



City of Sunnyvale

Meeting Minutes - Draft City Council

Tuesday, February 27, 2024

5:00 PM

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

**Special Meeting: Closed Session - 5 PM | Special Meeting: Study Session - 6 PM |
Regular Meeting - 7 PM**

5 P.M. SPECIAL COUNCIL MEETING (Closed Session)

Call to Order

Vice Mayor Srinivasan called the meeting to order at 5:02 p.m.

Roll Call

Present: 7 - Mayor Larry Klein
Vice Mayor Murali Srinivasan
Councilmember Russ Melton
Councilmember Alysa Cisneros
Councilmember Omar Din
Councilmember Richard Mehlinger
Councilmember Linda Sell

Councilmember Sell participated via teleconference.

Public Comment

Public Comment opened at 5:06 p.m.

No speakers.

Public Comment closed at 5:06 p.m.

Convene to Closed Session

Council convened to Closed Session in the Council Conference Room at 5:07 p.m.

A [24-0312](#) Closed Session held pursuant to California Government Code
Section 54956.9: CONFERENCE WITH LEGAL
COUNSEL-EXISTING LITIGATION (Paragraph (1) of
subdivision (d) of Section 54956.9) Name of cases: H. Rivera
et al. v. City of Sunnyvale et al., Santa Clara County Superior

Court, Case No. 2013-1-CV-24093 and Casa de Amigos
Investments Ltd. v. City of Sunnyvale, Santa Clara County
Superior Court, Case No. 18CV321477

Adjourn Special Meeting

Vice Mayor Srinivasan adjourned the meeting at 6:00 p.m.

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

Call to Order

Vice Mayor Srinivasan called the meeting to order at 6:05 p.m.

Roll Call

Present: 7 - Mayor Larry Klein
Vice Mayor Murali Srinivasan
Councilmember Russ Melton
Councilmember Alysa Cisneros
Councilmember Omar Din
Councilmember Richard Mehlinger
Councilmember Linda Sell

Councilmember Sell participated via teleconference.

Study Session

B [24-0156](#) Hate Crime Update and Response

Public Safety Chief Phan Ngo, Deputy Chief Hank Syu and Captain Dzanh Lee provided the staff report and presentation.

Public Hearing opened at 6:56 p.m.

No speakers on the agenda item.

Public Hearing closed at 6:56 p.m.

Adjourn Special Meeting

Vice Mayor Srinivasan adjourned the meeting at 6:58 p.m.

7 P.M. COUNCIL MEETING

CALL TO ORDER

Mayor Klein called the meeting to order at 7:04 p.m.

SALUTE TO THE FLAG

Mayor Klein led the salute to the United States flag.

ROLL CALL

Present: 7 - Mayor Larry Klein
Vice Mayor Murali Srinivasan
Councilmember Russ Melton
Councilmember Alysa Cisneros
Councilmember Omar Din
Councilmember Richard Mehlinger
Councilmember Linda Sell

Councilmember Sell participated via teleconference.

CLOSED SESSION REPORT

Vice Mayor Srinivasan reported that Council met in Closed Session held pursuant to California Government Code Section 54957: Public Employee Appointment Title: City Attorney; nothing to report.

SPECIAL ORDER OF THE DAY

C [24-0323](#) American Red Cross Month

Mayor Klein spoke in honor of American Red Cross Month.

Stuart Chessen, Disaster Officer, American Red Cross-Silicon Valley Chapter, shared the American Red Cross mission.

D [24-0322](#) Women's History Month

Mayor Klein spoke in honor of Women's History Month.

Deputy Chief Ava Fanucchi provided words in honor of Women's History Month.

ORAL COMMUNICATIONS

Councilmember Melton announced an upcoming Sunnyvale Ride and Drive event.

Andrea Wald shared their advocacy in supporting a proposed artificial turf ban.

Manolo Gonzalez-Estoy invited City Council and the community to the Sunnyvale Community Players Theater.

Laura Babcock, Museum Director, Heritage Park Museum, spoke in favor of agenizing an item that supports the Heritage Museum extension project.

Margaret Lawson voiced their support for agenizing an item that supports the Heritage Museum extension project.

Heather Dunphy-Neilson shared their support for assisting the Heritage Park Museum extension project.

Tony Spitaleri announced an upcoming Lunar New Year celebration event in Sunnyvale.

Marian Chaney, President, U.S. China Chamber of Commerce Silicon Valley, spoke to the upcoming Lunar New Year event.

Genesis Fizol shared the sponsors and vendors participating in the Lunar New Year event.

Shaunn provided comments to the importance that public information provided by the City be accurate and factual.

Shariany Moreno voiced their support for the City assisting Sunnyvale Community Services and other foodbanks' ability to be open on weekends.

CONSENT CALENDAR

Public Comment opened at 7:41 p.m.

No speakers.

Public Comment closed at 7:41 p.m.

MOTION: Vice Mayor Srinivasan moved and Councilmember Melton seconded the motion to approve agenda items 1.A through 1.O.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Melton
Councilmember Cisneros
Councilmember Din
Councilmember Mehlinger
Councilmember Sell

No: 0

1.A [24-0212](#) Approve City Council Meeting Minutes of January 23, 2024
Approve the City Council Meeting Minutes of January 23, 2024 as submitted.

1.B [24-0213](#) Approve City Council Meeting Minutes of January 25, 2024
(Council Strategic Workshop)
Approve the City Council Meeting Minutes of January 25, 2024 as submitted.

1.C [24-0214](#) Approve City Council Meeting Minutes of January 30, 2024
Approve the City Council Meeting Minutes of January 30, 2024 as submitted.

1.D [24-0061](#) Approve City Council Meeting Minutes of February 6, 2024
Approve the City Council Meeting Minutes of February 6, 2024 as submitted.

1.E [24-0015](#) Approve the List(s) of Claims and Bills Approved for Payment
by the City Manager
Approve the list(s) of claims and bills.

1.F [24-0171](#) Approve Budget Modification No.10 to Appropriate \$105,540 of
California Library Connect Grant Funds for CENIC Network
Equipment Upgrades to Increase Internet Speed at the
Sunnyvale Public Library
Approve Budget Modification No. 10 to appropriate California Library Connect Grant
funds in the amount of \$105,540 to a new project, CENIC Network Equipment
Upgrades to increase internet speed at the Sunnyvale Public Library.

1.G [24-0320](#) Adopt a Resolution Amending the City's Salary Resolution and
Schedule of Pay to Increase Salaries for Pay Plan Category A
(Communication Officers Association) Effective March 3, 2024

Adopt a Resolution amending the City's Salary Resolution and Schedule of Pay to increase Salaries for Pay Plan Category A (Communication Officers Association) effective March 3, 2024.

- 1.H** [24-0180](#) Award of Contract to Gruendl Inc., dba Ray's Electric in the Amount of \$1,798,947.40 for Traffic Signal Hardware & Wiring Bernardo/Heatherstone & Fair Oaks/California Project and Finding of California Environmental Quality Act (CEQA) Exemption Pursuant to CEQA Guidelines Section 15301(c) (PW23-21)

Take the following actions:

- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$1,798,947.40 to Gruendl Inc., dba Ray's Electric;
- Approval of a 10% construction contingency in the amount of \$179,895;
- Authorize the City Manager to execute the contract when all necessary conditions have been met; and
- Make a finding of a categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(c).

- 1.I** [24-0251](#) Authorize the Issuance of a Purchase Order in the amount of \$967,187.62 to General Datatech L.P. (GDT) to provide Cisco Computer Equipment, Maintenance and Support Services (F24-022)

Take the following actions:

- Authorize the issuance of a purchase order in the amount of \$967,187.62 (base bid amount of \$909,579.74 plus shipping in the amount of \$8,778.66 and estimated sales tax in the amount of \$48,829.22) to GDT L.P. of Dallas for Cisco computer equipment, maintenance and support services; and
- Authorize the City Manager to execute the purchase order when all necessary conditions have been met.

- 1.J** [24-0276](#) Approve Third Contract Amendment to Central Labor Council Partnership for Adult Workforce Development Services in San Mateo County

Approve the third contract amendment for adult workforce development services and authorize the City Manager or designee to execute the agreement with Central Labor Council Partnership (CLCP) for adult and dislocated worker services in an amount not to exceed \$942,000 (\$471,000 for WIOA adults and \$471,000 for WIOA dislocated workers), for the contract term from July 1, 2023 to June 30, 2024, and

authorize the City Manager or designee to renew the contract for up to the two additional years remaining based on performance results acceptable to the City and available funding.

- 1.K** [24-0375](#) Authorize the Issuance of a Blanket Purchase Order in the Amount of \$1,260,000 to Folsom Lake Ford for the Purchase of Ford Interceptor Sport Utility Vehicles (F24-104)

Authorize the issuance of a Blanket Purchase Order in the amount of \$1,260,000 to Folsom Lake Ford for the purchase of Ford Interceptor Sport Utility Vehicles.

- 1.L** [24-0411](#) Authorize the Issuance of a Purchase Order to Vac-con, Inc. in the Amount of \$804,491.37 for a Combination Sewer and Storm Drain Cleaning Truck (F24-110)

Authorize the issuance of a Purchase Order in the amount of \$804,491.37 (including tire, delivery fees, and Sales Tax) to Vac-con, Inc. of Green Cove Springs, FL for one (1) Vac-Con Model VTAQD312HE/1300 Titan Combination Sewer and Storm Drain Cleaning Truck.

- 1.M** [24-0300](#) Ratify US Conference of Mayors' Appointment of Mayor Larry Klein to Technology and Innovation Committee

Ratify US Conference of Mayors' appointment of Mayor Larry Klein to the Technology and Innovation Committee.

- 1.N** [24-0313](#) Amend the Code of Ethics and Conduct for Elected and Appointed Officials Related to Remote Public Comment During Oral Communications

Amend the Code of Ethics and Conduct for Elected and Appointed Officials as shown in Attachment 1 to the report.

- 1.O** [24-0358](#) Adopt Ordinance No. 3224-24 Amending Section 16.62.330 (Installation of Manufactured Homes) of Chapter 16.62 (Floodplain Management) of Title 16 (Buildings and Construction) of the Sunnyvale Municipal Code

Adopt Ordinance No. 3224-24 amending Section 16.62.330 (Installation of Manufactured Homes) of Chapter 16.62 (Floodplain Management) of Title 16 (Buildings and Construction) of the Sunnyvale Municipal Code.

PUBLIC HEARINGS/GENERAL BUSINESS

- 2 [24-0029](#) Receive Information About HomeFirst Outreach Services; Approve a Third Amendment in the Amount of \$206,710 to an Existing Agreement with HomeFirst Services of Santa Clara County for Case Management Services and Shelter Beds for the Unhoused Population in Sunnyvale that Includes Activity and Outcome Measures; and Direct Staff to Prepare a Request for Proposals for Outreach Services

Community Development Director Trudi Ryan provided the staff report and presentation.

Public Hearing opened at 8:44 p.m.

Kelly Vazquez, Chief Programs Officer, HomeFirst Services of Santa Clara County (HomeFirst), spoke to HomeFirst's outreach services and answered questions from Council.

René Ramirez, Chief Operating Officer, HomeFirst, provided answers to City Council questions.

Marie Bernard, Executive Director, Sunnyvale Community Services, voiced their support for Sunnyvale extending their existing agreement with HomeFirst.

Bea Ramos, Vice President Emergency Housing, HomeFirst, provided additional information regarding HomeFirst services and their operations.

Shaunn shared their concerns with HomeFirst and urged Council to consider other unhoused services providers.

Rose spoke to their experience working with case management services and the problems unhoused individuals face.

Public Hearing closed at 9:40 p.m.

MOTION: Councilmember Mehlinger moved and Councilmember Srinivasan seconded the motion to approve Alternatives 1 and 2:

1) Authorize the City Manager to execute a Third Amendment to the Agreement in substantially the same format as Attachment 1 to the report in the amount of \$206,710 with HomeFirst Services of Santa Clara County for case management

services and shelter beds for the unhoused population in Sunnyvale; and
2) Direct staff to initiate a Request For Proposals (RFP) for case management services and shelter beds for the unhoused population in Sunnyvale, with the following modifications:

- The VI-SPDAT (Vulnerability Index – Service Prioritization Decision Assistance Tool) will be handled as an activity without a direct target associated with it; and
- Direct staff to reach out to the unhoused community for input in developed of the RFP.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Melton
Councilmember Cisneros
Councilmember Din
Councilmember Mehlinger
Councilmember Sell

No: 0

The City Council took a recess at 10:10 p.m. and returned at 10:26 p.m. with all Councilmembers present; Councilmember Sell participated via teleconference.

- 4 [24-0391](#) Proposed Project: Adopt Urgency Ordinance to Amend By-Right Approvals (Chapter 19.73) to the Sunnyvale Municipal Code to clarify ministerial review of projects as it relates to proposed subdivisions.
File #: PLNG-2024-0105
Location: Citywide
Applicant: City of Sunnyvale
Environmental Review: Non-discretionary project (Public Resources Code Section 21080(b)(1), CEQA Guidelines Sections 15268, 15357)
Project Planner: Julia Klein, (408) 730-7463, jklein@sunnyvale.ca.gov

Community Development Director Trudi Ryan provided the staff report.

Public Hearing opened at 10:38 p.m.

No speakers.

Public Hearing closed at 10:38 p.m.

MOTION: Councilmember Mehlinger moved and Vice Mayor Srinivasan seconded the motion to approve Alternatives 1 and 2:

1. Find that the Action is exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(1) and CEQA Guidelines Section 15268 and 15357; and
2. Adopt an Urgency Ordinance (Attachment 1 to the report) to amend provisions for By-Right Approvals that include subdivisions (previously adopted Urgency Ordinance).

City Clerk David Carnahan read the Ordinance title for the record.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Melton
Councilmember Cisneros
Councilmember Din
Councilmember Mehlinger
Councilmember Sell

No: 0

- 5** [24-0143](#) Proposed Project:
Recommendations to the City Council related to the General Plan Update to:
- a. Adopt a Resolution to Amend Chapter 3: Land Use and Transportation Element (LUTE) to update Figure 3-2 and add clarifications in the Village Center Section regarding the Commercial Floor Area calculations; and
 - b. Find the proposed amendments are consistent with the LUTE EIR and do not require additional environmental review pursuant to CEQA Guidelines Sections 15183 and 15162.
- Planning File Number: PLNG-2023-0840
Environmental Review: The proposed edits are exempt pursuant to CEQA Guidelines Section 15183 in that the proposed edits are within a development density established by the existing general plan policies for which EIRs were

previously certified and does not require additional environmental review. In addition, the proposed edits are exempt pursuant to CEQA Guidelines Section 15162 as the proposed edits will not require major revisions of the previous EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects.

Project Planner: Shaunn Mendrin, 408-730-7431,
smendrin@sunnyvale.ca.gov

Community Development Director Trudi Ryan provided the staff report.

Public Hearing opened at 10:44 p.m.

No speakers.

Public Hearing closed at 10:44 p.m.

MOTION: Councilmember Mehlinger moved and Councilmember Cisneros seconded the motion to approve Alternative 1: Take the following actions:

- a. Adopt a Resolution (Attachment 2 to the report) to amend the Land Use and Transportation Element (LUTE); and
- b. Find that the proposed amendments are not a substantial change to the LUTE as analyzed in the LUTE Environmental Impact Report (EIR) and no additional environmental review is required pursuant to Sections 15183 and 15162 of the California Environmental Quality Act (CEQA) Guidelines.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Melton
Councilmember Cisneros
Councilmember Din
Councilmember Mehlinger
Councilmember Sell

No: 0

- 3 [24-0197](#) Review and Consider Adoption of the Economic Development Strategic Plan

Economic Development Manager Christine Velasquez provided the staff report and presentation.

Public Hearing opened at 11:28 p.m.

Member of the public provided comments on specific wording in the economic development strategic plan and how the City can better attract a diverse business base.

Public Hearing closed at 11:30 p.m.

MOTION: Vice Mayor Srinivasan moved and Councilmember Melton seconded the motion to approve Alternative 1: Adopt the Economic Development Strategic Plan.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Melton
Councilmember Cisneros
Councilmember Din
Councilmember Mehlinger
Councilmember Sell

No: 0

MOTION: Councilmember Melton moved and Councilmember Din seconded the motion to adjourn the meeting.

The motion failed with the following vote:

Yes: 3 - Councilmember Melton
Councilmember Cisneros
Councilmember Din

No: 4 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Mehlinger
Councilmember Sell

MOTION: Vice Mayor Srinivasan moved and Mayor Klein seconded the motion to

hear the remainder of the agenda.

The motion carried with the following vote:

Yes: 6 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Cisneros
Councilmember Din
Councilmember Mehlinger
Councilmember Sell

No: 1 - Councilmember Melton

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

Councilmember Mehlinger reported on a Caltrain Local Policy Maker Group meeting.

Councilmember Melton reported on Cities Association of Santa Clara County, City Selection Committee meeting appointments.

Vice Mayor Srinivasan reported their selection as Vice Chair of the Silicon Valley Clean Energy Board and reported on a Sunnyvale Downtown Association Board Meeting.

NON-AGENDA ITEMS & COMMENTS

-Council

MOTION TO AGENDIZE: Councilmember Mehlinger moved and Mayor Klein seconded the motion to agendize an item to examine Sunnyvale hosting a 4th of July celebration.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Melton
Councilmember Cisneros
Councilmember Din
Councilmember Mehlinger
Councilmember Sell

No: 0

MOTION TO AGENDIZE: Councilmember Mehlinger moved and Councilmember Din seconded the motion to agendize an item to allocate \$1,500,000 to the Sunnyvale Heritage Museum for the construction of the proposed annex approved by City Council.

FRIENDLY AMENDMENT: Councilmember Melton offered a friendly amendment for this motion to reopen the Budget Proposal process and add this as a Budget Proposal to be considered for the upcoming recommended budget. Councilmember Mehlinger declined to accept the friendly amendment.

FRIENDLY AMENDMENT: Councilmember Sell offered a friendly amendment to direct staff to provide options to how the proposed motion can be funded. Councilmember Mehlinger accepted the friendly amendment.

The motion as amended carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Srinivasan
Councilmember Melton
Councilmember Cisneros
Councilmember Din
Councilmember Mehlinger
Councilmember Sell

No: 0

-City Manager

City Manager Kent Steffens announced the Environmental Services Department received a grant of \$412,000 from CalRecycle.

INFORMATION ONLY REPORTS/ITEMS

<u>24-0138</u>	Tentative Council Meeting Agenda Calendar
<u>24-0292</u>	Board/Commission Meeting Minutes
<u>24-0293</u>	Information/Action Items
<u>24-0361</u>	Boards and Commissions Semi-Annual Attendance Report, July to December 2023 (Information Only)

[24-0398](#)

Board/Commission Resignation (Information Only)

ADJOURNMENT

Mayor Klein adjourned the meeting at 11:51 p.m.