

Special Meeting  
Council Chambers  
August 14, 2003, 6:00 p.m.

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1. Drawing of the Ballot Order – General Municipal Election – November  
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The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:00 p.m.

PRESENT: Beecham, Burch, Freeman, Kishimoto, Kleinberg, Morton, Mossar, Ojakian

ABSENT: Lytle

ORAL COMMUNICATIONS

John K. Abraham, 736 Ellsworth Place, spoke regarding The Edge and Antonio's.

Greg Kerber, Birch Street, spoke regarding noise and The Edge.

SPECIAL ORDERS OF THE DAY

1. Drawing of the Ballot Order – General Municipal Election – November 4, 2003

Assistant City Clerk Deanna Riding introduced Peter Ahn, Youth Council Member, who would be drawing the names for the ballot order.

FULL-TERM

- |                         |                       |
|-------------------------|-----------------------|
| 1. Harold "Skip Justman | 6. Nancy Lytle        |
| 2. Dena Mossar          | 7. John Karl Fredrich |
| 3. La Doris H. Cordell  | 8. Victor Frost       |
| 4. Judy Kleinberg       | 9. Edmund Power       |
| 5. Bern Beecham         | 10. Ronny Bar-Gadda   |

CONSENT CALENDAR

**MOTION:** Council Member Morton moved, seconded by Ojakian, to approve Consent Calendar Item Nos. 2 and 3.

Council Member Freeman registered a "no" vote on Item No. 2.

ADMINISTRATIVE

2. Planning and Transportation Commission Recommendation Regarding the County Expressway Study Draft Implementation Plan
3. Change in Council and Council Committee Meeting Dates

**MOTION PASSED** 7-1 for Item No. 2, Freeman "no," Lytle absent.

**MOTION PASSED** 8-0 for Item No. 3, Lytle absent.

## COUNCIL COMMENTS, QUESTIONS AND ANNOUNCEMENTS

Council Member Freeman stated she wanted to remove Item No. 2 from the Consent Calendar for discussion and, in particular, the possibility of a sound wall on Oregon Expressway where there was currently vegetation. She also referred to the possibility of Utilities' staff contacting neighbors and Caltrans when hydrants were being flushed to see if they would like to put the water to good use.

Council Member Kishimoto, Member of the Policy Advisory Commission to the County Expressways Group, stated the sound wall issue was discussed extensively and was taken to the Planning and Transportation Commission. Options were left open. This was a 30-year Plan and it is highly unlikely sound walls would be built.

Council Member Freeman questioned the process used to inform residents on Waverly Street near East Meadow that new speed bumps were being installed. Also, she requested that residents in the area of The Edge be given information when final on the Plan the City is developing to address the noise.

## CLOSED SESSION

Herb Borock, P. O. Box 632, spoke regarding Closed Session Item No. 6, Conference with Labor Negotiator for Unrepresented Employees. He pointed out it appeared there were no funds for salary increases in the budget, but there was \$900,000 allocated for non-departmental compensation, which could be used for expiring labor contracts, management employees, and Council Appointed Officers. It was not made clear during the budget process.

The meeting adjourned to a Closed Session at 6:35 p.m.

4. Conference with City Attorney – Existing Litigation  
Subject: In re Enron Corp., Debtor, U.S. Bankruptcy Court, Southern District of New York; Case No.: 01-16034(AJG)  
Authority: Government Code section 54956.9(a)
5. Public Employee Performance Evaluation  
Subject: City Manager, Frank Benest; City Attorney, Ariel Calonne; City Auditor, Sharon Erickson; and City Clerk, Donna Rogers  
Authority: Government Code section 54957
6. Conference with Labor Negotiator  
Agency Negotiator: City Council Ad Hoc Personnel Committee (Judy Kleinberg, Dena Mossar, Nancy Lytle, Vic Ojakian)  
Unrepresented Employees: City Attorney Ariel Calonne, City Auditor Sharon Erickson, City Clerk Donna Rogers, City Manager Frank Benest  
Authority: Government Code section 54957.6

7. Conference with City Attorney -- Existing Litigation  
Subject: Joseph Villareal v. City of Palo Alto, SC Superior Court No.:  
CV810852  
Authority: Government Code section 54956.9(a)

The City Council met in Closed Session to discuss matters involving existing litigation, public employee performance evaluation, and labor negotiations as described in Agenda Item Nos. 4-7.

**Mayor Mossar announced that no reportable action was taken on Agenda Item Nos. 4-7.**

FINAL ADJOURNMENT: The meeting adjourned at 7:40 p.m.