

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

June 24, 2014

Council Chambers - 500 Castro Street

THIS SPECIAL MEETING WAS TELECONFERENCED (C.S.T. TIME ZONE) PURSUANT TO GOVERNMENT CODE SECTION 54953(b) WITH MAYOR CLARK PARTICIPATING IN THE MEETING FROM SHENZHEN INTERNATIONAL HOTEL, FUTIAN 6035 SHENNAN AVENUE, SHENZHEN CHINA, GUANGDONG, CHINA. THE TELECONFERENCE LOCATION WAS ACCESSIBLE TO THE PUBLIC AND AN AGENDA FOR THE MEETING WAS POSTED AT THAT LOCATION PURSUANT TO GOVERNMENT CODE SECTION 54953(b)(3). MEMBERS OF THE PUBLIC HAD THE OPPORTUNITY TO ADDRESS THE LEGISLATIVE BODY AT THIS LOCATION.

5:00 P.M.-STUDY SESSION (HELD IN THE COUNCIL CHAMBERS)

1. CALL TO ORDER

Vice Mayor McAlister called the meeting to order at 5:05 p.m.

2. ROLL CALL

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

Mayor Clark participated by teleconference.

3. STUDY SESSION

3.1 Shoreline Boulevard Transportation Corridor Study.

The purpose of this Study Session is to:

- 1. Present revised alternatives for integrated transit, bicycle, and pedestrian facilities in the Shoreline Boulevard Corridor between the Downtown Transit Center and the North Bayshore Area.**
- 2. Obtain Council input regarding the concepts/alternatives to be further refined and included in the preferred design alternative that will be presented to the Council later this calendar year.**

Jim Lightbody, Project Manager and Nelson Nygaard Consulting Associate Principal Ria Lo presented oral reports and they, City Manager Rich, Public Works Director Fuller, and Nelson Nygaard Consulting Associate Project Planner Phil Olmstead, responded to Council's questions.

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

John Igoe, Google Real Estate Director. Mr. Igoe also responded to Council's questions.

Rob Graham

Steve Gazzera

Aldona Majorek

Ted Bankenburg

Janet Lafleur

Adina Levin, Friends of Caltrain

John Carpenter

Ken Tsukahara

Ed Rayue

The Study Session concluded at 6:59 p.m.

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

1. CALL TO ORDER

Vice Mayor McAlister called the meeting to order at 7:12 p.m.

2. PLEDGE OF ALLEGIANCE

Former Environmental Planning Commissioner Bob Weaver led the Pledge of Allegiance.

3. ROLL CALL

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

Mayor Clark participated by teleconference.

4. CONSENT CALENDAR

MOTION - M/S Siegel/Abe-Koga - To approve the Consent Calendar with Councilmember Inks registering 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.

That City Council approve the minutes for the Council meeting of June 10, 2014.

4.2 2600 Marine Way - Intuit (Second Reading).

1. Adopt Ordinance No. 9.14 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. (First reading: 6-0-1; McAlister absent.)

2. Adopt Ordinance No. 10.14 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. (First reading: 6-0-1; McAlister absent.)

4.3 Adoption of Tenant Relocation Assistance Ordinance Amendments (Second Reading).

Adopt Ordinance No. 11.14 Relating to Tenant Relocation Assistance as shown in Attachment 1 to the Council report. (First reading 6-1: Inks no)

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

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Don Letcher

4.4 Residential Project at 827 Rengstorff Avenue (Second Reading).

Adopt Ordinance No. 12.14 Amending the Zoning Map for the Property at 827 Rengstorff Avenue from the ML (Limited Industrial) District to the R3-2 (Multiple-Family Residential) District (Attachment 1 to the Council report). (First reading: 6-0-1; Clark absent)

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Don Letcher

4.5 Posting of Political Signs.

Adopt Resolution No. 17876 Rescinding Resolution No. 17316 and Adopting a Revised Resolution Designating Public Properties Upon Which Political Signs May be Posted, to be read in title only, further reading waived.

4.6 Transportation Fund for Clean Air Grant-Middlefield Light Rail Station Bike Share Station.

- 1. Accept \$141,640 in Transportation Fund for Clean Air (TFCA) grant funds for the Bay Area Bike Share Program.**
- 2. Authorize the City Manager or designee to execute all documents and agreements, and take all necessary actions related to the \$141,640 TFCA grant.**
- 3. Adopt a midyear capital improvement project entitled Middlefield Light Rail Station Bike Share Station. Appropriate \$141,640 in TFCA grant funds and appropriate and transfer \$50,360 from the Transit-Oriented Development Fund as the City matching funds for a total project budget of \$192,000. (Five votes required)**
- 4. Waive all City encroachment permit fees for the installation of the bike share station on City property.**

4.7 2011-12 Miscellaneous Water and Sewer Main Replacement, Projects 12-21 and 12-22 - Accept Construction.

Accept 2011-12 Miscellaneous Water and Sewer Main Replacement, Projects 12-21 and 12-22, and authorize the final contract payment.

4.8 California Street/Escuela Avenue Improvements Study, Project 14-41-Appropriate Funds and Authorize Professional Services Agreement.

- 1. Transfer and appropriate \$200,000 from the Construction/Conveyance Tax Fund to the California Street/Escuela Avenue Improvements Study, Project 14-41. (Five votes required)**
- 2. Authorize the City Manager or his designee to approve a professional services agreement with Nelson\Nygaard Consulting Associates, Inc. (Nelson\Nygaard) to provide professional services for the California Street/Escuela Avenue Improvements Study, Project 14-41, in an amount not to exceed \$341,000.**

- 4.9 **899 West Evelyn Avenue - Accept Public Improvements.**
- Accept the public improvements for the development at 899 West Evelyn Avenue for maintenance throughout their useful lives.
- 4.10 **2060-2066 Plymouth Street-Accept Public Improvements, Tract 10151.**
- Accept the public improvements for the development at 2060-2066 Plymouth Street, Tract 10151, for maintenance throughout their useful lives.
- 4.11 **Police/Fire Administration Building Refurbishments, Project 12-28 - Amend Construction Contract.**
- Authorize the City Manager to execute an amendment to the construction contract with Eternal Construction of Burlingame, adding an \$87,400 construction contingency for a total not-to-exceed contract amount of \$758,500.
- 4.12 **Adopt a Resolution to Amend the City's Salary Plans for Regular and Hourly Employees.**
- Adopt Resolution No. 17877 Authorizing the City Manager or His Designee to Amend the City of Mountain View's Salary Plans for Regular and Hourly Employees to Ensure All Classifications Reflect State Minimum Wages on an Ongoing Basis, to Update Salary Ranges for Police Reserve Officers, and to Adjust the Salary Range for the Classifications of Fire Chief and Human Resources Manager, to be read in title only, further reading waived.
- 4.13 **Contracts for Outside Plan Checking and Inspection Consultant Services.**
- Authorize the City Manager to execute contracts for outside plan checking and inspection services with Shums Coda Associates (\$650,000); CSG Consultants, Inc. (\$150,000); Hughes Associates, Inc. (\$125,000); Aon Fire Protection Engineering Corporation (\$125,000); and O'Brien Code Consulting, Inc. (\$400,000) for July 1, 2014 through June 30, 2015.

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

Paul and Denise Aguiar expressed concerns with a neighbor feeding birds in their neighborhood on Spring Street.

Don Letcher expressed concerns with a jobs and housing imbalance in the City of Mountain View. Mr. Letcher also spoke in opposition to developing housing in North Bayshore.

6. PUBLIC HEARING

6.1 Downtown Parking Maintenance and Operation Assessment District for Fiscal Year 2014-15.

Business Development Specialist Chew presented an oral staff report.

MOTION - M/S Inks/Abe-Koga - To waive the reading of the Statement of the Engineer of Record. The motion carried unanimously.

Vice Mayor McAlister opened the Public Hearing at 7:31 p.m.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Don Letcher

Vice Mayor McAlister closed the Public Hearing at 7:33 p.m.

MOTION - M/S Abe-Koga/Bryant - To Adopt Resolution No. 17878 adopting the Engineer's Report for the Downtown Parking Maintenance and Operation Assessment District for Fiscal Year 2014-15 and Authorizing its Delivery to Santa Clara County, to be read in title only, further reading waived (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

7. NEW BUSINESS

7.1 Moffett Gateway.

Economic Development Manager Andrade presented an oral staff report and he, and Community Development Director Tsuda, responded to Council's questions.

SPEAKING FROM THE FLOOR IN SUPPORT OF THE PROPOSED PROJECT:

Craig Vaught, Broadreach Capital Partners Managing Director. Mr. Vaught also responded to Council's questions.

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

Don Letcher
Peggy Murphy
Bob Weaver
Patrick Moore
Vanessa Anchondo
Sarah McDermott
Lenny Siegel
Jim Neal

MOTION - M/S Kasperzak/Bryant - To:

- 1. Approve Broadreach Capital Partners as the best-qualified developer to develop the Moffett Gateway property;**
- 2. Authorize the City Manager to execute an Exclusive Right to Negotiate (ERN) Agreement with Broadreach Capital Partners and commence the negotiation process for the development of Moffett Gateway; and**
- 3. Authorize the City Manager to execute an amendment to the ERN to extend the term for an additional 60 days if negotiations are not complete, but are progressing.**

The motion carried by the following vote:

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

7.2 Repeal Chapter 7 of the Mountain View City Code, Bicycle Licensing.

Interim Public Safety Support Services Manager Copeland presented an oral staff report and she, and City Attorney Quinn, responded to Council's questions.

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

Don Bahl
Janet Lafleur
Aldona Majorek

MOTION - M/S Siegel/Inks - To:

1. Introduce an Ordinance Repealing Chapter 7 of the Mountain View City Code Relating to Bicycle Licensing, to be read in title only, further reading waived, and set the second reading for September 9, 2014 (Attachment 1 to the Council report); and

2. Adopt Resolution No. 17879 Amending the City of Mountain View Master Fee Schedule to Repeal the Bicycle Licensing Fee, to be read in title only, further reading waived (Attachment 2 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

7.3

Establishing the Schedule and Procedures for Filing Arguments and Rebuttals with Regard to the Council Compensation Ballot Measure.

City Clerk Brewer presented an oral staff report and she, and City Attorney Quinn, responded to council's questions.

MOTION - M/S Kasperzak/McAlister - To:

1. Adopt a Resolution No. 17880 Establishing the Schedule and Procedures for Filing Arguments and Rebuttals with Regard to the Council Compensation Ballot Measure, to be read in title only, further reading waived (Attachment 1 to the Council report); and

2. Authorize the Mayor to appoint a two-member subcommittee of the City Council to:

a. Prepare the language for the ballot measure argument, and rebuttal to any potential arguments filed against the ballot measure; and

b. Designate who would file said argument and potential rebuttal, and recommendations for up to five authors/signers.

The motion carried by the following vote:

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

No: 1 - Councilmember Inks

8. COUNCIL, STAFF/COMMITTEE REPORTS

None.

9. CLOSED SESSION REPORT

None.

At 9:06 p.m., Council recessed to the scheduled Study Session.

8:00 P.M. OR IMMEDIATELY FOLLOWING THE 6:30 P.M. SESSION - STUDY SESSION (HELD IN THE COUNCIL CHAMBERS)**1. CALL TO ORDER**

Vice Mayor McAlister called the meeting to order at 9:19 p.m.

2. ROLL CALL

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

Mayor Clark participated by teleconference.

3. STUDY SESSION**3.1 San Antonio Precise Plan - Review of Policies and Standards.**

Provide input on policy topics and improvement standards for the San Antonio Precise Plan.

Councilmember Inks recused himself from acting on this item and left the dais.

Associate Planner Shapiro presented an oral staff report and she, Community Development Director Tsuda, Principal Planner Alkire, and City Manager Rich, responded to Council's questions.

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

Lucas Ramirez

Lenny Siegel

John Greer

Maria Marroquin

Job Lopez

Paula Perez speaking in Spanish, which was translated in English.

Olga Melo

Nancy Morimoto

Patrick Moore

Serge Bonte

Charles Bransi

Adina Levin, Friends of Caltrain. Ms. Levin also responded to Council's questions.

Aldona Majorek

Bill Cranston

Jim Neal

Greg Kannall

Louise Katz

Jyoti Bachani

DJ Bahl

David Pilling

Don Bahl

Matt Pear

Vishnu Bachani

Mike Fischetti

Gita Dev. Ms. Dev also responded to Council's questions.

Joan MacDonald

MOTION - M/S Kasperzak/Abe-Koga - To continue the item to the meeting of Tuesday, July 8, 2014.

The motion carried by the following vote:

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

Recused: 1 - Councilmember Inks

4. ADJOURNMENT - At 12:04 p.m., Vice Mayor McAlister adjourned to the next Council meeting to be held on Tuesday, July 1, 2014 at 6:30 p.m. in Council Chambers, 500 Castro Street.