

# CITY COUNCIL MINUTES

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



## REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, May 1, 2018 7:30 PM

City Hall Council Chamber – 70 N. First Street

The City Council Study Session meeting will be 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 shall be accessible to the public for the open session portion of the meeting pursuant to Government Code Section 54953(b)(3).

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).

### 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	8:51 PM
Susan M. Landry	Councilmember	Present	
Jeffrey Cristina	Councilmember	Present	

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Michael Sanders. Mayor Resnikoff presented him with a certificate of appreciation for leading the pledge.

### SPECIAL PRESENTATIONS AND PROCLAMATIONS

1. **Recognition of Michael Sanders for Lifesaving Efforts**

Recommended Action: The City of Campbell and the Campbell Police Department recognize Michael Sanders for lifesaving efforts.

Campbell Police Chief Carmichael commented on the heroic efforts of Michael Sanders and presented him with a plaque in appreciation of his efforts. Santa

Clara County Fire presented him with a plaque on behalf of the Fire Department. Mayor Resnikoff thanked him for his efforts and presented him with a proclamation.

2. **Presentation by the Youth Commissioners Regarding 2017-2018 Work Plan Accomplishments**

Recommended Action: Accept presentation.

Recreation Specialist Bybee gave a brief introduction of the Youth Commission.

Youth Commission members gave a presentation on the projects completed from their 2017-18 Work Plan.

3. **Proclamation Declaring the Week of May 6-18, 2018 as Municipal Clerks Week**

Recommended Action: Issue a proclamation declaring the week of May 6-12 as Municipal Clerks Week in the City of Campbell.

Mayor Resnikoff commented on Clerks Week and presented the City Clerk and Deputy City Clerk with a proclamation declaring the week of May 6 - 12 as Municipal City Clerk week in the City of Campbell.

## **COMMUNICATIONS AND PETITIONS**

There were no communications and petitions.

## **ORAL REQUESTS**

Sethuraman Kuppaswamy, Campbell resident, spoke about the non-profit organization Brahma Kumaris Silicon Valley and invited Council to attend one of the upcoming speaking engagements.

## **COUNCIL ANNOUNCEMENTS**

On Monday, May 7, Campbell Heritage Theatre presents retired United States Senator, Barbara Boxer. Unleashed and Uncensored "Still fighting for Change." Tickets are still available. For more information, please visit the City's website at <http://www.cityofcampbell.com/>.

The Campbell Historical Museum and Ainsley House will offer its 4<sup>th</sup> annual Mother's Day Tea on Friday, May 11, and Saturday, May 12. Treat a special person to tea, champagne, delicious finger sandwiches, and desserts. Tickets are \$50 per person and can be reserved at <https://www.campbellmuseums.com/>. The annual Mother's Day Tea event is a fundraiser to help support exhibits and education programs at the museum.

On Friday, May 18, from 5:30 to 7:30 p.m. the Ainsley House History Happy Hour presents, "The Union Army's Occupation of Catalina Island During the Civil War." Historian Steve Bathen will tell this little known part of California's History. Tickets are

\$15 per person and can be reserved on the museum's website at <https://www.campbellmuseums.com/>.

The City of Campbell Civic Improvement Commission presents "Capture Campbell." A youth photo contest which inspires youth to engage and view their community through a new lens. Participants must be 18 and under and live in Campbell. Winners will receive a \$100 cash prize. Entries are accepted thru September 30. For more information, please visit the city's website at <http://www.cityofcampbell.com/>.

Join your Campbell Neighborhood on Nextdoor.com. Nextdoor is a free and private social networking site for your neighborhood that builds community by connecting neighbors to one another. To join your private neighborhood social network, please visit <http://www.nextdoor.com>.

## **CONSENT CALENDAR**

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

Vice Mayor Waterman asked to pull items seven and nine.

The consent calendar was considered as follows:

4. **Minutes of City Council Regular Meeting of April 17, 2018**  
Recommended Action: This action approves Regular Meeting minutes of April 17, 2018

This action approves the regular meeting minutes of April 17, 2018.

5. **Budget Adjustment Professional Service**  
Recommended Action: The City Council adopt a resolution approving a budget adjustment increase of \$60,000 to cover the anticipated costs of Professional Services (101-554-7430) for Structural and Title 24 Plan reviews for the remainder of the 2017-2018 Budget Year.

Resolution 12308 approves a budget adjustment increase of \$60,000 to cover the anticipated costs of Professional Services (101-554-7430) for Structural and Title 24 Plan reviews for the remainder of the 2017-2018 Budget Year.

6. **Approving Bills & Claims**  
Recommended Action: Approve the bills and claims in the amount of \$1,522,693.55.

This action approves the bills and claims checks in the amount of \$1,522,693.55 as follows: payroll checks dated April 5, 2018 in the amount of \$125,642.78; bills and claims checks dated April 9, 2018 in the amount of \$1,239,176.97; and bills and claims checks dated April 16, 2018 in the amount of \$157,873.80.

- 7. Resolution Recognizing Laura Smith for 19 Years of Service was moved to ITEMS PULLEDFROM CONSENT
- 8. **Monthly Investment Report- January, 2018**  
Recommended Action: That the attached Investment Report for January, 2018 be noted and filed.

This action is to note and file the monthly investment report for January, 2018.

- 9. Commending Sophie Kao on 18 Years of Service was moved to ITEMS PULLEDFROM CONSENT

**M/S: Landry/Waterman – that the City Council approve the Consent Calendar with the exception of item seven and nine. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED</b>
<b>MOVER:</b>	Landry
<b>SECONDER:</b>	Waterman
<b>AYES:</b>	Paul Resnikoff, Rich Waterman, Susan M. Landry, Jeffrey Cristina
<b>ABSENT:</b>	Elizabeth 'Liz' Gibbons

**ITEMS PULLED FROM CONSENT**

**Item 7. Resolution Recognizing Laura Smith for 19 Years of Service**

Recommended Action: That the City Council adopt the attached resolution commending Laura Smith upon her retirement after 19 years of dedicated service to the City of Campbell.

Vice Mayor Waterman gave congratulatory comments.

**M/S: Waterman/Cristina – that the City Council adopt Resolution 12309 commending Laura Smith upon her retirement after 19 years of dedicated service to the City of Campbell. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED</b>
<b>MOVER:</b>	Waterman
<b>SECONDER:</b>	Cristina
<b>AYES:</b>	Paul Resnikoff, Rich Waterman, Susan M. Landry, Jeffrey Cristina
<b>ABSENT:</b>	Elizabeth 'Liz' Gibbons

**Item 9. Commending Sophie Kao on 18 Years of Service**

Recommended Action: Adopt the attached Resolution commending Sophie Kao upon her retirement after 18 years of outstanding service with the City of

Campbell Finance Department.

Vice Mayor Waterman gave congratulatory comments.

**M/S: Waterman/Cristina – that the City Council adopt Resolution 12310 commending Sophie Kao upon her retirement after 18 years of outstanding service with the City of Campbell Finance Department. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED</b>
<b>MOVER:</b>	Waterman
<b>SECONDER:</b>	Cristina
<b>AYES:</b>	Paul Resnikoff, Rich Waterman, Susan M. Landry, Jeffrey Cristina
<b>ABSENT:</b>	Elizabeth 'Liz' Gibbons

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

### **10. Acceptance of Supplemental Law Enforcement Service Funds**

Recommended Action: The City Council adopt the attached resolution authorizing acceptance of \$132,192 in FY 2017 from the State of California for FY 2018 and the deposit of this amount in the existing Supplemental Law Enforcement Services Fund; approve the use of FY 2017 Supplemental Service Funds for the services of 0.90 FTE Police Department Community Services Officers in FY 2018.

This is the time and place for a public hearing to accept the Supplemental Law Enforcement Service Funds and approve the related Operating Budget Adjustment.

Police Captain Berg presented staff report dated May 1, 2018.

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

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

**M/S: Cristina/Landry - that the City Council adopt Resolution 12311 authorizing acceptance of \$132,192 in FY 2017 from the State of California for FY 2018 and the deposit of this amount in the existing Supplemental Law Enforcement Services Fund; approve the use of FY 2017 Supplemental Service Funds for the services of 0.90 FTE Police Department Community Services Officers in FY 2018. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED</b>
<b>MOVER:</b>	Cristina

<b>SECONDER:</b>	Landry
<b>AYES:</b>	Paul Resnikoff, Rich Waterman, Susan M. Landry, Jeffrey Cristina
<b>ABSENT:</b>	Elizabeth 'Liz' Gibbons

11. **Public Hearing to Consider the Application of David Tamira for a Modification (PLN2017-390) of a Previously-Approved Planned Development Permit (PLN2012-135) to Allow an Approximately 288 Square-Foot Addition and Remodel to an Existing Second Home, the Construction of an Attached Two-Car Carport, and a Tree Removal Permit (PLN2018-112) to Allow the Removal of One (1) Multi-Trunk Pittosporum Tree in Association with the Proposed Attached Carport on Property Located at 115 S. Third Street. the Planning Commission is Recommending that This Item be Deemed Categorically Exempt Under CEQA.**

Recommended Action: The Planning Commission recommends that the City Council adopt a resolution, approving a modification to a previously-approved Planned Development Permit to allow an approximately 288 square-foot addition and remodel to an existing second home, the construction of an attached two-car carport, and a Tree Removal Permit to allow the removal of one (1) multi-trunk Pittosporum tree in association with the proposed attached carport on property located at 115 S. Third Street.

This is the time and place for a public hearing to consider the application of David Tamira for a modification (PLN2017-390) of a previously-approved Planned Development permit (PLN2012-135) to allow an approximately 288 square-foot addition and remodel to an existing second home, the construction of an attached two-car carport, and a Tree Removal Permit (PLN2018-112) to allow the removal of one (1) multi-trunk Pittosporum tree in association with the proposed attached carport on property located at 115 S. Third Street.

Assistant Planner Hernandez presented staff report dated May 1, 2018.

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

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

After discussion, **M/S: Cristina/Landry - that the City Council adopt Resolution 12312 approving a modification to a previously-approved Planned Development Permit to allow an approximately 288 square-foot addition and remodel to an existing second home, the construction of an attached two-car carport, and a Tree Removal Permit to allow the removal of one (1) multi-trunk Pittosporum tree in association with the proposed attached carport on property located at 115 S. Third Street. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED</b>
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<b>MOVER:</b>	Cristina
<b>SECONDER:</b>	Landry
<b>AYES:</b>	Paul Resnikoff, Rich Waterman, Susan M. Landry, Jeffrey Cristina
<b>ABSENT:</b>	Elizabeth 'Liz' Gibbons

12. **Public Hearing and Introduction of an Ordinance Amending Provisions of the Campbell Municipal Code to Revise Business License Tax Rates (Introduction of Ordinance/Roll Call Vote)**

Recommended Action: It is recommended that the City Council take a first reading of the attached Ordinance amending provisions of the Municipal Code to revise business license tax rates.

This is the time and place for a public hearing to consider amending provisions of the Campbell Municipal Code to revise the business license tax rates.

Finance Director Takahashi presented staff report dated May 1, 2018.

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

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

**M/S: Landry/Cristina - that the City Council take first reading and introduce Ordinance 2233 amending provisions of the Municipal Code to revise business license tax rates. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED</b>
<b>MOVER:</b>	Waterman
<b>SECONDER:</b>	Landry
<b>AYES:</b>	Paul Resnikoff, Rich Waterman, Susan M. Landry, Jeffrey Cristina
<b>ABSENT:</b>	Elizabeth 'Liz' Gibbons

City Clerk Wood read the title of Ordinance 2233.

**M/S: Waterman/Landry - that the City Council waive further reading of Ordinance 2233. Motion was adopted by a 4-0-1 vote Councilmember Gibbons was absent)**

**OLD BUSINESS**

13. **Public Meeting to Receive a Report from the City’s Consultant Regarding the Status of the General Plan Update Process – Envision Campbell**

Recommended Action: That the City Council accept the report and provide specific feedback on how the preferred General Plan Land Use Map should be

finalized.

Ben Ritchie, consultant from De Novo Planning Group, presented report dated May 1, 2018.

Councilmember Gibbons arrived via teleconference at 8:51 p.m.

Dennis Randall, representative from Insight Reality Company, asked Council to consider vehicle miles traveled as the traffic standard, extend transit oriented development areas, and effects of ride sharing and autonomous vehicles.

Makenzie Mossing, representative of the Santa Clara County Audubon Society, commented on letter submitted and would like nature and bird safe design included in the General Plan.

Linda Ruthruff, Conservation Chair from California Native Plant Society, commented on nature, setbacks near the creek, planting of native trees and plants.

Shani Kleinhaus, Environment Advocate for the Santa Clara Valley Audubon Society, commented on letter submitted and spoke about including bird safe design in the General Plan.

Riley Knight, Campbell resident, commented on the Los Gatos Creek trail and would like the space to be protected.

Maggie Desmond, Campbell resident, commented about retaining the small town feel and stated concerns with the maps that were used at the community meetings.

Wayne Prescott, commented on transit oriented development.

After discussion, Council provided direction to move forward and schedule a study session prior to the GPAC meeting.

Mayor Resnikoff stated they would take a five minute recess.

14. **Civic Center Master Plan – Actions Related to a Potential Revenue Measure on the November 2018 Ballot.**

Recommended Action: Provide direction to staff on the following items related to a potential revenue measure on the November 2018 General Election ballot: a) selection of a preferred revenue source to pursue; and b) selection of the total revenue target.

Council reconvened.

Mayor Resnikoff stated that he would have to recuse himself from this item



because he lives within a 500 foot radius of the potential project and passed the gavel to Vice Mayor Waterman.

Mayor Resnikoff left the Council Chambers.

City Manager Loventhal presented staff report dated May 1, 2018.

Robert Bravo, Campbell resident, commented on the library and spoke in support of a new library.

Catherine Hickenbotham, Campbell resident, spoke in support of a \$50 million bond or hybrid parcel tax and commented on the need to upgrade the police department, City Hall and a new library.

Terri Lehan, former Campbell Community Librarian, commented on the library and spoke in support of a new library.

Richard Ward, Campbell resident, commented on the library and spoke in support of a new library.

Elizabeth Ward, Campbell resident, commented on the library and spoke in support of a new library.

Joan Goddard, Campbell resident, commented on problems with the library elevator and spoke in support of a new library.

Cheryl Houts, Campbell resident, commented on the library and spoke in support of a new library.

Wayne Prescott, Campbell resident, stated support for the bond over the parcel tax and commented concerns with the parcel tax.

Gayle Visher, Campbell resident, commented on the library and spoke in support of a new library.

Council discussed the issues with the hybrid parcel tax and the general obligation bond.

John Whitehurst, representative from BMWL consulting firm, commented on the general obligation bond.

Craig Hill representative from NHA advisors, provided an explanation on the payment of the general obligation bonds and the hybrid parcel tax.

After discussion, **M/S: Gibbons/Landry - that the City Council direct staff to prepare a ballot measure information for \$50 million as a General Obligation Bond. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED</b>
<b>MOVER:</b>	Gibbons
<b>SECONDER:</b>	Landry
<b>AYES:</b>	Rich Waterman, Elizabeth 'Liz' Gibbons, Susan M. Landry, Jeffrey Cristina
<b>RECUSED:</b>	Paul Resnikoff

**NEW BUSINESS**

15. **Approval of Resolution Authorizing a 10-Year Fire and Medical Services Agreement with the Santa Clara County Central Fire Protection District**  
Recommended Action: That the City Council adopt the attached resolution authorizing the City Manager to sign a 10-year Fire and Medical Services Agreement with the Santa Clara County Central Fire Protection District.

Councilmember Gibbons ended her teleconference at 11:14 p.m.

Mayor Resnikoff returned to the Council Chambers.

Chief Carmichael presented staff report dated May 1, 2018.

**M/S: Landry/Cristina - that the City Council adopt Resolution 12313 authorizing the City Manager to sign a 10-year Fire and Medical Services Agreement with the Santa Clara County Central Fire Protection District including the desk item. Motion was adopted by the following roll call vote:**

<b>RESULT:</b>	<b>ADOPTED</b>
<b>MOVER:</b>	Landry
<b>SECONDER:</b>	Cristina
<b>AYES:</b>	Paul Resnikoff, Rich Waterman, Susan M. Landry, Jeffrey Cristina
<b>ABSENT:</b>	Elizabeth 'Liz' Gibbons

**COUNCIL COMMITTEE REPORTS**

16. **Council Committee Reports**  
Recommended Action: Report on committee assignments and general comments.

**M/S: Cristina/Waterman – that the City Council agendaize for a future meeting a discussion to look at reserve funds to see if there is a more appropriate way to allocate the funds or if they are being used accurately.**

--Vice Mayor Waterman attended the Library JPA meeting

--Mayor Resnikoff attended the Campbell Employee Service Awards, the Great

American Litter Pick-up, Mayor and Managers meeting, Rosemary neighborhood meeting to discuss parking issues, spoke at the Arbor Day event, and attended the City of Saratoga State of the City.

**ADJOURN**

Mayor Paul Resnikoff, adjourned the meeting at 11:23 PM

APPROVED:

ATTEST:

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Paul Resnikoff, Mayor

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Wendy Wood, City Clerk