



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

Council Chambers - 500 Castro Street

5:30 PM

Tuesday, March 25, 2014

CITY COUNCIL AND SHORELINE REGIONAL PARK COMMUNITY

THIS SPECIAL MEETING WILL ALSO BE TELECONFERENCED PURSUANT TO GOVERNMENT CODE SECTION 54953(b) WITH MAYOR CLARK PARTICIPATING IN THE MEETING FROM 519 E. CAPITOL ST. SE, WASHINGTON, D.C. 20003. THE TELECONFERENCE LOCATION IS ACCESSIBLE TO THE PUBLIC AND AN AGENDA FOR THE MEETING WILL BE POSTED AT THAT LOCATION PURSUANT TO GOVERNMENT CODE SECTION 54953(b)(3). MEMBERS OF THE PUBLIC SHALL HAVE THE OPPORTUNITY TO ADDRESS THE LEGISLATIVE BODY AT THIS LOCATION.

5:30 P.M.-CLOSED SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

2. CLOSED SESSION

2.1 Conference with Real Property Negotiator (§54956.8)—

Property: APN 197-21-037 (no street number, Apricot Lane)--Agency Negotiator: Dennis Drennan, Real Property Program Administrator—Negotiating Party: Kanu Patel—Under Negotiation: Price and Terms of Sale of Real Property;

Property: APN 150-20-004 (no street number, Wright Avenue)-- Agency Negotiator: Dennis Drennan, Real Property Program Administrator—Negotiating Party: Public sale—Under Negotiation: Price and Terms of Sale of Real Property;

Property: 449 Franklin Street (APN 158-11-046)-- Agency Negotiator: Dennis Drennan, Real Property Program Administrator—Negotiating Party: Public sale—Under Negotiation: Price and Terms of Sale of Real Property;

Property: 247 N. Whisman Road (APN 160-52-009)—Agency Negotiator: Dennis Drennan, Real Property Program Administrator—Negotiating Party: Francia Family Living Trust—Under Negotiation: Price and Terms of Potential Acquisition of Real Property

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

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. ROLL CALL

Councilmembers Abe-Koga, Bryant, Inks, Kasperzak, Siegel, Vice Mayor McAlister, and Mayor Clark.

3. PRESENTATION

3.1 Mountain View Fire Department Good Citizen Commendation Award to Brent Peterson

4. CONSENT CALENDAR

These items will be approved by one motion unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

4.1 Approval of Minutes.

Recommendation(s): Approve the Minutes for the Special Council Meeting of March 4, 2014.

Attachment(s): [03-04-14 Council Minutes](#)

4.2 1616 El Camino Real West Housing Project (Second Reading).

Recommendation(s): Adopt an Ordinance Amending the Zoning Map of the City of Mountain View for the Properties at 1616 El Camino Real West from the CRA (Commercial/Residential-Arterial) District to the P (Planned Community) District. (First reading: 4-3; McAlister, Siegel, Inks no)

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance](#)

4.3 Fiscal Years 2013/2014 and 2014/2015 Transportation Development Act Article 3 Funding--Project Recommendation.

Recommendation(s): 1. Adopt a Resolution Authorizing the City Manager to Apply for the Allocation of Fiscal Year 2014/2015 Transportation Development Act Article 3 Pedestrian and Bicycle Project Discretionary Funding, to be read in title only, further reading waived.

2. Authorize the City Manager, or his designee, to execute all documents and agreements, and take all necessary actions related to the acceptance of Fiscal Years 2013/2014 and 2014/2015 Transportation Development Act Article 3 funding.

Attachment(s): [Council Report](#)
[ATT 1 - Draft Resolution and Findings](#)
[ATT 2 - Proposed Project Location Map and Diagram](#)

4.4 Appointment to Santa Clara Valley Transportation Authority Bicycle & Pedestrian Advisory Committee.

Recommendation(s): Approve the Council Transportation Committee recommendation to appoint Simon Purdon as the City of Mountain View's representative to the Santa Clara Valley Transportation Authority Bicycle & Pedestrian Advisory Committee for a two-year term beginning July 1, 2014 and ending June 30, 2016.

Attachment(s): [Council Report](#)

4.5 Utility Capacity and Alignment Engineering Studies - El Camino Real and San Antonio Change Areas, Project 14-48 - Authorize Design Professional Services Contract.

Recommendation(s): Authorize the City Manager to execute a standard design services contract with West Yost Associates (West Yost) of Davis in a not-to-exceed amount of \$173,464 to provide civil engineering services to prepare Utility Capacity and Alignment Engineering Studies - El Camino Real and San Antonio Change Areas, Project 14-48.

Attachment(s): [Council Report](#)
[ATT 1 - Scope of Work and Fees](#)

4.6 2011-12 Concrete Sidewalk and Curb Repair and Installation of ADA Curb Ramps, Phase VI, Projects 12-06 and 11-25 - Accept Construction.

Recommendation(s): Accept 2011-12 Concrete Sidewalk and Curb Repair and Installation of ADA Curb Ramps, Phase VI, Projects 12-06 and 11-25, and authorize final contract payment.

Attachment(s): [Council Report](#)
[ATT 1 - Project Location Map](#)

4.7 2545 West Middlefield Road - Accept Public Improvements, Tract 10116.

Recommendation(s): Accept the public improvements for the development at 2545 West Middlefield Road, Tract 10116, for the maintenance throughout their useful lives.

Attachment(s): [Council Report](#)

4.8 Alignment and Constructability Study for Replacement of Critical Utility Crossings at Highways 101 and 85, Project 12-38 - Authorize Design Professional Services Contract.

Recommendation(s): Authorize the City Manager to execute a standard design services contract with URS Corporation Americas of San Francisco in a not-to-exceed amount of \$107,750 to provide civil engineering services to prepare an Alignment and Constructability Study for Replacement of Critical Utility Crossings at Highways 101 and 85.

Attachment(s): [Council Report](#)
[ATT 1 - Scope of Work and Fees](#)

4.9 1344 Park Drive - Accept Public Improvements.

Recommendation(s): Accept public improvements for the development at 1344 Park Drive for maintenance throughout their useful lives.

Attachment(s): [Council Report](#)

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the agenda. Speakers are allowed to speak on any number of topics for one three-minute period during the meeting. State law prohibits the Council from acting on nonagenda items.

6. UNFINISHED BUSINESS

6.1 Adopt an Ordinance Adding Article V to Chapter 16 of the Mountain View City Code Related to Polystyrene Foam Food Service Ware (Second Reading).

Recommendation(s): Adopt an Ordinance of the City of Mountain View Adding Article V to Chapter 16 of the Mountain View City Code Related to Use of Polystyrene Foam Food Service Ware by Food Providers. (First reading: 4-2-1; Inks, McAlister no; Kasperzak absent)

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance](#)

6.2 Shoreline Athletic Fields, Project 11-33 - Authorize and Appropriate Additional Funds, Award Construction Contract, and Related Actions.

- Recommendation(s):*
1. Authorize a transfer and appropriate \$4,640,000 to the Shoreline Athletic Fields Construction, Project 11-33, for a total project budget of \$15,100,000 from the Shoreline Community Fund. (Five votes required)
 2. Award a construction contract for the Shoreline Athletic Fields to the low bidder, O'Grady Paving, Inc., for the low bid price of \$11,170,947, which includes three additive alternates and a construction contingency of \$800,000.
 3. Authorize the City Manager to amend the engineering services agreement with Tetra Tech BAS for the Shoreline Athletic Fields Construction, Project 11-33, in the amount of \$300,000 for a total not-to-exceed fee of \$1,132,300.
 4. Authorize the City Manager to execute a construction inspection services contract with APC International for a not-to-exceed fee of \$180,000.

Attachment(s): [Council Report](#)

7. NEW BUSINESS

7.1 Potential Tenant Relocation Assistance Ordinance Amendments.

- Recommendation(s):*
1. Discuss potential amendments to the Tenant Relocation Assistance Ordinance and choose preferred options.
 2. Direct staff to prepare an amended ordinance based on those preferred options.
 3. Refer the preferred amendments to the Environmental Planning Commission for their recommendation as required by Chapter 36 of the City Code.

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance](#)
[ATT 2 - Table](#)

7.2 Introduce an Ordinance Cancelling a Development Agreement Between the City of Mountain View and San Antonio Station Owner, LLC, for the Property at 100 Mayfield Avenue.

(On February 26, 2014, the Zoning Administrator held a public hearing and at the conclusion of the hearing made a recommendation to the City Council to cancel the Development Agreement.)

- Recommendation(s):* Introduce an Ordinance Cancelling a Development Agreement Between the City of Mountain View and San Antonio Station Owner, LLC, for the Property at 100 Mayfield Avenue, to be read in title only, further reading waived, and set a second reading for April 8, 2014 (Attachment 1 to the Council Report).

Attachment(s): [Council Report](#)
[ATT - 1 - Ordinance](#)
[ATT - 2 - Request for Cancellation](#)

8. COUNCIL, STAFF/COMMITTEE REPORTS

No action will be taken on any questions raised by the Council at this time.

9. CLOSED SESSION REPORT

8:00 P.M.-STUDY SESSION OR IMMEDIATELY FOLLOWING THE REGULAR 6:30 P.M. SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)

1. CALL TO ORDER

2. ROLL CALL

Councilmembers Abe-Koga, Bryant, Inks, Kasperzak, Siegel, Vice Mayor McAlister, and Mayor Clark.

3. STUDY SESSION

3.1 **Preliminary Review of Fiscal Year 2014-15 through 2018-19 Capital Improvement Program Projects Eligible for Park Land Dedication Funding.**

Recommendation(s): The purpose of this Study Session is to obtain City Council input to guide staff in the preparation of a proposed list of projects that are eligible to receive Park Land Dedication (PLD) funding for inclusion in the Proposed Fiscal Year 2014-15 through 2018-19 Capital Improvement Program (CIP). Based on Council direction, proposed CIP projects will be presented to the Parks and Recreation Commission (Commission) in April for a recommendation to Council that will be brought back with the full CIP in May 2014.

Attachment(s): [Study Session Memo](#)
[ATT 1 - Park Land Dedication Funds](#)

ADJOURNMENT

The next Special Council Meeting will be held on Tuesday, April 1, 2014, at 6:30 p.m. in the Council Chambers, 500 Castro Street.

NOTICE

There is a 90-day limit for the filing of a challenge in Superior Court to certain City administrative decisions and orders which require a hearing by law, the receipt of evidence and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge an action taken by the City Council in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a decision if the request is made prior to the next City Council meeting, regardless of whether it is a regular or special meeting. For information on the next regular or special City Council meeting, please call (650) 903-6304.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office, 500 Castro Street, Third Floor, during normal business hours and at the Council Chambers at City Hall, Second Floor, during the meeting. In addition, such writings and documents will be posted on the City's web site at www.mountainview.gov.

COUNCIL MEETINGS AND AGENDA

The City Council meets regularly on the second and fourth Tuesday of each month at 6:30 p.m. in the Council Chambers at City Hall, 500 Castro Street, Second Floor. Special meetings are called as necessary by the Mayor and noticed at least 24 hours in advance.

Interested parties may review the agenda, minutes and staff reports at the Mountain View Library, 585 Franklin Street, beginning the Thursday evening before each meeting and at the City Clerk's Office, 500 Castro Street, Third Floor, beginning Friday morning. Agenda materials may also be viewed electronically at www.mountainview.gov. Staff reports are also available at the Council Chambers during the meeting.

SPECIAL NOTICE—Reference: Americans with Disabilities Act, 1990. Anyone who is planning to attend the next City Council meeting who is visually or hearing-impaired or has any disability that needs special assistance should call the City Clerk's Office at 903-6304 48 hours in advance of the Council meeting to arrange for assistance. Upon request, in advance, by a person with a disability, City Council meeting agendas and writings distributed during the meeting that are public records will be made available in the appropriate alternative format. Also upon request, in advance, an assistive listening device can be made available for use during the meeting.

The Council meetings are cablecast live on Channel 26 on the Mountain View Comcast cable system and are replayed on Wednesday at 6:30 p.m. and on Saturday at 11:00 a.m. following that week's Council meeting. If there is a live Environmental Planning Commission meeting on a Wednesday, the replay of the City Council meeting will be on a Thursday at 6:30 p.m. In addition, Council Regular meetings are webcasted, and interested persons may visit the City's web site at www.mountainview.gov to watch the meetings live on their computer, laptop or PDA device. Archived broadcasts of previous meetings may also be accessed and watched on-line.

The Council may take action on any matter noticed herein, and their consideration and action on the matters noticed herein is not limited by the recommendations indicated in the Agenda or staff report(s). The Council may consider and act on items listed on the agenda in any order and thus all those interested in an item listed on the agenda are advised to be present throughout the meeting (see Policy and Procedure A-13). The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

By policy, no new items of business will be started after 10:00 p.m., unless an exception is made by vote of the Council.

ADDRESSING THE COUNCIL

Interested persons are entitled to speak on any action item listed on the agenda and are requested to fill out the blue cards available at the rear of the Council Chambers and deposit them with the clerk or at the podium as soon as completed. This will assure that your name and city of residence are accurately recorded in the minutes and that your interest in speaking is recognized. If you wish to speak and are not recognized by the Mayor, please approach the podium prior to completion of discussion on the item. Speakers are allowed up to three minutes each, and if a large group wishes to express its views, it is more effective to have one spokesperson.

Items on the "Consent Calendar" are not discussed individually but are approved as a group with one motion. If a citizen wishes to speak on an item on the Consent Calendar, he or she may come to the podium at the time announced by the Mayor and request that the item be pulled for discussion by the Council.

Anyone wishing to address the Council on a nonagenda item may do so during the "Oral Communications" part of the agenda. Speakers are allowed to speak one time on any number of topics for up to three minutes.

Reducing Time For Public Input: For any single agenda item and for Oral Communications from the Public, if there appears to be 15 or more speakers and the Council might not be able to conclude the scheduled agenda items for the meeting if speakers were allotted three (3) minutes each, the Mayor may reduce speaking time to no less than two (2) minutes per speaker unless there is an objection from Council, in which case majority vote shall decide the issue without debate.