



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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Plaza & Council Chambers - 500 Castro St.

5:00 PM

Tuesday, June 14, 2016

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

**5:00 P.M.-CLOSED SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)**

**1. CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)**

**2. CLOSED SESSION**

2.1 CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (§54956.9(d)(1))

Name of case: Annie Lohman v. City of Mountain View and Max Bosel, Santa Clara County  
Superior Court Case No. 16CV292398

**5:30 P.M.-STUDY SESSION (TO BE HELD IN THE COUNCIL CHAMBERS)**

**1. CALL TO ORDER**

**2. ROLL CALL**

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

**3. STUDY SESSION**

**3.1 Environmental Sustainability Action Plan 3.**

***Recommendation(s):*** Approve the Council Environmental Sustainability Committee's recommended priority actions for the proposed Environmental Sustainability Action Plan 3 for Fiscal Years 2016-17 through 2018-19.

***Attachment(s):*** [Study Session Memo](#)  
[ATT 1 - Draft ESAP-3](#)  
[ATT 2 - Status of ESAP and ESAP-2 Actions](#)  
[ATT 3 - CESC Memo 05-10-16](#)

**6:30 P.M.-REGULAR SESSION (TO BE HELD IN THE COUNCIL CHAMBERS)****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 and Shoreline Regional Park Community Boardmembers approve the following minutes:

1. May 24, 2016 Council meeting; and
2. May 24, 2016 Shoreline Regional Park Community meeting.

***Attachment(s):*** [05-24-16 Council Minutes](#)  
[05-24-16 Shoreline Minutes](#)

**4.2 Ordinance Amending Campaign Finance Requirements and the Voluntary Expenditure Limit Program (Second Reading).**

***Recommendation(s):*** Adopt an Ordinance Amending Chapter 2, Article XII of the Mountain View City Code, Related to Campaign Finance Requirements and the Voluntary Expenditure Limit Program (Attachment 1 to the Council report). (First reading: 5-1-1--Inks no; Showalter absent)

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

**4.3 Companion Unit Ordinance Update and Other Potential Text Amendments (Second Reading).**

**Recommendation(s):** 1. Adopt an Ordinance Amending Sections 36.12.70 and 36.60.09 of Chapter 36 of the Mountain View City Code Related to Companion Unit Regulations. (First reading: 7-0).

2. Adopt an Ordinance Amending Section 41.6 of Chapter 41 of the Mountain View City Code Related to Dwelling Density and In-Lieu Fees for Companion Units. (First reading: 7-0)

**Attachment(s):** [Council Report](#)  
[ATT 1 - Ordinance MVCC Chapter 36](#)  
[ATT 2 - Ordinance MVCC Chapter 41](#)

**4.4 580 and 620 Clyde Avenue Office Project (Second Reading).**

**Recommendation(s):** Adopt an Ordinance Amending the Zoning Map of the City of Mountain View for the Properties Located at 580 and 620 Clyde Avenue from the ML (Limited Industrial) Zoning District to the P (Planned Community) Zoning District, and Adopting P District Standards (Attachment 1 to the Council report). (First reading: 6-1; Siegel no)

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

**4.5 Legal Advertising.**

**Recommendation(s):** Authorize the City Manager or his designee to award the contract for legal advertising for Fiscal Year 2016-17 to the San Jose Post Record as the lowest responsible bidder.

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

**4.6 Final Map Approval, Tract No. 10317, 400 Pacific Drive (Antenna Farm).**

**Recommendation(s):** Adopt a Resolution Approving the Final Map of Tract No. 10317, 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 Landfill Gas Flare Replacement, Project 14-52-Accept Construction.**

*Recommendation(s):* Accept Landfill Gas Flare Replacement, Project 14-52, and authorize the final contract payment.

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

**4.8 Contracts for Outside Plan Checking and Inspection Consultant Services.**

*Recommendation(s):* Authorize the City Manager to execute contracts for outside plan checking and inspection services with: CSG Consultants, Inc. (\$200,000); ESH Consultants (\$200,000); Fire Risk Alliance, LLC (\$150,000); Jensen Hughes, Inc. (\$125,000); O'Brien Code Consulting, Inc. (\$300,000); Shums Coda Associates (\$600,000); and Telecommunications Engineering Associates (\$125,000) for July 1, 2016 through June 30, 2017.

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

**4.9 Amend Professional Services Contract with Hatch Mott MacDonald.**

- Recommendation(s):*
1. Appropriate \$300,000 from the development revenues received in the Development Services Fund in excess of budget to the Public Works Land Development Engineering Operating Budget. (Five votes required)
  2. Authorize the City Manager to amend the existing professional services contract with Hatch Mott MacDonald for an additional \$300,000 for land development engineering services, and an additional \$64,000 for traffic engineering services through June 30, 2017, for a total contract amount of \$709,000.

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

**4.10 Amendment to the Silicon Valley Regional Interoperability Authority Agreement.**

*Recommendation(s):* Authorize the City Manager to approve and execute related documents amending the agreement between the City of Mountain View and the Silicon Valley Regional Interoperability Authority to accommodate a new member, the Santa Clara Valley Transportation Authority.

*Attachment(s):* [Council Report](#)  
[ATT 1 - June 23, 2015 Council Report](#)

**4.11 Law Enforcement Service Agreement Between the City of Hollister and the City of Mountain View.**

*Recommendation(s):* Authorize the City Manager to execute an agreement with the City of Hollister to provide law enforcement services during the Freedom Rally over the July 4th weekend.

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

**4.12 General Municipal Election - November 8, 2016.**

**Recommendation(s):** 1. Adopt resolutions pertaining to the 2016 General Municipal Election as follows:

- a. A Resolution and Order of the City Council of the City of Mountain View Calling a General Municipal Election to Be Held on Tuesday, November 8, 2016, and Related Actions, for the Purpose of Electing Four (4) Members of the City Council, to be read in title only, further reading waived (Attachment 1 to the Council report).
  - b. A Resolution Requesting the Board of Supervisors to Authorize the Registrar of Voters to Contract for Election Services and Authorizing the City Clerk to Contract with the County of Santa Clara Pertaining to Services to Be Performed by the County in Connection with the General Municipal Election to Be Held on Tuesday, November 8, 2016, to be read in title only, further reading waived (Attachment 2 to the Council report).
  - c. A Resolution Adopting a 200-Word Maximum for a Candidate's Statement of Qualifications and Charging Each Candidate for a Fixed Share of Costs of the Printing and Handling for the General Municipal Election to Be Held on Tuesday, November 8, 2016, to be read in title only, further reading waived (Attachment 3 to the Council report).
2. Direct the City Clerk and the City Attorney to take all necessary actions to do the following:
- a. Call a General Municipal Election;
  - b. Request the Board of Supervisors of the County of Santa Clara to consolidate a General Municipal Election with the Statewide election to be held on Tuesday, November 8, 2016; and
  - c. Take related actions.

**Attachment(s):** [Council Report](#)  
[ATT 1 - Resolution - November 8, 2016 Municipal Election](#)  
[ATT 2 - Resolution - Registrar of Voters Services](#)  
[ATT 3 - Resolution - Candidate Statements](#)

**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 HEARINGS

### 6.1 881 Castro Street/Fairmont Avenue Mixed-Use Project.

**Recommendation(s):** 1. Adopt a Resolution Conditionally Approving a Provisional Use Permit and Planned Community Permit to Construct a 4-Story, Mixed-Use Building with 14 Condominium Units and 4 Townhome Units, 8,500 Square Feet of Ground-Floor Commercial Space, and a 2-Level Underground Parking Garage at 843, 871, and 881 Castro Street and 750 Fairmont Avenue, to be read in title only, further reading waived (Attachment 1 to the Council report).

2. Adopt a Resolution Conditionally Approving a Tentative Tract Map to Create 24 Lots, Including 23 Condominium Lots (18 Residential and Up to 5 Commercial) and One Common Lot, at 843, 871, and 881 Castro Street and 750 Fairmont Avenue, to be read in title only, further reading waived (Attachment 2 to the Council report).

**Attachment(s):** [Council Report](#)  
[ATT 1 - Resolution for Project and Conditions](#)  
[ATT 2 - Resolution for Map and Conditions](#)  
[ATT 3 - Project Plans](#)

### 6.2 Public Hearing for the Fiscal Year 2016-17 Proposed Budget.

**Recommendation(s):** Convene a public hearing, accept public comment, and provide input on the Fiscal Year 2016-17 Proposed Budget.

**Attachment(s):** [Council Report](#)  
[ATT 1 - Fiscal Year 2016-17 Narrative Budget Follow-Up](#)  
[ATT 2 - Fiscal Year 2016-17 Proposed Budget](#)

### 6.3 Adopt a Resolution Declaring the Existence of a Stage 1 Water Shortage Emergency Condition and Directing Implementation of Stage 1 Water Demand Reduction Measure.

**Recommendation(s):** 1. Modify the current Stage 2 water shortage to a Stage 1 water shortage.

2. Adopt a Resolution Declaring the Existence of a Stage 1 Water Shortage Emergency Condition and Directing Implementation of Stage 1 Water Demand Reduction Measures, to be read in title only, further reading waived (Attachment 1 to the Council report).

**Attachment(s):** [Council Report](#)  
[ATT 1 - Resolution](#)  
[ATT 2 - Summary of Programs During the Current Drought](#)  
[ATT 3 - Use Prohibitions](#)

**6.4 Downtown Parking Maintenance and Operation Assessment District for Fiscal Year 2016-17.**

**Recommendation(s):** 1. Adopt a motion waiving the reading of the Statement of the Engineer of Record.

2. Adopt a Resolution Adopting the Engineer's Report for the Downtown Parking Maintenance and Operation Assessment District for Fiscal Year 2016-17 and Authorizing its Delivery to Santa Clara County, to be read in title only, further reading waived (Attachment 1 to the Council report).

**Attachment(s):** [Council Report](#)  
[ATT 1 - Resolution](#)  
[ATT 2 - Engineer's Report](#)  
[ATT 3 - Statement of the Engineer of Record](#)

**7. NEW BUSINESS****7.1 Calderon Avenue Bike Lane Improvements, Project 16-39-Various Actions.**

**Recommendation(s):** 1. Authorize the transfer and appropriate \$200,000 from the following projects to Calderon Avenue Bike Lane Improvements, Project 16-39:

- \$110,000 from Street Resurfacing Program, Project 14-01;
- \$90,000 from Green Bike Lane Pilot, Project 15-48.

(Five votes required)

2. Approve the removal of three Heritage trees and replacement at a 2 to 1 ratio with 24" box trees.

3. Approve plans and specifications for Calderon Avenue Bike Lane Improvements, Project 16-39, and authorize staff to advertise the project for bids.

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

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

**8. COUNCIL, STAFF/COMMITTEE REPORTS**

No action will be taken on any questions raised by the Council at this time.

**9. CLOSED SESSION REPORT**

**10. ADJOURNMENT**

The next Council Meeting will be held on Tuesday, June 21, 2016, 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.