



# CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Special Meeting  
January 29, 2018

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:04 P.M.

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

Absent:

## Special Orders of the Day

1. Introduction of Mayor Helena Balthammar of Linköping, Sweden and the Linköping Delegation.

## **NO ACTION TAKEN**

### Closed Session

2. CONFERENCE WITH CITY ATTORNEY-EXISTING LITIGATION  
Santa Clara County Superior Court, Case No. 17CV309030  
Subject: John Tze and Edgewood SC LLC v. City of Palo Alto et al.  
Authority: Government Code Section 54956.9(d)(1).

**MOTION:** Council Member Kou moved, seconded by Council Member Wolbach to go into Closed Session.

**MOTION PASSED:** 8-0 Holman not present

Council went into Closed Session at 6:16 P.M.

Council returned from Closed Session at 7:56 P.M.

Mayor Kniss announced that the Council voted 7-2 (Kniss, Tanaka no) to authorize the City Attorney to appeal the decision in the Edgewood Plaza matter, at the appropriate time.

### Agenda Changes, Additions and Deletions

**MOTION:** Council Member Scharff moved, seconded by Council Member Holman to continue Agenda Item Number 12 "PUBLIC HEARING: Adoption of

# ACTION MINUTES

a Resolution to Continue the Evergreen Park Mayfield Residential Preferential Parking Program (RPP) With Modifications..." to February 5, 2018.

**MOTION PASSED:** 9-0

## Consent Calendar

**MOTION:** Council Member Scharff moved, seconded by Vice Mayor Filseth to approve Agenda Item Numbers 3-9.

3. Adoption of a Park Improvement Ordinance for Peers Park Dog Off-leash Exercise Area.
4. Resolution 9734 Entitled, "Resolution of the Council of the City of Palo Alto to Establish a One-time Contribution of \$17,100 to the Art in Public Spaces Fund and Approve Budget Amendments in the Capital Improvement Funds for the Art in Public Spaces Capital Improvement Program Project (AC-86017) to Purchase Already Installed Creative Seating Elements on University Avenue."
5. Adoption of an Ordinance Amending Section 2.08.120 of Chapter 2.08 and Section 2.30.270 of Chapter 2.30 of Title 2 of the Palo Alto Municipal Code to Update job Titles of Attorneys in the City Attorneys' Office to Conform With Changes Adopted by Council in the FY 2018 Annual Budget.
6. Approval and Authorization for the City Manager to Execute Contract Number C18168129 With Kennedy/Jenks Consultants in the Total Amount Not-to-Exceed \$715,369 to Provide Design Services for Primary Sedimentation Tanks Rehabilitation and Equipment Room Electrical Upgrade Project at the Regional Water Quality Control Plant - Capital Improvement Program Project WQ-14003.
7. Approval to Submit a National Endowment for the Arts Grant Application Requesting \$25,000 to Animate the Cubberley Community Center Campus Through Public Art.
8. Adoption of a Successor Memorandum of Agreement Between the City of Palo Alto and SEIU Local 521 Hourly Unit for a Four-year Term Expiring June 30, 2021.
9. Finance Committee Recommendation to Accept Macias Gini & O'Connell's (MGO) Audit of the City of Palo Alto's Financial Statements as of June 30, 2017, and Management Letter.

**MOTION PASSED:** 9-0

# ACTION MINUTES

## Action Items

10. Approval of the Fiscal Year (FY) 2017 Comprehensive Annual Financial Report (CAFR) and Approval of Conforming Amendments to FY 2017 Budget in Various Funds; Acceptance of the FY2019 - FY2028 Long Range Financial Forecast; and Discussion and Potential Direction Regarding Budgeting for City Pension Liabilities.

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

- A. Approve the City's 2017 Comprehensive Annual Financial Report (CAFR); and
- B. Approve conforming amendments to the Fiscal Year 2017 Budget Appropriation for various funds; and
- C. Accept the Fiscal Year 2019 to 2028 General Fund Long Range Financial Forecast (Base Case); and
- D. Provide direction on assumptions informing the City's calculation of pension liabilities and annual contribution goals and implications to the City Manager's FY 2019 Proposed Budget.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to direct Staff to return to the Finance Committee to look at ways to arrest the growth of liabilities.

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

- A. Approve the City's 2017 Comprehensive Annual Financial Report (CAFR); and
- B. Approve conforming amendments to the Fiscal Year 2017 Budget Appropriation for various funds; and
- C. Accept the Fiscal Year 2019 to 2028 General Fund Long Range Financial Forecast (Base Case); and
- D. Provide direction on assumptions informing the City's calculation of pension liabilities and annual contribution goals and implications to the City Manager's FY 2019 Proposed Budget; and

# ACTION MINUTES

- E. Direct Staff to return to the Finance Committee to look at ways to arrest the growth of liabilities.

## **MOTION AS AMENDED PASSED: 9-0**

- 11. Adoption of a Resolution Amending the Southgate Residential Preferential Parking Program by Adjusting the Number of Employee Permits and Making Clarifying Modifications, and a Resolution Establishing a Two-hour Parking Restriction in the Commercial Zones Adjacent to 1515 El Camino Real and 1681 El Camino Real (Continued From December 11, 2017).

**MOTION:** Council Member Tanaka moved, seconded by Mayor Kniss to

- A. Continue the pilot program as is; and
- B. Add Southgate RPP Parking along the west-side of El Camino Real after obtaining permission from CalTrans.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to amend the Motion Part A to state, "re-assess the pilot program at the end of six months."

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to amend the Motion Part B to state, "direct Staff to return to Council as soon as possible with a Resolution adding Southgate RPP parking along the west-side of El Camino Real and clarifying the language on re-parking."

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "Forward the Resolution to CalTrans to authorize the addition of the parking and, upon approval by CalTrans, an additional 15 employee permits will be released"

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "Direct Staff to explore options to reduce the bunching of employee parking."

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion Part B., "...and clarifying the language on re-parking."

**AMENDMENT:** Vice Mayor Filseth moved, seconded by Council Member XX to add 12 spaces on the east side of El Camino Real and north of Churchill Avenue to the RPP Southgate District.

# ACTION MINUTES

## AMENDMENT WITHDRAWN BY THE MAKER

**MOTION AS AMENDED RESTATED:** Council Member Tanaka moved, seconded by Mayor Kniss to:

- A. Re-assess the pilot program at the end of six months; and
- B. Direct Staff to return to Council as soon as possible with a Resolution adding Southgate RPP parking along the west-side of El Camino Real and clarifying the language on re-parking; and
- C. Forward the Resolution to CalTrans to authorize the addition of the parking and, upon approval by CalTrans, an additional 15 employee permits will be released; and
- D. Direct Staff to explore options to reduce the bunching of employee parking

## MOTION AS AMENDED PASSED: 9-0

- ~~12. PUBLIC HEARING: Adoption of a Resolution to Continue the Evergreen Park Mayfield Residential Preferential Parking Program (RPP) With Modifications; a Resolution Establishing Two-hour Parking Along a Portion of El Camino Real Between College Avenue and Park Boulevard; and Finding the Action Exempt From the California Environmental Quality Act (CEQA) (Continued from December 11, 2017) **STAFF REQUESTS THIS ITEM BE CONTINUED TO FEB. 5, 2018**~~
- 13. PUBLIC HEARING: Adoption of an Ordinance Amending Section 18.42.040 of Title 18 (Zoning) to Conform With new State Laws Regarding Accessory Dwelling Units (ADU) and Finding the Changes Exempt From Review Under the California Environmental Quality Act (CEQA) Pursuant to Public Resources Code Section 21080.17 and CEQA Guidelines Sections 15061(b), 15301, 15303 and 15305. The Planning & Transportation Commission Recommended Approval of These Amendments on November 29, 2017.

Public Hearing opened at 11:48 P.M.

Public Hearing closed at 11:53 P.M.

**MOTION:** Council Member DuBois moved, seconded by Council Member Fine to adopt an Ordinance amending Title 18 (Zoning) of the Palo Alto Municipal Code (PAMC) to comply with new State laws regarding Accessory Dwelling Units (ADU) and find the action exempt from review under the

# ACTION MINUTES

California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.17 and CEQA Guidelines Sections 15061(b), 15301, 15303 and 15305.

**SUBSTITUTE MOTION:** Council Member Holman moved, seconded by Council Member XX to direct Staff to consider comments from Council tonight, make appropriate changes to the Ordinance, and put it on next week's Consent Calendar for approval.

**SUBSTITUTE MOTION FAILED DUE TO THE LACK OF A SECOND**

**MOTION PASSED:** 8-1 Holman no

Adjournment: The meeting was adjourned at 12:07 A.M.