



COUNCIL REPORT

DATE: November 4, 2025

CATEGORY: Consent

DEPT.: City Attorney's Office

TITLE: **Amendment of Section 11 of City Council Policy A-13**

RECOMMENDATION

Adopt a Resolution of the City Council of the City of Mountain View Amending Section 11 of City Council Policy A-13 Governing Motions for Reconsideration, to be read in title only, further reading waived (Attachment 3 to the Council report).

BACKGROUND

Council Policy A-13, Council Meetings ("Policy A-13"), establishes the rules of procedure for City Council meetings. At the April 22, 2025, City Council meeting, Councilmember Clark requested that the Council Policy and Procedures Committee ("CPPC") review Section 11 of Policy A-13, which addresses motions for reconsideration.

The CPPC considered this matter at its September 30, 2025, meeting. The memorandum for that meeting is included as Attachment 1.

At the September 30, 2025, meeting, Councilmember Clark, serving as CPPC Chair, presented proposed amendments to Section 11 of Policy A-13 to establish parameters for untimely motions for reconsideration (Attachment 2). The CPPC discussed the proposed language and ultimately voted unanimously to recommend amending Section 11 of Policy A-13, as shown below and in Exhibit A to Attachment 3 to this report.

11. **Reconsideration**

- a. A matter acted upon by a majority of the members voting may be reconsidered upon motion of a person who voted on the prevailing side.
- b. Any member of the body may second a motion to reconsider.
- c. A motion to reconsider a matter must be made at the meeting where the matter was first voted on or at the next regular or adjourned regular meeting. A motion for

reconsideration made later is untimely and shall not be permitted. Any Councilmember(s) who wish to make a timely motion to reconsider at the next regular or adjourned regular meeting shall notify and confer with the City Manager and City Attorney prior to making the motion.

~~d. After the deadline for seeking reconsideration has passed, a matter that was acted on by the body shall not be placed on the agenda again for consideration within one year after it was acted on except upon request of two or more councilmembers, at least one of whom voted on the prevailing side.~~

e. d. If a motion for reconsideration passes, the matter originally acted upon is back before the body and a new main motion is in order. The matter may be discussed and debated immediately after the motion for reconsideration passes if all members who originally voted on the matter are present and Brown Act noticing requirements have been met. If all members are not present or the matter needs to be re-noticed under the Brown Act, that matter shall be placed on a subsequent agenda for consideration.

f. e. Matters for which finality is required as a matter of law shall not be reconsidered.

FISCAL IMPACT

None.

LEVINE ACT

California Government Code Section 84308 (also known as the Levine Act) prohibits city officials from participating in any proceeding involving a “license, permit, or other entitlement for use” if the official has received a campaign contribution exceeding \$500 from a party, participant, or agent of a party or participant within the last 12 months. The Levine Act is intended to prevent financial influence on decisions that affect specific, identifiable persons or participants. For more information see the Fair Political Practices Commission website: www.fppc.ca.gov/learn/pay-to-play-limits-and-prohibitions.html.

Please see below for information about whether the recommended action for this agenda item is subject to or exempt from the Levine Act.

EXEMPT FROM THE LEVINE ACT

☒ General policy and legislative actions

ALTERNATIVES

1. Direct staff to include additional or different amendments to Section 11 of Policy A-13 regarding motions for reconsideration.
2. Do not amend Section 11 of Policy A-13.
3. Provide other direction.

PUBLIC NOTICING

Agenda posting.

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Approved by:

Jennifer Logue
City Attorney

Attachments: 1. CPPC Memorandum (September 30, 2025)
 2. Proposed Language by CPPC Chair Clark
 3. Resolution and Exhibit A (Council Policy A-13)