

NOTICE AND AGENDA

**SUNNYVALE CITY COUNCIL
and
JOINT STUDY SESSION WITH SUNNYVALE CITY COUNCIL, PLANNING COMMISSION AND
SUSTAINABILITY COMMISSION
TUESDAY, MAY 8, 2012
COUNCIL CHAMBERS, WEST CONFERENCE ROOM
and NOVA CONNECT SANTA CLARA ROOM
CITY HALL - 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA**

**5:10 – 5:25 P.M. SPECIAL COUNCIL MEETING – CLOSED SESSION
(West Conference Room)**

City Council 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 Council beginning the Closed Session. Closed Sessions are not open to the public.*
 - a. Closed Session pursuant to Government Code Section 54956.95:Liability Claims
Claimant: Robert W. Beveridge
Agency claimed against: City of Sunnyvale
4. Adjourn Special Meeting

**5:30 P.M. SPECIAL COUNCIL MEETING – JOINT STUDY SESSION WITH PLANNING
COMMISSION AND SUSTAINABILITY COMMISSION
(NOVA CONNECT Santa Clara Room - Bldg. 2, Suite 767)**

City Council Study Session

1. Call to Order in the NOVA CONNECT Santa Clara Room (Bldg. 2, Suite 767) (Open to the Public)
2. Roll Call
3. Convene to Study Session
 - a. Joint Study Session with Planning Commission and Sustainability Commission:
El Camino Real Bus Rapid Transit Project
Staff Contact: Jack Witthaus, (408) 730-7330
4. Public Comment
5. Adjourn Special Meeting

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.

**7 P.M. COUNCIL MEETING
(Council Chambers)**

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

CLOSED SESSION REPORT FOR April 30, 2012

Closed Session pursuant to Government Code Section 54957- Public Employee Appointment: City Attorney

CLOSED SESSION REPORT FOR May 1, 2012

Closed Session pursuant to Government Code Section 54956.9 (a) and (c) - Conference with Legal Counsel : Existing Litigation and Initiation of Litigation

CLOSED SESSION REPORT FOR May 8, 2012

Closed Session pursuant to Government Code Section 54956.95 – Liability Claims: Robert W. Beveridge vs. City of Sunnyvale

SPECIAL ORDER OF THE DAY – Lakewood School Color Guard

SPECIAL ORDER OF THE DAY – Recognition of Centennial Writing Contest

PUBLIC ANNOUNCEMENTS

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

PRESENTATION – Homestead High School AP: Environmental Science Student Project “Abolish Polystyrene Movement”

CONSENT CALENDAR

- 1.A. MOTION Approval of Council Meeting Minutes of April 24, 2012
- 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 12-112 Nos. 604 & 605

Staff Recommendation: Review the list of bills

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

- 1.D. MOTION Budget Modification No. 24 to Appropriate \$34,808 of 911 Emergency
RTC 12-111 Medical Services Incentive Funds and \$25,000 of Santa Clara County
Funded EMS Enhancement Projects

Staff Recommendation: Alternative 1: Approve Budget Modification No. 24 to appropriate \$59,808 of 911 Emergency Medical Services Provider Incentive Funds and Santa Clara County Funded EMS Enhancement Projects and include \$80,000 expected revenues for FY 2012/2013 in the recommended FY 2012/2013 Budget.

Staff Contact: Jeffrey Hunter, (4080 730-7220)

Contracts

- 1.E. MOTION Authorization to Amend an Existing Contract to Provide Traffic
RTC 12-115 Engineering Services for the Mary Avenue Street Space Allocation Study
(F1104-58)

Staff Recommendation: Approve an amendment to an existing contract with TJKM Transportation Consultants of Pleasanton to increase the total contract value by \$67,860 to provide a Traffic and Simulation Analysis and a CEQA Initial Study associated with the Mary Avenue Street Space Allocation Study.

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

Other Items

- 1.F. ORDINANCE Adoption of Ordinance No. 2970-12 Amending the Precise Zoning Plan,
2970-12 Zoning Districts Map, to Rezone Certain Properties Located at 411-425
North Fair Oaks Avenue and 599 East Taylor Avenue from R-3 (Medium
Density Residential) to R-3/PD (Medium Density Residential/Planned
Development) Zoning District

Staff Recommendation: Approve the second reading of Ordinance No. 2970-12

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

- 1.G. RESOLUTION Adopt a Resolution to Authorize the Filing of the Fiscal Year 2012/13
RTC 12-108 Transportation Development Act Article 3 Application for Pedestrian and
Bicycle Projects

Staff Recommendation: Alternative 1: Adopt the attached resolution authorizing the filing of a project application with the VTA and MTC for allocation of Transportation Development Act funds for FY 2012/13 for the Duane Avenue bicycle lanes.

Staff Contact: Jack Witthaus, (408) 730-7330

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 Reject Proposals for the Long-Term Lease of Raynor Activity Center, and
RTC 12-113 Approve a Resolution to Declare Raynor Activity Center Surplus Property

Staff Recommendation: Alternatives 1, 2, 3, 4 and 5: Reject all proposals for the long-term lease of Raynor Activity Center; approve a resolution declaring Raynor Activity Center surplus and available for sale and direct staff to initiate the public agency notification process; direct staff to notify prospective purchasers of Raynor Activity Center that commercial or residential developments are not considered compatible uses within the Public Facility zoning at the Raynor site; direct staff to offer current tenants of the site one year lease extensions until June 2013 at existing rental rates; and, direct staff to place proceeds from the sale of Raynor Activity Center into an infrastructure reserve fund to be used specifically for the major renovation or replacement of buildings at the Civic Center including the Library, City Hall, or Public Safety Building.

Staff Contact: Kent Steffens, (408) 730-7441

3. MOTION Approve Housing and Urban Development (HUD) Action Plan for FY
RTC 12-110 2012-13 and Approve a Conditional Loan Commitment of \$1.5 Million in
HOME funds for Rehabilitation of Garland Plaza

Staff Recommendation: Alternative 1:

a) Approve the Action Plan for FY 2012-13 as shown in Attachment A, which allocates a total of \$1,183,718 in CDBG funds and \$1,908,633 in HOME funds for housing and community development activities in FY 2012-13, and authorize the City Manager to execute all required assurances and forms for submittal with the 2012 Action Plan to HUD for approval; and

b) Authorize the City Manager to execute a conditional commitment of \$1.5 million for the rehabilitation of Garland Plaza Apartments

Staff Contact: Suzanne Ise, (408) 730-7698

4. MOTION Renewal of Taxicab Franchise to Jasraj Bhatia (FKA Bikram Singh) dba
RTC 12-116 California Cab Company (*Continued from April 24, 2012*)

Staff Recommendation: Introduce and adopt an ordinance renewing a non-exclusive franchise for taxicab service to Jasraj Bhatia (FKA Bikram Singh) dba California Cab Company for the period June 8, 2012 through June 7, 2014 per applicant's request and authorize the City Manager to execute necessary documents of agreement, including additional provisions as directed by Council and an administrative extension of the previous franchise agreement.

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

5. MOTION Discussion and Possible Action on Ballot Measures Scheduled for June
RTC 12-098 5, 2012 Election

Staff Recommendation: Staff makes no recommendation.

Staff Contact: Coryn Campbell, (408) 730-7475

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 12-109 2011 Annual Progress Report on Implementation of the Housing Element of the General Plan (Information Only)
- Study Session Summary on Consider Revisions to the Zoning Code for Conversions of Mobile Home Parks to Other Uses (Study Issue) for March 20, 2012
- Final Minutes of the Bicycle and Pedestrian Advisory Commission Meeting of March 15, 2012
- Approved Minutes of the Personnel Board Meeting of March 19, 2012
- Draft Meeting Minutes of the Sustainability Commission of April 16 , 2012
- Draft Minutes of the Bicycle and Pedestrian Advisory Commission Meeting of April 19, 2012
- Draft Minutes of the Housing and Human Services Commission Meeting of April 25, 2012

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
May 8, 2012	Council Meeting	7 p.m.	Council Chambers
May 15, 2012	Council Meeting	7 p.m.	Council Chambers
May 17, 2012	Special Council Meeting-Budget Workshop	8:30 a.m.	West Conference Rm
May 22, 2012	Council Meeting	7 p.m.	Council Chambers

OTHER SCHEDULED MEETINGS

May 9, 2012	Parks and Recreation Commission	7 p.m.	Council Chambers
May 14, 2012	Planning Commission Study Session	7 p.m.	West Conference Rm
May 14, 2012	Planning Commission Public Hearing	8 p.m.	Council Chambers
May 16, 2012	Zoning Administrator Hearing	2 p.m.	West Conference Rm
May 16, 2012	Arts Commission	7 p.m.	Council Chambers
May 17, 2012	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conference Rm
May 21, 2012	Sustainability Commission	7 p.m.	West Conference Rm
May 21, 2012	Board of Library Trustees – Special Meeting	7 p.m.	Library Program Rm
May 23, 2012	Special Joint Study Session with Arts Commission and Parks and Recreation Commission	6 p.m.	Community Center Board Rm
May 23, 2012	Special Joint Meeting with Arts Commission and Parks and Recreation Commission	7 p.m.	Community Center Board Rm
May 23, 2012	Housing and Human Services Commission	7 p.m.	West Conference Rm
May 30, 2012	Planning Commission Study Session	7 p.m.	West Conference Rm
May 30, 2012	Planning Commission Public Hearing	8 p.m.	Council Chambers
May 30, 2012	Zoning Administrator Hearing	2 p.m.	West Conference Rm
June 11, 2012	Planning Commission Study Session	7 p.m.	West Conference Rm
June 11, 2012	Planning Commission Public Hearing	8 p.m.	Council Chambers
June 13, 2012	Zoning Administrator Hearing	2 p.m.	West Conference Rm
June 13, 2012	Parks and Recreation Commission	7 p.m.	Council Chambers
June 20, 2012	Arts Commission	7 p.m.	Council Chambers

CHANNEL 15 – KSUN

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

May 8, 2012	City Council Meeting – Live	7 p.m.
May 9, 2012	City Council Meeting – Replay of May 8, 2012	7 p.m.
May 13, 2012	City Council Meeting – Replay of May 8, 2012	4 p.m.
May 15, 2012	City Council Meeting – Live	7 p.m.
May 16, 2012	City Council Meeting – Replay of May 15, 2012	7 p.m.
May 20, 2012	City Council Meeting – Replay of May 15, 2012	4 p.m.