



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

Council Chambers - 500 Castro Street

4:30 PM

Tuesday, June 10, 2014

REVISED

CITY COUNCIL AND SHORELINE REGIONAL PARK COMMUNITY MEETING

4:30 P.M.-CLOSED SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

2. CLOSED SESSION

2.1 Conference with Real Property Negotiator (§54956.8)—Property: 750 Moffett Boulevard (APN 153-19-007)—Agency Negotiators: Alex Andrade, Economic Development Manager, Dennis Drennan, Real Property Program Administrator, Randy Tsuda, Community Development Director—Negotiating Parties: Broadreach Capital Partners, Hines, R. D. Olson Development, and T2 Hospitality—Under Negotiation: Price and Terms of Payment for Lease of Real Property

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

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. ROLL CALL

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

3. PRESENTATION

3.1 Presentation on Possible Countywide Transportation Tax Measure (Tentative)

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 Approval of Minutes.

Recommendation(s): Approve the Minutes for the following meetings:

- 1) Council Meeting of May 20, 2014;
- 2) Shoreline Regional Park Community Meeting of May 13, 2014; and
- 3) Shoreline Regional Park Community Meeting of May 20, 2014.

Attachment(s): [05-20-14 Council Minutes](#)
[05-13-14 Shoreline Minutes](#)
[05-20-14 Shoreline Minutes](#)

4.2 600 National Avenue Office Project (Second Reading).

Recommendation(s): Adopt an Ordinance Amending the Zoning Map of the City of Mountain View for the Properties at 401, 620, 630, and 640 National Avenue from the ML (Limited Industrial) District to the P (Planned Community) District.
(First Reading: 7-0)

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

4.3 Safe Routes to Schools Education Program, Project 14-35.

Recommendation(s): Adopt a Resolution Authorizing the City Manager to Execute All Program Supplements to the Administering Agency, State Agreement No. CML-5124(030), for Safe Routes to Schools Education Program, Project 14-35.

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

4.4 Resolution to Summarily Vacate Public Utility Easements at 2591 Garcia Avenue, 2632 Marine Way, and 2660 Marine Way.

Recommendation(s): Adopt a Resolution Ordering the Summary Vacation of Public Utility Easements at 2591 Garcia Avenue, 2632 Marine Way, and 2660 Marine Way (APN 116-02-021, 116-02-067, and 116-02-075), to be read in title only, further reading waived (Attachment 1 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution](#)
[ATT 2 - Map](#)
[ATT 3 - Exhibit A](#)
[ATT 4 - Exhibit B](#)
[ATT 5 - Exhibit C](#)
[ATT 6 - Exhibit D](#)

4.5 Interceptor Sewer Trunk Main Manhole Construction, Project 14-33 - Amend Professional Services Agreement.

Recommendation(s): Authorize the City Manager to amend the professional services agreement with BKF Engineers of Redwood City for Interceptor Sewer Trunk Main Manhole Construction, Project 14-33, in the amount of \$61,800 for a total not-to-exceed amount of \$120,600 to provide design services.

Attachment(s): [Council Report](#)
[ATT 1 - Site Map](#)
[ATT 2 - Proposal](#)

4.6 Cuesta Tennis Center Agreement-Mountain View Tennis Academy.

Recommendation(s): Approve the Parks and Recreation Commission recommendation to authorize the City Manager (or designee) to enter into a five-year agreement with Mountain View Tennis Academy for the operation of the Cuesta Tennis Center.

Attachment(s): [Council Report](#)
[ATT 1 - May 14, 2014 Parks and Recreation Commission Staff Report](#)

4.7 Appointments to the Youth Advisory Committee for the 2014-15 School Year Term.

Recommendation(s): 1. Approve the recommendation of the Council Youth Services Committee to appoint 15 members to the Youth Advisory Committee for the 2014-15 school year term.

2. Approve nine members-at-large/alternates to the Youth Advisory Committee for the 2014-15 school year term.

Attachment(s): [Council Report](#)
[ATT 1 - YAC Appointments 14-15](#)

4.8 Increase Appropriations for Water Costs in the General Fund Reserve, Shoreline Golf Links, Shoreline Regional Park Community, and Solid Waste Management Funds.

Recommendation(s): Recommend the following actions to fund additional water costs anticipated for the remainder of Fiscal Year 2013-14:

1. Appropriate \$114,000 in the Shoreline Golf Links Fund for the Community Services Department water budget. (Five votes required)
2. Appropriate and transfer \$32,000 from the General Fund Reserve to the Shoreline Golf Links Fund, Community Services Department water budget. (Five votes required)
3. Appropriate \$105,000 in the Shoreline Regional Park Community Fund for the Community Services Department water budget.
4. Appropriate \$36,000 in the Solid Waste Management Fund for the Public Works Department water budget. (Five votes required)

Attachment(s): [Council Report](#)
[ATT 1 - Water Usage Report](#)
[ATT 2 - Water Costs Report](#)

4.9 Increase Appropriation in the Fire Department for Strong Motion Instrumentation Program Funds Received.

- Recommendation(s):**
1. Increase appropriations in the Fire Department, Building Services Fund, in the amount of \$30,984 for Strong Motion Instrumentation Program funds received as of December 31, 2013. (Five votes required)
 2. Approve the carryover of appropriations to Fiscal Year 2014-15. (Five votes required)

Attachment(s): [Council Report](#)
[ATT 1 - SMIP Funds Letter](#)

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 number of topics for one three-minute period during the meeting. State law prohibits the Council from acting on nonagenda items.

6. PUBLIC HEARINGS

6.1 2600 Marine Way-Intuit.

Recommendation(s): Adopt a Resolution Certifying the 2600 Marine Way Office Project Final Environmental Impact Report and Adopting CEQA Findings, Including a Statement of Overriding Considerations, Mitigation Measures, and a Mitigation Monitoring Program, to be read in title only, further reading waived (Attachment 1 to the Council report).

Introduce an Ordinance Amending the Zoning Map for the Properties Located at 2600/2660/2698 Marine Way, 2591/2599 Garcia Avenue, 2618/2634/2636 Bayshore Parkway, and 2551 to 2601 Casey Avenue from the ML Zoning District to the P Zoning District, to be read in title only, further reading waived, and set a second reading for June 24, 2014 (Attachment 2 to the Council report).

Adopt a Resolution Conditionally Approving a Planned Community Permit for Two Office Buildings with a Floor Area Ratio of 1.0, Resulting in Approximately 364,000 Square Feet of Office Development and Two New Parking Structures, and a Heritage Tree Removal Permit for the Removal of 40 Heritage Trees at 2600/2660/2698 Marine Way, 2591/2599 Garcia Avenue, 2618/2634/2636 Bayshore Parkway, and 2551 to 2601 Casey Avenue, to be read in title only, further reading waived (Attachment 3 to the Council report).

Introduce an Ordinance Approving a Development Agreement for 2600/2660/2698 Marine Way, 2591/2599 Garcia Avenue, 2618/2634/2636 Bayshore Parkway, and 2551 to 2601 Casey Avenue, to be read in title only, further reading waived, and set a second reading for June 24, 2014 (Attachment 4 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution Certifying EIR](#)
[ATT 2 - Ordinance Amending the Zoning Map](#)
[ATT 3 - Resolution - Planned Community Permit](#)
[ATT 4 - Ordinance Approving a Development Agreement](#)
[ATT 5 - Project Plans](#)
[ATT 6 - February 6, 2013 Study Session Report](#)
[ATT 7 - October 2, 2013 EPC Study Session Report](#)
[ATT 8 - April 23, 2013 City Council Study Session Report](#)
[ATT 9 - October 22, 2013 City Council Staff Report](#)
[ATT 10 - May 21, 2014 EPC Public Hearing Staff Report](#)
[ATT 11 - EPC Summary Minutes](#)
[ATT 12 - Revised Development Agreement](#)

6.2 Public Hearing for the Fiscal Year 2014-15 Proposed Budget.

Recommendation(s): Convene a public hearing, accept public comment, and provide input on the Fiscal Year 2014-15 Proposed Budget.

Attachment(s): [Council Report](#)
[ATT 1 - FY 2014-15 Proposed Budget](#)

7. UNFINISHED BUSINESS

7.1 General Municipal Election-November 4, 2014.

- Recommendation(s):**
1. Adopt resolutions pertaining to the 2014 General Municipal Election as follows:
 - a. A Resolution and Order of the City Council of the City of Mountain View Calling a General Municipal Election to be Held on Tuesday, November 4, 2014, and Related Actions, for the purpose of electing three (3) members of the City Council, to be read in title only, further reading waived (Attachment 1 to the Council report).
 - b. A Resolution of the City Council of the City of Mountain View Submitting a Ballot Measure Regarding Council Compensation to the Voters at the General Municipal Election to be Held on Tuesday, November 4, 2014, and Related Actions, to be read in title only, further reading waived (Attachment 2 to the Council report).
 - c. A Resolution Requesting the Board of Supervisors to Authorize the Registrar of Voters to Contract for Election Services and Authorizing the City Clerk to Contract with the County of Santa Clara Pertaining to Services to be Performed by the County in Connection with the General Municipal Election to be Held on Tuesday, November 4, 2014, to be read in title only, further reading waived (Attachment 3 to the Council report).
 - d. A Resolution Adopting a 200-Word Maximum for a Candidate's Statement of Qualifications and Charging Each Candidate for a Fixed Share of Costs of the Printing and Handling for the General Municipal Election to be Held on Tuesday, November 4, 2014, to be read in title only, further reading waived (Attachment 4 to the Council report).
 2. Direct the City Attorney to prepare an impartial analysis of the Charter Amendment Measure.
 3. Direct the City Clerk and the City Attorney to take all necessary actions to do the following:
 - a. Call a General Municipal Election;
 - b. Request the Board of Supervisors of the County of Santa Clara to consolidate a General Municipal Election with the State-wide election to be held on Tuesday, November 4, 2014;
 - c. Submit a proposed Charter Amendment Measure; and
 - d. Take related actions.

Attachment(s): [Council Report](#)
[ATT 1 - Resolution - General Municipal Election](#)
[ATT 2 - Resolution - Ballot Measure](#)
[ATT 3 - Resolution - Election Services](#)
[ATT 4 - Resolution - Candidate Statement](#)
[ATT 5 - April 22, 2014 Agenda Report](#)

8. ITEMS INITIATED BY COUNCIL

8.1 Authorization to Fly Pride Flag.

Recommendation(s): That the City Council authorize the flying of the Pride Flag for up to 15 days during the month of June in recognition of LGBT Pride month.

Attachment(s): [Council Report](#)
[ATT 1 - Council Policy K-11](#)

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

The next Council Meeting will be held on Tuesday, June 17, 2014, at 6:30 p.m. in the Council Chambers, 500 Castro Street.

NOTICE

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, regardless of whether it is a regular or special meeting. For information on the next regular or special City Council meeting, please call (650) 903-6304.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office, 500 Castro Street, Third Floor, during normal business hours and at the Council Chambers at City Hall, Second Floor, during the meeting. In addition, such writings and documents will be posted on the City's web site at www.mountainview.gov.

COUNCIL MEETINGS AND AGENDA

The City Council meets regularly on the second and fourth Tuesday of each month at 6:30 p.m. in the Council Chambers at City Hall, 500 Castro Street, Second Floor. Special meetings are called as necessary by the Mayor and noticed at least 24 hours in advance.

Interested parties may review the agenda, minutes and staff reports at the Mountain View Library, 585 Franklin Street, beginning the Thursday evening before each meeting and at the City Clerk's Office, 500 Castro Street, Third Floor, beginning Friday morning. Agenda materials may also be viewed electronically at www.mountainview.gov. Staff reports are also available at the Council Chambers during the meeting.

SPECIAL NOTICE—Reference: Americans with Disabilities Act, 1990. Anyone who is planning to attend the next City Council meeting who is visually or hearing-impaired or has any disability that needs special assistance should call the City Clerk's Office at 903-6304 48 hours in advance of the Council meeting to arrange for assistance. Upon request, in advance, by a person with a disability, City Council meeting agendas and writings distributed during the meeting that are public records will be made available in the appropriate alternative format. Also upon request, in advance, an assistive listening device can be made available for use during the meeting.

The Council meetings are cablecast live on Channel 26 on the Mountain View Comcast cable system and are replayed on Wednesday at 6:30 p.m. and on Saturday at 11:00 a.m. following that week's Council meeting. If there is a live Environmental Planning Commission meeting on a Wednesday, the replay of the City Council meeting will be on a Thursday at 6:30 p.m. In addition, Council Regular meetings are webcasted, and interested persons may visit the City's web site at www.mountainview.gov to watch the meetings live on their computer, laptop or PDA device. Archived broadcasts of previous meetings may also be accessed and watched on-line.

The Council may take action on any matter noticed herein, and their consideration and action on the matters noticed herein is not limited by the recommendations indicated in the Agenda or staff report(s). The Council may consider and act on items listed on the agenda in any order and thus all those interested in an item listed on the agenda are advised to be present throughout the meeting (see Policy and Procedure A-13). The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

By policy, no new items of business will be started after 10:00 p.m., unless an exception is made by vote of the Council.

ADDRESSING THE COUNCIL

Interested persons are entitled to speak on any action item listed on the agenda and are requested to fill out the blue cards available at the rear of the Council Chambers and deposit them with the clerk or at the podium as soon as completed. This will assure that your name and city of residence are accurately recorded in the minutes and that your interest in speaking is recognized. If you wish to speak and are not recognized by the Mayor, please approach the podium prior to completion of discussion on the item. Speakers are allowed up to three minutes each, and if a large group wishes to express its views, it is more effective to have one spokesperson.

Items on the "Consent Calendar" are not discussed individually but are approved as a group with one motion. If a citizen wishes to speak on an item on the Consent Calendar, he or she may come to the podium at the time announced by the Mayor and request that the item be pulled for discussion by the Council.

Anyone wishing to address the Council on a nonagenda item may do so during the "Oral Communications" part of the agenda. Speakers are allowed to speak one time on any number of topics for up to three minutes.

Reducing Time For Public Input: For any single agendized item and for Oral Communications from the Public, if there appears to be 15 or more speakers and the Council might not be able to conclude the scheduled agenda items for the meeting if speakers were allotted three (3) minutes each, the Mayor may reduce speaking time to no less than two (2) minutes per speaker unless there is an objection from Council, in which case majority vote shall decide the issue without debate.