

**APPROVED MINUTES\***  
**SUNNYVALE CITY COUNCIL**  
**TUESDAY, DECEMBER 17, 2013, 7 P.M.**

**CALL TO ORDER**

Mayor Spitaleri called the meeting to order in the Council Chambers.

**SALUTE TO THE FLAG**

Mayor Spitaleri led the salute to the flag.

**ROLL CALL**

**PRESENT:**

Mayor Anthony (Tony) Spitaleri  
Vice Mayor Jim Griffith  
Councilmember Christopher Moylan  
Councilmember David Whittum  
Councilmember Pat Meyering  
Councilmember Tara Martin-Milius  
Councilmember Jim Davis

**ABSENT:**

None

**STAFF PRESENT:**

City Attorney Joan Borger  
Interim City Manager Robert Walker  
Assistant Director of Finance Tim Kirby  
Deputy Chief of Public Safety Steve Drownainy  
Director of Public Works Kent Steffens  
Director of Community Development Hanson Hom  
Director of Environmental Services John Stufflebean  
Director of Human Resources Teri Silva  
City Clerk Kathleen Franco Simmons

**CLOSED SESSION REPORT FOR DECEMBER 13, 2013**

*Closed Session Pursuant to Government Code Section 54957 - Public Employee Appointment:  
City Manager*

Vice Mayor Griffith reported Council met in Closed Session pursuant to Government Code Section 54957 - Public Employee Appointment: City Manager; nothing to report.

**PUBLIC ANNOUNCEMENTS**

Councilmember Whittum announced an upcoming board and commission application deadline.

Marie Bernard expressed appreciation to Public Safety for the “Rides for Toys” event which provided donated toys to Sunnyvale Community Services.

**CONSENT CALENDAR**

Councilmember Whittum stated his vote would not be a vote on Item 1.I as his home is within 500 feet of the project.

Councilmember Meyering pulled Items 1.A, 1.B 1.D, 1.G and 1.I and requested to record a No vote on Items 1.K and 1.M.

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to approve the Consent Calendar with the exception of Items 1.A, 1.B, 1.D, 1.G, and 1.I.

VOTE: 7 – 0

Council considered the pulled Consent Calendar items following Item 8.

Councilmember Meyering requested to record a No vote on Items 1.A, 1.B, 1.D and 1.I, and stated he would be voting Yes on Item 1.G.

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to approve Consent Calendar Items 1.A, 1.B, 1.D, 1.G, and 1.I.

VOTE: 6 – 1 (Councilmember Meyering dissented)

Following action on the pulled Consent Calendar items, Council resumed the regular order of the agenda at Councilmember Reports on Activities from Intergovernmental Committee Assignments.

1.A. Approval of Council Meeting Minutes of December 3, 2013

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to approve the Council Meeting Minutes of December 3, 2013.

VOTE: 6 – 1 (Councilmember Meyering dissented)

1.B. Approval of Council Meeting Minutes of December 10, 2013

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to approve the Council Meeting Minutes of December 10, 2013.

VOTE: 6 – 1 (Councilmember Meyering dissented)

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

**Fiscal**

- 1.D. RTC 13-308 List of Claims and Bills Approved for Payment by the City Manager – List No. 689

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to approve the list of bills.

VOTE: 6 – 1 (Councilmember Meyering dissented)

- 1.E. RTC 13-294 Receive and File FY 2012/13 Annual Status Report on Receipt and Use of Development Impact Fees

Staff Recommendation: Receive and file the FY 2012/13 Annual Status Report on Receipt and Use of Development Impact Fees.

- 1.F. RTC 13-313 Award of Contract for Top End Overhauls of Power Generating Engines at the Water Pollution Control Plant (F14-47)

Staff Recommendation: Award a contract, in substantially the same form as the draft Purchase Order attached to the report in the amount of \$135,403, excluding applicable taxes, to Peterson Power Systems for the overhaul of Power Generation Facility Caterpillar Engines #1 and #2; and approve a 25% contingency in the amount of \$33,851.

- 1.G. RTC 13-312 Award of Contract for Five Service Trucks (F14-33)

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to Award a contract in the amount of \$112,576, in substantially the same form as the draft purchase order attached to the report, to Towne Ford Sales for five service trucks.

VOTE: 7 - 0

- 1.H. RTC 13-293 Adoption of a Resolution Authorizing Staff to Apply for a Housing Related Parks Program Grant through the State of California's Department of Housing and Community Development (HCD)

Staff Recommendation: Adopt the draft resolution provided in Attachment A to the report.

- 1.I. RTC 13-307 Increase Construction Contract Contingency by \$408,259 for Project 822710, Mathilda Avenue Railroad Overpass Improvements

Councilmember Whittum stated his vote would not be a vote on Item 1.I as his home is within 500 feet of the project.

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to approve a construction contract contingency increase of \$408,259 to allow for final and full settlement of all claims for this project.

VOTE: 5 – 1 (Councilmember Meyering dissented, Councilmember Whittum recused)

**Other**

- 1.J. RTC 13-310 Adopt a Resolution of Continued Participation in the Department of Resources Recycling and Recovery (CalRecycle), Formerly Known as the California Integrated Waste Management Board, Waste Tire Enforcement Grant Program

Staff Recommendation: Alternative 1: Adopt a Resolution authorizing continued participation in the Department of Resources Recycling and Recovery (CalRecycle), Waste Tire Enforcement Grant Program effective for a period of five years from the date of adoption of this Resolution.

- 1.K. RTC 13-304 Approval of the Final Map (Tract No. 10200) – 67 Residential Condominium Units at 388-394 East Evelyn Avenue by PREG Evelyn Properties, LP

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to approve the final map for Tract No. 10200; 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.

VOTE: 6 - 1 (Councilmember Meyering dissented)

- 1.L. ORDINANCE NO. 3032-13 Adopt Ordinance No. 3032-13 Amending Certain Sections of Chapter 9.37 (Bingo Games) of Title 9 (Public Peace, Safety, or Welfare)

Staff Recommendation: Adopt Ordinance No. 3032-13.

- 1.M. ORDINANCE NO. 3033-13 Adopt Ordinance No. 3033-13 to Repeal Chapter 19.92 (General Plan Amendments and Change of Zone) and to Add New Chapter 19.92 (General Plan and Zoning Amendments) and to Amend and to Repeal Certain Sections of Chapter 19.98 (General Procedures) of Title 19 (Zoning) of the Sunnyvale Municipal Code Relating to the General Plan Amendment Initiation Process

MOTION: Vice Mayor Griffith moved and Councilmember Moylan seconded the motion to adopt Ordinance No. 3033-13.

VOTE: 6 - 1 (Councilmember Meyering dissented)

**PUBLIC COMMENTS**

Deborah Marks spoke regarding PG&E removal of mature trees on Homestead and provided a PowerPoint presentation. Marks asked Council to work with PG&E and staff to find a better solution.

MOTION: Councilmember Meyering moved to place on the January 7 agenda to discuss the preparation of a resolution by the City of Sunnyvale asking PG&E to come up with various alternatives that we can discuss.

Motion died due to lack of second.

**PUBLIC HEARINGS/GENERAL BUSINESS**

2. RTC 13-274 Discussion and Possible Action Regarding Revised Request from Sunnyvale Community Services for Modification of 2003 Community Development Block Grant (CDBG) Loan Terms

Housing Officer Suzanne Ise presented the staff report.

Public Hearing opened at 7:37 p.m.

Shane Jacksteit, member of the Executive Board of Directors of Sunnyvale Community Services, provided information regarding the services of the agency and requested forgiveness of the loan.

Chris Richardson, Downtown Streets Team, spoke in support of the proposal.

Marie Bernard, Executive Director of Sunnyvale Community Services, spoke regarding the mission of the agency and stated the board has voted to pledge to budget 100% of the loan forgiveness for financial aid that would go directly to help low income Sunnyvale residents.

Public Hearing closed at 7:44 p.m.

MOTION: Councilmember Whittum moved to approve Alternative 1: Approve the Draft Agreement as provided in Attachment C to the report.  
Motion died due to lack of second.

MOTION: Councilmember Moylan moved and Councilmember Davis seconded the motion to approve the piece of the agreement that defers payments to the end of term.

VOTE: 7 - 0

MOTION: Councilmember Moylan moved and Councilmember Davis seconded the motion for recommended actions 2 and 3, to forgive the interest and reduce the rate to 0% and to forgive the balance in term, refer to the Housing and Services Commission to specifically ask staff and the commission to consider all the implications of whether the recommended action would evade or invalidate our policy of trying not to put all our eggs in one basket and the likely precedent.

RESTATED MOTION: Councilmember Moylan moved and Councilmember Davis seconded the motion to refer the proposed action on Options two and three on page 4 of the RTC to the Housing and Human Services Commission and to specifically staff and the commission to consider the precedent issue and the issue of whether this action would essentially evade our normal process and take funds that would normally be available to all the other agencies and give them to one, and if it would also evade our policy on capping what fraction of these funds we can give to any one agency.

AMENDMENT: Councilmember Meyering moved to amend the motion to reduce the loan interest rate to 0% starting immediately, until this matter comes back before the City Council.  
Motion died due to lack of a second.

VOTE ON MAIN MOTION: 6 - 1 (Mayor Spitaleri dissented)

3. RTC 13-305 2013-7645 Discussion and Possible Action on an Application to Develop a 4.02 Acre Site with 85 Residential Townhouse Units located at 617-641 E. Arques Avenue, 302-318 N. Fair Oaks Avenue, and 612-622 E. Taylor Avenue in a M-S/ITR/R-3 and R-3 Zoning District (APNs: 205-30-009, 010,011,012,016, 017, 018): Introduction of an Ordinance to Rezone One Parcel at 318 N. Fair Oaks Avenue from R-3 to R-3/PD; Special Development Permit to Allow the Development of 85 Townhouse Units; Vesting Tentative Map to Subdivide 7 Parcels into 85 Lots and One Common Lot; and Mitigated Negative Declaration for the Rezone, Vesting Tentative Map and Special Development Permit

Planning Officer Trudi Ryan presented the staff report.

Public Hearing opened at 8:19 p.m.

Applicants Michael Keaney, Associate Development Manager, SummerHill Housing Group and Vice President of Development Kevin Ebrahimi provided information on the proposed project.

Public Hearing closed at 8:39 p.m.

MOTION: Councilmember Moylan moved and Vice Mayor Griffith seconded the motion to approve Alternative 1: Adopt the Mitigated Negative Declaration; introduce an Ordinance to Rezone 318 N. Fair Oaks Avenue from R-3 to R-3/PD zoning; and approve the Vesting Tentative Map and Special Development Permit with the conditions attached to the report.

FRIENDLY AMENDMENT: Councilmember Whittum offered a friendly amendment that in looking at the use of the sense of place fees, first look at pedestrian connections needed for transit and if staff finds there aren't any they can use the sense of place fees as they see fit. Councilmember Moylan accepted the friendly amendment.

City Clerk Kathleen Franco Simmons read the ordinance title.

VOTE: 6 - 1 (Councilmember Meyering dissented)

4. RTC 13-314 2013-7258 Discussion and Possible Action on an Appeal by a Councilmember and a Member of the Public of a Decision of the Planning Commission Approving related Applications by The Sobrato Organization for a: MITIGATED NEGATIVE DECLARATION and a SPECIAL DEVELOPMENT PERMIT to allow a mixed-use project with 156 residential apartment units in a three and four-story building and an approximately 41,000 square foot three-story office building; and VESTING TENTATIVE MAP for condominium purposes located at 1095 W El Camino Real (APN:161-41-008) in the C2/ECR Zoning District

Director of Community Development Hanson Hom presented the staff report.

Andrew Kluter, TJKM Transportation, provided information regarding the traffic distribution of ingress and egress on El Camino and Olive.

Public Hearing opened at 9:16 p.m.

Applicant Rich Truempler, Director of Development, Sobrato, provided background and design information on the project

David Obitz, Architect, KTG Y Group, provided information and a PowerPoint presentation on the project.

Erik Krock expressed concerns regarding the estimates of additional students that would be generated in the school district and requested the item be sent back to the Planning Commission for further investigation regarding the load on the school system. Krock requested postponement of approval until the next City Council meeting so a survey can be completed and requested the developer make a binding commitment that the height of the project not be increased beyond 54 feet and to waive the opportunity to increase it, and that the height of the project be reduced from 54 feet to achieve compatibility with the structures in the surrounding neighborhood.

Govind Kamat spoke regarding the zoning and the precise plan for El Camino Real and urged a careful look at the decision of the Planning Commission and override it.

Cindy Meek spoke in opposition to the plan, citing traffic concerns.

Srini Satyavaru spoke in opposition to the project and presented results of an online survey he is conducting of area residents relating to height, zoning, density and impacts to schools.

Deborah Marks spoke regarding the proposed mixed use at the nodes and recommended preservation of the mature trees.

Pramod Sambaraju spoke regarding traffic impacts on El Camino and the increase of traffic forced onto Olive. Sambaraju also expressed concerns regarding impacts on schools and public safety.

Rohit Mittal expressed disappointment regarding the lack of neighborhood outreach and requested modifications be made to the project.

Elizabeth Vilardo, President, Camino Division of Palo Alto Medical Foundation, spoke in support of the project.

Applicant Rich Truempler, Director of Development, Sobrato, provided additional information regarding the project.

Paul Lietere, Landscape architect, Guzzardo Partnership, Inc. provided information regarding trees and landscaping.

Eleanor Hansen spoke regarding traffic impacts and expressed concerns regarding the lack of a study point south of El Camino Real or in Mountain View in the traffic analysis.

Public Hearing closed at 10:10 p.m.

MOTION: Vice Mayor Griffith moved and Councilmember Davis seconded the motion to approve Alternative 1: Deny the appeal and uphold the decision of the Planning Commission and adopt the Mitigated Negative Declaration and approve the Special Development Permit and Vesting Tentative Map with the conditions attached to the report.

AMENDMENT: Councilmember Whittum moved to amend the motion and Councilmember Meyering seconded to preserve the Eucalyptus trees.

VOTE: 2 – 4 (Vice Mayor Griffith, Mayor Spitaleri and Councilmembers Moylan, Martin-Milius and Davis dissented)  
Motion failed.

AMENDMENT: Councilmember Whittum moved to amend the motion and Councilmember Meyering seconded that an EcoPass for residents be provided as a condition of approval with review after 3 years.

VOTE: 4 – 3 (Mayor Spitaleri, Councilmembers Moylan and Martin-Milius dissenting)

AMENDMENT: Councilmember Whittum moved to amend the motion and Councilmember Moylan seconded that as a condition of approval the applicant provide funding for Safe Routes to School improvements to Vargas in the amount of \$2,100 indicated in the report on page 14 of the report.

VOTE: 7 – 0

AMENDMENT: Councilmember Whittum moved to amend the motion to add 10-12 additional racks of surface bike parking.  
Councilmember Whittum withdrew the amendment.

VOTE ON MAIN MOTION: 4 – 3 (Councilmembers Meyering, Whittum and Moylan dissented)

Council recessed at 10:38 p.m.

Council reconvened at 10:48 p.m. with all Councilmembers present.

5. RTC 13-311 Discussion and Possible Action on the Feasibility of Establishing a Community Farm for Children and Alternative Recreational Uses at the Sunnyvale Landfill (Study Issue)

Assistant Director of Public Works Manuel Pineda presented the staff report.

Director of Environmental Services John Stufflebean provided additional information.

Public Hearing opened at 11:09 p.m.

Deborah Schultz encouraged support for an Animal Assisted Happiness in Sunnyvale for the benefit of special needs children, their families and volunteers.

Carolyn Pasquarella spoke in support of an Animal Assisted Happiness in Sunnyvale.

Vicki Amon-Higa, co-founder of Animal Assisted Happiness, provided information about the benefits of the organization.

Henry Alexander III, Chair of the Parks and Recreation Commission, presented the recommendations of the commission.

Gillian Schultz, biology professor, spoke in opposition to Alternative 4 and requested support for Alternative 5.

Kira Od spoke regarding the wildlife that live on the landfill site and in opposition to development of the site.

Morteza Danesh, Board of Directors, Santa Clara Valley Audubon Society, spoke in support of protecting and preserving the habitat at the site.

Melanie Barnett, biologist, spoke in support of protection of wildlife and open space and spoke in opposition to development.

Eileen McLaughlin, Citizens Committee to Complete the Refuge, spoke in support of the park enhancements proposal and requested all improvements consider the uniqueness of the place and the natural ecology.

Kirsten Holmquist spoke in support of preserving wildlife habitat and stated she would like to see a master plan for the area.

Thomas Semere, intern, Santa Clara Valley Audubon Society, spoke in support of habitat maintenance for burrowing owls and other birds.

Shani Kleinhaus, biologist and ecologist and environmental advocate for Santa Clara Valley Audubon Society, spoke in support of habitat preservation of the area for bird migration and requested a habitat protection master plan before pursuing the proposals.

Public Hearing closed at 11:43 p.m.

**MOTION:** Councilmember Davis moved and Vice Mayor Griffith seconded the motion to approve Alternatives 2 and 5: 2) Direct staff to explore Baylands Park as a location for Animal Assisted Happiness in Sunnyvale; and 5) Direct staff to further evaluate the technical feasibility of constructing park enhancements at the Sunnyvale Landfill site.

**FRIENDLY AMENDMENT:** Councilmember Martin-Milius offered a friendly amendment to consider as part of Alternative 5 having the habitat protection master plan. Councilmember Davis accepted the friendly amendment on the condition that it is only for Alternative 5.

**AMENDMENT:** Vice Mayor Griffith moved and Councilmember Martin-Milius seconded the motion to include a master plan for Alternative 2.

Councilmember Whittum confirmed with Vice Mayor Griffith the intent of the amendment is that the direction to explore citing of Animal Assisted Happiness at Baylands would come after the master plan.

**VOTE on AMENDMENT:** 4 – 3 (Councilmembers Meyering, Moylan and Davis dissented)

**VOTE on MAIN MOTION:** 6 – 1 (Councilmember Meyering dissented)

6. RTC 13-232 Discussion and Possible Action to Update the Transportation Strategic Program and Adoption of a Resolution Amending the City's Master Fee Schedule for Traffic Impact Fees

Transportation and Traffic Manager Jack Witthaus presented the staff report.

Public Hearing opened at 12:22 a.m.

Holly Lofgren expressed concerns regarding traffic at the intersection at Wolfe and El Camino and requested a study issue to look at a traffic study taking into consideration proposed future development. Lofgren requested consideration of a policy that once a deficiency plan has to be adopted in a particular location, there will be no future development in that nexus.

Public Hearing closed at 12:24 a.m.

MOTION: Councilmember Moylan moved and Councilmember Vice Mayor Griffith seconded the motion to approve Alternative 1: Approve the list of projects to be funded by Transportation Impact Fees and adopt the resolution amending the fee schedule to update Transportation Impact Fees.

AMENDMENT: Councilmember Meyering moved to amend the motion and Councilmember Whittum seconded to remove the Mary Avenue Extension from the list of improvements that can be paid for with the Traffic/Transportation Impact Fees.

VOTE on AMENDMENT: 2 – 5 (Vice Mayor Griffith, Mayor Spitaleri, Councilmembers Moylan, Martin-Milius and Davis dissented)  
Motion failed.

VOTE on MAIN MOTION: 6 – 1 (Councilmember Meyering dissented)

7. RTC 13-309 Discussion and Possible Action to Approve Budget Modification No. 22 in the Amount of \$500,000 to Capital Project 830560 Fremont Pool House Infrastructure Improvements, Approve "Third Amendment to Use Agreement Between City of Sunnyvale and Fremont Union High School District for the Development and Operation of a 50 Meter Swimming Pool and Related Facilities at Fremont High School," and Adopt a Finding of Categorical Exemption Under CEQA

Director of Public Works Kent Steffens presented the staff report.

Public Hearing opened at 12:29 a.m.

Holly Lofgren spoke in support of the staff recommendation.

Public Hearing closed at 12:30 a.m.

MOTION: Councilmember Moylan moved and Vice Mayor Griffith seconded the motion to approve Alternative 1: Approve Budget Modification No. 22 in the amount of \$500,000 to Capital Project 830560 Fremont Pool House Infrastructure Improvements; and, approve the Third Amendment to Use Agreement Between City of Sunnyvale and Fremont Union High School District for the Development and Operation of a 50 Meter Swimming Pool and Related Facilities at Fremont High School; and adopt a finding that approval of the Third Amendment to the Use Agreement is exempt under CEQA pursuant to Guideline section 15301.

VOTE: 7 - 0

8. RTC 13-315 Discussion and Possible Action to Increase the Compensation for the City Attorney

Director of Human Resources Teri Silva presented the staff report.

Public Hearing opened at 12:32 a.m.

No speakers.

Public Hearing closed at 12:32 a.m.

MOTION: Councilmember Meyering moved to table this.  
Motion died due to a lack of a second.

MOTION: Councilmember Whittum moved and Vice Mayor Griffith seconded the motion to authorize the Mayor to execute an Amendment to the Agreement for Services between the City of Sunnyvale and the City Attorney to adjust the salary schedule by 2%.

FRIENDLY AMENDMENT: Councilmember Moylan offered a friendly amendment to adjust the salary 3%.  
Councilmember Whittum accepted the friendly amendment.

FRIENDLY AMENDMENT: Councilmember Moylan offered a friendly amendment to include in the motion to make the effective date January 1.  
Councilmember Whittum accepted the friendly amendment.

FRIENDLY AMENDMENT: Councilmember Davis suggested the effective date be on a pay period basis rather than January 1.  
Councilmember Moylan accepted the friendly amendment.

VOTE: 6 - 1 (Councilmember Meyering dissented)

Following action on Item 8, Council took up and considered the pulled Consent Calendar items.

Following action on the pulled Consent Calendar items, Council resumed the regular order of the agenda at Councilmember Reports on Activities from Intergovernmental Committee Assignments.

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

None.

**NON-AGENDA ITEMS & COMMENTS**

Vice Mayor Griffith extended appreciation to Councilmember Moylan and Mayor Spitaleri for their service on the Council.

Councilmember Whittum stated he would be interested to see the RTC on the Wolfe and El Camino intersection.

Councilmember Whittum suggested consideration of median tree islands.

Councilmember Whittum recommended the records retention policy of ten years retention of RTCs be revised to require electronic files to be retained beyond ten years.

Councilmember Davis proposed a study issue to establish a Youth Council which could advise and work with the City Council and also be a part of the National League of Cities Council on Youth.

Mayor Spitaleri co-sponsored the study issue.

Councilmember Davis proposed a study issue to look at forms of automated transportation within the City of Sunnyvale.

Mayor Spitaleri co-sponsored the study issue.

Councilmember Meyering proposed a study issue regarding reducing the maximum density in the Downtown Specific Plan and to designate currently used commercial space to remain commercial use.

Councilmember Whittum co-sponsored the study issue.

Mayor Spitaleri proposed to create a Mayor's Paramedic Service Blue Ribbon Committee to study and make recommendations to Council for paramedic service that would be part of the Sunnyvale Public Safety Department. Spitaleri stated the duration of the committee would be about 8 months with at least 9 members: 7 appointed by City Council, one a member of the Sunnyvale Public Safety Officers Association and one from the Department of Public Safety.

Councilmember Whittum moved and Councilmember Davis seconded the motion to put this on the agenda January 7, 2014 agenda.

Mayor Spitaleri announced the item would be on the next agenda.

**INFORMATION ONLY REPORTS/ITEMS**

- Tentative Council Meeting Agenda Calendar
- RTC 13-306 Follow up on Study Issue CDD 12-11, Regarding Below Market Rate Ownership Program Qualifications, Criminal Background Checks (Information Only)
- Draft Minutes of the Board of Library Trustees Meeting of December 2, 2013

**ADJOURNMENT**

Mayor Spitaleri adjourned the meeting at 12:47 a.m.

\_\_\_\_\_  
Kathleen Franco Simmons, City Clerk

\_\_\_\_\_  
Date