



# CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Special Meeting  
March 23, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:09 P.M.

Present: Berman, Burt, DuBois arrived at 6:20 P.M., Filseth, Holman, Kniss, Scharff arrived at 6:46 P.M., Schmid, Wolbach

Absent:

## Special Orders of the Day

1. Presentation to Development Services Department Regarding Recognition of Achievement by the International Standards Organization (ISO) for its Administering of the Building Codes Attaining the Highest Standards for Structural Safety.

## Study Session

2. Update on the Santa Clara Valley Water District's Collection of All of its State Water Project Costs via Property Taxes Instead of Water Rates.

## Agenda Changes, Additions and Deletions

James Keene, City Manager requested that the City Council continue Agenda Item Number 4- Adoption of a Resolution Authorizing Public Works Department to Submit a Function Classification Request to Caltrans to Expand the Number of Streets Eligible for Resurfacing Work Using Federal or State Grant Funding. until a later date in April 2015.

## Minutes Approval

**MOTION:** Council Member Filseth moved, seconded by Vice Mayor Schmid to approve the minutes of January 26, 31 and February 2, 2015 with the addition to the January 26, 2015 minutes, page 39 of the vote for Agenda

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Item Number 8- Potential Litigation (as petitioner) – Caltrain Joint Powers Board – Peninsula Corridor Electrification.

**MOTION PASSED:** 9-0

## Consent Calendar

**MOTION:** Council Member Kniss moved, seconded by Council Member DuBois to approve Agenda Item Numbers 3 and 5-8, Agenda Item Number 4 continued to a date in April 2015.

3. Approval of Two 3-Year Contracts for a Computer and Data Center Data Storage or 'Cloud Backup' Solution Totaling \$618,991: 1) Exucom Contract Number C15156183 in the Amount of up to \$327,121 for Data Center Backup; 2) Code42 Contract Number C151566312 in the Amount of \$291,870 for Computer and Laptop Backup.
4. ~~Adoption of a Resolution Authorizing Public Works Department to Submit a Function Classification Request to Caltrans to Expand the Number of Streets Eligible for Resurfacing Work Using Federal or State Grant Funding.~~
5. Approval of Amendment Number Seven to the City's Lease Agreement with McCandless Limited, LLC., For Office Space at 1005 and 1007 Elwell Court, Palo Alto.
6. Approval of Amendment Number One to Contract C14153010 with Arnold Mammarella Architecture and Consulting to Increase the Contract by \$400,000 for an Amount Not to Exceed \$784,999 for On-Call Planning Services Needed to Support Implementation of the City's Individual Review Program.
7. Request for Procedural Change - Present the Results of the Animal Services Audit to the Finance Committee Rather Than to the Policy and Services Committee.
8. Approval of a Wastewater Enterprise Fund Contract with Precision Engineering, Inc. In the Amount of \$7,405,730 for Sanitary Sewer Rehabilitation Projects 24, 25, and 26 in University South, Professorville and Old Palo Alto Neighborhoods.

# ACTION MINUTES

## MOTION PASSED FOR AGENDA ITEM NUMBERS 3 AND 5-8: 9-0

### Action Items

9. Discussion and Direction to Staff Regarding Establishment of an Office/R&D Annual Growth Limit (Continued from March 2, 2015).

**MOTION:** Council Member Burt moved, seconded by Council Member Scharff to direct Staff to return with discussion of elements of an interim Ordinance along the following lines, and that Staff will have discretion to provide certain alternatives under the following guidelines and other aspects that Staff recommends for consideration:

- 1) Cap would run until the adoption of the new Comprehensive Plan; and
- 2) Areas would cover University Avenue, California Avenue and El Camino Real districts; and
- 3) Limit of ~50,000 sq. ft. of new office/commercial development net gain per year; and
- 4) That it have a set of scoring standards to attempt to drive quality, including:
  - A. Traffic impacts; and
  - B. Parking impacts; and
  - C. Design: Human scale of urban design, compatibility with surroundings, architectural quality; and
  - D. Environmental quality of building; and
  - E. Other potential public benefits.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to direct Staff to return with options of what uses to include in the Cap.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add "Potential intensity of use," under Number 4.

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**AMENDMENT:** Council Member Wolbach moved, seconded by Council Member Scharff, that the Cap would run until the adoption of the new Comprehensive Plan or two years, whichever is sooner.

**AMENDMENT PASSED:** 5-4 Burt, DuBois, Filseth, Holman no

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to direct Staff to return with alternatives with types of development that might be excluded from the interim Ordinance.

**AMENDMENT:** Mayor Holman moved, seconded by Council Member XX to exclude the Stanford Research Park only with a clear and definitive means of addressing:

1. Single occupancy vehicle trips; and
2. Looking at minimizing the conversion of R&D to Office.

**AMENDMENT FAILED DUE TO THE LACK OF A SECOND**

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to include discussion of any additional zoning change measures.

**MOTION AS AMENDED PASSED:** 9-0

**MOTION:** Council Member Berman moved, seconded by Council Member Scharff to direct Staff to include an alternative of no new net car trip increase in the Comprehensive Plan update.

**MOTION PASSED:** 8-1 DuBois no

**MOTION:** Vice Mayor Schmid moved, seconded by Council Member XX to direct Staff as part of the Comprehensive Plan update to investigate a 35,000 sq. ft. office development limit within the Congestion Management Plan.

**MOTION FAILED DUE TO THE LACK OF A SECOND**

**MOTION:** Council Member DuBois moved, seconded by Council Member Wolbach to direct Staff to further define and evaluate as part of the

# ACTION MINUTES

Comprehensive Plan update ways to encourage mixed-use that are not predominately office space.

**MOTION PASSED:** 9-0

**MOTION:** Council Member Wolbach moved, seconded by Vice Mayor Schmid to direct Staff to include consideration of an employee fee or tax in the context of the Comprehensive Plan discussion in regards to office and job growth.

## **MOTION WITHDRAWN BY THE MAKER**

**MOTION:** Council Member Burt moved, seconded by Mayor Holman to direct Staff to consider under the Comprehensive Plan discussion of Stanford Research Park including comprehensive Traffic Demand Management, and a limitation of conversion of R&D to office in the Research Park.

Council Member DuBois advised he would not participate in this Motion due to his wife working at Stanford.

**MOTION PASSED:** 8-0 DuBois not participating

10. Approval of a Residential Curbside Compost Collection Program and Adopting a Budget Amendment Ordinance 5314 entitled "Budget Amendment Ordinance for the Council of the City of Palo Alto for \$387,000 for the Purchase of Kitchen Buckets and New Outreach Materials."

**MOTION:** Council Member Wolbach moved, seconded by Council Member Scharff to:

1. Approve a new residential curbside collection and composting program of food scraps commingled with yard trimmings in the green carts, effective July 1, 2015; and
2. Adopt the attached Budget Amendment Ordinance in the amount of \$387,000 to fund the purchase of kitchen buckets and outreach materials that are needed as part of the implementation of the new residential curbside compost collection program.

**MOTION PASSED:** 9-0

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## Inter-Governmental Legislative Affairs

None

## Closed Session

**MOTION:** Council Member Kniss moved, seconded by Council Member Filseth to go into Closed Session.

**MOTION PASSED:** 9-0

## Council Member Questions, Comments and Announcements

Council Member Scharff reported on his attendance at the Expressway Plan 2040 Policy Advisory Board meeting earlier in the evening. At the meeting, he learned that the Expressways have not received regular maintenance since 2010 due to the lack of funding. This has led to decreased road quality.

Council Member Wolbach attended the Gunn High School production of Anything Goes, which was a fantastic performance.

Council Member Burt presented at and sat as a panelist during the Local Government Commission Annual Conference this past weekend. He reported that California is viewed as a leader in regards to climate action planning and carbon neutrality and Palo Alto is viewed as the the leader on becoming carbon neutral.

**MOTION:** Council Member DuBois moved, seconded by Mayor Holman to agendize a discussion of temporarily suspending the fees associated with a single story overlay.

Council Member Berman attended Mix It Up at Duveneck Elementary School, his elementary school alma mater. Students from different grades participated in a lunch time project to bridge gaps between different ages. He stated Council Member Wolbach also participated in Mix It Up.

**MOTION:** Council Member Wolbach moved, seconded by Council Member Scharff to agendize exploring the density of units in multi-family zoning and easing the regulations for adding second units.

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The Council went into the Closed Session at 11:41 P.M.

11. CONFERENCE WITH CITY ATTORNEY-Potential Initiation of Litigation  
(1 Matter)  
Santa Clara Valley Water District funding of State Water Project  
obligation through property tax levy.  
Govt. Code Section 54956.9(d)(4)

The Council reconvened from the Closed Session at 12:35 P.M. Mayor Holman reported there was no reportable action.

Adjournment: The meeting was adjourned at 12:36 A.M.