



# CITY COUNCIL ACTION MINUTES

Special Meeting  
February 14, 2022

The City Council of the City of Palo Alto met on this date in the Council Chambers and by virtual teleconference at 5:00 P.M.

Present: Burt, Cormack, DuBois, Filseth, Kou, Stone, Tanaka

Absent: None

## Special Orders of the Day

1. Select Applicants to Interview for the Architectural Review Board.

**MOTION:** Council Member Cormack moved, seconded by Vice Mayor Kou to interview all new applicants for the Architectural Review Board.

**MOTION PASSED:** 7-0

AA1. Friends of the Palo Alto Libraries.

## **NO ACTION TAKEN**

## Agenda Changes, Additions and Deletions

None

## Consent Calendar

Vice Mayor Kou moved, seconded by Council Member Stone, third by Mayor Burt to pull Item 5 from the Consent Calendar to be heard as Item 8A tonight.

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

**MOTION:** Council Member DuBois moved, seconded by Council Member Cormack to approve the Consent Agenda items 2-4, 6-7.

2. Approve Minutes from the January 31, 2022 City Council Meeting.
3. Approval of Construction Contract Number C22181645 with Legion Contractors Inc., in the Amount of \$494,723, and Authorization for the City Manager or their Designee to Negotiate and Execute Change Orders up to a Not-to-Exceed Amount of \$74,208, for the Magical Bridge

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Playground Rubber and Synthetic Turf Resurfacing Capital Improvement Program Project (PE-21003).

4. Approval of Amendment Number 2 to the Agreement With Palo Alto Unified School District (PAUSD) for PAUSD Athletic Field Brokering and Maintenance Cost-sharing to Extend the Term to June 30, 2022 with an Optional Extension for an Additional Two Years.
5. ~~Approval of Amendment #4 to Contract C18171057 with AECOM to Increase the Not to Exceed Compensation by \$722,170 for Additional Evaluation and Outreach of Railroad Grade Separation Alternatives for a Total Not to Exceed of \$3,596,828. This Item was pulled and heard as Item 8A.~~
6. Approval of Meter Data Management System (MDMS) Contract C22184319 With N. Harris Corporation (SmartWorks) in the Amount Not to Exceed \$1,804,055 Over a Five-Year Term.
7. SECOND READING: Adoption of **Ordinance 5544** Amending Palo Alto Municipal Code Section 9.68 (Relocation Assistance for No-Fault Evictions) by Reducing the Threshold for Applicability from 50 Units to 10 Units or a Lower Threshold. Environmental Assessment: Exempt pursuant to CEQA Guidelines Section 15061(b)(3). (FIRST READING: January 31, 2022 PASSED: 5-1-1, Tanaka no, Stone abstain).

**ITEMS 2 AS AMENDED, 3, 4, OF MOTION PASSED:** 7-0

**ITEM 6 OF MOTION PASSED:** 6-1, Tanaka No

**ITEM 7 OF MOTION PASSED:** 5-1-1, Tanaka No, Stone Recused

**Item 5 was pulled from the Consent Calendar to be heard as Item 8A.**

- 8A. Approval of Amendment #4 to Contract C18171057 with AECOM to Increase the Not-to-Exceed Compensation by \$722,170 for Additional Evaluation and Outreach of Railroad Grade Separation Alternatives for a Total Not-to-Exceed of \$3,596,828.

**MOTION:** Vice Mayor Kou moved, seconded by Mayor Burt to refer this item to the Rail Committee.

**PASSED:** 4-3, Cormack, DuBois, Filseth no

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## Action Items

8. Discuss and Provide Direction to Staff on: (1) Continuing the Cubberley Concept Plan; (2) the Temporary Relocation of Palo Verde and Hoover Elementary Schools to Cubberley; and (3) Potential Opportunity to Acquire Additional Land at Cubberley.

**MOTION:** Council Member DuBois moved, seconded by Council Member Cormack to:

- A. Direct Staff to pause preparation of the Cubberley Concept Plan CEQA;
- B. Request a joint meeting with the PAUSD School Board and City Council prior to the June break;
- C. Ask Staff return to Council with a work plan to include:
  - i. Exploring a land swap at Fletcher or financial framework for acquiring available land; and
  - ii. Scope the design process for Cubberley Community Center that is City owned once the acreage is determined.

**MOTION PASSED:** 7-0

9. Provide Direction to Staff on Negotiations with Pets in Need for Operations and Capital Improvements at the City's Animal Shelter.

**MOTION:** Mayor Burt moved, seconded by Council Member Filseth to direct Staff to:

- A. That as a condition for continuing good faith negotiations, that Pets in Need would agree to extend the notice of termination six months beyond the current date;
- B. Proceed with negotiations with Pets in Need for a long-term contract agreement for animal services in Palo Alto;
- C. Evaluate the necessary kennel size for community partners that we serve;
- D. Include some form of trap and neuter program;
- E. Include a small animal area in the renovation plans;

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- F. Assure that the contract agrees upon hours of operation and services provided;
- G. That the parties agree to pursue a fundraising program to supplement existing capital commitments for the shelter; and
- H. Explore the transition to a new database.

**MOTION PASSED: 7-0**

Adjournment: The meeting was adjourned at 9:35 P.M.

ATTEST:

DocuSigned by:

*Lesley Milton*

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City Clerk

APPROVED:

DocuSigned by:

*Pat Burt*

ED9E9CFB89E64FF...

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.