



City of Sunnyvale

Notice and Agenda

City Council

Tuesday, September 24, 2024

6:00 PM

Online and Council Chambers, City Hall,
456 W. Olive Ave., Sunnyvale, CA 94086

Special Meeting: Study Session - 6 PM | Regular Meeting - 7 PM

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

Public Participation

• *In-person participation: You may provide public comment by filling out a speaker card (optional) and giving it to the City Clerk.*

As a courtesy, and technology permitting, members of the public may also attend online. However, the City cannot guarantee that the public's access to online technology will be uninterrupted, and technical difficulties may occur from time to time. Unless required by the Ralph M. Brown Act, the meeting will continue despite technical difficulties for participants using the online option.

The Mayor may determine it would be impractical to include remote public comment during Oral Communications.

• *Online participation: You may provide audio public comment by connecting to the 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

*(*9 to request to speak | *6 to unmute/mute)*

• *Watch the City Council meeting at <http://youtube.com/SunnyvaleMeetings> or on television over Comcast Channel 15, AT&T Channel 99*

• *Submit written comments to the City Council no later than 4 hours prior to the meeting start to council@sunnyvale.ca.gov or by mail to: City Clerk, 456 W. Olive Ave., Sunnyvale, CA 94086*

• *Review recordings of this meeting and past meetings at <https://sunnyvaleca.legistar.com/calendar.aspx> or*

<http://youtube.com/SunnyvaleMeetings>

Accessibility/Americans with Disabilities Act (ADA) Notice

Pursuant to the Americans with Disabilities Act (ADA), if you need special assistance to provide public comment, or 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 (28 CFR 35.160 (b) (1)).

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

Call to Order

Call to Order in the Council Chambers

Roll Call

Study Session

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.

- A** [24-0795](#) Report on the Comprehensive Update of the 2013 Feasibility Study for Recycled Water Expansion (ESD 22-01)

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

SALUTE TO THE FLAG

ROLL CALL

SPECIAL ORDER OF THE DAY

- B** [24-0348](#) Hindu American Heritage Month

- C [24-0351](#) Indigenous Peoples' Day
- D [24-0347](#) Active Aging Week
- E [24-0349](#) Arts and Humanities Month

ORAL COMMUNICATIONS

The Mayor may determine it would be impractical to include remote public comment during Oral Communications for the purpose of timeliness of the meeting or conducting an orderly meeting. Such a determination shall be made prior to opening public comment on 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 [24-0873](#) Approve City Council Meeting Minutes of August 27, 2024

Recommendation: Approve the City Council Meeting Minutes of August 27, 2024 as submitted.

- 1.B [24-0447](#) 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 [24-0939](#) Adopt Resolutions Amending the City's Contribution for CalPERS Medical Insurance for Management, Sunnyvale Employees' Association/International Federation of Professional and Technical Engineers Local 21 (SEA/IFPTE Local 21), Confidential, and Service Employees International Union (SEIU) Employees and Annuitants (Retirees)

Recommendation: Adopt two resolutions: (1) Setting the employer's contribution under the Public Employees' Medical and Hospital Care Act (PEMHCA) for 2025, and (2) Amending the City's Salary Resolution to modify the City's contribution for medical insurance for Management, SEA/IFPTE Local 21, Confidential, and SEIU Employees and Annuitants (Retirees).

1.D [24-0866](#) Award a Two-Year Purchase Agreement to e-Builder, Inc. in the Amount of \$420,000 for Unlimited Authorized User Licenses for e-Builder Enterprise Software (F25-019)

Recommendation: Take the following actions:

- Award a two-year purchase agreement in the not-to-exceed contract amount of \$420,000;
- Make a finding of a categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15302(c);
- Authorize the City Manager to execute the contract when all necessary conditions have been met; and
- Authorize a City Manager to increase the amount of the agreement up to the budgeted amount and if pricing remains acceptable to the City.

1.E [24-0946](#) Award of Contract to Able Construction Group, Inc. in the Amount of \$600,000 for Sewer Line On-Call Maintenance and Repair Services (F24-257)

Recommendation: Take the following actions:

- Award a three-year contract to Able Construction Group, Inc. for sewer line on-call maintenance and repair services in a not-to-exceed contract amount of \$600,000;
- Authorize the City Manager to execute the contract when all necessary conditions have been met;
- Authorize the City Manager to amend the not-to-exceed amount, subject to available budget; and
- Authorize the City Manager to renew the contract for two (2) additional one-year periods if pricing and service remain acceptable to the City.

1.F [24-0960](#) Approve a Request from Sunnyvale Community Services for \$500,000 to Continue Operating the Sunnyvale Tenant Based Rental Assistance Program for Fiscal Years 2024/25 and 2025/26 and Approve Budget Modification No. 7

Recommendation: Approve a request from Sunnyvale Community Services for \$500,000 to continue operating the Sunnyvale Tenant Based Rental Assistance Program for Fiscal Years 2024/25 and 2025/26 and approve Budget Modification No. 7.

1.G [24-0256](#) Approve a Take No City Position on Proposed League of California Cities' 2024 Annual Conference Resolution

Recommendation: Approve a Take No Position for the proposed Resolution No. 1 (Fair and Equal Treatment of All Governmental Officials at All Levels) and authorize the City's voting delegate/alternates to cast votes consistent with the City Council's adopted position. Approval of the Consent Calendar constitutes direction to the Voting Delegate to abstain from voting at the League of California Cities conference.

1.H [24-0991](#) City of Sunnyvale 2024 Conflict of Interest Code Biennial Notice

Recommendation: Receive the 2024 Local Agency Notice and direct the City Clerk to return to Council within 90 days with a proposed resolution to amend the City's Conflict of Interest Code.

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 [24-0257](#) Adopt Positions on State and Local Ballot Measures for the November 5, 2024 Election

Recommendation: Alternative 1:

Adopt the following staff-recommended positions on the ballot measures deemed City business:

SUPPORT - Proposition 2 - Authorizes Bonds for Public School and Community College Facilities. Legislative Statute.

SUPPORT - Proposition 4 - Authorizes Bonds for Safe Drinking Water, Wildfire Prevention, and Protecting Communities and Natural Lands from Climate Risks. Legislative Statute.

SUPPORT - Proposition 5 - Allows Local Bonds for Affordable Housing and Public Infrastructure with 55% Voter Approval. Legislative Constitutional Amendment.

SUPPORT - Proposition 36 - Allows Felony Charges and Increases Sentences for Certain Drug and Theft Crimes. Initiative Statute.

SUPPORT - Measure E - Sunnyvale Main Library General Obligation Bonds. 2/3rds Vote

SUPPORT - Measure F - City of Sunnyvale City Charter Amendments. Majority Vote

SUPPORT - Measure Y - Sunnyvale School District. Special Tax for Educational Purposes. 2/3rds Vote

SUPPORT - Measure Z - Cupertino Union School District. School Bond Measure. 55% Vote

- 3 [24-0644](#) Consider Direction to Staff and Updates to Council Policy 7.2.19 (Boards and Commissions) as Recommended by the Council Subcommittee on Boards and Commissions

Recommendation: Staff makes no overarching recommendation. Staff's recommendations regarding individual policy considerations are outlined in the report, which is developed to facilitate a conversation for the public hearing and for consideration and possible action by the City Council.

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.

24-0928	Tentative Council Meeting Agenda Calendar
24-0929	Board/Commission Meeting Minutes
24-0930	Information/Action Items
24-0995	Council Advocacy Letters

ADJOURNMENT**NOTICE TO THE PUBLIC**

The agenda reports to council (RTCs) may be viewed on the City's website at sunnyvale.ca.gov after 7 p.m. on Thursdays or at the NOVA Workforce Services reception desk located on the first floor of City Hall at 456 W. Olive Avenue, during normal business hours, 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 on the fourth floor of City Hall at 456 W. Olive Avenue, during normal business hours and in the Council Chambers 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.

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.

Upcoming Meetings

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