



City of Sunnyvale

Meeting Minutes City Council

Tuesday, May 4, 2021

5:15 PM

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

Special Meeting: Study Session - 5:15 PM | Regular Meeting - 7 PM

5:15 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

A [21-0024](#) Cultural Inclusion Study and Plan

Library and Recreation Services Director Cherise Brandell provided the staff report and presentation.

Public Comment opened at 6:13 p.m.

Mike Serrone spoke towards inequality and voiced support for Option 3B.

Sue Serrone spoke towards programs and events that promote cultural diversity and voiced support for seeking grant funding.

Chris Ratana, President, Silicon Valley Asian Pacific American Democratic Club shared support for funding Option 3B.

Dawn Maher, Executive Director, Sunnyvale Chamber of Commerce communicated support for incorporating an office of cultural inclusion.

Richard Mehlinger urged Council to move forward with Option 3B.

Public Comment closed at 6:21 p.m.

B [21-0485](#) Economic Development Strategy

Assistant City Manager Connie Verceles and David Shiver, BAE provided the staff report and presentation.

Public Comment opened at 7:03 p.m.

Richard Mehlinger, Chair, Livable Sunnyvale voiced support for a study to examine legalization of multiplex housing city wide to provide additional housing options.

Public Comment closed at 7:04 p.m.

Adjourn Special Meeting

Mayor Klein adjourned the meeting at 7:04 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 7:10 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.

SPECIAL ORDER OF THE DAY

C [21-0350](#) Public Works Week

Mayor Klein read a proclamation in honor of Public Works Week.

D [21-0389](#) Nurses Week

Mayor Klein read a proclamation in honor of Nurses Week.

Vivian Low, Registered Nurse, El Camino Health spoke towards the proclamation.

E [21-0388](#) Municipal Clerks Week

Mayor Klein read a proclamation in honor of Municipal Clerks Week.

ORAL COMMUNICATIONS

Councilmember Cisneros announced details for the following:

- Current recruitment for the Redistricting Commission and Advisory Committee on Accessibility;
- Upcoming EV 201: Finding the Electric Vehicle for Your Lifestyle Webinar;
- COVID-19 vaccination availability at the Sunnyvale vaccination center and availability via Santa Clara County;
- COVID-19 testing availability at Murphy Park and testing availability via Santa Clara County; and
- Upcoming Talkin' Trash: Myths and Realities of Recycling and Materials Management Webinar.

Helen Gettinger shared details of the County of Santa Clara's Board of Supervisors discussion regarding the Fair Oaks Park unhoused residents. She shared support

for transitioning the unhoused individuals from the wait list to the hotel and a sanctioned encampment in Sunnyvale.

A member of the public voiced support for transitioning the unhoused individuals from the wait list to the hotel.

CONSENT CALENDAR

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

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 [21-0344](#) Approve City Council Meeting Minutes of April 20, 2021
Approve the City Council Meeting Minutes of April 20, 2021 as submitted.

1.B [21-0545](#) Approve City Council Meeting Minutes of April 27, 2021
(Closed Session)
Approve the City Council Meeting Minutes of June 27, 2021 as submitted.

1.C [21-0242](#) Approve the List(s) of Claims and Bills Approved for Payment
by the City Manager
Approve the list(s) of claims and bills.

1.D [21-0495](#) Approve Budget Modification No. 23 in the Amount of
\$310,000 to Provide Reimbursable Funding for the Creation of
Objective Citywide and Specific/Area Plan Design Guidelines
and Citywide Landscape Design Guidelines

Approve Budget Modification No. 23 in the amount of \$310,000 for consulting services and associated staff costs to update the City's design guidelines and to create new guidelines for landscaping, to be fully reimbursed by the California

Department of Housing and Community Development.

- 1.E** [21-0309](#) Authorize the Purchase of Two (2) Sweeper Service Vehicles from Tymco, Inc. (F21-090)

Authorize the purchase of two (2) sweeper service vehicles from Tymco, Inc. (F21-090).

- 1.F** [21-0236](#) Authorize the Issuance of Purchase Order to Turf Star Western for Eleven (11) Golf Equipment and Service Vehicles

Authorize the issuance of a purchase order in the amount of \$417,863.92, including sales tax, to Turf Star Western for eleven (11) golf equipment and service vehicles.

- 1.G** [21-0436](#) Award of a Contract (PW21-03) to Redgwick Construction Co. in the amount of \$1,091,866 for Homestead Road at Homestead High School Pedestrian and Bicycle Improvements, Finding of CEQA Categorical Exemption, and Approve Budget Modification No. 25

Take the following actions:

- Make a finding of categorical exemption from the California Environmental Act (CEQA) pursuant to CEQA Guidelines Section 15301(c);
- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$1,091,866 to Redgwick Construction Co.;
- Approve a 10% construction contingency in the amount of \$109,187; and
- Approve Budget Modification No. 25 in the amount of \$128,353.

- 1.H** [21-0477](#) Award of Contract to Basset Engineering in the amount of \$559,766 for Citywide Water Line Replacement 2019-Package 1 and Finding of California Environmental Quality Act (CEQA) Categorical Exemption

Take the following actions:

- Make a finding of categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15302(c);
- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$559,766 to Basset Engineering of San Francisco, California;
- Authorize the City Manager to execute the contract when all necessary conditions have been met; and
- Approve a 10% Contingency in the amount of \$55,977.

- 1.I** [21-0239](#) Adopt a Resolution to Comply with Assembly Bill 2135 (Surplus

Land Act) to Apply for One Bay Area Grant 2 Programs

Adopt a Resolution to comply with Assembly Bill 2135 (Surplus Land Act) to apply for one (1) Bay Area Grant 2 Programs.

- 1.J** [21-0286](#) Adopt a Resolution of Local Support, Authorize the Filing of the Metropolitan Transportation Commission Safe & Seamless Mobility Quick-Strike Grant Application, and Authorize the City Manager to Execute All Grant-Related Documents for the Sunnyvale Saratoga Road Class IIB Buffered Bicycle Lanes Project

Adopt a Resolution of local support, authorize the filing of the Metropolitan Transportation Commission Safe & Seamless Mobility Quick-Strike Grant Application, and authorize the City Manager to execute all grant-related documents for the Sunnyvale Saratoga Road Class IIB Buffered Bicycle Lanes Project.

- 1.K** [21-0327](#) Adopt a Resolution of Local Support, Authorize the Filing of the Metropolitan Transportation Commission Safe & Seamless Mobility Quick-Strike Grant Application, and Authorize the City Manager to Execute All Grant-Related Documents for the Sunnyvale Bicycle, Pedestrian and Safe Routes To School Safety Improvements Project

Adopt a Resolution of local support, authorize the filing of the Metropolitan Transportation Commission Safe & Seamless Mobility Quick-Strike Grant Application, and authorize the City Manager to execute all grant-related documents for the Sunnyvale Bicycle, Pedestrian and SRTS Safety Improvements Project.

PUBLIC HEARINGS/GENERAL BUSINESS

- 2** [21-0234](#) Public Hearing to Adopt a Resolution Confirming the Annual Report to Levy and Collect an Annual Assessment for the Downtown Sunnyvale Business Improvement District (BID) for Fiscal Year 2021/22

Assistant City Manager Connie Verceles provided the staff report.

Mike Johnson, Executive Director, Sunnyvale Downtown Association provided the Business Improvement District report.

Public Hearing opened at 7:39 p.m.

Dawn Maher, Executive Director, Sunnyvale Chamber of Commerce communicated support for approval of the Fiscal Year 2021/22 Business Improvement District assessment.

Public Hearing closed at 7:41 p.m.

MOTION: Vice Mayor Hendricks moved and Councilmember Melton seconded the motion to approve Alternative 1: Adopt a Resolution to confirm the Annual Report and levy and collect an annual assessment for the Downtown Sunnyvale Business Improvement District for Fiscal Year 2021/22.

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** [21-0472](#) Approval of Redistricting Outreach Plan for City Council Redistricting, Second Amendment to Agreement with PlaceWorks, Inc. in the amount of \$67,410 and Approve Budget Modification No. 24 in the amount of \$112,000

Deputy City Manager Jaqui Guzmán and David Early, Senior Advisor, Placeworks provided the staff report and presentation.

Public Hearing opened at 8:17 p.m.

No speakers.

Public Hearing closed at 8:17 p.m.

MOTION: Councilmember Melton moved and Vice Mayor Hendricks seconded the motion to approve Alternative 1: Approve the Redistricting Outreach Plan for City Council redistricting, authorize the City Manager to execute the second amendment to an agreement with PlaceWorks, Inc. in the amount of \$67,410 and approve Budget Modification No. 24 in the amount of \$112,000.

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** [21-0539](#) CONTINUED FROM APRIL 20, 2021
Discussion and Possible Direction Regarding Taking a
Position on Assembly Bill (AB) 703 (Rubio, Blanca D) - Open
Meetings: Local Agencies: Teleconferences

Senior Management Analyst Michelle Zahraie provided the staff report.

Public Hearing opened at 8:35 p.m.

Martin Pyne voiced support for a Legislative Advocacy Position Policy related to teleconference meetings.

Public Hearing closed at 8:37 p.m.

MOTION: Councilmember Melton moved and Councilmember Fong seconded the motion to approve Alternative 4: Direct staff to return to the City Council, as soon as practical, with a draft long-term policy position regarding modernizing the Ralph M. Brown Act as it pertains to teleconferencing by using the best practices of Executive Order N-29-20 including, making it easier for the public to provide input, making it easier for Council and staff to participate remotely in Council meetings, and making it easier for Boards and Commissions to meet remotely. The draft policy will also include that Council supports legislation that is voluntary as opposed to mandatory .

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** [21-0523](#) Consider Approval of Draft 2021 Housing and Urban Development (HUD) Action Plan

Housing Officer Jenny Carloni provided the staff report.

Public Hearing opened at 8:59 p.m.

No speakers.

Public Hearing closed at 8:59 p.m.

MOTION: Councilmember Fong moved and Councilmember Melton seconded the motion to approve Alternative 1: Approve the 2021 HUD Action Plan as shown in Attachment 2 of the staff 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

- 6** [21-0518](#) CONTINUED FROM APRIL 6, 2021
Introduce an Ordinance Making Minor Amendments to Chapters 19.18 (Residential Zoning Districts), 19.20 (Commercial Zoning Districts), 19.24 (Office and Public Facilities Zoning Districts), and 19.79 (Accessory Dwelling Units) of the Sunnyvale Municipal Code and Amending Chapter 19.98 (General Procedures) of the Sunnyvale

Municipal Code to Create a Procedure for Appealing Incompleteness Determinations, Adopt a Resolution to Amend the 2020/21 Citywide Fee Schedule Related to Appeals to Planning Commission, and Find that these Actions are Exempt from CEQA

Principal Planner Amber Blizinski provided the staff report.

Public Hearing opened at 9:10 p.m.

Miles shared his concerns with counsel's interpretation of State law relating to Accessory Dwelling Units (ADU) and opposition to the ADU Ordinance amendment.

Public Hearing closed at 9:13 p.m.

MOTION: Councilmember Melton moved and Councilmember Larsson seconded the motion to approve Alternative 1: Introduce an Ordinance to amend certain sections of Chapter 19.18, 19.20, 19.24, 19.79, and 19.98 of Title 19 (Zoning) of the Sunnyvale Municipal Code; adopt a Resolution to amend the Fiscal Year 2020/21 Citywide Fee Schedule related to appeals to Planning Commission; and find that these actions are exempt from the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines Section 15061(b)(3).

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

7 [21-0377](#) Proposed Project:
GENERAL PLAN AMENDMENT INITIATION (GPI):
Consideration of initiating amendment of the Lakeside Specific Plan to modify the timing of development for the required hotel (approved under Project 2015-7576) and to consider

alternative community benefits.

Location: 1250 Lakeside (APNs: 216-43-014, -016, -017, -037, -038, -039 and -040)

File #: 2021-7296

Zoning: Lakeside Specific Plan

Applicant / Owner: Sunnyvale Partners Ltd Co. (owner)

Environmental Review: The project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378 (a).

Project Planner: Trudi Ryan, (408) 730-7444,
tryan@sunnyvale.ca.gov

Community Development Director Trudi Ryan provided the staff report.

Public Hearing opened at 9:26 p.m.

Bryan Wenter, Miller Starr Regalia, on behalf of the applicant spoke towards the project and voiced support for the staff recommendation.

Public Hearing closed at 9:28 p.m.

MOTION: Councilmember Melton moved and Councilmember Din seconded the motion to approve Alternative 1: Initiate a Specific Plan Amendment study to amend the Lakeside Specific Plan and to analyze alternative community benefits related to changing the timing of the hotel construction and find that the action is exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(a).

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

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

Councilmember Larsson shared his attendance at a Silicon Valley Clean Energy (SVCE) Board of Directors meeting including details of the Board's decision to join California Community Power, a joint powers authority.

Councilmember Din shared his attendance at a Valley Water meeting.

NON-AGENDA ITEMS & COMMENTS

-Council

Councilmember Fong inquired with staff about when employees will be returning from remote work to onsite work locations, logistics for future Council meetings and availability of the Fiscal Year 2021/22 Recommended Budget.

City Manager Kent Steffens shared that the recommended budget would be made available to Council by the end of the week. He announced that a long-term work from home administrative policy has been shared with bargaining units for feedback. He indicated that the policy would be adopted prior to a large-scale return to work by employees. Mr. Steffens communicated that the Fiscal Year 2021/22 Recommended Budget includes a proposal for a half-time position in the City Clerk's Office that would support hybrid Council meetings. He indicated staff would continue to monitor legislation regarding the Ralph M. Brown Act.

Councilmember Larsson requested staff provide Council with an annual report on the number of exceptions granted related to the all-electric building requirement Reach Code.

Mr. Steffens responded that the information is readily available and staff will provide an annual report.

-City Manager

None.

INFORMATION ONLY REPORTS/ITEMS

[21-0476](#) Tentative Council Meeting Agenda Calendar

[21-0483](#) Board/Commission Meeting Minutes

[21-0484](#) Information/Action Items

[21-0505](#)

Notice of Public Works Director's Decision on Final Maps
(Information Only)

ADJOURNMENT

Mayor Klein adjourned the meeting at 9:37 p.m.