



# City of Sunnyvale

## Meeting Minutes City Council

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Tuesday, March 30, 2021

4:00 PM

Telepresence Meeting: City Web Stream |  
AT&T Channel 99 | Comcast Channel 15

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**Special Meeting: Closed Session - 4 PM | Special Meeting: Study Session - 5 PM |  
Regular Meeting - 7 PM**

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

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

#### **Call to Order**

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, the meeting was conducted telephonically.

Mayor Klein called the meeting to order at 4:02 p.m. via teleconference.

#### **Roll Call**

**Present:** 7 - Mayor Larry Klein  
Vice Mayor Glenn Hendricks  
Councilmember Gustav Larsson  
Councilmember Russ Melton  
Councilmember Mason Fong  
Councilmember Alysia Cisneros  
Councilmember Omar Din

Mayor Klein, Vice Mayor Hendricks and all Councilmembers attended via teleconference.

#### **Public Comment**

Public Comment opened at 4:03 p.m.

Daniel Dorfman, General Counsel, Millennium Hotels spoke towards the apartment building and hotel project and the inability to acquire a certificate of occupancy for the apartments. He voiced support for an amendment to allow for the rental of the apartments before construction of the hotel.

Public Comment closed at 4:06 p.m.

### **Convene to Closed Session**

- A**      [21-0287](#)      Closed Session held pursuant to California Government Code Section 54956.9: LEGAL COUNSEL-THREAT OF LITIGATION  
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9.

### **Adjourn Special Meeting**

Mayor Klein adjourned the meeting at 5:13 p.m.

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

#### **Call to Order**

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, the meeting was conducted telephonically.

Mayor Klein called the meeting to order at 5:15 p.m. via teleconference.

#### **Roll Call**

**Present:** 7 - Mayor Larry Klein  
Vice Mayor Glenn Hendricks  
Councilmember Gustav Larsson  
Councilmember Russ Melton  
Councilmember Mason Fong  
Councilmember Alysa Cisneros  
Councilmember Omar Din

Mayor Klein, Vice Mayor Hendricks and all Councilmembers attended via teleconference.

#### **Study Session**

- B**      [21-0362](#)      Moffett Park Specific Plan Land Use Concepts

Michelle King and the following provided the staff report and presentation:

- Chris Sensenig, Senior Associate, Raimi + Associates
- Andy Miner, Community Development Assistant Director

Public Comment opened at 6:38 p.m.

Richard Mehlinger, Chair, Livable Sunnyvale shared the group's support for the project, specifically higher density of household units and active transportation. Speaking on his own behalf, he voiced support for including an aquatic center in the Moffett Park area.

Shani Kleinhaus, Santa Clara County Audubon Society communicated support for a project that includes habitat areas with limited access. She shared opposition to placing housing in areas vulnerable to flooding or sea level rise.

David Meyer, SV@Home voiced support for the land use concepts, housing developments near transit and significant affordable housing.

Mary Buxton spoke towards Governor Newsom's Executive Order N-82-80. She shared support for natural areas for open space, increased urban canopy and pedestrian friendly streets.

Molly Cox communicated support for Sierra Club's recommendations related to habitat for species along the Bay, open space and placement of the Lockheed development.

Jeff Holzman, Director of Real Estate Development, Google voiced support for an eco-innovation district that fosters innovation, has a mix of uses, includes significant housing, is pedestrian friendly and is a biodiverse environment.

Susan DesJardin shared concerns with the lack of information available related to a levee in the Moffett Park area, placement of housing on the Lockheed property and sea level rise.

Kat Wortham, Director of Housing and Healthy Policy, Silicon Valley Leadership voiced the group's endorsement of the level of housing and retail proposed. She communicated support for focusing on affordable housing and missing middle housing.

Eileen McLaughlin, Citizens Committee to Complete the Refuge spoke towards

building biodiversity and sea level rise adaptation strategy. She voiced concerns with the groundwater level and flooding in the Lockheed wetlands.

Gita Dev, Sierra Club communicated concerns with placing housing near wetlands and support for habitat overlays.

Mike Serrone shared support for an eco-innovation district, higher density of household units and activity centers.

Christophe LaBelle voiced support for the project and higher density of household units.

Tara Martin-Milius shared concerns with placing housing near the Bay. She communicated support for affordable housing, biodiversity and habitat linkages along the Bay.

Lisa Karpinski spoke towards equal representation of biodiversity, housing development and office space development in the project area. She shared concerns with placing housing in areas currently at two-feet above ground water.

Kerry Haywood, Moffett Park Business Group communicated support for an eco-innovation district that includes housing and retail developments, open space and allows for retail, restaurant and commercial growth.

Justin Wang, Advocacy Manager, Greenbelt Alliance shared support for an eco-innovation district that meets statewide emission goals, includes higher density of household units and uses green infrastructure for storm water management.

Mari voiced support for creating natural open space/settings and open park space in the Moffett Park area and along the Bay.

Coleen Hausler communicated support for the number of proposed housing units in the project and prioritization of active transportation.

Public Comment closed at 7:17 p.m.

### **Adjourn Special Meeting**

Mayor Klein adjourned the meeting at 7:17 p.m.

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

**CALL TO ORDER**

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, the meeting was conducted telephonically.

Mayor Klein called the meeting to order at 7:20 p.m. via teleconference.

**ROLL CALL**

**Present:** 7 - Mayor Larry Klein  
Vice Mayor Glenn Hendricks  
Councilmember Gustav Larsson  
Councilmember Russ Melton  
Councilmember Mason Fong  
Councilmember Alysa Cisneros  
Councilmember Omar Din

Mayor Klein, Vice Mayor Hendricks and all Councilmembers attended via teleconference.

**CLOSED SESSION REPORT**

Vice Mayor Hendricks reported that Council met in closed session held pursuant to California Government Code Section 54956.9: LEGAL COUNSEL THREAT OF LITIGATION Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9; nothing to report.

**SPECIAL ORDER OF THE DAY**

**C**      [21-0386](#)      Fair Housing Month

Mayor Klein read a proclamation in honor of Fair Housing Month.

**D**      [21-0345](#)      Library Week

Mayor Klein read a proclamation in honor of Library Week. The Department of Library and Recreation Services presented a video highlighting the activities and services offered by the Sunnyvale Public Library during the past year.

**E**      [21-0448](#)      Poetry Month

Mayor Klein read a proclamation in honor of Poetry Month. Katherine, Poet recited her poem titled "Springtime."

**ORAL COMMUNICATIONS**

Councilmember Fong announced details of the upcoming Sunnyvale Unity Event: Solidarity with Asian American Pacific Islander Community.

Councilmember Larsson announced details of the current recruitment for various boards and commissions.

Richard Mehlinger, Chair, Livable Sunnyvale shared the group's request for Council to consider a study to allow for neighborhood scale duplexes, triplexes and fourplexes as part of the upcoming Housing Element update. He spoke towards missing middle housing options.

Cal Cornwell communicated support for examining mixed neighborhoods with single family and multiple-unit housing.

Sofie Wolfram voiced support for a study regarding missing middle housing in Sunnyvale as part of the Housing Element update.

Julia Liu shared support for studying missing middle housing as part of the Housing Element update.

Janette Brambila communicated support for a city-wide missing middle housing study as part of the Housing Element update.

Liam Davis, President, Fremont Firebirds voiced support for a multi-family housing study as part of the Housing Element update.

Galen Kim Davis shared support for mixed neighborhoods with single family and multiple-unit housing and including a study as part of the Housing Element update.

Colin Dixon requested Council consider amending leash laws to allow for off-leash hours at Sunnyvale parks.

Cesar Pena communicated support to study the possibility of multi-family housing city-wide as part of the Housing Element update.

David Meyer, SV@ Home voiced support for creation of missing middle housing.

Fly Oy Wong recited a poem about anti-Asian violence titled "Pools of Red."

Allison spoke towards the zoning for recreational and athletic use properties, permit process and cost constraints. She requested Council consider making the process more accessible to small business owners.

### **CONSENT CALENDAR**

MOTION: Vice Mayor Hendricks moved and Councilmember Din seconded the motion to approve agenda items 1.A through 1.F.

The motion carried with the following vote:

**Yes: 7 -** Mayor Klein  
Vice Mayor Hendricks  
Councilmember Larsson  
Councilmember Melton  
Councilmember Fong  
Councilmember Cisneros  
Councilmember Din

**No: 0**

**1.A**     [21-0063](#)     Approve City Council Meeting Minutes of March 16, 2021

Approve the City Council Meeting Minutes of March 16, 2021 as submitted.

**1.B**     [21-0238](#)     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**     [21-0273](#)     Receive and File the City of Sunnyvale Investment Report -  
Fourth Quarter 2020

Receive and file the City of Sunnyvale Fourth Quarter 2020 Investment Report.

**1.D**     [21-0105](#)     Approve Budget Modification No. 13 to Appropriate \$791,950  
in FY 2020/21 Transportation Fund for Clean Air County  
Program Manager Funds for the Retiming of Traffic Signals  
and Authorize the City Manager to Execute All Grant-Related  
Documents

Approve Budget Modification No. 13 to appropriate \$791,950 in FY 2020/21  
Transportation Fund for Clean Air County Program Manager Funds for the retiming

of traffic signals and authorize the City Manager to execute all grant-related documents.

- 1.E**      [21-0412](#)      Adopt a Resolution Amending the City of Sunnyvale Local Conflict of Interest Code

Adopt a Resolution amending the City of Sunnyvale Local Conflict of Interest Code.

- 1.F**      [21-0319](#)      Adopt a Resolution Extending the City's Declaration of Local Emergency for COVID-19

Adopt a Resolution Extending the City Manager/Director of Emergency Services' Proclamation of Existence of a Local Emergency (COVID-19).

**PUBLIC HEARINGS/GENERAL BUSINESS**

- 2**      [21-0364](#)      Adopt a Resolution Denouncing Anti-Asian Hate

Deputy City Manager Jaqui Guzmán provided the staff report.

Public Hearing opened at 8:02 p.m.

No speakers.

Public Hearing closed at 8:02 p.m.

MOTION: Councilmember Fong moved and Councilmember Din seconded the motion to approve Alternative 2: Adopt a Resolution denouncing anti-Asian hate with the following modification: incorporate throughout the Resolution the term "Asian American Pacific Islander (AAPI)."

The motion carried with the following vote:

**Yes: 7 -** Mayor Klein  
Vice Mayor Hendricks  
Councilmember Larsson  
Councilmember Melton  
Councilmember Fong  
Councilmember Cisneros  
Councilmember Din

**No: 0**

- 3**      [21-0347](#)      Introduce an Ordinance Establishing a Public Process for Redistricting



Deputy City Manager Jaqui Guzmán provided the staff report.

Public Hearing opened at 8:21 p.m.

Martin Pyne voiced support for the Ordinance.

Elaine Manley, Co-President, League of Women Voters of Cupertino-Sunnyvale communicated support for the Ordinance and announced details of the upcoming webinar event regarding redistricting and redistricting commission application process.

Public Hearing closed at 8:25 p.m.

MOTION: Vice Mayor Hendricks moved and Councilmember Larsson seconded the motion to approve Alternative 2: Introduce the Ordinance establishing a public process for redistricting as shown in Attachment 1 to the report with the following modifications:

- Provide clarification in section 2.31.030(c)(1) that Council may choose a different voting process than outlined in the policy; and
- Provide clarification that a majority vote is required to return one or more proposed district maps to the redistricting commission.

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

The motion carried with the following vote:

**Yes:** 7 - Mayor Klein  
Vice Mayor Hendricks  
Councilmember Larsson  
Councilmember Melton  
Councilmember Fong  
Councilmember Cisneros  
Councilmember Din

**No:** 0

4      [21-0381](#)      Approval of Third Substantial Amendment to the 2019 HUD  
Annual Action Plan to Award CDBG-CV Funding

Housing Officer Jenny Carloni provided the staff report.

Public Hearing opened at 8:46 p.m.

Marie Bernard, Executive Director, Sunnyvale Community Services (SCS) voiced support for the amendment to award CDBG-CV funding and shared services offered by SCS.

Public Hearing closed at 8:49 p.m.

MOTION: Vice Mayor Hendricks moved and Councilmember Cisneros seconded the motion to Alternative 1: Approve the third substantial amendment to the 2019 HUD Action Plan as shown in Attachment 3 to the report.

The motion carried with the following vote:

**Yes:** 7 - Mayor Klein  
Vice Mayor Hendricks  
Councilmember Larsson  
Councilmember Melton  
Councilmember Fong  
Councilmember Cisneros  
Councilmember Din

**No:** 0

- 5**      [21-0184](#)      Introduce an Ordinance Repealing Ordinance No. 2898-09 and Designating Certain Streets in the Area of the Caltrain Station as Preferential Parking Zones

Transportation and Traffic Manager Dennis Ng provided the staff report and presentation.

Public Hearing opened at 9:20 p.m.

Robbie Gleichman recommended street signage be installed along W. Hendy Avenue and Angel Avenue that directs Caltrain users to public parking lots. He inquired if a temporary permit had been considered for residents hosting parties should time limits restriction be approved.

Public Hearing closed at 9:22 p.m.

MOTION: Vice Mayor Hendricks moved and Councilmember Larsson seconded the

motion to approve Alternative 1: Introduce an Ordinance repealing Ordinance No. 2898-09 and designating certain streets in the area of the Caltrain Station as preferential parking zones.

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

The motion carried with the following vote:

**Yes:** 6 - Mayor Klein  
Vice Mayor Hendricks  
Councilmember Larsson  
Councilmember Melton  
Councilmember Cisneros  
Councilmember Din

**No:** 1 - Councilmember Fong

**6**      [21-0002](#)      Appoint Applicants to the Board of Library Trustees and the Heritage Preservation Commission

City Clerk David Carnahan provided the staff report.

Public Hearing opened at 9:34 p.m.

No speakers.

Public Hearing closed at 9:34 p.m.

City Clerk David Carnahan conducted random roll call votes, tallied the votes and reported the results as follows:

Board of Library Trustees (1 vacancy)

Jenny Bratton (4th preference)

Vote:

0-0-7 (Abstentions by all Councilmembers)

Andrew Ma (only preference)

Vote:

6-0-1 (Abstention by Vice Mayor Hendricks)

Andrew Ma was appointed to the Board of Library Trustees to serve a term expiring 6/30/2024.

## Heritage Preservation Commission (1 vacancy)

Jenny Bratton (1st preference)

Vote:

4-0-3 (Abstentions by Mayor Klein, Vice Mayor Hendricks and Councilmember Melton)

Jenny Bratton was appointed to the Heritage Preservation Commission to serve a term expiring 6/30/2023.

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

None.

### **NON-AGENDA ITEMS & COMMENTS**

#### **-Council**

Councilmember Fong spoke towards a Joint Study Session meeting between Valley Water and San José City Council regarding purified water generated by San José. He suggested staff reconnect with Valley Water regarding excess purified water generated by Sunnyvale.

#### **-City Manager**

None.

### **INFORMATION ONLY REPORTS/ITEMS**

<a href="#">21-0366</a>	Tentative Council Meeting Agenda Calendar
<a href="#">21-0367</a>	Board/Commission Meeting Minutes
<a href="#">21-0368</a>	Information/Action Items
<a href="#">21-0379</a>	Notice of Public Works Director's Decision on Final Maps (Information Only)

### **ADJOURNMENT**

Mayor Klein adjourned the meeting at 9:38 p.m.