



City of Sunnyvale

Meeting Minutes - Draft City Council

Tuesday, May 17, 2016

5:00 PM

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

**Special Meeting: Closed Session-5 PM | Study Session-5:30 PM | Special Meeting-6 PM
| Regular Meeting-7 PM**

5 P.M. SPECIAL COUNCIL MEETING (Closed Session)

1 Call to Order in the West Conference Room

Vice Mayor Larsson called the meeting to order at 5 p.m. in the West Conference Room.

2 Roll Call

Present: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

Absent: 1 - Councilmember Meyering

3 Public Comment

None.

4 Convene to Closed Session

Vice Mayor Larsson reported the Closed Session has been announced and convened to Closed Session.

[16-0044](#)

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: Gorla v. City of Sunnyvale, Santa Clara County
Superior Court Case #1-14-CV-262389

5 Adjourn Special Meeting

Vice Mayor Larrson adjourned the meeting at 5:30 p.m.

5:30 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

[16-0325](#)

Review Performance Evaluation Tools for the City Manager
and City Attorney

5 Adjourn Special Meeting

6 P.M. SPECIAL COUNCIL MEETING

CALL TO ORDER

Mayor Hendricks called the meeting to order in Council Chambers.

ROLL CALL

Present: 6 - Mayor Glenn Hendricks
Vice Mayor Gustav Larsson
Councilmember Jim Griffith
Councilmember Tara Martin-Milius
Councilmember Pat Meyering
Councilmember Jim Davis

SPECIAL ORDER OF THE DAY

[16-0409](#)

SPECIAL ORDER OF THE DAY - National Teen Self-Esteem
Month

Mayor Hendricks presented a proclamation in honor of National Teen Self-Esteem Month to members of the Teen Advisory Committee.

[16-0424](#)

SPECIAL ORDER OF THE DAY - National Public Works
Week

Mayor Hendricks presented a proclamation in honor of National Public Works Week to Director of Public Works Manuel Pineda.

PRESENTATION

[16-0102](#) PRESENTATION - Schools Goin' Green Project Update

Jackie Davison, Environmental Services Department, and student representatives from the Schools Goin' Green Project provided an update on the project.

[16-0423](#) PRESENTATION - Zero Waste Composting Project

Nick Nabhan, Specialty Solid Waste and Recycling, Pamela Cheng, Principal, Lakewood Elementary School and Lakewood Elementary students provided a presentation regarding the Zero Waste Composting Project.

ADJOURNMENT

Mayor Hendricks adjourned the special meeting at 6:40 p.m.

7 P.M. COUNCIL MEETING

CALL TO ORDER

Mayor Hendricks called the meeting to order in Council Chambers.

ROLL CALL

Present: 6 - Mayor Glenn Hendricks
Vice Mayor Gustav Larsson
Councilmember Jim Griffith
Councilmember Tara Martin-Milius
Councilmember Pat Meyering
Councilmember Jim Davis

SALUTE TO THE FLAG

Mayor Hendricks led the salute to the flag.

CLOSED SESSION REPORT

Vice Mayor Larsson reported the Council met in Closed Session pursuant to California Government Code Section 54956.9: Conference with Legal Counsel Existing Litigation (Paragraph (1) of subdivision (d) of Section 54956.9); nothing to report.

ORAL COMMUNICATIONS

None.

CONSENT CALENDAR

Councilmember Meyering pulled Items 1.A, 1.B, 1.C, 1.E, 1.F and 1.G.

MOTION: Vice Mayor Larsson moved and Councilmember Martin-Milius seconded the motion to approve Consent Calendar Item 1.D.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Meyering
Councilmember Davis

No: 0

1.A [16-0455](#) Approve City Council Meeting Minutes of May 3, 2016

Public Hearing opened at 7:05 p.m.

No speakers.

Public Hearing closed at 7:05 p.m.

MOTION: Councilmember Meyering moved to amend the minutes on page 8, Item 1.G, in the motion, to insert "Maude Avenue" between the words "the" and "projects."

The motion died due to lack of a second.

MOTION: Councilmember Meyering moved to include the dissenting points of view and an explanation of the vote.

The motion died due to lack of a second.

MOTION: Vice Mayor Larsson moved and Councilmember Davis seconded the motion to approve the City Council Meeting Minutes of May 3, 2016 as submitted.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 1 - Councilmember Meyering

1.B [16-0465](#) Approve the List(s) of Claims and Bills Approved for Payment by the City Manager

Public Hearing opened at 7:08 p.m.

No speakers.

Public Hearing closed at 7:08 p.m.

MOTION: Councilmember Meyering moved to deny payment until Councilmembers are provided copies of bills upon request.

The motion died due to lack of a second.

MOTION: Vice Mayor Larsson moved and Councilmember Davis seconded the motion to approve the list(s) of claims and bills.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 1 - Councilmember Meyering

1.C [16-0425](#) Authorization to Extend Contracts for JobTrain and Jefferson Union High School District for Youth Workforce Development and Award Funding for Services through June 30, 2017

Public Hearing opened at 7:10 p.m.

No speakers.

Public Hearing closed at 7:10 p.m.

MOTION: Vice Mayor Larsson moved and Councilmember Davis seconded the motion to authorize the City Manager to execute agreements with JobTrain and Jefferson Union High School District for youth workforce development services to extend the term through June 30, 2017 and award additional funding in the amount of \$500,000 to JobTrain, for a total new contract amount of \$900,000 and in the amount of \$300,000 to Jefferson Union High School District, for a total new contract amount of \$550,000.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Meyering
Councilmember Davis

No: 0

1.D [16-0426](#) FY 2015/16 NOVA Workforce Services Department
Expenditure Update and Approval of Budget Modification No.
34

Approve Budget Modification No. 34 increasing revenues for the Employment Development Fund by \$300,000 for new total revenues of \$10,800,000, increasing expenditures by \$289,250 and transfers to general fund of \$10,750 for the FY2015/16 Budget.

1.E [16-0449](#) Authorize the Issuance of a Blanket Purchase Order for the
Purchase of Computer Equipment (F16-116)

Public Hearing opened at 7:12 p.m.

No speakers.

Public Hearing closed at 7:12 p.m.

MOTION: Councilmember Meyering moved and Vice Mayor Larsson seconded the motion to 1) Authorize the issuance of a purchase order substantially in the same form as Attachment 1 to the report in the amount of \$450,000 to Dell Marketing L.P.; and 2) delegate authority to the City Manager to renew the purchase order for four (4) additional one year periods, not to exceed budgeted amounts, subject to the continued use of the Western States Contracting Alliance (WSCA) National Association of State Procurement Officials (NASPO) Master Agreement cooperative procurement contract or an acceptable alternative.

The motion carried by the following vote:

Yes: 6 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Meyering
Councilmember Davis

No: 0

- 1.F** [16-0450](#) Award Bid No. PW16-23 for Mary Avenue Bicycle Lanes Project, Approve Budget Modification No. 33, and Reject Bids from Non-compliant Bidders

Public Hearing opened at 7:13 p.m.

No speakers.

Public Hearing closed at 7:13 p.m.

MOTION: Councilmember Meyering moved to deny the contingency fund of \$122,011 over and above the \$1,220,011, until there is oversight provided to Council as to how contingency funds are being spent.
The motion died due to lack of a second.

MOTION: Vice Mayor Larsson moved and Councilmember Martin-Milius seconded the motion to 1) Award a construction contract, in substantially the same form as Attachment 2 to the report and in the amount of \$1,220,011 to Redgwick Construction Company; 2) Approve a 10% construction contingency in the amount of \$122,001; 3) Approve Budget Modification No. 33 to provide additional project funding of \$711,164; and 4) Reject bids received from Tennyson Electric Inc. and Golden Bay Construction Inc.

The motion carried by the following vote:

- Yes:** 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis
- No:** 1 - Councilmember Meyering

- 1.G** [16-0452](#) Award of Bid No. PW16-10 for the SMaRT Station Main Service Switchboard Replacement Project and Finding of California Environmental Quality Act (CEQA) Categorical Exemption

MOTION: Councilmember Meyering moved to deny the 10% contingency.
The motion died due to lack of a second.

MOTION: Vice Mayor Larsson moved and Councilmember Martin-Milius seconded the motion to approve 1) Make a finding of CEQA categorical exemption pursuant to CEQA Guidelines Section 15301 (Class 1, Existing Facilities) as it relates to the rehabilitation of existing facilities involving negligible or no expansion of existing use; 2) award a construction contract, in substantially the same form as Attachment

2 to the report and in the amount of \$442,000 to D.W. Nicholson Corporation; and
3) approve a 10% construction contingency in the amount of \$44,200.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 1 - Councilmember Meyering

PUBLIC HEARINGS/GENERAL BUSINESS

2 [16-0456](#) Award Bid No. PW16-19 for the Primary Treatment Facility
Package 1 Site Preparation Project for the Reconstruction of
the Water Pollution Control Plant, and Make a Finding of Bid
Non-responsiveness

Director of Public Works Manuel Pineda provided the staff report. Director of
Environmental Services John Stufflebean provided additional information.

Public Hearing opened at 7:26 p.m.

Russ Melton spoke in support of the project.

Public Hearing closed at 7:27 p.m.

MOTION: Vice Mayor Larsson moved and Councilmember Martin-Milius seconded
the motion to approve Alternatives 1, 2 and 3: 1) Make a finding of non-
responsiveness for the bid received from DeSilva Gates Mountain Joint Venture; 2)
Award the construction contract to Anderson Pacific Engineering Construction Inc.,
in substantially the same form as Attachment 2 to the report in the amount of
\$6,168,500; and 3) Approve a 10% construction contingency in the amount of
\$616,850.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 1 - Councilmember Meyering**3** [16-0492](#)

File #: 2015-7530 and 2015-7936

Location: 521 E. Weddell Drive (APN: 110-14-196), 531 E. Weddell Drive (APN: 110-14-186), 539 E. Weddell Drive (APN: 110-14-158), 1010 Morse Avenue (APN: 110-14-202), Hetch Hetchy Right of Way (ROW) (APN: 110-14-202)

Proposed Project:

GENERAL PLAN AMENDMENT: Proposed land use designation change (Alternative 1) from Industrial to School or (Alternative 2) from Industrial to Commercial Neighborhood on three parcels (521, 531, and 539 E. Weddell Drive), and from Industrial-to-Residential/Medium-to-High Density to Park on one parcel (1010 Morse Avenue - Seven Seas Park), and from Industrial to Park on one parcel (Hetch Hetchy ROW); REZONING from MS-POA (Industrial and Service/Places of Assembly) to PF (Public Facilities) zoning or from MS-POA (Industrial and Service/Places of Assembly) to C1 (Neighborhood Business) on three parcels (521, 531 and 539 E. Weddell Drive), and from MS-ITR-R3-PD (Industrial and Service - Industrial to Residential/Medium Density Residential/Planned Development) to PF (Public Facilities) zoning on one parcel (1010 Morse Avenue - Seven Seas Park), and MS (Industrial and Service) to PF (Public Facilities) zoning on one parcel (Hetch Hetchy ROW); USE PERMIT for the use of an existing building (539 E. Weddell Drive) for a public charter middle school of up to 400 students.

Applicant / Owner: Sunnyvale International Church and Summit School (applicants) / Sunnyvale International Church (owner - 521 and 539 E. Weddell Drive), First Morning Light Chinese Christian Church (owner - 531 E. Weddell Drive), City of Sunnyvale (owner - 1010 Morse Avenue), and City and County of San Francisco (San Francisco Public Utilities Commission - Hetch Hetchy ROW).

Environmental Review: Negative Declaration

Councilmember Griffith stated that due to the proximity of his residence he would recuse himself from voting on the item, and he left the room.

Planning Officer Andy Miner provided the staff report. Director of Community Development Trudi Ryan, Director of Public Works Manuel Pineda and City

Attorney John Nagel provided additional information.

Applicant / Owner Jorge Marsal, Sunnyvale International Church, provided information about the proposal and spoke in support of the recommendation.

Applicant / Owner Eva Chin, representing First Morning Light Chinese Christian Church, spoke in support of the recommendation.

Applicant Kevin Bock, Executive Director and Principal of Summit Denali School, provided information regarding the proposal and spoke in support of the recommendation. Senior Director of Real Estate Norman LoPatin, Summit Denali, provided additional information.

Public Hearing opened at 8:13 p.m.

Sue Johnson, parent of students at Summit Denali, spoke in support of the proposed project.

Josie Jewett, grandparent of students at Summit Denali, spoke in support of the application.

Heather Chen, parent of students at Summit Denali, spoke in support of approval of the use permit.

Ralph Merrem, parent of students at Summit Denali, spoke in support of the school.

James Chen, parent of students at Summit Denali, spoke in support of the school and stated he believes that traffic impacts to the neighborhood and health impacts of proximity to Highway 101 will be limited.

Cathy Giblin, parent of a student at Summit Denali, provided information regarding the school's mentor program and spoke in support of the school.

Valerie Velasco, student at Summit Denali, spoke regarding the beneficial programs offered by Summit Denali and the importance of the school to her success.

Sherri Taylor, parent of a student at Summit Denali, spoke in support of the school.

Amelia Belhocine spoke regarding the health impacts of pollution near a freeway and traffic impacts.

Elizabeth Padilla spoke regarding traffic and health impacts of pollution near the freeway and spoke in support of upholding the decision of the Planning Commission. Padilla provided a PowerPoint presentation.

Sayed Sadat spoke in opposition to the use permit for the school to locate in an industrial zone and near a freeway.

Joyce Loewy spoke in opposition to locating the school at this site, citing concerns regarding construction of housing in the neighborhood, the industrial area, and traffic and health impacts near the freeway.

Stan Hendryx provided information regarding Summit Denali School.

Feri Zohouri spoke regarding environmental health concerns of locating the school near the freeway, and the impacts of increased traffic and congestion once the apartment complex is completed.

Kevin Bock responded to questions and concerns raised during the public hearing.

Public Hearing closed at 8:47 p.m.

MOTION: Councilmember Martin-Milius moved and Mayor Hendricks seconded the motion to approve Alternatives 2, 3, 4, and 5: 2) Make the required findings and adopt the Negative Declaration; 3) Adopt a resolution amending the General Plan land use designation from Industrial to School for 521, 531 and 539 E. Weddell Drive and from Industrial to Park for 1010 Morse Avenue and make no changes to the SFPUC Hetch Hetchy property; 4) Introduce an ordinance to rezone 521, 531 and 539 E. Weddell Drive from MS-POA to PF and 1010 Morse Avenue from MS-ITR-R3-PD to PF; and 5) Approve the Use Permit subject to the findings in Attachment 3 of the report and recommended Conditions of Approval in Attachment 8 of the report.

FRIENDLY AMENDMENT: Vice Mayor Larsson offered a friendly amendment to require the use permit applicant to pay for a two-year follow up traffic study of actual traffic and queuing on Weddell.

The friendly amendment was accepted by the maker and seconder of the motion.

FRIENDLY AMENDMENT: Councilmember Meyering offered a friendly amendment to require an interior air quality test in two years.

Councilmember Martin-Milius declined to accept the friendly amendment.

AMENDMENT: Councilmember Meyering moved to amend the motion to amend the use permit Conditions of Approval to include AT-11 that the applicant conduct an interior air quality test two years after occupancy and have the results published and if the results exceed thresholds the school be required to mitigate the aspects of the air quality that exceed the thresholds.

The motion to amend died due to lack of a second.

City Clerk Kathleen Franco Simmons read the ordinance titles.

The motion carried by the following vote:

Yes: 4 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Martin-Milius
Councilmember Davis

No: 1 - Councilmember Meyering

Recused: 1 - Councilmember Griffith

Council recessed at 9:19 p.m.

Council reconvened at 9:28 p.m. with all Councilmembers present.

- 4** [16-0357](#) Authorize the Conceptual Design Development of Maude Avenue Bikeways and Streetscapes Project

Director of Public Works Manuel Pineda provided the staff report. Transportation and Traffic Manager Shahid Abbas and Director of Community Development Trudi Ryan provided additional information.

Public Hearing opened at 10:21 p.m.

Kevin Jackson, Bicycle and Pedestrian Advisory Commission member speaking for himself, spoke in support of the recommendation and provided safety and hazard information in opposition to Alternative 2.

Daniel Howard provided information in response to Councilmember questions and spoke in support of Alternative 2.

Monica Schwenke requested no decision be made until the completion of construction at Bishop Elementary School, spoke regarding the need for traffic enforcement in the neighborhood, and stated most of the effects of the project will

impact low income residents.

Dave Jones, Chair of Bicycle and Pedestrian Advisory Commission, presented the recommendation of the Bicycle and Pedestrian Advisory Commission for Alternatives 1, 5 and 6, and provided an explanation of his support for Alternative 2 rather than Alternative 1.

John Cordes, Bicycle and Pedestrian Advisory Commission member speaking for himself, spoke in support of the staff recommendation and stated safety needs to be the best alternative.

Public Hearing closed at 10:45 p.m.

MOTION: Councilmember Martin-Milius moved and Councilmember Griffith seconded the motion to authorize Alternatives 1, 5 and 6: 1) Remove all on street parking and install bike lanes from Fair Oaks Avenue to Borregas Avenue; 5) Test/pilot improvements on westbound Maude Avenue at the Mathilda/Maude Intersection; and 6) Proceed with the pedestrian improvements.

The motion carried by the following vote:

Yes: 4 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius

No: 2 - Councilmember Meyering
Councilmember Davis

5 [16-0077](#) Receive Civic Center Modernization Project, Utility User Tax, and Sales Tax Polling Results, Provide Direction to Staff on Next Steps, and Approve Budget Modification 35

Assistant City Manager Kent Steffens and Curt Below, FM3 Consulting, provided the report. City Manager Deanna Santana provided additional information.

Public Hearing opened at 11:43 p.m.

Michael Goldman spoke against putting a measure on the ballot and regarding alternative sizes of libraries.

Daniel Bremond, speaking for himself, recommended taking the risk of placing a bond measure on the ballot in 2016 to finance the modernization of the Civic Center, and if it does not pass, proceed with the Utility User Tax measure.

Public Hearing closed at 11:48 p.m.

MOTION: Councilmember Griffith moved and Vice Mayor Larsson seconded the motion to approve Alternatives 1 and 2: 1) Direct staff to return to Council with ballot language for the November 2016 election that would modernize the City's Utility User Tax Ordinance without increasing rates; and 2) Approve Budget Modification 35 for \$92,500 from the General Fund Stabilization Reserve to fund services needed to provide public education materials related to a Utility User Tax ballot measure and authorize the City Manager to amend the agreement with Lew Edwards Group for these services.

AMENDMENT: Councilmember Meyering moved to amend the motion so that the \$92,000 comes from an equal proportion of reduction in the salaries of Councilmembers, the City Manager, the City Attorney and the Assistant City Managers.

The motion died due to lack of a second.

The motion carried by the following vote:

Yes: 4 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius

No: 2 - Councilmember Meyering
Councilmember Davis

MOTION: Councilmember Davis moved and Councilmember Griffith seconded the motion to approve Alternative 3: Direct staff to return to Council with project alternatives for the Civic Center Modernization Project that would establish priorities and use a phased approach for project implementation.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 1 - Councilmember Meyering

MOTION: Vice Mayor Larsson moved and Councilmember Martin-Milius seconded the motion to approve Alternative 4: Direct staff to return to Council with a

resolution that would declare City-owned properties located at former Onizuka Air Force Station (5.02 acres) and 1484 Kifer Road (4.74 acres) as surplus property.

The motion carried by the following vote:

Yes: 4 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius

No: 2 - Councilmember Meyering
Councilmember Davis

Following action on Item 5 at 12:06 a.m.:

MOTION: Councilmember Griffith moved and Councilmember Martin-Milius seconded the motion to take up Item 6.

The motion carried by the following vote:

Yes: 4 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius

No: 2 - Councilmember Meyering
Councilmember Davis

6 [16-0406](#) Positions on State and Local Ballot Measures for the June 7, 2016 Election

Senior Management Analyst Yvette Blackford provided the staff report.

Public Hearing opened at 12:07 a.m.

John Cordes spoke in support of the staff recommendation.

Public Hearing closed at 12:08 a.m.

MOTION: Councilmember Griffith moved and Councilmember Martin-Milus seconded the motion to take a support position on Measure AA.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 0

Abstain: 1 - Councilmember Meyering

MOTION: Councilmember Griffith moved and Councilmember Davis seconded the motion to take a support position on Measure A.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 0

Abstain: 1 - Councilmember Meyering

MOTION: Councilmember Griffith moved and Councilmember Martin-Milus seconded the motion to take a support position on Proposition 50.

The motion carried by the following vote:

Yes: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 0

Abstain: 1 - Councilmember Meyering

COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

None.

NON-AGENDA ITEMS & COMMENTS

-Council

None.

-City Manager

City Manager Santana reported the Planning Commission will consider the special development permit application for the downtown on May 23, and Council will hear the amendments to the ADDOPA on June 28.

City Manager Santana referred to the Information Only item regarding the Campaign Ethics Committee and noted the discontinuance of the practice of candidate video statements.

INFORMATION ONLY REPORTS/ITEMS

- | | |
|--------------------------------|--|
| <u>16-0445</u> | Tentative Council Meeting Agenda Calendar |
| <u>16-0275</u> | Information/Action Items |
| <u>16-0439</u> | Campaign Ethics Subcommittee (Information Only) |
| <u>16-0493</u> | Notice of Public Works Director's Decision on Final Maps
(Information Only) |
| <u>16-0495</u> | Study Session Summary of May 10, 2016 - Board and
Commission Interviews |

ADJOURNMENT

Mayor Hendricks adjourned the meeting at 12:15 a.m.