



# City of Sunnyvale

## Notice and Agenda

### City Council

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Tuesday, June 6, 2017

4:30 PM

Council Chambers and West Conference  
Room, City Hall, 456 W. Olive Ave.,  
Sunnyvale, CA 94086

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**Special Meetings: Closed Session- 4:30 PM | Study Session- 6 PM | Regular Meeting- 7 PM**

#### **4:30 P.M. SPECIAL COUNCIL MEETING (Closed Session)**

##### **1 Call to Order in the West Conference Room**

##### **2 Roll Call**

##### **3 Public Comment**

*The public may provide comments regarding the Closed Session item(s) just prior to the Council beginning the Closed Session. Closed Sessions are not open to the public.*

##### **4 Convene to Closed Session**

[17-0611](#)

Closed Session held pursuant to California Government Code  
Section 54957.6: CONFERENCE WITH LABOR  
NEGOTIATORS

Agency designated representatives: Deanna J. Santana, City  
Manager; Teri Silva, Director of Human Resources  
Unrepresented Employee Groups: Department Directors,  
Classified Management, Unclassified Management

##### **5 Adjourn Special Meeting**

#### **6 P.M. SPECIAL COUNCIL MEETING (Study Session)**

##### **1 Call to Order in the West Conference Room (Open to the Public)**

##### **2 Roll Call**

##### **3 Public Comment**

#### 4 Study Session

[17-0416](#)

Water Supply Issues and Drought Update by Representatives of the Bay Area Water Supply and Conservation Agency and Santa Clara Valley Water District

#### 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 in the Council Chambers (Open to the Public)*

#### **SALUTE TO THE FLAG**

#### **ROLL CALL**

#### **CLOSED SESSION REPORT**

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

[17-0110](#)

SPECIAL ORDER OF THE DAY - Ceremonial Oath of Office for Board and Commission Members

#### **ORAL COMMUNICATIONS**

*This category provides an opportunity for members of the public to address 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 Councilmembers to take action on an item not listed on the agenda. If you wish to address the Council, please complete a speaker card and give it to the City Clerk. 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 submit a speaker card to the City Clerk prior to the start of the meeting or before approval of the consent calendar.*

- 1.A [17-0504](#) Approve City Council Special Meeting Minutes of May 19, 2017

**Recommendation:** Approve the City Council Special Meeting Minutes of May 19, 2017 as submitted.

- 1.B [17-0377](#) Approve City Council Meeting Minutes of May 23, 2017

**Recommendation:** Approve the City Council Meeting Minutes of May 23, 2017 as submitted.

- 1.C [17-0178](#) 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.D [17-0428](#) Approve the Fiscal Year (FY) 2017/18 Preliminary Engineer's Report for the Downtown Parking District Assessment, Adopt a Resolution of Intention to Levy and Collect an Assessment for the Downtown Parking Maintenance District for FY 2017/18, and Set the Date of July 11, 2017 for the Public Hearing on the Proposed Assessment

**Recommendation:** Approve the Fiscal Year (FY) 2017/18 preliminary Engineer's Report for the Downtown Parking District Assessment, adopt a Resolution of Intention to Levy and Collect an Assessment for the Downtown Parking Maintenance District for FY 2017/18, and set the date of July 11, 2017 for the public hearing on the levy of the proposed Assessment.

- 1.E [17-0621](#) Approval of One-Stop Operator for NOVA Local Workforce Development Area - continued from May 23, 2017

**Recommendation:** Approve Hilary Goodkind dba Cenetri Group as one-stop operator for the NOVA Local Workforce Development Area.

- 1.F [17-0615](#) Adopt Ordinance No. 3118-17 Making Findings and Amending Chapter 3.60 (Downtown Sunnyvale Business Improvement District) of Title 3 (Revenue and Finance) of the Sunnyvale Municipal Code to Convert Portions of Bid Zone C to Zone B

**Recommendation:** Adopt Ordinance No. 3118-17.

## **PUBLIC HEARINGS/GENERAL BUSINESS**

*If you wish to speak to a public hearings/general business item, please fill out a speaker card and give it to the City Clerk. You will be recognized at the time the item is being considered by Council. 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      [17-0192](#)      Annual Public Hearing on FY 2017/18 Budget and Resource Allocation Plan and Establishment of Appropriations Limit

**Recommendation:** Conduct a Public Hearing to obtain input from the public has required by City Charter Section 1303, the California Constitution, and the California Government Code. Council can also provide direction to staff on any issue requiring further review prior to the adoption of the FY 2017/18 Budget on June 20, 2017.

- 3      [17-0530](#)      Annual Review of Proposed Fees and Charges for Fiscal Year 2017/18

**Recommendation:** Conduct a public hearing in order to solicit public input and provide direction to staff on any fee requiring further review prior to the June 20, 2017 Council meeting where the proposed schedule will be considered for adoption.

- 4      [17-0138](#)      Adopt a Resolution to Cause Charges for Non-Payment of Delinquent Utility Charges to be placed on the FY 2017/18 County of Santa Clara Property Tax Roll

**Recommendation:** Alternative 1: Adopt a Resolution to Cause Charges for Non-Payment of Delinquent Utility Charges to be placed on the FY 2017/18 County of Santa Clara Property Tax Roll.

- 5      [17-0491](#)      Proposed Project: Call for Review by the City Council of a Decision by the Planning Commission Approving Related Applications on 28 Sites Consisting of 51.07 Gross Acres: PEERY PARK PLAN REVIEW PERMIT: to allow the demolition of 28 existing office and industrial buildings totaling 768,665 sq. ft. and the construction of nine three-story and three four-story office buildings totaling 1,471,400 sq. ft.; a two-story and two one-story amenity buildings totaling 40,000 sq. ft.; one four-level and one three six-level above-grade parking structures; a private connector street with public vehicular and pedestrian access; and related site and offsite improvements.  
TENTATIVE MAP: to allow 28 existing parcels to be merged into seven parcels, including the abandonment of Maude

Court.

File #: 2015-7879

Location: Various sites located on Almanor, North Mary, Benecia, Palomar, Del Rey and North Pastoria Avenues, and Maude Court.

Applicant / Owner: Irvine Company

Environmental Review: The project is exempt from additional California Environmental Quality Act (CEQA) review per CEQA Guidelines section 15168(c)(2) and (4) and Public Resources Code Section 21094. The project is within the scope of the Peery Park Specific Plan Program Environmental Impact Report (EIR) as no new environmental impacts are anticipated and no new mitigation measures are required.

**Recommendation:** Alternatives 1 and 2: 1) Affirm the decision of the Planning Commission to make the required Findings to approve the CEQA determination that the project is within the scope of the Peery Park Specific Plan (PPSP) Environmental Impact Report and no additional environmental review is required; and 2) Modify the decision of the Planning Commission to approve the Peery Park Plan Review Permit and Tentative Map subject to the PPSP Mitigation Monitoring and Reporting Program in Attachment 6 to the report by modifying conditions of approval GC-13, PS-1, PS-1a, PS-1b, PS-1c, PS-1e, PS-1f, PS-1g, PS-1j, PS-1m, PS-2, PS-3, PS-4, and PF-1 as noted in Attachment 21 to the report and affirming all other conditions of approval as noted in Attachment 4 to the report.

- 6      [17-0502](#)      Approve the Design Development of Fair Oaks Bike Lanes and Streetscape Project

**Recommendation:** Approve Segments 1 and 2 - Design Alternative B, Installation of Class III "sharrows" in both directions; and Segment 3 - Design Alternative A, Installation of Class III "sharrows" in both directions.

- 7      [17-0577](#)      Adopt Resolutions Authorizing the Operation of Property Assessed Clean Energy (PACE) Financing Programs Within the City of Sunnyvale, Authorize the City Manager to Execute Agreements and Other Documents Necessary to Implement the Same, and Find that the Actions are Exempt from Environmental Review under CEQA Guidelines Section 15378(b)(4)

**Recommendation:** Alternatives 1, 2, and 4 through 8:

1. Approve the proposed operating conditions as presented in Attachment 3 to the report and establish these conditions as requirements for PACE providers to operate in Sunnyvale;
2. Authorize the City Manager to execute the Adoption of the Association of Bay Area Governments (ABAG) Regional Collaborative Services Agreement with Residential PACE Providers (Attachment 4 to the report);
4. Adopt a resolution (Attachment 8 to the report) authorizing the inclusion of properties within the territory of the City of Sunnyvale in the CSCDA Open PACE Program for those providers signing the City's Letter of Agreement and the ABAG Regional Agreement;
5. Adopt resolutions (Attachments 9 and 10 to the report) authorizing the inclusion of properties within the City's jurisdiction in the Ygrene program through the California Home Finance Authority Community Facilities District No. 2014-1 (Clean Energy) under SB 555 and under AB 811 and approving an amendment to the California Home Finance Authority/Golden State Finance Authority's Joint Powers Agreement (formerly the California Rural Home Mortgage Finance Authority ) adding the City of Sunnyvale as an Associate Member, and authorize the City Manager to execute the amendment to the California Home Finance Authority/Golden State Finance Authority's Joint Powers Agreement adding Sunnyvale as an Associate Member (Attachment 11 to the report).
6. Adopt a resolution (Attachment 12 to the report) authorizing the City to join the FigTree PACE Program, approving Associate Membership for the City in the California Enterprise Development Authority's Joint Powers Agreement (Attachment 13 to the report), and authorizing the California Enterprise Development Authority to conduct contractual assessment proceedings and levy contractual assessments within the territory of the City of Sunnyvale, and authorize the City Manager to execute the Associate Member Agreement with the California Enterprise Development Authority (Attachment 14 to the report);
7. Authorize the City Manager to execute other documents or agreements necessary to implement the above PACE programs as the City Manager concludes are necessary and appropriate; and

8. Find that the Actions are Exempt from Environmental Review under CEQA Guidelines Section 15378(b)(4).

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

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

-Council

-City Manager

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

<a href="#">17-0329</a>	Tentative Council Meeting Agenda Calendar
<a href="#">17-0494</a>	Information/Action Items
<a href="#">17-0569</a>	Notice of Public Works Director's Decision on Final Maps (Information Only)
<a href="#">17-0574</a>	Board/Commission Resignation (Information Only)
<a href="#">17-0080</a>	Board/Commission Meeting Minutes

### **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 at the Sunnyvale Public Library, 665 W. Olive Ave. as of Fridays 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, Sunnyvale, California 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 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.*

*Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.160 (b) (1))*

**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" document available at [Presentations.inSunnyvale.com](http://Presentations.inSunnyvale.com).*

**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 City Clerk (located to the left of the Council dais). The City Clerk will distribute your items to the Council.*

**Upcoming Meetings**

*Visit [CouncilMeetings.inSunnyvale.com](http://CouncilMeetings.inSunnyvale.com) for upcoming Council meeting information.*

*Visit [BoardsandCommissions.inSunnyvale.com](http://BoardsandCommissions.inSunnyvale.com) for upcoming board and commission meeting information.*

*For a complete schedule of KSUN-15 Council meeting broadcasts, visit [KSUN.insunnyvale.com](http://KSUN.insunnyvale.com).*