NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL
TUESDAY, APRIL 9, 2013
COUNCIL CHAMBERS and WEST CONFERENCE ROOM
CITY HALL - 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA

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. Council Policy Ensuring Future Funding of City Infrastructure
      Staff Contact: Drew Corbett, (408) 730-7603
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. 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 – PG&E Presentation of Ceremonial Rebate Check for Light Emitting Diode (LED) Streetlight Conversion Project

SPECIAL ORDER OF THE DAY – National Library Week

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

PRESENTATION – Month of the Young Child
CONSENT CALENDAR

1.A. Approval of Council Meeting Minutes of March 19, 2013
1.B. Approval of Information/Action Items – Council Directions to Staff

Fiscal Items

1.C. RTC 13-082  List of Claims and Bills Approved for Payment by the City Manager – List Nos. 651 - 653

Staff Recommendation: Approve the lists of bills.
Staff Contact: Pete Gonda, (408) 730-7418

1.D. RTC 13-071  Budget Modification No. 37 to Appropriate $5,000 of LSTA Eureka! Leadership Grant Funds for Learning Together: An Interactive Program for Parents and Their School-aged Children

Staff Recommendation: Approve Budget Modification No. 37 to appropriate LSTA grant funds in the amount of $5,000 to a new project, LSTA Learning Together.
Staff Contact: Lisa Rosenblum, (408) 730-7315

1.E. RTC 13-083  Approval, by a Separate Resolution, of an Amendment to the Water Service Agreement with the City and County of San Francisco

Staff Recommendation: Alternative 1: Approve the resolution approving an Amendment to the Water Supply Agreement with the City and County of San Francisco.
Staff Contact: Mansour Nasser, (408) 730-7578

Contracts

1.F. RTC 13-078  Award of Contract for Instructional Classes and Camps (F13-49)

Staff Recommendation: Award two year contracts to Kidz Love Soccer and Fun Tyme Sports Academy to provide instructional classes and camps in substantially the same form as the draft services agreements attached to the report; and delegate authority to the City Manager to renew the contracts for an additional one-year period, provided pricing and service remain acceptable to the City.
Staff Contact: Pete Gonda, (408) 730-7418

1.G. RTC 13-077  Award of Bid No. PW13-15 for Concrete Sidewalks, Curbs, Gutters and Driveway Approaches 2013

Staff Recommendation: Award a contract in the amount of $646,293 to SpenCon Construction, Inc. for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; and approve a 10% construction contingency in the amount of $64,629.
Staff Contact: Pete Gonda, (408) 730-7418
1.H. RTC 13-079  Award of Bid No. PW13-14 for Water Line Replacement 2012-2013
   Phase 2

Staff Recommendation: Award a contract in the amount of $1,593,000, to K.J. Woods
Construction, Inc., for the subject project, and authorize the City Manager to execute the
contract when all the necessary conditions have been met; and approve a 10%
construction contingency in the amount of $159,300.
Staff Contact: Pete Gonda, (408) 730-7418

Other Items

1.I. RTC 13-065  Approval of Proposed Amendments to the League of California Cities
Bylaws

Staff Recommendation: Alternative 1: Approve the proposed amendments to the League
bylaws as presented in the Proposed Resolution:
   a. Amendment of article VI, section 2 relating to submission of resolutions to the League’s
      General Assembly.
   b. Addition of article VII, section 16 relating to the League Board vote threshold for
taking positions on statewide ballot measures.
Staff Contact: Yvette Blackford, (408) 730-7475

1.J. ORDINANCE
2992-13  Adopt Ordinance No. 2992-13 Amending Chapter 19.28 and Related
Sections of the Sunnyvale Municipal Code to Establish Blocks 21, 22
And 23 in the Downtown Specific Plan District

Staff Recommendation: Adopt Ordinance No. 2992-13.
Staff Contact: Joan Borger, (408) 730-7464

1.K. ORDINANCE
2993-13  Adopt Ordinance No. 2993-13 Amending the Downtown Specific Plan,
Zoning Districts Map, to Establish New Zoning Districts for Blocks 21, 22
and 23

Staff Recommendation: Adopt Ordinance No. 2993-13.
Staff Contact: Joan Borger, (408) 730-7464

1.L. ORDINANCE
2994-13  Adopt Ordinance No. 2994-13 Amending the Precise Zoning Plan,
Zoning Districts Map, to Rezone Certain Property Located at 470
Marshall Avenue from C-4 (Commercial Service) to Medium Density
Residential/ Planned Development (R-3/PD)

Staff Recommendation: Adopt Ordinance No. 2994-13.
Staff Contact: Joan Borger, (408) 730-7464

1.M. RTC 13-072  Adoption of a Resolution Vacating Two Existing Public Utility Easements
   at 662 Garland Avenue

Staff Recommendation: Alternative 1: Adopt the resolution vacating two existing Public
Utility Easements at 662 Garland Avenue and authorize the City Clerk to cause a certified
copy of the resolution to be recorded with the county recorder’s office.
Staff Contact: Vu Tran, (408) 730-7609
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 13-074 Discussion and Possible Approval of Sale of City-Owned Homes Located at 239, 263, and 279 Jackson Street to Habitat for Humanity East Bay/Silicon Valley for Rehabilitation and Resale to Lower Income First-Time Home Buyers, and Approval of Budget Modification No. 38

Staff Recommendation: Alternative 1:
A. Conditionally approve sale of the city-owned homes on Jackson Street to Habitat under the terms provided in Attachment B, and authorize the City Manager to execute all legal documents required to sell the properties consistent with the term sheet, and in a final form to be approved by the City Attorney, once Habitat has met all conditions; and
B. Approve Budget Modification No. 38 to transfer $1.31 million from Housing Mitigation Fund reserves to the Park Dedication Fund to serve as a bridge loan to Habitat to purchase the homes located at 239, 263, and 279 Jackson Street, and to appropriate $10,000 from the Housing Mitigation Fund to fund closing costs.

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

3. RTC 13-075 Discussion and Possible Action Regarding Approval of the Downtown Sunnyvale Business Improvement District (BID) Annual Report for Fiscal Year 2012/2013; Adoption of Resolution of Intention to Reauthorize the BID for Fiscal Year 2013/2014; Public Meeting Regarding Proposed Expansion of Zone C of the BID; Resolution of Intention Setting Public Hearing to Consider Proposed Expansion

Staff Recommendation: Alternatives 1 and 2: 1) Approve the BID’s request to process an amendment to the BID boundaries, adopt the Resolution of Intention, and schedule a public hearing for May 21, 2013, and 2) Approve the Fiscal Year 2012/2013 BID Annual Report, adopt the Resolution of Intention, and schedule a public hearing for May 21, 2013 to reauthorize the Business Improvement District for Fiscal Year 2013/2014.

Staff Contact: Connie Verceles, (408) 730-7256

4. RTC 13-058 Discussion and Possible Action Regarding Consideration of Southbound Mathilda Avenue Space Allocation Study

Staff Recommendation: Alternative 1: Direct staff to allocate street space on Mathilda Avenue in order to provide three travel lanes, bike lanes and right turn lanes at the Indio Avenue and California Avenue intersections.

Staff Contact: Jack Witthaus, (408) 730-7330
5. RTC 13-059 Discussion and Possible Action Regarding Consideration of Wildwood Avenue Space Allocation Study

**Staff Recommendation:** Alternative 1: Direct staff to allocate street space on Wildwood Avenue in order to provide one bike lane in each direction with no on-street parking, and consider the installation of directional signage at the Wildwood Avenue/Bridgewood Avenue intersection.

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

6. RTC 13-084 Discussion and Possible Actions to Implement the Amended Onizuka Redevelopment Plan: 1) Quitclaim Deeds from the Air Force for the Fire Station Expansion and Homeless Housing Sites; 2) Initiation of Election of Off-Site Accommodation for the Homeless Housing Program at the Armory Site at 620 East Maude Avenue; Budget Modification No. 40 to Appropriate $50,000 from the General Fund’s Budget Stabilization Fund to a new project, Onizuka Site Transition Plan

**Staff Recommendation:** Alternative 1, 2, and 3: 1) Authorize the City Manager to execute the quitclaim deeds from the Air Force for the fire station expansion site and homeless housing site with allowance for minor clarifications if needed; 2) Initiate the election of the Off-Site Accommodation in accordance with the Amended LBA to transfer the homeless housing program from the Onizuka site to the Armory site, and approve in form the Election Notice, and 3) Approve Budget Modification No. 40 to appropriate $50,000 from the Budget Stabilization Fund to a new project, Onizuka Site Transition Plan.

**Staff Contact:** Hanson Hom, (408) 730-7450

7. RTC 13-073 Follow up on Study Issue CDD 12-11 [Consider Adding Criminal Background Checks to Below Market Rate (BMR) Program Qualifications] for Further Consideration and Direction

**Staff Recommendation:** Provide direction to staff as the Council desires.

**Staff Contact:** Joan Borger, (408) 730-7464

**COUNCILMEMBER REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS**

**NON-AGENDA ITEMS & COMMENTS**
- Council
- City Manager

**INFORMATION ONLY REPORTS/ITEMS**
- Tentative Council Meeting Agenda Calendar
- Joint Study Session Summary of March 19, 2013 – Armory Site Affordable Housing Project
- Draft Minutes of the Heritage Preservation Commission Meeting of March 6, 2013
- Draft Minutes of the Parks and Recreation Commission Meeting March 13, 2013
- Draft Minutes of the Arts Commission Meeting of March 20, 2013
- Draft Minutes of the Bicycle and Pedestrian Advisory Commission Meeting of March 21, 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, California 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