

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF LOS ALTOS, HELD ON TUESDAY, MARCH 13, 2018,
BEGINNING AT 7:00 P.M. AT LOS ALTOS CITY HALL, 1 NORTH SAN
ANTONIO ROAD, LOS ALTOS, CALIFORNIA**

ESTABLISH QUORUM

PRESENT: Mayor Mordo, Vice Mayor Lee Eng, Councilmembers Bruins, Pepper and Prochnow

ABSENT: None

PLEDGE OF ALLEGIANCE

Daisy Girl Scouts, Troop 60762 led the Pledge of Allegiance to the flag.

CHANGES TO THE ORDER OF THE AGENDA

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Pepper, the Council unanimously remanded item number 4, Accessory Dwelling Units, to staff and the Planning Commission.

SPECIAL PRESENTATION

Jim Yoke, representing the Silicon Valley Chapter of the American Red Cross presented on the efforts of the Red Cross and Mayor Mordo issued a proclamation recognizing American Red Cross Month.

SPECIAL ITEM

A. Commission appointments: Appoint individuals to fill vacancies on the Complete Streets, Design Review, Environmental, Financial, Parks and Recreation, Public Arts, and Senior Commissions

Action: By written ballot, the Council unanimously appointed Barrie Levinson and Nadim Maluf to terms on the Complete Streets Commission expiring in March 2022.

Action: By written ballot, the Council appointed Stacy Banerjee to a term on the Complete Streets Commission expiring in March 2022, with the following submitting ballots in favor: Bruins, Lee Eng, Mordo and Pepper.

Action: By written ballot, the Council unanimously appointed Frank Bishop to a term on the Design Review Commission expiring in September 2018.

Action: By voice vote, the Council unanimously appointed Michael Ma to a term on the Design Review Commission expiring in September 2020.

Action: By written ballot, the Council unanimously appointed David Klein, Don Weiden and Lei Yuan to terms on the Environmental Commission expiring in March 2022.

Action: By written ballot, the Council unanimously appointed Christopher Roat to a term on the Financial Commission expiring in September 2021.

Action: By written ballot, the Council appointed Stuart Eckmann to a term on the Parks and Recreation Commission expiring in September 2019, with the following submitting ballots in favor: Bruins, Lee Eng and Prochnow.

Action: By written ballot, the Council unanimously appointed Alison Biggs and Anita Wu to terms on the Public Arts Commission expiring in September 2019.

Action: By written ballot, the Council unanimously appointed Janet Harding, Tracie Murray and Kevin O'Reilly to terms on the Senior Commission expiring in March 2020.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individual provided comments on items not on the agenda: Los Altos resident Walter Chapman.

CONSENT CALENDAR

Vice Mayor Lee Eng pulled item number 3.

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Pepper, the Council unanimously approved the Consent Calendar, with the exception of items number 3 and 4, as follows:

1. Council Minutes: Approved the minutes of the February 13, 2018 regular meeting and February 27, 2018 study session and regular meeting.
2. Ordinance No. 2017-437: Historic Preservation Code Amendments: Adopted Ordinance No. 2017-437 amending Chapter 12.44 of the Los Altos Municipal Code.
3. Accessory Structure Zoning Code Amendments: Adopt Ordinance No. 2018-440 to amend Title 14 of the Los Altos Municipal Code pertaining to accessory structures in residential districts – *Pulled for discussion (see page 4).*
4. Accessory Dwelling Units: Adopt Ordinance No. 2018-441 amending the accessory dwelling unit regulations – *Remanded to staff and Planning Commission (see page 1).*
5. Friends of Stevens Creek Trail funding request: Appropriated \$5,000 from the General Fund to contribute towards a grant project intended to remove upstream barriers in Stevens Creek contingent upon receipt of grant funds from Santa Clara Valley Water District.

DISCUSSION ITEMS

6. Hillview Community Center Schematic Design: Receive the Hillview Community Center Schematic Design documents and direct Noll & Tam Architects to proceed with design

Project Manager Yee introduced the item and Janet Tam of Noll & Tam Architects presented the schematic design.

Public Comments

The following individuals presented public comments: Los Altos residents Gary Hedden, Jonathan Weinberg, Nancy Phillips, Suzanne Ambiel, Maria Lonergan, Lei Yuan and Roberta Phillips.

Direction: Councilmembers generally supported the schematic design; requested additional information on how the building will attain LEED Gold equivalency; provided feedback and direction for further exploration of elements within the schematic design, including photovoltaic panels on the roof of the building, location of the WhistleStop playground, location of the bocce ball courts, the flooring to be used in the community room and location of the basketball court; and directed Noll & Tam Architects to proceed with design.

Mayor Mordo recessed the meeting at 9:35 p.m. The meeting resumed at 9:43 p.m.

7. Ordinance No. 2018-442: Smoke-Free Environments and Breathe California of the Bay Area MOU: Introduce and waive further reading of Ordinance No. 2018-442 replacing Chapter 6.28 of the City of Los Altos Municipal Code with a new Chapter 6.28 to further restrict smoking in the City of Los Altos with certain exceptions; and authorize the City Manager to sign Memorandum of Understanding with Breathe California of the Bay Area

Management Analyst Fellow Henricks presented the report.

Public Comments

The following individuals presented public comments: Los Altos residents Roberta Phillips, Tom Glynn and Genevieve Monsees, Michelle Lam (representing Breathe California of the Bay Area), Pat Kapp (representing the Los Altos Chamber of Commerce), Suhas Kotha, Scott Hunter (representing the Los Altos Village Association) and Don Tran (representing Silicon Valley Leadership Group).

Action: Motion made by Mayor Mordo, seconded by Vice Mayor Lee Eng, to introduce and waive further reading of Ordinance No. 2018 replacing Chapter 6.28 of the City of Los Altos Municipal Code with a new Chapter 6.28 to further restrict smoking in the City of Los Altos with certain exceptions, with the following amendments: 1) remove Section 6.28.010.F “Common area;” 2) remove Section 6.28.010.M “Multi-Unit residence;” 3) remove Section 6.28.020.A.4; 4) remove Section 6.28.030.A.7; and 5) modify Section 6.28.060.B to state that fines will be a warning for the first violation, \$100 for a second violation and \$200 for a third violation; and authorize the City Manager to sign Memorandum of Understanding with Breathe California of the Bay Area.

Councilmember Bruins offered an amendment, which was accepted, to add further clarification of what constitutes City facilities. The motion, as amended, passed unanimously.

Direction: Council provided direction to staff to consider appropriate accommodations to address littering of cigarette butts.

8. Disaster Council and Emergency Preparedness Program: Introduce and waive further reading of Ordinance No. 2018-443 of the Los Altos Municipal Code to reestablish the Los Altos Disaster Council and related additions to the Code; and receive report on Community Emergency Preparedness Program and provide direction as needed

Community Emergency Preparedness Coordinator Hepenstal presented the report.

Public Comments

The following individuals presented public comments: Los Altos residents Sherie Dodsworth and Harry Guy.

Action: Upon a motion by Vice Mayor Lee Eng, seconded by Councilmember Bruins, the Council unanimously introduced and waived further reading of Ordinance No. 2018-443 of the Los Altos Municipal Code to reestablish the Los Altos Disaster Council and related additions to the Code.

9. Sanitary Sewer Rate Study: Approve the Sewer Rate Study Report prepared by NBS

Engineering Services Manager Lamm presented the report and Carmen Narayanan of NBS presented the Rate Study Report.

Action: Upon a motion by Councilmember Pepper, seconded by Councilmember Bruins, the Council unanimously approved the Sewer Rate Study Report prepared by NBS.

ITEM PULLED FROM CONSENT CALENDAR

3. Accessory Structure Zoning Code Amendments: Adopt Ordinance No. 2018-440 to amend Title 14 of the Los Altos Municipal Code pertaining to accessory structures in residential districts

Vice Mayor Lee Eng expressed the opinion that this ordinance should proceed together with the ordinance on accessory dwelling units.

Public Comments

The following individuals presented public comments: Los Altos residents Cheryl Reicker, Nancy Phillips, Roberta Phillips, Teresa Morris and Kate Disney.

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Prochnow, the Council unanimously adopted Ordinance No. 2018-440 to amend Title 14 of the Los Altos Municipal Code pertaining to accessory structures in residential districts, with the correction of changing the

word “none” to “not applicable in Table 1 under minimum setback for Main structure’s building envelope.

Direction: Councilmembers directed staff to explore further potential amendments to accessory structure regulations including increasing setbacks, establishing size limits and inclusion of basements in the overall square footage.

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Councilmember Bruins reported she attended the 20th anniversary of the foreign affairs class sponsored by the City of Los Altos on March 2, 2018.

Mayor Mordo announced he would be meeting with fifth graders from Loyola Elementary School on March 14, 2018.

Councilmember Pepper reported she attended meetings of the Cities Association of Santa Clara County Board and Legislative Action Committee on March 8, 2018, a meeting of the City/Cupertino Union School District/City of Sunnyvale Issues Committee with Vice Mayor Lee Eng on March 7, 2018 and a meeting of the North County Library Authority with Mayor Mordo on March 7, 2018.

Councilmember Prochnow reported she attended the Senior Commission meeting on March 5, 2018 and the Public Arts Commission meeting on March 8, 2018.

City Manager Jordan announced the City had received the Government Finance Officers Association award for the Popular Annual Financial Report.

Future agenda items

The Council requested a future agenda item to receive a report on the City-wide Tree Inventory.

ADJOURNMENT

Mayor Mordo adjourned the meeting at 11:54 P.M.

Jean Mordo, MAYOR

Jon Maginot, CMC, CITY CLERK

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF LOS ALTOS, HELD ON TUESDAY, MARCH 27, 2018,
BEGINNING AT 7:00 P.M. AT LOS ALTOS CITY HALL, 1 NORTH SAN
ANTONIO ROAD, LOS ALTOS, CALIFORNIA**

ESTABLISH QUORUM

PRESENT: Mayor Mordo, Vice Mayor Lee Eng, Councilmembers Bruins and Pepper

ABSENT: Prochnow

PLEDGE OF ALLEGIANCE

Junior Girl Scouts, Troop 60799 led the Pledge of Allegiance to the flag.

SPECIAL PRESENTATION

Mayor Mordo presented a proclamation recognizing Los Altos High School student Nadia Ghaffari.

CHANGES TO THE ORDER OF THE AGENDA

There were no changes to the order of the agenda.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals provided comments on items not on the agenda: Los Altos residents Nomi Trapnell and Roberta Phillips.

CONSENT CALENDAR

Councilmember Pepper pulled item number 1. A member of the public pulled item number 2.

Action: Upon a motion by Councilmember Pepper, seconded by Vice Mayor Lee Eng, the Council approved the Consent Calendar, with the exception of items number 1 and 2, by the following vote: AYES: Bruins, Lee Eng, Mordo, Pepper; NOES: None; ABSTAIN: None; ABSENT: Prochnow as follows:

1. Council Minutes: Approve the minutes of the March 13, 2018 study session and regular meeting – *Pulled for discussion (see page 2)*.
2. Ordinance No. 2018-442: Smoke-Free Environments: Adopt Ordinance No. 2018-442 replacing Chapter 6.28 of the City of Los Altos Municipal Code with a new Chapter 6.28 to further restrict smoking in the City of Los Altos with certain exceptions – *Pulled for discussion (see page 3)*.

3. Disaster Council and Emergency Preparedness Program: Adopted Ordinance No. 2018-443 of the Los Altos Municipal Code to reestablish the Los Altos Disaster Council and related additions to the Code; adopted Resolution No. 2018-07 agreeing to abide by the California Disaster and Civil Defense Master Mutual Aid Agreement; and adopted Resolution No. 2018-08 relative to Workers' Compensation Benefits for registered Disaster Service Worker Volunteers.
4. Resolution No. 2018-09: Commercial Wayfinding Sign Program, Project CD-01002 acceptance: Adopted Resolution No. 2018-09 accepting completion of the Commercial Wayfinding Sign Program, Project CD-01002; and authorized the Public Works Director to record a Notice of Completion as required by law.
5. Resolution No. 2018-10: City Hall HVAC System Upgrades, Project CF-01007 (04-08A) acceptance: Adopted Resolution No. 2018-10 accepting completion of the City Hall HVAC System Upgrades, Project CF-01007 (04-08A); and authorized the Public Works Director to record a Notice of Completion as required by law.
6. Contract Amendment: Structural Reach Replacement, Project WW-01002: Authorized the City Manager to execute an amendment on behalf of the City with Bellecci & Associates in the amount of \$71,723 to provide additional consulting and inspection services as required by the Streambed Alteration Agreement that was issued by the Cal. Dept. of Fish and Wildlife for the Structural Reach Replacement, Project WW-01002.
7. Contract Change Order: Traffic Signal Control Upgrade, Project TS-01049: Authorized the City Manager to execute Change Order #1 for the P.O. #C2018115 to procure traffic signal coordination software Synchro Green in the amount of \$156,800 from Trafficware Group Inc. for the Traffic Signal Control Upgrade, Project TS-01049.

ITEMS PULLED FROM CONSENT CALENDAR

1. Council Minutes: Approve the minutes of the March 13, 2018 study session and regular meeting

Councilmember Pepper expressed concerns with the direction provided for item number 6 on the regular meeting minutes, particularly which elements of the community center Council provided feedback and direction for further exploration.

Motion: Motion made by Vice Mayor Lee Eng to direct staff to list those items as indicated by Councilmember Pepper and to bring those items back to Council before the architects proceed with the design of the community center. The motion died for lack of a second.

Direction: Councilmembers continued the approval of the minutes and directed staff to review the meeting and to make corrections to the minutes to reflect the direction provided regarding agenda item number 6.

2. Ordinance No. 2018-442: Smoke-Free Environments: Adopt Ordinance No. 2018-442 replacing Chapter 6.28 of the City of Los Altos Municipal Code with a new Chapter 6.28 to further restrict smoking in the City of Los Altos with certain exceptions

Public Comment

The following individual presented public comments: Los Altos resident Roberta Phillips.

Action: Upon a motion by Councilmember Bruins, seconded by Vice Mayor Lee Eng, the Council adopted Ordinance No. 2018-442 replacing Chapter 6.28 of the City of Los Altos Municipal Code with a new Chapter 6.28 to further restrict smoking in the City of Los Altos with certain exceptions, by the following vote: AYES: Bruins, Lee Eng, Mordo, Pepper; NOES: None; ABSTAIN: None; ABSENT: Prochnow.

DISCUSSION ITEMS

8. Diamond Court: Authorize the City Manager to enter into an agreement with residents of Diamond Court to share the cost to reconstruct Diamond Court and ultimately accept maintenance responsibility as public right of way

Engineering Services Manager Lamm presented the report.

Public Comments

The following individual presented public comments: Los Altos resident Sharon Schibler.

Action: Upon a motion by Councilmember Pepper, seconded by Vice Mayor Lee Eng, the Council authorized the City Manager to enter into an agreement with residents of Diamond Court to share the cost to reconstruct Diamond Court, with the residents paying up to \$20,000 for legal fees and 50% of construction costs, to designate Diamond Court as a City street and to ultimately accept maintenance responsibility as public right of way, by the following vote: AYES: Bruins, Lee Eng, Mordo, Pepper; NOES: None; ABSTAIN: None; ABSENT: Prochnow.

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Councilmember Pepper reported she attended the re-opening of Baskin Robbins in Downtown Los Altos on March 24, 2018.

Councilmember Bruins reported the new Chief Executive Officer of Silicon Valley Clean Energy has started.

Mayor Mordo reported he attended the Parks and Recreation Commission meeting on March 22, 2018.

Future agenda items

The Council requested future agenda items to discuss gun control, the affordable housing administrator and Senate Bill 827.

ADJOURNMENT

Mayor Mordo adjourned the meeting at 8:06 P.M.

Jean Mordo, MAYOR

Jon Maginot, CMC, CITY CLERK

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF LOS ALTOS, HELD ON TUESDAY, APRIL 10, 2018,
BEGINNING AT 7:00 P.M. AT LOS ALTOS CITY HALL, 1 NORTH SAN
ANTONIO ROAD, LOS ALTOS, CALIFORNIA**

ESTABLISH QUORUM

PRESENT: Mayor Mordo, Vice Mayor Lee Eng, Councilmembers Bruins, Pepper and Prochnow

ABSENT: None

PLEDGE OF ALLEGIANCE

Mayor Mordo led the Pledge of Allegiance to the flag.

CHANGES TO THE ORDER OF THE AGENDA

There were no changes to the order of the agenda.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individual provided comments on items not on the agenda: Los Altos resident Kitty Uhlir.

CONSENT CALENDAR

Action: Upon a motion by Vice Mayor Lee Eng, seconded by Councilmember Bruins, the Council unanimously approved the Consent Calendar, as follows:

1. Council Minutes: Approved the minutes of the March 13, 2018 study session.
2. Construction Contract Award: Police Department Building Roof Replacement, Project CF-01003: Awarded the Base Bid for the Police Department Building Roof Replacement, Project CF-01003 in the amount of \$191,900 to Stronger Building Services and authorized the City Manager to execute a contract on behalf of the City.
3. Endorsement of Measure E: Mountain View Los Altos High School District: Endorsed Measure E: Mountain View Los Altos High School District.

DISCUSSION ITEMS

4. Proposal from Children's Corner to Continue Lease at Community Center: Approve the request from Children's Corner and direct the City Manager and City Attorney to prepare an agreement with Children's Corner that reflects the items in the Letter of Intent from Children's Corner

City Manager Jordan presented the report.

Public Comments

The following individuals presented public comments: Los Altos residents Lindsey Pollack, Stephen Heise, Michael Slack, Nancy Phillips, Darren Liccardo, Emily Cheng, David Smith, Autumn Looijen, Jonathan Leffert, Bill Lonergan, Erika O'Brien, Niraj Tolia, Anita Enander, Elisangela Sena Barney, Cindy Eaton, Barbara Loebner and Jaime Cordera, and Nhung Liu, Grace Chi, Lan Nguyen, Wes Spowhn, David Mankin, Patricia Spiller, Golnaz Golshan, Michael DeStefano, Ann Kanodia, Bryan Archeli and Bill Halpin.

Mayor Mordo recessed the meeting at 9:05 p.m. The meeting resumed at 9:18 p.m.

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Pepper, the Council unanimously directed staff to negotiate an exclusive negotiating agreement that returns to the City Council for approval and is generally based on the following terms: 1) a 10-year minimum to 20-year maximum lease with flexibility between the two to mitigate risk to the City; 2) consideration of alternative construction methodologies; 3) design costs imposed upon Children's Corner shall be based on actual costs; 4) return to Council with firm cost estimates so negotiating teams can plan for the division of risk between the City and Children's Corner; 5) the City's maximum debt would be \$2 million; and 6) the flexibility to return to Council with a lease agreement if all details start to align into such a document.

5. Tentative Council Calendar: Review the Tentative Council Calendar and provide direction of placement of items on the Calendar

Action: Councilmembers discussed the Tentative Council Calendar and came to the following general consensus: schedule the May 8, 2018 item on Cannabis Ordinance direction as part of the regular meeting, schedule the evaluation of Floor Area Ratio as an educational item, provide an update on the Community Center based on individual Council discussions with the architects, add the performance evaluations for the City Manager and City Attorney, add a presentation regarding the North County Library Authority Library Redevelopment Task Force, add the Shoulder Paving Policy to the To be scheduled category and include those items identified in the Council Priorities regarding housing which are not currently included.

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

None

ADJOURNMENT

Mayor Mordo adjourned the meeting at 10:06 P.M.

Jean Mordo, MAYOR

Jon Maginot, CMC, CITY CLERK