



CITY OF PALO ALTO CITY COUNCIL ACTION MOTIONS

Special Meeting
June 9, 2014

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:04 P.M.

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

Absent: Scharff

Architectural Review Board Members:

Present: Gooyer, Lew, Lippert, Malone-Prichard, Popp

Absent:

1. THIS ITEM HAS BEEN REMOVED.

Study Session

2. Joint Meeting with the Architectural Review Board.

Special Orders of the Day

3. Palo Alto Apps Challenge 2014 - Finalist Recognition.

Minutes Approval

MOTION: Council Member Price moved, seconded by Council Member Berman to approve the minutes of April 21, 2014.

MOTION PASSED: 8-0 Scharff absent

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Consent Calendar

Council Member Klein advised he would not be participating in Agenda Item Number 9 since his wife is on the Stanford Faculty.

MOTION: Council Member Holman moved, seconded by Council Member Burt, and third by Council Member Schmid to pull Agenda Item Number 9 to be heard on June 23, 2014.

MOTION: Council Member Price moved, seconded by Council Member Berman to approve Agenda Item Numbers 4-8, and 10-16.

4. Request for Approval of Agreement No. C15154285 Between the City of Palo Alto and the Midpeninsula Community Media Center, Inc. for Cablecasting Services in the Amount of \$125,000 Per Year for a Total not to Exceed \$375,000 from July 1, 2014 Through June 30, 2017.
5. Approval of a One – Year Extension of the Building Permit and the Option to Lease Agreement Between the City of Palo Alto and the Palo Alto History Museum for the Roth Building, 300 Homer Avenue.
6. Resolution 9422 entitled "Resolution of the Council of the City of Palo Alto Terminating PaloAltoGreen's Full Needs Program for Residential Electric Customers and Reinstating the Full Needs Program for Commercial and Master-Metered Multi-Family Electric Customers by Repealing Rate Schedule E-1-G and Amending Rate Schedules E-2-G, E-4-G, E-7-G, and E-18-G."
7. Approval of a Three-Year Contract with Northwest Woodlands Services, Inc. in the Amount not to Exceed \$552,950 for Trail Maintenance in the Baylands Nature Preserve, Pearson-Arastradero Preserve, Foothills Park and Grounds Maintenance in Utility Reservoir Sites.
8. Parks and Recreation Commission Recommendation to Adopt a Park Improvement Ordinance for Hopkins Park.
9. ~~Council Review of an Appeal of the Director of Planning and Community Environment's Decision Approving Architectural Review of the Demolition of Approximately 290,220 s.f. of Existing R&D/Office Space and Construction of 180 Dwelling Units Which Includes 68 Detached Single-Family Units and 112 Multi-Family Units Located at 1451-1601~~

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~~California Avenue, as Part of the 2005 Mayfield Development Agreement. Environmental Assessment: City of Palo Alto/Stanford Development Agreement and Lease Project Environmental Impact Report (State Clearinghouse No. 2003082103).~~

10. Adoption of Ordinance Amending Section 22.04.270 By Adding Subsection 22.04.270(C) To Prohibit the Feeding of Wildlife And Feral Animals in Palo Alto Parks And Open Space Areas.
11. Resolution 9423 entitled "Resolution of the Council of the City of Palo Alto Approving the Fiscal Year 2015 Financial Plans and Reserve Management Policies for the Electric, Gas, Wastewater Collection and Water Utilities, With No Rate Increases Proposed for Fiscal Year 2015."
12. Approve and Authorize the City Manager or his Designee to Execute Contract Amendment No. 2 to Contract C10135025 in the Amount of \$336,172 with Alta Planning + Design, for Preliminary Design and Environmental Assessment Services for the Pedestrian & Bicycle Overpass at Highway 101 (CIP PE-11011).
13. Approval of Consent to Assignment of Power Purchase Agreement with Brannon Solar LLC to CRE-Kettleman Holdco LLC and Approval of Amended and Restated Power Purchase Agreement with EE Kettleman Land, LLC.
14. Award of Contract with Ross McDonald Company, Inc., in the Amount of \$606,913 for Custom Casework for the Rinconada Library (CIP PE-11000 and LB-11000).
15. Adoption of an Ordinance Authorizing the Operation, Management and Control of the Palo Alto Airport by the City of Palo Alto and Amending Section 2.08.190 of Chapter 2.08 of Title 2 of the Palo Alto Municipal Code to Add the Palo Alto Airport to the Duties of the Director of Public Works.
16. Accept the Retiree Healthcare Plan GASB 45 Actuarial Valuation as of June 30, 2013 and Approve Full Funding of the Annual Required Contribution.

MOTION PASSED for Agenda Item Numbers 4-8, and 10-16: 8-0
Scharff absent

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Action Items

17. Public Hearing – Assessment for California Avenue Area Parking Bonds – Plan G: FY 2014-2015; Resolution 9424 entitled “Resolution of the Council of the City of Palo Alto Confirming Engineer’s Report and Assessment Roll, California Avenue Parking Project No. 92-13 (For Fiscal Year 2014-2015).”

Public Hearing opened and closed without public comment at 8:00 P.M.

MOTION: Mayor Shepherd moved, seconded by Council Member Schmid to adopt the Resolution Confirming Engineer’s Report and Assessment Roll, California Avenue Parking Project No. 92-13 (For Fiscal Year 2014-2015).

MOTION PASSED: 8-0 Scharff absent

18. Review and Approval of the Revised Draft Infrastructure Project Funding Proposal (CONTINUED FROM JUNE 2, 2014).

MOTION: Council Member Klein moved, seconded by Council Member Berman to approve the revised draft infrastructure project funding proposal to include:

1. Retention of Fire Station 4 in the revised draft infrastructure project funding proposal;
2. Reduction of \$1 million for the Bike/Pedestrian Plan;
3. Reduction of \$4.6 million in parks catch-up;
4. Reduction of \$0.8 million in Byxbee Park funding to be covered by other sources such as COPs and/or Development Impact Fees.

MOTION PASSED: 8-0 Scharff absent

19. Public Hearing: Adoption of Budget Ordinance for FY 2015, including Adoption of Operating and Capital Budgets and Municipal Fee Schedule; Adoption of five Resolutions, including: Adopting a Dark Fiber Rate Increase of 2.6% and Amending Utility Rate Schedules EDF-1 and EDF-2; Amending Utility Rate Schedule D-1 (Storm and Surface Water Drainage) to Increase Storm Drain Rates by 2.6 Percent Per Month Per Equivalent Residential Unit for Fiscal Year 2015; Amending the 2012-2013 Compensation Plan for Management and Professional Adopted by Resolution No. 9357 to Add One New Position and Change the Title of Two Positions; Amending the 2013-2015 Memorandum of Agreement Service Employees International Union (SEIU), Adopted by

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Resolution No. 9398 to Add One New Position and Correct the Salary of One Position; and Amending the Terms for the Utility Management Professional Association, Adopted by Resolution No. 9359 to Correct the Salary for One Position and Add Two New PositionS.

Public Hearing opened at 8:57 P.M.

MOTION: Council Member Berman moved, seconded by Council Member Klein to tentatively adopt the Budget Ordinance for FY 2015, including Adoption of Operating and Capital Budgets and Municipal Fee Schedule; Adoption of five Resolutions, including: Adopting a Dark Fiber Rate Increase of 2.6 Percent and Amending Utility Rate Schedules EDF-1 and EDF-2; Amending Utility Rate Schedule D-1 (Storm and Surface Water Drainage) to Increase Storm Drain Rates by 2.6 Percent Per Year Per Equivalent Residential Unit for Fiscal Year 2015; Amending the 2012-2013 Compensation Plan for Management and Professional Adopted by Resolution No. 9357 to Add One New Position and Change the Title of Two Positions; Amending the 2013-2015 Memorandum of Agreement Service Employees International Union (SEIU), Adopted by Resolution No. 9398 to Add One New Position and Correct the Salary of One Position; and Amending the Terms for the Utility Management Professional Association, Adopted by Resolution No. 9359 to Correct the Salary for One Position and Add Two New Position.

AMENDMENT: Council Member Berman moved, seconded by Council Member Burt to add an additional \$68,380 to HSRAP, PACCC or Avenidas, funding for FY 2015, allocation to be recommended by the Human Relations Commission and for Council approval, and an additional \$50,000 one-time contribution to establish a Human Services Reserve, with additional contributions to be determined annually. The previously approved increase of \$31,620 will go to a 2.6 percent increase in funding to be pro-rata distributed to the HSRAP agencies, along with PACCC and Avenidas.

AMENDMENT PASSED: 7-1 Klein no, Scharff absent

AMENDMENT: Council Member Klein moved, seconded by Mayor Shepherd to eliminate the allocation to reserves for the covenant not to develop and to use such funds instead for capital improvements at Cubberley for the City owned 8 acres and, if the City enters into a new lease with PAUSD for other property at Cubberley, such as PAUSD owned property at Cubberley.

AMENDMENT PASSED: 7-1 Schmid no, Scharff absent

AMENDMENT: Council Member Holman moved, seconded by Council Member Schmid that the matter of the utilization and associated fees for use

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of Alma Plaza Community Room, as public benefit of the PC, is to be sent to Policy and Services Committee for vetting.

AMENDMENT PASSED: 8-0 Scharff absent

CALL THE QUESTION: Council Member Klein moved, seconded by Council Member Price to call the question.

MOTION PASSED: 7-1 Holman no, Scharff absent

MOTION AS AMENDED PASSED: 8-0 Scharff absent

20. City Manager Update and Possible Council Direction on Negotiations with PAUSD Regarding Cubberley Community Center and Ventura School (COUNCIL MAY CONSIDER THIS ITEM IN WHOLE OR PART IN CLOSED SESSION CONFERENCE WITH PROPERTY NEGOTIATORS).

MOTION: Council Member Klein moved, second by Council Member Berman to move into closed session for a brief period.

MOTION PASSED: 8-0 Scharff absent

Inter-Governmental Legislative Affairs

None

Council Member Questions, Comments and Announcements

Council Member Klein urged current and future Council Members not to extend the lease for the History Museum any further than the one year extension granted this evening.

Mayor Shepherd reported out on her attendance last week at the San Francisco Airport Roundtable group.

The Council adjourned into the Closed Session at 11:09 P.M.

Council Member Price left the meeting at 11:09 P.M.

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Closed Session

21. CONFERENCE WITH REAL PROPERTY NEGOTIATORS, CALIFORNIA GOVERNMENT CODE SECTION 54956.8

Properties:

Cubberley Community Center, 4000 Middlefield Road, Palo Alto 94306 (including 8 acres owned by the City of Palo Alto and remaining acres owned by the Palo Alto Unified School District); and Ventura School site, 3990 Ventura Court, Palo Alto 94306

Agency Negotiators:

James Keene, Lalo Perez, Joe Saccio, Hamid Ghaemmaghami, Greg Betts, Rob De Geus, Thomas Fehrenbach, Molly Stump

Negotiating Parties:

City of Palo Alto and Palo Alto Unified School District

Under Negotiation:

Lease and/or Purchase/Sale*
Price and Terms of Payment

*Purchase/sale is listed to comply with Brown Act legal requirements, and include various types of transactions including but not limited to easements, options, rights of first refusal and land exchanges.

The Council reconvened from the Closed Session at 11:45 P.M. and Mayor Shepherd advised no reportable action.

ADJOURNMENT: The meeting was adjourned at 11:45 P.M.