



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

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Council Chambers - 500 Castro St.

5:00 PM

Tuesday, December 13, 2016

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

**5:00 P.M.-STUDY SESSION**

**1. CALL TO ORDER**

**2. ROLL CALL**

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

**3. STUDY SESSION**

**3.1 Informal Review of a Proposed Master Plan in the North of California Street Master Plan Area.**

***Recommendation(s):*** Staff requests the City Council provide input on key topics for the informal Master Plan proposed by Greystar for three properties located in the Master Plan Area.

***Attachment(s):*** [Study Session Memo](#)  
[Attachment 1 - Plans](#)

**6:30 P.M.-REGULAR SESSION**

**1. CALL TO ORDER**

**2. PLEDGE OF ALLEGIANCE**

**3. ROLL CALL**

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

#### 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 following minutes:

1. November 22, 2016 meeting; and
2. November 29, 2016 meeting.

*Attachment(s):* [11-22-16 Council Minutes](#)  
[11-29-16 Council Minutes](#)

##### 4.2 Ordinance Amendment Regulating the Use of City Trails (Second Reading).

*Recommendation(s):* Adopt an Ordinance Amending Chapter 38 of the Mountain View City Code, Regulating the Use of City Parks and Other City Facilities, Article IV, Regulating the Use of City Trails, to Amend Section 38.201 and Delete Section 38.202 (Attachment 1 to the Council report). (First reading: 7-0)

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

##### 4.3 Zoning Text Amendments-Seismic Retrofit of Legal Nonconforming Uses and Structures (Second Reading).

*Recommendation(s):* Adopt an Ordinance Amending Article III, Section 36.06.80 and Section 36.06.85, of the Mountain View City Code, Relating to Seismic Retrofits of Legal Nonconforming Soft-Story Structures (Attachment 1 to the Council report). (First reading: 7-0)

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

##### 4.4 Acceptance and Appropriation of Federal Funds Designated for the Fiscal Year 2016 Edward Byrne Memorial Justice Assistance Grant Program.

*Recommendation(s):* Accept \$12,485 in grant funds from the Fiscal Year 2016 Edward Byrne Memorial Justice Assistance Grant Program to support a Systems Specialist position in the Police Department.

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

**4.5     Library Chiller Replacement, Project 15-51-Accept Construction.**

**Recommendation(s):** Accept Library Chiller Replacement, Project 15-51, and authorize the final contract payment.

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

**4.6     Final Map Approval, Tract No. 10373, 2025 and 2065 San Luis Avenue.**

**Recommendation(s):** Adopt a Resolution Approving the Final Map of Tract No. 10373, Accepting Dedications, and Making Findings as Required by the City Code, to be read in title only, further reading waived (Attachment 1 to the Council report).

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

[ATT 1 - Resolution](#)

[ATT 2 - Final Map](#)

[ATT 3 - Tentative Map Conditions](#)

**4.7     City Auditor's Annual Report for Fiscal Year 2015-16 and Work Plan for Fiscal Year 2016-17.**

**Recommendation(s):** 1. Accept and file the City Auditor's Annual Report for Fiscal Year 2015-16.

2. Approve the City Auditor's Work Plan for Fiscal Year 2016-17 as recommended.

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

[ATT 1 - Michaels AUP Report](#)

[ATT 2 - Silicon Shores Corporation AUP Report](#)

[ATT 3 - Center AUP Cash Handling Report](#)

**4.8     City Hall Remodel-Reception Areas for Finance and Public Works and Community Development Department Office Remodel, Project 16-64, Approve Plans and Specifications/Authorize Bidding.**

**Recommendation(s):** 1. Approve plans and specifications for modifications to Finance and Administrative Services and Public Works Departments reception areas and remodeling of Community Development offices and authorize staff to advertise the project for bids.

2. Authorize the City Manager to award a construction contract to the lowest responsible bidder if the bid is within the project budget.

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

**4.9 Final Map Approval, Tract No. 10365, 1991 Sun-Mor Avenue.**

**Recommendation(s):** Adopt a Resolution Approving the Final Map of Tract No. 10365, Accepting Dedications, and Making Findings as Required by the City Code, to be read in title only, further reading waived (Attachment 1 to the Council report).

**Attachment(s):** [Council Report](#)  
[ATT 1 - Resolution](#)  
[ATT 2 - Final Map](#)  
[ATT 3 - Tentative Map Conditions](#)

**4.10 Authorization to Accept an \$800,000 Technology Grant from Google Inc. and Approve a Midyear Capital Improvement Project-Free Public WiFi in the Downtown Corridor.**

**Recommendation(s):** Authorize the City Manager to accept an \$800,000 technology grant from Google Inc. for installation and maintenance of free public WiFi in the downtown corridor and appropriate the funds in a new midyear Capital Improvement Project-Free Downtown Public WiFi. (Five votes required)

**Attachment(s):** [Council Report](#)  
[ATT 1 - Letter from Google](#)

**4.11 Recommendation from the Council Procedures Committee Regarding Plaques.**

**Recommendation(s):** Approve the Council Procedures Committee recommendation to add an addendum to the City Council Policy for the naming of City parks and other City facilities (Council Policy K-17) to have plaques recognize both the “authorizing” Council and the Council at the time of the dedication.

**Attachment(s):** [Council Report](#)  
[ATT 1 - Council Policy K17](#)  
[ATT 2 - CPC Agenda Item 5.3](#)  
[ATT 3 - Examples of City Dedication Plaques](#)  
[ATT 4 - Heritage Park Dedication Plaques](#)

**4.12 Certification of Official Election Returns-November 8, 2016 General Municipal Election.**

**Recommendation(s):** 1. Adopt a Resolution of the City Council of the City of Mountain View Declaring the Result of the Canvass of Returns of the General Municipal Election Held on November 8, 2016 for the Election of Four Members to the City Council and for Ballot Measures V and W, to be read in title only, further reading waived (Attachment 1 to the Council report).

2. Acknowledge certification from the Registrar of Voters of canvass of election returns of the November 8, 2016 General Municipal Election (Attachment 2 to the Council report).

*Attachment(s):* [Council Report](#)  
[ATT 1 - Resolution](#)  
[ATT 2 - Exhibit A - Certificate of Election Results](#)

## 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 Extension of an Interim Urgency Ordinance Prohibiting Outdoor Cultivation of Marijuana in the City of Mountain View.

*Recommendation(s):* Adopt an Ordinance Extending the Duration of an Interim Urgency Ordinance Prohibiting the Outdoor Cultivation of Marijuana Within the City of Mountain View for 10 Months and 15 Days, to be read in title only, further reading waived, four-fifths vote required, becoming effective immediately (Attachment 1 to the Council report).

*Attachment(s):* [Council Report](#)  
[ATT 1 - Extension of Interim Urgency Ordinance](#)  
[ATT 2 - Report Pursuant to Government Code 65858\(d\)](#)

### 7.2 Reappointments/Appointments to Council Advisory Bodies.

- Recommendation(s):*
1. Adopt a Resolution Appointing Nicole Vogt to the Library Board, to be read in title only, further reading waived (Attachment 1 to the Council report).
  2. Adopt a Resolution Reappointing Robert Cox and Appointing Lucas Ramirez as an Alternate to the Environmental Planning Commission, to be read in title only, further reading waived (Attachment 2 to the Council report).
  3. Consider Adopting a Resolution Reappointing Kevin Boer and Jim Neal and Appointing Serge Bonte to the Human Relations Commission, to be read in title only, further reading waived (Attachment 3 to the Council report).
  4. Adopt a Resolution Appointing Russell Devine to the Parks and Recreation Commission, to be read in title only, further reading waived (Attachment 4 to the Council report).

5. Consider a motion to reappoint Marc Roddin and appoint Valerie Fenwick to the Bicycle/Pedestrian Advisory Committee for the term January 1, 2017 to December 31, 2020.
6. Consider a motion to reappoint Shana Nelson to the Downtown Committee: (Downtown Property and Business Owner); Kim Copher, Tony Siress, and Julie Smiley (Business-at-Large); and Maria Lange (Community-at-Large) for the terms January 1, 2017 to December 31, 2019.
7. Consider a motion to reappoint Jesse Cupp, Nili Helman-Caspi, and Don Whitebread and appoint Kristin Bahir to the Visual Arts Committee for the term January 1, 2017 to December 31, 2020.
8. Confirm the appointment of Jamil Shaikh (pending the Old Mountain View Neighborhood's election on December 12, 2016) as the Old Mountain View Neighborhood Association's representative to the Downtown Committee for the term January 1, 2017 to December 31, 2017.

**Attachment(s):** [Council Report](#)  
[ATT 1 - Resolution—Library Board](#)  
[ATT 2 - Resolution—Environmental Planning Commission](#)  
[ATT 3 - Resolution—Human Relations Commission](#)  
[ATT 4 - Resolution—Parks and Recreation Commission](#)

### **7.3 Residential Food Scraps Collection Program.**

- Recommendation(s):**
1. Establish a residential food scraps collection program, with weekly garbage collection, as described in Option 1 in this report.
  2. Appropriate \$200,000 in the Public Works Department, Solid Waste Fund for program start-up costs. (Five votes required)

**Attachment(s):** [Council Report](#)  
[ATT 1 - Study Session Report - April 26, 2016](#)  
[ATT 2 - Open City Hall Survey Results](#)

### **7.4 Human Rights City Designation.**

- Recommendation(s):**
1. Accept the recommendation from the Human Relations Commission that the City of Mountain View adopt a Resolution Adopting the Universal Declaration of Human Rights as Guiding Principles and Declaring the City of Mountain View to be a Human Rights City (Attachment 1 to the Council report), to be read in title only, further reading waived; and
  2. Consider the recommendation from the Human Relations Commission to implement a human rights policy analysis framework as a tool to analyze the impact of policy decisions focusing on the priority areas of housing

displacement, housing affordability, social equity, and economic prosperity.

*Attachment(s):* [Council Report](#)  
[ATT 1 - Resolution](#)  
[ATT 2 - FAQ Becoming A Human Rights City](#)  
[ATT 3 - Examples of Cities Using Human Rights Assessment Tools](#)  
[ATT 4 - City of Eugene Memorandum](#)  
[ATT 5 - Proposed CMV PAT Short Form](#)

## 8. NEW BUSINESS

### 8.1 Adopt a Resolution Updating the Recreation Financial Assistance Program.

*Recommendation(s):* Adopt a Resolution Changing the Recreation Financial Assistance Program from the Current Subsidy of 75 Percent with a Cap of \$400 Per Child to a Two-Tier Program Offering a 90 Percent Subsidy with a Cap of \$500 Per Child or 75 Percent Subsidy with a Cap of \$400 Per Child Based on Family Income Levels and to Enable the City to Adjust the Financial Assistance Program Through the Annual Budget Process and Update the City Master Fee Schedule, to be read in title only, further reading waived (Attachment 1 to the Council report).

*Attachment(s):* [Council Report](#)  
[ATT 1 - Resolution](#)  
[ATT 2 - Parks and Recreation Commission Memo - 11-9-16](#)

### 8.2 Resolution Appointing Justine Bruce as an Extra Help Retired Annuitant under Government Code Sections 7522.56 and 21224.

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

## 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, January 10, 2017, 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](http://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](http://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](http://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.