



CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Special Meeting
October 26, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:03 P.M.

Present: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid, Wolbach arrived at 6:08 P.M.

Absent:

Study Session

1. Study Session on Status of Palo Alto Bicycle and Pedestrian Program.

Special Orders of the Day

2. Appointment of Candidates to the Architectural Review Board and the Planning and Transportation Commission.

First Round of voting for three positions on the Architectural Review Board with terms ending December 15, 2018:

Voting For Peter Baltay: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid, Wolbach

Voting For Robert Gooyer: Berman, Burt, DuBois, Holman, Kniss, Scharff, Wolbach

Voting For Alexander Lew: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid

Voting For Flore Schmidt: Filseth, Schmid, Wolbach

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Beth Minor, City Clerk announced Peter Baltay with nine votes, Robert Gooyer with seven votes and Alexander Lew with eight votes were appointed to the Architectural Review Board for three terms ending December 15, 2018.

First Round of voting for one position on the Planning and Transportation Commission with a term ending December 15, 2019:

Voting For Louis Fried:

Voting For John Hamilton: Wolbach

Voting For William Ross:

Voting For Asher Waldfogel: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid

Ms. Minor announced Asher Waldfogel with eight votes was appointed to the Planning and Transportation Commission for a term ending December 15, 2019.

Agenda Changes, Additions and Deletions

None.

Minutes Approval

3. Approval of Action Minutes for the May 18, 2015, May 26, 2015, May 27, 2015, June 1, 2015, and June 8, 2015 Council Meetings.

MOTION: Council Member Kniss moved, seconded by Vice Mayor Schmid to approve the Minutes for the May 18, 2015, May 26, 2015, May 27, 2015, June 1, 2015, and June 8, 2015.

MOTION PASSED: 9-0

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Consent Calendar

MOTION: Council Member DuBois moved, seconded by Council Member Scharff to approve Agenda Item Numbers 4-10.

4. Resolution 9556 Entitled, "Resolution of the Council of the City of Palo Alto to Adopt the National Association of City Transportation Officials (NACTO) Design Guidelines."
5. Approval of a Two-Year Contract With SZS Consulting Group for the ADA Transition Plan Update With Funding for the First Year Not to Exceed \$164,923 and a Total Contract Amount Not to Exceed \$251,141, Capital Improvement Program Project PF-93009.
6. Resolutions: (1) Resolution 9557 Entitled, "Resolution of the Council of the City of Palo Alto Formally Adopt the Methodology for Calculating the City's Net Energy Metering (NEM) Cap," and (2) Resolution 9558 Entitled, "Resolution of the Council of the City of Palo Alto to Amend Utilities Rule and Regulations 2 and 29; and Delegation of Authority to the City Manager to Update Associated NEM Agreements to Incorporate the NEM Cap Definition, as Needed."
7. Approval of Comments on the Salt Pond Restoration Project Phase 2 Environmental Impact Report/Environmental Impact Statement.
8. Ordinance 5356 Entitled, "Ordinance of the Council of the City of Palo Alto of the Council of the City of Palo Alto Amending Chapters 18.18, Downtown Commercial (CD) District and 18.52, Parking and Loading Requirements, to Eliminate Certain Parking Exemptions within the Downtown Area (FIRST READING: October 5, 2015 PASSED: 9-0)."
9. Interim Ordinance 5357 Entitled, "Interim Ordinance of the Council of the City of Palo Alto Adding Section 18.85.200 (Annual Office Limit) to Chapter 18.85 Entitled "Interim Zoning Ordinances" Imposing an Office Annual Limit of 50,000 Net New Square Feet in Designated Areas of City (FIRST READING: September 21, 2015 PASSED: 9-0)."

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10. Ordinance 5358 Entitled, "Ordinance of the Council of the City of Palo Alto Amending Chapters 18.04, 18.08 and 18.30 of the Palo Alto Municipal Code to Amend Retail Zoning Regulations for the (CC2) California Avenue District (FIRST READING: September 12, 2015 PASSED: 9-0)."

MOTION PASSED: 9-0

Action Items

- 10a. PUBLIC HEARING: Adoption of an Ordinance to Amend Chapter 18.79 of the Palo Alto Municipal Code Related to Development Project Preliminary Review Procedures. Environmental Assessment: Exempt From the California Environmental Quality Act (CEQA) Pursuant to Section 15305 of the CEQA Guidelines (Continued from August 24, 2015 and October 19, 2015).

MOTION: Council Member Scharff moved, seconded by Council Member Kniss to adopt an Ordinance to implement changes to the Development Project Preliminary Review procedures by amending Title 18 (Zoning) of the Palo Alto Municipal Code.

Public Hearing opened at 7:59 P.M.

Public Hearing closed at 8:02 P.M.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to Motion, "to add to Municipal Code Section 18.79.010 (a), 'that preliminary review is intended to focus on purpose, scope, conceptual design and other similar matters and is not intended to involve review of complete drawings and documentation.'"

AMENDMENT: Vice Mayor Schmid moved, seconded by Council Member XX to add to the Motion, "impacts" after "scope."

AMENDMENT FAILED DUE TO THE LACK OF A SECOND

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INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "direct Staff to return at the second reading with revised language to Municipal Code Section 18.79.030 (d)(3), 'that applicants have the option to have a conceptual prescreening in addition to an architectural prescreening.'"

MOTION AS AMENDED PASSED: 9-0

11. Recommendation to Adopt a Healthy Cities, Healthy Communities Resolution to Define and Support the 2015 Council Priority Healthy Cities, Healthy Communities.

MOTION: Council Member Wolbach moved, seconded by Council Member Burt to refer the Resolution supporting Healthy Cities and Healthy Communities to the Policy and Services Committee.

SUBSTITUTE MOTION: Council Member Scharff moved, seconded by Vice Mayor Schmid to direct Staff to return with a revised Resolution incorporating revisions from Council to soften the language to be more aspirational.

SUBSTITUTE MOTION FAILED: 2-7 Filseth, Scharff yes

MOTION PASSED: 9-0

12. Council Direction on Selection of Voting Delegate for the National League of Cities Annual Business Meeting on Saturday, November 7, 2015.

MOTION: Council Member Kniss moved, seconded by Council Member Scharff to designate Mayor Holman as the Voting Delegate for the National League of Cities (NLC) Annual Business Meeting.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "and Council Member Kniss as an Alternate Voting Delegate" after "Voting Delegate."

MOTION AS AMENDED PASSED: 9-0

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Inter-Governmental Legislative Affairs

None.

Council Member Questions, Comments and Announcements

Council Member DuBois reported his attendance and participation during the Make a Difference Day event at the Palo Alto Duck Pond.

Mayor Holman appreciated Council Member DuBois' participation and work during Make a Difference Day.

Council Member Kniss reported her attendance at the Palo Alto High School (PALY) rally on Friday. She enjoyed the floats and wonders which float won the contest.

Council Member Filseth attended the No Fly Day event at the San Francisco International Airport on Saturday. Elected officials from Portola Valley and Santa Cruz joined 100-200 participants in protest of airplane noise.

Council Member Wolbach reported the efforts and his appreciation to several neighbors and Police Officers Marcus Barbour and Eric Figueroa in locating a missing child on Saturday.

Closed Session

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

MOTION PASSED: 9-0

Council went into Closed Session at 9:55 P.M.

Council Member DuBois advised he would not be participating in this Agenda Item due to his wife's employment at Stanford University. He left the meeting at 9:55 P.M.

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13. CONFERENCE WITH CITY ATTORNEY- ANTICIPATED LITIGATION
Authority - Government Code section 54956.9(d)(2)
Subject - Charges for Stanford Fire Protection Services.

Council returned from Closed Session at 11:37 P.M.

Mayor Holman announced no reportable action.

Adjournment: The meeting was adjourned at 11:37 P.M.