

CITY COUNCIL MINUTES

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



REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, September 1, 2020 7:30 p.m.

City Hall – 70 N. First Street

This City Council meeting was conducted pursuant to the Governor’s Executive Order N-29-20.

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 on the regularly scheduled day of September 1, 2020, via telecommunication.

Mayor Landry stated that the City Council meeting was conducted pursuant to provisions of the Brown Act and an Executive Order issued by the Governor to facilitate teleconferencing to reduce the risk of COVID-19 transmission at public meetings.

ROLL CALL

Attendee Name	Title	Status
Susan M. Landry	Mayor	Remote
Elizabeth 'Liz' Gibbons	Vice Mayor	Remote
Rich Waterman	Councilmember	Remote
Anne Bybee	Councilmember	Remote
Paul Resnikoff	Councilmember	Remote

PLEDGE OF ALLEGIANCE

Mayor Landry 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

Raja Pallela, Campbell resident, stated concerns with the Draft General Plan.

COUNCIL ANNOUNCEMENTS

The City of Campbell continues to work closely with our partnering agencies to monitor how the coronavirus is impacting our communities. We are actively monitoring the information provided by the U.S. Centers for Disease Control and reviewing guidance provided by the County's Public Health Department. We continue to take proactive steps to prioritize the health and safety of our employees and community members. Our focus is to maintain essential services and keep you informed.

“Be Heard by November 3rd!” Voting is now easier than ever in Santa Clara County. The “Voters Choice Act” emphasizes the convenience for voters. All registered voters will get a ballot mailed to them automatically and can vote by mail by using the prepaid envelope. Completed ballots can also be submitted in any of the conveniently placed ballot boxes. Voters who prefer to vote in person can still do so, at any of the voting centers that will be open throughout Santa Clara County, starting October 31st. Voting centers will offer sanitary, in person options. For more information please visit sccvote.org.

The DMV is providing an automatic one-year extension to Californian's age 70 and older with a noncommercial driver license with an expiration date between March 1 and December 31, 2020. While the new extensions are automatic, drivers will not receive a new card or paper extension in the mail. For more information about this and other DMV services, please visit dmv.ca.gov.

The City of Campbell has partnered with the County of Santa Clara to offer COVID-19 testing. Community testing is available at the Community Center's Orchard City Banquet Hall the first and third Thursday of each month through September. Testing sites are not designated to test individuals with symptoms of COVID-19. For more information about testing requirements and testing sites, please visit sccfreetest.org.

The Santa Clara County Aging Services Collaborative - Caregiver Team is proud to present the 10th Annual “Caregivers Count” Conference. The annual conference educates and support families who are caring for elderly loved ones. This will be a virtual four-part series event from 10:00 a.m. to 12:00 p.m. on Sept. 12th, 19th, 26th and Oct. 3rd. Topics include: Emotional Well-Being, Paying for Care, Technology Tools, Reducing Stress, and Dealing with Parents and Resistance. Free event registration is available at www.caregiverscount.net.

The Campbell Museum proudly presents “History at Home and Tasty Tuesday.” History can be brought to you via Zoom. Each month “History and Home” will feature a guest speaker who will present a topic, share a slide presentation, and answer questions. We may be at home, but we can certainly taste, talk, and treat ourselves to special servings from local businesses. On the last Tuesday of every month, the Museum will host a “Tasty Tuesday.” Each Month will feature a different business that will include links to pre purchase their available tastings to be sent directly to your home. Then via Zoom,

you will meet, and taste, and talk. There is a nominal fee of \$10 for “History at Home” and “Tasty Tuesday.” Reservations can be purchased at campbellmuseums.com/shop.

In observance of Labor Day, Monday September 7, City Hall will be closed for business. Limited city services will reopen on Tuesday, September 8. The Police Department will remain open for limited services.

Please continue to visit the city’s website at campbellca.gov for up to date information on COVID-19, adjusted City services, cancelled events, Police Department services, the Campbell Community Center, and Business Resources.

CONSENT CALENDAR

Mayor Landry asked if there was anyone who wished to pull an item off the Consent Calendar.

Vice Mayor Gibbons asked to pull item eight.

The Consent Calendar was considered as follows:

1. **Minutes of City Council Regular Meeting of August 18, 2020**

Recommended Action: Approve the regular meeting minutes of August 18, 2020.

This action approves the regular meeting minutes of August 18, 2020.

2. **Minutes of City Council Executive Session Meeting of August 19, 2020**

Recommended Action: Approve the executive session meeting minutes of August 19, 2020.

This action approves the executive session meeting minutes of August 19, 2020.

3. **Approving Bills and Claims**

Recommended Action: Approve the bills and claims in the amount of \$2,600,410.73.

This action approves the bills and claims in the amount of \$2,600,410.73 as follows: bills and claims checks dated July 31, 2020, in the amount of \$127,720.56; bills and claims checks dated August 3, 2020, in the amount of \$165,923.06; payroll checks dated August 6, 2020, in the amount of \$72,865.52; bills and claims checks dated August 7, 2020, in the amount of \$1,336,250.74; and bills and claims checks dated August 10, 2020, in the amount of \$897,650.85.

4. **Approval and Authorization to Purchase a National Incident Based Reporting System (NIBRS) Module to Allow for Statistical Reporting to the FBI in Compliance with New Federal Mandates (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution authorizing the

Chief of Police to execute a purchase agreement for the National Incident Based Reporting System (NIBRS) module from our current records management system (RMS) vendor, Central Square.

Resolution 12632 authorizes the Chief of Police to execute a purchase agreement for the National Incident Based Reporting System (NIBRS) module from our current records management system (RMS) vendor, Central Square.

5. **Destruction of Certain City Records (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution authorizing the destruction of certain City records pursuant to the California Government Code Section 34090.

Resolution 12633 resolution authorizes the destruction of certain City records pursuant to the California Government Code Section 34090.

6. **Second Reading of Ordinance 2266 Amending Title 21 and Title 5 of Campbell Municipal Code (Ordinance/Roll Call Vote)**

Recommended Action: That the City Council approve the second reading and adopt Ordinance 2266 to amend Title 21 and Title 5 of the Campbell Municipal Code.

Ordinance 2266 amends Title 21 and Title 5 of the Campbell Municipal Code.

7. **Reopen the Recruitment for the Bicycle and Pedestrian Advisory Committee and Extend the Application Deadline**

Recommended Action: It is recommended that the City Council approve reopening the recruitment for the Bicycle and Pedestrian Advisory Committee and extend the application deadline until a sufficient number of applications has been received.

The City Council approves reopening the recruitment for the Bicycle and Pedestrian Advisory Committee and extending the application deadline until a sufficient number of applications has been received.

M/S: Resnikoff/Gibbons - That the City Council approve the consent calendar with the exception of item eight. The motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Resnikoff
SECONDER:	Gibbons
AYES:	Landry, Gibbons, Waterman, Bybee, Resnikoff

ITEMS PULLED FROM CONSENT

8. **Acceptance of Donation from Sean's K9s**

Recommended Action: That the City Council accept the donation of a police K9 from Sean's K9s for the Campbell Police Department.

Vice Mayor Gibbons stated support of the K9 and non-lethal options and commented on the associated cost impacts.

M/S: Gibbons/Resnikoff - That the City Council accept the donation of a police K9 from Sean's K9s for the Campbell Police Department. The motion was adopted unanimously by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gibbons
SECONDER:	Resnikoff
AYES:	Landry, Gibbons, Waterman, Bybee, Resnikoff

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

9. **Public Hearing to Consider a City-Initiated Text Amendment Amending the Campbell Municipal Code by Adding Chapter 8.42 “Graffiti Abatement”, to Title 8 “Public Peace, Safety and Morals,” and Amending 6.10.020 “Nuisance Violations” (Ordinance/Roll Call Vote)**

Recommended Action: That the City Council take first reading and introduce an Ordinance adding Chapter 8.42 “Graffiti Abatement”, to Title 8 “Public Peace, Safety and Morals,” of the Campbell Municipal Code and amend section 6.10.020 “Nuisance Abatement.”

This is the time and place for a public hearing to consider a City-Initiated Text Amendment amending the Campbell Municipal Code by adding Chapter 8.42 “Graffiti Abatement,” to Title 8 “Public Peace, Safety and Morals,” and amending 6.10.020 “Nuisance Violations.”

Police Captain White presented a staff report dated September 1, 2020.

Mayor Landry declared the public hearing open and asked if there was anyone from the public wishing to be heard.

There being no one wishing to speak Mayor Landry closed the public hearing.

After discussion, **M/S: Resnikoff/Bybee - That the City Council take first reading and introduce Ordinance 2267 adding Chapter 8.42 “Graffiti Abatement,” to Title 8 “Public Peace, Safety and Morals,” of the Campbell Municipal Code and amend section 6.10.020 “Nuisance Abatement” including the desk item. The motion was adopted by the following roll call vote:**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Resnikoff

SECONDER:	Bybee
AYES:	Landry, Gibbons, Waterman, Bybee, Resnikoff

M/S: Gibbons/Bybee – That the City Council waive further reading of Ordinance 2267. The motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gibbons
SECONDER:	Bybee
AYES:	Landry, Gibbons, Waterman, Bybee, Resnikoff

UNFINISHED BUSINESS

- 10. **Receive an Update on the Status of the Campbell Avenue Street Closure and Adopt a Resolution Authorizing the Establishment of Parklets Within Downtown Campbell Necessary to Allow Expanded Outdoor Dining for Six Months (Resolution/Roll Call Vote)**

Recommended Action: Adopt a Resolution authorizing the establishment of parklets within Downtown Campbell necessary to allow expanded outdoor dining for six months.

Economic Development Specialist Thomas and Community Development Director Kermoyan presented a staff report dated September 1, 2020.

Jimmy Rose of The Vesper stated that they would like to keep the downtown street closed and not switch to parklets only.

Christian Ruiz, Campbell resident, spoke about the importance of the keeping residents employed and giving businesses as much room as possible to operate.

Deputy City Clerk Sanders read email comments submitted by Brooke Ramirez of Bombshell Boutique into the record.

Council discussed adding parklets and reopening the street; costs; parklet barrier materials and rentals; a hybrid approach to the street closure; estimated time frames; and how to help retail during the week and restaurants on the weekend.

There was a general consensus to keep the street closed this Labor Day weekend, reopen the street on Tuesday, close again on Friday, reopen the street the following week and use the parklets as a longer-term solution.

Community Development Director Kermoyan provided suggested wording to amend the resolution as follows: in the Now, Therefore, Be It Resolved section, adding “1. Open the streets on Tuesday, September 8, 2020 as a transitional period and then close on Friday, September 11 through Sunday September 13, 2020. 2. Leave East Campbell Avenue open during the week and then close

again on Friday through Sunday of every week thereafter until such time as staff can either rent or purchase barriers necessary to create parklets design.”

M/S: Resnikoff/Waterman – That the City Council adopt Resolution 12634 authorizing the establishment of parklets within Downtown Campbell necessary to allow expanded outdoor dining and include the additional Resolution language stating 1. Open the streets on Tuesday, September 8, 2020 as a transitional period and then close on Friday, September 11 through Sunday September 13, 2020. 2. Leave East Campbell Avenue open during the week and then close again on Friday through Sunday of every week thereafter until such time as staff can either rent or purchase barriers necessary to create parklets design. The motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Resnikoff
SECONDER:	Waterman
AYES:	Landry, Gibbons, Waterman, Bybee, Resnikoff

Council took a five-minute recess and reconvened at 9:35 p.m.

NEW BUSINESS

11. **Santa Clara County Planning Collaborative - Update and Ongoing Participation**

Recommended Action: That the City Council take the following action(s): Decline the funding request for continued participation in the Planning Collaborative.

Senior Planner Rose presented a staff report dated September 1, 2020.

Andi Jordan of the Cities Association of Santa Clara County provided information regarding the Collaborative.

Council discussed participating in the program for a 12-month trial, costs and the participation of 12 County cities.

Vice Mayor Gibbons made a motion that the City Council take the following action, approve the funding request to continue participation in the Planning Collaborative for one year.

Councilmember Resnikoff made a friendly amendment to include participation of a minimum of 12 cities.

Vice Mayor Gibbons did not accept the amendment.

The motion failed due to lack of a second.

M/S: Resnikoff/Waterman – Authorize the City Manager to enter into an agreement to participate in the Planning Collaboration at the Collaborative Support Package with the condition of 12 cities participating in the collaboration. The motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Resnikoff
SECONDER:	Waterman
AYES:	Landry, Gibbons, Waterman, Bybee, Resnikoff

12. **Consider Funding Agreement with County of Santa Clara for Isolation and Quarantine Program**

Recommended Action: It is recommended that the City Council consider entering into an agreement with the County of Santa Clara for the administration and execution of a countywide isolation and quarantine support program.

Acting Director of Recreation and Community Services Bissell presented a staff report dated September 1, 2020.

Santa Clara County Representative Ky Le spoke about the program and provided information about funding and costs.

Council discussed the agreement, program fees, costs and using Community Development Block Grant (CDBG) funding.

Councilmember Waterman made a motion that the City Council consider entering into an agreement with the County of Santa Clara for the administration and execution of a countywide isolation and quarantine support program.

The motion failed due to lack of a second.

City Manager Loventhal provided clarification that he will receive additional information at the upcoming County meeting and can provide that to the Council at the September 15, 2020 City Council meeting.

Council accepted the City Manager’s clarification and agreed to have this item brought back at the next City Council meeting.

13. **Designation of Voting Delegate and Alternate for 2020 League of California Cities Annual Conference**

Recommended Action: That the City Council designate a Voting Delegate and Alternate(s) for the League of California Cities Annual Conference General Business Meeting to be held on October 9, 2020.

Council discussed when the General Assembly meeting would be held and who would be the voting delegate and alternate.

M/S: Waterman/Resnikoff – That the City Council designate Mayor Landry as the voting delegate and Councilmember Bybee as the voting alternate. The motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Waterman
SECONDER:	Resnikoff
AYES:	Landry, Gibbons, Waterman, Bybee, Resnikoff

COUNCIL COMMITTEE REPORTS

14. Approve Appointments to Civic Improvement Commission

Recommended Action: It is recommended that the City Council approve the recommendation of the Advisory Commissioner Appointment Interview Subcommittee regarding appointments to the Civic Improvement Commission for two four-year terms expiring August 2024.

Councilmember Waterman reported on the Commissioner Appointment Interviews and recommended that Council approve the appointments of Taylor Chase and Jennifer Dooley to the Civic Improvement Commission.

M/S: Waterman/Resnikoff – that the City Council appoint Taylor Chase and Jennifer Dooley to the Civic Improvement Commission for a four-year term expiring August 2024. The motion was adopted by the following roll call vote:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Waterman
SECONDER:	Resnikoff
AYES:	Landry, Gibbons, Waterman, Bybee, Resnikoff

15. Council Committee Reports

Recommended Action: Report on committee assignments and general comments.

Mayor Landry participated in the State Route (SR) 85 Corridor Policy Advisory Board meeting.

ADJOURN

Mayor Landry adjourned the meeting at 11:07 p.m.

APPROVED:

ATTEST:

Susan M. Landry, Mayor

Andrea Sanders, Deputy City Clerk