



# City of Sunnyvale

## Notice and Agenda - Revised City Council

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Tuesday, September 29, 2015

5:30 PM

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

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

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

#### **1 Call to Order in the West Conference Room**

#### **2 Roll Call**

#### **3 Public Comment**

*The public may provide comments regarding the Closed Session item(s) just prior to the Council beginning the Closed Session. Closed Sessions are not open to the public.*

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

[15-0515](#)

Closed Session held pursuant to California Government Code  
Section 54957.6: CONFERENCE WITH LABOR  
NEGOTIATORS

Agency designated representatives: Teri Silva, Director of  
Human Resources; Deanna J. Santana, City Manager

Employee organization: Public Safety Officers Association  
(PSOA)

Employee organization: Sunnyvale Managers Association  
(SMA)

Unrepresented Employees

#### **5 Adjourn Special Meeting**

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

#### **1 Call to Order in the West Conference Room (Open to the Public)**

**2 Roll Call****3 Public Comment****4 Study Session**[15-0670](#)

Update on Sunnyvale Municipal Golf Course Restaurant  
Operations and Golf Finances

**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****CLOSED SESSION REPORT****SPECIAL ORDER OF THE DAY**[15-0772](#)

SPECIAL ORDER OF THE DAY - Arts and Humanities Month

[15-0850](#)

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 [15-0075](#) Approve City Council Meeting Minutes of September 15, 2015

**Recommendation:** Approve the City Council Meeting Minutes of September 15, 2015 as submitted.

- 1.B [15-0855](#) 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 [15-0809](#) Award of Contract for Design and Construction Support Services for Pavement Rehabilitation 2016 (F15-99)

**Recommendation:** 1) Award a contract, in substantially the same format as Attachment 1 to the report and in the amount of \$247,700 to NCE Engineering and Environmental Services Inc., for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; and 2) Approve a 10% design contingency in the amount of \$24,770.

- 1.D [15-0816](#) Amend an Existing Contract for Ammunition and Miscellaneous Safety Items (F16-16)

**Recommendation:** Amend an existing contract with Adamson Police Products for the purchase of ammunition by increasing the not-to-exceed value from \$157,000 to \$167,000.

- 1.E [15-0817](#) Renew Contract with Bill Wilson Center to Provide Limited Youth Workforce Development Services

**Recommendation:** Renew the contract with Bill Wilson Center in an amount not to exceed \$121,914 to provide youth workforce development services from October 1, 2015 through June 30, 2016.

- 1.F**     [15-0885](#)     Adopt Ordinance Nos. 3060-15 Repealing and Reenacting Chapter 8.16 (Solid Waste Management And Recycling) of Title 8 (Health And Sanitation); 3061-15 Amending Certain Sections of Chapter 10.04 (General Provisions) of Title 10 (Vehicles And Traffic); and 3062-15 Amending Certain Sections of Title 12 (Water And Sewers) of the Sunnyvale Municipal Code.

**Recommendation:** Adopt Ordinance Nos. 3060-15, 3061-15, and 3062-15.

- 1.G**     [15-0889](#)     Adopt Ordinance No. 3059-15 Adding Chapter 19.76 (Short-Term Rental of Residential Property) to Title 19 (Zoning) of the Sunnyvale Municipal Code

**Recommendation:** Adopt Ordinance No. 3059-15.

- 1.H**     [15-0923](#)     Request for City Council Endorsement and Local Match Commitment for a Metropolitan Transportation Commission Grant Application from the City of Sunnyvale and Santa Clara Valley Transportation Authority for the Peery Park Rides Program

**Recommendation:** Alternative 1: Authorize the City Manager to issue a letter to MTC to endorse the proposed Peery Park Rides Program and to preliminarily commit up to \$400,000 as the City's recommended local match for the program; direct staff to work with Peery Park property owners and businesses to participate in the program and contribute to the local match.

## **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      [15-0857](#)      Approve a License Agreement with the County of Santa Clara to Allow Use of Parcel A of the City's Onizuka Site for a Temporary County Cold Weather Shelter for the 2015-16 Winter Season, and Find that the Project is Categorically Exempt pursuant to CEQA Guideline Section 15304(e)

**Recommendation:** Alternatives 1 and 2: 1) Approve the License Agreement in substantially the same form as shown in Attachment 1 to the report; and 2) Find that the project is categorically exempt pursuant to CEQA Guideline Section 15304(e).

- 3      [15-0247](#)      Adopt the Official Plan Lines of Mathilda Avenue between El Camino Real and Washington Avenue as approved by Planning Commission Resolution 1-15; Introduce an Ordinance to Adopt Official Plan Lines; and Find that CEQA Review is Complete

**Recommendation:** Alternative 1: Find that the environmental impacts of the project were considered in the Addendum to the DSP Program EIR adopted on October 22, 2013 (Resolution No. 617-13) for amendments to the DSP; Adopt the Official Plan Lines of Mathilda Avenue between El Camino Real and Washington Avenue; and introduce an Ordinance to amend SMC Section 19.06.050 to incorporate the revised Official Plan Lines, and direct that the Plan Line map be filed with the County Recorder's Office.

- 4      [15-0564](#)      Introduce an Ordinance Amending Chapter 9.41 (Massage Establishments and Massage Therapists) and Title 19 (Zoning) of the Sunnyvale Municipal Code; Adopt a Resolution Amending Related Fees, Rates and Charges; and Find CEQA Exemption per Guideline 15061(b)(3)

**Recommendation:** Alternatives 1, 2 and 3: 1) Introduce an Ordinance Repealing and Reenacting Sunnyvale Municipal Code Chapter 9.41 (Massage Establishments and Massage Therapists) of Title 9 (Public Peace Safety and Welfare) and amending Title 19 (Zoning), Sections 19.12.140 (Definitions-"M"), 19.18.030 (Table-Permitted, Conditionally Permitted Uses in Residential Districts), and 19.60.010 (Adult Businesses) of the Sunnyvale Municipal Code; 2) Adopt a Resolution Amending Resolution No. 704-15, the City's Fees, Rates and Charges Resolution, Pertaining to Adult Entertainment and Massage Establishments Licensing and Permitting Fees; and 3) Find that the project is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3).

- 5      [15-0776](#)      Approve the Vision Statement, Success Criteria, and Needs Assessment for the Civic Center Modernization Project

**Recommendation:** Alternative 1: Approve the final Vision Statement, Success Criteria, and Needs Assessment documents as presented in Attachments 2, 4 and 6 to the report.

- 6      [15-0777](#)      Approve Budget Modification No. 8 to Appropriate \$25,000 to Fund Consultant Services Related to the Civic Center Modernization Project with Funding from the Future Infrastructure Projects Set Aside in the Infrastructure Fund

**Recommendation:** Alternatives 1 and 2: 1) Approve Budget Modification No. 8 to appropriate \$25,000 to fund consultant services related to the Civic Center Modernization Project with funding from the Future Infrastructure Projects Set Aside in the Infrastructure Fund; and 2) Authorize the City Manager to amend the service agreement with Anderson Brule Architects, up to the new appropriation limit.

- 7      [15-0810](#)      Appoint One City Councilmember to Serve as Member and Another to Serve as Alternate on the Valley Transportation Authority State Route 85 Corridor Policy Advisory Board

**Recommendation:** Alternative 1: Appoint a Councilmember to serve as member and another to serve as alternate on the Valley Transportation Authority State Route 85 Corridor Policy Advisory Board.

## **COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS**

### **NON-AGENDA ITEMS & COMMENTS**

-Council

-City Manager

### **INFORMATION ONLY REPORTS/ITEMS**

- [15-0186](#)      Tentative Council Meeting Agenda Calendar
- [15-0765](#)      Information/Action Items
- [15-0739](#)      Study Session Summaries of August 18, 2015:  
Item A: 15-0671 Transportation Initiatives, Proposed Ballot Measure, and Upcoming Update to the Transportation Impact Fee and Project Prioritization  
Item B: 15-0606 Update on Draft Land Use and Transportation Element and Consideration of Land Use Alternatives for Environmental Impact Report  
Item C: 15-0631 Peery Park Specific Plan - Consideration of Land Use Alternatives for the Environmental Impact Report and Community Benefits Program  
Item D: 15-0797 Transportation Impact Fees: (1) Review of Projects and Funding, (2) Discussion of an Updated Fee
- [15-0808](#)      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](http://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](http://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](http://CouncilMeetings.inSunnyvale.com) for upcoming Council meeting information.*

*Visit [BoardsandCommissions.inSunnyvale.com](http://BoardsandCommissions.inSunnyvale.com) for upcoming board and commission meeting information.*

*For a complete schedule of KSUN-15 Council meeting broadcasts, visit [KSUN.insunnyvale.com](http://KSUN.insunnyvale.com).*