



# City of Sunnyvale

## Meeting Minutes City Council

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Tuesday, July 30, 2019

6:00 PM

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

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

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

Vice Mayor Melton announced the items for Closed Session and invited any members of the public to make public comments before the meeting.

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

Vice Mayor Melton called the meeting to order at 6:00 p.m.

#### **2 Roll Call**

**Present:** 7 - Mayor Larry Klein  
Vice Mayor Russ Melton  
Councilmember Gustav Larsson  
Councilmember Glenn Hendricks  
Councilmember Nancy Smith  
Councilmember Michael S. Goldman  
Councilmember Mason Fong

#### **3 Public Comment**

None.

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

[19-0751](#) SPECIAL COUNCIL MEETING (Closed Session)  
Closed Session pursuant to Government Code Section  
54956.8:  
CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: 725 Kifer Road, Sunnyvale  
Agency negotiators: Kent Steffens, City Manager; Chip Taylor,  
Director of Public Works; Sherine Nafie, City Property  
Administrator  
Negotiating party: Sunnyvale Community Services

Under negotiation: Price and Terms of Payment

## **5 Adjourn Special Meeting**

Vice Mayor Melton adjourned the meeting at 6:25 p.m.

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

### **CALL TO ORDER**

Mayor Klein called the meeting to order at 7:02 p.m.

### **SALUTE TO THE FLAG**

### **ROLL CALL**

**Present:** 7 - Mayor Larry Klein  
Vice Mayor Russ Melton  
Councilmember Gustav Larsson  
Councilmember Glenn Hendricks  
Councilmember Nancy Smith  
Councilmember Michael S. Goldman  
Councilmember Mason Fong

### **CLOSED SESSION REPORT**

Vice Mayor Melton reported the Council met in Closed Session pursuant to Government Code Section 54956.8: CONFERENCE WITH REAL PROPERTY NEGOTIATORS Property: 725 Kifer Road, Sunnyvale Agency negotiators: Kent Steffens, City Manager; Chip Taylor, Director of Public Works; Sherine Nafie, City Property Administrator Negotiating party: Sunnyvale Community Services Under negotiation: Price and Terms of Payment; nothing to report.

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

[19-0766](#)

SPECIAL ORDER OF THE DAY - Recognition of Deputy Chief of Police Services Upon His Retirement

Public Safety Chief shared details of Deputy Chief Dayton Pang's law enforcement career.

Mayor Klein presented a certificate to Deputy Chief Dayton Pang in recognition of his retirement and 31 years of service to the City.

Deputy Chief Dayton Pang addressed the City Council.

**ORAL COMMUNICATIONS**

Councilmember Fong shared details of the current Board and Commission Recruitment.

Stephen Meier addressed traffic concerns along Torrington Drive and Spinosa Drive and around the intersection of Sunnyvale Saratoga Road and West Remington Drive.

Mary Brunkhorst shared various benefits of trees to the community and upcoming tree walk dates hosted by Sunnyvale Urban Forest Advocates.

Mei-Ling Stefan shared her support of a 7-member district electoral voting system. She supported the convening of a charter review committee to explore a directly elected mayor ballot measure.

Alejandro Marti voiced support for the City's climate action plan and requested Councilmembers commit to non-car modes of transportation for trips shorter than 3 miles.

Holly Lofgren shared support for a 7-member district electoral voting system and concerns regarding the impact of campaign contributors on a potential directly elected mayor.

Bicycle and Pedestrian Advisory Commission Chairperson Richard Mehlinger announced details of upcoming Active Transportation Plan biking and walking tours.

**CONSENT CALENDAR**

MOTION: Vice Mayor Melton moved and Councilmember Larsson seconded the motion to approve Items 1.A through 1.D.

The motion carried with the following vote:

**Yes: 7 -** Mayor Klein  
Vice Mayor Melton  
Councilmember Larsson  
Councilmember Hendricks  
Councilmember Smith  
Councilmember Goldman  
Councilmember Fong

**No: 0**

**1.A**     [19-0681](#)     Approve City Council Meeting Minutes of July 16, 2019

Approve the City Council Meeting Minutes of July 16, 2019 as submitted.

**1.B**     [19-0477](#)     Approve the List(s) of Claims and Bills Approved for Payment by the City Manager

Approve the list(s) of claims and bills.

**1.C**     [19-0601](#)     Authorize the Issuance of Three Blanket Purchase Orders for Piping Supplies for Water and Sewer Services (F19-094)

Take the following actions:

- Authorize the issuance of a blanket purchase order to Ferguson Enterprises, Inc. dba Ferguson Waterworks, R&B Co., and Core & Main LP in substantially the same form as Attachments 2, 3 and 4 respectively, not to exceed budgeted amounts.
- Reject the bid of Corix Water Products as non-responsive.
- Authorize the City Manager to renew the purchase orders for up to three additional one year periods provided that pricing and service remain acceptable to the City.
- Authorize the City Manager to modify the purchase orders during the initial or additional one year terms, within budgeted amounts.

**1.D**     [19-0706](#)     Award of Contract to Carollo Engineers, Inc. for Professional Design Services Associated with the Sunnyvale Cleanwater 2.1 Project: Existing Plant Rehabilitation - Split Flow and Approve Budget Modification No. 5 in the amount of \$3,157,011 (F19-179)

Take the following actions:

- Award a contract in substantially the same form as Attachment 1 to the report in the amount of \$7,315,615 to Carollo Engineers, Inc.,
- Authorize the City Manager to execute the contract when all necessary conditions have been met,
- Approve a 10% contingency in the amount of \$731,562, and
- Approve a Budget Modification No. 5 to transfer \$188,579 from project 833130 and 833140 to project 833150 and appropriate an additional funding of \$2,892,037.

**PUBLIC HEARINGS/GENERAL BUSINESS**

**2**       [19-0275](#)     Consider Amending (1) the Salary Schedule of the City's Salary Resolution to Increase the Control Point for the City

Attorney Classification by Six Percent and (2) the Employment Agreement between the City of Sunnyvale and City Attorney John A. Nagel to Increase the Salary by a Corresponding Amount

Human Resources Director Tina Murphy provided the staff report.

Public Hearing opened at 7:30 p.m.

No speakers

Public Hearing closed at 7:30 p.m.

MOTION: Vice Mayor Melton moved and Councilmember Hendricks seconded the motion to adopt a resolution amending the City's Salary Schedule to increase the control point for the City Attorney classification by six percent, effective July 28, 2019, and authorize the Mayor to approve an amendment to the City Attorney's Employment Agreement to increase the annual salary by a corresponding amount.

The motion carried with the following vote:

**Yes:** 7 - Mayor Klein  
Vice Mayor Melton  
Councilmember Larsson  
Councilmember Hendricks  
Councilmember Smith  
Councilmember Goldman  
Councilmember Fong

**No:** 0

- 3**      [19-0750](#)      Proposed Project: To consider a Public Engagement Plan that allows for a preparation of a Village Center Precise Plan for four properties totaling 7.81 acres.  
Location: Street 102-166 E. Fremont Ave. (APNs: 309-01-002, 006, and 009) and 1300 Sunnyvale Saratoga Rd (APN: 309-01-007)  
File #: 2018-7632  
Zoning: Neighborhood Business with a Planned Development Combining District (C-1-PD)  
Applicant / Owner: True Life Companies/Fremont Corners, Inc Et Al, Gahrahmat Family Lpii LP, Au Energy LLC (owner)  
Environmental Review: Exempt from further environmental review pursuant to CEQA Guidelines Section 15262 (feasibility)

and planning studies) and Section 15061(b)(3) (common sense exemption).

Project Planner: Cindy Hom, (408) 730-7411,  
Chom@sunnyvale.ca.gov

Community Development Department Assistant Director Andrew Minor provided the staff report and presentation.

Leah Beniston, Vice President of Entitlements and Milo Trauss, True Life provided the applicant report and presentation.

Public Hearing opened at 8:12 p.m.

Thomas DeDen shared the positive impacts of Alcoholics Anonymous meetings at the churches near the intersection of East Fremont Avenue and Manet Drive.

Richard Mehlinger voiced support for the Public Engagement Plan and suggested various outreach methodologies to reach all segments of the Sunnyvale community.

Joanne Lo shared her support and support from members of her church community for the Public Engagement Plan (Plan).

Stephen Meier raised concerns about increases in traffic and suggested the boundaries of study be expanded.

Zachary Kaufman shared a list of the existing businesses located in the Plan area.

Public Hearing closed at 8:30 p.m.

MOTION: Councilmember Hendricks moved and Councilmember Larsson seconded the motion to approve Alternative 1: Approve Public Engagement Program (Attachment 7 to the report) and find that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15262 (feasibility and planning studies) and Section 15061(b)(3) (common sense exemption).

The motion carried with the following vote:

**Yes: 7 -** Mayor Klein  
Vice Mayor Melton  
Councilmember Larsson  
Councilmember Hendricks  
Councilmember Smith  
Councilmember Goldman  
Councilmember Fong

**No: 0**

**4**      [19-0715](#)      Recommendation to City Council on Adopting the Vision Zero Plan

Public Works Director Chip Taylor and Steve Davis, Fehr & Peers, provided the staff report and presentation.

Public Hearing opened at 10:03 p.m.

Diane Gleason voiced support for Alternative 2.

John Cordes, Silicon Valley Bicycle Coalition, supported funding in the next fiscal year for Vision Zero Plan (Plan) implementation and suggested biennial progress reports to the City Council.

Leia Mehlman shared support for Alternative 2 and sufficient funding for prompt implementation.

Alejandro Marti supported the Plan and promoted “quick build” safety measures.

Daniel Howard voiced support for the Plan, with “quick build” and tactical urbanism solutions.

Kevin Jackson supported the Plan, along with improvements to direct-route roads not heavily traveled by bicyclists due to safety concerns.

Pam Putman supported the Plan and encouraged sharing of roads between different modes of transportation.

Bicycle and Pedestrian Advisory Commission Chairperson Richard Mehlinger shared the Commission’s support for Alternative 2.

Richard Mehlinger shared support for “quick build” options and the Plan with Guiding Principles as outlined in the staff report.

Samantha Rupel encouraged Council to adopt more aggressive timelines for collision reductions.

Stephen Meier requested Council adopt more aggressive changes, including tunnels or roundabouts.

Zachary Kaufman raised concerns regarding the proposed traffic calming measures on Ticonderoga Drive.

Public Hearing closed at 10:31 p.m.

MOTION: Vice Mayor Melton moved and Councilmember Hendricks seconded the motion to approve Alternative 2: Adopt the Vision Zero Plan with the following modification, update Guiding Principle 3 to: "Safety is a primary consideration in the development of transportation projects for all users."

The motion carried with the following vote:

**Yes:** 6 - Mayor Klein  
Vice Mayor Melton  
Councilmember Larsson  
Councilmember Hendricks  
Councilmember Goldman  
Councilmember Fong

**No:** 1 - Councilmember Smith

The Council recessed at 10:47 p.m. and reconvened at 10:57 p.m. with all Councilmembers present.

- 5**      [19-0594](#)      CONTINUED FROM JULY 16, 2019.  
Updates to the Design Guidelines for the Murphy Station Heritage Landmark District: Adopt a Resolution Updating the Design Guidelines for the Murphy Station Heritage Landmark District, and Find that the Action is Exempt from CEQA Pursuant to CEQA Guideline Sections 15308 and 15061(b)(3). (Study Issue)



Principal Planner Amber Blizinski provided the staff report and presentation.

Public Hearing opened at 11:09 p.m.

No speakers.

Public Hearing closed at 11:09 p.m.

MOTION: Councilmember Hendricks moved and Councilmember Smith seconded the motion to approve Alternative 1: Adopt a Resolution (Attachment 3 to the report) Updating the Design Guidelines for the Murphy Station Heritage Landmark District, and Find that the Action is Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15308 and Section 15061(b)(3).

The motion carried with the following vote:

**Yes:** 7 - Mayor Klein  
Vice Mayor Melton  
Councilmember Larsson  
Councilmember Hendricks  
Councilmember Smith  
Councilmember Goldman  
Councilmember Fong

**No:** 0

- 6      [19-0713](#)      Approve a Memorandum of Understanding between the City of Sunnyvale and the Sunnyvale Employees' Association/IFPTE Local 21; and Adopt Resolutions Amending the City's Salary Resolution and the Schedule of Pay to Increase Salaries for: 1) Pay Plan Category B (Employees Represented by the Sunnyvale Employees' Association/IFPTE Local 21), 2) Pay Plan Category G (Unrepresented Classified Confidential Employees), and 3) Pay Plan Category L (Part-Time Employees Represented by the Service Employee International Union Local 521)

Human Resources Director Tina Murphy provided the staff report.

Public Hearing opened at 11:15 p.m.

No speakers.

Public Hearing closed at 11:15 p.m.

MOTION: Councilmember Hendricks moved and Councilmember Smith seconded the motion to approve Alternative 1: Authorize the City Manager to Execute the Memorandum of Understanding between the City of Sunnyvale and the Sunnyvale Employees' Association/IFPTE Local 21; and Adopt Resolutions Amending the City's Salary Resolution and the Schedule of Pay to Increase Salaries for 1) Pay Plan Category B (Employees Represented by the Sunnyvale Employees' Association/IFPTE Local 21), 2) Pay Plan Category G (Unrepresented Classified Confidential Employees), and 3) Pay Plan Category L (Part Time employees Represented by the Service Employee International Union Local 521).

The motion carried with the following vote:

**Yes: 7 -** Mayor Klein  
Vice Mayor Melton  
Councilmember Larsson  
Councilmember Hendricks  
Councilmember Smith  
Councilmember Goldman  
Councilmember Fong

**No: 0**

- 7      [19-0224](#)      Authorize the City Manager or His Designee to Waive Transient Occupancy Taxes for Short-term Rental Hosts Who Come into Full Compliance with the Sunnyvale Municipal Code.

Finance Director Tim Kirby provided the staff report.

Public Hearing opened at 11:21 p.m.

No speakers.

Public Hearing closed at 11:21 p.m.

MOTION: Councilmember Smith moved and Vice Mayor Melton seconded the motion to approve Alternative 1: Authorize the City Manager or his designee to waive Transient Occupancy Taxes for short term rental hosts who come into full compliance with the Sunnyvale Municipal Code.

The motion carried with the following vote:

**Yes: 7 -** Mayor Klein  
Vice Mayor Melton  
Councilmember Larsson  
Councilmember Hendricks  
Councilmember Smith  
Councilmember Goldman  
Councilmember Fong

**No: 0**

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

Councilmember Smith reported her attendance at a Caltrain Local Policy Maker Group meeting where the topics of the Caltrain Business Plan and High Speed Rail (HSR) were discussed.

**NON-AGENDA ITEMS & COMMENTS**

**-Council**

None.

**-City Manager**

None.

**INFORMATION ONLY REPORTS/ITEMS**

- [19-0626](#) Tentative Council Meeting Agenda Calendar
- [19-0125](#) Board/Commission Meeting Minutes
- [19-0583](#) Information/Action Items
- [19-0711](#) Staff Responses to City Council Questions and Feedback on the Draft Climate Action Playbook (CAP 2.0) from Council Study Session on March 26, 2019 (Information Only)

**ADJOURNMENT**

Mayor Klein adjourned the meeting at 11:23 p.m.