

CITY COUNCIL MINUTES

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



REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, October 6, 2020 – 7:30 p.m.

City Hall – 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 October 6, 2020, via telecommunication.

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

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

There were no special presentations and proclamations.

COMMUNICATIONS AND PETITIONS

There were no communications and petitions.

ORAL REQUESTS

There were no oral requests.

COUNCIL ANNOUNCEMENTS

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 U.S. Centers for Disease Control and reviewing guidance provided by the County's Public Health Department. Please continue to visit the city's website for up to date information on COVID-19, adjusted City services, cancelled events, Police Department services, the Campbell Community Center, and Business Resources.

The City of Campbell has partnered with the County of Santa Clara to offer COVID-19 testing. Community testing is available at the Community Center's Orchard City Banquet Hall. The next testing dates are Thursday, October 8 and Thursday, October 22. Testing sites are not designated to test individuals with symptoms of COVID-19. For more information about testing requirements and testing sites, please visit www.sccfreetest.org.

The Campbell Museum is reaching out to our community and asking for their assistance to help document the COVID-19 pandemic. It is important to document this historic time. Museums will use these primary sources of journals, texts, emails, images, videos, etc., to curate what the community and the world experienced during the COVID-19 Global pandemic. Please visit www.campbellmuseums.com for more information.

"Be Heard by November 3rd!" Voting is now easier than ever in Santa Clara County. The "Voters Choice Act" emphasizes the convenience for voters. All registered voters will get a ballot mailed to them automatically and can vote by mail by using the prepaid envelope. Completed ballots can be dropped off in the ballot box placed just outside City Hall, or in any of the conveniently placed ballot boxes. Voters who prefer to vote in person can still do so at any of the voting centers that will be open throughout Santa Clara County, starting October 31. Voting centers will offer sanitary, in person options. Please visit the city's website at www.campbellca.gov for additional election information.

We have been sensitive to our constituents and their concerns related to mail service reliability. I have received a report that the Postmaster has implemented the following measures to ensure dependable mail service: new carriers have been hired to ensure consistent delivery to all routes; improper delivery status is being addressed; prior to delivery, carriers have been instructed to sort through the mail so that residents get their mail and not their neighbors, and finally the San Jose processing plant responsible for Campbell's election mail, has the capacity to process 21 million pieces of mail daily which supersedes the 7-12 million pieces of daily mail. This will ensure that our community will be able to effectively exercise its Constitutional right to vote. Moreover, USPS stated that ballot scanners and mail collection bins have not been removed. If you are concerned about your ballot making it in time and don't want to use the post

office, bring it either to City Hall's ballot box or take it to the Registrar of Voters office on Berger Drive.

The City Clerk's Office is currently accepting applications for an unscheduled vacancy on the Civic Improvement Commission and two vacant positions on the Bicycle and Pedestrian Advisory Committee. To be eligible for appointment on this volunteer advisory commission, applicants must reside within Campbell City limits and be at least eighteen years of age. For more information about the Civic Improvement Commission and Bicycle and Pedestrian Advisory Committee, please visit our website at www.campbellca.gov. Please contact the City Clerk's office for applicable deadlines and application information at (408) 866-2117 or email clerksoffice@campbellca.gov.

The International Council on Active Aging and Humana present "Active Aging Week." The City of Campbell is partnering with other local cities in the County to provide free weekly virtual classes to help adults 55 and older stay active for the month of October. For more information about this event, please visit our city's website at www.campbellca.gov.

CONSENT CALENDAR

Mayor Landry asked if there was anyone who wished to pull an item off the Consent Calendar.

Items one and six were pulled from the Consent Calendar.

The Consent Calendar was considered as follows:

2. **Minutes of City Council Regular Meeting of September 15, 2020**
Recommended Action: Approve the regular meeting minutes of September 15, 2020.

This action approves the regular meeting minutes of September 15, 2020.

3. **Minutes of City Council Special Meeting of September 21, 2020**
Recommended Action: Approve the special meeting minutes of September 21, 2020.

This action approves the special meeting minutes of September 21, 2020.

4. **Approving Bills and Claims**
Recommended Action: Approve the bills and claims in the amount of \$3,371,931.73.

This action approves the bills and claims in the amount of \$3,371,931.73 as follows: bills and claims checks dated August 28, 2020, in the amount of \$13,477.61; bills and claims checks dated August 31, 2020, in the amount of \$180,713.39; payroll checks dated September 3, 2020, in the amount of

\$72,325.64; bills and claims checks dated September 7, 2020, in the amount of \$2,797,733.38; and bills and claims checks dated September 14, 2020. In the amount of \$307,681.71.

5. **Approval of Parcel Map Including Abandonment of Existing Public Easements and Acceptance of Public Service Easements Shown on Said Map – 680 & 700 East McGlincy Lane (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution approving the Parcel Map, abandoning existing public easements, and accepting the public service easements as shown on the map for the property located at 680 & 700 East McGlincy Lane.

Resolution 12641 approves the Parcel Map, abandoning existing public easements, and accepting the public service easements as shown on the map for the property located at 680 & 700 East McGlincy Lane.

7. **Biennial Review of the City of Campbell Conflict of Interest Code (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a Resolution approving the Conflict of Interest Code Appendix A and B.

Resolution 12642 approves the Conflict of Interest Code Appendix A and B.

8. **Approval of Budget Adjustment for Bike/Pedestrian Traffic Safety Improvements Project 19-DD (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a Resolution approving a budget adjustment for the Bike/Pedestrian Traffic Safety Project 19-DD.

Resolution 12643 approves a budget adjustment for the Bike/Pedestrian Traffic Safety Project 19-DD.

9. **Approve the Acceptance of the Community Development Block Grant for the Community Center Track Resurfacing; Authorize the City Manager to Execute the Grant Agreement with the County; and Authorize a Budget Adjustment (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution to approve the acceptance of Community Development Block Grant (CDBG) funds in the amount of \$67,000 from the Santa Clara County Office of Supportive Housing (SCCOSH) for the Campbell Community Center Track Resurfacing (Project); authorize the City Manager to execute the grant agreement with the County to accept the CDBG funds; and, authorize a budget adjustment to allocate \$223,000 of the Parkland Dedication Fund to Fiscal Year (FY) 2021 to supplement the CDBG funds for a total Project budget of \$290,000.

The City Council adopts Resolution 12644 approving the acceptance of Community Development Block Grant (CDBG) funds in the amount of \$67,000 from the Santa Clara County Office of Supportive Housing (SCCOSH) for the

Campbell Community Center Track Resurfacing (Project); and authorizes the City Manager to execute the grant agreement with the County to accept the CDBG funds; and authorizes a budget adjustment to allocate \$223,000 of the Parkland Dedication Fund to Fiscal Year (FY) 2021 to supplement the CDBG funds for a total Project budget of \$290,000.

10. **Acceptance of Police Foundation Donations**

Recommended Action: It is recommended that the City Council accept donations in the aggregate amount of \$11,185.17 from the Campbell Police Foundation for equipment and supplies for the Campbell Police Department.

The City Council accepts donations in the aggregate amount of \$11,185.17 from the Campbell Police Foundation for equipment and supplies for the Campbell Police Department.

11. **Authorize a Resolution to Amend the Fiscal Year (FY) 2021 Operating Budget Pursuant to the City's Role as Fiscal Agent for the West Valley Solid Waste Management Authority (WVSWMA) Joint Powers Authority (JPA) (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution to amend the Fiscal Year (FY) 2021 operating budget pursuant to the City's role as fiscal agent for the West Valley Solid Waste Management Authority (WVSWMA) Joint Powers Authority (JPA).

Resolution 12645 amends the Fiscal Year (FY) 2021 operating budget pursuant to the City's role as fiscal agent for the West Valley Solid Waste Management Authority (WVSWMA) Joint Powers Authority (JPA).

M/S: Bybee/Waterman - That the City Council approve the consent calendar with the exception of items one and six. The motion was adopted by the following roll call vote:

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

ITEMS PULLED FROM CONSENT

1. **Minutes of City Council Regular Meeting of September 1, 2020**

Recommended Action: Approve the regular meeting minutes of September 1, 2020.

Mayor Landry passed the gavel to Vice Mayor Gibbons.

M/S: Landry/Bybee – That the City Council approve the September 1, 2020 Study Session minutes in memory of Jo-Ann Fairbanks who was on the

General Plan Advisory Committee (GPAC) for four and a half years but passed away, prior to its completion. The motion was adopted by the following roll call vote:

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

Mayor Landry thanked all the members of the GPAC that participated in the Study Session as well as Deputy City Clerk Sanders and Planning Commission Recording Secretary Shinn for preparing the comprehensive meeting minutes.

Vice Mayor Gibbons passed the gavel back to Mayor Landry.

6. **Approval of a Used Car Dealer Permit for Brad Clausen Dba the Motor Cafe (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution approving the issuance of a used car dealer permit to sell used cars at 1011 Dell Avenue, Campbell, CA 95008.

Vice Mayor Gibbons commented on the loud noises that can be generated from motorcycles and requested adding a Condition of Approval requiring the business to hand out to all its retail clients, information on noise ordinances for Campbell and surrounding cities.

Council discussed the burden it may put on the business.

Police Chief Berg stated that the business could be provided the applicable vehicle and municipal code section so they can choose to educate their customers.

Vice Mayor Gibbons made a motion that the City Council adopt a resolution approving the issuance of a used car dealer permit to sell used cars at 1011 Dell Avenue.

Councilmember Waterman seconded the motion.

Community Development Director Kermoyan stated the business sells motorcycles and not used cars and the Conditional Use Permit was specifically for motorcycles.

City Attorney Seligmann confirmed the Use Permit would restrict them to just selling motorcycles.

To avoid misinterpretation of the resolution, Vice Mayor Gibbons withdrew her previous motion.

City Attorney Seligmann stated that the resolution could be revised to change everywhere it says motor vehicles to motorcycles.

M/S: Gibbons/Waterman – Resolution 12646 approves the application with the language change from new and used vehicles to new and used motorcycles throughout. The motion was adopted by the following roll call vote:

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

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

There were no public hearing and introductions of ordinances.

NEW BUSINESS

12. **Rosemary Residential Permit Parking Program (Resolution/Roll Call Vote)**
Recommended Action: Adopt a resolution establishing the Rosemary Residential Permit Parking Program as permanent.

Administrative Analyst Mendoza presented a staff report dated October 6, 2020.

Gail Gitt, Campbell resident, thanked the City for their efforts and spoke in support of the Rosemary Permit program.

Joshua Chipps, Campbell resident thanked City staff and spoke in support of the parking program.

Council discussed the parking permit program including modifying it to an annual renewal, revising the fee next year and prohibiting residents from purchasing permits if found to be using the permits fraudulently.

M/S: Gibbons/Bybee – That the City Council adopt Resolution 12647 establishing the Rosemary Residential Permit Parking Program as permanent with a one-year renewal and the incorporation of a non-renewal if there is any fraud involved. The motion was adopted by the following roll call vote:

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

13. **Objective Standards – Kick-Off Meeting (Raimi + Associates)**

Recommended Action: That the City Council take the following action: Receive the report and provide general direction to staff on the approach and schedule for preparing Objective Standards.

Senior Planner Rose gave a brief overview of the item and introduced the consultant from Rami + Associates.

Simran Malhotra, Principal at Rami + Associates presented the item.

Council received the update, asked questions, provided feedback and discussed the timeline and schedule; the approach to the process; and review of the contract scope of services.

COUNCIL COMMITTEE REPORTS

14. **Council Committee Reports**

Recommended Action: Report on committee assignments and general comments.

--Councilmember Bybee attended the Unhoused Task Force Committee meeting.

--Councilmember Resnikoff attended the West Valley Sanitation meeting; and spoke on the upcoming West Valley Sanitation Treatment Plan Advisory Committee (TPAC).

--Vice Mayor Gibbons spoke about the upcoming Campbell Historical Museum events; Silicon Valley Clean Energy Board meeting; Association of Bay Area Governments (ABAG); and Cities Association of Santa Clara County.

--Mayor Landry spoke of the upcoming State Route (SR) 85 Corridor Advisory Policy Board.

ADJOURN

Mayor Landry adjourned the meeting at 9:52 p.m.

APPROVED:

ATTEST:

Susan M. Landry, Mayor

Andrea Sanders, Deputy City Clerk