



# City of Sunnyvale

## Notice and Agenda City Council

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Tuesday, July 25, 2017

4:30 PM

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

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**Special Meeting: Closed Session- 4:30 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**

- a**      [17-0601](#)      Closed Session held pursuant to California Government Code  
Section 54957.6: CONFERENCE WITH LABOR  
NEGOTIATORS  
Agency designated representative: Teri Silva, Director of  
Human Resources  
Unrepresented Employee: City Attorney
- b**      [17-0631](#)      Closed Session held pursuant to California Government Code  
Section 54956.8: CONFERENCE WITH REAL PROPERTY  
NEGOTIATORS  
Property: 1484 Kifer Road, Sunnyvale (Unilever site)  
Agency negotiator: Kent Steffens, Assistant City Manager  
Negotiating parties: REOM Development and Fore Property  
Company  
Under negotiation: Price and terms of a potential purchase
- c**      [17-0571](#)      Closed Session held pursuant to California Government Code  
Section 54957: PUBLIC EMPLOYEE PERFORMANCE  
EVALUATION  
Title: City Manager

## **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**

### **PRESENTATIONS**

[17-0656](#)

PRESENTATION - Overview of Santa Clara County's Cold Weather Shelter Program's Impact on City Services and County's Proposal to Amend Operations at 999 Hamlin Court in FY17/18

### **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 [17-0579](#) Approve City Council Meeting Minutes of July 11, 2017

**Recommendation:** Approve the City Council Meeting Minutes of July 11, 2017 as submitted.

- 1.B [17-0181](#) 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 [17-0646](#) Approve an Amended and Restated Agreement for Crossing Guard Services (F17-178) and Authorize the City Manager to Adjust the Annual Not-to-Exceed Total Compensation for Crossing Guard Services Consistent with the City's Local Minimum Wage Ordinance

**Recommendation:** Approve an Amended and Restated Agreement with All City Management Services for crossing guard services, increasing the not-to-exceed contract amount by \$50,338, from \$540,553 to \$590,891, and authorize the City Manager to execute the Amended and Restated Agreement when all conditions have been met and adjust the annual not-to-exceed total compensation for crossing guard services consistent with the City's local minimum wage ordinance.

- 1.D [17-0726](#) Adopt Ordinance No. 3120-17 Amending the Precise Zoning Plan, Zoning Districts Map, to Rezone 49 contiguous properties located on Ticonderoga Drive, Somerset Drive, Revere Drive, Shenandoah Drive, Pimento Avenue, and Plum Avenue From R-1 (Low Density Residential) to R-1/S (Low Density Residential/Single-Story)

**Recommendation:** Adopt Ordinance No. 3120-17.

- 1.E [17-0727](#) Adopt Ordinance No. 3121-17 Adding Chapter 2.29 (Electronic Filing) to Title 2 (Administration and Personnel) of the Sunnyvale Municipal Code relating to Electronic Filing of Campaign Statements and Statements of Economic Interests

**Recommendation:** Adopt Ordinance No. 3121-17.

### **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      [17-0732](#)      Consider Amending the Salary Schedule of the City's Salary Resolution to Increase the Control Point for the City Attorney Position and Amend the Employment Agreement between the City of Sunnyvale and City Attorney John A. Nagel to Increase the Salary

**Recommendation:** Staff makes no recommendation.

- 3      [17-0385](#)      Adopt a Resolution Confirming the Report and Assessment List for Unpaid Administrative Citations to be Placed on the FY 2017/18 County of Santa Clara Property Tax Roll and Find that the Action is Exempt from CEQA

**Recommendation:** Alternative 1: Find that the action is exempt from CEQA and adopt a resolution confirming the Report and Assessment List for unpaid administrative fines to be placed on the FY 2017/18 County of Santa Clara Property Tax Roll.

- 4      [17-0689](#)      Proposed Project: Related Rezoning and Special Development Permit applications for a 2.05 acre site on E. El Camino Real and Poplar Avenue  
REZONE: Introduction of an Ordinance to rezone the property at 1314-1320 Poplar Ave. (APN 313-03-013) from R-1/ECR (Low Density Residential/Precise Plan for El Camino Real) to C-2/ECR (Highway Business Commercial/Precise Plan for El Camino Real); and  
SPECIAL DEVELOPMENT PERMIT: Construct 108 residential units (rental apartment complex) on a 2.05-acre site, where 20% of units will be affordable to very low income households. The complex will consist of one five-story building facing El Camino Real (four stories above ground floor amenities and parking plus one underground level of parking) and one three-story building facing Poplar Avenue. The project includes deviation requests from the required minimum distance between buildings on the same lot, maximum building height, parking requirements and maximum lot coverage. The project site is composed of a former mobile home park (Conversion Impact Report certified and closure approved in January 2016) and a duplex property.  
VESTING TENTATIVE PARCEL MAP: Combine two lots into one lot.

File #: 2016-7293

Location: 1008 E. El Camino Real (APN 313-03-011) and  
1314-1320 Poplar Ave. (APN 313-03-013)

Applicant / Owner: St. Anton Communities / Sunnyvale Park  
LLC; Alhambra Apartments LP

Environmental Review: Mitigated Negative Declaration

**Recommendation:** Alternatives 1, 3 and 6: 1) Make the findings required by the California Environmental Quality Act (CEQA) in Attachment 4 to the report and adopt the Revised Mitigated Negative Declaration in Attachment 6 to the report; 3) Introduce the ordinance in Attachment 11 to the report to rezone 1314-1320 Poplar Ave. (APN 313-03-013) from R-1/ECR to C-2/ECR; and 6) Approve the Special Development Permit and Vesting Tentative Parcel Map with the recommended conditions of approval set forth by the Planning Commission in Attachment 5 to the report and as modified by the staff recommended conditions of approval in Attachment 5 to the report.

- 5      [17-0617](#)      Council Direction on Civic Center Master Plan Alternatives for Public Safety Building Improvements and City Hall Annex Building Renovations

**Recommendation:** Alternatives 1, 2 and 3: 1) Direct staff to prepare Master Plan alternatives that will include space for NOVA Workforce Services in the New City Hall Building and to demolish the City Hall Annex Building; 2) Direct staff to prepare Master Plan alternatives that include a two-story building addition to the Public Safety Building as part of Phase 1 of the Civic Center Modernization Project; and 3) Direct staff to evaluate alternatives for the location of a dedicated Emergency Operations Center, including options for it to be part of the new Public Safety Building Addition, part of the new City Hall Building, or at another off-site location such as a fire station.

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

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

-Council

-City Manager

**INFORMATION ONLY REPORTS/ITEMS**

- [17-0595](#) Tentative Council Meeting Agenda Calendar
- [17-0580](#) Information/Action Items
- [17-0188](#) Board/Commission Resignation (Information Only)

**ADJOURNMENT****NOTICE TO THE PUBLIC**

*The agenda reports to council (RTCs) may be viewed at [sunnyvaleca.legistar.com](http://sunnyvaleca.legistar.com) after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Avenue 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 35.160 (b) (1))*

**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" available on the City website at [sunnyvale.ca.gov](http://sunnyvale.ca.gov).*

**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 [sunnyvaleca.legistar.com](http://sunnyvaleca.legistar.com) for upcoming Council, board, and commission meeting information.*