



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

November 10, 2015

Council Chambers & Plaza - 500 Castro St.

**JOINT MEETING OF THE CITY COUNCIL (REGULAR) AND SHORELINE REGIONAL
PARK COMMUNITY (SPECIAL)**

4:30 P.M.-STUDY SESSION (HELD IN THE COUNCIL CHAMBERS)

1. CALL TO ORDER

Mayor McAlister called the meeting to order at 4:30 p.m.

2. ROLL CALL

Present: 6 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

Absent: 1 - Councilmember Rosenberg

3. STUDY SESSION

3.1 North Bayshore Precise Plan Residential Land Use Scenarios.

Assistant Community Development Director Blount and Principal Planner Alkire presented oral staff reports and they, Google Global Communications & Public Affairs Manager Davis White, Rami & Associates Senior Associate Eric Yurkovich and City Manager Rich, responded to Council's questions.

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

Cliff Chambers, Mountain View Coalition for Sustainable Planning
William Cranston
Donna Yobs, League of Women Voters
Joan MacDonald. Ms. MacDonald also responded to Council's questions.
Larry Kelly
Betsy Collard
Thida Cornes

The Study Session concluded at 6:33 p.m.

6:30 P.M.-REGULAR SESSION (HELD IN THE COUNCIL CHAMBERS)**1. CALL TO ORDER**

Mayor McAlister called the meeting to order at 6:50 p.m.

2. PLEDGE OF ALLEGIANCE

Mayor McAlister led the Pledge of Allegiance.

3. ROLL CALL

Present: 6 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

Absent: 1 - Councilmember Rosenberg

4. CONSENT CALENDAR

Mayor McAlister requested that Item 4.2 be removed from the Consent Calendar.

Councilmember Inks requested that Item 4.4 be removed from the Consent Calendar.

Shana Banks requested that Item 4.3 be removed from the Consent Calendar.

MOTION - M/S Clark/Kasperzak - To approve Items 4.1, 4.3, 4.5 and 4.6 on the Consent Calendar.

The motion carried by the following vote:

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

Absent: 1 - Councilmember Rosenberg

4.1 Approval of Minutes.

That Council approve the following minutes:

- 1) October 13, 2015 Council meeting;**
- 2) October 19, 2015 Council meeting;**
- 3) October 20, 2015 Council meeting;**
- 4) September 8, 2015 Shoreline Regional Park Community meeting;**
- 5) October 13, 2015 Shoreline Regional Park Community meeting; and**
- 6) October 20, 2015 Shoreline Regional Park Community meeting.**

4.2 Adopt an Ordinance Amending Section 42.14 of the Mountain View City Code Related to the Citywide Minimum Wage (Second Reading).

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

Don Bahl
Diana Tucker
Sarah Ahstles
Nick Chaput

SPEAKING FROM THE FLOOR IN SUPPORT OF THE RECOMMENDATION AND/OR WITH RECOMMENDATIONS:

Barbara Goodwin
Randall Jones
David Larga, Fools Mission
Gail Nyhan
Dorothy Schafer
Meghan Fraley, Raise the Wage Coalition
Marilyn Winkleby
Ronald Schafer
Mike Fischetti
Alison Hicks
Margaret Abe-Koga
Ramona Zamaniego
Angel Santuario. Mr. Santuario also responded to Council's questions.

MOTION - M/S Kasperzak/Siegel - To adopt Ordinance No. _____ Amending Section 42.14 of the Mountain View City Code Related to the Citywide Minimum Wage. (First reading: 5-2; Inks, McAlister no);

The motion carried by the following vote:

Yes: 4 - Councilmember Clark, Councilmember Kasperzak, Councilmember Siegel, and Vice Mayor Showalter

No: 2 - Councilmember Inks, and Mayor McAlister

Absent: 1 - Councilmember Rosenberg

4.3

Crosswalk Improvements at W. Middlefield Road/Independence Avenue and Thaddeus Drive, Project 15-23-Approve Plans/Specifications and Authorize Bidding.

1. Transfer and appropriate \$84,000 from Shoreline Crosswalk Improvements Project, Project 14-53, and \$15,000 from Neighborhood Traffic Management Program, Project 13-15, to Crosswalk Improvements at W. Middlefield Road/Independence Avenue and Thaddeus Drive, Project 15-23. (Five votes required)

2. Approve plans and specifications for the Crosswalk Improvements at W. Middlefield Road/Independence Avenue and Thaddeus Drive, Project 15-23, and authorize staff to advertise the project for bids.

3. Authorize the City Manager to award the construction contract to the lowest responsible bidder if the low bid is within the total project budget.

SPEAKING FROM THE FLOOR IN SUPPORT OF THE PROJECT AND/OR WITH RECOMMENDATIONS:

Shana Banks
Linda Curtis
Thida Cornes
Bill Cranston

4.4 City Hall Security-City Clerk/Human Resources Office Remodel, Project 15-46-Approve Plans and Specifications/Authorize Bidding.

MOTION - M/S Clark/Siegel - To:

- 1. Approve plans and specifications for modifications to the Human Resources and City Clerk office areas of City Hall, and authorize staff to advertise the project for bids; and**
- 2. Authorize the City Manager to award a construction contract to the lowest responsible bidder if the bid is within the project budget.**

The motion carried by the following vote:

Yes: 5 - Councilmember Clark, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

No: 1 - Councilmember Inks

Absent: 1 - Councilmember Rosenberg

4.5 Santa Clara Valley Transportation Authority Board of Directors Alternate Appointment.

Confirm the appointment of Mayor McAlister to the Santa Clara Valley Transportation Authority Board of Directors as an alternate member.

4.6 Authorization to Participate in Santa Clara County Mortgage Credit Certificate Program.

Authorize the City Manager to enter into a cooperative agreement with the County of Santa Clara for Mountain View's continued participation in the Mortgage Credit Certificate Program.

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

Mike Fischetti presented information regarding homelessness in the City of Mountain View, more specifically with the amount of individuals that are living in their cars and recreation vehicles. Mr. Fischetti requested that Council agendaize the item.

Marilu Delgado expressed concerns with the rental housing crisis in the City of Mountain View.

Olga Melo, speaking in Spanish, translated in English, expressed concerns with rental housing crisis and the unfair rental practices by landlords in the City of Mountain View.

Linda Curtis expressed concerns with homelessness and individuals living in their cars and recreational vehicles. Ms. Curtis also spoke in support of keeping Castro Street open.

6. PUBLIC HEARINGS

6.1 Adopt a Resolution to Amend Area J of the P-19 (Downtown) Precise Plan for Ground-Floor Office Uses and Discuss Other Potential Text Amendments.

Associate Planner Hagan presented an oral staff report and she, City Manager Rich, City Attorney Quinn and Assistant Community Development Director Blount, responded to Council's questions.

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

Bob Otilie. Mr. Otilie also responded to Council's questions.
Jim Spangler

MOTION - M/S Kasperzak/Showalter - To:

- 1. Adopt Resolution No. 18002 Approving a Precise Plan Amendment to Remove Office as a Permitted Ground-Floor Use and Add Office as a Provisionally Permitted Ground-Floor Use in Area J of the P-19 Downtown Precise Plan, to be read in title only, further reading waived (Attachment 1 to the Council report); and**
- 2. Direct staff to explore possible text amendments to the parking in-lieu fee 50% reduction for new restaurants and adding a FAR limit for new single-family homes in Area B.**

The motion carried by the following vote:

- Yes:** 5 - Councilmember Clark, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister
- No:** 1 - Councilmember Inks
- Absent:** 1 - Councilmember Rosenberg

6.2 Public Hearing on Assessment for Business Improvement Districts (BIDs) No. 1 and No. 2 and Allocation of 2016 BID Revenues.

Mayor McAlister opened the Public Hearing at 8:38 p.m.

Business Development Specialist Chew presented an oral staff report and she, and Mountain View Central Business Association Executive Director Julie Smiley, responded to Council's questions.

Seeing no one wishing to speak, Mayor McAlister closed the Public Hearing at 8:41 p.m.

MOTION - M/S Clark/Kasperzak - To:

- 1. Adopt Resolution No. 18003 Levying the Annual Benefit Assessments for Fiscal Year 2015-16 for Downtown Mountain View Business Improvement District (BID) No. 1, to be read in title only, further reading waived (Attachment 1 to the Council report);**
- 2. Adopt Resolution No. 18004 Levying the Annual Benefit Assessments for Fiscal Year 2015-16 for Downtown Mountain View Business Improvement District (BID) No. 2, to be read in title only, further reading waived (Attachment 2 to the Council report); and**
- 3. Authorize the City Manager to execute a contract for services with the Central Business Association (CBA) for 2016 and authorize the allocation of 2016 revenues from BID No. 1 and BID No. 2 to the CBA.**

The motion carried by the following vote:

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

Absent: 1 - Councilmember Rosenberg

6.3 Amend Chapter 9, Article II, of the Mountain View City Code Relating to Massage Establishments and Practitioners.

Mayor McAlister opened the Public Hearing at 8:43 p.m.

Police Lieutenant Fisher presented an oral staff report and he, and Community Services Officer Pierce, responded to Council's questions.

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

Monica

Mayor McAlister closed the Public Hearing at 8:49 p.m.

MOTION - M/S Clark/Showalter - To:

- 1. Introduce an Ordinance Amending Chapter 9, Article II, of the Mountain View City Code Relating to Massage Establishments and Practitioners, to be read in title only, further reading waived, and set a second reading for December 8, 2015 (Attachment 1 to the Council report); and**
- 2. Adopt Resolution No. 18005 Amending the City of Mountain View Master Fee Schedule to Modify Massage Fees, to be read in title only, further reading waived (Attachment 2 to the Council report).**

The motion carried by the following vote:

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

Absent: 1 - Councilmember Rosenberg

Council recessed at 8:50 p.m. and reconvened at 9:03 p.m.

7. NEW BUSINESS**7.1 Transit Center Master Plan, Project 16-41-Approve Scope and Authorize Professional Services Agreement.**

Transportation and Business Manager Forsberg presented an oral staff report and she, Consultant Jim Lightbody and Mountain View Transportation Management Association Associate Director Tom Harrington, responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS AND WITH RECOMMENDATIONS:

Adina Levin, Friends of Caltrain

MOTION - M/S Kasperzak/Siegel - To:

- 1. Approve the proposed scope of work for the Transit Center Master Plan, Project 16-41; and**
- 2. Authorize the City Manager or his designee to approve a professional services agreement with Kimley Horn and Associates, Inc., to provide professional services for the Transit Center Master Plan, Project 16-41, in an amount not to exceed \$800,000.**

The motion carried by the following vote:

Yes: 5 - Councilmember Clark, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

No: 1 - Councilmember Inks

Absent: 1 - Councilmember Rosenberg

7.2 Multimodal Improvement Plan and Citywide Transportation Impact Fee Scope of Work.

Associate Planner Anderson presented an oral staff report and he, and TJKM President Nayan Amin, responded to Council's questions.

SPEAKING FROM THE FLOOR

Adina Levin, Friends of Caltrain

MOTION - M/S Kasperzak/Clark - To:

1. Approve a midyear Capital Improvement Project entitled “Multimodal Improvement Plan and Transportation Impact Fee Nexus Study” and appropriate and transfer \$258,000 from the Development Services Fund. (Five votes required);

2. Reduce appropriations in the Community Development Department by \$50,000 for the Congestion Management Agency Multimodal Plan included in the Adopted Budget. (Five votes required);

3. Authorize the City Manager or designee to approve a professional services contract with TJKM for the Multimodal Improvement Plan and Transportation Impact Fee Nexus Study in an amount not to exceed \$186,740; and

4. Authorize the City Manager or designee to approve a professional services contract with Hatch Mott McDonald to provide professional services to assist City staff in the technical review of the Multimodal Improvement Plan and Transportation Impact Fee Nexus Study in an amount not to exceed \$25,000.

The motion carried by the following vote:

Yes: 5 - Councilmember Clark, Councilmember Kasperzak, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

No: 1 - Councilmember Inks

Absent: 1 - Councilmember Rosenberg

7.3 Adjust Compensation for City Attorney, City Clerk, and City Manager.

Vice Mayor Showalter presented an oral report.

MOTION M/S - Kasperzak/Clark - To Adopt Resolution No. 18006 Approving Compensation Increases for the City Attorney, City Clerk, and City Manager for Performance During the 2014-15 Fiscal Year, to be read in title only, further reading waived (Attachment 1 to the Council report), and authorize the Mayor to amend the employment agreements of Council appointees to reflect these terms.

The motion carried by the following vote:

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

Absent: 1 - Councilmember Rosenberg

8. COUNCIL, STAFF/COMMITTEE REPORTS

By consensus, staff was directed to add the recreational vehicle parking issue on the agenda of December 1st as part of the discussion of the Fair Rental Housing Practices item.

Councilmember Inks reported on his attendance at the Pod Car Conference held in Mountain View last week.

Councilmember Kasperzak reported on Councilmember Clark's, Councilmember Rosenberg's, Councilmember Siegel's, Mayor McAlister's and his attendance at the National League of Cities Conference last week.

By consensus, staff was directed to provide Council with previous reports on the potential of conducting Transient Occupancy Tax, Parcel Tax and other revenue generating ballot measures.

MOTION - M/S Kasperzak/Showalter - To continue the meeting past 10:00 p.m. to conduct the Closed Session.

The motion carried by the following vote:

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

Absent: 1 - Councilmember Rosenberg

CLOSED SESSION (HELD IN THE PLAZA CONFERENCE ROOM)**1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)**

At 10:19 p.m., an announcement was made by City Attorney Quinn, who described the item that Council would consider on the Closed Session Agenda below.

Mayor McAlister opened the Closed Session for public comment and seeing no one wishing to speak, closed the public comment period.

2. CLOSED SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)

CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Section 54956.9 (d)(2): (One potential case)

Mayor McAlister called the Closed Session to order at 10:23 p.m.

All Councilmembers were present, with the exception of Councilmember Rosenberg.

3. CLOSED SESSION REPORT - None.

4. ADJOURNMENT - At 10:27 p.m., Mayor McAlister adjourned the meeting to the next Council meeting to be held on Tuesday, November 17, 2015 at 6:30 p.m., in the Council Chambers, 500 Castro Street.

ATTEST:

APPROVED:

LORRIE BREWER, MMC
CITY CLERK

JOHN MCALISTER
MAYOR