

NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL TUESDAY, SEPTEMBER 18, 2012 COUNCIL CHAMBERS and WEST CONFERENCE ROOM CITY HALL - 456 W. OLIVE AVE. SUNNYVALE, CALIFORNIA

5:30 P.M. SPECIAL COUNCIL MEETING (Closed Session)

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 54956.9(a)
Conference with Legal Counsel – Existing Litigation
Case name: *Galos/Domingo v. Sunnyvale*; Santa Clara Superior Court No. 1-11-CV-206876
 - b. Closed Session pursuant to Government Code Section 54956.9(a)
Conference with Legal Counsel – Existing Litigation
Case name: *Barba, Nelson & Lockwood v. Sunnyvale*, (Arbitration)
4. Adjourn Special Meeting

6 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. Energy Power Reliability for Moffett Park Area
Staff Contact: Kent Steffens, (408) 730-7441
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

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 REPORTS FOR SEPTEMBER 18, 2012

Closed Session pursuant to Government Code Section 54956.9(a) - Conference with Legal Counsel – Existing Litigation

SPECIAL ORDER OF THE DAY – Boards and Commissions Oath of Office

SPECIAL ORDER OF THE DAY – Presentation to the City in Commemoration of 10 Years of Operations of the Fremont Pool

PUBLIC ANNOUNCEMENTS

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

PRESENTATION – Preliminary Analysis of AB 340 - California Public Employees' Pension Reform Act of 2013

CONSENT CALENDAR

1.A. MOTION Approval of Information/Action Items – Council Directions to Staff

Fiscal Items

1.B. MOTION List of Claims and Bills Approved for Payment by the City Manager – List
RTC 12-221 No. 624

Staff Recommendation: Approve the list of bills.

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

1.C. MOTION Acceptance of \$13,347 in FFY 2012 Justice Assistance Grant Funds to
RTC 12-222 Purchase Electronic Citation Writers

Staff Recommendation: Alternative 1: Accept the FFY 2012 Justice Assistance Grant in the amount of \$13,347 and approve its use to purchase electronic citation writers.

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

Contracts

- 1.D. MOTION Amend an Existing Contract for the Provision of a Broadcast Control
RTC 12-224 Room System for City Council and Other Public Meetings (F13-08)

Staff Recommendation: Amend the existing contract Purchase Order with TV Magic Inc. for the Broadcast Control Room system by increasing the not-to-exceed value from \$274,900 (excluding taxes) to \$289,494 (including taxes and additional required equipment).

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

Personnel

- 1.E. MOTION Amendment to Agreement for Services between the City of Sunnyvale
RTC 12-225 and the City Manager

Staff Recommendation: Authorize the Mayor to execute the amendment to the Agreement for Services between the City of Sunnyvale and the City Manager.

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

Other Items

- 1.F. ORDINANCE Adoption of Ordinance No. 2978-12 Amending Chapter 10.56 of Title 10
NO. 2978-12 (Vehicles and Traffic) of the Sunnyvale Municipal Code Related to Bicycle
Licensing

Staff Recommendation: Approve the second reading of Ordinance No. 2978-12.

Staff Contact: Michael Martello, (408) 730-7464

- 1.G. ORDINANCE Adoption of Ordinance No. 2979-12 Amending Certain Sections of Title 5
NO. 2979-12 (Business Licenses and Regulations) of the Sunnyvale Municipal Code
Pertaining to Taxicabs

Staff Recommendation: Approve the second reading of Ordinance No. 2979-12.

Staff Contact: Michael Martello, (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 Explore Tools for Resolving Interior Hoarding Conditions at Residential
RTC 12-185 Properties (Study Issue)

Staff Recommendation: Alternatives 1 and 2: 1) Continue with the creation of an ad hoc task force to address interior hoarding conditions at residential properties, and 2) Create a City Web page which would provide the public with information and resources about hoarding.

Staff Contact: Christy Gunvalsen, (408) 730-7255

3. RESOLUTION 2012-7532: Introduction of an Ordinance to Amend the Zoning Code for
ORDINANCE Development over 70% Floor Area Ratio (FAR) to add Requirements for
RTC 12-223 Housing Mitigation and Transportation Demand Management; and
Adoption of a Resolution for Modification to the Green Building Program

Staff Recommendation: Alternatives 1 and 2: 1) Introduce an ordinance to amend Title 19 (Zoning) to require development in the industrial intensification areas that achieve an FAR greater than 70% to: a. Implement a transportation demand management program that achieves 25% peak hour trip reductions and 20% total daily trip reductions. b. Comply with housing mitigation for all square footage greater than 70% FAR, and 2) Approve a resolution to amend the Green Building Program for specified industrial developments greater than 70% FAR.

Staff Contact: Trudi Ryan, (408) 730-7435

City Clerk reads the ordinance title.

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 Bicycle and Pedestrian Advisory Commission Meeting of August 30, 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
Sept 18, 2012	Council Meeting	7 p.m.	Council Chambers
Oct 2, 2012	Council Meeting	7 p.m.	Council Chambers

OTHER SCHEDULED MEETINGS

Sept 17, 2012	Sustainability Commission	7 p.m.	West Conference Room
Sept 19, 2012	Arts Commission	7 p.m.	Community Center Conference Room
Sept 20, 2012	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conference Room
Sept. 24, 2012	Planning Commission Study Session	7 p.m.	West Conference Room
Sept. 24, 2012	Planning Commission Public Hearing	8 p.m.	Council Chambers
Sept. 26, 2012	Housing and Human Services Commission	7 p.m.	West Conference Room
Oct. 1, 2012	Board of Library Trustees	7 p.m.	Library Program Room
Oct. 10, 2012	Parks and Recreation Commission	7 p.m.	Community Center Conference Rm
Oct. 15, 2012	Sustainability Commission	7 p.m.	West Conference Room
Oct. 17, 2012	Arts Commission	7 p.m.	Community Center Conference Rm

CHANNEL 15 – KSUN

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

Sept 18, 2012	City Council Meeting – Live	7 p.m.
Sept 19, 2012	City Council Meeting – Replay	7 p.m.
Sept 23, 2012	City Council Meeting - Replay	4 p.m.