



Agenda posted according to PAMC Section 2.04.070. A binder containing supporting materials is available in the Council Chambers on the Friday preceding the meeting.

Special Meeting  
Council Chambers  
March 15, 2004, 6:45 p.m.

ROLL CALL

SPECIAL ORDERS OF THE DAY

1. Resolution of the Council of the City of Palo Alto Expressing Appreciation to Tony Angiletta for his Outstanding Public Service as a Member of the Library Advisory Commission
2. Resolution of the Council of the City of Palo Alto Expressing Appreciation to John Kagel for his Outstanding Public Service as a Member of the Library Advisory Commission
3. Resolution of the Council of the City of Palo Alto Expressing Appreciation to Tina Kass for her Outstanding Public Service as a Member of the Library Advisory Commission
4. Appointment of Candidate to Planning and Transportation Commission
5. Appointment of Candidate to Utilities Advisory Commission

ADJOURNMENT

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Regular Meeting  
Council Chambers  
March 15, 2004, 7:00 p.m.

ROLL CALL

SPECIAL ORDERS OF THE DAY

ORAL COMMUNICATIONS

*Members of the public may speak to any item not on the agenda; three minutes per speaker. Council reserves the right to limit the Oral Communications period to 30 minutes*

## APPROVAL OF MINUTES

February 9, 2004

February 17, 2004

## CONSENT CALENDAR

*Items will be voted on in one motion unless removed from the calendar by a Council Member.*

## LEGISLATIVE

1. **2<sup>nd</sup> Reading - Ordinance of the Council of the City of Palo Alto Amending Chapter 16.09 of the Palo Alto Municipal Code to Reduce Discharges of Pollutants to the Sanitary Sewer and Storm Drainage Systems** *(1<sup>st</sup> Reading 03/01/2004, Passed 9-0).*
2. **(CMR:174:04)** Resolution Approving Participation in Certain Northern California Power Agency Member Agreements (Second Phase and Third Phase) for Financing of Planning and Development Activities for Agreements to Purchase Power and Purchasing Power from NCPA Generated by Landfill Gas Electricity Projects and Wind Electric Generating Projects

**Resolution of the Council of the City of Palo Alto Approving Participation in Certain Northern California Power Agency Member Agreements (Second Phase and Third Phase) for Financing of Planning and Development Activities for Agreements to Purchase Power and Purchasing Power from NCPA Generated by Landfill Gas Electricity Projects and Wind Electric Generating Projects Respectively**

## ADMINISTRATIVE

3. **(CMR:189:04)** Cancellation of April 5, 2004 City Council Meeting
4. **(CMR:164:04)** Amendment No. 1 (Revised) to the Contract with Carollo Engineers Phase I Water Distribution System Improvements (Cmr:248:02) to Include All Environmental Review Services for the 8-Hour Emergency Water Supply Project; Add Boronda and Park Booster Station Improvements; Add Field Services; and Delete the Final Design and Construction Services for a New Reservoir, Pump Station and Well
5. The Finance Committee recommends to the City Council acceptance of the Auditor's Office Quarterly Report as of January 31, 2004, with the modification to defer the Organizational Review of the Community Services Department (CSD) for six months and that the Auditor return to the Finance Committee with a recommendation as to when the audit could begin. Also, that the Auditor move forward on the Audit of

Contract Contingency Fees.

6. **(CMR:161:04)** Amendment No. 2 to Contract No. C1131960 with Des Architects and Engineers in an Amount of \$13,460 for Services Associated with Additional Design Development, Construction Documentation, Bid Assistance and Construction Administration For Improvements to Three Baylands Parking Lots and Harbor Road (CIP OS-00003)
7. **(CMR:186:04)** Recommendation to Execute Final Settlement Agreement Between City and County of San Francisco and the Suburban Purchasers

### COUNCIL COMMITTEE RECOMMENDATION

#### AGENDA CHANGES, ADDITIONS, AND DELETIONS

*HEARINGS REQUIRED BY LAW: Applicants and/or appellants may have up to ten minutes at the outset of the public discussion to make their remarks and up to three minutes for concluding remarks after other members of the public have spoken.*

*OTHER AGENDA ITEMS: Public comments or testimony on agenda items other than Oral Communications shall be limited to a maximum of five minutes per speaker unless additional time is granted by the presiding officer. The presiding officer may reduce the allowed time to less than five minutes if necessary to accommodate a larger number of speakers.*

#### PUBLIC HEARINGS

8. **(CMR:183:04)** Public Hearing: The City Council will hold a Public Hearing to consider mid-year changes to the 2003-04 Municipal Fee Schedule, including the adoption of new fees, increasing existing fees, rates or assessments.

2003-04 Adjusted Budget--Second Quarter (Q2) Financial Results, Mid-year Amendments and Capital Improvement Program Status

The Finance Committee recommends the City Council to adopt the attached Budget Amendment Ordinance (BAO) (Attachment 1), which includes:

- a. Proposed mid-year adjustments to the 2003-04 Budget for the General Fund, Enterprise Funds, Special Revenue Funds, Internal Service Funds, Debt Service Fund, and Capital Improvement Fund (Exhibit A).
- b. New or amended 2003-04 CIP Project Descriptions (Exhibit B).
- c. Amendments to the 2003-04 Adopted Municipal Fee Schedule (Exhibit C).
- d. Amendments to the 2003-04 Table of Organization (Exhibit D).

The 2003-04 mid-year Capital Improvement Program Projects Status Report is attached as an information item (Attachment 2). A list of continuous projects follows this summary (Attachment 3). No action is required on these two items.

9. Public Hearing: The City Council will consider an ordinance streamlining planning procedures by modifying and consolidating regulations from Palo Alto Municipal Code, including Chapters 16.48 (Architectural Review), 18.90 (Variances, Home Improvement Exceptions, and Conditional Use Permits), 18.91 (Design Enhancement Exceptions), 18.92 and 18.93 (Appeals), and 18.99 (Administrative Approval of Minor Changes in Projects). New Chapters 18.76 (Permits and Approvals), 18.77 (Procedures for Permits and Approvals) and 18.78 (Appeals) will also be added. *(Item to be continued at the request of staff to a date uncertain)*

- \*10. **(CMR:188:04)** Public Hearing: The City Council will consider a request by BKF Engineers on behalf of Palo Alto High Street Partners for a Tentative Map for Property Located at 800 High Street for the Development of a 60 Unit Condominium Project; the Property Consists of a 41,993 Square-Foot Parcel, Which was Created by the Merger of Three Parcels. Environmental Assessment: An Environmental Impact Report Was Certified By The City Council on February 3, 2003. Zone District: Planned Community (PC) 4779.

*\*This item was quasi-judicial and subject to Council's Disclosure Policy*

## UNFINISHED BUSINESS

11. 2957 Waverley Avenue: Application by Chuck Bradley for a Partial Refund of Development Impact Fees Paid in November 2002 on a Second Residential Unit Constructed in Conjunction with a Replacement Home *(Continued from 03/01/04)*

## REPORTS OF COMMITTEES AND COMMISSIONS

## ORDINANCES AND RESOLUTIONS

## REPORTS OF OFFICIALS

## COUNCIL MATTERS

12. Colleagues Memo from Mayor Beecham and Council Member Kishimoto regarding a request to staff to forward letter to the Valley Transportation Authority

### COUNCIL COMMENTS, QUESTIONS, AND ANNOUNCEMENTS

*Members of the public may not speak to the item(s).*

### CLOSED SESSION

*This item may occur during the recess or after the Regular Meeting.*

*Public Comments: Members of the public may speak to the Closed Session item(s); three minutes per speaker.*

13. Conference with City Attorney – Existing Litigation  
Subject: 2900 Washington Street Association v. City of Palo Alto, et al.; SMC # 411549  
Subject: Authority: Government Code section 54956.9(a)
14. Conference with City Attorney -- Existing Litigation  
Subject: CSAA v. City of Palo Alto; SCC # CV 813502  
Subject: Authority: Government Code section 54956.9(a)

### ADJOURNMENT

Persons with disabilities who require auxiliary aids or services in using City facilities, services, or programs or who would like information on the City's compliance with the Americans with Disabilities Act (ADA) of 1990, may contact 650-329-2550 (Voice) or 650-328-1199 (TDD)

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