

## NOTICE AND AGENDA

### SUNNYVALE CITY COUNCIL TUESDAY, NOVEMBER 1, 2011 COUNCIL CHAMBERS and WEST CONFERENCE ROOM CITY HALL - 456 W. OLIVE AVE. SUNNYVALE, CALIFORNIA

#### 5:15 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

#### 6:15 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. Requiring Electric Car Chargers in New Residential Developments (Study Issue)  
Staff Contact: Diana Perkins, (408) 730-7455
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**

*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.*

**ROLL CALL**

**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 18, 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 11-239 No 577 & 578

Staff Recommendation: Review the attached lists of bills.

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

- 1.D. MOTION Budget Modification No. 4 to Appropriate \$162,594 of Department of  
RTC 11-242 Homeland Security, State Homeland Security Grant Program Funds for  
Training

Staff Recommendation: Alternative 1: Approve Budget Modification No. 4 to appropriate \$162,594 of Department of Homeland Security, State Homeland Security Grant Program funds to a special project for training purposes.

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

- 1.E. MOTION Budget Modification No. 5 to Appropriate \$83,721 of Department of  
RTC 11-243 Homeland Security, State Homeland Security Grant Program Funds for  
2011 Urban Shield

Staff Recommendation: Alternative 1: Approve Budget Modification No. 5 to appropriate \$83,721 of Department of Homeland Security, State Homeland Security Grant Program funds to a special project for 2011 Urban Shield.

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

**Contracts**

- 1.F. MOTION Amendment of Outside Counsel Agreement with Bertrand, Fox & Elliot  
RTC 11-238 for Litigation Advice and Services

Staff Recommendation: Alternative 1: Approve a Fourth Amendment to the Outside Counsel Services Agreement with Bertrand Fox & Elliot for legal services in an additional amount not to exceed a total contract amount of \$650,000, and extending the term to 2015.

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

### Other Items

- 1.G. ORDINANCE Adoption of Ordinance No. 2959-11 Award of Taxicab Franchise to  
NO. 2959-11 Rahul Malik and Tesfalem Abraha dba Green Cab

Staff Recommendation: Approve second reading of Ordinance No. 2959-11.

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

- 1.H. ORDINANCE Adoption of Ordinance No. 2960-11 Award of Taxicab Franchise to  
NO. 2960-11 Barkat Osman dba All Time Cab

Staff Recommendation: Approve second reading of Ordinance No. 2960-11.

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 2010-7090 Phase 1 Report for Lawrence Station Area Plan (SAP)  
RTC 11-240

Staff Recommendation: Alternative 1: Accept the first phase plan for Lawrence SAP as provided in Lawrence Station Area Plan (Attachment B).

Staff Contact: Surachita Bose, (408) 730-7443

3. MOTION Consider Municipal Code Revisions to Allow for the Filtering of  
RTC 11-244 "Graywater" and the reuse of Filtered Graywater for Household Purposes

Staff Recommendation: Alternative 2: Adopt the Resolution of Findings determining the need for modifications to the 2010 Plumbing Code and ordinance modifying Chapter 16.24 Section 16.24.030 of the Sunnyvale Municipal Code.

Staff Contact: Lorrie Gervin, (408) 730-7268

### 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 of the Housing and Human Services Commission Meeting of September 28, 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>
Nov. 1, 2011	Council Meeting	7 p.m.	Council Chambers
Nov. 15, 2011	Council Meeting	7 p.m.	Council Chambers

**OTHER SCHEDULED MEETINGS**

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. 7, 2011	Council Candidate Forum – "Last Night" (if warranted)	7 p.m.	Council Chambers
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
Nov. 28, 2011	Planning Commission Study Session	7 p.m.	West Conference Rm
Nov. 28, 2011	Planning Commission Public Hearing	8 p.m.	Council Chambers
Nov. 30, 2011	Zoning Administrator Hearing	2 p.m.	West Conference Rm
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](http://KSUN.inSunnyvale.com)

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.
Nov. 7, 2011	Council Candidate Forum – "Last Night" (if warranted)	7:30 p.m.
Nov. 15, 2011	City Council Meeting – Live	7 p.m.
Nov. 16, 2011	City Council Meeting – Replay of Nov. 15, 2011	7 p.m.
Nov. 20, 2011	City Council Meeting – Replay of Nov. 15, 2011	4 p.m.