



Margaret Abe-Koga, Councilmember
Christopher R. Clark, Councilmember
John McAlister, Councilmember

Lisa Matichak, Councilmember
Patricia Showalter, Councilmember
Leonard Siegel, Vice Mayor

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

Ken S. Rosenberg, Mayor

Jannie L. Quinn, City Attorney

November 07, 2017

Plaza & Council Chambers - 500 Castro St.

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

5:30 P.M.-STUDY SESSION (HELD IN THE PLAZA CONFERENCE ROOM)

1. CALL TO ORDER

Mayor Rosenberg called the meeting to order at 6:31 p.m.

2. ROLL CALL

Present: 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember Matichak, Councilmember McAlister, Councilmember Showalter, Vice Mayor Siegel, and Mayor Rosenberg

Mayor Rosenberg left the meeting at 7:02 p.m.

3. STUDY SESSION

3.1 Environmental Planning Commission Candidate Interviews.

Council conducted interviews of the two Environmental Planning Commissioner's incumbent Commissioners Kamei and Ramirez and will recommend reappointment of the incumbents at the November 28, 2017 Council meeting.

6:00 P.M.-CLOSED SESSION (HELD IN THE PLAZA CONFERENCE ROOM)

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

At 6:00 p.m., an announcement was made by Senior Assistant City Attorney Chopra, who described the item that Council would consider on the Closed Session Agenda below.

2. CLOSED SESSION

2.1 Conference with Real Property Negotiator (§54956.8)—Property: (186 College Avenue) (APN 148-38-121)—Agency Negotiator: Dennis Drennan, Real Property Program Administrator—Negotiating Party: Mr. Duncan Simmons—Under Negotiation: Price and Terms of Payment for Acquisition of Real Property

Seeing no one wishing to speak, Mayor Rosenberg closed the meeting to the public and called the meeting to order at 6:07 p.m.

All Councilmembers were present.

The Closed Session concluded at 6:20 p.m.

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

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor Rosenberg called the meeting to order at 6:31 p.m.

Councilmember McAlister led the Pledge of Allegiance.

2. ROLL CALL

Present: 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember Matchak, Councilmember McAlister, Councilmember Showalter, Vice Mayor Siegel, and Mayor Rosenberg

3. PRESENTATION

Mayor Rosenberg presented a Proclamation to former Mayor Judith Moss recognizing her life span of work and education, service on Council, and community activism.

4. CONSENT CALENDAR

MOTION - MS - McAlister/Abe-Koga - To approve the Consent Calendar.

The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Clark, Councilmember Matchak, Councilmember McAlister, Councilmember Showalter, Vice Mayor Siegel, and Mayor Rosenberg

4.1 **Approval of Minutes.**

That City Council approve the October 3, 2017 Council meeting minutes.

4.2 Increase Appropriations in the Police Department for AB 109 Funds Received from Santa Clara County.

Increase appropriations by \$51,000 in the Police Department, General Operating Fund, for funds received on August 15, 2017 from Santa Clara County for Mountain View's share of the State-allocated Assembly Bill 109 funding. (Five votes required)

4.3 City Auditor's Annual Report for Fiscal Year 2016-17 and Work Plan for Fiscal Year 2017-18.

- 1. Accept and file the City Auditor's Annual Report for Fiscal Year 2016-17.**
- 2. Approve the City Auditor's Work Plan for Fiscal Year 2017-18 as recommended.**

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

Robert Halbrook requested that Council send a letter to the FAA by the deadline of tomorrow, regarding a new procedure that will give the FAA the flexibility to route airplanes without knowledge of the public of where those routes will be located.

Beth Ericson expressed concerns with FAA's SERFR3 proposal, and she urged the City of Mountain View to stay involved in the process related to airplane noise.

Toni Rath expressed concerns with airplane noise, and he requested that Council send a letter to the FAA in opposition to the SERFR3 proposal.

Shari Emling expressed concerns with airplane noise, and she expressed appreciation to Council for staying on top of the issue.

Joan MacDonald, speaking on behalf of the League of Women Voters and Advocates for Affordable Housing, expressed concerns with losing affordable housing in support of ownership housing, and she urged Council to reconsider the impact fees, consider extending the time that fees take effect, and consider including BMR units in ownership housing developments.

Mark expressed concerns with the FAA's SERFR3 proposal and the limited amount of time for public comment on the proposal.

John Listic presented information regarding receptors in the brain and the ability of the body to kill cancer. Mr. Listic also spoke in support of medicinal cannabis.

Mayor Rosenberg left the meeting at 7:02 p.m.

6. PUBLIC HEARINGS**6.1 Public Hearing on Downtown Business Improvement Areas (BIAs) No. 1 and No. 2 and Allocation of 2018 BIA Revenues.**

Vice Mayor Siegel opened the Public Hearing at 7:02 p.m.

Business Development Specialist Tamisiea presented an oral staff report, and Economic Development Manager Andrade responded to Council's questions.

Seeing no one wishing to speak, Vice Mayor Siegel closed the public hearing at 7:05 p.m.

MOTION - MS - McAlister/Matichak - To:

- 1. Adopt Resolution No. 18171 Levying the Annual Benefit Assessments for Fiscal Year 2017-18 for Downtown Mountain View Business Improvement Area (BIA) No. 1, to be read in title only, further reading waived, (Attachment 1 to the Council report);**
- 2. Adopt Resolution No. 18172 Levying the Annual Benefit Assessments for Fiscal Year 2017-18 for Downtown Mountain View Business Improvement Area (BIA) No. 2, to be read in title only, further reading waived, (Attachment 2 to the Council report); and**
- 3. Authorize the City Manager to execute a contract for services with the Central Business Association (CBA) for 2018 and authorize the allocation of 2018 revenues from BIA No. 1 and BIA No. 2 to the CBA.**

The motion carried by the following vote:

Yes: 6 - Councilmember Abe-Koga, Councilmember Clark, Councilmember Matichak, Councilmember McAlister, Councilmember Showalter, and Vice Mayor Siegel

Absent: 1 - Mayor Rosenberg

6.2 Rowhouse Development at 2044 and 2054 Montecito Avenue.

Vice Mayor Siegel opened the Public Hearing at 7:09 p.m.

Associate Planner Bradley and SummerHill Homes Development Manager John Hickey presented oral reports and they, and City Manager Rich, Community Development Director Tsuda, City Attorney Quinn and Acting Zoning Administrator Williams, responded to Council's questions.

Seeing no one wishing to speak, Vice Mayor Siegel closed the Public Hearing at 7:41 p.m.

MOTION - MS - McAlister/Abe-Koga - To:

- 1. Adopt Resolution No. 18173 Conditionally Approving a Planned Unit Development Permit and a Development Review Permit to Construct a 52-Unit Rowhouse Development to Replace a 52-Unit Apartment Complex and a Heritage Tree Removal Permit to Remove 35 Heritage Trees at 2044 and 2054 Montecito Avenue, to be read in title only, further reading waived (Attachment 1 to the Council report), with encouragement to the developer to complete any bike or pedestrian connections to adjacent parcels if the opportunity arises;**
- 2. Adopt Resolution No. 18174 Conditionally Approving a Vesting Tentative Map to Create 52 Residential Lots and 13 Common Lots at 2044 and 2054 Montecito Avenue, to be read in title only, further reading waived (Attachment 2 to the Council report);**
- 3. Adopt Resolution No. 18175 Ordering the Vacation of Public Utility Easement and Wire Clearance Easement at 2044 and 2054 Montecito Avenue, to be read in title only, further reading waived (Attachment 3 to the Council report), including the staff report's reference to the reciprocal easement.**

The motion carried by the following vote:

Yes: 6 - Councilmember Abe-Koga, Councilmember Clark, Councilmember Matchak, Councilmember McAlister, Councilmember Showalter, and Vice Mayor Siegel

Absent: 1 - Mayor Rosenberg

6.3

Appeal of Approval of a New Hotel at 870 Leong Drive.

Vice Mayor Siegel opened the Public Hearing at 8:04 p.m.

City Attorney Quinn, Associate Planner Pancholi, and the Appellant's representative Melvin Emerich presented oral reports and they, Acting Zoning Administrator Williams, and Environmental Protection Agency Site Manager Alana Lee, responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Sunny Bonet

APPELLANT REBUTTAL:

Chandrakant Shah

Vice Mayor Siegel closed the Public Hearing at 8:50 p.m.

MOTION - MS - McAlister/Abe-Koga - To:

- 1. Approve the Mitigated Negative Declaration for the 870 Leong Drive hotel project in accordance with the California Environmental Quality Act (Attachment 1 to the Council report.); and**
- 2. Adopt Resolution No. 18176 Upholding the Zoning Administrator's Approval of a Planned Community Permit, a Provisional Use Permit, a Development Review Permit, and a Heritage Tree Removal Permit to Construct a New Hotel, and Remove Three Heritage Trees at 870 Leong Drive, to be read in title only, further reading waived (Attachment 2 to the Council report).**

The motion carried by the following vote:

Yes: 6 - Councilmember Abe-Koga, Councilmember Clark, Councilmember Matichak, Councilmember McAlister, Councilmember Showalter, and Vice Mayor Siegel

Absent: 1 - Mayor Rosenberg

Council recessed at 8:59 p.m., and reconvened at 9:15 p.m.

6.4 840 East El Camino Real Hotel Addition.

Vice Mayor Siegel opened the Public Hearing at 9:16 p.m.

Assistant Planner Panos, Shashi Group Vice President of Development Brian Froelich and Arcsine Architecture Owner Adam Winig presented oral reports and they, Acting Zoning Administrator Williams, Associate Planner Pancholi and City Attorney Quinn, responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS AND WITH RECOMMENDATIONS:

Carlos Duran, Carpenters Local 405

Vice Mayor Siegel closed the Public Hearing at 9:46 p.m.

MOTION - MS - Clark/Showalter - To adopt Resolution No. 18177 Conditionally Approving a Planned Community Permit and Development Review Permit to Allow a Four-Story, 18,366 Square Foot Addition to an Existing Four-Story, 160-Room Hotel, Including 38 New Guest Rooms and 4,024 Square Feet of Ground-Floor Commercial Space; a Provisional Use Permit to Allow 149 Parking Spaces In Lieu of the 260 Required Parking Spaces and to Allow Rooftop Amenities Above the Third Floor; and a Heritage Tree Removal Permit for the Removal of Seven Heritage Trees, Including Four Street Trees, at 840 East El Camino Real, with further direction to explore the possibility of providing a shuttle service for destinations within a five mile radius of the hotel, 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 Abe-Koga, Councilmember Clark, Councilmember Showalter, and Vice Mayor Siegel
- No:** 2 - Councilmember Matichak, and Councilmember McAlister
- Absent:** 1 - Mayor Rosenberg

MOTION M/S - Clark/Showalter - To continue the meeting past 10:00 p.m., in order to consider the remaining items on the agenda.

The motion carried unanimously.

7. NEW BUSINESS**7.1 Proposed Early Investment in Affordable Housing in Connection with LinkedIn Middlefield Campus Project.**

Councilmember Abe-Koga recused herself from acting on this item and left the meeting.

Project Manager Gil, LinkedIn Senior Manager of Community Relations Katie Ferrick, and Silicon Valley Housing Trust Chief Executive Officer Kevn Zwick presented oral reports and they, and Associate Planner Pancholi, responded to Council's questions.

Seeing no one wishing to speak, Vice Mayor Siegel closed the public comment period.

MOTION - MS - McAlister/Matichak - To:

- 1. Approve the prepayment of \$10 million in Housing Impact fees for the LinkedIn Middlefield Campus as proposed by LinkedIn in Attachment 1 to the Council report and direct staff to continue to work with LinkedIn and the Housing Trust of Silicon Valley to finalize an agreement; and**
- 2. Approve the concept of LinkedIn's early investment in Mountain View affordable housing as a Community Benefit for the LinkedIn Middlefield Campus.**

The motion carried by the following vote:

Yes: 5 - Councilmember Clark, Councilmember Matichak, Councilmember McAlister, Councilmember Showalter, and Vice Mayor Siegel

Absent: 1 - Mayor Rosenberg

Recused: 1 - Councilmember Abe-Koga

7.2 Letter of Support - Bay Area Air Quality Management District Rule 11-18: Reduction of Risk from Air Toxic Emissions at Existing Facilities (Toxic Risk Reduction).

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

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

Gary Latshaw

Karen Del Compare

Linda Sell, Bay Area for a Clean Environment

MOTION - M/S - Abe-Koga/McAlister - To direct staff to draft a letter of support for the Bay Area Air Quality Management District Rule 11-18: Reduction of Risk from Air Toxic Emissions at Existing Facilities. The motion carried by the following vote:

Yes: 6 - Councilmember Abe-Koga, Councilmember Clark, Councilmember Matichak, Councilmember McAlister, Councilmember Showalter, and Vice Mayor Siegel

Absent: 1 - Mayor Rosenberg

8. COUNCIL, STAFF/COMMITTEE REPORTS

Vice Mayor Siegel reported on his attendance at the Valley Transportation Authority El Camino Real Rapid Transit Policy Advisory Board meeting, Stevens Creek Fish Study meeting (with Councilmember Showalter), Silicon Valley@Home Elected Officials Roundtable, the Council Appointments Review Committee meeting (with Councilmember Showalter and Mayor Rosenberg), and a visit to Hope's Corner.

By consensus, staff was directed to add consideration of extending the terms limits of the Senior Advisory Committee members to the Council Procedures Committee.

Vice Mayor Siegel also reported on his attendance at the 129th Rescue Wing briefing and aerial tour (with Councilmembers McAlister and Showalter and Mayor Rosenberg).

By consensus, staff was directed to send a letter to the FAA, after consultation with Congresswoman Eshoo, to request a delay on the comment period for the SERFR3 proposal.

Councilmember Matichak reported on her attendance at the Santa Clara County Water Commission meeting.

By consensus, staff was directed to bring back a memo regarding the background for establishing the park in-lieu fees.

Councilmember Abe-Koga reported on her attendance at the the San Francisco Business Journal's Peninsula Structures Breakfast.

Councilmember Showalter reported on her attendance at the Chamber of Commerce Athena Awards luncheon, the Cities Association of Santa Clara County Board of Directors meeting, and a tour of City Hall with a group of Boy Scouts.

9. CLOSED SESSION REPORT - None.

10. ADJOURNMENT - At 11:12 p.m., Vice Mayor Siegel adjourned the meeting to the next City Council meeting to be held on Tuesday, November 28, 2017 at 5:00 p.m. in the Council Chambers, 500 Castro Street.

ATTEST:

APPROVED:

LORRIE BREWER, MMC
CITY

LENNY SIEGEL
VICE MAYOR