NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL

and

JOINT STUDY SESSION WITH PLANNING COMMISSION

TUESDAY, MAY 15, 2012

COUNCIL CHAMBERS and WEST CONFERENCE ROOM

CITY HALL - 456 W. OLIVE AVE.

SUNNYVALE, CALIFORNIA

5:45 P.M. SPECIAL COUNCIL MEETING – JOINT STUDY SESSION
WITH PLANNING COMMISSION
(West Conference Room)

City Council Study Session
1. Call to Order in the West Conference Room
2. Roll Call
3. Convene to Study Session
   a. City Council Study Session with Planning Commission: Discussion of Draft East Sunnyvale
      Precise Plan and Proposed General Plan Amendment and Rezoning
      Staff Contact: Shaunn Mendrin, (408) 730-7429
4. Public Comment
5. Adjourn Special Meeting

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

SPECIAL ORDER OF THE DAY – DPS Special Awards (15 minutes)

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.
SPECIAL ORDER OF THE DAY – Recognition of Foster Care Appreciation 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 May 8, 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 12-121 No. 606

Staff Recommendation: Review the list of bills
Staff Contact: Pete Gonda, (408) 730-7418

1.D. MOTION Fleet Services Budget Increase of $120,000 Due to Increased Operational Costs in Fiscal Year 2011/2012 and Approval of Budget Modification No. 34 RTC 12-119

Staff Recommendation: Alternative 1: Approve Budget Modification No. 34 in the amount of $120,000 to increase the operating budget for Program 763 Provision of Vehicles and Motorized Equipment.
Staff Contact: Tony Vargas, (408) 730-7570

1.E. MOTION Approval of Budget Modification No. 36 to Appropriate $250,000 of Park Dedication Funds For Outside Counsel Services RTC 12-126

Staff Recommendation: Approve Budget Modification No. 36 to appropriate $250,000 of Park Dedication Funds to provide funding for outside litigation services to advise and/or represent the City regarding the litigation in Building Industry Association vs. City of Sunnyvale, 1-11-CV-209799
Staff Contact: David Kahn, (408) 730-7464

Personnel Items

1.F. RESOLUTION Amendment to the Salary Resolution and Classification Plan to Add the Newly-Established Classifications of Fire Prevention Specialist I/II; Public Safety Specialist; and Animal Control Officer RTC 12-123

Staff Recommendation: Alternative 1: Adopt resolutions to amend the City’s Classification Plan and Salary Resolution to include the newly-established classifications of Fire Prevention Specialist I/II; Public Safety Specialist; and Animal Control Officer.
Staff Contact: Karen Woblesky, (408) 730-2715
Other Items

1.G. MOTION RTC 12-114 Recommendation to Sunnyvale City Council to Approve Confirmation of New Members to the NOVA Workforce Board

Staff Recommendation: Alternative 1: Confirm Ms. Amber Grewal, Ms. Kimberly Nichols and Mr. Andy Switky to the NOVA Workforce Board
Staff Contact: Kris Stadelman, (408) 730-7233

1.H. MOTION RTC 12-117 Approval of Final Map (Tract No. 10085) - One Hundred Thirty-Two Residential Condominium Unit Development at 1044 East Duane Avenue by Taylor Morrison of California LLC

Staff Recommendation: Approve the Final Map for Tract No. 10085; Authorize the Mayor to sign the subdivision agreement; Direct the City Clerk to sign the City Clerk’s Statement and forward the final map for recordation.
Staff Contact: Eric Gonzales, (408) 730-7616

1.I. MOTION RTC 12-118 Ratification of Mayor’s Intergovernmental Appointment to U.S Conference of Mayors’ Standing Committees

Staff Recommendation: Alternative 1: Ratify the appointment of Mayor Spitaleri to two U.S. Conference of Mayors Standing Committees: Jobs, Education and the Workforce; and International Affairs.
Staff Contact: Coryn Campbell, (408) 730-7475

1.J. MOTION RTC 12-120 Proposed Revisions to Council Travel Budgets Section of Council Policy 7.3.13 Support for Councilmembers; Staff-Council Communications

Staff Recommendation: Alternative 1: Approve the policy revisions.
Staff Contact: Coryn Campbell, (408) 730-7475

1.K. ORDINANCE 2971-12 Adoption of Ordinance No. 2971-12 Awarding Nonexclusive Franchise to Jasraj Bhata (FKA Bikram Singh), Owner of California Cab Company

Staff Recommendation: Council approve the second reading of Ordinance No. 2971-12
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 Council members. 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 RTC 12-124 2011-7719 Appeal of a decision of the Planning Commission approving with conditions a Special Development Permit to allow live entertainment (amplified acoustic music) at Da Kine Café located at 153 E. Fremont Avenue.

Staff Recommendation: Alternative 1: Grant the appeal and uphold the decision of the Planning Commission to approve the Special Development Permit with conditions, listed in attachment B, adding new Condition of Approval PC-2 regarding signage listing the maximum occupancy and modifying Condition of Approval AT-6 to clarify the participatory entertainment (e.g. karaoke, patron dancing) is not permitted.

Staff Contact: Mariya Hodge, (408) 730-7659

3. MOTION RTC 12-125 2012-7045 Appeal of a decision of the Planning Commission denying a Use Permit to allow a large family day care within 300 feet of another large family day care located at 1372 Cordilleras Avenue.

Staff Recommendation: Alternative 1: Grant the appeal and approve the Use Permit with conditions.

Staff Contact: Noren Caliva, (408) 730-7637

4. MOTION RTC 12-122 Taxicabs: Franchises, Regulation and Enforcement (Study Issue)

Staff Recommendation: Alternative 1: Direct staff to draft an ordinance to amend SMC Chapter 5.36 with the recommended changes and implement new fees as recommended by DPS.

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

5. Consideration of Change in Terms for Housing & Human Services and Bicycle and Pedestrian Advisory Commissions, and Potential Changes to Council Voting Process for Commissioner Appointments

Recommendation: Discussion and possible action to make revisions to Council Policy 7.2.19 relating to terms for Housing and Human Services and Bicycle and Pedestrian Advisory Commission, and to Council voting process for Commissioner Appointments.

Contact: Councilmember Jim Griffith

COUNCILMEMBER REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

NON-AGENDA ITEMS & COMMENTS

- Council
- City Manager

INFORMATION ONLY REPORTS/ITEMS

- Tentative Council Meeting Agenda Calendar

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](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**

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<tr>
<th>DATE</th>
<th>MEETING</th>
<th>TIME</th>
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<tr>
<td>May 15, 2012</td>
<td>Council Meeting</td>
<td>7 p.m.</td>
<td>Council Chambers</td>
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<tr>
<td>May 17, 2012</td>
<td>Special Council Meeting-Budget Workshop</td>
<td>8:30 a.m.</td>
<td>Council Chambers</td>
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<tr>
<td>May 22, 2012</td>
<td>Council Meeting</td>
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<tr>
<td>June 12, 2012</td>
<td>Council Meeting</td>
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## OTHER SCHEDULED MEETINGS

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<td>May 16, 2012</td>
<td>Zoning Administrator Hearing</td>
<td>2 p.m.</td>
<td>West Conference Rm</td>
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<td>Arts Commission</td>
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<td>Council Chambers</td>
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<tr>
<td>May 17, 2012</td>
<td>Bicycle and Pedestrian Advisory Commission</td>
<td>6:30 p.m.</td>
<td>West Conference Rm</td>
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<tr>
<td>May 21, 2012</td>
<td>Sustainability Commission</td>
<td>7 p.m.</td>
<td>West Conference Rm</td>
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<tr>
<td>May 21, 2012</td>
<td>Board of Library Trustees – Special Meeting</td>
<td>7 p.m.</td>
<td>Library Program Rm</td>
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<tr>
<td>May 23, 2012</td>
<td>Special Joint Study Session with Arts Commission and Parks and Recreation Commission</td>
<td>6 p.m.</td>
<td>Community Center Board Rm</td>
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<td>May 23, 2012</td>
<td>Housing and Human Services</td>
<td>7 p.m.</td>
<td>West Conference Rm</td>
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<td>May 30, 2012</td>
<td>Planning Commission Study Session</td>
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<td>Planning Commission Public Hearing</td>
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## CHANNEL 15 – KSUN

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

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<td>City Council Meeting – Live</td>
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<td>City Council Meeting – Replay of May 15, 2012</td>
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<td>City Council Meeting – Replay of May 15, 2012</td>
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<td>City Council Special Meeting – Budget Workshop – Live</td>
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<tr>
<td>May 27, 2012</td>
<td>City Council Meeting – Replay of May 22, 2012</td>
<td>4 p.m.</td>
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