

CITY COUNCIL MINUTES

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



REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, October 4, 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

Mary Beth Bykowsky, of the California Department of Insurance, spoke of the California Low-Cost Auto Program that offers affordable liability insurance to eligible drivers and the Senior Gateway Portal which provides information and resources for seniors and their caregivers.

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 including 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.

The City Clerk's office is accepting applications for 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 City of Campbell will be hosting their annual community garage sale on Saturday, October 8 from 8:00 am – 4:00 pm. Don't miss out on the fun, join others as they look for amazing offers and treasures. For locations and a listing by category of items for sale, visit the City's website at campbellca.gov.

History Happy Hour presents "Cold Wrath, the 1896 Rampage of James C. Dunham". Author and Historian Barney Terrell will discuss his book about the 1896 McGlincy murders that took place in Campbell. The event is on Saturday, October 8 from 5-6 pm. To purchase tickets, visit campbellmuseums.com.

Oktoberfest returns to Campbell on Oct. 15 and 16. There is still time to participate in the 15th annual Oktoberfest 5K and 10K Fun Run. The Run will take place on Saturday, October 15 at 9:00 am at Campbell Park. The cost is \$45 for adults and \$25 for youth. For more information, please visit campbellca.gov.

Live music is back at the Ainsley House through the Fall Garden Concert Series featuring talented musicians. Tony Lindsay will perform on October 23 and Brian Ho on 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 five was pulled from the Consent Calendar.

The Consent Calendar was considered as follows:

- Minutes of City Council Regular Meeting of September 20, 2022**
Recommended Action: Approve the regular meeting minutes of September 20, 2022.
This action approves the regular meeting minutes of September 20, 2022.
- Approving Bills and Claims**
Recommended Action: Approve the attached lists of bills and claims in the amount of \$4,876,578.52.

This action approves the bills and claims in the amount of \$4,876,578.52 as follows: payroll checks dated September 1, 2022, in the amount of \$37,11.64; bills and claims checks dated September 5, 2022, in the amount of \$3,776,883.88; and bills and claims checks dated September 12, 2022 in the amount of \$1,062,580.00.

3. **Monthly Investment Transactions Report (August 2022)**

Recommended Action: That the City Council review and accept the Monthly Investment Transactions Report for August 2022.

This action notes and files the Monthly Investment Transactions Report for August 2022.

4. **Biennial Review of the City of Campbell Conflict of Interest Code (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a Resolution approving the Conflict of Interest Code Appendix A and B.

Resolution 12894 adopts the City of Campbell Conflict of Interest Code Appendix A and B including the desk item.

6. **Building Plan Check Services - RFQ (Resolution / Roll Call Vote)**

Recommended Action: That the City Council adopt a Resolution authorizing the Community Development Director to issue a Request for Qualifications for Building Plan Check services; and authorize the City Manager to execute a service contract with the most responsive bidders for a period of two (2) years with options to renew another twelve (12) months.

Resolution 12895 authorizes the Community Development Director to issue a Request for Qualifications for Building Plan Check services; and authorizes the City Manager to execute a service contract with the most responsive bidders for a period of two (2) years with options to renew another twelve (12) months, including the desk item.

7. **Approval of Salary Adjustments for Lighting and Traffic Signal Assistant, Lighting and Traffic Signal Supervisor, Senior Services Supervisor and Salary Schedules (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution updating Salary Schedules to reflect 2022 market adjustments for the classifications of Lighting and Traffic Signal Assistant, Lighting and Traffic Signal Supervisor, and Senior Services Supervisor, retroactively to be effective July 1, 2022.

Resolution 12896 – updates Salary Schedules to reflect 2022 market adjustments for the classifications of Lighting and Traffic Signal Assistant, Lighting and Traffic Signal Supervisor, and Senior Services Supervisor, retroactively to be effective July 1, 2022.

M/S: Gibbons/Landry – That the City Council approve the Consent Calendar including the desk items with the exception of item five. 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

5. **St. Lucy Fun Fest 2022 Carnival Permit for St. Lucy Fun Fest 2022 (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution approving the issuance of a Carnival Permit for the St. Lucy Parish School Fun Fest Carnival on October 21-23, 2022, subject to the restrictions and conditions as described in the resolution and denying the request for a fee waiver.

City Manager Loventhal removed this item from the Consent Calendar and stated that this item will be considered through an administrative process.

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

8. **Resolution Approving Use of the Supplemental Law Enforcement Service Funds (SLESF) and Related Budget Adjustments Appropriating the Remaining Supplemental Law Enforcement Service Funds (SLESF) Balance Towards Police Equipment for FY 2022-23 (Resolution/Roll Call Vote)**

Recommended Action: That the City Council adopt a resolution to authorize use the Supplemental Law Enforcement Service Funds (SLESF) to fund a Community Service Officer and approve a budget adjustment to allocate the remaining SLESF balance towards police equipment for FY2022-23.

This is the time and place for a public hearing to consider approving use of the Supplemental Law Enforcement Service Funds (SLESF) and related budget adjustments appropriating the remaining Supplemental Law Enforcement Service Funds (SLESF) balance towards police equipment for FY 2022-23.

Police Captain Livingston presented a staff report dated October 4, 2022.

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

After discussion, **M/S: Bybee/Landry – That the City Council adopt Resolution 12897 to authorize use the Supplemental Law Enforcement Service Funds (SLESF) to fund a Community Service Officer and approve a budget adjustment to allocate the remaining SLESF balance towards police equipment for FY2022-23. The motion was adopted by the following roll call vote:**

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

9. **Continued 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 \$3,000 per parklet (\$48,000 total), and approving associated budget adjustments for FY 2023.

This is the time and place

Economic Development Program Manager Parks presented a staff report dated October 4, 2022. Ms. Parks noted the results to the outreach survey given to downtown businesses. Also discussed was prevailing wage, and design alternatives to the picket fence.

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

Alex Holt of Flights Restaurant noted that Campbell should look at what other cities did for their parklets to understand the pros and con. He stressed the importance of getting all the businesses input and encouraged the Council to keep the parklets affordable as businesses are struggling.

Councilmember Gibbons stated

RESULT:	ADOPTED [4 TO 1]
MOVER:	Gibbons
SECONDER:	Lopez
AYES:	Paul Resnikoff, Elizabeth 'Liz' Gibbons, Susan M. Landry, Sergio Lopez
NAYS:	Anne Bybee

NEW BUSINESS

10. **Potential Reach Code Updates to be Considered with the Adoption of the 2022 Building Code and Authorization to Initiate a Zoning Code Text Amendment to CMC 21.18 (Parking and Loading) to Comply with Recent Amendments to State Law.**

Recommended Action: That the City Council take the following actions: receive the report and provide direction to staff on potential Reach Code updates to be pursued with the adoption of the 2022 Building Code later this year; and authorize the initiation of a Zoning Code Text Amendment to amend CMC 21.28 (Parking and Loading) to comply with recent amendments to state law.

UNFINISHED BUSINESS

COUNCIL COMMITTEE REPORTS

11. **Council Committee Reports**

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

ADJOURN

Mayor Paul Resnikoff, adjourned the meeting at 10:46 PM

APPROVED:

ATTEST:

Paul Resnikoff, Mayor

Andrea Sanders, City Clerk