



# CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Special Meeting  
February 23, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:01 P.M.

Present: Berman, Burt, Filseth, Holman, Kniss, Schmid, Wolbach arrived at 6:10 P.M.

Absent: DuBois, Scharff

## Closed Session

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

**MOTION PASSED:** 6-0 DuBois, Scharff, Wolbach absent

City Council went into closed session at 6:03 P.M.

1. CONFERENCE WITH CITY ATTORNEY/LEGAL COUNSEL ANTICIPATED LITIGATION (as defendant/plaintiff)  
Subject: Turner Construction – construction management services, Mitchell Park Library and Community Center  
Authority: California Government Code sections 54956.9(d)(2) and 54956.9(d)(4)

Council reconvened from Closed Session at 6:49 P.M., Mayor Holman advised no reportable action.

## Special Orders of the Day

2. Acknowledgement of Recipients of Mayor's "Green Leader Business Award".
3. Heart Across America Presentation.

# ACTION MINUTES

## Minutes Approval

**MOTION:** Council Member Berman moved, seconded by Council Member Kniss to approve the minutes of November 10 and 17, 2014.

**MOTION PASSED:** 7-0 DuBois, Scharff absent

## Consent Calendar

**MOTION:** Council Member Kniss moved, seconded by Vice Mayor Schmid to approve Agenda Item Numbers 4-12.

4. Resolution 9495 entitled "Resolution of the Council of the City of Palo Alto Amending Electric Rate Schedule E-1 TOU (Residential Time-of-Use Rate Adjustment) to Extend its Term Through December 31, 2017."
5. Approval of Utilities Enterprise Fund Contract with Daleo, Inc. In The Amount of \$4,409,031 for Water Main Replacement Capital Improvement Program WS-11000 Project 25 in University South and the Leland Manor/Garland Subdivisions.
6. Approval of a Contract with St Francis Electric in the Amount of \$274,290 for Traffic Signal Modifications at the Embarcadero Road Town and Country-Palo Alto High School Intersection.
7. Approval of Continuation of Valet-Assist Services at Lot R for the Remainder of FY2015 and Adoption of a Budget Amendment Ordinance 5305 entitled "Budget Amendment Ordinance of the Council of the City of Palo Alto in the University Avenue Parking Permit Fund in the Amount of \$30,000."
8. Approval of an Amendment to Contract C14153012 with Metropolitan Planning Group for Planning Support Services Needed Due to Unanticipated Staff Vacancies Adding \$98,000 for a Not to Exceed Amount of \$150,000.
9. Approval of Utilities Enterprise Fund Contract with Utility Tree Service, Inc. (UTS), Not To Exceed \$1,209,406 for the First Year and up to \$5,251,499 for Four Additional Years for the 2015 Power Line Clearing Project.

# ACTION MINUTES

10. Appointment of 2015 Emergency Standby Council.
11. Resolution 9496 entitled "Resolution of the Council of the City of Palo Alto Approving Interim Appointment of James Lightbody to Chief Transportation Official Position Pursuant to Government Code Section 21221(h)."
12. Approval to Cast Ballot for Council Member Liz Kniss for Vice President of the Peninsula Division Executive Committee of the League of California Cities.

**MOTION PASSED:** 7-0 DuBois, Scharff absent

## Action Items

13. Appeal of Director of Planning and Community Environment's Individual Review Approval of a New Two-Story Home located at 3864 Corina Way (Continued from February 2, 2015).

**MOTION:** Council Member Wolbach moved, seconded by Council Member Kniss to uphold the Director of Planning and Community Environment approval by adopting the Record of Land Use Action approving an Individual Review (IR) application for a new two-story home at 3864 Corina Way, adding to Section 6 – Conditions of Approval, Condition #6 – "The trees and climbing vines shall be maintained in perpetuity."

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to Section 6 – Conditions of Approval, Condition Number 8 – "In either event screening trees are to be maintained."

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to modify addition to Section 6 – Conditions of Approval, Condition Number 8 – "in either event screening trees are to be maintained for the natural life of the home."

**AMENDMENT:** Mayor Holman moved, seconded by Vice Mayor Schmid to direct Staff to look at locating an additional bedroom on the first floor to reduce the second floor mass.

**AMENDMENT FAILED:** 2-5 Holman, Schmid yes

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**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to modify Section 6 – Conditions of Approval, Condition Number 6 – “Trees and vines will be maintained for the natural life of the home.”

**MOTION AS AMENDED PASSED:** 6-1 Schmid no, DuBois, Scharff absent

14. Policy and Services Committee Recommends the City Council Amend Policy and Procedure 1-48/ASD (Procedure for Sale/Transfer of Surplus City-Owned Real Property) to Address Unsolicited Offers and Provide for Broad Marketing of City Lands Through Use of Electronic Media.

**MOTION:** Vice Mayor Schmid moved, seconded by Mayor Holman to approve the Policy and Services Committee recommendation to amend “Policy and Procedures 1-48/ASD (Procedure for Sale/Transfer of Surplus City – Owned Real Property”); adding to the last sentence of Procedure Section A.3) “, and shall provide public notice of any deed restrictions on the property.”

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to Procedure Section A.3) “, and shall provide public notice of any deed restrictions, easements, or any other encumbrances on the property.”

**MOTION AS AMENDED PASSED:** 7-0 DuBois, Scharff absent

## Inter-Governmental Legislative Affairs

15. Review and Approval of the Draft Legislative Program Manual and Draft Semi-Annual Legislative Strategic Initiatives.

**MOTION:** Council Member Wolbach moved, seconded by Vice Mayor Schmid to approve the Draft Legislative Program Manual and the Draft Spring 2015 Semi-Annual Legislative Strategic Initiatives document.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to refer the adopted Legislative Program Manual and Spring 2015 Semi-Annual Legislative Strategic Initiatives document to Policy and Services Committee for review and refinement.

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**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add under Top Six 2015 Semi-Annual Legislative Strategic Initiatives: Advocate for policies at the state and federal level to provide protection against sea level rise for local communities.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add under Transportation: Advocate for federal and state policies that support local rail and other local transportation programs that reduce single occupancy vehicle trips.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add under Top Six 2015 Semi-Annual Legislative Strategic Initiatives: Initiative 5 add "and reforms to the State Density Bonus law to elements that are counterproductive to the jobs/housing imbalance.

**MOTION AS AMENDED PASSED:** 7-0 DuBois, Scharff absent

Council Member Questions, Comments and Announcements

None

Adjournment: The meeting was adjourned at 11:13 P.M.