



# City of Sunnyvale

## Meeting Minutes - Draft City Council

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Tuesday, January 6, 2015

5:45 PM

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

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**Study Session 5:45 PM | Regular Meeting- 7 PM**

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

#### **CALL TO ORDER**

Mayor Griffith called the meeting to order in Council Chambers.

#### **SALUTE TO THE FLAG**

Mayor Griffith led the salute to the flag.

#### **ROLL CALL**

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

Mayor Griffith announced the meeting would be closed in honor of the memory of Henry "Cy" Perry.

#### **CLOSED SESSION REPORT**

None.

#### **PUBLIC ANNOUNCEMENTS**

David Wessel, Democratic Club of Sunnyvale, spoke regarding income inequality in Silicon Valley and announced an upcoming meeting of the club.

#### **CONSENT CALENDAR**

Councilmember Meyering requested to record a No vote on Items 1.A. and 1.B.

MOTION: Vice Mayor Davis moved and Councilmember Hendricks seconded the

motion to approve the Consent Calendar. The motion carried by the following vote:

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

**No:** 0

**1.A**     [14-1056](#)     Approve City Council Meeting Minutes of December 16, 2014

MOTION: Vice Mayor Davis moved and Councilmember Hendricks seconded the motion to approve the City Council Meeting Minutes of December 16, 2014 as submitted. The motion carried by the following vote:

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

**No:** 1 - Councilmember Meyering

**1.B**     [14-1139](#)     Approve the List(s) of Claims and Bills Approved for Payment by the City Manager

MOTION: Vice Mayor Davis moved and Councilmember Hendricks seconded the motion to approve the list(s) of claims and bills. The motion carried by the following vote:

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

**No:** 1 - Councilmember Meyering

**1.C**     [14-1121](#)     Award of Contracts to Provide Employment and Training Services for NOVA Ready to Work Grant

Approve the Award of contracts totaling \$3,114,128 to three organizations named in this report to provide Ready to Work Grant services from November 1, 2014

through October 31, 2018.

### **PUBLIC COMMENTS**

None.

### **PUBLIC HEARINGS/GENERAL BUSINESS**

**2**      [15-0001](#)      Select Vice Mayor for 2015

City Clerk Kathleen Franco Simmons presented the staff report.

Mayor Griffith called for nominations for Vice Mayor.

1st nomination: Vice Mayor Davis nominated Councilmember Hendricks for Vice Mayor.

Councilmember Hendricks accepted the nomination.

2nd nomination: Councilmember Larsson nominated Councilmember Martin-Milius for Vice Mayor.

Councilmember Martin-Milius accepted the nomination.

Mayor Griffith closed nominations.

Councilmember Hendricks provided a candidate statement.

Councilmember Martin-Milius provided a candidate statement.

Mayor Griffith stated that once a Vice Mayor is selected the title is assumed immediately, but new seats will not be selected until the end of the meeting.

Mayor Griffith thanked Vice Mayor Davis for his service over the past year.

VOTE on 1st nomination - Councilmember Hendricks:

**Yes: 3 -**    Vice Mayor Davis  
                  Councilmember Whittum  
                  Councilmember Hendricks

**No: 0**

**Abstain:** 4 - Mayor Griffith  
Councilmember Meyering  
Councilmember Martin-Milius  
Councilmember Larsson

VOTE on 2nd nomination – Councilmember Martin-Milius:

**Yes:** 4 - Mayor Griffith  
Councilmember Meyering  
Councilmember Martin-Milius  
Councilmember Larsson

**No:** 0

**Abstain:** 3 - Vice Mayor Davis  
Councilmember Whittum  
Councilmember Hendricks

Mayor Griffith declared Council has selected Councilmember Martin-Milius to serve as Vice Mayor for 2015.

**3**      [15-0002](#)      Approve the 2015 City Council Meeting Calendar

City Manager Deanna Santana presented a brief report and noted staff is exploring whether to schedule a Council meeting on January 27, 2015.

Public Hearing opened at 7:19 p.m.

No speakers.

Public Hearing closed at 7:19 p.m.

MOTION: Councilmember Davis moved and Councilmember Hendricks seconded the motion to approve the 2015 City Council Meeting dates as submitted.

AMENDMENT: Councilmember Meyering moved to amend the meeting calendar for January 30, 2015, May 21, 2015 and January 29, 2016 to reschedule the all-day meeting to the two previous evenings, with a 3-hour meeting each evening instead of having a six-hour work day meeting.

Motion died due to lack of a second.

VOTE on MAIN MOTION: 6 - 1 (Councilmember Meyering dissented)

**4**      [15-0003](#)      Annual Public Hearing - Discussion of Potential Council Study Issues and Budget Issues for Calendar Year 2015

Senior Management Analyst Yvette Blackford presented the staff report.

Councilmember Meyering stated he will be sponsoring a study issue to consider use of condemnation to get control of all or a portion of the Town Center downtown project and to examine nuisance code enforcement to resolve the inappropriate conditions of Block 18.

Public hearing opened at 7:22 p.m.

Jim Reynolds, Sunnyvale Historical Society, spoke in support of a study issue regarding the relocation of the 1912 Butcher house including construction of a retaining wall between the orchard and the Heritage Museum, and provided a PowerPoint presentation.

John McManus spoke in support of a study issue for use of the parking lot at Baylands Park as a location for portable classrooms to accommodate the Spark Charter School and provided written materials.

Jeanine Stanek, Chair, Heritage Preservation Commission, spoke in support of CDD 15-07 Evaluation of the Existing Items on the Heritage Resources Inventory, CDD 14-10 Update to the Murphy Avenue Design Guidelines and CDD 15-09 Exploring Opportunities to Improve the Appearance of Public and Private Property along the 100 Block of Murphy Avenue. Stanek also spoke in support of CDD 12-02 Possible Nomination of Non-Residential Properties to the Heritage Resource Inventory.

Kevin Jackson, Bicycle and Pedestrian Advisory Commission Member speaking in support of the majority position of the commission, spoke in support of study issue DPW 15-04 Convert Part-Time Bicycle Lanes on Homestead Road to Full-Time Bicycle Lanes, DPW 15-05 Safe Bike and Pedestrian Route Maps to Schools, and DPW 15-03 Determine Steps to Move Forward to Becoming a Silver Level in the League of American Bicyclists - Bicycle Friendly Communities.

Martin Landzaat proposed study issues for an urgent care clinic in Sunnyvale, a teen center, an indoor aquatic center, and a fundraiser for naming rights to Peery Park.

Dave Jones, Chair, Bicycle and Pedestrian Advisory Commission, expressed the commission's support for DPW 15-04 Convert Part-Time Bicycle Lanes on Homestead Road to Full-Time Bicycle Lanes, CDD 15-02 Consider Multi-family Residential Transportation Demand Management Programs, DPW 15-05 Safe Bike

and Pedestrian Route Maps to Schools, DPW 15-03 Determine Steps to Move Forward to Becoming a Silver Level in the League of American Bicyclists - Bicycle Friendly Communities, and DPW 15-07 Development of a Wayfinding Signs Plan to Direct Cyclists to Bike Facilities and Important Destinations.

Public Hearing closed at 7:43 p.m.

Councilmember Whittum co-sponsored Councilmember Meyering's study issue regarding Block 18.

Councilmember Meyering co-sponsored the study issues regarding the urgent care or hospital facility in Sunnyvale, operation of a teen center and an indoor aquatic center.

Councilmember Meyering sponsored a study issue regarding selling naming rights all over the City.

Councilmember Meyering co-sponsored the study issue submitted in writing earlier regarding a revision to the downtown specific plan and green space in the downtown area.

Senior Management Analyst Blackford reported Councilmembers Meyering and Whittum have co-sponsored study issues relating to condemnation relating to the downtown including Block 18, and there are single sponsors for studying an urgent care center, an aquatic center, a teen center and naming rights for City facilities.

Councilmember Hendricks co-sponsored the study issue regarding the teen center.

Councilmember Hendricks spoke in support of looking at the retaining wall at the historical society.

Councilmember Davis co-sponsored the study issue regarding the teen center and requested the Teen Advisory Committee be involved in the study issue.

Mayor Griffith proposed a study issue regarding the impact of car sharing services on franchise taxis and whether action needs to be taken to be sure the franchises continue to have value in the City.

Councilmember Larsson co-sponsored the study issue.

Councilmember Whittum co-sponsored the study issues sponsored by Councilmember Meyering on the urgent care center and the indoor aquatic center.

**5**      [15-0004](#)      City Council 2015 Appointments to Intergovernmental and Internal Assignments, Council Subcommittees, and Community Member Appointments

Senior Management Analyst Yvette Blackford presented the staff report and noted regarding the Mayoral appointments, Mayor Griffith has taken action to reappoint all 24 2014 appointees. Senior Management Analyst Blackford stated the League of California Cities has confirmed receipt of an application from Councilmember Meyering for the Employee Relations Committee, which is not referenced in the attachment, and that Councilmember Davis has been assigned by the Cities Association to fill the primary appointment on the Executive Board for the Association of Bay Area Governments.

Amendments and corrections included:

- Vice Mayor Martin-Milius stated she is also the 2nd Vice Chair of the League of California Cities Women's Caucus.
- Councilmember Whittum clarified on Attachment 3, the name of the Ad Hoc committee regarding Lawrence Station Area Plan should be "Lawrence Station Area Plan Citizen Advisory Committee Appointment Committee" and "Review Board and Commission Bylaws" should be the "Subcommittee on Board and Commission Bylaws".
- Mayor Griffith clarified Councilmember Hendricks is the Chair of the Subcommittee on Board and Commission Bylaws.
- Councilmember Davis stated the paramedic subcommittee is not reflected on the attachment.
- Mayor Griffith reported Vice Mayor Martin-Milius will potentially be the LAFCO alternate as of Thursday, January 9 and confirmed the appointment could be tentatively ratified this evening.
- Councilmember Davis reported he applied for a position on the Board of Directors for the League of California Cities in which appointments may be made on January 23 and Mayor Griffith confirmed it should be brought back to Council for ratification at the next Council meeting if he is appointed.

Public Hearing opened at 8:04 p.m.

No speakers.

Public Hearing closed at 8:04 p.m.

MOTION: Councilmember Davis moved to accept the policy appointments as noted in the staff report and amended. Councilmember Whittum seconded the motion and clarified the amendments include Vice Mayor Martin-Milius' appointment as a LAFCO alternate conditional on her actual appointment, the inclusion of the paramedic subcommittee and Councilmember Meyering's League of California Cities Employee Relations Committee appointment.

FRIENDLY AMENDMENT: Councilmember Hendricks offered a friendly amendment to remove Councilmember Meyering's appointment from the motion. Councilmember Davis accepted the friendly amendment.

AMENDMENT: Councilmember Whittum moved to amend the motion and Councilmember Meyering seconded to add approval of the appointment of Councilmember Meyering to the League of California Cities Employee Relations Committee.

VOTE on AMENDMENT: 2 – 5 (Councilmember Davis, Mayor Griffith, Vice Mayor Martin-Milius, Councilmembers Larsson and Hendricks dissented)  
Motion failed.

VOTE on MAIN MOTION: 6 – 0 – 1 (Councilmember Meyering abstained)

**6**      [15-0008](#)      Approve the Proposed 2015 Priority Issues and Short and Long-term Legislative Advocacy Positions (LAPs)

Senior Management Analyst Yvette Blackford presented the staff report.

Public Hearing opened at 8:10 p.m.

Rani Fischer, representing 350.org, requested divesting from fossil fuel companies from the retirement fund, specifically to no longer invest in the top 200 carbon emitters and over a 5-year period to pull out from these companies.

Kevin Jackson, Bicycle and Pedestrian Advisory Commission member speaking for himself, spoke in support of divesting from fossil fuel companies.

Shelly Gordon, member of the Forest Protection Committee of the Sierra Club Loma Prieta Chapter, spoke in support for legislation to stop industrial clear-cutting.

Margaret Okuzumi, Bicycle and Pedestrian Advisory Commission member



speaking for herself, spoke in favor of the City advocating against clear-cutting and divesting from fossil fuels.

Public Hearing closed at 8:18 p.m.

MOTION: Councilmember Hendricks moved and Vice Mayor Martin-Milius seconded the motion to approve Alternative 1: Approve the Proposed 2015 Priority Issues and Legislative Advocacy Positions (Attachment 1) and Council Policy Long term Advocacy Positions as proposed to be amended (Attachment 2) as presented, and create a legislative position for the divestment of any indirect investments in fossil fuels and a legislative position against industrial clear-cutting, and state that it is the current will of the Council to have no direct investments in fossil fuels and to come back at the normal time in the Fall to formalize that position.

SUBSTITUTE MOTION: Councilmember Whittum moved a substitute motion and Councilmember Meyering seconded to approve the legislative advocacy policies as outlined in the staff report.

VOTE on SUBSTITUTE MOTION: 3 – 4 (Mayor Griffith, Vice Mayor Martin-Milius, Councilmembers Larsson and Hendricks dissented)  
Motion failed.

VOTE on MAIN MOTION: 4 – 2 – 1 (Councilmembers Whittum and Davis dissented, Councilmember Meyering abstained)  
Motion carried.

7        [15-0005](#)        2015 Seating Arrangements for City Council

By consensus and in order of seniority, Council determined the seating arrangements for 2015 as follows:

Mayor Griffith remained in the Mayor's seat;  
Vice Mayor Martin-Milius selected to take the seat to the Mayor's right;  
Councilmember Whittum selected to remain in his current seat (to the Vice Mayor's right);  
Councilmember Meyering selected to remain in his current seat (to Councilmember Whittum's right);  
Councilmember Davis selected to take the last seat to the Mayor's left;  
Councilmember Hendricks selected to take the seat to the Mayor's left;  
Councilmember Larsson selected to remain in his current seat (to Councilmember Hendricks' left).

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

Councilmember Whittum reported his attendance at the Congestion Management Committee meeting regarding road conditions.

Mayor Griffith reported an upcoming meeting of the Cities Association Selection Committee and an appointment available on the Airport Land Use Commission (SLUC).

Councilmember Hendricks expressed interest in serving on the commission.

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

Councilmember Whittum spoke in support of having a discussion of local views on alternatives or the City's preferred alternative on Bus Rapid Transit.

City Manager Deanna Santana clarified the agenda item at the next Council meeting will be a review and response to the DEIR and there will be a future policy discussion.

Mayor Griffith reported he and Councilmember Larsson attended the City of Palo Alto's swearing in and encouraged Council to take the opportunity to attend meetings of neighboring cities.

**-City Manager**

None.

**INFORMATION ONLY REPORTS/ITEMS**

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|-------------------------|--|
| <a href="#">15-0016</a> | Tentative Council Meeting Agenda Calendar  |
| <a href="#">15-0019</a> | Information/Action Items   |
| <a href="#">14-0836</a> | Study Session Summary of December 16, 2014 - Discussion of Upcoming Selection of 2015 Vice Mayor |

**ADJOURNMENT**

Mayor Griffith closed the meeting in honor of the memory of Harry "Cy" Perry.

Mayor Griffith adjourned the meeting at 8:44 p.m.