

NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL
TUESDAY, AUGUST 13, 2013
WEST CONFERENCE ROOM and COUNCIL CHAMBERS
CITY HALL - 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA

5:45 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. Discussion of Nexus Study for Possible Affordable Housing Fee for Construction of New Rental Housing
Staff Contact: Suzanne Ise, (408) 730-7698
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 July 23, 2013
- 1.B. Approval of Information/Action Items – Council Directions to Staff

Fiscal Items

- 1.C. RTC 13-193 List of Claims and Bills Approved for Payment by the City Manager – List Nos. 669-671

Staff Recommendation: Approve the lists of bills.

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

- 1.D. RTC 13-187 City of Sunnyvale Investment Report – 2nd Quarter 2013

Staff Recommendation: Receive and file the investment report.

Staff Contact: Therese Balbo, (408) 730-7604

Contract Items

- 1.E. RTC 13-185 Modification of an Existing Contract for Consulting Services to Conduct an Analysis to Identify Alternatives to Complete a Public Multi-Use Bicycle/Pedestrian Trail (F13-66) and Approval of Budget Modification No. 5

Staff Recommendation: Approve modification of the existing contract with Jana Sokale Environmental Planning, in substantially the same form as the draft amendment attached to the report, by increasing the not-to-exceed value to \$181,752; and approve Budget Modification No. 5 to appropriate the additional grant funding for the project.

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

- 1.F. RTC 13-197 Award of Bid No. PW13-21 for Seven Seas Neighborhood Park and Authorization to Amend an Existing Contract for Design and Construction Support Services

Staff Recommendation: Award a contract in substantially the same format as the draft attached to the report and in the amount of \$4,887,624 to Robert A. Bothman, Inc., for the subject project, and authorize the City Manager to execute the contract when all the necessary conditions have been met; approve a 10% construction contingency in the amount of \$488,762; and approve an amendment to an existing contract with SSA Landscape Architects, Inc., in substantially the same format as the draft attached to the report and in the amount of \$109,878, for construction support services for the subject project.

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

- 1.G. RTC 13-180 Reject Bids for Tactical Vests (F13-64)

Staff Recommendation: Reject the six bids received in response to Invitation for Bids F13-64 for tactical vests.

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

Other

- 1.H. RTC 13-184 Approval of the Final Map (Tract No. 10180) – 18 Single Family Homes at 636 West Fremont Avenue by Classic Communities, Inc.

Staff Recommendation: Approve the final map for Tract No. 10180; 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: Judy Chu, (408) 730-7413

- 1.I. RTC 13-186 Approve Confirmation of New Members to the NOVA Workforce Board

Staff Recommendation: Confirm Ms. Brenda Guidry-Brown, Ms. Linda Labit, and Ms. Alison Ascher Webber to the NOVA Workforce Board.

Staff Contact: Kris Stadelman, (408) 730-7233

- 1.J. RTC 13-188 Approval of a Resolution in Support of the City's Application for Beverage Container Recycling Grant Funds

Staff Recommendation: Adopt the Resolution in Support of the City's Application for Beverage Container Recycling Grant Funds.

Staff Contact: Karen Gissibl, (408) 730-7277

- 1.K. RTC 13-189 Authorization to Award Contract to Bill Wilson Center in an Amount not to Exceed \$600,000 to Provide NOVA Youth Services

Staff Recommendation: Authorize the Award of a Contract for Youth Services to Bill Wilson Center in an Amount Not to Exceed \$600,000.

Staff Contact: Kris Stadelman, (408) 730-7233

- 1.L. RTC 13-196 Carryover of Council Technology Funds from FY 2012/13 to FY 2013/14 and Approval of Budget Modification No. 4

Staff Recommendation: Approve Budget Modification No. 4 to Carry Over \$4,960 in Technology Funds.

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

- 1.M. RTC 13-194 Approval to Increase the Compensation of the City Attorney to Control Point

Staff Recommendation: Authorize the Mayor to execute an Amendment to the Agreement for Services between the City of Sunnyvale and the City Attorney and provide a salary amount at 100% of the control point of the current Salary Table effective on the six (6) month anniversary date.

Staff Contact: Teri Silva, (408) 730-7495

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 13-179 Discussion and Possible Action to Introduce an Ordinance Updating the Regulations for Single-Use Carryout Bags

Staff Recommendation: Alternative 1: Introduce the Ordinance Amending Chapter 5.38 of the Municipal Code.

Staff Contact: Mark Bowers, (408) 730-7421

City Clerk reads the ordinance title.

3. RTC 13-191 Discussion and Possible Action on an Appeal by the Applicant of a Decision of the Planning Commission Denying a Design Review Permit for a New Two-Story Single-Family Home Resulting in 2,804 Square Feet and 53.5% Floor Area Ratio (FAR) Located at 726 San Miguel Avenue in an R-0 Zoning District (APN: 205-14-030)

Staff Recommendation: Alternative 1: Deny the Appeal and Uphold the Decision of the Planning Commission to Deny the Design Review.

Staff Contact: Shaunn Mendrin, (408) 730-7429

4. RTC 13-181 Discussion and Possible Action to Accept the Feasibility Study for Recycled Water Expansion

Staff Recommendation: Accept the feasibility study and direct staff to continue the planning process and complete environmental review under CEQA of a phased implementation plan for the expansion of the recycled water system in Sunnyvale, including exploration of available funding opportunities.

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

5. Mayoral Creation of an Ad Hoc Advisory Committee on Performance Evaluation Tools and Recruitment Process for the City Attorney and City Manager

Contact: Mayor Spitaleri, (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
- RTC 13-182 Boards and Commissions Semi-Annual Attendance Report, January - June 2013 (Information Only)
- RTC 13-190 Boards and Commissions Resignation (Information Only)
- Study Session Summary of July 9, 2013 - Discussion of Draft Environmental Impact Report on Proposed Apple Campus 2 Project
- Draft Minutes of the Heritage Preservation Commission Meeting of July 10, 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.