

Town of Los Altos Hills

City Council Regular Meeting Agenda November 17, 2022 Minutes

November 17, 2022

Council Chambers, 26379 Fremont Road, Los Altos Hills, California

CALL TO ORDER (6:00 P.M.)

- A. Roll Call
- B. Pledge of Allegiance

This meeting was conducted virtually pursuant to the provisions of Assembly Bill 361 and Government Code Section 54953(e) related to conducting public meetings during the COVID-19 pandemic. Mayor Tyson called the City Council Regular Meeting to order at 6:01 p.m.

1. AGENDA REVIEW

There were no changes to the agenda.

2. PRESENTATIONS AND APPOINTMENTS

A. Introduction of the New Graduates of the Santa Clara County Teen CERT Program

Emergency Communications Consultant Ann Hepenstall introduced and recognized the youth CERT members as follows:

Evelyn Aguilar
Jennifer Cruden
Kiefer Chow
Alice Iwashita Akutsu
Kaamya Kalyani
John Thoreson
Danica Kabata
Matthew Carlson
Saarang Bondalapati
Ishani Agarwal

Ms. Hepenstall provided information about the teen CERT. They train teens in emergency preparedness and basic response; provides opportunities to participate in webinars, write reports, be featured in news articles, and speak on behalf of the program. They also help teens develop and broaden their leadership skills and to collaborate with others to benefit their community. There are currently 40 teen CERTs.

B. Appointments to the Los Altos Hills Youth Commission

City Clerk Padovan presented the applications of the seven individuals who submitted an application to the Youth Commission.

Motion to appoint Lauren Barg, Eesha Cholletti, Shinmu Jiang, Marcus Kao, Adam Schauer, Alan Shen, and Peter Shen to the Los Altos Hills Youth Commission : by Schmidt seconded by Swan

MOTION PASSED 4-0-1:

AYES: Tyson, Mok, Schmidt, Swan

NOES: None

ABSTAIN: None

RECUSE: None

ABSENT: Tankha

C. Annual Presentation by the Los Altos Hills Youth Commission

Anika Sikka and Mir Bahri, Co-Chairs of the Los Altos Hills Youth Commission, presented the annual report of the commission. The Council received the report and expressed appreciation to the commission for all of their hard work this past year. No action was taken.

D. Los Altos Hills Pathways Committee Progress Report

Committee Member Bob Elson presented the progress report of the pathways system. The report was received. No action was taken.

3. PRESENTATIONS FROM THE FLOOR

There were no presentations from the floor.

4. CONSENT CALENDAR

Motion to approve the Consent Calendar: by Mok seconded by Schmidt

MOTION PASSED 4-0-1:

AYES: Tyson, Mok, Schmidt, Swan

NOES: None

ABSTAIN: None

RECUSE: None

ABSENT: Tankha

A. Approval of Regular City Council Meeting Minutes - October 20, 2022

B. Approval of Special Joint City Council/Planning Commission Meeting Minutes – October 26, 2022

- C. Review of Disbursements for October 1-31, 2022 \$3,165,166
- D. Motion to Re-Authorize Remote Teleconference Meetings of the Town of Los Altos Hills, Including the Planning Commission and Committees, due to the Imminent Risks to the Health and Safety of Attendees and Making Related Findings Pursuant to AB 361 (Staff S. Mattas)
- E. Receive and Accept Annual Report on Development Impact Fees for Fiscal Year Ended June 30, 2022 (Staff S. Revillar)
- F. Resolution Accepting the Town of Los Altos Hills Annual Comprehensive Financial Report for the Fiscal Year Ended June 30, 2022 (Staff S. Revillar)
- G. Resolution Providing Direction On How Staff Shall Negotiate Generator Permit Requests For Telecom Poles in Town (Staff C. Einfalt)
- H. Response to the Grand Jury Final Report on the use of Language in Ballot Measures (Staff C. Einfalt)
- I. Adoption Ordinance 604 (Second Reading) Amending Chapter 1.10 (Green Building Standards Code) Of Title 8 (Building Regulations) of the Los Altos Hills Municipal Code and Adopt by Reference Regulations that Require the Electrification o New Residential Buildings Based on Special Local Conditions and Adopt Regulations to Require EV Ready Construction for New Residential Buildings and Establish Electric Vehicle Permit Streamlining Process and Timelines (Staff S. Mangalam)
- J. Adoption of Ordinance 605 (Second Reading) Amending Chapters 1 Through 1.11 of Title 8 (Building Regulations) of the Los Altos Hills Municipal Code and Adopting by Reference the 2022 California Building Standards Code, Including but not Limited to Administrative, Building, Residential Building, Electrical, Mechanical, Plumbing, Energy, Historical Building, Existing Building, and Referenced Standards, Including Local Modifications and Amendments to the Codes (Staff S. Mangalam)
- K. Resolution Accepting the 2022 Pavement Rehabilitation and Drainage Improvement Project (Staff J. Chau)
- L. Resolution Accepting Installing New EV Charging Stations, Underground Raceway, Wiring, and Electrical Subpanel at Town Hall and Heritage House

Project (Staff Public Works)

- M. Resolution Accepting Dedication of Pathway (Trail) Easement (Lands Of Anderson); 27820 Saddle Court (Staff Public Works)
- N. Resolution Vacating Existing Trail Easement (Lands Of Anderson) 27820 Saddle Court (Staff Public Works)
- O. Motion to Authorize Delay in Implementation of a Portion of Ordinance No. 603 Amending Title 2, Chapter 6 – Conflict of Interest – of The Los Altos Hills Municipal Code Related to Designated Standing Committee Members (Staff S. Mattas)

5. NEW BUSINESS

- A. Resolution Approving the Town of Los Altos Hills E-Signature Policy (Staff S. Revillar)

Administrative Services Director Sarina Revillar presented the staff report.

Council discussion ensued.

Motion Resolution 109-22 Approving the Town of Los Altos Hills E-Signature Policy: by Swan seconded by Schmidt

MOTION PASSED 4-0-1:

AYES: Tyson, Mok, Schmidt, Swan

NOES: None

ABSTAIN: None

RECUSE: None

ABSENT: Tankha

- B. Resolution Amending Section 7.5.4 of the Los Altos Hills Employee Handbook to Update the Employee Work Week and Counter Hours (Staff S. Revillar)

Administrative Services Director Sarina Revillar presented the staff report.

Council discussion ensued.

Motion Resolution 110-22 Amending Section 7.5.4 of the Los Altos Employee Handbook to Update the Employee Work Week and Counter Hours: by Mok seconded by Swan

MOTION PASSED 4-0-1:

AYES: Tyson, Mok, Schmidt, Swan
NOES: None
ABSTAIN: None
RECUSE: None
ABSENT: Tankha

C. Introduction (First Reading) of an Ordinance Adding Chapter 9 “Leaf Blowers” to Title 5 “Public Welfare, Morals and Conduct” of the Town of Los Altos Hills Municipal Code Regulating the use of Leaf Blowers; and Resolution Educating the Public About the Ordinance Regulating the Use of Leaf Blowers (Staff Public Works) Motion to Waive Reading and Introduce the Ordinance

City Manager Peter Pirnejad presented the staff report.

Council discussion ensued.

Public Comment

Cris Schiebold, Los Altos Hills, said he was disappointed to see the details of the ordinance particularly the hours of operation. He came up with proposed hours of operation that were voted on by the EIC and City Council. He expressed that he would like to see the start time be changed to 8:30 a.m. during weekdays and 9:00 a.m. on Saturdays.

Birgitta Indaco, Los Altos Hills, said she would like to keep the hours to the already set construction hours.

Motion Waive Reading and Introduce Ordinance ___ Adding Chapter 9 “Leaf Blowers” to Title 5 “Public Welfare, Morals and Conduct” of the Town of Los Altos Hills Municipal Code Regulating the use of Leaf Blowers; and Resolution 111-22 Educating the Public About the Ordinance Regulating the Use of Leaf Blowers. by Swan seconded by Mok

MOTION PASSED 4-0-1:

AYES: Tyson, Mok, Schmidt, Swan
NOES: None
ABSTAIN: None
RECUSE: None
ABSENT: Tankha

D. Consideration of Issues Relating to the Green Sheets and Potential Direction to Staff (Staff: S. Mattas)

City Attorney Steve Mattas presented the staff report.

Council discussion ensued.

Public Comment

Jim Waschura, Los Altos Hills, said codifying the green sheets may not be effective against the state ordinances. He said the money would be better spent on the legislative process, instead of an initiative petition.

Duffy Price, Los Altos Hills, said yes, our neighborhood voices want to be heard to retain local control.

Ann Duwe, Los Altos Hills, said there is a movement throughout the state to sue HCD over the RHNA numbers because they are so high in this particular cycle.

There was consensus to add this topic to the January Goal Setting Session.

- E. Introduction of an Ordinance (First Reading) Amending Chapters 1.2 (Residential Code) And 1.8 (Fire Code) of Title 8 (Building Regulations) of the Los Altos Hills Municipal Code and Adopting by Reference Amendments to the 2022 California Building Standards Code Including Local Modifications; CEQA Review: Categorical Exemption Per Section 15061(B)(3) (Staff: S. Mangalam)

City Manager Peter Pirnejad thanked everyone involved in the process for this item.

Planning Director Sofia Mangalam presented the staff report.

Consultant Shane Lauderdale provided information on model fire code language and alternative means for fire protection.

Council discussion ensued.

Brian Glass, Assistant Fire Chief for the Santa Clara County Fire Department provided comments and responded to questions.

Public Comment

J. Logan, General Manager of Los Altos Hills County Fire District, said (need to listen - I missed the first half).

Anne Brask, Director of Planning of Abodu, an ADU company in Redwood City, said she was speaking in support of the adoption of the fire codes and the thought of purchasing smaller fire trucks.

Further Council discussion ensued.

Motion to waive reading and introduce Ordinance 607 amending Chapters 1.2 and 1.8 of Title 8 of the LAHMC; adopt by reference the amendments to the California Building Code Standards with local modifications including SCCFD and staff recommended amendments to the Fire Code by Schmidt seconded by Swan

MOTION PASSED 4-0-1:

AYES: Tyson, Mok, Schmidt, Swan

NOES: None
ABSTAIN: None
RECUSE: None
ABSENT: Tankha

6. PUBLIC HEARINGS

▶ City Council Ex Parte Contacts Policy Disclosure

- A. Appeal of Planning Commission's Denial of Appeal for Conditions of Approval for a Landscape Screening Site Development Approval for a new Residence at 24490 Amigos Court (SD22-0018) to Modify Conditions #2, #3, and #4 for a 36-inch box size minimum for all Screening Trees and eight (8) 36-inch box Canyon Live Oaks along the Northern Property Line (Staff E. Ling)

Mayor Tyson opened the public hearing.

Ex Parte: Mayor Tyson said that had a phone call with Mr. Wolfe and also reviewed his property and spoke with Ms. Wolfe; No contact on item 6.B; Vice Mayor Swan said she had an email exchange with the owner on 6.A and some of the neighbors; there was no other ex part communications.

Senior Planner Elaine Ling presented the staff report.

Council asked questions of staff and received responses.

Appellant Dr. James Wofle presented his appeal.

Public Comment

John Aldrich, Landscaping Architect, said they took into account Dr. Wolfe's property and other property (listen)

Mike Dillon, Los Altos Hills, said the height and type of tree. The height of the tree should be tall enough to protect the home.

Lulu Teng and Felix Lo, Homewoners, presented their landscaping screen project to the City Council.

Move to go past 10 p. Swan; Second Mok

VOTE: 4-0-1

Recess at 9:50 pm

Recovene 9:55 pm

Birgitta Indaco, Los Altos Hills Planning Commissioner, said the applicant showed the plantings, and they have a 26 foot easement and in the diagram they show that they had the shrubs in the 26'

easement, which is not allowed, they need to be close to the retaining wall. She said she is available to respond to any questions.

Barry Trost, Los Altos Hills, said he lives at the end of the driveway and he expressed concerns about a tunnel of trees driveway. It creates a danger because they may have difficulty getting out. He said his view of the world will be shut off based on Dr. Wolfe's proposal.

David at Kielty Arborist Services, presented a slide that showed trees that provide a lot of screening. What the homeowner is proposing should be sufficient.

Jenny Teng, Los Altos Hills, said she lives in the house next to the subject property and she does not think it is necessary to plant more large oak trees. She expressed concerns about fire hazards.

Kjell Karlsson, Los Altos Hills, when it comes to the metal roofs said that they should be a lot less reflective. That type of roof should be used.

Mayor Tyson closed the public hearing.

Council discussion ensued.

Motion to adopt Resolution 112-22 of the City Council of the Town of Los Altos Hills Denying the Appeal (APL22-0005) of the Planning Commission's October 6, 2022 Decision on Denying Appeals (APL22-0003 and APL22-0004) and Upholding a Site Development Permit with Landscape Plan Revision 1 for Landscape Screening at 24490 Amigos Court with Conditions of Approval Issued on August 16, 2022 Site Development Public Hearing:

by Tyson seconded by Schmidt

MOTION PASSED 4-0-1:

AYES: Tankha, Tyson, Mok, Schmidt, Swan

NOES: None

ABSTAIN: None

RECUSE: None

ABSENT: Tankha

- B. Approval of a Tentative Map to Create a two-lot Subdivision of an Existing 2.20 Gross Acre Parcel Located at 27600 Altamont Road (APN 182-028-026). Proposed new Parcel A would be 1.010 acres and the Proposed new Parcel B would be 1.073 acres (Staff S. Mangalam)

Mayor Tyson opened the public hearing.

Planning Director Sofia Mangalam presented the staff report.

John Lewis, Los Altos Hills, said it would be a prudent decision so the applicant to prove the driveway is safe before proceeding.

Waidy Lee, Los Altos Hills, said there are errors in the speed estimate and line of sight. she asked that the applicant to go back and redo the driveway and fix the error and address how people can make a left turn into the property.

Applicant Melanie Griswald, spoke (I am so sorry Claire - it is 10:35 and I am fading).

Gary Black, Hexagon Transportation Expert, they did a safety study of the driveway. They have determined the driveway to be safe. The sight distance is adequate and meets the standards.

Kit Gordon, Los Altos Hills, said the applicant was critical of the traffic study. The traffic study and sight lines will all based on coming ou of the driveway. The left turn is concerning. There were no discussion of sight lines from turning left into the driveway.

Mayor Tyson closed the public hearing.

Council discussion ensued.

Motion adopt Resolution 113-22 making CEQA exemption and approve a tentative map to create a two-lot subdivision of an existing 2.20 gross acre parcel located at 27600 altamont Road : by Tyson seconded by Schmidt

MOTION PASSED 4-0-1:

AYES: Tyson, Mok, Schmidt, Swan

NOES: None

ABSTAIN: None

RECUSE: None

ABSENT: Tankha

7. REPORTS FROM COMMITTEES, SUB-COMMITTEES, AND COUNCILMEMBERS ON OUTSIDE AGENCIES

A. Report by the Undergrounding Subcommittee (Mayor Tyson)

No report.

B. Report from the Council Ad Hoc Committee Focusing on Broadband (Councilmembers Mok and Tankha)

Go review the Technology Committee agenda presnetatoin from November 16

C. Status Reports from All Councilmembers on Subcommittee and Outside Agencies Activities

Vice Mayor Swan said on December 2nd the Joint Volunteer Awards luncheon will be held. On December 4 from 2 to 5 pm the Westwind Barn Lighting will occur. On December 8th the Senior Commission is having a luncheon and presentation on aging in place.

8. STAFF REPORTS

A. City Manager

B. City Attorney

No report.

C. City Clerk

No report.

D. Planning Director

E. Administrative Services Director

F. Public Works Director

9. COUNCIL INITIATED ITEMS

There were no presentations from the floor.

10. ADJOURN

The meeting adjourned at 11:01 p.m.