

CITY COUNCIL MINUTES

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



REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

March 6, 2018 7:30 PM

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
Paul Resnikoff	Mayor	Present
Rich Waterman	Vice Mayor	Present
Elizabeth 'Liz' Gibbons	Councilmember	Present
Susan M. Landry	Councilmember	Present
Jeffrey Cristina	Councilmember	Present

PLEDGE OF ALLEGIANCE

The pledge of alliance was led by Randy Musterer owner of Sushi Confidential and recipient of Campbell Chamber of Commerce "Business of the Year." Mayor Resnikoff presented him with a certificate of appreciation for leading the pledge.

SPECIAL PRESENTATIONS AND PROCLAMATIONS

There were no special presentations or proclamations.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

ORAL REQUESTS

Campbell resident spoke about concerns with bicycle and pedestrian safety and traffic issues from Sunnyoaks Avenue to Budd Avenue.

Students from Prospect High School stated that they would like to bring back movie nights in Campbell at a private business location and asked about the necessary permits and procedures.

COUNCIL ANNOUNCEMENTS

Volunteers are needed to serve on the 2018-2019, Civil Grand Jury. The Civil Grand Jury serves as the county's civil watchdog agency and may examine all aspects of county and city government, special districts and school districts. Applicants must be 18 year or older, United States citizens, and residents of Santa Clara County. For more information please visit [scscourt.org](http://www.scscourt.org) <<http://www.scscourt.org>. The deadline to submit applications is Thursday, March 29.

The City of Campbell's Civic Improvement Commission and the Campbell Artists' Guild invite artists residing in Santa Clara County to participate in Campbell's utility box art project. For more information about this project and how to apply, please visit <http://cityofcampbell.com/artbox>. Donations for this project are also welcomed.

Come on the second Saturday of every month to find great deals on used books at the Campbell Library. The next book sale is this Saturday, March 10, from 10:00 a.m. to 1:00 p.m.

April is Earth Month. Do your part and take the National Mayor's Challenge for Water Conservation from April 1, through April 30. This is a friendly competition between cities across the U.S. to see who can be the most "water wise." Cities with the highest percentage of residents who take the challenge in their population category can win several prizes including a 2018 Toyota RAV4. Together we can pledge to save over two billion gallons of water nationwide. Last year, our community pledged to save more than 1,521,497 gallons of water. Currently the City of Campbell ranks #43 across the U.S. To take the pledge, please visit <http://mywaterpledge.com>.

The R.Y.D.E. (Reach Your Destination Easily) project which services the West Valley Communities is seeking volunteers. R.Y.D.E. is a curb-to-curb transportation and local trip planning service for adults 55 and older. R.Y.D.E. fees are fixed based on the number of miles you travel to a destination. For more information, please contact the Adult Center at 408-866-2146.

CONSENT CALENDAR

Mayor Resnikoff asked if any Councilmember or anyone in the audience wished to remove an item from the consent calendar.

Councilmember Gibbons asked to remove items 1, 5, 6, and 9.

The consent calendar was considered as follows:

- 1. Min of Feb 2 2018 was moved to ITEMS CONSIDERED SEPARATE FROM THE CONSENT CALENDAR**
- 2. Minutes of City Council Regular Meeting of February 20, 2018**
Recommended Action: This action approves the regular meeting minutes of February 20, 2018.

This action approves the regular meeting minutes of February 20, 2018.

3. **Approving Bills & Claims**

Recommended Action: Approve the bills and claims in the amount of \$583,096.62.

This action approves the bills and claims in the amount of \$583,096.62 as follows: payroll checks dated February 8, 2018, in the amount of \$131,809.52; bills and claims checks dated February 12, 2018, in the amount of \$232,377.40; and bills and claims checks dated February 19, 2018, in the amount of \$218,909.70.

4. **Monthly Investment Report - November 2017**

Recommended Action: That the attached Investment Report for November, 2017 be noted and filed.

This action is to note and file the monthly investment report for November, 2017.

5. **Resolution Congratulating Kelly Crowley on Being Selected “Citizen of the Year” was moved to ITEMS CONSIDERED SEPARATE FROM THE CONSENT CALENDAR**

6. **Resolution Congratulating Sushi Confidential on Being Selected “Business of the Year” was moved to ITEMS CONSIDERED SEPARATE FROM THE CONSENT CALENDAR**

7. **Accept Donation of \$5,000 from Kaiser Permanente for 2018 Summer Concert Series**

Recommended Action: It is recommended that the City Council accept a donation of \$5,000 from Kaiser Permanente for the 2018 Summer Concert Series.

This action accepts a donation of \$5,000 from Kaiser Permanente for the 2018 Summer Concert Series.

8. **Approval of the Vacation of the Light and Air/Building (Setback) Lines Created by Tract Map No. 321 (Theresa Avenue Between W. Parr Avenue and Chapman Drive) and Directing the City Clerk to Record the Resolution (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt the attached resolution: summarily vacating the Light and Air/Building (Setback) Lines created by Tract Map No. 321; and directing the City Clerk to record the resolution.

Resolution 12289 summarily vacates the Light and Air/Building (Setback) Lines created by Tract Map No. 321; and directs the City Clerk to record the resolution.

Motion was made that the City Council adopt consent calendar items two, three, four, seven and eight. Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Susan M. Landry, Councilmember
SECONDER:	Elizabeth 'Liz' Gibbons, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

9. **Annual Street Maintenance Project 18-BB: Audrey Avenue and Hack Avenue - Approval of Plans and Specifications, Authorization to Solicit Bids, and Other Associated Actions was moved to ITEMS CONSIDERED SEPARATE FROM THE CONSENT CALENDAR**

10. **Authorization to Issue Request for Proposals for Campbell Park Improvement Project 17-DD, and Authorization for the Public Works Director to Negotiate and Execute a Consultant Services Agreement (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt the attached resolution authorizing the issuance of a Request for Proposals (RFP) for professional design services for conceptual and final designs associated with Campbell Park Improvement Project 17-DD and authorizing the Public Works Director to negotiate and execute a Consultant Services Agreement.

Resolution 12291 authorizes the issuance of a Request for Proposals (RFP) for professional design services for conceptual and final designs associated with Campbell Park Improvement Project 17-DD and authorizes the Public Works Director to negotiate and execute a Consultant Services Agreement.

11. **Water Tower Lighting - World Kidney Day March 2018**

Recommended Action: It is recommended that the City Council take ministerial action to approve the attached Water Tower Lighting application related to World Kidney Day on March 8, 2018.

This action approves the Water Tower Lighting application related to World Kidney Day on March 8, 2018.

Motion was made that the City Council adopt consent calendar items ten and eleven. Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elizabeth 'Liz' Gibbons, Councilmember
SECONDER:	Susan M. Landry, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

ITEMS CONSIDERED SEPARATE FROM THE CONSENT CALENDAR

Item 1. City Council - Special Meeting - Feb 2, 2018 9:00 AM

Recommended Action: This action approves the special meeting minutes of February 2, 2018.

Councilmember Gibbons asked for clarification on the language for item five and the desk item.

Motion was made that the City Council approve the special meeting minutes of February 2, 2018, with the desk item.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elizabeth 'Liz' Gibbons, Councilmember
SECONDER:	Jeffrey Cristina, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

Item 5. Resolution Congratulating Kelly Crowley on Being Selected “Citizen of the Year”

Recommended Action: It is recommended that the City Council adopt a resolution congratulating Kelly Crowley on being selected Campbell’s 2017 “Citizen of the Year.”

Council gave congratulatory comments for Kelly Crowley on being selected Citizen of the Year.

Motion was made that the City Council adopt Resolution 12287 congratulating Kelly Crowley on being selected Campbell’s 2017 “Citizen of the Year.” Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jeffrey Cristina, Councilmember
SECONDER:	Elizabeth 'Liz' Gibbons, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

Item 6. Resolution Congratulating Sushi Confidential on Being Selected “Business of the Year.”

Recommended Action: It is recommended that the City Council adopt a resolution congratulating Sushi Confidential on being selected Campbell’s 2017 “Business of the Year.”

Council gave congratulatory comments for Randy Musterer owner of Sushi Confidential for being selected Business of the Year.

Motion was made that the City Council adopt Resolution 12288 congratulating Sushi Confidential on being selected Campbell’s 2017 “Business of the Year.” Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jeffrey Cristina, Councilmember
SECONDER:	Susan M. Landry, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

Item 9. Annual Street Maintenance Project 18-BB: Audrey Avenue and Hack Avenue - Approval of Plans and Specifications, Authorization to Solicit Bids, and Other Associated Actions (Resolution/Roll Call Vote)

Recommended Action: That the City Council adopt the attached resolution: approving plans and specifications for the Annual Street Maintenance Project 18-BB: Audrey Avenue and Hack Avenue; authorizing solicitation of bids for the Annual Street Maintenance Project 18-BB: Audrey Avenue and Hack Avenue; authorizing the Public Works Director to award and execute a construction contract and encumber a construction contingency to the lowest responsive and responsible bidder in an amount not to exceed \$853,000; authorizing the City Engineer to negotiate and execute contract change orders up to and within the allocated construction contingency; and authorizing the Public Works Director to reject bids and rebid the project, should bids received have unamenable irregularities.

Councilmember Gibbons commented on funding sources and the replenishment of the funds after Senate Bill 1 and Measure B become available.

Motion was made that the City Council adopt Resolution 12290 approving plans and specifications for the Annual Street Maintenance Project 18-BB: Audrey Avenue and Hack Avenue; authorizing solicitation of bids for the Annual Street Maintenance Project 18-BB: Audrey Avenue and Hack Avenue; authorizing the Public Works Director to award and execute a construction contract and encumber a construction contingency to the lowest responsive and responsible bidder in an amount not to exceed \$853,000; authorizing the City Engineer to negotiate and execute contract change orders up to and within the allocated construction contingency; and authorizing the Public Works Director to reject bids and rebid the project, should bids received have unamenable irregularities. Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elizabeth 'Liz' Gibbons, Councilmember
SECONDER:	Susan M. Landry, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

- 12. Application for a General Plan Amendment, Zoning Map Amendment, and Negative Declaration to Change the Land Use Designation from Professional Office to Neighborhood Commercial for the Property Located at 71 N. San Tomas Aquino Road (Resolution/Roll Call Vote)**

Recommended Action: That the City Council take the following actions: adopt a resolution, approving a General Map Amendment (PLN2017-365) to change the General Plan land use designation from Professional Office to Neighborhood Commercial; adopt an ordinance, approving a Zoning Map Amendment (PLN2018-56) to change the Zoning Map designation from P-O (Professional Office) to C-1 (Neighborhood Commercial); and adopt a resolution, adopting a Negative Declaration (PLN2018-57), finding that the project will not have a significant effect on the environment.

This is the time and place for a public hearing to consider a General Plan

Amendment, Zoning Map Amendment, and Negative Declaration to Change the Land Use Designation from Professional Office to Neighborhood Commercial for the Property Located at 71 N. San Tomas Aquino Road.

Senior Planner McCormick presented staff report dated March 6, 2018.

Mayor Resnikoff opened the public hearing and asked if there was anyone who wished to be heard.

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

After discussion, **motion was made that the City Council adopt Resolution 12292, approving a General Map Amendment (PLN2017-365) to change the General Plan land use designation from Professional Office to Neighborhood Commercial; introduce Ordinance 2232, approving a Zoning Map Amendment (PLN2018-56) to change the Zoning Map designation from P-O (Professional Office) to C-1 (Neighborhood Commercial); and adopt Resolution 12293, adopting a Negative Declaration (PLN2018-57), finding that the project will not have a significant effect on the environment. Motion was adopted by the following roll call vote:**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jeffrey Cristina, Councilmember
SECONDER:	Elizabeth 'Liz' Gibbons, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

City Clerk Wood read the title of Ordinance 2232.

Motion was made that the City Council waive further reading of Ordinance 2232. Motion was adopted unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elizabeth 'Liz' Gibbons, Councilmember
SECONDER:	Rich Waterman, Vice Mayor
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

OLD BUSINESS

There were no agendized items.

NEW BUSINESS

13. Approve the Recommended Allocation of Fiscal Year 2016-2017 Parkland Dedication Fees

Recommended Action: It is recommended that the City Council approve the allocation of the 2016-2017 for Parkland Dedication fees as recommended by the Parks and Recreation Commission.

Recreation Services Director Bissell presented staff report dated March 6, 2018.

After discussion, **motion was made that the City Council approve the allocation of the 2016-2017 for Parkland Dedication fees as recommended by the Parks and Recreation Commission. Motion was adopted by the following roll call vote:**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Susan M. Landry, Councilmember
SECONDER:	Elizabeth 'Liz' Gibbons, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

14. **Acceptance of Fiscal 2016-17 Comprehensive Annual Financial Report and Auditor's Written Communication on Internal Control Structure and Audit Process**

Recommended Action: That the City Council accepts the fiscal 2016-17 Comprehensive Annual Financial Report (CAFR) and Auditor's written communication on internal control structure and the audit process as submitted with this report.

Finance Director Takahashi presented staff report dated March 6, 2018.

Motion was made that the City Council accept the fiscal 2016-17 Comprehensive Annual Financial Report (CAFR) and Auditor's written communication on internal structure and the audit process as submitted with the report. Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Susan M. Landry, Councilmember
SECONDER:	Elizabeth 'Liz' Gibbons, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

15. **FY 2017-18 General Fund Mid-Year Update**

Recommended Action: Staff recommends that the City Council review and file this mid-year budget update for FY 2017-18 and direct staff to prepare the necessary budget adjustments recommended within this report and attachments.

Finance Director Takahashi presented staff report dated March 6, 2018.

Motion was made that the City Council approve the review and filing this mid-year budget update for FY 2017-18 and direct staff to prepare the necessary budget adjustments recommended within the report and attachments. Motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elizabeth 'Liz' Gibbons, Councilmember
SECONDER:	Jeffrey Cristina, Councilmember
AYES:	Resnikoff, Waterman, Gibbons, Landry, Cristina

COUNCIL COMMITTEE REPORTS

16. COUNCIL COMMITTEE REPORT

Recommended Action: Report on committee assignments and general comments.

--Councilmember Cristina attended the Economic Development Subcommittee meeting and commented on committee reporting procedures.

--Councilmember Landry attended the Recycling and Waste Reduction Commission of Santa Clara County meeting and spoke about the upcoming Valley Transportation Authority Policy Advisory Committee meeting.

--Vice Mayor Waterman met with a company called Ofo regarding dockless bike sharing attended a presentation at the Ainsley House on an aerial expedition, attended the State Route 85 Corridor Policy Advisory Board meeting, and attended the Campbell Middle School eight grade exhibition.

--Councilmember Gibbons attended the Association of Bay Area Governments meeting, presentation at the Ainsley House on an aerial expedition, spoke about the CDBG Program Committee meeting being postponed, attended the Finance Subcommittee meeting, Silicon Valley Clean Energy Finance and Audit Subcommittee meeting, General Plan update neighborhood workshop, and the Chinese New Year celebration lunch at the Community Center.

--Mayor Resnikoff attended the West Valley Mayor and Managers meeting and spoke about the upcoming opening day ceremony for Campbell Little League on Saturday, March 10.

--Councilmember Gibbons made a clarification that the discussion from the previous meeting regarding possibly agenizing housing should include direction to provide Council with an information memo after one-on-one discussion with the City Manager.

ADJOURN

Mayor Paul Resnikoff, adjourned the meeting at 9:31 PM

APPROVED:

ATTEST:

Paul Resnikoff, Mayor

Wendy Wood, City Clerk