



Margaret Abe-Koga, Councilmember  
Christopher R. Clark, Councilmember  
John McAlister, Councilmember

Ken S. Rosenberg, Councilmember  
Patricia Showalter, Councilmember  
Lisa Matchak, Vice Mayor

Daniel H. Rich, City Manager  
Wanda Wong, Interim City Clerk

Leonard Siegel, Mayor

Jannie L. Quinn, City Attorney

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February 13, 2018

Council Chambers - 500 Castro St.

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

**5:00 P.M.-STUDY SESSION**

**1. CALL TO ORDER**

Mayor Siegel called the meeting to order at 5:01 p.m.

**2. ROLL CALL**

**Present:** 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, Vice Mayor Matchak, and Mayor Siegel

**3. STUDY SESSION**

**3.1 Fiscal Year 2017-18/Fiscal Year 2018-19 City Council Goals Work Plan Midcycle Update.**

**Principal Management Analyst Gaines presented and oral report and he, Assistant City Manager Seymour Ramberg, City Manager Rich, City Attorney Quinn, Acting Assistant Community Development Director/Neighborhoods and Housing Manager Chen, and Community Development Director Tsuda responded to Council's questions.**

**Mayor Siegel opened public comment.**

**The following members of the public spoke:**

**Bruce Karney  
Geordie McKee  
Alex Sanchez  
Mr. Avery  
Robert Cox  
Carole Whitacre  
Louise Katz**

Andres Friedman  
Jeff Gilman  
Joyce Yen, Livable Mountain View  
Jerry Steach  
Alison Hicks  
Laura Ackerman Shaw  
Male speaker, Mountain View Property Manager  
Elizabeth Lindsay  
Tessa McFarland  
Mathew Reed  
Heather, Mountain View resident  
Rita, CW Properties  
Curt Conroy  
Emily Chu  
Fred Kiani  
Joan McDonald

Mayor Siegel closed public comment.

On the advice of City Attorney Quinn, Councilmember Abe-Koga recused herself from discussion regarding the Downtown Precise Plan as her home is within 500 feet of part of the precise plan. Councilmember Abe-Koga left the Council Chambers.

Following discussion, City Manager Rich stated staff will come back to Council with a future Study Session regarding downtown.

Councilmember Abe-Koga returned to the Council Chambers and took her seat at the dais.

**MOTION - MS - Showalter/Abe-Koga - to defer the Affirmatively Furthering Fair Housing Plan until the next fiscal year.**

**The motion carried by the following vote:**

**Yes:** 4 - Councilmember Abe-Koga, Councilmember Clark, Councilmember Showalter, and Vice Mayor Matichak

**No:** 2 - Councilmember Rosenberg, and Mayor Siegel

**Abstain:** 1 - Councilmember McAlister

**MOTION - MS - McAlister/Abe-Koga - to delay Terra Bella Visioning until after working on the Downtown Precise Plan.**

**The motion failed by the following vote:**

**Yes:** 3 - Councilmember Abe-Koga, Councilmember McAlister, and Vice Mayor Matichak

**No:** 4 - Councilmember Clark, Councilmember Rosenberg, Councilmember Showalter, and Mayor Siegel

**MOTION - MS - Clark/Showalter - to accept the remainder of the Council Goals Work Plan.**

**The motion carried by the following vote:**

**Yes:** 4 - Councilmember Clark, Councilmember Rosenberg, Councilmember Showalter, and Mayor Siegel

**No:** 3 - Councilmember Abe-Koga, Councilmember McAlister, and Vice Mayor Matichak

### **6:30 P.M.-REGULAR SESSION**

#### **1. CALL TO ORDER**

Mayor Siegel called the meeting to order at 7:48 p.m.

#### **2. PLEDGE OF ALLEGIANCE**

Environmental Planning Commissioner Pam Baird led the Pledge of Allegiance.

#### **3. ROLL CALL**

**Present:** 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, Vice Mayor Matichak, and Mayor Siegel

#### **4. CONSENT CALENDAR**

**MOTION - MS - Matichak/Rosenberg - to approve the Consent Calendar.**

**The motion carried by the following vote:**

**Yes:** 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, Vice Mayor Matichak, and Mayor Siegel

##### **4.1 Approval of Minutes.**

**That City Council approve the January 9, 2018 Council meeting minutes.**

##### **4.2 Increase Appropriations in the Police Department for Reimbursement of Amphitheatre Event Support.**

**Increase appropriations by \$151,523 in the Police Department for overtime staff hours expended in support of the 2017 event season at Shoreline Amphitheatre and reimbursed by Live Nation. (Five votes required)**

**4.3 SecondStage Home Company Status for Upstage Theater.**

**Authorize the City Manager to execute an agreement with UpStage Theater to become a SecondStage home company.**

**5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS**

Don Letcher expressed concerns regarding noise levels and illegal drug activity at O'Malley's Bar.

Allen Ross requested Council agendize a future item to discuss potential funding for a project to improve fish passage in Stevens Creek.

Richard McMurtry requested Council agendize a future item to discuss potential funding for a project to improve fish passage in Stevens Creek.

Edi Keating spoke regarding the positive impacts of Measure V and housing stability it has provided to Mountain View residents. Ms. Keating expressed concerns regarding a recent ad in the Mountain View Voice which she believes contains inaccurate information.

Job Lopez expressed concerns regarding a recent letter in the Mountain View Voice regarding Measure V which he believes had many inaccuracies, and requested Council's continued support of Measure V.

**6. PUBLIC HEARING**

**6.1 Modifications to the BMR Affordable Housing Program.**

**Acting Assistant Community Development Director/Housing and Neighborhood Services Manager Chen presented an oral report and he, Community Development Director Tsuda, City Attorney Quinn, and City Manager Rich responded to Council's questions.**

**Mayor Siegel opened the public hearing at 8:38 p.m.**

**The following members of the public spoke:**

**Dennis Martin, representing BIA Bay Area  
Katia Kamangar, Summerhill Housing Group  
Mathew Reed, Silicon Valley@Home  
Erwin Ordonez, MidPen Housing**

**Mayor Siegel closed the public hearing at 8:49 p.m.**

**MOTION - MS - Clark/ Showalter - To:**

- 1. Introduce an Ordinance Amending the Below-Market-Rate Housing Program, Mountain View City Code Sections 36.40.10 through 36.40.25 (Attachment 1 to the Council report), and set a second reading for February 27, 2018.**
- 2. Adopt Resolution No. 18195 Amending the Master Fee Schedule to Rescind the Rental Housing Impact Fee (Attachment 3 to the Council report).**

Following discussion, City Attorney Quinn suggested the addition of the following language in the proposed ordinance: Under a. Percentage requirement: **1. Ownership units: All residential ownership developments subject to the below-market-rate (BMR) program requirements shall provide at least ten (10) percent of the total number of dwelling units or parcels within the development as BMR units or pay a fee in lieu thereof, according to the terms of this article and as specified in the BMR administrative guidelines; and 2. Rental units: All residential rental unit developments subject to the below-market-rate (BMR) program requirements shall provide at least fifteen (15) percent of the total number of dwelling units or parcels within the development as BMR units or pay a fee in lieu thereof, according to the terms of this article and as specified in the BMR administrative guidelines; and Under e. Alternative mitigations: un-strike "or paying the in-lieu fee."**

City Attorney Quinn suggested the following language in the Administrative Guidelines: Under Applicability and Effective Date, add "rental" in front of developments; and to make the same changes under the Percentage Requirement as stated earlier.

The Council directed staff to bring back modifications regarding ownership as part of Phase Two including the numbers in the ordinance regarding the size of the project.

The motion including the suggested ordinance language carried by the following vote:

**Yes:** 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, Vice Mayor Matichak, and Mayor Siegel

Council recessed at 9:17 p.m.

Council reconvened at 9:28 p.m.

**7. UNFINISHED BUSINESS**

**7.1 Mountain View Transit Center Master Plan-Phase 1 Preliminary Engineering and Environmental Clearance.**

Assistant Public Works Director Cameron presented an oral report and she and Public Works Director Fuller responded to Council's questions.

Mayor Siegel opened public comment.

No speakers.

Mayor Siegel closed public comment.

**MOTION - MS - Clark/Rosenberg - To:**

**1. Transfer and appropriate \$832,000 from the Construction/Conveyance Tax Fund to Transit Center Master Plan Next Steps/Implementation Items, Project 18-65 (five votes required).**

**2. Authorize the City Manager to execute a professional services agreement with Kimley-Horn and Associates, Inc. to provide preliminary engineering and environmental clearance for the Transit Center Master Plan Next Steps/Implementation Items, Project 18-65, in an amount not to exceed \$1,565,000.**

**The motion carried by the following vote:**

**Yes: 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, Vice Mayor Matichak, and Mayor Siegel**

**8. NEW BUSINESS**

**8.1 Fiscal Year 2017-18 Midyear Budget Status Report, Fiscal Year 2018-19 Preliminary General Operating Fund Forecast, and Fiscal Year 2017-18 Performance/Workload Measures**

Finance and Administrative Services Director Kong and Assistant Finance and Administrative Services Director Niederhofer presented oral reports and they and City Manager Rich responded to Council's questions.

Mayor Siegel opened public comment.

No speakers.

Mayor Siegel closed public comment.

**MOTION - MS - Clark/ Matichak - To:**

**1. Acknowledge and file the Fiscal Year 2017-18 Midyear Budget Status**

**Report, the Fiscal Year 2018-19 Preliminary General Operating Fund Forecast, and the six-month status of the Fiscal Year 2017-18 Performance/Workload Measures (Attachment 1 to the Council report).**

- 2. Approve funding source reallocations for Information Technology CIPs 08-18, 10-18, 12-18, 14-18, 18-61, 18-62, 18-63, and 18-64 to reflect fixed asset allocations.**
- 3. Increase appropriations \$464,439 in the Rengstorff Park Community Center Construction Project (CIP 17-32) for Housing-Related Parks Program (HRP) grant funds received. (Five votes required)**
- 4. Appropriate and transfer \$200,000 from the Construction Tax-Real Property Conveyance Tax Fund to the Fire Station Alerting System (CIP 14-50) for design and replacement of the existing Fire Station Alert System. (Five votes required)**
- 5. Increase appropriations \$450,000 in the Shorebird Way/Charleston Road Recycled Water Extension and Water System Improvements Design Project (CIP 18-42) for a donation received from Google LLC. (Five votes required)**

**The motion carried by the following vote:**

**Yes:** 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, Vice Mayor Matichak, and Mayor Siegel

**MOTION - MS - Rosenberg/Showalter - To continue the meeting past 10:00 p.m. to consider the remaining items on the agenda.**

**The motion carried by the following vote:**

**Yes:** 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, Vice Mayor Matichak, and Mayor Siegel

## **8.2**

### **Acquisition of Real Property for the Plymouth Street Realignment.**

**Real Property Program Administrator Drennan presented an oral report and he, Public Works Director Fuller, City Manager Rich, and City Attorney Quinn responded to Council's questions.**

**Mayor Siegel opened public comment.**

**No speakers.**

Mayor Siegel closed public comment.

**MOTION - MS - Showalter/Rosenberg - To take the following actions to acquire real property located at 1600 North Shoreline Boulevard, APN 116-10-070 (all); 1616 North Shoreline Boulevard, APN 116-10-086 (all); 1674 North Shoreline Boulevard, APN 116-10-085 (portion); and 1015 Joaquin Road, APN 116-10-097 (portion):**

**Take the following actions to acquire real property located at 1600 North Shoreline Boulevard, APN 116-10-070 (all); 1616 North Shoreline Boulevard, APN 116-10-086 (all); 1674 North Shoreline Boulevard, APN 116-10-085 (portion); and 1015 Joaquin Road, APN 116-10-097 (portion):**

- 1. Approve the acquisition of the above-identified properties, in whole or in part (as the case may be), from Google LLC.**
- 2. Acting in its capacity as the Board of Directors of the Shoreline Regional Park Community, transfer \$28,500,000 from the Shoreline Regional Park Community Fund to the City for the purchase of the properties (\$28,247,200) and incidental and administrative costs (\$252,800).**
- 3. Acting in its capacity as the City Council, approve a midyear capital improvement project entitled, "Acquisition of Real Property, Plymouth Street Realignment."**
- 4. Acting in its capacity as the City Council, appropriate \$28,500,000 to the new capital project for the purchase of the properties (\$28,247,200) and incidental and administrative costs (\$252,800). (Five votes required)**
- 5. Authorize the City/Community Manager or his designee to execute all documents and take all necessary actions related to the acquisition of the above-identified properties. Carried by the following vote:**

**The motion carried by the following vote:**

**Yes: 5 - Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, and Mayor Siegel**

**No: 2 - Councilmember Abe-Koga, and Vice Mayor Matichak**

## **9. ITEMS INITIATED BY COUNCIL**

### **9.1 In Memory of Julie Lovins.**



**Mayor Siegel provided comments regarding the contributions of Julie Lovins.**

**MOTION - MS - Siegel/Showalter - To direct staff to purchase and install a small plaque on a seat in the Council Chambers in memory of Julie Lovins.**

**The motion failed by the following vote::**

**Yes:** 2 - Councilmember Showalter, and Mayor Siegel

**No:** 5 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, and Vice Mayor Matichak

**MOTION - MS - McAlister/Clark - To refer the request to purchase and install a small plaque on a seat in the Council Chambers in memory of Julie Lovins to the Council Procedures Committee for consideration.**

**The motion carried by the following vote:**

**Yes:** 6 - Councilmember Abe-Koga, Councilmember Clark, Councilmember McAlister, Councilmember Rosenberg, Councilmember Showalter, and Vice Mayor Matichak

**No:** 1 - Mayor Siegel

## **10. COUNCIL, STAFF/COMMITTEE REPORTS**

Councilmember Showalter reported her attendance at a Cities Association of Santa Clara County meeting.

Vice Mayor Matichak reported her attendance at an Environmental Sustainability Task Force meeting, a community meeting of the Moffett Field Restoration Advisory Board, and a League of Women Voters forum. Vice Mayor Matichak inquired as to whether there was interest in taking a look at transportation impact fees in North Bayshore. In response to the discussion, City Manager Rich stated staff will prepare an information memo summarizing the current fees.

Councilmember Rosenberg announced that he will not be seeking re-election to a second term.

Mayor Siegel reported his attendance at Silicon Valley Leadership Government Day, Community School Music and Arts reception, the first Ride with Lenny, a Revenue Measures Subcommittee meeting, a VTA Policy Advisory Committee meeting, a League of Women Voters forum, a housing meeting sponsored by the Bay Area Housing Council and Silicon Valley Leadership Group, a memorial for Julie Lovins memorial, and the Sister City annual dinner.

## **11. CLOSED SESSION REPORT - None.**

**12. ADJOURNMENT At 11:25 p.m., Mayor Siegel adjourned the meeting to the next Council Meeting on Tuesday, February 27, 2018 at 5:00 p.m. in the Council Chambers, 500 Castro Street.**

ATTEST:

APPROVED:

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WANDA WONG  
INTERIM CITY CLERK

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LEONARD M. SIEGEL  
MAYOR