



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 11/03/2020

ITEM NO: 2

**Minutes of the Town Council Meeting
October 20, 2020**

The Town Council of the Town of Los Gatos conducted a regular meeting via Teleconference via COVID-19 Shelter in Place Guidelines on October 20, 2020, at 7:00 p.m.

MEETING CALLED TO ORDER AT 7:03 P.M.

ROLL CALL

Present: Mayor Marcia Jensen, Vice Mayor Barbara Spector, Council Member Rob Rennie, Council Member Marico Sayoc. (All participating remotely).

Absent: None

CLOSED SESSION REPORT

Robert Schultz, Town Attorney, stated Council met in closed session as duly noted on the agenda and that there is no reportable action.

COUNCIL/TOWN MANAGER REPORTS

Council Matters

- Vice Mayor Spector stated she attended the Council Finance Committee (CFC), General Plan Advisory Committee (GPAC), West Valley Sanitation District (WVSD) Board of Directors meetings, and she participated in the Santa Clara County Health Department COVID-19 phone conferences.
- Council Member Sayoc stated she attended the CFC meeting and she represented the Town at the League of California Cities Annual Conference.
- Council Member Rennie stated he attended the San Francisco Bay Area Planning and Urban Research (SPUR) Conference sessions, League of California Cities Conference, Cities Association Legislative Action Committee and Board meetings on behalf of Council Member Sayoc, Silicon Valley Clean Energy (SVCEA) Board and Risk Oversight Committee, CFC, Conceptual Development Advisory Committee (CDAC) with Council Member Sayoc, Valley Transportation Authority (VTA) Congestion Management Program and Planning Committee meetings, Silicon Valley Bike Coalition presentation on their network priority tool, and the City of San Jose Downtown West Community meeting for the Google Development project at Diridon Station.
- Mayor Jensen stated she attended the GPAC and VTA Policy Advisory Committee meetings.

Manager Matters

- Announced the two ballot boxes in front of the library and the one ballot box located at the bottom of the stairs facing Main Street are legitimate and ballot pick-up is occurring frequently by Registrar of Voters personnel.
- Announced the Inclusive Workshop series continues on October 22, 2020 at 7:00 p.m. with a virtual Community Culture Workshop and invited the community to participate.
- Announced free pop-up COVID-19 testing will be held at the Adult Recreation Center (ARC) on Wednesday, October 28 and encouraged community members to make appointments.
- Announced Boards and Commissions recruitment is open, and applications are due November 6, 2020.

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION)

1. Approve the Draft Minutes of the October 6, 2020 Closed Session Meeting.
2. Approve Draft Minutes of the October 6, 2020 Town Council Meeting.
3. Authorize the Town Manager to Execute a Certificate of Acceptance and Notice of Completion for the Los Gatos Creek Trail, Park Pathway, and Parking Lot Seal Coat and Striping (PPW Job No. 18-831-4609) Completed by Silicon Valley Paving and Authorize the Town Clerk to File for Recordation.
4. Adopt an Ordinance to Amend Chapter 29 (Zoning Regulations) of the Town Code Regarding Outdoor Lighting. Town Code Amendment Application A-20-005. Applicant: Town of Los Gatos. **ORDINANCE 2312**
5. Adopt an Ordinance to Amend Chapter 29 (Zoning Regulations) of the Town Code Regarding the Below Market Price Program. Town Code Amendment Application A-20-004. Applicant: Town of Los Gatos. **ORDINANCE 2313**
6. Consider Approval of a Temporary Sign Permit Application on Property Zoned C-1:PD Located at 106 E. Main Street. APN 529-34-108. Temporary Sign Permit Application SN-20-042. Property Owner: Town of Los Gatos. Applicant: Kimberly Snyder, New Museum of Los Gatos (NUMU).

MOTION: Motion by Vice Mayor Spector to approve the Consent Items. Seconded by Council Member Sayoc.

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS

Catherine Somers, Los Gatos Chamber of Commerce Executive Director

- Announced the Saratoga Senior Area Coordinating Council and the Los Gatos Chamber of Commerce are hosting a drive-thru Senior Resource Fair on October 28, 2020 from 9:30 a.m. to 12:30 p.m. at the Los Gatos Methodist Church Parking Lot, and encouraged the public to contact the Chamber for more information.

PUBLIC HEARINGS

7. Consider Modifications to Chapter II. (Constraints Analysis), Chapter III. (Site Planning), and Chapter IX. (Project Review and Approval Process) of the Hillside Development Standards and Guidelines Regarding the Visibility Analysis, Town-Wide. Applicant: Town of Los Gatos.

RESOLUTION 2020-041

Jocelyn Shoopman, Associate Planner, presented the staff report.

Opened public hearing.

David Weissman

- Commented on the Policy Committee and Planning Commission recommendations and recommended approving the recommendations forwarded by the Planning Commission.

Closed public hearing.

Council discussed the item.

MOTION: Motion by Council Member Sayoc to approve the recommendations of the Planning Commission as contained in Attachment 8 modifying Chapter II. (Constraints Analysis), Chapter III. (Site Planning), and Chapter IX. (Project Review and Approval Process) of the Hillside Development Standards and Guidelines regarding the visibility analysis. **Seconded by Vice Mayor Spector.**

VOTE: Motion passed unanimously.

8. Consider an Appeal of a Planning Commission Decision Denying a Request for a Modification to an Existing Architecture and Site Application (S-13-090) to Remove Underground Parking for Construction of a Commercial Building (Market Hall) in the North 40 Specific Plan Area. Located at 14225 Walker Street. APN 424-07-114. Architecture and Site Application S-20-012. Property Owners/Applicant/Appellant: Summerhill N40, LLC. Project Planner: Jocelyn Shoopman. **RESOLUTION 2020-042**

Jocelyn Shoopman, Associate Planner, presented the staff report.

Opened public hearing.

Michael Keaney, SummerHill Homes Development Manager (appellant/applicant)

- Presented information on the application and appeal.

There was no public testimony.

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SUBJECT: Minutes of the Town Council Meeting of October 20, 2020

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Public Hearing Item #8 - Continued

Michael Keaney, SummerHill Homes Development Manager (appellant/applicant)

- Thanked the Council for their time.

Closed public hearing.

Council discussed the item.

MOTION: Motion by Council Member Rennie to adopt a resolution granting the appeal and approving the application with the required Findings and Considerations (Attachment 20, Exhibit A) and recommended Conditions of Approval (Attachment 20, Exhibit B), determining that the Planning Commission's decision should be reversed or modified, and finding one or more of the following in accordance with Town Code Section 29.20.275: The Planning Commission's decision is not supported by substantial evidence in the record and to add requirements to convert three (3) market rate units to affordable housing per the Town's Below Market Price program guidelines in its most recent iteration. **Motion failed for lack of a second.**

MOTION: Motion by Vice Mayor Spector to adopt a resolution (Attachment 18) denying the appeal of a Planning Commission decision denying a request for a modification to an existing architecture and site application (S-13-090) to remove underground parking for construction of a commercial building (market hall) in the North 40 Specific Plan area located at 14225 Walker Street based upon the facts and evidence in the record and the finding that the Zoning Ordinance in existence at the time of project approval for Architecture and Site application S-13-090 and Vesting Tentative Map application M-13-014 are the regulations that apply to this proposal, including the parking regulations in effect at the time of the project approval on August 1, 2017 and that the proposed project is inconsistent with North 40 Specific Plan Section 2.5.8 and its parking requirements. **Seconded by Council Member Sayoc.**

VOTE: Motion passed 3/1. Council Member Rennie voting no.

ADJOURNMENT

The meeting adjourned at 8:42 p.m.

Submitted by:

/s/ Jenna De Long, Deputy Clerk