



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

December 06, 2016

Council Chambers & Plaza - 500 Castro St.

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

5:00 P.M.-STUDY SESSION (HELD IN THE PLAZA CONFERENCE ROOM)

1. CALL TO ORDER

Mayor Showalter called the meeting to order at 5:01 p.m.

2. ROLL CALL

Present: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember McAlister, Councilmember Siegel, Vice Mayor Rosenberg, and Mayor Showalter

3. STUDY SESSION

3.1 Comprehensive Annual Financial Report and Other Related Reports for the Fiscal Year Ended June 30, 2016.

Finance and Administrative Services Director Kong and Macias, Gini & O'Connell Assurance and Government Advisory Services Partner David Bullock presented oral reports and they, and City Manager Rich, responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING CONCERNS:

Don Letcher

5:45 P.M.-CLOSED SESSION (HELD IN THE PLAZA CONFERENCE ROOM)

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

At 5:45 p.m., an announcement was made by Finance and Administrative Services Director Kong, who described the item that Council would consider on the Closed Session Agenda below.

2. CLOSED SESSION

2.1 CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to Government Code Section 54956.9 (d) (2): One potential case.

2.2 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION, Government Code Section 54956.9 (d) (1)

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

Mayor Showalter called the meeting to order at 5:46 p.m., and seeing no one wishing to speak, she closed the meeting to the public.

All Councilmembers were present.

The Closed Session concluded at 6:20 p.m.

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

1. CALL TO ORDER

Mayor Showalter called the meeting to order at 6:31 p.m.

2. PLEDGE OF ALLEGIANCE

Councilmember-elect Lisa Matichak led the Pledge of Allegiance.

3. ROLL CALL

Present: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember McAlister, Councilmember Siegel, Vice Mayor Rosenberg, and Mayor Showalter

4. CONSENT CALENDAR

MOTION - MS - Kasperzak/ Rosenberg - To approve the Consent Calendar with a correction to Item 4.8, to remove the January 17th meeting and add a January 31st meeting to the 2017 Council Meeting Calendar.

The motion carried by the following vote:

Yes: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember McAlister, Councilmember Siegel, Vice Mayor Rosenberg, and Mayor Showalter

4.1 Automated Guideway Transportation Feasibility Study, Project 17-36-Authorize Professional Services Agreement.

Authorize the City Manager or his designee to execute a professional services agreement with Lea+Elliott, Inc. (Lea+Elliott), to provide professional services for the Automated Guideway Transportation Feasibility Study, Project 17-36, in an amount not to exceed \$250,000.

4.2 Demolition of Various Buildings and Structures at Two Sites, Projects 15-50 and 13-40-Accept Construction.

Accept Demolition of Various Buildings and Structures at Two Sites, Projects 15-50 and 13-40, and authorize the final contract payment.

4.3 Green Bike Lane Pilot Project, Project 15-48-Accept Construction.

Accept Green Bike Lane Pilot Project, Project 15-48, and authorize the final contract payment.

4.4 City Hall Security, Project 15-46-Accept Construction.

Accept City Hall Security, Project 15-46, and authorize the final contract payment.

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

Don Letcher

4.5 Crosswalk Improvements at W. Middlefield/Independence/Thaddeus, Project 15-23-Accept Construction.

Accept Crosswalk Improvements at W. Middlefield/Independence/Thaddeus, Project 15-23, and authorize the final contract payment.

4.6 Annual Report of the Investment Review Committee for Fiscal Year 2015-16.

Accept the Annual Report of the Investment Review Committee for Fiscal Year 2015-16.

4.7 Execute a Subordination Agreement to Provide Financing for Silicon Valley Clean Energy Authority (SVCEA).

Authorize the City Manager to execute a subordination agreement with River City Bank in conjunction with the Credit Agreement to provide financing for the Silicon Valley Clean Energy Authority.

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

Don Letcher

4.8 2017 Council Meeting Schedule.

Confirm the schedule for City Council meetings and Study Sessions for the 2017 calendar year.

4.9 Library Space Modifications, Project 11-27-Amend Design Services Agreement.

Authorize the City Manager to amend the design services agreement with Noll & Tam Architects of Berkeley, California, to provide architectural and engineering design services for the Library Space Modifications, Project 11-27, in the amount of \$95,000 for a total not-to-exceed fee of \$226,600.

4.10 Accepting City of Mountain View Comprehensive Annual Financial Report and Various Other Related Reports.

Accept, acknowledge, and file the following financial and independent auditor's reports pertaining to Fiscal Year 2015-16:

- City of Mountain View Comprehensive Annual Financial Report and Independent Auditor's Report**
- Single Audit Report**
- Article XIII-B Appropriations Limit**
- Pedestrian/Bicycle Facilities Grant**
- Report to the City Council-Required Communications**

**These reports are not attached as they were distributed to the City Council with the Study Session report prior to this item on the agenda tonight. They are available for public review in the City Clerk's Office, the Library, and on the Council Agenda page of the City's website at:
<http://mountainview.gov/council/agendas/current_council_agendas.asp>**

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

Don Letcher expressed concerns with the encroachment of Google into the Shoreline Regional Park Community.

6. PUBLIC HEARING**6.1 Approval of the Mountain View 2016 Water System Public Health Goals Report on Water Quality.**

Mayor Showalter opened the Public Hearing at 6:40 p.m.

Assistant Public Works Director Hosfeldt presented an oral staff report and responded to Council's questions.

Seeing no one wishing to speak, Mayor Showalter closed the Public Hearing at 6:51 p.m.

MOTION - MS - Siegel/ Kasperzak - To:

- 1. Accept public comment regarding the City of Mountain View 2016 Water System Public Health Goals Report on Water Quality.**
- 2. Approve the City's 2016 Water System Public Health Goals Report on Water Quality and direct staff to file the report with the California State Water Resources Control Board.**

The motion carried by the following vote:

Yes: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember McAlister, Councilmember Siegel, Vice Mayor Rosenberg, and Mayor Showalter

7. NEW BUSINESS**7.1 Consideration of Child-Care Center Contract Modifications.**

Assistant to the City Manager Thomas presented an oral staff report and she, City Manager Rich and Learning Links Site Director Tracey Fecher, responded to Council's questions.

Seeing no one wishing to speak, Mayor Showalter closed the public comment period.

MOTION - MS - Kasperzak/ Clark - To:

- 1. Authorize the City Manager to execute an amendment to the Child-Care Center operator agreement.**

2. Appropriate \$50,000 in the Child-Care Commitment Reserve (CCCR) to subsidize low-income child-care students during Fiscal Year 2016-17. (Five votes required)

3. Direct the City Manager to include \$100,000 in the CCCR in the Fiscal Years 2017-18 and 2018-19 budget.

The motion carried by the following vote:

Yes: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember McAlister, Councilmember Siegel, Vice Mayor Rosenberg, and Mayor Showalter

7.2

Gatekeeper Requests, December 2016.

Councilmember Kasperzak recused himself from acting on the project located at 1040 Terra Bella Avenue and left the meeting.

Community Development Director Tsuda and Public Storage Vice President of Development Andres Friedman presented oral reports and they, City Manager Rich and City Attorney Quinn, responded to Council's questions.

MOTION - MS - Siegel/ Rosenberg - To deny the Terra Bella project without prejudice.

The motion carried by the following vote:

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

No: 1 - Councilmember Inks

Recused: 1 - Councilmember Kasperzak

SPEAKING FROM THE FLOOR IN SUPPORT OF THE FOLLOWING PROJECTS AND RESPONDING TO COUNCIL'S QUESTIONS:

1025 Terra Bella Avenue - Cole Strombom, Barry Swenson Builders

Commercial Real Estate Development Manager

701-747 West Evelyn Street - Dennis Randall, Insight Realty Company

Managing Director

903 Castro Street - Ryan Phelps, T2 Hospitality Inc., Vice President of Business Development

440-500 Logue Avenue - Ryan Trinidad, Google Project Executive

1958-1970 Latham/2290 California/570 S. Rengstorff - Tod Spieker, Spieker Corporation

301-381 E. Evelyn Avenue - Joe Nootbaar, JMA Ventures Partner

**87 E. Evelyn Avenue/57-67 E. Evelyn Avenue, Ron Golem, Valley
Transportation Authority Real Estate and Joint Development Director
913-987 Rengstorff Avenue - Mindie Romanosky, Attorney for owners
Mario and Liz Ambra, and Liz Ambra.
918-940 San Rafael Avenue - Nathan Tuttle, Prometheus Real Estate Group
Executive Vice President and Partner
525-769 East Evelyn Avenue - Nathan Tuttle, Prometheus Real Estate
Group Executive Vice President and Partner
2645-2655 Fayette Drive - Bill Maston, Architect**

Council recessed at 9:01 p.m. and reconvened at 9:13 p.m.

MOTION - MS - Siegel/ McAlister - To:

1. Direct staff to set a Study Session on a future agenda to review a number of options related to potential changes to the City's General Plan Map, Zoning Map, and/or Precise PLans and the Gatekeeper process in general; and

2. Approve the 525-769 East Evelyn Avenue and the 2645-2655 Fayette Drive gatekeeper projects, with a start date no earlier than July 1, 2017.

The motion carried by the following vote:

Yes: 7 - Councilmember Clark, Councilmember Inks, Councilmember Kasperzak, Councilmember McAlister, Councilmember Siegel, Vice Mayor Rosenberg, and Mayor Showalter

8. COUNCIL, STAFF/COMMITTEE REPORTS - None.

9. CLOSED SESSION REPORT - None

10. ADJOURNMENT - At 10:11 p.m., Mayor Showalter adjourned the meeting to the next City Council meeting to be held on Tuesday, December 13, 2016 at 6:30 p.m., in the Council Chambers, 500 Castro Street.

ATTEST:

APPROVED:

LORRIE BREWER, MMC
CITY CLERK

PATRICIA SHOWALTER
MAYOR