

# CITY COUNCIL MINUTES

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



## REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, February 15, 2022 – 7:30 p.m.  
City Hall Council Chamber – 70 N. First Street

This City Council meeting was conducted pursuant to provisions of the Brown Act.

This meeting was recorded and can be viewed in its entirety at: <https://campbellca.gov/agendacenter> and <https://www.youtube.com/user/CityofCampbell>.

### CALL TO ORDER

The City Council of the City of Campbell convened on the regularly scheduled day of February 15, 2022.

### ROLL CALL

Attendee Name	Title	Status
Paul Resnikoff	Mayor	Present
Anne Bybee	Vice Mayor	Present
Elizabeth 'Liz' Gibbons	Councilmember	Present
Susan M. Landry	Councilmember	Present
Sergio Lopez	Councilmember	Present

### PLEDGE OF ALLEGIANCE

Public Works Superintendent Alex Mordwinow led the Pledge of Allegiance.

### SPECIAL PRESENTATIONS AND PROCLAMATIONS

There were no special presentations and proclamations.

### COMMUNICATIONS AND PETITIONS

City Attorney Bill Seligmann stated that at the February 15, 2022 City Council Executive Session meeting Council discussed the Matter of the City of Campbell et. al.: Fair Political Practices Commission (FPPC) No. 2017-00125, and that Mayor Resnikoff and Councilmembers Gibbons and Landry recused themselves due to a personal financial interest and in accordance with the Rule of Necessity and by random selection Councilmember Gibbons was chosen to return to the meeting. By a vote of 3-0, Council

approved indemnification of Mayor Resnikoff and Councilmembers Gibbons and Landry. Mayor Resnikoff and Councilmember Landry returned to the Executive Session meeting. Council voted unanimously to defend against the action.

1. **Request for City Council to Consider a Safe Gun Storage Ordinance**  
Recommended Action: That the City Council accept the written communication.

Sharon Genkin and Cathy Holley spoke in support of and requested Council adopt a Safe Gun Storage Ordinance.

Mayor Resnikoff stated that topic could be considered at the Priority Setting Session on February 24, 2022.

### **ORAL REQUESTS**

Sean Mendelson, Campbell resident, spoke of his concerns relating to climate change and urged the City to adopt a Climate Action Plan.

### **COUNCIL ANNOUNCEMENTS**

City Hall will now be open to the public beginning on Tuesday, February 22, 2022. Appointments are no longer needed for in-person services. City Hall business hours are 8:00 AM to 5:00 PM, Monday through Friday. For your convenience, many services are also available online. You can check the department webpage at [www.campbellca.gov](http://www.campbellca.gov) to view information for all City of Campbell departments.

The City Clerk's Office is accepting applications for the Bicycle and Pedestrian Advisory Committee. To find out more about this Committee, or to apply, please contact the City Clerk's Office at (408) 866-2117 or visit the city's website at [www.campbellca.gov](http://www.campbellca.gov). Application deadline is Friday, April 8, 2022 at 5:00 PM.

The final deadline for those interested in submitting a draft Redistricting map is Friday, February 18, 2022 at 5:00 PM. The final public hearing wherein City Council will consider all draft maps is Tuesday, March 1, 2022 at 7:45 PM. This will be the final opportunity to provide public input on the future of redrawing the City Council election district boundaries. The community's input is extremely important, and we encourage all residents to participate in the Redistricting process. For more information, please contact the City Clerk's Office at (408) 866-2117.

The AARP Tax Aid Program will provide income tax assistance thru April 15, 2022 at the Campbell Community Center. Clients can drop-off and pick-up their documents by appointment. Income tax assistance is offered to Campbell residents adults 18 and older. For more information, please visit [www.campbellca.gov](http://www.campbellca.gov).

High school students are invited to share their stories and solutions to climate change and could win scholarship prizes. \$20,000 in scholarships are available through the

EmPower Silicon Valley Youth Short-Film Competition. Learn more and register at [www.svcleanenergy.org](http://www.svcleanenergy.org).

The 130th Annual Celebration of Campbell Early Settlers and Heritage Day will be held in the Orchard City Banquet Hall at the Campbell Community Center on Monday, February 21, 2022, 10:30 AM to 1:30 PM. For more information, please visit [www.campbellchamber.net](http://www.campbellchamber.net).

City Hall Offices will be closed this Monday, February 21, 2022 in observance of Presidents' Day. Police Department services will remain open to the public.

### **CONSENT CALENDAR**

Mayor Resnikoff asked if anyone wished to remove an item from the Consent Calendar. Items 4 and 7 were removed from the Consent Calendar.

The Consent Calendar was considered as follows:

2. **Minutes of City Council Special Meeting of January 25, 2022**

Recommended Action: Approve the Special meeting minutes of January 25, 2022.

This action approves the City Council Special Meeting minutes of January 25, 2022.

3. **Minutes of City Council Executive Session Meeting of February 1, 2022**

Recommended Action: Approve the Executive Session meeting minutes of February 1, 2022.

This action approves the Executive Session Meeting minutes of February 1, 2022.

5. **Approving Bills and Claims**

Recommended Action: Approve the bills and claims in the amount of \$1,566,399.04

This action approves the bills and claims in the amount of \$1,566,399.04 as follows: bills and claims checks dated January 17, 2022, in the amount of \$448,086.98; payroll checks dated January 20, 2022, in the amount of \$62,251.14; and bills and claims checks dated January 24, 2022, in the amount of \$1,056,060.92.

6. **Resolution Reviewing and Accepting the Annual Developer Fee Disclosure Information for the Environmental Services Fee, Parkland Dedication Fee, and Vehicle Impact Fee and Making Five-Year Findings for the Parkland Dedication Fee and Vehicle Impact Fee for the Fiscal Year Ended June 30, 2021 Pursuant to California Government Code (GC) Section 66001 (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution consistent with the Mitigation Fee Act (AB-1600) to review and accept the annual developer fee disclosure information for the Environmental Services Fee, Parkland Dedication Fee, and Vehicle Impact Fee and make five-year findings for the Parkland Dedication Fee and Vehicle Impact Fee for the Fiscal Year ended June 30, 2021 pursuant to California Government Code (GC) Section 66001.

Resolution 12802 is consistent with the Mitigation Fee Act (AB-1600) to review and accept the annual developer fee disclosure information for the Environmental Services Fee, Parkland Dedication Fee, and Vehicle Impact Fee and make five-year findings for the Parkland Dedication Fee and Vehicle Impact Fee for the Fiscal Year ended June 30, 2021 pursuant to California Government Code (GC) Section 66001.

**M/S: Landry/Gibbons – That the City Council approve the Consent Calendar with the exception of items four and five. The motion was adopted by the following roll call vote:**

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

#### **ITEMS CONSIDERED SEPARATE FROM CONSENT**

4. **Minutes of City Council Regular Meeting of February 1, 2022**

Recommended Action: Approve the Regular meeting minutes of February 1, 2022.

Vice Mayor Bybee stated that at the February 1, 2022 Council Meeting, Item 11 she intended to vote No in the Roll Call Vote of the motion and on the associated Resolution because she could not support the personnel changes during the mid-year budget process.

**M/S: Bybee/Gibbons – That the City Council approve the Regular Meeting Minutes of February 1, 2022, as amended. The motion was adopted by the following roll call vote:**

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

7. **Commending Alex Mordwinow for More Than Nine Years of Service with the City of Campbell Upon His Retirement (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution commending Alex Mordwinow for more than nine years of outstanding service to the City of Campbell.

Mayor Resnikoff expressed appreciation to Mr. Mordwinow for his dedicated work and focus put on the Campbell Park Parcourse and his valuable engraving and etching skills found along the way.

Councilwoman Landry noted that the parks are such a visible and valuable piece of the City of Campbell and Mr. Mordwinow always made sure they were well maintained.

Councilmember Lopez expressed appreciation to Mr. Mordwinow for his work on our parks projects and for all of his dedication to encourage public participation.

Councilmember Gibbons thanked Mr. Mordwinow for his many years of contributions to making Campbell parks the great resources they are today.

Vice Mayor Bybee noted that public works also includes streets and tree maintenance as well as parks and Mr. Mordwinow showed tremendous leadership in these areas as well.

Public Works Director Todd Capurso expressed deep appreciation to Mr. Mordwinow for his day to day maintenance of the city including parks, trees, streets, fleet vehicles and the City buildings. His work to implement maintenance zones and proactive maintenance work across the city has saved time and money over the years. Director Capurso noted that Mr. Mordwinow was a great coworker and friend to him over the years.

Mr. Mordwinow expressed appreciation to Council and to Director Capurso for the kind words of appreciation and noted that he really enjoyed his career in public works and participating on construction and engineering teams to develop maintenance plans from the time a building was built. Mr. Mordwinow expressed appreciation to the employees at the Service Yard and stated what a pleasure it was to be a part of their team.

**M/S: Resnikoff/Landry – That the City Council adopt Resolution 12803 commending Alex Mordwinow for more than nine years of outstanding service to the City of Campbell. The motion was adopted by the following roll call vote:**

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

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

8. **Modifications to Picnic Reservation Policy with Changes to Fiscal Year 2022 Fee Schedule and Budget Adjustment (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt the Resolutions approving the proposed revisions to the Picnic Reservation Policy, Fiscal Year 2022 Fee Schedule and Budget Adjustment for additional expenditures.

This is the time and place for a public hearing to consider adoption of Resolutions approving the proposed revisions to the Picnic Reservation Policy, Fiscal Year 2022 Fee Schedule and Budget Adjustment for additional expenditures.

Recreation and Community Services Director Natasha Bissell reviewed the Staff Report dated February 15, 2022 describing the increase in park usage over the last few years and often the misuse of the parks noting the complaints received from the neighborhood regarding amplified sound, large tent set ups, and banquet tables and chairs being delivered to areas not suitable for large parties. Director Bissell reviewed the City's efforts to mitigate these complaints and behaviors including a park enforcement pilot program which was successful but was not renewed as part of the 2020 staffing constraints. Director Bissell stated that the request before Council is for a temporary non-sworn public safety position in the Police Department to assist with enforcement of park rules and policies, converting some first-come first-serve sites to reservable sites and updating and refreshing park signage. Director Bissell stated that picnic rental income would offset these temporary staffing needs.

In response to inquiries, Director Bissell noted that this budget adjustment request is for the remainder of Fiscal Year 21/22, and the Police Department would include the ongoing funding for this position in their Fiscal Year 22/23 budget request. Director Bissell stated that the goal of the Department is to have someone at the park early in the mornings to prevent much of the misuse of the parks before they become an issue. Education is the primary goal of the enforcement agent relating to park uses.

Mayor Resnikoff opened the public hearing, there being no public comments, the public hearing was closed.

Councilmember Gibbons stated that given the increase in the City's population and the bad behaviors going on at the parks she would like to see even more restrictions put into place, such as raising fees, limiting reservations to Campbell residents only, very strong and very clear signage (like table stenciling) and elimination of the first-come first serve sites.

Councilmember Lopez stated that he would not be supportive of any further restrictions or enforcement efforts, but is supportive of staffs' recommendations and is interested in receiving additional analytical data on the effects of these efforts during the upcoming budget process.

In response to inquiries, Police Chief Gary Berg stated that hiring of this non-sworn personnel should take approximately 4-8 weeks and that it could be a good role for someone looking to enter a law enforcement career.

Following discussion, **M/S: Bybee/Landry – That the City Council adopt Resolutions 12804 and 12805 approving the proposed revisions to the Picnic Reservation Policy, Fiscal Year 2022 Fee Schedule and Budget Adjustment for additional expenditures. The motion was adopted by the following roll call vote:**

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

### **NEW BUSINESS**

There was no new business.

### **UNFINISHED BUSINESS**

9. **Extension of Temporary Downtown Parklet Program (Resolution/Roll Call Vote)**

Recommended Action: Adopt a resolution extending the temporary parklet program through October 31, 2022 for outdoor restaurant dining and business operations in parklets.

Community Development Director Rob Eastwood reviewed the Staff Report dated February 15, 2022 noting that this item is coming before Council in response to the last discussion to extend the temporary Downtown Parklet Program while Staff works to develop a Permanent Parklet Program for consideration.

Councilmember Gibbons provided information on the parklet program in the Town of Los Gatos.

Director Eastwood stated that Staff is currently planning to bring the permanent Parklet Program proposal to Council in April and associated Ordinances in May and is currently searching for a consultant to assist with program development and design studies.

**M/S: Landry/Lopez – That the City Council adopt Resolution 12806 extending the temporary parklet program through October 31, 2022 for outdoor restaurant dining and business operations in parklets. The motion was adopted by the following roll call vote:**

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

**COUNCIL COMMITTEE REPORTS**

**12. Council Committee Reports**

Recommended Action: That the City Council report on activities from their committee assignments.

Councilmember Gibbons attended the Association of Bay Area Governments General Assembly meeting, the Museum & Ainsley House Annual Retreat, and the Cities Association of Santa Clara County Legislative Committee meeting where a presentation was provided by Assemblymember Berman on his proposal to alter the Valley Transportation Governing Board structure. Councilmember Gibbons announced the short film competition through the Santa Clara Valley Clean Energy Authority and the grand opening of a new solar and storage facility. Councilmember Gibbons stated that the PG&E rates have been published and that Silicon Valley Clean Energy is slightly less and renewable.

Councilmember Lopez attended the Valley Transportation Policy Advisory Meeting where updates on the progress of current projects and updates to the bicycle parking standards were received.

Councilwoman Landry had no report.

Vice Mayor Bybee attended the Cities Association of Santa Clara County meeting where the Director of the Institute for Local Government provided a presentation on council decorum and relationships and received an update on housing legislation and a summary of Senate Bill 9 and attended the Friends of the Heritage Theatre meeting.

Mayor Resnikoff attended a virtual meeting with the president of West Valley College, attended the Silicon Valley Animal Control Authority Board meeting, the West Valley Sanitation District meeting, and the West Valley Clean Water Joint Powers Authority and West Valley Solid Waste Authority Joint Powers Authority meeting where the new trash collector contracts are being discussed, a process which will take a few years to complete. Mayor Resnikoff noted that trash rates are going up as a result of new state laws increasing requirements for disposal activities.

**ADJOURN**

Mayor Resnikoff adjourned the meeting at 8:59 p.m.



APPROVED:

ATTEST:

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

\_\_\_\_\_  
Dusty Christopherson, City Clerk