



# City of Sunnyvale

## Meeting Minutes - Final Charter Review Committee

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Thursday, April 12, 2018

6:00 PM

Human Resources Training Room, 505 W.  
Olive Avenue, Suite 202, Sunnyvale, CA  
94086

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### **CALL TO ORDER**

Chair Stone called the meeting to order at 6 p.m.

### **ROLL CALL**

**Present:** 11 - Chair Lawrence Stone  
Vice Chair Carol Weiss  
Member Linda Davis  
Member Hannalore Dietrich  
Member Melinda Hamilton  
Member Dawn Hopkins  
Member John Howe  
Member Marc Ketzel  
Member Richard Mehlinger  
Member Amanda Richey  
Member Jack Walker

Committee Member Hamilton arrived at 6:05 p.m.; Committee Member Davis arrived at 6:10 p.m.

### **ORAL COMMUNICATIONS**

No speakers.

### **CONSENT CALENDAR**

1.A [18-0233](#) Approve Charter Review Committee Meeting Minutes of March 8, 2018

MOTION: Committee Member Howe moved and Committee Member Hopkins seconded the motion to approve the Charter Review Committee Meeting Minutes of March 8, 2018 as submitted.

The motion carried by the following vote: Unanimous

## **GENERAL BUSINESS**

2      [18-0345](#)      Review and Discussion of Subcommittee's proposal for revision to the March 22nd draft recommendation for amending Charter Section 604 and possible action to adopt recommendation for amending Charter Section 604.

Assistant City Attorney Melissa Tronquet provided a brief introduction.

Committee Member/Subcommittee Chair Amanda Richey provided information regarding the Subcommittee's draft report.

Discussion, comments and recommendations included:

- Recommendation to standardize language for consistency;
- Recommendation to take the last sentence of subsection (c) "The Council shall adopt an ordinance establishing a public process for appointment" and move it to a new section following section (d), becoming the new section (e);
- Discussion about whether "statewide elections" included statewide special elections;
- Discussion of adding the words "a regularly scheduled" statewide election, or using "statewide, general or primary election";
- Correction in section (b), to change "In the event of a vacancy in the Council" to "In the event of a vacancy on the Council";
- Request to consider delaying final decision about section (d) until the committee addresses the supplemental materials provided by Committee Member Davis.

Public comment opened at 6:14 p.m.

Steve Scandalis provided comments relating to the materials provided and the perspective of the public on the scope of the subcommittee's charge to draft the report.

Serge L. Rudaz requested the other speaker to represent comments as his own and not as representative of the public, as he has a different understanding.

Public comment closed at 6:25 p.m.

MOTION: Committee Member Mehlinger moved and Committee Member Howe seconded the motion to request the City Attorney to go through and make sure the

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terms and capitalization are consistent, i.e. City Council, Council, and Councilmember, and prepare a version with those made internally consistent. The motion carried by the following vote: Unanimous

MOTION: Committee Member Mehlinger moved and Committee Member Hamilton seconded the motion to move the final sentence of section (c) to after section (d), to become section (e) as shown on the screen, and re-lettering the remaining sections. The motion carried by the following vote: Unanimous

MOTION: Committee Member Mehlinger moved to exclude statewide special elections for purposes of section (d).

The motion as stated was not seconded.

MOTION: Committee Member Richey moved a straw motion and Committee Member Walker seconded the motion to keep the language in section (d) as is. The motion carried by the following vote: 9 - 2 (9 in favor, 2 opposed by Committee Members Mehlinger and Davis)

**3      18-0344**      Review and Discussion of Draft Report to the City Council on Charter Review Committee Recommendations for Amending Charter Section 604

Subcommittee Chair Richey reviewed the draft Report to Council.

Discussion, comments and recommendations included:

- Suggestion to revise the reference to future cost savings on page 3, as costs will depend on future actions of future councils;
- Request to review supplemental materials;
- Suggestion to articulate the committee's main guiding concepts and goals;
- Request for additional input and assistance with the introductory paragraph and other areas in brackets.

Public comment opened at 6:53 p.m.

Steve Scandalis provided comments on the draft report.

Public comment closed at 7:03 p.m.

Committee Member Linda Davis provided a presentation of supplemental materials dated 4/12/2018 of charts depicting example cases of vacancies under two

scenarios.

Discussion, comments and recommendations included:

- Suggestion to simplify the complex information provided in the charts using specific scenarios and provide information to the effect that there are certain scenarios such as a short-term appointment that leads to higher costs;
- Suggestion to provide a simple graphic flow chart and to use this to show the edge cases or outlying cases that might occur;
- Comments regarding probabilities for the different cases with the range of dates;
- Comment in support of adding the charts as an addendum but in a more general fashion.

Public comment opened at 7:44 p.m.

Steve Scandalis provided comments on the Committee's recommendation and the charts provided in the supplemental materials.

Public comment closed at 7:49 p.m.

Continued discussion, comments, and recommendations included:

- Discussion of using more or less specific cost figures in the report;
- Discussion of using specific individuals' names in the report or using references to seat number only;
- Suggestion to include what other cities do and include a flow chart;

MOTION: Committee Member Howe moved a straw vote and Committee Member Mehlinger seconded the motion to leave the names in the report.

The motion carried by the following vote: 6 - 5 (6 in favor by Committee Members Richey, Weiss, Mehlinger, Hopkins, Hamilton and Stone; 5 opposed by Committee Members Ketzel, Deitrich, Howe, Walker and Davis)

MOTION: Committee Member Mehlinger moved and Committee Member Hamilton seconded the motion to ask: Should the subcommittee provide visuals demonstrating specific cases, as the example provided by Committee Member Davis?

The motion carried by the following vote: 10 - 1 (10 in favor, 1 opposed by Committee Member Ketzel)

**ADJOURNMENT**

Chair Stone adjourned the meeting at 8:15 p.m.