



City of Sunnyvale

Meeting Minutes - Draft City Council

Tuesday, February 23, 2016

5:30 PM

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

**Special Meeting-Joint Closed Session with City Council and Successor Agency to the
Redevelopment Agency-5:30 PM | Study Session-6 PM | Regular Meeting-7 PM**

7 P.M. COUNCIL MEETING

CALL TO ORDER

Mayor Hendricks called the meeting to order in Council Chambers.

SALUTE TO THE FLAG

Mayor Hendricks led the salute to the flag.

ROLL CALL

Present: 7 - Mayor Glenn Hendricks
Vice Mayor Gustav Larsson
Councilmember Jim Griffith
Councilmember Tara Martin-Milius
Councilmember David Whittum
Councilmember Pat Meyering
Councilmember Jim Davis

CLOSED SESSION REPORT

Vice Mayor Larsson reported the Council and Successor Agency to the Redevelopment Agency met in joint 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); nothing to report.

SPECIAL ORDER OF THE DAY

[16-0198](#) SPECIAL ORDER OF THE DAY - Arbor Day Celebration and Proclamation

Mayor Hendricks presented a proclamation to Leonard Dunn, Street Tree Services Program Manager, in honor of Arbor Day.

ORAL COMMUNICATIONS

Vice Mayor Larsson announced the upcoming 4th annual Cesar Chavez Youth Action Day.

Councilmember Martin-Milius announced the availability of the Joint Ventures Silicon Valley Index, and announced the Energize Sunnyvale app and upcoming events.

Mayor Hendricks announced Oral Communications is an opportunity for members of the public to address Council on items not listed on the agenda and is limited to 15 minutes, but that at his discretion, he may allow more than 15 minutes continued after the public hearings/general business section. Mayor Hendricks stated he will allow more than 15 minutes at this time, but will not allow it in the future.

Carl Gaurdino, CEO, Silicon Valley Leadership Group and Executive Director of the Silicon Valley Leadership Group Foundation, spoke regarding the “salad bars for schools” initiative and an upcoming 5K walk and run fundraiser.

Michael Goldman spoke regarding library sizes and circulation, and presented a PowerPoint presentation.

Grace Kim and Helen Rhee announced a Homestead High School community service project, Project Initiate, to promote healthy lifestyles in the community and upcoming events.

Geoff Pilling spoke in support of Summit Denali school.

Tasmin Taylor spoke in support of Summit Denali school.

Stan Hendryx reported on the joint ABAG and MTC workshop he recently attended and spoke regarding the need for building more affordable housing.

Steven Johnson spoke in support of Summit Denali school.

Lance Newman spoke in support of Summit Denali school.

Roza Leyderman spoke in support of Summit Denali school.

Kevin Bock, Principal at Summit Denali school, spoke in support of the school and asked for support as they look for a new location.

David Hu spoke in support of Summit Denali school.

Stephanie Freeman spoke in support of Summit Denali school.

Chrystal Aulson spoke in support of Summit Denali school.

Angela McIntyre spoke in support of Summit Denali school and asked for support for keeping the lease at the current location.

Laura McCabe, Chief of Staff for Supervisor Dave Cortese, announced the upcoming State of the County Address.

CONSENT CALENDAR

Mayor Hendricks stated the Office of the City Attorney provided a memorandum to Council regarding Item 1.M, and stated a member of the public requested to speak on Item 1.M.

Councilmember Meyering pulled Items 1.A through 1.D, 1.G through 1.J, and 1L.

MOTION: Vice Mayor Larsson moved and Councilmember Martin-Milius seconded the motion to approve Consent Calendar Items 1.E, 1.F, 1.K and 1.N.

The motion carried by the following vote:

Yes: 7 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 0

1.A [16-0211](#) Approve City Council Meeting Minutes of January 5, 2016
(Continued from February 9, 2016)

Public Hearing opened at 10:57 p.m.

No speakers.

Public Hearing closed at 10:57 p.m.

MOTION: Councilmember Davis moved and Vice Mayor Larsson seconded the motion to approve the City Council Meeting Minutes of January 5, 2016 as submitted.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

1.B [16-0212](#) Approve City Council Meeting Minutes of January 12, 2016
(Continued from February 9, 2016)

Public Hearing opened at 10:57 p.m.

No speakers.

Public Hearing closed at 10:57 p.m.

MOTION: Councilmember Davis moved and Vice Mayor Larsson seconded the motion to approve the City Council Meeting Minutes of January 12, 2016 as submitted.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

1.C [16-0031](#) Approve City Council Special Meeting Minutes of January 29,
2016

Public Hearing opened at 10:57 p.m.

No speakers.

Public Hearing closed at 10:57 p.m.

MOTION: Councilmember Davis moved and Vice Mayor Larsson seconded the motion to approve the City Council Special Meeting Minutes of January 29, 2016 as submitted.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

1.D [16-0216](#) Approve the List(s) of Claims and Bills Approved for Payment by the City Manager

Public Hearing opened at 10:59 p.m.
No speakers.
Public Hearing closed at 10:59 p.m.

MOTION: Vice Mayor Larsson moved and Councilmember Davis seconded the motion to approve the list(s) of claims and bills.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

1.E [15-1093](#) Continuation of Supplemental Law Enforcement Services (SLES) Funds and Approval of Budget Modification No. 23

Approve Budget Modification No. 23 to appropriate \$36,488 in Supplemental Law Enforcement Services (SLES) funding and approve the full amount of available SLES funds to support one Public Safety Lieutenant position.

1.F [16-0129](#) Authorization to Amend an Existing Temporary Personnel Services Agreement to Provide Professional Code Enforcement Services for Neighborhood Preservation (F16-86)

Authorize a Fourth Amendment to an existing temporary personnel services agreement with CSG Consultants Inc., in substantially the same form as Attachment 1, increasing the not to exceed value from \$100,000 to \$148,000 in

order to provide professional code enforcement services.

1.G [16-0149](#) Modify an Existing Contract for the Purchase of Armorcast Water Meter Boxes, Lids, and Vaults (F16-87)

Public Hearing opened at 11 p.m.

No speakers.

Public Hearing closed at 11 p.m.

MOTION: Councilmember Meyering moved to 1) Increase the existing contract with Ferguson Enterprises Inc. for the purchase of water meter boxes, lids, and vaults from \$75,000 to \$155,000.

The motion died due to lack of a second.

MOTION: Councilmember Davis moved and Vice Mayor Larsson seconded the motion to approve 1) Increase the existing contract with Ferguson Enterprises Inc. for the purchase of water meter boxes, lids, and vaults from \$75,000 to \$155,000; and 2) delegate authority to the City Manager to increase the contract amount above \$155,000 if operationally necessary, not to exceed the budgeted funding of \$300,000.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

1.H [16-0150](#) Award of Bid No. PW16-18 for Slurry Seal 2016 and Finding of CEQA Categorical Exemption

Public Hearing opened at 11:02 p.m.

No speakers.

Public Hearing closed at 11:02 p.m.

MOTION: Councilmember Davis moved and Vice Mayor Larsson seconded the motion to Make a finding of CEQA categorical exemption pursuant to CEQA Guidelines Section 15301 (Class 1, Existing Facilities) as it relates to the rehabilitation of existing streets involving negligible or no expansion of the existing use, 2) Award a construction contract, in substantially the same format as Attachment 2 and in the amount of \$467,042, to Intermountain Slurry Seal, Inc. for

the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; and 3) Approve a 10% construction contingency in the amount of \$46,704.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

- 1.I [16-0161](#) Modify an Existing Purchase Order for the Purchase of Aggregate Base Rock, Sand and Other Maintenance/Repair Materials (F16-89)

Public Hearing opened at 11:05 p.m.

No speakers.

Public Hearing closed at 11:05 p.m.

MOTION: Vice Mayor Larsson moved and Councilmember Davis seconded the motion to authorize the issuance of a revised blanket purchase order to Graniterock Co. adding \$50,000 to the existing contract amount for a new contract amount of \$140,000 for the purchase of aggregate base rock, sand and other maintenance/repair materials

The motion carried by the following vote:

Yes: 7 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 0

- 1.J [16-0162](#) Award of Contract for Design and Construction Support Services for the Fair Oaks Park Recreation Building Renovation and Skatepark Lighting Project (F16-13) and Approval of Budget Modification No. 25 to Appropriate

\$1,020,800 in Housing-Related Parks Program Grant Funding

Public Hearing opened at 11:06 p.m.

No speakers.

Public Hearing closed at 11:06 p.m.

MOTION: Councilmember Meyering moved to refer the item for a public hearing before the City's Parks and Recreation Commission.

The motion died due to lack of a second.

MOTION: Councilmember Davis moved and Vice Mayor Larsson seconded the motion to 1) Approve Budget Modification No. 25 to appropriate \$1,020,800 in Housing related Parks Program Grant Funds for design and construction for Fair Oaks Park improvements; 2) award a design contract, in substantially the same format as Attachment 1 to the report in an amount not to exceed \$202,011 to Brad Cox Architect, Inc. for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; and approve a 10% design contingency in the amount of \$20,201.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

1.K [16-0117](#) Receive and File the City of Sunnyvale Investment Report - 4th Quarter 2015

Receive and file the City of Sunnyvale FY 2015/16 Period 7 investment report.

1.L [16-0015](#) Adopt Council-ranked Study Issue Presentation Dates for 2016, Refer a New Budget Issue, Inflation Adjustment for Planned Supplemental Human Services Funding, to the Recommended Budget, and Approve the Recommended Actions as Identified in the Fiscal Impact of this Report

Acting Director of Finance Tim Kirby responded to Council questions.

Public Hearing opened at 11:09 p.m.

No speakers.

Public Hearing closed at 11:09 p.m.

MOTION: Councilmember Whittum moved and Vice Member Larsson seconded the motion to 1. Approve the Proposed Presentation Dates for the 2016 Council ranked Study Issues in Attachment 1 to the report; 2. Refer the newly presented HHSC Sponsored 2016 Budget Issue Paper Inflation Adjustment for Planned Supplemental Human Services Funding to the FY 2016/17 Recommended Budget; and 3. Approve the cost to study and refer the following study issues to the FY 2016/17 Recommended Budget: CDD 14-10 Update to the Murphy Avenue Design Guidelines (\$25,000), DPW 14-13 Scoping of Grade Separations for Caltrain Crossings at Mary Avenue and Sunnyvale Avenue (\$500,000), and DPW 16-01 Develop a Vision Zero Plan Total Elimination of Traffic Fatalities (\$150,000).

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

1.M [16-0144](#) Adopt Ordinance No. 3072-16 Amending Chapter 9.28 (Regulation of Smoking) of Title 9 (Public Peace, Safety or Welfare) of the Sunnyvale Municipal Code to Regulate Smoking in Multi-Unit Residences, Outdoor Dining Establishments, and Within a Reasonable Distance of Areas Where Smoking is Prohibited

Public Hearing opened at 7:45 p.m.

Emrah Grosch spoke regarding his place of business on Murphy Avenue and requested it be grandfathered in.

Public Hearing closed at 7:48 p.m.

MOTION: Councilmember Meyering moved to amend the ordinance in Sub-section D of Section 9.28.030, the sixth line down, subpart one, after the word "within" to change the word "two" to read "15."

The motion died due to lack of a second.

MOTION: Councilmember Whittum moved and Councilmember Martin-Milius

seconded a second reading of the ordinance as written.

FRIENDLY AMENDMENT: Councilmember Davis offered a friendly amendment to include direction to staff to give more of a heads up regarding the City Attorney's memorandum.

Councilmember Whittum declined to accept the friendly amendment.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 2 - Councilmember Griffith
Councilmember Meyering

MOTION: Councilmember Davis moved and Councilmember Whittum seconded the motion to ask staff to come back with an agenda item including a more thorough analysis of the request for the business on Murphy Avenue to be grandfathered in.

VOTE:

Yes: 7 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 0

1.N [16-0200](#) Adopt Ordinance No. 3073-16 to Amend Chapter 5.36 (Taxicabs) of Title 5 (Business Licenses and Regulations) of the Sunnyvale Municipal Code

Adopt Ordinance No. 3073-16.

PUBLIC HEARINGS/GENERAL BUSINESS

2 [15-1040](#) Appoint Applicants to Boards and Commissions

City Clerk Kathleen Franco Simmons provided a brief report.

BOARD OF BUILDING CODE APPEALS (1 term to 6/30/2017, 1 term to 6/30/2019)

Applicant: Yonghong Shen

VOTE:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Meyering

No: 0

Abstain: 1 - Councilmember Davis

MOTION: Councilmember Griffith moved and Councilmember Whittum seconded the motion to appoint Yonghong Shen to the Board of Building Code Appeals for the term expiring June 30, 2017.

The motion carried by the following vote:

Yes: 7 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 0

Yonghong Shen was appointed to the Board of Building Code Appeals for a term expiring June 30, 2017.

PARKS AND RECREATION COMMISSION (1 term to 6/30/2018)

Applicant: Omar Din

VOTE:

Yes: 4 - Mayor Hendricks
Councilmember Griffith
Councilmember Whittum
Councilmember Meyering

No: 0

Abstain: 3 - Vice Mayor Larsson
Councilmember Martin-Milius
Councilmember Davis

Applicant: Minjung Kwok

VOTE:

Yes: 4 - Vice Mayor Larsson
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 0

Abstain: 3 - Mayor Hendricks
Councilmember Griffith
Councilmember Meyering

TIE-BREAKER VOTE:

Applicant: Omar Din

VOTE:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 0

Abstain: 2 - Councilmember Griffith
Councilmember Martin-Milius

Applicant: Minjung Kwok

VOTE:

Yes: 2 - Vice Mayor Larsson
Councilmember Martin-Milius

No: 0

Abstain: 5 - Mayor Hendricks
Councilmember Griffith
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

City Clerk Franco Simmons announced Omar Din was appointed to the Parks and Recreation Commission for a term expiring June 30, 2018.

SUSTAINABILITY COMMISSION (1 term to 2016)

Applicant: Cam Thuy Do (Category One)

VOTE:

Yes: 2 - Councilmember Whittum
Councilmember Meyering

No: 0

Abstain: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

Applicant: Yonghong Shen (Category One)

VOTE:

Yes: 2 - Councilmember Whittum
Councilmember Davis

No: 0

Abstain: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Meyering

Applicant: Steven Zornetzer (Category One)

VOTE:

- Yes: 7 -** Mayor Hendricks
- Vice Mayor Larsson
- Councilmember Griffith
- Councilmember Martin-Milius
- Councilmember Whittum
- Councilmember Meyering
- Councilmember Davis

No: 0

City Clerk Franco Simmons announced Steven Zornetzer was appointed to the Sustainability Commission for a term expiring June 30, 2016.

HOUSING AND HUMAN SERVICES COMMISSION (1 term to 6/30/2017)

Applicant: Minjung Kwok

VOTE:

- Yes: 5 -** Vice Mayor Larsson
- Councilmember Griffith
- Councilmember Martin-Milius
- Councilmember Meyering
- Councilmember Davis

No: 0

- Abstain: 2 -** Mayor Hendricks
- Councilmember Whittum

Applicant: Elinor Stetson

VOTE:

- Yes: 3 -** Vice Mayor Larsson
- Councilmember Griffith
- Councilmember Whittum

No: 0

- Abstain: 4 -** Mayor Hendricks
- Councilmember Martin-Milius
- Councilmember Meyering
- Councilmember Davis

City Clerk Franco Simmons announced Minjung Kwok was appointed to the Housing and Human Services Commission for a term expiring June 30, 2017.

3 [16-0164](#) Appoint One Regular and One Alternate Director to the Silicon

Valley Clean Energy Authority

Mayor Hendricks provided a brief report.

MOTION: Councilmember Martin-Milius moved and Councilmember Davis seconded the motion to nominate Councilmember Jim Griffith as a Regular Director to the Silicon Valley Clean Energy Authority.

Councilmember Griffith accepted the nomination.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

MOTION: Councilmember Davis moved and Vice Mayor Larsson seconded the motion to nominate Councilmember Tara Martin-Milius as an Alternate Director to the Silicon Valley Clean Energy Authority.

Councilmember Tara Martin-Milius accepted the nomination.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

4 [16-0201](#) Consider County Request to Site Modular Shelter Building on Parcel E at Onizuka

Community Development Director Trudi Ryan provided the staff report.

Bob Dolci, Santa Clara County Office of Supportive Housing, provided information regarding the County's request.

City Manager Deanna Santana and Director of Community Development Trudi Ryan provided additional information.

Public Hearing opened at 8:30 p.m.

No speakers.

Public Hearing closed at 8:30 p.m.

MOTION: Councilmember Griffith moved and Vice Mayor Larsson seconded the motion to respond to the County stating the following: Council encourages the County to discuss Parcel A further with Jay Paul while at the same time taking no City positions on such efforts ourselves, maintaining completion of the Fire Station 5 land swap is a priority, and declining all requests to make use of Parcel E.

FRIENDLY AMENDMENT: Mayor Hendricks offered a friendly amendment that the discussions with Jay Paul regarding Parcel A be regarding storage only and not operations.

Councilmember Griffith and Vice Mayor Larsson accepted the friendly amendment.

The motion carried by the following vote:

- Yes:** 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis
- No:** 2 - Councilmember Whittum
Councilmember Meyering

Council recessed at 8:56 p.m.

Council reconvened at 9:06 p.m. with all Councilmembers present.

- 5** [16-0023](#) File #: 2015-7539
Location: 845 W. Maude Ave. (APN: 165-41-001)
Zoning: M-S (Industrial and Service)
Proposed Project: Consideration of an application for a
1.66-acre site:
USE PERMIT to allow construction of a 39,233 square foot
four-story office/R&D building resulting in approximately 55%
Floor Area Ratio (FAR)
Applicant / Owner: Peery-Arrillaga / Wizardly Holdings LLC
Environmental Review: Mitigated Negative Declaration

Councilmember Whittum disclosed his place of employment is within 500 feet of the proposed project, and stated that given the potential for a common law conflict of interest, he would recuse himself from the item. Councilmember Whittum left the room.

Associate Planner Noren Caliva-Lepe provided the staff report. Director of Community Development Trudi Ryan and Director of Public Works Manuel Pineda provided additional information.

Public Hearing opened at 9:15 p.m.

Applicant Huiwen Hsiao, architect for Peery-Arrillaga, provided information regarding the project and provided a PowerPoint presentation. Amy Taylor, Sandis Civil Engineers, provided additional information.

John Cordes, Vice Chair of the Bicycle and Pedestrian Advisory Commission speaking for himself, expressed concerns regarding traffic mitigation.

Public Hearing closed at 9:36 p.m.

MOTION: Councilmember Martin-Milius moved and Councilmember Davis seconded the motion to approve Alternative 1: Make the findings required by CEQA in Attachment 3 to the report, Adopt the Mitigated Negative Declaration and approve the Use Permit with the Conditions of Approval in Attachment 4 to the report; with an addition to include a minimum of ten electric car charging stations.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 1 - Councilmember Meyering

Recused: 1 - Councilmember Whittum

Following action on Item 5, Councilmember Whittum returned to the room and took his seat at the dais.

6 [15-1009](#) Approve \$5 Million Bridge Loan to MidPen Housing for Edwina

Benner Plaza, located at 460 Persian Drive, and Adopt a Resolution to Approve a Joint Application for Affordable Housing and Sustainable Communities (AHSC) Grant for Edwina Benner Plaza and Associated Sustainable Transportation Improvement (STI) Project

Housing Officer Suzanne Isé provided the staff report. City Manager Deanna Santana provided additional information.

Matt Lewis, Project Manager, MidPen Housing provided additional information regarding the project.

Public Hearing opened at 10:16 p.m.

Stan Hendryx spoke in favor of the project.

Don Tran, on behalf of the Silicon Valley Leadership Group, expressed the support of the group for this project.

Matt Lewis, MidPen Housing, provided additional information.

Public Hearing closed at 10:22 p.m.

MOTION: Councilmember Davis moved and Councilmembers Whittum/Griffith seconded the motion to approve Alternatives 1 and 2: 1) Approve revised term sheet for bridge loan to MidPen Housing and/or its affiliate for the Benner Plaza Project, and authorize the City Manager to execute a loan agreement and associated loan documents consistent with this term sheet, in a final form as approved by the City Attorney; and 2) Adopt a Resolution authorizing joint application with MidPen for AHSC Program funding for the Benner Plaza project, including the STI project, and authorize the City Manager or her designee to sign any documents that may be required for submittal of the AHSC applications in March and/or June 2016.

The motion carried by the following vote:

Yes: 7 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 0

- 7 [16-0053](#) Consider Friends of Stevens Creek Trail Funding Request in Support of a Local Match for a Grant Application to the Santa Clara Valley Water District to Conduct Planning Studies to Improve Steelhead Trout Passage on Stevens Creek; Determine the amount of Funding, and Approve Budget Modification No. 26 to Appropriate up to \$9,800

Assistant City Manager Kent Steffens provided the staff report.

Public Hearing opened at 10:32 p.m.

Ross Heitkamp, Board Member with Friends of Stevens Creek Trail, provided information regarding the request.

Richard McMurtry, Santa Clara County Creeks Coalition, provided information regarding their role in providing support with the project.

Public Hearing closed at 10:41 p.m.

MOTION: Councilmember Griffith moved and Councilmember Martin-Milius seconded the motion to authorize \$4,785 out of the Council service level set aside for the request by the Friends of Stevens Creek Trail for the grant, and to authorize staff to go up to \$9,800 should circumstances deem it necessary.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

- 8 [16-0208](#) Introduce an Ordinance Amending Title 18 (Subdivisions) of the Sunnyvale Municipal Code to Designate the Director of Public Works to Take Action on Final Maps and Offers of Dedication Stated on the Final Maps; Determine the Review Frequency of the Subject Delegation of Authority; and Find CEQA Exemption per Guideline 15061(b)(3) (Continued from

February 9, 2016)

Director of Public Works Manuel Pineda provided the staff report.

Public Hearing opened at 10:52 p.m.

No speakers.

Public Hearing closed at 10:52 p.m.

MOTION: Councilmember Martin-Milius moved and Councilmember Davis seconded the motion to introduce an ordinance amending title 18 (subdivisions) of the Sunnyvale municipal code to designate the Director of Public Works to take actions for final maps and for offers of dedication stated on the final maps; Establish a three year review frequency of the subject delegation; and find a CEQA exemption per guideline 15061(b)(3).

City Clerk Kathleen Franco Simmons read the ordinance title.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Davis

No: 1 - Councilmember Meyering

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

Councilmember Whittum reported his attendance at a meeting of the VTA Congestion Management Program and Planning Committee and an upcoming meeting of the El Camino Real Bus Rapid Transit Policy Advisory Committee.

Councilmember Martin-Milius reported her attendance at a meeting regarding the Santa Clara Valley District Bay Delta project and her attendance at the SR 85 Policy Advisory Board as the alternate.

Mayor Hendricks reported regarding the SR 85 Policy Advisory Board meeting and methods of getting the information back to Council and public.

Councilmember Griffith reported his attendance at a meeting of the Santa Clara County Cities Association in which a presentation by local taxicab drivers was made regarding a regional approach to certification of taxi cab franchises.

NON-AGENDA ITEMS & COMMENTS**-Council**

Councilmember Whittum suggested an upcoming agenda item to discuss adding the Butcher's Corner oak tree to the heritage resource inventory. Mayor Hendricks stated he would follow up on the request.

Councilmember Griffith stated there were technical difficulties with accessing the City's website from the guest WiFi and expressed concern with accessing the Council agenda materials during a Council meeting.

Councilmember Martin-Milius reported her attendance at the Murphy Awards, a visit to the rooftop park at Moffett Place, and a fundraiser for the Recovery Café to support the homeless.

Councilmember Meyering requested an item be placed on an upcoming agenda regarding the International Exchange Friendly Relationship Agreement with Dubna, Russia. Mayor Hendricks stated he would follow up on the request, and City Manager Santana stated staff will follow up with more information.

Mayor Hendricks reported his attendance at the Murphy Awards.

-City Manager

City Manager Santana stated staff is working with Comcast on the WiFi issues and an Information Technology Study Session is scheduled for March 29.

City Manager Santana stated the March 15 Closed Session regarding labor will start at 4:30 p.m. in order to add 30 minutes to Joint Study Session with the Bicycle and Advisory Commission regarding the Bicycle Program.

City Manager Santana stated she has sent Council the MTC ABAG merger regional meeting schedule.

City Manager Santana acknowledged the Department of Public Safety for their work at the Super Bowl.

INFORMATION ONLY REPORTS/ITEMS

[16-0051](#) Tentative Council Meeting Agenda Calendar

[16-0021](#) Information/Action Items

[16-0118](#)

Boards and Commissions Semi-Annual Attendance Report,
July - December 2015 (Information Only)

ADJOURNMENT

Mayor Hendricks adjourned the meeting at 11:25 p.m.