



City of Sunnyvale

Notice and Agenda

City Council

Tuesday, September 30, 2014

5:00 PM

Council Chambers and West Conference
Room, City Hall, 456 W. Olive Ave.,
Sunnyvale, CA 94086

Special Meeting-Study Session-5 PM | Study Session-6 PM | Regular Meeting-7 PM

5 P.M. SPECIAL COUNCIL MEETING (Study Session)

1 Call to Order in the West Conference Room

2 Roll Call

3 Convene to Study Session

[14-0743](#)

Review Performance Evaluation Tools for the City Manager
and City Attorney

4 Public Comment

5 Adjourn Special Meeting

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

1 Call to Order in the West Conference Room

2 Roll Call

3 Study Session

[14-0706](#)

City's Criteria and Standards for Accepting Park Land
Dedications

4 Public Comment

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 ORDERS OF THE DAY**

- | | |
|--------------------------------|---|
| <u>14-0401</u> | SPECIAL ORDER OF THE DAY - Ceremonial Oath of Office for Board and Commission Members |
| <u>14-0826</u> | SPECIAL ORDER OF THE DAY - Recognition of National Arts and Humanities Month |
| <u>14-0929</u> | SPECIAL ORDER OF THE DAY - National Breast Cancer Awareness Month |

PUBLIC ANNOUNCEMENTS

Each speaker is limited to three minutes for announcements of community events, programs, or recognition.

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** [14-0869](#) Approve City Council Meeting Minutes of September 16, 2014

Recommendation: Approve the City Council Meeting Minutes of September 16, 2014 as submitted.

- 1.B [14-0882](#) 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 [14-0775](#) Award of Bid No. PW14-15 for Sunnyvale Bicycle Lanes Project, Finding of CEQA Categorical Exemption, and Approval of Budget Modification No. 12 to Combine Four Existing Bicycle Lane Projects into the New Sunnyvale Bicycle Lanes Project, and to Appropriate a \$12,000 Developer Contribution

Recommendation: 1) Award a contract in substantially the same form as Attachment 2 and in the amount of \$160,940, to Chrisp Company for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; 2) Approve a 10% construction contingency in the amount of \$16,094; 3) Make a finding of CEQA categorical exemption pursuant to Section 15304(h) for the installation of bike lanes within the existing rights-of-way, and 4) Approve Budget Modification No. 12 to combine four existing bicycle lane projects into the new Sunnyvale Bicycle Lanes Project, and to appropriate a \$12,000 developer contribution.

- 1.D [14-0809](#) Rejection of Proposal Received in Response to Request for Proposals No. F14-85 for Design and Construction Support Services for Mary Avenue Bicycle Lanes

Recommendation: Reject the proposal received in response to Request for Proposals No. F14-85.

- 1.E [14-0827](#) Approval of Budget Modification No. 17 to Provide Funding for Temporary Planning Staff and Authority to Modify Contracts (F15-17)

Recommendation: 1) Approve Budget Modification No. 17 to appropriate \$300,000 to a special project for temporary planning services; and 2); Delegate authority to the City Manager to amend resultant contract(s) to a level greater than \$100,000 so long as there is a corresponding decrease to the other contracts and the total appropriation of \$300,000 is not exceeded.

- 1.F [14-0828](#) Award of Contract to Purchase Chlorine for the Water Pollution Control Plant (F15-16)

Recommendation: 1) Award a contract to Sierra Chemical Company in the amount of \$125,000; and 2) Delegate authority to the City Manager to renew the contract for up to two additional one-year periods, provided the operational need exists, budgeted funding is available and pricing/service remain acceptable.

- 1.G [14-0838](#) Authorization to Accept \$651,000 Contract to Administer Workforce Investment Act Operations for the County of San Mateo

Recommendation: Authorize NOVA to accept a \$651,000 contract with San Mateo County to administer Workforce Investment Act operations in San Mateo County through June 30, 2015.

- 1.H [14-0839](#) Award of Bid No. PW15-02 for Pavement Repair Digouts and Finding of CEQA Categorical Exemption

Recommendation: 1) Award a contract, in substantially the same form as Attachment 2 and in the amount of \$397,400, to O'Grady Paving, Inc. for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met, 2) Approve a 10% construction contingency in the amount of \$39,740, and 3) Make a finding of CEQA categorical exemption pursuant to Section 15301(c) for the rehabilitation of existing streets with no expansion of existing use.

- 1.I [14-0840](#) Award of Contract for Asphalt Patch Truck (F15-06)

Recommendation: Award a contract in the amount of \$130,571 in substantially the same form as the attached draft purchase order, to Big Valley Ford for one asphalt patch truck.

- 1.J [14-0841](#) Award of Contracts for Public Safety Uniforms and Equipment (F14-94)

Recommendation: 1) Award a three-year contract, in substantially the same form as the Draft Purchase Order presented as Attachment 2 and in an amount not to exceed \$400,000 to Summit Uniforms; 2) Award a three-year contract, in substantially the same form as the Draft Purchase Order presented as Attachment 3 and in an amount not to exceed \$200,000 to LC Action Police Supply; and 3) Delegate authority to the City Manager to renew the Purchase Orders for two additional one-year periods, not-to-exceed budgeted amounts, if pricing and services are acceptable to the City.

- 1.K [14-0843](#) Reject Bids Received in Response to Invitation for Bids No. PW15-04 for Baylands Park Equipment Replacement

Recommendation: Reject the three bids received in response to Invitation for Bids No. PW15-04.

- 1.L [14-0813](#) City of Sunnyvale 2014 Conflict of Interest Code Biennial Notice

Recommendation: Review the Conflict of Interest Code Biennial Notice (Attachment 2) pursuant to state law and direct staff to return to Council within 90 days a resolution amending the Conflict of Interest Code to include proposed revisions to designated City positions as submitted (Attachment 3).

PUBLIC COMMENTS

This category 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 three minutes per speaker. If your subject is not on this evening's agenda you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. 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.

PUBLIC HEARINGS/GENERAL BUSINESS

If you wish to speak to a public hearings/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 [14-0902](#) REQUEST FOR CONTINUATION to October 28, 2014 for the Introduction of an Ordinance Amending Chapter 19.44 (Signs) Of Title 19 (Zoning), Adding Chapter 9.58 (Signs On City Property) of Title 9 (Public Peace, Safety Or Welfare), and Amending Section 1.04.010 (General Penalty) of the Sunnyvale Municipal Code Related to Various Clean-Up Items and Adding Provisions for Signs on City Property

Recommendation: In order to balance the Council agenda of September 30, 2014 staff requests continuance of this item to October 28, 2014.

- 3 [14-0595](#) Approval of a Cost Sharing Agreement with the Santa Clara Valley Water District for Construction of the Wolfe Road Recycled Water Facilities, and Consideration of an Addendum to the Previously-Adopted Mitigated Negative Declaration for the Wolfe Road Recycled Water Project; Approval of an Agreement with the Santa Clara Valley Water District for Recycled Water Supply for Non-Potable Use; and Approval of the Framework for a Long-Term Integration Agreement with the Santa Clara Valley Water District to Supply Recycled Water from Sunnyvale's Wastewater Plant for Potable Water Reuse

Recommendation: Alternatives 1, 2, 3 and 4: 1) Find that the Addendum to the Mitigated Negative Declaration for the Wolfe Road Recycled Water Project makes minor technical changes or additions to the Mitigated Negative Declaration that will not involve new significant environmental impacts or increase the severity of previously identified environmental impacts, and that no further environmental review is required; 2) Authorize the City Manager to execute the Cost Sharing Agreement with the Santa Clara Valley Water, in substantially the same form as set forth in Attachment 2, for Construction of the Wolfe Road Recycled Water Facilities; 3) Authorize the City Manager to execute an Agreement with the Santa Clara Valley Water District for Recycled Water Supply for Non-Potable Use, in substantially the same form as set forth in Attachment 3; and 4) Approve the Framework for a Long Term Agreement with the Santa Clara Valley Water District, presented as Attachment 4, to Supply Recycled Water from Sunnyvale's Wastewater Plant for Potable Water Reuse.

- 4 [14-0607](#) Lawrence Expressway Grade Separations Study -
Consideration of Conceptual Alternative

Recommendation: Alternative 1: Endorse the Recommended Final Concept for Lawrence Expressway Grade Separations for inclusion in the County Expressway Plan.

- 5 [14-0762](#) Adopt a Resolution to Amend Annual Fee Resolution to
update FY 2014/15 Park Dedication In-Lieu Fee Land
Valuation

Recommendation: Alternative 1: Adopt a Resolution Amending the Annual Fee Resolution setting the Park Land Valuation for FY 2014/15 at \$96 per square foot.

- 6 [14-0568](#) Consider Requirements for Budget Issue Sponsorship Similar
to Study Issue Sponsorship

Recommendation: Mayor Griffith requests approval of Alternatives 1 and 3: 1) Approve the addition of a Council Policy on Budget Items and direct staff to draft the policy, based on the language provided in Attachment A; and 3) Approve as part of the new policy a change to require co-sponsorship of Budget Issue papers.

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

NON-AGENDA ITEMS & COMMENTS

-Council

-City Manager

INFORMATION ONLY REPORTS/ITEMS

[14-0872](#) Tentative Council Meeting Agenda Calendar

[14-0761](#) Information/Action Items

[14-0886](#) Study Session Summary of September 2, 2014 - City Council
Strategic Planning Meeting

[14-0874](#) Board/Commission Meeting Minutes

ADJOURNMENT**NOTICE TO THE PUBLIC**

The agenda reports to council (RTCs) may be viewed on the City's Web site at 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 35.106 ADA Title II).

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" document available at Presentations.inSunnyvale.com.

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 CouncilMeetings.inSunnyvale.com for upcoming Council meeting information.

Visit BoardsandCommissions.inSunnyvale.com for upcoming board and commission meeting information.

For a complete schedule of KSUN-15 Council meeting broadcasts, visit KSUN.insunnyvale.com.