



City Clerk's Office

DATE: June 25, 2024

TO: City Council

FROM: Merry Monlux, Assistant City Clerk

SUBJECT: **Correction to Item 4.1 - May 28, 2024 Minutes**

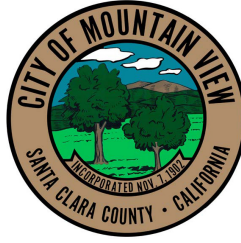
PURPOSE

This memorandum serves as notification to the City Council of a correction to Item 4.1, specifically the May 28, 2024 meeting minutes, to add the following direction to Item 4.6:

Authorized the City Manager or designee to execute a professional services agreement with Raimi + Associates, Inc. (California Business Entity No. 2895030), to prepare a Downtown Precise Plan Comprehensive Update and to perform associated California Environmental Quality Act work in an amount not to exceed \$2.0 million, *with direction to include in the scope of work for the consultant to solicit community input regarding unique elements within the Downtown Precise Plan area that residents value and wish to preserve.*

This is consistent with the language provided in the Action Memo on June 7, 2024.

Attachments: 1. Revised Meeting Minutes



Pat Showalter, Mayor
Lisa Matichak, Vice Mayor
Margaret Abe-Koga, Councilmember
Alison Hicks, Councilmember
Ellen Kamei, Councilmember
Lucas Ramirez, Councilmember
Emily Ann Ramos, Councilmember

Kimbra McCarthy, City Manager
Jennifer Logue, City Attorney
Heather Glaser, City Clerk

May 28, 2024

Council Chambers and Video Conference, 500 Castro St., Mountain
View, CA 94041

REGULAR MEETING

This meeting was conducted with a virtual component. All members of the City Council and all speakers participated in-person unless otherwise noted.

5:45 P.M.-CLOSED SESSION

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

At 5:47 p.m., Mayor Showalter called the meeting to order.

City Attorney Logue announced the item listed for Closed Session.

There were no public speakers in-person or virtually.

At 5:48 p.m., Mayor Showalter recessed the meeting to Closed Session with all Councilmembers present.

2. CLOSED SESSION (PLAZA CONFERENCE ROOM)

- 2.1 Conference with Labor Negotiators (Government Code Section 54957.6) - Agency Designated Representatives: City of Mountain View Assistant City Manager Arn Andrews, Human Resources Director Maxine Gullo, Human Resources Manager Lindsey Bishop and Charles Sakai - Sloan Sakai Yeung and Wong LLP; Employee Associations: Service Employees International Union (SEIU), Local 521; the EAGLES Association; the Police Officers Association (POA); the International Association of Firefighters (IAFF), Local 1965; Unrepresented Fire Managers; Unrepresented Police Managers; Unrepresented Department Heads; and Unrepresented Confidential Employees**

At 6:30 p.m., Closed Session concluded.

6:30 P.M.-REGULAR SESSION

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

At 6:39 p.m., Mayor Showalter called the meeting to order.

Mayor Showalter led the Pledge of Allegiance.

2. ROLL CALL

Present: 7 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

3. PRESENTATIONS

At 6:42 p.m, Councilmember Kamei left the dais.

3.1 Recognition of Outgoing Youth Advisory Committee (YAC)

The Council recognized outgoing Youth Advisory Committee members Simon Braun, Nolan Murphy, Maya Sriram and Ryan Wang.

3.2 Mental Health Awareness Proclamation

Mayor Showalter presented the proclamation to David Mineta, CEO of Momentum for Health.

3.3 Bike Month Proclamation

Mayor Showalter presented the proclamation to Isaac Stone, Chair of the Bicycle/Pedestrian Advisory Committee.

3.4 Asian American and Pacific Islander Heritage Month Proclamation

Mayor Showalter presented the proclamation to Alice Lee, member of the Chinese Language Civic Leadership Academy.

The following member of the public spoke:

Tim McKenzie from Mountain View.

At 7:04 p.m., Councilmember Kamei returned to the dais.

4. CONSENT CALENDAR

Councilmember Ramirez pulled Item 4.2 for separate consideration.

Vice Mayor Matichak pulled Item 4.6 for separate consideration.

The following members of the public spoke:

Tim MacKenzie from Mountain View discussed Item 4.1.

(Virtual) Bruce England from Mountain View discussed Items 4.1, 4.2, 4.7 and 4.8.

(Virtual) April Webster discussed Items 4.8 and 4.7.

(Virtual) Bryan Neider, on behalf of Learning Links Preschool, discussed Item 4.5 and stated the agreement would be amended to retain the current hours of operation.

(Virtual) Aleks Aris discussed Item 4.7.

(Virtual) Emil Abraham discussed Items 4.8 and 4.7.

Cliff Chambers from Mountain View discussed Items 4.2 and 4.7.

Nicholas Hargis from Mountain View discussed Item 4.3.

Arpan Rau from Mountain View discussed Item 4.7.

Timothy Liu from Mountain View discussed Item 4.7.

Errol Ozdalga from Mountain View discussed Item 4.7.

MOTION - M/S - Ramirez/Ramos - To approve the balance of the Consent Calendar including the modification to Item 4.5.

The motion carried, except for Items 4.2 and 4.6, by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

4.1 AB 481 Military Equipment Policy Adoption (Second Reading)

1. Adopt Ordinance 5.2024 of the City of Mountain View Repealing Chapter 2, Article IV, Division I, Section 2.69.3 of the Mountain View City Code and Finding That This Action is Not Subject to the California Environmental Quality Act. (First reading: 5-0-2; Hicks, Kamei absent)

2. Adopt Ordinance 6.2024 of the City of Mountain View Adopting a Military Equipment Use Policy Governing the Funding, Acquisition, and Use of Military Equipment by the Mountain View Police Department Pursuant to California Assembly Bill 481 and Finding That This Action is Not Subject to the California Environmental Quality Act. (First reading: 5-0-2; Hicks, Kamei absent)

4.2 Council Policy A-13, City Council Meetings, Revision to Section 14, Study Sessions

This item was pulled from the Consent Calendar by Councilmember Ramirez for individual consideration.

Councilmember Ramirez proposed a modification to section B.1 to add the sentence "Councilmembers can reframe the questions as they feel is appropriate."

MOTION - M/S - Ramirez/Ramos - To:

Adopt Resolution No. 18887 of the City Council of the City of Mountain View, as amended, Amending City Council Policy A-13, City Council Meetings, Amending Section 14 Regarding the Conduct of Study Sessions.

The motion carried by the following vote:

Yes: 6 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak

No: 1 - Mayor Showalter

4.3 Amend Americans with Disabilities Act Self-Evaluation and Transition Plan Professional Services Agreement

1. Adopt Resolution No. 18886 of the City Council of the City of Mountain View Amending the Fiscal Year 2023-24 Budget to Appropriate Thirty-Four Thousand Seven Hundred Thirty Dollars (\$34,730) in the City Manager's Office in the General Non-Operating Fund for the Development of an Americans with Disabilities Act Self-Evaluation and Transition Plan. (Five votes required)
2. Authorize the City Manager or designee to execute an amendment to the professional services agreement with Bureau Veritas Technical Assessment, LLC, for the development of an Americans with Disabilities Act Self-Evaluation and Transition Plan to increase the maximum compensation by \$34,730 for a total contract amount not to exceed \$425,579 and extend the term of the contract through December 31, 2024.

4.4 Downtown Utility Improvements, Project 22-41 - Various Actions

1. Find that in accordance with California Environmental Quality Act requirements, Downtown Utility Improvements, Project 22-41, is categorically exempt as Class 2, Replacement or Reconstruction, under CEQA Guidelines Section 15302.
2. Approve the removal and mitigation for one Heritage tree at a 2:1 tree replacement ratio with 24" box trees for Downtown Utility Improvements, Project 22-41.
3. Approve plans and specifications for Downtown Utility Improvements, Project 22-41, and authorize staff to advertise the project for bids.
4. Authorize the City Manager or designee to award the construction contract to the lowest responsive, responsible bidder if the bid is within the total project budget of \$12,360,000.

4.5 Mountain View Child-Care Center Operator Agreement Extension

Authorize the City Manager or Designee to Amend the Mountain View Child-Care Center Operator Agreement with AbilityPath to Extend the Term Through June 30, 2029, and Include Identified Facility Improvements.

4.6 Downtown Precise Plan Comprehensive Update, Project 20-66 - Professional Services Agreement

This item was pulled from the Consent Calendar by Vice Mayor Matichak for individual consideration.

Councilmembers Abe-Koga and Hicks recused themselves from this item due to the proximity of their personal residence to the Downtown Precise Plan Area.

At 7:47 p.m., Councilmembers Abe-Koga and Hicks left the dais.

Vice Mayor Matichak directed questions to staff.

MOTION - M/S - Matichak/Kamei - To:

1. Authorize the City Manager or designee to execute a professional services agreement with Raimi + Associates, Inc. (California Business Entity No. 2895030), to prepare a Downtown Precise Plan Comprehensive Update and to perform associated California Environmental Quality Act work in an amount not to exceed \$2.0 million, with direction to include in the scope of work for the consultant to solicit community input regarding unique elements within the Downtown Precise Plan area that residents value and wish to preserve.
2. Transfer and appropriate \$2,582,000 from the Land Use Document Fee Reserve in the Development Services Fund to the Downtown Precise Plan Update, Project 20-66, and transfer \$1,750,000 from Project 20-66 back to the Construction/Conveyance Tax Fund, resulting in a total budget of \$2,582,000 for the Downtown Precise Plan Update, Project 20-66. (Five votes required)

The motion carried by the following vote:

Yes: 5 - Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

Recused: 2 - Councilmember Abe-Koga, Councilmember Hicks

4.7 California Street (West) Complete Street Improvements, Pilot, Project 21-40 - Various Actions

1. Find that in accordance with California Environmental Quality Act (CEQA) requirements, California Street (West) Complete Street Improvements, Pilot, Project 21-40, is categorically exempt as Class 1, Maintenance and Minor Alteration of Existing Public Facilities, under CEQA Guidelines Section 15301.
2. Transfer and appropriate \$2,870,000 from the CIP Reserve Fund to California Street (West) Complete Street Improvements, Pilot, Project 21-40. (Five votes required)
3. Approve plans and specifications for California Street (West) Complete Street Improvements, Pilot, Project 21-40, and authorize staff to advertise the project for bids.
4. Authorize the City Manager or designee to award a construction contract to the lowest responsible bidder if the bid is within the project budget of \$4,630,000.
5. Authorize the City Manager or designee to amend the professional services agreement with BKF Engineers, a California corporation (Entity No. 3696846), to provide additional design services for California Street (West) Complete Street Improvements, Pilot, Project 21-40, to add \$40,000 for a total not-to-exceed amount of \$520,000.

4.8 Annual Street Maintenance (Middlefield Road Complete Streets), Project 22-01 - Professional Services Agreement

Authorize the City Manager or designee to execute a professional services agreement with Siegfried Engineering, a California corporation (Business Entity No. 526212), to provide design and construction support services for Middlefield Road Complete Streets, Project 22-01, in a not-to-exceed amount of

\$800,000.

4.9 Street Resurfacing and Slurry Seal Program (Leong Drive and Fairchild Drive), Project 21-01, and Sylvan Park Trellis Replacement and Sand Volleyball Court, Projects 21-47 and 21-46 - Construction Acceptance

1. Accept Street Resurfacing and Slurry Seal Program (Leong Drive and Fairchild Drive), Project 21-01, and authorize the final contract payment.
2. Accept Sylvan Park Trellis Replacement and Sand Volleyball Court, Projects 21-47 and 21-46, and authorize the final contract payment.

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

At 8:00 p.m., Councilmembers Abe-Koga and Hicks returned to the dais.

The following members of the public spoke:

Mike Meredith from Mountain View discussed the project at 400 Del Medio Avenue.

Jim Zaorski (on behalf of others) discussed parks in the City.

(Virtual) Judy Levy discussed parks in the City.

6. NEW BUSINESS

6.1 Active Transportation Plan-Scoring Criteria

Active Transportation Planner Brandon Whyte and Transportation Manager Ria Hutabarat Lo presented the item.

The following members of the public spoke:

Alex Brown from Mountain View.

Cliff Chambers from Mountain View.

Tim MacKenzie from Mountain View.

(Virtual) Bruce England from Mountain View.

(Virtual) April Webster

(Virtual) Mary Dateo

(Virtual) Emil Abraham

MOTION - M/S - Ramirez/Showalter - To:

Indicate support for the guiding principles of the Active Transportation Plan, with a referral to the Council Transportation Committee to discuss a holistic understanding of the network, specific criteria, a revised staff recommendation of weights and scoring metrics, and a cost-benefit analysis or exploration of criterion around project feasibility.

The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

At 10:15 p.m., Mayor Showalter recessed the meeting. The meeting reconvened at 10:33 p.m. with all Councilmembers present except Councilmember Kamei.

MOTION - M/S - Ramos/Hicks - To continue the meeting beyond 10:00 p.m.

The motion carried by the following vote:

Yes: 5 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

No: 1 - Councilmember Ramirez

Excused: 1 - Councilmember Kamei

6.2 Flock Public Safety Cameras

Police Chief Michael Canfield and Police Captain Wahed Magee presented the item.

At 10:44 p.m., Councilmember Kamei returned to the dais.

The following members of the public spoke:

Tim MacKenzie from Mountain View.

Alex Brown from Mountain View.

Shari Emiling from Mountain View.

Todd Nagengast from Mountain View.

(Virtual) Bruce England from Mountain View.

(Virtual) April Webster

MOTION - M/S - Matichak/Abe-Koga - To:

1. Authorize the City Manager or designee to enter into a one-year agreement with Flock Safety for 24 Flock Safety Automated License Plate Recognition cameras for an amount not-to-exceed \$96,800.

2. Authorize the City Manager or designee to modify the agreement to change the number of Flock Safety Automated License Plate Recognition cameras and the location of the cameras within Mountain View as recommended by the Police Department.

3. Authorize the City Manager and Police Chief to adopt Police Department Policy 460, "Automated License Plate Readers" ("ALPRs") with update to include references to authority from outside agencies.

4. Return to Council for approval of program continuation after the pilot year; every year thereafter, the annual report to the Public Safety Advisory Board is to also be shared with Council.

The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

7. PUBLIC HEARING

7.1 ~~Approve Budget and Award an Energy Services Contract to Syserco Energy Solutions, Inc. to Install Solar Array Systems on Three Public Facilities: Senior Center, Mountain View Sports Pavilion and Whisman Sports Center~~

THIS ITEM WILL NOT BE HEARD ON MAY 28, 2024. THIS ITEM WILL BE RE-NOTICED FOR DISCUSSION ON A FUTURE DATE

This item was not heard.

9. CLOSED SESSION REPORT

City Attorney Logue stated there was no Closed Session report.

8. COUNCIL, STAFF/COMMITTEE REPORTS

Councilmember Ramos stated she attended the Mountain View Chamber of Commerce Celebration of Leaders and a Council Youth Services Committee meeting.

Councilmember Abe-Koga stated she attended the Mountain View Chamber of Commerce Celebration of Leaders, the Fire Department's 150th Anniversary event, Congresswoman Eshoo's Service Academy Ceremony, the Leadership Mountain View graduation, and a Whisman Station Neighborhood Light Rail Noise Community Meeting. She thanked staff for their work with CalTrain and the Valley Transportation Authority in partnership with Senator Becker to secure funding for the Rengstorff Grade Separation Project. She stated she attended the City's Memorial Day service and represented Mountain View at the service for the original Japanese immigrants who came to the U.S. at Alta Mesa.

Vice Mayor Matichak stated she attended the Mountain View Chamber of Commerce Celebration of Leaders, a Bay Area Water Supply Conservation Authority Board of Directors meeting, the National League of Cities meeting on Artificial Intelligence, and a Council Finance Committee meeting.

Mayor Showalter stated she attended a Council Neighborhoods Committee meeting and the Memorial Day ceremony at Eagle Park.

10. ADJOURNMENT

At 12:22 a.m. on May 29, Mayor Showalter adjourned the meeting.