

CITY COUNCIL MINUTES

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



REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, June 6, 2023 7:30 p.m.

City Hall Council Chamber – 70 N. First Street

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.campbellca.gov/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
Anne Bybee	Mayor	Present
Susan M. Landry	Vice Mayor	Present
Dan Furtado	Councilmember	Present
Sergio Lopez	Councilmember	Present
Elliot Scozzola	Councilmember	Present

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Youth Commissioners Zahra Kizaraly, Pallas Lemarchand, Ria Mukesh and Maddon Ho-Choi on behalf of the 2022-2023 Youth Commission.

Mayor Bybee presented then with a Certificate of Appreciation for leading the Pledge of Allegiance.

SPECIAL PRESENTATIONS AND PROCLAMATIONS

1. **Presentation by the Youth Commission Regarding 2022-2023 Work Plan Accomplishments**

Recommended Action: Receive the Campbell Youth Commission presentation.

Youth Commissioners Zahra Kizaraly and Pallas Lemarchand gave a presentation on the their 2022-2023 Work Plan accomplishments which included: the Pizza and Politics event; Teen Movie Night in partnership with Second

Harvest of Silicon Valley; a Teen Job Fair; Social Study Space in partnership with Love on a Leash; and community outreach events.

Councilmembers thanked the Youth Commission for all their achievements, public engagement and for all they do for the Campbell community and wished them well on their future endeavors.

COMMUNICATIONS AND PETITIONS

There were no communications and petitions.

ORAL REQUESTS

Matt Ryan, Campbell Police Officers Association (POA) president, expressed concerns relating to the Measure O – Police Building project. He referenced the voter approved Measure language stating that improvements shall include without limitation a new police building that could also accommodate the department's future needs. He requested the Council allocate additional funding to the project and suggested ARPA funds as a funding source.

Anthony Quijada spoke about his mailing address showing as Campbell and his property being physically located in San Jose and asked how he could have his apartment complex recognized as a Campbell property.

Mayor Bybee directed staff to follow up with Mr. Quijada.

Mayor Bybee noted that Item 12 - Introduction of Proposed Fiscal Year (FY) 2024 Operating Budget and 2024 - 2028 Five-Year Capital Improvement Plan (CIP) will be taken out of order and will be heard following Items 13 and 14.

COUNCIL ANNOUNCEMENTS

Community Development was notified by the State Office of Housing and Community Development that the City's Housing Element was officially certified on May 30, 2023. Mayor Bybee thanked the Community Development staff and consultant team for their hard work and dedication in updating the General Plan and Housing Element, which is updated every 8 years to provide a framework of policies, programs, and actions of support needed, for affordable housing for all income levels. This process was a great team effort that included city staff, consultants, stakeholders, developers and the community.

Attention residents and business owners. The City is currently evaluating its economic development strategy and is seeking input from businesses and residents. Please take the 10 minute online economic development survey to share your views and thoughts about our city. Your input will provide guidance in making the best decisions to sustain a high quality of life in Campbell. Please help us shape our city's future by participating before June 9. Visit campbellca.gov to participate.

The Campbell Police Department will be taking part in the annual Law Enforcement Torch Run on Friday, June 23 at 10:00 a.m. Each year, hundreds of law enforcement

personnel participate to bring awareness and raise funds for the Special Olympics. Keep a look out on social media for more updates on how you can support this cause.

The City of Campbell's summer concert series is back with a modified schedule. Admission is free. Bring a lawn chair and join us for the RJaе HAAS Band on Thursday, July 6 at 6:30 p.m. on the Orchard City Green. The RJaе Haas Band is 5-piece high energy Latin Rock, Classic Rock, and Blues Rock band centrally located in the Bay Area. For more information, please visit the City's website at campbellca.gov.

The Adult Center is offering the AARP Smart Driver course. Upon completion of the AARP Driver course, older adults age 55+ may be eligible for a multi-year discount on auto insurance. Additionally, the course teaches proven driving techniques to help older adults and their loved ones stay safe on the road. For more information about this course, please visit campbellca.gov.

CONSENT CALENDAR

Mayor Bybee asked if anyone wished to remove an item from the Consent Calendar. The consent calendar was considered as follows:

2. **Minutes of City Council Study Session Meeting of April 25, 2023**
Recommended Action: Approve the study session meeting minutes of April 25, 2023.

This action approves the study session meeting minutes of April 25, 2023.

3. **Minutes of City Council Executive Session Meeting of May 16, 2023**
Recommended Action: Approve the executive session meeting minutes of May 16, 2023.

This action approves the executive session meeting minutes of May 16, 2023.

4. **Minutes of City Council Regular Meeting of May 16, 2023**
Recommended Action: Approve the regular meeting minutes of May 16, 2023.

This action approves the regular meeting minutes of May 16, 2023.

5. **Approving Bills and Claims**
Recommended Action: Approve the bills and claims in the amount of \$2,457,605.58.

This action approves the bills and claims in the amount of \$2,457,605.58 as follows: bills and claims checks dated May 1, 2023, in the amount of \$342,629.12; bills and claims checks dated May 8, 2023, in the amount of \$1,549,648.52; payroll checks dated May 11, 2023, in the amount of \$29,007.99; and bills and claims checks dated May 15, 2023, in the amount of \$536,319.95.

6. **Monthly Investment Transactions Report (April 2023)**
Recommended Action: That the City Council review and accept the Monthly Investment Transactions Report for April 2023.

This action reviews and accepts the Monthly Investment Transactions Report for April 2023.

7. **Monthly Treasurer's Report (April 2023)**
Recommended Action: That the City Council review and accept the Monthly Treasurer's Report for the month ended April 30, 2023.

This action reviews and accepts the Monthly Treasurer's Report for the month ended April 30, 2023.

8. **Second Reading of Ordinance 2296 Amending Chapter 5.50 of the Campbell Municipal Code (Ordinance/Roll Call Vote)**
Recommended Action: That the City Council approve the second reading and adopt Ordinance 2296 amending Chapter 5.50 - Special Events Permit of the Campbell Municipal Code.

Ordinance 2296 amends Chapter 5.50 – Special Events Permit of the Campbell Municipal Code.

9. **Resolution Authorizing Fourth Amendment to Agreement with the County of Santa Clara to Provide a Senior Nutrition Program for Fiscal Year 2023-24 (Resolution/Roll Call Vote)**
Recommended Action: That the City Council adopt a Resolution authorizing the City Manager to execute a Fourth Amendment to the Agreement with the County of Santa Clara for the provision of congregate meal services, extending the Agreement and providing funding for Campbell's Senior Nutrition Program for Fiscal Year 2023-24.

Resolution 12995 approves the agreement and authorizes the City Manager to execute a Fourth Amendment to the Agreement with the County of Santa Clara for the provision of congregate meal services, extending the Agreement and providing funding for Campbell's Senior Nutrition Program for Fiscal Year 2023-24, including the desk item.

10. **Approval of Tract Map No. 10570 Including Acceptance of Street Dedication and Public Service Easements Shown on Said Map – 600 East Campbell Avenue (Resolution/Roll Call Vote)**
Recommended Action: That the City Council adopt a resolution approving the Tract Map for Tract No. 10570 and accept the street dedication and public service easements as shown on the map for the property located at 600 East Campbell Avenue.

Resolution 12996 approves the Tract Map for Tract No. 10570 and accepts the street dedication and public service easements as shown on the map for the property located at 600 East Campbell Avenue.

11. **Resolution Preliminarily Approving Engineer's Report and Resolution Declaring Intention to Levy Lighting and Landscaping District LLA-1 Assessments for Fiscal Year 2023-24, and Setting Time and Place for Public Hearing (Resolutions/Roll Call Vote)**
Recommended Action: That the City Council adopt a resolution preliminarily approving the Engineer's Report for the annual levy and collection of assessments for City of Campbell Lighting District LLA-1 for Fiscal Year (FY)

2023-24; and adopt a resolution declaring City Council's intention to levy and collect assessments within the City of Campbell Lighting District LLA-1 for FY 2023-24, and setting forth the time and place for a required Public Hearing.

Resolution 12997 preliminarily approves the Engineer's Report for the annual levy and collection of assessments for City of Campbell Lighting District LLA-1 for Fiscal Year (FY) 2023-24; and Resolution 12998 declares the City Council's intention to levy and collect assessments within the City of Campbell Lighting District LLA-1 for FY 2023-24, and sets forth the time and place for a required Public Hearing.

M/S: Landry/Lopez - That the City Council approve the consent calendar including the desk item for Item 9. The motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Landry
SECONDER:	Lopez
AYES:	Bybee, Landry, Furtado, Lopez, Scozzola

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

Item taken out of order following items 13 and 14.

12. Introduction of Proposed Fiscal Year (FY) 2024 Operating Budget and 2024 - 2028 Five-Year Capital Improvement Plan (CIP)

Recommended Action: That the City Council review the Proposed Fiscal Year (FY) 2024 Operating Budget and 2024-2028 Capital Improvement Plan (CIP) as presented; provide direction to staff to proceed with finalizing the budget; and establish June 20, 2023 as the date for a public hearing and adoption of the FY 2024 Operating Budget and CIP, as well as the Gann Appropriations Limit.

This is the time and place for a public hearing to consider introduction of the proposed Fiscal Year (FY) 2024 Operating Budget and 2024 - 2028 Five-Year Capital Improvement Plan. (CIP)

City Manager Loventhal presented a staff report dated June 6, 2023, with information related to a financial overview and budget strategy. He provided an update on the Parks Master Plan and Climate Action Plan, stating that the City was not awarded grant funding and was seeking direction on using General Fund or ARPA funding to cover costs or deferring until a later date. He noted that a City Hall Accessibility and Council Chamber Improvements project are reflected as an unfunded Capital Improvement Plan project.

Finance Director Fuentes presented information on the Long-Range Forecast and General Fund Reserves.

Public Works Director Capurso presented information on the Capital Improvement Plan. (CIP)

The City Council asked questions related to the staff report presentations.

Mayor Bybee opened the public hearing and asked if anyone wished to speak. Seeing no one wishing to speak, Mayor Bybee closed the public hearing.

The Council was generally supportive of staff's recommendations. There was a majority consensus to use ARPA funding towards a Parks and Recreation Master Plan and a Climate Action Plan.

There was also Council consensus to use \$220,000 in ARPA funding towards City Hall public counters and accessibility improvements.

After discussion, **M/S: Landry/Scozzola – That the City Council review the Proposed Fiscal Year (FY) 2024 Operating Budget and 2024-2028 Capital Improvement Plan (CIP) as presented; provide direction to staff to proceed with finalizing the budget; and establish June 20, 2023 as the date for a public hearing and adoption of the FY 2024 Operating Budget and CIP, as well as the Gann Appropriations Limit. The motion was adopted by the following roll call vote:**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Landry
SECONDER:	Scozzola
AYES:	Bybee, Landry, Furtado, Lopez, Scozzola

NEW BUSINESS

13. Purchasing System Organizational Assessment

Recommended Action: That the City Council receive a Purchasing System Organizational Assessment.

Assistant City Manager Gaeta presented a staff report dated June 6, 2023. Finance Director Fuentes and consultants from Baker Tilly were available to answer questions.

The City Council asked general questions related to the staff report presentation.

Mayor Bybee asked if anyone from the public wished to speak. There were no public speakers.

Councilmember Furtado proposed a future Study Session to receive additional information and review the Purchasing Policy and its procedures.

The Council received the Purchasing System Organizational Assessment report and took no further action.

UNFINISHED BUSINESS

14. Approval of the Plans, Specifications, and Estimate (PS&E), and Authorization for the Public Works Director to Solicit Bid Proposals from

the List of Pre-Qualified Contractors, for the Measure O – Library Renovations Project (No. 23-SS) (Resolution/Roll Call Cote)

Recommended Action: That the City Council adopt a resolution approving the plans, specifications, and estimate (PS&E), and authorizing the Public Works Director to solicit bid proposals from the list of pre-qualified contractors, for the Measure O - Library Renovations Project (No. 23-SS).

Public Works Director Capurso presented a staff report dated June 6, 2023.

Director Capurso introduced project team members, Senior Public Works Project Manager, Abdullah Ahmed; Jayson Architecture consultants Abraham Jayson and JJ Nicholas; and Griffin Structures consultants Jon Hughes and Lance Solomon.

Councilmembers asked general questions related to the staff report presentation.

Vice Mayor Landry asked why the large Redwood tree near the Library was being removed.

Public Works Director Capurso stated the tree would need to be removed as the waterproofing work that will need to be done at the lower level of the library will compromise the tree’s root structure.

Mayor Bybee asked if anyone from the public wished to speak. There were no public speakers.

Vice Mayor Landry stated her concerns with the potential impacts to the Magnolia trees located on the Orchard City Green and felt greater efforts should be taken to save the trees and help preserve the City’s tree canopy.

Councilmember Lopez requested in the future a more detailed breakdown be included in the staff report related to costs and funding.

After discussion, **M/S: Landry/Furtado – That the City Council adopt Resolution 12999 approving the plans, specifications, and estimate (PS&E), and authorizing the Public Works Director to solicit bid proposals from the list of pre-qualified contractors, for the Measure O - Library Renovations Project (No. 23-SS.)** The motion was adopted by the following vote; with Vice Mayor Landry not supporting the portion relating to the Orchard City Green trees:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Landry
SECONDER:	Furtado
AYES:	Bybee, Landry, Furtado, Lopez, Scozzola

COUNCIL COMMITTEE REPORTS

15. Council Committee Reports

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

Councilmember Furtado attended the Campbell Veterans Memorial Foundation Memorial Day event.

Vice Mayor Landry attended the Santa Clara County Library District JPA Board of Directors meeting; attended the City Attorney Performance Compensation Subcommittee meeting with Mayor Bybee; attended the Campbell Veterans Memorial Foundation Memorial Day event; attended the Chamber of Commerce Luncheon where Councilmember Furtado spoke; attended Congresswoman Anna Eshoo's Town Hall meeting with Mayor Bybee; attended the Public Works Open House event; and spoke of the upcoming Annual Military Awards event hosted by Congresswoman Eshoo.

Councilmember Lopez attended the Campbell Veterans Memorial Foundations Memorial Day event; attended the Public Works Barbeque event; attended as an alternate the Association of Bay Area Governments meeting; attended the Santa Clara Valley Transportation Authority (VTA) Candle Lighting event in memory of the 2-year anniversary of the VTA mass shooting; and attended a Bay Area Quality Management District Board of Directors meeting.

Mayor Bybee attended the Public Works Barbeque; and attended the West Valley Mayors and Managers meeting; she spoke of the upcoming Cities Association general membership event.

ADJOURN

Mayor Bybee adjourned the meeting at 10:00 p.m.

APPROVED:

ATTEST:

Anne Bybee, Mayor

Andrea Sanders, City Clerk