

# **AGENDA**

#### **NOTICE AND AGENDA**

REGULAR MEETING – TUESDAY, NOVEMBER 13, 2012 COUNCIL CHAMBERS AT CITY HALL – 500 CASTRO STREET 5:00 P.M. – STUDY SESSION 6:30 P.M. – REGULAR SESSION

#### 1. CALL TO ORDER

2. **ROLL CALL**—Councilmembers Abe-Koga, Bryant, Macias, Means, Siegel, Vice Mayor Inks, and Mayor Kasperzak.

#### 3. STUDY SESSION

#### 3.1 HOUSING IMPACT FEE NEXUS STUDY

The City Council will hear a presentation on a Jobs Housing Nexus Study on the affordable housing impacts of new non-residential development and discuss options to update the City's Housing Impact fees.

#### 6:30 P.M. - REGULAR SESSION

# 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. **ROLL CALL**—Councilmembers Abe-Koga, Bryant, Macias, Means, Siegel, Vice Mayor Inks, and Mayor Kasperzak.

#### 3. **PRESENTATION**

3.1 Certificate of Recognition to Patty Juanes for the Silicon Valley Philanthropy Day 2012 Outstanding Volunteer Fundraiser Award

### 4. CONSENT CALENDAR

These items will be approved by one motion by roll call vote unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

- 4.1 **APPROVAL OF MINUTES –** Approve minutes for the:
  - (1) City Council Special Meeting of October 16, 2012; and
  - (2) City Council Regular Meeting of October 23, 2012.
- 4.2 Ordinance No. \_\_\_\_\_\_SUBDIVISION ORDINANCE AMENDMENTS (SECOND READING) Adopt AN ORDINANCE AMENDING CHAPTER 28 OF THE MOUNTAIN VIEW CITY CODE, RELATING TO SUBDIVISIONS. (First reading: 7-0)
- 4.3 APPOINTMENT TO THE SANTA CLARA VALLEY TRANSPORTATION AUTHORITY BICYCLE & PEDESTRIAN ADVISORY COMMITTEE—
  Approve the Council Transportation Committee (CTC) recommendation to appoint Marc Roddin as the City of Mountain View's representative to the Santa Clara Valley Transportation Authority (VTA) Bicycle & Pedestrian Advisory Committee (BPAC) from January 1, 2013 to June 30, 2014.
- 4.4 **REGIONAL RENEWABLE ENERGY PROCUREMENT PROJECT**—
  Authorize the City Manager to execute a Memorandum of Understanding (MOU) with the County of Alameda and other agencies participating in the Regional Renewable Energy Procurement (R-REP) project.
- 4.5 **RENGSTORFF PARK TENNIS COURTS RESURFACING, PROJECT 11-20—ACCEPT CONSTRUCTION—**Accept Rengstorff Park Tennis Courts Resurfacing, Project 11-20, and authorize the final contract payment.
- 4.6 CAPE SEAL PROGRAM, PROJECT 12-27 ACCEPT CONSTRUCTION Accept Cape Seal Program, Project 12-27, and authorize the final contract payment.
- 4.7 SAN LUIS AND SAN RAMON AVENUE RECONSTRUCTION, PROJECT 11-30—ACCEPT CONSTRUCTION—Accept San Luis and San Ramon Avenue Reconstruction, Project 11-30, and authorize the final contract payment.
- 4.8 **2011-12 WATER AND SEWER MAIN REPLACEMENT, PROJECTS 12-21 AND 12-22 AUTHORIZE DESIGN SERVICES AGREEMENT** Authorize the City Manager to execute a design services agreement with Hatch Mott McDonald Engineers (HMM) of San Jose for the 2011-12 Miscellaneous Water

and Sanitary Sewer Main Replacement, Projects 12-21 and 12-22, in an amount not to exceed \$136,000.

- 4.9 2009-10 MISCELLANEOUS STORM, SEWER AND WATER MAIN REPLACEMENT, PROJECT 10-22 AND PROJECT 10-23—ACCEPT CONSTRUCTION—Accept 2009-10 Miscellaneous Storm, Sewer and Water Main Replacement, Project 10-22 and Project 10-23, and authorize the final contract payment.
- 4.10 **Resolution No.** \_\_\_\_\_**-REAPPOINTMENT/APPOINTMENT TO THE LIBRARY BOARD**-Adopt A RESOLUTION REAPPOINTING CINDY HOFEN AND APPOINTING JAN PRIEFER TO THE LIBRARY BOARD, to be read in title only, further reading waived.
- 4.11 APPROPRIATE EXCAVATION PERMIT FEES AND AMEND INSPECTION SERVICES CONTRACT WITH VALI COOPER & ASSOCIATES
  - 1. Appropriate \$130,560 received from Pacific Gas & Electric Company (PG&E) for gas line inspection to the Public Works Department construction inspection budget. (Five votes required)
  - 2. Authorize the City Manager to amend the existing professional services agreement with Vali Cooper & Associates for an additional \$87,040 to provide construction inspection services for the PG&E gas line replacement.

#### 5. **PUBLIC HEARINGS**

5.1 ORDINANCE AMENDING ARTICLE II OF CHAPTER 32— PROTECTION OF THE URBAN FOREST

Introduce AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 32 OF THE MOUNTAIN VIEW CITY CODE RELATING TO PROTECTION OF THE URBAN FOREST, to be read in title only, further reading waived, and set second reading for December 11, 2012.

5.2 Resolution No. \_\_\_\_\_-ADOPTION OF A RENTAL HOUSING IMPACT FEE

Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MOUNTAIN VIEW ESTABLISHING A RENTAL HOUSING IMPACT FEE

FOR NEW MARKET-RATE RENTAL HOUSING DEVELOPMENT, to be read in title only, further reading waived.

# 6. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the agenda. Speakers are allowed to speak on any number of topics for one three-minute period during the meeting. State law prohibits the Council from acting on nonagenda items.

## 7. COUNCIL, STAFF/COMMITTEE REPORTS

No action will be taken on any questions raised by the Council at this time.

#### 8. CLOSED SESSION REPORT

# 9. **ADJOURNMENT**

The next Special Council Meeting will be held on Tuesday, November 20, 2012, at 6:30 p.m. in the Council Chambers, 500 Castro Street.

#### **NOTICE**

There is a 90-day limit for the filing of a challenge in Superior Court to certain City administrative decisions and orders which require a hearing by law, the receipt of evidence and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge an action taken by the City Council in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a decision if the request is made prior to the next City Council meeting, regardless of whether it is a regular or special meeting. For information on the next regular or special City Council meeting, please call (650) 903-6304.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office, 500 Castro Street, Third Floor, during normal business hours and at the Council Chambers at City Hall, Second Floor, during the meeting. In addition, such writings and documents will be posted on the City's web site at www.mountainview.gov.

#### **COUNCIL MEETINGS AND AGENDA**

- The City Council meets regularly on the second and fourth Tuesday of each month at 6:30 p.m. in the Council Chambers at City Hall, 500 Castro Street, Second Floor. Special meetings are called as necessary by the Mayor and noticed at least 24 hours in advance.
- Interested parties may review the agenda, minutes and staff reports at the Mountain View Library, 585 Franklin Street, beginning the Thursday evening before each meeting and at the City Clerk's Office, 500 Castro Street, Third Floor, beginning Friday morning. Agenda materials may also be viewed electronically at www.mountainview.gov. Staff reports are also available at the Council Chambers during the meeting.
- SPECIAL NOTICE Reference: Americans with Disabilities Act, 1990. Anyone who is planning to attend the next City Council meeting who is visually or hearing-impaired or has any disability that needs special assistance should call the City Clerk's Office at 903-6304 48 hours in advance of the Council meeting to arrange for assistance. Upon request, in advance, by a person with a disability, City Council meeting agendas and writings distributed during the meeting that are public records will be made available in the appropriate alternative format. Also upon request, in advance, an assistive listening device can be made available for use during the meeting.
- The Council meetings are cablecast live on Channel 26 on the Mountain View Comcast cable system and are replayed on Wednesday at 6:30 p.m. and on Saturday at 11:00 a.m. following that week's Council meeting. If there is a live Environmental Planning Commission meeting on a Wednesday, the replay of the City Council meeting will be on a Thursday at 6:30 p.m. In addition, Council Regular meetings are webcasted, and interested persons may visit the City's web site at <a href="https://www.mountainview.gov">www.mountainview.gov</a> to watch the meetings live on their computer, laptop or PDA device. Archived broadcasts of previous meetings may also be accessed and watched on-line.
- The Council may take action on any matter noticed herein, and their consideration and action on the matters noticed herein is not limited by the recommendations indicated in the Agenda or staff report(s). The Council may consider and act on items listed on the agenda in any order and thus all those interested in an item listed on the agenda are advised to be present throughout the meeting (see Policy and Procedure A-13). The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.
- By policy, no new items of business will be started after 10:00 p.m., unless an exception is made by vote of the Council.

#### ADDRESSING THE COUNCIL

- Interested persons are entitled to speak on any action item listed on the agenda and are requested to fill out the blue cards available at the rear of the Council Chambers and deposit them with the clerk or at the podium as soon as completed. This will assure that your name and city of residence are accurately recorded in the minutes and that your interest in speaking is recognized. If you wish to speak and are not recognized by the Mayor, please approach the podium prior to completion of discussion on the item. Speakers are allowed up to three minutes each, and if a large group wishes to express its views, it is more effective to have one spokesperson.
- Items on the "Consent Calendar" are not discussed individually but are approved as a group with one motion. If a citizen wishes to speak on an item on the Consent Calendar, he or she may come to the podium at the time announced by the Mayor and request that the item be pulled for discussion by the Council.
- Anyone wishing to address the Council on a nonagenda item may do so during the "Oral Communications" part of the agenda. Speakers are allowed to speak one time on any number of topics for up to three minutes.
- Reducing Time For Public Input: For any single agendized item and for Oral Communications from the Public, if there appears to be 15 or more speakers and the Council might not be able to conclude the scheduled agenda items for the meeting if speakers were allotted three (3) minutes each, the Mayor may reduce speaking time to no less than two (2) minutes per speaker unless there is an objection from Council, in which case majority vote shall decide the issue without debate.