



CITY OF PALO ALTO OFFICE OF THE CITY CLERK

June 27, 2017

**The Honorable City Council
Attention: Finance Committee
Palo Alto, California**

Approval of Action Minutes for the June 12, 2017 Council Meeting

Staff is requesting Council review and approve the attached Action Minutes.

ATTACHMENTS:

- Attachment A: 06-12-17 DRAFT Action Minutes (DOCX)

Department Head: Beth Minor, City Clerk



CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting
June 12, 2017

The City Council of the City of Palo Alto met on this date in the Council Chambers at 5:12 P.M.

Present: DuBois, Filseth, Fine, Holman, Kniss, Kou, Scharff, Tanaka, Wolbach

Absent:

Agenda Changes, Additions and Deletions

None.

Special Orders of the Day

1. Appointment of Three Candidates to the Library Advisory Commission for Terms Ending May 31, 2020.

First Round of voting for three positions on the Library Advisory Commission with terms ending May 31, 2020:

Voting For Doug Hagan: DuBois, Filseth, Fine, Holman, Kniss, Kou, Scharff, Tanaka, Wolbach

Voting For Amy Murphy: DuBois, Filseth, Fine, Holman, Kniss, Kou, Scharff, Tanaka, Wolbach

Voting For Brigham Wilson: DuBois, Filseth, Fine, Holman, Kniss, Kou, Scharff, Tanaka, Wolbach

Beth Minor, City Clerk announced that Doug Hagan with 9 votes, Amy Murphy with 9 votes and Brigham Wilson with 9 votes were appointed to the Library Advisory Commission.

Minutes Approval

2. Approval of Action Minutes for the May 22, 2017 Council Meeting.

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MOTION: Council Member Wolbach moved, seconded by Mayor Scharff to approve the Action Minutes for the May 22, 2017 Council Meeting.

MOTION PASSED: 9-0

Consent Calendar

MOTION: Council Member Kou moved, seconded by Council Member Holman, third by Council Member XX to pull Agenda Item Number 8- QUASI-JUDICIAL: 260 California Avenue [16PLN-00289]... to be heard on June 27, 2017.

MOTION FAILED DUE TO THE LACK OF A THIRD

MOTION: Council Member Tanaka moved, seconded by Council Member XX, third by Council Member XX to pull Agenda Item Number 6- Approval of the Renewal of a Public-Private Partnership...

MOTION FAILED DUE TO THE LACK OF A SECOND

MOTION: Council Member Tanaka moved, seconded by Council Member XX, third by Council Member XX to pull Agenda Item Number 3- Approval of a Contract With AECOM...

MOTION FAILED DUE TO THE LACK OF A SECOND

Council Members DuBois, Holman, and Kou registered no votes on Agenda Item Number 8- QUASI-JUDICIAL: 260 California Avenue [16PLN-00289]...

Council Member Tanaka registered no votes on Agenda Item Numbers 3- Approval of a Contract With AECOM... and 6- Approval of the Renewal of a Public-Private Partnership...

MOTION: Mayor Scharff moved, seconded by Vice Mayor Kniss to approve Agenda Item Numbers 3-8.

3. Approval of a Contract With AECOM in the Amount of \$330,000 for the Development of the Baylands Comprehensive Conservation Plan (PG-17000).
4. Approval of Amendment Number 2 to Contract Number S15155738 Between the City of Palo Alto and American Reprographics Company, LLC for Document Scanning Services to Increase Costs by \$414,726 for a Total Amount Not-to-Exceed \$847,961 and Amend Other Terms and Conditions.

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5. Adoption of an Ordinance Requiring Expedited Permitting Procedures for Electric Vehicle Charging Stations (AB 1236).
6. Approval of the Renewal of a Public-Private Partnership Agreement Between the City of Palo Alto and TheatreWorks, Palo Alto Players and West Bay Opera for the use of the Lucie Stern Community Theatre.
7. Approval of a Contract With Tandem Creative in the Amount of \$90,000 for Graphic Design and Printing for the Quarterly Production of the Enjoy! Catalog Classes and Activities Guide and Annual Summer Camp Guide.
8. QUASI-JUDICIAL: 260 California Avenue [16PLN-00289]: Request for a Hearing on the Tentative Approval of a Conditional Use Permit to Allow the Sale of Beer, Wine, and Liquor in Conjunction With a Restaurant With an Outdoor Seating Area and Deferral of Director's Action to the City Council of an Architectural Review Application Pursuant to Palo Alto Municipal Code (PAMC) Section 18.40.170. Environmental Assessment: Exempt From the Provisions of the California Environmental Quality Act (CEQA) per Guideline Section 15301 (Existing Facilities).

MOTION FOR AGENDA ITEM NUMBERS 3 AND 6 PASSED: 8-1 Tanaka no

MOTION FOR AGENDA ITEM NUMBERS 4-5, 7 PASSED: 9-0

MOTION FOR AGENDA ITEM NUMBER 8 PASSED: 6-3 DuBois, Holman, Kou no

Action Items

9. PUBLIC HEARING: Resolution 9682 Entitled, "Resolution of the Council of the City of Palo Alto Confirming the 2017-18 Report of the Palo Alto Downtown Business Improvement District Advisory Board and Levying Assessments for Fiscal Year 2018 on Businesses in the Downtown Business Improvement District."

Public Hearing opened and closed without public comment at 6:12 P.M.

MOTION: Mayor Scharff moved, seconded by Vice Mayor Kniss to adopt a Resolution confirming the report of the Advisory Board and levying an assessment for Fiscal Year 2018 on the Downtown Palo Alto Business Improvement District.

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MOTION PASSED: 9-0

10. PUBLIC HEARING / QUASI-JUDICIAL: Resolution 9683 Entitled, "744-748 San Antonio Avenue [15PLN-00314]: Review and Certification of a Final Environmental Impact Report (EIR), Adoption of California Environmental Quality Act (CEQA) Findings Including a Statement of Overriding Considerations, Adoption of a Mitigation Monitoring and Reporting Plan, and Consideration of the Applicant's Request for Approval of a Major Architectural Review to Allow the Demolition of Three Existing Buildings at 744 and 748 San Antonio Avenue and Construction of two Five-Story Hotels (Courtyard by Marriott With 151 Rooms and AC by Marriott With 143 Rooms). The Site Will Include Surface and two Levels of Basement Parking, requiring approval of a parking reduction. A Draft EIR was Circulated for Public Comment From March 27, 2017 to May 10, 2017 and a Final EIR was Provided to Agencies and Commenters on May 31, 2017. On June 1, 2017, the Architectural Review Board Recommended Approval of the Project."

Public Hearing opened at 6:59 P.M.

Public Hearing closed at 7:55 P.M.

MOTION: Council Member Fine moved, seconded by Vice Mayor Kniss to:

- A. Adopt a Resolution certifying the Final Environmental Impact Report, adopting California Environmental Quality Act (CEQA) findings, a Statement of Overriding Considerations, and a Mitigation Monitoring and Reporting Program; and
- B. Adopt a Record of Land Use Action approving an Architectural Review application, including a parking reduction, based on findings and subject to conditions of approval as recommended by the Architectural Review Board on June 1, 2017.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONER to add to the Motion, "direct Staff to work with the Applicant to strengthen the Transportation Demand Management (TDM) measures which shall include shuttle service to the San Francisco International Airport (SFO)." (New Part C)

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONER to add to the Motion, "add to Conditions of Approval, 40. Logistics Plan, address queueing and idling." (New Part D)

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INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONER to add to the Motion, "add to Conditions of Approval, require the Lighting Plan and signage to return to the Architectural Review Board sub-committee to address light spilling away from the building." (New Part E)

AMENDMENT: Council Member Holman moved, seconded by Council Member DuBois to add to the Motion, "add to Conditions of Approval, limit underground parking to one level." (New Part F)

AMENDMENT PASSED: 8-1 Fine no

AMENDMENT: Council Member Wolbach moved, seconded by Council Member Holman to add to the Motion, "direct the Applicant to direct half of the money saved from reducing underground parking to one level towards additional transportation mitigation measures." (New Part G)

AMENDMENT PASSED: 7-2 Fine, Tanaka no

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONER to add to the Motion Part G, "with preference to relieving congestion on San Antonio Road."

MOTION AS AMENDED RESTATED: Council Member Fine moved, seconded by Vice Mayor Kniss to:

- A. Adopt a Resolution certifying the Final Environmental Impact Report, adopting California Environmental Quality Act (CEQA) findings, a Statement of Overriding Considerations, and a Mitigation Monitoring and Reporting Program; and
- B. Adopt a Record of Land Use Action approving an Architectural Review application, including a parking reduction, based on findings and subject to conditions of approval as recommended by the Architectural Review Board on June 1, 2017; and
- C. Direct Staff to work with the Applicant to strengthen the Transportation Demand Management (TDM) measures which shall include shuttle service to the San Francisco International Airport (SFO); and
- D. Add to Conditions of Approval, 40. Logistics Plan, address queueing and idling; and

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- E. Add to Conditions of Approval, require the Lighting Plan and signage to return to the Architectural Review Board sub-committee to address light spilling away from the building; and
- F. Add to Conditions of Approval, limit underground parking to one level; and
- G. Direct the Applicant to direct half of the money saved from reducing underground parking to one level towards additional transportation mitigation measures with preference to relieving congestion on San Antonio Road.

MOTION AS AMENDED PASSED: 8-1 Kou no

Council took a break from 9:47 P.M. to 9:54 P.M.

- 11. Comprehensive Plan Update: Review of the Introduction, Governance, and Implementation Sections Recommended by the Citizens Advisory Committee and Referral of the Entire Draft Comprehensive Plan Update to the Planning & Transportation Commission.

MOTION: Mayor Scharff moved, seconded by Council Member Filseth to:

- A. Refer the draft Introduction, Governance, Implementation and Glossary Sections to the Planning and Transportation Commission; and
- B. Refer the Transportation (with the exception of Programs T1.2.1 and T.1.24.1), Land Use, Natural Environment, Safety, and Business & Economics Elements to the Planning and Transportation Commission; and
- C. Refer the entire draft of the Comprehensive Plan Update to the Planning and Transportation Commission (PTC) for review and recommendation within 90 days of receipt of an updated draft document reflecting the Council's direction.

AMENDMENT: Council Member DuBois moved, seconded by Council Member Holman to replace in the Motion Part C, "90 days of receipt" with "120 days from September 1."

AMENDMENT RESTATED: Council Member DuBois moved, seconded by Council Member Holman to replace in the Motion Part C, "90 days" with "120 days."

AMENDMENT FAILED: 3-6 DuBois, Holman, Kou yes

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AMENDMENT: Council Member DuBois moved, seconded by Council Member Holman to add to the Motion, "restore the original language in Goal G-5."

AMENDMENT FAILED: 4-5 DuBois, Filseth, Holman, Kou yes

AMENDMENT: Council Member Holman moved, seconded by Council Member XX to add to the Motion, "remove from Policy L-7.2 'or replacement of features in kind.'"

AMENDMENT FAILED DUE TO THE LACK OF A SECOND

AMENDMENT: Council Member Tanaka moved, seconded by Council Member XX to add to the Motion, "add to Governance Element, Framework for Local Decision-Making, Budget Section, Paragraph 3, 'at a transaction level' after 'and revenues.'"

AMENDMENT RESTATED: Council Member Tanaka moved, seconded by Council Member XX to add to the Motion, "the City should consider putting its data at a transaction level."

AMENDMENT RESTATED AND INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONER to add to the Motion, "direct Staff to create a Program to consider putting its data at a transaction level on the Open Data Portal." (New Part D)

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONER to add to the Motion, "replace in Policy T-1.5, 'of fleets of autonomous, shared, electric motor' with 'autonomous, shared, clean.'" (New Part E)

MOTION AS AMENDED RESTATED: Mayor Scharff moved, seconded by Council Member Filseth to:

- A. Refer the draft Introduction, Governance, Implementation and Glossary Sections to the Planning and Transportation Commission; and
- B. Refer the Transportation (with the exception of Programs T1.2.1 and T.1.24.1), Land Use, Natural Environment, Safety, and Business & Economics Elements to the Planning and Transportation Commission; and
- C. Refer the entire draft of the Comprehensive Plan Update to the Planning and Transportation Commission (PTC) for review and recommendation within 90 days of receipt of an updated draft document reflecting the Council's direction; and

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- D. Direct Staff to create a Program to consider putting its data at a transaction level on the Open Data Portal; and
- E. Replace in Policy T-1.5, "of fleets of autonomous, shared, electric motor" with "autonomous, shared, clean."

MOTION AS AMENDED PASSED: 9-0

Inter-Governmental Legislative Affairs

None.

Council Member Questions, Comments and Announcements

Council Member Holman inquired whether there is a need for a City Council Budget Hearing on June 26, 2017.

Mayor Scharff advised that he will discuss this possibility with the City Manager.

Council Member Holman commented that the City Council frequently meets on the fourth Monday of the month.

Council Member Tanaka inquired regarding the submittal deadline for Council Member Questions pertaining to Agenda Items.

James Keene, City Manager noted that the 5:00 P.M. deadline on the Wednesday preceding Council meetings allows Staff time to coordinate a response to such questions in a timely manner.

Council Member Tanaka stated that he was not previously informed of the 5:00 P.M. portion of the deadline.

Mr. Keene commented that recent Council Member Questions have required more than the typical one hour limit of Staff time to address.

Council Member Tanaka commented that he submits questions in order to reduce the amount of time Council spends on each Agenda Item during Council meetings.

Mr. Keene suggested a discussion of capacity be scheduled to ensure expectations are met. This guidance should come from the City Council.

Mayor Scharff shared that he too was not aware of the 5:00 P.M. deadline but felt that this information has now been communicated to the City Council.

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Mr. Keene advised that this deadline was put in place when the City transitioned to producing Council Packets eleven days prior to Council meetings. The earlier question submittal deadline allows Staff to respond in the Council Packet produced each Thursday.

Mayor Scharff inquired how Staff prioritized its time in responding the Council Member Questions and whether Council Members should prioritize their questions.

Mr. Keene suggested this topic be discussed by the Policy and Services Committee.

Council Member Holman wondered when Council Members can ask questions pertaining to Agenda Items delivered "Late Packet." She shared that the Policy and Services Committee typically reviews the City Council Procedures and Protocols Handbook annually. She recalled that this did not take place in 2016 and stated that this review must take place in 2017.

Mr. Keene suggested this discussion cover effectively informing the City Council, and the Staff's ability to effectively support the City Council fairly and equally both to understand what the City Council needs and the capacity of Staff to support these needs.

Council Member Holman requested confirmation that scheduling this topic with the Policy and Services Committee is managed by the Policy and Services Committee Chair and the City Manager.

Mayor Scharff confirmed this procedure and that this discussion will be scheduled.

Vice Mayor Kniss attended the Air & Waste Management Association Conference in Pittsburg, PA last week. The topic of climate change was discussed at length. She shared that numerous attendees from around the country do not believe in climate change. One attendee from Oklahoma discussed the challenges of complying with government regulations. She encouraged Council Members to attend similar conferences outside of the Bay Area to get a better understanding of different ways of thinking and understand the support of the current United States President. Her attendance at the Conference was sponsored by the Bay Area Air Quality Management District.

Council Member Wolbach requested the Council meeting be adjourned in honor of former Children's Theater Director, Pat Briggs.

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Council Member DuBois shared that he reserves time for Council meetings every Monday and that Tuesday and Wednesday Council meetings can be a challenge. He requested Council meetings be scheduled on Mondays whenever possible.

Council Member Fine shared that the Golden State Warriors won the National Basketball Association Finals during the Council meeting.

Mayor Scharff announced the Metropolitan Transportation Commission (MTC) and the Association of Bay Area Governments (ABAG)'s staff will merge effective July 1, 2017.

Adjournment: The meeting was adjourned in honor of Pat Briggs at 11:10 P.M.