

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF LOS ALTOS, HELD ON TUESDAY, OCTOBER 9, 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

CHANGES TO THE ORDER OF THE AGENDA

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Los Altos resident Bill Bassett and Mountain View resident Asim Praveen provided public comment on items not on the agenda.

CONSENT CALENDAR

Vice Mayor Lee Eng pulled item 4. A member of the public pulled item 5.

Action: Upon a motion by Councilmember Pepper, seconded by Councilmember Bruins, the Council unanimously approved the Consent Calendar, with the exception of Items 4 and 5, as follows:

1. Council Minutes: Approved the minutes of the September 25, 2018 regular meeting.
2. Parcel Map: 962 Acacia Avenue: Approved Parcel Map for 962 Acacia Avenue.
3. Quarterly Investment Portfolio Report – Quarter ended June 30, 2018: Received the Investment Portfolio Report through June 30, 2018.
4. Ordinance No. 2018-450: Zoning Code Amendments regarding the disposition of City-owned property: Adopt Ordinance No. 2018-450 regarding the disposition of City-owned property with an “Other Open Space” and “Parks” land use designation – *pulled for discussion (see page 3)*.
5. Ordinance No. 2018-451: Cannabis Prohibition: Adopt Ordinance No. 2018-451 clarifying the prohibition of all medical and adult-use commercial cannabis activities and limit cultivation for personal use in Los Altos – *pulled for discussion (see page 2)*.
6. Ordinance No. 2018-452: Stormwater Pollution Prevention: Adopted 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.

7. Annual Concrete Repair Project, TS-01005: Authorized the City Manager to execute a change order of up to \$78,308.00 utilizing remaining funds in the Annual Concrete Repair Project, TS-01005.
8. Los Altos Village Association Tree Lighting Funding Request: Approved the \$9,000 expenditure request by LAVA to be used towards the purchase of LED light strands for the trees along Main Street, State Street, and the parking plazas in Downtown Los Altos.

ITEM REMOVED FROM CONSENT CALENDAR

5. Ordinance No. 2018-451: Cannabis Prohibition: Adopt Ordinance No. 2018-451 clarifying the prohibition of all medical and adult-use commercial cannabis activities and limit cultivation for personal use in Los Altos

Public Comment: Los Altos resident Ken Elchert provided public comment.

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Pepper, the Council adopted Ordinance No. 2018-541 clarifying the prohibition of all medical and adult-use commercial cannabis activities and limit cultivation for personal use in Los Altos by the following vote: AYES: Bruins, Lee Eng, Mordo, Pepper; NOES: Prochnow; ABSTAIN: None; ABSENT: None

Direction: Council directed staff to craft a section to address ventilation, nuisance and odor issues and to move the amended Ordinance through the regular planning process as soon as possible. City Attorney will provide the Council with the amendment language via email prior to presenting to the Planning Commission to ensure it meets Council's expectations.

DISCUSSION ITEMS

9. Stormwater Fee Report: Approve the structure of the Stormwater Fees and findings of the Stormwater Fee Report; authorize staff to work in consultation with the City Attorney and the Rate Consultant to finalize the Stormwater Fee Report with such changes deemed advisable and not altering the structure of the Stormwater Fees; adopt Resolution No. 2018-39 initiating a proceeding to obtain approval of a property-related fee conforming to Article XIII D, Section 6 of the Constitution; adopt Resolution 2018-40 adopting ballot procedures for a property related fee conforming to Article XIII D, Section 6 of the Constitution

Public Works Director Susanna Chan and Jerry Bradshaw of SCI Consulting Group presented the report.

Public Comment: Los Altos resident Neha Deysai provided public comment.

Action: Upon a motion by Councilmember Bruins, seconded by Vice Mayor Lee Eng, the Council unanimously approved the structure of the Stormwater Fees and findings of the Stormwater Fee Report; authorized staff to work in consultation with the City Attorney and the Rate Consultant to finalize the Stormwater Fee Report with such changes deemed advisable and not altering the structure

of the Stormwater Fees; adopted Resolution No. 2018-39 initiating a proceeding to obtain approval of a property-related fee conforming to Article XIII D, Section 6 of the Constitution; adopted Resolution 2018-40 adopting ballot procedures for a property related fee conforming to Article XIII D, Section 6 of the Constitution.

ITEM REMOVED FROM CONSENT CALENDAR

4. Ordinance No. 2018-450: Zoning Code Amendments regarding the disposition of City-owned property: Adopt Ordinance No. 2018-450 regarding the disposition of City-owned property with an “Other Open Space” and “Parks” land use designation

Vice Mayor Lee Eng expressed concerns that the Ordinance does not protect all public lands.

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Prochnow, the Council adopted Ordinance No. 2018-450 regarding the disposition of City-owned property with an “Other Open Space” and “Parks” land use designation by the following vote: AYES: Bruins, Mordo, Pepper, Prochnow; NOES: Lee Eng; ABSTAIN: None; ABSENT: None.

STUDY SESSION

10. Review of Floor Area Ratios: Discuss and provide direction to staff

Community Development Director Jon Biggs introduced the item.

Public Comment: The following individuals provided public comment: Huascar Castro from Silicon Valley at Home (SV@Home) and Los Altos residents Anita Enander and Sue Russell.

Direction: City Council directed staff to coordinate a study session of the Planning Commission on ~~Floor Area Ratios (FAR) in concert with~~ the recommendations provided by the Downtown Buildings Committee prior to further analysis of FAR to identify lessons learned and to have the Commission evaluate options and develop draft recommendations on the various tools that can be implemented to achieve the desired look and feel of future development in the City.

INFORMATION ONLY ITEM

- A. City Manager-approved purchases between \$50,000 and \$75,000 for the period July 1 – September 30, 2018
- B. City-owned property table

Direction: City Council directed staff to begin the process of cleaning up parcels listed in the table that have inappropriate land use designations, designating appropriately as “Park” or “Other Open Space” and, where necessary, taking these clean-ups through the planning process.

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Councilmember Prochnow reported that she attended the Youth and Senior Commission meetings on October 1, 2018.

Vice Mayor Lee Eng reported that she attended her usual Commission meetings.

Councilmember Bruins reminded the Council that there is a Waymo Community Forum at Grant Park on October 17, 2018 from 12:30 to 2:30 p.m. She reported that she attended her usual meetings and held Open Office Hours. She further reported that the American Legion would be celebrating its 80th Anniversary in November 2018 and requested that the mayor issue a proclamation. Finally, she updated the City Council on the development of a Housing Incentive Pool (HIP) program by Metropolitan Transportation Commission (MTC).

Councilmember Pepper reported that she attended the Sierra Club *Guardians of Nature* event honoring Santa Clara County Supervisor Joe Simitian and that she moderated a League of Women Voters candidate forum for the Los Altos School District.

City Manager Jordan reminded the Council that its next meeting will be October 23, 2018 and will include joint meetings with six of the City Commissions beginning at 5:00 p.m. and a regular meeting consisting of a short Consent Calendar. He also reminded the Council that multiple closed sessions will take place beginning at 5:00 p.m. on October 30, 2018.

ADJOURNMENT

Mayor Mordo adjourned the meeting at 9:18p.m.

Jean Mordo, MAYOR

Jon Maginot, CMC, CITY CLERK

**MINUTES OF THE STUDY SESSION OF THE CITY COUNCIL OF
THE CITY OF LOS ALTOS, HELD ON TUESDAY, NOVEMBER 13, 2018,
BEGINNING AT 6:00 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

ITEM FOR CONSIDERATION

1. Urban Forestry – Tree Preservation and Maintenance: Receive the report on the Urban Forestry Plan and provide guidance and feedback

Public Works Director Chan and Community Development Director Biggs presented the report.

Public Comment: Los Altos resident Anita Enander provided public comment.

Direction: Council directed staff to include a variety of strategies to improve the Urban Forestry Plan, including:

- Adding a procedure to the Tree Policy that enables the City to compel a homeowner to remove dead or dying trees that are fire hazards from private property;
- Improving photographic documentation of trees;
- Creating clear and visible signage when trees are scheduled to be removed;
- Including language in arborist reports detailing how to protect trees during construction projects;
- Encouraging developers to include similar protection measures in project plans;
- Having a representative on site to monitor excavation projects that occur near protected trees to proper protection;
- Communicating with schools to inform them of the process to remove trees;
- Providing education to the community on the permit requirement (e.g., City Manager Weekly Update);
- Identifying and prioritizing designated locations for improved tree canopy maintenance, including removal and replacement;
- Ensuring PG&E tree replacement project is complete and that the City is using that dedicated project funding to pay for replacement trees;
- Investigating use of Tree Plotter software;
- Using volunteer or school organizations to conduct tree inventory and reports; and
- Investigating Our City Forest nursery in San Jose or a similar program for free trees to replace City trees and to incentivize residents to replace dead trees.

ADJOURNMENT

Mayor Mordo adjourned the meeting at 6:46 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, NOVEMBER 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

Presented by Junior Girl Scouts, Troop 60126

CHANGES TO THE ORDER OF THE AGENDA

None

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals provided public comment: Elisabeth Ward and Los Altos residents Bill Bassett and Chris Hoeber.

CONSENT CALENDAR

Councilmember Bruins pulled item 1.

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Prochnow, the Council unanimously approved the Consent Calendar, except for the minutes of October 9, 2018, which are continued to the November 27, 2018 meeting.

1. Council Minutes: Approved the minutes of the October 23, 2018 regular meeting – *October 9, 2018 minutes continued to November 27, 2018 meeting.*
2. Resolution No. 2018-41: Annual Concrete Repair, Project TS-01005: Adopted Resolution No. 2018-41 accepting completion of Annual Concrete Repair, Project TS-01005; authorized the Public Works Director to record a Notice of Completion as required by law.
3. Professional Services Agreement: San Antonio Road and West Portola Avenue Improvements, Project TS-01037: Authorized the City Manager to execute a professional services agreement between the City of Los Altos and Kimley-Horn and Associates, Inc. in an amount not to exceed \$157,144 for design services for CIP Project TS-01037, San Antonio Road and West Portola Avenue Improvements.

DISCUSSION ITEMS

4. Update on Miramonte Avenue Path, Project CF-01006: Authorize staff to continue with current design and construction of Miramonte Avenue Path, Project CF-01006

Transportation Services Manager Bodduna presented the report.

Public Comment: The following Los Altos residents provided public comment: Mrinalini Sharma, Blaine Garst (speaking on behalf of himself and Viviana Bandina), Margaret Goossens, Henry More, Marge Haley, Sarah Chang, Michele Coldiron, Bill Sheppard, Becky Sarabia, Teresa Morris, Ronn Coldiron, Sharon Johnson, David Deatherage, Linda Hsi, Alice Shyu, Jeff Taylor, Bob Jacobsen, Pushkar Hingwe, Sateesh, Debbie Skelton, Ed Saddi (speaking on behalf of himself and Jill Sturges), Tallis Blalack (speaking on behalf of himself and Jonathan Shores), Trina Weller (speaking on behalf of herself, Jane Osborn and Leo Torreano).

Action: Upon a motion by Councilmember Pepper, seconded by Councilmember Lee Eng, the Council directed staff to discontinue the current design and construction of the Miramonte Path Project, and instead work with the neighborhood to redesign the project with an emphasis on traffic calming elements and bicycle- and pedestrian-safe facilities with improved bike lanes; informal walking paths; a raised crosswalk at Berry Avenue; and more parking in front of the homes, by the following vote: AYES: Lee Eng, Mordo, Pepper; NOES: Bruins, Prochnow; ABSTAIN: None; ABSENT: None.

Mayor Mordo recessed the meeting at 8:59 p.m. The meeting resumed at 9:08 p.m.

5. Proposed Five-Story, 50-Unit Multiple-Family Building at 4856 El Camino Real: Adopt Resolution No. 2018-42, which will approve Design Review application 18-D-01, Use Permit application 18-UP-01 and Subdivision application 18-SD-01 for a new 50-unit multiple-family development at 4856 El Camino Real

Planning Services Manager Dahl presented the report.

Project applicant Mircea Voskerician introduced the project and project architect Jeff Potts presented the project.

Public Comment: The following individuals provided public comment: Bryan Robertson and Los Altos residents Abby Ahrens, Sue Russell, Teresa Morris and Debbie Skelton.

Action: Upon a motion by Councilmember Bruins, seconded by Vice Mayor Lee Eng, the Council continued the public hearing of Resolution No. 2018-42, which will approve Design Review application 18-D-01, Use Permit application 18-UP-01 and Subdivision application 18-SD-01 for a new 50-unit multiple-family development at 4856 El Camino Real, to date certain, November 27, 2018 meeting, and directed staff to meet with the applicant to discuss the direction listed below, by the following vote: AYES: Bruins, Lee Eng, Mordo, Pepper, Prochnow; NOES: None; ABSTAIN: None; ABSENT: None.

Direction: Council directed staff to meet with the applicant with staff to discuss the possibility of increasing the number of BMR units by 2 (for total of 10 affordable units); distributing the income level of the BMR units as follows: 3 moderate income level, 6 very-low income level, and 1 low-income level; aligning the mix of BMR units with that of the market-rate units (i.e., the mix of BMR units

should reflect both the number of bedrooms/size of and the physical distribution of the market rate units); and that all the BMR units be designated as rental units.

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Councilmember Prochnow reported that she attended the November 5, 2018 Senior and Youth Commission meetings.

Mayor Mordo reported that he attended the Los Altos – Los Altos Hills Joint Community Volunteer Service Awards Committee meeting on November 12, 2018. He reported that the FAA recently came out with proposal for new waypoint and route for arrival in SFO over Los Altos and Mountain View for transpacific flights. He further reported that he and Mountain View Vice Mayor Lisa Matichak issued a letter to the FAA with their objections to the proposal.

Councilmember Pepper reported that she attended the Cities Association meeting on Thursday, November 8, 2018. She encouraged Councilmembers to attend the Cities Association dinner on December 7, 2018 at Picchetti Winery.

Vice Mayor Lee Eng reported that she attended the Miramonte Neighborhood, the Santa Clara County Library Commission, and Santa Clara Valley Water District meetings.

Councilmember Bruins reported that she attended meetings of MTC, SVCEA, CalTrain, VTA, and Cities Association Select Committee. She further reported that she attended the Rotary's Annual Veteran's Luncheon.

Future Agenda Items

Investigate process for designating the American Legion as a Historic site- bring back to Council if necessary.

Investigate request to designate Class II bike lanes along Foothill Expressway- bring back to Council if necessary.

ADJOURNMENT

Mayor Mordo adjourned the meeting at 11:13 p.m.

Jean Mordo, MAYOR

Jon Maginot, CMC, CITY CLERK