



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

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

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March 17, 2020

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

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

**This meeting was conducted in accordance with State of California Executive Order N-25-20, dated March 12, 2020. Any or all members of the City Council participated in this meeting by teleconference.**

**5:45 P.M.-CLOSED SESSION (PLAZA CONFERENCE ROOM)**

The start time for Closed Session was not recorded.

**1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)**

The Closed Session announcement was not recorded.

**2. CLOSED SESSION**

- 2.1 Conference with Labor Negotiators (§54957.6) -- Agency Designated**  
**Representatives: City Manager Kimbra McCarthy, Assistant City Manager Audrey Seymour Ramberg, Human Resources Manager Sue Rush and Charles Sakai, Sloan Sakai Yeung & Wong LLP; Employee Organizations: Service Employees International Union (SEIU), Local 521; the EAGLES Association; the Police Officers Association (POA); the International Association of Fire Fighters (IAFF), Local 1965; Unrepresented Fire Managers; Unrepresented Police Managers; and Unrepresented Confidential Employees**

**STUDY SESSION (COUNCIL CHAMBERS)**

The Study Session was canceled.

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. STUDY SESSION**

**3.1 Preliminary Review of the Fiscal Year 2020-21 Capital Improvement Program**

The purpose of this Study Session, the first of two planned prior to the Council's scheduled adoption of the Capital Improvement Program (CIP)

in June, was to obtain initial Council input to guide staff in its preparation of the Fiscal Year 2020-21 CIP.

### **6:30 P.M.-SPECIAL SESSION (COUNCIL CHAMBERS)**

#### **1. CALL TO ORDER/PLEDGE OF ALLEGIANCE**

Mayor Abe-Koga called the meeting to order at 6:49 p.m.

Interim City Manager Max Bosel lead the Pledge of Allegiance.

#### **2. ROLL CALL**

Mayor Abe-Koga made opening remarks about the COVID-19 pandemic. She officially welcomed incoming City Manager Kimbra McCarthy.

Incoming City Manager McCarthy provided comments about the COVID-19 pandemic and the City's response. Fire Chief Juan Diaz, Former Interim City Manager/Police Chief Bosel and Public Works Director Dawn Cameron provided updates on City operations.

The Council directed questions to staff.

Present: 7 - Councilmember Clark, Councilmember Hicks, Councilmember Matichak, Councilmember McAlister, Councilmember Ramirez, Vice Mayor Kamei and Mayor Abe-Koga

#### **3. PRESENTATION**

##### **3.1 Swearing-In of City Manager Kimbra McCarthy**

City Clerk Natusch administered the Oath of Office to incoming City Manager McCarthy.

City Manager McCarthy provided comments.

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

There were no public speakers.

MOTION - M/S - Clark/Ramirez - To approve the Consent Calendar.

The motion carried by the following vote:

Yes: 7 - Councilmember Clark, Councilmember Hicks, Councilmember Matichak, Councilmember McAlister, Councilmember Ramirez, Vice Mayor Kamei, Mayor Abe-Koga

##### **4.1 Approve Meeting Minutes**

Approve City Council meeting minutes of February 25, 2020.

##### **4.2 Declaration of Vacant Seat on the Senior Advisory Committee**

Declare vacant the Senior Advisory Committee seat held by Leann Higgins due to absence from three consecutive Regular Meetings pursuant to City Charter Section 905 and Council Policy K-2, Council Advisory Body Appointments.

**4.3 West Middlefield Road Improvements, Between Rengstorff Avenue and Shoreline Boulevard, Project 19-35-Various Actions**

1. Adopt Resolution No. 18432 Authorizing the City Manager to Execute Program Supplement No. F026 to the Administering Agency-State Agreement for Federal-Aid Projects-Agreement No. 04-5124F15 with the State of California, acting by and through its Department of Transportation for West Middlefield Road Improvements, from Rengstorff Avenue to Shoreline Boulevard, Project 19-35.
2. Transfer and appropriate \$300,000 from the Construction/Conveyance Tax Fund to West Middlefield Road Improvements, Between Rengstorff Avenue and Shoreline Boulevard, Project 19-35. (Five votes required)
3. Approve plans and specifications for West Middlefield Road Improvements, Between Rengstorff Avenue and Shoreline Boulevard, Project 19-35, and authorize staff to advertise the project for bids.
4. Authorize the City Manager to award a construction contract to the lowest responsible bidder if the bid is within the project budget.

**4.4 Authorize the Shoreline Regional Park Community Executive Director or Designee to Amend the Existing Agreement with Live Nation to Allow Use of Lot B for Safe Parking Purposes**

Acting as the Shoreline Regional Park Community Board, authorize the Shoreline Regional Park Community Executive Director or designee to amend the existing agreement with Live Nation to allow the use of Lot B for Safe Parking purposes.

**4.5 Increase Appropriations in the Fire Department for Reimbursement of Mutual-Aid Support-Kincade Fire and OES Preposition/Mobilization**

For reimbursements not received by June 30, 2020, transfer and appropriate \$262,095.48 from the General Non-Operating Fund for the following: for the 2020 Kincade Fire (\$245,587.68) and the 2020 Office of Emergency Services (OES) Preposition/Mobilization (\$16,507.80). (Five votes required)

**4.6 Adopt a Resolution in Support of Outreach Activities to Ensure a Complete Count and Participation in the 2020 Decennial Census**

Adopt Resolution No. 18433 in Support of Outreach Activities to Ensure a Complete Count and Participation in the 2020 Decennial Census.

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

The following members of the public spoke:

Steven Goldstein  
Unidentified person

**7. NEW BUSINESS**

**7.1 Ratification of the Existence of a Local Emergency**

City Attorney Chopra noted the resolution had been revised to include the County of Santa Clara shelter in place regulations and a description of the impacts of the COVID-19 crisis on City staffing levels and the need to suspend various timelines with regard to processing deadlines.

There were no public speakers.

MOTION - MS - Clark/ Matichak - To adopt Resolution No. 18434 Ratifying the Existence of a Local Emergency.

The Council directed questions to staff.

The motion carried by the following vote:

Yes - 7- Councilmember Clark, Councilmember Hicks, Councilmember Matichak, Councilmember McAlister, Councilmember Ramirez, Vice Mayor Kamei, and Mayor Abe-Koga

City Attorney Chopra requested that an item be added to the Agenda due to the need for immediate attention.

Item for Immediate Action

City Manager McCarthy stated the item was regarding the financial impact of the COVID-19 pandemic on residents and landlords. She stated staff identified \$500,000 in below market rate funding that could be allocated toward focused rent relief efforts.

Recommendation(s):

1. The need exists to take action immediately.
2. The need for action came to the attention of the agency after the agenda was posted.
3. Appropriate \$500,000 from the below market rate funds for rent relief aid.
4. Authorize staff to work with the community partners to develop and administer relief aid to the broadest spectrum of tenants possible.

The Council directed questions to staff.

There were no public speakers.

MOTION - MS - Clark/ Matichak - To:

1. The need exists to take action immediately.
2. The need for action came to the attention of the agency after the agenda was posted.
3. Appropriate \$500,000 from below market rate funds for rent relief aid.
4. Authorize staff to work with community partners to develop and administer rent relief aid to the broadest spectrum of tenants possible.
5. Direct staff to research options to extend benefits to those in ownership units and look into other funding sources or programs that might be developed to assist small businesses.

The Council discussed the motion.

The motion carried by the following vote:

Yes - 7 - Councilmember Clark, Councilmember Hicks, Councilmember Matichak, Councilmember McAlister, Councilmember Ramirez, Vice Mayor Kamei, Mayor Abe-Koga

## **6. PUBLIC HEARINGS**

The Public Hearings were postponed.

### **6.1 Rowhouse Development at 1555 West Middlefield Road**

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

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

Councilmember McAlister stated he attended the National League of Cities Conference in Washington, D.C. He stated Councilmember Clark and he spoke with the U.S. Army. He stated he spoke to the Department of Transportation. He stated he attended a Transportation Committee meeting.

Councilmember Matichak stated she attended the National League of Cities Conference. She stated she attended a Airport Land Use Commission meeting and a Santa Clara/Santa Cruz Counties Airport/Community Roundtable meeting.

Councilmember Clark stated he attended the National League of Cities Conference in Washington, D.C. and a meeting with the U.S. Army.

Councilmember Hicks state she attended a Avenidas Board of Directors meeting.

Vice Mayor Kamei stated she attended a press conference held by the County of Santa Clara related to the 2020 Census.

Mayor Abe-Koga stated she attended a Silicon Valley Clean Energy Board of Directors meeting.

City Attorney Chopra stated during the Closed Session held on February 25, 2020, the

Council unanimously voted to reject two claims, 2020-3 and 2020-4, which had both been rejected.

Councilmember Ramirez requested consensus to have staff return to the Council before the end of the month with the urgency ordinance providing protections against evictions for non-payment of rent.

The Council discussed the possibility of placing a moratorium on evictions and directed questions to staff.

The Council unanimously requested a memo from outside counsel describing the legal authority of the Council to issue a moratorium on evictions, the status of City's rent relief fund, and matrix of what other cities were doing.

**9. CLOSED SESSION REPORT**

None for the Closed Session held on March 17, 2021.

**10. ADJOURNMENT**

At 9:08 p.m., Mayor Abe-Koga adjourned the meeting.

Approved on June 22, 2021.

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Margaret Abe-Koga, Mayor

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Lisa Natusch, City Clerk