



City of Sunnyvale

Notice and Agenda City Council

Tuesday, March 19, 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 - 5:30 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 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)).

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** [24-0479](#) Closed Session Held Pursuant to California Government Code 54956.8: CONFERENCE WITH REAL PROPERTY NEGOTIATORS For 922 E California Avenue - APN: 205-34-011 Agency Negotiators: Kent Steffens, City Manager; Chip Taylor, Director of Public Works; Sherine Nafie, City Property Administrator Negotiating Parties: COLLINS EXEMPT HOLDINGS LLC, COLLINS FAM HOLDINGS LLC. Under Negotiation: Price and Terms

Adjourn Special Meeting

5:30 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 [24-0011](#) Climate Action Game Plan 2028

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 [24-0324](#) Arbor Day

D [24-0382](#) Recognition of Enterprise Resource Planning Project Team

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 [24-0032](#) Approve City Council Meeting Minutes of February 15, 2024
(Study Issues/Budget Proposals Workshop)

Recommendation: Approve the City Council Meeting Minutes of February 15, 2024 as submitted.

- 1.B [24-0314](#) Approve City Council Meeting Minutes of February 27, 2024

Recommendation: Approve the City Council Meeting Minutes of February 27, 2024 as submitted.

- 1.C [24-0469](#) 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.D [24-0241](#) Receive and File the City of Sunnyvale Investment Report -
Fourth Quarter 2023

Recommendation: Receive and file the City of Sunnyvale Investment Report -
Fourth Quarter 2023.

- 1.E [24-0182](#) Approve Budget Modification No. 16 to Appropriate \$460,000
in 2010 Measure B Vehicle Registration Fee Countywide

Program Funds - Cycle 4, for Traffic Signal Improvements from the Santa Clara Valley Transportation Authority and Authorize the City Manager to Execute Any Related Grant Documents

Recommendation: Approve Budget Modification No. 16 to Appropriate \$460,000 in 2010 Measure B Vehicle Registration Fee Countywide Program funds - Cycle 4, for Traffic Signal Improvements from the Santa Clara Valley Transportation Authority to a New CIP Project and Authorize the City Manager to Execute Any Related Grant Documents.

1.F [24-0267](#) Authorize the Issuance of Three (3) Purchase Agreements totaling \$800,000 to Core and Main Company, Ferguson Enterprises and Underground Republic Water Works for Piping Supplies (F24-013)

Recommendation: Take the following actions:

- Authorize the issuance of a purchase agreement in the amount of \$400,000 to Core and Main Company for Piping Supplies;
- Authorize the issuance of a purchase agreement in the amount of \$200,000 to Ferguson Enterprises for Piping Supplies;
- Authorize the issuance of a purchase agreement in the amount of \$200,000 to Underground Republic Water Works for Piping Supplies; and
- Authorize the City Manager to amend and renew the purchase agreements for up to four (4) additional one-year periods, subject to available budget, if pricing and service remain acceptable to the City.

1.G [24-0318](#) Award of Contract to St. Francis Electric, LLC in the Amount of \$300,827.26 to Provide and Install Vehicle and Pedestrian-LED Traffic Signal Light Modules and Finding of California Environmental Quality Act (CEQA) Exemption Pursuant to CEQA Guidelines Section 15301 (F24-012)

Recommendation: Take the following actions:

- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$300,827.26 to St. Francis Electric, LLC of San Leandro;
- Approve a 10% construction contingency in the amount of \$30,082;
- 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.

1.H [24-0291](#)

Award of Contract to Guerra Construction Group in the Amount of \$284,527 for Construction of a Preschool Outdoor Play Area at Serra Park, Finding of California Environmental Quality Act (CEQA) Exemption Pursuant to CEQA Guidelines Section 15303 and Approval of Budget Modification No. 13 in the Amount of \$27,939 (PW24-08)

Recommendation: Take the following actions:

- Award a contract in substantially form as Attachment 2 to the report in the amount of \$284,527 to Guerra Construction Group;
- Approve a 10% construction contingency in the amount of \$28,453;
- Authorize the City Manager to execute the contract when all necessary conditions have been met;
- Make a finding of a categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15303; and
- Approve a Budget Modification No. 13 in the amount of \$27,939.

1.I [24-0228](#)

Approve the Downtown Sunnyvale Business Improvement District (BID) Annual Report for Fiscal Year 2023/24 and Adopt Resolution of Intention to Levy and Collect an Annual Assessment to Reauthorize BID for Fiscal Year 2024/25

Recommendation: Approve the Fiscal Year 2023/24 BID Annual Report, adopt the Resolution of Intention to Levy and Collect an Assessment and Reauthorize the Business Improvement District for Fiscal Year 2024/25, and schedule the public hearing for May 7, 2024.

- 1.J [24-0395](#) Reject All Proposals Received for the Smart Station Municipal Solid Waste and Source Separated Recyclables Integrated Processing System (NextGen) (F23-133)

Recommendation: Reject all bid Proposals in response to Request for Proposals F23-133 Smart Station Municipal Solid Waste and Source Separated Recyclables Integrated Processing System (NextGen).

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 [24-0430](#) Evaluate the Minimum Automobile Off-Street Parking Requirements for Residential Uses (Study Issue CDD 19-07)
File #: 2022-7404
Environmental Review: The action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(a).
Project Planner: George Schroeder, (408) 730-7443,
gschroeder@sunnyvale.ca.gov

Recommendation: Recommend Alternative 1 to direct staff to conduct community outreach and prepare amendments to the Sunnyvale Municipal Code (SMC) and applicable Specific Plans' parking regulations, to be considered at future hearings. The amendments to be studied include:

- a. Clarifying parking standards to be objective and without discretionary review.
- b. Single/Two-Family Residential:
 - i. Lowering minimum off-street parking spaces per property, with flexibility in type and arrangement.
 - ii. Exploring maximum number of parking spaces and allowing tandem parking.
- c. Multi-Family Residential:
 - i. Introducing unbundled parking.
 - ii. Adjusting/simplifying the unassigned space requirement (currently dependent on the type of covered assigned space provided).
 1. For example, require the minimum parking standards to be a flat rate of 1 space per zero to one-bedroom unit; 1.5 spaces per two to three-bedroom unit; and 2 spaces for units with four or more bedrooms.
 - iii. Examining maximum amount of parking required, except for areas within a half-mile of major transit stops.
 - iv. Allowing flexibility in type (covered, uncovered) and arrangement, including a tandem allowance for up to 100% of units.
 - v. Evaluating continued use of compact parking spaces.
 - vi. Updating the Limited Street Parking Provisions to specify objective parking requirements in certain conditions.

- 3 [24-0192](#) Adopt a Resolution Amending the FY 2023/24 Fee Schedule

Recommendation: Adopt a Resolution to Amend the FY 2023/24 Fee Schedule.

- 4 [24-0431](#) Proposed Project: Consider actions related to implementation of the 2023-2031 Housing Element to amend the By-Right Approval process for certain parcels within the City:
- A. Introduce an Ordinance to Amend By-Right Approval (Chapter 19.73 of 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:** Alternative 1: Take the following actions:
- a. 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; and
 - b. Introduce an Ordinance in Attachment 2 to the report to amend By-Right Approval (Chapter 19.73) to the Sunnyvale Municipal Code).

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.

24-0315	Tentative Council Meeting Agenda Calendar
24-0316	Board/Commission Meeting Minutes
24-0317	Information/Action Items
24-0417	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 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.

