



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

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Video Conference with No Physical Meeting Location

5:00 PM

Tuesday, September 8, 2020

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**JOINT MEETING OF THE CITY COUNCIL (REGULAR) 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 public comment portion of the 5:00 p.m. Closed Session and/or the 6:30 p.m. meeting may do so at <https://mountainview.legistar.com>, on YouTube at [www.MountainView.gov/YouTube](http://www.MountainView.gov/YouTube) and on Comcast Channel 26.**

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

- 1. Email comments to [city.council@mountainview.gov](mailto:city.council@mountainview.gov) by 5:00 p.m. on the meeting date. Emails will be forwarded to the City Council by the City Clerk's Office. Please identify the Agenda Item number in the subject line of your email. Emails received after 5:00 p.m. will not be read during the meeting but will be entered into the record for the meeting.**
- 2. Provide oral public comments in open session just prior to the Closed Session meeting (5:00 p.m.), and during the regular meeting (6:30 p.m.):**

**Online:**

**Register in advance to access the meeting via Zoom Webinar:  
[https://mountainview.gov/cc\\_speakers](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. Speakers will be notified of their turn shortly before they are called on to speak.**

By phone:

Dial: (669) 900-9128 and enter Webinar ID: 918 9003 9691

When the Mayor announces the item on which you wish to speak, dial \*9. Phone participants will be called on by the last two digits of their phone number.

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

For instructions on using the Zoom "raise hand" feature, visit [https://mountainview.gov/raise\\_hand](https://mountainview.gov/raise_hand).

### 5:00 P.M.-CLOSED SESSION

#### 1. CLOSED SESSION ANNOUNCEMENT

#### 2. CLOSED SESSION

- 2.1 Public Employee Performance Evaluation (California Government Code §54957(b)(1))-Title: Council Appointee: City Manager; and Conference with Labor Negotiators (California Government Code §54957.6(a))-Agency Designated Representative: Vice Mayor Kamei; Unrepresented Employee: City Manager
- 2.2 Conference with Legal Counsel-Formally Initiated Litigation (Government Code Section 54956.9(d)(1)); Name of case: James R. Zuegel v. City of Mountain View, et al., United States District Court, Northern District of California Case No. 5:17-cv-03249-BLF

### 6:30 P.M.-REGULAR SESSION

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

#### 2. ROLL CALL

#### 3. PRESENTATION

- 3.1 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 September 3, 2020.

*Attachment(s):* [09-03-20 Council Minutes](#)

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**4.2 Designate a Voting Delegate and Alternate for the 2020 League of California Cities Annual Conference**

**Recommendation(s):** Designate Mayor Margaret Abe-Koga as the Voting Delegate and Councilmember John McAlister as the Alternate for the General Assembly meeting at the 2020 League of California Cities Annual Conference.

**Attachment(s):** [Council Report](#)  
[ATT 1 - Voting Delegate Form](#)

**4.3 East Whisman Area Transit-Oriented Development Improvements, Phase II: Ellis Street Improvements, Project 16-48-Variou Actions**

**Recommendation(s):** 1. Approve receipt of \$90,000 from Google LLC, and appropriate the funds to the East Whisman Area Transit-Oriented Development Improvements, Phase II: Ellis Street Improvements, Project 16-48. (Five votes required)

2. Authorize the City Manager to amend the professional services agreement with BKF Engineers for the East Whisman Area Transit-Oriented Development Improvements, Phase II: Ellis Street Improvements, Project 16-48, to add an additional \$105,000 for a total agreement amount of \$351,812.

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

**4.4 Citywide Outdoor Business Operations Program**

**Recommendation(s):** Adopt a Resolution Temporarily Allowing Activities on Public and Private Property to Facilitate Outdoor Business Operations in Response to the COVID-19 State of Emergency, to be read in title only, further reading waived (Attachment 1 to the Council Report)

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

**4.5 Clarification of the Employer Contribution for Employees and Retired Annuitants Under the Public Employees' Medical and Hospital Care Act with Respect to the Mountain View Professional Firefighters and Police Officers Association**

**Recommendation(s):** 1. Adopt a Resolution Fixing the Employer Contribution at an Equal Amount for Employees and Annuitants Under the Public Employees' Medical and Hospital Care Act with Respect to a Recognized Employee Organization (001 Safety-Fire), to be read in title only, further reading waived (Attachment 1 to the Council report).

2. Adopt a Resolution Fixing the Employer Contribution at an Equal Amount for Employees and Annuitants Under the Public Employees'

Medical and Hospital Care Act with Respect to a Recognized Employee Organization (Group 002 Safety-Police), to be read in title only, further reading waived (Attachment 2 to the Council report).

3. Adopt a Resolution Authorizing the City Manager or Her Designee to Execute a Side Letter Amending the Memorandum of Understanding Between the Police Officers Association and the City for the Period of July 1, 2020 through June 30, 2021, to be read in title only, further reading waived (Attachment 3 to the Council report).

*Attachment(s):* [Council Report](#)  
[ATT 1 - Resolution](#)  
[ATT 2 - Resoluton](#)  
[ATT 3 - Resolution](#)

**4.6 Amendment to Resolution Nos. 18470 and 18489 to Extend the Castro Street Closure for Outdoor Dining to December 31, 2020, and Expand to Include Other Businesses**

*Recommendation(s):* Adopt a Resolution Amending Resolution No. 18470 and Resolution No. 18489 Temporarily Suspending and Designating Parking Restrictions and Prohibitions Pursuant to Mountain View City Code Chapter 19 and Temporarily Closing the 100, 200, 300, and 400 Blocks of Castro Street Pursuant to California Vehicle Code Section 21101 to Facilitate Outdoor Dining, to be read in title only, further reading waived (Attachment 1 to the Council report).

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

**4.7 Appointment to the Rental Housing Committee**

*Recommendation(s):* Adopt a Resolution Appointing a Member to the Rental Housing Committee, to be read in title only, further reading waived (Attachment 1 to the Council report).

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

**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.**

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## 7. NEW BUSINESS

### 7.1 Options for Extending the Safe Parking Program

**Recommendation(s):** Staff recommends the following actions associated with homelessness and the unstably housed to address the COVID-19 impacts on those groups:

1. Adopt a Resolution to Temporarily Authorize Safe Parking Operations 24 Hours a Day in Response to the COVID-19 Emergency, to be read in title only, further reading waived (Attachment 1 to the Council report). This action will enable a continuation of 24/7 safe parking at the Terra Bella lot and other private locations through the earlier of termination of the declaration of the local emergency plus 30 days, or June 30, 2021, unless extended by Council.
2. Acting as the City Council and Shoreline Regional Park Community Board, authorize the City Manager to amend the lease agreement with Live Nation to increase capacity of Shoreline Amphitheatre Lot B for safe parking and extend through the termination of the local emergency plus 30 days, but no later than June 30, 2021.
3. Authorize the City Manager to amend the lease agreement with the County of Santa Clara for the use of Shoreline Amphitheatre Lot B for safe parking to extend the agreement through the termination of the local emergency plus 30 days, but no later than June 30, 2021, and modify the number of passenger vehicles used for living to allow up to 4 new spaces, and allow use of up to 15 passenger vehicle spaces for commuter parking at the Shoreline Dog Park during Dog Park closure hours.
4. Authorize the City Manager to amend the lease agreement with the County of Santa Clara for the use of the Evelyn Lot for safe parking to extend the agreement through the termination of the local emergency plus 30 days, but no later than June 30, 2021, and modify the number of passenger vehicles used for living to allow up to 21 new spaces, and allow up to 15 passenger vehicle spaces for commuter parking.
5. Appropriate \$150,000 from the General Non-Operating Fund to the City Manager's Office to cover costs associated with expanding the number of safe parking spaces at existing lots, including additional restrooms, lot preparation, case management, and related services through the end of Fiscal Year 2020-21. (Five votes required)
6. Authorize the City Manager to execute an agreement with the County of Santa Clara for a total not to exceed \$575,000 to provide for safe

parking services, case management, outreach, and other related services through June 30, 2021.

7. Commit \$2.4 million from the Google Landings community benefit for homelessness initiatives towards the operation of the Mountain View Project Homekey Program.

*Attachment(s):* [Council Report](#)  
[ATT 1 - Resolution](#)  
[ATT 2 - Santa Clara and San Mateo Safe Parking Summary](#)  
[ATT 3 - Map](#)

## 8. STUDY SESSION (IMMEDIATELY FOLLOWING COUNCIL MEETING)

### 8.1 Plan Bay Area/Regional Housing Needs Allocation

*Recommendation(s):* The purpose of this meeting is to present the City Council with information on the Plan Bay Area and Regional Housing Needs Allocation processes.

*Attachment(s):* [Study Session Memo](#)  
[ATT 1 - Plan Bay Area Strategies](#)  
[ATT 2 - City of Mountain View Goals and Strategies](#)  
[ATT 3 - July 2, 2020 City Council Overview Memo](#)  
[ATT 4 - August 10, 2020 Cities Association Comment Letter](#)  
[ATT 5 - RHNA Statutory Objectives](#)  
[ATT 6 - RHNA Evaluation Metrics](#)

## 9. COUNCIL, STAFF/COMMITTEE REPORTS

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

## 10. CLOSED SESSION REPORT

## 11. ADJOURNMENT

## NOTICE TO THE PUBLIC:

The agenda and staff reports may be viewed online at <https://mountainview.legistar.com>.

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.

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 <https://mountainview.legistar.com> and on YouTube at [www.MountainView.gov/YouTube](http://www.MountainView.gov/YouTube).

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.

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 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.