



# City of Sunnyvale

## Notice and Agenda City Council

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Tuesday, October 29, 2019

6:00 PM

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

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**Special Meeting: Study Session - 6 PM | Regular Meeting - 7 PM**

### **6 P.M. SPECIAL COUNCIL MEETING (Study Session)**

**1 Call to Order in the Council Chambers**

**2 Roll Call**

**3 Public Comment**

**4 Study Session**

[19-1117](#)

Presentation and Discussion of Election Sequencing  
Principles for City Council By-District Elections

**5 Adjourn Special Meeting**

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

*Pursuant to Council Policy, City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. Any item on the agenda which must be continued due to the late hour shall be continued to a date certain. Information provided herein is subject to change from date of printing of the agenda to the date of the meeting.*

### **CALL TO ORDER**

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

### **SALUTE TO THE FLAG**

### **ROLL CALL**

### **SPECIAL ORDER OF THE DAY**

[19-0232](#)

SPECIAL ORDER OF THE DAY - Ceremonial Oath of Office

for Board and Commission Members

### **ORAL COMMUNICATIONS**

*This category provides an opportunity for members of the public to address the City Council on items not listed on the agenda and is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the Mayor) with a maximum of up to three minutes per speaker. Please note the Brown Act (Open Meeting Law) does not allow the Council to take action on an item not listed on the agenda. If you wish to address the Council, please complete a speaker card and give it to the City Clerk. Individuals are limited to one appearance during this section.*

### **CONSENT CALENDAR**

*All matters listed on the consent calendar are considered to be routine and will be acted upon by one motion. There will be no separate discussion of these items. If a member of the public would like a consent calendar item pulled and discussed separately, please submit a speaker card to the City Clerk prior to the start of the meeting or before approval of the consent calendar.*

**1.A**    [19-0834](#)            Approve City Council Meeting Minutes of October 8, 2019

**Recommendation:** Approve the City Council Meeting Minutes of October 8, 2019 as submitted.

**1.B**    [19-0886](#)            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.C**    [19-0993](#)            Adopt a Resolution to Authorize Certain City Officials and a City Contractor Access to Sales and Use Tax Records

**Recommendation:** Adopt a Resolution to authorize certain City Officials and a city contractor access to Sales and Use Tax Records

**1.D**    [19-1077](#)            Adopt Resolutions Approving Amendments to the City's Contribution for CalPERS Medical Insurance for Management, SEA, Confidential, and SEIU Employees and Annuitants (Retirees)

**Recommendation:** Adopt two resolutions: (1) setting the employer's contribution under the Public Employees' Medical and Hospital Care Act ("PEMHCA") for 2020, and (2) amending Salary Resolution No. 190-05 to modify the City's contribution for medical insurance for Management, SEA, Confidential, and SEIU employees and annuitants (retirees).

**1.E**    [19-1071](#)            Award a Contract to Can/Am Technologies, Inc. for Software Licensing and Implementation Services for the Teller Point-of-Sale System (F20-065)

**Recommendation:** Take the following actions:

- Award a Software-as-a-Service (SaaS) Agreement in substantially the same form as Attachment 1 of the report in the amount of \$583,523 (\$90,250 in implementation services, optional implementation services including hardware in the amount of \$25,580 and \$467,693 for a 10-year Teller license agreement) to Can/Am Technologies, Inc. for implementation services and SaaS cloud licensing of the Teller Point-of-Sale System
- Authorize the City Manager to execute the SaaS Agreement when all conditions have been met
- Approve a 10% contingency in the amount of \$11,583

**1.F**    [19-1154](#)            Award of Bid No. PW19-22 to Roofing & Solar Construction Inc. for the Roof Replacement of the Chemical Building at the Water Pollution Control Plant Project and Finding of California Environmental Quality Act Categorical Exemption

**Recommendation:** Take the following actions:

- Make a finding of a categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(d)
- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$148,000 to Roofing & Solar Construction Inc.
- Authorize the City Manager to execute the contract when all necessary conditions have been met
- Approve a 10% construction contingency in the amount of \$14,800

**1.G**    [19-1060](#)            Approve Amendments to Council Policy 7.2.19 (Boards and

Commissions) as Requested by the City Council

**Recommendation:** Approve the Council Subcommittee's recommended amendments as presented in Attachment 1 to the report, that reflect the Council direction provided at the August 27, 2019 meeting.

## **PUBLIC HEARINGS/GENERAL BUSINESS**

*If you wish to speak to a public hearing/general business item, please fill out a speaker card and give it to the City Clerk. You will be recognized at the time the item is being considered by Council. Each speaker is limited to a maximum of three minutes. For land-use items, applicants are limited to a maximum of 10 minutes for opening comments and 5 minutes for closing comments.*

- 2      [19-1168](#)      Report on Recently Discovered Demographic Dataset Errors Regarding Citizen Voting Age Population Counts in Proposed District Maps Processed by National Demographics Corporation

**Recommendation:** Alternative 1: Direct staff to continue moving forward with map 107A, 120A, 120C, and 121A for further consideration on November 5.

- 3      [19-1133](#)      Discussion and Possible Direction on Proposed Amendments to Charter Article VI (The Council) to be Submitted to Voters in the March 2020 Election to Implement City Council By-District Elections

**Recommendation:** Staff recommends that the Council discuss the proposed amendments to Charter Article VI and provide direction on the desired approach to addressing redistricting.

- 4      [19-0611](#)      Public Hearing and Introduction of Ordinance Amending Chapter 16.52 of the Sunnyvale Municipal Code to Adopt by Reference the 2019 California Fire Code with Local Amendments and Related Findings and Find that the Action is Exempt from the California Environmental Quality Act

**Recommendation:** Alternative 1: Introduce the Ordinance Amending Chapter 16.52 of the Sunnyvale Municipal Code to Adopt by Reference the 2019 California Fire Code with Local Amendments and Related Findings, and Find that the Action is Exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15308, 15305, and 15061.

- 5      [19-0624](#)      Public Hearing and Introduction of Ordinance: 1) Amending Various Sections of Title 16 (Buildings and Construction) of the Sunnyvale Municipal Code to Adopt by Reference the 2019 California Building, Residential, Mechanical, Plumbing, Electrical, Building Standards Administrative, Energy, Historical Building, Existing Building, and Green Building Standards Codes, and the International Property Maintenance Code, with Local Amendments and Related Findings; 2) Adding Chapter 16.10 to Codify Safety Assessment Placards Used Following a Natural Disaster; and 3) Finding that the Action is Exempt from the California Environmental Quality Act

**Recommendation:** Alternative 1: Introduce an Ordinance: 1) Amending Various Sections of Title 16 (Buildings and Construction) of the Sunnyvale Municipal Code to Adopt by Reference the 2019 California Building, Residential, Mechanical, Plumbing, Electrical, Building Standards Administrative, Energy, Historical Building, Existing Building, and Green Building Standards Codes, and the International Property Maintenance Code, with Local Amendments and Related Findings; 2) Adding Chapter 16.10 to codify Safety Assessment Placards Used Following a Natural Disaster; and 3) Finding that the Action is Exempt from the California Environmental Quality Act (Attachment 1 to the report).

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

### **NON-AGENDA ITEMS & COMMENTS**

-Council

-City Manager

**INFORMATION ONLY REPORTS/ITEMS**

Visit <http://Sunnyvale.ca.gov/TCMAC> to view the Tentative Council Meeting Agenda Calendar (TCMAC) online. The TCMAC is updated each Thursday afternoon.

<a href="#">19-0705</a>	Tentative Council Meeting Agenda Calendar
<a href="#">19-0808</a>	Board/Commission Meeting Minutes
<a href="#">19-0815</a>	Information/Action Items
<a href="#">19-0627</a>	Hotel Tourism Business Improvement District Update (Information Only)

**ADJOURNMENT****NOTICE TO THE PUBLIC**

*The agenda reports to council (RTCs) may be viewed on the City's website at [sunnyvale.ca.gov](http://sunnyvale.ca.gov) after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Ave. as of Fridays prior to Tuesday City Council meetings. Any agenda related writings or documents distributed to members of the City of Sunnyvale City Council regarding any open session item on this agenda will be made available for public inspection in the Office of the City Clerk located at 603 All America Way, Sunnyvale, California during normal business hours and in the Council Chamber on the evening of the Council Meeting, pursuant to Government Code §54957.5. Please contact the Office of the City Clerk at (408) 730-7483 for specific questions regarding the agenda.*

*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.*

*Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make*

*reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.160 (b) (1))*

**Planning a presentation for a City Council meeting?**

*To help you prepare and deliver your public comments, please review the "Making Public Comments During City Council or Planning Commission Meetings" available at [Sunnyvale.ca.gov/PublicComments](https://Sunnyvale.ca.gov/PublicComments)*

**Planning to provide materials to Council?**

*If you wish to provide the City Council with copies of your presentation materials, please provide 12 copies of the materials to the City Clerk (located to the left of the Council dais). The City Clerk will distribute your items to the Council.*

**Upcoming Meetings**

*Visit <https://sunnyvaleca.legistar.com> for upcoming Council, board and commission meeting information.*