

ACTION MINUTES

Special Meeting
September 24, 2012

The City Council of the City of Palo Alto met on this date in the Council Chambers at 5:31 P.M.

Present: Burt, Espinosa, Holman, Klein, Price, Scharff, Schmid, Shepherd, Yeh

Absent:

CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNCIL

Government Code Section 54956.9(b), (c)
Potential Litigation Relating to the Mitchell Park Library and
Community Center Construction
Significant Exposure to Litigation Pursuant to Subdivision (b) of
Section 54956.9: 1 Potential Case
Potential Initiation of Litigation Pursuant to Subdivision (c) of
Section 54956.9: 1 Potential Case

The City Council reconvened from the Closed Session at 7:24 P.M. and Mayor Yeh advised no reportable action.

MINUTES APPROVAL

MOTION: Council Member Espinosa moved, seconded by Council Member Price to approve the minutes of June 25, July 2, and July 9, 2012.

MOTION PASSED: 9-0

CONSENT CALENDAR

MOTION: Council Member Espinosa moved, seconded by Council Member Price to approve Agenda Item Nos. 2-6.

2. Approval of a Contract with Air & Lube Systems, Inc., in the Amount of \$318,031.78 for Repair of In-Ground Vehicle Lifts at the Municipal Services Center, Capital Improvement Program Project VR-12001.

3. Authorization to Explore Formal "Partnership Cities" Relationship with the Yangpu District of China.
4. Submittal of Mitchell Park Library and Community Center Bi-Monthly Construction Contract Report.
5. Resolution 9287 entitled "Resolution of the Council of the City of Palo Alto Amending 2012-2014 Memorandum of Agreement (MOA) with the Fire Chiefs' Association (FCA) to Change the Title and Salary of One Position".
6. Resolution 9288 entitled "Resolution of the Council of the City of Palo Alto Expressing Appreciation to Myrna McCaleb Upon her Retirement".

MOTION PASSED: 9-0

AGENDA CHANGES, ADDITIONS AND DELETIONS

- ~~10. Policy and Services Committee Recommendations for Annual Council Priority Setting Process (Staff Requests This Item be Continued to October 1, 2012).~~

MOTION: Mayor Yeh moved, seconded by Vice Mayor Scharff to continue this item to October 1, 2012.

MOTION PASSED: 9-0

ACTION ITEMS

7. Colleagues Memo from Mayor Yeh and Vice Mayor Scharff Regarding Council Contingency Funds in the Amount of \$25,000 for Neighborhood Grants (Item Continued from September 18, 2012).

MOTION: Mayor Yeh moved, seconded by Vice Mayor Scharff to direct Staff to develop a pilot neighborhood grant program with \$25,000 in funds from the FY 2012-2013 City Council Contingency Fund. Staff would design a grant program with the following characteristics; 1) clearly state which associations or groups are eligible to apply for the grant. This should not develop into an entitlement for any particular group and safeguards should be put in place such that it does not exist. Furthermore, new and innovative ideas for neighborhood events should get preference, 2) allow neighborhood associations or groups to submit a basic application to fund events or activities in their neighborhoods, 3) events to be funded would bring both long-standing and new neighbors (moved within last 5 years) together in their

neighborhoods and would seek to incorporate interaction between generations and cultures, 4) include a cap to the amount each neighborhood association or group could apply for through the grant to insure multiple grants to different neighborhoods, and 5) Staff should have the pilot program ready to go by the beginning of 2013.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER that at the end of the first year of the program it will be reviewed by the Parks and Recreation Commission.

AMENDMENT: Council Member Holman moved, seconded by Council Member XXXX to delete No. 1 in the Motion: clearly state which associations or groups are eligible to apply for the grant.

AMENDMENT FAILED DUE TO THE LACK OF A SECOND

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to change No. 1 in the Motion to: describe the types of associations, groups or individuals that are eligible to apply for the grant as well as the criteria for the grant dispersement.

AMENDMENT: Council Member Shepherd moved, seconded by Council Member XXXX to direct Staff to work with the Human Relations Commission to develop the neighborhood grant proposal program.

AMENDMENT FAILED DUE TO THE LACK OF A SECOND

MOTION PASSED: 7-2 Klein, Shepherd no

8. Request for Council to Review Site Plan and Massing Concepts for 27 University Avenue, to Direct Staff to Execute Letter of Intent with TheatreWorks, and to Authorize Staff to Prepare Advisory Ballot Measure Language for Council Consideration.

Council Member Klein advised he would not be participating in this item as his wife is a faculty member of Stanford University. He left the meeting at 8:22 P.M.

Mayor Yeh advised he would not be participating in this item as his wife is a graduate of Stanford University. He left the meeting at 8:22 P.M.

MOTION: Council Member Espinosa moved, seconded by Council Member Price to direct Staff to: 1) return to Council no later than the second meeting in November, with; a) a plan for Boards and Commissions review of proposal, b) plan for a traffic study, c) neighborhood and community

outreach, d) draft revised Letter of Intent with TheatreWorks to collaborate on a Theater Arts Performance Center at 27 University, and e) height limit consideration with the Planning and Transportation Commission and the Architectural Review Board. In addition direct the City Attorney to develop options for an advisory measure to bring back at an appropriate time to ask voters whether (1) the City Council should initiate a change in the Comprehensive Plan and Zoning Code to facilitate the Project, and (2) the City Council should exchange of the unused "panhandle" portion of El Camino Park for more usable portion of adjacent land to facilitate better site planning for the project.

MOTION PASSED: 7-0 Klein, Yeh not participating

9. Approval of Professional Services: 1) Contract with Fukuji Planning and Design in Amount of \$139,500 for Preliminary Design Concept Services; 2) Contract with Sandis Civil Engineers Surveyors Planners in the Amount of \$16,500 for Traffic Engineering, Civil Engineering and Arborist Report Services; and 3) Contract with Fergus Garber Young Consultants in the Amount of \$85,000 for Urban Design and Architectural Services 4) Contract with Metropolitan Planning Group in Amount of \$45,000 for Project Management for Real Property at 27 University Avenue to be Funded By the Stanford Medical Center Intermodal Transit Funds with a Budget Amendment Ordinance 5165 totaling \$286,000.

MOTION: Council Member Shepherd moved, seconded by Council Member Price to approve the Professional Services Agreements for \$286,000 of which \$136,000 will be funded with SUMC Intermodal Transit Funds (Pedestrian Linkages) to allow for consultant services for the continued design concepts and analysis of 27 University Avenue. The remaining \$150,000 will be funded by the SUMC Infrastructure, Sustainable Neighborhoods and Communities, and Affordable Housing fund. Appropriate changes to the Budget Amendment Ordinance shall be made.

MOTION PASSED: 7-0 Klein, Yeh not participating

COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS

Council Member Burt commended the Quakeville exercise leaders for their hard work and a successful event this past weekend.

Council Member Shepherd reported on attending the Palo Alto High School/Gunn High School football game last weekend, and the Public Art Commission meeting on Thursday evening.

Council Member Price reported on attending the Santa Clara Valley Transportation Authority workshop on Bus/Rapid Transit on September 21, 2012. Additionally, the Santa Clara County Mental Health Board has an upcoming Medicare and Healthcare Forum on October 6, 2012.

ADJOURNMENT: The meeting was adjourned at 12:31 A.M.