



City of Sunnyvale

Notice and Agenda City Council

Tuesday, June 9, 2020

5:15 PM

Telepresence Meeting: City Web Stream |
Comcast Channel 15 | AT&T Channel 99

**Special Meeting: Closed Session - 5:15 PM | 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)**

Because of the COVID-19 emergency and the “shelter in place” orders issued by Santa Clara County and the State of California, the meeting of the Sunnyvale City Council on June 9, 2020, will take place by teleconference, as allowed by Governor Gavin Newsom’s Executive Order N-29-20.

- *Watch the City Council meeting at sunnyvaleca.legistar.com/calendar.aspx, <https://youtu.be/WLKs12GiDwU> or on television over AT&T U-verse Channel 99 or Comcast Channel 15.*
- *Submit written comments to the City Council up to 4 hours prior to the meeting to council@sunnyvale.ca.gov or by mail to City Clerk, 603 All America Way, Sunnyvale, CA 94086.*
- *Teleconference participation: You may provide audio public comment by connecting to the teleconference meeting online or by telephone. Use the Raise Hand feature to request to speak (*9 on a telephone):*

Meeting online link: <https://sunnyvale-ca-gov.zoom.us/j/96111580540>

Meeting call-in telephone number: 833-548-0276 | Meeting ID: 961 1158 0540

Pursuant to the Americans with Disabilities Act (ADA) and Executive Order N-29-20, if you need special assistance to provide public comment, contact the City at least 2 hours prior to the meeting in order for the City to make reasonable alternative arrangements for you to communicate your comments. For other special assistance; please contact the City at least 48 hours prior to the meeting to enable the City to make reasonable arrangements to ensure accessibility to this meeting. The Office of the City Clerk may be reached at (408) 730-7483 or cityclerk@sunnyvale.ca.gov (28 CFR 35.160 (b) (1)).

5:15 P.M. SPECIAL COUNCIL MEETING (Closed Session)**1 Call to Order via Teleconference****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. If you wish to address the Council, please refer to the notice at the beginning of this agenda. Closed Sessions are not open to the public.

4 Convene to Closed Session[20-0048](#)

Closed Session held pursuant to California Government Code Section 54956.9:

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Section 54956.9)

Name of case: San Francisco Baykeeper v. City of Sunnyvale
U.S. District Court, Northern Dist. of California Civil Case No.:
5:20-cv-00824-EJD

5 Adjourn Special Meeting**6 P.M. SPECIAL COUNCIL MEETING (Study Session)****1 Call to Order via Teleconference****2 Roll Call****3 Public Comment**

The public may provide comments regarding the Study Session item(s). If you wish to address the Council, please refer to the notice at the beginning of this agenda.

4 Study Session[20-0400](#)

Lawrence Station Area Plan (LSAP) Housing Study/Boundary Expansion/Sense of Place Plan Update
Project Planner: George Schroeder, (408) 730-7443,

gschroeder@sunnyvale.ca.gov

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 via Teleconference

ROLL CALL

CLOSED SESSION REPORT

SPECIAL ORDER OF THE DAY

[20-0386](#)

SPECIAL ORDER OF THE DAY - Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Pride Month

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 refer to the notice at the beginning of this agenda. Individuals are limited to one appearance during 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 refer to the notice at the beginning of this agenda.

1.A [20-0380](#)

Approve City Council Meeting Minutes of May 19, 2020

Recommendation: Approve the City Council Meeting Minutes of May 19, 2020 as submitted.

- 1.B [20-0530](#) Approve City Council Meeting Minutes of May 21, 2020 (Budget Workshop)

Recommendation: Approve the City Council Meeting Minutes of May 21, 2020 as submitted.

- 1.C [20-0469](#) Approve City Council Meeting Minutes of May 26, 2020 (Board and Commission Interviews)

Recommendation: Approve the City Council Meeting Minutes of May 26, 2020 as submitted.

- 1.D [20-0396](#) 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.E [20-0404](#) Adopt a Resolution to Authorize the Filing of an Application to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2020/21 Transportation Development Act, Article 3 Funding for the Design and Implementation of Pedestrian and Bicycle Safety Improvements at the Intersection of Fremont Avenue and Manet Drive/Bobwhite Avenue

Recommendation: Adopt a resolution to authorize the filing of an application to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2020/21 Transportation Development Act, Article 3 Funding, estimated at \$157,810, for the design and implementation of pedestrian and bicycle safety improvements at the intersection of Fremont Avenue and Manet Drive/Bobwhite Avenue.

- 1.F [20-0307](#) Authorize the Issuance of a Blanket Purchase Order to Priority 1 Public Safety Equipment, Inc. for Building and Equipping Public Safety Vehicles (F20-124)

Recommendation: Take the following actions:

- Authorize the issuance of a blanket purchase order to Priority 1 Public Safety Equipment, Inc. for building and equipping Public Safety vehicles, in substantially the same form as Attachment 1 to the report, in the amount of \$450,000; and
- Authorize the City Manager to amend and renew the blanket purchase order for two additional one-year periods, subject to available budget and acceptable pricing and services.

- 1.G** [20-0496](#) Award a Contract to Tyler Technologies for the Permitting, Licensing, and Inspection System (F18-259)

Recommendation: Take the following actions:

- Award a five-year contract in substantially the same form as Attachment 1 to the report in the amount not to exceed \$2,583,745 to Tyler Technologies Inc.;
- Authorize the City Manager to execute the contract when all necessary conditions have been met;
- Approve a 10% contingency for the implementation services in the amount of \$110,174; and
- Delegate the authority to the City Manager to renew the licensing contract for four additional one-year periods within budgeted amounts, provided services and pricing remain acceptable to the City.

- 1.H** [20-0327](#) Approve the FY 2020/21 Preliminary Engineer's Report for the Downtown Parking District Assessment, Adopt a Resolution of Intention to Levy and Collect an Assessment for the Downtown Parking Maintenance District for FY 2020/21, and Set the Date of July 14, 2020 for the Public Hearing on the Proposed Assessment

Recommendation: Approve the Fiscal Year (FY) 2020/21 preliminary Engineer's Report for the Downtown Parking District Assessment, adopt a Resolution of Intention to Levy and Collect an Assessment for the Downtown Parking Maintenance District for FY 2020/21, and set the date of July 14, 2020 for the public hearing on the levy of the proposed Assessment.

- 1.I** [20-0549](#) Ratify Cites Association of Santa Clara County (CASCC) Re-Appointments of Councilmember Hendricks to the Santa Clara County Airport Land Use Commission (ALUC) and

Councilmember Melton as Alternate Cities Member to the Santa Clara County Local Agency Formation Commission (LAFCO)

Recommendation: Staff makes no recommendation. By approval of the consent calendar, Council ratifies the Cites Association of Santa Clara County Appointments of Councilmember Hendricks to the Santa Clara County Airport Land Use Commission (ALUC) and Councilmember Melton as the alternate Cities member to the Santa Clara County Local Agency Formation Commission (LAFCO).

- 1.J [20-0601](#) Ratify Mayor Klein's Appointment as Co-Chair of the Silicon Valley Leadership Group (SVLG) Silicon Valley Recovery Roundtable Mayors' Circle

Recommendation: Staff makes no recommendation. By approval of the Consent Calendar, Council ratifies Mayor Klein's Appointment as Co-Chair of the Silicon Valley Leadership Group's Silicon Valley Recovery Roundtable Mayors' Circle.

PUBLIC HEARINGS/GENERAL BUSINESS

If you wish to speak to a public hearing/general business item, please refer to the notice at the beginning of this agenda. 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 [20-0551](#) Adopt a Resolution Denouncing Xenophobia and Anti-Asian Sentiment Due to the COVID19 Pandemic and Affirming City of Sunnyvale Support of and Commitment to the Well-Being and Safety of Asian American Communities.

Recommendation: Adopt a Resolution Denouncing Xenophobia and Anti-Asian Sentiment Due to the COVID19 Pandemic and Affirming City of Sunnyvale Support of and Commitment to the Well-Being and Safety of Asian American Communities.

- 3 [20-0006](#) Parks and Recreation Commission Resignation; and Appoint Applicants to the Arts Commission, Bicycle and Pedestrian Advisory Commission, Board of Building Code Appeals, Board of Library Trustees, Heritage Preservation Commission, Housing and Human Services Commission, Parks and Recreation Commission, Personnel Board, Planning

Commission and Sustainability Commission

Recommendation: Staff makes no recommendation.

- 4 [20-0526](#) Consider Approval of Draft Second Substantial Amendment to the 2019 Housing and Urban Development (HUD) Action Plan

Recommendation: Alternative 1: Approve the Second Substantial Amendment to the 2019 Action Plan as shown in Attachment 2 of the staff report.

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

CALL TO ORDER

Call to Order via Teleconference

ROLL CALL

PUBLIC COMMENT (ON SPECIAL MEETING ITEMS ONLY)

CONSENT CALENDAR

- 5.A [20-0289](#) Approve Joint City Council and Sunnyvale Financing Authority Meeting Minutes of December 10, 2019

Recommendation: Sunnyvale Financing Authority
Approve the Joint City Council and Sunnyvale Financing Authority Meeting Minutes of December 10, 2019 as submitted.

PUBLIC HEARINGS/GENERAL BUSINESS

- 6 [20-0344](#) Annual City Council Public Hearing on FY 2020/21 Budget and Resource Allocation Plan and Establishment of Appropriations Limit and Sunnyvale Financing Authority Public Hearing on FY 2020/21 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 2020/21 Budget on June 23, 2020.

Sunnyvale Financing Authority:

Conduct a Public Hearing on the FY 2020/21 Budget. The Board can also provide direction to staff on any issue requiring further review prior to the adoption of the FY 2020/21 Budget on June 23, 2020.

- 7 [20-0347](#) Annual Review of Proposed Fees and Charges for Fiscal Year 2020/21

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 23, 2020 Council meeting where the proposed schedule will be considered for adoption.

ADJOURN SPECIAL MEETING**RECONVENE TO CITY COUNCIL MEETING****PUBLIC HEARINGS/GENERAL BUSINESS - CONTINUED**

- 8 [20-0534](#) Introduce an Uncodified Ordinance to Authorize One-Year Extensions of Land Use Entitlements and Legal Non-Conforming Uses Due to the COVID-19 Emergency, and Find that the Action is Exempt from the California Environmental Quality Act

Recommendation: Alternative 1: Introduce an Uncodified Ordinance to Authorize One-Year Extensions of Land Use Entitlements and Legal Non-Conforming Uses Due to the COVID-19 Emergency (Attachment 1 to the report), and Find that the Action is Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3).

- 9 [20-0599](#) Approve Participation in the Santa Clara County Contact

Tracer Efforts by Providing Staff Support

Recommendation: Alternative 1: Approve Participation in the Santa Clara County Contact Tracer Efforts by Providing the Support of Seven Staff for an initial three months with the ability of the City Manager to extend the assignment for up to an additional three months.

- 10 [20-0498](#) Discussion of Impacts of COVID-19 on Administrative Issues for the November 3, 2020 Regular Municipal Election, and Consideration of Adoption of a Resolution Waiving the Signature Gathering Requirement in Sunnyvale Municipal Code Section 2.28.030 and Providing for the City to Cover Publication Costs of City Council Candidate Statements for the November 2020 General Municipal Election due to the COVID-19 Emergency

Recommendation: Staff makes no recommendation. This report is developed to facilitate conversation for the public hearing and for consideration and action by the City Council.

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.

- | | |
|-------------------------|---|
| 20-0531 | Tentative Council Meeting Agenda Calendar |
| 20-0532 | Board/Commission Meeting Minutes |
| 20-0533 | Information/Action Items |
| 20-0596 | Mayoral Announcement of Mayor-Appointed Ad Hoc Sunnyvale Cares Nonprofit Grant Program Advisory Committee |

[20-0301](#)

Consolidation of the City's Design Guidelines (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 after 7 p.m. on Thursdays or in the Office of the City Clerk located at 603 All America Way, 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, during normal business hours and in the Council Chamber on the evening of the Council Meeting, pursuant to Government Code §54957.5. Contact the Office of the City Clerk at (408) 730-7483 to access City Hall to view these materials and 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.

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.