



City of Sunnyvale

Meeting Minutes City Council

Tuesday, June 23, 2015

4:00 PM

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

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

7 P.M. COUNCIL MEETING

CALL TO ORDER

Mayor Griffith called the meeting to order in Council Chambers.

SALUTE TO THE FLAG

Mayor Griffith led the salute to the flag.

ROLL CALL

Present: 7 - Mayor Jim Griffith
Vice Mayor Tara Martin-Milius
Councilmember David Whittum
Councilmember Pat Meyering
Councilmember Jim Davis
Councilmember Glenn Hendricks
Councilmember Gustav Larsson

Councilmember Hendricks attended the meeting by teleconference.

CLOSED SESSION REPORT

Vice Mayor Martin-Milius reported Council met in Closed Session held pursuant to California Government Code Section 54956.8: Conference with Real Property Negotiators; direction was given.

Vice Mayor Martin-Milius reported Council met in Closed Session held pursuant to California Government Code Section 54956.8: Conference with Real Property Negotiators; direction was given.

Vice Mayor Martin-Milius reported Council met in Closed Session held pursuant to

California Government Code Section 54957: Public Employee Performance Evaluation; nothing to report.

SPECIAL ORDER OF THE DAY

[15-0625](#) SPECIAL ORDER OF THE DAY - July is Parks and Recreation Month Presentation

Mayor Griffith presented a proclamation for "July is Parks and Recreation Month" to Parks and Recreation Commission Chair Henry Alexander III, Director of Library and Community Services Lisa Rosenblum and Director of Public Works Manuel Pineda.

Mayor Griffith presented a proclamation to Lisa Rosenblum, Director of Library and Community Services, in recognition of her retirement and 6 years of service to the City.

PUBLIC ANNOUNCEMENTS

Councilmember Larsson announced vacancies on City Boards and Commissions and an application deadline.

CONSENT CALENDAR

Councilmember Meyering pulled Items 1.A through 1.G.

MOTION: Councilmember Meyering moved and Vice Mayor Martin-Milius seconded the motion to approve Items 1.H, 1.I and 1.J.

The motion carried by the following vote:

Yes: 7 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 0

1.A [15-0627](#) Approve City Council Meeting Minutes of June 9, 2015

Public Hearing opened at 8:48 p.m.

No speakers.

Public Hearing closed at 8:48 p.m.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Larsson seconded the motion to approve the City Council Meeting Minutes of June 9, 2015 as submitted.

The motion carried by the following vote:

- Yes:** 6 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson
- No:** 1 - Councilmember Meyering

- 1.B** [15-0612](#) Approve the List(s) of Claims and Bills Approved for Payment by the City Manager

Public Hearing opened at 8:49 p.m.

No speakers.

Public Hearing closed at 8:49 p.m.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Larsson seconded the motion to approve the list(s) of claims and bills.

The motion carried by the following vote:

- Yes:** 6 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson
- No:** 1 - Councilmember Meyering

- 1.C** [15-0364](#) Approve the Fiscal Year (FY) 2015/16 Preliminary Engineer's Report for the Downtown Parking District Assessment, Adopt a Resolution of Intention to Levy and Collect Assessment for the Downtown Parking Maintenance District for FY 2015/16, and Set the Date of July 14, 2015 for Public Hearing

Councilmember Whittum stated his residence is within 500 feet of the Downtown Parking Maintenance District, recused himself and left the room.

Public Hearing opened at 8:53 p.m.
No speakers.
Public Hearing closed at 8:53 p.m.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Larsson seconded the motion to approve the Fiscal Year (FY) 2015/16 preliminary Engineer's Report for the Downtown Parking District Assessment, adopt a Resolution of Intention to Levy and Collect Assessment for the Downtown Parking Maintenance District for FY 2015/16, and set the date of July 14, 2015 for public hearing.

The motion carried by the following vote:

Yes: 6 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Meyering
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 0

Recused: 1 - Councilmember Whittum

Following action on Item 1.C, Councilmember Whittum returned to the room and took his seat at the dais.

1.D [15-0419](#) Approval of the Santa Clara County Multi-Jurisdictional Program for Public Information 2015 Related to Floodplain Management

Public Hearing opened at 8:55 p.m.
No speakers.
Public Hearing closed at 8:55 p.m.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Larsson seconded the motion to approve the Santa Clara County Multi Jurisdictional Program for Public Information 2015, related to flood plain management.

The motion carried by the following vote:

Yes: 7 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 0

1.E [15-0460](#) Adopt a Resolution of Intention to Vacate Four Public Utility Easements at 520-592 East Weddell Drive and the Lands of the City and County of San Francisco and Set the Date of July 14, 2015 for Public Hearing

Mayor Griffith stated his residence is within 500 feet, recused himself and left the room.

Public Hearing opened at 8:57 p.m.

No speakers.

Public Hearing closed at 8:57 p.m.

MOTION: Councilmember Whittum moved and Councilmember Larsson seconded the motion to adopt a Resolution of Intention to vacate four Public Utility Easements at 520 592 East Weddell Drive and the Lands of the City and County of San Francisco and set the date of July 14, 2015 for public hearing.

The motion carried by the following vote:

Yes: 5 - Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 1 - Councilmember Meyering

Recused: 1 - Mayor Griffith

Following action on Item 1.E, Mayor Griffith returned to the room and took his seat at the dais.

1.F [15-0523](#) Approve Final Map (Tract No. 10283) - 24-unit Condominiums

at 238 Carroll Street by Classic 238 Carroll L.P., a California Limited Partnership

Public Hearing opened at 8:59 p.m.

No speakers.

Public Hearing closed at 8:59 p.m.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Larsson seconded the motion to approve the final map for Tract No. 10283; authorize the Mayor to sign the subdivision agreement upon submittal of other documents deemed necessary by the Director of Public Works; direct the City Clerk to sign the City Clerk's Statement and forward the final map for recordation.

The motion carried by the following vote:

Yes: 6 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 1 - Councilmember Meyering

1.G [15-0556](#) Approve Agreement Between the City of Sunnyvale (NOVA) and the County of San Mateo for Workforce Innovation Opportunity Act (WIOA) Services for Fiscal Year 2015-16; Authorize the Execution of Five Service Provider Contracts

Public Hearing opened at 9:02 p.m.

No speakers.

Public Hearing closed at 9:02 p.m.

MOTION: Councilmember Meyering moved and Vice Mayor Martin-Milius seconded the motion to approve a contract with San Mateo County for the City to manage up to \$4 million in County Workforce Innovation and Opportunity Act funds and provide Workforce Development Services within that county, and the following contracts with providers to serve San Mateo County: (1) with Jobtrain for youth services in an amount not to exceed \$350,000; (2) with Puente de la Costa Sur for youth services in an amount not to exceed \$200,000; (3) with Jefferson Union High School District for youth services in an amount not to exceed \$250,000; (4) with CLCP for adult and dislocated worker services in an amount not to exceed \$1,137,500, and (5) with Jobtrain for adult and dislocated worker services in an amount not to exceed \$487,500.

The motion carried by the following vote:

Yes: 7 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 0

1.H [15-0568](#) Award of Contract for Wastewater Treatment Chemicals for the Water Pollution Control Plant (F15-87)

1) Award a one-year contract to Polydyne, Inc. in the amount of \$750,000 for the purchase of Polymer; 2) Delegate authority to the City Manager to renew the contract annually for a period not-to exceed five years, provided budgeted funding is available and pricing/service remain acceptable, subject to the City's participation in the Bay Area Chemical Consortium cooperative purchasing program; and 3) Delegate authority to the City Manager to increase the annual contracts within operating program appropriation limits if additional quantities are needed for wastewater treatment processes.

1.I [15-0589](#) Award of a Contract for Traffic Signal Maintenance and Repair Services (RFP F15-83)

1) Approve a one-year contract in an amount not to exceed \$584,772, in substantially the same form as the attached draft to AegisITS, Inc., to provide routine traffic signal maintenance and non-routine repair services; 2) delegate authority to the City Manager to extend the contract for up to four additional years depending upon acceptable pricing and service; and 3) delegate authority to the City Manager to increase the contract value if necessary and within existing Council policies for budget appropriation control.

1.J [15-0594](#) Reject Bids Received in Response to Invitation for Bids No. F15-77 for Self-Contained Breathing Air Compressors at Fire Stations 1 and 2

Reject the two bids received in response to Invitation for Bids No. F15-77.

PUBLIC COMMENTS

Michael Goldman spoke regarding possibilities for a new City Hall and provided a PowerPoint presentation.

Tim Brand, Board Member, Bay Area for Clean Environment, spoke regarding Lehigh Cement and provided written materials.

Maria Pan spoke regarding her identity and provided a legal document which was returned to her following her comments.

Dave Jones spoke regarding the reduction in water usage approved by Council and recommended a better mechanism to provide information to users.

Andrew Boone, Planning Commissioner, East Palo Alto and member of the City/County Association of Governments of San Mateo County Pedestrian and Bicycle Advisory Committee, expressed concerns regarding traffic congestion and greenhouse gas emissions that may result from a possible VTA bond measure for grade separation on Lawrence Expressway.

Larry Alba spoke regarding the emergency water reduction notices and expressed concerns regarding availability of water due to growth in population and development.

PUBLIC HEARINGS/GENERAL BUSINESS

- 2 [15-0184](#) FILE #: 2015-7353
Location: 1250 Lakeside Drive (APNs: 216-43-035 and 216-43-036)
Proposed Project:
LAKESIDE SPECIFIC PLAN AMENDMENT INITIATION
Request to study a site layout change in the Lakeside Specific Plan by reversing the locations of the hotel and residential components.
Applicant/Owner: Wittek Development/ Aircoa Equity Interests, Inc.
Project Planner: Trudi Ryan (408) 730-7435, tryan@sunnyvale.ca.gov

Director of Community Development Hanson Hom presented the staff report.

Public Hearing opened at 8:02 p.m.

Patricia Curtin, Land Use Attorney with Wendel and Rosen speaking on behalf of the applicant, provided information regarding the proposed specific plan amendment initiation.

Kurt Wittek, Wittek Development, speaking on behalf of Millenium & Copthorne Hotels, provided information regarding the hotel group.

Public Hearing closed at 8:18 p.m.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Davis seconded the motion to approve Alternatives 1 and 2: 1) Initiate a study to amend the Lakeside Specific Plan to change the land use site plan, including studying the loss of significant trees; and 2) Allow the site development applications to be considered simultaneously with the Specific Plan Amendment.

The motion carried by the following vote:

- Yes: 5 -** Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson
- No: 2 -** Councilmember Whittum
Councilmember Meyering

3 [15-0304](#) Adoption of the FY 2015/16 Budget, Fee Schedule, and Appropriations Limit

Assistant Director of Finance Tim Kirby presented the staff report and provided information regarding changes made to Budget Supplement 8 to reflect that a Councilmember cannot sit on the Board of the Sunnyvale Downtown Association but a liaison can be selected, and a correction to the Fee Schedule for the fourth level of the water conversation penalties from \$250 to \$500.

Public Hearing opened at 8:29 p.m.

Michelle Ma, West Valley Community Services, provided information regarding the agency's homeless support services.

Anky van Deursen, Project Sentinel, provided information regarding services provided by the agency and requested the same level of funding from last year.

Teresa Johnson, Director of Meals on Wheels for the Health Trust, provided information regarding the services provided by the program.

Marie Bernard, Executive Director of Sunnyvale Community Services, provided information regarding the three proposals Sunnyvale Community Services is

involved with.

Public Hearing closed at 8:35 p.m.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Larsson seconded the motion to approve Alternative 1: Approve the resolutions presented as Attachment 1 (including Exhibit A), Attachment 2 (including Exhibits A through D) and Attachment 3 (including Exhibit A) that provide for the adoption of the FY 2015/16 Fee Schedule, Budget, and Appropriations Limit.

AMENDMENT: Councilmember Meyering moved to amend the motion to amend the budget to remove funding for Councilmember pay raises.
Mayor Griffith ruled the motion out of order.

AMENDMENT: Councilmember Meyering moved to amend the motion to allocate \$20,000 in funding for renting a space for four months to re-open the Sunnyvale homeless shelter.
The motion died due to lack of a second.

AMENDMENT: Councilmember Meyering moved to amend the motion to amend the budget to allocate \$100,000 for salary and benefits for a full time traffic officer to be deployed around Sunnyvale schools on a full time basis to manage traffic congestion.
The motion died due to lack of a second.

The motion carried by the following vote:

Yes: 6 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 1 - Councilmember Meyering

4 [15-0636](#) Review and Approval of Community Event Grant Distribution
Subcommittee Recommendations

Subcommittee Chair Martin-Milius presented the report.

Councilmember Whittum stated his home is within 500 feet of the Business Improvement District, recused himself and left the room.

Public Hearing opened at 8:44 p.m.
No speakers.
Public Hearing closed at 8:44 p.m.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Davis seconded the motion to approve the Subcommittee's recommendations on the community grants as presented.

The motion carried by the following vote:

Yes: 6 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Meyering
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 0

Recused: 1 - Councilmember Whittum

Following action on the community event grants, Councilmember Whittum returned to the room and took his seat at the dais.

Public Hearing opened at 8:46 p.m.
No speakers.
Public Hearing closed at 8:46 p.m.

Councilmember Meyering stated his vote would be an abstention on the SNAIL Neighborhood Association grant as he is a periodic volunteer with the association.

MOTION: Vice Mayor Martin-Milius moved and Councilmember Davis seconded the motion to approve the Subcommittee's recommendations on the neighborhood grants as presented.

The motion carried by the following vote:

Yes: 7 - Mayor Griffith
Vice Mayor Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis
Councilmember Hendricks
Councilmember Larsson

No: 0

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

Councilmember Davis reported his attendance at a meeting of the National League of Cities Public Safety Steering Committee.

Vice Mayor Martin-Milius reported her attendance at a meeting of the Parks and Recreation Commission.

Councilmember Whittum reported his attendance at a meeting with VTA staff regarding 49ers transit service.

Mayor Griffith reported his attendance at a meeting of the Cities Association in which he gave a presentation regarding minimum wage in which value in regional consistency was expressed.

NON-AGENDA ITEMS & COMMENTS

-Council

Vice Mayor Martin-Milius provided information regarding a meeting she attended on sea level rise.

-City Manager

None.

INFORMATION ONLY REPORTS/ITEMS

15-0504	Information/Action Items
15-0628	Tentative Council Meeting Agenda Calendar
15-0629	Board/Commission Meeting Minutes

ADJOURNMENT

Mayor Griffith adjourned the meeting at 9:07 p.m.