



City of Sunnyvale

Meeting Minutes - Draft

City Council

Tuesday, December 9, 2025

5:45 PM

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

**Special Meeting: Closed Session-5:45 PM | Special Meeting: Study Session-6:45 PM |
Regular Meeting-7 PM | Joint Meeting City Council & Sunnyvale Financing Authority-7
PM**

5:45 P.M. SPECIAL COUNCIL MEETING (Closed Session)

Call to Order

Vice Mayor Sell called the meeting to order at 5:45 p.m.

Roll Call

Present: 6 - Mayor Larry Klein
Vice Mayor Linda Sell
Councilmember Alysa Cisneros
Councilmember Richard Mehlinger
Councilmember Charlsie Chang
Councilmember Eileen Le
Absent: 1 - Councilmember Murali Srinivasan

Councilmember Mehlinger participated via teleconference under the “Just Cause” provision of the California Government Code Section 54953(j)(2).

Councilmember Srinivasan’s absence is excused.

Councilmember Le joined the meeting at 6:05 p.m.

Public Comment

Public Comment opened at 5:48 p.m.

No speakers.

Public Comment closed at 5:48 p.m.

Convene to Closed Session

Council convened to Closed Session in the Council Conference Room at 5:49 p.m.

- A** [25-1086](#) Closed Session Held Pursuant to California Government Code Section 54956.9:
CONFERENCE WITH LEGAL COUNSEL-EXISTING/PENDING LITIGATION
(Paragraph (1) of Subdivision (d) of Section 54956.9)
Name of Case: Andrew Zarriello vs. City of Sunnyvale (WCAB ADJ19198027; ADJ19198003; ADJ20454963; ADJ20605616; ADJ19197524)
Name of Case: Anthony Esguerra vs. City of Sunnyvale (WCAB ADJ13603849)
Name of Case: Brian Gantt vs. City of Sunnyvale (WCAB ADJ17092397; ADJ15999868; ADJ11416960; ADJ9079731; ADJ10250529)
- B** [25-1084](#) 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: Esmeralda Becerra Ochoa and Francisco Perez Mondragon, individually and as co-successors-in-interest to the Estate of Emmanuel Perez Becerra v. City of Sunnyvale, Kevin Lemos, U.S. District Case, Northern District, Case No. 5:25-cv-00712

Adjourn Special Meeting

Vice Mayor Sell adjourned the meeting at 6:35 p.m.

6:45 P.M. SPECIAL COUNCIL MEETING (Study Session)

Call to Order

Vice Mayor Sell called the meeting to order at 6:46 p.m.

Roll Call

Present: 6 - Mayor Larry Klein
Vice Mayor Linda Sell
Councilmember Alysa Cisneros
Councilmember Richard Mehlinger
Councilmember Charlsie Chang
Councilmember Eileen Le

Absent: 1 - Councilmember Murali Srinivasan

Councilmember Mehlinger participated via teleconference under the “Just Cause” provision of the California Government Code Section 54953(j)(2).

Councilmember Srinivasan’s absence is excused.

Study Session

C [25-0166](#) Discussion of Upcoming Selection of Vice Mayor

City Clerk David Carnahan provided the staff report.

Councilmember Mehlinger expressed interest in becoming the Vice Mayor for 2026.

Public Comment opened at 6:50 p.m.

No speakers.

Public Comment closed at 6:50 p.m.

Adjourn Special Meeting

Vice Mayor Sell adjourned the meeting at 6:53 p.m.

7 P.M. COUNCIL MEETING

CALL TO ORDER

Mayor Klein called the meeting to order at 7:01 p.m.

SALUTE TO THE FLAG

Mayor Klein led the salute to the United States flag.

ROLL CALL

Present: 6 - Mayor Larry Klein
Vice Mayor Linda Sell
Councilmember Alysa Cisneros
Councilmember Richard Mehlinger
Councilmember Charlsie Chang
Councilmember Eileen Le
Absent: 1 - Councilmember Murali Srinivasan

Councilmember Mehlinger participated via teleconference under the “Just Cause” provision of the California Government Code Section 54953(j)(2).

Councilmember Srinivasan’s absence is excused.

CLOSED SESSION REPORT

Vice Mayor Sell reported that Council met in Closed Session Held Pursuant to California Government Code Section 54956.9:CONFERENCE WITH LEGAL COUNSEL EXISTING/PENDING LITIGATION (Paragraph (1) of Subdivision (d) of Section 54956.9) Name of Case: Andrew Zarriello vs. City of Sunnyvale (WCAB ADJ19198027; ADJ19198003; ADJ20454963; ADJ20605616; ADJ19197524) Name of Case: Anthony Esguerra vs. City of Sunnyvale (WCAB ADJ13603849) Name of Case: Brian Gantt vs. City of Sunnyvale (WCAB ADJ17092397; ADJ15999868; ADJ11416960; ADJ9079731; ADJ10250529); nothing to report.

Vice Mayor Sell reported that Council met in 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: Esmeralda Becerra Ochoa and Francisco Perez Mondragon, individually and as co-successors in interest to the Estate of Emmanuel Perez Becerra v. City of Sunnyvale, Kevin Lemos, U.S. District Case, Northern District, Case No. 5:25cv00712; nothing to report.

SPECIAL ORDER OF THE DAY

D [25-0046](#) Ceremonial Oath of Office for Commission Member
City Clerk David Carnahan administered the Ceremonial Oath of Office.

ORAL COMMUNICATIONS

Councilmember Le announced the new minimum wage rate in 2026.

John Howe spoke in honor of Leonard Williams and presented a donation in memoriam to the Sunnyvale Public Safety Foundation on their behalf.

Agnes Veith shared their concerns with the limited time the public is provided to share public comment and review complex agenda items while Councilmembers face no such limitations.

CONSENT CALENDAR

Public Comment opened at 7:13 p.m.

No speakers.

Public Comment closed at 7:13 p.m.

MOTION: Vice Mayor Sell moved and Councilmember Cisneros seconded the motion to approve agenda items 1.A through 1.J.

The motion carried with the following vote:

Yes: 6 - Mayor Klein
Vice Mayor Sell
Councilmember Cisneros
Councilmember Mehlinger
Councilmember Chang
Councilmember Le

No: 0

Absent: 1 - Councilmember Srinivasan

1.A [25-0340](#) Approve the List(s) of Claims and Bills Approved for Payment by the City Manager

Approve the list(s) of claims and bills.

1.B [25-0911](#) Receive and File the FY 2024/25 Annual Status Report on Receipt and Use of Development Impact Fees and Adopt a Resolution Approving Findings Regarding Unspent Impact Fees and Find that the Action is Exempt from the California Environmental Quality Act (CEQA) Pursuant to Section 15378(b)(4) of the CEQA Guidelines

Receive and file FY 2024/25 Annual Status Report on receipt and use of development impact fees and adopt a Resolution making findings regarding unspent impact fees as required by the Mitigation Fee Act (California Government Code Section 66000 et seq.) and find that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

1.C [25-1090](#) Receive and File the City of Sunnyvale Investment Report for Third Quarter 2025

Receive and file the City of Sunnyvale Investment Report for Third Quarter 2025.

- 1.D** [25-1007](#) Amend an Existing Service Agreement with Haute Cuisine, Inc., Increasing the Contract Amount to \$297,000 and Extending the Term for the Senior Center Lunch Program (F26-108)

Take the following actions:

- Approve Second Amendment to the Services Agreement with Haute Cuisine, Inc., increasing the contract by \$99,000 to a new not-to-exceed total of \$297,000 and extending the agreement term through January 25, 2027;
- Authorize the City Manager to execute the amendment in substantially the form attached to this report when all necessary conditions have been met; and
- Authorize the City Manager to increase compensation subject to budget availability through January 25, 2027 if pricing and services remain acceptable to the City.

- 1.E** [25-1077](#) Award Contract to Western Water Constructors, Inc. in the Amount of \$2,317,000 for Water Pollution Control Plant (WPCP) Digester No. 3 Improvement Project and Finding of California Environmental Quality Act (CEQA) Categorical Exemption Pursuant to CEQA Guidelines Section 15301(b) (PW26-05)

Take the following actions:

- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$2,317,000 to Western Water Constructors, Inc. of Santa Rosa, CA;
- Make a finding of categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(b);
- Authorize the City Manager to execute the contract when all necessary conditions have been met; and
- Approve a 10% contingency in the amount of \$231,700.

- 1.F** [25-1116](#) Authorize the Issuance of Purchase Orders to Pivot Interiors in the Amount of \$647,023.38 for Lakewood Branch Library and Learning Center Furniture (F26-254)

Take the following actions:

- Authorize the issuance of purchase orders to Pivot Interiors in a not-to-exceed amount of \$647,023.38 for Lakewood Branch Library and Learning Center furniture; and
- Approve a 10% contingency in the amount of \$64,702 for unexpected furniture needs.

- 1.G** [25-1078](#) Authorize the City Manager, or Designee, to Execute the

Reimbursement Agreement Between Silicon Valley Clean
Energy and City of Sunnyvale for the Heat Pump Rebate
Topper Program

Authorize the City Manager to execute the Reimbursement Agreement between
Silicon Valley Clean Energy and City of Sunnyvale for the heat pump rebate topper
program.

- 1.H** [25-1079](#) Approve Fourth Amendment to the NOVAworks Manpower
Contract for Work Experience Payroll Services.

Approve Amendment to the NOVAworks Manpower Contract for Work Experience
Payroll Services.

- 1.I** [25-1106](#) Adopt a Resolution Amending the Classification Plan to add
the Classification of Public Safety Media and Engagement
Manager and Make Corresponding Changes to the Salary
Resolution and Schedule of Pay

Adopt a Resolution amending the Classification Plan to add the Classification of
Public Safety Media and Engagement Manager and make corresponding changes
to the City's Salary Resolution and the Schedule of Pay effective December 14,
2025.

- 1.J** [25-1083](#) Adopt a Resolution Amending the City's Salary Resolution to
Update Pay Rates for Casual/Temporary Classifications to
Reflect the January 1, 2026 City of Sunnyvale Minimum Wage
of \$19.50 per Hour

Adopt a Resolution amending the City's Salary Resolution to update Pay Rates for
Casual/Temporary Classifications to reflect the January 1, 2026 Sunnyvale
Minimum Wage of \$19.50 per hour.

**ADJOURNMENT TO JOINT MEETING WITH THE SUNNYVALE FINANCING
AUTHORITY**

**7 P.M. (OR SOON THEREAFTER) JOINT MEETING OF CITY COUNCIL AND
SUNNYVALE FINANCING AUTHORITY**

Call to Order

Authority Chair/Mayor Klein called the joint meeting of the City Council and
Sunnyvale Financing Authority Meeting to order at 7:15 p.m.

Roll Call

Present: 6 - Authority Chair / Mayor Larry Klein
Authority Vice Chair / Vice Mayor Linda Sell
Authority Member / Councilmember Alysa Cisneros
Authority Member / Councilmember Richard Mehlinger
Authority Member / Councilmember Charlsie Chang
Authority Member / Councilmember Eileen Le

Absent: 1 - Authority Member / Councilmember Murali Srinivasan

Authority Member/Councilmember Srinivasan's absence is excused.

Oral Communications

No speakers.

Consent Calendar

Public Comment opened at 7:18 p.m.

No speakers.

Public Comment closed at 7:18 p.m.

MOTION: Authority Vice Chair Sell moved and Authority Member Chang seconded the motion to approve agenda item 2.A

The motion carried with the following vote:

Yes: 6 - Authority Chair Klein
Authority Vice Chair Sell
Authority Member Cisneros
Authority Member Mehlinger
Authority Member Chang
Authority Member Le

No: 0

Absent: 1 - Authority Member Srinivasan

2.A [25-0414](#) Approve Sunnyvale Financing Authority Meeting Minutes of October 21, 2025

Approve the Sunnyvale Financing Authority Meeting Minutes of October 21, 2025 as submitted.

PUBLIC HEARINGS/GENERAL BUSINESS

- 3 [25-0450](#) Receive and File the FY 2024/25 Budgetary Year-End Financial Report, Annual Comprehensive Financial Report (ACFR), the Sunnyvale Financing Authority Financial Report, Agreed Upon Procedure Reports, and the Report to the City Council Issued by the Independent Auditors, and Approve Budget Modification No. 10

Finance Director Matt Paulin and Finance Assistant Director Dennis Jaw provided the staff report and presentation.

Public Hearing opened at 8:13 p.m.

Angela Rausch, Livable Sunnyvale, provided a presentation in support of funding unhoused preventive services.

Sharlene Liu voiced their support for allocating funding to Active Transportation Plan projects.

Doug Kunz advocated for funding unhoused services and Active Transportation Plan projects

Daniel Karpelevitch communicated support for funding Active Transportation Plan projects

Public Hearing closed at 8:25 p.m.

City Council

MOTION: Councilmember Mehlinger moved and Councilmember Cisneros seconded the motion to approve Alternative 1: Receive and file the FY 2024/25 Budgetary Year-End Financial Report, Annual Comprehensive Financial Report (ACFR), the Sunnyvale Financing Authority Financial Report, Agreed Upon Procedure Reports, and the Report to the City Council issued by the Independent Auditors, and approve Budget Modification No. 10, with the following changes:
- Add an additional \$1 million to the Budget Stabilization Fund;

- Add an additional \$1 million to the Infrastructure Fund; and
- Reduce the contribution to the irrevocable pension trust by \$2 million.

The motion failed with the following vote:

Yes: 2 - Councilmember Cisneros
Councilmember Mehlinger

No: 4 - Mayor Klein
Vice Mayor Sell
Councilmember Chang
Councilmember Le

Absent: 1 - Councilmember Srinivasan

MOTION: Mayor Klein moved and Vice Mayor Sell seconded the motion to approve Alternative 1. Receive and file the FY 2024/25 Budgetary Year-End Financial Report, Annual Comprehensive Financial Report (ACFR), the Sunnyvale Financing Authority Financial Report, Agreed Upon Procedure Reports, and the Report to the City Council Issued by the Independent Auditors, and approve Budget Modification No. 10.

The motion carried with the following vote:

Yes: 6 - Mayor Klein
Vice Mayor Sell
Councilmember Cisneros
Councilmember Mehlinger
Councilmember Chang
Councilmember Le

No: 0

Absent: 1 - Councilmember Srinivasan

Sunnyvale Financing Authority

MOTION: Authority Vice Chair Sell moved and Authority Member Cisneros seconded the motion to approve Alternative 3: Receive and file the FY 2024/25 Sunnyvale Financing Authority Financial Report.

The motion carried with the following vote:

Yes: 6 - Authority Chair Klein
Authority Vice Chair Sell
Authority Member Cisneros
Authority Member Mehlinger
Authority Member Chang
Authority Member Le

No: 0

Absent: 1 - Authority Member Srinivasan

ADJOURN JOINT CITY COUNCIL AND SUNNYVALE FINANCING AUTHORITY MEETING

Authority Chair/Mayor Klein adjourned the meeting at 9:01 p.m.

RECONVENE TO CITY COUNCIL MEETING

Mayor Klein reconvened the City Council meeting at 9:08 p.m.

PUBLIC HEARINGS/GENERAL BUSINESS

- 4 [25-1114](#) Review, Discussion, and Potential Action to Amend Policies
Within the Council Policy Manual Chapter 7 - Planning and
Management

Assistant City Manager Sarah Johnson-Rios provided the staff report and presentation.

Public Hearing opened at 9:21 p.m.

No speakers.

Public Hearing closed at 9:21 p.m.

MOTION: Councilmember Mehlinger moved and Mayor Klein seconded the motion to approve Alternatives 1 through 3 and 5 through 10, as noted in the report.

The motion carried with the following vote:

Yes: 6 - Mayor Klein
Vice Mayor Sell
Councilmember Cisneros
Councilmember Mehlinger
Councilmember Chang
Councilmember Le

No: 0

Absent: 1 - Councilmember Srinivasan

MOTION: Councilmember Mehlinger moved and Councilmember Le seconded the motion to approve Alternative 4 with the following modifications to Council Policy 7.3.19 Council Meetings:

- Replace "...five days in advance..." with "five days in advance..."; and
- Remove "Councilmembers shall not use documents or presentations during questions directed to staff or when expressing advocacy for a motion."

FRIENDLY AMENDMENT: Mayor Klein offered a friendly amendment to add to the motion: Add "Councilmembers shall not use documents or presentations when expressing advocacy for a motion." Councilmember Mehlinger declined to accept the friendly amendment.

FORMAL AMENDMENT: Mayor Klein moved and Councilmember Cisneros seconded the motion to add to the main motion: Add "Councilmembers shall not use documents or presentations when expressing advocacy for a motion."

The formal amendment carried with the following vote:

Yes: 6 - Mayor Klein
Vice Mayor Sell
Councilmember Cisneros
Councilmember Mehlinger
Councilmember Chang
Councilmember Le

No: 0

Absent: 1 - Councilmember Srinivasan

MOTION AS AMENDED RESTATED: Councilmember Mehlinger moved and Councilmember Le seconded the motion to approve Alternative 4 with the following modifications to Council Policy 7.3.19 Council Meetings:

- Replace "...five days in advance..." with "five days in advance...";
- Remove "Councilmembers shall not use documents or presentations during questions directed to staff or when expressing advocacy for a motion;" and
- Add "Councilmembers shall not use documents or presentations when expressing advocacy for a motion."

The motion as amended carried with the following vote:

Yes: 6 - Mayor Klein
Vice Mayor Sell
Councilmember Cisneros
Councilmember Mehlinger
Councilmember Chang
Councilmember Le

No: 0

Absent: 1 - Councilmember Srinivasan

- 5 [25-1128](#) Proposed Project: Related applications on a 4.99-acre site:
DEVELOPMENT AGREEMENT (DA): Introduce an Ordinance Approving a DA between the City of Sunnyvale and BEP Moffett Park LLC.
MOFFETT PARK SITE MASTER PLAN (MPSMP): To establish horizontal site planning and vertical floor area allocations.
MOFFETT PARK SPECIAL DEVELOPMENT PERMIT (MPSDP): To demolish two existing office/R&D buildings and all site work and construct three (3) level office/R&D building over a three (3)-level above-grade podium with podium-level private roof deck.
Location: 333-385 Moffett Park Drive (APN:110-34-005)
File #: PLNG-2025-0137 (DA & MPSMP) & PLNG-2025-0072 (MPSDP)
Zoning: Moffett Park (MP-02)
Applicant: Ellis Partners
Owners: BEP Moffett Park LLC
Environmental Review: No additional review required per

California Environmental Quality Act (CEQA) Guidelines
Section 15183 as the environmental impacts of the project are
addressed in the Moffett Park Specific Plan (MPSP)
Environmental Impact Report (EIR).
Project Planner: Margaret Netto, (408) 730-7628,
mnetto@sunnyvale.ca.gov

Councilmember Le recused themselves due to their spouse's employment with Alphabet, Inc., which owns land near the subject property and left the meeting at 9:39 p.m.

Senior Planner Margaret Netto provided the staff report and presentation.

Public Hearing opened at 10:02 p.m.

David Harty, Senior Vice President, Ellis Partners provided the applicant report and presentation.

Darin Clark, Field Representative, Nor Cal Carpenters Local 405, advocated for fair employment practices and hiring local contractors for this proposed development.

Joe Kelly shared their support for approving the development agreement.

Gary Filizetti, President, Devcon Construction, voiced their support for approving the development agreement.

Kerry Haywood, Executive Director, Moffett Park Business Group, communicated their support for approving the development agreement.

Public Hearing closed at 10:39 p.m.

MOTION: Vice Mayor Sell moved and Councilmember Chang seconded the motion to approve Alternative 2: Approve the Development Agreement, Site Master Plan and Special Development Permit with modifications:

- Find that the project is consistent with the Moffett Park Specific Plan's Program Environmental Impact Report and no additional environmental review is required under Section 15183 of the Guidelines to the California Environmental Quality Act (CEQA);
- Make the findings required by Resolution No. 371-91 related to development agreements (Attachment 3 to the report);

- Introduce an Ordinance approving a Development Agreement between the City of Sunnyvale and BEP Moffett Park LLC (Attachment 2 to the report);
- Approve the Moffett Park Site Master Plan (MPSMP) and Moffett Park Special Development Permit (MPSDP) based on the Recommended Findings in Attachment 4 to the report and Recommended Conditions of Approval in Attachments 5 and 14.

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

The motion carried with the following vote:

Yes: 5 - Mayor Klein
Vice Mayor Sell
Councilmember Cisneros
Councilmember Mehlinger
Councilmember Chang

No: 0

Absent: 1 - Councilmember Srinivasan

Recused: 1 - Councilmember Le

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

Councilmember Mehlinger provided an update on a recent Bay Area Water Supply and Conservation Agency (BAWSCA) meeting, their attendance at the LGBTQ+ Victory Institute Conference in Washington D.C. and an update on a recent Airport Land Use Commission meeting.

Mayor Klein reported on their attendance at the National League of Cities City Summit in Salt Lake City, Utah.

NON-AGENDA ITEMS AND COMMENTS

-Council

None.

-City Manager

None.

INFORMATION ONLY REPORTS/ITEMS

[25-0406](#)

Tentative Council Meeting Agenda Calendar

[25-0411](#) Board/Commission Meeting Minutes

[25-0106](#) Notice of Public Works Director's Decision on Final Maps
(Information Only)

[25-1118](#) Local Appointments List - Maddy Act (Information Only)

ADJOURNMENT

Mayor Klein adjourned the meeting at 10:54 p.m. in honor of Leonard Williams.