



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

October 03, 2017

Plaza & Council Chambers - 500 Castro St.

THIS MEETING WAS TELECONFERENCED PURSUANT TO GOVERNMENT CODE SECTION 54953(b) WITH COUNCILMEMBER SHOWALTER PARTICIPATING IN THE MEETING FROM BAR HARBOR QUALITY INN MEETING ROOM, 40 KEBO ST., BAR HARBOR, ME 04609. 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 AN OPPORTUNITY TO ADDRESS THE LEGISLATIVE BODY AT THIS LOCATION.

5:00 P.M.-CLOSED SESSION (HELD IN THE PLAZA CONFERENCE ROOM)

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

At 5:00, an announcement was made by Senior Assistant City Attorney Chopra, who described the items that Council would consider on the Closed Session Agenda below.

2. CLOSED SESSION

2.1 Conference with Legal Counsel—Anticipated Litigation, Significant exposure to litigation pursuant to Government Code Section 54956.9 (d) (2): One potential case

2.2 Conference with Legal Counsel--Existing Litigation (§54956.9(d)(1))

Name of case: Annie Lohman v. City of Mountain View and Max Bosel, Santa Clara County Superior Court Case No. 16CV292398

Seeing no one wishing to speak, Mayor Rosenberg closed the public comment period and closed the meeting to the public at 5:01 p.m.

All Councilmembers were present.

The Closed Session concluded at 5:18 p.m.

5:30 P.M.-STUDY SESSION, PART I (HELD IN THE COUNCIL CHAMBERS)**1. CALL TO ORDER**

Mayor Rosenberg called the meeting to order at 5:33 p.m.

2. ROLL CALL

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

3. STUDY SESSION**3.1 Input on a Rowhouse Project at 535 and 555 Walker Drive, 619 and 629 Alamo Court, and 640 Taylor Court, and Discussion of Potential Options to Encourage the Development of Ownership Housing in R3 Districts.**

Senior Planner Hodge and SummerHill Homes Senior Vice President Katia Kamangar presented oral reports and they, and Community Development Director Tsuda, responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS AND WITH RECOMMENDATIONS:

Jim Pollart, Classic Communities Senior Vice President of Acquisitions and Planning.

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 and led the Pledge of Allegiance.

Mayor Rosenberg also called for a minute of silence in memorial of all the victims of the Las Vegas shooting incident.

2. ROLL CALL

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

3. PRESENTATION

3.1 Mayor Rosenberg presented the Silicon Valley Community Foundation Day Proclamation to Erica Wood, Silicon Valley Community Foundation Chief Community Impact Officer

4. CONSENT CALENDAR

MOTION - M/S - Abe-Koga/ Siegel - To approve the Consent Calendar.

The motion carried by the following vote:

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

4.1 Wastewater Purification Agreement with the Santa Clara Valley Water District.

Authorize the City Manager or his designee to enter into an agreement with the Santa Clara Valley Water District to study water purification opportunities.

4.2 Well No. 21 Pump Station Upgrade-Reject Bids.

1. Reject the bid received for the Well No. 21 Pump Station Upgrade.

2. Direct staff to rebid the project and authorize the City Manager to award the construction contract to the lowest responsible bidder if the low bid is within the project budget.

4.3 Public Art for the Library Children's Services Area Expansion Project.

Select Artist Lisa Long for the commission of a public art project for the Library Children's Services Area expansion.

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

Steven Goldstein expressed concerns with the minimal information provided by Environmental Protection Agency on the TCE monitoring in the City of Mountain View. Mr. Goldstein also expressed appreciation to Governor Brown for enacting AB 1505, and requested that the City act proactively in this regard.

Mike Kasperzak requested that in light of AB 1505, that council direct the City Attorney to work on suspension of the rental housing impact fee and reinstatement of the inclusionary zoning fee.

Trey Bornmann presented information on the newly-formed Santiago Villa Neighborhood Association and requested that the association be added to the Neighborhood Association programs in order to receive information and notices regarding issues that would impact the neighborhood and the Mountain View community. He also requested that the neighborhood grants program be extended in order for the newly-formed organization to participate. Mr. Bornmann also responded to Council's questions, and invited the Council to attend the organization's next meeting.

Bee Hanson informed Council that the mobile home park has one of the highest rents in the nation and that being included in the City's rent stabilization program is the number one item on the Association's agenda.

Barbara Davis expressed concerns with the impacts of the high rents charged by the Santiago Villa Mobile Home Park, and she requested that their residents be included in the rent stabilization program.

Alex Brown spoke in support of his fellow Santiago Villa Mobile Home Park residents and requested that the Council take action to add the park members to the rent stabilization program.

An unidentified male resident of Santiago Villa Mobile Home Park requested that Council support the park by including the residents in the rent stabilization program.

6. PUBLIC HEARING - None.

7. UNFINISHED BUSINESS

7.1 Adopt a Resolution Governing Compensation for the EAGLES and Approving a Pilot Front Line Employee Development Program for Miscellaneous Employees and Approve Appropriation of Funds for this Pilot Program.

Assistant City Manager Ramberg presented an oral staff report.

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

- 1. Adopt Resolution No. 18167 authorizing the City Manager or His Designee to Amend the Memorandum of Understanding Between the EAGLES and the City of Mountain View, for the Period from Council Adoption through June 30, 2020, and to Revise the City's Salary Plan to Reflect these Compensation Changes and Approve a Pilot Front Line Employee Development Program for Miscellaneous Employees, to be read in title only, further reading waived (Attachment 1 to the Council report).**
- 2. Appropriate and transfer \$63,000 from the General Fund Reserve to the City Manager's Office General Non-Operating Fund to fund a Front Line Employee Development Pilot Program for miscellaneous front-line employees in EAGLES, Service Employees International Union (SEIU) Local 521, Nonsworn Police Officers Association (NPOA), and the unrepresented Confidential group for reimbursement of up to \$400 for eligible expenses during the pilot period. (Five votes required)**

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

8. NEW BUSINESS**8.1 Magical Bridge Foundation Agreement.**

Community Services Director de la Montaigne and Magical Bridge Foundation Founder Olenka Villarreal presented oral reports and they, City Manager Rich and City Attorney Quinn, responded to Council's questions.

SPEAKING FROM THE FLOOR IN SUPPORT OF STAFF'S RECOMMENDATION:

Joan MacDonald

MOTION - MS - Matichak/Rosenberg - To:

- **Authorize the City Manager to execute a contract between the City of Mountain View and the Magical Bridge Foundation for professional and design services related to development of an all-inclusive playground in Mountain View.**
- **Authorize the City Manager to apply for a matching grant for up to \$2 million through the Santa Clara County All-Inclusive Playground Grant Program.**
- **Approve Rengstorff Park as the preliminary site for the All-Inclusive Playground as shown in Attachment 2 to the Council report to begin community outreach, fundraising, and the public input process.**

The motion carried by the following vote:

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

Council recessed at 7:54 p.m., and reconvened at 8:10 p.m.

8.2 Public Meeting on Downtown Business Improvement Areas (BIAs).

Business Development Specialist Tamisiea and Central Business Association Executive Director Julie Smiley presented oral reports and they, City Manager Rich and City Attorney Quinn, responded to Council's questions.

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

1. **Preliminarily approve the Central Business Association Annual Report.**
2. **Adopt Resolution No. 18168 of the City Council Declaring Its Intention to Levy Assessments for the Downtown Mountain View Business Improvement Area No. 1, to be read in title only, further reading waived, and set a public hearing date of November 7, 2017 (Attachment 1 to the Council report).**
3. **Adopt Resolution No. 18169 of the City Council Declaring Its Intention to Levy Assessments for the Downtown Mountain View Business Improvement Area No. 2, to be read in title only, further reading waived, and set a public hearing date of November 7, 2017 (Attachment 2 to the Council report).**

The motion carried by the following vote:

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

8.3

Ordinance Repealing Mountain View City Code Section Related to Loitering in the Median Strip Within a City Street and Amending Mountain View City Code Sections Related to the Centralized Purchasing System, Mobile Vending Permits, Solicitation Prohibited in the Public Right-of-Way, and Encroachment on City Property.

Assistant City Attorney Wright presented an oral staff report.

MOTION - MS - Clark/Abe-Koga - To Introduce an Ordinance Repealing Article I of Chapter 21, Section 21.1 of the Mountain View City Code Related to Loitering in the Median Strip Within a City Street and Amending the Mountain View City Code as follows: Articles VI and XIII of Chapter 2, Sections 2.76, 2.83, 2.204, and 2.211 Related to the Centralized Purchasing System; Article II of Chapter 15, Section 15.15 Related to Mobile Vending Permits; Article I of Chapter 21, Section 21.28 Related to Solicitation Prohibited in the Public Right-of-Way; and Article I of Chapter 27, Section 27.17 Related to Encroachment on City Property, to be read in title only, further reading waived, and set a second reading for October 24, 2017 (Attachment 1 to the Council report).

The motion carried by the following vote:

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

9. STUDY SESSION, PART II

9.1 Los Altos School District - Transfer of Development Rights and Master Agreement for Shared Open Space/Recreational Facilities.

Assistant Planner Panos, Los Altos School District Superintendent Jeffrey Baer, and Los Altos School District Trustee Bryan Johnson presented oral reports and they, City Attorney Quinn, City Manager Rich, Community Services Director de la Montaigne and Community Development Director Tsuda, responded to Council's questions.

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

John Wong, Mountain View/Los Altos Girls Softball League Vice President

Nancy Morimoto

Stephen Friberg

Serge Bonte

Ken Smith

Jenna Adams

Barton Hechtman, Matteoni O'Laughlin & Hechtman Law Firm. Mr. Hechtman also responded to Council's questions.

Councilmember Abe-Koga recused herself from discussions related to staff's question numbers 1, 2, 3, 4 and 5 due to a conflict of interest based on her previous employment with Symantec, and she left the dais. She returned to the meeting to participate in discussions related to staff's question number 6.

10. COUNCIL, STAFF/COMMITTEE REPORTS

By consensus, the November 14, 2017 Council meeting was cancelled.

Staff was directed to reopen the neighborhood grants program to allow the Santiago Villa Neighborhood Association, or any other neighborhood associations to participate in the program.

Councilmember Matichak reported on her attendance at the Council Neighborhood Committee meeting for Central Neighborhoods held at Landel's Elementary School, as well as the Firefighters's Pancake Breakfast and the Community Services Agency Hometown Heroes event.

Vice Mayor Siegel reported on his attendance at the CalMod Local Policymakers Group meeting.

Staff was directed to bring back a legal analysis related to AB 1505.

Mayor Rosenberg reported on his attendance at the National League of Cities Big Ideas Conference.

Councilmember Showalter reported on her attendance at the Grand Boulevard Task Force meeting, as well as the Cities Association of Santa Clara County meeting.

11. CLOSED SESSION REPORT - None

12. ADJOURNMENT - At 10:37 p.m., Mayor Rosenberg adjourned the meeting to the next City Council meeting to be held on Tuesday, October 17, 2017 at 5:00 p.m., in the Plaza Conference Room.

ATTEST:

APPROVED:

LORRIE BREWER, MMC
CITY CLERK

KEN S. ROSENBERG
MAYOR