

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



Ken S. Rosenberg, Councilmember
Patricia Showalter, Vice Mayor
Leonard M. Siegel, Councilmember

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

John McAlister, Mayor

Jannie L. Quinn, City Attorney

June 16, 2015

Plaza & Council Chambers

**JOINT SPECIAL MEETING OF THE CITY COUNCIL, SHORELINE REGIONAL PARK
COMMUNITY, AND THE CITY OF MOUNTAIN VIEW CAPITAL IMPROVEMENTS
FINANCING AUTHORITY**

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

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

At 5:00 p.m., an announcement was made by City Attorney Quinn, who described the items that Council would consider on the Closed Session Agenda below.

2. CLOSED SESSION

2.1 Conference with Labor Negotiators (§54957.6) - Agency Designated Representative: City of Mountain View Assistant City Manager Stevenson Diaz and Human Resources Manager Rush; Employee Organizations: Service Employees International Union (SEIU), Local 521; the EAGLES Association; the Police Officers Association (POA); Unrepresented Fire Professionals and Managers, Unrepresented Police Managers; Unrepresented Department Heads and Council Appointees; and Unrepresented Confidential Employees

2.2 Conference with Legal Counsel—Anticipated Litigation—Significant Exposure to Litigation Pursuant to Government Code §54956.9(d)(2)—One Potential Case

Mayor McAlister called the meeting to order at 5:03 p.m., and seeing no one wishing to speak, closed the meeting to the public.

All Councilmembers were present.

The Closed Session recessed at 5:58 p.m. and reconvened at 10:23 p.m.

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

1. CALL TO ORDER

Mayor McAlister called the meeting to order at 6:02 p.m.

2. ROLL CALL

Present: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember Rosenberg, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

3. STUDY SESSION

3.1 Community Center Design, Project 15-43-Schematic Design.

Provide input to staff regarding the schematic design of the Community Center. Direction on the architectural concept of the building will allow for design to progress during summer and fall 2015.

Principal Civil Engineer Au and Dahlin Group Vice President Karl Danielson presented oral reports and they, City Manager Rich and Community Services Director de la Montaigne, responded to Council's questions.

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

Peter Messina
Joanne Lehmkuhl
Karl Blum
Jim Eckman
Kristi Bezik
Xiaoran Wang

The Study Session concluded at 6:35 p.m.

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

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor McAlister called the meeting to order at 6:45 p.m. and led the Pledge of Allegiance.

2. ROLL CALL

Present: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember Rosenberg, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

3. PRESENTATION

Santa Clara Valley Water District Representative Gary Kremen presented information and updates on the drought and responded to Council's questions.

4. CONSENT CALENDAR

Councilmember Inks registered a no vote on Item 4.3 and recused himself from acting on Item 4.4.

MOTION - M/S Kasperzak/Siegel - To approve the Consent Calendar, with Councilmembers Inks voting no on Item 4.3 and disqualifying himself from acting on item 4.4.

The motion carried unanimously.

4.1 Approval of Minutes.

That Council approve the June 9, 2015 meeting minutes.

4.2 Shoreline Boulevard Crosswalk Improvements, Project 14-53-Accept Construction.

Accept Shoreline Boulevard Crosswalk Improvements, Project 14-53, and authorize the final contract payment.

4.3 North Bayshore Precise Plan Nexus Study.

- 1. Transfer and appropriate \$90,000 from the Shoreline Regional Park Community Fund's available balance to the existing North Bayshore Precise Plan CIP 11-45 to fund a nexus study for the North Bayshore Precise Plan. (Five votes required)**
- 2. Authorize the City Manager to enter into a contract with Economic & Planning Systems, Inc., for an amount not to exceed \$89,700 from the North Bayshore Precise Plan CIP 11-45, for completion of a nexus study for the North Bayshore Precise Plan.**

Councilmember Inks registered a no vote on this item.

4.4 Notice of Intention to Vacate Public Street Easements on Mora Drive.

Adopt Resolution No. 17955 of Intention to Vacate Public Street Easements on Mora Drive, to be read in title only, further reading waived, and set a public hearing for July 7, 2015, to consider the vacation.

Councilmember Inks disqualified himself from acting on this item.

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

None.

6. PUBLIC HEARINGS**6.1 South Whisman Master Plan and Phase I Development.**

Mayor McAlister opened the Public Hearing at 7:04 p.m.

Deputy Zoning Administrator Denis, Pulte Homes Division Vice President of Land Acquisition and Entitlement Dan Carroll, EFL Development representative Frank Kalcic and Cisco Systems Sales Business Development Manager Mike Potter presented oral reports and they, City Manager Rich, City Attorney Quinn, Zoning Administrator Beaudin, Public Works Director Fuller, and Cox, Castle & Nicholson representative Margo Bradish, responded to Council's questions.

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

Jim Pollart. Mr. Pollart also responded to Council's questions
Shirley Sutton, California Station Homeowners Association President
Deb Henigson
Roy Mize

SPEAKING FROM THE FLOOR WITH ENVIRONMENTAL INFORMATION AND RESPONDING TO COUNCIL'S QUESTIONS:

Sara Ziff, Environmental Protection Agency Environmental Engineer
Ron Helm, Cornerstone Earth Group Principal

Mayor McAlister closed the Public Hearing at 8:13 p.m.

By consensus, staff was directed to provide a memo to Council outlining the methodology regarding the unit equivalency calculation of the Rental housing Impact Fee.

MOTION - M/S Kasperzak/Rosenberg - to:

- 1. Adopt Resolution No. 17956 Certifying the South Whisman Precise Plan - Master Plan and Phase I Initial Buildout Environmental Impact Report Addendum and Adopting CEQA Findings, Mitigation Measures, and a Mitigation Monitoring and Reporting Program, to be read in title only, further reading waived (Attachment 1 to the Council report);**
- 2. Adopt Resolution No. 17957 Conditionally Approving a Planned Community Permit for a Master Plan within the P-37 (South Whisman) Precise Plan on Five Properties Totaling Approximately 38 acres of Land at 100 Ferguson Drive, 364 Ferguson Drive, 420-430 Ferguson Drive, 438-454 Ferguson Drive, and 500 Ferguson Drive, to be modified as agreed upon between Cisco Systems and the related parties, to be read in title only, further reading waived (Attachment 2 to the Council report);**
- 3. Adopt Resolution No. 17958 Conditionally Approving a Planned Community Permit and Development Review Permit to Construct a 198-Unit Rowhouse Development Project with a 2.76+/- Acre Public Park and a Heritage Tree Removal Permit to Remove up to 107 Heritage Trees at 100 and 420-430 Ferguson Drive, to be modified, as agreed upon by the City and the applicant, to be read in title only, further reading waived (Attachment 3 to the Council report);**
- 4. Adopt Resolution No. 17959 Conditionally Approving a Vesting Tentative Map to Create 105 Residential Lots, 17 Common Lots, New Public Street, and a 2.76+/- Acre Public Park on a 17.8 Acre Lot at 100 and 420-430 Ferguson Drive, to be read in title only, further reading waived (Attachment 4 to the Council report);**
- 5. Adopt Resolution No. 17960 Conditionally Approving a Planned Community Permit and Development Review Permit to Construct a Mixed-Use Project with 394 Apartment Units and 3,000 Square Feet of Commercial Space in Two 4-Story Buildings Over One Level of Underground Parking at 500 Ferguson Drive, to be read in title only, further reading waived (Attachment 5 to the Council report);**
- 6. Adopt Resolution No. 17961 Conditionally Approving a Preliminary Parcel Map to Create Two Lots on a 10.5 Acre Lot at 500 Ferguson Drive, to be read in title only, further reading waived (Attachment 6 to the Council report);**
- 7. Design irrigation systems in the projects to facilitate future conversion to alternate water sources, as certified by the Public Works Director as technically feasible and safe;**

8. With the 16 units as BMR, as proposed by EFL Development, and the in lieu fee for the ownership housing as proposed by Pulte Homes.

Yes: 6 - Councilmember Clark, Councilmember Kasperzak, Councilmember Rosenberg, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

No: 1 - Councilmember Inks

Council recessed at 8:57 p.m. and reconvened at 9:07 p.m.

6.2 Residential Project at 231 Hope Street.

Mayor McAlister opened the Public Hearing at 9:07 p.m.

Assistant Planner Pancholi and Architect Bill Maston presented oral reports and responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Roy Mize

Mayor McAlister closed the Public Hearing at 9:30 p.m.

MOTION - M/S Clark/Kasperzak - To:

1. Adopt Resolution No. 17962 Conditionally Approving a Planned Community Permit and a Provisional Use Permit to Construct a Nine-Unit Residential Development Project (1B) and a Heritage Tree Removal Permit to Remove Two Heritage Trees at 231 Hope Street, to be read in title only, further reading waived (Attachment 1 to the Council report); and

2. Adopt Resolution No. 17963 Conditionally Approving a Tentative Subdivision Map to Create Nine Residential Condominium Units on a 0.25-Acre Lot at 231 Hope Street, to be read in title only, further reading waived (Attachment 2 to the Council report).

Yes: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember Rosenberg, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

6.3 Public Hearing on Proposed Wastewater and Trash/Recycling Rate Increases.

Mayor McAlister opened the Public Hearing at 9:35 p.m.

Finance and Administrative Services Director Kong presented an oral staff report and she, and City Manager Rich, responded to Council's questions.

Mayor McAlister asked if there were anyone in the audience that wished to submitted a protest and/or submit public comments.

The City Clerk announced that five written protests had been received.

Seeing no one wishing to speak, Mayor McAlister closed the Public Hearing at 9:42 p.m.

No further action was taken.

6.4 Adoption of FY 2015-16 Budgets, Appropriations Limit, and Fee Modifications; and Approval of FYs 2015-16 through 2019-20 Capital Improvement Program and Council Goals for FYs 2015-16 and 2016-17.

Mayor McAlister opened the Public Hearing at 9:44 p.m.

Finance and Administrative Services Director Kong presented an oral staff report and responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Don Bahl

Mayor McAlister closed the Public Hearing at 9:49 p.m.

Councilmembers Clark, Inks and Siegel recused themselves from consideration of the following action item and left the dais.

MOTION - M/S Kasperzak/Rosenberg - To adopt Resolution No. 17964 Approving Capital Improvement Projects 16-38, 16-39, and 17-46, Identified in the Fiscal Years 2015-16 through 2019-20 Capital Improvement Program, to be read in title only, further reading waived (Attachment 1 to the Council report).

The motion carried by the following vote:

Yes: 4 - Councilmember Kasperzak, Councilmember Rosenberg, Vice Mayor Showalter, and Mayor McAlister

Recused: 3 - Councilmember Clark, Councilmember Inks, and Councilmember Siegel

MOTION - M/S Rosenberg/Showalter - To:**City of Mountain View:**

- 1. Adopt Resolution No. 17965 Approving the Remainder of the Fiscal Years 2015-16 through 2019-20 Capital Improvement Program, Including Amendments to Existing Projects, Excluding the Shoreline Regional Park Community, to be read in title only, further reading waived (Attachment 2 to the Council report);**
- 2. Adopt Resolution No. 17966 Adopting the Fiscal Year 2015-16 City Budget, Excluding the Shoreline Regional Park Community, to be read in title only, further reading waived (Attachment 3 to the Council report);**
- 3. Approve the Fiscal Years 2015-16 and 2016-17 Council Goals and accompanying projects;**
- 4. Adopt Resolution No. 17967 Adopting the Fiscal Year 2015-16 Appropriations Limit, to be read in title only, further reading waived (Attachment 4 to the Council report);**
- 5. Adopt Resolution No. 17968 Amending the City of Mountain View Master Fee Schedule, to be read in title only, further reading waived (Attachment 5 to the Council report);**
- 6. For Fiscal Year 2014-15, transfer and appropriate the remaining balance of approximately \$100,000 in Shoreline Regional Park Community bond proceeds to Project 11-33, Athletic Field Construction. (Five votes required);**
- 7. Commit \$5,197,756 of Park Land Dedication funds (Park Land Dedication fees, interest earned, and CIP refunds from closed projects received from March 2014 through June 2014) to the planned and unscheduled projects shown on Exhibit B of Attachment 6 to the Council report;**
- 8. Commit \$7,726,918 of Park Land Dedication funds (Park Land Dedication fees and interest earned from July 2014 to January 2015) to the planned and unscheduled projects shown on Exhibit B of Attachment 6 to the Council report; and**

9. Change the commitment of \$3,106,196 of Park Land Dedication funds from the unscheduled Crittenden Park Ball Field Restroom; the Rengstorff, Whisman, and San Antonio Open Space Acquisition; and the Stevens Creek Trail Extension from Dale/Heatherstone to Mountain View High School projects to the planned and unscheduled projects shown on Exhibit B of Attachment 6 to the Council report.

Mountain View Shoreline Regional Park Community Actions:

10. Adopt Resolution No. S-152 Approving the Fiscal Years 2015-16 through 2019-20 Capital Improvement Program for the Shoreline Regional Park Community, Including Amendments to Existing Projects, and Adopting the Fiscal Year 2015-16 Shoreline Regional Park Community Budget, to be read in title only, further reading waived (Attachment 7 to the Council report).

City of Mountain View Capital Improvements Financing Authority Actions:

11. Acknowledge the City of Mountain View Capital Improvements Financing Authority has no action items for this fiscal year.

The motion carried by the following vote:

Yes: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember Rosenberg, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

By consensus, Council agreed to continue the meeting past 10:00 p.m. in order to consider the remaining items on the agenda.

6.5 General Plan Amendment - North Bayshore Residential Uses.

Mayor McAlister opened the Public Hearing at 9:55 p.m.

Principal Planner Alkire presented an oral staff report.

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

Deb Henigson
Roy Mize

Mayor McAlister closed the Public Hearing at 10:08 p.m.

MOTION - M/S Kasperzak/Showalter - To adopt Resolution No. 17969 Amending the City of Mountain View 2030 General Plan and General Plan Land Use Map to Allow Residential Uses in North Bayshore, to be read in title only, further reading waived.

MOTION - M/S Siegel/Rosenberg - To amend the main motion to eliminate the strike out in the language listed on Page 59 of the General Plan Map and Text Amendment (Attachment 2 to the Council report).

The amendment to the main motion carried by the following vote:

Yes: 4 - Councilmember Inks, Councilmember Rosenberg, Councilmember Siegel, and Vice Mayor Showalter

No: 3 - Councilmember Clark, Councilmember Kasperzak, and Mayor McAlister

The main motion, as amended, carried unanimously.

7. COUNCIL, STAFF/COMMITTEE REPORTS

Vice Mayor Showalter reported on her attendance at the Sustainable Silicon Valley meeting.

Councilmember Siegel reported on his role as a panelist on the Steering Committee's Regional Prosperity Plan at the Metropolitan Transit Commission.

Mayor McAlister reported on the meeting of the North County Mayors and City Managers.

8. CLOSED SESSION REPORT - None.

At 10:22 p.m., Council recessed to a continued Closed Session.

9. ADJOURNMENT - At 10:30 p.m., Mayor McAlister adjourned the meeting to the next Council Meeting to be held on Tuesday, June 23, 2015 in the Council Chambers, 500 Castro Street.

ATTEST:

LORRIE BREWER, MMC
CITY CLERK

APPROVED:

JOHN McALISTER
MAYOR