

# CITY COUNCIL MINUTES

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



## REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

April 3, 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](http://www.cityofcampbell.com/agendacenter).

The City Council Executive Session/Regular meeting was teleconferenced pursuant to Government Code Section 54953(b)(3) with Councilmember Elizabeth “Liz” Gibbons from the location 55 Alder Lane, N. Falmouth, MA, 02556. The teleconference location was accessible to the public for the open session portion of the meeting pursuant to Government Code Section 54953(b)(3).

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

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Brooke Ramirez. Mayor Resnikoff thanked her for her volunteer work on the Bunnies and Bonnet Parade and presented her 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**

There were no oral requests.

## **COUNCIL ANNOUNCEMENTS**

April is Earth Month. Help us celebrate!

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://www.mywaterpledge.com>.

Community parks inspire a healthy lifestyle. The National Recreation and Park Association and the Walt Disney Company are collaborating to improve parks across the country. "Meet Me at the Park" is a campaign that offers one city the chance to receive a \$20,000 grant for park improvements. For more information or to nominate a City of Campbell park, please visit <https://www.meetmeatthepark.org>.

The Planning Commission will hold a Study Session on Tuesday, April 24, at 7:30 p.m. in the City's Council Chambers. The Commission will not be making any decision at this meeting; however, is inviting the public to provide comments on the progress update of the In-N-Out proposal. The proposal can be found on the City's website at <http://www.cityofcampbell.com>.

The Aging Services Collaborative of Santa Clara County proudly presents the 8<sup>th</sup> annual "Caregiver's Count" from 8:30 a.m. - 2:00 p.m. on Saturday, May 19, at the Campbell Community Center, Orchard City Banquet Hall. This conference is for families and friends caring for a loved one. Program highlights include: Self-Care and Compassion Fatigue, Hospital Discharge Planning and Advocacy and Voices from the Frontline Caregiver Panel. For more information and online registration, please visit <https://svcn.regfox.com>.

Come enjoy a Sunday afternoon of live music, light appetizers, good wine and a walk through the historical Ainsley House. The music series features local live musical acts performing at 2:00 p.m. at the Ainsley House. For more information and reservations please visit <http://www.campbellmuseums.com>.

## **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 item 8.

The consent calendar was considered as follows:

1. **Minutes of City Council Special Meeting of March 16, 2018**

Recommended Action: This action approves special meeting minutes of March 16, 2018.

This action approves the special meeting minutes of March 16, 2018.

2. **Minutes of City Council Regular Meeting of March 20, 2018**

Recommended Action: This action approves regular meeting minutes of March 20, 2018.

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

3. **Approving Bills and Claims**

Recommended Action: Approve the bills and claims in the amount of \$807,480.15.

This action approves the bills and claims checks in the amount of \$807,480.15 as follows: payroll checks dated March 8, 2018 in the amount of \$127,636.68; bills and claims checks dated March 12, 2018 in the amount of 451,893.06; and bills and claims checks dated March 19, 2018 in the amount of \$227,950.41.

4. **Authorization to Submit Grant Application for Urban Forest Tree Inventory, Assessment and Management Project (Resolution/Roll Call/Vote)**

Recommended Action: That the City Council adopt the attached resolution authorizing the Public Works Director or designee to submit an application for "Greenhouse Gas Reduction Fund" grant program funds to the California Department of Forestry and Fire Protection (Cal Fire) for Urban Forestry Management Activities Project.

Resolution 12299 authorizes the Public Works Director or designee to submit an application for "Greenhouse Gas Reduction Fund" grant program funds to the California Department of Forestry and Fire Protection (Cal Fire) for Urban Forestry Management Activities Project.

5. **Authorize Submittal of Proposed FY 2018/19 Storm Water Management Program Budget to West Valley Sanitation District (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt the attached resolution authorizing submittal of the proposed FY 2018/19 Storm Water Management Program Budget to the West Valley Sanitation District.

Resolution 12300 authorizes submittal of the proposed FY 2018/19 Storm Water Management Program Budget to the West Valley Sanitation District.

6. **Approval of Parcel Map Including Acceptance of Street Dedication and Public Service Easements Shown on Said Map – 335 Redding Road (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt the attached resolution approving the Parcel Map and accept the street dedication and public service easements as shown on the map for the property located at 335 Redding Road.

Resolution 12301 approves the Parcel Map and accepts the street dedication and public service easements as shown on the map for the property located at 335 Redding Road.

7. **Initiate Proceedings of the Campbell Lighting and Landscaping District, Fiscal Year 2018/19 (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt the attached resolution initiating proceedings, describing the improvements, and directing staff to prepare the Engineer's Report for the Campbell Lighting and Landscaping Assessment District for Fiscal Year 2018/19.

Resolution 12302 initiates the proceedings, describes the improvements, and directs staff to prepare the Engineer's Report for the Campbell Lighting and Landscaping Assessment District for Fiscal Year 2018/19.

8. Approval of Special Event Permit for Boogie Campbell Music Festival (Resolution/Roll Call) was moved to ITEMS PULLED FROM CONSENT

**M/S: Cristina/Landry - that the City Council approve the consent calendar with the exception of item eight. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Cristina
<b>SECONDER:</b>	Landry
<b>AYES:</b>	Resnikoff, Waterman, Gibbons, Landry, Cristina

**ITEMS PULLED FROM CONSENT**

**Item 8. Approval of Special Event Permit for Boogie Campbell Music Festival (Resolution/Roll Call)**

Recommended Action: That the City Council adopts a resolution approving the issuance of a Special Event Permit for the Chamber of Commerce Boogie Campbell's Music Festival subject to the finding and conditions of approval as described in the attached resolution.

Councilmember Gibbons commented on having additional approval by the City

Manager.

**M/S: Gibbons/Landry - that the City Council adopt Resolution 12303 approving the issuance of a Special Event Permit for the Chamber of Commerce Boogie Campbell's Music Festival subject to the finding and conditions of approval as described in the resolution with an amendment to add approval by the Chief of Police and the City Manager. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Gibbons
<b>SECONDER:</b>	Landry
<b>AYES:</b>	Resnikoff, Waterman, Gibbons, Landry, Cristina

### **PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES**

There were no agendized items.

### **OLD BUSINESS**

There were no agendized items.

### **NEW BUSINESS**

9. **Consideration to Allow Dogs on Leash in Campbell Parks**

Recommended Action: That the City Council provide input to staff regarding the potential modification of Ordinance 13.04.100 to allow dogs on leash in Campbell parks.

Public Works Director Capurso presented staff report dated April 3, 2018.

After discussion, **M/S: Cristina/Landry - that the City Council direct to staff to look at modification of Ordinance 13.040.100 to allow dogs in parks with a six-foot leash, excluding skate parks, pool area, track, special events, children play areas, water features, and the garden. Motion was adopted unanimously.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Cristina
<b>SECONDER:</b>	Landry
<b>AYES:</b>	Resnikoff, Waterman, Gibbons, Landry, Cristina

10. **Accept Campisi Way Feasibility Study - Project 17-EE (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt the attached resolution accepting the Campisi Way Feasibility Study - Project 17-EE.

City Engineer Olay presented staff report dated April 3, 2018.

After discussion, **M/S: Cristina/Waterman - that the City Council adopt Resolution 12304 adopt accepting the Campisi Way Feasibility Study - Project 17-EE. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Cristina
<b>SECONDER:</b>	Waterman
<b>AYES:</b>	Resnikoff, Waterman, Gibbons, Landry, Cristina

## **COUNCIL COMMITTEE REPORTS**

### 11. **Council Committee Reports**

Recommended Action: Report on committee assignments and general comments.

--Councilmember Gibbons attended the Association for Bay Area Governments Executive Committee meeting, Finance Subcommittee meeting, and Silicon Valley Clean Energy JPA Board of Directors Executive Committee meeting.

--Councilmember Landry attended the Silicon Valley Leadership Group meeting.

**M/S: Landry/Cristina - that the City Council direct staff to prepare an informational report on water conservation in regards to lawn removal in parkway areas. Motion was passed by 4-1 vote (Vice Mayor Waterman voted no).**

--Councilmember Cristiana spoke about the mywaterpledge.com.

--Mayor Resnikoff attended the Bunnies and Bonnets parade, West Valley Mayor and Managers meeting, and Silicon Valley Leadership Group meeting.

## **ADJOURN**

Mayor Resnikoff, adjourned the regular council meeting at 8:57 p.m.

City Attorney Seligmann announced that the City Council would reconvene in Executive session to discuss items B and C and any decision made would be announced in the Council Chambers.

**CITY COUNCIL EXECUTIVE SESSION**

**Tuesday, April 3, 2018 – Immediately Following Regular Meeting  
Ralph Doetsch Conference Room - 70 N. First Street**

- A. **Personnel**
- B. **Litigation – Conference with Legal Counsel – Anticipated Litigation**  
**Significant exposure to litigation pursuant to paragraph (2) of subdivision**  
**(d) of [Section 54956.9](#): (One Case - based on threat of administrative**  
**proceedings)**
- C. **Real Property - Conference with Real Property Negotiators – Property:**  
**APN: 279-41-062 3,500 sq. ft. vacant lot fronting Civic Center Drive across**  
**from the Library;**  
**City Negotiator: City Manager, Brian Loventhal**  
**Negotiating Parties: Oversight Board**  
**Under Negotiation: Price and Terms of Bid**
- D. **Labor Negotiations**

The City Council met in executive session to discuss Items B and C. Executive session adjourned at 9:51 p.m. City Attorney Seligmann reported out in the Council Chambers that on Item B the City Council voted 4-0-1 to authorize the City Attorney to engage outside counsel. Councilmember Landry did not participate due to a potential conflict from a source of income.

APPROVED:

ATTEST:

\_\_\_\_\_  
Paul Resnikoff, Mayor

\_\_\_\_\_  
Wendy Wood, City Clerk