



City of Sunnyvale

Notice and Agenda City Council

Tuesday, March 16, 2021

5:30 PM

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

**Special Meeting: Board and Commission Interviews - 5:30 PM | Special Meeting: Closed
Session - 6 PM | Regular Meeting - 7 PM**

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 (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.

A [21-0001](#) Board and Commission Interviews

Adjourn Special Meeting**6 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

B [21-0407](#) Closed Session held pursuant to California Government Code Section 54956.8:
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: Acquisition of 970 W Evelyn Ave, Sunnyvale, CA - APN 165-20-017
Agency negotiator: Kent Steffens, City Manager; Chip Taylor, Director of Public Works; and Sherine Nafie, City Property Administrator
Negotiating parties: Edward Woodhall, Owner
Under negotiation: Price and terms

- C [21-0404](#) CONFERENCE WITH LEGAL COUNSEL-INITIATION OF LITIGATION
Closed Session held pursuant to California Government Code Section 54956.9(d)(4)
Number of Potential Cases: One

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

- D [21-0342](#) American Red Cross 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 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 [21-0289](#) Approve City Council Meeting Minutes of February 23, 2021

Recommendation: Approve the City Council Meeting Minutes of February 23, 2021 as submitted.

- 1.B [21-0307](#) Approve City Council Meeting Minutes of February 25, 2021 (Study Issues and Budget Issues Workshop)

Recommendation: Approve the City Council Meeting Minutes of February 25, 2021 as submitted.

- 1.C [21-0397](#) Approve City Council Meeting Minutes of March 2, 2021 (Moffett Park Specific Plan Study Session)

Recommendation: Approve the City Council Meeting Minutes of March 2, 2021 as submitted.

- 1.D [21-0369](#) Approve Application for Local Area Subsequent Designation for NOVA Workforce Development Area and Local Board Recertification for NOVA Workforce Board

Recommendation: Approve application for Local Area subsequent designation for the NOVA workforce development area and Local Board recertification for the NOVA Workforce Board.

- 1.E [21-0387](#) Adopt Uncodified Ordinance No. 3173-21 Awarding an Exclusive Franchise to Bay Counties Waste Services, dba Specialty, Inc., for Recycling, Organics, and Solid Waste Collection Services

Recommendation: Adopt Uncodified Ordinance No. 3173-21 Awarding an Exclusive Franchise to Bay Counties Waste Services, dba Specialty, Inc., for Recycling, Organics, and Solid Waste Collection Services.

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 [21-0274](#) Authorize the City Manager to Execute three Site Agreements

with EVgo Services LLC allowing the installation of four Electric Vehicle (EV) Fast-Charging Stations at each of the following sites: the Community Center, Downtown Parking Lot at the southwest corner of W. Evelyn Avenue and S. Sunnyvale Avenue and Downtown Parking Lot at the southeast corner of S. Frances Street and W. Evelyn Avenue, in Sunnyvale and find that the Project is Exempt from CEQA

Recommendation: Staff recommends Alternative 1:
Authorize the City Manager to Execute three Site Agreements in substantially the same form as Attachment 1 to the report, with EVgo Services LLC allowing the installation of four Electric Vehicle (EV) Fast-Charging Stations at each of the following sites: the Community Center, Downtown Parking Lot at the southwest corner of W. Evelyn Avenue and S. Sunnyvale Avenue and Downtown Parking Lot at the southeast corner of S. Frances Street and W. Evelyn Avenue, in Sunnyvale and find that the Project is Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(b).

- 3 [21-0285](#) Discussion and Direction on Ordinance Establishing a Public Process for Redistricting

Recommendation: Discuss and provide direction to staff on the draft redistricting ordinance. Direct staff to introduce the Draft Ordinance Establishing a Public Process for Redistricting on March 30, 2021.

- 4 [21-0191](#) Approve the 2020 Housing Element Annual Progress Report

Recommendation: Alternative 1: Approve the 2020 Housing Element Annual Progress Report (Attachment 1 of the report) and direct staff to submit it to the Governor's Office of Planning and Research and the California Department of Housing and Community Development.

- 5 [21-0383](#) CONTINUED FROM FEBRUARY 23, 2021:
Annual Review and Approval of City's Code of Ethics and Conduct for Elected and Appointed Officials

Recommendation: Alternative 1: Review and approve the 2021 Code of Ethics and Conduct for Elected and Appointed Officials with non-substantive changes from the 2020 Code as set forth in Attachment 1 to the report.

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.

21-0107	Tentative Council Meeting Agenda Calendar
21-0102	Board/Commission Meeting Minutes
21-0237	Information/Action Items
21-0280	Study Issue Presentation Dates for Recommended Studies in 2021 (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.