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(SUBJECT TO CHANGE)**

Agenda posted according to PAMC Section 2.04.070. A binder containing supporting materials is available in the Council Chambers on the Friday preceding the meeting.

Special Meeting
Council Chambers
February 3, 2003 6:00 p.m.

ROLL CALL

CLOSED SESSION

1. Conference with City Attorney -- Existing Litigation
Subject: The Embarcadero Publishing Company dba Palo Alto Weekly v. The City of Palo Alto, The City Council of the City of Palo Alto SCC#CV814137
Authority: Government Code section 54956.9(a)
2. Conference with City Attorney -- Existing Litigation
Subject: The San Jose Mercury News, Inc. v. The City of Palo Alto, The City Council of the City of Palo Alto, SCC # CV814216
Authority: Government Code section 54956.9(a)

ADJOURNMENT

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Regular Meeting
Council Chambers
February 3, 2003 7:00 p.m.

ROLL CALL

ORAL COMMUNICATIONS

Members of the public may speak to any item not on the agenda; three minutes per speaker. Council reserves the right to limit the Oral Communications period to 30 minutes

SPECIAL ORDERS OF THE DAY

APPROVAL OF MINUTES

November 18, 2002
December 9, 2002

CONSENT CALENDAR

COUNCIL MAKES EVERY EFFORT TO COMPLETE ALL AGENDA ITEMS BY 11:30 P.M. PRIOR TO TAKING A BREAK AT 9:30 P.M., COUNCIL WILL REVIEW THE REMAINING AGENDA ITEMS AND DETERMINE IF ANY ITEMS SHOULD BE POSTPONED TO A FUTURE DATE.

Items will be voted on in one motion unless removed from the calendar by a Council Member.

LEGISLATIVE

1. Approval of a Resolution to Hold a Public Hearing to Consider Forming and Becoming a Member of the Bay Area Water Services Conservation Authority

Resolution of the Council of the City of Palo Alto Fixing the Time and Place of a Public Hearing on Whether to Form and Become a Member of the Bay Area Water Supply and Conservation Agency

2. 2nd Reading - **Ordinance of the Council of the City of Palo Alto Amending Chapter 9.10 of Title 9 (Peace, Morals, and Safety) of the Palo Alto Municipal Code Regulating Noise in Order to Clarify the Restrictions on Construction, Demolition, or Repair Activities and the Restrictions on Public Street Cleaning in Business Districts** (1st Reading 1/21/03, Passed 5-4, Freeman, Kishimoto, Kleinberg, Lytle "no.")

ADMINISTRATIVE

3. **CMR:131:03** Cost Analysis and Timing for Internet Broadcasting of Council Meetings
4. **CMR:106:03** Approving Increases in Palo Alto's Contribution Commitment Levels For FY2003, 2004, and 2005, to the Funding of Operation and Maintenance For the Central Valley Project Power Facilities and Authorizing the City Manager to Execute Exhibit C, Revision 5 to the Agreement

Resolution of the Council of the City of Palo Alto Approving Increases in Palo Alto's Contribution Commitment Levels For FY 2003, 2004 and 2005 to the Funding of Operation and Maintenance for the Central Valley Project Power Facilities and Authorizing the City Manager to Execute Exhibit C, Revision 5 to the Agreement

COUNCIL COMMITTEE RECOMMENDATION

AGENDA CHANGES, ADDITIONS, AND DELETIONS

HEARINGS REQUIRED BY LAW: Applicants and/or appellants may have up to ten minutes at the outset of the public discussion to make their remarks and up to three minutes for concluding remarks after other members of the public have spoken.

OTHER AGENDA ITEMS: Public comments or testimony on agenda items other than Oral Communications shall be limited to a maximum of five minutes per speaker unless additional time is granted by the presiding officer. The presiding officer may reduce the allowed time to less than five minutes if necessary to accommodate a larger number of speakers.

UNFINISHED BUSINESS

PUBLIC HEARINGS



5. **CMR:150:03 PUBLIC HEARING:** The City Council will consider the application by High Street Partners, LLC for a zone change from Commercial Downtown Service with Pedestrian Overlay (CD-S(P)) district to Planned Community (PC) zone for property located at 800 High Street, a variance for a portion of the fourth floor that exceeds the City's height requirement, and certification of a Final Focused Environmental Impact Report for the project. The application will allow demolition of an existing approximately 17,600-square-foot building and allow the construction of approximately 96,000-square-foot building, including 61 residential units, approximately 1,900 square feet of neighborhood serving retail space, a subterranean parking garage and related site improvements (*This item is quasi-judicial and subject to Council's Disclosure Policy*)

Ordinance of the Council of the City of Palo Alto Amending Section 18.08.040 of the Palo Alto Municipal Code (The Zoning Map) to Change the Classification of Property Known as 800 High Street From CD-S(P) To PC Planned Community and Approving a Variance from a Height Requirement

Resolution of the Council of the City of Palo Alto Certifying the Adequacy of the 800 High Street Final Environmental Impact Report and Making Findings Thereon Pursuant to the California Environmental Quality Act

Resolution of the Council of the City of Palo Alto Approving Architectural Review (02-PC-01) for 800 High Street (High Street Partners, LLC, Owner and Applicant) for Planned Community Zone Change PC_____.

REPORTS OF COMMITTEES AND COMMISSIONS

ORDINANCES AND RESOLUTIONS

REPORTS OF OFFICIALS

6. Recommendation to Appoint a Director to the San Francisco Bay Area Regional Water System Financing Authority

Resolution of the Council of the City of Palo Alto Appointing a Council Member to the Board of Directors of the San Francisco Bay Area Regional Water System Financing Authority

COUNCIL MATTERS

COUNCIL COMMENTS, QUESTIONS, AND ANNOUNCEMENTS

Members of the public may not speak to the item(s).

CLOSED SESSION

This item may occur during the recess or after the Regular Meeting.

Public Comments: Members of the public may speak to the Closed Session item(s); three minutes per speaker.

7. Conference with City Attorney - Existing Litigation
Subject: In re Enron Corp., Debtor, U.S. Bankruptcy Court, Southern District of New York; Case No.: 01-16034(AJG)
Authority: Government Code section 54956.9(a)

ADJOURNMENT

Persons with disabilities who require auxiliary aids or services in using City facilities, services, or programs or who would like information on the City's compliance with the Americans with Disabilities Act (ADA) of 1990, may contact 650-329-2550 (Voice) or 650-328-1199 (TDD)