

Special Meeting
November 6, 2006

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10. Public Hearing: To consider approval of a Request for a Comprehensive Plan Amendment and Rezoning for a 13.27-acre parcel located within the Enid Pearson Arastradero Open Space Preserve from Open Space/Controlled Development to Publicly Owned Conservation Land and from Open Space zone designation to a Public Facility zone designation at 1525 Arastradero Road [06PLN-00045]. Environmental Assessment: An initial study has been prepared and a Mitigated Negative Declaration is proposed in accordance with CEQA guidelines. 13

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FINAL ADJOURNMENT: The meeting adjourned at 10:30 p.m. 19

The City Council of the City of Palo Alto met on this date in the Council Conference Room at 6:05 p.m.

COUNCIL MEMBERS

Present: Barton, Beecham, Drekmeier, Kishimoto, Klein, Kleinberg, Morton, Mossar

Absent: Cordell

HISTORIC RESOURCES BOARD

Present: Bernstein, Bunnenberg, Haviland, Kohler, Makinen, Murden

Absent: DiCicco

SPECIAL MEETING

1. Joint Meeting with Historic Resources Board Regarding Issues Related to the HRB

No Action Required.

ORAL COMMUNICATIONS

None.

ADJOURNMENT: The meeting adjourned at 6:55 p.m.

The City Council of the City of Palo Alto met on this date in the Council Chambers at 7:10 p.m.

Present: Barton, Beecham, Cordell, Drekmeier, Kishimoto, Klein, Kleinberg, Morton, Mossar

STUDY SESSION

1. Impact of the Aging Baby Boom Population on Palo Alto Social and Community Services

Community Services Director Richard James, and Lisa Hendrickson, Avenidas Executive Director, provided a presentation of their report entitled "Impacts of the Aging Baby Boom Generation on Palo Alto Social and Community Services." The discussion summarized the work of a task force of adult service providers, as well as the results of a community visioning meeting and city-wide survey asking Boomers about their needs and concerns for the future. It also provided an inventory of existing service providers and their capacity for enhanced service provision.

One of the major findings of the study is that older adults, defined as 55 years of age and older, could represent up to 40 percent of Palo Alto population in the next twenty years, and the fastest growing age group will be people 85 years old and older. The impacts of this dramatic shift in demographics, especially in a built-out city like Palo Alto, will be dramatic unless planned for well in advance.

No action required.

ORAL COMMUNICATIONS

John Guislin, 225 Middlefield Road, spoke regarding the mitigation of flood risk on San Francisquito Creek.

Art Lieberman, 751 Chimalus Drive, spoke regarding the release of toxic chemicals at two sites, which should be added to the list of emergency dangers within the City.

Alison Cormack, 3487 Ross Road, spoke regarding the Library Advisory Commission's recommendation to expand the Mitchell Park Library.

Norman Carroll, 3061 Emerson Street, spoke regarding holiday giving.

Robert Moss, 4010 Orme Street, spoke regarding the importance of voting on Tuesday, November 7.

APPROVAL OF MINUTES

MOTION: Council Member Morton moved, seconded by Mossar, to approve the minutes of October 10, 2006, as submitted.

MOTION PASSED 8-0 Kleinberg abstaining.

CONSENT CALENDAR

Council Member Klein said he was advised by staff not to participate on Item No. 2 since this item was the Community Commercial (CC) zoning district, which includes Stanford lands and his wife is employed by Stanford University.

Council Member Cordell said reference was made to the Stanford Shopping Center in Item No. 2, page 3.

Planning and Community Environment Director Steve Emslie confirmed the two items were separated because Item No. 2 had a Stanford conflict and Item No. 3 did not.

City Attorney Baum confirmed there was a Stanford conflict in Item No. 2.

Council Member Mossar said she would not participate in Item No. 2 but noted the ordinance wording in Item No. 2 had been revised since the first review by the Council. She asked whether the change pertained to Item No. 3.

Mr. Emslie said the change pertained to the Community Commercial (CC) Zoning District, as it affected Town and Country Village Shopping Center only. Staff had mischaracterized the transmittal of the Planning and Transportation Commission (P&TC) recommendation. The P&TC changes were made and it was recommended the Council remove Item No. 2 and re-notice as a public hearing.

Council Member Mossar asked to remove Item No. 2 because although both the Town and Country Village Shopping Center and Stanford Shopping Center had CC zoning, the change only pertained to the Town and Country Village Shopping Center.

Mr. Baum asked if Item No. 2 was separated when it was first before Council.

Mr. Emslie said it was but he would check on exactly how the issue was

presented initially.

MOTION: Mayor Kleinberg moved, seconded by Beecham, to remove Item Nos. 2 and 3 from the Consent Calendar to become Item Nos. 8B and 8C.

MOTION: Council Member Klein moved, seconded by Mossar, to remove Item No. 8 from the Consent Calendar to become Item 8D.

MOTION: Council Member Barton moved, seconded by Morton, to approve Consent Calendar Items Nos. 4 through 7 and 8A.

4. Resolution 8661 entitled "The Council of the City of Palo Alto Authorizes the City Manager to Sign and File a Financial Assistance Application and Execute a Loan Agreement for a State Revolving Fund Loan in an Amount not to Exceed Nineteen Million Dollars from the State Water Resources Control Board on Behalf of the Palo Alto Regional Water Quality Control Plant for the Design and Construction of the Mountain View/Moffett Area Reclaimed Water Pipeline Project"
5. Utilities Advisory Commission Recommendation to Approve Ultra-Clean Local Distributed Generation Incentive Program Guidelines
6. Finance Committee Recommendation to Approve City Auditor's Fiscal Year 2006-07 Work Plan
7. Approval of a Contract with C-Way Custodian Services in a Total not to Exceed Amount of \$488,451 per Year to Provide Custodial Services at City Facilities and Authorization for up to Four One-Year Contract Extensions
- 8A. Report of Williamson Act Contracts within the City of Palo Alto

MOTION PASSED 9-0 for Items 4 through 8A.

- 8B. (Old Item No. 2) 1st Reading with Revisions - Ordinance Deleting Chapter 18.43 (Community Commercial) and Adding Portions of a New Chapter 18.16 (Neighborhood, Community, and Service Commercial Districts) of Title 18 (Zoning Ordinance) of the Palo Alto Municipal Code

Council Member Cordell stated she would not participate in Item No. 8B due to a conflict of interest because she was employed by Stanford University.

Council Member Klein stated he would not participate in Item No. 8B due to a conflict of interest because his wife was employed by Stanford University.

Council Member Mossar stated she would not participate in Item No. 8B due to a conflict of interest because her husband was employed by Stanford

University.

Council Member Beecham requested an explanation regarding the coversheet for Item No. 2.

Mr. Emslie said the Planning and Transportation Commission (P&TC) had amended the motion several times regarding the application of mixed use in the CC District. The final outcome was recorded and communicated by staff that the P&TC's recommendation for mixed use included stand alone residential. When the minutes were verified, it was determined that residential would only be allowed in conjunction with a hotel and not stand alone. The change was made based on the P&TC's recommendation.

Council Member Beecham asked whether a hotel could be built to include "for sale" units if they were included in the hotel project.

Mr. Emslie said that was correct.

Mayor Kleinberg asked for clarification on Item No. 8B. She said the Council wanted to allow housing at the Town and Country Village Shopping Center but she did not recall the requirement that housing be attached to a hotel.

Mr. Emslie said staff was attempting to clarify the issue with an amendment. Staff had misstated the P&TC's recommendation that zoning would allow stand alone housing, side-by-side with other commercial as mixed use. If the Council wished to revisit the item, staff would need to bring the item back as a public hearing and reintroduce the ordinance.

Mayor Kleinberg asked whether both Items No. 2 and 3 were affected.

Mr. Emslie said if either item were to be changed, staff would need to bring them back together.

MOTION: Vice Mayor Kishimoto moved, seconded by Morton, to approve Item No. 8B, Ordinance Deleting Chapter 18.43 (Community Commercial) and Adding Portions of a New Chapter 18.16 (Neighborhood, Community, and Service Commercial Districts) of Title 18 (Zoning Ordinance) of the Palo Alto Municipal Code.

MOTION PASSED 6-0 for Item No. 8B, Cordell, Klein, Mossar not participating.

8C. (Old Item No. 3) Ordinance 4923 entitled "The Council of the City of Palo Alto Hereby Approves Deleting Chapters 18.41 (Neighborhood Commercial), 18.44 (Community Commercial Combining District (CC(2))), 18.45 (Service Commercial), and 18.49 (Commercial

Downtown), adding Portions of a New Chapter 18.16 (Neighborhood, Community, and Service Commercial Districts), adding a New Chapter 18.18 (Downtown Commercial District), and Amending Section 18.94.970 (Nonconforming Uses and Noncomplying Facilities) of the Palo Alto Municipal Code (Zoning Ordinance), and Amending Section 16.20.120(A) (Freestanding Signs) of Title 16 (Building Regulations) of the Palo Alto Municipal Code”

Council Member Klein said he wanted to vote on Item No. 3, but required further clarification since the agenda stated Item No. 3 was a second reading.

Mr. Emslie said to clarify the situation, he suggested bringing back both items for another hearing to review the P&TC’s recommendation on both items and to accurately reflect Council’s direction.

Mr. Baum noted the hearing would be for changes and staff would be prepared to answer Council’s questions.

Council Member Klein asked whether a second reading was allowed on Item No. 3 at this evening’s meeting.

Mr. Baum said yes.

Council Member Klein asked whether the Council would be voting for a second reading on Item No. 3 if the vote was made on what currently was on the table.

Mr. Baum said yes.

Council Member Drekmeier asked whether the floor area ratio (FAR) for housing would be less if there were no hotel in the formula for the Town and Country Village Shopping Center.

Mr. Emslie said the formula had not been changed. It was still part of the recommendation.

MOTION: Vice Mayor Kishimoto moved, seconded by Morton, to approve Item No. 8C, Ordinance 4923, Approve Deleting Chapters 18.41 (Neighborhood Commercial), 18.44 (Community Commercial Combining District (CC(2))), 18.45 (Service Commercial), and 18.49 (Commercial Downtown), adding Portions of a New Chapter 18.16 (Neighborhood, Community, and Service Commercial Districts), adding a New Chapter 18.18 (Downtown Commercial District), and Amending Section 18.94.970 (Nonconforming Uses and Noncomplying Facilities) of the Palo Alto Municipal Code (Zoning Ordinance), and Amending Section 16.20.120(A)

(Freestanding Signs) of Title 16 (Building Regulations) of the Palo Alto Municipal Code.

Mr. Barton questioned that Mr. Emslie stated the bonus for housing was still included in the Town and Country Shopping Center with the hotel and how could that be if no housing was allowed without a hotel.

Mr. Emslie said it was a bonus for a hotel and, if the hotel contained a percentage of housing, it was permitted. It did not include a bonus for purely residential stand alone.

MOTION PASSED 9-0 for Item No. 8C.

8D. (Old Item 8) Resolution 8662 entitled "The Council of the City of Palo Alto Supports Comprehensive Election Reform that Would Inspire Higher Voter Confidence in the Elections Process"

Council Member Klein said the fifth "Whereas" clause in the resolution stated public perception was that political contributions have adversely affected and influenced elections. The action items referred to the conduct of elections, the process of voting and not the process of contributions in trying to influence the public. He felt it was inappropriate from a stylistic standpoint. He requested an explanation on the voter-verified paper balloting process.

Council Member Drekmeier referred to Section 1 (3) of the ordinance in clarifying Council Member Klein's concern regarding the fifth "Whereas" clause. The clause referred to situations where a higher official was on a campaign team in support of a candidate. He explained a voter-verified paper balloting process consisted of a paper printout appearing on a screen. The voter would press a button to verify their vote, which would release a receipt into a box to be used for verification in the event of a recount.

Council Member Klein asked whether a voter-verified paper balloting process was the only verification method to obtain an accurate count of votes.

Council Member Drekmeier said there were several electronic voting machines available but they did not all have the capability to recount votes. The Optiscan was another mechanism where a paper ballot would be completed and would feed through a computer instantly registering the data as well as leaving a paper trail.

MOTION: Council Member Klein moved, seconded by Drekmeier, to approve the resolution with the following changes: 1) Delete the last "Whereas" clause on Page 1; 2) Amend Section 1., Page 1, to add the words "process or other similar systems"; and 3) Delete Item (7) "The counting of all votes in public and at local venues in the presence of citizens and

credentialed members of the news media.”

Council Member Cordell said she supported the motion but asked to retain Item (7), which implied the counting would not be performed behind closed doors.

Council Member Mossar said she felt the ordinance was poorly worded and she would vote no.

Council Member Beecham said he would vote no.

Mayor Kleinberg referred to Item (3) and raised concern regarding judicial oversight and how it could apply to members of the judiciary to not actively participate in a campaign for another judge.

Mr. Baum clarified the language stated “who are responsible for the oversight of elections” which implied an election official.

Mayor Kleinberg asked whether it could be interpreted to prevent judges from being involved in judicial campaigns.

Mr. Baum recommended referring to a member of a legislative branch or executive official.

Council Member Cordell said it would be a stretch to imply it impacted judges and she was not concerned. She urged the Council to support the motion.

MOTION PASSED 7-2, Beecham, Mossar no.

UNFINISHED BUSINESS

9. Public Hearing: To consider a request by Steve Pierce on behalf of John Woodworth to subdivide a single 16,507 square foot parcel back to the two original parcels, one at 7,503 square feet and one at 9,004 square feet at 705 & 711 Cowper Street [06PLN-00102]. Exceptions to lot design would be required to allow a lot area of 7,500 square feet at 705 Cowper Street where 8,500 square feet would normally be the minimum lot area and site widths of 50-feet for 705 Cowper Street and 60-feet for 711 Cowper Street, where a 75-foot lot width would normally be required. Environmental Assessment: An Initial Study has been completed and a Negative Declaration has been prepared in accordance with California Environmental Quality Act (CEQA) requirements. Zoning District: RM-30.

Planning and Community Environment Director Steve Emslie said the

property was formerly the Cowper Inn and the proposal was to subdivide a property merged in the mid-1980's. It would allow the owners to sell each parcel individually as single-family residences. The result would be a conforming lot with non-conforming structures. The houses would be over the maximum floor area ratio (FAR) and would not conform to the current daylight plane for the property. If the property were altered, it would need to be brought up to compliance and the size of the homes reduced.

Council Member Drekmeier asked whether both structures would remain intact and sold as single-family homes.

Senior Planner Steven Turner clarified the intent was to keep both structures intact. A bridge connecting the two structures would be removed through an Architectural Review Board (ARB) application process.

Planning and Transportation Commissioner (P&TC) Daniel Garber said the P&TC focused on how to keep the existing structures intact. The applicant's proposal would be for the single parcel to revert back to two parcels with no changes except removal of the bridge. Returning the site to its original form created an incentive to purchase the sites individually, keep the existing structures, and retain greater FAR rather than tearing them down and rebuilding.

Council Member Morton asked why a condition was not requested to preserve the historical character of the structures.

Mr. Garber said the P&TC found it more compelling to leave the structures as non-complying, which created a greater incentive to keep the houses in their existing form.

Council Member Morton said it might not add anything compelling but it would provide an incentive to preserve the buildings and make it clear why the Council would grant the excess FAR.

Mr. Garber said a substantial change would result in re-permitting work on the buildings, which would require going through the Architectural Review Board (ARB) process. If the homes were scrapped and reconstructed, they would need to be rebuilt under more constrained codes. The processes already in place would prevent that from happening.

Council Member Drekmeier asked what the existing FAR was and what the applicant would be entitled to if they were to start over.

Mr. Turner said 705 Cowper exceeded the maximum FAR. Its FAR was 5,758 square feet and the current FAR allowance for a single-family house was 5,000 square feet.

Mayor Kleinberg declared the Public Hearing open at 9:07 p.m.

Steve Pierce, 209 Cowper Street, Applicant representing the owners John and Peggy Woodworth said staff report (CMR:394:06) described the project in detail. The homes were purchased by the Woodworth's in the mid-1980's and the Cowper Inn opened in 1986. The City required the Woodworths to merge the properties because of parking which straddled the property line. The Woodworths are planning to close Cowper Inn and sell the homes with the interest to preserve them. Splitting the lots would preserve the houses for several reasons. The lot was zoned for RM30 and with a total square footage of 16,500 the property was vulnerable to redevelopment as a multi-family project, but less vulnerable if it were split in two. The yield would be lowered from eight to four possible units. There were four existing units. Each house had an accessory unit. The potential buyers were interested in purchasing the property for single-family homes and not a development project.

Council Member Morton said he found Mr. Pierce's comments to be inconsistent. Mr. Pierce indicated the homes were historical but it would detour buyers if a condition was granted to split the lots subject to a covenant to preserve the historical character. He suggested potential buyers would be interested because they cared about the historical nature of the structures.

Mr. Pierce clarified buyers would be attracted to the homes because of their historical nature but they would be detoured if there were restrictions that would impede their ability to upgrade the homes.

Mayor Kleinberg declared the Public Hearing closed at 9:12 p.m.

MOTION: Council Member Barton moved, seconded by Beecham, to approve staff and the Planning and Transportation Commission's recommendation to adopt the Negative Declaration and the proposed preliminary parcel map with exceptions to subdivide a single 16,507 square foot parcel into two parcels, one at 7,503 square feet and one at 9,004 square feet, and grant exceptions for lot width and lot area, based upon the findings and conditions contained within the Record of Land Use Action.

The following items have also been provided for review:

- Environmental Assessment and Negative Declaration; and
- Preliminary Parcel Map plan set.

Council Member Barton said to return the site back to two properties would be a good approach in preserving the structures. Under the current zoning, the structures would not be allowed to remain their existing size, which implied they would not retain their current structure.

Council Member Beecham echoed Council Member Barton's comment and supported the motion.

Vice Mayor Kishimoto asked whether consideration was given to rezone the property as R1 or R2.

Mr. Turner said it was not discussed. The property was zoned RM30 and by building a single-family home on the lot it would revert to the R1 rules. The RM30 zoning code stated when using the R1 code, R1 rules must apply. Rezoning would not be required.

Vice Mayor Kishimoto asked if there would be a reason for the City to not consider rezoning to R1 or R2 if the agreement was to keep the units in the backside of the property as single-family homes.

Mr. Emslie said it would be the prerogative of the City to designate the site to the appropriate zone. Based on the testimony of the applicant, the City would agree with their goals to preserve and remain in non-conforming status in the R1 standards. It would not be different from the conditions created by subdividing. The Council could initiate rezoning. It would require action to initiate it at a separate hearing, and then it would be referred to the P&TC with a recommendation back to the Council.

AMENDMENT TO THE MOTION: Council Member Morton moved to have the lot split granted on the condition that the historical condition of the residence be preserved.

Council Member Barton did not accept the amendment because he felt it was not necessary. The reason the Council was taking action on the issue was because the City compelled the owners to merge the lots together 20 years ago. It would be unreasonable for the Council to come back now and subdivide at the owner's request and to undo what the Council requested the owners to do and to place a condition.

AMENDMENT FAILED FOR LACK OF A SECOND.

MOTION PASSED 9-0.

10. Public Hearing: To consider approval of a Request for a Comprehensive Plan Amendment and Rezoning for a 13.27-acre parcel located within the Enid Pearson Arastradero Open Space Preserve from Open Space/Controlled Development to Publicly Owned Conservation Land and from Open Space zone designation to a Public Facility zone designation at 1525 Arastradero Road [06PLN-00045]. Environmental Assessment: An initial study has been prepared and a Mitigated Negative Declaration is proposed in accordance with CEQA guidelines.

Ordinance 4924 entitled "The Council of the City of Palo Alto Hereby Amends the Zoning Map to Change the Zone Designation for 1525 Arastradero Road from the Open Space (OS) Zone Designation to the Public Facility (PF) Zone Designation"

Resolution 8663 entitled "Resolution of the Council of the City of Palo Alto Adopting an Amendment to the Comprehensive Plan Land Use Map by Changing the Land Use Designation for 1525 Arastradero Road from Open Space/Controlled Development to Publicly Owned Conservation Land"

Planning and Community Environment Director Steve Emslie introduced Senior Planner Chris Riordan to answer application-related questions and Planning & Transportation Commissioner Dan Garber to answer commission-related questions.

MOTION: Vice Mayor Kishimoto moved, seconded by Drekmeier, to approve staff and the Planning and Transportation Commission's recommendation to adopt the mitigated negative declaration, approve a Resolution adopting a Comprehensive Plan amendment to "Publicly owned Conservation Land," and adopt an Ordinance to rezone the 13.27-acre parcel to "PF" (Public Facilities) with one correction to have the rezoning of the parcel changed to PF-D.

Vice Mayor Kishimoto said Herb Borock's letter mentioned that the PF-D overlay was instituted to have a site and design review of ecologically sensitive land. The Arastradero Preserve was zoned as PF-D.

Planning and Community Environment Director Steve Emslie said staff did not recognize it to have a material difference. The City controlled City-owned land and all proposals would come from the Council. The restrictions based on the grant dollars used to acquire this property would prevent development.

Council Member Barton said the item was not noticed to change the zoning.

Mr. Baum clarified the item would need to be renoticed in order to change the zoning.

Mayor Kleinberg asked whether there was an option to approve the motion and to bring back the PF-D overlay at a subsequent meeting.

Mr. Baum said that could be done the beginning of 2007 since it required going through the P&TC process. He said there were grant restrictions but the difference between the PF and the PF-D overlay was that a hearing was required under a PF zone.

Mr. Emslie clarified that City-owned land zoned PF were parks. The PF-D overlay would require an ordinance.

Vice Mayor Kishimoto said she understood a PF-D overlay would go through the Architectural Review Board (ARB) and Planning and Transportation Commission (P&TC) process before returning to the Council.

Mayor Kleinberg declared the Public Hearing open at 9:25 p.m.

Herb Borock, P.O. Box 632, said public hearings for a zone change always have been publicly noticed "or such other zone as the P&TC and the Council found appropriate." It was not necessary to have the item brought back to the Council for the overlay. He referred to parcel boundaries that extended to the north side of Arastradero Road when the 432-acre parcel south of Arastradero Road had zoning and land use map designation changes. The same action was taken for the 77-acre parcel north of Arastradero Road in changing the boundaries of the property. Maps needed to be changed to conform to the actual 13.27 acres since the map shown in the staff report was 11.41 acres. The site and design review designation applied to every open space land in the Baylands and in the Foothills and should apply to this parcel. He referred to 16,000 to 20,000 cubic yards of foreign soil placed on the property, which need to be disposed of and should be included in the environmental assessment.

Mayor Kleinberg declared the Public Hearing closed at 9:28 p.m.

SUBSTITUTE MOTION: Council Member Mossar moved, seconded by Morton, to approve staff and the Planning and Transportation Commission's recommendation to adopt the mitigated negative declaration, approve a Resolution adopting a Comprehensive Plan amendment to "Publicly owned Conservation Land" and adopt an Ordinance to rezone the 13.27-acre parcel to "PF" (Public Facilities).

Ordinance 4924 entitled "The Council of the City of Palo Alto Hereby Amends the Zoning Map to Change the Zone Designation for 1525 Arastradero Road from the Open Space (OS) Zone Designation to the Public Facility (PF) Zone Designation"

Resolution 8663 entitled "Resolution of the Council of the City of Palo Alto Adopting an Amendment to the Comprehensive Plan Land Use Map by Changing the Land Use Designation for 1525 Arastradero Road from Open Space/Controlled Development to Publicly Owned Conservation Land"

Council Member Morton urged the Council to move forward and accept the staff recommendation.

Council Member Klein asked what the cost and time would be to go through the process again to add the PF-D designation.

Mr. Emslie said he would have to analyze the time required.

Council Member Klein asked what the cost would be to re-advertise the public hearing.

City Clerk Donna Rogers said it would be approximately \$200.

Council Member Klein agreed with Mr. Borock and recalled that years ago notices used to read "or such other zone as the P&TC and the Council found appropriate."

Mr. Baum said he was not aware of how notices read in the past, but he confirmed the current notice did not include the language.

Council Member Klein asked if there was a policy in place not to use such language.

Mr. Emslie said that had been the wording in the notice for the past five years.

Council Member Klein said he would support the motion.

Mr. Baum said he would verify the language.

SUBSTITUTE MOTION PASSED 6-3, Cordell, Drekmeier, Kishimoto voting no.

REPORTS OF OFFICIALS

11. Recommendations for Additional Disaster Preparation Resources

MOTION: Council Member Barton moved, seconded by Mossar, to approve the recommendation for disaster preparation resources and the associated funding plan, as outlined: Approve the addition of one limited hourly temporary part-time position to the Police Department for a period of 18 months. The position would serve as Coordinator of Homeland Security and Community Outreach.

Council Member Morton asked whether a person had been chosen to fill the position.

Assistant City Manager Emily Harrison said a candidate had been chosen for the position.

Council Member Klein referred to a New York Times article written by a Stanford professor indicating that face masks were a good local government investment for disaster preparedness.

Ms. Harrison said the Santa Clara County Department of Public Health and experts from the Palo Alto Medical Foundation have advised that masks would be most effective for those who are ill, as opposed to protecting people from getting ill. The fitted mask was the key to their efficacy. Staff did not believe stockpiling the standard mask was effective.

Council Member Klein asked for a description and cost of a permanent alternate Emergency Operations Center (EOC) and a mobile command vehicle.

Police Chief Lynne Johnson said the intent was to purchase a mobile command vehicle in July 2007 since it had been included in the proposed 2007-08 Capital Improvement Project (CIP) Budget. The CIP funding did not allow for purchase of a vehicle large enough to serve as a secondary mobile EOC. The unit was a Recreational Vehicle (RV) type and would provide dispatch capabilities and self-supporting command center and used for man-made or natural disasters as a mobile command post. The two possibilities for a secondary EOC would be the SCADA Center and the Art Center.

Council Member Klein asked about cost and staffing.

Ms. Johnson said the cost would be \$400,000 and the command vehicle would house approximately 10 staff members.

Ms. Harrison said the City was fortunate in securing Homeland Security funds to equip other emergency preparedness efforts.

Ms. Johnson said the Police Department received a buffer zone grant to help purchase a new SWAT Team vehicle.

Council Member Klein asked what the timeline would be for the alternate EOC.

Ms. Johnson said the Department was currently in the process of working out the details for additional wiring and computers for the Art Center and would be returning to Council for additional funding within the next few weeks.

Ms. Harrison said staff spent a considerable amount of time with the School District exploring the possibility of 25 Churchill as an alternate backup since the District needed an EOC backup. However, staff found the building was not seismically safe. The Art Center was designated as primary backup EOC.

Council Member Klein asked when the project would be presented to the Council.

Ms. Harrison said changes to the Art Center could be moderate and may not necessitate a presentation to the Council.

Council Member Klein said he would like a Council presentation.

Ms. Harrison confirmed it would be presented.

Mayor Kleinberg said the staff report (CMR:403:06) indicated a contract would be established with Andy Coe for development of communication plans and protocols with a recommendation to hire an 18 month, part-time person to work on Homeland Security and Community Outreach. Officer Ken Dueker had been acting in this capacity since early October. She needed clarification on what the Council was voting on.

Ms. Harrison said both staff personnel would be paid from salary savings. Staff recommended Council approve the temporary position for Officer Dueker. She confirmed one position would not replace the other and no action was required for Andy Coe.

Mayor Kleinberg said the report indicated staff wanted the Council's input on the additional initiatives planned for stockpiling/procurement and community education/outreach. It would be premature to have an in-depth conversation prior to performing community outreach or the work of Mr. Coe and Officer Dueker with various stakeholder groups. She suggested agendizing the discussion in conjunction with the entire disaster plan.

Ms. Harrison said it was tentatively agenzized for December 11, 2006. The plan included dealing with the pandemic flu and the communication issues would need to be incorporated into plan.

MOTION PASSED 9-0.

COUNCIL COMMENTS, ANNOUNCEMENTS, AND REPORTS FROM CONFERENCES

Council Member Beecham reported that last week the Northern California Power Association (NCPA) celebrated the 20th anniversary of clean power production at The Geysers in Lake County.

Council Member Morton stated he attended the recent presentation of the Clean Water Act First Place Award to the North County Cities for Clean Water Recognition.

Council Member Morton congratulated the City Auditor for the report on the

increase in sales tax report.

City Auditor Sharon Erickson confirmed that sales tax is slightly up.

Vice Mayor Kishimoto reported she made a presentation on zero waste and climate change at the Association of Bay Area Governments (ABAG) General Assembly and thanked Karl Knapp and Russ Reicher for providing data.

Mayor Kleinberg noted she spent Friday and Saturday as a guest of the Fritz Institute in Sebastopol, which works on a global scale to develop assessment methodologies for disaster planning. She also noted she participated with Berkeley Mayor Tom Bates in judging the first Annual Stanford-Cal Cook-Off held in Berkeley. Although the Stanford team had prepared a delicious three course meal, they lost to the Cal Team by a fraction of a point.

COUNCIL ADJOURNED TO CLOSED SESSION at 9:58 p.m.

12. CONFERENCE WITH LABOR NEGOTIATOR

Agency Negotiator: City Manager and his designees pursuant to Merit Rules and

Regulations (Frank Benest, Emily Harrison, Russ Carlsen, Carl Yeats, Sandra Blanch, Darrell Murray, David Ramberg)

Employee Organization: Local 1319, International Association of Fire Fighters

Authority: Government Code Section 54957.6(a)

Mayor Kleinberg stated no reportable action was taken.

FINAL ADJOURNMENT: The meeting adjourned at 10:30 p.m.