



City of Sunnyvale

Notice and Agenda - Revised City Council

Tuesday, January 12, 2021

5:30 PM

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

**Special Meeting: Closed Session - 5:30 PM | Special Meeting: Study Session - 6 PM |
Regular Meeting - 7 PM | Regular 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, this meeting of the Sunnyvale City Council 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&T Channel 99, at <http://youtube.com/SunnyvaleMeetings> 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)).

5:30 P.M. SPECIAL COUNCIL MEETING (Closed Session)**Call to Order**

Call to Order via teleconference.

Roll Call**Public Comment**

The public may provide comments regarding the Closed Session item(s). 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.

Convene to Closed Session

- A** [21-0104](#) Closed Session held pursuant to California Government Code Section 54956.9:
LEGAL COUNSEL-ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9.
Number of Potential Cases: 1

Adjourn Special Meeting**6 P.M. SPECIAL COUNCIL MEETING (Study Session)****Call to Order**

Call to Order via teleconference.

Roll Call**Study Session**

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.

- B** [21-0012](#) Sunnyvale Redistricting Process

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**

C [21-0011](#) Ceremonial Oath of Office for Vice Mayor

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 [21-0095](#) Approve City Council Meeting Minutes of December 8, 2020

Recommendation: Approve the City Council Meeting Minutes of December 8, 2020 as submitted.

1.B [21-0106](#) Approve City Council Meeting Minutes of December 22, 2020

Recommendation: Approve the City Council Meeting Minutes of December 22, 2020 as submitted.

1.C [21-0100](#) Approve City Council Meeting Minutes of January 5, 2021

Recommendation: Approve the City Council Meeting Minutes of January 5, 2021 as submitted.

1.D [21-0078](#) 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 [21-0127](#) Receive and File the City of Sunnyvale Investment Report - Third Quarter 2020

Recommendation: Receive and file the City of Sunnyvale - Third Quarter 2020 Investment Report.

1.F [21-0134](#) Adopt a Resolution to Amend the Classification Plan to Add the New Classification of Housing Specialist and the City's Salary Resolution to Make Corresponding Updates to the Schedule of Pay

Recommendation: Adopt a Resolution to Amend the Classification Plan to Add the New Classification of Housing Specialist and the City's Salary Resolution to Make Corresponding Updates to the Schedule of Pay

1.G [21-0126](#) Modify a Blanket Purchase Order with Yamaha Motor Finance Corp USA for Electric Golf Cart Lease for the Sunnyvale and Sunken Gardens Golf Courses (F21-021)

Recommendation: Authorize the City Manager to amend the existing blanket purchase order with Yamaha Motor Finance Corp USA for lease of electric golf carts, in substantially the same format as Attachment 1 to the report, increasing the not-to-exceed contract amount by \$13,408.42 for a new not-to-exceed total contract amount of \$298,806.82.

1.H [21-0075](#) Adopt a Resolution Amending the City of Sunnyvale Local Conflict of Interest Code

Recommendation: Adopt a Resolution amending the City of Sunnyvale Local Conflict of Interest Code.

- 1.I [21-0152](#) Ratify Councilmember Russ Melton's Appointment to the League of California Cities Revenue and Taxation Policy Committee for 2021

Recommendation: Staff makes no recommendation.

By approval of the consent calendar, Council ratifies Councilmember Russ Melton's Appointment to the League of California Cities Revenue and Taxation Policy Committee for 2021.

- 1.J [21-0014](#) Adopt Ordinance No. 3171-21 to amend Chapters 2.08 and 2.09 of Title Two of the Sunnyvale Municipal Code Related to the Purchases of Goods and Services and Public Works Construction Contracting

Recommendation: Adopt Ordinance No. 3171-20 to amend Chapters 2.08 and 2.09 of Title Two of the Sunnyvale Municipal Code related to the purchases of goods and services and Public Works construction contracting.

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.

- 2 [21-0026](#) Annual Public Hearing-Discussion of Potential Council Study Issues and Budget Issues for Calendar Year 2021

Recommendation: No action is needed at this time. Councilmembers may request new study issues and/or budget issues be developed for review at the annual Study and Budget Issues Workshop; a minimum of two Councilmembers is required to sponsor either.

- 3 [21-0062](#) Consider request from Related California to allow an amendment to the Block 15 Disposition and Development Agreement to allow shared access to the work product with Google, allow the Department of Developmental Services to record a Deed of Trust and Regulatory Agreements on the City owned Block 15 properties to secure a \$1 million loan and Consider the award of an additional \$1 million in Housing

Mitigation Funds to Related California as an alternative to offset lost funding

Recommendation: Alternatives 1 and 3: 1) Approve the First Amendment to the Block 15 Disposition and Development Agreement to allow shared access to the work product with Google to serve as security for Google's predevelopment funding through their Launch Initiative program with the Housing Trust of Silicon Valley, and 3) Allow the California Department of Developmental Services (DDS) to record a Deed of Trust and Regulatory Agreements to be recorded on the City owned Block 15 properties to secure DDS's \$1 million loan associated with the Block 15 affordable housing development.

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

CALL TO ORDER

Call to Order via teleconference

ROLL CALL

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.

4.A [21-0113](#) Approve the Joint City Council and Sunnyvale Financing Authority Meeting Minutes of October 13, 2020

Recommendation: Approve the Joint City Council and Sunnyvale Financing Authority Meeting Minutes of October 13, 2020 as submitted.

PUBLIC HEARINGS/GENERAL BUSINESS

If you wish to speak to a Sunnyvale Financing Authority 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.

5 [21-0125](#) Receive and File the FY 2019/20 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, Authorize the City Manager to Enter into Negotiations for a Forgivable Loan of up to \$1.5 million with Sunnyvale Community Services, Approve Budget Modification No. 12, and Find that these Actions are Exempt from CEQA Pursuant to CEQA Guidelines Section 15378(b)(4)

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. 12 in the Amount of \$3,324,004.00, and Find that these Actions are Exempt from CEQA Pursuant to CEQA Guidelines 15378(b)(4)
2. Authorize the City Manager to Enter into Negotiations for a Forgivable Loan of up to \$1.5 million with Sunnyvale Community Services

Sunnyvale Financing Authority:

1. Receive and file the Sunnyvale Financing Authority Financial Report

ADJOURN SUNNYVALE FINANCING AUTHORITY MEETING

RECONVENE TO CITY COUNCIL MEETING

PUBLIC HEARINGS/GENERAL BUSINESS CONTINUED

- 6 [21-0025](#) Approve the Proposed 2021 Priority Advocacy Issues and Review Long-term Legislative Advocacy Positions (LAPs)

Recommendation: Alternative 1: Approve the Proposed 2021 Priority Advocacy Issues (Attachment 1 to the report) and Council Policy Long-term Advocacy Positions as proposed to be amended (Attachment 2 in the report).

- 7 [21-0052](#) Receive and File the FY 2020/21 Second Quarter Budget Update

Recommendation: Alternative 1: Receive and file the FY 2020/21 Second Quarter Budget Update

- 8 [21-0099](#) Direction on Amendments to City Council Policy 7.4.2 (Council Equipment, Materials, and Supplies)

Recommendation: Staff makes no recommendation. This report is being presented to City Council to facilitate discussion at the public hearing.

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.

- [21-0101](#) Tentative Council Meeting Agenda Calendar
- [21-0103](#) Information/Action Items
- [21-0027](#) Annual Review of New Laws (Information Only)
- [21-0148](#) Local Appointments List - Maddy Act (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. Please 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.