



Alison Hicks, Mayor
Pat Showalter, Vice Mayor
Margaret Abe-Koga, Councilmember
Ellen Kamei, Councilmember
Lisa Matichak, Councilmember
Lucas Ramirez, Councilmember
Emily Ann Ramos, Councilmember

Kimbra McCarthy, City Manager
Jennifer Logue, City Attorney
Heather Glaser, City Clerk

Council Chambers and Video Conference, 500 Castro
St., Mountain View, CA 94041

6:00 PM

Tuesday, October 24, 2023

**JOINT MEETING OF CITY COUNCIL (REGULAR) AND SHORELINE REGIONAL PARK COMMUNITY
(SPECIAL)**

This meeting is being conducted with a virtual component. Anyone wishing to address the Council virtually may join the meeting online at: <https://mountainview.zoom.us/j/84351267142> or by dialing (669) 900-9128 and entering Webinar ID: 843 5126 7142. When the Mayor announces the item on which you wish to speak, click the “raise hand” feature in Zoom or dial *9 on your phone. When the Mayor calls your name to provide public comment, if you are participating via phone, please press *6 to unmute yourself.

6:00 P.M.-CLOSED SESSION

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

2. CLOSED SESSION (PLAZA CONFERENCE ROOM)

- 2.1 Conference with Legal Counsel-Existing Litigation (Government Code §54956.9(d)(1)); Name of case: San Francisco Baykeeper v. City of Mountain View; et. al., United State District Court, Northern District of California, Case No. 20-CV-00824-EJD**

6:30 P.M.-REGULAR SESSION

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. PRESENTATION

This is a presentation only. The City Council will not take any action.

- 3.1 National Domestic Violence Awareness Month Proclamation**

4. CONSENT CALENDAR

These items will be approved by one motion unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of ordinances and resolutions will be waived unless a

Councilmember requests otherwise.

4.1 Approve Minutes

Recommendation(s): Approve City Council meeting minutes of September 26, 2023 and September 28, 2023.

Attachment(s): [09-26-23 Council Minutes](#)
[09-28-23 Council Minutes](#)

4.2 Commuter Parking for Safe Parking Program Participants at Shoreline Lot B

Recommendation(s): 1. Adopt a Resolution of the Shoreline Regional Park Community Authorizing the Community Manager or Designee to Amend the Amended and Restated Amphitheatre Ground Lease Agreement with Live Nation to Expand a Portion of Lot B that may be Used for Safe Parking to Include a New Commuter Parking Area and Finding These Actions to be Exempt from the California Environmental Quality Act Under CEQA Guidelines Sections 15301 and 15061(b)(3), to be read in title only, further reading waived (Attachment 1 to the Council report).

2. Adopt a Resolution of the City Council of the City of Mountain View Authorizing the City Manager or Designee to:

(1) Amend the Amended and Restated Amphitheatre Ground Lease Agreement with Live Nation to Expand the Portion of Lot B that may be Used for Safe Parking to Include a New Commuter Parking Area;

(2) Amend the Shoreline Amphitheatre Lot B Lease Agreement with the County of Santa Clara to Add a New Commuter Parking Area; and

(3) Amend the Funding Agreement with the County of Santa Clara for Preventing and Ending Homelessness in Mountain View to Add a New Commuter Parking Area at Shoreline Lot B

and Finding These Actions to be Exempt from the California Environmental Quality Act Under CEQA Guidelines Sections 15301 and 15061(b)(3), to be read in title only, further reading waived (Attachment 2 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution—Shoreline Regional Park Community](#)
[ATT 2 - Resolution—City of Mountain View](#)

4.3 Resolution for CalRecycle Grant Program Applications

Recommendation(s): Adopt a Resolution of the City Council of the City of Mountain View Authorizing Submittal of Applications for All CalRecycle Grants for Which the City is Eligible, to be read in title only, further reading waived (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution](#)

4.4 North Whisman Road/Pacific Drive Traffic Signal

Recommendation(s): 1. Accept the traffic signal and related improvements at the intersection of North Whisman Road and Pacific Drive installed by the Mountain View Whisman School District for maintenance and operation throughout their useful life.

2. Adopt a Resolution of the City Council of the City of Mountain View Authorizing the City Manager or Designee to Reimburse the Mountain View Whisman School District a Total of Five Hundred Fifty Thousand Dollars (\$550,000) as the City's Share of the Cost to Install the Traffic Signal and Make Related Improvements at the Intersection of North Whisman Road and Pacific Drive, to be read in title only, further reading waived (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution](#)

4.5 Fiscal Year 2022-23 Annual Compliance Report for In-Lieu Parking Fees

Recommendation(s): Review the Fiscal Year 2022-23 informational reporting for the In-Lieu Parking Fees (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - FY 22-23 Annual Compliance In-Lieu Parking Fees](#)

4.6 Cities Association of Santa Clara County's Request for Approval of Joint Powers Agreement to Establish the Cities Association of Santa Clara County Joint Powers Agency

Recommendation(s): 1. Approve the proposed Joint Powers Agreement ("JPA");

2. Delegate authority to the City Council's Cities Association of Santa Clara County ("CASCC") Board representative to report approval of the JPA at the CASCC Board of Directors ("CASCC Board") Meeting and approve any non-substantive changes made at that Board Meeting without further City Council action; and

3. Authorize the City Manager or designee to execute the JPA.

Attachment(s): [Council Report](#)
[ATT 1 - Proposed Joint Powers Agreement](#)
[ATT 2 - Fiscal Year 2024 CASCC Budget](#)
[ATT 3 - Fiscal Year 2024 CASCC Membership Dues](#)

4.7 California State Transportation Agency-Transit and Intercity Rail Capital Grant

Recommendation(s): Allocate \$20 million of the Transit and Intercity Rail Capital Program grant award from the California State Transportation Agency to the construction phase of the Rengstorff

Avenue Grade Separation Project as recommended by the Council Transportation Committee.

Attachment(s): [Council Report](#)

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the agenda. Speakers are allowed to speak on any topic within the City Council's subject matter jurisdiction for up to three minutes during this section. If there appears to be a large number of speakers, speaking time may be reduced to no less than 1.5 minutes. State law prohibits the Council from acting on nonagenda items.

6. PUBLIC HEARINGS

6.1 HUD PRO Housing Grant Application

- Recommendation(s):**
1. Authorize staff to submit an application to the U.S. Department of Housing and Urban Development's Pathways to Removing Obstacles to Housing Grant.
 2. If awarded, authorize the City Manager or designee to execute and submit any agreements and required forms and certifications to the U.S. Department of Housing and Urban Development to receive the award, including any amendments to agreements or related documents (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)

[ATT 1 - City of Mountain View Draft HUD PRO Housing Grant Application](#)

6.2 918 Rich Avenue Residential Condominium Project

- Recommendation(s):**
1. Adopt a Resolution of the City Council of the City of Mountain View Adopting the Initial Study/Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the 918 Rich Avenue Condominium Project, a Five-Story, 32-Unit Residential Condominium Project Located at 918 Rich Avenue, Pursuant to the California Environmental Quality Act, to be read in title only, further reading waived (Attachment 1 to the Council report).
 2. Adopt a Resolution of the City Council of the City of Mountain View Approving a Development Review Permit to Construct a Five-Story Condominium Project with 32 Residential For-Sale Units, Including Four Below-Market-Rate Affordable Units, with One Level of Underground Parking, a 27.5% State Density Bonus with One Concession and Waivers/Reductions from Development Standards, and a Heritage Tree Removal Permit to Remove Two Heritage Trees on a 0.71-Acre Site Located at 918 Rich Avenue, to be read in title only, further reading waived (Attachment 2 to the Council report).
 3. Adopt a Resolution of the City Council of the City of Mountain View Approving a Vesting Tentative Map for Condominium Purposes for 32 Residential Units at 918 Rich Avenue, to be read in title only, further reading waived (Attachment 3 to the Council

report).

Attachment(s): [Council Report](#)
[ATT 1 - IS/MND Resolution](#)
[ATT 2 - Project Resolution](#)
[ATT 3 - Vesting Tentative Map Resolution](#)
[ATT 4 - Project Plans](#)
[ATT 5 - Density Bonus Letter](#)
[ATT 6 - Public Comment](#)

7. NEW BUSINESS

7.1 Compensation for Council Appointees

Recommendation(s): Adopt a Resolution of the City Council of the City of Mountain View Approving Annual Compensation Increases for the City Attorney, City Clerk, and City Manager and Adopt a Revised Salary Plan, to be read in title only, further reading waived (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution](#)

8. COUNCIL, STAFF/COMMITTEE REPORTS

No action will be taken on any questions raised by the Council at this time.

9. CLOSED SESSION REPORT

10. ADJOURNMENT

NOTICE TO THE PUBLIC:

There is a 90-day limit for the filing of a challenge in Superior Court to certain City administrative decisions and orders which require a hearing by law, the receipt of evidence and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge an action taken by the City Council in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a decision if the request is made prior to the next City Council meeting.

The agenda, reports, and any writings or documents provided to a majority of the City Council regarding any item on this agenda are posted at <https://mountainview.legistar.com> under the meeting details for the date of this meeting. The agenda may also be viewed at City Hall, 500 Castro Street, the City Clerk's Office, 500 Castro Street, Third Floor and at the Mountain View Library, 585 Franklin Street, beginning the Friday morning prior to Tuesday City Council meetings. Printed copies of the agenda, reports, and any writings or documents already provided to a majority of the City Council regarding any item on this agenda may be requested at the City Clerk's Office during normal business hours.

The Council may consider and act on items listed on the agenda in any order and thus those interested in an item listed on the agenda are advised to be present throughout the meeting. The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise. Per Council Policy A-13, no new items of business will begin after 10:00 p.m. unless an exception is made by vote of the Council.

Pursuant to the Americans with Disabilities Act (ADA), if you need special assistance in this meeting, please contact the City Clerk's Office at (650) 903-6399 or by email at city.clerk@mountainview.gov 48 hours prior to the meeting so the City can make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.160 (b) (1)). If you have a hearing or speech disability, please use the California Relay System at 711, TDD 650-967-0158 or 800-735-2929.

The City of Mountain View does not discriminate on the basis of race, color, religion, national origin, sex, disability, age, source of income, gender, gender expression or identity, or any other State or Federal protected class in any of its policies, procedures or practices. This nondiscrimination policy covers admission and access to, or treatment or employment in, the City of Mountain View programs and activities. For inquiries regarding the nondiscrimination policy, please contact the City's Section 504 Coordinator at laurel.james@mountainview.gov or 650-903-6397.

Computer-generated captioning of the City Council meeting is unedited and should neither be relied upon for complete accuracy nor used as a verbatim transcript.

ADDRESSING THE COUNCIL:

Email comments to city.council@mountainview.gov by 4:30 p.m. on the meeting date. Emails will be received directly by the City Council. Please identify the Agenda item number in the subject line of your email. Requests to show an audio or video presentation during a Council meeting should be directed to city.clerk@mountainview.gov by 4:30 p.m. on the meeting date.

Anyone wishing to address the Council in person must complete a blue speaker card indicating the name you would like to be called by when it is your turn to speak and the item number on which you wish to speak. Please complete one blue speaker card for each item on which you wish to speak. Virtual and in-person speakers will be called in order as determined by the Mayor.

Pursuant to Council Policy A-13, an individual speaker shall have up to 3 minutes to address the Council. For any agenda item or for Oral Communications on nonagenda items, if there appears to be a large number of speakers, the Mayor may reduce speaking time to no less than 1.5 minutes per speaker unless there is an objection from Council by majority vote.

If requested in advance of the public input portion of the agenda item to the Mayor or City Clerk, a speaker who represents five or more members of the public in attendance who complete cards but elect not to speak may have up to 10 minutes to address the Council, if the Mayor determines that such extension will reduce the total number of speakers who planned to speak.

An applicant and/or appellant for a zone change, precise plan or quasi-judicial hearing or appeal to the Council shall have up to 10 minutes to address the Council and, with the consent of the Council, two minutes of rebuttal at the conclusion of all public speakers.

The presiding officer may remove or cause the removal of any individual(s) for disrupting a meeting in accordance with California Government Code section 54957.95, as may be amended from time to time. In accordance with California Government Code section 54957.9, as may be amended from time to time, the Council may order a meeting room cleared and continue in session in the event a meeting is willfully interrupted by a group or groups of persons so as to render the orderly conduct of the meeting impossible, and order cannot be restored by the removal of individuals who are disrupting the meeting.

Pursuant to Government Code Section 54954.3(b)(1), at least twice the allotted speaking time will be provided to a member of the public who utilizes a translator.

Russian, Spanish or Chinese interpretation is available via Zoom upon request. Please contact the City Clerk's office by 5:00 p.m. at least two business days prior to the day of the scheduled Council meeting by phone at (650) 903-6399 or by email at city.clerk@mountainview.gov

La interpretación en ruso, español o mandarín está disponible a través de Zoom si se solicita. Comuníquese con la Oficina de la Secretaría Municipal antes de las 5:00 p. m. con al menos dos días hábiles antes del día en que la reunión del concejo está programada. Comuníquese por teléfono al (650) 903-6399 o por correo electrónico a city.clerk@mountainview.gov

可应要求通过 Zoom 提供俄语、西班牙语或中文口译服务。请至少在预定的市议会会议召开的两个工作日前在下午 5:00 之前联系市书记办公室，致电 (650) 903-6399 或发送电子邮件至 city.clerk@mountainview.gov

По запросу предоставляется перевод на русский, испанский и китайский языки через Zoom. Обращайтесь в офис городского секретаря до 17.00 не позже, чем за два рабочих дня до даты заседания совета. Звоните по телефону (650) 903-6399 или пишите по электронной почте city.clerk@mountainview.gov