

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
June 7, 2004, 6:30 p.m.

ROLL CALL

STUDY SESSION

1. Gateway Corridor Project

ADJOURNMENT

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Regular Meeting
Council Chambers
June 7, 2004, 7:00 p.m.

ROLL CALL

SPECIAL ORDERS OF THE DAY

1. Appointment of Candidates to the Historic Resources Board (HRB)

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

APPROVAL OF MINUTES

May 3, 2004
May 10, 2004

CONSENT CALENDAR

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

LEGISLATIVE

2. 2nd Reading – (Item 3390) **Ordinance of the Council of the City of Palo Alto Streamlining Planning Procedures by Adding Chapters 2.21 (Architectural Review Board), 18.76 (Permits and Approvals), 18.77 (Procedures for Permits and Approvals), and 18.78 (Appeals), Deleting Chapters 16.48 (Architectural Review), 18.90 (Variances, Home Improvement Exceptions, and Conditional Use Permits), 18.91 (Design Enhancement Exceptions), 18.92 And 18.93 (Appeals), and 18.99 (Administrative Approval of Minor Changes in Projects), Adding Sections 18.88.200 and 18.88.210, and Modifying Cross-References in Various Other Code Sections** *(1st Reading 05/03/04, Passed 6-3, Freeman, Morton, Ojakian "no")*

3. 2nd Reading - **Ordinance of the Council of the City of Palo Alto Amending and Restating Chapter 2.30 of the Palo Alto Municipal Code in its Entirety [Contracts and Purchasing Procedures] to Establish New Contracting and Purchasing Procedures and to Define the Contract Authority of City Officers and Employees** *(1st Reading 05/17/04, Passed 8-1, Freeman "no")*

4. **(CMR:202:04)** Adoption of a Resolution Affirming Prior Commitments for FY 2005 and FY 2006 and Making New Commitment for Palo Alto's Contribution Level for FY 2007 to the Funding of Operation and Maintenance (O&M) for the Central Valley Project Power Facilities and Authorizing the City Manager to Execute Exhibit C, Revision 7 to the Agreement

(Item 3380) **Resolution of the Council of the City of Palo Alto Approving Increases in Palo Alto's Contribution Commitment Levels for FY 2005, 2006 And 2007 to the Funding of Operation and Maintenance for the Central Valley Project Power Facilities and Authorizing the City Manager to Execute Exhibit C, Revision 7 to the Agreement**

5. **(CMR:264:04)** Adoption of a Resolution Donating Surplus Fire Equipment to Oaxaca, Mexico

(Item 3381) **Resolution of the Council of the City of Palo Alto Donating Surplus Fire Equipment to Oaxaca, Mexico**

6. Approval of Budget Amendment Ordinance (BAO) in the Amount of \$73,000 Transferring from the University Avenue Parking District Fund and Technology Fund into the Police Department's Operating Budget and to Execute a Contract Between the City of Palo Alto and Acme

Security Systems to Purchase Hardware and Installation Services and upgrade Security Monitoring equipment in the Civic Center Parking Structure and Police Department *(Item to be continued to 06/14/04 at the request of staff)*

Ordinance of the Council of the City of Palo Alto Amending the Budget for the Fiscal Year 2003-04 to Establish Capital Improvement Program Project Number CIP PD-04011, Civic Center Parking – Security Upgrade; to Provide an Appropriation in the Amount of \$73,000 from the University Avenue Parking District, the Electric Fund Operating Budget, and the Police Department Communication Services Existing Operating Budget

Contract Between the City of Palo Alto and Acme Security Systems in the Amount of \$73,000 to Purchase Hardware and Installation Services and upgrade Security Monitoring equipment in the Civic Center Parking Structure and Police Department.

7. **(CMR:281:04)** Budget Amendment Ordinance in the Amount of \$57,036 to Accept and Expend State Grant Funding in the Amount of \$45,628 and Funding from Leland Stanford Junior University in the Amount of \$11,408; Approval of Award of Contract to Power Engineering Contractors in the Amount of \$83,405 for the Sand Hill Road Bridge Seismic Retrofit (Capital Improvement Program Project PE-00018)

Ordinance of the Council of the City of Palo Alto Amending the Budget for the Fiscal Year 2003-04 to Accept and Expend \$57,036 from a State Grant and the Leland Stanford Junior Excess Cost Agreement Funds into Capital Improvement Program (CIP) Project PE-00018, Sand Hill Road Bridge Seismic Retrofit

8. **(CMR:271:04)** Adoption of a Resolution Authorizing the Entering and Execution of the Direct Payment Services Agreement with the State Department of Community Services and Development – Home Energy Assistance Program




(Item No. 3382) **Resolution of the Council of the City of Palo Alto Authorizing the Entering and Execution of the Direct Payment Services Agreement with the State Department of Community Services and Development - Home Energy Assistance Program**



9. 2nd Reading - **Ordinance of the Council of the City of Palo Alto Authorizing the Negotiation and Execution of the Western Area Power Administration Custom Products Contract and to**

Subscribe to the Day-Ahead Firming Service Product Under Specified Terms and Conditions During the Period January 1, 2005 Through September 30, 2010, Inclusive *(1st Reading 05/10/04, Passed 8-0, Beecham absent)*

ADMINISTRATIVE

-  10. **(CMR:291:04)** Contract Between the City of Palo Alto and Novo Construction Inc. in the Amount of \$1,489,572 for the Civic Center Elevator Upgrades – Capital Improvement Program Project PF-01002
11. **(CMR:278:04)** Award of Contract Between the City of Palo Alto and ERS Industrial Services, in the Amount of \$180,275, for the Reclamation Plant Filter Repairs Project at the Regional Water Quality Control Plant (Wastewater Treatment Capital Improvement Program Project WQ-80021)
-  12. **(CMR:279:04)** Award of Contract Between the City of Palo Alto and Ray L. Helwig Plumbing & Heating, in the Amount of \$119,355, for Cubberley Gymnasiums 'A' and 'B' Boiler Replacement – Capital Improvement Program Project PF-04010
-  13. **(CMR:292:04)** Agreement Between the City of Palo Alto and the Palo Alto Downtown Business and Professional Association (PADBPA) for the Operation and Administration of the Downtown Palo Alto Business Improvement District (BID)
14. (Item No. 3389) Request for Authorization to Request Opinion from Attorney General Regarding Ability of Council Member to Participate in Decisions Regarding Stanford University

COUNCIL COMMITTEE RECOMMENDATION

15. **(CMR:289:04)** The Policy and Services Committee recommends to the City Council Implementation of a City-Owned Historic Building Incentive Program. (Direction to Director of Planning and Community Environment to present an ordinance for future public review)
16. **(CMR:282:04)** The Finance Committee recommends re Resolution Determining the University Avenue Area Off-Street Parking Assessment District Fund Surplus and Ordering its Disposition to the City Council to approve the following guidelines for the use of the funds:
1. Retire approximately \$3.0 million of bonds as soon as feasible.
 2. Offset debt service by approximately \$1 million over the next 2 years (\$0.62 million in 2004-05 and \$0.38 million in 2005-06)
 3. Retain \$0.5 million in a new Maintenance Fund to fund long-term capital improvements to the Lot R (High/Alma South) and Lot S/L (Bryant/Lytton) garages.

(Item 3385) **Resolution of the City Council of the City of Palo Alto Determining Improvement Fund Surplus and Ordering its Disposition - University Avenue Area Off-Street Parking Assessment District**

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.

REPORTS OF COMMITTEES AND COMMISSIONS

17. **(CMR:309:04)** Parks and Recreation Commission and Palo Alto Historical Association Recommendation to City Council to Name the South of Forest Avenue Park as Palo Alto Heritage Park
18. **(CMR:308:04)** Parks and Recreation Commission and Palo Alto Historical Association Recommendation to City Council to Rename the Arastradero Preserve as Enid Pearson-Arastradero Preserve

UNFINISHED BUSINESS

19. Public Hearing: The City Council will consider an application by Tony Montooth for a revised Conditional Use Permit (CUP) to allow the sale of alcoholic beverages (beer, wine, alcohol) at Antonio's Nut House located at 321 California Avenue [04-UP-02]. This request for an amended use permit has been filed in conjunction with the existing appeal request [03-AP-08] by Tony Montooth of the Director of Planning and Community Environment's approval of an amended Conditional Use Permit in July, 2003 to allow alcoholic beverage service as a conditional use. *(Item to be continued to 06/21/04 at the request of applicant)*

PUBLIC HEARING

20. **(CMR:290:04)** Public Hearing: The City Council will consider adoption of a Resolution to Approve the 2004-2005 Budget Report and to Levy the Annual Assessment for the Palo Alto Downtown Business Improvement District (BID) for Fiscal Year 2004-05

Resolution of the Council of the City of Palo Alto Confirming the Report of the Advisory Board and Levying an Assessment for Fiscal Year 2004-05 in Connection with the Downtown Palo Alto Business Improvement District

- *21. **(CMR:203:04)** Public Hearing: The City Council will consider an application by BAR Architects on behalf of Yoav Shoham and Orit Atzmon for Site and Design Review of property located at 820 Los

Trancos Road to allow construction of a 11,006 square foot, two-story, single-family residence, a 2,294 square foot accessory sports building, swimming pool, landscaping and other site improvements.
(Attachment)

**This item is quasi-judicial and subject to Council's Disclosure Policy*

22. Public Hearing: The City Council will reconsider an application by Cartmell/Tam Architects on behalf of David Ditzel for Site and Design Review to allow a 1,677 square foot addition to an existing 3,433 single-family residence located at 4010 Page Mill Road and construction of a new swimming pool, including a request for the following variances: a 29'6" side yard setback where a 30' setback is required, construction of an exterior stairway and landing having a 46' front yard setback and construction of a new garage having a 69' front yard setback where a 200' setback is required, and a total impervious area of 13.5%, where 3.5% is normally the maximum allowed. *(Item to be continued to 06/14/04 at the request of the applicant)*

ORDINANCES AND RESOLUTIONS

REPORTS OF OFFICIALS

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.

23. Item removed at the request of Staff

24. Public Employment

Position: City Attorney

Authority: Government Code Section 54957

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)

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