

**MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL OF
THE CITY OF LOS ALTOS, HELD ON TUESDAY, JULY 7, 2020,
BEGINNING AT 7:00 P.M. HELD VIA VIDEO/TELECONFERENCE**

MEETING CALLED TO ORDER

At 7:00 p.m., Mayor Pepper called the meeting to order.

ESTABLISH QUORUM

PRESENT: Mayor Pepper, Vice Mayor Fligor, Council Members Bruins, Enander, and Lee Eng
ABSENT: None

PUBLIC COMMENT

There was no public comment.

ADJOURN TO CLOSED SESSION

The City Council adjourned to Closed Session.

1. Conference with Legal Counsel – Existing Litigation
Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: *40 Main Street Offices LLC v. City of Los Altos, et al.*
Superior Court of the State of California, County of Santa Clara Case No. 19CV349845

2. Conference with Legal Counsel – Existing Litigation
Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: *California Renters Legal Advocacy and Education Fund, San Francisco Bay Area Renters Foundation, Victoria Fierce, and Sonja Trauss v. City of Los Altos, et al.*
Superior Court of the State of California, County of Santa Clara, Case No. 19CV350422

CLOSED SESSION ANNOUNCEMENT

Mayor Pepper reported that the Los Altos City Council voted unanimously to appeal the trial court's judgement regarding the consolidated petitions in 40 Main Street Offices LLC v. City of Los Altos, Santa Clara County Superior Court Case Nos. 19CV349845 and 19CV350422. The City Council maintains that the proposed project, approved by the court in this case, does not comply with local zoning requirements. The City Council further maintains that the zoning requirements remain enforceable notwithstanding recent changes to State law under SB35.

ADJOURNMENT

Mayor Pepper adjourned the meeting at 8:13 p.m.

Janis C. Pepper, MAYOR

Andrea M. Chelemengos MMC, CITY CLERK



**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF LOS ALTOS, HELD ON TUESDAY, JULY 14, 2020,
BEGINNING AT 7:00 P.M. HELD VIA VIDEO/TELECONFERENCE**

MEETING CALLED TO ORDER

At 7:00 p.m., Mayor Pepper called the meeting to order.

ESTABLISH QUORUM

Present: Mayor Pepper, Vice Mayor Fligor, Councilmembers Bruins, Enander and Lee Eng
Absent: None

CHANGES TO THE ORDER OF THE AGENDA

Council Member Bruins read a letter from the Justice Vanguard Foundation requesting removal of their proposal (Agenda Item #9) from the agenda.

Council Member Bruins moved to remove Agenda Item #9 Resolution Permitting the Use of Public Right-of-Way for a Racial Equity and Social Justice Mural: Approve a Resolution permitting the use of public right-of-way for a mural symbolizing the City's support for Racial Equity and Social Justice and allocating funds for this purpose from the agenda per the applicant's request. The motion was seconded by Council Member Enander and the motion passed (5-0) with the following roll call vote:

AYES: Council Members Bruins, Enander, Lee Eng, Vice Mayor Fligor, and Mayor Pepper.
NOES: None
ABSENT: None
ABSTAIN: None

Council Member Lee Eng moved to reorder the agenda to allow for Agenda Items #12 and #13 be considered prior to Agenda Item # 10. The motion was seconded by Council Member Enander and the motion passed (5-0) with the following roll call vote:

AYES: Council Members Bruins, Enander, Lee Eng, Vice Mayor Fligor, and Mayor Pepper.
NOES: None
ABSENT: None
ABSTAIN: None

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following members of the public provided comments: Karen Zucker, Gary Hedder, Maddy McBirney, Neeraj Mathur, Bill, and Teresa Morris.

CONSENT CALENDAR

Vice Mayor Fligor removed Consent Calendar Items #3 and #5 from the Consent Calendar and Council Member Enander removed Consent Calendar Item #6 from the Consent Calendar.

1. Council Minutes: Approve the minutes of the June 23, 2020 Regular Meeting
2. Cooperative Master Purchasing Agreements: Approve the use of cooperative purchasing agreements and authorize the City Manager to enter into Master Purchasing Agreements with Omnia Partners and the National Cooperative Purchasing Alliance
4. Construction Contract Award: City Hall Council Chambers Audio/Visual Upgrade, Project CD-01021: Award the Base Bid and Add Alternates No. 1 and 2 for the City Hall Council Chambers Audio/Visual Upgrade, Project CD-01021 to EIDIM Group, Inc. and authorize the City Manager to execute a contract in the amount of \$1,055,170.09 on behalf of the City
7. Construction Contract Award: Cuesta Drive Traffic Calming Project TS-010022: Award the Base Bid for the Cuesta Drive Traffic Calming Project TS-01022 and authorize the City Manager to execute a contract on behalf of the City

Dave Brees, Special Projects Manager answered questions from the Council relative to Agenda Item #2.

Council Member Bruins moved to approve Consent Calendar Items 1, 2, 4, and 7. The motion was seconded by Council Member Lee Eng and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Bruins, Enander, Lee Eng, Vice Mayor Fligor, and Mayor Pepper.
NOES: None
ABSENT: None
ABSTAIN: None

DISCUSSION ITEMS

8. Repeal and Replace Chapter 14.14 of the Los Altos Municipal Code (Accessory and Junior Dwelling Units) by adopting Zoning Text Amendment 20-0001: Introduce and waive further reading of an Ordinance repealing and replacing Chapter 14.14 of the Los Altos Municipal Code (Accessory and Junior Dwelling Units) by adopting Zoning Text Amendment 20-0001 (G. Persicone)

Guido Persicone, Planning Services Manager, provided a staff report. He and City Attorney Houston answered questions from the Council.

At 9:49 p.m., Mayor Pepper called for a brief recess. At 9:55 p.m. Mayor Pepper reconvened the meeting.

The following members of the public commented: Phoebe Bressack and Eric Steinle

Council provided input and directed staff to make various modifications and bring the item back to a future Council meeting for further review and consideration.

12. Legislative Update: Discuss pending legislation and provide direction

Council Member Enander provided a presentation on pending legislation.

The following member of the public commented: Susan Russell

Council discussion ensued.

Council Member Enander moved that the Council authorize the Legislative Subcommittee to review the proposed bills and compose letters, for the Mayor's signature, that identify areas of the proposed legislation that the subcommittee finds problematic, and identifying portions of the proposed legislation that can be supported and, if possible, make suggestions for changes to the proposed legislation. The motion was seconded by Council Member Lee Eng and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Bruins, Enander, Lee Eng, Vice Mayor Fligor, and Mayor Pepper.
NOES: None
ABSENT: None
ABSTAIN: None

Discussion commenced.

Council Member Lee Eng moved that the Council, as a whole, review the proposed legislation to formulate and vote on the Council's position and send a letter expressing the Council's position. The motion died for lack of a second.

Council Member Lee Eng moved that the Council send a letter to the Metropolitan Transportation Commission and the Association of Bay Area Governments expressing the Council's concern with COVID 19 impacts and requesting postponement on the implementation of Plan Bay Area 2050.

Council Member Enander stated that the Legislative Subcommittee could attach copies of letters previously sent to HCD to the letters to be sent to the Metropolitan Transportation Commission and the Association of Bay Area Governments.

The motion was seconded by Vice Mayor Fligor and the motion passed 5-0 with the following roll call vote.

AYES: Council Members Bruins, Enander, Lee Eng, Vice Mayor Fligor, and Mayor Pepper.
NOES: None
ABSENT: None
ABSTAIN: None

3. Electronic Signature policy: Adopt the Electronic Signature Policy

Andrew Tseng, Information Technology Manager, provided a staff report and answered questions from the Council.

Vice Mayor Fligor moved to adopt the Electronic Signature Policy with the deletion of reference to specific vendors and the addition of “unless otherwise required by law” on page 2 of the proposed policy. The motion was seconded by Council Member Lee Eng and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Bruins, Enander, Lee Eng, Vice Mayor Fligor, and Mayor Pepper.
NOES: None
ABSENT: None
ABSTAIN: None

There was Council consensus that the amended policy be reviewed by Vice Mayor Fligor.

5. Resolution No. 2020-32: Tobacco Retailer License Fee: Adopt Resolution No. 2020-32 setting the Tobacco Retailer License Fee (T. Marsden)

Trevor Marsden, Management Analyst Fellow, provided a staff report and answered questions from the Council. The Council provided comments on the proposed resolution language.

Due to the hour, Mayor Pepper continued the matter to the August 25, 2020 City Council meeting.

Mayor Pepper stated that she and the City Manager could review *Agenda Item #11 Tentative Council Calendar: Review the Tentative Council Calendar and provide direction on placement of items on the Calendar.*

The following Items were deferred:

6. Changing the Zoning and/or General Plan Land Use Designation for Civic Center Lands: Direct staff to proceed with developing a zoning or General Plan land use designation change for Civic Center lands with the goal of protecting park and open space (J. Biggs and J. Houston)
10. Mandatory Face Coverings: Approve Emergency Order 2020-01 requiring members of the public to wear face coverings (C. Jordan)
13. Emergency Measures for Addressing COVID-19: Receive an update from the City Manager regarding emergency measures (C. Jordan)

INFORMATION ONLY ITEM –

- A. Updated Capital Improvement Plan

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

There was brief discussion regarding administrative matters and logistics of the upcoming Town Hall meeting scheduled for July 28, 2020.

ADJOURNMENT

At 11:22 p.m., Mayor Pepper adjourned the meeting.

Janis C. Pepper, MAYOR

Andrea M. Chelemengos MMC, CITY CLERK

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