



CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Regular Meeting
October 5, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:07 P.M.

Present: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid, Wolbach arrived at 6:28 P.M.

Absent:

Study Session

1. Council Input for the Public Art Master Plan.

Special Orders of the Day

2. Resolution 9550 Entitled, "Resolution of the Council of the City of Palo Alto Expressing Appreciation to Grant Kolling Upon His Retirement."

MOTION: Council Member Scharff moved, seconded by Vice Mayor Schmid to approve the Resolution expressing appreciation to Grant Kolling upon his retirement.

MOTION PASSED: 9-0

3. United Nations Association Film Festival (UNAFF) Proclamation.

Agenda Changes, Additions and Deletions

None.

Minutes Approval

4. April 13, 2015, April 14, 2015, April 20, 2015, and April 27, 2015.

ACTION MINUTES

MOTION: Council Member Wolbach moved, seconded by Council Member Burt to approve the April 13, 14, 20, and 27, 2015 Minutes.

MOTION PASSED: 9-0

Consent Calendar

Council Members DuBois and Kniss registered no votes on Agenda Item Number 10.

MOTION: Council Member Scharff moved, seconded by Council Member Wolbach to approve Agenda Item Numbers 5-11, with direction to Staff to explore additional clarifying contract language to Agenda Item Number 9 providing additional privacy protection.

5. Approval of Amendment Number Three to Contract Number S13149314 With Truepoint Solutions, LLC in the Amount of \$290,000 to Provide Support for Accela Software Applications and Blueprint Initiatives, for a Total Contract Amount Not to Exceed \$942,800.
6. Approval of Amendment Number One to Contract Number C14153485 With Canopy, for an Additional Amount of \$45,000 for the Second Year of a Three Year Term, for a Total Amount Not to Exceed \$399,630 for Implementation of Urban Forest Master Plan Programs 1.D.i: 'Analysis of North-South Palo Alto Canopy Disparity', and 3.B.1: 'Recommendations for Reducing Tree and Sidewalk Conflicts'.
7. Resolutions 9552 and 9553 Entitled, "Resolutions of the Council of the City of Palo Alto Correcting Clerical Errors in Two Items Previously Approved as Part of the Fiscal Year 2016 Budget."
8. Approval of a Contract with BKF Engineers for a Total Amount not to Exceed \$538,547 for Design Services for the Embarcadero Road Corridor Improvements Project and Budget Amendment Ordinance 5348 Entitled, "Budget Amendment Ordinance of the Council of the City of Palo Alto for Fiscal Year 2016 to Provide an Additional Appropriation of \$337,766 to the Embarcadero Road Corridor Improvements Project in the Capital Improvement Program (CIP) PL-15001."

ACTION MINUTES

9. Approval of a Contract With VIMOC Technologies for a Total of \$100,000 to Install Parking Occupancy Sensors and Bicycle/Pedestrian Video Counters.
10. Ordinance 5349 Entitled, "Ordinance of the Council of the City of Palo Alto Amending Section 2.040.160 (City Council Minutes) of Chapter 2.04 (Council Organization and Procedure) of the Palo Alto Municipal Code to Require Action Minutes and a Verbatim Transcript of all Council and Council Standing Committee Meetings, and Delete the Requirement for Sense Minutes (FIRST READING: August 31, 2015 PASSED: 8-0 Kniss absent)."
11. Council Approval of Appointment of Terence Howzell to the Position of Principal Attorney.

MOTION FOR AGENDA ITEM NUMBERS 5-9, 11 PASSED: 9-0

MOTION FOR AGENDA ITEM NUMBER 10 PASSED: 7-2 DuBois, Kniss no

Action Items

12. Comprehensive Plan Update: Comprehensive Plan Structure and Goals/Vision Statements for Each Element and Related Direction to Staff and the Citizens Advisory Committee (Part II: Community Services & Facilities and Land Use & Community Design Elements).

MOTION: Council Member DuBois moved, seconded by Council Member Filseth to organize the Comprehensive Plan Update:

For the Community Services Element, direct Staff to update the existing Vision Statement with minor revisions for City Council review and adopt the following organization of:

- A. C1 – Efficient service delivery (Current); and
- B. C2 – Customer service (Current); and
- C. C3 – Maintaining Parks and Public Facilities (PTC) – CAC to discuss policy to focus on planning and development of Cubberley Community Center; and

ACTION MINUTES

D. C4 – Planning for the Future (new); and

E. C5 – Health and Well Being (new).

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "Retain Policy C-28." (New Part F)

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "of Goals" after "the following organization."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion at the end of Part E, "adding, 'Improved Quality, Quantity, and Affordability of Social Services, particularly for all community members including Children, Youth, Seniors, the Unhoused, and People with Disabilities.'"

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to remove from the Motion Part C, "CAC to discuss policy to focus on planning and development of Cubberley Community Center" and add to the Motion, "Direct CAC to focus on the policy of planning and development of Cubberley Community Center." (New Part G)

AMENDMENT: Council Member Scharff moved, seconded by Council Member XX to add to the Motion Part F, "defer decision whether to."

AMENDMENT RESTATED AND INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion Part F at the beginning, "update" and at the end "based on Staff feedback and the Parks and Recreation Master Plan process."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to replace in the Motion Part G, "direct CAC to focus on the policy of" with "CAC to discuss the."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion Part C, "C3" after "PTC."

ACTION MINUTES

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to replace in the Motion Part D, "new" with "PTC C4."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to replace in the Motion Part E, "new" with "PTC C1."

AMENDMENT: Council Member Burt moved, seconded by Council Member Scharff to add to the Motion, "direct Staff to return to Council for more substantive discussion of narratives supporting Goals."

AMENDMENT PASSED: 7-2 Kniss, Wolbach no

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "incorporate reference to the Urban Forest Master Plan in a policy."

AMENDMENT: Mayor Holman moved, seconded by Council Member XX to replace in the Motion Part C, "Customer Service" with "Service the Public or Community Service."

AMENDMENT RESTATED AND INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "Staff will address tension between customer service and public service."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to replace in the Motion Part E, "particularly for" with "inclusive of."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to replace in the Motion Part E, "including" with "particularly."

MOTION AS AMENDED PASSED: 9-0

MOTION: Council Member Scharff moved, seconded by Council Member Kniss to continue the Land Use & Community Design Element to a date to be determined by City Staff and to continue public comment to those who have not spoken.

ACTION MINUTES

MOTION PASSED: 9-0

13. PUBLIC HEARING: Adoption of an Ordinance Making Permanent the Interim Measures to Eliminate Certain Parking Exemptions Within Downtown by Amending Municipal Code Chapters 18.18, Downtown Commercial (CD) District and 18.52, Parking and Loading Requirements; the Planning and Transportation Commission Recommended Adoption.

Public Hearing opened at 10:39 P.M.

Public Hearing closed at 10:45 P.M.

MOTION: Council Member Scharff moved, seconded by Council Member Kniss to adopt an Ordinance to amend PAMC Chapters 18.18, Downtown Commercial (CD) District, and 18.52 (Parking and Loading Requirements), to permanently eliminate certain parking exemptions within the downtown area previously adopted by Council via Interim Ordinance No. 5214 that will otherwise "sunset" on November 4, 2015 with the following modifications:

- A. Section 1, Subsection I. "Unless a new ordinance is adopted to permanently establish these provisions, these zoning code amendments shall 'sunset' on November 4, 2015;" and
- B. Section 4, Subsection (4), "however, square footage which was developed for nonresidential purposes or which has been used for nonresidential purposes but which is not used for such purposes due to vacancy at the time of the engineer's report shall be included in the amount of floor area qualifying for this exemption. No exemption from parking requirements shall be available where a residential use changes to a nonresidential use, except pursuant to subsection (2)."

MOTION PASSED: 9-0

14. Resolution 9551 Entitled, "Resolution of the Council of the City of Palo Alto Combating Human Trafficking, Including Staff Training, Assistance in Identifying Vulnerable Populations and Legislative Advocacy."

MOTION: Council Member Kniss moved, seconded by Mayor Holman to adopt a Resolution indicating our support for combatting human trafficking,

ACTION MINUTES

additional Staff training, and identifying vulnerable populations, as well as promoting legislative advocacy.

MOTION PASSED: 9-0

Inter-Governmental Legislative Affairs

Jim Keene, City Manager updated the Council on Assembly Bill 744 - Planning and Zoning: Density Bonuses which awaits the Governor's signature. The legislation would obligate the City to reduce parking requirements to 0.5 spaces per unit for 100 percent affordable housing projects located within one half mile from transit. The City is drafting a letter for the Mayor to sign requesting the Governor veto this legislation. This legislation runs counter to the Council's legislative guideline promoting local legislative control.

Council Member Questions, Comments and Announcements

Council Member Kniss attended the California League of Cities Annual Conference and Expo. She felt the Conference as a whole was worthwhile and highlighted two keynote talks, one from Greg Lucas, State Librarian highlighting the continued importance of libraries and one from Cam Marston from Mobile, Alabama providing tips for working with employees from different generations. During an emergency preparedness session, it was stated that the quality of emergency preparedness in Palo Alto and Mountain View is exemplary. Palo Alto in particular utilizes social media effectively. She appreciated Council Member Burt's attendance when she was elected as President of the Peninsula Division.

Council Member Wolbach attended the League Conference session on drones and the City Attorney Conference on surveillance technology. He attended a session covering emerging issues in law enforcement. He appreciated prompt responses from Staff relating to Agenda Item Number 9. Numerous people praised the work of City Manager Jim Keene, City Attorney Molly Stump, Fire Chief Eric Nickel, and Police Chief Dennis Burns as experts in their fields.

Vice Mayor Schmid attended a Bay Area Water Supply & Conservation Agency (BAWSCA) meeting. Member cities have conserved water at rates ranging from 24 percent to 31 percent. Data combining warmth and wetness around the Hetch Hechy Reservoir has been collected for 100 years. The last four years have been the worst over the past century.

ACTION MINUTES

Council Member DuBois also attended the League Conference, including sessions on drones and labor negotiations. He will share information with the City Manager about two companies which specialize in attracting retail businesses. He would like to schedule a Council Study Session to discuss impacts of the 2016 Super Bowl, including opportunities for businesses and potential law enforcement and AirBnB challenges.

Council Member Scharff reported on the potential for the Metropolitan Transportation Commission (MTC) to cease funding the Association of Bay Area Governments (ABAG). ABAG may not have sufficient funding to continue without the support of MTC. ABAG is more representative of cities the size of Palo Alto than MTC. It is difficult for Council Members to gain appointment on MTC. Each city has an ABAG representative. He requested Council Members provide him with their thoughts. He requested Staff provide an update on infrastructure funding and planning in particular related to the increase in Transient Occupancy Tax (TOT) this past November.

Council Member Berman supports Staff further researching the ABAG/MTC issue. He also supports additional information regarding infrastructure. He highlighted the effort and initiative of Human Relations Commissioners Mehdi Alhassani and Greer Stone in organizing the Veterans Summit this past Friday. Santa Clara County has the largest percentage of unhoused veterans in the county.

Mayor Holman highlighted the Senior Summit held by the Human Relations Commission last year and announced the Domestic Violence Summit next month, also held by the Human Relations Commission.

Adjournment: The meeting was adjourned at 11:19 P.M.