



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

Daniel H. Rich, City Manager
Krishan Chopra, City Attorney
Lisa Natusch, City Clerk

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

4:00 PM

Tuesday, November 12, 2019

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

4:00 P.M.-CLOSED SESSION (PLAZA CONFERENCE ROOM)

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

2. CLOSED SESSION

**2.1 Public Employee Appointment (California Government Code §54957) - Title of
Position: City Manager/Interim City Manager**

5:00 P.M.-STUDY SESSION (PLAZA CONFERENCE ROOM)

1. CALL TO ORDER

2. ROLL CALL

3. STUDY SESSION

**3.1 Conduct Environmental Planning Commission Applicant Interviews and Provide
Direction on Upcoming Absences for a Current Commissioner**

Recommendation(s): 1. Interview three applicants for upcoming Environmental Planning
Commission vacancies.

2. Discuss and provide direction regarding a current commissioner's
upcoming absences.

- Attachment(s):* [Study Session Memo](#)
[ATT 1 - November 12 Interview Schedule](#)
[ATT 2 - Incumbent Attendance Report](#)
[ATT 3 - Current EPC Roster](#)
[ATT 4 - 10-21-19 Letter from Commissioner Margaret Capriles](#)
[ATT 5 - EPC Members Selection Process](#)
[ATT 6 - Board/Commission/Committee Mbrs. Selection Guidelines](#)

6:30 P.M.-REGULAR SESSION (COUNCIL CHAMBERS)

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. PRESENTATION

3.1 Census 2020 Update

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 Amendment to Contracts for Outside Plan Checking, Inspection, and Administrative Services

- Recommendation(s):*
1. Increase appropriations in the amount of \$3,560,000 in the Community Development Department, Development Services Fund, for building and fire plan checking and inspection services. (Five votes required)
 2. Authorize the City Manager to execute amendments to increase consultant contracts for outside building and fire plan checking and inspection services with: CSG Consultants, Inc., from \$200,000 to \$400,000; ESH Consultants from \$100,000 to \$275,000; Fire & Risk Alliance, LLC, from \$100,000 to \$300,000; Shums Coda Associates, Inc., from \$650,000 to \$3,650,000, for services rendered July 1, 2019 through June 30, 2020, for a total increase of \$3,575,000.

- Attachment(s):* [Council Report](#)
[ATT 1 - Council Report—June 4, 2019](#)

4.2 Amend Chapters 8, 14, and 24 of the City Code to Adopt the 2019 California and 2018 International Codes, Incorporating by Reference Other Uniform Codes, and Adopt Reach Codes (Second Reading)

- Recommendation(s):**
1. Adopt an Ordinance Amending Chapter 8, Articles I through XIV, of the Mountain View City Code, Relating to the Adoption of the 2019 California Building Codes, Incorporating by Reference Other International and Uniform Codes, and Adoption of the 2018 International Property Maintenance Code and 1997 Uniform Code for the Abatement of Dangerous Buildings (Attachment 1 to the Council report). (First reading: 7-0)
 2. Adopt an Ordinance Amending Chapter 14, Articles I and II, of the Mountain View City Code, Relating to the Adoption of the 2018 International Fire Code, Incorporating by Reference the Amendments Adopted by the State of California to Establish the 2019 California Fire Code (Attachment 2 to the Council report). (First reading: 7-0)
 3. Adopt an Ordinance Amending Chapter 24, Article I, of the Mountain View City Code, Relating to Hazardous Materials (Attachment 3 to the Council report). (First reading: 7-0)

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance, Chapter 8](#)
[ATT 2 - Ordinance, Chapter 14](#)
[ATT 3 - Ordinance, Chapter 24](#)

4.3 Audio-Visual System Replacement for the Mountain View Senior Center, Project 19-31-Amend Project Budget

Recommendation(s): Authorize the transfer and appropriation of \$125,000 from the Construction/Conveyance Tax Fund to the Audio-Visual System Replacement for the Mountain View Senior Center, Project 19-31, for a total project budget of \$345,000. (Five votes required)

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

4.4 Fiscal Year 2018-19 Annual Compliance Report for Development Impact Fees and Capacity Charges; and Informational Reporting of Park Land Dedication Fee

- Recommendation(s):**
1. Review the Fiscal Year 2018-19 Annual Compliance Report for the Citywide Transportation Impact, Housing Impact, Rental Housing Impact, North Bayshore Development Impact, Water Development Impact, Sewer Development Impact, Water Capacity Charges, and Sewer Capacity Charges Funds (Attachment 1 to the Council report).
 2. Review the Fiscal Year 2018-19 informational reporting for the Park Land Dedication Fund (Attachment 1 to the Council report).
 3. Adopt a Resolution Making Findings with Respect to the Unexpended

Balance of the Sewer Development Impact Fund (California Government Code Section 66001(d)), to be read in title only, further reading waived (Attachment 2 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Fiscal Year 2018-19 Annual Compliance Report for Developm](#)
[ATT 2 - Resolution—Findings—Unexpended Balance of Sewer Devel](#)

4.5 Approve the Acquisition of Fee Title from a Portion of 917/943 North Shoreline Boulevard (APN: 153-16-045) for the Shoreline Boulevard Reversible Transit Lane Project, Project 18-47

- Recommendation(s):*
1. Approve the Acquisition of Fee Title, together with a Temporary Construction Easement, from a portion of 917/943 North Shoreline Boulevard (APN: 153-16-045), owned by Harry K. Wong and Rosemary T. Wong, husband and wife, in the amount of \$235,000, and dismissal of the eminent domain proceedings against the property once acquired.
 2. Authorize the City Manager or his designee to execute all documents and take all necessary actions related to the acquisition of fee title and a Temporary Construction Easement from portions of 917/943 North Shoreline Boulevard (APN: 153-16-045) for the Shoreline Boulevard Reversible Transit Lane Project, Project 18-47.

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 HEARING-None.

7. UNFINISHED BUSINESS

7.1 Potential 2020 Community Stabilization and Fair Rent Act Amendments

- Recommendation(s):*
1. Adopt a methodology to set the Annual General Adjustment of rent in the Community Stabilization and Fair Rent Act (Attachment 5 to the Council report).
 2. Approve the draft amendments to the Community Stabilization and Fair Rent Act (Attachment 3 to the Council report).
 3. Approve the ballot question and placement of the City-Initiated Community Stabilization and Fair Rent Act Charter amendment on the

ballot for March/November 2020.

a. Adopt a Resolution Calling for the Holding of a Special Municipal Election on Tuesday, March 3, 2020 and Requesting the Board of Supervisors of the County of Santa Clara to Consolidate the Special Municipal Election with the Statewide Primary Election to be Held on that Date Pursuant to §10403 of the Elections Code for the Purpose of Submitting to the Voters a Proposed Charter Amendment and Related Actions, to be read in title only, further reading waived (Attachment 6 to the Council report).

b. Direct the City Attorney to prepare an impartial analysis of the ballot measure.

c. Determine whether the Council will submit an argument related to the ballot measure and designate the Mayor and/or Councilmembers to write and sign the argument.

d. Determine whether to print the full text of the amendment in the Voter Information Guide.

e. Direct the City Clerk and the City Attorney to take all necessary related actions for submitting the measure to the voters on March 3, 2020.

4. Determine whether or not to place the Voter-Initiated “The Mountain View Homeowner, Renter, and Taxpayer Protection Initiative” Community Stabilization and Fair Rent Act Charter amendment on the ballot in March 2020. If so, take the following actions:

a. Adopt a Resolution Calling for the Holding of a Special Municipal Election on Tuesday, March 3, 2020 and Requesting the Board of Supervisors of the County of Santa Clara to Consolidate the Special Municipal Election with the Statewide Primary Election to be Held on that Date Pursuant to §10403 of the Elections Code for the Purpose of Submitting to the Voters a Proposed Initiative Charter Amendment, and Related Actions, to be read in title only, further reading waived (Attachment 10 to the Council report).

b. Direct the City Attorney to prepare an impartial analysis of the ballot measure.

c. Determine whether the Council will submit an argument related to the ballot measure and designate the Mayor and/or Councilmembers to write and sign the argument.

- d. Determine whether to print the full text of the amendment in the Voter Information Guide.
 - e. Direct the City Clerk and the City Attorney to take all necessary related actions for submitting the measure to the voters on March 3, 2020.
5. Appropriate \$225,100 from the General Operating Fund Reserve for the Community Stabilization and Fair Rent Act amendments. (Five votes required)

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

[ATT 1 - September 17, 2019 City Council Meeting Staff Report](#)

[ATT 2 - October 14, 2019 CSFRA Subcommittee Meeting Staff Report](#)

[ATT 3 - Summary Table of Draft CSFRA Amendments](#)

[ATT 4 - Full Text of Draft CSFRA Amendment Language](#)

[ATT 5 - Summary Table of Draft Options for AGA Determination](#)

[ATT 6 - Draft Reso Calling the Election for a City-Initiated Measure](#)

[ATT 7 - Reso Certifying Sufficiency of Initiative](#)

[ATT 8 - Title and Summary for Initiative](#)

[ATT 9 - Full Text of Voter Initiative](#)

[ATT 10 - Draft Reso Calling the Election for Voter-Initiated Measure](#)

8. NEW BUSINESS

8.1 R3 Zoning Code Update: Scope of Work

- Recommendation(s):**
1. Approve the proposed scope of work for the City-initiated R3 Zoning Code Update project.
 2. Authorize the City Manager or designee to approve a professional services contract with Opticos Design, Inc. for the R3 Zoning Code Update in an amount not to exceed \$1.15 million.
 3. Appropriate and transfer \$310,000 from the Development Services Fund to the R3 Zone Update, CIP Project 20-67. (Five votes required)

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

[ATT 1 - Council Goal-Setting](#)

[ATT 2 - Map of R3 Zone Properties](#)

[ATT 3 - Consultant Scope of Work](#)

IMMEDIATELY FOLLOWING THE REGULAR SESSION - STUDY SESSION (COUNCIL CHAMBERS)

9. STUDY SESSION

9.1 Residential Parking Permit Program

Recommendation(s): The purpose of this Study Session is to provide an overview and update on the City's Residential Parking Permit (RPP) Program and to obtain City Council direction on possible changes to program criteria.

Attachment(s): [Study Session Memo](#)
[ATT 1 - Residential Parking Permit Program Guidelines](#)
[ATT 2 - Comparison of Cities](#)

10. COUNCIL, STAFF/COMMITTEE REPORTS

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

11. CLOSED SESSION REPORT

12. ADJOURNMENT

The next Council Meeting will be held on Monday, November 18, 2019, at 6:30 p.m. in the Council Chambers, 500 Castro Street.

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 and staff reports may be viewed 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 prior to Tuesday City Council meetings. Agenda materials may also be viewed online at mountainview.legistar.com.

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 during normal business hours and at the Council Chambers at City Hall, 2nd Floor, during the meeting.

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:

Anyone wishing to address the Council is requested to fill out a blue speaker card and deposit it with the City Clerk to ensure that your name is accurately recorded in the minutes.

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.

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.