

CITY COUNCIL MINUTES

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



REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, September 20, 2022 – 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.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 |
|-------------------------|---------------|---------|
| 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

Mayor Resnikoff 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

Sean Mendelson spoke on Climate Action and encouraged the Council to continue their efforts. He noted available grant funding that could be used towards a Climate Action Plan and noted Project Green Home's tour of climate-friendly homes.

COUNCIL ANNOUNCEMENTS

City Hall is open to the public for in-person services Monday through Friday, from 8:00 am to 5:00 pm. For your convenience, online services such as permits, business license applications and virtual appointments are available online. Visit the city's website at campbellca.gov to view information for all city departments and services available.

Please join me as I discuss the city's recent accomplishments, our resilience during and after COVID, and information on upcoming projects including Measure O. The State of the City address will be held at the Orchard City Banquet Hall on Thursday, September 22. Doors open at 5:30 pm with the event beginning promptly at 6. Please RSVP to MayorStateOfTheCity@campbellca.gov by Wednesday, September 21.

The City Clerk's office is accepting applications for the Boards and Commissions. To find out more about these positions, or to apply, please contact the City Clerk's office at (408) 866-2117 or visit the city's website at campbellca.gov.

The Friends of the Heritage Theatre are currently recruiting new board members and volunteers. For more information, please email FothTheatre@gmail.com.

The Campbell Heritage Theatre Fall 2022 Spring 2023 Season will go on sale on Thursday, September 22. For a full lineup of concerts, or to buy tickets, please visit campbellca.gov.

The 12th Annual Caregivers Count Conference. This is a free virtual conference for families and friends caring for an older adult. This year's conference is a 4-part series virtual event. The dates are Sept. 24 and Oct. 1, from 10am-12pm. The topics include self-care, strategies for dementia caregiving, long-term care, and fall prevention/home safety. The conference is free and registration is available at www.caregiverscount.net.

Live music is coming back to the Ainsley House this fall with a series of four fabulous concerts and talented musicians. Fall Garden Concerts will begin September and run through November. Tony Lindsay will perform on October 23 and Brian Ho November 13. Registration is required. For additional information, please visit campbellmuseums.com.

CONSENT CALENDAR

Mayor Resnikoff asked if anyone wished to remove an item from the Consent Calendar. Item nine was pulled from the Consent Calendar.

The Consent Calendar was considered as follows:

1. **Minutes of City Council Special Meeting of August 17, 2022**
Recommended Action: Approve the special meeting minutes of August 17, 2022.
This action approves the special meeting minutes of August 17, 2022.

2. **Minutes of City Council Executive Session Meeting of August 31, 2022**

Recommended Action: Approve the executive session meeting minutes of August 31, 2022.

This action approves the executive session meeting minutes of August 31, 2022.

3. **Minutes of City Council Executive Session Meeting of September 6, 2022**

Recommended Action: Approve the executive session meeting minutes of September 6, 2022.

This action approves the executive session meeting minutes of September 6, 2022.

4. **Minutes of City Council Regular Meeting of September 6, 2022**

Recommended Action: Approve the regular meeting minutes of September 6, 2022.

This action approved the regular meeting minutes of September 6, 2022.

5. **Approving Bills and Claims**

Recommended Action: Approve the bills and claims in the amount of \$842,381.81.

This action approves the bills and claims in the amount of \$842,381.81 as follows: payroll checks dated August 18, 2022, in the amount of \$69, 611.40; bills and claims checks dated August 19, 2022, in the amount of \$58,497.31; bills and claims checks dated August 22, 2022, in the amount of \$289,547.11; and bills and claims checks dated August 29, 2022, in the amount of \$424,725.99.

6. **Water Tower Lighting Request - Teal Foundation**

Recommended Action: That the City Council approve the Teal Foundation's Water Tower Themed Lighting Request application and direct staff to light the City of Campbell Water Tower teal on September 24, 2022 to raise awareness of ovarian cancer.

This action approves the Teal Foundation's Water Tower Themed Lighting Request application and directs staff to light the City of Campbell Water Tower teal on September 24, 2022 to raise awareness of ovarian cancer.

7. **Amendment to the Classification and Salary Plan - Recreation Supervisor (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a Resolution amending the Classification and Salary Plan for Recreation Supervisor.

Resolution 12889 amends the Classification and Salary Plan for Recreation Supervisor.

8. **Approval of Consultant Agreement with Management Partners for Procurement Services and Dispensing of Bidding Requirements as**

Specified in Campbell Municipal Code Section 3.20.030(4) (Resolution/Roll Call Vote)

Recommended Action: That the City Council adopt a Resolution authorizing the City Manager to enter into a Consultant Agreement with Management Partners for procurement process evaluation services and dispense with bidding requirements as authorized by Campbell Municipal Code Section 3.20.030(4) for specialized services.

Resolution 12890 authorizes the City Manager to enter into a Consultant Agreement with Management Partners for procurement process evaluation services and dispense with bidding requirements as authorized by Campbell Municipal Code Section 3.20.030(4) for specialized services.

M/S: Gibbons/Landry – That the City Council approve the Consent Calendar with the exception of item nine. The motion was adopted by the following roll call vote:

| | |
|------------------|------------------------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Gibbons |
| SECONDER: | Landry |
| AYES: | Resnikoff, Bybee, Gibbons, Landry, Lopez |

ITEMS CONSIDERED SEPARATE FROM CONSENT

9. Temporary Authorization of Outdoor Dining on Private Property

Recommended Action: That the City Council adopt a resolution providing temporary authorization of outdoor dining on private property as originally authorized under the Declaration of a local emergency resulting from community spread of COVID-19 in the City of Campbell.

Councilwoman Landry commented that when referencing parking in-lieu fees, it should be clearly defined if partial percentages are rounded up or down.

M/S: Landry/Lopez – That the City Council adopt Resolution 12891 providing temporary authorization of outdoor dining on private property as originally authorized under the Declaration of a local emergency resulting from community spread of COVID-19 in the City of Campbell, including the desk item. The motion was adopted by the following roll call vote:

| | |
|------------------|------------------------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Landry |
| SECONDER: | Lopez |
| AYES: | Resnikoff, Bybee, Gibbons, Landry, Lopez |

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

10. Public Hearing and Introduction of Ordinance to Consider a City-Initiated Text Amendment to the Campbell Municipal Code Removing the

Requirement for a Security Deposit for Parklet Permits; Adoption of a Resolution Approving an Amendment to the Semi-Permanent Parklet Program Guide to Incorporate Preferred Parklet Designs and Remove References to the Requirement for a Security Deposit; Adoption of a Resolution Approving an Amendment to the City's Master Fee Schedule Reducing the Parklet Permit Application Fee from \$1,500 to \$500, Deferring the Effective Date of the Parklet Annual Compliance Verification Fee to FY 2024, Removing Security Deposits Related to Parklets in the Public Right-Of-Way and Approving Associated Budget Adjustments for FY 2023; and Adoption of a Resolution Authorizing the City Manager to Execute a Contract Amendment with the Parklet Design Consultant, Sidell Parkravan Architects, to Provide for the Customization of Up to 16 Parklets at a Cost Not to Exceed \$3,000 Per Parklet (\$48,000 Total), and Approving Associated Budget Adjustments for FY 2023. File No. PLN-2022-39. (Introduction of Ordinance/Resolutions/Roll Call Vote)

Recommended Action: That the City Council introduce an Ordinance amending Chapter 11.15 (Parklets in the Public Right-of Way) of the Campbell Municipal Code to remove the requirement for a security deposit; adopt a Resolution approving Amendments to the Semi-Permanent Parklet Program Guide to incorporate preferred parklet designs and removing references to the requirement for a security deposit; adopt a Resolution approving an amendment to the City's Master Fee Schedule to reduce the Parklet Permit Application Fee from \$1,500 to \$500, deferring the effective date of the Parklet Annual Compliance Verification Fee to FY 2024, removing security deposits related to parklets in the public right-of-way, and approving associated budget adjustments for FY 2023; and adopt a Resolution authorizing the City Manager to execute a contract amendment with the parklet design consultant, Sidell Parkravan Architects, to provide for the customization of up to 16 parklets at a cost not to exceed \$3,000 per parklet (\$48,000 total), and approving associated budget adjustments for FY 2023.

This is the time and place for a public hearing to consider a City-initiated Text Amendment to the Campbell Municipal Code removing the requirement for a security deposit for Parklet Permits; adoption of a Resolution approving an amendment to the Semi-Permanent Parklet Program Guide to incorporate preferred parklet designs and remove references to the requirement for a security deposit; adoption of a Resolution approving an amendment to the City's Master Fee Schedule reducing the Parklet Permit Application Fee from \$1,500 to \$500, deferring the effective date of the Parklet Annual Compliance Verification Fee to FY 2024, removing security deposits related to parklets in the Public Right-Of-Way and approving associated Budget Adjustments for FY 2023; and adoption of a Resolution authorizing the City Manager to execute a contract amendment with the Parklet Design Consultant, Sidell Parkravan Architects, to provide for the customization of up to 16 parklets at a cost not to exceed \$3,000 per parklet (\$48,000 Total), and approving associated Budget Adjustments for FY 2023.

Community Development Director Eastwood introduced Economic Development Program Manager, Leslie Parks and the Sidell Pakravan design team consultants Rudabeh Pakravan and Vadim Mishchuk.

Economic Development Program Manager Parks presented a staff report dated September 20, 2022. Ms. Parks noted the parklet designs offered, estimated costs, stakeholder outreach and proposed schedule.

Council asked questions related to parklet materials, designs, heaters, construction, estimated costs, and prevailing wage requirements.

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

Ken Johnson, Campbell Chamber of Commerce Executive Director, stated he has spoken to the restaurants and notified these businesses that the City Council wants to hear what their needs are, and the Chamber will continue to help support them.

Raja Pallela, Campbell resident, stated the parklet permit fees should be higher, and commented on insurance or liability should there be a parklet incident.

Seeing no one else wishing to speak Mayor Resnikoff closed the public hearing.

Councilmembers discussed various ways to reduce construction or material costs.

Councilmember Gibbons was not supportive of the picket fence design as it does not prevent from rain and splashes and would prefer a more solid fence.

Councilwoman Landry did not think the 18-inch canopy structure was visually appealing, would like a rounded corner option and would like restaurants to have the ability to paint their business name on the outside wall. Councilwoman Landry was not supportive of the white propane tanks and recommended the cone style heaters similar to those found at Blue Line Pizza.

Councilmembers concluded with consensus that they were supportive of the parklet program but needed additional information on the level of commitment from business owners.

Mayor Resnikoff reopened the public hearing.

M/S: Gibbons/Landry - That the City Council continue this item to the October 4, 2022 City Council meeting. The motion was adopted by the following roll call vote:

| | |
|----------------|----------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Gibbons |

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|------------------|------------------------------------------|
| SECONDER: | Landry |
| AYES: | Resnikoff, Bybee, Gibbons, Landry, Lopez |

NEW BUSINESS

11. **Approval of the Purchase of the NEOGOV Human Resources Information System (HRIS) and Payroll Platform through a Cooperative Purchasing Agreement with SHI International Corp. and the National Association of State Procurement Officials (NASPO), Dispensing of Bidding Requirements as Specified in Campbell Municipal Code Section 3.20.030(6), and Associated Budget Adjustment (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution (1) authorizing the City Manager to execute a three-year agreement with SHI International Corp., using pricing and terms specified through a competitively bid award from the National Association of State Procurement Officials (NASPO), to purchase the NEOGOV Human Resources Information System (HRIS) and Payroll Platform for an amount not to exceed \$328,567; and, to dispense with bidding requirements, as authorized in Campbell Municipal Code Section 3.20.030(6); and, (2) authorizing the Finance Director to implement an associated budget adjustment for implementation support services.

Information Technology Manager Lawson presented a staff report dated September 20, 2022. He reviewed the current systems and staff needs. Mr. Lawson reviewed the vendor selection process and criteria as well as the new program functions.

Finance Director Fuentes provided clarification on the associated budget adjustment.

Mayor Resnikoff asked if anyone from the public wished to speak. There was no one wishing to speak.

Councilmembers stated support for the HRIS and payroll system.

After discussion, **M/S: Gibbons/Bybee – That the City Council adopt Resolution 12892 authorizing the City Manager to execute a three-year agreement with SHI International Corp., using pricing and terms specified through a competitively bid award from the National Association of State Procurement Officials (NASPO), to purchase the NEOGOV Human Resources Information System (HRIS) and Payroll Platform for an amount not to exceed \$328,567; and, to dispense with bidding requirements, as authorized in Campbell Municipal Code Section 3.20.030(6); and, (2) authorize the Finance Director to implement an associated budget adjustment for implementation support services. The motion was adopted by the following roll call vote:**

| | |
|----------------|----------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
|----------------|----------------------------|

| | |
|------------------|------------------------------------------|
| MOVER: | Gibbons |
| SECONDER: | Bybee |
| AYES: | Resnikoff, Bybee, Gibbons, Landry, Lopez |

The City Council took a ten-minute recess and reconvened at 10:05 p.m.

UNFINISHED BUSINESS

12. **Oktoberfest Fee Waiver Request (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution approving a 50% reduction in fees charged to the Campbell Chamber of Commerce for the 2022 Oktoberfest.

Assistant City Manager Gaeta presented a staff report dated September 20, 2022.

Mayor Resnikoff asked if anyone from the public wished to speak.

Ken Johnson, Campbell Chamber of Commerce Executive Director, stated he met with City staff to review the Chamber’s event financial information since 2017. He requested a 50% fee waiver for Oktoberfest 2022.

After discussion, **M/S: Gibbons/Landry – That the City Council adopt Resolution 12893 approving a 50% reduction in fees charged to the Campbell Chamber of Commerce for the 2022 Oktoberfest. The motion was adopted by the following roll call vote:**

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|------------------|------------------------------------------|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Gibbons |
| SECONDER: | Landry |
| AYES: | Resnikoff, Bybee, Gibbons, Landry, Lopez |

13. **Receive a Progress Update on the Residential Design Standards Work Plan Effort and Preparation of an Initial Draft of the Multi-Family Residential Development and Design Standards. (File No.: PLN-2022-90)**

Recommended Action: That the City Council receive the report and provide feedback on the initial approach for preparing the Multi-Family Residential Development and Design Standards.

Senior Planner Rose presented a staff report dated September 20, 2022.

Opticos consultant Stefan Pellegrinni gave a presentation that discussed their analysis approach and how they use input from the Zoning Code, General Plan Land Use maps, and Area Plans. Also discussed was the Test Kit process and parking standards.

Associate Planner Tam reviewed the project schedule, next steps and a second series of community outreach.

Mayor Resnikoff asked if anyone from the public wished to speak.

Raja Pallela, Campbell resident requested that elevations not be restricted to a particular style, wanted a diverse style with the option to allow for modern designs within the framework of objective standards, and encouraged open terraces in mixed-use projects as this will lend to more open space.

Councilmembers noted that the current graphics, fonts, size, margin white space and color scheme made the documents difficult to see. Council stressed the importance of making the documents readable.

Councilmembers commented on Campbell's diverse and eclectic style and asked staff to look at a variety of design options to keep the City unique.

Councilmember Gibbons commented on parking standards and noted the City's narrow street structure. She noted various issues with the Test Kit and also cautioned staff not to compare Campbell with its surrounding cities.

Councilwoman Landry noted that Modern Revival is a current architecture. She stressed the importance of clearly defining the architectural styles and suggested having models to give residents a visual graphic to help them understand.

Councilmember Lopez noted that developer stakeholder meetings will be important and to have as much specificity as possible.

COUNCIL COMMITTEE REPORTS

14. Council Committee Reports

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

Due to the lateness of the hour Council Committee Reports was not heard.

ADJOURN

Mayor Resnikoff adjourned the meeting at 11:15 p.m.

APPROVED:

ATTEST:

Paul Resnikoff, Mayor

Andrea Sanders, City Clerk