



City of Sunnyvale

Notice and Agenda City Council

Tuesday, February 25, 2020

6:00 PM

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

Special Meeting: Study Session - 6 PM | Regular Meeting - 7 PM

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

[20-0026](#)

Discussion of Options and Recommendation on Elimination of
Fines for Overdue Library Materials (Study Issue LCS 19-02)

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

[20-0294](#)

SPECIAL ORDER OF THE DAY - Women's History Month

[20-0335](#) SPECIAL ORDER OF THE DAY - League of Women Voters Day

[20-0295](#) SPECIAL ORDER OF THE DAY - Arbor Day Celebration and Proclamation

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 [20-0055](#) Approve City Council Meeting Minutes of February 4, 2020

Recommendation: Approve the City Council Meeting Minutes of February 4, 2020 as submitted.

1.B [20-0252](#) Approve City Council Meeting Minutes of February 7, 2020

Recommendation: Approve the City Council Meeting Minutes of February 7, 2020 as submitted.

1.C [20-0070](#) 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 [20-0262](#) Adopt a Resolution Amending the City's Salary Resolution and Schedule of Pay to Increase Salaries for Pay Plan Category A (Communication Officers Association) Effective March 8, 2020

Recommendation: Adopt a Resolution Amending the City's Salary Resolution and Schedule of Pay to Increase Salaries for Pay Plan Category A (Communication Officers Association) Effective March 8, 2020.

1.E [20-0085](#) Award of Bid No. PW20-07 to J. J. R. Construction, Inc. for Concrete Sidewalk, Curb, Gutter, Driveway Replacement and Tree and Stump Removal 2019 and Finding of California Environmental Quality Act (CEQA) Categorical Exemption

Recommendation: Take the following actions:

- Make a finding of a categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(c)
- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$2,642,950.10 to J. J. R. Construction, Inc.
- Authorize the City Manager to execute the contract when all necessary conditions have been met
- Approve a 10% construction contingency in the amount of \$264,295

1.F [19-1164](#) Award of Contract to Siegfried Engineering, Inc. for the Lawrence Station Area Sidewalk and Bicycle Facilities Project and Determination of Proposal Non-responsiveness (F20-015)

Recommendation: Take the following actions:

- Award a contract to Siegfried Engineering, Inc. for Lawrence Station Area Sidewalk and Bicycle Facilities, in substantially the same form as Attachment 1 to the report, in the amount of \$415,200
- Authorize the City Manager to execute the contract when all necessary conditions have been met
- Approve a 10% contingency in the amount of \$41,520, and
- Make a determination that the proposal received from BKF Engineers, Inc. is non-responsive due to the proposer not submitting a required Caltrans Local Assistance Procedure Manual form

1.G [20-0168](#) Award of Contract to Jacobs Project Management Co. for Construction Management Services for the Civic Center Phase I Project (F20-041)

Recommendation: Take the following actions:

- Award a contract to Jacobs Project Management Co. of San Jose for Construction Management Services for the Civic Center Phase 1 project in substantially the same form as Attachment 1 to the report in an amount not-to-exceed \$7,640,333,
- Authorize the City Manager to execute the contract when all the necessary conditions have been met,
- Approve a 10% contingency in the amount of \$764,033, and
- Authorize the City Manager to amend the contract annually to increase the not to exceed contract amount by 3.5%, with budgeted amounts.

1.H [20-0166](#)

Authorize the Issuance of a Purchase Order to L.N. Curtis & Sons for the Purchase of Fire Protective Clothing, Equipment and Fire Safety Supplies for the Department of Public Safety (F20-085)

Recommendation: Take the following actions:

- Authorize the issuance of a blanket purchase order in substantially the same form as Attachment 1 to the report in the amount of \$245,000 to L.N. Curtis & Sons; and
- Authorize the City Manager to amend and renew the purchase order for two additional one-year periods, not-to-exceed budgeted amounts, provided pricing and service remain acceptable to the City.

1.I [20-0238](#)

Modify a Purchase Order with Golden State Fire Apparatus for Four (4) Fire Pumper Apparatuses (F19-021) and Approve Budget Modification No. 23

Recommendation: Staff recommends that Council Authorize the City Manager to amend an existing purchase order with Golden State Fire Apparatus for Four (4) Fire Pumper Apparatuses (F19-021) to increase the amount to \$2,392,281.53 and approve Budget Modification No. 23 to appropriate \$132,478.09 to the Fleet Equipment Replacement account to fund the additional cost for the purchase.

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 [20-0115](#) Consider Conditional Funding Awards for \$26 Million in Housing Mitigation Funds, Below Market Rate In-Lieu Funds, and Low Mod Income Housing Asset Funds for Development and/or Rehabilitation of Three Affordable Housing Developments

Recommendation: Alternative 1: Award conditional funding commitments to the projects listed in Attachment 3 to the report.

- 3 [20-0275](#) Adopt Positions on State and Local Ballot Measures for the March 3, 2020 Election

Recommendation: Alternatives 1 and 2:

1. Consider taking positions on ballot measures which are deemed not City business:
 - * Proposition 13: Authorizes Bonds for Facility Repair, Construction, and Modernization at Public Preschools, K-12 Schools, Community Colleges, and Universities. Legislative Statue.
 - * Measure B: City of Sunnyvale Charter Amendment Majority Vote
 - * Measure G: Foothill-De Anza Community College District School Bonds 55% Vote
 - * Measure H: Foothill-De Anza Community College District Parcel Tax 2/3 Vote
 - * Measure O: Cupertino Union School District Parcel Tax 2/3 Vote

2. Affirm that, as required by State law, no public funds have been or will be used to campaign for or against any of these measures.

- 4 [20-0064](#) Approve Art in Private Development Project - Hunter Properties/CityLine: 1000 Suns (Phase 1)

Recommendation: Alternative 1: Accept the Arts Commission's recommendation to approve the artwork as it is proposed with the following condition of approval: Require the developer to submit a landscape plan to the Community Services Coordinator II prior to the installation of the art.

- 5 [20-0209](#) Approve Recommendation of Public Art - Fair Oaks Park Renovation

Recommendation: There is no staff recommendation for this project. Pursuant to the Art in Public Places procedures, the Arts Commission is authorized to rank the conceptual design proposals and develop a recommendation to the City Council for consideration and final approval. The proposed design by James Moore meets the requirements established for public art for this project.

- 6 [20-0210](#) Approve Recommendation of Public Art - Washington Community Swim Center

Recommendation: There is no staff recommendation for this project. Pursuant to the Art in Public Places procedures, the Arts Commission is authorized to rank the conceptual design proposals and develop a recommendation to the City Council for consideration and final approval. The proposed design by Denise Hart meets the public art requirements set for this public art project.

- 7 [20-0253](#) Approve the Proposed 2020 Priority Advocacy Issues and review Long-term Legislative Advocacy Positions (LAPs)

Recommendation: Alternative 1: Approve the Proposed 2019 Priority Advocacy Issues (Attachment 1 to the report).

- 8 [19-1177](#) Approve Budget Modification No. 21 to Increase Project No. 832670 - Sunnyvale Elections in the Amount of \$663,288 and Make a Finding of Exemption from the California Environmental Quality Act

Recommendation: Alternative 1: Approve Budget Modification No. 21 in the amount of \$663,288, and find that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378 (b) (4).

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.

20-0109	Tentative Council Meeting Agenda Calendar
20-0110	Board/Commission Meeting Minutes
20-0118	Information/Action Items
20-0045	Study Session Summary of March 19, 2019 - The Structure and Function of the Subcommittee titled "Discussion of the Council Subcommittee to Discuss Items of Mutual Interest with Local School Districts" (Information Only).
20-0284	Notice of Public Works Director's Decision on Final Maps (Information Only)
20-0345	Study Session Summary of February 4, 2020 - Housing Strategy (2017 Study Issue)

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 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.