

NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL
TUESDAY, MARCH 4, 2008
COUNCIL CHAMBERS, 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA

4 P.M. SPECIAL COUNCIL MEETING (Study Session)

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene Study Session – **Presentation by Executive Search Firms Regarding Recruitment Process for New City Manager**
4. Public Comments
5. Adjourn Special Meeting

7 P.M. REGULAR MEETING

SALUTE TO THE FLAG

ROLL CALL

(Per Council Policy, the 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 and will be placed at the beginning of the public hearings/general business portion of the ensuing agenda. At approximately 9:30 p.m., Council will make an announcement indicating that items may not be heard after 11:30 p.m. Information provided herein could be subject to change from date of printing of the agenda to the date of the meeting.)

SPECIAL ORDER OF THE DAY– Lakewood Color Guard Leading Pledge of Allegiance

SPECIAL ORDER OF THE DAY– Arbor Day Proclamation

PUBLIC ANNOUNCEMENTS

Each speaker is limited to three minutes for announcements of community events, programs, or recognition.

CONSENT CALENDAR

- 1.A. MOTION Approval of Draft Minutes of February 26, 2008
- 1.B. MOTION Approval of Information/Action Items – Council Directions to Staff

Fiscal Items

- 1.C. MOTION List of Claims and Bills Approved for Payment by the City Manager –
RTC 08–066 List No. 390

Staff Recommendation: Council reviews the attached list of bills.

Staff Contact: Mary Bradley, (408) 730-7398

- 1.D. MOTION Notice of Intent to Apply for, Accept, and Appropriate a Grant in the
RTC 08–069 Amount of \$33,000 from the California Department of Forestry and Fire
Protection (CAL FIRE) to Implement the Urban Forestry Management
Plan and Budget Modification No. 40

Staff Recommendation:

- Council adopts the Resolution of Support and authorizes staff to apply for the CAL FIRE Grant.
- Council authorizes acceptance of the grant if awarded, Budget Modification No. 40, and appropriates funds to a special two year project to implement the Urban Forestry Management Plan.

Staff Contact: Leonard Dunn, (408) 730-7598

Contract Items

- 1.E. MOTION Authorization to Modify an Existing Contract for Engineering Design
RTC 08–070 and Construction Support Services for the Replacement of the
Materials Recovery System at the SMaRT Station (F0701-65)

Staff Recommendation:

- Council authorizes the requested modifications to an existing contract with URS Corporation, in substantially the same form as the attached draft Second Amendment to the Consultant Services Agreement and in an amount not to exceed \$364,078 for engineering design and construction support services for the replacement of the Materials Recovery System at the SMaRT Station; and
- Council approves a provision for optional services in the amount of \$200,000.

Staff Contact: Mary Bradley, (408) 730-7398

Other Items

- 1.F. MOTION Ratification of Council Intergovernmental Committee Appointments
RTC 08–068

Staff Recommendation: Council ratifies the appointment of Councilmember Moylan to the National League of Cities' Transportation, Infrastructure and Services (TIS) Policy and Advocacy Committee.

Staff Contact: Yvette Agredano, (408) 730-7536

- 1.G. ORDINANCE Adoption of Ordinance No. 2867-08 to Rezone Certain Property
No. 2867-08 Located at 495 Central Avenue from R-0 (Low Density Residential) to
R-1.5/PD (Low-Medium Density Residential/Planned Development)
Zoning District

Staff Recommendation: Council approves the second reading of Ordinance No. 2867-08.

Staff Contact: David Kahn, (408) 730-7464

**STAFF RESPONSES TO
PRIOR PUBLIC COMMENTS**

Staff may provide further information or clarification for the community's benefit in response to public comments made at previous Council meetings. Staff will not necessarily respond to all public comments.

PUBLIC COMMENTS

*This category 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 three minutes per speaker**. If your subject is **not** on this evening's agenda you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the City Clerk. Individuals are limited to one appearance during this section.*

PUBLIC HEARINGS/GENERAL BUSINESS

*If you wish to speak to a public hearings/general business item, please fill out a speaker card and give it to the city clerk. You will be recognized at the time the item is being considered by Council. **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 10 minutes for closing comments.***

2. ORDINANCE Ordinance Amending Sections of the Municipal Code Title II, Chapter
 MOTION 2.10, Allowing Use of the Internet as an Option for Publishing City
 RTC 08-071 Council Meeting Agendas, Digests of Actions, Ordinances and Legal
 Notices

Staff Recommendation: Council adopts the Ordinance amending Municipal Code Title 2, Chapter 2.10, Publication of Legal Notices, to include the option of Internet publication of agendas and the digest of actions, legal notices and Ordinances as permitted by law.
Staff Contact: Gail Borkowski, (408) 730-7474

NON-AGENDA ITEMS & COMMENTS

- Council
- Staff

INFORMATION ONLY REPORTS/ITEMS

- Tentative Council Meeting Agenda Calendar
- Draft Minutes of the Bicycle and Pedestrian Advisory Commission Meeting of February 21, 2008
- Study Session Summary – Council Security
- Study Session Summary – Equitable Adjustment to GreenTeam/Zanker Compensation Resulting from Materials Recovery Facility Construction Shutdown

ADJOURNMENT TO CONTINUED STUDY SESSION

Notice to the Public:

The agenda reports to council (RTC's) may be viewed on the City's Web site at <http://sunnyvale.ca.gov> after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Ave. as of Fridays prior to Tuesday City Council meetings. Please contact the Office of the City Clerk at (408) 730-7483 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.

Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (29 CFR 35.104 ADA Title II).

GUIDELINES FOR ADDRESSING THE CITY COUNCIL

Public Announcement – Beginning of Council Meeting

- Three minutes or less per speaker.
- Speakers are requested to give their name (address is optional).
- Recognition of a special achievement.
- Announcement of public event with definite time and date.
- Public events that are of community-wide interest that occur on an annual basis. (only announce one time).

Public Hearing – Order of Hearing as Follows:

- Opening remarks by the applicant (if applicable) are limited to 10 minutes.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Anyone interested in addressing the Council (may only speak one time).
- Closing remarks by the applicant (if applicable) are limited to 10 minutes.
- Time limit of three minutes per person (may be extended at discretion of mayor). Please make comments brief and be prepared to provide new input.

Public Comments

- Any item relevant to the City of Sunnyvale.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Items not on the agenda.
- Items that do not fall within the scope of the public announcement section.
- This category is limited to 15 minutes (may be extended or continued after the public hearing/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the city clerk. Individuals are limited to one appearance during this section.

Planning a presentation for a City Council/Planning Commission meeting?

To assist you in utilizing the technology available in the Council Chambers, the publication "*How to Make Your Council Chambers Presentation More Effective*" may be helpful. Copies are available on the tables located at the back of the Council Chambers prior to scheduled City Council and Planning Commission meetings. You may also pick up a copy at the Office of the City Clerk or visit the City's Web site at <http://sunnyvale.ca.gov>.

Planning to present 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 city clerk** (located to the left of the Council dais). The city clerk will distribute your items to the Council.

SCHEDULED COUNCIL MEETINGS

DATE	MEETING	TIME	PLACE
March 4, 2008	Council Meeting	7 p.m.	Council Chambers
March 18, 2008	Council Meeting	7 p.m.	Council Chambers
April 1, 2008	Council Meeting	7 p.m.	Council Chambers
April 8, 2008	Council Meeting	7 p.m.	Council Chambers
April 22, 2008	Council Meeting	7 p.m.	Council Chambers
April 29, 2008	Council Meeting	7 p.m.	Council Chambers
May 6, 2008	Council Meeting	7 p.m.	Council Chambers

OTHER SCHEDULED MEETINGS

March 5, 2008	Heritage Preservation Commission	7 p.m.	West Conf. Room
March 10, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
March 10, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
March 12, 2008	Administrative Hearing	2 p.m.	West Conf. Room
March 12, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
March 17, 2008	Personnel Board	5 p.m.	Council Chambers
March 19, 2008	Arts Commission	7 p.m.	Council Chambers
March 20, 2008	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conf. Room
March 24, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
March 24, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
March 26, 2008	NOVA Board Meeting	12 p.m.	NOVA Board Room
March 26, 2008	Administrative Hearing	2 p.m.	West Conf. Room
March 26, 2008	Housing & Human Services Commission	7 p.m.	West Conf. Room
April 7, 2008	Board of Library Trustees	7 p.m.	Council Chambers
April 9, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
April 16, 2008	Arts Commission	7 p.m.	Council Chambers
May 14, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
May 21, 2008	Arts Commission	7 p.m.	Council Chambers
June 11, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers

CHANNEL 15 – KSUN

March 4, 2008	City Council Meeting – Live	7 p.m.
March 5, 2008	City Council Meeting – Replay of March 4, 2008	7 p.m.
March 9, 2008	City Council Meeting – Replay of March 4, 2008	4 p.m.
March 18, 2008	City Council Meeting – Live	7 p.m.
March 19, 2008	City Council Meeting – Replay of March 18, 2008	7 p.m.
March 23, 2008	City Council Meeting – Replay of March 18, 2008	4 p.m.
April 1, 2008	City Council Meeting – Live	7 p.m.
April 2, 2008	City Council Meeting – Replay of April 1, 2008	7 p.m.
April 6, 2008	City Council Meeting – Replay of April 1, 2008	4 p.m.
April 8, 2008	City Council Meeting – Live	7 p.m.
April 9, 2008	City Council Meeting – Replay of April 8, 2008	7 p.m.
April 13, 2008	City Council Meeting – Replay of April 8, 2008	4 p.m.
April 22, 2008	City Council Meeting – Live	7 p.m.
April 23, 2008	City Council Meeting – Replay of April 22, 2008	7 p.m.
April 27, 2008	City Council Meeting – Replay of April 22, 2008	4 p.m.
April 29, 2008	City Council Meeting – Live	7 p.m.
April 30, 2008	City Council Meeting – Replay of April 29, 2008	7 p.m.
May 4, 2008	City Council Meeting – Replay of April 29, 2008	4 p.m.
May 6, 2008	City Council Meeting – Live	7 p.m.
May 7, 2008	City Council Meeting – Replay of May 6, 2008	7 p.m.
May 11, 2008	City Council Meeting – Replay of May 6, 2008	4 p.m.