

CITY OF MOUNTAIN VIEW
CITY COUNCIL AGENDA AND NOTICE



TUESDAY, MAY 3, 2016 - 5:00 PM
PLAZA & COUNCIL CHAMBERS - 500 CASTRO ST.

Christopher R. Clark, Councilmember
John M. Inks, Councilmember
R. Michael Kasperzak, Jr., Councilmember

Ken S. Rosenberg, Vice Mayor
John McAlister, Councilmember
Leonard M. Siegel, Councilmember

Daniel H. Rich, City Manager
Lorrie Brewer, City Clerk

Patricia Showalter, Mayor

Jannie L. Quinn, City Attorney

Plaza & Council Chambers - 500 Castro St.

5:00 PM

Tuesday, May 3, 2016

5:00 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 LEGAL COUNSEL-EXISTING LITIGATION (§54956.9(d)(1))

Name of case: Nicholas Emmerling v. City of Mountain View; Santa Clara Superior Court Case No. 115CV280920

5:30 P.M.-STUDY SESSION (TO BE HELD IN THE COUNCIL CHAMBERS)

1. CALL TO ORDER

2. ROLL CALL

Councilmembers Clark, Inks, Kasperzak, McAlister, Siegel, Vice Mayor Rosenberg, and Mayor Showalter

3. STUDY SESSION

3.1 California High-Speed Rail Project Update.

Recommendation(s): The purpose of this Study Session is to provide the City Council with an opportunity to discuss the status of the California High-Speed Rail project with staff from the California High-Speed Rail Authority (CHSRA).

Attachment(s): [Study Session Memo](#)
[ATT 1 - Comment Letter](#)

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

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. ROLL CALL

Councilmembers Clark, Inks, Kasperzak, McAlister, Siegel, Vice Mayor Rosenberg, and Mayor Showalter

3. PRESENTATION

3.1 Bike Month Proclamation to be Accepted by Kalyanaraman Shankari, Chair, Bicycle/Pedestrian Advisory Committee

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): That City Council approve the April 19, 2016 Council meeting minutes.

Attachment(s): [04-19-16 Council Minutes](#)

4.2 Police/Fire Administration Building Refurbishments, Project 12-28-Accept Construction.

Recommendation(s): Accept the Police/Fire Administration Building Refurbishments, Project 12-28, and authorize the final contract payment.

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

4.3 605 Castro Street, Tract No. 10203-Accept Public Improvements.

Recommendation(s): Accept the public improvements for the development at 605 Castro Street for maintenance throughout their useful lives.

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

4.4 Intergovernmental Agreement Regarding Participation in the Santa Clara County Specialized Enforcement Team.

Recommendation(s): Authorize the City Manager to execute a Memorandum of Understanding annually allowing participation in the Santa Clara County Specialized Enforcement Team.

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

4.5 1951 Colony Street, Tract No. 10235-Accept Public Improvements.

Recommendation(s): Accept the public improvements for the development at 1951 Colony Street for maintenance throughout their useful lives.

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

4.6 Authorizing Submittal of Application to CalRecycle for Payment Programs.

Recommendation(s): Adopt a Resolution Authorizing Submittal of Application for Payment Programs and Related Authorizations (offered by CalRecycle), to be read in title only, further reading waived (Attachment 1 to the Council report).

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

4.7 Acceptance of Water Conservation Research Grant Funds.

Recommendation(s): 1. Adopt a Resolution Authorizing the City of Mountain View to Accept Grant Funds for the 2016 Safe, Clean Water Priority A Grant Program for an Advanced Metering Infrastructure Feasibility Study and Pilot Program Implementation, to be read in title only, further reading waived (Attachment 1 to the Council report).

2. Accept and appropriate \$50,000 in Safe, Clean Water Priority A grant funds to the Drought Response Capital Improvement Project, Project 15-54. (Five votes required)

Attachment(s): [Council Report](#)
[ATT 1 - Resolution](#)
[ATT 2 - Grant Selection Letter](#)

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. PUBLIC HEARING - None.**7. UNFINISHED BUSINESS**

7.1 Business Terms for Disposition and Development Agreement and Ground Lease for Hope Street Lots 4 and 8.

- Recommendation(s):*** 1. Approve negotiated business terms by and between the City and the developer, the Robert Green Company (RGC), for the development of the Hope Street Lots 4 and 8.
2. Authorize the City Manager to execute the Disposition and Development Agreement and Ground Lease with the RGC for the development of Hope Street Lots 4 and 8 consistent with the business terms negotiated during the Exclusive Right to Negotiate Period.

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

7.2 Google Fiber - Project Description, CEQA Determination, and Master Encroachment Agreement.

- Recommendation(s):*** 1. Approve the Project Description, Fiber to the Premises Citywide Master Plan (Attachment 1 to the Council report).
2. Determine that the Google Fiber project is categorically exempt pursuant to California Environmental Quality Act (CEQA) Guidelines, Section 15301, Existing Facilities, Class 1, and Section 15303, New Construction or Conversion of Small Structures, Class 3.
3. Approve a Master Encroachment Permit Agreement between the City of Mountain View and Google Fiber California, LLC (Google Fiber), for the installation of a communitywide, high-speed fiber network service.
4. Authorize the Public Works Director, or his designee, to execute a Master Encroachment Agreement with Google Fiber.

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

[ATT 1 - Project Description](#)

[ATT 2 - Conceptual Map](#)

8. ITEMS INITIATED BY COUNCIL

8.1 Authorization to Fly Pride Flag.

Recommendation(s): That the City Council authorize the flying of the Pride Flag for up to 15 days during the month of June.

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

[ATT 1 - Council Policy K-11](#)

8.2 Endorsement of Measure AA, "The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure".

Recommendation(s): That the City Council endorse Measure AA, "The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure."

Attachment(s): [Council Report](#)
[ATT 1 - Text of Measure AA](#)

9. COUNCIL, STAFF/COMMITTEE REPORTS

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

10. CLOSED SESSION REPORT

11. ADJOURNMENT

The next Council Meeting will be held on Tuesday, May 17, 2016, 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 Thursday at 6:30 p.m., Saturday at 10:00 a.m., and Sunday at 5:00 p.m. following that week's Council meeting. 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 agendized 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.