



# CITY COUNCIL ACTION MINUTES

Special Meeting  
November 15, 2021

The City Council of the City of Palo Alto met on this date in virtual teleconference at 5:02 P.M.

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

Absent:

## Closed Session

1. CONFERENCE WITH CITY ATTORNEY- EXISTING LITIGATION Subject: Miriam Green v. City of Palo Alto Santa Clara County Superior Court Case No. 16CV300760 (One Case, as Defendant) Authority: Government Code Section 54956.9(d)(1).

AA1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS Authority: Government Code Section 54956.8 Property: 300 Homer Avenue, Assessor's Parcel Number 120-17-093 Negotiating Party: Palo Alto Museum City Negotiators: Ed Shikada, Kiely Nose Subject of Potential Negotiations: Lease Price and Terms of Payment.

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

**MOTION PASSED:** 7-0

Council went into Closed Session at 5:06 P.M.

Council returned from Closed Session at 6:51 P.M.

Mayor DuBois announced no reportable action.

## Special Orders of the Day

2. Proclamations Recognizing the Heroic Acts of Orlando Kent and Benjamin Bellamy.

## **NO ACTION TAKEN**

The City Council adjourned at 7:01 P.M. and called to order the joint special meeting at 7:01 P.M.

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## Study Session

3. Study Session to Provide Background and Information on Federal and State Laws and Recent Court Case Law Affecting the Placement of Wireless Telecommunications Facilities Within the City, and Overview of Staff Workplan to Update Wireless Ordinance and Standards.

The City Council adjourned at 8:37 P.M. and reconvened the regular meeting at 8:37 P.M.

## Agenda Changes, Additions and Deletions

None

## Consent Calendar

Council Member Kou registered a no vote on Agenda Item Number 7.

Council Member Tanaka registered a no vote on Agenda Item Numbers 6, 7, 10, 11.

**MOTION:** Council Member Cormack moved, seconded by Mayor DuBois to approve Agenda Item Numbers 4-11.

4. Approve a Task Order for the Office of the City Auditor to Conduct the Utility Work Order Process and Accounting Review as Recommended by the Policy and Services Committee.
5. Approval of the Office of the City Auditor (OCA) Annual Report as Recommended by the Policy and Services Committee.
6. Approval of Amendment Number 2 to Contract Number C19170648 With Salas O'Brien Engineers, Inc., for Professional Design Services for the 12kV Electrical Distribution Network Rehabilitation Project at the Regional Water Quality Control Plant under the Plant Repair, Retrofit, and Equipment Replacement capital project (WQ-19002) to add Services, Increase Compensation by \$149,586 for a New Not-to-Exceed Amount of \$560,397, and Extend the Schedule for Performance Through February 29, 2024.
7. Approval of Contract Amendment Number 1 to the Following Six Contracts: Contract Number C21177994A with 4LEAF, Inc., C21177994B with SAFEbuilt, C21177994C with Bureau Veritas, C21177994D with Independent Code Consultants, Inc., C21177994E with Shums Coda Associates and C21177994F with TRB+Associates, to

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Increase the Total Contract Sum Across all Six Contracts by \$350,000 (Due to Usage for Public Safety Building Inspector of Record Services) for a New Six-Contract Pool Total Not-to-Exceed Amount of \$6,350,000.

8. Approve Amendment No. 1 to Contract C17165347 with TetraTech to Extend the Term from November 30, 2021 to November 20, 2023 *Date Correction in title only.*
9. Approval of Construction Contract Number C22182345 with Wickman Development and Construction in the Amount of \$284,000, and Authorization for the City Manager to Negotiate and Execute Change Orders Up to a Not-to-Exceed Amount of \$28,400 for the Civic Center Waterproofing Study and Repairs Project, Capital Improvement Program Project PE-15020.
10. Approval of an Exemption from Competitive Solicitation by Council Action per PAMC 2.30.330, and Approval of a Contract with Lew Edwards Group for one year and a not-to-exceed amount of \$101,695, for Community Engagement and Ballot Measure Strategy and Preparation Services Relating to Potential Revenue-Generating November 2022 Ballot Measure.
11. Approval of Two Professional Services Agreements With GDS Associates, Inc. and Raftelis Financial Consultants, Inc. for On-Call, As-Needed Rate Design and Financial Consulting Services for a Total Not-to-Exceed Amount of \$1 per Agreement; and Approval to Select One or More Consultants Under Either Agreement for a Not-to-Exceed Amount of \$250,000 per Year over the 5 Year Term.

**ITEMS 4, 5, 8, 9 OF MOTION PASSED:** 7-0

**ITEMS 6, 10, 11 OF MOTION PASSED:** 6-1, Tanaka no

**ITEM 7 OF MOTION PASSED:** 5-2, Kou, Tanaka no

## Action Items

13. Adoption of **Resolution 10002** Creating a Sibling City Relationship with City of Bloomington, Indiana, and Authorizing the Mayor to Execute A Sibling City Agreement.

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

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- A. Approve the Domestic Sibling City resolution between Bloomington, Indiana and Palo Alto which would authorize the Mayor to sign a Sibling City Agreement with Bloomington, Indiana;
- B. Request Staff to incorporate engagement with Bloomington, Indiana into Palo Alto's existing Sister City framework; and
- C. Direct Staff to reach out to East Palo Alto to discuss partnerships on community engagement, economic collaboration, and town hall and citizen discussions.

## **MOTION SPLIT FOR THE PURPOSE OF VOTING**

**PARTS A & B OF MOTION PASSED:** 6-1, Tanaka no

**PART C OF MOTION PASSED:** 6-1, Kou no

AA2. Review and Recommend Renter Protection Policies for Development and Implementation (Continued from November 8, 2021 meeting).

The City Council moved to Item 14 at 10:37 P.M. and returned to Item AA2 at 12:03 A.M.

**MOTION:** Mayor DuBois moved, seconded by Council Member Stone to continue this item to a date uncertain.

**MOTION PASSED:** 7-0

- 14. Review and Provide Direction to Staff on Terms of Lease between the City of Palo Alto and the Palo Alto History Museum for the ROTH Building (300 Homer Ave).

**MOTION:** Mayor DuBois moved, seconded by Council Member Kou to:

- A. Direct Staff to complete lease negotiations with Palo Alto History Museum in alignment with terms outlined in the staff report with following additional guidance:
  - i. \$10,000 security deposit;
  - ii. Museum is responsible for long term maintenance;
  - iii. Proceed with principles outlined in the presentation on the community room/facilities;
  - iv. Reimburse the permit and processing fees and the City to pay for the payment/performance bonds;

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- v. Museum is responsible for prevailing wage compliance payment of \$15,000;
  - vi. Staff to develop a contingency plan in the event that the museum does not meet its operating commitment (to be defined), which would allow the City to find other uses of the building;
- B. Request Staff to return with a lease and budget amendment within 90 days or sooner; and
- C. Extend the permit approvals when requested.

## MOTION SPLIT FOR THE PURPOSE OF VOTING

**PART A – ii, iii, v, vi AND PART C OF MOTION PASSED:** 6-1, Tanaka no

**PART A – i, iv AND PART B OF MOTION PASSED:** 5-2, Cormack, Tanaka no

Adjournment: The meeting was adjourned at 12:07 A.M. in honor of our Good Samaritan heroes.

ATTEST:

DocuSigned by:  
*Lesley Milton*  
E5649TCF3DB34FA...

City Clerk

APPROVED:

DocuSigned by:  
*J. D. ...*  
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 of both Council and committee proceedings. These recordings are available on the City's website.

**Certificate Of Completion**

Envelope Id: A91F06108FB44A1C959857100D7E402D	Status: Completed
Subject: Please DocuSign: 20211115amCCs.docx	
Source Envelope:	
Document Pages: 5	Signatures: 2
Certificate Pages: 2	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelope Stamping: Enabled	Danielle Kang
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	250 Hamilton Ave
	Palo Alto , CA 94301
	Danielle.Kang@cityofpaloalto.org
	IP Address: 199.33.32.254

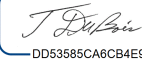
**Record Tracking**

Status: Original 12/1/2021 9:54:04 AM	Holder: Danielle Kang Danielle.Kang@cityofpaloalto.org	Location: DocuSign
Security Appliance Status: Connected	Pool: StateLocal	
Storage Appliance Status: Connected	Pool: City of Palo Alto	Location: DocuSign

**Signer Events**

Tom DuBois  
tomforcouncil@gmail.com  
Security Level: Email, Account Authentication (None)

**Signature**


DocuSigned by:  
  
DD53585CA6CB4E9...  
Signature Adoption: Pre-selected Style  
Using IP Address: 24.5.55.204

**Timestamp**

Sent: 12/1/2021 9:55:02 AM  
Viewed: 12/1/2021 11:20:34 AM  
Signed: 12/1/2021 11:20:45 AM

**Electronic Record and Signature Disclosure:**  
Not Offered via DocuSign

Lesley Milton  
Lesley.Milton@CityofPaloAlto.org  
City Clerk  
Security Level: Email, Account Authentication (None)

DocuSigned by:  
  
E56491CF3DB34FA...  
Signature Adoption: Pre-selected Style  
Using IP Address: 73.223.74.76

Sent: 12/1/2021 11:20:47 AM  
Viewed: 12/1/2021 1:42:05 PM  
Signed: 12/1/2021 1:42:16 PM

**Electronic Record and Signature Disclosure:**  
Not Offered via DocuSign

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	12/1/2021 9:55:02 AM

<b>Envelope Summary Events</b>	<b>Status</b>	<b>Timestamps</b>
Certified Delivered	Security Checked	12/1/2021 1:42:05 PM
Signing Complete	Security Checked	12/1/2021 1:42:16 PM
Completed	Security Checked	12/1/2021 1:42:16 PM

<b>Payment Events</b>	<b>Status</b>	<b>Timestamps</b>
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