



Margaret Abe-Koga, Mayor
Ellen Kamei, Vice Mayor
Chris Clark, Councilmember
Alison Hicks, Councilmember
Lisa Matichak, Councilmember
John McAlister, Councilmember
Lucas Ramirez, Councilmember

Kimbra McCarthy, City Manager
Krishan Chopra, City Attorney
Lisa Natusch, City Clerk

Video Conference with no Physical Meeting Location

6:30 PM

Tuesday, May 5, 2020

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

This meeting will be conducted in accordance with State of California Executive Order N-29-20, dated March 17, 2020. All members of the City Council will participate in the meeting by video conference, with no physical meeting location.

Members of the public wishing to observe the meeting may do so at <https://mountainview.legistar.com>, on YouTube at www.MountainView.gov/YouTube, and on Comcast Channel 26.

Members of the public wishing to comment on an item on the agenda may do so in the following ways:

1. Email comments to city.council@mountainview.gov by 5:00 p.m. on May 5. Emails will be forwarded to the City Council. Emails received after 5:00 p.m. and prior to the Mayor announcing that public comment is closed for each item will be read into the record at the meeting (up to 3 minutes, at the discretion of the Mayor). **IMPORTANT: identify the Agenda Item number in the subject line of your email. All emails received will be entered into the record for the meeting.**

2. Provide oral public comments during the meeting: click the following link to register in advance to access the meeting via Zoom Webinar: https://mountainview.gov/cc_speakers

- You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.

- When the Mayor announces the item on which you wish to speak, click the "raise hand" feature in Zoom or press *9 if participating by phone. For instructions on using the "raise hand" feature in Zoom, visit: https://mountainview.gov/raise_hand.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Mayor).

3. Members of the public who would like to provide comments to the City Council and are unable to send an email to city.council@mountainview.gov or access the live session to provide oral comments: please call 650-903-6436 and leave your comments in a voice mail message before 5:00 p.m. on May 5. Voice mail comments will be played during public comment for the item at the meeting (up to 3 minutes, at the discretion of the Mayor). **IMPORTANT: identify the Agenda Item number at the beginning of your voice mail message. Staff capacity to receive and process messages may be limited and we encourage reserving telephone access for those who are unable to send email comments or access the live meeting to provide oral comments.**

6:30 P.M.-SPECIAL SESSION (by Video Conference)

1. CALL TO ORDER

2. ROLL CALL

3. PRESENTATIONS

3.1 Proclamation in Recognition of Affordable Housing Month

3.2 Proclamation in Recognition of Asian Pacific American Heritage Month

3.3 COVID-19 Update by City Manager Kimbra McCarthy

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 Meeting Minutes

Recommendation(s): Approve City Council meeting minutes of April 28, 2020 and Shoreline Regional Park Community Minutes of April 28, 2020.

Attachment(s): [04-28-2020 City Council Minutes](#)
[04-28-2020 Shoreline Minutes](#)

4.2 Adopt a Resolution Establishing a Policy on the Temporary Suspension of Enforcement of Chapter 16, Article IV (Reusable Bag Ordinance) of the Mountain View City Code

Recommendation(s): Adopt a Resolution Establishing a Policy on the Temporary Suspension of Enforcement of Chapter 16, Article IV (Reusable Bag Ordinance) of the Mountain View City Code, to be read in title only, further reading waived (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution](#)
[ATT 2 - Letter](#)

4.3 Professional Services Agreement for Planning Services

Recommendation(s): Authorize the City Manager, or her designee, to execute a professional services agreement with Netto Planning Services, LLC, to provide planning services for an amount not to exceed \$125,000 for Fiscal Year 2020-21.

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

4.4 400 San Antonio Mini-Park, Project 20-48-Authorize Professional Services Agreement

Recommendation(s): Authorize the City Manager to execute a professional services agreement with Callander Associates Landscape Architecture, Inc., to provide design and construction support services for 400 San Antonio Mini-Park, Project 20-48, in an amount not to exceed \$243,000.

Attachment(s): [Council Report](#)
[ATT 1 - Consultant Scope and Budget](#)

4.5 Water and Sanitary Sewer Main Replacement Crossing U.S. 101, Project 16-61-Amend the Project Budget and Professional Design Services Contract

Recommendation(s):

1. Appropriate and transfer \$140,000 from the Wastewater Loan proceeds to Water and Sanitary Sewer Main Replacement Crossing U.S. 101, Project 16-61. (Five votes required)
2. Authorize the City Manager to amend the professional design services agreement with AECOM Technical Services, Inc., for the Water and Sanitary Sewer Main Replacement Crossing U.S. 101, Project 16-61, increasing compensation by \$117,000, for a total contract amount of \$811,080, and extending the term of the contract to January 31, 2023.

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

4.6 Continuation of the Personal Delivery Device Pilot Program

Recommendation(s): Approve continuation of the Personal Delivery Device Pilot Program for a period of nine months.

Attachment(s): [Council Report](#)
[ATT 1 - PDD Pilot Program Council Report - February 27, 2018](#)

4.7 Live Nation Rent Deferral Due to COVID-19

Recommendation(s): Authorize the City Manager and, acting as the Shoreline Regional Park Community Board, authorize the Shoreline Regional Park Community Executive Director to modify the existing agreement with Live Nation relating to Live Nation's rent payment schedule for use of Shoreline Amphitheatre and defer payments due for April, May, and June 2020 to

January, February, and March 2021, respectively, due to impacts of COVID-19.

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 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 New Residential Development at 355-365, 401 and 415 East Middlefield Road

- Recommendation(s):*
1. Approve an Initial Study of Environmental Significance for the 355-365, 401, and 415 East Middlefield Road Residential Project, pursuant to Section 15168 of the California Environmental Quality Act (Attachment 1 to the Council report).
 2. Adopt a Resolution Conditionally Approving a Planned Community Permit and Development Review Permit for a Residential Bonus FAR to Construct Two 7-Story Multi-Family Residential Buildings with 427 Units (157 Condominiums and 270 Apartments) with Three Levels of Structured Parking and 36 Four-Story Townhomes with Attached Garages, for a Total of 463 Residential Units, and a Transfer of Development Rights of 10,000 Square Feet from 2535 California Street, 506 Showers Drive, and 350 Showers Drive to 355 East Middlefield Road in Relation to the Los Altos School District TDR Program, and a Heritage Tree Removal Permit to Remove 18 Heritage Trees, to be read in title only, further reading waived (Attachment 2 to the Council report).
 3. Adopt a Resolution Conditionally Approving a Vesting Tentative Map to Create Five Residential Lots, Three Common Lots, and Dedication of a New 0.38-Acre Public Park on a 6.0-Acre Project Site Located at 355-365, 401, and 415 East Middlefield Road, to be read in title only, further reading waived (Attachment 3 to the Council report).
 4. Adopt a Resolution Ordering the Vacation of Public Easements on 355-365, 401, and 415 East Middlefield Road, to be read in title only, further reading waived (Attachment 4 to the Council report).
 5. Provide direction to City Staff on: (a) allocation of proposed community benefit funds; (b) the project's allowance to resell unused LASD TDR square footage; and (c) returning to Council for consideration

of an extension to the Transportation Impact Fee exemption deadline.

Attachment(s): [Council Report](#)
[ATT 1 - Initial Study of Environmental Significance](#)
[ATT 2 - Resolution for PCP, DRP and Tree Permits](#)
[ATT 3 - Resolution for a Vesting Tentative Map](#)
[ATT 4 - Resolution for Vacation of Public Easements](#)
[ATT 5 - City Council Report Dated January 16, 2018](#)
[ATT 6 - City Council Report Dated April 17, 2018](#)
[ATT 7 - City Council Report Dated October 16, 2018](#)
[ATT 8 - EPC Staff Report Dated June 19, 2019](#)
[ATT 9 - EPC Staff Report Dated February 19, 2020](#)
[ATT 10 - Project Plans](#)
[ATT 11 - East Whisman Precise Plan](#)
[ATT 12 - Applicant Letters](#)
[ATT 13 - Public Comments](#)

7. NEW BUSINESS

7.1 Fiscal Year 2019-20 General Operating Fund (GOF) Budget Status Update Report on the Impacts of COVID-19

- Recommendation(s):**
1. Receive the Fiscal Year 2019-20 General Operating Fund Budget Status Update Report on the Impacts of COVID-19.
 2. Approve reversal of a budgeted \$3.0 million transfer from the General Operating Fund to the Capital Improvement Program Reserve in the Fiscal Year 2019-20 Adopted Budget in order to maintain a balanced budget in Fiscal Year 2019-20. (Five votes required)
 3. Approve the recommended framework for development of the Fiscal Year 2020-21 Operating Budget.
 4. Direct staff to provide the City Council with quarterly budget updates in Fiscal Year 2020-21 to assess the potential ongoing financial impacts of COVID-19.

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

7.2 Allocation of Additional Funding for Rent Relief Program

- Recommendation(s):** That the City Council consider the following actions:
1. Appropriate \$1.0 million from the Successor Agency Fund for the Palo Alto Housing project at 950 West El Camino Real. (Five votes required)

2. Reallocate \$1.0 million in the Below-Market-Rate Housing Fund, originally budgeted for the Palo Alto Housing project at 950 West El Camino Real, to the COVID-19 Rent Relief Program.

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

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:

Please contact the City Clerk's Office with any questions regarding this agenda at 650-903-6304 or city.clerk@mountainview.gov.

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 and staff reports may be viewed online at mountainview.legistar.com.

City Council meetings are broadcast live on Comcast Channel 26 and replayed on Thursday at 6:30 p.m., Saturday at 10:00 a.m., and Sunday at 5:00 p.m. In addition, Council meetings are webcast live and archived at mountainview.legistar.com.

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. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.160 (b) (1))

ADDRESSING THE COUNCIL:

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.

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.