



City of Sunnyvale

Meeting Minutes - Draft City Council

Tuesday, July 14, 2020

5:30 PM

Telepresence Meeting: City Web Stream |
Comcast Channel 15

**Special Meeting: Closed Session - 5:30 PM | Special Meeting: Study Session - 6:15 PM |
Regular Meeting - 7 PM**

5:30 P.M. SPECIAL COUNCIL MEETING (Closed Session)

1 Call to Order

Mayor Klein called the meeting to order at 5:30 p.m. via teleconference.

2 Roll Call

Present: 7 - Mayor Larry Klein
Vice Mayor Nancy Smith
Councilmember Gustav Larsson
Councilmember Glenn Hendricks
Councilmember Russ Melton
Councilmember Michael S. Goldman
Councilmember Mason Fong

Mayor Klein, Vice Mayor Smith and all Councilmembers attended via teleconference.

3 Public Comment

Public Comment opened at 5:31 p.m.

No speakers.

Public Comment closed at 5:31 p.m.

4 Convene to Closed Session

[20-0652](#)

CONFERENCE WITH LEGAL COUNSEL-PENDING
LITIGATION

Closed Session Held Pursuant to California Government Code
Section 54956.9 (d)(1).

Name of Case: Katrina (Silver) Cortese v. City of Sunnyvale
(Workers Compensation Appeal Board Case Nos.
ADJ11406539 and ADJ11406540)

[20-0642](#)

Closed Session Held Pursuant to California Government Code
Section 54957.6:

CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: Ad Hoc Committee on
City Attorney Compensation Members Larry Klein, Gustav
Larsson and Russ Melton

Unrepresented Employee: City Attorney

5 Adjourn Special Meeting

Mayor Klein adjourned the meeting at 6:11 p.m.

6:15 P.M. SPECIAL COUNCIL MEETING (Study Session)

1 Call to Order

Mayor Klein called the meeting to order at 6:15 p.m. via teleconference.

2 Roll Call

Present: 7 - Mayor Larry Klein
Vice Mayor Nancy Smith
Councilmember Gustav Larsson
Councilmember Glenn Hendricks
Councilmember Russ Melton
Councilmember Michael S. Goldman
Councilmember Mason Fong

Mayor Klein, Vice Mayor Smith and all Councilmembers attended via teleconference.

3 Public Comment

Mayor Klein announced that Council will hear agenda Item 3-Public Comment after agenda Item 4-Study Session

4 Study Session

[20-0597](#)

Local Campaign Finance

Deputy City Manager Jaqui Guzman provided the staff report and presentation.

3 Public Comment

Public Comment opened at 6:57 p.m.

No speakers.

Public Comment closed at 6:57 p.m.

5 Adjourn Special Meeting

Mayor Klein adjourned the meeting at 6:58 p.m.

7 P.M. COUNCIL MEETING

CALL TO ORDER

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

ROLL CALL

Present: 7 - Mayor Larry Klein
Vice Mayor Nancy Smith
Councilmember Gustav Larsson
Councilmember Glenn Hendricks
Councilmember Russ Melton
Councilmember Michael S. Goldman
Councilmember Mason Fong

Mayor Klein, Vice Mayor Smith and all Councilmembers attended via teleconference.

CLOSED SESSION REPORT

Vice Mayor Smith reported that Council met in Closed Session held pursuant to California Government Code Section 54956.9 (d)(1): CONFERENCE WITH LEGAL COUNSEL PENDING LITIGATION Name of Case: Katrina (Silver) Cortese v. City of Sunnyvale (Workers Compensation Appeal Board Case Nos. ADJ11406539 and ADJ11406540); nothing to report.

Vice Mayor Smith reported that Council met in Closed Session Held Pursuant to California Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS Agency Designated Representatives: Ad Hoc Committee on City Attorney Compensation Members Larry Klein, Gustav Larsson and Russ Melton

Unrepresented Employee: City Attorney; nothing to report.

ORAL COMMUNICATIONS

Councilmember Larsson announced details of the Candidate Nomination Period for the November 2020 Election.

Councilmember Goldman announced the current recruitment for various Boards and Commissions.

Richard Mehlinger shared support for providing accessibility and publicity of the Zoom meeting details of noticed meetings on the City's public meetings webpage. He also requested the City consider developing a Google calendar for Council, Board and Commission meetings to be accessible by members of the public.

Holly Lofgren urged Council to direct staff to reject, in writing, the Regional Housing Need Determination (RHND) from the Metropolitan Transportation Commission/Association of Bay Area Governments unless the issue of intraregional imbalance in the jobs/housing ratio is addressed.

Alysa Cisneros, Sunnyvale City Council District 2 Candidate shared her qualifications and vision for the Sunnyvale community.

Kanav Mittal shared details of the free student-lead virtual tutoring service he developed in response to COVID-19 school closures. The program is available to the Sunnyvale community at freevirtualltutoring.org.

CONSENT CALENDAR

Councilmember Goldman requested Item 1.E be pulled from the Consent Calendar.

MOTION: Vice Mayor Smith moved and Councilmember Melton seconded the motion to approve agenda items 1.A through 1.D and 1.F.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Smith
Councilmember Larsson
Councilmember Hendricks
Councilmember Melton
Councilmember Goldman
Councilmember Fong

No: 0

1.A [20-0039](#) Approve City Council Meeting Minutes of June 30, 2020
Approve the City Council Meeting Minutes of June 30, 2020 as submitted.

1.B [20-0398](#) Approve the List(s) of Claims and Bills Approved for Payment
by the City Manager
Approve the list(s) of claims and bills.

1.C [20-0653](#) Award of Contract to HDR Engineering, Inc. for Execution of
Phase II of the Sunnyvale Materials Recovery and Transfer
Station NextGen Project (F20-190)

Take the following actions:

- Award a contract in substantially the same form as Attachment 1 to the report in an amount not-to-exceed \$282,231.61, to HDR Engineering, Inc.; and
- Authorize the City Manager to execute the contract when all necessary conditions have been met.

1.D [20-0479](#) Authorize the City Manager to Award and Execute a Contract
with Faducci L.L.C. for Public Art at Washington Community
Swim Center in the total amount not to exceed \$136,800,
which includes optional services of up to \$1,800 for storage of
the completed artwork, if necessary

Authorize the City Manager to award and execute a contract with Faducci L.L.C. for public art at Washington Community Swim Center in the total amount not-to-exceed \$136,800, which includes optional services of up to \$1,800 for storage of the completed artwork if necessary.

1.E [20-0505](#) Approve Changes to the Civic Center Modernization Project as
Described in the Addendum to the Civic Center Environmental
Impact Report

Public Works Director Chip Taylor provided the staff report.

Public Hearing opened at 7:32 p.m.

No speakers.

Public Hearing closed at 7:32 p.m.

MOTION: Vice Mayor Smith moved and Councilmember Melton seconded the motion to approve changes to the Civic Center Modernization Project as described in the addendum to the Civic Center Environmental Impact Report.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Smith
Councilmember Larsson
Councilmember Hendricks
Councilmember Melton
Councilmember Goldman
Councilmember Fong

No: 0

1.F [20-0570](#) Adopt a Resolution Extending the City's Declaration of Local
Emergency for COVID-19

Adopt a Resolution extending the City Manager/Director of Emergency Services' Proclamation of Existence of a Local Emergency (COVID-19).

PUBLIC HEARINGS/GENERAL BUSINESS

2 [20-0053](#) Approve Art in Private Development Project - Hunter
Properties/CityLine: Double Drip (Phase I)

Community Services Coordinator II Kristin Dance provided the staff report.

Ellie Hunter, CityLine Art Advisor provided the applicant presentation.

Public Hearing opened at 7:48 p.m.

Omar Din shared support for Alternative 1.

Valerie Suares proposed Council consider requiring an artistic statement plaque

containing information about the artwork be included as part of the installation of the art piece(s).

Public Hearing closed at 7:50 p.m.

MOTION: Vice Mayor Smith moved to approve Alternative 1: accept the Arts Commission's recommendation to approve the artwork as it is proposed with the following condition of approval: Require the developer to submit a landscape plan to the Community Services Coordinator II prior to the installation of the art.

Councilmember Goldman offered a friendly amendment to include an artistic statement plaque on the art piece(s).

After discussion, Councilmember Goldman withdrew the friendly amendment and seconded the motion to approve Alternative 1: accept the Arts Commission's recommendation to approve the artwork as it is proposed with the following condition of approval: Require the developer to submit a landscape plan to the Community Services Coordinator II prior to the installation of the art.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Smith
Councilmember Larsson
Councilmember Hendricks
Councilmember Melton
Councilmember Goldman
Councilmember Fong

No: 0

- 3** [20-0328](#) Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Assessment, and Levy and Collect an Annual Assessment for The Downtown Parking Maintenance District for Fiscal Year 2020/21

Public Works Director Chip Taylor provided the staff report.

Public Hearing opened at 7:59 p.m.

No speakers.

Public Hearing closed at 7:59 p.m.

MOTION: Councilmember Melton moved and Councilmember Hendricks seconded the motion to approve Alternative 1: adopt a Resolution to approve the final Engineer's Report, to confirm the assessment, and levy and collect an annual assessment for the Downtown Parking Maintenance District for FY 2020/21.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Smith
Councilmember Larsson
Councilmember Hendricks
Councilmember Melton
Councilmember Goldman
Councilmember Fong

No: 0

- 4 [20-0650](#) Adopt a Resolution to Cause Charges for Non-Payment of Delinquent Utility Charges to be placed on the FY 2020/21 County of Santa Clara Property Tax Roll

Finance Director Tim Kirby provided the staff report.

Public Hearing opened at 8:07 p.m.

No speakers.

Public Hearing closed at 8:07 p.m.

MOTION: Councilmember Melton moved and Councilmember Hendricks seconded the motion to approve Alternative 1: adopt a Resolution to cause charges for non-payment of delinquent utility charges to be placed on the FY 2020/21 County of Santa Clara Property Tax Roll.

The motion carried with the following vote:

Yes: 7 - Mayor Klein
Vice Mayor Smith
Councilmember Larsson
Councilmember Hendricks
Councilmember Melton
Councilmember Goldman
Councilmember Fong

No: 0

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

Councilmember Fong shared his attendance at a Valley Transportation Authority (VTA) State Route (SR) 85 Corridor Policy Advisory Board meeting and details of the Board's recommendations on the median transit lane project. The report will be presented to the VTA Board of Directors for their consideration in September.

NON-AGENDA ITEMS & COMMENTS

-Council

Councilmember Fong inquired with staff on providing accessibility and publicity of noticed meetings on the City's public meetings webpage.

City Clerk David Carnahan announced that staff will inquire with the vendor if a feature such as adding teleconference meeting details may be added to the platform.

Councilmember Fong inquired if staff has considered creating a Google calendar for public meetings.

Mr. Carnahan informed Council that this service is not supported by the City's current website provider.

-City Manager

City Manager Kent Steffens highlighted a revision to the Tentative Council Meeting Agenda Calendar (TCMAC). The Active Transportation Plan will be presented to Council for adoption on August 25 instead of July 28. He also noted that an Arts Master Plan Study Session is scheduled for August 25 and Council will consider adopting the Arts Master Plan on October 27. Mr. Steffens announced that documents related to the Downtown Specific Plan are available for review on the City's website. Council will consider the item on August 11. Mr. Steffens communicated details of temperature screening stations at City facilities.

INFORMATION ONLY REPORTS/ITEMS

- [20-0051](#) Tentative Council Meeting Agenda Calendar
- [20-0422](#) Board/Commission Meeting Minutes
- [20-0639](#) Information/Action Items

ADJOURNMENT

Mayor Klein adjourned the meeting at 8:17 p.m.