



CITY COUNCIL MEETING

MINUTES

7:00 PM - Tuesday, October 11, 2022

via Videoconference

CALL MEETING TO ORDER

At 7:01 p.m. Mayor Enander called the meeting to order.

ESTABLISH QUORUM

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

ABSENT: None

PLEDGE ALLEGIANCE TO THE FLAG

Caroline Ramko with Troop 62568 led the pledge of allegiance.

REPORT ON CLOSED SESSION

No closed session, nothing to report.

CHANGES TO THE ORDER OF THE AGENDA

Council Member Lee Eng asked for Item 14 to be moved up to after Item 11, which was accepted.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following members of the public addressed the Council: Dorit Perry, Mary Beth Bykowsky, Roberta Philips, and Joe Beninato.

SPECIAL ITEMS

B. Proclamations by the Mayor

Mayor Enander presented Compassion Week and Diwali Proclamations on behalf of the City of Los Altos.

CONSENT CALENDAR

- 1. Approve the 151 Hawthorne Avenue Historic Preservation Agreement:** Authorize the City Manager to execute a Historic Preservation (Mills Act) Agreement with the owners of 151 Hawthorne Avenue. The project is considered categorically exempt from further environmental review under Section 15301 of the California Environmental Quality Act, and the project is classified as a historic resource restoration/rehabilitation/preservation project and is categorically exempt from environmental review under Section 15331 of the California Environmental Quality Act (J. Liu)

2. **Approve the Agreement for Transportation Engineering Support with Traffic Patterns, LLC:** Authorize the City Manager to execute and agreement with Traffic Patterns, LLC, in an amount not to exceed \$312,800 to provide additional consulting services for the Engineering Services Department through FY 23-24 (M. Lee)
3. **Approve Emergency Declaration Resolution:** Adopt a resolution extending the declaration of a local emergency due to the COVID-19 pandemic (J. Maginot)
4. **Minutes:** Approve Minutes of the City Council Regular Meeting of September 20, 2022. (A. Rodriguez)
5. **Approve a Memorandum of Understanding between City of Los Altos Police Officers Association:** Adopt Resolution 2022-XX to adopt the and the terms outlined in the side letter agreement between City of Los Altos & Police Officers Association (I. Silipin)
6. **Approve a Memorandum of Understanding between City of Los Altos Municipal Employee Association:** Adopt Resolution 2022-XX to adopt the terms outlined in the side letter agreement between City of Los Altos & Los Altos Municipal Employee Association (I. Silipin)
7. **Approve the Fiscal Year 2022/23 Salary Schedule:** Adopt Resolution 2022-XX to adopt the Fiscal Year 2022/23 Salary Schedule to Comply with California Public Employees' Retirement System (CalPERS) Statutory and Regulatory Requirements for Compensation Earnable and Publicly Available Salary Schedules (I. Silipin)

Following a motion by Council Member Lee Eng, seconded by Council Member Weinberg, Items 1-7 were approved with the following roll call vote:

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

PUBLIC HEARINGS - NONE

DISCUSSION ITEMS

8. **Updated License Agreement with SFPUC for Hetch Hetchy Trail in Los Altos:** Approve the updated License Agreement with SFPUC for Hetch Hetchy Trail in Los Altos; find that the approval of the agreement is exempt from review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15301 (Existing Facilities) (M. Hernandez)

City Manager Engeland presented the item to Council.

The following members of the public spoke: Todd Basche, Don Gardner, and Aris.

A motion by Council Member Lee Eng, seconded by Vice Mayor Meadows, to authorize the City Manager to execute the updated license agreement with the San Francisco Public Utilities Commission for the continued use of the Hetch Hetchy Trail as a publicly accessible recreation trail that connects with

Palo Alto across the Adobe Creek pedestrian bridge and direct staff to work with SFPUC to maintain as much current vegetation as possible while complying with the updated license agreement and vegetation management policy.

Mayor Enander offered a friendly amendment indicating the agreement to be exempt from review under the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines Section 15301 (Existing Facilities), which was accepted.

Council engaged in discussion and City Manager Engeland responded to inquiries.

Council Member Fligor offered a second friendly amendment to delegated authority to the City Manager to negotiate her proposed contractual language into the agreement, which was accepted.

The motion was approved with the following roll call vote:

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

Council asked staff to start working on the process for determining the use of the land once the agreement is executed.

9. City of Los Altos Non-Profit and Civic Organization Contributions Policy: Adopt Resolution 2022-XX of the City of Los Altos defining a Non-Profit and Civic Organization Contributions Policy (A. Carnesecca)

Anthony Carnesecca, Economic Development Coordinator, presented to Council.

The following members of the public spoke: Ruthven Darlene, Roberta Philips, Jeanine Valadez.

Council engaged in discussion and Economic Development Coordinator Carnesecca and City Manager Engeland responded to inquiries.

City Attorney Houston assured Council and the public that there will be no personally identifiable information of recipients of services provided by non-profits that receive funds from the City.

Following a motion by Council Member Weinberg, seconded by Council Member Lee Eng, to approve a resolution defining a non-profit and civic organization contributions policy as amended during Council discussion. Motion passed with the following roll call vote:

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

10. City of Los Altos Fee Waiver Policy: Adopt Resolution 2022-XX of the City of Los Altos defining a Fee Waiver Policy (A. Carnesecca)

Anthony Carnesecca, Economic Development Coordinator, presented to Council.

The following members of the public spoke: Cindy Hill, Freddie Wheeler, Roberta Philips.

Council engaged in discussion and Parks and Recreation Manager Jaime Chew and City Manager Engeland responded to inquiries.

Following a motion by Mayor Enander, seconded by Council Member Lee Eng, to approve a resolution of the City Council of the City of Los Altos creating a Fee Waiver Policy with the following additional direction to staff:

- A twice a year generated report to Council covering amounts and organizations that have received a fee waiver, one at midyear budget and once at the following year adjustments
- Request staff to identify possible uses at Grant Park where a similar policy can be offered

Council Member Weinberg requested the application to be amended to include requestor's Tax Identifiable Number, which was accepted. Motion passed with the following roll call vote:

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

At 9:00 pm, Mayor Enander called for a recess and returned the meeting back to order at 9:10 pm.

11. Hybrid City Council meetings: The staff request Council provide direction on holding hybrid meetings or continuing to hold entirely virtual meetings (J. Maginot)

Assistant City Manager Jon Maginot presented the item to Council.

Council asked clarifying questions to which Assistant City Manager Maginot and City Manager Engeland responded.

The following members of the public commented: Roberta Philips and Joe Beninato.

Council engaged in discussion.

Following a motion by Council Member Weinberg, seconded by Council Members Fligor, to have City Council Meetings move to a hybrid format of meetings as soon as reasonably possible for staff to accommodate with the understand that meetings will be held at the Community Center until the Council Chamber becomes available. Motion passed with the following roll call vote:

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

- 12. Contract Amendment: City Manager Employment Agreement:** Approve Amendment No. 1 to the City Manager Employment Agreement which amends the City Manager's contract to include an increase of \$12,500 in the City Manager's annual salary for a base salary of \$257,595

Mayor Enander presented to the item.

The following member of the public spoke: Jeanine Valadez, Roberta Philips, and Joe Beninato.

A motion by Council Member Lee Eng, seconded by Vice Mayor Enander, to approve the City Manager employment contract amendment as presented.

The Council engaged in discussion. Motion passed with the following roll call vote:

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

INFORMATIONAL ITEMS ONLY

13. Tentative Council Calendar

Council Member Fligor called out a typo on an upcoming Assembly Bill number.

Council Member Weinberg inquired as to when the Open Government Policy would return to Council. Mayor Enander responded indicating the second meeting in October or in November.

Vice Mayor Meadows requested a notice for when we Council meeting will be conducted in a hybrid format.

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Council Member Fligor thanked Chief Averiett for attended the Teen Substance Abuse session cohosted by the Santa Clara County, Los Altos School District and the City of Los Altos.

Mayor Enander thanked Chief Averiett and Captain Krauss Katie for attending a saft planning meeting at Montclair School. Mayor Enander shared that she attended a meeting with the former Mayor of Los Angeles Antonio Villaraigosa discussing the Government budgeted amount for infrastructure for next year.

Council Member Lee Eng reported that the new Teen Center is open and the Youth Commission is working on bringing attention to this space soon.

Council Member Lee Eng inquired as to the Cities Association JPA. City Attorney Houston indicated that the Cities Association JPA is still a draft but that it is slated to come to Council for their review and approval. Council requested to have this brought as a Discussion Item.

Council Member Lee Eng asked for a review of all City ordinances or policies that provide benefits to any group or person such as waivers, grants, or aid, which was supported by Mayor Enander.

Council Member Lee Eng asked for review of the pedestrian safety traffic congestion at Foothill Expressway, Main and 1st Street intersection. City Manager Engeland indicated that this will come back to Council as an Informational Item. Council Member Weinberg requested for City Manager England to research all intersections at Foothill Expressway.

Vice Mayor Meadows requested the Council take a position on the issue of reproductive rights addressed within Proposition 1, which received support from Council Member Fligor and Weinberg.

ADJOURNMENT

Mayor Enander adjourned the meeting at 10:36 pm.



Anita Enander MAYOR

ATTEST:



Angel Rodriguez, INTERIM CITY CLERK