

Margaret Abe-Koga, Councilmember
Ronit Bryant, Councilmember
John M. Inks, Councilmember

Daniel H. Rich, City Manager
Lorrie Brewer, City Clerk



Christopher R. Clark, Mayor

R. Michael Kasperzak, Jr., Councilmember
John McAlister, Vice Mayor
Jac Siegel, Councilmember

Jannie L. Quinn, City Attorney

July 01, 2014

Council Chambers - 500 Castro Street

5:30 P.M.-CLOSED SESSION (HELD IN THE PLAZA CONFERENCE ROOM)

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

At 5:32 p.m., an announcement was made by City Attorney Quinn, who described the item that Council would consider on the Closed Session Agenda below.

2. CLOSED SESSION

2.1 Conference with Real Property Negotiator (§54956.8)—Property: Lot 4 (Portion of APN 158-20-069; no street address) and Lot 8 (APN 158-20-004; no street address) located on Hope Street between W. Evelyn Avenue and Villa Street —Agency Negotiator: Randy Tsuda, Community Development Director—Negotiating Party: Virgin Hotels North America, LLC—Under Negotiation: Price and Terms of Payment for Lease of Real Property

Mayor Clark called the meeting to order at 5:35 p.m.

City Attorney Quinn made an announcement on Councilmember Bryant's request, that due to her interest in real property near the proposed development site, she is recusing herself from participating in this item to avoid a conflict of interest.

Present: 6 - Councilmember Abe-Koga, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

Absent: 1 - Councilmember Bryant

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS AND/OR WITH RECOMMENDATIONS:

Sarah McDermott, Unite Here Local 219
Bill Maston, Architect

Mayor Clark closed the meeting to the public at 5:39 p.m.

The Closed Session concluded at 6:31 p.m.

6:30 P.M.-SPECIAL SESSION (HELD IN THE COUNCIL CHAMBERS)**1. CALL TO ORDER**

Mayor Clark called the meeting to order at 6:41 p.m.

2. PLEDGE OF ALLEGIANCE

Mayor Clark led the Pledge of Allegiance.

3. ROLL CALL

Present: 7 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

4. CONSENT CALENDAR

MOTION - M/S Siegel/Kasperzal - To approve the Consent Calendar. The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

4.1 Approval of Minutes.

That City Council approve the minutes for the Council meeting of June 17, 2014.

4.2 Landfill Gas Flare Replacement, Project 14-52 - Approve Plans and Specifications/Authorize Bids.

1. Approve plans and specifications for Landfill Gas Flare Replacement, Project 14-52, and authorize staff to advertise the project for bids.

2. Authorize the City Manager to award the construction contract to the lowest responsible bidder if the bid is within the project budget.

4.3 Acceptance of Google Contribution Towards Bicycle and Pedestrian Safety Programs.

Accept a three-year, \$350,000 per year donation from Google for pedestrian and bicycle safety programs and authorize the City Manager to execute a funding agreement between the City and Google.

4.4 Legal Advertising.

Authorize the City Manager or his designee to award the contract for legal advertising for Fiscal Year 2014-15 to the San Jose Post Record as the lowest responsible bidder.

4.5 Designation of a Voting Representative and Alternates for the League of California Cities Annual Conference.

It is recommended that the City Council designate one Voting Delegate and two Alternates for the Business Session of the League of California Cities Annual Conference.

4.6 Approval of Council Advisory Body Work Plans.

Review and approve the Council advisory body work plans for Fiscal Year 2014-15.

4.7 Resolution Submitting a Ballot Measure Regarding Council Compensation and Consolidating the Election with the Santa Clara County.

Adopt Resolution No. 17881 Submitting a Ballot Measure to the Voters Regarding Council Compensation and Authorizing the City Clerk to Contract with the County of Santa Clara Pertaining to Services to be Performed by the County in Connection with the Gubernatorial General Election to be held on Tuesday, November 4, 2014 and Rescinding Resolution No. 17866, to be read in title only, further reading waived.

City Clerk Brewer responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Don Letcher

SPEAKING FROM THE FLOOR IN SUPPORT OF THE ITEM:

Linda Curtis

4.8 2030 General Plan Environmental Impact Report Addendum (June 2014).

Adopt Resolution No. 17882 Adopting an Addendum to the City of Mountain View 2030 General Plan and Greenhouse Gas Reduction Program Environmental Impact Report (EIR), to be read in title only, further reading waived (Attachment to the Council report).

4.9 **Memorandum of Understanding with the Mountain View Professional Firefighters (MVFF), Local 1965.**

Adopt Resolution No. 17883 Authorizing the City Manager or His Designee to Amend the Memorandum of Understanding Between Mountain View Professional Firefighters, Local 1965 (MVFF) and the City, for the Period of July 6, 2014 Through the Last Pay Period Ending in June 2017, and to Revise the City's Salary Plan to Reflect These Compensation Changes, to be read in title only, further reading waived (Attachment 1 to the Council report).

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

Elena Pacheco presented information regarding her employment and advocacy work within the community, and she expressed concerns with the lack of housing for low-income families in the City of Mountain View. Ms. Pacheco also spoke in support of rent control and raising the minimum wage.

Don Letcher spoke in support of having an elected City Auditor and City Clerk.

Cory Wolbach introduced himself as State Senator Jerry Hill's liaison for the City of Mountain View.

Paul and Denise Aguiar expressed concerns with a neighbor feeding birds in their neighborhood on Spring Street.

Star Lopez expressed concerns with a neighbor feeding birds in her neighborhood on Spring Street and requested that Council adopt an ordinance prohibiting the feeding of birds.

Jim Neal requested that the City consider additional police patrol on Levi Stadium event days to guard against potential problems that could arise due to inebriated event participants or other situations that may occur.

Linda Curtis recommended transportation solutions for development projects on El Camino Real.

John Waller expressed concerns with parking tickets received by the owner of Laura's Hair Salon, and requested Council's assistance in addressing the parking issues.

6. PUBLIC HEARINGS

6.1 Adopt a Resolution of Necessity and Authorize the Initiation of Eminent Domain Proceedings.

Mayor Clark opened the Public Hearing at 7:03 p.m.

Real Property Program Administrator Drennan presented an oral staff report and he, and City Attorney Quinn, responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Don Letcher
Stephen Somerstein

Mayor Clark closed the Public Hearing at 7:13 p.m.

MOTION - M/S Kasperzak/Bryant - To:

- 1. Adopt Resolution No. 17884 of Necessity Determining that the Public Interest and Necessity Require the Acquisition of Certain Property Rights and Directing the Filing of Eminent Domain Proceedings, to be read in title only, further reading waived (Attachment 1 to the Council report). (Five votes required)**
- 2. Authorize the City Attorney to take all steps necessary to commence legal proceedings in a court of competent jurisdiction to extinguish certain easement rights in a portion of Washington Alley by eminent domain.**

The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

Council recessed at 8:38 p.m. and reconvened at 8:54 p.m.

6.2 **405 San Antonio Road - Phase II.**

Mayor Clark opened the Public Hearing at 8:54 p.m.

Councilmember Inks recused himself from consideration of this item and left the meeting.

Senior Planner Minicucci presented an oral staff report and she, Zoning Administrator Beaudin, Community Development Director Tsuda, Public Works Director Fuller and City Manager Rich, responded to Council's questions.

**SPEAKING FROM THE FLOOR IN SUPPORT OF THE PROJECT AND/OR WITH
RECOMMENDATIONS AND CONCERNS:**

Mike Grehl, Merlone Geier Vice President. Mr. Grehl also responded to Council's questions.

Steve Rasmussen, The Milk Pail. Mr. Rasmussen also responded to Council's questions.

Steve Stoddard. Mr. Stoddard also responded to Council's questions.

Michael Katzman

Randy Everman

Harris Ginyard

Casey Wang, Project for Public Spaces

Pat Osborne

Talli Manton

Jesse Manton, DDS

Stephen Gillen

Dick Ahrons

Jacques Beaudouin

Ron Heckmann

Dave Lundy

Susan Barkan

Don Bahl

DJ Bahl

Steven Nelson

SPEAKING FROM THE FLOOR IN OPPOSITION TO THE PROJECT AND/OR WITH RECOMMENDATIONS AND CONCERNS:

Sandy Perry, Affordable Housing Network of Santa Clara County. Ms. Perry also responded to Council's questions.

Camille Marder

Larry Voytilla

Paul Davis

Job Lopez

Patrick Moore

Serge Bonte

Rob Ennals

Joan Rowdoski

Adina Levin, Friends of Caltrain

Marilyn Winkleby

Paul Edwards

Aldon Majorek

Eddie Keating

Lucas Ramirez

Unidentified woman

Bob Kirby

Chris Kwok

Linda Curtis

Joan MacDonald

Betsy Collard

Richard Woolley

Helen Wolter

Robyn

Karim Hyder

Dave Pilling

David Watson

Stephanie Munoz

Lenny Siegel

Mayor Clark closed the Public Hearing at 11:22 p.m.

MOTION - M/S Clark/Abe-Koga - To direct staff to work with the Applicant to define what the reduced office, increased housing alternative will look like and craft a new Environmental Impact Report alternative that reflects the reduced office and increased housing units, work with the environmental consultants to ensure that there are no new impact increases that could not be mitigated, and if that is the case, return the item for Council consideration within the October timeframe after the Study Session on the San Antonio Precise Plan.

The motion carried by the following vote:

Yes: 6 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

Recused: 1 - Councilmember Inks

7. UNFINISHED BUSINESS

7.1 Levi's Stadium Impacts to Downtown - Stadium Event Day Parking Pilot Program.

Note: This item was considered out of agenda order.

Business Development Specialist Chew presented an oral staff report and she, and Finance and Administrative Services Director Kong, responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS AND/OR WITH RECOMMENDATIONS:

Robert Cox
Don Letcher
Stephen Somerstein
Richard Turner
Julie Gallegos
Joni Ratts
Mark Buggy
Rita Galvan
Laura Blakely
Robyn
Adina Levin, Friends of Caltrain
Bruce Linn
Jim Neal
Linda Curtis
Stephanie Munoz
Larry Voytilla
Andrew Heaton

MOTION - M/S Bryant/Kasperzak - To:

- 1. Approve a proposed stadium event day parking pilot program consisting of a paid parking system in the downtown public parking facilities and a permit parking pilot program for residential neighborhoods during events at Levi's Stadium in Santa Clara from August 2014 to May 2015;**
- 2. Introduce an Ordinance Amending Section 19.92.1 of the Mountain View City Code Related to Parking in City Parking Lots, to be read in title only, further reading waived (Attachment 1 to the Council report);**
- 3. Adopt Resolution No. 17885 Establishing Parking Restrictions in the Downtown and Surrounding Residential Areas, Including Castro Street and City Parking Lots, During Events at Levi's Stadium in Santa Clara, Alternative No. 1 (Parking Lots 1, 4, 8 & 9), to be read in title only, further reading waived (Attachment 2 to the Council report);**
- 4. Adopt Resolution No. 17886 Amending the City of Mountain View Master Fee Schedule to Include a Paid Parking Fee During Events at Levi's Stadium in Santa Clara for Fiscal Year 2014-15, as set forth in, to be read in title only, further reading waived (Attachment 3 to the Council report);**
- 5. Appropriate \$48,000 in the Parking Maintenance and Assessment District Fund for the operation of a paid parking system during events at Levi's Stadium. (Five votes required);**
- 6. Appropriate and transfer \$37,000 from the General Fund Reserve to the General Operating Fund for the operation of a permit parking program during events at Levi's Stadium. (Five votes required); and**
- 7. Authorize the City Manager or his designee to execute an agreement with a parking management company to operate and manage a paid parking system during events at Levi's Stadium.**

The motion carried by the following vote:

- Yes:** 6 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark
- No:** 1 - Councilmember Inks

8. COUNCIL, STAFF/COMMITTEE REPORTS

None.

9. CLOSED SESSION REPORT

None.

10. ADJOURNMENT - At 12:32 p.m., Mayor Clark adjourned the meeting to the next City Council meeting to be held on Tuesday, July 8, 2014 at 6:30 p.m. in the Council Chambers, 500 Castro Street.

ATTEST:

LORRIE BREWER, MMC
CITY CLERK

APPROVED:

CHRISTOPHER R. CLARK
MAYOR