

NOTICE AND AGENDA

**SUNNYVALE CITY COUNCIL
TUESDAY, FEBRUARY 26, 2013
COUNCIL CHAMBERS
CITY HALL - 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA**

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. 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

PUBLIC ANNOUNCEMENTS

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

CONSENT CALENDAR

- 1.A. Approval of Council Meeting Minutes of February 12, 2013
- 1.B. Approval of Information/Action Items – Council Directions to Staff

Fiscal Items

- 1.C. RTC 13-050 List of Claims and Bills Approved for Payment by the City Manager – List Nos. 646 and 647

Staff Recommendation: Approve the lists of bills.

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

Personnel

- 1.D. RTC 13-049 Amendment to the Salary Resolution and Classification Plan to Include the Following Classification Title Changes: Buyer I/II, Environmental Programs Manager, Head Golf Professional; and to Add the Newly Established Classifications of Senior Environmental Engineer and Public Safety Officer Academy Attendee/Graduate

Staff Recommendation: Alternative 1: Adopt resolutions to amend the City's Classification Plan and Salary Resolution to change the classification titles and to add the newly established classifications of Senior Environmental Engineer and Public Safety Officer Academy Attendee/Graduate as listed within this report that will become effective the beginning of the first pay period after February 26, 2013.

Staff Contact: Delanie LoFranco, (408) 730- 2734

Contracts

- 1.E. RTC 13-039 Reject Bids for Four Electric Utility Service Carts (F13-31) and One Tractor Loader (F13-33)

Staff Recommendation: Reject the six bids received in response to Invitation for Bids F13-31 for four electric utility service carts and reject the one bid received in response to Invitation for Bids F13-33 for one tractor loader with box scraper.

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

- 1.F. RTC 13-048 Award of a Contract for the Design of a Sodium Hypochlorite Disinfection System for the Water Pollution Control Plant (F13-14)

Staff Recommendation: Award a contract, in substantially the same form as the draft attached draft to the report and in the amount of \$360,180 to HDR Engineering, Inc., and authorize the City Manager to execute the contract when all the necessary conditions have been met; and approve a 15% design contingency in the amount of \$54,027.

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

- 1.G. RTC 13-040 Award of a Contract for Engineering Design and Construction Support Services for Traffic Signal Reconstruction at Four (4) Locations (F13-16)

Staff Recommendation: Award a contract, in substantially the same form as the draft attached to the report and in the amount of \$133,998 to TJKM Transportation Consultants, 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 \$13,400.

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

- 1.H. RTC 13-043 Award of Contract for Gymnastics Instruction Services and Camp Programs (F13-40)

Staff Recommendation: Award a two year contract to California Sports Center to provide gymnastics instruction services, in substantially the same form as the draft services agreement attached to the report; and delegate authority to the City Manager to renew the contract for an additional one-year period, provided pricing and service remain acceptable to the City.

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

Other Items

- 1.I. RTC 13-044 Approval of the First Final Map (Tract No. 10165) – 22 Townhomes, 36 Condominium Units at 660 West El Camino Real by SummerHill Homes

Staff Recommendation: Approve the final map for Tract No. 10165; authorize the Mayor to sign the subdivision agreement upon: submittal of other documents deemed necessary by the Director of Public Works; direct the City Clerk to sign the City Clerk's Statement and forward the final map for recordation.

Staff Contact: Bennett Chun, (408) 730-7636

- 1.J. RTC 13-046 One Bay Area Grant Program Grant Applications for Transportation Projects – Resolution of Support

Staff Recommendation: Alternative 1: Approve the Resolution of Support for One Bay Area Grant Program funding.

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

- 1.K. ORDINANCE 2991-13 Adoption of an Ordinance 2991-13 Awarding Nonexclusive Franchise to Jasraj Bhatia (fka Bikram Singh), Owner of Yellow Cab Company Peninsula, Inc.

Staff Recommendation: Adopt Ordinance 2991-13.

Staff Contact: Joan Borger, (408) 730-7460

- 1.L. ORDINANCE 2989-13 Adoption of Ordinance 2989-13 Awarding Nonexclusive Franchise to Lawrence Silva, President of Yellow Checker Cab Co., Inc., dba Checker Cab of Silicon Valley

Staff Recommendation: Adopt Ordinance 2989-13.

Staff Contact: Joan Borger, (408) 730-7460

- 1.M. ORDINANCE 2990-13 Adoption of an Ordinance 2990-13 Awarding Nonexclusive Franchise to Jorawar Singh, Owner of A Orange Cab

Staff Recommendation: Adopt Ordinance 2990-13.

Staff Contact: Joan Borger, (408) 730-7460

- 1.N. RTC 13-052 Approve Budget Modification No. 35 to Appropriate Additional Housing Mitigation Funds to Project 828100 First Time Homebuyer Loans

Staff Recommendation: Approve Budget Modification No. 35 to appropriate \$200,000 from the Housing Mitigation Fund Reserve to Project 828100 First Time Homebuyer Loans to allow staff to assist eligible BMR buyers during the remainder of the fiscal year.

Staff Contact: Ernie DeFrenchi, (408) 730-2784

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. RTC 13-042 Discussion and Possible Action Regarding Adoption of Council-ranked Study Issue Presentation Dates for 2013

Staff Recommendation: Alternative 1: Approve the Study Issues Priorities List by Department as submitted.

Staff Contact: Yvette Blackford, (408) 730-7475

3. RTC 13-041 2012-8003 Lawrence Station Area Plan Phase 2, Discussion and Possible Action to Select Land Use Alternative and Circulation Framework

Staff Recommendation: Alternative 1: Accept the Flexible Mixed Use alternative and circulation and open space framework for LSAP as outlined in Attachment A to the report as the recommended alternative to include in future plan preparation and environmental review preparation.

Staff Contact: Andrew Miner, (408) 730-7707

4. RTC 13-047 2010-7148 Discussion and Possible Action on Retooling the Zoning Code (Title 19 of the Sunnyvale Municipal Code) with Focus on Organizational Structure and Article 1 (Purpose, Applicability, Administration and Nonconforming Uses, Structures and Lots)

Staff Recommendation: Alternatives 1 and 3: 1) Approve the new organizational structure and draft language of Article 1, and direct staff to proceed with the next phases of Retooling the Zoning Code; and 3) Provide direction to Planning Commission and staff on the preferred approach to addressing the policy questions on nonconforming uses, structures and lots.

Staff Contact: Diana O'Dell, (408) 730-7257 and Rosemarie Zulueta, (408) 730-7437

5. RTC 13-051 Referral by Mayor for Consideration of Possible Legislation Related to Firearm and Ammunition Safety Measures

Recommendation: Direct staff to review the legislation being considered by San Francisco, Los Angeles, and Sacramento, as well as our existing regulations, and bring back for Council consideration a draft ordinance, insofar as it is in the City's control, to adopt restrictions on ownership or possession of high capacity magazines, and other related measures.

Contact: Mayor Spitaleri, (408) 730-7473

6. Council Subcommittee Recommendations Regarding the Community Event Grant and Neighborhood Grant Distributions

Recommendation: Discussion and possible action regarding the Community Event Grant and Neighborhood Grant Distributions.

Contact: Councilmember Martin-Milius, (408) 730-7473

COUNCILMEMBER REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS

NON-AGENDA ITEMS & COMMENTS

- Council
- City Manager

INFORMATION ONLY REPORTS/ITEMS

- Tentative Council Meeting Agenda Calendar
- Study Session Summary of February 12, 2013 - Comprehensive Sign Code Revisions (Study Issue)
- Draft Minutes of the Board of Library Trustees Meeting of February 4, 2013

ADJOURNMENT

Notice to the Public:

The agenda reports to council (RTC's) may be viewed on the City's Web site at 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. 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. 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. (28 CFR 35.106 ADA Title II).

Planning a presentation for a City Council meeting?

To assist you in utilizing the technology available in the Council Chambers, the publication "*How to Make Your Council Chamber Presentation More Effective*" may be helpful. The document is available on the City Web site at 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.

Upcoming Meetings

Visit CouncilMeetings.inSunnyvale.com for upcoming Council meeting information.

Visit BoardsandCommissions.inSunnyvale.com for upcoming board and commission meeting information.

For a complete schedule of KSUN-15 Council meeting broadcasts, visit KSUN.insunnyvale.com.