



CITY COUNCIL MEETING
MINUTES
7:00 PM - Tuesday, April 12, 2022
via Teleconference

CALL MEETING TO ORDER

At 7:00 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

Mayor Enander led the Council in the Pledge.

REPORT ON CLOSED SESSION

No Closed Session – Nothing to report.

CHANGES TO THE ORDER OF THE AGENDA

No changes were requested.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Gary Hedden, Rashi Sharma, Joe Beninato (with time ceded from Beth Beninato), Teresa Morris, Melissa, and Janet Corrigan provided public comment.

CONSENT CALENDAR

Council Members Weinberg and Lee Eng requested removal of Consent Calendar Agenda Item #3 Professional Services Agreement. Mayor Enander announced that Item #3 would be considered immediately following the Consent Calendar.

1. **Minutes:** Approve Minutes of the March 22, 2022, Regular Meeting
2. **Public Art Donation:** Accept the donation of sculpture Alegria and add it to the City's permanent public art collection.
4. **Extension of Local Emergency:** Adopt Resolution extending the declaration of a local emergency due to the COVID-19 pandemic.
5. **Rental Fee Waiver Request:** Approve the request from Ye Olde Towne Band and the Serenaders Band for an annual waiver of rental fees at Garden House in the amount of \$5,400.

Upon motion made by Council Member Lee Eng, Seconded by Vice Mayor Meadows, Consent Calendar Items 1, 2, 4, and 5 were approved 5-0 with the following roll call vote:

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

3. **Professional Services Agreement:** Adopt Resolution authorizing City Manager to execute professional services agreement for sewer rate structure analysis with NBS Government Finance Group, dba NBS; find that the approval of the agreement is exempt from review under the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines Sections 15061(b)(3) (Common Sense Exemption), 15273 (Rates, Tolls, Fares, and Charges), and 15306 (Information Collection).

Engineering Services Manager Fairman provided information on the matter and answered questions from the Council as did consultant Tim Seufert and City Attorney Houston.

Roberta Phillips provided public comment.

Following Council discussion, Vice Mayor Meadows moved that the Council adopt the resolution authorizing City Manager to execute professional services agreement for sewer rate structure analysis with NBS Government Finance Group, dba NBS and find that the approval of the agreement is exempt from review under the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines Sections 15061(b)(3) (Common Sense Exemption), 15273 (Rates, Tolls, Fares, and Charges), and 15306 (Information Collection). The motion was seconded by Council Member Fligor and the motion passed 5-0 with the following roll call vote:

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

PUBLIC HEARINGS

Council Member Weinberg reported that he had inquired of a potential conflict of interest relative to this matter and the proximity of his residence to Grant Road frontage road along Foothill expressway and its potential to be a Wireless Telecommunications Facilities location. He noted that the City Attorney had reviewed and determined that no conflict existed.

6. **Wireless Telecommunications Facilities:** Hold Public Hearings and adopt Resolution of the City Council of the City of Los Altos adopting the Negative Declaration Of Environmental Impact prepared in accordance with the requirements of the California Environmental Quality Act (CEQA) (Public Resources Code § 21000 et seq.) and the CEQA Guidelines (14 California Code of Regulations, Title 14 Chapter 3, Section 15000 et seq.) on the possible environmental consequences of the adoption of the ordinance and design guidelines; and

Introduce, as read by title only, and waive further readings of an Ordinance of the City Council of the City of Los Altos for Wireless Telecommunications Facilities Locational Standards with

the modifications reflected in the annotated version of the Ordinance proposed to the Planning Commission; and

Adopt Resolution of the City Council of the City of Los Altos adopting Telecommunications Facilities Design Guidelines with the modifications reflected in the annotated version of the Design Guidelines proposed to the Planning Commission

Consultant Lloyd Zolla provided a presentation to the Council on the matter and answered questions. Special Legal Counsel Fox and City Attorney Houston and consultant Michael Afflerbach also provided information and answered questions from the Council.

The following members of the public commented on the matter:

Roberta Phillips, Susan Foster, with time ceded from Al Rooney and Jim Jolly, Jonathan Shores, Steven Aldrich, Melissa, Janet Osbourne, Teresa Morris, Jim Felton, Jeanine Valadez, with time cede from Raenette R, and Cary Lye.

Since there were no other members of the public wishing to speak, Mayor Enander closed the Public Hearing at 9:50 p.m. and called for a brief recess. At 10:05 p.m., the Mayor called the meeting back to order.

Council discussion commenced. Council Members provided input and suggested changes to the ordinance including modifications to the findings to clarify a more balanced approach/intent, consolidation and clarification of the proposed tiers, addition of language to clarify acceptable placement/location of facilities, addition of language referencing Fire Safety Standards and providing protection for landscaping and tree protection, inclusion of insurance requirements, and addition of language relative to severability of conditions. Suggested changes to the Design Guidelines included addition of language addressing orientation of facilities relative to placement and location of existing buildings, clarification of language in Section D1 specifically the terms “inconspicuous as feasible,” and “dominating the surrounding area,” and addition of references to electrical meters. There were also various corrections having to do with numbering, format, completeness, and grammar which the Mayor requested the Council members provide such corrections via email to the City Attorney for inclusion.

Council Member Weinberg moved that the matter be continued to the meeting of May 10, 2022, to consider the proposed ordinance, resolutions and guidelines as amended with direction that the professional team working on the matter provide redlines with their suggested amendments. The motion was seconded by Mayor Enander and the motion passed with a 5-0 vote.

AYES: Council Member Fligor, Lee Eng, Weinberg, Vice Mayor Meadows, Mayor Enander

NOES: None

ABSENT: None

ABSTAIN: None

There was direction that suggestions made by the Council be considered by the entire City wireless team and note any suggestions determined to not be feasible and the reason.

DISCUSSION ITEMS

7. **Mid-Year Budget Update:** Adopt the Mid-Year 2022 Budget Update and amendments as presented.

Finance Director Furtado provided a staff report and presentation and answered questions from the Council.

The Mayor called for public comment.

Roberta Phillips commented.

Council discussion commenced. Following discussion, Council Member Fligor moved that the Council allocate \$38,000 from the Park In Leu Fees for the feasibility study for a Los Altos Downtown Theater. The motion was seconded by Council Member Weinberg and the motion passed 3-2 with the following roll call vote:

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

Following additional Council discussion, Council Member Weinberg moved that the Council adopt the Mid-Year 2022 Budget Update and amendments as presented. The motion was seconded by Mayor Enander. The motion passed 4-0-1 with the following roll call vote:

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

Council Member Lee Eng stated that she abstained based on her need for additional information relative to the City's financial situation and various related factors.

8. **City Council 2022 Strategic Goals and Priorities:** Review the City's 5-Year Strategic Goals and provide modifications as needed.

Assistant City Manager Maginot provided a staff report and presentation and answered questions from the Council as did the City Manager. Council Members commented on the existing goals and discussed modifications.

Roberta Phillips and Freddie provided comments.

Council discussion commenced and there was agreement to add a 9th goal suggested by Council Member Fligor relative to supporting the various business communities and referencing the Downtown Vision Plan. Relative to the new proposed goal #9 the Council clarified that staff should bring to Council those matters requiring additional Council policy or direction beyond the discretion vested in staff.

Council also clarified that adoption of Goal #9 is not an endorsement of full implementation of the Downtown Vision Plan .

City Manager Engeland ensured the Council that, in general, any document where staff is unclear of its direction, even if the matter is within the City Manager's authority, the matter would be brought to the Council for direction prior to staff action.

Following Council discussion, Mayor Enander moved that the Council eliminate Goal # 8 *Transitioning Through Change* and replace it with “The City of Los Altos will provide a work culture and environment including competitive compensation and benefits that support recruitment and retention of exceptional employees to provide City services” and add a new Goal # 9 that the City will support all the Business communities and specifically mention the Downtown Vision Plan. (Councilmember Fligor was asked to draft the language based on the Council discussion). The motion was seconded by Council Member Fligor and the motion passed with a 5-0 vote.

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

Staff was directed to bring the Goals back to the April 26th meeting for final adoption.

9. **Council Legislative Subcommittee Update And Potential Council Action:** Receive update from the City Council Legislative Subcommittee; discuss pending legislation and consider suggestions for additional bills to track. (Mayor Enander; Council Member Lee Eng)

Mayor Enander and Council Member Lee Eng provided a report. Council Member Fligor requested that the Council Legislative Subcommittee add AB 2164 and AB 1944 to their list of bills being tracked.

INFORMATIONAL ITEMS ONLY

- A. Tentative Council Calendar

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Council Members reported on the activities of their various assigned Committees/Commissions.

Council Member Meadows, with support from Council Member Fligor and Mayor Enander requested an item on a future agenda to review Commissions in general including the recruitment process, the Commission Handbook and alignment of Commission work plans with the budget.

There was brief discussion regarding the upcoming May 3rd joint meetings with the Council and Commissions.

Council Member Lee Eng mentioned the need for the Open Government Committee to discuss the City’s noticing policy relative to Commissions

ADJOURNMENT

At 2:28 a.m., Wednesday, April 13, Mayor Enander adjourned the meeting.

 Anita Enander MAYOR

ATTEST:

 Andrea Chelemengos, CITY CLERK