



# City of Sunnyvale

## Notice and Agenda - Revised City Council

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Tuesday, June 12, 2018

5:30 PM

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

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**Special Meeting - 5:30 PM | Regular Meeting- 7 PM | Special Joint Meeting of the City  
Council and the Sunnyvale Financing Authority- 7 PM  
(or as soon thereafter as the matter may be heard)**

### **5:30 P.M. SPECIAL COUNCIL MEETING**

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

**2 Roll Call**

**3 Public Comment**

**4 Public Hearing/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.*

[18-0264](#)

Selection of a City Councilmember to be nominated as the City Selection Committee for Santa Clara County's (also known as the Cities Association of Santa Clara County) appointment of one primary and one alternate member to serve on the Countywide Redevelopment Successor Agency Oversight Board

**Recommendation:** Staff makes no recommendation.

**5 Study Session**

[18-0384](#)

Planning for Post-2021 Solid Waste & Recycling Collection Franchise (Study Issue ESD 18-02)

**6 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**

[18-0343](#)

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**    [18-0434](#)            Approve City Council Meeting Minutes of May 22, 2018

**Recommendation:** Approve the City Council Meeting Minutes of May 22, 2018 as submitted.

- 1.B [18-0435](#) Approve City Council Special Meeting Minutes of May 25, 2018

**Recommendation:** Approve the City Council Special Meeting Minutes of May 25, 2018 as submitted.

- 1.C [17-1113](#) 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 [18-0210](#) Adopt a Resolution Calling a General Municipal Election to be Held in the City of Sunnyvale on Tuesday, November 6, 2018 for the Election of Councilmembers to Seats 1, 2 and 3; Requesting Consolidation with the Statewide General Election and Election Services from the Santa Clara County Board of Supervisors; Providing Regulations for Candidates' Statements and Determining to Levy Costs of Candidates' Statements

**Recommendation:** Adopt a Resolution Calling a General Municipal Election to be Held in the City of Sunnyvale on Tuesday, November 6, 2018 for the Election of Councilmembers to Seats 1, 2 and 3; Requesting Consolidation with the Statewide General Election and Election Services from the Santa Clara County Board of Supervisors; Providing Regulations for Candidates' Statements and Determining to Levy Costs of Candidates' Statements.

- 1.E [18-0419](#) Award of Bid No. PW18-13 for the Federally-Funded Sunnyvale-Saratoga Road Traffic Signal, Bicycle and Pedestrian Safety Project, Finding of California Environmental Quality Act (CEQA) Categorical Exemption and Approve Budget Modification No. 48.

**Recommendation:** 1) Make a finding of a California Environmental Quality Act (CEQA) categorical exemption pursuant to CEQA Guidelines Section 15301 for the maintenance or repair of existing facilities involving negligible or no expansion of use beyond which presently exists; 2) award a contract, in substantially the same form as Attachment 2 to the report and in the amount of \$911,300 to Redgwick Construction, Co., and authorize the City Manager to execute the contract when all necessary conditions have been met; 3) approve a 10% construction contingency in the amount of \$91,130.

**1.F**     [18-0329](#)     Award of Contract for Various Youth Sports Classes and Camps (F18-236)

**Recommendation:** 1) Award a two-year contract to Sportzania Inc dba Skyhawks Sports Academy in accordance with the agreed upon compensation structure to provide instructional classes and camps, in substantially the same form as Attachment 1 of the staff report, and authorize the City Manager to execute the contract when all necessary conditions have been met; and 2) Authorize the City Manager to renew the contract for an additional one-year period, provided pricing and service remain acceptable to the City.

**1.G**     [18-0337](#)     Approve Budget Modification No. 49 to Appropriate \$54,413 of Santa Clara County EMS Data Hardware Funding to an Existing Project (EMS Patient Data Care System)

**Recommendation:** Approve Budget Modification No. 49 to appropriate \$54,413 of Santa Clara County EMS Data Hardware Funding to an Existing Project (Project Number 830660, EMS Patient Data Care System)

**1.H**     [18-0400](#)     Approve Agreement between the City of Sunnyvale and Airbnb, Inc. for the Collection of the City's Transient Occupancy Tax on Short-Term Rentals

**Recommendation:** Authorize the City Manager to execute a Voluntary Collection Agreement, in substantially the same form as Attachment 1 to the report, with Airbnb, Inc. for the collection of Transient Occupancy Tax.

**1.I**     [18-0460](#)     Authorize the Issuance of a Purchase Order for Maintenance

and Support of the Performance Series System (F18-265)

**Recommendation:** 1) Authorize the issuance of a Three-Year Purchase Order in an amount of \$321,772 in substantially the same form as Attachment 1 to the report to Cogsdale Corporation for software maintenance and support for the Performance Series System; 2) Authorize the City Manager to increase the annual Purchase Order amounts within the approved budget.

1.J [18-0466](#) Reject the Sole Bid Received for Fair Oaks Avenue Bikeway and Streetscape (PW18-16)

**Recommendation:** Reject the sole bid received from FBD Vanguard Construction in response to Invitation for Bids PW18-16 for Fair Oaks Avenue Bikeway and Streetscape.

1.K [18-0467](#) Reject the Sole Bid Received for Storm Pump Station No. 1 Rehabilitation (PW18-15)

**Recommendation:** Reject the sole bid received from JMB Construction Inc. in response to Invitation for Bids #PW18-15 Storm Pump Station No. 1 Rehabilitation.

## **ADJOURNMENT TO SPECIAL JOINT MEETING OF THE CITY COUNCIL AND SUNNYVALE FINANCING AUTHORITY**

### **CALL TO ORDER**

### **ROLL CALL**

### **PUBLIC COMMENT (ON SPECIAL MEETING ITEMS ONLY)**

### **GENERAL BUSINESS**

2 [18-0064](#) Annual City Council Public Hearing on FY 2018/19 Budget and Resource Allocation Plan and Establishment of Appropriations Limit and Sunnyvale Financing Authority Public Hearing on FY 2018/19 Budget

**Recommendation:** City Council:

Conduct a Public Hearing to obtain input from the public as required by City Charter Section 1303, the California Constitution, and the California Government Code. Council can also provide direction to staff on any issue requiring further review prior to the adoption of the FY 2018/19 Budget on June 26, 2018.

## Sunnyvale Financing Authority:

Conduct a Public Hearing on the FY 2018/19 Budget. Council can also provide direction to staff on any issue requiring further review prior to the adoption of the FY 2018/19 Budget on June 26, 2018.

**ADJOURN SPECIAL MEETING****RECONVENE TO CITY COUNCIL MEETING****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.*

- 3      [18-0263](#)      Annual Review of Proposed Fees and Charges for Fiscal Year 2018/19

**Recommendation:** Council is conducting a public hearing in order to solicit public input and provide direction to staff on any fee requiring further review prior to the June 26, 2018 Council meeting where the proposed schedule will be considered for adoption.

- 4      [18-0427](#)      Approve the Purchase and Sale Agreement Between the City of Sunnyvale and Zhen Zhen Li for the Sale of 1484 Kifer Road; Formerly, the Unilever Margarine Plant

**Recommendation:** Alternative 1: Authorize the City Manager to execute the Purchase and Sale Agreement, in substantially the same form as Attachment 1 of the report, between the City of Sunnyvale and Zhen Zhen Li for the sale of 1484 Kifer Road (Unilever Property).

- 5      [18-0502](#)      Proposed Project:      Related applications on an 8.42-acre site: PEERY PARK PLAN REVIEW PERMIT: to construct a new 172,649 square foot, four-story office building with two levels of underground parking, 4.5-level parking structure and associated site work and landscaping to an existing campus consisting of two 4-story office buildings and one 2-level parking deck. The project will result in 100% FAR.  
File #: 2016-7607  
Location: 445 and 455 N. Mary Avenue (APNs: 165-32-015)  
Zoning: Peery Park Specific Plan - Innovation Edge  
Applicant/Owner: Jay Paul Company  
Environmental Review: The project is exempt from additional CEQA review per CEQA Guidelines Section 15168 (c)(2) and (4) Public Resources Code Section 21094 (c). The project is within the scope of the Peery Park Specific Plan Program EIR as no new environmental impacts are anticipated and no new mitigations are required.  
Project Planner: Margaret Netto, (408) 730-7628, [mnetto@sunnyvale.ca.gov](mailto:mnetto@sunnyvale.ca.gov)

**Recommendation:** Alternative 1: Make the required Findings to approve the California Environmental Quality Act determination that the project is within the scope of the Peery Park Specific Plan (PPSP) Environmental Impact Report (EIR) and no additional environmental review is required in Attachment 4 to the Report; make the Findings for the Peery Park Plan Review Permit, Sense of Place Fee in Attachment 4 to the Report; and approve the Peery Park Plan Review Permit subject to PPSP Mitigation Monitoring and Reporting Program in Attachment 7 to the Report and recommended conditions of approval set forth in Attachment 5 to the Report.

- 6      [18-0490](#)      Adopt a Resolution to Amend the City's Salary Resolution and the Schedule of Pay to Increase Salaries for Pay Plan Category D (Unrepresented Classified Management) and Pay

Plan Category K (Unrepresented Unclassified Management Classifications Appointed Directly by the City Attorney)

**Recommendation:** Alternative 1: Adopt a Resolution to Amend the City's Salary Resolution and the Schedule of Pay to Increase Salaries for Pay Plan Category D (Unrepresented Classified Management) and Pay Plan Category K (Unrepresented Unclassified Management Classifications Appointed Directly by the City Attorney) Effective the Pay Period inclusive of July 1, 2018

- 7      [18-0514](#)      Adopt a Resolution to Amend the Classification Plan and the City's Salary Resolution to Update the Schedule of Pay to Add the Classification of Deputy City Manager; to Change one Classification Title; and to Increase the Pay Range of the Water Operations Manager and Wastewater Operations Manager Classifications.

**Recommendation:** Alternative 1: Adopt the Resolution amending Resolution Nos. 143-77 and 190-05 to Add a New Classification of Deputy City Manager; to Change the Existing Classification Title of Management Analyst: Public Safety to Management Analyst; and to Increase the Pay Ranges for the Water Operations Manager and Wastewater Operations Manager Classifications

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

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

-Council

-City Manager

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

[18-0437](#)      Tentative Council Meeting Agenda Calendar

[18-0444](#)      Information/Action Items

[18-0392](#)      Board/Commission Meeting Minutes

#### **ADJOURNMENT**



**NOTICE TO THE PUBLIC**

*The agenda reports to council (RTCs) may be viewed on the City's website 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 35.160 (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 <https://sunnyvaleca.legistar.com> for upcoming Council, board and commission meeting information.*