



City of Sunnyvale

Notice and Agenda

City Council

Tuesday, June 23, 2020

7:00 PM

Telepresence Meeting: City Web Stream |
Comcast Channel 15

**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 23, 2020, will take place by teleconference, as allowed by Governor Gavin Newsom’s Executive Order N-29-20.

- *Watch the City Council meeting on television over Comcast Channel 15, at www.Sunnyvale.ca.gov/YouTubeMeetings or <https://Sunnyvaleca.Legistar.com/Calendar.aspx>*
- *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)).

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**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 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 refer to the notice at the beginning of this agenda.

1.A [20-0539](#) Approve City Council Meeting Minutes of June 9, 2020

Recommendation: Approve the City Council Meeting Minutes of June 9, 2020 as submitted.

1.B [20-0397](#) 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 [20-0449](#) Authorize the Issuance of a Blanket Purchase Order to Ferguson Enterprises, LLC for Meter Boxes, Lids and Vaults

(F20-101)

Recommendation: Take the following actions:

- Authorize the issuance of a blanket purchase order in a not-to exceed amount of \$175,000, in substantially the same form as Attachment 2 to the report, to Ferguson Enterprises, LLC for meter boxes, lids and vaults; and
- Authorize the City Manager to amend and renew the purchase order for two additional one-year periods, subject to available budget, if pricing and service remain acceptable to the City

1.D [20-0495](#) Modify a Blanket Purchase Order with ImageX for Printing Services (F20-152)

Recommendation: Authorize the City Manager to amend the existing blanket purchase order with ImageX for printing services, in substantially the same format as Attachment 1 to the report, increasing the not-to-exceed amount by \$20,134.67 for a new total not-to-exceed amount of \$118,134.67.

1.E [20-0555](#) Amend an Existing Contract with West Valley Staffing Services for Temporary Personnel Services (F20-170)

Recommendation: Take the following actions:

- Authorize the City Manager to execute the Second Amendment to an existing contract with West Valley Staffing Services of Sunnyvale, for temporary personnel services, increasing the not-to-exceed amount by \$70,045.53 for a new not-to-exceed total amount of \$169,995.53; and
- Authorize the City Manager to further amend the contract to extend the term for two additional years, revise the scope of work and/or increase contract amounts, subject to available budget, provided pricing and services remain acceptable.

1.F [20-0553](#) Adopt a Resolution Amending the City's Salary Resolution and Schedule of Pay to Increase Salaries for Pay Plan Category C (Public Safety Officers' Association) and Pay Plan Category M (Public Safety Managers' Association) Effective July 12, 2020

Recommendation: Adopt a Resolution Amending Resolution No. 190-05, the City's Salary Resolution, to Increase Salaries for Pay Plan Category C (Classified Public Safety Officers and Lieutenants) and Pay Plan Category M (Public Safety Captains and Public Safety Deputy Chiefs) Effective July 12, 2020

- 1.G [20-0602](#) Adopt a Resolution Calling a General Municipal Election to be Held in the City of Sunnyvale on Tuesday, November 3, 2020 for the Election of Councilmembers from Districts 2, 4 and 6 and for the Office of the Mayor; Requesting Consolidation With the Statewide General Election and Election Services From the Santa Clara County Board of Supervisors; Providing Regulations for Candidates' Statements

Recommendation: Adopt a Resolution Calling a General Municipal Election to be Held in the City of Sunnyvale on Tuesday, November 3, 2020 for the Election of Councilmembers to Districts 2, 4, 6 and the Office of Mayor; Requesting Consolidation With the Statewide General Election and Election Services From the Santa Clara County Board of Supervisors; Providing Regulations for Candidates' Statements

- 1.H [20-0620](#) Adopt a Resolution Confirming a Local Emergency Order of the Director of Emergency Services Regarding Allowing Temporary Outdoor Dining Areas on Private Property in the City of Sunnyvale in Response to Public Health Concerns Because of the Novel Coronavirus (COVID-19)

Recommendation: Adopt a Resolution Ratifying the City Manager/Director of Emergency Services' Order Regarding Temporary Outdoor Dining Areas on Private Property in the City of Sunnyvale.

- 1.I [20-0619](#) Adopt Uncodified Ordinance No. 3160-20 to amend Title 19 of the Sunnyvale Municipal Code to Authorize One-Year Extensions of Land Use Entitlements and Legal Non-Conforming Uses Due to the COVID-19 Emergency

Recommendation: Adopt Uncodified Ordinance No. 3160-20 to amend Title 19 of the Sunnyvale Municipal Code to Authorize One-Year Extensions of Land Use Entitlements and Legal Non-Conforming Uses Due to the COVID-19 Emergency.

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)**

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

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.

- 2.A** [20-0379](#) Approve the Joint City Council and Sunnyvale Financing Authority Meeting Minutes of June 9, 2020

Recommendation: Sunnyvale Financing Authority
Approve the Joint City Council and Sunnyvale Financing Authority Meeting Minutes of June 9, 2020 as submitted.

PUBLIC HEARINGS/GENERAL BUSINESS

If you wish to speak to a public hearing/general business item, please refer to 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.

- 3** [20-0351](#) City Council Adoption of the FY 2020/21 Budget, Fee Schedule and Appropriations Limit, Approve Budget Modification No. 29 to Appropriate Community Development Block Grant CARES Funding, and Sunnyvale Financing Authority Adoption of the FY 2020/21 Budget

Recommendation: City Council:

Staff recommends Alternatives 1 and 4: Adopt the resolutions presented as Attachment 1 (including Exhibit A), Attachment 2 (including Exhibits A through D), and Attachment 3 (including Exhibit A) to the report that provide for the adoption of the FY 2020/21 Fee Schedule, Budget, and Appropriations Limit and Approve Budget Modification No. 29.

Sunnyvale Financing Authority:

Staff recommends Alternative 2: Adopt the FY 2020/21 Budget Resolution (Sunnyvale Financing Authority) presented as Attachment 4 to the report.

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

- 4 [20-0503](#) Proposed Utility Rate Increases for FY 2020/21 Rates for Water, Wastewater, and Solid Waste Utilities for Services Provided to Customers Within and Outside City Boundaries; Finding of CEQA Exemption Pursuant to Public Resource Code Section 21080(b)(8) and CEQA Guidelines Section 15273

Recommendation: Alternatives 1 and 2: Alternative 1) Find that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(8) and CEQA Guidelines Section 15273 because it approves rates and charges for the purposes of (1) meeting operating expenses, including employee wage rates and fringe benefits; (2) purchasing or leasing supplies, equipment or materials; (3) meeting financial reserve needs and requirements; and (4) obtaining funds for capital projects necessary to maintain current service levels; and Alternative 2) Adopt a resolution making no change to water, increasing wastewater, and decreasing solid waste rates for FY 2020/21.

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.

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|-------------------------|--|
| 20-0540 | Tentative Council Meeting Agenda Calendar |
| 20-0541 | Information/Action Items |
| 20-0617 | Mayoral Announcement of Mayor-Appointed Ad Hoc Advisory Committee on 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 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 Office of the City Clerk. The City Clerk will distribute your items to the Council following the meeting.

Upcoming Meetings

Visit <https://sunnyvaleca.legistar.com> for upcoming Council, board and commission meeting information.