



CITY COUNCIL ACTION MINUTES

Special Meeting
May 24, 2021

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

Participating Remotely: Burt, Cormack, DuBois, Filseth, Kou, Stone, Tanaka

Absent:

Agenda Changes, Additions and Deletions

None

Minutes Approval

1. Approval of Action Minutes for the May 10, 2021 City Council Meeting.

MOTION: Council Member Cormack moved, seconded by Council Member Kou to approve the Action Minutes for the May 10, 2021 City Council Meeting.

MOTION PASSED: 6-0 Tanaka absent

Consent Calendar

Council Member Tanaka registered a no vote on Agenda Item Number 4.

MOTION: Council Member Cormack moved, seconded by Mayor DuBois to approve Agenda Item Numbers 2-6.

2. Approval of a Contract With Wunderlich—Malec Engineering in the Amount of \$186,284 to Upgrade the Software for the Supervisory Control and Data Acquisition System (SCADA) at the Regional Water Quality Control Plant.
3. Approval of a Contract With Hach Company in the Amount Not-to-Exceed \$116,938 to Install and Migrate Software for a Plant Information Management System (PIMS) at the Regional Water Quality Control Plant.
4. Approval of Contract Number C21180768 With Public Safety Innovation, Inc. in an Amount Not-to-Exceed \$250,000 to Provide Specialized Professional Services Across a Facet of Network, Computer, Data, Radio,

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and Other Telecommunications Systems That Reside in Vehicles, Portable Platforms, and City Facilities, in Support of the Palo Alto Public Safety Team for a Term of Five-years Through April 2026.

5. Adoption of an Ordinance Clarifying Emergency Building and Planning Permit Extensions Granted in Spring 2020 in Response to the COVID19 Pandemic.
6. SECOND READING: Ordinance 5522 Entitled, "Ordinance of the Council of the City of Palo Alto Amending Section 22.04.150(b) of the Palo Alto Municipal Code to Reinstate Preexisting Restrictions on Horses and Bicycles Using Certain Entrances to Foothills Nature Preserve; and Amending the Fiscal Year 2021 Municipal Fee Schedule to add new Vehicle Entry Fee Categories and Free Passes for Foothills Nature Preserve (FIRST READING: May 10, 2021 PASSED: 7-0)."

MOTION PASSED FOR AGENDA ITEM NUMBERS 2, 3, 5, 6: 7-0

MOTION PASSED FOR AGENDA ITEM NUMBER 4: 6-1 Tanaka no

Council took a break at 5:26 P.M. and returned at 5:41 P.M.

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7. Approval of Contract Number C21174926 With GreenWaste Recovery, Inc. for Solid Waste Processing and Disposal Services With an 8.5 Year Term and an Estimated Average Annual Amount of \$4.82 million; Adoption of Negative Declaration for Palo Alto Solid Waste Processing Contract as Adequate and Complete Under the California Environmental Quality Act (CEQA); and Approval of an Amendment to the Second Memorandum of Understanding With the Cities of Sunnyvale and Mountain View Regarding the Sunnyvale Materials Recovery and Transfer Station.

MOTION: Vice Mayor Burt moved, seconded by Mayor DuBois to:

- A. Approve and authorize the City Manager or their designee to execute an agreement with GreenWaste Recovery, Inc. for solid waste processing and disposal services to begin January 1, 2022 with an 8.5-year Term and estimated average annual amount of \$4.82 million over the contract term;
- B. Resolution 9961 Entitled, "Resolution of the Council of the City of Palo Alto Adopting the Negative Declaration for Palo Alto Solid Waste

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Processing Contract as Adequate and Complete Under the California Environmental Quality Act”;

- C. Approve an Amendment to the Second Memorandum of Understanding (MOU) between the cities of Palo Alto, Mountain View, and Sunnyvale for processing solid waste at the Sunnyvale Materials Recovery and Transfer Station, to extend the end of the term of the MOU from October 15, 2021 to December 31, 2021;
- D. Pursue, with other cities, to have GreenWaste provide greater accounting of secondary markets that they utilize;
- E. Direct the City Manager to return with an amendment to authorize a quick response to opportunities to utilize domestic mixed-use paper recycling;
- F. Provide GreenWaste reports to the public and City Council on a regular basis; and
- G. Work with other cities on legislation to spur domestic or in-state recycling.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to Motion, Part E, “...the appropriate contract to authorize a quick response”.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER “If GreenWaste is unable to provide additional secondary market accounting, direct Staff to return to Council for consideration of further actions.” (New Part H).

MOTION AS AMENDED: Vice Mayor Burt moved, seconded by Mayor DuBois to:

- A. Approve and authorize the City Manager or their designee to execute an agreement with GreenWaste Recovery, Inc. for solid waste processing and disposal services to begin January 1, 2022 with an 8.5-year Term and estimated average annual amount of \$4.82 million over the contract term;
- B. Resolution 9961 Entitled, “Resolution of the Council of the City of Palo Alto Adopting the Negative Declaration for Palo Alto Solid Waste Processing Contract as Adequate and Complete Under the California Environmental Quality Act”;

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- C. Approve an Amendment to the Second Memorandum of Understanding (MOU) between the cities of Palo Alto, Mountain View, and Sunnyvale for processing solid waste at the Sunnyvale Materials Recovery and Transfer Station, to extend the end of the term of the MOU from October 15, 2021 to December 31, 2021;
- D. Pursue, with other cities, to have GreenWaste provide greater accounting of secondary markets that they utilize;
- E. Direct the City Manager to return with an amendment to the appropriate contract to authorize a quick response to opportunities to utilize domestic mixed-use paper recycling;
- F. Provide GreenWaste reports to the public and City Council on a regular basis;
- G. Work with other cities on legislation to spur domestic or in-state recycling; and
- H. If GreenWaste is unable to provide additional secondary market accounting, direct Staff to return to Council for consideration of further actions.

MOTION AS AMENDED PASSED: 6-1 Tanaka no

- 8. Review of the Fiber Network Expansion Plan and Fiber-to-the-Home (FTTH) Business Case, Provide Feedback on the FTTH Business Model, and Direction That Includes Building Community Awareness, Engagement and Survey, and Funding Options.

Council took a break at 8:25 P.M. and returned at 8:36 P.M.

MOTION: Mayor DuBois moved, seconded by Council Member Kou to approve and direct Staff to pursue build out of the City fiber backbone in a manner designed to support citywide Fiber-to-the-Home (FTTH), including approve the near-term 12-month workplan outlined in the report and establish a City-operated Internet Service Provider (ISP) model to offer FTTH service within five years.

- A. Perform the following tasks by March 31, 2022:
 - i. Combine Phases 2 and 4 of the Magellan contract (C20176363) to provide detailed engineering design of the City's fiber backbone and FTTH distribution network;

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- ii. Complete a detailed City-operated ISP model, to include a combination of insource and outsource functions;
 - iii. Complete a residential and commercial broadband survey;
 - iv. Complete a risk and mitigation analysis of City-operated ISP model;
 - v. Determine the best financing model, including availability of federal and state funding options;
- B. Establish a City-operated Internet Service Provider (ISP) model to offer FTTH service within five years; and
- C. Per Council prior direction as part of the Community and Economic Recovery work plan, Staff will prioritize and accelerate community education and engagement regarding FTTH.

AMENDMENT: Council Member Tanaka moved, seconded by Council Member XX to add to the Motion, "look at streamlining the process for FTTH".

AMENDMENT FAILED DUE TO THE LACK OF A SECOND

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to change Motion, Part B to read as, "Direct Staff to return to Council with a City-operated...".

MOTION AS AMENDED: Mayor DuBois moved, seconded by Council Member Kou to approve and direct Staff to pursue build out of the City fiber backbone in a manner designed to support citywide Fiber-to-the-Home (FTTH), including approve the near-term 12-month workplan outlined in the report and establish a City-operated Internet Service Provider (ISP) model to offer FTTH service within five years.

- A. Perform the following tasks by March 31, 2022:
- i. Combine Phases 2 and 4 of the Magellan contract (C20176363) to provide detailed engineering design of the City's fiber backbone and FTTH distribution network;
 - ii. Complete a detailed City-operated ISP model, to include a combination of insource and outsource functions;
 - iii. Complete a residential and commercial broadband survey;

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- iv. Complete a risk and mitigation analysis of City-operated ISP model;
 - v. Determine the best financing model, including availability of federal and state funding options;
- B. Direct Staff to return to Council with a City-operated Internet Service Provider (ISP) model to offer FTTH service within five years; and
- C. Per Council prior direction as part of the Community and Economic Recovery work plan, Staff will prioritize and accelerate community education and engagement regarding FTTH.

MOTION AS AMENDED PASSED: 7-0

9. Colleagues' Memo Requesting Council Refer to the Policy and Services Committee a Proposed Program Allowing Neighbors to Directly Connect With Each Other, and a Potential Volunteer Network for the City.

MOTION: Vice Mayor Burt moved, seconded by Council Member Cormack to refer to the Policy and Services Committee to:

- A. Recommend strategies to support and strengthen neighborhood programs and associations;
- B. Identify gaps in existing neighborhood-based services; and
- C. Evaluate new strategies, including those proposed in the Colleague's Memo and others to expand the role of neighborhood volunteers.

MOTION PASSED: 7-0

Adjournment: The meeting was adjourned at 10:38 P.M. in honor of Joan Baez.

ATTEST:

DocuSigned by:
Beth Minor
27523117DA804D7...
City Clerk

APPROVED:

DocuSigned by:
J. DuBois
DD53585CA6CB4E9...
Mayor

NOTE: Action minutes are prepared in accordance with Palo Alto Municipal Code (PAMC) 2.04.160(a) and (b). Summary minutes (sense) are prepared in accordance with PAMC Section 2.04.160(c). Beginning in January 2018, in accordance with [Ordinance No. 5423](#), the City Council found action minutes and the video/audio recordings of Council proceedings to be the official records

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of both Council and committee proceedings. These recordings are available on the City's website.