

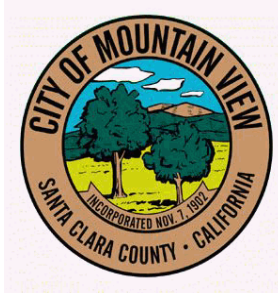
Christopher R. Clark, Councilmember
John M. Inks, Councilmember
R. Michael Kasperzak, Jr., Councilmember

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

John McAlister, Mayor

Ken S. Rosenberg, Councilmember
Patricia Showalter, Vice Mayor
Leonard M. Siegel, Councilmember

Jannie L. Quinn, City Attorney



May 26, 2015

Plaza & Council Chambers

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

5:15 P.M.-STUDY SESSION (HELD IN THE PLAZA CONFERENCE ROOM)

1. CALL TO ORDER

Mayor McAlister called the meeting to order at 5:15 p.m.

2. ROLL CALL

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

3. STUDY SESSION

3.1 Park Land Dedication Ordinance and Acquisition Process.

Senior Administrative Analyst Kiner presented an oral staff report and she, City Manager Rich, City Attorney Quinn, Community Services Director de la Montaigne and Zoning Administrator Beaudin, responded to Council's questions.

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

Don Bahl
Paul Donahue
Peter Villareal, MidPen Housing Corporation
Valerie
Jim Pollock

The Study Session concluded at 6:47 p.m.

6:30 P.M.-REGULAR SESSION (HELD IN THE COUNCIL CHAMBERS)**1. CALL TO ORDER/PLEDGE OF ALLEGIANCE**

Mayor McAlister called the meeting to order at 7:00 p.m.

Ken Newman led the Pledge of Allegiance.

2. ROLL CALL

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

3. PRESENTATIONS

3.1 Mayor McAlister presented Certificates of Appreciation to outgoing Youth Advisory Committee members.

3.2 Mayor McAlister presented a Memorial Day Proclamation to Ken Newman, President and Carolann Wunderlin, Director, Mountain View Veterans Memorial Committee, and accepted a check in the amount of \$52,895.14, which was raised by the Committee for the construction of the enhanced Mountain View Veteran's Memorial site at Eagle Park.

4. CONSENT CALENDAR

MOTION - M/S Kasperzak/Clark - To approve the Consent Calendar.

The motion carried unanimously.

4.1**Approval of Minutes:**

That the Board approve the following minutes:

- 1. April 28, 2015 Shoreline Regional Park Community meeting; and**
- 2. May 5, 2015 Shoreline Regional Park Community meeting;**

4.2 Ordinance Amending Chapter 35, Article II, Division 3, of the Mountain View City Code Relating to Water Conservation (Second Reading).

Adopt an Ordinance Amending Chapter 35, Article II, Division 3, of the Mountain View City Code Relating to Water Conservation. (First reading: 5-1-1; Siegel no, Rosenberg absent)

4.3 Increase Appropriations in the Police Department for Reimbursement of Shoreline Event Support.

Increase appropriations \$134,857 in the Police Department for overtime staff hours expended in support of September 2014 Shoreline Amphitheatre events and reimbursed by Live Nation. (Five votes required)

4.4 Renewal of Joint Exercise of Powers Agreement: Workforce Development Services for NOVA Consortium to Include San Mateo County.

Approve the revised Joint Exercise of Powers Agreement: Workforce Development Services for the NOVA consortium to include the addition of San Mateo County (Attachment 1 to the Council report).

4.5 Increase Appropriations in the Fire Department for Reimbursement of Mutual-Aid Support of the King Fire.

Increase appropriations \$122,040 in the Fire Department for reimbursement from California Office of Emergency Services for Mountain View Fire Department's staff hours expended in support of firefighting operations during the September 2014 King Fire in the El Dorado National Forest. (Five votes required)

4.6 Middlefield Road Median Island Reconstruction, Project 12-32-Accept Construction.

Accept Middlefield Road Median Island Reconstruction, Project 12-32, and authorize the final contract payment.

4.7 Appointments to the Youth Advisory Committee for the 2015-16 School Year Term.

1. Approve the recommendation of the Council Youth Services Committee to appoint 15 members to the Youth Advisory Committee for the 2015-16 school year term.

2. Approve nine members-at-large/alternates to the Youth Advisory Committee for the 2015-16 school year term.

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

Linda Storey expressed concerns with the Valley Transportation Authority's Bus Rapid Transit project as it related to persons with disabilities, more specifically as it related to her as a visually impaired person.

Larry Voytilla expressed concerns with the Valley Transportation Authority's Bus Rapid Transit project.

Linda Curtis expressed concerns with the Valley Transportation Authority's Bus Rapid Transit project.

Don Bahl presented information regarding a series of car thefts taking place on San Antonio Road.

Mary Robertson presented information on the Highway 85 transit project and requested the the City join the cities of Los Gatos, Cupertino and Saratoga in asking for a full EIR on the project.

Reay Dick expressed concerns with the Highway 85 transit project, and with Council not starting its meeting on time. Mr. Dick also requested that Council include more information in the newspaper on proposed projects.

Marilu Delgado, representing herself and the Community In Action Team program, expressed appreciation to Council for its support of the Valley Transportation Authority's Bus Rapid Transit project.

Jim Neal expressed concerns with the Valley Transportation Authority's Bus Rapid Transit project. Mr. Neal also responded to Council's questions.

Cheriel Jensen presented information on the Highway 85 transit project and requested the the City join the cities of Los Gatos, Cupertino and Saratoga in asking for a full EIR on the project.

Barry Chang, Cupertino Vice Mayor, invited Council to join the lawsuit against CalTrans with regard to the Highway 85 project.

Tim Brand presented information regarding Lehigh Cement Company's fine by the Environmental Protection Agency for dumping pollutants into the Permanente Creek, and he requested that Council send a letter to the EPA applauding this action.

Valerie Fenwick expressed concerns with the City of Mountain View closing a mobile home park, and she spoke in support of further research on the Valley Transportation Authority's Bus Rapid Transit project.

Javier Perez expressed support for the Valley Transportation Authority's Bus Rapid Transit project.

Hilton Brown presented information regarding a sexual assault he experienced as a teenager.

6. PUBLIC HEARING

6.1 1998 - 2024 Montecito Avenue Project.

Mayor McAlister called the meeting to order at 7:53 P.M.

Associate Planner Anderson and EID Architects Principal Stuart Welte presented oral reports and they, and Zoning Administrator Beaudin, responded to Council's questions.

SPEAKING FROM THE FLOOR IN SUPPORT OF THE PROJECT:

Valerie Fenwick

Mayor McAlister closed the Public Hearing at 8:23 p.m.

MOTION - M/S Kasperzak/Inks - To:

1. Adopt Resolution No. 17951 Conditionally Approving a Development Review Permit and Planned Unit Development Permit to Construct a 17-Unit Residential Development Project with a 2-Unit Density Bonus Request and a Heritage Tree Removal Permit to Remove 11 Heritage Trees at 1998 - 2024 Montecito Avenue, including a determination that the project is categorically exempt pursuant to Section 15332 ("Infill Development") of the CEQA Guidelines, to be read in title only, further reading waived (Attachment 1 to the Council report); and

2. Adopt Resolution No. 17952 Conditionally Approving a Tentative Map to Create 17 Condominium Lots and 1 Common Lot on a 0.93-Acre Lot at 1998 - 2024 Montecito Avenue, to be read in title only, further reading waived (Attachment 2 to the Council report).

The motion carried unanimously.

6.2 Public Meeting - Downtown Parking Maintenance and Operation Assessment District for Fiscal Year 2015-16.

Mayor McAlister opened the Public Hearing at 8:26 p.m.

Business Development Specialist Chew presented an oral staff report.

Seeing no one wishing to speak, Mayor McAlister closed the public hearing at 8:31 p.m.

MOTION - M/S Clark/Kasperzak - To. adopt Resolution No. 17953 Preliminarily Approving the Annual Engineer's Report for the Downtown Parking Maintenance and Operation Assessment District for Fiscal Year 2015-16, to be read in title only, further reading waived (Attachment 1 to the Council report).

The motion carried unanimously.

Council recessed at 8:31 p.m. and reconvened at 8:44 p.m.

7. NEW BUSINESS

7.1 Pilot Off-Leash Program.

Parks Manager Hurlburt presented an oral staff report and he, City Manager Rich and Community Services Director de la Montaigne, responded to Council's questions.

SPEAKING FROM THE FLOOR IN SUPPORT OF THE RECOMMENDATION AND/OR EXPRESSING CONCERNS:

Paula Zenti
Celeste
Dwight Rodgers
Richard Woolley
Vera Kark
Mara Wildfeuer

MOTION - M/S McAlister/Siegel - To:

1. permanently adopt the Off-Leash Dog Area Pilot Program and direct staff to modify the existing ordinance as appropriate with the following additions:

- a. Enhanced signage**
- b. Clear demarcation of boundaries**
- c. Increased enforcement at Bubb;**

2. Increase hours at Whisman Park Off-Leash Area to include weekends; and

3. Include Rengstorff Park seven days a week during park hours.

The motion carried unanimously.

7.2 Community Choice Energy Update.

Environmental Sustainability Coordinator Attinger presented an oral staff report and he, City Manager Rich and LEAN Energy U.S. Director Shawn Marshall, responded to Council's questions.

SPEAKING FROM THE FLOOR IN SUPPORT OF THE RECOMMENDATION AND/OR EXPRESSING CONCERNS:

Rod Sinks, Cupertino Mayor
Cherie Walkowiak
Margaret Capriles
John Scarboro

MOTION - M/S Clark/Kasperzak - To accept the initial assessment report on Community Choice Energy and authorize staff to continue working with the City of Sunnyvale and other partner agencies on the next phase of the project, which is a technical feasibility study.

The motion carried by the following vote:

Yes: 6 - Councilmember Clark, Councilmember Kasperzak, Councilmember Rosenberg, Councilmember Siegel, Vice Mayor Showalter, and Mayor McAlister

No: 1 - Councilmember Inks

By consensus, Council agreed to continue the meeting past 10:00 p.m. to consider the remaining items on the agenda.

7.3 Parking Ratio Requirements for ROEM Development Corporation's Affordable Housing Proposal at 779 East Evelyn Avenue.

Project Manager Gil presented an oral staff report and she, Administrative and Neighborhood Services Manager Lauzze, Associate Planner Hagan, and ROEM Development Corporation Vice President of Operations Derek Allen, responded to Council's questions.

SPEAKING FROM THE FLOOR IN OPPOSITION TO THE PROJECT AND/OR EXPRESSING CONCERNS:

Larry Voytilla
Linda Curtis
David O'Brien

MOTION - M/S Siegel/Kasperzak - To approve an initial parking ratio of 1.75 spaces per unit to be used to refine the design for the ROEM Development Corporation's affordable housing proposal at 779 East Evelyn Avenue, with additional direction to exchange exposed surface parking for landscaping if that works into the design.

The motion carried unanimously.

8. COUNCIL, STAFF/COMMITTEE REPORTS - None.

9. CLOSED SESSION REPORT - None.

10. ADJOURNMENT - At 10:57 p.m., Mayor McAlister adjourned the meeting to the next Council meeting to be held on Tuesday, June 9, 2015 at 6:30 p.m. in the Council Chambers, 500 Castro Street.

ATTEST:

LORRIE BREWER, MMC
CITY CLERK

APPROVED:

JOHN McALISTER
MAYOR