



CITY OF PALO ALTO  
CITY COUNCIL

Special Meeting  
Council Chambers  
December 10, 2012  
6:00 PM

Agenda posted according to PAMC Section 2.04.070. Supporting materials are available in the Council Chambers on the Thursday preceding the meeting.

Call to Order

Closed Session

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

1. CONFERENCE WITH CITY ATTORNEY

Potential Litigation Relating to 2012 Audit of Software End-User License Agreement with SAP Public Services, Inc.  
Government Code Section 54956.9(b)-Significant Exposure to Litigation- 1 Case

Special Orders of the Day

2. Proclamation Honoring John Tuomy

City Manager Comments

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 duration of Oral Communications period to 30 minutes.*

Consent Calendar

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

3. Finance Committee Recommendation to Approve the Residential CustomerConnect Pilot Program, Approve a Contract with Elster Solutions LLC for up to \$450,455, and Adopt a Resolution Approving Pilot-Scale Time-of-Use Electric Rate for Residential Customers
4. Finance Committee Recommendation to Adopt a Resolution Approving the Cap-and-Trade Revenue Utilization Policy for the Use of Revenues from the Sale of Allocated Allowances in California's Greenhouse Gas Cap-and-Trade Auctions

5. Adoption of a Resolution Declaring Weeds to be a Public Nuisance and Setting January 14, 2013 for a Public Hearing for Objections to Proposed Weed Abatement
6. Approval of a Wastewater Treatment Enterprise Fund Contract to Join the Bay Area Biosolids to Energy Coalition in the Total Amount of \$151,553 for Membership in a Regional Coalition Exploring Biosolids to Energy Projects that Benefit the Regional Water Quality Control Plant
7. Resolution Authorizing the Making of a Prepayment Under the City's Water Supply Agreement with the City and County of San Francisco and Authorizing the City's Participation in a Bond Issuance by the Bay Area Water Supply and Conservation Agency to Finance the Prepayment
8. Approval of the Renewal of a Public-Private Partnership Agreement Between the City of Palo Alto and TheatreWorks for the use of the Lucie Stern Community Theatre
9. Approval of the Renewal of a Public-Private Partnership Agreement Between the City of Palo Alto and the Palo Alto Players for the use of the Lucie Stern Community Theatre
10. Approval of the Renewal of a Public-Private Partnership Agreement between the City of Palo Alto and the West Bay Opera for the use of the Lucie Stern Community Theatre
11. Approval of an Agreement with the Santa Clara Valley Water District for the Installation and Maintenance of Two Trash Booms at Creek Locations in Palo Alto
12. Adoption of Resolution of Intent to Set the Employer's Contribution Under the Public Employee's Medical and Hospital Care Act with Respect to Members of the Palo Alto Police Officers' Association and Rescinding Resolution No. 8896
13. Submittal of Mitchell Park Library and Community Center Bi-Monthly Construction Contract Report

## Agenda Changes, Additions and Deletions

*HEARINGS REQUIRED BY LAW: Applications and/or appellants may have up to ten minutes at the outset of the public discussion to make their remarks and put 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 three minutes per speaker.*

## Action Items

*Include: Reports of Committees/Commissions, Ordinances and Resolutions, Public Hearings, Reports of Officials, Unfinished Business and Council Matters.*

14. Public Hearing: Adoption of an Ordinance Establishing Underground Utility District No. 47 (Middlefield Road/Addison Avenue/Cowper Street/Homer Avenue) by Amending Section 12.16.02 of the Palo Alto Municipal Code
15. Public Hearing: Adoption of an Ordinance Rezoning a 0.6-acre Site from Single Family Residential (R-1) to Service Commercial (CS), Adoption of a Resolution Amending the Comprehensive Plan Land Use Designation from Single Family Residential to Service Commercial, and Approval of the Negative Declaration for the Properties located at 423-451 Page Mill Road.
16. Approval of a Record of Land Use Action for a Preliminary Parcel Map with Exceptions to Subdivide an oversized Single Family Residential lot into two lots, resulting in parcels having a width of 55.845 feet where the R-1 Zone standard minimum width is 60 feet; and Approval of a Negative Declaration located at 827 Chimalus Drive
17. Public Hearing: Consider Extending up to December 28, 2013 a Moratorium on the Use of Certain Parking Exemptions contained in Section 18.52.060(c) of the Zoning Ordinance Related to the Downtown and California Avenue Parking Assessment Areas; and Adopt a Resolution Providing Exceptions to the Moratorium for "Pipeline Projects" at 135 Hamilton Avenue and 636 Waverley Street

## Council Member Questions, Comments and Announcements

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

## Adjournment

### AMERICANS WITH DISABILITY ACT (ADA)

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) 24 hours in advance.

PUBLIC COMMENT

Members of the Public are entitled to directly address the City Council/Committee concerning any item that is described in the notice of this meeting, before or during consideration of that item. If you wish to address the Council/Committee on any issue that is on this agenda, please complete a speaker request card located on the table at the entrance to the Council Chambers, and deliver it to the City Clerk prior to discussion of the item. You are not required to give your name on the speaker card in order to speak to the Council/Committee, but it is very helpful.

# Additional Information

## Supplemental Information

### Standing Committee Meetings

Sp. City Council Closed Session

Policy & Services Committee Meeting

Regional Housing Mandate Committee Meeting

### Schedule of Meetings

### Tentative Agenda

### Informational Report

Annual Status Report Developer's Fees Early Memo

Fiscal Year 2012 Year-End Capital Improvement Program Projects Status Report

### Public Letters to Council

Set 1

Set 2

Set 3

Set 4