

## City Council Questions

### April 26, 2022 Council Meeting

#### **ITEM 4.4 Adopt a Resolution Authorizing Submittal of a Grant Application to Fund Recycled Water Expansion Projects**

1. Glad to see this application going through. Would any more support letters be valuable? It might not be too difficult to recruit some from local non-profits.

The deadline to submit letters of support was March 15. No additional materials, other than the resolution, will be accepted as part of this year's application process.

#### **ITEM 4.6 Intersection Traffic Signal System-Major Replacement and Upgrades (Shoreline Boulevard/Latham Street-Church Street), Projects 17-27, 19-27, 20-27, and 21-27-Various Actions**

1. Is any street parking being removed as part of this project?

There are no plans to remove street parking as part of the project but staff is currently preparing a work order in advance of the project to add red curb to restrict parking near the crosswalks at this intersection on both Latham Street and Church Street. This red curb is necessary regardless of the project to avoid cars parking too close to the crosswalks.

#### **ITEM 4.7 Fiscal Year 2021-22 Third Quarter Budget Status Report and Fiscal Year 2022-23 Preliminary General Operating Fund Forecast Update**

1. What is the status of the development of lots 4 & 8? What is the reason for the delay(s)?

The City released a Notice of Intent to issue the Building Permit to the developer, RGC, on September 29, 2021. According to the terms of the Disposition and Development Agreement (DDA), the developer had to either close on a construction loan within 90 days of receiving the Notice of Intent or to avail itself of a provision in the DDA that allows for an extension of the required close date up to 42 months if, in good faith, the developer is unable to obtain a loan meeting certain agreed upon minimum financial criteria. The developer notified the City on December 22, 2021 of its intent to exercise the financing extension provision of the DDA with documentation about being unable to secure the construction loan financing. To date, the developer has indicated it has been making good faith attempts to secure the financing and initially indicated that the extension would be six months to June 29, 2022. The developer provided a letter in March indicating it was still working on securing a loan and would provide another update to the City by May 16. At this point, it is doubtful that a closing could occur by the June 29, 2022 date. The DDA financing extension provision does allow the developer an additional 36 months beyond June 29 to secure the construction loan.

2. What are the equity implications shown in this financial report? In particular, how do we assist people who are at risk of getting water, wastewater or trash services cut off because they can't pay their utility bills? How many Mountain View residents have trouble with paying utility bills?

Since the beginning of the pandemic and continuing to-date, the City has not shut off utility services for any delinquent customers due to nonpayment of their utility bill. The City has allocated \$750,000 in ARPA funds and \$100,000 in CARES Act funds to assist residential and small businesses with their delinquent bills. There have also been recent programs sponsored by the State Water Resources Board to fund delinquent water and wastewater bills.

There are currently over 800 accounts in delinquency status with a delinquent balance of approximately \$861,000. We expect to begin applying the ARPA funds to accounts in the next couple of months, and staff anticipates recommending to Council an additional amount in the second tranche of ARPA funding towards this effort.

**ITEM 4.9 Civic Center Infrastructure, Phase I, Project 20-54, City Hall Locker Room Renovation, and Metal Beam Guardrail Installation, Project 19-58-Accept Construction**

1. What is the metal railing that has been installed on Grant Road across from the South Drive intersection for? Were there accidents that hit the fence?

The Grant Road and South Drive intersection is one of two intersections where vehicles have collided with the adjacent resident's property fence multiple times. The Metal Beam Guardrail Installation project enhances safety for pedestrians, drivers, and property owners at both intersections with the recent installation of a metal beam guardrail system between the curb and the sidewalk. In addition, high-friction roadway surface treatment was also installed at the Grant Road and South Drive intersection.

**ITEM 4.11 Appointment to Santa Clara Valley Transportation Authority Bicycle & Pedestrian Advisory Committee**

1. How long has Lada Adamic been the appointee to the VTA BPAC?

Lada's term on the VTA BPAC began in March 2021.

2. What has her attendance been at the VTA BPAC meetings?

Lada has attended all of the VTA BPAC meetings since her appointment in March 2021.

**ITEM 6.1 Funding Recommendations for Fiscal Year 2022-23 Annual Action Plan**

1. Where can I find the City's Citizen Participation Plan?

The Citizen Participation Plan is attached.

2. How long after funds are allocated to a capital project do they need to be spent?

For CDBG, funds need to be expended based on the government's timeliness requirements. This is how HUD explains it: an entitlement grantee is considered to be timely, if 60 days prior to the end of the grantee's program year, the balance in its U.S. Treasury Department line-of-credit does not exceed 1.5 times the annual grant for its current program year. An entitlement grantee that is "newly untimely" (i.e., met the 1.5 standard at its last 60-day test) has 12 months to become timely.

For HOME, funds need to be expended within 8 years.

3. Do we want to spend the entire allowed amount of our CDBG funds- \$120K- for administration?

Yes. The amount of administrative work is extensive and these funds cover both staff time and significant consultant work.

4. Page 5. Like to understand better non-profit's reluctance to receive Federal funds. Is this about the many rules and reported requirements associated with them?

Yes. Federal funds come with labor compliance, environmental, and other significant monitoring and reporting requirements. Many of these requirements are simpler and/or exempted for public services, but are quite extensive for capital projects. Most non-profits are not familiar with this type of intensive monitoring and reporting.

5. On Attachment 2, don't see CHAC. Are we currently supporting CHAC?

CHAC funding is an ongoing budget item separate from the nonprofit grant process. The FY2021-22 Adopted Budget includes \$221,000 in funding for CHAC, which includes \$100,000 in one-time emergency funding. A recommendation for CHAC will be included in the forthcoming FY 2022-23 Recommended Budget.

## **ITEM 6.2 Ordinance Approving a Military Equipment Funding, Acquisition, and Use Policy**

1. What about the use of drones by other departments than police? Can imagine good uses for at least Fire, Public Works and Parks as well.

Yes, PDs drones are available for any department to use for City business. The Public Works Department used it a couple times in the fall of 2020 to perform roof inspections of City Hall.

2. Page 6-7 has a list of *frequency of use*. If chemical weapons haven't been used for over 2 decades, why are they needed? This category excludes tear gas, doesn't it? That would still be available for use.

This category includes tear gas in a variety of forms, as well as small munitions that can be deployed into a room to disperse small amounts of tear gas (the purpose of this type of usage would be to force a suspect out of a certain room or move him/her into a different part of a building). PD trains regularly and keeps these munitions on hand in case there is a need to use them in a small scale incident (like a barricaded suspect in a house) or a large scale civil disturbance where life and/or property was at risk.

## **CITY OF MOUNTAIN VIEW**

### **CITIZEN PARTICIPATION PLAN FOR THE DEVELOPMENT OF THE CONSOLIDATED PLAN, AMENDMENTS TO THE PLAN, ANNUAL ACTION PLAN AND ANNUAL PERFORMANCE REPORT**

In accordance with the requirements of Federal law, the City of Mountain View hereby provides its plan for citizen participation in the City's Community Development Block Grant (CDBG) Program and HOME Investment Partnership (HOME) Program. This plan applies to citizens, nonprofit organizations and other interested parties.

#### **GOALS/OBJECTIVES**

- The objective of the Community Development Block Grant (CDBG) Program is to provide decent housing and a suitable living environment, and to expand economic opportunities, principally for persons of low income (up to 80 percent of median income), as defined by the U.S. Department of Housing and Urban Development. In addition, the program is directed toward the provision of improved community facilities and services.
- The objective of the HOME Investment Partnership (HOME) Program is to increase the supply of decent and safe affordable housing for lower income households.

#### **CONSOLIDATED PLAN**

Per Federal Regulations, the City will produce and follow a Consolidated Plan, defined as a five year comprehensive planning document which identifies the City's overall needs for affordable and supportive housing as well as non-housing community development needs and identifies the resources expected to be available to address the identified needs. The Consolidated Plan includes the following documents:

- a five year Strategic Plan which provides a five year strategy for use of available resources to meet the identified needs and describes the actions, programs, objectives and projects to be undertaken during the five year period.
- a one year Action Plan which is prepared annually and describes the activities the City will undertake during the upcoming program year using available funds for meeting the objectives identified in the Strategic Plan
- an annual Performance Report which identifies the accomplishments in meeting the goals and objectives of the preceding year Action Plan

As part of this consolidated planning process, the City will make funding applications available, accept requests for funds from eligible organizations, and make funding decisions, based on the identified goals and objectives in the Strategic Plan.

## **POLICY**

It is the intent of the City of Mountain View to provide for and encourage citizen participation with particular emphasis on participation by persons of lower income who are residents of areas in which CDBG and HOME funds may be spent. The City of Mountain View encourages the participation (in all stages of the Consolidated Planning process) of all its residents, including minorities and non-English speaking persons, as well as persons with mobility, visual or hearing impairments and residents of assisted housing developments and recipients of tenant-based assistance.

## **PARTICIPATION**

In order to encourage citizen participation by low income residents, minorities, non- English speaking residents as well as persons with mobility, visual or hearing impairments, in the development of the Consolidated Plan, Amendments to the Plan, Action Plan and Performance Report, the City will carry out the following activities:

- In the case where a significant number of non-English-speaking residents can be expected to attend public hearings, the City will provide reasonable accommodations by hiring a translator to assist the non-English speaking residents to communicate during the public hearing.
- Where feasible, a display ad will be placed in the local newspaper, The Voice.
- A mailing list of interested persons and groups will be maintained and will be used to mail announcements to.
- Announcements of upcoming hearings and Consolidated Plan activities will be sent to the managers of subsidized housing with the request that the notices be distributed to each of the tenants in the complex.
- Announcements of upcoming hearings and Consolidated Plan activities will be sent to agencies which provide services to low income residents, with the request that the information be distributed to their clients.
- Information regarding hearings and Consolidated Plan activities will be sent to the local Housing Authority so the information can be made available at the annual public hearing required for the Public Housing Agency Plan.

## **ACCESS TO INFORMATION**

Interested parties will have reasonable and timely access to the following information and records relating to the City's Consolidated Plan and use of CDBG and HOME funding during the past five years:

- Consolidated Plan and any amendments, Action Plan, Annual Performance Report
- Any staff reports regarding the CDBG and HOME Programs
- Applications submitted for funding consideration

- The amount of CDBG and HOME funds available and the range of activities to be undertaken, as well as the amount of funding that will be used to benefit very low and low income residents.
- CDBG and HOME Program records for the past five years.
- Information regarding upcoming meetings and records relating to the proposed use of funds.

## **PUBLISHING THE PLAN**

The City of Mountain View shall publish its proposed Consolidated Plan submissions so that affected citizens have sufficient opportunity to review the material and provide comments. The City will carry out the following:

### Consolidated Plan and Annual Action Plan

- A summary of the proposed Consolidated Plan submission will be published in one or more newspapers of general circulation. The summary will describe the contents and purpose of the Consolidated Plan and will include a list of locations where copies of the entire plan may be examined. A minimum of 30 days will be provided for public comments on the Consolidated Plan submission.
- The City will make copies of the proposed Consolidated Plan available at the Library and City Hall. In addition, a reasonable number of free copies of the plan will be provided to citizens and groups that request them.
- A mailing list of interested parties will be maintained and a summary of the proposed Consolidated Plan submission will be mailed to persons and groups on this list.
- In preparing the Consolidated Plan, the City shall consider and address all comments or views of citizens, public agencies and other interested parties received in writing or orally at public hearings.

### Annual Performance Report

- A notice will be published in one or more newspapers of general circulation notifying citizens of the availability of the annual Performance Report. The notice will include a list of locations where copies of the entire Performance Report may be obtained. A minimum of 15 days will be provided for public comments on the Performance Report before it is submitted to HUD.
- The City shall consider all comments or views received in writing or orally at public hearings in preparing the performance report and a summary of these comments shall be attached to the performance report.

## **PUBLIC HEARINGS**

- The City will provide a minimum of two public hearings per year to obtain citizens' views and to respond to proposals and questions. The hearings will be held at two different stages of the program year.
- All public hearings will be held at times and locations convenient to potential and actual beneficiaries and with reasonable accommodations for persons with disabilities. In general, hearings will be held in the evening at City Hall due to its central location, convenient access and handicap accessibility. Translation services will be provided when there is an indication that non-English speaking persons will be attending. Other reasonable accommodations will be provided on a case by case basis.
- At least one public hearing will be held before a draft Consolidated Plan is published for comments.

## **NOTICE OF HEARINGS/ACCESS TO MEETINGS**

The City will provide adequate, timely notification of hearings so that citizens and other interested parties may attend. A minimum of 14 days notice will be provided for all meetings regarding the CDBG and HOME Programs.

- A mailing list of interested persons and groups will be maintained and will be used to mail announcements to.
- A notice will be placed in a newspaper of general circulation.
- A notice will be placed in the City Hall bulletin board.
- Where feasible, a display ad will be placed in the local newspaper, The Voice.

## **TECHNICAL ASSISTANCE**

The City will provide technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals.

Requests for technical assistance shall be sent in writing to the Community Development Department, P.O. Box 7540, Mountain View, CA 94039. Such requests shall provide the following information: 1) the program/project for which technical assistance is being requested; 2) the timeline for the program/project; 3) the number of persons who would benefit from the program/project; and 4) the type of technical assistance being requested.

The City will identify if any additional information is needed and inform the parties of the additional information needed within 15 days of receiving the request for technical assistance.

Upon receipt of a request for technical assistance which provides all necessary information, the City will respond within 15 days of receiving the request regarding the type of assistance that can be provided and the timeline for providing the assistance.

## **COMPLAINTS**

Complaints from citizens related to the Consolidated Plan, Amendments and Performance Report must be submitted in writing or made during a public hearing. For complaints made at a public hearing, a response shall be provided at that time or if additional research is needed, a written response will follow no later than 15 days after the meeting. For written complaints, a written response shall be provided within 15 days of receipt of the complaint.

## **SUBSTANTIAL AMENDMENTS**

Prior to the submission of any substantial change in the Consolidated Plan or proposed use of funds, citizens will be provided a minimum of 30 days to comment on the proposed changes prior to the changes being implemented. The City shall consider all comments received and a summary of comments or views not accepted and the reasons therefore, shall be attached to the substantial amendment.

Substantial amendments shall be defined as (1) changes in the use of CDBG or HOME funds from one eligible activity to another; (2) changes in the method of distribution of such funds; (3) changes in policy or goals and objectives; and (4) other similar changes.

## **ANTI-DISPLACEMENT POLICY**

It is the policy of the City to avoid, to the greatest extent feasible, the involuntary displacement of any persons, property or businesses as a result of CDBG or HOME activities. Displacement occurs when a "person" or their property is displaced as a direct result of a federally assisted acquisition, demolition or rehabilitation project.

All efforts to minimize involuntary displacement will be carried out by designing activities in such a way that displacement is avoided, except in extraordinary circumstances where no feasible alternatives to displacement are available if the City's community development objectives are to be met. The City will take all reasonable steps to avoid displacement, such as assuring whenever possible, that residential occupants of buildings to be rehabilitated are offered an opportunity to return; planning rehabilitation projects to include "staging" where this would minimize displacement; and following federal notification requirements carefully to assure that households do not leave because they are not informed about the plans for the project or their rights for relocation benefits.

Should involuntary displacement become necessary under such circumstances, relocation benefits will be provided in accordance with (a) the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (URA) and 24 CFR 570.606(b); and (b) the requirements of 24 CFR 570.606(c) governing the Residential Anti-displacement and Relocation Assistance Plan (Plan) under Section 104(d) of the HUD Act. The policies and requirements of these laws are described in HUD Handbook 1378 and the City shall strictly abide by these policies and laws.