



City of Sunnyvale

Notice and Agenda

City Council

Tuesday, December 15, 2015

4:30 PM

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

Special Meetings- Closed Session-4:30 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

[15-0517](#)

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 Employees Association
(SEA)

[15-0099](#)

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

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

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

[15-0690](#) Discussion of Potential Uses of City-owned Property located on Charles Street and Mathilda Avenue near Iowa Avenue

[15-0853](#) Discussion of Upcoming Selection of 2016 Mayor and Vice Mayor

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

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** [15-0902](#) Approve City Council Meeting Minutes of November 17, 2015

Recommendation: Approve the City Council Meeting Minutes of November 17, 2015 as submitted.

- 1.B** [15-0938](#) Approve City Council Meeting Minutes of December 1, 2015

Recommendation: Approve the City Council Meeting Minutes of December 1, 2015 as submitted.

- 1.C** [15-0999](#) 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** [15-1003](#) Award of Contract for Three Service Trucks for the Departments of Environmental Services and Public Works (F16-46)

Recommendation: Award a contract in the amount of \$111,727 to Oroville Ford for three service trucks, in substantially the same form as draft purchase order attached to the report.

- 1.E** [15-1017](#) Award of Contract for Self-Contained Breathing Air (SCBA) Compressors at Fire Stations 1 and 2 (F16-42)

Recommendation: Award a contract in the amount of \$130,322 to Bauer Compressors for SCBA compressors at fire stations 1 and 2 in substantially the same form as the draft purchase order attached to the report.

- 1.F** [15-1025](#) Award of Contract for Annual Maintenance of the Computer Aided Dispatch, Mobile Data Computing and Records Management Systems (F16-59)

Recommendation: 1) Award a contract, in substantially the same form as the draft Purchase Order attached to the report and in the amount of \$102,534, including taxes, to Tiburon, Inc. for annual maintenance and support for CAD, MDC and RMS; and 2) delegate authority to the City Manager to renew the contract for up to five (5) additional one-year periods, subject to available funding and acceptable pricing and service.

- 1.G [15-1053](#) Award of Bid No. PW16-09 for the Federally-funded Safe Routes to School 2014 Project for Bike and Pedestrian Improvements, and Finding of CEQA Categorical Exemption

Recommendation: 1) Make a finding of CEQA categorical exemption pursuant to Class 1 Section 15301(c) for existing facilities; 2) award a contract, in substantially the same format as Attachment 2 to the report and in the amount of \$438,787 to St. Francis Electric LLC; and 3) approve a 15% construction contingency in the amount of \$65,818.

- 1.H [15-1062](#) Award of Bid No. PW16-16 for Duane Avenue Bicycle Lanes, Make a Finding of CEQA Categorical Exemption, and Approve Budget Modification No. 16 to Appropriate \$28,304 in Transportation Impact Fees (TIF) to Provide Additional Project Funding

Recommendation: 1) Make a finding of CEQA categorical exemption pursuant to Class 1 Section 15301(c) for existing facilities; (2) approve Budget Modification No. 16 to provide \$28,304 in additional project funding; (3) award a contract, in substantially the same format as Attachment 2 to the report and in the amount of \$105,315 to Chrisp Company; and (4) approve a 15% construction contingency in the amount of \$15,797.

- 1.I [15-1076](#) Award of Bid No. PW16-13 for Fair Oaks Park Auxiliary Restroom and Parking Lot Renovation, and Finding of CEQA Categorical Exemption

Recommendation: 1) Make a finding of CEQA categorical exemption pursuant to Class 2 Section 15302 for replacement of existing structures and facilities, and Class 4 Section 15304(b) for replacement of existing landscaping with water efficient landscaping; 2) award a contract, in substantially the same format as Attachment 2 to the report and in the amount of \$685,738 to Redgwick Construction Company; and 3) approve a 15% construction contingency in the amount of \$102,861.

- 1.J [15-0985](#) Receive and File FY 2014/15 Annual Status Report on Receipt and Use of Development Impact Fees

Recommendation: Receive and file the FY 2014/15 Annual Status Report on receipt and use of development impact fees.

- 1.K [15-1054](#) Delegation of Contract Award Authority to the City Manager for the Purchase of Citywide Office Supplies

Recommendation: 1) Delegate authority to the City Manager to award office supply contracts greater than \$100,000 should the need arise, not-to-exceed budgeted amounts.

- 1.L [15-1079](#) Adopt a Resolution Authorizing the City Manager to Grant an Easement to PG&E for Utility Purposes on a City-owned Property Located at 620 E. Maude Avenue

Recommendation: Adopt a resolution authorizing the City Manager or his/her designee to grant the requested easement deed to PG&E and to sign any related escrow documents in final form as approved by the City Attorney.

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 [15-1021](#) Introduce an Ordinance Amending Ordinance 3053-15, Taxicab Franchise and Agreement, Yellow Checker Cab Co. Inc.

Recommendation: Alternative 1: Introduce an ordinance amending the existing non-exclusive franchise for taxicab service to Yellow Checker Cab Co., Inc. dba Checker Cab of Silicon Valley for the period of March 15, 2015 through March 14, 2017 to add a dba Rainbow Cab, and authorize the City Manager to execute all implementing documents.

- 3 [15-0952](#) Approve Actions Related to the Formation of, and Sunnyvale's Membership in, the Silicon Valley Clean Energy Authority, an Independent Joint Powers Authority, to Establish a Community Choice Energy Program, Find that these Actions are Exempt from CEQA, and Approve Budget Modification No.

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Recommendation: Alternatives 1, 2, 3, 4, 5, 6, and 7:

1. Introduce an Ordinance to authorize the implementation of a Community Choice Aggregation program and find that the project is exempt from CEQA pursuant to CEQA Guidelines 15378(a), 15061(b)(3), and 15308;
2. Adopt a Resolution to approve the Joint Powers Authority Agreement establishing and authorizing participation in the Silicon Valley Clean Energy Authority, and find that the project is exempt from CEQA pursuant to CEQA Guidelines 15378(b)(5) and 15061(b)(3);
3. Authorize the City Manager to remit up to \$450,000 to the Silicon Valley Clean Energy Authority to support the initial costs of the Authority;
4. Approve Budget Modification No. 20 for \$100,000 to support funding the initial costs of the Authority;
5. Direct staff to return to Council with an update and potential action regarding bridge financing for the Authority;
6. Direct staff to return to Council with a proposal to provide interim project and/or staffing support to the Authority via a separate services agreement; and
7. Direct staff to return to Council for appointment of a regular Director and alternate Director to the Authority's Board of Directors.

- 4 [15-1081](#) Approve Three Resolutions Enabling the City of Sunnyvale to Submit an Application to the State of California for up to \$160 million in Clean Water State Revolving Funds to Fund the City of Sunnyvale - Headworks and Primary Treatment, Phase 1(A) Project

Recommendation: Approve Three Resolutions Enabling the City of Sunnyvale to Submit an Application to the State of California for up to \$160 million in Clean Water State Revolving Funds to Fund the Rehabilitation of the City of Sunnyvale Water Pollution Control Plant

- 5 [15-0445](#) Consideration of Land Use Alternatives and Financing Options for the Civic Center Modernization Project and Approval of Budget Modification No. 21 in the Amount of \$125,000, with Funding from the Future Projects Set Aside in the Infrastructure Fund, to Continue Public Outreach and Planning Activities for the Project

Recommendation: Alternatives 1, 2 and 3: 1) Approve Budget Modification No. 21 in the amount of \$125,000, with Funding from the Future Infrastructure Projects Set Aside in the Infrastructure Fund, to Continue Public Outreach and Planning Activities for the Civic Center Project; 2) Eliminate Prototype G from further consideration; and 3) Modify Prototype F to eliminate the sale of land at the Civic Center.

- 6 [15-0945](#) Receive and File the FY 2014/15 Budgetary Year-End Financial Report, Comprehensive Annual Financial Report, and Sunnyvale Financing Authority Financial Report and Approve Budget Modification No. 18

Recommendation: Alternative 1: Receive and file the budgetary Year-End Financial Report, the audited Comprehensive Annual Financial Report, the Report to the City Council issued by the independent auditors, and the Sunnyvale Financing Authority Financial Report.

- 7 [15-1071](#) Adopt Memorandum of Understanding between the City of Sunnyvale and the Sunnyvale Managers Association (SMA) and the Corresponding Resolutions to (1) Amend the City's Salary Resolution and (2) Pay and Report the Value of Employer Paid Member Contributions for CalPERS Retirement

Recommendation: Alternative 1: Adopt the Memorandum of Understanding between the City of Sunnyvale and the Sunnyvale Managers Association, and the corresponding Resolutions (1) amending the City's Salary Resolution 190-05, by amending the pay schedule and benefits for employees represented by the Sunnyvale Managers Association and the pay schedule for the unrepresented position of Assistant Director of Finance and (2) for Paying and Reporting the Value of Employer Paid Member Contributions to CalPERS.

- 8 [15-1088](#) Approve the Appointment of the City Attorney and Approve the Employment Agreement

Recommendation: Staff makes no recommendations.

- 9 [15-1083](#) Discussion and Possible Action Regarding the City's Crossing Guard Program

Recommendation: Staff makes no recommendation and will continue our robust recruitment efforts to employ Crossing Guards.

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS**NON-AGENDA ITEMS & COMMENTS**

-Council

-City Manager

INFORMATION ONLY REPORTS/ITEMS

<u>15-0459</u>	Tentative Council Meeting Agenda Calendar
<u>15-0919</u>	Information/Action Items
<u>15-0198</u>	Study Session Summary of September 29, 2015 - Update on Sunnyvale Municipal Golf Course Restaurant Operations and Golf Finances
<u>15-0514</u>	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.