



# City of Sunnyvale

## Notice and Agenda

### City Council

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Tuesday, August 25, 2020

5:00 PM

Telepresence Meeting: City Web Stream |  
Comcast Channel 15

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**Special Meeting: Closed Session - 5 PM | Special Meeting: Study Session - 6 PM |  
Regular Meeting - 7 PM**

*Because of the COVID-19 emergency and the “shelter in place” orders issued by Santa Clara County and the State of California, the meeting of the Sunnyvale City Council on August 15, 2020, will take place by teleconference, as allowed by Governor Gavin Newsom’s Executive Order N-29-20.*

- *Watch the City Council meeting on television over Comcast Channel 15, at <http://youtube.com/SunnyvaleMeetings> or <https://sunnyvaleca.legistar.com/calendar.aspx>.*
- *Submit written comments to the City Council up to 4 hours prior to the meeting to [council@sunnyvale.ca.gov](mailto:council@sunnyvale.ca.gov) or by mail to City Clerk, 603 All America Way, Sunnyvale, CA 94086.*
- *Teleconference participation: You may provide audio public comment by connecting to the teleconference meeting online or by telephone. Use the Raise Hand feature to request to speak (\*9 on a telephone):*

*Meeting online link: <https://sunnyvale-ca-gov.zoom.us/j/96111580540>*

*Meeting call-in telephone number: 833-548-0276 | Meeting ID: 961 1158 0540*

*Pursuant to the Americans with Disabilities Act (ADA) and Executive Order N-29-20, if you need special assistance to provide public comment, contact the City at least 2 hours prior to the meeting in order for the City to make reasonable alternative arrangements for you to communicate your comments. For other special assistance; please contact the City at least 48 hours prior to the meeting to enable the City to make reasonable arrangements to ensure accessibility to this meeting. The Office of the City Clerk may be reached at (408) 730-7483 or [cityclerk@sunnyvale.ca.gov](mailto:cityclerk@sunnyvale.ca.gov) (28 CFR 35.160 (b) (1)).*

**5 P.M. SPECIAL COUNCIL MEETING (Closed Session)****1 Call to Order**

*Call to Order via teleconference.*

**2 Roll Call****3 Public Comment**

*The public may provide comments regarding the Closed Session item(s). If you wish to address the Council, please refer to the notice at the beginning of this agenda. Closed Sessions are not open to the public.*

**4 Convene to Closed Session**

[20-0665](#)

Closed Session Held Pursuant to California Government Code Section 54957.6:

CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: Tina Murphy, Director of Human Resources; Kent Steffens, City Manager; Charles Sakai, Labor Attorney

Employee Organization: Public Safety Officers Association (PSOA)

**5 Adjourn Special Meeting****6 P.M. SPECIAL COUNCIL MEETING (Study Session)****1 Call to Order**

*Call to Order via teleconference.*

**2 Roll Call****3 Public Comment**

*The public may provide comments regarding the Study Session item(s). If you wish to address the Council, please refer to the notice at the beginning of this agenda.*

**4 Study Session**

[20-0227](#) Master Plan for Public Art

## **5 Adjourn Special Meeting**

### **7 P.M. COUNCIL MEETING**

*Pursuant to Council Policy, City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. Any item on the agenda which must be continued due to the late hour shall be continued to a date certain. Information provided herein is subject to change from date of printing of the agenda to the date of the meeting.*

### **CALL TO ORDER**

*Call to Order via teleconference.*

### **ROLL CALL**

### **CLOSED SESSION REPORT**

### **SPECIAL ORDER OF THE DAY**

[20-0389](#) SPECIAL ORDER OF THE DAY - Library Card Sign-Up Month

### **ORAL COMMUNICATIONS**

*This category provides an opportunity for members of the public to address the City Council on items not listed on the agenda and is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the Mayor) with a maximum of up to three minutes per speaker. Please note the Brown Act (Open Meeting Law) does not allow the Council to take action on an item not listed on the agenda. If you wish to address the Council, please refer to the notice at the beginning of this agenda. Individuals are limited to one appearance during this section.*

### **CONSENT CALENDAR**

*All matters listed on the consent calendar are considered to be routine and will be acted upon by one motion. There will be no separate discussion of these items. If a member of the public would like a consent calendar item pulled and discussed separately, please refer to the notice at the beginning of this agenda.*

**1.A** [20-0037](#) Approve City Council Meeting Minutes of August 11, 2020

**Recommendation:** Approve the City Council Meeting Minutes of August 11, 2020 as submitted.

- 1.B [20-0494](#) Approve the List(s) of Claims and Bills Approved for Payment by the City Manager

**Recommendation:** Approve the list(s) of claims and bills.

- 1.C [20-0703](#) Modify Blanket Purchase Orders with SC Fuels and Valley Oil for the Purchase of Unleaded Vehicle Fuel (F20-195 & F21-011)

**Recommendation:** Take the following actions:

1. Authorize the City Manager to amend the existing blanket purchase order with SC Fuels for unleaded gasoline, in substantially the same format as Attachment 1 to the report, increasing the not-to-exceed amount by \$230,000 for a new total not-to-exceed amount of \$325,000; and
2. Authorize the City Manager to amend the existing blanket purchase order with Valley Oil for unleaded gasoline, in substantially the same format as Attachment 2 to the report, increasing the not-to-exceed amount by \$63,000 for a new total not-to-exceed amount of \$143,000.

- 1.D [20-0765](#) Receive a Report of an Emergency Procurement to provide Fuel for Emergency Bypass Pumping Operations at the Water Pollution Control Plant; Find that the Project is of Urgent Necessity for the Preservation of Life, Health, or Property; and Approve Budget Modification No. 5

**Recommendation:** Receive a Report of an Emergency Procurement to provide Fuel for Emergency Bypass Pumping Operations at the Water Pollution Control Plant; Find that the Project is of Urgent Necessity for the Preservation of Life, Health, or Property, and Approve Budget Modification No. 5

- 1.E [20-0646](#) Adopt a Resolution Extending the City's Declaration of Local Emergency for COVID-19

**Recommendation:** Adopt a Resolution Extending the City Manager/Director of Emergency Services' Proclamation of Existence of a Local Emergency (COVID-19).

- 1.F [20-0764](#) Adopt Ordinance No. 3162-20 Repealing and Re-Adopting

Chapter 19.28 (Downtown Specific Plan) of Title 19 (Zoning) of the Sunnyvale Municipal Code and Making Related Changes to Chapter 13.08 (Right-Of-Way Encroachments), Chapter 19.46 (Parking) and Chapter 19.82 (Miscellaneous Plan Permit) of the Sunnyvale Municipal Code.

**Recommendation:** Adopt Ordinance No. 3162-20 repealing and re-adopting Chapter 19.28 (Downtown Specific Plan) of Title 19 (Zoning) of the Sunnyvale Municipal Code and making related changes to Chapter 13.08 (Right-Of-Way Encroachments), Chapter 19.46 (Parking) and Chapter 19.82 (Miscellaneous Plan Permit) of the Sunnyvale Municipal Code.

**1.G**    [20-0766](#)    Adopt Ordinance No. 3163-20 to amend the Precise Zoning Map, Zoning Districts Map, to Re-Designate the Parcel Identified by Assessor's Parcel Number 209-07-007, Known as 141 Taaffe St., 143 Taaffe St., 150 Aries Way, 160 Aries Way, and 141, 310, 350, 360, 370, and 380 Altair Way, From Downtown Specific Plan (DSP) Block 1a To DSP Block 1

**Recommendation:** Adopt Ordinance No. 3163-20 to amend the Precise Zoning Map, Zoning Districts Map, to re-designate the Parcel identified by Assessor's Parcel Number 209-07-007, known as 141 Taaffe St., 143 Taaffe St., 150 Aries Way, 160 Aries Way, and 141, 310, 350, 360, 370, and 380 Altair Way, from Downtown Specific Plan (DSP) Block 1a To DSP Block 1.

**1.H**    [20-0767](#)    Adopt Ordinance No. 3164-20 to Approve and Adopt a Development Agreement between the City of Sunnyvale and STC Venture LLC and Related Entities: STC Venture Block B, LLC; STC Venture 200WA, LLC; STC Venture Block 3RWS, LLC; and STC Venture Block 6, LLC

**Recommendation:** Adopt Ordinance No. 3164-20 to approve and adopt a Development Agreement between the City of Sunnyvale and STC Venture LLC and related entities: STC Venture Block B, LLC; STC Venture 200WA, LLC; STC Venture Block 3RWS, LLC; and STC Venture Block 6, LLC.

**1.I**    [20-0768](#)    Adopt Ordinance No. 3165-20 to Approve and Adopt a Development Agreement between the City of Sunnyvale and Martin A. Kasik and Sharon K. Kasik, Trustees of the Kasik Family 1990 Living Trust, Kelley Kasik (a/k/a Kelly Kasik

Stahl), an individual, and Kerry Cathleen Kasik, an individual

**Recommendation:** Adopt Ordinance No. 3165-20 to approve and adopt a Development Agreement between the City of Sunnyvale and Martin A. Kasik and Sharon K. Kasik, Trustees of The Kasik Family 1990 Living Trust, Kelley Kasik (a/k/a Kelly Kasik Stahl), an individual, and Kerry Cathleen Kasik, an individual.

## **PUBLIC HEARINGS/GENERAL BUSINESS**

*If you wish to speak to a public hearing/general business item, please refer to notice at the beginning of this agenda. Each speaker is limited to a maximum of three minutes. For land-use items, applicants are limited to a maximum of 10 minutes for opening comments and 5 minutes for closing comments.*

2      [20-0249](#)      Adopt the Active Transportation Plan

**Recommendation:** Alternative 3: Adopt the Active Transportation Plan with Modifications, included in Attachment 10 to the report, as proposed by Staff subsequent to the BPAC meeting, which will serve as a guide to the development of a comprehensive bicycling and walking system throughout the City.

3      [20-0609](#)      Proposed Project: Appeal by Laborers' International Union of North America (LIUNA), Local Union 270, represented by Michael R. Lozeau at Lozeau Drury LLP, of a decision by the Planning Commission to conditionally approve:  
USE PERMIT for a new six-story hotel with 128 rooms.  
Location: 1296 Lawrence Station Road (APN: 104-33-012)  
File #: 2017-8060  
Zoning: Industrial and Service (M-S)  
Applicant / Owner: Baywood Hotels (applicant) / Sunnyvale Holdings LLC (owner)  
Environmental Review: The project is consistent with the Land Use and Transportation Element (LUTE) of the City's General Plan and no additional environmental review is required pursuant to CEQA Guidelines Section 15183 and Public Resources Code Section 21083.3.

**Recommendation:** Alternative 1: Deny the appeal and affirm the Planning Commission's determination to approve the CEQA determination that the project is consistent with the Land Use and Transportation Element (LUTE) of the City's General Plan and no additional environmental review is required as noted in the checklist in Attachment 5 to the report, and approval of the Use Permit subject to the revised recommended conditions of approval in Attachment 4 to the report.

- 4      [20-0012](#)      Appoint Applicants to the Housing and Human Services Commission and the Sustainability Commission

**Recommendation:** Staff makes no recommendation.

### **COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS**

### **NON-AGENDA ITEMS & COMMENTS**

-Council

-City Manager

### **INFORMATION ONLY REPORTS/ITEMS**

*Visit <http://Sunnyvale.ca.gov/TCMAC> to view the Tentative Council Meeting Agenda Calendar (TCMAC) online. The TCMAC is updated each Thursday afternoon.*

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|-------------------------|---|
| <a href="#">20-0041</a> | Tentative Council Meeting Agenda Calendar   |
| <a href="#">20-0228</a> | Board/Commission Meeting Minutes  |
| <a href="#">20-0339</a> | Information/Action Items  |
| <a href="#">20-0776</a> | Update on Small Business and Nonprofit Grant Programs (Sunnyvale Cares) (Information Only)                            |
| <a href="#">20-0761</a> | Notice of Library and Community Services Department Name Change to Library and Recreation Services (Information Only) |

### **ADJOURNMENT**

### **NOTICE TO THE PUBLIC**

*The agenda reports to council (RTCs) may be viewed on the City's website at [sunnyvale.ca.gov](http://sunnyvale.ca.gov) after 7 p.m. on Thursdays or in the Office of the City Clerk located at 603 All America Way, prior to Tuesday City Council meetings. Any agenda related writings or documents distributed to members of the City of Sunnyvale City Council regarding any open session item on this agenda will be made available for public inspection in the Office of the City Clerk located at 603 All America Way, during normal business hours and in the Council Chamber on the evening of the Council Meeting, pursuant to Government Code §54957.5. Please contact the Office of the City Clerk at (408) 730-7483 to access City Hall to view these materials and for specific questions regarding the agenda.*

*PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the public hearing or presented in writing to the Office of the City Clerk at or before the public hearing. PLEASE TAKE FURTHER NOTICE that Code of Civil Procedure section 1094.6 imposes a 90-day deadline for the filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure 1094.5.*

#### **Planning a presentation for a City Council meeting?**

*To help you prepare and deliver your public comments, please review the "Making Public Comments During City Council or Planning Commission Meetings" available at <http://Sunnyvale.ca.gov/PublicComments>*

#### **Planning to provide materials to Council?**

*If you wish to provide the City Council with copies of your presentation materials, please provide 12 copies of the materials to the Office of the City Clerk. The City Clerk will distribute your items to the Council following the meeting.*

#### **Upcoming Meetings**

*Visit <https://sunnyvaleca.legistar.com> for upcoming Council, board and commission meeting information.*