

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF  
THE CITY OF LOS ALTOS, HELD ON TUESDAY, JULY 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 Pepper and Prochnow

ABSENT: Councilmember Bruins

**PLEDGE OF ALLEGIANCE**

Mayor Mordo led the Pledge of Allegiance to the flag.

**CHANGES TO THE ORDER OF THE AGENDA**

The Council moved agenda item number 8 to immediately following agenda item number 16.

**SPECIAL PRESENTATION**

Mayor Mordo presented a proclamation recognizing July as National Parks and Recreation month.

**PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

The following individuals provided comments on items not on the agenda: Los Altos residents Paul Boetius, Sri Ratnam, Ken Altera, Bert Vincent, Paola Zeni, Rowena Dodson, Lynn Wilson Robero, Gloria Geller, Linda Ziff, Tami Mulcahy, Timothy Mulcahy, Barbara O'Reilly, Angelo De Giuli, Janet Lorenzin and Arnold Ambrel

**CONSENT CALENDAR**

Vice Mayor Lee Eng pulled items number 3, 4, and 10. Mayor Mordo pulled item number 12. Vice Mayor Lee Eng indicated she would be voting no on items number 5 and 6.

Public Comment: Los Altos resident Jim Fenton spoke on Item 13.

Action: Upon a motion by Councilmember Pepper, seconded by Vice Mayor Lee Eng, the Council approved the Consent Calendar, with the exception of item numbers 3, 4, 5, 6, 8, 10, and 12, by the following vote: AYES: Lee Eng, Mordo, Pepper and Prochnow; NOES: None; ABSTAIN: None; ABSENT: Bruins; as follows:

1. Council Minutes: Approved the minutes of the June 26, 2018 joint study session with the Planning Commission and regular meeting.

2. Resolution No. 2018-27: Department of Justice grant funding acceptance: Adopted Resolution No. 2018-27 authorizing acceptance of \$23,228 in grant funding from the California Department of Justice and authorized the City Manager to sign a service agreement with the County of Santa Clara to administer the grant.
3. Construction Contract Award: Crosswalk and Intersection Improvement School Route, Projects TS-01042, TS-01045, TS-01046, TS-01047 and TS-01054: Appropriate \$272,685 from the Capital Improvement Project Fund and \$50,000 from TDA-3 grant funds to Crosswalk and Intersection Improvement School Route, Projects TS-01042, TS-01045, TS-01046, TS-01047 and TS-01054; award the Base Bid for the Crosswalk and Intersection Improvement School Route, Projects TS-01042, TS-01045, TS-01046, TS-01047 and TS-01054 to Sposeto Engineering, Inc. for \$625,812.40; and authorize the City Manager to execute an agreement on behalf of the City – *pulled for discussion (see page 6).*
4. Ordinance No. 2018-446: Public Art Development Fee: Adopt Ordinance No. 2018-446 establishing a development fee of 1% for public art, creating a Public Art Fund and establishing requirements for inclusion of public art in development projects – *Pulled for discussion (see page 3).*
5. Ordinance No. 2018-447: Accessory Structures: Adopted Ordinance No. 2018-447 to amend Title 14 of the Los Altos Municipal Code pertaining to an 800 square-foot size limit for accessory structures in residential districts by the following vote: AYES: Mordo, Pepper and Prochnow; NOES: Lee Eng; ABSTAIN: None; ABSENT: Bruins.
6. Ordinance No. 2018-448: Accessory Dwelling Units: Adopted Ordinance No. 2018-448 amending those Chapters and Subsections of the Los Altos Municipal Code that regulate accessory dwelling units by the following vote: AYES: Mordo, Pepper and Prochnow; NOES: Lee Eng; ABSTAIN: None; ABSENT: Bruins.
7. Response to the Santa Clara County Civil Grand Jury Report: Police and the Mentally Ill: Improving Outcomes: Approved the draft response to the Santa Clara County Civil Grand Jury Report: *Police and the Mentally Ill: Improving Outcomes.*
8. Professional Services Agreement Amendment: Community Center Redevelopment Project: Authorize the City Manager to execute a contract amendment on behalf of the City with Noll & Tam Architects and Planners for added scope of services on the Community Center Redevelopment Project in the amount of \$482,781 – *Pulled for discussion (see page 5).*
9. Construction Contract Award: Annual Concrete Repair, Project TS-01005: Awarded the Base Bid and Add Alternate No. 1 in the amount of \$184,744 for the Annual Concrete Repair, Project TS-01005 to Golden Bay Construction Inc. and authorized the City Manager to execute a contract on behalf of the City.
10. Construction Contract Award: Playground Equipment Renovations, Project CF-01017: Award the Base Bid and Add Alternate Nos. 1 and 2 for the Playground Equipment Renovations, Project CF-01017 to Ross Recreation Equipment Inc. in the amount of \$183,721.71 and authorize the City Manager to execute a contract on behalf of the City – *Pulled for discussion (see page 4).*

11. Service Agreement: Traffic Signal Maintenance: Authorized the City Manager to execute a traffic signal maintenance agreement between the City of Los Altos and Bear Electrical Solutions in an amount not to exceed \$52,000 annually, for three years.
12. Contract Amendment: Recreation Activity Guide printing services: Authorize the City Manager to execute a contract amendment with Folger Graphics in the amount of \$116,200 for 2017/2018 and 2018/2019 production and delivery of the City's quarterly Activity Guide – *Pulled for discussion (see page 6)*.
13. Professional Services Agreement: Cuesta Traffic Calming Plan: Authorized the City Manager to execute a professional services agreement between the City of Los Altos and Alta Planning in an amount not to exceed \$142,656 for the Cuesta Traffic Calming Plan.

## **PUBLIC HEARING**

14. Ordinance No. 2018-445: Sanitary Sewer Rates: Adopt Ordinance No. 2018-445 establishing the rates of the Sewer Service Charge for Fiscal Year 2018-19 and subsequent Fiscal Years and adopt Resolution No. 2018-28 approving the Report of Sewer Service Charges for Fiscal Year 2018/19 and directing the Filing of Charges for Collection by the County Tax Collector

Engineering Services Manager Lamm introduced the item. Mayor Mordo opened the public hearing.

Public Comment: The following individual provided public comments: Los Altos resident Richard Probst.

Mayor Mordo closed the public hearing.

Action: Upon a motion by Vice Mayor Lee Eng, seconded by Councilmember Pepper, the Council adopted Ordinance No. 2018-445 establishing the rates of the Sewer Service Charge for Fiscal Year 2018-19 and subsequent Fiscal Years and adopted Resolution No. 2018-28 approving the Report of Sewer Service Charges for Fiscal Year 2018/19 and directing the Filing of Charges for Collection by the County Tax Collector, by the following vote: AYES: Lee Eng, Mordo, Pepper and Prochnow; NOES: None; ABSTAIN: None; ABSENT: Bruins.

## **ITEMS PULLED FROM CONSENT CALENDAR**

4. Ordinance No. 2018-446: Public Art Development Fee: Adopt Ordinance No. 2018-446 establishing a development fee of 1% for public art, creating a Public Art Fund and establishing requirements for inclusion of public art in development projects

Vice Mayor Lee Eng requested Section 3.52.030 B. of Ordinance No. 2018-446 be amended to reflect that private developments of ten (10) or more units contribute one percent (1%) of construction costs to the Los Altos Public Art Fund.

Action: Upon a motion by Councilmember Prochnow, seconded by Mayor Mordo, the Council adopted Ordinance No. 2018-446 establishing a development fee of 1% for public art, creating a Public Art Fund and establishing requirements for inclusion of public art in development projects, by the following vote: AYES: Mordo, Pepper and Prochnow; NOES: Lee Eng; ABSTAIN: None; ABSENT: Bruins.

## DISCUSSION ITEMS

15. City-owned land measure: Adopt Resolution No. 2018-25 submitting to the qualified voters of the City of Los Altos a measure requiring voter approval for the sale or transfer of title of City-owned parcels of land or the re-designation of Parks and Other Open Space, and 2/3rds approval of the City Council for the lease of City-owned land, and consolidating said election with the Statewide General Election to be held on November 6, 2018

Public Comments: The following individuals provided public comments: Los Altos residents Jean Wilke, Teresa Morris, Gary Hedden, Sue Russell, David Rock, and Roy Lave, and Kim Cranston.

Direction: The Council directed staff to draft a revised version of a potential measure and schedule a special meeting in August to make a final decision on whether to submit the measure to the voters at the November election.

*Mayor Mordo recessed the meeting at approximately 8:30 p.m. The meeting resumed at approximately 8:40 p.m.*

## ITEMS PULLED FROM CONSENT CALENDAR

10. Construction Contract Award: Playground Equipment Renovations, Project CF-01017: Award the Base Bid and Add Alternate Nos. 1 and 2 for the Playground Equipment Renovations, Project CF-01017 to Ross Recreation Equipment Inc. in the amount of \$183,721.71 and authorize the City Manager to execute a contract on behalf of the City

Vice Mayor Lee Eng expressed concerns with only doing park renovations in the northern part of the City. Mayor Mordo expressed concerns with the cost of the equipment proposed.

Action: Upon a motion by Councilmember Prochnow, seconded by Councilmember Pepper, the Council awarded the Base Bid and Add Alternate Nos. 1 and 2 for the Playground Equipment Renovations, Project CF-01017 to Ross Recreation Equipment Inc. in the amount of \$183,721.71 and authorized the City Manager to execute a contract on behalf of the City, by the following vote: AYES: Lee Eng, Mordo, Pepper and Prochnow; NOES: None; ABSTAIN: None; ABSENT: Bruins.

## DISCUSSION ITEMS CONTINUED

16. Los Altos Community Center Design Development Update: Receive the Los Altos Community Center Design Development Update and provide direction as needed

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

Public Comments: The following individuals provided public comments: Claudia Coleman and Jonathan Weinberg.

Direction: Council directed staff and the architect to explore alternative roof materials; alternative bike racks; alternative scenarios for the drop-off location; and options for inclusion of solar panels.

## ITEMS PULLED FROM CONSENT CALENDAR

8. Professional Services Agreement Amendment: Community Center Redevelopment Project: Authorize the City Manager to execute a contract amendment on behalf of the City with Noll & Tam Architects and Planners for added scope of services on the Community Center Redevelopment Project in the amount of \$482,781

Vice Mayor Lee Eng expressed concerns with increasing the contract to provide funds for designs related to inclusion of Children's Corner without an agreement with Children's Corner.

Action: Upon a motion by Councilmember Prochnow, seconded by Councilmember Pepper the Council authorized the City Manager to execute a contract amendment on behalf of the City with Noll & Tam Architects and Planners for added scope of services on the Community Center Redevelopment Project in the amount of \$482,781 by the following vote: AYES: Mayor Mordo, Councilmembers Pepper and Prochnow; NOES: Vice Mayor Lee Eng; ABSTAIN: None; ABSENT: Councilmember Bruins.

*Mayor Mordo recessed the meeting at approximately 9:55 p.m. The meeting resumed at approximately 10:00 p.m.*

## DISCUSSION ITEMS CONTINUED

17. Story Pole Policy Exemption Request: 4856 El Camino Real: Consider granting a story pole exemption request for this project based on a public health and safety concern, and that such an installation would impair the use of existing buildings and parking on the site and result in the displacement of the existing business tenants

Planning Services Manager Dahl introduced the item and the applicant, Mircea Voskerician, presented the request.

The Council took no action and did not grant the story pole exemption.

18. Delegate to League of California Cities Annual Conference and Business Meeting: Designate Councilmembers as Delegate and Alternate for the purpose of attending and voting at the League of California Cities Annual Conference and Business Meeting September 12-14, 2018 in Long Beach

The council took no action and did not designate a Delegate or Alternate for the Conference.

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

Action: Councilmembers discussed the Tentative Council Calendar and came to the following general consensus: add beginning of General Plan preparation process under To Be Scheduled (to begin in 2019).

### **ITEMS PULLED FROM CONSENT CALENDAR**

3. Construction Contract Award: Crosswalk and Intersection Improvement School Route, Projects TS-01042, TS-01045, TS-01046, TS-01047 and TS-01054: Appropriate \$272,685 from the Capital Improvement Project Fund and \$50,000 from TDA-3 grant funds to Crosswalk and Intersection Improvement School Route, Projects TS-01042, TS-01045, TS-01046, TS-01047 and TS-01054; award the Base Bid for the Crosswalk and Intersection Improvement School Route, Projects TS-01042, TS-01045, TS-01046, TS-01047 and TS-01054 to Sposeto Engineering, Inc. for \$625,812.40; and authorize the City Manager to execute an agreement on behalf of the City

Vice Mayor Lee Eng expressed concerns with the potential placement of one of the crosswalks.

Action: Upon a motion by Vice Mayor, seconded by Councilmember Prochnow, the Council appropriated \$272,685 from the Capital Improvement Project Fund and \$50,000 from TDA-3 grant funds to Crosswalk and Intersection Improvement School Route, Projects TS-01042, TS-01045, TS-01046, TS-01047 and TS-01054; awarded the Base Bid for the Crosswalk and Intersection Improvement School Route, Projects TS-01042, TS-01045, TS-01046, TS-01047 and TS-01054 to Sposeto Engineering, Inc. for \$625,812.40; and authorized the City Manager to execute an agreement on behalf of the City by the following vote: AYES: Mordo, Pepper and Prochnow; NOES: Lee Eng; ABSTAIN: None; ABSENT: Bruins.

12. Contract Amendment: Recreation Activity Guide printing services: Authorize the City Manager to execute a contract amendment with Folger Graphics in the amount of \$116,200 for 2017/2018 and 2018/2019 production and delivery of the City's quarterly Activity Guide

Mayor Mordo commented on the printing costs and suggested staff explore an alternative method for delivering the Activity Guide information in the future.

Action: Upon a motion by Vice Mayor Lee Eng, seconded by Councilmember Prochnow, the Council authorized the City Manager to execute a contract amendment with Folger Graphics in the amount of \$116,200 for 2017/2018 and 2018/2019 production and delivery of the City's

quarterly Activity Guide by the following vote: AYES: Lee Eng, Mordo, Pepper and Prochnow;  
NOES: None; ABSTAIN: None. ABSENT: Bruins.

**INFORMATION ONLY ITEM**

- A. City Manager-approved purchases between \$50,000 and \$75,000 for the period April 1 – June 30, 2018

**COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS**

Councilmember Pepper reported she attended the 100<sup>th</sup> anniversary celebration for Boy Scout Troop 37 on July 8, 2018

**ADJOURNMENT**

Mayor Mordo adjourned the meeting at 10:45 p.m.

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Jean Mordo, MAYOR

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Jon Maginot, CMC, CITY CLERK