



**CITY COUNCIL MEETING
MINUTES**

7:00 PM - Tuesday, November 15, 2022
via Videoconference

CALL MEETING TO ORDER

At 7:00 p.m. Mayor Enander called the meeting to order.

ESTABLISH QUORUM

PRESENT: Councilmembers Fligor, Lee Eng (via Zoom), Weinberg, Vice Mayor Meadows, and Mayor Enander

ABSENT: None

PLEDGE ALLEGIANCE TO THE FLAG

Collette Huey with Troops 60615 led the pledge of allegiance.

REPORT ON CLOSED SESSION

Mayor Enander indicated that there was no reportable action resulting from Closed Session.

CHANGES TO THE ORDER OF THE AGENDA

There were no changes.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following members of the public spoke: Jeanine Valadez, Shabana Raghupathy, Anne Paulson, Susan Russell, and Renee Rashid.

CONSENT CALENDAR

- 1. Response to the Santa Clara County Civil Grand Jury Report: *If You Only Read the Ballot, You're Being Duped*:** Approve the draft response to the Santa Clara County Civil Grand Jury Report: *If You Only Read the Ballot, You're Being Duped* (J. Maginot)
- 2. Emergency Declaration Resolution:** Adopt a Resolution extending the declaration of a local emergency due to the COVID-19 pandemic (J. Maginot)
- 3. Minutes:** Approve Minutes of the City Council Regular Meeting of October 25, 2022. (A. Rodriguez)

Councilmember Fligor recommended adding an introduction to the memo on Item 1.

The following member of the public spoke: Jeanine Valadez.

Following a motion by Councilmember Weinberg, seconded by Vice Mayor Meadows, Items 1 through 3 as amended were approved with the following roll call vote:

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

PUBLIC HEARINGS

- 4. Introduce an Ordinance Adopting by Reference the 2022 California Building Codes with Amendments, and Set a Public Hearing on November 29, 2022, for Adoption of the Ordinance.** This Ordinance has been assessed in accordance with the California Environmental Quality Act (Cal. Pub. Res. Code, § 21000 et seq.) (“CEQA”) and the State CEQA Guidelines (14 Cal. Code Regs. § 15000 et seq.) and is categorically exempt from CEQA under CEQA Guidelines, § 15061(b)(3), which exempts from CEQA any project where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. Adoption of the proposed Ordinance would not be an activity with potential to cause significant adverse effect on the environment because the changes made to the California Green Buildings Standards Code within are enacted to provide more protection to the environment, and therefore is exempt from CEQA. It is also exempt from CEQA pursuant to CEQA Guidelines, § 15308 which exempts actions taken by regulatory agencies for the enhancement and protection of the environment. As such, the Ordinance is categorically exempt from CEQA, and none of the circumstances set forth in CEQA Guidelines Section 15300.2 applies.

Possible Action:

A. Move to read the Ordinance by title only and waive the first reading beyond the title.

B. Introduce an Ordinance amending Title 12 Buildings and Construction of the Los Altos Municipal Code, Sections 12.04, 12.08, 12.10, 12.12, 12.16, 12.20, 12.22, 12.24, 12.26, 12.30, 12.32, 12.42 and 12.68 adopting by reference the 2022 CALIFORNIA ADMINISTRATIVE CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA BUILDING CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA RESIDENTIAL CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA PLUMBING CODE, PUBLISHED BY THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS; 2022 CALIFORNIA MECHANICAL CODE, PUBLISHED BY THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS; 2022 CALIFORNIA ELECTRICAL CODE, PUBLISHED BY THE NATIONAL FIRE PROTECTION AGENCY; 2022 CALIFORNIA ENERGY CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA FIRE CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA GREEN BUILDING STANDARDS CODE PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA EXISTING BUILDING CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA HISTORICAL BUILDING CODE, PUBLISHED BY

THE INTERNATIONAL CODE COUNCIL; AND 2022 CALIFORNIA REFERENCED STANDARDS CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL;

C. Set a public hearing on November 29, 2022, for adoption of the Ordinance, pursuant to California Government Code Section 50022.3.

Development Services Director Zornes introduced the item to Council.

Council asked clarifying questions to which Director Zornes responded.

There was no public comment.

Mayor Enander asked a clarifying question to City Attorney Houston who responded.

A motion by Councilmember Fligor, seconded by Mayor Enander, to read the Ordinance by title only and waive the first reading beyond the title; and introduce an ordinance amending Title 12 Buildings and Construction of the Los Altos Municipal Code, Sections 12.04, 12.08, 12.10, 12.12, 12.16, 12.20, 12.22, 12.24, 12.26, 12.30, 12.32, 12.42 and 12.68 adopting by reference the 2022 CALIFORNIA ADMINISTRATIVE CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA BUILDING CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA RESIDENTIAL CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA PLUMBING CODE, PUBLISHED BY THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS; 2022 CALIFORNIA MECHANICAL CODE, PUBLISHED BY THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS; 2022 CALIFORNIA ELECTRICAL CODE, PUBLISHED BY THE NATIONAL FIRE PROTECTION AGENCY; 2022 CALIFORNIA ENERGY CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA FIRE CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA GREEN BUILDING STANDARDS CODE PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA EXISTING BUILDING CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; 2022 CALIFORNIA HISTORICAL BUILDING CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; AND 2022 CALIFORNIA REFERENCED STANDARDS CODE, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; and set a public hearing on November 29, 2022, for adoption of the Ordinance, pursuant to California Government Code Section 50022.3 passed with the following roll call vote:

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

Council further directed staff to develop a handout on these building codes for residents and developers.

DISCUSSION ITEMS

5. **December 2022 Council Meeting Dates:** Provide direction to staff regarding December Council Meeting dates

Mayor Enander introduced the item to Council.

Council engaged in discussion.

A motion by Councilmember Weinberg, seconded by Vice Mayor Meadows, to cancel the Regular meeting of December 6, 2022, was approved with the following roll call vote:

AYES: Councilmembers Fligor, Weinberg, Vice Mayor Meadows
NOES: Councilmember Lee Eng, Mayor Enander
ABSENT: None
ABSTAIN: None

6. Review and Provide Direction: Request for Transit Service Planning on San Antonio Road Corridor

City Manager Engeland introduced the item to Council.

Council engaged in discussion.

The following members of the public commented: Jeanine Valadez, Anne Paulson, and Renee Rashid.

Director Zornes provided clarification to Council regarding AB2011.

Council engaged in further discussion.

Council directed staff to bring this item back with additional information for their consideration.

INFORMATIONAL ITEMS ONLY

7. Annual Development Impact Fees Report for Fiscal Year 2022
8. Municipal Regional Stormwater Permit: Overview of New Requirements
9. Tentative Council Calendar

Vice Mayor Meadows asked if council assignments were in December and City Manager Engeland confirmed.

Councilmember Fligor inquired as to an earlier start to the Housing Element study session which Development Services Director Zornes responded.

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Mayor Enander announced an event at the History Museum celebrating the City's 70th anniversary on December 1 from noon to 2 pm.

Vice Mayor Meadows mentioned that the City would recognize its 70th anniversary of incorporation throughout the coming year.

Councilmember Fligor asked for the December Local Emergency declaration be accompanied with a summary of the new California bills affecting public meetings.

Councilmember Lee Eng requested compassion training for Council due to recent and increasing hate crimes against Asian-American and other minorities.

Vice Mayor Meadows reported that she attended a legislative summary session hosted by the League of California Cities.

Councilmember Lee Eng reported her participation in Council Training hosted by the Cities Association, Veterans Day events, and Fremont Union School District/Cupertino Union School District joint meeting.

Councilmember Fligor reported her participation in Veterans Day events and inquired about the Cuesta Drive speed bumps to which City Manager Engeland responded.

City Manager Engeland reported updates on the upcoming quarterly staff retreat, Council Chamber renovations, the Los Altos Youth Center design contract, and the City property on 999 Fremont.

ADJOURNMENT

Mayor Enander adjourned the meeting at 8:45 pm.

Anita Enander MAYOR

ATTEST:

Angel Rodriguez, INTERIM CITY CLERK