



CITY OF PALO ALTO OFFICE OF THE CITY CLERK

October 5, 2015

The Honorable City Council
Palo Alto, California

Minutes Approval: April 13, 2015 , April 14, 2015 , April 20, 2015 and April 27, 2015

Staff has prepared four sets of Draft Action Minutes for review and approval by the City Council. Staff will include three to five sets of Draft Action Minutes in subsequent City Council Packets for your approval.

During the transition from Sense Minutes to Action Minutes with the preparation of a verbatim transcript, Staff and the City's transcription consultant have worked to ensure the Motions included in the Action Minutes of each City Council Meeting match the Motions in the verbatim transcript. This review has taken longer than expected.

Recommendation

Review and approve attached City Council Meeting Action Minutes.

Background

On May 6, 2015 Council directed a change in the type of Minutes prepared for City Council and Standing Committee Meetings via the following Motion:

2a. Policy and Services Committee Recommendation Regarding Changes to City Council and Standing Committee Minutes.

MOTION: Council Member Scharff moved, seconded by Vice Mayor Schmid to move to Action Minutes and video as the official permanent record of City Council and Standing Committee meetings. Verbatim Minutes will also be prepared.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER **direct Staff to return with an Ordinance updating Municipal Code Section 2.04.160(c) to read "As soon as possible after each Council meeting, verbatim minutes would be made publicly available digitally on the website and hard copies available upon request."**

MOTION AS AMENDED PASSED: 7-2 DuBois, Kniss no

ATTACHMENTS:

- Attachment A: 04-13-15 DRAFT ACTION Minutes (DOC)
- Attachment B: 04-14-15 DRAFT ACTION Minutes (DOC)
- Attachment C: 04-20-15 DRAFT ACTION Minutes (DOC)
- Attachment D: 04-27-15 DRAFT ACTION Minutes (DOC)

Department Head: Beth Minor, City Clerk



CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Regular Meeting
April 13, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:07 P.M.

Present: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid, Wolbach

Absent:

Agenda Changes, Additions and Deletions

None.

Oral Communications

None.

Consent Calendar

MOTION: Council Member Dubois moved, second by Council Member Filseth, third by Mayor Holman to pull Agenda Item Number 7- Approval of a Construction Contract with Express Sign & Neon, Inc. Not to Exceed \$327,558 for the Wayfinding Portion of the City Hall Remodel Project PE-12017, to be heard on a date uncertain.

MOTION: Council Member Kniss moved, seconded by Council Member Berman to approve Agenda Item Numbers 1-6.

1. Approval of Contract Amendment No. Two to Contract No. C12142825 in the Amount of \$668,000 with NV5, Inc. for Preparation of an Environmental Impact Report (EIR) for the Newell Road/San Francisquito Creek Bridge Replacement Project, Capital Improvement Program Project PE-12011, Approval of Amendment No. Two to a Cost

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Share Agreement with the Santa Clara Valley Water District Providing Local Matching Funds in the Amount of \$235,074 for Design and EIR Preparation for the Newell Road/San Francisquito Creek Bridge Replacement Project, and Adoption of a Budget Amendment Ordinance 5318 entitled "Budget Amendment Ordinance of the Council of the City of Palo Alto in the Amount of \$668,000 to CIP Project PE-12011, Newell Road/San Francisquito Creek Bridge Replacement Project."

2. Approval of Contract No. C15156501 with SP Plus to Provide Online Permit Sales Hosting for the Downtown Residential Preferential Parking District in the Amount of \$284,068 and a New Parking Website; Adoption of a Budget Amendment Ordinance 5319 entitled "Budget Amendment Ordinance of the Council of the City of Palo Alto Transferring \$43,813 to the Residential Parking Permit Program Fund and Appropriate \$28,230 to the Planning and Community Environment Department Operating Budget Offset with a Reduction of \$72,043 from the General Fund Budget Stabilization Reserve."
3. Approval of Amendment No. 1 to Contract C14151310 with Ghirardelli Associates, to Add \$68,000 for a Total Not to Exceed \$706,600 for Construction Management of the California Avenue Streetscape Improvements Project (CIP- PL-11002).
4. Approval of and Authorization for the City Manager or His Designee to Execute a Consent to Change of Control Agreement with Frontier Solar, LLC. and Amendment No. 1 to the City's Power Purchase Agreement with Frontier Solar, LLC.
5. Staff Recommendation to Initiate a Special Recruitment to Fill One Unscheduled Vacancy on the Architectural Review Board.
6. SECOND READING: Proposed Changes in Development Impact Fees: Adoption of Ordinance 5320 entitled "Ordinance of the Council of the City of Palo Alto Amending Chapter 16.58 Implementing New Public Safety Facility and General Government Facility Impact Fees and Direction to Draft Resolution Setting Initial Impact Fee Rates at 75 Percent of Levels Identified in Nexus Study" (First Reading: December 15, 2014 PASSED: 9-0).
7. ~~Approval of a Construction Contract with Express Sign & Neon, Inc. Not to Exceed \$327,558 for the Wayfinding Portion of the City Hall Remodel Project PE-12017.~~

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MOTION FOR AGENDA ITEM NUMBERS 1-6 PASSED: 9-0

Action Items

8. Hearing on Buena Vista Mobilehome Park Residents Association's Appeal of Hearing Officer's Decision Relating to Mitigation Measures Proposed by Buena Vista Mobilehome Park Owner in Connection with Mobilehome Park Closure Application.

Council took a break at 8:34 P.M. and returned at 8:49 P.M.

Inter-Governmental Legislative Affairs

None.

Council Member Questions, Comments and Announcements

None.

Adjournment: The meeting was adjourned at 10:00 P.M.



CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting
April 14, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:10 P.M.

Present: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid, Wolbach

Absent:

Oral Communications

None.

Action Items

8. Hearing on Buena Vista Mobilehome Park Residents Association's Appeal of Hearing Officer's Decision Relating to Mitigation Measures Proposed by Buena Vista Mobilehome Park Owner in Connection with Mobilehome Park Closure Application (continued from April 13, 2015).

Council took a break at 9:08 P.M. and reconvened at 9:22 P.M.

MOTION: Council Member Scharff moved, seconded by Council Member Kniss to:

- 1) Approve the Hearing Officer's decision with the following modifications:
 - a) Updated appraisals of the on-site fair market value of each mobile home shall be completed within 6 months of the owner's relocation from Buena Vista, at the Park Owner's expense. Updates shall be prepared by Beccaria & Weber, according to the methodology utilized in the 2013 reports. If for any mobile home the updated appraisal amount is less than the appraisal calculated in the 2013 reports, the

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Park Owner shall pay the higher of the two appraisals, as may be modified by the Hearing Officer as described below; and

- b) Within 6 months of the mobile home owner's relocation from Buena Vista, the Park Owner shall complete an updated market survey of average apartment rents in the cities surrounding Palo Alto, using the methodology in the RIR. This survey shall be the basis for calculating the 12-month rent differential and start-up costs described in the Hearing Officer's decision; and
 - c) Within 30 days of receiving the updates described above, any mobile home owner may submit a written objection, comment or supplemental data to the Hearing Officer. The Park Owner shall have 15 days to rebut any such submissions. The Hearing Officer shall make a determination regarding the appraisal amount and comparable market survey based on the evidence submitted. The Hearing Officer shall not award less than the amounts contained in the updated analyses of the Park Owner, or more than the amounts supported by evidence submitted by the mobile home owners. The Hearing Officer shall not have jurisdiction to reopen any matter addressed by the Council's Decision or the Sept 30, 2014, Hearing Officer's Decision. The Hearing Officer shall issue a short written determination, which shall be final. The Hearing Officer's determination shall not be appealable to the Council. Any appeal shall be to the Superior Court, to the extent provided by law; and
 - d) Final determination of actual moving costs and additional mitigations for disabled mobile home owners shall be determined by the Relocation Specialist, as set forth in the Hearing Officer's decision; and
 - e) In addition where a one bedroom mobile home unit has more than one bedroom because of unpermitted additions, where family is greater than three people, the rental compensation will provide for a two bedroom rental unit.
- 2) Staff shall return to Council for adoption of written findings and decision consistent with this Motion.

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INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add "permitted and" to Section e) in the Motion.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add "within thirty days or as soon as practical thereafter," to Section c) in the Motion.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to remove "In addition" from Section e) in the Motion.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER that the appraiser will revise the scope of community amenities to include things such as safety and schools.

AMENDMENT: Council Member Burt moved, seconded by Council Member DuBois to add to the Motion "The closure plan shall be effective upon approval by the Hearing Officer of the modified appraisal scope."

AMENDMENT FAILED: 3-6 Burt, DuBois, Schmid yes

MOTION AS AMENDED PASSED: 9-0

Adjournment: The meeting was adjourned at 11:28 P.M.



CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting
April 20, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 5:32 P.M.

Present: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid, Wolbach arrived at 6:00 P.M.

Absent:

Utilities Advisory Commission:

Present: Cook, Eglash, Foster, Hall arrived at 6:49 P.M., Melton, Waldfoegel

Absent: Chang

Closed Session

MOTION: Council Member Scharff moved, seconded by Council Member Berman to go into Closed Session.

MOTION PASSED: 8-0 Wolbach absent

Council went into Closed Session at 5:32 P.M.

1. CONFERENCE WITH LABOR NEGOTIATORS
City Designated Representatives: City Manager and his designees pursuant to Merit System Rules and Regulations (James Keene, Molly Stump, Kathy Shen, Melissa Tronquet, Dania Torres Wong, Sandra Blanch, David Ramberg, Joe Saccio, Walter Rossmann, Eric Nickel, Dennis Burns)
Employee Organizations: Palo Alto Police Officers Association (PAPOA); International Association of Fire Fighters (IAFF), Local 1319.
Authority: Government Code Section 54957.6(a).

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The Council reconvened from the Closed Session at 6:37 P.M.

Mayor Holman announced no reportable action.

Study Session

2. Joint Study Session of the City Council and the Utilities Advisory Commission.
3. Annual Earth Day Report Study Session and Sustainability/Climate Action Plan (S/CAP) Update.

Agenda Changes, Additions and Deletions

None.

Minutes Approval

4. February 23, 2015 March 2, 2015 March 9, 2015

MOTION: Vice Mayor Schmid moved, seconded by Council Member Wolbach to approve the minutes of February 23, March 2 and 9, 2015.

MOTION PASSED: 9-0

Consent Calendar

MOTION: Council Member Wolbach moved, seconded by Council Member DuBois to approve Agenda Item Numbers 5-9.

5. Finance Committee Recommends Adoption of a Budget Amendment Ordinance 5321 entitled "Budget Amendment Ordinance of the Council of the City of Palo Alto Amending the Budget for Fiscal Year 2015 to Adjust Budgeted Revenues and Expenditures in Accordance with the Recommendations in the FY 2015 Midyear Budget Review Report" and to Adopt a Resolution 9503 entitled "Resolution of the Council of the City of Palo Alto to Amend the Compensation Plan for the Management/Professional Group to Add a Principal Attorney."

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6. Staff Recommendation that the City Council Adopt a Resolution 9504 entitled "Resolution of the Council of the City of Palo Alto Amending Gas Rate Schedule G-10 (Compressed Natural Gas Service) to Recover Cap-and-Trade Regulatory Compliance Costs and Approving New Palo AltoGreen Gas Rate Schedule G-10-G (Compressed Natural Green Gas Service)."
7. Approval of Three Contracts with: 1) Delta Dental for Dental Claim Administration; 2) Vision Service Plan for Vision Claim Administration and Fully Insured Vision Plan; and 3) Life Insurance Company of North America (CIGNA) for Underwriting of the City of Palo Alto's Group Life, Accidental Death and Dismemberment (AD&D), and Long Term Disability Insurance (LTD) Plans for up to Three Years for Each Contract.
8. Approval of Loan Documents and Agreements Providing \$1,000,000 for the Rehabilitation of the Stevenson House and Adoption of a Budget Amendment Ordinance 5322 entitled "Budget Amendment Ordinance of the Council of the City of Palo Alto Appropriating Funds from the Residential Housing In-Lieu Fund for this Purpose."
9. Adoption of Amended Ordinance Amending Chapter 9.14 (Smoking and Tobacco Regulations) of the Palo Alto Municipal Code to Establish New Outdoor Smoking Restrictions in Commercial Areas and Outdoor Dining.

MOTION PASSED: 9-0

Action Items

10. PUBLIC HEARING: Adoption of Ordinances Amending Chapters 16.14, 16.17, and 16.18 to Adopt Local Amendments to the California Green Building Code and the California Energy Code.

Public Hearing opened at: 10:51 P.M.

Public Hearing closed at 10:59 P.M.

MOTION: Council Member Scharff moved, seconded by Council Member Burt to adopt:

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- 1) An Ordinance repealing and restating Palo Alto Municipal Code Chapter 16.14 to adopt and amend the 2013 California Green Building Standards Code, Title 24, Chapter 11, of the California Code of Regulations; and
- 2) An Ordinance repealing PAMC Chapters 16.17 and 16.18 and restating Chapter 16.17 to adopt and amend the 2013 California Energy Code, Title 24, Chapter 6, of the California Code of Regulations.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to direct Staff to return with updates to these Ordinances including any concerns generated by the Ordinances within eighteen months.

MOTION AS AMENDED PASSED: 9-0

11. Colleagues' Memo from Mayor Holman, Council Members Burt, Schmid, and Wolbach Regarding Strengthening City Engagement with Neighborhoods (Continued from March 16, 2015).

MOTION: Council Member Scharff moved, seconded by Council Member Wolbach to refer this item to the Policy and Services Committee.

MOTION PASSED: 9-0

12. Discussion and Appointment of a Council Member to the Board of Directors of the Bay Area Water Supply & Conservation Agency (BAWSCA) and the Bay Area Regional Water System Financing Authority.

MOTION: Vice Mayor Schmid moved, seconded by Council Member Scharff to appoint Vice Mayor Schmid to the Board of Directors and Council Member Scharff as Alternate of the Bay Area Water Supply and Conservation Agency and the Bay Area Regional Water System Financing Authority.

MOTION PASSED: 9-0

Inter-Governmental Legislative Affairs

None.

Council Member Questions, Comments and Announcements

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Council Member Wolbach attended the Palo Alto Housing Corporation's (PAHC) Annual Meeting last week. At the meeting he learned about a new organization, Silicon Valley At Home which focuses on advocacy and education around affordable housing. At the meeting, a PAHC Board Member stated that affordable housing is a community benefit. PAHC also discussed density and how density relates to affordable housing. PAHC mentioned some possible relocation options related to Buena Vista Mobilehome Park on properties owned by PAHC.

Adjournment: The meeting was adjourned at 11:17 P.M.



CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting
April 27, 2015

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:02 P.M.

Present: Burt, DuBois, Filseth arrived at 6:05 P.M., Holman, Schmid, Wolbach

Absent: Berman, Kniss, Scharff

Closed Session

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

MOTION PASSED: 5-0 Berman, Filseth, Kniss, Scharff absent

Council went into Closed Session at 6:03 P.M.

1. CONFERENCE WITH CITY ATTORNEY-Potential Litigation Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9 (One Potential Case, as Defendant) Communications and Power Industries: Amortization Study.

The Council reconvened from the Closed Session at 7:13 P.M. Mayor Holman announced no reportable action.

Study Session

2. Fiscal Year 2016 Proposed Budget Overview.

Agenda Changes, Additions and Deletions

None.

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Consent Calendar

MOTION: Council Member Wolbach moved, seconded by Vice Mayor Schmid to approve Agenda Item Numbers 3-6.

3. Approval of a Final Map to Subdivide One Parcel Totaling 12,375 Square Feet Into Six Condominium Units Within the RM-30 Zone District located at 405 Curtner Avenue; Environmental Assessment: Categorically Exempt From the Provisions of the California Environmental Quality Act (CEQA) Per CEQA Guidelines Sections 15303 and 15061(b)(3).
4. Preliminary Approval of the Report of the Advisory Board for Fiscal Year 2016 in Connection with the Palo Alto Downtown Business Improvement District and Adoption of the Resolution 9505 entitled "Resolution of the Council of the City of Palo Alto Declaring its Intention to Levy an Assessment Against Businesses within the Downtown Palo Alto Business Improvement District for Fiscal Year 2016 and Setting a Time and Place for a Public Hearing on May 18, at 7:00 PM or Thereafter, in the City Council Chambers.
5. Policy and Services Committee Recommendation to Accept the Utility Meter Audit: Procurement, Inventory, and Retirement.
6. Approval of the Revised Joint Exercise of Powers Agreement: Workforce Development Services for NOVA Consortium to Include the Addition of San Mateo County.

MOTION PASSED: 6-0 Berman, Kniss, Scharff absent

Action Items

7. Comprehensive Plan Update Planning Process Status and Review of Existing Comprehensive Plan Goals and Vision Statements

MOTION: Mayor Holman moved, seconded by Council Member Burt to form a working group to work through the Comprehensive Plan for the duration of the process.

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INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to change "working group" to "working group of diverse stakeholders."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to direct Staff to return to the Council with a proposal for stakeholder selection process and the purposes of the Comprehensive Plan Advisory Committee.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add at the beginning of the Motion "to direct the City Manager and Staff to form..."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to change "selection process and the purposes" to "proposal of Stakeholder categories, along with a proposed purpose and scope."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to change "to form a" to "to select a."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add "created from an open application process" between "stakeholders" and "to work."

CALL THE QUESTION: Vice Mayor Schmid moved, seconded by Council Member DuBois to call the question.

CALL THE QUESTION PASSED: 5-1 Filseth no, Berman, Kniss, Scharff absent

MOTION AS AMENDED PASSED: 4-2 Filseth, Schmid no, Berman, Kniss, Scharff absent

Inter-Governmental Legislative Affairs

None.

Council Member Questions, Comments and Announcements

None.

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Closed Session

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

MOTION PASSED: 6-0 Berman, Kniss, Scharff absent

Council went into Closed Session at 10:52 PM

8. CONFERENCE WITH LABOR NEGOTIATORS
Authority: Government Code section 54957.6
Agency Representatives: Mayor Karen Holman, CAO Chair Pat Burt,
PSO Director Kathryn Shen
Unrepresented employee: City Clerk

Council reconvened from the Closed Session at 11:40 P.M.

Mayor Holman advised no reportable action.

Adjournment: The meeting was adjourned at 11:40 P.M.