley BBQ Resolution\BBQ Animal Control Resolution 2016.doc

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA, DECLARING A TEMPORARY RESTRICTION AND CONTROL OF ANIMALS AT THE SANTA CLARA ALL-CITY PICNIC AND SANTA CLARA JULY 4TH FIREWORKS SHOW ON JULY 4, 2016

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, pursuant to Section 9.05.050 of "The Code of the City of Santa Clara, California" ("SCCCC"), the City Council may from time to time adopt and approve regulations concerning recreational lands or facilities which the Parks and Recreation Department of the City of Santa Clara operates and maintains; and

WHEREAS, the City of Santa Clara ("City") finds and determines that the necessity for the provisions and prohibitions, and restrictions contained and enacted by this Resolution are declared, as a matter of the City Council's determination, for the purpose of securing and promoting the public health, safety, and welfare of all citizens of the City; and

WHEREAS, the City Council finds that a temporary restriction and control of animals at the Santa Clara All-City Picnic and Santa Clara Fireworks Show ("Event"), to take place on July 4, 2016, is necessary because of the anticipated crowds and the potential threat animals pose to the health, safety, and welfare of the citizens attending the Event; and

WHEREAS, the City Council finds that a temporary restriction and control of animals at the Event is necessary to preserve the health and safety of citizens and animals by restricting the access and presence of animals in the Event areas of Central Park including, but not limited to, the viewing areas, entertainment stage, exhibits and booths, parking lots, playgrounds, pathways and in any area where food and beverages are being cooked or served to the public.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That there shall be a temporary restriction and control of all animals at the July 4th Fireworks Show in Central Park, Santa Clara, California (“Central Park”). The restricted areas of Central Park shall be posted with a copy of this Resolution.

2. That this temporary restriction and control of all animals within Central Park shall remain in full force and effect on July 4, 2016 from 12:00 p.m. until 11:59 p.m.

3. That this temporary prohibition shall not apply to “guide dogs,” “signal dogs,” or “service dogs,” as each is defined in Section 54.1 of the California Civil Code.

4. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution. The City of Santa Clara, California, hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

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6. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2016, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST:

ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None.

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RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA, DECLARING A TEMPORARY RESTRICTION
AND CONTROL OF ANIMALS AT THE SANTA CLARA ART
AND WINE FESTIVAL ON SEPTEMBER 17 & 18, 2016**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, pursuant to Section 9.05.050 of "The Code of the City of Santa Clara, California" ("SCCCC"), the City Council may from time to time adopt and approve regulations concerning recreational lands or facilities which the Parks and Recreation Department of the City of Santa Clara operates and maintains; and,

WHEREAS, the City of Santa Clara ("City") finds and determines that the necessity for the provisions and prohibitions, and restrictions contained and enacted by this Resolution are declared, as a matter of the City Council's determination, for the purpose of securing and promoting the public health, safety, and welfare of all citizens of the City; and,

WHEREAS, the City Council finds that a temporary restriction and control of animals at the Santa Clara Art and Wine Festival ("Art and Wine Festival"), to take place on September 17 & 18, 2016, is necessary because of the anticipated crowds and the potential threat animals pose to the health, safety, and welfare of the citizens attending the Art and Wine Festival; and,

WHEREAS, the City Council finds that a temporary restriction and control of animals at the Art and Wine Festival, located in Central Park, is necessary to preserve the health and safety of citizens by restricting the access and presence of animals in the Art and Wine Festival areas of Central Park including, but not limited to, the art and handicraft exhibits and booths, entertainment stages, playgrounds, pathways and in any area where food and beverages are being cooked served to the public.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That there shall be a temporary restriction and control of all animals at the Art and Wine Festival in festival areas of Central Park, Santa Clara, California (“Central Park”). The restricted areas of Central Park shall be posted with a copy of this Resolution.
2. That this temporary restriction and control of all animals within the Art and Wine Festival area of Central Park shall remain in full force and effect on September 17 & 18, 2016 from 9:00 a.m. until 6:00 p.m.
3. That this temporary prohibition shall not apply to “guide dogs,” “signal dogs,” or “service dogs,” as each is defined in Section 54.1 of the California Civil Code.
4. That this temporary restriction and control of all animals within the Art and Wine Festival area of Central Park shall not include the softball fields and parking lots where animal owners will have access, provided animals are on leash.
5. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution. The City of Santa Clara, California, hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

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6. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2016, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST:

ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None.

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RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA, DECLARING A TEMPORARY RESTRICTION
AND CONTROL OF ANIMALS AT THE SANTA CLARA TREE
LIGHTING EVENT ON DECEMBER 2, 2016**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, pursuant to Section 9.05.050 of "The Code of the City of Santa Clara, California" ("SCCCC"), the City Council may from time to time adopt and approve regulations concerning recreational lands or facilities which the Parks and Recreation Department of the City of Santa Clara operates and maintains; and,

WHEREAS, the City of Santa Clara ("City") finds and determines that the necessity for the provisions and prohibitions, and restrictions contained and enacted by this Resolution are declared, as a matter of the City Council's determination, for the purpose of securing and promoting the public health, safety, and welfare of all citizens of the City; and,

WHEREAS, the City Council finds that a temporary restriction and control of animals at the Santa Clara Tree Lighting Event ("Tree Lighting Event"), to take place on December 2, 2016, is necessary because of the anticipated crowds and the potential threat animals pose to the health, safety, and welfare of the citizens attending the Tree Lighting Event; and,

WHEREAS, the City Council finds that a temporary restriction and control of animals at the Tree Lighting Event is necessary to preserve the health and safety of citizens by restricting the access and presence of animals in the Tree Lighting Event areas of Central Park including, but not limited to, exhibits and booths, entertainment stages, playgrounds, pathways and in any area where food and beverages are being cooked served to the public.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA
AS FOLLOWS:**

1. That there shall be a temporary restriction and control of all animals at the Tree Lighting Event in event areas of Central Park, Santa Clara, California (“Central Park”). The restricted areas of Central Park shall be posted with a copy of this Resolution.
2. That this temporary restriction and control of all animals within the Tree Lighting Event area of Central Park shall remain in full force and effect on December 2, 2016 from 5:00 p.m. until 9:00 p.m.
3. That this temporary prohibition shall not apply to “guide dogs,” “signal dogs,” or “service dogs,” as each is defined in Section 54.1 of the California Civil Code.
4. That this temporary restriction and control of all animals within the Tree Lighting Event area of Central Park shall not include the softball fields and parking lots where animal owners will have access, provided animals are on leash.
5. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution. The City of Santa Clara, California, hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

///

6. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2016, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST:

ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None.

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