



# City of Sunnyvale

## Notice and Agenda City Council

---

Tuesday, February 27, 2024

5:00 PM

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

---

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

**Meeting online link: <https://sunnyvale-ca-gov.zoom.us/j/96111580540>**

### **Public Participation**

- *In-person participation: You may provide public comment by filling out a speaker card (optional) and giving it to the City Clerk.*

*As a courtesy, and technology permitting, members of the public may also attend online. However, the City cannot guarantee that the public's access to online technology will be uninterrupted, and technical difficulties may occur from time to time. Unless required by the Ralph M. Brown Act, the meeting will continue despite technical difficulties for participants using the online option.*

*The Mayor may determine it would be impractical to include remote public comment during Oral Communications.*

- *Online participation: You may provide audio public comment by connecting to the meeting online or by telephone. Use the Raise Hand feature to request to speak (\*9 on a telephone):*

*Meeting online link: <https://sunnyvale-ca-gov.zoom.us/j/96111580540>*

*Meeting call-in telephone number: 833-548-0276 | Meeting ID: 961 1158 0540*

*(\*9 to request to speak | \*6 to unmute/mute)*

- *Watch the City Council meeting at <http://youtube.com/SunnyvaleMeetings> or on television over Comcast Channel 15, AT&T Channel 99*

- *Submit written comments to the City Council no later than 4 hours prior to the meeting start to [council@sunnyvale.ca.gov](mailto:council@sunnyvale.ca.gov) or by mail to:*

*City Clerk, 456 W. Olive Ave., Sunnyvale, CA 94086*

- Review recordings of this meeting and past meetings at <https://sunnyvaleca.legistar.com/calendar.aspx> or <http://youtube.com/SunnyvaleMeetings>

### **Accessibility/Americans with Disabilities Act (ADA) Notice**

*Pursuant to the Americans with Disabilities Act (ADA), if you need special assistance to provide public comment, or for other special assistance; please contact the City at least 48 hours prior to the meeting to enable the City to make reasonable arrangements to ensure accessibility to this meeting. The Office of the City Clerk may be reached at 408-730-7483 or [cityclerk@sunnyvale.ca.gov](mailto:cityclerk@sunnyvale.ca.gov) (28 CFR 35.160 (b) (1)).*

### **5 P.M. SPECIAL COUNCIL MEETING (Closed Session)**

#### **Call to Order**

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

#### **Roll Call**

#### **Public Comment**

*The public may provide comments regarding the Closed Session item(s). If you wish to address the Council, please refer to the notice at the beginning of this agenda. Closed Sessions are not open to the public.*

#### **Convene to Closed Session**

*Convene to Closed Session in the Council Conference Room (Closed to the Public).*

- A**     [24-0312](#)     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) Name of cases: H. Rivera et al. v. City of Sunnyvale et al., Santa Clara County Superior Court, Case No. 2013-1-CV-24093 and Casa de Amigos Investments Ltd. v. City of Sunnyvale, Santa Clara County Superior Court, Case No. 18CV321477

#### **Adjourn Special Meeting**

**6 P.M. SPECIAL COUNCIL MEETING (Study Session)****Call to Order**

*Call to Order in the Council Chambers*

**Roll Call****Study Session**

*The public may provide comments regarding the Study Session item(s). If you wish to address the Council, please refer to the notice at the beginning of this agenda.*

**B**     [24-0156](#)           Hate Crime Update and Response

**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*

**SALUTE TO THE FLAG****ROLL CALL****CLOSED SESSION REPORT****SPECIAL ORDER OF THE DAY**

**C**     [24-0323](#)           American Red Cross Month

**D**     [24-0322](#)           Women's History Month

**ORAL COMMUNICATIONS**

*The Mayor may determine it would be impractical to include remote public*

*comment during Oral Communications for the purpose of timeliness of the meeting or conducting an orderly meeting. Such a determination shall be made prior to opening public comment on 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 refer to the notice at the beginning of this agenda. 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 refer to the notice at the beginning of this agenda.*

**1.A**    [24-0212](#)            Approve City Council Meeting Minutes of January 23, 2024

**Recommendation:** Approve the City Council Meeting Minutes of January 23, 2024 as submitted.

**1.B**    [24-0213](#)            Approve City Council Meeting Minutes of January 25, 2024  
(Council Strategic Workshop)

**Recommendation:** Approve the City Council Meeting Minutes of January 25, 2024 as submitted.

**1.C**    [24-0214](#)            Approve City Council Meeting Minutes of January 30, 2024

**Recommendation:** Approve the City Council Meeting Minutes of January 30, 2024 as submitted.

**1.D**    [24-0061](#)            Approve City Council Meeting Minutes of February 6, 2024

**Recommendation:** Approve the City Council Meeting Minutes of February 6, 2024 as submitted.

**1.E**    [24-0015](#)            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.F [24-0171](#) Approve Budget Modification No.10 to Appropriate \$105,540 of California Library Connect Grant Funds for CENIC Network Equipment Upgrades to Increase Internet Speed at the Sunnyvale Public Library

**Recommendation:** Approve Budget Modification No. 10 to appropriate California Library Connect Grant funds in the amount of \$105,540 to a new project, CENIC Network Equipment Upgrades to Increase Internet Speed at the Sunnyvale Public Library.

- 1.G [24-0320](#) Adopt a Resolution Amending the City's Salary Resolution and Schedule of Pay to Increase Salaries for Pay Plan Category A (Communication Officers Association) Effective March 3, 2024

**Recommendation:** Adopt a Resolution Amending the City's Salary Resolution and Schedule of Pay to Increase Salaries for Pay Plan Category A (Communication Officers Association) effective March 3, 2024.

- 1.H [24-0180](#) Award of Contract to Gruendl Inc., dba Ray's Electric in the Amount of \$1,798,947.40 for Traffic Signal Hardware & Wiring Bernardo/Heatherstone & Fair Oaks/California Project and Finding of California Environmental Quality Act (CEQA) Exemption Pursuant to CEQA Guidelines Section 15301(c) (PW23-21)

**Recommendation:** Take the following actions:

- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$1,798,947.40 to Gruendl Inc., dba Ray's Electric;
- Approval of a 10% construction contingency in the amount of \$179,895;
- Authorize the City Manager to execute the contract when all necessary conditions have been met; and
- Make a finding of a categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(c).

- 1.I [24-0251](#) Authorize the Issuance of a Purchase Order in the amount of \$967,187.62 to General Datatech L.P. (GDT) to provide Cisco Computer Equipment, Maintenance and Support Services (F24-022)

**Recommendation:** Take the following actions:

- Authorize the issuance of a purchase order in the amount of \$967,187.62 (base bid amount of \$909,579.74 plus shipping in the amount of \$8,778.66 and estimated sales tax in the amount of \$48,829.22) to GDT L.P. of Dallas for Cisco Computer Equipment, Maintenance and Support Services; and
- Authorize the City Manager to execute the purchase order when all necessary conditions have been met.

- 1.J    [24-0276](#)    Approve Third Contract Amendment to Central Labor Council Partnership for Adult Workforce Development Services in San Mateo County

**Recommendation:** Approve the third contract amendment for adult workforce development services and authorize the City Manager or designee to execute agreement with CLCP for adult and dislocated worker services in an amount not to exceed \$942,000 (\$471,000 for WIOA adults and \$471,000 for WIOA dislocated workers), for the contract term from July 1, 2023 to June 30, 2024, and authorize the City Manager or designee to renew the contract for up to the two additional years remaining based on performance results acceptable to the City and available funding.

- 1.K    [24-0375](#)    Authorize the Issuance of a Blanket Purchase Order in the Amount of \$1,260,000 to Folsom Lake Ford for the Purchase of Ford Interceptor Sport Utility Vehicles (F24-104)

**Recommendation:** Authorize the issuance of a Blanket Purchase Order in the amount of \$1,260,000 to Folsom Lake Ford for the purchase of Ford Interceptor Sport Utility Vehicles

- 1.L    [24-0411](#)    Authorize the Issuance of a Purchase Order to Vac-con, Inc. in the Amount of \$804,491.37 for a Combination Sewer and Storm Drain Cleaning Truck (F24-110)

**Recommendation:** Authorize the issuance of a Purchase Order in the amount of \$804,491.37 (including tire, delivery fees, and Sales Tax) to Vac-con, Inc. of Green Cove Springs, FL for one (1) Vac-Con Model VTAQD312HE/1300 Titan Combination Sewer and Storm Drain Cleaning Truck.

- 1.M    [24-0300](#)    Ratify US Conference of Mayors' Appointment of Mayor Larry

Klein to Technology and Innovation Committee

**Recommendation:** Staff makes no recommendation. By approval of the consent calendar, Council ratifies US Conference of Mayors' Appointment of Mayor Larry Klein to the Technology and Innovation Committee.

- 1.N [24-0313](#) Amend the Code of Ethics and Conduct for Elected and Appointed Officials Related to Remote Public Comment During Oral Communications

**Recommendation:** Amend the Code of Ethics and Conduct for Elected and Appointed Officials as shown in Attachment 1 to the report.

- 1.O [24-0358](#) Adopt Ordinance No. 3224-24 Amending Section 16.62.330 (Installation of Manufactured Homes) of Chapter 16.62 (Floodplain Management) of Title 16 (Buildings and Construction) of the Sunnyvale Municipal Code

**Recommendation:** Adopt Ordinance No. 3224-24 amending Section 16.62.330 (Installation of Manufactured Homes) of Chapter 16.62 (Floodplain Management) of Title 16 (Buildings and Construction) of the Sunnyvale Municipal Code.

## **PUBLIC HEARINGS/GENERAL BUSINESS**

*If you wish to speak to a public hearing/general business item, please refer to notice at the beginning of this agenda. 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 [24-0029](#) Receive Information About HomeFirst Outreach Services; Approve a Third Amendment in the Amount of \$206,710 to an Existing Agreement with HomeFirst Services of Santa Clara County for Case Management Services and Shelter Beds for the Unhoused Population in Sunnyvale that Includes Activity and Outcome Measures; and Direct Staff to Prepare a Request for Proposals for Outreach Services

**Recommendation:** Alternatives 1 and 2: 1) Authorize the City Manager to execute a Third Amendment to the Agreement in substantially the same format as Attachment 1 to the report in the amount of \$206,710 with HomeFirst Services of Santa Clara County for case management services and shelter beds for the unhoused population in Sunnyvale, and 2) Direct staff to initiate a request for proposals for case management services and shelter beds for the unhoused population in Sunnyvale.

- 3      [24-0197](#)      Review and Consider Adoption of the Economic Development Strategic Plan

**Recommendation:** Alternative 1: Adopt the Economic Development Strategic Plan.

- 4      [24-0391](#)      Proposed Project:      Adopt Urgency Ordinance to Amend By-Right Approvals (Chapter 19.73) to the Sunnyvale Municipal Code to clarify ministerial review of projects as it relates to proposed subdivisions.  
File #: PLNG-2024-0105  
Location: Citywide  
Applicant: City of Sunnyvale  
Environmental Review: Non-discretionary project (Public Resources Code Section 21080(b)(1), CEQA Guidelines Sections 15268, 15357)  
Project Planner: Julia Klein, (408) 730-7463, jklein@sunnyvale.ca.gov

**Recommendation:** Alternatives 1 and 2:  
1. Find that the Action is Exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(1) and CEQA Guidelines Section 15268 and 15357.  
2. Adopt an Urgency Ordinance in Attachment 1 to amend provisions for By-Right Approvals that include subdivisions (previously adopted Urgency Ordinance).

- 5      [24-0143](#)      Proposed Project:  
Recommendations to the City Council related to the General Plan Update to:  
a. Adopt a Resolution to Amend Chapter 3: Land Use and Transportation Element (LUTE) to update Figure 3-2 and add



clarifications in the Village Center Section regarding the Commercial Floor Area calculations; and

b. Find the proposed amendments are consistent with the LUTE EIR and do not require additional environmental review pursuant to CEQA Guidelines Sections 15183 and 15162.

Planning File Number: PLNG-2023-0840

Environmental Review: The proposed edits are exempt pursuant to CEQA Guidelines Section 15183 in that the proposed edits are within a development density established by the existing general plan policies for which EIRs were previously certified and does not require additional environmental review. In addition, the proposed edits are exempt pursuant to CEQA Guidelines Section 15162 as the proposed edits will not require major revisions of the previous EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects.

Project Planner: Shaunn Mendrin, 408-730-7431,  
smendrin@sunnyvale.ca.gov

**Recommendation:** Alternative 1: Take the following actions:  
a. Adopt a Resolution (Attachment 2) to Amend the Land Use and Transportation Element; and  
b. Find that the proposed amendments are not a substantial change to the LUTE as analyzed in the LUTE EIR and no additional environmental review is required pursuant to Sections 15183 and 15162 of the CEQA Guidelines.

## **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="#"><u>24-0138</u></a>	Tentative Council Meeting Agenda Calendar
<a href="#"><u>24-0292</u></a>	Board/Commission Meeting Minutes
<a href="#"><u>24-0293</u></a>	Information/Action Items
<a href="#"><u>24-0361</u></a>	Boards and Commissions Semi-Annual Attendance Report, July to December 2023 (Information Only)
<a href="#"><u>24-0398</u></a>	Board/Commission Resignation (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 NOVA Workforce Services reception desk located on the first floor of City Hall at 456 W. Olive Avenue, during normal business hours, 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 on the fourth floor of City Hall at 456 W. Olive Avenue, during normal business hours and in the Council Chambers 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.*

### **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 <http://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 Office of the City Clerk. 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.*