



CITY COUNCIL MEETING MINUTES

7:00 PM - Tuesday, February 08, 2022
via Teleconference

CALL MEETING TO ORDER

At 7:02 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

Violet Pereira, Girl Scout Troop 60078, led the Pledge.

REPORT ON CLOSED SESSION

1. Conference with Legal Counsel – Existing Litigation
Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: *Satish Ramachandran v. City of Los Altos, et al.*
United States District Court, Northern District of California
Case No. 5:18-cv-01223-VKD
2. Conference with Legal Counsel – Existing Litigation
Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: *Satish Ramachandran v. City of Los Altos, et al.*
Santa Clara County Superior Court
Case No. 21CV391414
3. Conference with Legal Counsel – Existing Litigation
Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: *Satish Ramachandran v. City of Los Altos, et al.*
Santa Clara County Superior Court
Case No. 21CV386694

Mayor Enander announced that there was no action taken and nothing to report on the Closed Session held earlier in the evening.

SPECIAL PRESENTATION

- A. Presentation of Certificates of Recognition to Recipients of the Los Altos Emergency Preparedness Volunteers of the Year Award from the Santa Clara County Emergency Managers' Association

Ann Hepenstal provided information on the awards received by Harry Guy and Nico Brebeau.

Mayor Enander congratulated and thanked Mr. Guy and Mr. Breneau on their contributions to the community and stated that Certificates of Recognition would be mailed.

Both Mr. Guy and Mr. Breneau commented.

CHANGES TO THE ORDER OF THE AGENDA

Mayor Enander reordered the agenda so that Agenda Item # 5 would be considered following Agenda Item #6.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Joan Muhfelder provided comments.

CONSENT CALENDAR

1. **City Council Minutes:** Approve the Minutes of the January 25, 2022, Regular City Council Meeting. (A. Chelemengos)
2. **Extension of Local Emergency:** Adopt Resolution extending the declaration of a local emergency due to the COVID-19 pandemic. (J. Maginot)
3. **Investment Policy Update:** Adopt the revised Investment Policy for 2022 (J. Furtado)

Upon motion by Council Member Fligor, seconded by Council Member Lee Eng, the Consent Calendar was approved 5-0 with the following roll call vote:

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

PUBLIC HEARINGS

4. **D21-0003 and TM21-0001 - 355 1st Street LLC - 355 First Street:** The City Council will consider the Design Review, Vesting Tentative Map applications and adopt a Mitigated Negative Declaration for a new 79,885 square-foot four story fifty (50) unit condominium building with two levels of underground parking at 355 First Street. The Planning Commission and Complete Streets Commission recommended approval of the project.

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

City Attorneys Ramakrishnan and Houston also answered questions from the Council.

J. Potts and Gary Black, members from the applicant team, provided a project overview and answered questions from the Council.

At 9:22 p.m., Mayor Enander called for a brief recess. At 9: 32 p.m. the meeting was reconvened.

Mayor Enander announced that Agenda Item #5, 2022 *Climate Action and Adaptation Plan* would be deferred to a future publicly noticed meeting.

Mayor Enander opened the Public Hearing and invited public comment on the 355 First Street project.

The following individuals commented: Terri Couture, Anne Paulson, Jeanine Valadez, Jon Bear, and Roberta Phillips. At 9:58 p.m., Mayor Enander closed the public hearing.

J. Potts provided closing comments.

Council discussion commenced and the Council provided input on the proposal. City Attorney Houston answered questions and provided guidance to the Council, as did Interim Planning Director Simpson. Motion made by Mayor Enander, Seconded by Council Member Lee Eng, to refer the application back to the Planning staff to work with the applicant to incorporate the comments of the Council and to bring the modified proposal back to the Council at a future meeting. The motion passed 5-0 with the following roll call vote:

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

- 6. Fiscal Year 21/22 Fee Schedule:** Hold Public Hearing to consider Additions of New Fees and Corrections to the Fiscal Year 2021/22 City of Los Altos Fee Schedule (approved October 26, 2021). The following new fees are proposed to be added to the Los Altos Fee Schedule: Recreation and Community Services Department Fees- Facility Rentals: Additional Facility Attendant Fee; Facility Rentals: Linen Cleaning Fee.

Engineering Services Manager Sandoval provided a report and answered questions from the Council. Recreation Supervisor Chew also answered questions from the Council.

Mayor Enander opened the Public Hearing. There were no members of the public wishing to speak.

Following Council discussion and upon motion of Council Member Weinberg, seconded by Council Member Lee Eng, the Council approved the fees as proposed in the staff report with the exception of the increase in the Senior lunch charge which shall remain as an optional donation.

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

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

DISCUSSION ITEMS

- 5. 2022 Climate Action and Adaptation Plan:** Hold Public Hearing and Introduce and waive further reading of the 2022 Climate Action and Adaptation Plan (CAAP) an update to the 2013 Climate Action Plan (CAP) and make findings that the project is categorically exempt from CEQA pursuant to section 15308 as an action that will not have a significant impact on the environment, specifically, for the protection of the climate.

Item deferred earlier in the evening.

- 7. **Off-Leash Fenced-in Dog Parks:** Introduce, as read by title only, and waiving further reading, of an ordinance amending Los Altos Municipal Code Section 5.08 authorizing off-leash fenced-in dog parks in certain designated areas within Los Altos, affirming the off leash dog park locations at Hillview and McKenzie and making findings that the projects are exempt pursuant to CEQA and direct the City Manager or designee to prepare and file a notice of exemption in connection with this ordinance, pursuant to CEQA Guidelines Section 15062 and increase the current fiscal year budget by \$100,000.

Recreation Director Legge provided a staff report and answered questions from the Council. Maintenance Supervisor Hernandez also answered questions from the Council and provided information.

The following members of the public commented: Julie Kim, Bette Houtchens, Anne Kearns, Mike Shadduck, Becky Sarabia, Tom Johnson, Baney, Jim Sweeney, James Yang, Miket, Derek Pitcher, and Jeanine Valadez.

Council discussion commenced.

Upon motion of Council Member Fligor, seconded by Mayor Enander, the Council introduced, as read by title only, and waived further reading, of the ordinance, as amended per the Council discussion, amending Los Altos Municipal Code Section 5.08 authorizing off-leash fenced-in dog parks in certain designated areas within Los Altos, at Hillview and McKenzie and making findings that the projects are exempt pursuant to CEQA as specified in the staff report. The motion passed 5-0 with the following roll call vote:

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

Upon motion of Council Member Lee Eng, Seconded by Vice Mayor Meadows, the Council affirmed the location of a fenced dog park at the Hillview Soccer Field and directed staff to proceed with the phased implementation approach as outlined in the staff report. The motion passed 5-0 with the following roll call vote:

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

Upon motion of Mayor Enander, Seconded by Vice Mayor Meadows, the Council authorized the increase of the current fiscal year budget by \$100,000 for implementation of the dog parks. The motion passed 5-0 with the following roll call vote:

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

NOES: None
ABSENT: None
ABSTAIN: None

Upon motion of Mayor Enander, Seconded by Council Member Lee Eng, the Council directed staff to proceed with the first phase of the implementation of a fenced in dog park at McKenzie Park per the staff report and to continue to look at alternative locations, including non-park land, that might accommodate a fenced in dog park should the first phase of the McKenzie dog park prove to be unsuccessful. The motion passed 3-2 with the following roll call vote:

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

INFORMATIONAL ITEMS ONLY

8. Tentative Council Calendar

COUNCIL/STAFF REPORTS AND DIRECTIONS ON FUTURE AGENDA ITEMS

Council Members reported on various current events.

Assistant Manager Maginot reported on the upcoming Council Retreat Follow up scheduled for March 1, 2022, followed by Commission interviews.

The City Clerk reported on the ongoing Commission recruitment.

Council Member Lee Eng brought up a matter reported on during Public Comments of Items Not on the Agenda relative to new development, neighborhood concerns and the City’s noticing policy relative to neighborhood notification development. City Manager Engeland stated that he would provide a memo on the matter and the Council could then decide at another meeting whether to place a discussion of the matter on a future agenda.

ADJOURNMENT

At 1:05 a.m., Wednesday, February 9, 2022, Mayor Enander adjourned the meeting.

Anita Enander MAYOR

ATTEST:

Andrea M. Chelemengos MMC, CITY CLERK