



Christopher R. Clark, Councilmember
John M. Inks, Councilmember
R. Michael Kasperzak, Jr., Councilmember

Ken S. Rosenberg, Vice Mayor
John McAlister, Councilmember
Leonard M. Siegel, Councilmember

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

Patricia Showalter, Mayor

Jannie L. Quinn, City Attorney

Council Chambers & Plaza - 500 Castro St.

5:00 PM

Tuesday, December 6, 2016

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

5:00 P.M.-STUDY SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)

1. CALL TO ORDER

2. ROLL CALL

Councilmembers Clark, Inks, Kasperzak, McAlister, Siegel, Vice Mayor Rosenberg, and Mayor Showalter

3. STUDY SESSION

3.1 Comprehensive Annual Financial Report and Other Related Reports for the Fiscal Year Ended June 30, 2016.

***Recommendation(s):* PURPOSE**

1. Hear and discuss comments by staff and Mr. David Bullock of Macias Gini & O'Connell, LLC (MGO), the City's external auditors, regarding the City's financial audit and Comprehensive Annual Financial Report for the fiscal year ended June 30, 2016.
2. Review the following financial and independent auditor's reports pertaining to the fiscal year ended June 30, 2016:
 - City of Mountain View Comprehensive Annual Financial Report and Independent Auditor's Reports (Attachment 1).
 - Single Audit Report (Attachment 2).
 - Article XIII-B Appropriations Limit (Attachment 3).
 - Pedestrian/Bicycle Facilities Grant (Attachment 4).

- Report to the City Council-Required Communications (Attachment 5).

These reports are attached and are available for public review at the City Clerk's Office, the Library, and the Council Agenda page of the City's website (www.mountainview.gov <<http://www.mountainview.gov/>>).

Attachment(s): [Study Session Memo](#)
[ATT 1 - CAFR 2016](#)
[ATT 2 - Single Audit Report](#)
[ATT 3 - Article XIII-B Appropriations Limit](#)
[ATT 4 - Pedestrian Bicycle Facilities Grant](#)
[ATT 5 - Report to the City Council](#)

5:45 P.M.-CLOSED SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

2. CLOSED SESSION

2.1 CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to Government Code Section 54956.9 (d) (2): One potential case.

2.2 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION, Government Code Section 54956.9 (d) (1)

Name of case: Nicholas Wayne Emmerling v. City of Mountain View, Santa Clara County Superior Court Case No. 115CV280920

6:30 P.M.-SPECIAL SESSION (TO BE HELD IN THE COUNCIL CHAMBERS)

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Councilmembers Clark, Inks, Kasperzak, McAlister, Siegel, Vice Mayor Rosenberg, and Mayor Showalter

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 Automated Guideway Transportation Feasibility Study, Project 17-36-Authorize Professional Services Agreement.

Recommendation(s): Authorize the City Manager or his designee to execute a professional services agreement with Lea+Elliott, Inc. (Lea+Elliott), to provide professional services for the Automated Guideway Transportation Feasibility Study, Project 17-36, in an amount not to exceed \$250,000.

Attachment(s): [Council Report](#)
[ATT 1 - Proposed Scope of Work](#)

4.2 Demolition of Various Buildings and Structures at Two Sites, Projects 15-50 and 13-40-Accept Construction.

Recommendation(s): Accept Demolition of Various Buildings and Structures at Two Sites, Projects 15-50 and 13-40, and authorize the final contract payment.

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

4.3 Green Bike Lane Pilot Project, Project 15-48-Accept Construction.

Recommendation(s): Accept Green Bike Lane Pilot Project, Project 15-48, and authorize the final contract payment.

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

4.4 City Hall Security, Project 15-46-Accept Construction.

Recommendation(s): Accept City Hall Security, Project 15-46, and authorize the final contract payment.

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

4.5 Crosswalk Improvements at W. Middlefield/Independence/Thaddeus, Project 15-23-Accept Construction.

Recommendation(s): Accept Crosswalk Improvements at W. Middlefield/Independence/Thaddeus, Project 15-23, and authorize the final contract payment.

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

4.6 Annual Report of the Investment Review Committee for Fiscal Year 2015-16.

Recommendation(s): Accept the Annual Report of the Investment Review Committee for Fiscal Year 2015-16.

Attachment(s): [Council Report](#)
[ATT 1 - IRC Annual Report](#)
[EXH 1 - Council Policy B-02 \(revised 12-8-15\) Exhibit 1](#)

4.7 Execute a Subordination Agreement to Provide Financing for Silicon Valley Clean Energy Authority (SVCEA).

Recommendation(s): Authorize the City Manager to execute a subordination agreement with River City Bank in conjunction with the Credit Agreement to provide financing for the Silicon Valley Clean Energy Authority.

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

4.8 2017 Council Meeting Schedule.

Recommendation(s): Confirm the schedule for City Council meetings and Study Sessions for the 2017 calendar year.

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

4.9 Library Space Modifications, Project 11-27-Amend Design Services Agreement.

Recommendation(s): Authorize the City Manager to amend the design services agreement with Noll & Tam Architects of Berkeley, California, to provide architectural and engineering design services for the Library Space Modifications, Project 11-27, in the amount of \$95,000 for a total not-to-exceed fee of \$226,600.

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

4.10 Accepting City of Mountain View Comprehensive Annual Financial Report and Various Other Related Reports.

Recommendation(s): Accept, acknowledge, and file the following financial and independent auditor's reports pertaining to Fiscal Year 2015-16:

- City of Mountain View Comprehensive Annual Financial Report and Independent Auditor's Report
- Single Audit Report
- Article XIII-B Appropriations Limit
- Pedestrian/Bicycle Facilities Grant
- Report to the City Council-Required Communications

These reports are not attached as they were distributed to the City Council with the Study Session report prior to this item on the agenda tonight. They are available for public review in the City Clerk's Office, the Library, and on the Council Agenda page of the City's website at:

<http://mountainview.gov/council/agendas/current_council_agendas.asp>

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

[ATT 1 - Year End Results](#)

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 number of topics for one three-minute period during the meeting. State law prohibits the Council from acting on nonagenda items.

6. PUBLIC HEARING

6.1 Approval of the Mountain View 2016 Water System Public Health Goals Report on Water Quality.

- Recommendation(s):*
1. Accept public comment regarding the City of Mountain View 2016 Water System Public Health Goals Report on Water Quality.
 2. Approve the City's 2016 Water System Public Health Goals Report on Water Quality and direct staff to file the report with the California State Water Resources Control Board.

Attachment(s): [Council Report](#)
[ATT 1 - 2016 Public Health Goals Report](#)

7. NEW BUSINESS

7.1 Consideration of Child-Care Center Contract Modifications.

Recommendation(s): Consider and approve a three-part recommendation for operator agreement modifications and budget direction for the City of Mountain View's Child-Care Center:

1. Authorize the City Manager to execute an amendment to the Child-Care Center operator agreement.
2. Appropriate \$50,000 in the Child-Care Commitment Reserve (CCCR) to subsidize low-income child-care students during Fiscal Year 2016-17. (Five votes required)
3. Direct the City Manager to include \$100,000 in the CCCR in the Fiscal Years 2017-18 and 2018-19 budget.

Attachment(s): [Council Report](#)
[ATT 1 - Child-Care Center Summary History](#)
[ATT 2 - Child-Care Center at Community Center Complex](#)
[ATT 3 - Agreement with Community Gatepath/Learning Links](#)
[ATT 4 - Learning Links Enrollment Update for October 2016](#)
[ATT 5 - Learning Links Req. to the City for Contract Modifications](#)

7.2 Gatekeeper Requests, December 2016.

Recommendation(s): Staff recommends that the City Council take the following actions:

1. Do not authorize the assignment of staff resources at this time for consideration of any of the applications to amend the City's General Plan Map, Zoning Map, or Precise Plans to consider development as requested in the 13 proposals outlined below; and
2. Direct staff to set a Study Session on a future agenda to review a number of options related to potential changes to the City's General Plan Map, Zoning Map, and/or Precise Plans and the Gatekeeper process in general.

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

[ATT 1 - Map - December 2016 Gatekeeper Requests](#)

[ATT 2 - October 2016-Planning Division Update](#)

[ATT 3 - Gatekeeper Request 1025 Terra Bella Avenue](#)

[ATT 4 - Gatekeeper Request 701-747 West Evelyn Street](#)

[ATT 5 - Gatekeeper Request 500-550 Ellis Street](#)

[ATT 6 - Gatekeeper Request 903 Castro Street](#)

[ATT 7 - Gatekeeper Request 1040 Terra Bella Avenue](#)

[ATT 8 - Gatekeeper Request 440-500 Logue Avenue](#)

[ATT 9 - Gatekpr Req 1958-1970 Latham/2290 Calif/570 S Rengstorff](#)

[ATT 10 - Gatekeeper Request 87 E Evelyn Av/ 57-67 E Evelyn Av](#)

[ATT 11 - Gatekeeper Request 301-381 East Evelyn Avenue](#)

[ATT 12 - Gatekeeper Request 913-987 Rengstorff Avenue](#)

[ATT 13 - Gatekeeper Request 918-940 San Rafael Avenue](#)

[ATT 14 - Gatekeeper Request 525-769 East Evelyn Avenue](#)

[ATT 15 - Gatekeeper Request 2645-2655 Fayette Drive](#)

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

The next Council Meeting will be held on Tuesday, December 13, 2016, at 6:30 p.m. in the Council Chambers, 500 Castro Street.

NOTICE

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, regardless of whether it is a regular or special meeting. For information on the next regular or special City Council meeting, please call (650) 903-6304.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office, 500 Castro Street, Third Floor, during normal business hours and at the Council Chambers at City Hall, Second Floor, during the meeting. In addition, such writings and documents will be posted on the City's web site at www.mountainview.gov.

COUNCIL MEETINGS AND AGENDA

The City Council meets regularly on the second and fourth Tuesday of each month at 6:30 p.m. in the Council Chambers at City Hall, 500 Castro Street, Second Floor. Special meetings are called as necessary by the Mayor and noticed at least 24 hours in advance.

Interested parties may review the agenda, minutes and staff reports at the Mountain View Library, 585 Franklin Street, beginning the Thursday evening before each meeting and at the City Clerk's Office, 500 Castro Street, Third Floor, beginning Friday morning. Agenda materials may also be viewed electronically at www.mountainview.gov. Staff reports are also available at the Council Chambers during the meeting.

SPECIAL NOTICE—Reference: Americans with Disabilities Act, 1990. Anyone who is planning to attend the next City Council meeting who is visually or hearing-impaired or has any disability that needs special assistance should call the City Clerk's Office at 903-6304 48 hours in advance of the Council meeting to arrange for assistance. Upon request, in advance, by a person with a disability, City Council meeting agendas and writings distributed during the meeting that are public records will be made available in the appropriate alternative format. Also upon request, in advance, an assistive listening device can be made available for use during the meeting.

The Council meetings are cablecast live on Channel 26 on the Mountain View Comcast cable system and are replayed on Thursday at 6:30 p.m., Saturday at 10:00 a.m., and Sunday at 5:00 p.m. following that week's Council meeting. In addition, Council Regular meetings are webcasted, and interested persons may visit the City's web site at www.mountainview.gov to watch the meetings live on their computer, laptop or PDA device. Archived broadcasts of previous meetings may also be accessed and watched on-line.

The Council may take action on any matter noticed herein, and their consideration and action on the matters noticed herein is not limited by the recommendations indicated in the Agenda or staff report(s). The Council may consider and act on items listed on the agenda in any order and thus all those interested in an item listed on the agenda are advised to be present throughout the meeting (see Policy and Procedure A-13). The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

By policy, no new items of business will be started after 10:00 p.m., unless an exception is made by vote of the Council.

ADDRESSING THE COUNCIL

Interested persons are entitled to speak on any action item listed on the agenda and are requested to fill out the blue cards available at the rear of the Council Chambers and deposit them with the clerk or at the podium as soon as completed. This will assure that your name and city of residence are accurately recorded in the minutes and that your interest in speaking is recognized. If you wish to speak and are not recognized by the Mayor, please approach the podium prior to completion of discussion on the item. Speakers are allowed up to three minutes each, and if a large group wishes to express its views, it is more effective to have one spokesperson.

Items on the "Consent Calendar" are not discussed individually but are approved as a group with one motion. If a citizen wishes to speak on an item on the Consent Calendar, he or she may come to the podium at the time announced by the Mayor and request that the item be pulled for discussion by the Council.

Anyone wishing to address the Council on a nonagenda item may do so during the "Oral Communications" part of the agenda. Speakers are allowed to speak one time on any number of topics for up to three minutes.

Reducing Time For Public Input: For any single agendized item and for Oral Communications from the Public, if there appears to be 15 or more speakers and the Council might not be able to conclude the scheduled agenda items for the meeting if speakers were allotted three (3) minutes each, the Mayor may reduce speaking time to no less than two (2) minutes per speaker unless there is an objection from Council, in which case majority vote shall decide the issue without debate.