

## NOTICE AND AGENDA

**SUNNYVALE CITY COUNCIL  
TUESDAY, FEBRUARY 15, 2011  
COUNCIL CHAMBERS and WEST CONFERENCE ROOM  
CITY HALL - 456 W. OLIVE AVE.  
SUNNYVALE, CALIFORNIA**

**6:30 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
  - a. Board and Commission Interviews  
Staff Contact: Lisa Natusch, (408) 730-7595
4. Public Comment
5. Adjourn Special 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.*

*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 February 8, 2011
- 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 11-038 No. 541

Staff Recommendation: Review the attached lists of bills.

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

## **Personnel**

- 1.D. RESOLUTION Amendment to the Schedule of pay of the Salary Resolution: Salary  
RTC 11-036 Adjustment for Pay Plan Category A (applies to Classified Public Safety  
Dispatchers-in-Training, Dispatchers, and Senior Dispatchers)

Staff Recommendation: Alternative 1: Amend Section 2.000 (Pay Plan Category A) of the Schedule of Pay of the Salary Resolution to reflect the new pay rates, effective February 6, 2011.

Staff Contact: Doug Baker, (408) 730-7490

## **Contracts**

- 1.E. MOTION Award of Bid No. F1011-50 for Pavement Slurry Seal – 2011  
RTC 11-040

Staff Recommendation: Award a contract in the amount of \$238,932 to Graham Contractors, Inc. for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; and approve a 7% contract contingency in the amount of \$16,725.

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

## **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 5 minutes for closing comments.***

2. ORDINANCE 2010-7127 Secondary Signs (Study Issue)  
RTC 11-035

Staff Recommendation: Alternative 1: Introduce an ordinance to amend the code to increase allowable sign area, incorporate secondary signs into total sign area allowance, and allow up to three wall signs on more than one face of the building; and Alternative 6.a.: Apply changes only to property in the C-4 and M-S zoning districts along the south side of West Evelyn Avenue between Bernardo Avenue and Pastoria Avenue, and on Commercial Street between Arques Avenue and Kifer Road.

Staff Contact: Andrew Miner, (408) 730-7707

**\* City Clerk reads the ordinance title. \***

3. MOTION 2010-7839 - Application to Initiate a General Plan Amendment Study to  
RTC 11-037 Change the Land Use Designation for 740, 750 and 760 San Aleso  
Avenue from Industrial to Low-Medium Density Residential

Staff Recommendation: Alternative 1: Do not authorize the initiation for a General Plan Amendment study for Low-Medium Density Residential on the subject sites.

Staff Contact: Steve Lynch, (408) 730-2723

4. MOTION Adoption of 2011 Tentative Council Meeting Agenda Calendar  
RTC 11-039

Staff Recommendation: Approve the 2011 Tentative Council Meeting Agenda Calendar as submitted (Attachment B).

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

5. ORDINANCE Agreement on Stranded Assets and Extension of Term, Refuse  
RTC 11-032 Collection Franchise Agreement

Staff Recommendation: Alternative 1: Introduce an ordinance adopting the First Amendment to Extended and Second Restated Agreement between the City of Sunnyvale and Bay Counties Waste Services, Inc. for Solid Waste Collection and Recycling and authorize the City Manager to execute the amendment.

Staff Contact: Mark Bowers, (408) 730-7421

**\* City Clerk reads the ordinance title. \***

6. COUNCIL Council Subcommittee Recommendations Regarding the Community  
DISCUSSION Event Grant Distribution Process

Recommendation: Discussion and possible action regarding the community event grant distribution process.

Staff Contact: Councilmember Spitaleri, (408) 730-7473

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

**NON-AGENDA ITEMS & COMMENTS**

- Council
- Staff

**INFORMATION ONLY REPORTS/ITEMS**

- Draft Tentative Council Meeting Agenda Calendar
- Draft Minutes of the Bicycle and Pedestrian Advisory Commission Meeting of January 20, 2011
- Draft Minutes of the Community Event Grant Distribution Subcommittee Meeting of February 8, 2011

**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 35.106 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>
Feb. 15, 2011	Council Meeting	7 p.m.	Council Chambers
March 1, 2011	Council Meeting	7 p.m.	Council Chambers
March 8, 2011	Council Meeting	7 p.m.	Council Chambers
Mar. 29, 2011	Council Meeting	7 p.m.	Council Chambers

**OTHER SCHEDULED MEETINGS**

Feb. 14, 2011	Planning Commission Study Session	7 p.m.	West Conference Rm
Feb. 14, 2011	Planning Commission Public Hearing	8 p.m.	Council Chamber
Feb. 16, 2011	Zoning Administrator Hearing	2 p.m.	West Conference Rm
Feb. 16, 2011	Arts Commission	7 p.m.	Council Chambers
Feb. 17, 2011	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conf Room
Feb. 17, 2011	Charter Review Committee	6:30 p.m.	Library Program Rm A
Feb. 23, 2011	Housing & Human Services Commission	7 p.m.	West Conference Rm
Feb. 28, 2011	Planning Commission Study Session	7 p.m.	West Conference Rm
Feb. 28, 2011	Planning Commission Public Hearing	8 p.m.	Council Chambers
March 2, 2011	Zoning Administrator Hearing	2 p.m.	West Conference Rm
March 2, 2011	Heritage Preservation Commission	7 p.m.	Lobby Conference Rm
March 7, 2011	Board of Library Trustees	7 p.m.	Library Program Room
March 9, 2011	Parks and Recreation Commission	7 p.m.	Council Chambers
Mar. 14, 2011	Sustainability Commission – Special Meeting	7 p.m.	TBD
Mar. 16, 2011	Arts Commission	7 p.m.	Council Chambers
Mar. 21, 2011	Sustainability Commission - cancelled	7 p.m.	West Conference Rm
April 13, 2011	Joint Arts & Parks and Recreation Commissions	7 p.m.	TBD
April 20, 2011	Arts Commission	7 p.m.	Council Chambers
May 11, 2011	Parks and Recreation Commission	7 p.m.	Council Chambers
May 16, 2011	Sustainability Commission	7 p.m.	West Conference Rm
May 18, 2011	Joint Arts & Parks and Recreation Commission	7 p.m.	West Conference Rm
June 8, 2011	Parks and Recreation Commission	7 p.m.	Council Chambers
June 15, 2011	Arts Commission	7 p.m.	Council Chambers
July 18, 2011	Sustainability Commission	7 p.m.	West Conference Rm
Sept. 19, 2011	Sustainability Commission	7 p.m.	West Conference Rm
Nov. 21, 2011	Sustainability Commission	7 p.m.	West Conference Rm

**CHANNEL 15 – KSUN**

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

Feb. 13, 2011	City Council Meeting – Replay of Feb. 8, 2011	4 p.m.
Feb. 15, 2011	City Council Meeting – Live	7 p.m.
Feb. 16, 2011	City Council Meeting – Replay of Feb. 15, 2011	7 a.m.
Feb. 20, 2011	City Council Meeting – Replay of Feb. 15, 2011	4 p.m.