



**MINUTES OF THE REGULAR MEETING OF  
THE CITY COUNCIL OF THE CITY OF LOS ALTOS  
7:00 P.M., TUESDAY, DECEMBER 14, 2021**

Held Via Video/Teleconference Per California Executive Order N-29-20.

**MEETING CALLED TO ORDER**

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

**ESTABLISH QUORUM**

**Present:** Mayor Enander, Vice Mayor Meadows, Council Members Fligor, Lee Eng, and Weinberg

**Absent:** None

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Diya Venuprakash, of Girl Scout Troop 60078, led the Council in the Pledge of Allegiance.

**REPORT ON CLOSED SESSION**

1. Conference with Legal Counsel – Existing Litigation  
Pursuant to Government Code Section 54956.9(d)(1)  
Name of Case: New Cingular Wireless PCS, LLC d/b/b AT&T Mobility v. City of Los Altos; *United States District Court, Northern District of California Case No. 5:20-CV-294-SVK*
2. Conference with Legal Counsel – Existing Litigation  
Pursuant to Government Code Section 54956.9(d)(1)  
Name of Case: GTE Mobilnet of California Limited Partnership, a California limited partnership d/b/a VERIZON WIRELESS v. City of Los Altos; *United States District Court, Northern District of California Case No. 5:20-CV-386-CV*

Mayor Enander reported that the Council held a Closed Session earlier in the evening and stated that no action was taken and there was nothing to report out.

**CHANGES TO THE ORDER OF THE AGENDA**

There were no changes made. City Manager Engeland provided an explanation on the removal of Agenda Item #12.

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

Duncan MacMillan, Jon Baer, and Scott Spielman (with time ceded from Janet Corrigan and Terri Couture) provided comments.

## CONSENT CALENDAR

1. **City Council Minutes:** Approve the Minutes of the November 30, 2021, and December 7, 2021, Regular City Council Meetings (A. Chelemengos)
2. **Housing Services Agreement:** Approve and authorize the City Manager to execute a Three-Year Agreement with Alta Housing (Formerly Palo Alto Housing) for Housing Services in a Not to Exceed Amount of \$195,000. (J. Biggs)
3. **2022 City Council Meeting Schedule:** Adopt 2022 City Council meeting schedule and receive 2022 Commission meeting schedules (A. Chelemengos)
4. **Contract Award: Structural Reach Replacement, Project WW-01002 to Bellecci & Associates, Inc.:** Authorize the City Manager to execute an agreement on behalf of the City with Bellecci & Associates, Inc. in the not-to-exceed amount of \$176,574 and up to a 10% design and construction support contingency amount of \$17,657 for a total of up to \$194,231 to provide design and consulting services for the Structural Reach Replacement Project WW-01002 - Categorically Exempt pursuant to CEQA Section 15301 (b) (A. Trese)
5. **Professional Services Agreement - Access Control System for Police Department:** Authorize the City Manager to execute an agreement with The Flying Locksmiths of Sacramento in an amount not to exceed \$114,132 for installation of Openpath Access Control System (ACS) for the Police Department. (A. Tseng)
6. **Halsey House Funding Appropriation:** Authorize appropriation of \$250,000 from the Park In-Lieu Fund to Project CF-01004 for mothballing of the Halsey House - Categorically Exempt pursuant to CEQA Section 15331 Class 31 (A. Fairman)
7. **Purchasing Policy Update:** Review and adopt the revised purchasing policy and adopt Resolution No. 2021-60 Establishing Certain Monetary Limits For Purposes Of Purchasing (J. Furtado)
8. **Funding of the City's Other Post-Employment Benefits (OPEB):** Adopt Resolution 2021-61 authorizing and directing the transfer of \$1.5 million to CALPERS to invest in the City's California Employers' Retirement Benefit Trust (CERBT) (J. Furtado)
9. **CALPERS Unfunded Accrued Liability Paydown:** Adopt Resolution No. 2021-62 approving the transfer of \$5 million to CALPERS to pay down the City's unfunded accrued liability. (J. Furtado)
10. **2022 City Council Assignments:** Accept the Mayor's appointments to local and regional boards and Council Committees for 2022 (A. Chelemengos)
- 10A Side Letter Agreement:** Adopt Resolution 2021-63: A Side Letter Agreement between City of Los Altos & Sanitary Truck Drivers and Helpers Union Local #350 ("TEAMSTERS"); Side Letter Agreement of the Memorandum of Understanding (MOU) (I. Silipin) **Item added 12.10.2021**

Council Member Lee Eng requested Consent Calendar Item 2. Housing Services Agreement be removed from the Consent Calendar.

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Both Council Member Fligor and Weinberg requested that Consent Calendar Item # 10 2022 City Council Assignments, be remove from the Consent Calendar.

In addition, Council Member Weinberg requested that Consent Calendar Item 6 be acted on separately.

Mayor Enander announced the Consent Calendar Item number 2 would be heard immediately following the Consent Calendar and that Consent Calendar Item number 10 would be considered following Agenda Item number 11.

Council Member Fligor moved to approve Consent Calendar Items 1, 3-5 and 7, 8, 9 and 10A. The motion was seconded by Vice Mayor Meadows and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Fligor, Lee Eng, Weinberg, Vice Mayor Meadows, and Mayor Enander  
NOES: None  
ABSENT: None  
ABSTAIN: None

Council Member Fligor moved to approve Consent Calendar Item 6. The motion was seconded by Council Member Lee Eng and the motion passed 4-1 with the following roll call vote:

AYES: Council Members Fligor, Lee Eng, Vice Mayor Meadows, and Mayor Enander  
NOES: Council Member Weinberg  
ABSENT: None  
ABSTAIN: None

**2. Housing Services Agreement:** Approve and authorize the City Manager to execute a Three-Year Agreement with Alta Housing (Formerly Palo Alto Housing) for Housing Services in a Not to Exceed Amount of \$195,000. (J. Biggs)

Council Member Lee Eng stated that she would like this matter tabled until an agency report has been provided and reviewed containing such information as services, number of units charged with, any violations, sales data, turnover rates, and data relative to program qualification/validations.

Mayor Enander called for public comment.

Terri Couture provided comments

Council discussion commenced.

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Mayor Enander moved to approve and authorize the City Manager to execute a three-year agreement with Alta Housing (Formerly Palo Alto Housing) for Housing Services in a not to exceed amount of \$195,000. The motion was seconded by Council Member Fligor and the motion passed 4-0-1 with the following roll call vote:

AYES: Council Members Fligor and Weinberg, Vice Mayor Meadows, and Mayor Enander  
NOES: None  
ABSENT: None  
ABSTAIN: Council Member Lee Eng

Mayor Enander moved that Council direct staff to request a report from Alta Housing to be brought to Council within 60 days. The motion was seconded by Vice Mayor Meadows and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Fligor, Lee Eng, Weinberg, Vice Mayor Meadows, and Mayor Enander  
NOES: None  
ABSENT: None  
ABSTAIN: None

**PUBLIC HEARINGS - None**

## **DISCUSSION ITEMS**

**11. Objective Standards for Single Family Residences:** Consider and find the project exempt from review under CEQA per CEQA Guidelines Sections 15061(b)(3) and 15308 and adopt Resolution No 2021-57 A Resolution of the City Council of the City of Los Altos establishing Objective Standards for Single Family Residences to implement Senate Bill 9

Associate Planner Jia introduced the matter and offered to answer Council questions.

While staff retrieved the associated documents, Mayor Enander called for public comment. The following individuals commented: Peter Mills, Mehruss Ahi, Jon Baer, Roberta Phillips, Joe Beninato, Salar Safai, Jeanine Valdez, Monica Waldman.

Assistant City Attorney Ramakrishnan provided an overview of the proposed Objective Standards. Council discussion commenced and various minor edits, clarifications, and typographical corrections were made.

At 8:58 p.m., Mayor Enander called for a brief recess. At 9:10 p.m., Mayor Enander reconvened the meeting.

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At the conclusion of Council discussion, Council Member Lee Eng moved that the Council find the project to be exempt from review under CEQA per CEQA Guidelines Sections 15061(b)(3) and 15308 and adopt Resolution No 2021-57 A Resolution of the City Council of the City of Los Altos establishing Objective Standards for Single Family Residences to implement Senate Bill 9. The motion was seconded by Council Member Weinberg and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Fligor, Lee Eng, Weinberg, Vice Mayor Meadows, and Mayor Enander  
NOES: None  
ABSENT: None  
ABSTAIN: None

**10. 2022 City Council Assignments:** Accept the Mayor's appointments to local and regional boards and Council Committees for 2022

Council Member Fligor stated she wanted to remove the matter to request that she continue her assignment on the Santa Clara County Cities Association – Board of Directors to continue her work on matters that have not yet concluded and that she would also continue as a member of the Executive Board, which is not subject to Council action.

Council Member Weinberg stated that, with Council Member Fligor's agreement, he would like to request that he be assigned as the City representative to the City/CUSD/FUSD School Issues Subcommittee and Council Member Fligor be assigned to the City/LASD Schools Issues Subcommittee. Council Member Fligor was agreeable to the requested change, as was Mayor Enander, Council Member Weinberg also expressed concern with the Legislative Subcommittee assignments and the committee's standing status as opposed to an ad hoc committee.

Mayor Enander expressed her desire and anticipation to serve on the Santa Clara County Cities Association – Board of Directors and noted the position being traditionally filled by the Mayor.

Council discussion commenced.

Vice Mayor Meadows moved to approve the Committee/Commission assignments for the Council Members with the change to representatives for the School Subcommittees, as suggested by Council Member Weinberg and accepted by Council Member Fligor, (described above) and excluding assignment to the Santa Clara Cities Association Board of Directors primary and Alternate. The motion was seconded by Council Member Lee Eng and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Fligor, Lee Eng, Weinberg, Vice Mayor Meadows, and Mayor Enander  
NOES: None  
ABSENT: None  
ABSTAIN: None

Following additional Council discussion, Council Member Fligor moved that the Council re-appoint Council Member Fligor to the Santa Clara County Cities Association Board of Directors, as primary, for a period of 6 months. The motion was seconded by Council Member Weinberg and the motion passed 3-2 with the following roll call vote:

AYES: Council Members Fligor, Weinberg and Vice Mayor Meadows  
NOES: Council Member Lee Eng and Mayor Enander  
ABSENT: None  
ABSTAIN: None

Council Member Weinberg moved that the Council appoint Mayor Enander as the alternate to the Santa Clara County Cities Board of Directors for a period of 6 months. The motion was seconded by Vice Mayor Meadows and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Fligor, Lee Eng, Weinberg, Vice Mayor Meadows, and Mayor Enander  
NOES: None  
ABSENT: None  
ABSTAIN: None

- 13. American Rescue Plan Act Expenditures:** Discuss potential uses of the American Rescue Plan Act dollars; identify projects or programs for which American Rescue Plan Act dollars can be used, if any, and provide direction to staff as necessary.

Deputy City Manger Maginot provided a staff report and answered questions from the Council.

Mayor Enander called for public comments. The following individuals commented: Gary Hedden, Roberta Phillips, Elizabeth Ward (Executive Director at Los Altos History Museum), and Jeanine Valdez.

Following Council discussion, Vice Mayor Meadows moved that the Council authorize the use of the American Rescue Plan Act funds as outlined on page four (4) of the December 14, 2021, Staff Report and defer discussion of the use of the remaining funds (approximately \$291,499 currently in the General Fund) until the Council retreat. The motion was seconded by Council Member Lee Eng and the motion passed 5-0 with the following roll call vote:

AYES: Council Members Fligor, Lee Eng, Weinberg, Vice Mayor Meadows, and Mayor Enander  
NOES: None  
ABSENT: None  
ABSTAIN: None

**14. Tentative Council Calendar:** Conduct Quarterly Review of Tentative Council Calendar and provide direction to staff.

City Clerk Chelemengos provide a brief report and offered to answer questions.

The Council reviewed the Tentative Calendar and identified items to be removed and clarified.

**INFORMATIONAL ITEMS ONLY**

- None

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

Council Member Weinberg, with support from Council Member Meadows and Fligor requested that the matter of BMR Incentives as well as a discussion regarding a letter to be sent from the City Council to Assemblymember Berman and Senator Becker requesting clarification of certain SB 9 mandates and related issues created to the discussion at the upcoming Council retreat.

There was also a majority of the Council that supported an item on a future agenda to discuss expansion of the Housing Element Outreach Subcommittee

**ADJOURNMENT**

At 11:14 p.m., Mayor Enander adjourned the meeting.

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Anita Enander MAYOR

ATTEST:

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Andrea M. Chelemengos MMC, CITY CLERK