

## NOTICE AND AGENDA

**SUNNYVALE CITY COUNCIL  
ONIZUKA LOCAL REDEVELOPMENT AUTHORITY (LRA)  
AND REDEVELOPMENT AGENCY (RDA)  
TUESDAY, AUGUST 31, 2010  
COUNCIL CHAMBERS and WEST CONFERENCE ROOM  
CITY HALL - 456 W. OLIVE AVE.  
SUNNYVALE, CALIFORNIA**

**5:30 P.M. SPECIAL ONIZUKA LRA MEETING (Study Session)**

Onizuka LRA Study Session

1. Call Onizuka LRA to order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene to Onizuka LRA Study Session
  - a. Onizuka Auto Center Refinement Study and Economic Development Conveyance Process
4. Public Comment
5. Adjourn Special Onizuka LRA Meeting

**7 P.M. COUNCIL MEETING**

*Pursuant to Council Policy, City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. At approximately 9:30 p.m., Council will make an announcement indicating that items may not be heard after 11:30 p.m. Any item on the agenda which must be continued due to the late hour shall be continued to a date certain. Information provided herein is subject to change from date of printing of the agenda to the date of the meeting.*

**CALL TO ORDER** - Call to order in the Council Chambers

**SALUTE TO THE FLAG**

**ROLL CALL**

**PUBLIC ANNOUNCEMENTS**

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

**PRESENTATION** – Census 2010 (5 minutes)

*Any agenda related writings or documents distributed to members of the City of Sunnyvale City Council regarding any open session item on this agenda will be made available for public inspection in the Office of the City Clerk located at 603 All America Way, Sunnyvale, CA. during normal business hours and in the Council Chamber on the evening of the Council Meeting, pursuant to Government Code §54957.5.*

**CONSENT CALENDAR**

- 1.A. MOTION Approval of Council Meeting Minutes of August 10, 2010
- 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 – List  
RTC 10-223 No. 517-519

Staff Recommendation: Review the attached lists of bills.  
Staff Contact: Pete Gonda, (408) 730-7418

- 1.D. MOTION Investment and Cash Management Policy Update for Fiscal Year  
RTC 10-225 2010/2011

Staff Recommendation: Alternative 1: Adopt the Investment Policy for FY 2010/2011 as presented.  
Staff Contact: Therese Balbo, (408) 730-7604

**Personnel**

- 1.E. RESOLUTION Approval of Resolution Delegating Authority to Act on Behalf of the City  
RTC 10-219 of Sunnyvale in Matters Relating to California State Association of  
Counties Excess Insurance Authority

Staff Recommendation: Alternative 1: Adopt resolution delegating authority to the Risk Manager to act on behalf of the City of Sunnyvale in matters relating to the City and CSAC EIA.  
Staff Contact: Anthony Giles, (408) 730-7503

- 1.F. RESOLUTION Amendment to the Salary Resolution to Upgrade NOVA Workforce  
RTC 10-231 Services Department Division Manager Classifications; and,  
Amendment to the Salary Resolution and Classification Plan to Add the  
Newly-Established Classification of Web Publisher

Staff Recommendation: Alternative 1: Adopt a resolution to amend the City's Classification Plan and Salary Resolution to upgrade the NOVA Workforce Services Department Division Manager Classifications and add the newly-established classification of the Web Publisher to become effective August 31, 2010.  
Staff Contact: Karen Woblesky, (408) 730-2715

**Contracts**

- 1.G. MOTION Authorization to Award Contract Not to Exceed \$270,000 to Green LMI  
RTC 10-220 Consulting, Inc. for Study of Silicon Valley Information Technology  
Subsectors

Staff Recommendation: Alternative 1: Authorize the award of a contract not to exceed \$270,000 to Green LMI Consulting, Inc. to conduct a labor market study of Silicon Valley

information technology subsectors.

Staff Contact: Kris Stadelman, (408) 730-7233

- 1.H. MOTION Award of Contract to Provide and Install a Computerized Maintenance  
RTC 10-227 Management System for the Department of Public Works (F0912-59)

Staff Recommendation:

1. Award a contract, in substantially the same form as the attached draft and in an amount not-to-exceed \$201,913, to Maintenance Connection, Inc., to provide and install a computerized maintenance management system for the Department of Public Works
2. Approve a project contingency in the amount of \$20,191.

Staff Contact: Pete Gonda, (408) 730-7418

- 1.I. MOTION Award of a Contract for Traffic Signal Preventative Maintenance and  
RTC 10-228 Repair Services (F0905-95)

Staff Recommendation: Award a ten (10) month contract, through the end of FY 2010/2011, with option to extend for four additional one year periods, in substantially the same form as the attached draft and in an amount not to exceed \$324,767 to Team Econolite Traffic Engineering and Maintenance Inc., to provide routine traffic signal maintenance and non-routine repair services.

Staff Contact: Pete Gonda, (408) 730-7418

**Contracts: Sunnyvale Works!**

- 1.J. MOTION Rejection of Bids Received in Response to Sunnyvale Works! Bid No.  
RTC 10-226 F0904-90 for Air Flotation Tanks Rehabilitation at the Water Pollution Control Plant

Staff Recommendation: Reject all six bids received in response to Sunnyvale Works! Bid No. F0904-90.

Staff Contact: Pete Gonda, (408) 730-7418

- 1.K. MOTION Award of Sunnyvale Works! Bid No. F1007-03 for Muender, Coolidge and  
RTC 10-229 Washington Avenues Sanitary Sewer Pipe Replacement

Staff Recommendation:

1. Award a contract, in substantially the same form as the attached draft and in the amount of \$161,360 to Able Septic for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; and
2. Approve a construction Contingency in the amount of \$24,204.

Staff Contact: Pete Gonda, (408) 730-7418

**Other Items**

- 1.L. MOTION Approval of Final Map (Tract No. 9962) - Thirty-six Townhomes at 637  
RTC 10-216 East Taylor Avenue by D. R. Horton Bay, Inc.

Staff Recommendation: Approve the final map for Tract No. 9962; accept the public street dedication and public utility easement; authorize the Mayor to sign the subdivision agreement upon: developer's signatures, submittal of improvement securities, payment of

development fees, and submittal of other documents deemed necessary by the Director of Public Works; direct the City Clerk to sign and forward the final map for recordation  
Staff Contact: Bennett Chun, (408) 730-7636

- 1.M. MOTION                      Process for Appointing Interim Councilmembers  
RTC 10-222

Staff Recommendation: Alternatives 1 and 2: Approve Council Policy 7.3.15 and Application/Questionnaire for Candidates for Appointment as Interim Council Member as submitted.  
Staff Contact: Robert Walker, (408) 730-7458

- 1.N. MOTION                      City of Sunnyvale 2010 Conflict of Interest Code Biennial Notice  
RTC 10-221

Staff Recommendation: Alternative 1: Council (as the City's code reviewing body) review and file the Conflict of Interest Code Biennial Notice and direct staff to bring proposed revisions back to Council for approval.  
Staff Contact: Kathleen Franco Simmons, (408) 730-7474

#### **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                      Response to Grand Jury Report Regarding Sunnyvale City Council  
RTC 10-224                      Actions Lacking Transparency

Staff Recommendation: Alternative 1: Approve the City's response to the Santa Clara County Civil Grand Jury report.  
Staff Contact: David Kahn, City Attorney (408) 730-7464

3. MOTION                    2010-7291 - The Ridgecrest Group [Applicant] Omid Shakeri [Owner]:  
RTC 10-215                    Appeal by a neighbor of a decision by the Planning Commission approving Design Review applications for three one-story single-family homes (two homes greater than 3,600 square feet which require Planning Commission review) and Variances for each home with heights that exceed the 17' height that is permitted within a single-story combining district on a site located at 574 Bobolink Circle (APN: 309-02-034)

Staff Recommendation: Deny the appeal and uphold the decision by the Planning Commission to approve the Variances and Design Reviews with the recommended Conditions of Approval

Staff Contact: Ryan Kuchenic, (408) 730-7431

4. MOTION                    Approval of Revised Council Policy 7.2.19, *Boards and Commissions*  
RTC 10-217

Staff Recommendation: Alternative 1: Approve the policy revisions as presented.

Staff Contact: Kathleen Franco Simmons, (408) 730-7474

5. MOTION                    League of Cities Peninsula Division Election of Officers  
RTC 10-230

Staff Recommendation: Alternative 1: Take action to vote for one candidate in each officer position.

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

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

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

- Council
- Staff

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

- Tentative Council Meeting Agenda Calendar
- RTC 10-218 Board and Commission Resignation (Information Only)
- Draft Minutes of the Board of Library Trustees Meeting of August 2, 2010
- Draft Minutes of the Bicycle and Pedestrian Advisory Commission Meeting of July 15, 2010
- Draft Minutes of Heritage Preservation Commission Meeting of August 4, 2010
- Draft Minutes of Housing and Human Services Commission Meeting of July 28, 2010
- Draft Minutes of Arts Commission Meeting of August 18, 2010
- Draft Minutes of Parks and Recreation Commission Meeting of August 19, 2010

### **ADJOURNMENT TO THE REDEVELOPMENT AGENCY**

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**REDEVELOPMENT AGENCY**

**ROLL CALL**

**PUBLIC ANNOUNCEMENTS**

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

**CONSENT CALENDAR**

- |          |                      |   |
|----------|----------------------|---|
| RDA 1.A. | MOTION               | Approval of Draft Minutes of Regular Meeting of June 29, 2010                               |
| RDA 1.B. | MOTION<br>RDA 10-004 | Redevelopment Agency Investment and Cash Management Policy Update for Fiscal Year 2010/2011 |

Staff Recommendation: Alternative 1: Adopt the attached Investment Policy for FY 2010/2011 as presented.

Staff Contact: Therese Balbo, (408) 730-7604

**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 Agency 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 Agency Chair) 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 Agency members. If you wish to address the Agency, please complete a speaker card and give it to the agency clerk. Individuals are limited to one appearance during this section.*

**ADJOURNMENT**

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**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 agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by the Council. 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 Chamber, the publication "*How to Make Your Council Chamber Presentation More Effective*" may be helpful. Copies are available on the tables located at the back of the Council Chamber 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>
Sept. 14, 2010	Council Meeting	7 p.m.	Council Chambers
Sept. 28, 2010	Council Meeting / LRA	7 p.m.	Council Chambers

**OTHER SCHEDULED MEETINGS**

Sept. 1, 2010	Heritage Preservation Commission	7 p.m.	West Conference Rm
Sept. 8, 2010	Parks and Recreation Commission	7 p.m.	Council Chambers
Sept. 13, 2010	Board of Library Trustees	7 p.m.	Library Program Rm A
Sept. 13, 2010	Planning Commission Study Session	7 p.m.	West Conference Rm
Sept. 13, 2010	Planning Commission Public Hearing	8 p.m.	Council Chambers
Sept. 15, 2010	Arts Commission	7 p.m.	Council Chambers
Sept. 15, 2010	Zoning Administrator Hearing	2 p.m.	West Conference Rm
Sept. 16, 2010	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conference Rm
Sept. 22, 2010	Housing & Human Services Commission	7 p.m.	West Conference Rm
Sept. 27, 2010	Planning Commission Study Session	7 p.m.	West Conference Rm
Sept. 27, 2010	Planning Commission Public Hearing	8 p.m.	Council Chambers
Sept. 29, 2010	Zoning Administrator Hearing	2 p.m.	West Conference Rm
Oct. 13, 2010	Parks and Recreation Commission	7 p.m.	Council Chambers
Oct. 20, 2010	Arts Commission	7 p.m.	Council Chambers
Nov. 10, 2010	Parks and Recreation Commission	7 p.m.	Council Chambers
Nov. 17, 2010	Arts Commission	7 p.m.	Council Chambers
Dec. 8, 2010	Parks and Recreation Commission	7 p.m.	Council Chambers
Dec. 15, 2010	Arts Commission	7 p.m.	Council Chambers

**CHANNEL 15 – KSUN**

For a complete schedule of KSUN-15 broadcasts, visit [KSUN.inSunnyvale.com](http://KSUN.inSunnyvale.com)

Aug. 31, 2010	City Council Meeting – Live	7 p.m.
Sept 1, 2010	City Council Meeting – Replay of August 10, 2010	7 a.m.
Sept. 5, 2010	City Council Meeting – Replay of August 10, 2010	4 p.m.
Sept. 14, 2010	City Council Meeting – Live	7 p.m.
Sept. 15, 2010	City Council Meeting – Replay of Sept. 14, 2010	7 a.m.
Sept. 19, 2010	City Council Meeting – Replay of Sept. 14, 2010	4 p.m.