



CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Regular Meeting
August 4, 2014

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:00 P.M.

Present: Berman, Burt, Holman, Klein, Kniss, Price, Scharff, Schmid, Shepherd

Absent: None

Closed Session

1. CONFERENCE WITH LABOR NEGOTIATORS
City Designated Representatives: City Manager and his designees pursuant to Merit System Rules and Regulations (James Keene, Lalo Perez, Melissa Tronquet, Joe Saccio, Molly Stump, Walter Rossman, Nancy Nagel, Dennis Burns, Mark Gregerson, Kathryn Shen, Dania Torres Wong)
Employee Organization: Palo Alto Police Officers Association (PAPOA)
Authority: Government Code Section 54957.6(a)
2. CONFERENCE WITH LABOR NEGOTIATORS
City Designated Representatives: City Manager and his designees pursuant to Merit System Rules and Regulations (James Keene, Lalo Perez, Joe Saccio, Nancy Nagel, Sandra Blanch, Kathy Shen, Melissa Tronquet, Brenna Rowe, Khashayar Alae)
Unrepresented Employee Group: Limited Hourly Employees
Authority: Government Code Section 54957.6(a)

The Council reconvened from the Closed Session at 7:00 P.M.

Agenda Changes, Additions and Deletions

Mayor Shepherd announced that Agenda Item Number 12 would be removed from the Agenda at the request of the appellant, as a settlement has been agreed upon by the neighbors and homeowner at 808 Richardson.

ACTION MINUTES

MOTION: Council Member Berman moved, seconded by Council Member Price to move Agenda Item Number 23 forward, to be heard prior to Agenda Item Number 19.

MOTION PASSED: 8-0 Burt absent

MOTION: Vice Mayor Kniss moved, seconded by Council Member Berman to move Oral Communications forward, to be heard before the Consent Items.

MOTION PASSED: 8-0 Burt absent

Minutes Approval

MOTION: Vice Mayor Kniss moved, seconded by Council Member Berman to approve the minutes of May 12 and May 19, 2014, June 2, 4, and June 9, 2014.

MOTION PASSED: 8-0 Burt absent

Consent Calendar

MOTION: Council Member Price moved, seconded by Council Member Berman to remove Consent Item Number 12- Affirm Director of Planning and Community Environment's Individual Review Approval of a New Two-Story Home located at 808 Richardson Court (4 Votes Needed to Remove from Consent and Schedule for Hearing on Appeal), from the agenda, due to an amicable resolution reached by all parties.

MOTION PASSED: 8-0 Burt absent

MOTION: Vice Mayor Kniss moved, seconded by Council Member Berman to approve Agenda Item Numbers 3-11, 13-18.

3. Acceptance of the Auditor's Office Quarterly Report as of March 31, 2014.
4. Finance Committee Recommendation to Accept the Audit of the Solid Waste Program.
5. Approval of Carshare Lease Agreement with Zipcar for Ten Parking Spaces Within the Downtown Parking Assessment District.

ACTION MINUTES

6. Resolution 9443 entitled "Resolution of the Council of the City of Palo Alto Directing Staff to Utilize the Secretary of State's Randomized Alphabet Drawing for Council Candidates."
7. Ordinance 5251 entitled "Ordinance of the Council of the City of Palo Alto Amending Chapter 2.08 of Title 2 of the Palo Alto Municipal Code to Add Section 2.08.250 Creating a New Department of Development Services (First Reading: June 16, 2014 PASSED: 9-0)."
8. Ordinance 5263 entitled "Ordinance of the Council of the City of Palo Alto Adopting Section 16.14.380 of the Palo Alto Municipal Code Adopting the Local Amendments to the California Green Building Standards Code Requiring that all New Multi-family Residential and Non-Residential Construction Provide for the Current and Future Installation of Electric Vehicle Chargers (First Reading: June 16, 2014, PASSED: 8-0 Schmid Absent)."
9. Resolution 9444 entitled "Resolution of the Council of the City of Palo Alto in Support of Sustainable Groundwater Management in the San Francisquito Creek Area."
10. Approval of a Contract with Avogadro Group, LLC for a Period of Three Years for Incinerator Emission Testing at the Regional Water Quality Control Plant with Funding for the First Year Approved Not to Exceed Amount of \$85,350 and a Total Contract Amount of \$261,201.
11. Approval of a Three Year Contract with Clean Harbors Environmental Services, Inc. in The Amount of \$379,500 for the First Year for Household Hazardous Waste Management and Emergency Response Services Including \$345,000 for Basic Services and \$34,500 for Additional Services.
- ~~12. Affirm Director of Planning and Community Environment's Individual Review Approval of a New Two-Story Home located at 808 Richardson Court (4 Votes Needed to Remove from Consent and Schedule for Hearing on Appeal).~~
13. Resolution 9445 entitled "Resolution of the Council of the City of Palo Alto Authorizing the Bay Area Water Supply and Conservation Agency to Initiate, Defend and Settle Arbitration Related to the Water Supply Agreement to Protect Palo Alto's Financial Interests."

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14. Budget Amendment Ordinance 5264 entitled "Budget Amendment Ordinance of the Council of the City of Palo Alto in the Amount of \$250,000 (To Be Offset by Insurance Proceeds) for Rehabilitation of Property Located at 2257 Bryant Street."
15. Approval of the Public-Private Partnership Agreement Between the City of Palo Alto and TheatreWorks for the Use of the Lucie Stern Community Theatre.
16. Approval of Contracts with Baker & Taylor for Up to Six Years for a Total Amount Not to Exceed \$3 Million for the Purchase of Library Materials and Services, with Ingram for Up to Six Years for a Total Amount Not to Exceed \$550,000 for Print Materials and Services, and with Midwest Tape for Up to Six Years for a Total Amount Not to Exceed \$450,000 for Media and Digital Materials and Services.
17. Approval of a Purchase Order with National Auto Fleet Group in a Not to Exceed Amount of \$432,003 for the Purchase of Twelve Compressed Natural Gas (CNG) Vans (Scheduled Vehicle and Equipment Replacement Capital Improvement Program VR-14000).
18. Resolution 9446 entitled "Resolution of the Council of the City of Palo Alto Establishing Fiscal Year 2014-15 Secured and Unsecured Property Tax Levy for the City of Palo Alto's General Obligation Bond Indebtedness (Measure N)."

MOTION PASSED for AGENDA ITEM NUMBERS 3-11, 13-18: Burt absent

Action Items

23. Designation of Voting Delegate for the League of California Cities Annual 2014 Conference.

MOTION: Council Member Scharff moved, seconded by Mayor Shepherd to delegate Mayor Shepherd as the voting delegate, and Council Member Scharff as the alternate voting delegate.

MOTION PASSED: 9-0

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19. PUBLIC HEARING: Resolution 9447 entitled "Resolution of the Council of the City of Palo Alto TEFRA Hearing Regarding Conduit Financing for the Stanford Affordable Apartments Project Located at 2450, 2470 and 2500 El Camino Real Palo Alto, and Approving the Issuance of Revenue Bonds by the California Municipal Finance Authority for the Purpose of Financing the Acquisition, Construction and Development of a Multi-family Rental Housing Facility."

Public Hearing opened and closed without public comment at 7:49 P.M.

MOTION: Council Member Scharff moved, seconded by Vice Mayor Kniss to adopt the Resolution approving the issuance of bonds by the California Municipal Finance Authority (CMFA) for the benefit of Palo Alto ECR Partners, L.P. (borrower).

MOTION PASSED: 9-0

20. PUBLIC HEARING: Resolution 9448 entitled "Resolution of the Council of the City of Palo Alto Confirming Weed Abatement Report and Ordering Cost of Abatement to be a Special Assessment on the Respective Properties Described Therein (Continued from June 16, 2014)"

Public Hearing opened and closed without public comment at 7:51 P.M.

MOTION: Council Member Klein moved, seconded by Council Member Berman to adopt the Resolution confirming the report and ordering abatement costs to be a special assessment on the properties specified in the report.

MOTION PASSED: 9-0

21. PUBLIC HEARING: Comprehensive Plan Update – Discussion of Alternative Futures & Issues for Consideration in the Environmental Impact Report (EIR "Scoping" Meeting). The City will Prepare a Programmatic Environmental Impact Report (EIR) for the Update of its Comprehensive Plan. Staff will Summarize Input Received at Recent Public Meetings and Invite Comments and Suggestions from the Public and the City Council Regarding the Alternatives and Issues that Should be Included for Analysis in the EIR. (Note: After an initial presentation, comments, and discussion, this public hearing will be proposed for continuance to 7:00 P.M. on Wednesday, August 6, 2014).

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Public Hearing opened at 9:09 P.M.

MOTION: Council Member Price moved, seconded by Council Member Berman to continue this public hearing to 7 p.m. on Wednesday, August 6, 2014.

MOTION PASSED: 9-0

22. Resolution 9449 entitled "Resolution of the Council of the City of Palo Alto Implementing Outdoor Water Use Restrictions in Compliance with the State Water Resources Control Board's July 15, 2014 Emergency Drought Regulations."

MOTION: Council Member Holman moved, seconded by Council Member Schmid to adopt the Resolution implementing outdoor water use restrictions in compliance with the State Water Resources Control Board's July 15, 2014 emergency drought regulations.

MOTION PASSED: 9-0

Inter-Governmental Legislative Affairs

None

Council Member Questions, Comments and Announcements

MOTION: Council Member Scharff moved, seconded by Mayor Shepherd to direct Staff to agendize a discussion of the current Palo Alto Page Mill YMCA proposed closing.

MOTION: Council Member Holman moved, seconded by Council Member Schmid to direct Staff to agendize an action item regarding the City Hall remodel occurring on the first, second, and mezzanine levels. The report should include respective costs, better clarity of the project, outcomes, project components, if all contracts have been awarded, with this being brought back to Council as soon as possible.

James Keene, City Manager, asked if the report can be an informational report since construction is already underway.

Council Member Holman stated she wanted it to be an action item.

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Council Member Berman questioned if it was for reevaluation of the contract and it being delivered upon was the desired discussion.

Mr. Keene stated he understood what was wanted.

Council Member Price attended a planning meeting in Beit Shean, Israel, where similar planning issues that the City is grappling with were discussed.

Council Member Berman gave the graduation speech for the Youth Community Service Summer Service Program last Friday.

ADJOURNMENT: The meeting was adjourned at 10:52 P.M.