



City of Sunnyvale

Notice and Agenda City Council

Tuesday, February 27, 2018

5:30 PM

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

Special Meetings: Study Sessions- 5:30 PM and 6 PM | Regular Meeting- 7 PM

5:30 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**

[17-0102](#) Minimum Wage Update

- 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**

[17-1150](#) Wage Theft (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

SPECIAL ORDER OF THE DAY

- | | |
|--------------------------------|--|
| <u>18-0192</u> | SPECIAL ORDER OF THE DAY - Recognition of Heroic Action |
| <u>18-0180</u> | SPECIAL ORDER OF THE DAY - National African American History Month |
| <u>18-0116</u> | SPECIAL ORDER OF THE DAY - Arbor Day Celebration and Proclamation |

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 [18-0102](#) Approve City Council Meeting Minutes of February 6, 2018

Recommendation: Approve the City Council Meeting Minutes of February 6, 2018 as submitted.

- 1.B** [17-1087](#) 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** [18-0125](#) Authorize the Issuance of Three Purchase Orders for Networking Equipment for Colocation Facility and Additional IT Security Tools (F18-203, F18-204, F18-205)

Recommendation: 1) Authorize the City Manager to issue three purchase orders, excluding sales tax, to: IAS, Inc. in the amount of \$757,789.84 for Cisco networking equipment (connectivity/communications), Palo Alto Networks in the amount of \$513,590.30 for networking equipment (firewalls/IT security subscription services), and NetApp Networks in the amount of \$339,630.73 for networking equipment (enterprise storage), in substantially the same form as the Attachment 4 and 2) Authorize the City Manager to renew the maintenance and support for up to two additional years subject to available funding and acceptable pricing and services

- 1.D** [18-0104](#) Approve Budget Modification No. 41 to Appropriate \$50,000 from the Solid Waste Management Fund for Study Issue ESD18-02 Planning for Post-2021 Solid Waste & Recycling Collection Franchise

Recommendation: Approve Budget Modification No. 41 to appropriate \$50,000 from the Solid Waste Management Fund to fund a study of options for establishing the next franchise for solid waste and recycling collection services.

- 1.E** [18-0154](#) Adopt Ordinance No. 3131-18 Amending Section 19.68.040 (Accessory Dwelling Units) of Title 19 (Zoning) of the Sunnyvale Municipal Code

Recommendation: Adopt Ordinance No. 3131-18.

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 [18-0060](#) Proposed Project: Call for Review by the City Council of a Decision by the Planning Commission Approving Related Applications on a 0.34-acre site:
SPECIAL DEVELOPMENT PERMIT: to develop four new single family homes. The existing single family home and accessory living unit are proposed to be demolished.
VESTING TENTATIVE MAP: to subdivide one lot into four lots
File #: 2017-7248
Location: 838 Azure Dr. (APN: 211-18-030)
Zoning: R-2/PD (Residential Low-Medium Density/Planned Development)
Applicant / Owner: Xin Lu
Environmental Review: Mitigated Negative Declaration

Recommendation: Alternative 1: Make the findings required by CEQA in Attachment 3 to the report, affirm the adoption of the Mitigated Negative Declaration and affirm the decision of the Planning Commission to approve the Special Development Permit and Tentative Map with the recommended findings in Attachment 3 and conditions of approval in Attachment 4 to the report.

- 3 [17-1180](#) Authorize the City Manager to Execute a Contract Amendment for the Mary Avenue Overcrossing Environmental Impact Report (EIR) to Undertake Additional Work Required by CEQA, Approve Increase to Contract Contingency Amount and Approve Budget Modification No. 40 in the Amount of \$47,556

Recommendation: Alternative 1: Authorize the City Manager to execute a contract amendment with Kimley-Horn Associates in the amount of \$42,800 for the Mary Avenue Overcrossing Environmental Impact Report (EIR) to undertake additional work required by CEQA to designate a proposed project for the EIR, approve an increase in the contract contingency of \$4,756 and approve Budget Modification No. 40 in the amount of \$47,556.

- 4 [17-0778](#) Public Hearing and Adopt a Resolution Ordering the Vacation of a Portion of Carl Road Westerly of Borregas Avenue, a Portion of Borregas Avenue Northerly of Carl Road and a Portion of Crossman Avenue Northerly of Caribbean Drive and Reserving Public Utility Easements Therein

Recommendation: Alternative 1: Adopt the Resolution Ordering the Vacation of a Portion of Carl Road Westerly of Borregas Avenue, a Portion of Borregas Avenue Northerly of Carl Road and a Portion of Crossman Avenue Northerly of Caribbean Drive, and Reserving Public Utility Easements Therein; and authorize the City Clerk to record a certified copy of the Resolution to the Santa Clara County Recorder's office.

- 5 [18-0182](#) Amend the Classification Plan to Add the Newly Established Classification of Assistant Director of Community Development and Amend the City's Salary Resolution to Update the Schedule of Pay to Include the Classification

Recommendation: Alternative 1: Adopt Resolution amending Resolution Nos. 143-77 and 190-05 to Add a New Classification of Assistant Director of Community Development to the Classification Plan of the Civil Service, and amending the City's Salary Resolution to Update the Schedule of Pay to Include the New Classification.

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

NON-AGENDA ITEMS & COMMENTS

-Council

-City Manager

INFORMATION ONLY REPORTS/ITEMS

- | | |
|--------------------------------|---|
| <u>18-0103</u> | Tentative Council Meeting Agenda Calendar |
| <u>18-0057</u> | Information/Action Items |
| <u>18-0044</u> | Boards and Commissions Semi-Annual Attendance Report, July - December 2017 (Information Only) |
| <u>18-0099</u> | Board/Commission Resignations (Information Only) |
| <u>18-0137</u> | Strategic Session Follow-Up: Responses to Council Inquiries (Information Only) |
| <u>18-0066</u> | 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 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.

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.