

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF  
THE CITY OF LOS ALTOS, HELD ON TUESDAY, MAY 14, 2019,  
BEGINNING AT 7:00 P.M. AT LOS ALTOS YOUTH CENTER, 1 NORTH  
SAN ANTONIO ROAD, LOS ALTOS, CALIFORNIA**

**ESTABLISH QUORUM**

PRESENT: Mayor Lee Eng, Vice Mayor Pepper, Councilmembers Bruins, Enander and Fligor

ABSENT: None

**PLEDGE OF ALLEGIANCE**

Mayor Lee Eng led the Pledge of Allegiance to the flag.

**CLOSED SESSION ANNOUNCEMENT**

1. Conference with Labor Negotiators  
Pursuant to Government Code Section 54957.6(a)  
Employee organization: Sanitary Truck Drivers and Helpers Local No. 350  
Agency designated representatives: Chris Jordan, City Manager  
Christopher Diaz, City Attorney  
Sharif Etman, Administrative Services Director  
Jen Leal, Human Resources Manager  
Lisa Charbonneau, Lead Negotiator
2. Conference with Legal Counsel – Existing Litigation  
Pursuant to Government Code Section 54956.9(d)(1)  
*Ryan Langone v. City of Los Altos, Workers' Compensation Appeals Board, ADJ1122146;  
ADJ9890587*
3. Conference with Legal Counsel – Anticipated Litigation  
Pursuant to Government Code Section 54956.9(d)(2) – One case (831 Arroyo Road two-lot  
subdivision)

Mayor Lee Eng announced that no action was taken during the closed session.

**SPECIAL PRESENTATIONS**

Mayor Lee Eng recognized the Margaret Thompson Historical Essay Contest winners. Mayor Lee Eng presented two proclamations recognizing Foster Care/Resource Parent Awareness Month and The Nail Bar.

## **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 public comment: Los Altos resident Gary Hedden.

## **CONSENT CALENDAR**

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

1. Council Minutes: Approved the minutes of the April 9, 2019 and April 23, 2019 regular meetings.
2. Ordinance No. 2019-456: Managing PCBs during building demolition: Adopted Ordinance No. 2019-456 amending the Los Altos Municipal Code by adding Chapter 6.15 and establishing a program for assessing and managing PCBs, containing priority building materials, during demolition projects in accordance with the Municipal Regional Stormwater Permit requirements.
3. Sanitary Sewer Root Foaming material and equipment purchase: Authorized the purchase of material and equipment from WECO Industries in an amount not to exceed \$155,085 for Sanitary Sewer Root Foaming.
4. Resolution No. 2019-11: Windimer Drive Storm Drain Ditch, Project CD-01012: Adopted Resolution No. 2019-11 accepting completion of the Windimer Drive Storm Drain Ditch, Project CD-01012 and authorized the Interim Engineering Services Director to record a Notice of Completion as required by law.

## **PUBLIC HEARING**

5. Ordinance No. 2019-458: Development Review Process Code Amendments: Introduce and waive further reading of Ordinance No. 2019-458 to amend Chapters 14.78 and 14.80 of the Los Altos Municipal Code regarding the Development Review Process

Planning Services Manager Dahl presented the report.

Mayor Lee Eng opened the public hearing.

Public Comment: The following individual provided public comment: Complete Streets Commissioner Nadim Maluf.

Mayor Lee Eng closed the public hearing.

Direction: Councilmembers directed staff to modify the requirements for when a development application is to be reviewed by the Complete Streets Commission to be for all design review applications that are approved by City Council and to send the entirety of the draft ordinance to the Complete Streets Commission for review.

## DISCUSSION ITEMS

6. Resolution No. 2019-07: Two-Lot Subdivision at 831 Arroyo Road: Adopt Resolution No. 2019-07 to approve subdivision application 18-DL-01 (831 Arroyo Road) subject to the listed findings and conditions

Community Development Director Biggs and City Attorney Diaz introduced the item.

Rick Hartman, representing the applicant, presented the application.

Public Comment: The following individuals provided public comment: Los Altos residents Sue Greathouse, Jason Guesman, Roberta Phillips, Ron Ligon, Susan Flesher, Allyson Johnson, Linda Buiocchi, Anita Siegel, Frank Sasselli, James Woo, Joanne Reed, Adele Hennig and Nancy Ellickson.

The applicant provided a rebuttal.

Action: Upon a motion by Councilmember Enander, seconded by Mayor Lee Eng, the Council directed staff to draft a resolution denying subdivision application 18-DL-01 (831 Arroyo Road), by the following vote: AYES: Enander, Lee Eng and Pepper; NOES: Bruins and Fligor; ABSTAIN: None; ABSENT: None.

*Mayor Lee Eng recessed the meeting at 9: 03 p.m. The meeting resumed at 9:14 p.m.*

## DISCUSSION ITEMS CONTINUED

7. Request from the Friends of the Los Altos Library to Utilize Land on the Civic Center Campus: Direct staff to enter into a lease agreement with Friends of the Library allowing that organization to utilize approximately 500 sq. ft. of land between the Police Station and the History Museum at no cost until the new Community Center is constructed

Mary Jo Kelly, representing the Friends of the Library, Chris Brown, representing Santa Clara County Library District, and Allan Epstein presented the request.

*Mayor Lee Eng recessed the meeting at 9: 56 p.m. The meeting resumed at 10:03 p.m.*

Public Comment: The following individuals provided public comment: Suzanne Epstein, Lloyd Lettis, Linda Palmor, Maddie Kelly, Chris Kelly, Elisabeth Ward (representing Los Altos History Museum), David Struthers, Eric Steinle, Roberta Phillips, Keith Amidon, Danielle Madden, Duncan MacMillan, Hardin Smith, Pierre Bedard (representing Library Commission), Alyce Boster, Jennifer Miller, John Gerich, Jim Hlavka, Alice Johnson, Karen Dickenson, Sandy Kelly, Allan McLeod and Scott Rotondo.

The applicant provided a rebuttal.

Action: Upon a motion by Councilmember Bruins, seconded by Mayor Lee Eng, the Council unanimously directed staff to continue working with the Friends of the Library to look at alternative ideas and to allow and the Friends of the Library to remain at Hillview Community Center as long as possible, and invited the Friends of the Library to invite a member of staff to attend a Friends Board meeting to discuss options and ideas, and to proceed as quickly as possible.

8. FY2019/20 – 2020/21 Operating Budget and 5-year Capital Improvement Plan: Discuss the FY 2019/20 – 2020/21 Operating Budget and 5-year Capital Improvement Plan and provide direction as desired by the City Council

Administrative Services Director Etman presented the report.

Public Comment: The following individuals provided public comment: Los Altos residents Stacy Banerjee and Roberta Phillips.

Direction: Councilmembers provided feedback on the proposed FY 2019/20 – FY 2020/21 Operating Budget and 5-year Capital Improvement Plan.

Future agenda item: The Council requested a future agenda item to consider options for moving the City Council Chambers from City Hall and converting the Community Meeting Chambers to the front lobby of City Hall.

9. Lehigh Hanson and Stevens Creek Quarry: Authorize the Mayor to send a letter to the Santa Clara County Planning Department supporting the requests for prompt action on the violations at Lehigh Hanson and Stevens Creek Quarry outlined in a January 31, 2019 letter from the City of Cupertino

Public Comment: The following individual provided public comment: Rhoda Fry.

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Enander, the Council unanimously authorized the Mayor to send a letter to the Santa Clara County Planning Department, with copies to the County Board of Supervisors, State Senator Jerry Hill, ~~and~~ Assemblymember Mark Berman and the Bay Area Air Quality Management District, as revised to include language regarding the impact to the Los Altos drainage basin and acknowledgement of recent enforcement actions.

10. City Council Authorization for Mayor to send letter opposing SB 50: Authorize the Mayor to send a letter to the City's State Legislators expressing the opposition of the City Council to SB 50

Public Comment: The following individuals provided public comment: Rhoda Fry and Los Altos resident Eric Steinle.

Action: Motion made by Vice Mayor Pepper, seconded by Councilmember Enander, to authorize the Mayor to work with the City Manager to draft and send a letter to the City's State Legislators opposing SB 50 by May 17, 2019.

Councilmember Bruins offered an amendment, which was accepted, to have Councilmember Fligor work with Mayor Lee Eng and the City Manager on the letter. The motion, as amended, passed unanimously.

11. Discussion of Stanford University General Use Permit: Consider the proposed General Use Permit and determine whether to provide comments to Santa Clara County

Public Comment: The following individual provided public comment: Rhoda Fry.

Action: Upon a motion by Councilmember Bruins, seconded by Councilmember Fligor, the Council unanimously authorized the Mayor to send a letter to Supervisor Simitian's office, with the following changes to the draft letter: 1) paragraph two to read "dire jobs/housing imbalance;" and 2) paragraph three, last sentence to read "both peak periods."

## **COUNCIL/STAFF REPORT AND DIRECTIONS ON FUTURE AGENDA ITEMS**

City Manager Jordan reported that the mirco-surfacing road project currently underway will be delayed because of rain, that the Council is looking to schedule a facilitated retreat on June 5, 2019 and that the May 28, 2019 joint meeting with the Complete Streets Commission will be held at 6:00 p.m. at Blach Intermediate School.

## **ADJOURNMENT**

Mayor Lee Eng adjourned the meeting at 12:54 a.m.

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Lynette Lee Eng, MAYOR

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Jon Maginot, CMC, CITY CLERK