



**CLICK ON AGENDA ITEM CMR NO.  
TO LINK TO REPORT  
(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  
April 14, 2003 6:00 p.m.

ROLL CALL

CLOSED SESSION

1. Public Employee Performance Evaluation  
Subject: City Auditor Sharon Erickson  
Authority: Government Code Section 54957

ADJOURNMENT

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Regular Meeting  
Council Chambers  
April 14, 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

1. **Resolution of the Council of the City of Palo Alto Honoring Andrew Pierce for Outstanding Public Service as a Member of the Human Relations Commission**
2. Selection of the Candidates to be Interviewed for the Public Art Commission

APPROVAL OF MINUTES

February 10, 2003  
March 3, 2003  
March 10, 2003

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.

## CONSENT CALENDAR

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

### LEGISLATIVE

3. **Resolution of the Council of the City of Palo Alto Expressing Support for the National Affordable Housing Trust Fund Act**



4. **CMR:228:03** Approval of a Budget Amendment Ordinance in the Amount of \$245,000 to Supplement Capital Improvement Program Project 10304 Roth Building Wings Demolition

**Ordinance of the Council of the City of Palo Alto Amending the Budget for Fiscal Year 2002-03 in the Amount of \$245,000 to Supplement Capital Improvement Program Project 10304 Roth Building Wings Demolition**

5. **CMR:116:03** Adoption of a Resolution Revising Rate Schedule EDF-1 for Dark Fiber Licensing Services

**Resolution of the Council of the City of Palo Alto Amending Utility Rate Schedule EDF-1 of the City of Palo Alto Utilities Rates and Charges Pertaining to Dark Fiber Licensing Services**

6. **CMR:212:03** Approval of a Resolution to Provide a Supplemental Military Leave Benefit to Pay for the Differential Between Regular Salary and Military Pay and to Extend Employee Benefits (As Applicable) to Employees called to Active Duty

**Resolution of the Council of the City of Palo Alto to Provide a Supplemental Military Leave Benefit to Pay for the Differential Between Regular Salary and Military Pay and to Extend Employee Benefits (As Applicable) to Employees Called to Active Duty to Serve in the Specified Current U.S. Military Action**

### ADMINISTRATIVE

7. **CMR:169:03** Amendment No. 1 to Contract No. P3001015 Between the City of Palo Alto and John T. Whitlinger in the Amount of \$40,000 for Additional Classes and Individual Lessons for Youth And Adults
8. Contract Between the City of Palo Alto and Maze and Associates in an Amount Not to Exceed \$280,660 for External Audit Services for Fiscal Years Ending June 30,2003 and June 30, 2004

9. **CMR:211:03** Rejection of Bids Received on March 18, 2003 for Page Mill, Arastradero and Lytton Station Pressure Relief Valve (PRV) Replacements Project

### 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

10. **CMR:181:03** Public Hearing: The City Council will consider an application by A & P Family Investments for a Comprehensive Plan Amendment and Rezoning of a 1.84-acre parcel located at 2300 East Bayshore Road to the Research/Office Park land use and LM(D)(3) zoning designations. The property is currently zoned Planned Community (restaurant) and designated for service commercial uses in the Comprehensive Plan (*This item was continued from March 31, 2003*)

**Resolution of the Council of the City of Palo Alto Amending the Land Use Map of the Palo Alto Comprehensive Plan to Change the Designation of a 1.84 Acre Parcel at 2300 East Bayshore Road from "Service Commercial" to "Research/Office Park"**

**Ordinance of the Council of the City of Palo Alto Amending the Zoning Map of the City of Palo Alto to Change the Designation of a 1.84 Acre Parcel at 2300 East Bayshore Road from "Planned Community" to LM(D)(3) "Limited Industrial with Combining Districts"**

#### PUBLIC HEARINGS



11. **CMR:234:03** Public Hearing: The City Council will consider a recommendation by the Planning and Transportation Commission to permanently adopt interim Ordinances No. 4689 and 4690, which expired on March 2, 2003, and may not be extended. These ordinances modified the Neighborhood Commercial (CN) District regulations for the Midtown Shopping District (portions of the 2600, 2700, and 2800 blocks of Middlefield Road, and 700 blocks of Colorado Avenue, Moreno Avenue, and San Carlos Court) and the Charleston

Center (portions of the 3900 block of Middlefield Road) to promote neighborhood-serving uses in those areas.

**Ordinance of the Council of the City of Palo Alto Amending Title 18 of the Municipal Code to Add Section 18.41.037 Preserving and Supporting Ground-Floor Neighborhood-Serving Uses in the Neighborhood Commercial (CN) District at Midtown Shopping District (Portions of the 2600, 2700 and 2800 Blocks of Middlefield Road, 700 Blocks of Colorado Avenue, Moreno Avenue, and San Carlos Court)**

**Ordinance of the Council of the City of Palo Alto Amending Title 18 of the Municipal Code to Add Section 18.41.035 Preserving and Supporting Neighborhood-Serving Uses in the Neighborhood Commercial (CN) District at Charleston Center (Portions of the 3900 Block of Middlefield Road)**



12. **CMR:227:03** Public Hearing: The City Council will consider the Extension of Ordinance No. 4781, which was passed March 3, 2003 on an interim basis. This ordinance prohibits ground floor office uses in the Midtown Shopping District (portions of the 2600, 2700, and 2800 blocks of Middlefield Road, and 700 blocks of Colorado Avenue, Moreno Avenue, and San Carlos Court) and the Charleston Center (portions of the 3900 block of Middlefield Road). The extension will be for a period of 10 months and 15 days, or until a permanent ordinance for these areas is adopted, whichever is shorter.

**Ordinance of the Council of the City of Palo Prohibiting New Ground Floor Office at Charleston Center (Portions of the 3900 Block of Middlefield Road) and at Midtown Shopping District (Portions of the 2600, 2700, and 2800 Blocks of Middlefield Road, 700 Blocks of Colorado Avenue, Moreno Avenue, and San Carlos Court) on an Extended Interim Basis Pursuant to Government Code Section 65858 by Extending Ordinance No. 4781 to TAKE EFFECT IMMEDIATELY**

#### REPORTS OF COMMITTEES AND COMMISSIONS

#### ORDINANCES AND RESOLUTIONS

#### REPORTS OF OFFICIALS

13. **CMR:239:03** Schedule for Phase 2 of the South of Forest Avenue Coordinated Area Plan and Impacts on Other Planning Division Work Items and Related 800 High Street Referendum Issues

14. **CMR:237:03** Approval of an Ordinance Restricting New Development Along Charleston-Arastradero Road Corridor Pending Implementation of Traffic Plan

**Ordinance of the Council of the City of Palo Alto Declaring Council Policy to Implement the Charleston Road Corridor Traffic Management and Safety Study Before Permitting Additional Traffic Generating Development Projects in the Charleston Road Corridor and Declaring the Urgency Thereof**

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.*

15. Conference with City Attorney -- Potential /Anticipated Litigation  
Subject: Written communication threatening litigation against the City of Palo Alto by Service Employees International Union  
Authority: Government Code sections 54956.9(b)(1) & (b)(3)(C)

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)