



# City of Sunnyvale

## Notice and Agenda City Council

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Tuesday, December 10, 2019

6:00 PM

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

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**Special Meeting: Study Session - 6 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)**

### **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**

[19-1078](#)

Review Results of Workforce Initiative That Creates  
Partnerships to Develop a Pipeline for Students to Enter  
Public Sector Employment (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**

**ORAL COMMUNICATIONS**

*This category provides an opportunity for members of the public to address the City 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 the Council 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**    [19-0228](#)            Approve City Council Meeting Minutes of December 3, 2019

**Recommendation:** Approve the City Council Meeting Minutes of December 3, 2019 as submitted.

**1.B**    [19-0999](#)            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.C**    [19-1188](#)            Adopt a Resolution Amending the City's Salary Resolution and the Schedule of Pay to (1) Update Pay Rates for Casual Employee Classifications to Reflect the January 1, 2020 Sunnyvale Minimum Wage, and the Councilmember and Mayoral Stipend Amount; (2) Implement Minor Administrative Changes to the Salary Resolution and Schedule of Pay; (3) Add a new System Code to the Intern Classification to Allow for Seasonal Interns; and (4) Add a new Classification of Management Fellow.

**Recommendation:** Adopt a Resolution Amending the City's Salary Resolution and the Schedule of Pay to (1) Update Pay Rates for Casual Employee Classifications to Reflect the January 1, 2020 Sunnyvale Minimum Wage, and the Councilmember and Mayoral Stipend Amount; (2) Implement Minor Administrative Changes to the Salary Resolution and Schedule of Pay; (3) Add a new System Code to the Casual Intern Classification to Allow for Seasonal Interns; and (4) Add a new Classification of Management Fellow.

- 1.D [19-1094](#) Receive and File the FY 2018/19 Annual Status Report on Receipt and Use of Development Impact Fees and Adopt a Resolution Approving Findings Regarding Unspent Impact Fees (Exempt from CEQA pursuant to Section 15378(b)(4) of the CEQA Guidelines)

**Recommendation:** Receive and file FY 2018/19 Annual Status Report on receipt and use of development impact fees, Adopt a Resolution making findings regarding unspent impact fees as required by the Mitigation Fee Act (California Government Code Section 66000 et seq.) and Find that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines.

- 1.E [19-0901](#) Award of Contract to MNS Engineers, Inc. for Design Services for the Sanitary Sewer Main Replacement 2019 Project (F19-201)

**Recommendation:** Take the following actions:

- Award a contract in substantially the same form as Attachment 1 to the report in the amount of \$644,678 to MNS Engineers, Inc.
- Authorize the City Manager to execute the contract when all necessary conditions have been met, and
- Approve a 10% contingency in the amount of \$64,468

- 1.F [19-1108](#) Award of Contract to Peterson Power Systems, Inc. for On-Call Engine Maintenance and Repair (F19-177)

**Recommendation:** Take the following actions:

- Award an on-call contract to provide on-call engine maintenance and repair services for the Water Pollution Control Plant with a contract amount not-to-exceed \$500,000 in substantially the same form as Attachment 2 to the report
- Authorize the City Manager to execute the agreements when all conditions have been met
- Authorize the City Manager to increase the not to exceed contract amount within budget appropriation.

- 1.G**    [19-1236](#)    Authorize the Issuance of a Blanket Purchase Order to Insight, Inc. for Cisco Smartnet and FlexNet Support and Maintenance (F20-040)

**Recommendation:** Take the following actions:

- Authorize the issuance of a three (3) year blanket purchase order to Insight, Inc. for Cisco SmartNet and FlexNet support in substantially the same form as Attachment 2 to the report, in an amount not-to-exceed \$561,359 and
- Authorize the City Manager to amend and renew the blanket purchase order for four (4) additional one-year periods, not-to-exceed budgeted amounts, if pricing and service remain acceptable to the City.

- 1.H**    [19-1211](#)    Authorize the Issuance of a Purchase Order to Folsom Lake Ford for Sixteen (16) 2020 Ford Police Interceptor Hybrid Sport Utility Vehicles (F20-091)

**Recommendation:** Authorize the issuance of a Purchase Order to Folsom Lake Ford of Folsom, CA in the amount of \$723,494.80 (including tire, documentation fees, and delivery fees) excluding \$64,777.98 in sales tax, for fourteen (14) Marked 2020 Ford Police Interceptor Hybrid Sport Utility Vehicles (SUVs) and two (2) Unmarked 2020 Ford Police Interceptor Hybrid SUVs for the Department of Public Safety.

- 1.I**    [19-1144](#)    Modify a Purchase Order with Otis Elevator Company for Elevator Repairs (F20-063)

**Recommendation:** Authorize the City Manager to amend the existing Blanket Purchase Order with Otis Elevator Company for elevator repairs, increasing the not-to-exceed amount by \$44,000 for a new total not-to-exceed amount of \$139,000 and extend the termination date until December 31, 2019.

- 1.J [19-1214](#) Authorize the City Manager or His Designee to Execute a Small Cell License Agreement with GTE Mobilnet of California Limited Partnership, dba Verizon Wireless, Delegate Authority for Term Extensions, and Find the Project Categorically Exempt under CEQA

**Recommendation:** Alternative 1: Authorize the City Manager or designee to execute the Small Cell License Agreement in substantially the same form as in Attachment 1 to the report, extend the term for two (2) additional five (5) year terms, and make a finding that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15302 and 15303.

- 1.K [19-0680](#) Adopt Ordinance No. 3152-19 to amend Title 2 of the Sunnyvale Municipal Code

**Recommendation:** Adopt Ordinance No. 3152-19

## **PUBLIC HEARINGS/GENERAL BUSINESS**

*If you wish to speak to a public hearing/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 [19-0231](#) Appoint Applicants to the Board of Building Code Appeals, the Heritage Preservation Commission and the Housing and Human Services Commission

**Recommendation:** Staff makes no recommendation.

- 3 [18-0416](#) Eco-district Feasibility and Incentives (Study Issue ESD 13-05C)

**Recommendation:** Alternative 1: Accept this staff report on eco-district feasibility and incentives; staff findings that a broad EcoDistrict program is not required; and, direct staff to evaluate the feasibility of identifying and potentially certifying the Moffett Park Specific Plan as an EcoDistrict.

- 4      [19-1018](#)      Award of Contract to Casper Airport Solutions, Inc. for Airplane Noise Monitoring System and Approve Budget Modification No. 14 in the Amount \$258,792 (F20-014)

**Recommendation:** Staff recommends Alternative 1 to take the following actions:

- Award a contract to Casper Airport Solutions, Inc. for a Noise Monitoring System, in substantially the same form as Attachment 1 to the report, in the amount of \$235,265
- Authorize the City Manager to execute the contract when all necessary conditions have been met
- Authorize the City Manager to amend the contract within budget appropriation
- Approve Budget Modification No. 14 in the amount of \$258,792
- Approve a 10% contingency in the amount of \$23,527

- 5      [19-0991](#)      Approve Draft 2019 Housing and Urban Development (HUD) Amended Action Plan

**Recommendation:** Alternative 1: Approve the 2019 HUD Amended Action Plan as shown in Attachment 3 of the report.

## **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)**

### **CONSENT CALENDAR**

- 6.A    [19-0795](#)      Approve Joint City Council and Sunnyvale Financing Authority Meeting Minutes of June 25, 2019

**Recommendation:** Sunnyvale Financing Authority  
Approve the Joint City Council and Sunnyvale Financing Authority Meeting Minutes of June 25, 2019 as submitted.

## **GENERAL BUSINESS**

- 7      [19-0781](#)      Receive and File the FY 2018/19 Budgetary Year-End Financial Report, Comprehensive Annual Financial Report (CAFR), the Sunnyvale Financing Authority Financial Report, Agreed Upon Procedure Reports, the Report to the City Council Issued by the Independent Auditors, and Approve Budget Modification No. 13

**Recommendation:** Recommendation:  
City Council:  
1. Receive and file the budgetary Year-End Financial Report, the audited Comprehensive Annual Financial Report, Agreed Upon Procedure Reports, and the Report to the City Council issued by the independent auditors, and Approve Budget Modification No. 13

Sunnyvale Financing Authority:  
1. Receive and file the Sunnyvale Financing Authority Financial Report

## **ADJOURN SPECIAL MEETING**

## **RECONVENE TO CITY COUNCIL MEETING**

## **PUBLIC HEARINGS/GENERAL BUSINESS - CONTINUED**

- 8      [19-1249](#)      Adopt an Urgency Interim Ordinance and Introduce an Ordinance Amending Title 19 (Zoning) of the Sunnyvale Municipal Code related to new State Legislation on Accessory Dwelling Units and Find that the Action is Exempt from the California Environmental Quality Act

**Recommendation:** Alternative 1: Find that the Action is Exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resource Code Section 15282(h) and does not constitute a "project" within the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15061(b)(3) and Adopt an Urgency Interim Ordinance (Attachment 2 to the report) and Introduce an Ordinance (Attachment 3 to the report) Amending Title 19 (Zoning) of the Sunnyvale Municipal Code related to new State Legislation on Accessory Dwelling Units.

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

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

-Council

-City Manager

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

Visit <http://Sunnyvale.ca.gov/TCMAC> to view the Tentative Council Meeting Agenda Calendar (TCMAC) online. The TCMAC is updated each Thursday afternoon.

<a href="#">19-0762</a>	Tentative Council Meeting Agenda Calendar
<a href="#">19-0810</a>	Board/Commission Meeting Minutes
<a href="#">19-1014</a>	Information/Action Items
<a href="#">19-1160</a>	Contracting Background Investigation for Department of Public Safety Recruitment and Hiring (Information Only)
<a href="#">19-1026</a>	Local Appointments List - Maddy Act (Information Only)
<a href="#">19-1260</a>	Mayoral Announcement of Mayor-Appointed Ad Hoc Advisory Committee on City Manager and City Attorney Compensation (Information Only)

#### **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 at <http://Sunnyvale.ca.gov/PublicComments>*

**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.*