

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF LOS ALTOS, HELD ON TUESDAY, SEPTEMBER 25,
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 (via teleconference; left meeting at 7:47 p.m.) and Prochnow

ABSENT: None

PLEDGE OF ALLEGIANCE

Brownie Girl Scouts, Troop 60393 led the Pledge of Allegiance to the flag.

SPECIAL PRESENTATION

Los Altos Hills Mayor John Radford presented the Los Altos v. Los Altos Hills Softball Trophy to Mayor Jean Mordo and Parks and Recreation Commissioner Grace Lilygren.

CHANGES TO THE ORDER OF THE AGENDA

There were no changes.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individual provided comments on items not on the agenda: Sharon Schibler.

CONSENT CALENDAR

Councilmember Bruins pulled item 7.

Action: Upon a motion by Councilmember Prochnow, seconded by Councilmember Bruins, the Council unanimously approved the Consent Calendar, with the exception of Item 7 and pending the addition of a sentence summarizing the concerns Vice Mayor Lee Eng expressed prior to the Council's vote and appointment of new Commissioners at the September 11, 2018 meeting in the corresponding minutes, as follows:

1. Council Minutes: Approved the minutes of the September 11, 2018 regular meeting.
2. Resolution No. 2018-37: Police Department Building Roof Replacement, Project CF-01003: Adopted Resolution No. 2018-37 accepting completion of Police Department Building Roof Replacement, Project CF-01003 and authorized the Public Works Director to record a Notice of Completion as required by law.

3. Contract Award: Sewer System Repair Program, Project WW-01001 and Structural Reach Replacement, Project WW-01002: Authorized the City Manager to execute an agreement on behalf of the City with Bellecci & Associates, Inc. in the amount of \$187,844 to provide design and consulting services for the Sewer Repair Program, Project WW-01001 & Structural Reach Replacement, Project WW-01002.
4. Contract Award: Windimer Drive Storm Drain Ditch, Project CD-01012: Appropriated an additional \$100,000 from the General Fund to Project CD-0101219; awarded the Base Bid for construction of the Windimer Drive Storm Drain Ditch, Project CD-01012 to C2R Engineering, Inc.; and authorized the City Manager to execute a contract in the amount of \$297,480 and up to 15% contingency on behalf of the City for construction costs.
5. Parcel Map: 160 West Portola Avenue: Approved the Parcel Map for 160 West Portola Avenue.
6. Professional Services Agreement: Police Station EOC and restrooms, and HVAC upgrades: Authorized the City Manager to execute a professional services agreement between the City of Los Altos and Jeff Katz Architecture in an amount not to exceed \$290,000 for design services for the Police Station Emergency Operations Center (EOC) and restrooms, and the Heating, Ventilation, and Air Conditioning (HVAC) upgrades.

ITEM REMOVED FROM CONSENT CALENDAR

7. Ordinance No. 2018-449: Affordable Housing Ordinance Amendment: Adopt Ordinance No. 2018-449 to amend Chapter 14.28 of the Los Altos Municipal Code pertaining to the City's affordable housing requirements

Councilmember Bruins objected to (1) the 20% designation for rental projects as this would be a deterrent to producing desired units and (2) the "by-right" in-lieu fee for projects of 5 to 9 units as the city has not yet created an in-lieu program or fee structure

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Pepper, the Council adopted Ordinance No. 2018-449 to amend Chapter 14.28 of the Los Altos Municipal Code pertaining to the City's affordable housing requirements by the following vote: AYES: Lee Eng, Mordo, Pepper, Prochnow; NOES: Bruins; ABSENT: None; ABSTAIN: None.

PUBLIC HEARING

8. Resolution No. 2018-38 and Ordinance No. 2018-450: General Plan and Zoning Code Amendments regarding the disposition of City-owned property: Adopt Resolution No. 2018-38 and introduce and waive further reading of Ordinance 2018-450 regarding the disposition of City-owned property with an "Other Open Space" and "Parks" land use designation

Community Development Director Biggs presented the report.

Mayor Mordo opened the public hearing.

Public Comment: The following Los Altos residents provided public comment: Roberta Phillips, Frank Martin, Nancy Phillips and Tom Ferry.

Mayor Mordo closed the public hearing

Vice Mayor Lee Eng expressed concerns that the Ordinance does not go far enough to protect City-owned public lands.

Action: Motion made by Councilmember Bruins, seconded by Councilmember Prochnow, to introduce and waive further reading of Ordinance 2018-450 regarding the disposition of City-owned property with an “Other Open Space” and “Parks” land use designation.

Vice Mayor Lee Eng offered an amendment, which was not accepted, to include all City-owned public lands. The motion, as originally stated, passed by the following vote: AYES: Bruins, Mordo, Pepper, Prochnow; NOES: Lee Eng; ABSENT: None; ABSTAIN: None.

Direction: Council directed staff to compile a list of all City-owned parcels with parcel numbers and street addresses that are currently designated “Park” or “Open Space” as well as those parcels that are thought of as such but are not currently designated as such. The list is to be provided as an informational item so that Council may discuss and provide direction as desired.

Councilmember Pepper left the meeting at 7:47 p.m.

9. Ordinance No. 2018-451: Cannabis Prohibition: Introduce and waive further reading of Ordinance No. 2018-451 clarifying the prohibition on all medical and adult-use commercial cannabis activities and limit cultivation for personal use in Los Altos

Community Development Director Biggs presented the report.

Mayor Mordo opened the public hearing.

Public Comment: Los Altos resident Ken Elchert and Silicon Valley Cannabis Alliance representative Sean Kali-Rai provided comment.

Mayor Mordo closed the public hearing.

Action: Upon a motion by Councilmember Bruins, seconded by Vice Mayor Lee Eng, the Council introduced and waived further reading of Ordinance No. 2018-451 clarifying the prohibition on all medical and adult-use commercial cannabis activities and limiting cultivation for personal use in Los Altos by the following vote: AYES: Bruins, Lee Eng, Mordo, Prochnow; NOES: None; ABSENT: Pepper; ABSTAIN: None.

DISCUSSION ITEMS

10. Ordinance No. 2018-452 Stormwater Pollution Prevention: Introduce and waive further reading of Ordinance No. 2018-452 amending Los Altos Municipal Code Chapter 10.16 Stormwater

Pollution Prevention Measures to reflect current stormwater pollution prevention requirements for land development projects mandated by the Regional Water Quality Control Board

Engineering Services Manager Lamm presented the report.

Action: Upon a motion by Councilmember Bruins, seconded by Vice Mayor Lee Eng, the Council introduced and waived further reading of Ordinance No. 2018-452 amending Los Altos Municipal Code Chapter 10.16 Stormwater Pollution Prevention Measure to reflect current stormwater pollution prevention requirements for land development projects mandated by the Regional Water Quality Control Board by the following vote: AYES: Bruins, Lee Eng, Mordo, Prochnow; NOES None; ABSENT: Pepper; ABSTAIN: None.

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Councilmember Bruins announced the exploration of a partnership with Silicon Valley Clean Energy to showcase the all-electric Los Altos Community Center. She further reported her attendance at Coffee with Assemblymember Berman.

Vice Mayor Lee Eng reported that she attended her usual Commission and Board meetings and expressed thanks to staff for attending the recent VTA meeting.

City Manager Jordan announced that Wallethub.com ranked Los Altos at the third best place to raise a family in California. He also announced that there will be a special meeting tentatively scheduled for October 30, 2018.

ADJOURNMENT

Mayor Mordo adjourned the meeting at 8:25 p.m.

Jean Mordo, MAYOR

Jon Maginot, CMC, CITY CLERK