

CITY COUNCIL MINUTES

City of Campbell, 70 N. First St., Campbell, California



REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, February 5, 2019 – 7:30 p.m.

City Hall Council Chamber – 70 N. First Street

This City Council meeting was duly noticed pursuant to open meeting requirements of the Ralph M. Brown Act (G.C. Section 54956).

This meeting was recorded and can be viewed in its entirety at www.cityofcampbell.com/agendacenter.

CALL TO ORDER

The City Council of the City of Campbell convened this day in the regular meeting place, the City Hall Council Chamber, 70 N. First St., Campbell, California.

ROLL CALL

Attendee Name	Title	Status
Richard M. Waterman	Mayor	Present
Susan M. Landry	Vice Mayor	Present
Paul Resnikoff	Councilmember	Present
Anne Bybee	Councilmember	Present
Elizabeth 'Liz' Gibbons	Councilmember	Present

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Campbell Synopsys Championship Award recipients: Arijit Ghoshal, Sanjana Manikandan, and Olivia Wahl. Mayor Waterman acknowledged their awards and presented them with certificates of recognition and certificates of appreciation for leading the pledge.

SPECIAL PRESENTATIONS AND PROCLAMATIONS

1. **RYDE Program Update**

Recommended Action: Accept the FY 2018-2019 RYDE Program update.

Josh Selo, Executive Director of West Valley Community Services, presented an update on the RYDE program.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

ORAL REQUESTS

Jo-Anne Fairbanks, Campbell resident and General Plan Advisory Committee (GPAC) member, thanked the City Council for the recent joint study session with the GPAC.

Keith Hubbard, Campbell resident and President of the Timber Cove Homeowner's Association, spoke about the residents in the Timber Cove community and the negotiation the association is try to settle.

Rhonda Matos, Campbell resident and Vice President of the Timber Cove Homeowner's Association, spoke about the Timber Cove community and submitted her comments for the record.

Rick Helmonds, Campbell resident, expressed concerns with the lease agreement between the Timber Cove mobile home park owners and the homeowner's association and submitted his comments for the record.

William Ey stated concerns with the Planning Department's process and communication.

Sarah Robinson, Campbell resident, spoke about Accessory Dwelling Units (ADU) and allowing them to be attached to a garage.

Denni Urosevic commented on the amount of time it is taking for the City to approve ADUs and would like the City to focus on housing.

Raja Pallela, Campbell resident, spoke about ADUs, stated concerns with restrictions in the draft ordinance, and submitted a petition for the record.

Shirley Chan, Campbell resident, spoke about ADUs, stated concerns with restrictions and would like the City to update the ordinance.

Bill Kelly, Campbell resident, spoke about ADUs, requested that setbacks be reasonable, and permit fees be waived.

Jeff Quintorelli, Campbell resident, spoke about ADUs and would like the ability to provide housing for his family.

Campbell resident spoke about ADUs, commented on the 10,000 square foot lot size limit, and would like the City to review the lots size requirements.

COUNCIL ANNOUNCEMENTS

Campbell residents are invited to attend the upcoming West Valley Firearm Safety Summit on Saturday, February 9 from 10:00 a.m. - 12:00 p.m. at the Westhope Presbyterian Church in Saratoga. Key community stakeholders will engage in an open dialogue on how to keep our communities safe from gun violence. For more information,

please call Alex Lee at (408) 446-2810.

Author A. Villarreal will present his book on Jose Manuel Gonzales at the History Happy Hour lecture on Friday, February 15 from 5:30 p.m. to 7:30 p.m. at the Ainsley House. Villarreal will explore the political accomplishments of Gonzales and the background of the Spanish colonial caste system of his era. For reservations please visit www.campbellmuseums.com.

Early Settlers Day Event and lunch, will be held on President's Day, Monday, February 18. Doors will open at 10:00 a.m. for a meet and greet at the Orchard City Banquet Hall and lunch will follow at the Campbell's Mama Mia's Italian Restaurant at noon. Pre-registration is required and the cost is \$20.00 per person. For more information please contact dancalbear@aol.com.

Help raise money for Special Olympics athletes on Sunday, February 24 from 8:00 a.m. - 11:00 a.m. at the Tip a Cop event. The Campbell Police Department will serve patrons, as celebrity waiters, delivering food and drinks at John's Pancake House on Winchester Blvd. Tips received will be donated to support Special Olympics programs.

CONSENT CALENDAR

Mayor Waterman asked if any Councilmember or anyone in the audience wished to remove an item from the Consent Calendar.

The Consent Calendar was considered as follows:

2. **Minutes of City Council Regular Meeting of January 15, 2019**

Recommended Action: This action approves regular meeting minutes of January 15, 2019.

This action approved the regular meeting minutes of January 15, 2019 with desk item.

3. **Approving Bills & Claims**

Recommended Action: Approve the bills and claims in the amount of \$1,118,084.73.

This action approves the bills and claims in the amount of \$1,118,084.73 as follows: bills and claims checks dated January 7, 2019, in the amount of \$401,571.26; payroll checks dated January 10, 2019, in the amount of \$203,778.42; bills and claims checks dated January 14, 2019, in the amount of \$166,894.48; and bills and claims checks dated January 21, 2019, in the amount of \$345,840.57.

4. **Monthly Investment Report- November, 2018**

Recommended Action: That the attached Monthly Investment Report for November 2018 be noted and filed.

This action is to note and file the Monthly Investment report for November, 2018.

M/S: Resnikoff/Bybee - that the City Council approve the consent calendar including desk item for item 2. Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Resnikoff
SECONDER:	Bybee
AYES:	Waterman, Landry, Resnikoff, Bybee, Gibbons

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

5. **Resolution Directing the Community Development Director to Proceed with Abatement of Hazardous Vegetation (Resolution/Roll Call Vote)**

Recommended Action: Adopt a resolution, directing the Community Development Director to proceed with the abatement of hazardous vegetation by the Santa Clara County Agricultural Commissioner's Office.

This is the time and place for a public hearing to direct the Community Development Director to proceed with the abatement of hazardous vegetation by the Santa Clara County Agricultural Commissioner's office.

Community Development Director, Kermoyan, presented a staff report dated February 5, 2019.

Mayor Waterman declared the public hearing open and asked if there was anyone in the audience wishing to be heard.

There being no one wishing to be heard, Mayor Waterman closed the public hearing.

M/S: Gibbons/Landry - that the City Council adopt Resolution 12403, directing the Community Development Director to proceed with the abatement of hazardous vegetation by the Santa Clara County Agricultural Commissioner's Office. Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gibbons
SECONDER:	Landry
AYES:	Waterman, Landry, Resnikoff, Bybee, Gibbons

6. **Pre-Application (PRE2018-11) for Authorization to Formally Proceed with a General Plan Amendment Application to Change the General Plan Land Use Designation of the Parcel Located at 16179 Mozart Avenue from Low Density Residential to Low-Medium Density Residential (Resolution/Roll Call Vote)**

Recommended Action: Adopt a resolution denying the requested authorization to apply for a low-medium density designation (6-14 du/ga), and direct the applicant to consider the option for a density bonus project under the existing low-density designation (<6 du/ga).

This is the time and place for a public hearing to consider a pre-application (PRE2018-11) for authorization to formally proceed with a General Plan Amendment application to change the General Plan Land Use Designation of the parcel located at 16179 Mozart Avenue from low density residential to low-medium density residential.

Senior Planner McCormick presented a staff report dated February 5, 2019.

Mayor Waterman declared the public hearing open and asked if there was anyone in the audience wishing to be heard.

Mark Robson, President and owner of Robson Homes, gave a brief presentation explaining the project and commented on benefits to the community.

Heidi Heckman, Campbell resident and President of the Homeowner's Association for Beethoven Lane, stated that they are opposed to the increase in density for the project and concerned with traffic and parking impacts.

Ron Short, Campbell resident, commented on the project and stated concerns with traffic.

Jeff Welsh, Campbell resident, commented on the project, stated concerns with parking, and the egress from the neighborhood.

Michelle Ridder, Campbell resident, commented on traffic issues both vehicular and non-vehicular and stated concerns with parking.

Campbell resident stated concerns with the egress from the neighborhood and traffic issues.

Lise Feng, Campbell resident, commented on traffic issues and keeping the small town feel of the neighborhood.

Jo-Anne Fairbanks, Campbell resident, spoke against the proposed amendment and submitted her comments for the record.

There being no one else wishing to be heard, Mayor Waterman closed the public hearing.

After discussion, **M/S: Gibbons/Landry - that the City Council adopt a resolution denying the requested authorization to apply for a low-medium density designation, and direct the applicant to consider the option for a**

density bonus project under the existing low-density designation. Motion failed by the following roll call vote:

RESULT:	FAILED [2 TO 3]
MOVER:	Gibbons
SECONDER:	Landry
AYES:	Gibbons, Landry
NAYS:	Waterman, Resnikoff, Bybee

M/S: Resnikoff/Bybee - that the City Council adopt a Resolution 12404, submitted at the meeting, authorizing submittal of a formal application for processing and review of a general plan amendment to change the land use designation from low density residential to low-medium density residential for the property located at 16179 Mozart Avenue. Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [3 TO 2]
MOVER:	Resnikoff
SECONDER:	Bybee
AYES:	Waterman, Resnikoff, Bybee
NAYS:	Landry, Gibbons

Mayor Waterman stated they would take a brief recess.

Council reconvened at 9:32 p.m.

7. Public Hearing to Consider a Municipal Code Amendment to Chapter 2.24 (Planning Commission) Hereby Amending and Establishing Attendance and Training Requirements for the Planning Commission (Ordinance/Roll Call Vote)

Recommended Action: Take a first reading of the attached Ordinance (Attachment 1), amending and establishing attendance and training requirements within the Campbell Municipal Code - Chapter 2.24 - for the Planning Commission.

This is the time and place for a public hearing to consider Municipal Code Amendment to Chapter 2.24 (Planning Commission) amending and establishing attendance and training requirements for the Planning Commission.

Community Development Director, Kermoyan presented a staff report dated February 5, 2019.

Mayor Waterman declared the public hearing open and asked if there was anyone in the audience wishing to be heard.

Jo-Anne Fairbanks, Campbell resident, commented on the current lack of requirements and encouraged this item move forward.

There being no one else wishing to be heard, Mayor Waterman closed the public hearing.

Council discussed changes in the language of the proposed ordinance in regards to termination due to absences from meetings as well as required training. Council requested that the language in section 2.24.060 be revised to reflect that members may be terminated due to absences at the recommendation of the City Manager and approval of City Council. Council also requested that the language in section 2.24.070 be revised to make training mandatory for new commissioners in their first two years of service at the League of California Cities training and allow for optional training for existing commissioners as budget allows.

M/S: Gibbons/Resnikoff - that the City Council continue this item for a final revision of the ordinance to a date uncertain. Motion was adopted unanimously.

RESULT:	CONTINUE [UNANIMOUS]
MOVER:	Gibbons
SECONDER:	Resnikoff
AYES:	Waterman, Landry, Resnikoff, Bybee, Gibbons

OLD BUSINESS

There were no agendized items.

NEW BUSINESS

There were no agendized items.

COUNCIL COMMITTEE REPORTS

8. **Extend the Deadline for the Rental Fact Finding Committee Opening**

Recommended Action: It is recommended that the City Council extend the application deadline for the Rental Increase Fact Finding Committee for a Tenant Representative, until a sufficient number of applications are received.

City Manager Loventhal provided comments for this item.

M/S: Resnikoff/Landry - that the City Council extend the application deadline for the Rental Increase Fact Finding Committee for a Tenant Representative, until a sufficient number of applications are received. Motion was adopted unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Resnikoff
SECONDER:	Landry

AYES: Waterman, Landry, Resnikoff, Bybee, Gibbons
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9. **Council Committee Reports**

Recommended Action: Report on committee assignments and general comments.

--Councilmember Resnikoff attended the Campbell Chamber of Commerce lunch; attended the Martin Luther King Jr. Day of Service at San Tomas Park; attended the Wave Computing ribbon cutting ceremony; attended a tour of the new Kaiser Permanente building; and attended the opening of the Stanford Blood Center.

-- Councilmember Bybee attended the Wave Computing ribbon cutting ceremony; and attended the California League of Cities New Councilmember Academy.

--Councilmember Gibbons attended the Education Subcommittee meeting; attended the Silicon Valley Clean Energy Executive Board meeting; attended the Silicon Valley Clean Energy Finance and Audit Subcommittee meeting; and attend a Silicon Valley Leadership Group Seminar.

--Vice Mayor Landry attended the Westmont High School Safety Plan Parent/Teacher Association meeting; attended the Wave Computing ribbon cutting ceremony; attended a tour of the new Kaiser Permanente building; and attended the Recycling and Waste Reduction Commission of Santa Clara County meeting.

--Mayor Waterman attended the Downtown Campbell Business Association event; attended the Cupertino Career Day event; attended the Santa Clara County District 16th Annual Friends, Foundation, Endowment and Commissions Forum; attended the Silicon Valley Animal Control Authority meeting; attended the opening of the Stanford Blood Center; attended the County Library District JPA Board of Directors meeting; attended the Santa Clara County Mayors and Managers meeting; and handed out certificates to graduates from the Campbell C.E.R.T. program.

ADJOURN

Mayor Waterman adjourned the meeting at 10:21 p.m.

APPROVED:

ATTEST:

Richard M. Waterman, Mayor

Wendy Wood, City Clerk