

CITY COUNCIL MINUTES

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



CITY COUNCIL EXECUTIVE SESSION

Tuesday, April 21, 2020

City Hall Council Chamber – 70 N. First Street

- A. **Personnel** – Pursuant to G.C. Section 54957: Public Employee Performance Evaluation – City Clerk
- B. **Litigation - CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION** - Significant exposure to litigation pursuant to paragraph (3) of subdivision (d) of [Section 54956.9](#): (One claim)

CONFERENCE WITH LEGAL COUNSEL — ANTICIPATED LITIGATION - Initiation of litigation pursuant to paragraph (4) of subdivision (d) of [Section 54956.9](#): (One case)
- C. **Real Property**
- D. **Labor Negotiations** - Pursuant to G.C. Section 54957.6: Conference with Labor Negotiator - Agency Designated Representatives: City Clerk Performance/Compensation Subcommittee Members Anne Bybee and Susan M. Landry
Unrepresented Employee: City Clerk

The City Council met in Executive Session to discuss items A, B and D. City Manager Brian Loventhal and City Attorney Bill Seligmann were in attendance via teleconference. Finance Director Will Fuentes was in attendance to discuss the first case of Item B via teleconference. Executive session adjourned at 7:25 p.m.

REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, April 21, 2020 7:30 p.m.

City Hall Council Chamber – 70 N. First Street

This City Council meeting was conducted pursuant to the Governor’s Executive Order N-29-20.

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 on the regularly scheduled day of April 21, 2020, via telecommunication.

Mayor Landry stated that the City Council meeting was conducted pursuant to provisions of the Brown Act and a recent Executive Order issued by the Governor to facilitate teleconferencing to reduce the risk of COVID-19 transmission at public meetings.

Mayor Landry explained the process to provide public comment, stating that it will be accepted via email at ClerksOffice@campbellca.gov during the meeting, before the close of public comment on an item.

ROLL CALL

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

PLEDGE OF ALLEGIANCE

Mayor Landry led the Pledge of Allegiance.

SPECIAL PRESENTATIONS AND PROCLAMATIONS

1. **Proclamation Declaring April 24, 2020 as "Arbor Day" in the City of Campbell**

Recommended Action: It is recommended that the City Council proclaim April 24, 2020, as "Arbor Day" in the City of Campbell.

Mayor Landry proclaimed April 24, 2020 as "Arbor Day" in the City of Campbell.

M/S: Resnikoff/Bybee – that the City Council proclaim April 24, 2020 as "Arbor Day" in the City of Campbell.

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

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

ORAL REQUESTS

Deputy City Clerk Sanders stated that an email was submitted by Jim Aspinwall, who did not require it to be read aloud for the public record.

Deputy City Clerk Sanders read an email submitted by Josue Ramirez stating his concerns with the closure of Flights Family Market.

**All emails received were distributed to the City Council and posted with the agenda as desk items.

COUNCIL ANNOUNCEMENTS

City Attorney Seligmann reported the actions taken at the Executive Session. The City Council unanimously voted to authorize the City Attorney to initiate litigation on the second case of item B. The identity of the parties to that matter will be available for disclosure upon inquiry, following the actual initiation of the litigation. City Attorney Seligmann also reported the action taken on Items A and D. The vote was 3-2 with Councilmember Bybee, Vice Mayor Gibbons, and Mayor Landry voting in favor; and Councilmember Resnikoff and Councilmember Waterman voting against the termination of the City Clerk effective immediately.

Mayor Landry announced that the City of Campbell continues to work closely with our partnering agencies to monitor how the coronavirus is impacting our communities. We are actively monitoring the information provided by the US Centers for Disease Control and reviewing guidance provided by the County's Public Health Department. We continue to take proactive steps to prioritize the health and safety of our employees and community members. Our focus is to maintain essential services and keep you informed.

Campbell's Recreation and Community Services currently provides "Virtual Recreation" to stay active, healthy and connected while you're at home and sheltering in place. Visit the Recreation and Community Services web page at www.campbellca.gov to start exploring.

If you need assistance finding food, paying household bills, seeking available resources or other essential services, please visit www.211.org or dial 2-1-1 from your phone. 2-1-1 is available in 180 languages, completely confidential and is accessible 24 hours a day, 7 days a week.

CalFresh applications are being accepted over the phone for residents who need help buying food. Contact Second Harvest Food Bank Connection Hotline at 1-800-984-3663.

Work2future, in collaboration with San Jose City College, will be hosting a virtual job fair on Wednesday, April 29 from 8:00 a.m. to 3:00 p.m. For more information, please visit their website at www.work2future.org.

The Red Cross is in need of donors, the need for blood is constant, and volunteer

donors are the only source of blood for those in need. Donating blood is a safe process and people should not hesitate to give or receive blood. If you are healthy and feeling well, please make an appointment to donate by using the Red Cross Blood Donor APP, or by visiting www.RedCrossBlood.org, or calling 1-800 Red Cross (1-800-733-2767).

The Santa Clara County Library District has resources for students and families while distance learning. There are many online resources for students including, homework help, tutoring, test preparation, research tools, academic videos, articles, eBooks and so much more. Please visit their website at www.scclid.org.

The Campbell Chamber of Commerce Foundation is providing support to the local community. Please visit www.campbellchamberfoundation.org/campbell-cares.

We have created an email for you to share your photos of you and your family wearing face masks. Please send your photos to www.FaceCoverings@campbellca.gov.

Please continue to visit the city's website at www.campbellca.gov for up to date information on COVID-19, adjusted City services, cancelled events, Police Department services, the Campbell Community Center, and Business Resources.

Saturday, April 18, Governor Gavin Newsom announced a major new agreement with Motel 6. All of the chain's corporate-owned locations will now be available to counties as additional capacity for housing the homeless.

The agreement between the State, the County and the motel is expected to be finalized by the end of the week. The program is statewide, and the governor's goal is to house 15,000 vulnerable people throughout the State through a program called Roomkeys.

The current plan will include an onsite social services person, an onsite security person and will provide three meals per day delivered. Once the agreement has been finalized, the County will start arranging the staff.

Day to day operations will be part of the agreement. The following questions have been discussed with the County's liaison: How to address keeping those who have tested positive to shelter in place; How many rooms will be used; How long this program be in place; If there are future plans for housing people long term; Will the City receive any funding for increased police services?

County Supervisor Chavez's office has been contacted and the City will continue to coordinate with her office as we move forward. Additional information will be provided in the next few days.

CONSENT CALENDAR

Mayor Landry asked if any Councilmember, staff member, or anyone from the public wished to remove any item from the Consent Calendar.

City Manager Loventhal pulled item six from the consent calendar.

The consent calendar was considered as follows:

2. **Minutes of City Council Regular Meeting of April 7, 2020**
Recommended Action: Approve the regular meeting minutes of April 7, 2020.

This action approves the regular meeting minutes of April 7, 2020.

3. **Approving Bills and Claims**
Recommended Action: Approve the bills and claims in the amount of \$282,243.05.

This action approves the bills and claims in the amount of \$282,243.05 as follows: payroll checks dated March 19, 2020, in the amount of \$34,392.86; bills and claims checks dated March 23, 2020, in the amount of \$100,306.10; and bills and claims checks dated March 30, 2020, in the amount of \$147,544.09.

4. **Accept Donation to Campbell Recreation Program (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution to accept a donation of \$700 from Classic Car Wash to help support recreation programming and approve the associated budget appropriations.

Resolution 12578 accepts a donation of \$700 from Classic Car Wash to help support recreation programming and approve the associated budget appropriations.

5. **Approval of a Resolution Authorizing the Award of a Financial Audit Services Contract for Fiscal Year Ending June 30, 2020 through June 30, 2022, with an Option to Extend for an Additional Two Years through Fiscal Year Ending June 30, 2024 (Resolution/Roll Call Vote)**

Recommended Action: It is recommended that the City Council adopt the attached resolution: (1) authorizing the award of a professional audit services contract to Eide Bailly LLP and (2) authorizing the City Manager to negotiate and execute a contract for professional audit services for an initial three (3) year period with an option to extend for an additional two (2) years in an aggregate amount not to exceed \$288,825 for the five year period.

Resolution 12579 authorizes the award of a professional audit services contract to Eide Bailly LLP and authorizes the City Manager to negotiate and execute a contract for professional audit services for an initial three (3) year period with an option to extend for an additional two (2) years in an aggregate amount not to exceed \$288,825 for the five year period.

M/S: Resnikoff/Bybee – that the City Council approve the consent calendar with the exception of item six. The motion was adopted by the following roll

call vote:

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

ITEMS PULLED FROM CONSENT

6. **Water Tower Lighting for COVID-19.**

Recommended Action: That the City Council light the water tower blue on Sundays for the duration of the shelter in place order issued by the Santa Clara County Health Officer for COVID-19.

The City Council pulled this item from the agenda based on City Manager Loventhal's recommendation to take no action until discussions with the water tower lighting contractor could be finalized.

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

There were no agendized items.

NEW BUSINESS

7. **Receive an Update on Initial Fiscal and Budgetary Impacts Due to COVID-19 and Provide Staff with Feedback Regarding Recommended Strategies in Fiscal Year (FY) 2019-20 and FY 2020-21 to Address Those Impacts**

Recommended Action: That the City Council receive an update on the initial fiscal and budgetary impacts due to COVID-19 and provide staff with feedback regarding recommended strategies in Fiscal Year (FY) 2019-20 and FY 2020-21 to address those impacts.

Finance Director Fuentes presented a staff report dated April 21, 2020.

Deputy City Clerk read an email from Steve Saunders regarding fiscal impacts as a result of COVID-19.

The City Council commented on the use of City reserve funds; a hiring freeze and staffing levels; FEMA loans; cost saving options, and potential new revenue sources. Additionally, the City Council discussed options to reduce expenditures in FY19/20 to minimize negative fiscal impacts in FY20/21.

COUNCIL COMMITTEE REPORTS

8. **Council Committee Reports**

Recommended Action: Report on committee assignments and general comments

--Councilmember Bybee attended a virtual Chamber of Commerce meeting.

--Councilmember Waterman attended the County Library District JPA Board of Directors meeting; and the Finance Subcommittee meeting.

--Councilmember Resnikoff attended a virtual meeting of the West Valley Sanitation District.

--Vice Mayor Gibbons spoke about Silicon Valley Clean Energy; and Association of Bay Area Governments (ABAG).

--Mayor Landry participated in the Santa Clara County Department of Health teleconference meetings; spoke about Congresswoman Eschoo and the U.S. Conference of Mayors Tele-Town meetings; attended the Bloomberg Foundation conference call; spoke about a COVID-19 informational video she recorded and is posted to the City's website; and participated in Campbell Cares.

ADJOURN

Mayor Landry adjourned the meeting at 9:32 p.m.

APPROVED:

ATTEST:

Susan M. Landry, Mayor

Andrea Sanders, Deputy City Clerk