

## NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL  
TUESDAY, APRIL 29, 2008  
COUNCIL CHAMBERS, 456 W. OLIVE AVE.  
SUNNYVALE, CALIFORNIA

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

#### City Council Study Session

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene to Study Session – **The Review of Seismic Safety and Safety Sub-Element**
4. Public Comments
5. Adjourn Special Meeting

### 6 P.M. SPECIAL COUNCIL MEETING (Closed Session)

#### City Council Closed Session

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene to Closed Session – *The public may provide comments regarding the Closed Session item(s) just prior to the Council beginning the Closed Session. Closed Sessions are not open to the public.*
  - **Potential Threat to Public Services or Facilities: Consultation with Sunnyvale Department of Public Safety, Director of Public Safety, Deputy Chief of Patrol Services, Deputy Chief of Special Operations and Special Operations Captain, Pursuant to Government Code Section 54957**
4. 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.)*

#### CLOSED SESSION REPORT FOR MAY 13, 2008

Potential Threat to Public Services or Facilities: Consultation with Sunnyvale Department of Public Safety, Director of Public Safety, Deputy Chief of Patrol Services, Deputy Chief of Special Operations and Special Operations Captain, Pursuant to Government Code Section 54957

**SPECIAL ORDER OF THE DAY – 2007 Fire Poster Awards**

**PUBLIC ANNOUNCEMENTS**

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

**CONSENT CALENDAR**

- 1.A. MOTION Approval of Information/Action Items – Council Directions to Staff

**Fiscal Items**

- 1.B. MOTION List of Claims and Bills Approved for Payment by the City Manager – List  
RTC 08–131 No. 398

Staff Recommendation: Council reviews the attached lists of bills.  
Staff Contact: Karen Theriault, (408) 730-7418

- 1.C. MOTION Authorization to Accept and Expend \$2,500 in Grant Funds from the  
RTC 08–117 American Library Association and Nextbook for a *Let's Talk About it: Jewish Literature* Reading and Discussion Series, and Budget Modification No. 44

Staff Recommendation: Council accepts \$2,500 in American Library Association/Nextbook grant funds for a *Let's Talk About It: Jewish Literature* reading and discussion program and approves Budget Modification No. 44.  
Staff Contact: Deborah Barrow, (408) 730-7315

- 1.D. MOTION City of Sunnyvale Investment Report 1<sup>st</sup> Quarter 2008  
RTC 08–133

Staff Recommendation: Council receives and files the investment report.  
Staff Contact: Therese Balbo, (408) 730-7604

**Other Items**

- 1.E. MOTION Agreement Between the City of Sunnyvale and the Friends of the  
RTC 08–129 Sunnyvale Public Library for FY 2008/09 – FY 2010/11

Staff Recommendation: Council approves the three-year agreement between the City and the Friends of the Sunnyvale Public Library, depicted by Attachment A, and authorizes the City Manager to enter into the agreement by June 30, 2008.  
Staff Contact: Deborah Barrow, (408) 730-7315

- 1.F. MOTION Approval of Final Map (Tract No. 9997, Moffett Towers Lot 3) – A Six Lot  
RTC 08–139 Subdivision at H Street by Moffett Towers Lot 3 LLC

Staff Recommendation:

- Council approves the final map for Tract No. 9997;
- Council authorizes the Mayor to sign the subdivision agreement upon: developer's signatures, submittal of improvement securities (if applicable), payment of development fees, and submittal of other documents deemed necessary by the Director of Public Works; and
- Council directs the City Clerk to forward the final map for recordation.

Staff Contact: Bennett Chun, (408) 730-7636

- 1.G. ORDINANCE Adoption of Ordinance No. 2870-08 Amending Certain Sections of  
No. 2870-08 Chapters 2.08 and 2.09 of Title 2 (Administration and Personnel) of the  
Sunnyvale Municipal Code Related to Authority for Awarding Contracts  
for Purchases of Goods and Services and Public Works Contracting

Staff Recommendation: Council approves the second reading of Ordinance No. 2870-08.  
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. MOTION Sunnyvale's Golf Vision: A Look Toward the Future  
RTC 08-130

Staff Recommendation: Council directs staff to maintain the current operational approach.  
Staff Contact: Mark Peterson, (408) 738-0813

3. ORDINANCE Options for Suspension of Timed Parking Enforcement During Special  
MOTION Events  
RTC 08-127

Staff Recommendation: Council adopts the proposed Ordinance amending Chapter 10.16, allowing for the temporary suspension of timed parking for special events.  
Staff Contact: Kelly Fitzgerald, (408) 730-7188

4. MOTION Revisit the Implementation of the Sign Ordinance to Ensure that it  
RTC 08-124 Continues to Help Businesses Remain Competitive and to Look at  
Requiring Permits for the Use of Bounce Houses

Staff Recommendation: Council directs staff to prepare an Ordinance to amend the Title 19 Zoning Code resulting in reorganization of the bounce house/large inflatable object code sections for easier communication to the public.  
Staff Contact: Diana O'Dell, (408) 730-7257

5. MOTION Council Sub-Committee Recommendation on Priority Rankings for FY  
RTC 08-125 2008/2009 City Services and Projects

Staff Recommendation: Council approves the Sub-Committee's recommendation on priority rankings for FY 2008/2009 City services and projects as detailed in Attachment C.  
Staff Contact: Grace Leung, (408) 730-2711

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

- Council
- Staff

#### **INFORMATION ONLY REPORTS/ITEMS**

- Tentative Council Meeting Agenda Calendar
- RTC 08-138 California Department of Food and Agriculture Actions in Response to Light Brown Moth
- RTC 08-135 Boards and Commissions Quarterly Attendance (Winter 2008)
- RTC 08-134 Opportunity for Council to Appeal Decisions of the Planning Commission Meeting of April 14, 2008 and the Administrative Hearing of April 16, 2008
- Approved Minutes of the Housing & Human Services Commission Meeting of March 26, 2008
- Draft Minutes of the Parks and Recreation Commission Meeting of April 9, 2008

#### **ADJOURNMENT**

---

#### **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**

| <b>DATE</b>    | <b>MEETING</b>                             | <b>TIME</b> | <b>PLACE</b>     |
|----------------|--|-------------|------------------|
| April 29, 2008 | Council Meeting                            | 7 p.m.      | Council Chambers |
| May 6, 2008    | Council Meeting                            | 7 p.m.      | Council Chambers |
| May 13, 2008   | Council Meeting                            | 7 p.m.      | Council Chambers |
| May 23, 2008   | City Manager's Recommended Budget Workshop | 8:30 p.m.   | Council Chambers |
| June 3, 2008   | Council Meeting                            | 7 p.m.      | Council Chambers |
| June 10, 2008  | Council Meeting                            | 7 p.m.      | Council Chambers |
| June 24, 2008  | Council Meeting                            | 7 p.m.      | Council Chambers |

**OTHER SCHEDULED MEETINGS**

|                 |  |           |                  |
|-----------------|--|-----------|------------------|
| April 30, 2008  | Administrative Hearing                     | 2 p.m.    | West Conf. Room  |
| May 5, 2008     | Board of Library Trustees                  | 7 p.m.    | Council Chambers |
| May 7, 2008     | Heritage Preservation Commission           | 7 p.m.    | West Conf. Room  |
| May 12, 2008    | Planning Commission Study Session          | 7 p.m.    | West Conf. Room  |
| May 12, 2008    | Planning Commission Public Hearing         | 8 p.m.    | Council Chambers |
| May 14, 2008    | Parks and Recreation Commission            | 7 p.m.    | Council Chambers |
| May 14, 2008    | Administrative Hearing                     | 2 p.m.    | West Conf. Room  |
| May 15, 2008    | Bicycle and Pedestrian Advisory Commission | 6:30 p.m. | West Conf. Room  |
| May 19, 2008    | Personnel Board                            | 5 p.m.    | Council Chambers |
| May 21, 2008    | Arts Commission                            | 7 p.m.    | Council Chambers |
| May 28, 2008    | Housing & Human Services Commission        | 7 p.m.    | West Conf. Room  |
| June 11, 2008   | Parks and Recreation Commission            | 7 p.m.    | Council Chambers |
| June 18, 2008   | Arts Commission                            | 7 p.m.    | Council Chambers |
| July 9, 2008    | Parks and Recreation Commission            | 7 p.m.    | Council Chambers |
| July 16, 2008   | Arts Commission                            | 7 p.m.    | Council Chambers |
| August 13, 2008 | Parks and Recreation Commission            | 7 p.m.    | Council Chambers |
| August 20, 2008 | Arts Commission                            | 7 p.m.    | Council Chambers |

**CHANNEL 15 – KSUN**

|                |   |           |
|----------------|---|-----------|
| 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.    |
| May 13, 2008   | City Council Meeting – Live   | 7 p.m.    |
| May 14, 2008   | City Council Meeting – Replay of May 13, 2008   | 7 p.m.    |
| May 18, 2008   | City Council Meeting – Replay of May 13, 2008   | 4 p.m.    |
| May 23, 2008   | City Council Meeting – Live   | 8:30 a.m. |
| May 24, 2008   | City Council Meeting – Replay of City Manager's Recommended Budget Workshop on May 23, 2008 | 8:30 a.m. |
| May 28, 2008   | City Council Meeting – Replay of City Manager's Recommended Budget Workshop on May 23, 2008 | 8:30 a.m. |
| June 3, 2008   | City Council Meeting – Live   | 7 p.m.    |
| June 4, 2008   | City Council Meeting – Replay of June 3, 2008   | 7 p.m.    |
| June 8, 2008   | City Council Meeting – Replay of June 3, 2008   | 4 p.m.    |
| June 10, 2008  | City Council Meeting – Live   | 7 p.m.    |
| June 11, 2008  | City Council Meeting – Replay of June 10, 2008  | 7 p.m.    |
| June 15, 2008  | City Council Meeting – Replay of June 10, 2008  | 4 p.m.    |
| June 24, 2008  | City Council Meeting – Live   | 7 p.m.    |
| June 25, 2008  | City Council Meeting – Replay of June 24, 2008  | 7 p.m.    |
| June 29, 2008  | City Council Meeting – Replay of June 24, 2008  | 4 p.m.    |