

NOTICE AND AGENDA

**SUNNYVALE CITY COUNCIL and REDEVELOPMENT AGENCY
TUESDAY, OCTOBER 18, 2011
COUNCIL CHAMBERS and WEST CONFERENCE ROOM
CITY HALL - 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA**

6:30 P.M. SPECIAL REDEVELOPMENT AGENCY MEETING (Closed Session)

Sunnyvale Redevelopment Agency 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 Redevelopment Agency beginning the Closed Session. Closed Sessions are not open to the public.*
 - Closed Session Pursuant to Govt. Code Section 54956.8
 - Conference with Real Property Negotiator
 - Property: Sunnyvale Town Center Project
 - Negotiating Parties: Sunnyvale Redevelopment Agency; Wachovia Bank
 - Under Negotiation: Terms for Lease of Real Property
4. 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

SPECIAL ORDER OF THE DAY – Breast Cancer Awareness Month

SPECIAL ORDER OF THE DAY – National Arts and Humanities Month

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.

CLOSED SESSION REPORT FOR OCTOBER 18, 2011

Closed Session pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator

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 October 4, 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 11-229 No. 575 & 576

Staff Recommendation: Review the attached lists of bills.

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

- 1.D. MOTION City of Sunnyvale Investment Report – 3rd Quarter 2011
RTC 11-230

Staff Recommendation: Receive and file the investment report.

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

Contracts

- 1.E. MOTION Award of Contract for the Design of the Sunnyvale Avenue/Old San
RTC 11-228 Francisco Road Intersection (Re-issue) (F1107-02)

Staff Recommendation: Award a contract in the amount of \$183,940 to BKF Engineers for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; and approve a 10% design contingency in the amount of \$18,394.

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

- 1.F. MOTION Rejection of Bid No. F1107-05 for Tasman-Fair Oaks Pedestrian and
RTC 11-234 Bicycle Circulation Plan Improvements – Phase 2

Staff Recommendation: Reject both bids received in response to Invitation for Bids No. F1107-05 for Tasman-Fair Oaks Pedestrian and Bicycle Circulation Plan Improvements – Phase 2.

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

- 1.G. MOTION Award of Contract for Camera Inspection Monitoring System and Vehicle
RTC 11-231 (F1004-101)

Staff Recommendation: Award a contract for a camera inspection monitoring system in the amount of \$147,220 to WECO Industries.

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

- 1.H. MOTION Award of Contracts for Piping Supplies (F1108-13)
RTC 11-232

Staff Recommendation: Award two one-year contracts, not-to-exceed the budgeted amount, to R & B Company of San Jose and to Corix Water Products of Santa Clara for piping supplies; and delegate authority to the City Manager to exercise an option to extend the contracts for two additional one-year periods, provided that price and service remain acceptable to the City.

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

Personnel

- 1.I. RESOLUTION Amendment of the City's Contribution for CalPERS Medical Insurance
RTC 11-233 for Management, SEA and SEIU Annuitants (Retirees)

Staff Recommendation: Alternative 1: Adopt the resolution amending the City's contribution for medical insurance with CalPERS in compliance with PEMHCA, and to amend the Salary Resolution to reflect the change in contribution for Management, SEA and SEIU annuitants.

Staff Contact: Lisa Velasco, (408) 730-7534

Other Items

- 1.J. ORDINANCE Adoption of Ordinance No. 2958-11 Awarding Nonexclusive Franchise
NO. 2958-11 to Lashkar Singh and Amarjit Singh (Silicon Valley Cab Company, Inc.),
Doing Business as Silicon Valley Cab Co.

Staff Recommendation: Approve the second reading of Ordinance No. 2958-11

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

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. MOTION 2011-7652: Application to Initiate a General Plan Amendment to study a
RTC 11-227 change in the Land Use Designation of a property located at 620 Iris
 Avenue (Highlander Apartments) from Residential High Density to
 Residential Very High Density

Staff Recommendation: Alternative 1: Initiate the GPA study as requested for 620 Iris Avenue to study a change from Residential High Density to Residential Very High Density.
Staff Contact: Ryan Kuchenig, (408) 730-7431

3. MOTION Approve the Final Initial Study and Adopt the Mitigated Negative
RTC 11-226 Declaration and the Mitigated Monitoring and Reporting Program in
 Accordance with the California Environmental Quality Act (CEQA) for
 Morse Avenue Neighborhood Park

Staff Recommendation: Alternative 1: Approve the Final Initial Study, adopt the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and approve the Morse Avenue Neighborhood Park Project.
Staff Contact: Mark Rogge, (408) 730-7426

4. ORDINANCE Award of Taxicab Franchise to Rahul Malik and Tesfalem Abraha dba
RTC 11-224 Green Cab

Staff Recommendation: Alternative 1: Introduce and adopt an ordinance awarding a non-exclusive franchise for taxicab service to Rahul Malik and Tesfalem Abraha dba Green Cab for the period October 18, 2011 through October 17, 2013 per applicants' request and authorize the City Manager to execute necessary documents of agreement and authorize the City Manager to execute necessary documents of agreement.

Staff Contact: Ann Durkes, (408) 730-7355

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

5. ORDINANCE Award of Taxicab Franchise to Barkat Osman dba All Time Cab
RTC 11-225

Staff Recommendation: Alternative 1: Introduce and adopt an ordinance awarding a non-exclusive franchise for taxicab service to Barkat Osman dba All Time Cab for the period October 18, 2011 through October 17, 2013 per applicant's request and authorize the City Manager to execute necessary documents of agreement.

Staff Contact: Ann Durkes, (408) 730-7355

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

6. MOTION Consideration of Alternatives for Santa Clara Valley Transportation
RTC 11-236 Authority Board of Directors Representation

Staff Recommendation: Staff makes no recommendation.

Staff Contact: Jack Witthaus, (408) 730-330

COUNCILMEMBER REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

NON-AGENDA ITEMS & COMMENTS

- Council
- City Manager

INFORMATION ONLY REPORTS/ITEMS

- Tentative Council Meeting Agenda Calendar
- Draft Minutes from the Bicycle and Pedestrian Advisory Commission Special Meeting of September 22, 2011
- Draft Minutes from the Board of Library Trustees Meeting of October 3, 2011

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.
- 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

DATE	MEETING	TIME	PLACE
Oct. 18, 2011	Council Meeting	7 p.m.	Council Chambers
Nov. 1, 2011	Council Meeting	7 p.m.	Council Chambers

OTHER SCHEDULED MEETINGS

Oct. 17, 2011	Council Candidate Forum	7 p.m.	Council Chambers
Oct. 19, 2011	Arts Commission	7 p.m.	Council Chambers
Oct. 20, 2011	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conference Rm
Oct. 24, 2011	Planning Commission Study Session	7 p.m.	West Conference Rm
Oct. 24, 2011	Planning Commission Public Hearing	8 p.m.	Council Chambers
Oct. 25, 2011	Council Candidate Forum	7:30 p.m.	Council Chambers
Oct. 26, 2011	Zoning Administrator Hearing	2 p.m.	West Conference Rm
Nov. 2, 2011	Heritage Preservation Commission	7 p.m.	West Conference Rm
Nov. 7, 2011	Board of Library Trustees	7 p.m.	Library Program Rm
Nov. 14, 2011	Planning Commission Study Session	7 p.m.	West Conference Rm
Nov. 14, 2011	Planning Commission Public Hearing	8 p.m.	Council Chambers
Nov. 16, 2011	Zoning Administrator Hearing	2 p.m.	West Conference Rm
Nov. 16, 2011	Parks and Recreation Commission	7 p.m.	Council Chambers
Nov. 16, 2011	Housing and Human Services Commission	7 p.m.	West Conference Rm
Nov. 21, 2011	Sustainability Commission	7 p.m.	West Conference Rm
Nov. 23, 2011	Arts Commission	7 p.m.	Council Chambers
Dec. 14, 2011	Parks and Recreation Commission	7 p.m.	Council Chambers
Dec. 21, 2011	Arts Commission	7 p.m.	Council Chambers

CHANNEL 15 – KSUN

For a complete schedule of KSUN-15 broadcasts, visit KSUN.inSunnyvale.com

Oct. 17, 2011	Council Candidate Forum	7 p.m.
Oct. 18, 2011	City Council Meeting – Live	7 p.m.
Oct. 19, 2011	City Council Meeting – Replay of Oct. 18, 2011	7 p.m.
Oct. 23, 2011	City Council Meeting – Replay of Oct. 18, 2011	4 p.m.
Oct. 25, 2011	Council Candidate Forum	7:30 p.m.
Nov. 1, 2011	City Council Meeting – Live	7 p.m.
Nov. 2, 2011	City Council Meeting – Replay of Nov. 1, 2011	7 p.m.
Nov. 6, 2011	City Council Meeting – Replay of Nov. 1, 2011	4 p.m.