



CITY COUNCIL MEETING
MINUTES
7:00 PM - Tuesday, June 14, 2022
via Videoconference

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 pledge of allegiance.

REPORT ON CLOSED SESSION

No Closed Session - Nothing to report.

Mayor Enander informed everyone that Item 12 will not be addressed at tonight's meeting.

CHANGES TO THE ORDER OF THE AGENDA

No changes were requested.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Jim Fenton, Rajatsuri, and Jeanine Valadez spoke on items not on the agenda.

SPECIAL ITEMS

A. Juneteenth Proclamation

Mayor Enander presented the Juneteenth Proclamation.

CONSENT CALENDAR

- 1. Minutes:** Approve Minutes of the City Council Regular Meeting of May 24, 2022. (A Rodriguez)
- 2. Reject Bid for Annual Storm Drain Improvements on Milverton Road:** Authorize the City Manager to reject the bid received for the Milverton Road Storm Drain Improvements Project, Project CD-01012, request the design consultant to reevaluate the project plans and specifications, and rebid the project (T. Nguyen)

3. **SB-1 Road Repair and Accountability Act Resolution:** Adopt Resolution No 2022-XX, identifying street maintenance projects to be funded by Senate Bill 1 (SB-1) Road Repair and Accountability Act; find the adoption of the resolution exempt pursuant to California Environmental Quality Act Guidelines Section 15301 (Existing Facilities) (G. Watanabe)
4. **Approve Contract:** Authorize the City Manager to execute an agreement on behalf of the City with Alta Planning + Design in an amount not to exceed \$154,814 to provide additional Safe Routes to Schools consulting services for the Transportation Division of the Engineering Services Department. (M. Lee)
5. **Appointments to Remaining Term for Santa Clara County Cities Association Board of Directors:** Appoint Mayor Enander to the Santa Clara County Cities Association Board of Directors and Vice Mayor Meadows as Alternate
6. **Emergency Declaration Resolution:** Adopt a Resolution extending the declaration of a local emergency due to the COVID-19 pandemic
7. **Contract Amendment: Complete Streets Master Plan:** Authorize the City Manager to execute Amendment #3 for Professional Services Agreement with Alta Planning + Design for Complete Streets Master Plan and find that the execution of Amendment #3 is exempt from review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15061, 15262, 15301, 15304 and 15322 (M. Lee)

Council Member Fligor requested Item 5 to be removed from the Consent Calendar and asked a clarifying question on Item 2.

Following a motion by Council Member Lee Eng, seconded by Vice Mayor Meadows, Items 1-4, 6 and 7 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

Regarding Item 5, Council Member Fligor requested to be the appointed as the primary representative to remaining term for Santa Clara County Cities Association Board of Directors followed by Council discussion.

The following members of the public commented: Pete Dailey, and Jeanine Valadez.

Council Member Lee Eng moved to make the appointment to the remaining term for Santa Clara County Cities Association Board of Directors as presented, seconded by Mayor Enander.

A substitute motion was made by Council Member Weinberg to appoint Council Member Fligor to the remaining term for Santa Clara County Cities Association Board of Directors, seconded by Council Member Fligor.

A second substitute motion was made by Vice Mayor Meadows to appoint Council Member Fligor to the remaining term for Santa Clara County Cities Association Board of Directors to a date uncertain and allow the City Manager and City Attorney to bring this item back to the Council when a certain matter reaches a full resolution, seconded by Mayor Enander. Council Member Fligor requested a friendly amendment, which was accepted, to have this Item brought back to the Council when all related matters were resolved. Motion passed 4-1 with the following roll call vote:

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

PUBLIC HEARINGS

- 8. Hold the Public Hearing, Consider Resolution No. 2022-__:** Adopt a Resolution approving Sewer Service Charges for FY 2022/23, and Consider a Finding that the Adoption of the Resolution Is Exempt from Review under the California Environmental Quality Act (“CEQA”) Pursuant to CEQA Guidelines Section 15273 (A. Fairman)

Aida Fairman, Engineering Services Manager, presented to the Council.

There was no public comment.

Following a motion by Council Member Weinberg, seconded by Council Member Fligor, the Resolution approving Sewer Service Charges for FY 2022/23, and Finding that the Adoption of the Resolution Is Exempt from Review under the California Environmental Quality Act (“CEQA”) Pursuant to CEQA Guidelines Section 15273 was passed 5-0 with the following roll call vote:

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

- 9. FY 2021/22 Budget Appropriations:** Review and Approve Final Adjustments to FY 21/22 Budget appropriations (J.Furtado)

John Furtado, Finance Director, presented to Council.

The following members of the public commented: Roberta Phillips, and Jeanine Valadez.

Council Member Fligor moved, seconded by Vice Mayor Meadows, to increase the budget for legal fees by \$1,000,000 from \$2,500,000 to \$3,500,000. Motion passed 5-0 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 Member Fligor moved, seconded by Council Member Weinberg, to provide \$38,000 in funding, from Park in Lieu funds, to participate in a feasibility study for a new live theater located in downtown Los Altos. Motion passed 3-2 with the following roll call vote:

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

Vice Mayor Meadows moved, seconded by Council Member Weinberg, to approve the rest of the financial adjustment as presented by staff passed. Motion passed 5-0 with the following roll call vote:

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

Mayor Enander moved, seconded by Council Member Lee Eng, to ask staff to return at the June 28, 2022 Regular Council meeting with a final resolution incorporation all changes as indicated tonight for the FY 21/22 Budget appropriations. Motion passed 5-0 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. Proposed FY 2022/23 Mid-Term Budget: Approve the following actions:

- A. Approve the FY 2022/23 Mid-Term Budget; and
- B. Adopt Resolution No. 2022-__ establishing the FY 2022-23 Appropriations Limit; and
- C. Adopt Resolution No. 2022-__ setting certain fees and charges to be collected in FY 2022/23; and
- D. Adopt Resolution No. 2022-__ approving the FY 2022/23 Pay Schedule

Gabe England, City Manager and John Furtado, Finance Director, presented to Council.

Vice Mayor Meadows, Council Members Lee Eng, Fligor, Weinberg, and Mayor Enander asked clarifying questions to Mr. Furtado and Mr. England to which they responded.

At 9:49 pm, Mayor Enander called a for a recess and returned the meeting back to order at 10:10 pm.

The following members of the public commented: Roberta Phillips.

Council Member Weinberg moved, seconded by Mayor Enander, to adopt a Resolution establishing the FY 2022-23 Appropriations Limit. Motion passed 5-0 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 Member Weinberg moved, seconded by Mayor Enander, to adopt a Resolution setting certain fees and charges to be collected in FY 2022/23. Motion passed 5-0 with the following roll call vote:

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

Mayor Enander moved, seconded by Council Member Weinberg, to adopt a Resolution approving the FY 2022/23 Pay Schedule. Motion passed 5-0 with the following roll call vote:

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

Mayor Enander moved, seconded by Council Member Lee Eng, to request staff to bring back the discussed changes as a Resolution on the June 28, 2022 Regular Meeting to formally adopt the FY 22/23 budget including the specified allocations. Motion passed 5-0 with the following roll call vote:

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

11. Wireless Telecommunications Facilities Ordinance and Design Guidelines:

Approve Resolution 2022-___, Wireless Telecommunications Facilities Adopting a Negative Declaration in compliance with CEQA; and

Approve Ordinance 2022-___, Wireless Telecommunications Facilities Locational Standards, as recommended by the Planning Commission with additional modifications per City Council discussion on April 12 and May 10, 2022; and

Approve Resolution 2022-___, Wireless Telecommunications Facilities Design Guidelines, as recommended by the Planning Commission with additional modifications per City Council discussion on April 12 and May 10, 2022.

Lloyd Zola, Principal at Metis Environmental, presented to the Council. Attorney Deborah Fox, with Meyers Nave, explained to Council the final changes made to attachment 2 and 3 of the staff report.

Council Members Lee Eng, Fligor and Mayor Enander asked clarifying questions to Mr. Zola.

The following members of the public commented: Roberta Phillips.

City Attorney Houston provided a legal summary of the matters for consideration and an overview of the credentials of the expert team that worked on this item.

Council Members Weinberg, Fligor, Vice Mayor Meadows, and Mayor Enander provided additional comments.

Mayor Enander moved, seconded by Council Member Fligor, to approve a Resolution regarding Wireless Telecommunications Facilities Adopting a Negative Declaration in compliance with CEQA as presented. Motion passed 4-1 with the following roll call vote:

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

Mayor Enander moved, seconded by Council Member Lee Eng, to introduce and waive further reading to the Ordinance amending Los Altos Municipal Code Chapter 11.12 and adding Chapter 14.82 relating to Wireless Telecommunications Facilities and Utility Infrastructure setting new locational requirements and revising development standards as amended and reviewed. Motion passed 3-2 with the following roll call vote:

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

Mayor Enander moved, seconded by Council Member Lee Eng, to approve a Resolution on Wireless Telecommunications Facilities Design Guidelines, as recommended by the Planning Commission with additional modifications per City Council discussion on April 12 and May 10, 2022. Motion passed 5-0 with the following roll call vote:

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

Mayor Enander moved, seconded by Council Member Weinberg, to direct staff to work with the contracted experts to rigorously review and amend as needed the permit application for wireless facilities. Council Member Lee Eng made a friendly amendment to include 'rigorously' as part of the motion, which was accepted. Motion passed 5-0 with the following roll call vote:

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

DISCUSSION ITEMS

- 12. AB 481 Military Equipment Use Policy:** Review the Los Altos Police Department Draft Policy 709 and provide modifications as needed (K. Krauss)
- 13. Council Legislative Subcommittee Update And Potential Council Action:** Receive update from the City Council Legislative Subcommittee; discuss pending legislation including, but not limited to AB 2053, AB 2097, AB 2221, AB 2625, AB 2164, AB 1944, AB 2011, AB 2181, SB 897, SB 922, SB 930, SB 932, & SB 1067

Given the hour, Items 12 and 13 were not considered.

INFORMATIONAL ITEMS ONLY

- 14.** Tentative Council Calendar

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Council Member Weinberg requested for a Flag Raising Policy to be brought back to Council.

Council Member Lee Eng requested a future agenda item to discuss the City’s policy around funding nonprofits and outside organizations, the 1% Art Ordinance Funding and discuss creating a Housing Fund.

Council Members Lee Eng and Fligor shared their interest in attending the League of CA Cities 2022 Annual Conference.

Council Member Lee Eng gave a report on CalWater’s efforts around water conservation and how to address water drought and shortage.

Council Members Fligor, Lee Eng, and Mayor Enander shared that they met the City’s summer Interns.

ADJOURNMENT

Meeting adjourned at 1:18 a.m.

Anita Enander MAYOR

ATTEST:

Angel Rodriguez, INTERIM CITY CLERK