



City of Sunnyvale

Meeting Minutes City Council

Tuesday, June 23, 2020

7:00 PM

Telepresence Meeting: City Web Stream |
Comcast Channel 15

**Regular Meeting - 7 PM | Special Joint Meeting of the City Council and the Sunnyvale
Financing Authority - 7 PM (or as soon thereafter as the matter may be heard)**

7 P.M. COUNCIL MEETING

CALL TO ORDER

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, the meeting was conducted telephonically.

Mayor Klein called the meeting to order at 7:01 p.m. via teleconference.

ROLL CALL

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

Mayor Klein, Vice Mayor Smith and all Councilmembers attended via teleconference.

ORAL COMMUNICATIONS

Tingyee Chang voiced support for amending the budget to defund and dismantle the Department of Public Safety (DPS). She suggested reducing the Department's budget by 75 percent, suspending weapon purchases, not hiring new personnel and removing public safety officers from school campuses.

Frank Tavares shared support for amending the budget to defund DPS and

investing in social workers that are specialized in deescalating situations.

Leslie communicated support for defunding DPS.

Julie Wasiuk voiced support for redirecting funds from DPS and investing in health initiatives for the community such as mental health services.

Jessica Salans shared support for defunding DPS and investing in services for the community such as mental health care, housing and education needs.

Max Joyner communicated support for defunding DPS.

CONSENT CALENDAR

MOTION: Vice Mayor Smith moved and Councilmember Melton seconded the motion to approve agenda items 1.A through 1.I.

The motion carried with the following vote:

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

No: 0

1.A [20-0539](#) Approve City Council Meeting Minutes of June 9, 2020

Approve the City Council Meeting Minutes of June 9, 2020 as submitted.

1.B [20-0397](#) 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 [20-0449](#) Authorize the Issuance of a Blanket Purchase Order to
Ferguson Enterprises, LLC for Meter Boxes, Lids and Vaults
(F20-101)

Take the following actions:

- Authorize the issuance of a blanket purchase order in a not-to exceed amount of

\$175,000, in substantially the same form as Attachment 2 to the report, to Ferguson Enterprises, LLC for meter boxes, lids and vaults; and

- Authorize the City Manager to amend and renew the purchase order for two additional one-year periods, subject to available budget, if pricing and service remain acceptable to the City.

1.D [20-0495](#) Modify a Blanket Purchase Order with ImageX for Printing Services (F20-152)

Authorize the City Manager to amend the existing blanket purchase order with ImageX for printing services, in substantially the same format as Attachment 1 to the report, increasing the not-to-exceed amount by \$20,134.67 for a new total not-to-exceed amount of \$118,134.67.

1.E [20-0555](#) Amend an Existing Contract with West Valley Staffing Services for Temporary Personnel Services (F20-170)

Take the following actions:

- Authorize the City Manager to execute the second amendment to an existing contract with West Valley Staffing Services of Sunnyvale, for temporary personnel services, increasing the not-to-exceed amount by \$70,045.53 for a new not-to-exceed total amount of \$169,995.53; and

- Authorize the City Manager to further amend the contract to extend the term for two additional years, revise the scope of work and/or increase contract amounts, subject to available budget, provided pricing and services remain acceptable.

1.F [20-0553](#) Adopt a Resolution Amending the City's Salary Resolution and Schedule of Pay to Increase Salaries for Pay Plan Category C (Public Safety Officers' Association) and Pay Plan Category M (Public Safety Managers' Association) Effective July 12, 2020

Adopt a Resolution amending Resolution No. 190-05, the City's Salary Resolution, to increase salaries for Pay Plan Category C (Classified Public Safety Officers and Lieutenants) and Pay Plan Category M (Public Safety Captains and Public Safety Deputy Chiefs) effective July 12, 2020.

1.G [20-0602](#) Adopt a Resolution Calling a General Municipal Election to be Held in the City of Sunnyvale on Tuesday, November 3, 2020 for the Election of Councilmembers from Districts 2, 4 and 6 and for the Office of the Mayor; Requesting Consolidation With the Statewide General Election and Election Services From

the Santa Clara County Board of Supervisors; Providing
Regulations for Candidates' Statements

Adopt a Resolution calling a General Municipal Election to be held in the City of Sunnyvale on Tuesday, November 3, 2020 for the Election of Councilmembers to Districts 2, 4, 6 and the Office of Mayor; requesting consolidation with the Statewide General Election and Election Services from the Santa Clara County Board of Supervisors; and providing regulations for candidates' statements.

- 1.H** [20-0620](#) Adopt a Resolution Confirming a Local Emergency Order of the Director of Emergency Services Regarding Allowing Temporary Outdoor Dining Areas on Private Property in the City of Sunnyvale in Response to Public Health Concerns Because of the Novel Coronavirus (COVID-19)

Adopt a Resolution ratifying the City Manager/Director of Emergency Services' Order regarding temporary outdoor dining areas on private property in the City of Sunnyvale.

- 1.I** [20-0619](#) Adopt Uncodified Ordinance No. 3160-20 to amend Title 19 of the Sunnyvale Municipal Code to Authorize One-Year Extensions of Land Use Entitlements and Legal Non-Conforming Uses Due to the COVID-19 Emergency

Adopt Ordinance No. 3160 20.

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

CALL TO ORDER

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, the meeting was conducted telephonically.

Authority Chair / Mayor Klein called the Sunnyvale Financing Authority meeting to order at 7:21 p.m. via teleconference.

ROLL CALL

Present: 7 - Authority Chair / Mayor Larry Klein
Authority Vice Chair / Vice Mayor Nancy Smith
Authority Member / Councilmember Gustav Larsson
Authority Member / Councilmember Glenn Hendricks
Authority Member / Councilmember Russ Melton

Authority Member / Councilmember Michael S. Goldman
Authority Member / Councilmember Mason Fong

Authority Chair / Mayor Klein, Authority Vice Chair / Vice Mayor Smith and all Authority Members / Councilmembers attended via teleconference.

PUBLIC COMMENT (ON SPECIAL MEETING ITEMS ONLY)

Public Comment opened at 7:22 p.m.

No speakers.

Public Comment closed at 7:22 p.m.

CONSENT CALENDAR

MOTION: Authority Vice Chair Smith moved and Authority Member Melton seconded the motion to approve agenda item 2.A.

The motion carried with the following vote:

Yes: 7 - Authority Chair Klein
Authority Vice Chair Smith
Authority Member Larsson
Authority Member Hendricks
Authority Member Melton
Authority Member Goldman
Authority Member Fong

No: 0

2.A [20-0379](#) Approve the Joint City Council and Sunnyvale Financing
Authority Meeting Minutes of June 9, 2020

PUBLIC HEARINGS/GENERAL BUSINESS

3 [20-0351](#) City Council Adoption of the FY 2020/21 Budget, Fee
Schedule and Appropriations Limit, Approve Budget
Modification No. 29 to Appropriate Community Development
Block Grant CARES Funding, and Sunnyvale Financing
Authority Adoption of the FY 2020/21 Budget

Finance Director Tim Kirby provided the staff report.

Public Hearing opened at 7:28 p.m.

Benjamin Hertzberg voiced support for shifting funds away from the Department of Public Safety (DPS). He inquired regarding the recommended budget including funds for DPS recruitment and selection; he believes that the Department announced a hiring freeze for the year.

Frank Tavares communicated support for amending the budget to defund DPS.

Max Joyner voiced support for defunding DPS.

Jessica Salans shared support for defunding DPS. She spoke about upcoming vacancies on the City Council.

Megan King communicated support for defunding and dismantling DPS. She suggested investing in community resources such as housing, health care and education.

Martin Pyne voiced support for Council to agendaize a discussion of a budget modification or study issue addressing DPS funding.

Public Hearing closed at 7:43 p.m.

City Council

MOTION: Councilmember Hendricks moved and Councilmember Melton seconded the motion to approve alternatives 1 and 4:

1. adopt the resolutions presented as Attachment 1 to the report (including Exhibit A), Attachment 2 (including Exhibits A through D), and Attachment 3 (including Exhibit A) to the report that provide for the adoption of the Fiscal Year (FY) 2020/21 Fee Schedule, Budget and Appropriations Limit; and
4. approve Budget Modification No. 29.

The motion carried with the following vote:

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

No: 0

Sunnyvale Financing Authority

MOTION: Authority Member Melton moved and Authority Member Hendricks seconded the motion to approve alternative 2: adopt the FY 2020/21 Budget Resolution (Sunnyvale Financing Authority) presented as Attachment 4 to the report.

The motion carried with the following vote:

Yes: 7 - Authority Chair Klein
Authority Vice Chair Smith
Authority Member Larsson
Authority Member Hendricks
Authority Member Melton
Authority Member Goldman
Authority Member Fong

No: 0

ADJOURN SPECIAL MEETING

Authority Chair / Mayor Klein adjourned the Sunnyvale Financing Authority meeting at 8:31 p.m.

RECONVENE TO CITY COUNCIL MEETING

Mayor Klein reconvened the City Council Meeting at 8:31 p.m.

- 4** [20-0503](#) Proposed Utility Rate Increases for FY 2020/21 Rates for Water, Wastewater, and Solid Waste Utilities for Services Provided to Customers Within and Outside City Boundaries; Finding of CEQA Exemption Pursuant to Public Resource

Code Section 21080(b)(8) and CEQA Guidelines Section
15273

Finance Director Tim Kirby provided the staff report.

Public Hearing opened at 8:38 p.m.

No speakers.

Public Hearing closed at 8:38 p.m.

MOTION: Vice Mayor Smith moved and Councilmember Melton seconded the motion to approve alternative 1 and alternative 2 as amended:

1. find that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(8) and CEQA Guidelines Section 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 making no change to water or solid waste rates and increasing wastewater rates for Fiscal Year (FY) 2020/21.

The motion carried with the following vote:

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

No: 0

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

Councilmember Fong shared his attendance at a Valley Transportation Authority State Route (SR) 85 Corridor Policy Advisory Board meeting and details of the Board's support of a median transit lane dedicated to public transit or shuttle services.

Vice Mayor Smith shared her attendance at a League of California Cities Housing, Community and Economic Development Policy Committee meeting and details of

the Committee's support of various legislation.

Mayor Klein shared his attendance at an Association of Bay Area Governments General Assembly meeting and that the recommended budget for Fiscal Year 2020/21 was approved. He shared his attendance at a Cities Association of Santa Clara County-Executive Board meeting and details of COVID-19 testing planned in Sunnyvale.

NON-AGENDA ITEMS & COMMENTS

-Council

Councilmember Fong inquired on the number of Listening Sessions scheduled and requested an overview of the process related to Council.

City Manager Kent Steffens announced that Thursday's Listening Session is for the general public and that staff is working on identifying a date for a second session specifically for students. Mr. Steffens indicated that a process has yet to be determined and will depend on the information shared at the sessions.

Councilmember Fong inquired on Councilmembers' level of participation in the Listening Session.

Mr. Steffens announced that a meeting notice for the Listening Session was published to allow for a quorum of Council. The Listening Session is not designed to allow for discussion among Councilmembers and City staff.

Councilmember Goldman inquired on the status of forming an advisory committee related to redistricting and census.

Mr. Steffens announced that further discussions related to formation of an advisory committee will take place in the Fall with appointments to the committee being done in early 2021.

Mayor Klein recognized Councilmember Hendrick's for his work with the Valley Transportation Agency helping bring Bay Area Rapid Transit (BART) services to Santa Clara County.

-City Manager

City Manager Kent Steffens announced details of the COVID-19 testing availability at the Sunnyvale Murphy Park Building.

INFORMATION ONLY REPORTS/ITEMS

- [20-0540](#) Tentative Council Meeting Agenda Calendar
- [20-0541](#) Information/Action Items
- [20-0617](#) Mayoral Announcement of Mayor-Appointed Ad Hoc Advisory Committee on City Attorney Compensation (Information Only)

ADJOURNMENT

Mayor Klein adjourned the meeting at 9:01 p.m.