



CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Special Meeting
January 22, 2019

The City Council of the City of Palo Alto met on this date in the Council Chambers at 5:01 P.M.

Present: Cormack, DuBois, Filseth, Fine; Kniss arrived at 5:35 P.M., Kou, Tanaka

Absent:

Closed Session

1. CONFERENCE WITH LABOR NEGOTIATORS.

THIS ITEM WILL NOT BE HEARD THIS EVENING.

2. CONFERENCE WITH CITY ATTORNEY
Subject: Written Liability Claim Against the City of Palo Alto
By Mary Bartholomay (Claim No. C17-0057)
Authority: Government Code Section 54956.9(e)(3).

MOTION: Council Member DuBois moved, seconded by Vice Mayor Fine to go into Closed Session.

MOTION PASSED: 6-0 Kniss absent

Council went into Closed Session at 5:02 P.M.

Council returned from Closed Session at 5:31 P.M.

Mayor Filseth announced no reportable action.

Agenda Changes, Additions and Deletions

None.

Consent Calendar

MOTION: Mayor Filseth moved, seconded by Council Member Kniss to approve Agenda Item Numbers 3-4.

3. Approval of a Revenue Agreement With the County of Santa Clara in the Amount of \$250,000 Over two Years for Support of Intensive Case

ACTION MINUTES

Management in Connection With Housing Subsidies to be Provided by the County of Santa Clara for Palo Alto's Homeless.

4. Review and Acceptance of the Annual Status Report on Developers Fees for Fiscal Year 2018; and Resolution 9816 Entitled, "Resolution of the Council of the City of Palo Alto Making Findings Regarding Unexpended Stanford Research Park/El Camino Traffic Impact Fees in the Amount of \$1,376,491 and San Antonio/West Bayshore Area Traffic Impact Fees in the Amount of \$828,208."

MOTION PASSED: 7-0

Action Items

5. PUBLIC HEARING: on Objections to Weed Abatement and Resolution 9815 Entitled, "Resolution of the Council of the City of Palo Alto Ordering Weed Nuisance Abated (CONTINUED FROM JANUARY 14, 2019)."

Public Hearing opened at 6:02 P.M.

Public Hearing closed at 6:05 P.M.

MOTION: Council Member DuBois moved, seconded by Council Member Kniss to adopt the Resolution ordering the abatement of weed nuisances in the City of Palo Alto.

MOTION PASSED: 7-0

6. Approval of the Second Amended and Restated Agreement for Solid Waste, Recyclable Materials, and Compostable Materials Collection and Processing Services With GreenWaste of Palo Alto, Inc. in the Estimated Average Annual Amount of \$22,183,000; and Approval of an Addendum to the 2008 Mitigated Negative Declaration for City-wide Waste Hauling Service as Adequate and Complete Under the California Environmental Quality Act (CEQA).

MOTION: Council Member Tanaka moved, seconded by Council Member XX to refer this Agenda Item to the Finance Committee.

MOTION FAILED DUE TO THE LACK OF A SECOND

ACTION MINUTES

MOTION: Vice Mayor Fine moved, seconded by Council Member Kniss to:

- A. Approve the second amended and restated Agreement for solid waste, recyclable materials, and compostable materials collection and processing services with GreenWaste of Palo Alto, Inc.; and
- B. Approve an addendum to the 2008 Mitigated Negative Declaration for City-wide waste hauling service as adequate and complete under the California Environmental Quality Act (CEQA).

MOTION PASSED: 6-1 Tanaka no

- 7. Discussion and Project Update on Connecting Palo Alto and Consideration of the Following Actions: A) Separate From Study all Alternatives for the Palo Alto Avenue Crossing (Closure and Hybrid) and Include Palo Alto Avenue in a Separate Comprehensive Planning Effort; B) Separate From Study the Bicycle and Pedestrian Crossing of the Caltrain Corridor in the Vicinity of Loma Verde Avenue and Assess Feasibility in a Future Study; C) Address the Rail Committee's Recommendation Regarding a Tunnel by Modifying the Alternative to be South of Oregon Expressway Only and Further Explore the Scope and Budget for an Alternative With Freight Trains on the Surface and Passenger Trains Underground for the Meadow and Charleston Crossings; and D) Adopt a Modified List of Grade Separation Alternatives (CONTINUED FROM DECEMBER 17, 2018).

Council Member Kniss advised she will not participate in this Agenda Item because she has a real property interest within 500 feet of the Peninsula Corridor Joint Powers Authority (Caltrain) right of way. She left the meeting at 7:37 P.M.

Mayor Filseth advised he will not participate in this Agenda Item because he lives within 500 feet of the Caltrain right of way. He left the meeting at 7:37 P.M.

Council took a break from 7:38 P.M. to 7:50 P.M.

Council took a break from 10:28 P.M. to 10:35 P.M.

MOTION: Vice Mayor Fine moved, seconded by Council Member DuBois to:

- A. Direct Staff to separate from study all alternatives for the Palo Alto Avenue crossing (closure and hybrid) and include Palo Alto Avenue in a separate comprehensive planning effort;

ACTION MINUTES

- B. Direct Staff to separate from study the bicycle and pedestrian crossing of the Caltrain corridor in the vicinity of Loma Verde Avenue and incorporate this into the North Ventura Coordinated Area Plan process;
- C. Direct Staff to present the tunnel alternative at the Community Advisory Panel (CAP) and March Community meeting, and outline assumptions and alternatives for a citywide tunnel and further explore (the Scope and Budget) for an alternative with freight trains on the surface and passenger trains underground (for the Meadow and Charleston crossings);
- D. Adopt a modified list of grade separation alternatives:
 - 1. South Palo Alto | Rail Tunnel;
 - 2. Churchill Avenue | Full or Partial Closure and add Improvements (CAX);
 - 3. Meadow Drive and Charleston Road | Hybrid (MCL);
 - 4. Meadow Drive and Charleston Road | Rail Trench (MCT);
 - 5. Meadow Drive and Charleston Road | Viaduct (MCV);
 - 6. Citywide Tunnel (WBP);
- E. Direct Staff to return to Council with a strategy for Valley Transportation Authority (VTA) and Stanford University, especially around funding; and
- F. Direct Staff to study multi-modal mitigations for existing grade separations, taking into consideration both current conditions and future impacts.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "direct Staff to restore 'maintain or improve local access' evaluation criteria." (New Part G).

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "direct Staff to return to Council soon to review evaluation criteria and timeline." (New Part H).

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion Part A, "with a priority on transportation."

ACTION MINUTES

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion Part H, "with a funding and polling strategy."

MOTION AS AMENDED RESTATED: Vice Mayor Fine moved, seconded by Council Member DuBois to:

- A. Direct Staff to separate from study all alternatives for the Palo Alto Avenue crossing (closure and hybrid) and include Palo Alto Avenue in a separate comprehensive planning effort with a priority on transportation;
- B. Direct Staff to separate from study the bicycle and pedestrian crossing of the Caltrain corridor in the vicinity of Loma Verde Avenue and incorporate this into the North Ventura Coordinated Area Plan process;
- C. Direct Staff to present the tunnel alternative at the Community Advisory Panel (CAP) and March Community meeting, and outline assumptions and alternatives for a citywide tunnel and further explore (the Scope and Budget) for an alternative with freight trains on the surface and passenger trains underground (for the Meadow and Charleston crossings);
- D. Adopt a modified list of grade separation alternatives:
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- E. Direct Staff to return to Council with a strategy for Valley Transportation Authority (VTA) and Stanford University, especially around funding;
- F. Direct Staff to study multi-modal mitigations for existing grade separations, taking into consideration both current conditions and future impacts;

ACTION MINUTES

- G. Direct Staff to restore “maintain or improve local access” evaluation criteria; and
- H. Direct Staff to return to Council soon to review evaluation criteria and timeline with a funding and polling strategy.

MOTION AS AMENDED PASSED: 5-0 Filseth, Kniss absent

State/Federal Legislation Update/Action

None.

Adjournment: The meeting was adjourned at 11:52 P.M.