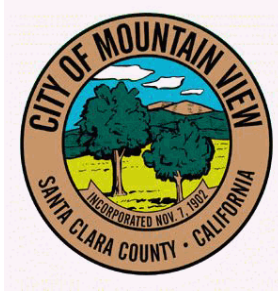


Christopher R. Clark, Councilmember  
John M. Inks, Councilmember  
R. Michael Kasperzak, Jr., Councilmember



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

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October 06, 2015

Plaza & Council Chambers - 500 Castro St.

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

#### **1. CALL TO ORDER**

Mayor McAlister called the meeting to order at 5:30 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**

##### **3.1 400 San Antonio Road Overview of Proposed Mixed-Use Project.**

Deputy Zoning Administrator Denis, Community Development Director Tsuda, Prometheus Real Estate Group, Inc., Senior Development Manager Nathan Tuttle and Studio T Square Architect Chek Tang presented oral reports and they, City Attorney Quinn and City Manager Rich, responded to Council's questions.

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

Lucas Ramirez

Don Bahl

DJ Bahl. Mr. Bahl also responded to Council's questions.

Bruce Berger

Suzanne Ah-Tye. Ms. Ah-Tye also responded to Council's questions.

Serge Bonte

Nancy Morimoto, Greater San Antonio Community Association Boardmember

Barbara Goodwin

Bill Cranston

The Study Session concluded at 6:57 p.m.

**6:30 P.M.- SPECIAL SESSION (HELD IN THE COUNCIL CHAMBERS)****1. CALL TO ORDER/PLEDGE OF ALLEGIANCE**

Mayor McAlister called the meeting to order at 7:08 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**

3.1 Jim Hickey of Summerhill Housing Group, representing the Silicon Valley Leadership Group, presented information regarding the Annual Turkey Trot.

**4. CONSENT CALENDAR**

**MOTION - M/S Kasperzak/Inks - To approve all items on the Consent Calendar. The motion carried unanimously.**

**4.1 Approval of Minutes.**

**That City Council approve the following minutes:**

- 1. July 2, 2015 City Council meeting;**
- 2. September 8, 2015 City Council meeting; and**
- 3. September 15, 2015 City Council meeting.**

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS WITH ITEM 4.1(3):

Gary Wesley

**4.2 Acceptance and Appropriation of Federal Funds Designated for the Fiscal Year 2015 Edward Byrne Memorial Justice Assistance Grant Program.**

- 1. Accept \$11,457 in grant funds from the Fiscal Year 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) Program to support a Systems Specialist position in the Police Department.**
- 2. Appropriate \$11,457 for the acceptance and expenditure of the grant funds. (Five votes required)**

**4.3 Acceptance and Appropriation of Federal Funds Designated for the Fiscal Year 2015 Bulletproof Vest Partnership Grant Program.**

- 1. Accept \$11,001 in grant funds from the Fiscal Year 2015 Bulletproof Vest Partnership Grant Program to assist with the purchase of bulletproof vests for the Police Department.**
- 2. Appropriate \$11,001 for the acceptance and expenditure of the grant funds. (Five votes required)**

**4.4 Final Map Approval, Tract No. 10320, 450 North Whisman Road.**

**Adopt Resolution No. 17989 Approving the Final Map of Tract No. 10320, Accepting Dedications and Making Findings as Required by the City Code, to be read in title only, further reading waived (Attachment 1 to the Council report).**

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

Don Letcher expressed appreciation to Councilmember Siegel for speaking up for the residents of the City of Mountain View on various issues.

Gary Wesley presented information on the City of Campbell's rent mediation program.

**SPEAKING FROM THE FLOOR SHARING THEIR INDIVIDUAL STORIES WITH RENT INCREASES AND/OR EXPRESSING CONCERNS WITH THE LACK OF AFFORDABLE HOUSING AND THE NEED FOR RENT STABILIZATION IN THE CITY OF MOUNTAIN VIEW:**

Kim Thompson  
Joceline Montebello  
Adera Ahern  
Anna Antonio  
Vernorris Taylor  
Nerissa VanTuyt  
Elizabeth Mabey  
Patrick Moore  
Elena Pacheco  
Alejandro Chavez  
Joan MacDonald  
Marilu Cuesta  
Carlos Castiblanco, speaking in English, translated in Spanish  
Paula Zenti  
Sally Lieber. Ms. Lieber also spoke in support of gun control.

SPEAKING FROM THE FLOOR SHARING THEIR EXPERIENCE AS LANDORDS/RENTAL HOUSING MANAGERS/INDIVIDUALS WITH FAIR RENTAL PRACTICES AND/OR EXPRESSING CONCERNS WITH RENT STABILIZATION:

Kai Zhu  
Jim Yan  
Unidentified woman  
Jim Neal  
Chunchi Me

## 6. PUBLIC HEARINGS

### 6.1 Public Meeting on Downtown Business Improvement Districts (BIDs).

Mayor McAlister opened the Public Hearing at 7:56 p.m.

Business Development Specialist Chew presented an oral staff report.

Seeing no one wishing to speak, Mayor McAlister closed the Public Hearing at 8:01 p.m.

#### **MOTION - M/S Kaseperzak/Inks - To:**

- 1. Preliminarily approve the report from the Central Business Association;**
- 2. Adopt Resolution No. 17990 of the City Council Declaring Its Intention to Levy Assessments for the Downtown Mountain View Business Improvement District No. 1, to be read in title only, further reading waived, and set a public hearing date of November 10, 2015 (Attachment 1 to the Council report); and**
- 3. Adopt Resolution No. 17991 of the City Council Declaring Its Intention to Levy Assessments for the Downtown Mountain View Business Improvement District No. 2, to be read in title only, further reading waived, and set a public hearing date of November 10, 2015 (Attachment 2 to the Council report).**

**The motion carried unanimously.**

## 7. NEW BUSINESS

### 7.1 Hope Street Lots Development.

Community Development Director Tsuda and Robert Green Company Principal Robert Green presented oral reports and responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS WITH THE PROPOSED PROJECT:

Patrick Moore

**MOTION - M/S Clark/Kasperzak - To authorize the City Manager, or his designee, to continue discussions with The Robert Green Company regarding development of the Hope Street lots.**

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

**No:** 1 - Councilmember Inks

**7.2 Appeal of Sharon and Jim Hayes Regarding the Revocation of Building Permit Numbers 2015-1348, 2015-1349, and 2015-1521 at 2164 University Avenue.**

Mayor McAlister opened the Public Hearing at 8:33 p.m.

City Attorney Quinn and Assistant Community Development Director Blount presented oral reports and they, and Community Development Director Tsuda, Development Services Coordinator Woodworth and Assistant Building Official Basinger, responded to Council's questions.

APPELLANT SPEAKING FROM THE FLOOR IN SUPPORT OF THE APPEAL AND RESPONDING TO COUNCIL'S QUESTIONS:

Eric McAllister, Attorney  
Jim Hayes  
Mrs. Hayes (Mr. Hayes' mother)

SPEAKING FROM THE FLOOR IN SUPPORT OF THE APPEAL AND/OR EXPRESSING CONCERNS:

Jim Neal  
Stephanie Munoz

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS AND/OR WITH INFORMATION RELATIVE TO THE APPEAL:

Jay Tang  
Barbara Williams

SPEAKING FROM THE FLOOR REBUTTING NEW INFORMATION PRESENTED:

Eric McAllister  
Jim Hayes  
Katherine Hayes (Mr. Hayes' wife)

**MOTION - M/S Siegel/Inks - To adopt Resolution No. 17992 Overturning the Building Official's Revocation of the Building Permit Numbers 2015-1348, 2015-1349, and 2015-1521, and Granting the Appeal of Sharon and Jim Hayes for the Property Located at 2164 University Avenue, with the following additional language: "Now, Therefore, be it resolved, that the City Council hereby finds that while Appellants' work on the companion unit exceeded the scope of the work authorized by the permits and extended the useful life of the companion unit, the City is estopped from revoking the permits and directs the Building Department to process the appropriate permits to allow the completion of the structure on the property at 2164 University Avenue," 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 Inks, Councilmember Kasperzak, Councilmember Siegel, and Mayor McAlister
- No:** 3 - Councilmember Clark, Councilmember Rosenberg, and Vice Mayor Showalter

**MOTION - M/S Kasperzak/Siegel - To continue the meeting past 10:00 p.m. to consider the remaining items on the agenda.**

**The motion carried by the following vote:**

- Yes:** 6 - Councilmember Clark, Councilmember Kasperzak, Councilmember Rosenberg, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister
- No:** 1 - Councilmember Inks

Council recessed at 10:44 p.m. and reconvened at 10:58 p.m.

### **7.3 Downtown Committee Bylaws.**

Business Specialist Chew presented an oral staff report and she, and City Manager Rich, responded to Council's questions.

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

**MOTION - M/S Clark/Showalter - To adopt Resolution No. 17993 Amending Articles II, III, IV, and VI of the Bylaws for the Downtown Committee Regarding Purpose, Downtown Area, Membership, and Duties (Change to the Seat Composition), which includes removing the Councilmember position by deleting Article 1, Membership Section IV, and changing one position from Downtown Business Property Owner to a Business At-Large position, to be read in title only, further reading waived (Attachment 1 to the Council report).**

**The motion carried by the following vote:**

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

**No:** 1 - Councilmember Kasperzak

## **8. ITEMS INITIATED BY COUNCIL**

### **8.1 Fair Rental Practices Program.**

**Direct staff to prepare a fair rental practices program for Mountain View rental property owners and managers consistent with Council direction and return to Council for approval.**

Councilmember Kasperzak presented an oral report and responded to Council's questions.

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

Stephanie Munoz

Edie Keating

Allison Bridges, representing the League of Women Voters. Ms. Bridges also responded to Council's questions.

Carol Lamont

Evan Ortiz. Mr. Ortiz also responded to Council's questions.

Lucas Ramirez

Philip Cosby

Patrick Moore

Juliet Brodie. Ms. Brodie also responded to Council's questions.

Michael Pierce. Mr. Pierce also responded to Council's questions.

Regan Avery

Tod Spieker

Angel Santuario. Mr. Santuario also responded to Council's questions.

Joshua Howard, representing the California Apartment Association. Mr. Howard also responded to Council's questions.

Tian Harter

Joan MacDonald

**MOTION - M/S Kasperzak/Showalter - To direct staff to prepare an approximation of program costs and timing for implementation of a fair rental housing program based on, but not limited to, the following elements:**

- 1 year rent increases
- 90-day rent increase notices
- tenants' right to a lease and lease renewals
- right to opt out of a lease
- agreement not to evict in order to increase rents

**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

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

Councilmember Kasperzak reported on his attendance at the League of California Cities Conference in San Jose last week.

Councilmember Siegel reported on his attendance at the League of California Cities Conference in San Jose last week, as well as his attendance at the Valley Transportation Authority El Camino Real Rapid Transit Policy Advisory Board meeting.

Councilmember Clark reported on his participation in the Silicon Valley Leadership Group's fall trip to Washington D.C.

Vice Mayor Showalter reported on her attendance at the attendance at the League of California Cities Conference in San Jose last week.

By consensus, staff was directed to agendize an item regarding Campaign Disclosures in the Spring of 2016.

**MOTION - M/S - To direct the City Attorney to prepare a version of her report on Campaign practices for public release when she has time, within reason.**

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

## **10. CLOSED SESSION REPORT**

City Attorney Quinn reported that the City has resolved the outstanding litigation of Zachary Platt vs. the City of Mountain View and Leslie Stahl, Santa Clara County Superior Court Case No. 114CV272157 Personal Injury case, settled in the amount of \$55,000.



**11. ADJOURNMENT - At 12:45 a.m., Mayor McAlister adjourned the meeting to the next Council Meeting to be held on Tuesday, October 13, 2015 in Council Chambers, 500 Castro Street.**

ATTEST:

\_\_\_\_\_  
LORRIE BREWER, MMC  
CITY CLERK

APPROVED:

\_\_\_\_\_  
JOHN McALISTER  
MAYOR