



City of Sunnyvale

Notice and Agenda City Council

Tuesday, May 5, 2026

5:00 PM

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

Special Meeting: Closed Session - 5 PM | Regular Meeting - 7 PM

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

Public Participation and Access

View the end of the agenda for information on:

- Public participation options
- Language access and translation
- Accessibility/Americans with Disabilities Act (ADA) Notice
- Legal notices

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

Call to Order

Call to Order in the Council Chambers (Open to the Public).

Roll Call

Public Comment

The public may provide comments regarding the Closed Session item(s). To address the Council, refer to the notice at the end of this agenda. Closed Sessions are not open to the public.

Convene to Closed Session

Convene to Closed Session in the Council Conference Room (Closed to the Public).

- A** [26-0223](#) Closed Session Held Pursuant to California Government Code Section 54957.6:
CONFERENCE WITH LABOR NEGOTIATORS
Agency Designated Representatives: Heather Ruiz, Director of Human Resources
Employee Organization: Sunnyvale Employees' Association

(SEA)/IFPTE Local 21 and Service Employees International Union (SEIU)

- B** [26-0119](#) Closed Session Held Pursuant to Paragraph (1) of Subdivision (d) of California Government Code Section 54956.9:
CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION Name of Case: C. Overaa & Co. v. City of Sunnyvale, Santa Clara County Superior Court Case No. 25CV462318; Initiation of Cross-Complaint

Adjourn Special Meeting

7 P.M. COUNCIL MEETING

Pursuant to Council Policy 7.3.19, City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. Any item on the agenda that is continued shall be continued to a specific date. Any changes to the agenda will be communicated to the public.

CALL TO ORDER

Call to Order in the Council Chambers.

SALUTE TO THE FLAG

ROLL CALL

CLOSED SESSION REPORT

SPECIAL ORDER OF THE DAY

- C** [26-0279](#) Small Business Week
- D** [26-0280](#) City Staff Recognition (Public Service Recognition Week, Public Works Week, and Municipal Clerks Week)

ORAL COMMUNICATIONS

Prior to opening public comment on Oral Communications, the Mayor may determine it would be impractical to include remote public comment for the purpose of timeliness of the meeting or conducting an orderly meeting.

Oral Communications is the opportunity for the public to address the City Council on items not listed on the agenda and is limited to 15 minutes with a maximum of up to three minutes per speaker (one appearance per speaker). Note the Brown Act does

not allow the Council to take action on an item not listed on the agenda. To address the Council, refer to the notice at the end of this agenda.

CONSENT CALENDAR

All matters listed on the consent calendar will be acted upon by one motion unless discussion is requested by a Councilmember or the public. To address the Council, refer to the notice at the end of this agenda.

- 1.A [26-0071](#) 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.B [26-0412](#) Amend an Existing Contract with MRF Designs LLC for Consultant Services, Increase the Not-to-Exceed Amount to \$372,850, and Extend the Term Through December 31, 2027 (F26-389)

Recommendation: Take the following actions:

- Authorize the City Manager to amend an existing contract for consultant services, increasing the not-to-exceed amount from \$232,760 to \$372,850 and extending the contract term through December 31, 2027;
- Authorize the City Manager to execute the amendment when all necessary conditions have been met; and
- Authorize City Manager to amend and increase not-to-exceed budgeted amounts, provided pricing and service remain acceptable to the city.

- 1.C [26-0466](#) Approve the Second Amendment to the Agreement with Bastion Security Services for Unarmed Security Patrol Services, Increasing the Not-to-Exceed Amount to \$270,000 and Extending the Term Through May 14, 2027

Recommendation: Take the following actions:

- Approve a Second Amendment to the Agreement with Bastion Security Services in substantially the same form as Attachment 1 to this report, increasing the contract by \$95,000 for a new not-to-exceed total of \$270,000, and exercising the second of three contract extensions through May 14, 2027;
- Authorize the City Manager to execute the amendment when all necessary conditions have been met; and
- Authorize the City Manager to approve compensation adjustments and exercise the remaining contract extension, subject to budget availability and satisfactory performance.

1.D [26-0445](#)

Approve a \$34,500,000 Increase to the Construction Contingency in the Construction Contract with Walsh Construction Company II, LLC for the Sunnyvale Cleanwater Program Secondary Treatment and Thickening/Dewatering Project (PW22-17); Authorize Amending an Existing Contract with Psomas for Construction Management Services (F15-40); and Approve Budget Modification No. 19 in the Amount of \$38,258,785

Recommendation: Take the following actions:

1. Approve a \$34,500,000 increase to the contract contingency in the Construction Contract with Walsh Construction Company II, LLC for the Sunnyvale Cleanwater Program Secondary Treatment and Thickening/Dewatering Project;
2. Approve the 12th Amendment to Consultant Services Agreement in substantially the same format as Attachment 3 to the report to increase the contract amount with Psomas of Walnut Creek, increasing the not-to-exceed contract amount by \$3,417,077 to \$39,846,201,201 and extend the term of the agreement through May 1, 2029;
3. Authorize the City Manager to execute the 12th Amendment to the Consultant Services Agreement when all necessary conditions have been met;
4. Approve a 10% contract contingency in the amount of \$341,708; and
5. Approve Budget Modification No. 19 in the amount of \$38,258,785

1.E [26-0449](#)

Approve the Fiscal Year 2026/27 and Fiscal Year 2027/28

Sustainability Speakers Series Topics

Recommendation: Approve the FY 2026/27 and FY 2027/28 Sustainability Speaker Series topics as proposed by the Sustainability Commission, with the provision that the implementation of up to three events will be contingent on speaker availability, staffing resources, and available budget. Staff collaborated with the Subcommittee during the development of the proposed Series and generally supports the topics selected and new format.

PUBLIC HEARINGS/GENERAL BUSINESS

To speak on a public hearing/general business item, refer to notice at the end of this agenda. Each speaker is limited to three minutes. For land use items, applicants are limited to 10 minutes for opening comments and five minutes for closing comments.

- 2 [26-0266](#) 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 2026/27

Recommendation: Alternative 1: Adopt a Resolution to confirm the Annual Report and Levy and Collect and Annual Assessment for the Downtown Sunnyvale Business Improvement District for Fiscal Year 2026/27.

- 3 [26-0485](#) Introduce an Ordinance Amending Chapter 19.71 of the Sunnyvale Municipal Code (SMC) Relating to the Residential Tenant Protections Program

Recommendation: Alternatives 1 and 3:
1) Introduce an Ordinance amending Sunnyvale Municipal Code Chapter 19.71 Residential Tenant Protections Program to increase relocation assistance required during no-fault, just cause evictions to three (3) months; and
3) Direct staff to study additional tenant protections for "Day 1" just cause evictions, further protections for vulnerable populations, and fair market rent for relocation assistance.

- 4 [26-0482](#) Consider Approval of Draft 2026/27 Housing and Urban Development (HUD) Action Plan

Recommendation: Alternative 1: Adopt the draft 2026/27 Housing and Urban Development (HUD) Action Plan as shown in Attachment 2 to the report.

- 5 [26-0481](#) Introduce an Ordinance of the City of Sunnyvale Amending Chapter 19.96 (Heritage Preservation) of Title 19 (Zoning) of the Sunnyvale Municipal Code Temporarily Excluding the Murphy Station Heritage Landmark District Located at the 100 Block of South Murphy Avenue and Surrounding Parcels that Make up the Heritage Landmark District, a Historic Resource on the Local Historic Register, from Applicability of SB 79 Provisions, and Amending the Zoning Map to add a Note Indicating this Exclusion (File No. PLNG-2026-0118)

Recommendation: Alternative 1: Introduce an Ordinance of the City of Sunnyvale (Attachment 5 to this report) amending Chapter 19.96 (Heritage Preservation) of Title 19 (Zoning) of the Sunnyvale Municipal Code temporarily excluding the Murphy Station Heritage Landmark District located at the 100 block of South Murphy Avenue and surrounding parcels that make up the Heritage Landmark District, a historic resource on the local historic register, from applicability of SB 79 provisions, and amending the Zoning Map to add a note indicating this exclusion.

- 6 [26-0502](#) Proposed Project: Adopt an Urgency Interim Ordinance Pursuant to Government Code Section 65858 Adopting a Temporary Moratorium on the Establishment and Operation of “Smoke Shops,” as Defined, and Introduce an Ordinance to Regulate the Sale and Distribution of Nitrous Oxide within the City of Sunnyvale.
Location: Citywide
File #: PLNG-2026-0232
Environmental Review: Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3)), would not result in a significant impact.
Staff: Rebecca Moon, (408) 730-2700,
rmoon@sunnyvale.ca.gov

Recommendation: Alternatives 1 and 2:

- 1) Adopt the Urgency Interim Ordinance pursuant to Government Code Section 65858 adopting a Temporary Moratorium on the establishment and operation of "Smoke Shops," as defined, within the City of Sunnyvale found in Attachment 2 to the report; and
- 2) Introduce an Ordinance to regulate the sale and distribution of nitrous oxide within the City of Sunnyvale found in Attachment 4 to the report.

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS**NON-AGENDA ITEMS AND COMMENTS**

-Council

-City Manager

INFORMATION ONLY REPORTS/ITEMS

Visit <http://Sunnyvale.ca.gov/TCMAC> to view the Tentative Council Meeting Agenda Calendar (TCMAC) online.

Visit <http://Sunnyvale.ca.gov/CPPP> to view Working List of Potential Council Priority Project Ideas online.

26-0039	Tentative Council Meeting Agenda Calendar
26-0041	Board/Commission Meeting Minutes
26-0405	Mayoral Announcement of Mayor-Appointed Ad Hoc Advisory Committee on Boards and Commissions (Information Only)

ADJOURNMENT**Public Participation Options****In person public comment:**

You may provide public comment by filling out a speaker card (optional) and giving it to the City Clerk.

Online participation:

Members of the public may also attend online. However, the City cannot guarantee uninterrupted access to online technology. Technical difficulties may occur from time to time. Unless required by the Ralph M. Brown Act, the meeting will continue even if technical difficulties prevent online participation.

The Mayor may determine it would be impractical to include remote public comment during Oral Communications.

Online public comment:

To provide audio public comment, connect to the meeting online or by telephone. Use the Raise Hand feature to request to speak (*9 on a telephone):

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

Meeting call-in telephone number: 833-548-0276 | Meeting ID: 961 1158 0540
(*9 to request to speak | *6 to unmute/mute)

Watch the City Council meeting at <http://youtube.com/SunnyvaleMeetings> or on television over Comcast Channel 15, AT&T Channel 99

Written public comment:

Email comments to the City Council no later than 4 hours before the meeting at council@sunnyvale.ca.gov. You can also mail or deliver comments to:

City Clerk, 456 W. Olive Ave., Sunnyvale, CA 94086

Public review of items:

You can view reports to council on the City's website at sunnyvale.ca.gov after 7 p.m. on Thursdays. You can also review reports in person at the City Hall reception desk, 456 W. Olive Avenue, during normal business hours. Any other documents distributed to members of the City Council regarding any open session item on this agenda are available in the Council Chambers on the evening of the Council Meeting. Otherwise, contact the Office of the City Clerk at 408-730-7483 or cityclerk@sunnyvale.ca.gov for questions.

Planning a presentation for a City Council meeting?

Visit: <http://Sunnyvale.ca.gov/PublicComments>

Planning to provide materials to Council?

Please provide the City Council with 12 copies of your materials.

Language Access and Translation

To access written and audio translation during the meeting, click the link below:

Choose Language and Click Attend

Use a headset on your phone for audio or read the transcript on your device.

Spanish and Chinese, Simplified

Para acceder a la traducción escrita y en audio durante la reunión, haga clic en el siguiente enlace:

Seleccione su idioma y haga clic en "Attend"

Use sus auriculares/audifonos para escuchar el audio o leer la transcripción en el dispositivo.

如需在会议期间使用文字和语音翻译，请点击以下链接：
选择语言并点击“参加”
使用手机耳机收听音频，或阅读设备上的文字记录。

Translation Link: <https://bit.ly/TDDB-6886>

Accessibility/Americans with Disabilities Act (ADA) Notice

Pursuant to the Americans with Disabilities Act (ADA), the City will make reasonable arrangements to ensure accessibility to this meeting. If you need special assistance, please contact the City at least 48 hours prior to the meeting. Reach the Office of the City Clerk at 408-730-7483 or cityclerk@sunnyvale.ca.gov (28 CFR 35.160 (b) (1)).

LEGAL NOTICES

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.