

NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL and REDEVELOPMENT AGENCY

TUESDAY, JUNE 28, 2011
COUNCIL CHAMBERS
CITY HALL - 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA

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

SPECIAL ORDER OF THE DAY – July is Parks and Recreation Month

PUBLIC ANNOUNCEMENTS

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

CONSENT CALENDAR

- 1.A. MOTION Approval of Council Meeting Minutes of June 14, 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 11-140 No. 559 and 560

Staff Recommendation: Review the attached lists of bills.

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

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.

- 1.D. MOTION Approval of Budget Modification No. 38 to Appropriate Funds to the
RTC 11-141 Department of Public Safety Operating Budget
- Staff Recommendation: Alternative 1: Approve Budget Modification No. 38 to appropriate \$550,000 to the Department of Public Safety operating budget for FY 2010/2011 to cover anticipated cost overruns.
Staff Contact: William Bielinski, (408) 730-7162
- 1.E. MOTION Budget Modification No. 35 to Appropriate \$120,709 of Supplemental Law
RTC 11-130 Enforcement Services Funding from Fund Reserves
- Staff Recommendation: Alternative 1: Appropriate \$120,709 of Supplemental Law Enforcement Services Funding from Fund Reserves.
Staff Contact: Ann Durkes, (408) 730-7355
- 1.F. MOTION Budget Modification No. 39 to Appropriate \$21,578 of Emergency
RTC 11-135 Management Performance Grant Funds from Santa Clara County Office of
Emergency Services
- Staff Recommendation: Alternative 1: Appropriate \$21,578 of Emergency Management Performance grant funds from Santa Clara County Office of Emergency Services.
Staff Contact: Ann Durkes, (408) 730-7355
- 1.G. MOTION Agreement to Provide "Seed" Funding for Habitat for Humanity Silicon
RTC 11-127 Valley "ReStore"
- Staff Recommendation: Alternative 1: Authorize the City Manager to execute the agreement shown as Attachment B, which provides HFHSV with up to \$10,000 in funding from the Solid Waste Fund.
Staff Contact: Mark Bowers, (408) 730-7421
- 1.H. RESOLUTION Adoption of a Resolution to Approve the Annual Engineer's Report for the
RTC 11-134 Downtown Parking Maintenance District Assessment
- Staff Recommendation: Alternative 1: Adopt the resolution to approve the annual Engineer's Report for FY 2011/12 and to direct the Assessment Engineer to forward the assessment to the County of Santa Clara for inclusion on the property tax rolls.
Staff Contact: Mark Rogge, (408) 730-7426

Contracts

- 1.I. MOTION Award of Contract to Provide Third Party Workers' Compensation Claims
RTC 11-143 Administration Services for the Department of Human Resources (F1001-68)
- Staff Recommendation: Award a contract in the amount of \$757,238 to York Risk Services Group to provide third party workers' compensation claims administrative services for a three year period, and 2. Delegate authority to the City Manager to exercise an option to extend the contract for one additional one year period, provided that pricing and service remain acceptable to the City.
Staff Contact: Pete Gonda, (408) 730-7418

- 1.J. MOTION Award of Bid No. F1003-87 for Concrete Sidewalk, Curb, Gutter and
RTC 11-145 Driveway Approaches - 2011

Staff Recommendation: Award a contract in the amount of \$316,028 to Nor-Cal Concrete, Inc. for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions are met; and authorize staff to re-appropriate Program 222 operating funds at the close of this fiscal year in the amount of \$316,028 from FY 2010/2011 to FY 2011/2012.

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

- 1.K. MOTION Award of Contract for the Cooperative Purchase of Office Supplies
RTC 11-136 (F1005-111)

Staff Recommendation: Award a three-year contract in an amount not-to-exceed the budgeted amount for citywide office supplies, to OfficeMax for the purchase of office supplies, based upon the Oakland County, Michigan, cooperative contract.

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

- 1.L. MOTION Authorization to Award Contract in the Amount of \$418,500 to Vietnam
RTC 11-132 Veterans of California for Veterans' Employment Related Assistance
Program

Staff Recommendation: On behalf of the NOVA seven-city consortium, adopt Alternative 1: Council authorizes the award of a contract in the amount of \$418,500 to Vietnam Veterans of California to provide services for the Veterans' Employment-Related Assistance Program.

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

Other

- 1.M. MOTION Approval of NOVA Local Workforce Investment Area Five-Year
RTC 11-133 Strategic Local Plan Modification for Program Year 2011-12

Staff Recommendation: On behalf of the NOVA seven-city consortium and in concurrence with the NOVA Workforce Board, adopt Alternative 1: Council approves the NOVA Local Workforce Investment Area Five-Year Strategic Local Plan Modification for Program Year 2011-12.

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

- 1.N. MOTION Recommendation to Sunnyvale City Council to Approve Confirmation of
RTC 11-131 New Members to the NOVA Workforce Board

Staff Recommendation: Alternative 1: Confirm Ms. Connie Alvarez, Ms. Sara Steffens and Mr. Greg Young for four-year terms on the NOVA Workforce Board.

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

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. RESOLUTION Adoption of the FY 2011/2012 Budget, Fee Schedule, and Appropriations
RTC 11-146 Limit

Staff Recommendation: Alternative 1: Approve the resolutions to adopt the FY 2011/2012 Recommended Budget, Fee Schedule, and Appropriations Limit as presented in this report.
Staff Contact: Drew Corbett, (408) 730-7603

3. MOTION Decertification of Mary Avenue Environmental Impact Report and
RTC 11-139 Vacation of Project Approval; Revision of Environmental Impact Report
for Mary Avenue Extension Project; Approval of Budget Modification No.
37

Staff Recommendation: Alternative 1 (Alternative 1 is mandatory, based on Court's Order): Approve vacation of the certification for the Mary Avenue Extension EIR and void the project approval made on October 28, 2008; direct staff to proceed to comply with the Order of the Superior Court by revising the Mary Avenue EIR and to return to the Council for EIR and Project approval upon the completion of the revised EIR process; and Alternative 2: Appropriate \$3,725,000 of grant funding from the Santa Clara Valley Transportation Authority Local Streets and County Roads Program to the Mary Avenue Extension Project Development Project for purposes of funding the EIR and additional engineering and project development work.
Staff Contact: Jack Witthaus, (408) 730-7330

4. RESOLUTION Approval by Resolution of Sunnyvale 2010 Urban Water Management
RTC 11-138 Plan (UWMP)

Staff Recommendation: Alternative 1: Adopt the resolution approving the 2010 Urban Water Management Plan and direct staff to forward the UWMP to the California State Department of Water Resources.
Staff Contact: Jim Craig, (408) 730-7558

5. MOTION League of California Cities (LCC) Annual Conference Voting Delegate
Selection

Recommendation: Designate a City voting delegate and up to two alternate voting delegates to vote at the League of California Cities Annual Business Meeting, September 23, 2011.
Contact: Mayor Hamilton, (408) 730-7473

COUNCILMEMBER REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

NON-AGENDA ITEMS & COMMENTS

- Council
- City Manager

INFORMATION ONLY REPORTS/ITEMS

- Tentative Council Meeting Agenda Calendar
- RTC 11-137 Opportunity for Council to appeal decisions of the Planning Commission of June 13, 2011 and the Zoning Administrator Hearing of June 15, 2011
- RTC 11-144 Board/Commission Resignations (Information Only)
- Draft Minutes from the Heritage Preservation Commission Meeting of June 1, 2011
- Draft Minutes from the Housing and Human Services Commission Meeting of June 22, 2011
- Study Session Summary of June 14, 2011 – Civic Center Buildings: Renovate, Replace or Relocate? (Study Issue)

ADJOURNMENT TO THE REDEVELOPMENT AGENCY

REDEVELOPMENT AGENCY

ROLL CALL

CONSENT CALENDAR

- | | | |
|----------|--------------------------|---|
| RDA 1.A. | MOTION | Approval of Draft Minutes of Regular Meeting of January 25, 2011 |
| RDA 1.B. | RESOLUTION
RDA 11-002 | A Resolution Making Findings Related to the Deposit of Funds in the Low and Moderate Income Housing Fund and Adopting a Low and Moderate Income Housing Fund Deficit Reduction Plan for the Central Core Redevelopment Project Area |

Staff Recommendation: Alternative 1: Adopt by resolution, the findings that all tax increment revenues are required to meet current obligations for repayment of the bonded indebtedness of the Agency and pre-existing debt repayment to the City of Sunnyvale and adopt the Housing Fund Deficit Reduction Plan as required by Redevelopment Law of the California Health and Safety Code.

Staff Contact: Brice McQueen, (408) 730-7284

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RDA 2. RESOLUTION Adoption of the FY 2011/2012 Budget for the Redevelopment
RDA 11-003 Agency of the City of Sunnyvale

Staff Recommendation: Alternative 1: Approve a resolution to adopt the budget as recommended.

Staff Contact: Brice McQueen, (408) 730-7284

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 35.106 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.
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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

DATE	MEETING	TIME	PLACE
July 19, 2011	Council Meeting	7 p.m.	Council Chambers
July 26, 2011	Council Meeting	7 p.m.	Council Chambers

OTHER SCHEDULED MEETINGS

June 27, 2011	Planning Commission Study Session	7	p.m.	West Conference Rm
June 27, 2011	Planning Commission Public Hearing	8	p.m.	Council Chambers
June 29, 2011	Zoning Administrator Hearing	2	p.m.	West Conference Rm
July 11, 2011	Planning Commission Study Session	7	p.m.	West Conference Rm
July 11, 2011	Planning Commission Public Hearing	8	p.m.	Council Chambers
July 11, 2011	Board of Library Trustees	7	p.m.	Library Program Room
July 13, 2011	Zoning Administrator Hearing	2	p.m.	West Conference Rm
July 13, 2011	Heritage Preservation Commission	7	p.m.	Lobby Conference Rm
July 13, 2011	Parks and Recreation Commission	7	p.m.	Council Chambers
July 18, 2011	Sustainability Commission	7	p.m.	West Conference Rm
July 20, 2011	Arts Commission	7	p.m.	Council Chambers
July 21, 2011	Bicycle and Pedestrian Advisory Commission	6:30	p.m.	West Conference Rm
July 25, 2011	Planning Commission Study Session	7	p.m.	West Conference Rm
July 25, 2011	Planning Commission Public Hearing	8	p.m.	Council Chambers
July 27, 2011	Zoning Administrator Hearing	2	p.m.	West Conference Rm
July 27, 2011	Housing & Human Services Commission	7	p.m.	West Conference Rm
Aug. 10, 2011	Parks and Recreation Commission	7	p.m.	Council Chambers
Aug. 17, 2011	Arts Commission	7	p.m.	Council Chambers
Sept. 14, 2011	Parks and Recreation Commission	7	p.m.	Council Chambers
Sept. 19, 2011	Sustainability Commission	7	p.m.	West Conference Rm
Sept. 21, 2011	Arts Commission	7	p.m.	Council Chambers
Oct. 12, 2011	Parks and Recreation Commission	7	p.m.	Council Chambers
Oct. 19, 2011	Arts Commission	7	p.m.	Council Chambers
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

June 28, 2011	City Council Meeting – Live	7	p.m.
June 29, 2011	City Council Meeting – Replay of June 28, 2011	7	p.m.
July 3, 2011	City Council Meeting – Replay of June 28, 2011	4	p.m.