



# City of Sunnyvale

## Notice and Agenda - Revised City Council

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Tuesday, February 4, 2020

5:00 PM

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

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**Special Meeting: Closed Session - 5:00 P.M. | Special Meeting: Study Session - 5:30 PM  
| Regular Meeting - 7 PM**

### **5:00 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**

[20-0277](#)

Closed Session held pursuant to California Government Code Section 54956.9: CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: Related to Notice of Clean Water Act Violations sent by San Francisco Baykeeper

**5 Adjourn Special Meeting**

### **5:30 P.M. SPECIAL COUNCIL MEETING (Study Session)**

**1 Call to Order in the Council Chambers**

**2 Roll Call**

**3 Public Comment**

**4 Study Session**

[20-0111](#) Housing Strategy (Study Issue)

## **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**

[20-0240](#) SPECIAL ORDER OF THE DAY - Slavery and Human Trafficking Prevention Month

[20-0266](#) SPECIAL ORDER OF THE DAY - African American History Month

### **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 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 [20-0089](#) Approve City Council Meeting Minutes of January 14, 2020

**Recommendation:** Approve the City Council Meeting Minutes of January 14, 2020 as submitted.

1.B [20-0068](#) 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 [20-0180](#) Approve the Fiscal Year 2020/21 Sustainability Speaker Series

**Recommendation:** Approve the FY 2020/21 Sustainability Speaker Series topics as proposed by the Sustainability Commission, with the provisions that:

1. Implementation of up to four events will be contingent on speaker availability, staffing resources, and available budget; and
2. The Subcommittee will provide enhanced support to coordinate logistics for speaker panels when proposed.

1.D [20-0193](#) Award of Contract to Superior, LLC for Hosted Utility Billing Software and Support (F-20-060)

**Recommendation:** Take the following actions:

- Award a five-year contract to Superior LLC for hosted Utility Billing software and support in substantially the same form as Attachment 1 to the report, in an amount not-to-exceed \$497,306.81,
- Authorize the City Manager to execute the contract when all necessary conditions have been met, and
- Authorize the City Manager to renew the contract for up to five additional years, based on acceptable pricing and service, and budget is available.

1.E [20-0167](#) Award of Contract to Mark Thomas for Professional Engineering Services for Design of the Java Drive Road Diet Project (F19-109)

**Recommendation:** Take the following actions:

- Award a contract in substantially the same form as Attachment 1 to the report in the amount of \$304,712 to Mark Thomas,
- Authorize the City Manager to execute the contract when all necessary conditions have been met, and
- Approve a 10% contingency in the amount of \$30,471.

**1.F** [20-0169](#)

Award of Contract to CSG Consultants, Inc. for Design Services for the Fair Oaks Avenue Bikeway - Phase 2 Project and Determination of Proposal Non-responsiveness (F19-236)

**Recommendation:** Take the following actions:

- Award a contract in substantially the same form as Attachment 1 to the report in the amount of \$254,703 to CSG Consultants, Inc.
- Authorize the City Manager to execute the contract when all necessary conditions have been met
- Approve a 10% contingency in the amount of \$25,470
- Make a determination that the proposal received from BKF Engineers is non-responsive due to the proposer not submitting a required Caltrans Local Assistance Procedure Manual form

**1.G** [19-1016](#)

Authorize Amending an Existing Contract with Carollo Engineers, Inc. for the Sunnyvale Clean Water Program Secondary Treatment Thickening and Dewatering Project for Engineering Design Services to incorporate Food to Energy Solutions (F20-088)

**Recommendation:** Take the following actions:

- Authorize the City Manager to execute the First Amendment to an existing contract with Carollo Engineers, Inc., in substantially the same format as Attachment 1 to the report, increasing the not-to-exceed contract amount by \$1,217,192 for a new not-to-exceed contract amount of \$18,963,308, and
- Approve an additional contract contingency in the amount of \$441,822 for a new contingency amount of \$2,041,355.

**1.H** [20-0042](#)

Approve 2020 Board and Commission Work Plans

**Recommendation:** Approve the 2020 Work Plans as submitted.

- 1.I [20-0147](#) Consider Establishing a Library Foundation (Study Issue LCS 19-01)

**Recommendation:** Postpone establishing a Library Foundation until a new main library or major renovation of the main library is approved.

- 1.J [20-0224](#) Approve a Memorandum of Understanding with Santa Clara County for Crime Laboratory Services Related to Department of Public Safety Major Cases

**Recommendation:** Authorize the City Manager to execute a Memorandum of Understanding between the City of Sunnyvale and Santa Clara County for services provided by Santa Clara County Crime Laboratory related to Department of Public Safety Major Cases, for a term of ten years commencing January 1, 2020.

- 1.K [20-0255](#) Adopt Ordinance No. 3156-20 to renumber Chapter 19.77 (Accessory Dwelling Units) to Chapter 19.79 and make other associated changes to Title 19 of the Sunnyvale Municipal Code

**Recommendation:** Adopt Ordinance No. 3156-20

### **PUBLIC HEARINGS/GENERAL BUSINESS**

*If you wish to speak to a public hearing/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 [20-0171](#) Consider Funding the California Environmental Quality Act (CEQA) Environmental Review for the Orchard Heritage Park Museum Expansion and Approve Budget Modification Number 22 to Appropriate Funding for a New Project

**Recommendation:** Staff makes no recommendation.

- 3 [20-0104](#) Issuance of Request for Proposal for Solid Waste and Recycling Collection Services to Bay County Waste Services

**Recommendation:** Alternative 1: Approve the issuance of a Request for Proposal package ("Mini-RFP, Draft Agreement and Proposal Forms (Attachment 3,4,5, respectively) to Bay Counties Waste Services, dba Specialty, Inc., for Solid Waste and Recycling Collection Services.

## **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.

<a href="#">20-0090</a>	Tentative Council Meeting Agenda Calendar
<a href="#">20-0091</a>	Board/Commission Meeting Minutes
<a href="#">20-0092</a>	Information/Action Items
<a href="#">20-0150</a>	Notice of Public Works Director's Decision on Final Maps (Information Only)
<a href="#">20-0044</a>	Boards and Commissions Semi-Annual Attendance Report, July to December 2019 (Information Only)
<a href="#">20-0162</a>	Annual Review of New Laws (Information Only)
<a href="#">20-0259</a>	Study Session Summary of January 7, 2020 - Downtown Specific Plan Amendment Presentation.
<a href="#">20-0247</a>	Study Session Summary of January 14, 2020 - New Legislation Related to Housing

### **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" 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 City Clerk (located to the left of the Council dais). 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.*