



# City of Sunnyvale

## Meeting Minutes City Council

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Tuesday, June 18, 2019

5:00 PM

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

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

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

Vice Mayor Melton announced the items for Closed Session and invited any members of the public to make public comments before the meeting.

#### **1 Call to Order in the West Conference Room**

Vice Mayor Melton called the meeting to order at 5:00 p.m.

#### **2 Roll Call**

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

#### **3 Public Comment**

None.

#### **4 Convene to Closed Session**

[19-0666](#)

CONFERENCE WITH LEGAL COUNSEL-SETTLEMENT OF  
WORKER'S COMPENSATION CLAIMS

Closed Session held pursuant to California Government Code  
Section 54956.95(b):

Name of Case: Holliday, Jason v. City of Sunnyvale (WCAB  
Case No. ADJ11930828)

[19-0273](#)

Closed Session held pursuant to California Government Code  
Section 54957.6:

**CONFERENCE WITH LABOR NEGOTIATORS**

Agency designated representatives: Tina Murphy, Director of Human Resources; Kent Steffens, City Manager

Employee organization: Sunnyvale Managers Association (SMA) and Sunnyvale Employees Association (SEA)

**5 Adjourn Special Meeting**

Vice Mayor Melton adjourned the meeting at 5:25 p.m.

**6 P.M. SPECIAL COUNCIL MEETING (Study Session)****1 Call to Order in the West Conference Room (Open to the Public)**

Vice Mayor Melton called the meeting to order at 6:00 p.m.

**2 Roll Call**

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

Vice Mayor Melton announced Council will hear Item 3- Public Comment after Item 4 – Study Session.

**4 Study Session**

[19-0424](#)

6 P.M. SPECIAL COUNCIL MEETING (Study Session)  
Master Plan for Public Art - Preliminary Findings and Recommendations

Superintendent of Community Services Damon Sparacino provided the staff report and presentation.

**3 Public Comment**

Public Comment opened at 6:42 p.m.

The following individuals addressed the Council:

Misuk Park  
Sue Serrone  
Richard Mehlinger  
Mike Serrone  
Jérémie Gluckman

Public Comment closed at 6:53

## **5 Adjourn Special Meeting**

Vice Mayor Melton adjourned the meeting at 6:55 p.m.

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

### **CALL TO ORDER**

Mayor Klein called the meeting to order at 7:02 p.m.

### **SALUTE TO THE FLAG**

### **ROLL CALL**

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

### **CLOSED SESSION REPORT**

Vice Mayor Melton reported the Council met in Closed Session held pursuant to California Government Code Section 54956.95(b): CONFERENCE WITH LEGAL COUNSEL SETTLEMENT OF WORKER'S COMPENSATION CLAIMS Name of Case: Holliday, Jason v. City of Sunnyvale (WCAB Case No. ADJ11930828); nothing to report.

Vice Mayor Melton reported the Council met in Closed Session held pursuant to California Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS Agency designated representatives: Tina Murphy, Director of Human Resources; Kent Steffens, City Manager Employee organization: Sunnyvale Managers Association (SMA) and Sunnyvale Employees Association (SEA); nothing to report.

**SPECIAL ORDER OF THE DAY**

[19-0075](#) SPECIAL ORDER OF THE DAY - Ceremonial Oath of Office  
for Board and Commission Members

City Clerk David Carnahan administered the Oath of Office to incoming Board and Commission Members.

**ORAL COMMUNICATIONS**

Maria Hamilton commented regarding the importance of project applicants and City of Sunnyvale following City policies.

Jan Peterson requested the City address a non-functional traffic signal on Polk Avenue.

Bill Hawks reiterated concerns regarding the safety issues caused by the non-functional traffic signal on Polk Avenue.

**CONSENT CALENDAR**

MOTION: Vice Mayor Melton moved and Councilmember Smith seconded the motion to approve Items 1.A through 1.E.

The motion carried with the following vote:

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

**No: 0**

**1.A** [19-0603](#) Approve City Council Meeting Minutes of June 11, 2019  
Approve the City Council Meeting Minutes of June 11, 2019 as submitted.

**1.B** [19-0334](#) 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**      [19-0572](#)      Award of Contract to TJKM Transportation Consultants for Sunnyvale Traffic Signal Improvements Upgrades Project Re-Bid(F19-092)

Take the following actions:

- Award a contract in substantially the same form as Attachment 1 to the report in the amount of \$467,145 to TJKM and authorize the City Manager to execute the contract when all necessary conditions have been met.
- Approve a 10% contingency in the amount of \$46,715.

- 1.D**      [19-0573](#)      Award of Three On-Call Contracts for Surveying Support Services (F19-097)

Take the following actions:

- Award three (3) three year on call surveying support services contracts in substantially the same form as Attachment 1 to the report to: Giuliani & Kull San Jose, Inc., Siegfried, and Wilsey Ham, in the amount of \$135,000 each.
- Authorize the City Manager to execute the contracts when all necessary conditions have been met.
- Delegate authority to the City Manager to extend each contract for up to two additional years based upon available funding, need, pricing, and service.
- Delegate authority to the City Manager to modify each contract based upon available funding.

- 1.E**      [19-0522](#)      Modify a Purchase Order with Corix Water Products US Inc. for Piping Supplies for Water and Sewer Services (F19-182)

Take the following action:

- Authorize the City Manager to amend the not to exceed amount of the existing purchase order with Corix Water Products US Inc. for piping supplies, to increase the not to exceed amount by \$20,478 for a new contract amount of \$380,478.

### **PUBLIC HEARINGS/GENERAL BUSINESS**

- 2**      [19-0362](#)      Summary of California Voting Rights Act Phase 1 Community Input, Direction on Number of City Council Districts for a March 2020 Ballot Measure to Amend the City Charter to Implement City Council By-District Elections, and Summary of Phase 2 Next Steps.

Deputy City Manager Jaqui Guzman provided the staff report and presentation.

Public Hearing opened at 8:17 p.m.

Tim Kerr shared his support of a 7-member district voting system with a council elected mayor.

Holly Lofgren voiced a preference for a 7-member district voting system. She noted that taxpayer funds would be at stake if a lawsuit prevailed against the City.

Rose-Marie Twu encouraged the City to consider voting options beyond the 7-member district voting system and the 6+1-member district voting system, including a "4+3" district voting system.

Galen Davis supposed that district based elections are not likely to result in the balkanization some had suggested was a product of district based elections.

Serge Rudaz encouraged Council delay suggesting a voting system until residents were provided access to Maptitude software to view and draft potential district maps.

Linda Davis conveyed her support for a "4+3" district voting system and advised she shared a draft community outreach report with Council.

John Howe shared his support for a 6+1-member district voting system with a directly elected mayor.

Steve Scandalis voiced his support of a 7-member district voting system. He stated concerns regarding the influence of campaign contributions on a directly elected mayor.

Jonathan Stein, Asian Law Caucus advised that race of communities of interested can be considered when moving towards California Voting Rights Act compliance.

Dave Jones voiced support of a 7-member district voting system with a council elected mayor.

Mike Serrone urged the City review the impact of various district voting systems on minority distribution within districts.

Misuk Park highlighted the importance of communication with the public.

Richard Mehlinger promoted the creation of an independent districting commission and a 6+1-member district voting system with a directly elected mayor.

Jannette Brambila shared concerns regarding minority representation under a “4+3” district voting system.

Evelyn Rocha shared support for a 7-member district voting system or a 6+1-member district voting system.

Steve Chessin, President, Californians for Electoral Reform proposed a transition to district-based elections by ordinance instead of through a charter amendment election.

Prakash Giri shared his support for a 7-member district voting system with a council selected mayor.

Martin Pyne suggested Council provide direction regarding district map evaluation criteria during the current agenda item.

Public Hearing closed at 9:03 p.m.

MOTION: Councilmember Hendricks moved and Councilmember Larsson seconded the motion to direct staff to prepare a ballot measure amending the Charter to change the electoral system from seven at-large numbered seats to six district seats and an at-large, directly elected mayor and engage in a public process for district-map drawing to determine the boundaries for six city council districts.

The motion carried with the following vote:

**Yes: 5 -** Mayor Klein  
Vice Mayor Melton  
Councilmember Larsson  
Councilmember Hendricks  
Councilmember Fong  
**No: 2 -** Councilmember Smith  
Councilmember Goldman

The Council recessed at 9:52 p.m. and reconvened at 9:58 p.m. with all Councilmembers present.

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

Councilmember Hendricks shared the release of a Santa Clara County Civil Grand Jury Report titled, Inquiry into Governance of the Valley Transportation Authority. The report requests the City of Sunnyvale respond to a portion of the findings.

Councilmember Smith reported her attendance at League of California Cities Policy Committee meetings.

Mayor Klein shared his attendance at a meeting with State Assemblymember David Chiu.

**NON-AGENDA ITEMS & COMMENTS**

**-Council**

Councilmember Hendricks noted that several City Staff spoke with individuals following Oral Communications comments pertaining to a non-functional traffic signal on Polk Avenue.

Councilmember Smith shared the granting of certain rate negotiation authority by Silicon Valley Clean Energy to the organization's Chief Executive Officer (CEO).

Mayor Klein reminded Council of the upcoming board and commission recognition reception.

**-City Manager**

None.

**INFORMATION ONLY REPORTS/ITEMS**

<a href="#">19-0605</a>	Information/Action Items
<a href="#">19-0606</a>	Board/Commission Meeting Minutes
<a href="#">19-0604</a>	Tentative Council Meeting Agenda Calendar



**ADJOURNMENT**

Mayor Klein adjourned the meeting at 10:07 p.m.