



City of Sunnyvale

Meeting Minutes City Council

Tuesday, February 9, 2016

4:30 PM

West Conference Room and Council
Chambers, City Hall, 456 W. Olive Ave.,
Sunnyvale, CA 94086

Special Meeting-Closed Session-4:30 PM | Study Session-5:30 PM | Regular Meeting-7
PM

7 P.M. COUNCIL MEETING

CALL TO ORDER

Mayor Hendricks called the meeting to order in Council Chambers.

SALUTE TO THE FLAG

Mayor Hendricks led the salute to the flag.

ROLL CALL

Present: 7 - Mayor Glenn Hendricks
Vice Mayor Gustav Larsson
Councilmember Jim Griffith
Councilmember Tara Martin-Milius
Councilmember David Whittum
Councilmember Pat Meyering
Councilmember Jim Davis

PRESENTATION

[15-1084](#) PRESENTATION - Midpeninsula Regional Open Space
District Presentation on Measure AA Projects

Jed Cyr, Board member, Midpeninsula Regional Open Space District, presented information regarding the district's Measure AA projects.

CLOSED SESSION REPORT

Vice Mayor Larsson reported Council met in Closed Session pursuant to California Government Code Section 54957.6: Conference with Labor Negotiators; nothing to report.

ORAL COMMUNICATIONS

Council reconvened at 9:45 p.m. with all Councilmembers present.

Following the recess, Council considered Item 1.F.

- 3** [16-0034](#) Support the Preferred Alignment of the Stevens Creek Trail as Recommended by the Joint Cities Working Team (JCWT) and Find that Action is Exempt from CEQA under CEQA Guidelines Sections 15262 and 15306 (Feasibility and Planning Studies and Information Collection)

Assistant City Manager Kent Steffens provided the staff report. Consultant Jana Sokale provided additional information.

Public Hearing opened at 11:15 p.m.

James Lee, resident of South Bernardo, stated the plan for a bike trail on Bernardo would be very disruptive, add several travel miles per day for residents, and impact safety.

Cyndi Iwala stated making Bernardo one-way will cause her to drive an additional 10 blocks per day when exiting Highway 85 and cause a decline in property values. Iwala encouraged Council to investigate alternate avenues with less residential impact.

Ben Davison stated he moved to the area to reduce vehicle use and commute by bicycle, and encouraged support for bicycle paths.

Kurt Wampler, resident on Bernardo between Fremont and Homestead, stated Bernardo is an important access route for residents, public safety and service vehicles and stated there is no creek side experience on this section of Bernardo and it would lower property values. Wampler stated input from the residents is missing from the staff recommendation.

Alan Ross, member of the Friends of Stevens Creek Trail, spoke in support of the Bicycle and Pedestrian Advisory Commission recommendations with the modification to consider the planning of the two segments in parallel rather than time sequenced.

Tim Oey, member of the Citizens Working Group, spoke in support of the staff recommendation and accelerating the study and planning of the Bernardo segment to be in parallel with the segment north of Fremont.

Robert Sloan spoke in support of completing the trail, encouraged Council to work

with Los Altos to purchase the land behind the medical center at Fremont and Highway 85 and to complete the trail between Mountain View and Cupertino.

Chris Somers stated he has lived on Bernardo since 1958 and suggested Bedford Avenue as an alternative.

Chuck Fry spoke in support of doing segment 1 as soon as possible and provided comments regarding segments 2 and 3.

Sasha Zbrodzck spoke in support of completion of the trail and in opposition to scaling down the trails.

Nikhil Sharma spoke in support of segment 1 and an off-street trail for segment 2 especially for families with young children.

Steve Garrity spoke in support of the trail, segment 1, and recommended doing the segment 2 study now.

Ramesh Ramaiyer, resident of Bernardo, spoke in opposition to turning Bernardo into a one-way street.

Mark Hlady, Parent Coordinator, County Safe Routes to School Program, spoke in support of the staff recommendation plan for the safety of children travelling to school.

Ben Stetson, resident on Belleville, spoke in support of segment 1, but in opposition to the idea for Bernardo, stating that many will be disrupted for the benefit of a few, and recommended waiting on segment 2.

Gary Bailey spoke regarding the importance of consideration for the fire protection plan in the location of the trail.

Kathleen Cordova spoke in opposition to routing the trail on residential streets and provided a PowerPoint presentation.

Ed Bloom, representing Homestead Villa in Cupertino, spoke in favor of a route that has the least negative impact on residents, and presented photos.

Vivian Euzent, resident on Dominion Avenue, read an excerpt of a letter to the Joint Cities Working Team and encouraged a plan that meets Google's bike vision requirements as an alternative to the Bernardo Avenue recommendation.

Bruce Euzent provided a summary of community input on the Stevens Creek Trail and a PowerPoint presentation and spoke in support of using the Mary Avenue infrastructure.

William Carpenter spoke in opposition to further disrupting Bernardo and spoke regarding the letter shown earlier from the Cupertino Union School District.

Tom LaPierre, Citizens for Responsible Trails, spoke in support of using the existing bicycle structure and minimizing the impact on the neighborhoods, and presented slides.

Kevin Jackson Bicycle and Pedestrian Advisory Commission member speaking on behalf of a majority of the commission, spoke in support of the preferred alignment recommended by the Joint Cities Working Team.

Mike Serrone spoke in support of the staff recommendation and in support of segment 1.

Garth Williams, member of the Board of Directors of the Friends of Stevens Creek Trail but speaking as a Sunnyvale resident, spoke in support of segment 1 and recommended studying segment 2 as soon as possible.

Anne Ng, resident of Cupertino and member of the Board of Directors of the Friends of Stevens Creek Trail and of the Cupertino Citizens Working Group, spoke in support of the Bernardo option, segment 1 and a traffic study.

Dave Jones, Chair of the Bicycle and Pedestrian Advisory Commission, expressed the unanimous support of the commission for the staff recommendations including a study of the Bernardo section now, and recommended studying segment 2 right away.

Steve Elich, Citizens for Responsible Trails, spoke in opposition to the Bernardo route.

Craig Hofstetter, resident of Cupertino, spoke in opposition to the Bernardo route.

Praveen Swadi, resident on Bernardo, spoke in opposition to the Bernardo route.

Elisabeth Eschelbeck spoke in opposition to the Bernardo route and urged smart trail alignment.

John Cordes, Vice Chair of the Bicycle and Pedestrian Advisory Commission speaking for himself, spoke in support of not delaying a traffic study for segment 2.

Kendrick Uemura spoke in opposition to disrupting the residents on Bernardo.

Hugh Harris, resident on Bernardo, spoke in support of constructing the trail, but expressed concerns regarding the Bernardo option.

David Ishimaru, resident of Bernardo, spoke in opposition to the Bernardo route.

Robert Kenney spoke in opposition to the Bernardo plan and recommended sticking with the plan of 20 years ago.

Cyrus Fakhari spoke regarding the cost of oil and the need to build more bike trails.

Nancy Smith spoke in support of the concept of one way streets near schools and in support of a traffic study on Bernardo.

Public Hearing closed at 12:54 a.m.

MOTION: Councilmember Griffith moved and Vice Mayor Larsson seconded the motion to approve Alternative 1 (modified), 2(a) (modified), 3, 4 and 5:

1: Support the recommended alignment of the JCWT in Study Segment 1 (Dale Avenue/Heatherstone Way to Fremont Avenue). This includes an off-street trail along the 22 acres of open space along State Route (SR) 85 from Dale Avenue/Heatherstone Way to Fremont Avenue, and connections at Fremont Avenue, on both sides of SR 85. Collaborate with Mountain View to seek out grant funding for the master planning, environmental review, and potential construction; with the inclusion of a fire study;

2(a). Upon completing environmental review and securing funding for potential construction of Study Segment 1, initiate a comprehensive traffic and parking study for an off street bicycle/pedestrian trail on Bernardo Avenue for Study Segment 2 (Fremont Avenue to Homestead Road), with the explicit requirement that prior to initiating 2(a) it must be brought back to Council for approval at a public hearing prior to moving forward;

3. Collaborate with Cupertino and Los Altos to seek out grant funding for the master planning, environmental review, and construction of Study Segment 3 (Homestead Road to Stevens Creek Boulevard) improvements at Homestead Road (i.e., the Homestead Road bridge widening or Homestead Road pedestrian/bike bridge);

4. Support our regional partners as they pursue funding for closing the gap for the Stevens Creek Trail between Mountain View and Cupertino.
5. In an effort to achieve the regional goal of extending the Stevens Creek Trail the City will support and adopt the following policies as identified in the JCWT recommendation summary:
 - a. All trail projects should try to improve habitat values in and around the Creek.
 - b. Existing public lands near Stevens Creek should be maintained as public land to preserve habitat and future trail opportunities.
 - c. The City will continue collaboration with regional partners for extension of the Stevens Creek Trail and support the alignment of a Stevens Creek Boulevard spur trail connection to Rancho San Antonio County Park.

FRIENDLY AMENDMENT: Mayor Hendricks offered a friendly amendment relating to Alternative 2(a) to specify on Bernardo a three-dimensional route to move a potential connector of Homestead to Fremont as an elevated connector. Councilmember Griffith declined to accept the friendly amendment.

FRIENDLY AMENDMENT: Mayor Hendricks offered a friendly amendment to break it into two separate motions, separating out 2(a). Councilmember Griffith accepted the friendly amendment.

REVISED MOTION: Councilmember Griffith revised the motion and Vice Mayor Larsson seconded the revised motion to approve Alternatives 1 (modified), 3, 4 and 5:

- 1: Support the recommended alignment of the JCWT in Study Segment 1 (Dale Avenue/Heatherstone Way to Fremont Avenue). This includes an off-street trail along the 22 acres of open space along State Route (SR) 85 from Dale Avenue/Heatherstone Way to Fremont Avenue, and connections at Fremont Avenue, on both sides of SR 85. Collaborate with Mountain View to seek out grant funding for the master planning, environmental review, and potential construction; with the inclusion of a fire study;
3. Collaborate with Cupertino and Los Altos to seek out grant funding for the master planning, environmental review, and construction of Study Segment 3 (Homestead Road to Stevens Creek Boulevard) improvements at Homestead Road (i.e., the Homestead Road bridge widening or Homestead Road pedestrian/bike bridge);
4. Support our regional partners as they pursue funding for closing the gap for the Stevens Creek Trail between Mountain View and Cupertino.
5. In an effort to achieve the regional goal of extending the Stevens Creek Trail the City will support and adopt the following policies as identified in the JCWT recommendation summary:

- a. All trail projects should try to improve habitat values in and around the Creek.
- b. Existing public lands near Stevens Creek should be maintained as public land to preserve habitat and future trail opportunities.
- c. The City will continue collaboration with regional partners for extension of the Stevens Creek Trail and support the alignment of a Stevens Creek Boulevard spur trail connection to Rancho San Antonio County Park.

The motion as revised carried by the following vote:

Yes: 7 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 0

MOTION: Councilmember Griffith moved and Vice Mayor Larsson seconded the motion to approve a new "Alternative 6" to find that the feasibility study report is exempt from CEQA under CEQA Guidelines Sections 15262 and 15306 (Feasibility and Planning Studies and Information Collection); and Alternative 2(a) Upon completing environmental review and securing funding for potential construction of Study Segment 1, initiate a comprehensive traffic and parking study for an off street bicycle/pedestrian trail on Bernardo Avenue for Study Segment 2 (Fremont Avenue to Homestead Road). If the traffic study indicates that an off street facility is desirable as determined by the Sunnyvale City Council, then proceed to seek grant funding for trail master planning, environmental review and potential construction of Study Segment 2; and

Upon completion of the environmental review and securing funding for potential construction of Study Segment 1 and upon approval by the City Council including a public hearing, initiate everything else that's in 2(a) or other action that's decided by the City Council at that time.

AMENDMENT: Councilmember Whittum moved to amend the motion and Councilmember Meyering seconded to remove consideration of the one-way configuration on Bernardo.

FRIENDLY AMENDMENT TO THE AMENDMENT: Mayor Hendricks offered a friendly amendment to also remove consideration of removal of on-street parking. Councilmember Whittum accepted the friendly amendment.

The motion to amend carried by the following vote:

Yes: 4 - Mayor Hendricks
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 3 - Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius

AMENDMENT: Councilmember Meyering moved to amend the motion and Councilmember Whittum seconded to include a requirement that there be a parallel and companion comprehensive traffic and parking study for a separated bicycle/pedestrian lane on Mary Avenue from Fremont Avenue to Homestead Road.

The motion to amend failed by the following vote:

Yes: 2 - Councilmember Whittum
Councilmember Meyering

No: 5 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

The main motion as amended failed by the following vote:

Yes: 3 - Mayor Hendricks
Councilmember Whittum
Councilmember Davis

No: 4 - Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Meyering

MOTION: Councilmember Griffith moved and Vice Mayor Larsson seconded the motion to find that the feasibility study report is exempt from CEQA under CEQA Guidelines Sections 15262 and 15306 (Feasibility and Planning Studies and Information Collection).

The motion carried by the following vote:

Yes: 7 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 0

MOTION: Councilmember Griffith moved and Vice Mayor Larsson seconded to approve Alternative 2(a) Upon completing environmental review and securing funding for potential construction of Study Segment 1, initiate a comprehensive traffic and parking study for an off street bicycle/pedestrian trail on Bernardo Avenue for Study Segment 2 (Fremont Avenue to Homestead Road). If the traffic study indicates that an off street facility is desirable as determined by the Sunnyvale City Council, then proceed to seek grant funding for trail master planning, environmental review and potential construction of Study Segment 2; and Upon completion of the environmental review and securing funding for potential construction of Study Segment 1 and upon approval by the City Council including a public hearing, initiate everything else that's in 2(a) or other action that's decided by the City Council at that time.

AMENDMENT: Councilmember Whittum moved to amend the motion and Councilmember Meyering seconded to remove consideration of a one-way configuration for Bernardo.

The motion to amend failed by the following vote:

Yes: 3 - Councilmember Whittum
Councilmember Meyering
Councilmember Davis

No: 4 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius

The main motion carried by the following vote:

Yes: 4 - Mayor Hendricks
Vice Mayor Larsson
Councilmember Griffith
Councilmember Martin-Milius

No: 3 - Councilmember Whittum
Councilmember Meyering
Councilmember Davis

MOTION: Councilmember Griffith moved and Councilmember Martin-Milius seconded the motion to continue with the remaining items on the agenda.

The motion carried by the following vote:

Yes: 4 - Mayor Hendricks
Councilmember Griffith
Councilmember Martin-Milius
Councilmember Davis

No: 3 - Vice Mayor Larsson
Councilmember Whittum
Councilmember Meyering

Council recessed at 2:14 a.m.

Council reconvened at 2:21 a.m. with all Councilmembers present.

Following the recess, Council considered Item 5.

4 [15-1104](#) Introduce an Ordinance Amending Chapter 5.36 (Taxicabs) of the Sunnyvale Municipal Code; Adopt a Resolution Amending Related Taxicab Franchise Fees, Rates and Charges; and Find CEQA Exemption per Guideline 15061(b)(3)

Management Analyst Elaine Ketell provided the staff report.

Public Hearing opened at 10 p.m.

No speakers.

Public Hearing closed at 10 p.m.

MOTION: Councilmember Davis moved and Councilmember Griffith seconded the motion to approve Alternative 1: Introduce an Ordinance Amending Chapter 5.36 (Taxicabs) of the Sunnyvale Municipal Code; and Adopt a Resolution Amending Related Fees, Rates and Charges; and Find CEQA Exemption per Guideline 15061(b)(3).

City Clerk Kathleen Franco Simmons read the ordinance title.