



Margaret Abe-Koga, Councilmember
Ronit Bryant, Councilmember
John M. Inks, Councilmember

R. Michael Kasperzak, Jr., Councilmember
John McAlister, Vice Mayor
Jac Siegel, Councilmember

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

Christopher R. Clark, Mayor

Jannie L. Quinn, City Attorney

April 22, 2014

Council Chambers - 500 Castro Street

**CITY COUNCIL, PARKS AND RECREATION COMMISSION, AND SUCCESSOR
AGENCY TO THE FORMER MOUNTAIN VIEW REVITALIZATION AUTHORITY**

**5:00 P.M.- STUDY SESSION - JOINT CITY COUNCIL AND PARKS AND
RECREATION COMMISSION (HELD IN THE CENTER FOR THE PERFORMING
ARTS, SECOND STAGE)**

1. CALL TO ORDER

Mayor Clark called the meeting to order at 5:01 p.m.

2. ROLL CALL

Councilmembers Abe-Koga, Bryant, Inks, Kasperzak, Siegel, Vice Mayor McAlister and Mayor Clark were present.

Commissioners Burney, Cornes, Herbach, Vice Chair Naegele (arrived at 5:05 p.m.) and Chair Wolter were present.

3. STUDY SESSION

3.1 Draft Parks and Open Space Plan Recommendations.

The purpose of this joint Study Session is to present the Parks and Recreation Commission's recommendations for the update of the Parks and Open Space Plan. Based on Council's comments and recommendations, a draft plan will be completed and presented to Council for approval in the fall of 2014.

Senior Administrative Analyst Kiner presented an oral staff report and she, Community Services Director de la Montaigne, City Manager Rich, Public Works Director Fuller and City Attorney Quinn, responded to the Council's and Commission's questions.

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

Jeral Poskey, Google Transportation Manager
Greg Unangst, Bicycle/Pedestrian Advisory Committee Chair
Aldona Majorek
John Scarboro
Jim Zaorski
Jarrett Mullen
Judy Levy

The Study Session concluded at 6:40 p.m.

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

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor Clark called the meeting to order at 6:40 p.m., and led the Pledge of Allegiance.

2. ROLL CALL

Present: 7 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

3. PRESENTATION

Mayor Clark presented a Proclamation Recognizing May as Bike Month to Bicycle/Pedestrian Advisory Committee Chair Greg Unangst.

4. CONSENT CALENDAR

Councilmembers Bryant and Siegel requested that Item 4.8 be removed from the Consent Calendar.

MOTION - M/S Siegel/Inks - To approve the remaining items on the Consent Calendar with Councilmember Inks and Vice Mayor McAlister recording "no" votes on Item 4.2 and Councilmember Inks recording a "no" vote on Item 4.3. The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

4.1 Approval of Minutes.

Approve the Minutes for the Special Council Meeting of April 1, 2014.

4.2 Adopt Amendments to City Code, Chapter 38 (Second Reading).

Adopt Ordinance No. 6.14 Amending Chapter 38 of the Mountain View City Code Relating to Regulating the Use of City Parks and Other City Facilities, to be read in title only, further reading waived. (First reading: 5-2; McAlister, Inks no)

Councilmember Inks and Vice Mayor McAlister recorded "no" votes on this item.

4.3 Adopt an Ordinance Amending Chapters 28 and 35 of the Mountain View City Code (Second Reading).

Adopt Ordinance No. 7.14 Amending Chapter 28, Article V, Division 2 of the Mountain View City Code Relating to Utilities and Chapter 35, Article IV of the Mountain View City Code Relating to Connections and Connection Charges. (First reading: 6-1; Inks no)

Councilmember Inks recorded a "no" vote on this item.

4.4 135 Franklin Street - Accept Public Improvements.

Accept the public improvements for the development at 135 Franklin Street for maintenance throughout their useful lives.

4.5 Permanente Creek Pedestrian/Bicycle Trail Old Middlefield Way to Rock Street, Project 12-35 - Accept Construction.

Accept Permanente Creek Pedestrian/Bicycle Trail Old Middlefield Way to Rock Street, Project 12-35, and authorize final contract payment.

4.6 Approve Human Relations Commission Request to Cosponsor the Silicon Valley African Film Festival.

Approve Human Relations Commission request to cosponsor the Silicon Valley African Film Festival in the amount of \$500.

4.7 Increase Appropriations in the Child-Care Commitment Reserve.

Increase appropriations \$10,000 in the Child-Care Commitment Reserve. (Five votes required)

4.8 Peninsula Corridor Electrification Project Draft Environmental Impact Report Comments.

Authorize the Mayor to send a letter to the Peninsula Corridor Joint Powers Board (Caltrain) commenting on the Draft Environmental Impact Report for the Peninsula Corridor Electrification Project (Attachment 1 to the Council report).

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Jim Neal

Unidentified man

MOTION - M/S Bryant/Kasperzak - To authorize the Mayor to send a letter to the Peninsula Corridor Joint Powers Board (Caltrain) commenting on the Draft Environmental Impact Report for the Peninsula Corridor Electrification Project (Attachment 1 to the Council report.) The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

4.9 Compensation Agreement Related to Dissolution of Former Revitalization Authority.

Authorize the City Manager or his designee to execute the Compensation Agreement and submit it to the affected taxing entities for their approval.

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

Curt Riffle, Midpeninsula Regional Open Space District Boardmember, presented information regarding Measure AA, and requested that Council agendaize consideration of endorsing Measure AA.

Don Letcher expressed concerns with the rental of single family homes in the City of Mountain View as rooming houses for interns for high-tech companies.

Cherie Walkowiak presented Public Works Director Fuller and the Community Development Director Tsuda with a copy of the Urban Bikeway Design Guide, and requested that the City enact the design standards referenced in the guide.

John Scarboro spoke in support of the Urban Bikeway Design Guide.

Meghan Fraley, representing the Politically Inspired Action organization, spoke in support of raising the minimum wage in the City of Mountain View.

Joanne Knight spoke in support of raising the minimum wage in the City of Mountain View and increasing Council's compensation.

Mike Fischetti spoke in support of raising the minimum wage in the City of Mountain View, as well as Council's compensation.

Joan MacDonald spoke in support of raising the minimum wage in the City of Mountain View.

Marilyn Winkleby spoke in support of raising the minimum wage in the City of Mountain View.

Marti Wright spoke in support of raising the minimum wage in the City of Mountain View.

Bernardo Bernardo spoke in support of raising the minimum wage in the City of Mountain View.

Jules Brouillet, representing the Peninsula Young Democrats, spoke in support of raising the minimum wage.

Reverend Michael Young spoke in support of raising the minimum wage in the City of Mountain View.

Aravind Srinivasan presented information regarding the minimum wage campaign in the City of San Jose, and encouraged Council to consider raising the minimum wage in the City of Mountain View.

Melissa Mejia, representing the Campus Alliance for Economic Justice, presented information regarding the City of San Jose's campaign on raising the minimum wage, and requested that Council consider raising the minimum wage in the City of Mountain View.

Paul George, Peninsula Peace and Justice Center Director, spoke in support of raising the minimum wage in the City of Mountain View.

Gary Wesley, presented information regarding the minimum wage ballot measure that was

conducted by the City of San Jose, and spoke in support of raising the minimum wage in the City of Mountain View.

Alex Eulenberg spoke in opposition to raising the minimum wage in the City of Mountain View.

An unidentified man spoke in support of raising the minimum wage in the City of Mountain View.

6. PUBLIC HEARING

6.1 Fiscal Year 2014-15 CDBG/HOME Funding Cycle-Public Hearing.

1. **Allocate an estimated \$480,000 in Community Development Block Grant (CDBG) and \$658,000 in Home Investment Partnership Program (HOME) funds to Fiscal Year 2014-15 capital projects (Attachment 1 to the Council report).**
2. **Allocate the maximum allowable amount, currently estimated at \$100,000 in CDBG funds, to existing public service programs as shown on Attachment 2 of this Council report.**
3. **Allocate the maximum allowable amount, currently estimated at \$110,000 in CDBG and \$22,000 in HOME funds, for the management and administration of the CDBG and HOME programs.**
4. **If the actual allocations, program income, and/or carryover are more or less than the amounts estimated, proportionally allocate the difference to the capital project agencies based on their awarded funding levels up to the amounts requested; proportionately allocate the maximum allowable increased or decreased CDBG allocation and program income to public service agencies up to the amounts requested; proportionately allocate the maximum allowable increased or decreased CDBG and/or HOME allocation and program income to administration; and carry over the remaining funds to Fiscal Year 2015-16 capital projects.**
5. **Adopt the 2014-15 Action Plan in Attachment 3, as amended by the City Council's decisions, and authorize the City Manager to execute the required forms and certifications and submit this document to the U.S. Department of Housing and Urban Development.**
6. **Adopt a policy where changes in the final HUD CDBG allocations that exceed 20 percent of the estimated HUD allocations are brought back to a Council hearing to award the changes in funding to public service agencies; and proportionately allocate the increase of approximately \$10,000 over the estimate adopted for Fiscal Year 2013-14 to the public services agencies up to the amount requested.**

Mayor Clark opened the Public Hearing at 7:39 p.m.

Senior Planner Adams presented an oral staff report and she, and Administrative and Neighborhood Services Manager Lauzze, responded to Council's questions.

Seeing no one wishing to speak, Mayor Clark closed the Public Hearing at 7:46 p.m.

MOTION - M/S Siegel/Abe-Koga - To:

- 1. Allocate an estimated \$480,000 in Community Development Block Grant (CDBG) and \$658,000 in Home Investment Partnership Program (HOME) funds to Fiscal Year 2014-15 capital projects (Attachment 1 to the Council report);**
- 2. Allocate the maximum allowable amount, currently estimated at \$110,000 in CDBG funds, to existing public service programs as shown on Attachment 2 of this Council report; and**
- 3. Adopt the 2014-15 Action Plan in Attachment 3, as amended by the City Council's decisions, and authorize the City Manager to execute the required forms and certifications and submit this document to the U.S. Department of Housing and Urban Development.**

The motion carried by the following vote:

Yes: 6 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, and Mayor Clark

No: 1 - Vice Mayor McAlister

Councilmember Kasperzak recused himself from voting on the following action and left the dais.

MOTION - M/S Abe-Koga/Bryant - To:

- 1. Allocate the maximum allowable amount, currently estimated at \$110,000 in CDBG and \$22,000 in HOME funds, for the management and administration of the CDBG and HOME programs;**
- 2. If the actual allocations, program income, and/or carryover are more or less than the amounts estimated, proportionally allocate the difference to the capital project agencies based on their awarded funding levels up to the amounts requested; proportionately allocate the maximum allowable increased or decreased CDBG allocation and program income to public service agencies up to the amounts requested; proportionately allocate the maximum allowable increased or decreased CDBG and/or HOME allocation and program income to administration; and carry over the remaining funds to Fiscal Year 2015-16 capital projects; and**
- 3. Adopt a policy where changes in the final HUD CDBG allocations that exceed 20 percent of the estimated HUD allocations are brought back to a Council hearing to award the changes in funding to public service agencies; and proportionately allocate the increase of approximately \$10,000 over the estimate adopted for Fiscal Year 2013-14 to the public services agencies up to the amount requested.**

The motion carried by the following vote:

Yes: 6 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

Recused: 1 - Councilmember Kasperzak

7. NEW BUSINESS

7.1 Off-Leash Dog Venues.

The Parks and Recreation Commission recommend:

- 1. Create two fenced off-leash dog areas, one at Rengstorff Park and another on City land on the southwest corner of Latham Street and South Shoreline Boulevard. Also, have staff hold further meetings to determine rules and hours under the authority of the Community Services Director.**

- 2. Designate unfenced off-leash dog areas for a one-year trial at Cuesta and Whisman Parks with staff being directed to hold public meetings to discuss the logistics, time, and establish rules under the authority of the Community Services Director.**

Parks Manager Hurlburt presented an oral staff report and he, City Manager Rich, Community Services Director de le Montaigne and City Attorney Quinn, responded to Council's questions.

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

Don Letcher

Martin Rinard

Paul Reynolds

Joyce England

Christine Crimaldi

Doug Moore

Joey Bulash

Greg Coombe

Colleen Mullenex

Toni MacAskill

Caleb Grobs

Annie McLaughlin. Ms. McLaughlin also responded to Council's questions.

Michael Rollie

Don Bahl

Dorothy De Ocampo

Angle Moore

Kathleen Gould

Courtney Kramer

Roy Gvirtzman

MOTION - M/S McAlister/Inks - To establish a one-year trial for unfenced off-leash dog areas at Bubb, Cooper, Eagle and McKelvey for the hours of 6 a.m. - 10 a.m., weekdays only, Whisman Park 6 - 10 a.m. and 5 p.m. - 1/2 hour past Sunset, weekdays, Cuesta Park Dog Training permitted areas, Sunrise to Sunset, seven days a week, and Cuesta Annex, 6 a.m. - 10 a.m., seven days a week.

MOTION - M/S Kasperzak/Bryant - To amend the motion to remove Cuesta Annex from the list. The motion FAILED by the following vote:

Ayes: Councilmembers Bryant, Kasperzak, Mayor Clark

Noes: Councilmembers Abe-Koga, Inks, Siegel, Vice Mayor McAlister

The main motion carried by the following vote:

Yes: 5 - Councilmember Abe-Koga, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, and Vice Mayor McAlister

No: 2 - Councilmember Bryant, and Mayor Clark

Council recessed at 9:18 p.m. and reconvened at 9:32 p.m.

7.2 Council Compensation-Consideration of a Charter Amendment.

Review the report and recommendations of the Council Procedures Committee relative to Council Compensation and Charter Amendment and provide further direction to staff and/or the Council Procedures Committee.

City Manager Rich presented an oral staff report and he, and City Attorney Quinn, responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Don Letcher
Jim Neal

MOTION - M/S Kasperzak/McAlister - To direct staff to prepare a Ballot Measure to increase Council's compensation to \$1,200, and include the local Consumer Price Index increase or the average of the Miscellaneous City employee bargaining group Cost of Living Adjustment, whichever is lower.

The motion FAILED by the following vote:

Yes: 3 - Councilmember Kasperzak, Vice Mayor McAlister, and Mayor Clark

No: 4 - Councilmember Abe-Koga, Councilmember Bryant, Councilmember Inks, and Councilmember Siegel

MOTION - M/S Siegel/Kaserzak - To direct staff to prepare a Ballot Measure to increase the Council compensation to \$1,000, including the local Consumer Price Index increase or the average of the Miscellaneous City employee bargaining group Cost of Living Adjustment, whichever is lower.

The motion carried by the following vote:

- Yes:** 4 - Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark
- No:** 3 - Councilmember Abe-Koga, Councilmember Bryant, and Councilmember Inks

Councilmember Abe-Koga left the meeting at 10:32 p.m.

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

7.3 City-Wide Google Fiber Project.

- 1. Direct staff to complete the Google Fiber City Checklist.**
- 2. Authorize staff to prepare a streamlined permitting process for DIVCA franchise holders.**
- 3. Authorize the City Manager to execute the Network Hut Lease Agreement and any associated amendments.**

Chief Information Officer/Information Technology Director Jensen presented an oral staff report and he, Public Works Director Fuller, City Manager Rich and City Attorney Quinn, responded to Council's question.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Greg Coombe
Jim Neal
Bill Bien
Evan Kroske

MOTION - M/S Kasperzak/Bryant - To:

- 1. Direct staff to complete the Google Fiber City Checklist;**
- 2. Authorize staff to prepare a streamlined permitting process for DIVCA franchise holders; and**
- 3. Authorize the City Manager to execute the Network Hut Lease Agreement and any associated amendments.**

The motion carried by the following vote:

Yes: 6 - Councilmember Bryant, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor McAlister, and Mayor Clark

Absent: 1 - Councilmember Abe-Koga

8. COUNCIL, STAFF/COMMITTEE REPORTS

Staff was directed to bring back information regarding Measure AA for Council's endorsement consideration at its May 13th meeting.

9. CLOSED SESSION REPORT - None.

10. ADJOURNMENT - At 11:15 p.m., Mayor Clark adjourned the meeting to the next Special Council Meeting to be held on Monday, April 28, 2014 at 5:00 p.m. in the Senior Center, 266 Escuela Avenue.