



City of Sunnyvale

Notice and Agenda City Council

Tuesday, May 23, 2023

7:00 PM

Online and Bay Conference Room
(Room 145), City Hall,
456 W. Olive Ave.,
Sunnyvale, CA 94086

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.*
- *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 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 (28 CFR 35.160 (b) (1)).

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 Bay Conference Room (Room 145)

SALUTE TO THE FLAG

ROLL CALL

SPECIAL ORDER OF THE DAY

A [23-0074](#) 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 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 [23-0245](#) Approve City Council Meeting Minutes of April 25, 2023

Recommendation: Approve the City Council Meeting Minutes of April 25, 2023 as submitted.

1.B [23-0578](#) Authorize the Purchase of Four Engines from Golden State Fire Apparatus (F23-155)

Recommendation: Take the following actions:
- Authorize the City Manager to issue a Purchase Agreement in the amount of \$4,010,233.32, including an estimated amount of \$334,618.24 in sales tax to Golden State Fire Apparatus, in substantially the same form as Attachment 1, Option B; and
- Approve a 4% contingency in the amount of \$160,409.33.

1.C [23-0625](#) Adopt Ordinance No. 3214-23 to Add Chapter 10.66 (PEDESTRIAN MALL ON SOUTH MURPHY AVENUE) to Title 10 (VEHICLES AND TRAFFIC) of the Sunnyvale Municipal Code Establishing a Pedestrian Mall on South Murphy Avenue and to Amend Various Sections of Chapter 10.56 (BICYCLES) of the Sunnyvale Municipal Code Related to Bicycles on Pedestrian Malls

Recommendation: Adopt Ordinance No. 3214-23 23 to Add Chapter 10.66 (PEDESTRIAN MALL ON SOUTH MURPHY AVENUE) to Title 10 (VEHICLES AND TRAFFIC) of the Sunnyvale Municipal Code establishing a pedestrian mall on South Murphy Avenue and to Amend various Sections of Chapter 10.56 (BICYCLES) of the Sunnyvale Municipal Code Related to Bicycles on Pedestrian Malls.

1.D [23-0626](#) Adopt Ordinance No. 3215-23 to Add Chapter 19.71 (RESIDENTIAL TENANT PROTECTIONS PROGRAMS) to Title 19 (ZONING) of the Sunnyvale Municipal Code Relating to Tenant Protections and Right to Lease

Recommendation: Adopt Ordinance No. 3215-23 to Add Chapter 19.71 (RESIDENTIAL TENANT PROTECTIONS PROGRAMS) to Title 19 (ZONING) of the Sunnyvale Municipal Code relating to Tenant Protections and Right to Lease

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 [23-0031](#) Selection of the Preferred Alignment of the Bernardo Avenue Undercrossing Project to be Defined as the Proposed Project for the Project for Environmental Review

Recommendation: Alternative 1: Selection of the Eastern Alignment as the Preferred Alignment of the Bernardo Avenue Undercrossing Project.

- 3 [23-0067](#) Accept the Findings of the Poplar Avenue Sidewalk Study (DPW 21-04), Approval of Installation of a 6-foot Wide Sidewalk and 4-foot Wide Park Strip Along the East Side of Poplar Avenue Between El Camino Real and Peterson Middle School, and Approval of Installation of a Minimum 6-foot Wide Sidewalk on the North and South Sides of Bryant Way East of Poplar Avenue

Recommendation: Alternative 1: Accept the findings of the Poplar Avenue Sidewalk Study (DPW 21-04), approval of installation of Concept A: 6-foot wide sidewalk and 4-foot wide park strip along the east side of Poplar Avenue, between El Camino Real and Peterson Middle School, and install a minimum 6-foot wide sidewalk on the north and south sides of Bryant Way east of Poplar Avenue.

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.

23-0415	Tentative Council Meeting Agenda Calendar
23-0416	Board/Commission Meeting Minutes
23-0417	Information/Action Items
23-0160	Council Advocacy Letters

ADJOURNMENT

NOTICE TO THE PUBLIC

The agenda reports to council (RTCs) may be viewed on the City's website at 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 Bay Conference Room (Room 145) 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.