



# CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Special Meeting  
June 29, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:05 P.M.

Present: Berman, Burt, Filseth, Holman, Kniss arrived at 6:17 P.M.,  
Scharff, Schmid, Wolbach

Absent: DuBois

## Special Orders of the Day

1. Recognition of Fire Explorer Madison Valentine and Her Honor of Being Selected the Explorer of the Year by the Santa Clara / San Mateo Region.

## Agenda Changes, Additions and Deletions

None.

## Consent Calendar

**MOTION:** Council Member Scharff moved, seconded by Vice Mayor Schmid to approve Agenda Item Numbers 2-9, 11-16, and remove Agenda Item Number 10- Authorize the City Manager or His Designee to Enter Into a 20-Year Lease Agreement with Pristine Sun to Install and Maintain Photovoltaic Systems at Five City-Owned Parking Structures from the Agenda as requested by Staff.

2. Approval and Authorization of the City Manager to Execute a Contract With Electronic Innovations, Inc. in the Amount of \$272,914 for Phase 4 of the Video Surveillance and Intrusion Detection System Project (EL-04012) and 10 Percent Contingency of \$27,000 for Related, but Unforeseen, Work for a Total Authorized Amount of \$299,914.

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3. Approval of Contract Amendment No. 2 to S15155476 with AECOM for Consulting Services in the Amount of \$133,000 for Technical Services and Studies to Develop Zoning Regulations to Address Hazardous Materials Limitations and Compliance in Industrial Areas.
4. Approval of a Three-Year Contract No. C15159248 With Geodesy for Maintenance, Support and Professional Services for the City's Geographic Information System (GIS) in the Amount of \$195,000 Per Year.
5. Approval of a One-Year Extension of the Option to Lease Agreement Between the City of Palo Alto and the Palo Alto History Museum for the Roth Building Located at 300 Homer Avenue and Approval of a Budget Amendment Ordinance 5333 Entitled, "Budget Amendment Ordinance of the Council of the City of Palo Alto in the Capital Improvement Fund to Establish a Roth Building Historical Rehabilitation Reserve in the Amount of 3.88 Million Dollars."
6. Approval of Amendment One to Contract No. C14152025 With SP Plus to Add \$637,652 for Expansion of the Downtown Valet Parking Program to Additional Garages and a Total Not to Exceed Amount of \$997,652 Over a Three Year Period.
7. Approval and Authorization of the City Manager to Execute a Contract With Anderson Pacific Engineering Construction, Inc., in the Amount of \$4,679,100, for the Seismic Upgrade of Four Steel Tanks and Three Receiving Stations Project, WS-07000, WS-08001 and WS-09000 and Budget Amendment Ordinance 5334 Entitled, "Budget Amendment Ordinance of the Council of the City of Palo Alto Increasing the Water Regulation System Improvements Project Budget (WS-08000) in the Amount of \$786,375."
8. Approval of Contract No. C15159142 With Saviano Company in the Amount of \$372,550 With a 10 Percent Contingency for Unforeseen Expenses for Tennis Court Improvements at Hoover Park, Terman Park and Weisshaar Park (Capital Improvement Project PG-06001).
9. Approval of an Agreement With Palo Alto Unified School District (PAUSD) for PAUSD Athletic Field Brokering and Maintenance.

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- ~~10. Authorize the City Manager or His Designee to Enter Into a 20-Year Lease Agreement (Attachment A) with Pristine Sun to Install and Maintain Photovoltaic Systems at Five City-Owned Parking Structures.~~
11. Resolution 9532 Entitled, "Resolution of the Council of the City of Palo Alto Determining the Proposed Calculation of the Appropriations Limit for Fiscal Year 2016."
12. Approval of Contract Amendment No. 3 With Van Scoyoc Associates Inc. for a One-Year Extension in an Amount Not to Exceed a Total of \$101,000 for Federal Legislative Representation.
13. Resolution 9533 Entitled, "Resolution of the Council of the City of Palo Alto Authorizing the City Manager to Execute Future Grant Agreements Offered to the City by the Federal Aviation Administration (FAA) and/or the California Department of Transportation (DOT) for the Preparation of Planning Documents and the Study, Design and Construction of Safety, Security and Maintenance Improvements at the Palo Alto Airport and Authorizing the City Manager to Execute Supporting Documents Associated with the Application and Acceptance of Said Grant Funds."
14. Staff Recommendation to Initiate a Special Recruitment to Fill One Unscheduled Vacancy on the Utilities Advisory Commission, Ending on April 30, 2018.
15. Approval of a Contract With Global Learning Solution Inc. in the Amount of \$250,000 for the Support of Human Resources SAP Modules and Business Processes Improvements.
16. Approval of Amendment No. 5 to Add the Amount of \$250,000 to Contract No. S12141479 With Val Security, Inc. and Extend Term of Agreement by Six Months to December 31, 2015.

**MOTION FOR AGENDA ITEM NUMBERS 2-9, 11-16 PASSED: 8-0**  
DuBois absent

## Action Items

17. Buena Vista Mobile Home Park: Update and Possible Direction Regarding Affordable Housing Funds.

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**MOTION:** Council Member Wolbach moved, seconded by Council Member Berman to identify and set aside \$8 million plus \$6.5 million in affordable housing funds to match Santa Clara County funds made available for the purpose of preserving affordable housing at Buena Vista Mobilehome Park and that Staff will return to Council with draft guidelines to allow for the use of Commercial Housing Funds for this purpose.

**MOTION PASSED:** 8-0 DuBois absent

Council took a break from 7:41 P.M. to 7:52 P.M.

18. PUBLIC HEARING: to Hear Objections to the Levy of Proposed Assessments on the Palo Alto Downtown Business Improvement District and Adoption of a Resolution 9534 Entitled, "Resolution of the Council of the City of Palo Alto Confirming the Report of the Advisory Board and Levying Assessment for Fiscal Year 2016 on the Downtown Palo Alto Business Improvement District" and Approve a Fiscal Year 2016 Budget Amendment Ordinance 5335 Entitled, "Budget Amendment Ordinance of the Council of the City of Palo Alto in the Business Improvement District Fund."

Public Hearing opened and closed without public comment at 7:55 P.M.

**MOTION:** Vice Mayor Schmid moved, seconded by Council Member Filseth to:

- A. Adopt a Resolution confirming the report of the Advisory Board and levying an assessment for Fiscal Year 2016 on the Downtown Palo Alto Business Improvement District; and
- B. Adopt a Budget Amendment Ordinance for Fiscal Year 2016 reducing the revenue estimate by \$40,000 from \$140,000 to \$100,000 and reducing the expenditure budget by \$11,800 from \$148,000 to \$136,200 for the Business Improvement District offset with a reduction of the projected ending fund balance by \$28,200.

**MOTION PASSED:** 8-0 DuBois absent

19. Adoption of an Ordinance Deleting Section 18.42.110 of Chapter 18.42 of Title 18 of the Palo Alto Municipal Code and Adding a New Section 18.42.110 Pertaining to the Siting and Permitting of Wireless

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Communications Facilities; Exempt from California Environmental Quality Act Under CEQA Guidelines Section 15061(b) and 15301, 15302 and 15305.

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

- A. Adopt an Ordinance Deleting Section 18.42.110 of Chapter 18.42 of Title 18 of the Palo Alto Municipal Code and Adopt a New Section 18.42.110 Pertaining to the Siting and Permitting of Wireless Communications Facilities, as recommended by the Planning and Transportation Commission; and
- B. Direct the City Manager or designee to suspend the Anthem Telecomm contract to study construction of a large standalone tower in light of the changed legal and technological landscape.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "request that the U.S. Federal Communications Commission provide an annual update on the status of health studies that they and the World Health Organization conduct."

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "direct the City's federal legislative advocates to add this issue to their priorities."

**MOTION AS AMENDED PASSED:** 8-0 DuBois absent

20. Approval of a Record of Land Use Action for a Site and Design Permit and a Conditional Use Permit to Implement a Public Bicycle/Pedestrian Path Connecting Wilkie Way to the Redwood Gate Neighborhood, with Associated Site Improvements, on a 5,000 Square-Foot Site Fronting Wilkie Way, Zoned CS-L-D (Service Commercial with Landscape and Site and Design Combining Districts) located at 4261 El Camino Real. Environmental Assessment: Exempt from CEQA Pursuant to Sections 15303 and 15304 (New Construction of Small Structures and Minor Alterations to Land).

**MOTION:** Council Member Burt moved, seconded by Council Member Scharff to approve the Site and Design Review and Conditional Use Permit to allow the construction of the proposed pedestrian and bicycle pathway, and

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associated site improvements based upon the findings and the conditions of approval contained in the Record of Land Use Action.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the end of the Motion, "for the property located at 4261 El Camino Real along the Wilkie Way Path."

**MOTION AS AMENDED PASSED:** 8-0 DuBois absent

21. Consideration of Impasse and Factfinding Recommendation Regarding RPP Enforcement Staffing, Approval of Three-Year Contract to Serco, Inc. for \$1,509,630 for Contract Enforcement for the Downtown Residential Preferential Parking (RPP) Program, Approval of a Budget Amendment Ordinance 5336 Entitled, "Budget Amendment Ordinance of the Council of the City of Palo Alto in the Amount of \$378,000 To Appropriate Funds for the First Year of the Contract," and Adoption of Resolution 9535 Entitled, "Resolution of the Council of the City of Palo Alto Amending the Administrative Penalty Schedule for Violation of the RPP Program."

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

- A. Implement the City's last, best, and final offer to Service Employees International Union, Local 521 (SEIU) and:
  1. Authorize the City Manager or designee to award a three-year contract in the amount of \$1,509,630 to Serco, Inc. for enforcement of the Downtown Residential Preferential Parking (RPP) program; and
  2. Approve a Budget Amendment Ordinance (BAO) in the amount of \$378,000 to cover contract costs for the first year, transferring funds from the General Fund to the Residential Parking Permit Fund offset with a reduction in the Budget Stabilization Reserve; and
- B. Adopt a Resolution amending the administrative penalty schedule to include a penalty amount for violation of the Residential Preferential Parking (RPP) program.

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**MOTION PASSED:** 8-0 DuBois absent

22. Consideration of Capping the Fee for Establishment of Single Story Overlay Districts and Referral of a Policy Discussion Regarding Single Story Overlay Districts and Alternative Neighborhood Protections.

Council Member Wolbach advised he would not be participating in this Agenda Item as it relates to Single-Story Overlay (SSO) fees because he lives in a neighborhood that is considering an application for an SSO.

Vice Mayor Schmid advised he would not be participating in this Agenda Item as it relates to Single-Story Overlay (SSO) fees because he lives in a neighborhood that is considering an application for an SSO.

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

- A. Direct Staff to continue the past practice of treating Single Story Overlay District (SSO) requests as re-zonings initiated by the Planning & Transportation Commission so that no fee would be required; and
- B. To return with an Ordinance updating the Municipal Code to reflect this change.

**MOTION PASSED:** 6-0 Schmid, Wolbach not participating, DuBois absent

**MOTION:** Council Member Scharff moved, seconded by Council Member Wolbach that through the Comprehensive Plan Update we explore giving neighborhoods the option to institute overlays that would provide protections and/or alternative neighborhood protections.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to replace in the Motion, "giving neighborhoods the option to institute overlays that would provide protections" with "establishing a process for neighborhoods to institute design overlays."

**SUBSTITUTE MOTION:** Council Member Burt moved, seconded by Council Member Kniss that through the Comprehensive Plan Update we explore giving neighborhoods the option to institute overlays that would provide protections and/or alternative neighborhood protections.

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**INCORPORATED INTO THE SUBSTITUTE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to replace in the Substitute Motion, "giving neighborhoods the option to institute overlays that would provide protections" with "opportunities to institute overlays."

**SUBSTITUTE MOTION AS AMENDED PASSED:** 8-0 DuBois absent

## Inter-Governmental Legislative Affairs

None.

## Council Member Questions, Comments and Announcements

Council Member Kniss requested the traffic lights at Town and Country Village be fixed, and signs prohibiting left turns during high traffic hours from Middlefield Road onto Hawthorne Avenue and Everett Avenue be installed while the City Council is on break. She also requested improved timing of traffic lights along Oregon Expressway.

Mayor Holman reported she, Council Members DuBois and Kniss attended the California League of Cities' Mayors and Council Members Executive Forum in Monterey last week. She also attended the United States Conference of Mayors.

Adjournment: The meeting was adjourned in honor of the United States Supreme Court recognizing the values of the United States at 10:18 P.M.