



City of Sunnyvale

Notice and Agenda - Revised City Council

Tuesday, December 1, 2015

4:30 PM

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

**Special Meetings-Closed Sessions-4:30 PM and 5 PM | Study Session-6 PM | Regular
Meeting-7 PM**

4:30 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

[15-1013](#)

Closed Session held pursuant to California Government Code
Section 54957: PUBLIC EMPLOYEE APPOINTMENT
Title: City Attorney

Closed Session held pursuant to California Government Code
Section 54957.6: CONFERENCE WITH LABOR
NEGOTIATORS
Agency designated representatives: City Council
Compensation Subcommittee
Unrepresented Employee: City Attorney

5 Adjourn Special Meeting

5 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[15-0098](#)

Closed Session held pursuant to California Government Code
Section 54957: PUBLIC EMPLOYEE PERFORMANCE
EVALUATION
Title: City Manager

Closed Session held pursuant to California Government Code
Section 54957.6: CONFERENCE WITH LABOR
NEGOTIATORS
Agency designated representatives: City Council
Compensation Subcommittee
Unrepresented Employee: City Manager

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**[15-0860](#)

Review Potential for Utility Users Tax Ballot Measure (Study
Issue)

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**

[15-0359](#)

SPECIAL ORDER OF THE DAY - Ceremonial Oath of Office
for Board and Commission Members

ORAL COMMUNICATIONS

This category provides an opportunity for members of the public to address 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 Councilmembers to take action on an item not listed on the agenda. 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.

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 [15-0998](#) 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.B [15-0990](#) Award of Contract for a Laboratory Information Management System for the Water Pollution Control Plant Laboratory (F15-88)

Recommendation: 1) Award a contract in the amount of \$178,145 to Ethosoft, Inc. to implement a comprehensive Laboratory Information Management System, in substantially the same form as the draft agreement attached to the report; and 2) approve a 10% contract contingency in the amount of \$17,815.

- 1.C [15-1060](#) Approve Budget Modification No. 15 to Appropriate Funds from the General Fund for Payment Pursuant to the Redevelopment Agency Dissolution Law

Recommendation: Approve Budget Modification No. 15 to Appropriate \$14,175,000 in Funds from the General Fund Reserves for Payment of former Redevelopment Agency Obligations Pursuant to Redevelopment Agency Dissolution Law.

- 1.D [15-1030](#) Adopt Ordinance No. 3066-15 Repealing Section 19.42.080 (Surveillance Cameras - Restrictions) of Chapter 19.42 (Operating Standards) of Title 19 (Zoning) of the Sunnyvale Municipal Code

Recommendation: Adopt Ordinance No. 3066-15.

- 1.E [15-1059](#) Adopt Ordinance No. 3067-15 Amending the Precise Zoning Plan, Zoning Districts Map, to Rezone Certain Property Located at 645 Almanor Avenue from M-S (Industrial And Service) to M-S 100% Far (Industrial and Service 100% Floor Area Ratio) Zoning District

Recommendation: Adopt Ordinance No. 3067-15.

- 1.F [15-1064](#) Adopt Ordinance No. 3068-15 Amending the Precise Zoning Plan, Zoning Districts Map, to Rezone Certain Property Located at 915 Deguigne Avenue from M-S (Industrial And Service) to Medium Density Residential/Planned Development (R-3/PD)

Recommendation: Adopt Ordinance No. 3068-15.

- 1.G [15-1065](#) Adopt Ordinance No. 3069-15 Amending the Precise Zoning Plan, Zoning Districts Map, to Rezone Certain Property Located at 936 Duane Avenue from M-S (Industrial And Service) to Public Facilities (PF)

Recommendation: Adopt Ordinance No. 3069-15.

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 [15-0951](#) Minimum Wage - Update on Regional Efforts to Reach \$15 by 2018

Recommendation: The City Council has already directed staff on this issue and staff has implemented that direction; however, several regional activities have occurred on setting alternative minimum wages, as well as the outcome of the reduced CPI for the U.S. city average, which provides the City Council with new information in the event that it would like to amend the original direction. Therefore, staff is merely checking in with the City Council to confirm its original direction or consider new direction to staff.

- 3 [15-0980](#) Direct Staff to Proceed with LED Streetlights Citywide Conversion Project and Approve Budget Modification No. 14

Recommendation: Alternative 1: Direct Staff to Proceed with the LED Streetlights Citywide Conversion Project to convert all remaining HPS streetlights in the City and Approve Budget Modification No. 14.

- 4 [15-1005](#) Amend the Salary Resolution to Revise the Paid Time Off and Paid Medical Leave Provisions for Unrepresented Classified Confidential Employees

Recommendation: Alternative 1: Adopt a Resolution Amending Resolution 190-05, the City's Salary Resolution, to Revise Section 3.110(g) (Paid Time Off Leave (PTO) and Paid Medical Leave - Confidential Employees) to Require 120 hours of Paid Time Off prior to Paid Medical Leave Eligibility for Unrepresented Classified Confidential Employees.

- 5 [15-1007](#) Amend the Schedule of Pay in the Salary Resolution to provide Salary Increases, effective retroactive to July 5, 2015, for Pay Plan Category C (Classified Public Safety Officers and Lieutenants) and Pay Plan Category D/E (Public Safety Captains and Public Safety Deputy Chiefs) pursuant to the City's current MOUs with the PSOA and PSMA

Recommendation: Adopt a Resolution Amending the City's Salary Resolution to Amend the Schedule of Pay for Pay Plan Categories C (Classified Public Safety Officers and Lieutenants) and D/E (Public Safety Captains and Public Safety Deputy Chiefs) pursuant to the City's current MOUs with the PSOA and PSMA.

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

NON-AGENDA ITEMS & COMMENTS

-Council

-City Manager

INFORMATION ONLY REPORTS/ITEMS

- [15-0743](#) Tentative Council Meeting Agenda Calendar
- [15-0918](#) Information/Action Items
- [15-0934](#) New Transportation Demand Management (TDM) Program Guidelines (Information Only)

[15-1037](#)

Board/Commission Resignations (Information Only)

[15-0368](#)

Study Session Summary of November 17, 2015 - Discussion of Council 2016 Intergovernmental Relations Assignments

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.