

*REVISED*  
**NOTICE AND AGENDA**

**SUNNYVALE CITY COUNCIL  
TUESDAY, SEPTEMBER 24, 2013  
COUNCIL CHAMBERS  
CITY HALL - 456 W. OLIVE AVE.  
SUNNYVALE, CALIFORNIA**

**TELECONFERENCE NOTICE**

*Pursuant to Government Code Section 54953, Subdivision (b), the following Council meetings will include teleconference participation by Councilmember Jim Davis from:*

*The River Street Inn, 124 E. Bay Street, Savannah, GA, 31401*

*This Notice and Agenda will be posted at the teleconference location. Public comment from this address shall be allowed pursuant to Government Code Section 54954.3.*

**5:45 P.M. SPECIAL COUNCIL MEETING (STUDY SESSION)**

City Council Study Session

1. Call to Order in the Council Chambers (Open to the Public)
2. Roll Call
3. Overview of Proposed Amendments to Moffett Park Specific Plan and Development Agreement for the Proposed Moffett Place Office Campus (1.8 million square feet) Located between Mathilda Avenue and Borregas Avenue North of Moffett Park Drive  
Staff Contact: Trudi Ryan, (408) 730-7435
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**

**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 September 10, 2013
- 1.B. Approval of Information/Action Items – Council Directions to Staff

**Fiscal Items**

- 1.C. RTC 13-224 List of Claims and Bills Approved for Payment by the City Manager – List Nos. 676 and 677

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

- 1.D. RTC 13-227 Approve Budget Modification No. 13 to Appropriate \$17,500 of California Office of Traffic Safety Grant Funds for Sobriety Checkpoints and Associated Equipment

Staff Recommendation: Approve Budget Modification No. 13 to appropriate \$17,500 of California Office of Traffic Safety grant funds for two sobriety checkpoints and associated equipment to a new project, FY 2013/14 OTS Sobriety Checkpoints.  
Staff Contact: Ann Durkes, (408) 730-7355

- 1.E. RTC 13-223 Approval of Budget Modification No. 11 to Appropriate Additional Funds for Project 828910: Sunnyvale Avenue/Old San Francisco Road Left Turn Project

Staff Recommendation: Approve Budget Modification No. 11 to Appropriate Additional Funds for Project 828910: Sunnyvale Avenue/Old San Francisco Road Left Turn Project.  
Staff Contact: Manuel Pineda, (408) 730-7426

**Contracts**

- 1.F. RTC 13-225 Award of Contract for Cisco Equipment to Upgrade the City Network Infrastructure (F14-02)

Staff Recommendation: Award a contract in the amount of \$384,808 to New Tech Solutions, in substantially the same form as the draft purchase order attached to the report, to furnish Cisco switches, related network components, and first year warranty coverage, as required by the Information Technology Department.  
Staff Contact: Pete Gonda, (408) 730-7418

**Other**

- 1.G. RTC 13-222 Approval of a Resolution of Support for Safe Routes to Transit Program Funding

Staff Recommendation: Approve the resolution of support for safe routes to transit grant program funding.  
Staff Contact: Jack Witthaus, (408) 730-7330

- 1.H. RTC 13-230 Approve Budget Modification No. 12 to Appropriate \$31,320 of Department of Homeland Security, State Homeland Security Grant Program Funds for Equipment

Staff Recommendation: Approve Budget Modification No. 12 to Appropriate \$31,320 of Department of Homeland Security, State Homeland Security Grant Program Funds for Training to a New Project, FFY 2012 SHSGP – Equipment – Specialized Tactical Emergency Vehicle.

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

### **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 13-228 Discussion and Possible Action to Introduce an Ordinance to Regulate Payday Lending Establishments (Study Issue)

Staff Recommendation: Introduce an ordinance in accordance with the Planning Commission recommendation with a definition for payday lending establishments, distance requirements, modifications to the use tables, operational standards for new payday lending establishments and a cap of six payday lending establishments.

Staff Contact: Amber El-Hajj, (408) 730-2723

**\*City Clerk reads the ordinance title.\***

3. Discussion and Possible Action to Direct Staff to Initiate Revision of the City Sign Code (19.44.190) Regarding Temporary Non-Commercial Signs, Including Campaign Election Signs

Staff Recommendation: Refer the sign code back to the Planning Commission for discussion and possible action.

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

4. RTC 13-226 Discussion and Possible Action to adopt the Mitigated Negative Declaration for the Wolfe Road Recycled Water Project and approve the Cost Share Agreement with the Santa Clara Valley Water District (District) for the engineering design of the Wolfe Road Recycled Water Project

Staff Recommendation: Adopt the Mitigated Negative Declaration for the Wolfe Road Recycled Water Project and approve the Cost Share Agreement with the District for the engineering design of the Wolfe Road Recycled Water Project.

Staff Contact: Mansour Nasser, (408) 730-7578

5. RTC 13-229 Discussion and Possible Action to Take Positions on Local Ballot Measures for the November 5, 2013 Election

Staff Recommendation: Alternative 1: Take a position on one or more of the ballot measures. Specifically, staff urges Council to take a support position on Measure B to increase the transient occupancy tax rate.

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

6. Discussion and Possible Action to Ratify Appointment of Councilmember Jim Davis to Santa Clara County Emergency Operational Area Committee

Staff Recommendation: Staff makes no recommendation.

Staff Contact: Yvette Blackford, (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 13-221 Board/Commission Resignation (Information Only)
- Joint Study Session Summary of September 10, 2013 - Discuss General Plan and Zoning of the "Butcher" Property at El Camino Real / Wolfe Road /Fremont Avenue
- Draft Minutes of the Board of Library Trustees Meeting of September 9, 2013
- Draft Minutes of the Arts Commission Special Meeting of August 21, 2013
- Minutes of the Sustainability Commission Meeting of August 19, 2013

### **ADJOURNMENT**

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**Notice to the Public:**

The agenda reports to council (RTC's) may be viewed on the City's Web site at [sunnyvale.ca.gov](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. 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](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.

**Upcoming Meetings**

Visit [CouncilMeetings.inSunnyvale.com](http://CouncilMeetings.inSunnyvale.com) for upcoming Council meeting information. Visit [BoardsandCommissions.inSunnyvale.com](http://BoardsandCommissions.inSunnyvale.com) for upcoming board and commission meeting information. For a complete schedule of KSUN-15 Council meeting broadcasts, visit [KSUN.insunnyvale.com](http://KSUN.insunnyvale.com).