



City of Sunnyvale

Notice and Agenda - Revised City Council

Tuesday, April 5, 2016

7:00 PM

Council Chambers, City Hall, 456 W. Olive
Ave., Sunnyvale, CA 94086

Previously Scheduled 6 PM Closed Session is CANCELLED

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>16-0170</u> | SPECIAL ORDER OF THE DAY - National Library Week |
| <u>16-0225</u> | SPECIAL ORDER OF THE DAY - Equal Pay Day
Proclamation |
| <u>16-0279</u> | SPECIAL ORDER OF THE DAY - April is Fair Housing Month |

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** [16-0303](#) 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** [16-0360](#) Annual Review and Approval of City's Code of Ethics and Conduct for Elected and Appointed Officials (Continued from March 29, 2016)

Recommendation: Review and approve the 2016 Code of Ethics and Conduct for Elected and Appointed Officials with no changes from the 2015 Code as set forth in Attachment 1 of the report.

- 1.C** [15-1092](#) Reject Bids Received and Modify an Existing Contract for Water Meters (F16-26)

Recommendation: 1) Reject all bids received in conjunction with Invitation for Bid No. F16-26 for water meters; and 2) approve the issuance of a blanket purchase order to extend the existing contract with Badger Meter to March 31, 2017, in substantially the same form as Attachment 2 to this report, not-to-exceed budgeted amounts, for water meters.

- 1.D** [16-0251](#) Funding Agreement between the City of Sunnyvale and Google to Reimburse the City for the Planning, Development and Engineering Services Related to Google and City Transportation Projects

Recommendation: Authorize the City Manager to Execute a Funding Agreement between the City of Sunnyvale and Google to Reimburse the City for the Planning, Development and Engineering Services Related to Google and City Transportation Projects.

- 1.E** [16-0252](#) Approve Budget Modification No. 28 to Appropriate Transportation Fund for Clean Air (TFCA) Program Manager Funds 40% Grant Funds and Vehicle Registration Funds for Retiming of Traffic Signals and Pedestrian Infrastructure Improvements and Authorize the City Manager to Execute All Grant Related Documents

Recommendation: Approve Budget Modification No. 28 to Appropriate Transportation Fund for Clean Air (TFCA) Program Manager Funds 40% Grant Funds and Vehicle Registration Funds for Retiming of Traffic Signals and Pedestrian Infrastructure Improvements

- 1.F** [16-0253](#) Approve Budget Modification No. 30 to Appropriate \$664,700 of Highway Safety Improvement Program (HSIP) Cycle 7 Grant Funds and \$50,000 in Matching Funds for a Traffic Signal Upgrade and the Installation of In-Roadway Warning Lights Pedestrian System, and Authorize the City Manager to Execute all Grant Related Documents

Recommendation: Approve Budget Modification No. 30 to Appropriate \$664,700 of Highway Safety Improvement Program (HSIP) Cycle 7 Grant Funds and \$50,000 in matching funds for a Traffic Signal Upgrade and the Installation of In-Roadway Warning Lights Pedestrian System, and Authorize the City Manager to execute all grant related documents.

- 1.G** [16-0265](#) Award of Contract for Gymnastics Instruction Services and Camp Programs (F16-101)

Recommendation: 1) Award a two-year contract to California Sports Center to provide gymnastics instruction services, in substantially the same form as Attachment 1 of the report and authorize the City Manager to execute the contract; and 2) Delegate authority to the City Manager to renew the contract for an additional one-year period, provided pricing and service remain acceptable to the City.

- 1.H [16-0318](#) Approve Actions Related to Providing Administrative Support to the Silicon Valley Clean Energy Authority and Budget Modification No. 31, and Find that Action is Exempt from CEQA Pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5)

Recommendation: 1) Authorize the City Manager to negotiate and execute a services agreement with the Silicon Valley Clean Energy Authority to provide staffing and administrative support; and 2) Approve Budget Modification No. 31 to support funding the earlier feasibility phase and the start-up of SVCEA.

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 [16-0259](#) File #: 2014-7633
Location: 861 E. El Camino Real (APN: 211-16-021)
Zoning: C-2/ECR (Highway Business/Precise Plan for El Camino Real)
Proposed Project: Appeal by the applicant of a Decision of the Planning Commission denying a project with related applications on a 1.59-acre site:
SPECIAL DEVELOPMENT PERMIT to redevelop a vacant nursery with a 3,000 square foot building into a 162-room, five-story hotel with underground parking.
VARIANCE to allow solar shading to exceed the maximum 10% on an adjacent commercial building and a
DESIGN REVIEW PERMIT to allow new construction.
Applicant / Owner: Phillip Stewart /Sunnyvale Hospitality LLC
Environmental Review: Mitigated Negative Declaration

Recommendation: Alternative 1: Grant the appeal and adopt the Mitigated Negative Declaration and approve the Special Development Permit and Variance based on the Findings in Attachment 3 of the report and with the recommended Conditions in Attachment 4 of the report.

- 3 [16-0182](#) Discussion and Possible Action on the Relocation of the Butcher House and Update on the Design of the Orchard Heritage Park Improvement Project (Study Issue) and Find that the Action Is Exempt from CEQA Pursuant to CEQA Guidelines Section 15262 (Feasibility and Planning Studies)

Recommendation: Staff makes no recommendation. All alternatives in the report achieve the goals for relocating the maintenance building and trash enclosure.

- 4 [16-0213](#) Adopt Resolutions (1) Amending the Salary Table to Update Four Library Classification Pay Rates to Comply with CalPERS Requirements and (2) Amending the Salary Resolution and the Civil Service Rules and Regulations to Add Provisions for Term Limited Employment

Recommendation: Alternative 1: Adopt resolutions (1) amending the Salary Table for four casual library positions, and (2) the Salary Resolution and the Civil Service Rules and Regulations to add provisions for Term Limited Employment.

- 5 [16-0219](#) Authorize the Release of a Request for Proposal (RFP) for Consultant Services for the Mary Avenue Extension Project Environmental Impact Report (EIR)

Recommendation: Alternative 1: Authorize the release of an RFP for consultant services for the Mary Avenue Extension Project EIR with a scope of work including the four options described in the report.

- 6 [16-0113](#) Appoint a Councilmember to the Valley Transportation Authority (VTA) Board of Directors Representing the City as part of the North East Cities Grouping

Recommendation: Alternative 1: Appoint a Councilmember to the Valley Transportation Authority (VTA) Board of Directors Representing the City as part of the North East Cities Grouping.

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

NON-AGENDA ITEMS & COMMENTS

-Council

-City Manager

INFORMATION ONLY REPORTS/ITEMS

<u>16-0345</u>	Tentative Council Meeting Agenda Calendar
<u>16-0226</u>	Information/Action Items
<u>16-0347</u>	Study Session Summary of December 1, 2015 - Review Potential for Utility Users Tax Ballot Measure (Study Issue)

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.