



Pat Showalter, Mayor/President
Lisa Matichak, Vice Mayor/Vice President
Margaret Abe-Koga, Councilmember/Boardmember
Alison Hicks, Councilmember/Boardmember
Ellen Kamei, Councilmember/Boardmember
Lucas Ramirez, Councilmember/Boardmember
Emily Ann Ramos, Councilmember/Boardmember

Kimbra McCarthy, City Manager/Community Manager
Jennifer Logue, City Attorney/Counsel
Heather Glaser, City Clerk/Secretary

October 08, 2024

Council Chambers and Video Conference, 500 Castro St., Mountain
View, CA 94041

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

This meeting was conducted with a virtual component. All members of the City Council/Shoreline Regional Park Community and all speakers participated in-person unless otherwise noted.

5:15 P.M.-CLOSED SESSION

At 5:15 p.m., Mayor Showalter called the meeting to order.

1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

City Attorney Logue announced the item listed for Closed Session.

The following member of the public spoke:

(Virtual) April Webster

At 5:19 p.m., Mayor Showalter recessed the meeting to Closed Session with all Councilmembers present.

2. CLOSED SESSION (PLAZA CONFERENCE ROOM)

- 2.1 Conference with Real Property Negotiator (\$54956.8); Property: 928 Mariner Drive, Mountain View, CA 94043 (APN 153-24-021); Agency Negotiators: Arn Andrews, Assistant City Manager, Christian Murdock, Community Development Director, Angela LaMonica, Real Property Program Administrator; Negotiating Party: Department of the Army; Under Negotiation: Price and Terms of Purchase**

At 6:30 p.m., Closed Session concluded.

6:30 P.M.-REGULAR SESSION

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

At 6:40 p.m., Mayor/President Showalter called the meeting to order.

Mayor Showalter led the Pledge of Allegiance.

2. ROLL CALL

Present: 7 - Councilmembers/Boardmembers Abe-Koga, Hicks, Kamei, Ramirez, Ramos, Vice Mayor/Vice President Matichak, Mayor/President Showalter

3. PRESENTATIONS

3.1 Breast Cancer Awareness Month

Mayor Showalter thanked the Mountain View Fire Department for its partnership during Breast Cancer Awareness Month. She presented the proclamation to Carol Somersille, Vice Chair of the El Camino Healthcare District Board of Directors.

3.2 Arts & Humanities Month Proclamation

Mayor Showalter presented the proclamation to John McAlister, Chair of the Performing Arts Committee.

There were no public speakers in-person or virtually.

4. CONSENT CALENDAR

The following member of the public spoke:

(Virtual) Bruce England from Mountain View discussed Items 4.4, 4.5, 4.7, 4.8 and 4.11.

MOTION - M/S - Ramos/Hicks - To approve the Consent Calendar.

The motion carried by the following vote:

Yes: 7 - Councilmembers/Boardmembers Abe-Koga, Hicks, Kamei, Ramirez, Ramos, Vice Mayor/Vice President Matichak, Mayor/President Showalter

4.1 Approve Minutes

Acting as the City Council and Board of Directors of the Shoreline Regional Park Community, approve the meeting minutes of June 11, 2024, June 25, 2024, September 10, 2024 and September 24, 2024.

4.2 Santa Clara County Public Health Department Climate and Health Program Grant Funding

Adopt Resolution No. 18929 of the City Council of the City of Mountain View Accepting a Grant from the Santa Clara County Public Health Department in the Amount of \$25,000 and Approving an Appropriation Amendment to Increase the Fiscal Year 2024-25 Capital Projects Fund Revenue by \$25,000 and Expenditures in Sustainability Project Capital Improvement Program (CIP) Project 20-99 by \$25,000.

4.3 Use of City Parking Lot 7 by Santa Clara County, Trinity United Methodist Church, and Home First Services to Support a Cold Weather Shelter (748 Mercy Street)

1. Adopt Resolution No. 18930 of the City Council of the City of Mountain View Authorizing Temporary Closure from Public Access of 15 Parking Spaces Within Parking Lot 7 from 3:00 p.m. through 9:00 a.m. daily, from November 1, 2024 through April 15, 2025; October 15, 2025 through April 15, 2026; and

October 15, 2026 through April 15, 2027, for Use by Santa Clara County's Cold Weather Shelter Program Staff and Participants.

2. Authorize the City Manager or designee to enter into a no-fee license agreement with the County of Santa Clara for the temporary use of 15 parking spaces within Parking Lot 7 between the hours of 3:00 p.m. through 9:00 a.m. daily, from November 1, 2024 through April 15, 2025; October 15, 2025 through April 15, 2026; and October 15, 2026 through April 15, 2027, for use by Santa Clara County's Cold Weather Shelter Program staff and participants.

4.4 Silicon Valley Clean Energy Grant Agreement Amendments

Adopt Resolution No. 18931 of the City Council of the City of Mountain View Amending the Senior Center Hot Water Systems and Community Education About Building Electrification Grant Agreements with Silicon Valley Clean Energy to Extend Project Completion Dates to December 31, 2025 and Authorizing the City Manager or Designee to Execute Ministerial or Administrative Amendments to the Agreements.

4.5 Energy Efficiency and Conservation Block Grant Program Grant Funding

Adopt Resolution No. 18932 of the City Council of the City of Mountain View Directing Staff to Apply for a Noncompetitive \$148,010 Grant From the Formula Energy Efficiency and Conservation Block Grant Program, and Accepting and Appropriating Awarded Grant Funds to City Hall HVAC GHG Offsets, Phase I, Project 22-34-01 (Mountain View Senior Center).

4.6 2023 Santa Clara County Operational Area Multi-Jurisdictional Hazard Mitigation Plan

Adopt Resolution No. 18933 of the City Council of the City of Mountain View Adopting Volume I and Mountain View's Annex within Volume II of the 2023 Santa Clara County Operational Area Multi-Jurisdictional Hazard Mitigation Plan.

4.7 Overtime and Portal-to-Portal Pay for Employees

Adopt Resolution No. 18934 of the City Council of the City of Mountain View Authorizing Overtime and Portal-to-Portal Pay for Employees When Staff are Deployed to Assist with Wildland Fires and Other Emergency Incidents.

4.8 Council Policy Position - Support for Proposition 5

1. Waive the City Council Policy A-16 requirement that ballot measures be referred to staff for analysis by a majority vote of the City Council before Council takes a position on a measure in order to consider Proposition 5.

2. Adopt a Council Policy position of support for Proposition 5, a statewide measure which allows local bonds for affordable housing and public infrastructure with 55% voter approval. Legislative Constitutional Amendment.

4.9 Plymouth/Space Park Realignment, Project 20-40-Professional Services Agreement

1. Acting as the City Council and Board of Directors of the Shoreline Regional Park Community, approve

deferring the bus lane elements of the project scope for Plymouth/Space Park Realignment, Project 20-40, to be a later phase of the project.

2. Acting as the City Council and Board of Directors of the Shoreline Regional Park Community, authorize the Community Manager and City Manager, or their respective designees to amend the professional services agreement with BKF Engineers, a California corporation (Entity No. 599256), for Plymouth/Space Park Realignment, Project 20-40, to add \$600,000 for additional design services for a total not-to-exceed amount of \$2,155,565. Approximately 71% of the total costs from preliminary engineering through construction for the Plymouth/Space Park Realignment project will be funded by the Shoreline Regional Park Community Fund.

4.10 SB-1 Streets, Project 23-03-Professional Services Agreement

Authorize the City Manager or designee to amend the professional services agreement with BKF Engineers, a California corporation (Entity No. 599256), for SB-1 Streets, Project 23-03, to add \$61,000 for a total not-to-exceed amount of \$496,710.

4.11 939 San Rafael Avenue (APN: 153-18-032)-Acquisition of Real Property

1. Approve the acquisition of property located at 939 San Rafael Avenue (APN: 153-18-032) owned by San Rafael Partners, LLC, a California limited liability company.

2. Appropriate \$6.05 million from the Park Land Dedication Fund for the acquisition and closing costs of 939 San Rafael Avenue. (Five votes required)

3. Authorize the City Manager or designee to execute all documents and take all necessary action related to the acquisition of 939 San Rafael Avenue (APN: 153-18-032).

4. Find that in accordance with the California Environmental Quality Act requirements, under Public Resources Code Section 21080.28, the California Environmental Quality Act requirements do not apply to the acquisition of land for preservation of lands for park purposes; and acquisition of the property is categorically exempt under Class 25, acquisition to preserve lands for park purposes.

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

The following members of the public spoke:

Karen from Mountain View discussed the waste reduction service, Ridwell.

Gail discussed burrowing owls in Shoreline Park.

(Virtual) Bruce England discussed the Mountain View Zero Waste Plan, burrowing owls in Shoreline Park and an article regarding police misconduct.

6. PUBLIC HEARINGS

6.1 Mixed-Use Addition at 194-198 Castro Street

Councilmember Hicks disclosed she met with the applicant and the architect. Vice Mayor Matichak

disclosed she met with the applicant. Councilmember Ramos disclosed she met with the applicant.

Senior Planner Jeffrey Tsumura and Principal Planner Diana Pancholi presented the item.

Applicant and owner Chee-Yee Chong, Hanson America, LLC and John Tabuena-Frolli, Prime/Historic Architect, Strata Design Studio, presented.

At 7:50 p.m., Councilmember Abe-Koga left the dais.

At 7:52 p.m., Councilmember Abe-Koga returned to the dais.

The following members of the public spoke:

(Virtual) Peter Katz, on behalf of the Mountain View Chamber of Commerce and the Mountain View Downtown Business Association, indicated support for the project.

(Virtual) Robert Cox, on behalf of Livable Mountain View.

(Virtual) Tracy

(Virtual) James Kuszmaul indicated support for the project.

MOTION - M/S - Kamei/Ramirez - To:

Adopt Resolution No. 18935 of the City Council of the City of Mountain View Approving a Planned Community Permit, Development Review Permit, and Historic Preservation Permit to Construct a Three-Story, 5,733 Square Foot Building Addition with a Roof Deck Adjacent to an Existing Two-Story, 7,608 Square Foot Historic Building with Office and Ground-Floor Restaurant, and a Provisional Use Permit to Allow an Administrative Office Use on the Upper Floors of a Commercial Building on a 0.14-Acre Project Site at 194-198 Castro Street. The project is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15332 ("In-Fill Development") and 15331 ("Historic Resource Restoration/Rehabilitation").

The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

At 8:38 p.m., Mayor Showalter recessed the meeting. The meeting reconvened at 8:50 p.m. with all Councilmembers present except Councilmember Kamei.

6.2 HUD PRO Housing Grant Application and Establishment of the Acquisition/Preservation Subfund

Senior Housing Officer Deanna Talavera and Housing Director Wayne Chen presented the item.

The following members of the public spoke:

(Virtual) James Kuszmaul, on behalf of Mountain View Yes In My Back Yard.

(Virtual) Bruce England from Mountain View.

MOTION - M/S - Ramos/Ramirez - To:

1. Authorize staff to submit an application to the U.S. Department of Housing and Urban Development's Pathways to Removing Obstacles to Housing Grant.
2. Adopt Resolution No. 18936 of the City Council of the City of Mountain View Establishing the City of Mountain View Acquisition/Preservation Subfund in the Housing Fund.
3. Approve and Appropriate \$4 million from the BMR In-Lieu Fees Subfund to the new Acquisition/Preservation Subfund. (Five votes required)
4. Increase appropriation of \$4 million in the Housing Department in the Acquisition and Preservation Subfund for the purpose of implementing the acquisition/preservation program. (Five votes required)
5. Authorize the City Manager or designee to execute the agreement and any required forms with the U.S. Department of Housing and Urban Development. Upon execution of the grant agreement, authorize an increase in appropriation per the amount in the executed agreement, not to exceed \$4 million, for the acquisition and preservation program in the Housing Department in the Acquisition/Preservation Subfund. (Five votes required)

At 9:03 p.m., Councilmember Kamei returned to the dais.

The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

7. UNFINISHED BUSINESS

7.1 Ordinance Amending Chapter 1, Article I, Section 1.2 of the Mountain View City Code

Human Resources Director Maxine Gullo presented the item. She noted a swap from Admission Day for the day before or after Christmas.

In response to Vice Mayor Matichak, City Manager McCarthy stated staff would note that policies that did not need interpretation or review by the Council Policy and Procedures Committee (CPPC) could bypass the CPPC and go straight to the Council for consideration.

The following member of the public spoke:

(Virtual) Alex Brown

MOTION - M/S - Ramirez/Hicks - To:

Introduce an Ordinance of the City of Mountain View Amending Chapter 1, Article I, Section 1.2 of the Mountain View City Code to Modify the Definition of "Holiday" including the additional amendment to delete Admissions Day and add the day before or after Christmas and Authorizing City Staff to Return Directly to City Council with a Resolution Amending Section 8.05 of Council Policy D-7 Governing Holiday Leave for City Employees to align with the amendments to Mountain View Code Section 1.2, and set a second reading for October 22, 2024.

The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

8. NEW BUSINESS

8.1 Appointing Extra-Help Retired Annuitant Under Government Code Sections 7522.56 and 21224

Human Resources Director Maxine Gullo presented the item.

The following member of the public spoke:

(Virtual) Bruce England from Mountain View indicated support for the item.

MOTION - M/S - Kamei/Matichak - To:

Adopt Resolution No. 18937 of the City Council of the City of Mountain View for an Exception to the 180-Day Wait Period, Government Code Sections 7522.56 and 21224.

The motion carried by the following vote:

Yes: 7 - Councilmember Abe-Koga, Councilmember Hicks, Councilmember Kamei, Councilmember Ramirez, Councilmember Ramos, Vice Mayor Matichak, Mayor Showalter

9. COUNCIL, STAFF/COMMITTEE REPORTS

Shoreline Manager Brady Ruebusch provided an update on the burrowing owl program.

Councilmember Ramirez stated he began a two year term as the City of Mountain View representative on the Mountain View Whisman School District Staff Housing Oversight Committee.

10. CLOSED SESSION REPORT

City Attorney Logue stated no final action had been taken in Closed Session.

11. ADJOURNMENT

At 9:45 p.m., Mayor/President Showalter adjourned the meeting.