

CITY COUNCIL MINUTES

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



REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, February 21, 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.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
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 James Redmond in recognition of his retirement as Recreation Specialist from the Recreation and Community Services Aquatics division. Mayor Bybee presented him with a certificate of recognition for leading 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

Amy Taylor, Campbell Business owner, requested the City Council consider developing a marijuana ordinance to allow the sale of goods and services in the city of Campbell.

COUNCIL ANNOUNCEMENTS

Are you starting to plan for your child's summer care and activities? Campbell Recreation will be hosting their first annual open house on Saturday, March 4. From 9:00 a.m. to noon. Stop by the Campbell Community Center to learn about summer camps and classes, meet instructors, enjoy live music and visit the Kids' Zone. To learn more about this event, visit www.campbellca.gov.

The Campbell Youth Commission is hosting a Teen Job Fair for part time, seasonal and internships on Saturday, March 4 from 12:30 p.m. to 2:30 p.m. at the Campbell Community Center, Orchard City Banquet Hall located at One W. Campbell Avenue. Employer's interested in hosting a table, please visit bit.ly/campbelljobfair. Forms must be completed by February 17, spaces are limited.

The AARP Tax Aid Program will provide income tax assistance free of charge thru April 14 at the Campbell Community Center. The AARP Tax-Aide Program provides tax assistance to anyone, free of charge, with a focus on taxpayers who are over 50 and have a low to moderate income. For more information, please visit campbellca.gov.

The Campbell Heritage Theatre has an amazing lineup with the Highwaymen Show: A tribute to Johnny Cash, Kris Kristofferson, Waylon Jennings and Willie Nelson on Saturday, February 25; a cappella sensation, Voctave on Friday, March 24 and Ladies Night with Taylor Dayne and Sheena Easton on Thursday, April 27. For ticket information, please visit the city's website at campbellca.gov.

The Ainsley House is seeking volunteers, greeters and docents, please contact Kerry Perkins at kerry@campbellca.gov for more information.

Second Harvest Food Bank of Silicon Valley is recruiting site leaders who will assist community members in accessing healthy, nutritious food. This is a recurring volunteer opportunity requiring a commitment of 6+ months. Visit shfb.org for additional information.

The Campbell Express Library offers indoor family story time every Wednesday from 10:30 a.m. to 11:00 a.m. Join the library for stories, songs and more. Storytime is designed for kids ages 0-5 and their caregivers.

The Santa Clara County Library District's adult literacy program is looking for tutors to work one-on-one with adult learners who wish to improve their reading, writing, and speaking skills. To find out more about this program, please visit readingprogram@sccl.org.

CONSENT CALENDAR

Mayor Bybee asked if anyone wished to remove an item from the Consent Calendar.

Items three, five and six were removed from the Consent Calendar. The Consent Calendar was considered as follows:

1. **Minutes of City Council Regular Meeting of February 7, 2023**
Recommended Action: Approve the regular meeting minutes of February 7, 2023.

This action approves the regular meeting minutes of February 7, 2023.

2. **Approving Bills and Claims**

Recommended Action: Approve the bills and claims in the amount of \$1,048,944.10.

This action approves the bills and claims in the amount of \$1,048,944.10 as follows: bills and claims checks dated January 23, 2023, in the amount of \$312,343.53; bills and claims checks dated January 30, 2023, in the amount of \$666,485.00; and payroll checks dated February 2, 2023, in the amount of \$70,115.57.

4. **Authorization to Submit Planned Development Area Planning Grant Application (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a Resolution authorizing the Community Development Director to submit a Planned Development Area Planning Grant application for the Hamilton Avenue Precise Plan.

Resolution 12936 authorizes the Community Development Director to submit a Planned Development Area Planning Grant application for the Hamilton Avenue Precise Plan.

M/S: Landry/Lopez - That the City Council approve the consent calendar with the exception of items three, five and six. The motion was adopted by the following roll call vote:

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

ITEMS CONSIDERED SEPARATE FROM CONSENT

3. **Authorize the City Manager to Execute a First Amendment to the Consultant Services Agreement with CSG Consultants, Inc., for City Surveyor Services (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution authorizing the City Manager to execute a first amendment to the existing agreement with CSG Consultants, Inc. for City Surveyor services.

Councilmembers voiced concerns on the additional funds requested for the contract amendment; and asked about the 15% contingency.

Public Works Director Capurso provided clarification noting the required work CSG is to perform has increased thus far and is expected to increase further. The contingency is for authorization to increase the contract, only if needed.

M/S: Lopez/Landry – That the City Council adopt Resolution 12937 authorizing the City Manager to execute a first amendment to the existing agreement with CSG Consultants, Inc. for City Surveyor services. The motion was adopted by the following roll call vote:

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

5. **Authorize Staff to Move Forward with the Virginia Park Improvements Project (No. 20-QQ) in the Current Fiscal Year (FY23) and Approve an Agreement with Miracle Play Systems to Provide Equipment and Installation Services in an Amount Not to Exceed \$88,120.14, by Way of the City’s Cooperative Purchasing Agreement with Sourcewell, and Dispense of Bidding Requirements as Specified in Campbell Municipal Code Section 3.20.030(6); and Authorize the Finance Director to Execute a Budget Adjustment in the Amount of \$110,000 (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution to: (1) authorize staff to move forward with the Virginia Park Improvements Project (No. 20-QQ) in the current fiscal year (FY23), for the amount of \$110,000, to be funded by the re-allocation of CIP funds previously dedicated for use in Fiscal Years 25 and 26; (2) approve an agreement with Miracle Play Systems in an amount not to exceed \$88,120.14 to provide Equipment and Installation Services through the City’s participation in a Cooperative Services Agreement with Sourcewell (a Cooperative Purchasing Firm), and dispense with bidding requirements as authorized in Campbell Municipal Code Section 3.20.030(6) for professional services intended to provide information for staff’s use during project development and routine contractual services during subsequent project implementation; and (3) authorize the Finance Director to execute a budget adjustment in the amount of \$110,000.

Councilmembers expressed concerns with removing the leftover funds for the park improvements from the Capital Improvement Plan. (CIP)

Public Works Director Capurso noted that the project could be upgraded as more of a phased approach on a different scale than originally planned for a future CIP.

After discussion, **M/S: Landry/Scozzola – That the City Council adopt Resolution 12938 to (1) authorize staff to move forward with the Virginia Park Improvements Project (No. 20-QQ) in the current fiscal year (FY23), for the amount of \$110,000, to be funded by the re-allocation of CIP funds previously dedicated for use in Fiscal Years 25 and 26; (2) approve an agreement with Miracle Play Systems in an amount not to exceed \$88,120.14 to provide Equipment and Installation Services through the City’s participation in a Cooperative Services Agreement with Sourcewell (a Cooperative Purchasing Firm), and dispense with bidding requirements as authorized in Campbell Municipal Code Section 3.20.030(6) for professional services intended to provide information for staff’s use during project development and routine contractual services during subsequent project implementation; (3) authorize the Finance Director to execute a budget adjustment in the amount of \$110,000; and (4) to keep the project on a**

future park list to use the rest of the allocated money. The motion was adopted by the following roll call vote:

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

6. **Commending James Redmond for Over 25 Years of Service to the City of Campbell (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a Resolution commending James Redmond for his 25 years of Service to the City of Campbell.

Councilmembers congratulated James Redmond upon his retirement, expressed their appreciation for his dedication to the community, and thanked him for his years of service.

Mayor Bybee highlighted Mr. Redmond's notable accomplishments while with the City of Campbell.

James Redmond thanked the City Council, City of Campbell and Community Center staff, for the privilege to be of service to its residents and community.

M/S: Lopez/Furtado - That the City Council adopt Resolution 12939 commending James Redmond for his 25 years of Service to the City of Campbell. The motion was adopted by the following roll call vote:

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

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

There were no public hearings and introduction to ordinances.

NEW BUSINESS

7. **Fiscal Year 2023 Mid-Year Financial Update and Budget Adjustments (Resolution/Roll Call Vote)**

Recommended Action: Staff recommends that the City Council accept the Fiscal Year 2023 Mid-Year Financial Update Report and adopt a Resolution authorizing the Fiscal Year 2023 Mid-Year Budget Adjustments.

Finance Director Fuentes presented a staff report dated February 21, 2023. He highlighted General Fund revenues and expenditures and mid-year budget adjustments.

Following Council questions, Mayor Bybee asked if anyone from the public wished to speak. There was no one from the public wishing to speak.

After discussion, **M/S: Landry/Lopez - That the City Council accept the Fiscal Year 2023 Mid-Year Financial Update Report and adopt Resolution 12940 authorizing the Fiscal Year 2023 Mid-Year Budget Adjustments. The motion was adopted by the following roll call vote:**

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

8. **Response to 2022 Civil Grand Jury Report on Financial Transparency**
Recommended Action: That the City Council authorize the Mayor to submit, on behalf of the City Council, the attached letter as the City’s response to the 2022 Santa Clara County Civil Grand Jury Report, “Show Me the Money: Financial Transparency Needed.”

Finance Director Fuentes presented a staff report dated February 21, 2023. He presented an overview of the Civil Grand Jury report, highlighted Campbell’s response to Finding 6, and spoke of the City’s recommendation to implement a monthly Treasurer’s Report.

Following Council questions, Mayor Bybee asked if anyone from the public wished to speak. There was no one from the public wishing to speak.

After discussion, **M/S: Lopez/Scozzola – That the City Council authorize the Mayor to submit, on behalf of the City Council, the attached letter as the City’s response to the 2022 Santa Clara County Civil Grand Jury Report, “Show Me the Money: Financial Transparency Needed.” The motion was adopted by the following roll call vote:**

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

9. **Approval and Authorization to Purchase Five (5) New Police Ford Interceptor Utility Vehicles from Folsom Lake Ford, in an Amount Not to Exceed \$382,400 by Way of the California E-Procurement Statewide Contract, and Authorization of a Budget Adjustment (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution authorizing the City Manager to execute a purchase agreement for five (5) Ford Hybrid Interceptor Utility Vehicles, including the installation of after-market equipment, through Folsom Lake Ford, in the not-to-exceed amount of \$382,400, by way of the City’s use of the California e-Procurement Statewide Contract, and authorizing the Finance Director to execute a budget adjustment.

Public Works Director Capurso presented a staff report dated February 21, 2023. He noted that staff recommends purchasing the Police vehicles as an out right purchase as leasing and financing options are no longer cost effective.

Following Council questions, Mayor Bybee asked if anyone from the public wished to speak. There was no one from the public wishing to speak.

M/S: Scozzola/Furtado – That the City Council adopt Resolution 12940 authorizing the City Manager to execute a purchase agreement for five (5) Ford Hybrid Interceptor Utility Vehicles, including the installation of after-market equipment, through Folsom Lake Ford, in the not-to-exceed amount of \$382,400, by way of the City’s use of the California e-Procurement Statewide Contract, and authorizing the Finance Director to execute a budget adjustment. The motion was adopted by the following roll call vote:

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

UNFINISHED BUSINESS

10. **Economic Development Strategy Workplan**

Recommended Action: That the City Council receive the report regarding an overview of the Economic Development Strategy Workplan.

Community Development Director Eastwood introduced the item.

Economic Development Manager Parks introduced the City’s Economic Development Strategy team: Chabin Concepts, Inc Project Manager Audrey Taylor, Project Coordinator Vickie Doll, Retail Real Estate Resources Christine Firstenberg and Samantha Clevenger, Creative Branding consultants Brian Curtis and Michael Coogan, and Urban Scenarios consultant Thatch Moyle.

The Chabin Concepts, Inc. team presented a report dated February 21, 2023. They spoke to the Economic Development Strategy plan phased approach as follows: Phase 1 is a competitive assessment of the market; Phase II entails engagement and branding input; and Phase III is a roadmap, entailing a comprehensive economic development plan. The consultant team also noted the project timeline and key milestones.

Councilmembers asked general questions related to the staff report, and process and duties of the Advisory Subcommittee.

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

Councilmembers provided feedback to the consultant team noting the importance of not having too ambitious of a timeline; of having both lessee and property

owner input; of focusing on small businesses both inside and outside of the downtown area; and of having a clear and consistent branding message.

COUNCIL COMMITTEE REPORTS

11. Approve Appointments to the Parks & Recreation Commission

Recommended Action: That the City Council approve the recommendation of the Advisory Commissioner Appointment Interview Subcommittee regarding appointments to the Parks & Recreation Commission for two four-year terms expiring December 2026.

Advisory Commissioner Appointment Interview Subcommittee members Vice Mayor Landry and Councilmember Furtado, reported out on the Parks and Recreation interviews which were conducted on February 9, 2023. The Subcommittee recommended appointing applicant Tina Lee and reappointing Commissioner Sharon Teeter to the Parks and Recreation Commission, each to a full four-year term expiring December, 2026.

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

M/S: Furtado/Landry – That the City Council appoint Sharon Teeter and Tina Lee to the Parks and Recreation Commission. The motion was adopted by the following roll call vote:

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

12. Council Committee Reports

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

Councilmember Furtado attended the West Valley Solid Waste Authority JPA, noting the renewal of the collection contract with West Valley Collection and Recycling and highlighted major policy changes.

Vice Mayor Landry attended the Chamber of Commerce, Campbell Early Settlers & Heritage Day event.

Councilmember Lopez attended the Cities Association of Santa Clara County, City Selection Committee meeting where he was appointed to a full term on the Bay Area quality Management District; attended a meeting of the Bay Area Quality Management District; and attended the Santa Clara Valley Transportation Authority Safety Security and Transit Planning Operations Committee meeting where he was appointed Vice Chair.

Councilmember Scozzola attended the Santa Clara Valley Transportation Authority Policy Advisory Board meeting; and the Silicon Valley Clean Energy

meeting, and noted grant opportunities that could be found at <https://svcleanenergy.org>.

Mayor Bybee attended the Cities Association of Santa Clara County Board of Directors and City Selection Committee meetings; and attended the Chamber of Commerce, Campbell Early Settlers & Heritage Day event.

ADJOURN

Mayor Bybee adjourned the meeting at 9:20 p.m.

APPROVED:

ATTEST:

Anne Bybee, Mayor

Andrea Sanders, City Clerk