



**MINUTES OF THE REGULAR MEETING OF
THE CITY COUNCIL OF THE CITY OF LOS ALTOS
7:00 P.M., TUESDAY, OCTOBER 26, 2021**

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

MEETING CALLED TO ORDER

At 7:06 p.m., Mayor Fligor called the meeting to order.

ESTABLISH QUORUM

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

Absent: None

PLEDGE OF ALLEGIANCE TO THE FLAG

Council Member Lee Eng 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: *40 Main Street Offices LLC v. City of Los Altos, et al.*
Superior Court of the State of California, County of Santa Clara Case No. 19CV349845
2. Conference with Legal Counsel – Existing Litigation
Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: *California Renters Legal Advocacy and Education Fund, San Francisco Bay Area Renters Federation, Victoria Fierce, and Sonja Trauss v. City of Los Altos, et al.* Superior Court of the State of California, County of Santa Clara Case No. 19CV350422

Mayor Fligor reported that the Council held a Closed Session earlier in the evening and the Council directed the City Manager to schedule a Special Meeting of the Los Altos City Council for 7:00 p.m., Tuesday November 2, 2021, to consider a settlement agreement between the City of Los Altos and the 40 Main LLC for the City to consider for approval. The Mayor further started that the agenda, and the settlement agreement, would be posted for the public the following morning, Wednesday, October 27, 2021.

CHANGES TO THE ORDER OF THE AGENDA

There were no changes made.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Roberts Phillips provided comments.

CONSENT CALENDAR

1. City Council Minutes: Approve the Minutes of the October 12, 2021, Regular Meeting, as corrected.
2. Resolution No. 2021-52 Notice of Completion – Los Altos Community Center: Adopt Resolution No. 2021-52 accepting completion of the Los Altos Community Center Project, CF-01002; and authorize the Engineering Services Director to record a Notice of Completion as required by law.

Council Member Weinberg moved to approve the Consent Calendar. The motion was seconded by Council Member Meadows.

Engineering Services Director Sandoval answered questions from the Council relative to Consent Calendar agenda Item #2.

The motion passed 5-0 with the following roll call vote:

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

PUBLIC HEARINGS

3. D20-0008 - Packard Foundation - 374 Second Street: Adopt Resolution No. 2021-53 approving Design Review Application D20-0008 subject to the recommended findings and conditions. The project proposes to merge and reconfigure the existing parking lot areas. The project proposes to create two-way drive aisles accessible from Second Street and eliminate the existing ingress/egress to the public alley. A carport structure with photovoltaic panels is proposed to cover a portion of the parking stalls.

Senior Planner Golden provided a staff report and answered questions from the Council.

City Attorney Houston also commented and answered questions from the Council.

Craig Neyman, representing the applicant, provided information on the proposal, and answered questions as did Dale Leda.

Gary Hedden representing GreenTown Los Altos answered questions regarding the trees proposed.

Mayor Fligor opened the Public Hearing and invited members of the public to speak. The following individuals commented: Frank Martin, Roberta Phillips, Janet Corrigan, and Teresa Morris.

Following Council discussion, Mayor Fligor moved to adopt Resolution No. 2021-53 approving Design Review Application D20-0008, Option A, subject to the recommended findings and conditions. The motion was seconded by Council Member Meadows and the motion passed 3-2 with the following roll call vote:

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

At 9:27 Mayor Fligor, with the concurrence of the subcommittee, announced that due to the hour and number of agenda items to cover, Agenda Item # 7 Lehigh Stevens Creek Quarry Subcommittee Update would be deferred to the November 9th agenda. Mayor Fligor called for a brief recess. At 9:35 p.m., the meeting was reconvened.

Mayor Fligor announced that the review of the Tentative Council Calendar, Agenda Item #8 would also be deferred.

DISCUSSION ITEMS

4. Ordinance Nos. 2021-482 and 2021-483 California Senate Bill 1383: 1.) Introduce, as read by title only, and hold first reading of Ordinance No. 2021- 482 amending Chapter 6.12 - Solid Waste Collection, Removal, Disposal, Processing and Recycling; and 2.) Introduce, as read by title only, and hold first reading of Ordinance No. 2021- 483 adding Chapter 6.13 Edible Food Recovery Ordinance and direct staff to place the Ordinances on the Consent Calendar for adoption at the November 9, 2021, meeting.

Los Altos Sustainability Coordinator Ancheta along with City Consultant Rose Radford, of R3 Consulting provide a report and presentation and answered questions from the Council

There were no members of the public wishing to comment.

Council Member Lee Eng moved that the Council introduce, as read by title only, and hold first reading of Ordinance No. 2021- 482 amending Chapter 6.12 - Solid Waste Collection, Removal, Disposal, Processing and Recycling. The motion was seconded by Council Member Weinberg and the motion carried 5-0 with the following roll call vote:

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

ABSTAIN: None

Council Member Lee Eng moved that the Council Introduce, as read by title only, and hold first reading of Ordinance No. 2021- 483 adding Chapter 6.13 Edible Food Recovery Ordinance. The motion was seconded by Mayor Fligor and the motion passed 5-0 with the following roll call vote:

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

5. Off-Leash Pilot Program Review and Recommendations: Receive report and staff recommendation to City Council discontinue the off-leash program at the Hillview Baseball Field and direct staff and the Parks and Recreation Commission (PARC) to explore additional fenced-in options for dogs in Los Altos.

Recreation Director Legge provided a report and answered questions from the Council along with Maintenance Services Director Hernandez and Parks and Recreations Commissioners Morris and Corrigan, members of the Off Leash Pilot Program Subcommittee.

The following members of the public commented: Wes, Jim Sweeney, Zainab, Bibi Millet, Gene Feroglia, Scott Spielman, Cheryl, Elizabeth Ward, Joe Beninato, Dan Beyer, Marta T., Larry Baron, Nancy, Ted Kokenak, Mehmet D. (with time ceded from Allen, Danielle Schmitz, Linda and Steve Folkman, Steve Houtchens and Jeff Beckman) Lisa Deegan (with time ceded from David Stiff, Anna Chien, Alon and Marit Amit, Ziv, Bette Houtchens), and Jeanine Valadez (with time ceded from Reynette) Frank Martin and Mike T.

Following Council discussion, Mayor Fligor directed staff to work toward identifying possible locations for fenced in off leash/dog park options in Los Altos and to bring the possible locations and proposals to the Council in January 2022. The motion was seconded by Council Member Lee Eng and the motion passed 5-0 with the following roll call vote.

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

At 11:38 p.m. Mayor Fligor called for a brief recess. The meeting was reconvened at 11:43 p.m.

6. Fiscal Year 2021/22 City Fee Schedule: Adopt Resolution No. 2021-54 setting the FY 2021/22 Fee Schedule for the City of Los Altos.

Deputy City Manager Maginot provided a staff report and answered questions from the Council as did City Manager Engeland and Recreation Supervisor Chew.

Council discussion commenced.

Council Member Weinberg moved to adopt Resolution No. 2021-54 setting the FY 2021/22 Fee Schedule for the City of Los Altos. The motion was seconded by Council member Meadows and the motion passed 5-0 with the following roll call vote:

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

INFORMATIONAL ITEMS ONLY

- None

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Council Member Weinberg, with support from Council Member Meadows and Lee Eng requested that an item be placed on a future Council agenda to discuss the formation of a Council Subcommittee to explore the possibility of the construction of a new Police Station.

There was unanimous support for placement of an agenda item in each of the future 2021 Council agendas to address forthcoming housing mandates and SB 9.

There was brief discussion regarding SB10 and understanding its implications and impacts to the City. The City Attorney was directed to issue a memo covering SB10, its impacts to the City, and any opt out options.

Council Member Lee Eng inquired about the use of closed captioning with the Council meeting broadcasting and video. Staff reported that the feasibility of closed captions would be explored.

ADJOURNMENT

At 12:37 p.m., Mayor Fligor adjourned the meeting.

Neysa Fligor, MAYOR

ATTEST:

Andrea M. Chelemengos MMC, CITY CLERK



**MINUTES OF THE SPECIAL MEETING OF
THE CITY COUNCIL OF THE CITY OF LOS ALTOS
7:00 P.M., TUESDAY, NOVEMBER 2, 2021**

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

MEETING CALLED TO ORDER

At 7:35 p.m., Mayor Fligor called the meeting to order.

ESTABLISH QUORUM

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

Absent: None

PUBLIC COMMENTS ON AGENDA ITEM

Joe Beninato and Jeanine Valadez provided comments.

DISCUSSION ITEM

1. Proposed Settlement Agreement Between 40 Main Street Offices, LLC, and the City of Los Altos: Consider and approve the proposed settlement agreement.

Arthur Friedman, Special City Legal Counsel, introduced the matter and offered to answer questions from the Council.

Council Member Weinberg moved that the City Council approve and authorize the City Manager to execute the proposed settlement agreement between 40 Main Street Offices, LLC, and the City of Los Altos. The motion was seconded by Council Member Meadows and the motion passed 5-0 with the following roll call vote:

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

NOES: None

ABSENT: None

ABSTAIN: None

ADJOURNMENT

At 7:42 p.m., Mayor Fligor adjourned the meeting.

Neysa Fligor, MAYOR

ATTEST:

Andrea M. Chelemengos MMC, CITY CLERK

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