



# City of Sunnyvale

## Meeting Minutes - Draft City Council

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Tuesday, January 31, 2017

5:00 PM

Council Chambers, City Hall, 456 W. Olive  
Ave., Sunnyvale, CA 94086

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

### **5 P.M. SPECIAL COUNCIL MEETING (Study Session)**

#### **1 Call to Order in the Council Chambers (Open to the Public)**

Vice Mayor Larsson called the meeting to order at 5:02 p.m.

#### **2 Roll Call**

**Present:** 7 - Mayor Glenn Hendricks  
Vice Mayor Gustav Larsson  
Councilmember Jim Griffith  
Councilmember Larry Klein  
Councilmember Nancy Smith  
Councilmember Russ Melton  
Councilmember Michael S. Goldman

#### **3 Public Comment**

Vice Mayor Larsson announced public comment would be held following the presentation.

#### **4 Study Session**

[17-0086](#) Valley Transportation Authority (VTA) Presentation on the  
Next Network Draft Plan for Proposed Changes to Transit in  
Sunnyvale

Director of Public Works Manuel Pineda provided a brief introduction. Valley Transportation Authority Transportation Planner Adam Berger provided a report and PowerPoint presentation. City Manager Deanna Santana provided additional information.

Public Comment opened at 5:48 p.m.

The following speakers addressed the Council regarding this subject matter:  
Daniel Howard (provided written materials)

Kevin Jackson, Bicycle and Pedestrian Advisory Commission member, speaking for himself

Robert Neff

Serge Rudaz

Kerry Haywood, Moffett Park Business Group

Public Comment closed at 5:57 p.m.

## **5 Adjourn Special Meeting**

Vice Mayor Larsson adjourned the meeting at 5:59 p.m.

## **6 P.M. SPECIAL COUNCIL MEETING (Study Session)**

### **1 Call to Order in the Council Chambers (Open to the Public)**

Vice Mayor Larsson called the meeting to order at 6:01 p.m.

### **2 Roll Call**

**Present:** 7 - Mayor Glenn Hendricks  
Vice Mayor Gustav Larsson  
Councilmember Jim Griffith  
Councilmember Larry Klein  
Councilmember Nancy Smith  
Councilmember Russ Melton  
Councilmember Michael S. Goldman

### **3 Public Comment**

Vice Mayor Larsson announced public comment would be held following the presentation.

### **4 Study Session**

[17-0064](#) Land Use and Transportation Element and Environmental Impact Report

Director of Community Development Trudi Ryan provided the staff report and PowerPoint presentation.

Public Comment opened at 6:43 p.m.

The following speakers addressed the Council regarding this subject matter:

Diane Casey, DDS

Arlene Goetze

Sally Terris

Gary Guiffre, El Camino Real Plan Advisory Committee

Kevin Jackson, Horizon 2035 member, speaking for himself

Carol Weiss

Meredith Rupp, intern with Greenbelt Alliance South Bay

John Cordes, Bicycle and Pedestrian Advisory Commission member, speaking for himself

Arpila, Sierra Club Loma Prieta Chapter

Bruce Terris

Sue Harrison, LUTE CAP Committee, speaking for herself

Public Comment closed at 7:01 p.m.

## **5 Adjourn Special Meeting**

Vice Mayor Larsson adjourned the meeting at 7:02 p.m.

## **7 P.M. COUNCIL MEETING**

### **CALL TO ORDER**

Mayor Hendricks called the meeting to order.

### **SALUTE TO THE FLAG**

Mayor Hendricks led the salute to the flag.

### **ROLL CALL**

**Present:** 7 - Mayor Glenn Hendricks  
Vice Mayor Gustav Larsson  
Councilmember Jim Griffith  
Councilmember Larry Klein  
Councilmember Nancy Smith  
Councilmember Russ Melton  
Councilmember Michael S. Goldman

### **ORAL COMMUNICATIONS**

Councilmember Klein announced board and commission recruitment and an extended application deadline.

Josh Grossman, Housing and Human Services Commission, spoke in support of a Welcoming City resolution and submitted written materials.

### **CONSENT CALENDAR**

MOTION: Vice Mayor Larsson moved and Councilmember Klein seconded the motion to approve the Consent Calendar.

The motion carried by the following vote:

**Yes:** 7 - Mayor Hendricks  
Vice Mayor Larsson  
Councilmember Griffith  
Councilmember Klein  
Councilmember Smith  
Councilmember Melton  
Councilmember Goldman

**No:** 0

**1.A**     [17-0017](#)     Approve City Council Meeting Minutes of January 10, 2017

Approve the City Council Meeting Minutes of January 10, 2017 as submitted.

**1.B**     [16-1041](#)     Approve the List(s) of Claims and Bills Approved for Payment  
by the City Manager

Approve the list(s) of claims and bills.

**1.C**     [16-1135](#)     Award of Contract for the Energy-Efficient Light Emitting Diode  
(LED) Streetlight Conversion 2016 Project (F16-115)

1) Award a contract in substantially the same form as Attachment 1 to the report and in the amount of \$2,172,293 to Tanko Lighting, Inc. and authorize the City Manager to execute the contract when all necessary conditions have been met; and 2) approve a contract contingency in the amount of \$127,707.

**1.D**     [17-0046](#)     Award of Bid No. PW17-08 for Annual Slurry Seal 2017 and  
Finding of CEQA Categorical Exemption

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 streets involving negligible or no expansion of the existing use, 2) Award a construction contract, in substantially the same format as Attachment 2 to the report and in the amount of \$523,456, to Intermountain Slurry Seal, Inc. for the 2017 Annual Slurry Seal Project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; and 3) Approve a 10% construction contingency in the amount of \$52,346.

**1.E**     [17-0047](#)     Receive and File the City of Sunnyvale Investment Report -

## 4th Quarter 2016

Receive and file the City of Sunnyvale FY 2016/17 Fourth Quarter 2016 (Period 7) Investment Report.

- 1.F**      [17-0055](#)      Award of Contract for the Preparation of a Caltrain Grade Separation Study at Mary and Sunnyvale Avenues (F17-001) and Approval of Budget Modification No. 29 in the Amount of \$229,794 (2016 Council Study Issue)

1) Award a contract, in substantially the same form as Attachment 1 to the report and in an amount not to exceed \$663,449 to BKF Engineers, and authorize the City Manager to execute the contract when all the necessary conditions have been met; 2) approve a 10% contract contingency in the amount of \$66,345; and 3) approve Budget Modification No. 29 to provide \$229,794 in additional project funding.

**PUBLIC HEARINGS/GENERAL BUSINESS**

- 2**            [17-0040](#)      Proposed Modification to the Water Rate Structure for Mobile Home Parks for Fiscal Year 2016/17

Director of Finance Tim Kirby provided the staff report and stated no protests were received.

Public Hearing opened at 7:12 p.m.

No speakers.

Public Hearing closed at 7:12 p.m.

MOTION: Councilmember Klein moved and Councilmember Smith seconded the motion to approve Alternatives 1 and 2: 1) Find that the project is exempt from CEQA pursuant to Public Resources Code Section 21080(b)(8) and CEQA Guideline 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 2) Adopt a Resolution to Modify the FY 2016/17 Utility Fee Schedule for mobile home park owners.

The motion carried by the following vote:

**Yes: 7 -** Mayor Hendricks  
Vice Mayor Larsson  
Councilmember Griffith  
Councilmember Klein  
Councilmember Smith  
Councilmember Melton  
Councilmember Goldman

**No: 0**

- 3**      [17-0024](#)      Authorize the City Manager to Execute a Memorandum of Understanding (MOU) for Recycling and Solid Waste Processing and Transfer Services with the City of Milpitas and Approve the Addendum to the Previously Certified SMaRT Station Environmental Impact Report

Director of Environmental Services John Stufflebean provided the staff report. City Manager Santana provided additional information.

Public Hearing opened at 7:16 p.m.

No speakers.

Public Hearing closed at 7:16 p.m.

MOTION: Councilmember Smith moved and Councilmember Melton seconded the motion to approve Alternatives 1 and 2: 1) Authorize the City Manager to execute the MOU for Recycling and Solid Waste Processing and Transfer Services with City of Milpitas for the SMaRT Station to process, transfer and market or dispose recyclables, yard trimmings and municipal solid waste; 2) Make the Findings Required by the California Environmental Quality Act (CEQA) in Attachment 5 in the report and Approve the Addendum to the Previously Certified SMaRT Station Environmental Impact Report.

The motion carried by the following vote:

**Yes: 7 -** Mayor Hendricks  
Vice Mayor Larsson  
Councilmember Griffith  
Councilmember Klein  
Councilmember Smith  
Councilmember Melton  
Councilmember Goldman

**No: 0**

- 4**      [17-0141](#)      Amend the Schedule of Pay in the Salary Resolution to provide Salary Increases effective February 12, 2017, for Pay Plan Category A (Public Safety Dispatcher, Senior Public Safety Dispatcher, and Public Safety Dispatcher-In-Training) pursuant to the City's current Memorandum of Understanding (MOU) with the Communication Officers Association (COA)

Director of Human Resources Teri Silva provided the staff report.

Public Hearing opened at 7:21 p.m.

No speakers.

Public Hearing closed at 7:21 p.m.

MOTION: Vice Mayor Larsson moved and Councilmember Melton seconded the motion to approve Alternative 1: Adopt a Resolution Amending the City's Salary Resolution to Amend the Schedule of Pay for Pay Plan Category A (Public Safety Dispatcher, Senior Public Safety Dispatcher, and Public Safety Dispatcher In Training) pursuant to the City's current MOU with the COA.

The motion carried by the following vote:

**Yes: 7 -** Mayor Hendricks  
Vice Mayor Larsson  
Councilmember Griffith  
Councilmember Klein  
Councilmember Smith  
Councilmember Melton  
Councilmember Goldman

**No: 0**

- 5**      [17-0112](#)      Introduce an Ordinance to Repeal Chapter 9.54 (Human Habitation of Vehicles) of Title 9 (Public Health, Safety and Welfare) and Amend Section 10.16.140 (Parking for Certain Purposes Prohibited) of Chapter 10.16 (Parking Regulations) of Title 10 (Vehicles and Traffic) of the Sunnyvale Municipal Code

Deputy Chief of Public Safety Dave Pitts provided the staff report.

Public Hearing opened at 7:28 p.m.

No speakers.

Public Hearing closed at 7:28 p.m.

MOTION: Councilmember Klein moved and Councilmember Smith seconded the motion to approve Alternative 1: Introduce an Ordinance (presented as Attachment 1 to this report) to Repeal Chapter 9.54 (Human Habitation of Vehicles) of Title 9 (Public Health, Safety and Welfare) and Amend Section 10.16.140 (Parking for Certain Purposes Prohibited) of Chapter 10.16 (Parking Regulations) of Title 10 (Vehicles and Traffic) of the Sunnyvale Municipal Code.

City Clerk Kathleen Franco Simmons read the ordinance title.

The motion carried by the following vote:

**Yes:** 7 - Mayor Hendricks  
Vice Mayor Larsson  
Councilmember Griffith  
Councilmember Klein  
Councilmember Smith  
Councilmember Melton  
Councilmember Goldman

**No:** 0

#### **COUNCILMEMBERS REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS**

Councilmember Melton reported his attendance as an alternate at a meeting of the Airport Land Use Commission in which Sunnyvale's Land Use and Transportation Element was presented and discussed.

Councilmember Klein reported his attendance at a meeting of the ABAG General Assembly and provided information regarding the ABAG merger with MTC.

#### **NON-AGENDA ITEMS & COMMENTS**

##### **-Council**

Councilmember Goldman expressed appreciation for the strategic priorities sessions.

Councilmember Smith spoke regarding immigration issues and offered a motion that Council make a statement regarding its support of immigrants at a future meeting.

Mayor Hendricks suggested that rather than making it a formal motion, he would prefer to take it as input and work with the city manager to come back to Council with an item for consideration or with information.

Councilmember Smith withdrew the motion.



**-City Manager**

City Manager Santana reported letters were sent to the FAA today and copies would be provided to Council; noted the 4:30 p.m. Closed Session start time on February 7; stated the Onizuka and Unilever items would be separated; Onizuka would be considered on February 7 and Unilever on a separate date; reported a Closed Session was added on February 21 at 5 p.m.; and reported Summit Denali School had a court order to comply by January 27 and received their temporary certificate of occupancy today.

**INFORMATION ONLY REPORTS/ITEMS**

[17-0020](#) Tentative Council Meeting Agenda Calendar

[17-0014](#) Information/Action Items

**ADJOURNMENT**

Mayor Hendricks adjourned the meeting at 7:38 p.m.