



## CITY OF PALO ALTO OFFICE OF THE CITY CLERK

December 12, 2016

The Honorable City Council  
Attention: Finance Committee  
Palo Alto, California

### **Approval of Action Minutes for the November 21 and 28, 2016 Council Meetings**

Staff is requesting Council review and approve the attached Action Minutes.

#### **ATTACHMENTS:**

- Attachment A: 11-21-16 DRAFT Action Minutes (DOCX)
- Attachment B: 11-28-16 DRAFT Action Minutes (DOCX)

Department Head: Beth Minor, City Clerk





# CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Regular Meeting  
November 21, 2016

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:04 P.M.

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

Absent: Berman, Scharff

## Study Session

1. Study Session to Discuss the Planned Rebuilding Project of the Junior Museum & Zoo.
2. Study Session to Present the Findings of the Citywide Engineering and Traffic Speed Surveys and Discuss Alternatives to the Establishment of Speed Limits and Requirements for Enforcement.

## Agenda Changes, Additions and Deletions

None.

## Minutes Approval

3. Approval of Action Minutes for the November 7, 2016 Council Meeting.

**MOTION:** Council Member DuBois moved, seconded by Council Member Wolbach to approve the Action Minutes for the November 7, 2016 Council Meeting.

**MOTION PASSED:** 7-0 Berman, Scharff absent

## Action Items

4. PUBLIC HEARING: 2016 Water Utility Public Health Goals Report.

Public Hearing opened and closed without public comment at 9:27 P.M.

**MOTION:** Council Member Kniss moved, seconded by Council Member DuBois to accept the City of Palo Alto 2016 Water Utility Public Health Goals Report.

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**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "and request Staff to evaluate the alternative of submitting a Request for Proposals (RFP) to a private or non-profit entity to be a provider of lead testing for residents on a cost-effective basis, and that the program be established and supported by the City."

**MOTION AS AMENDED RESTATED:** Council Member Kniss moved, seconded by Council Member DuBois to accept the City of Palo Alto 2016 Water Utility Public Health Goals Report and request Staff to evaluate the alternative of submitting a Request for Proposals (RFP) to a private or non-profit entity to be a provider of lead testing for residents on a cost-effective basis, and that the program be established and supported by the City.

**MOTION AS AMENDED PASSED:** 7-0 Berman, Scharff absent

## Inter-Governmental Legislative Affairs

None.

## Council Member Questions, Comments and Announcements

Council Member Holman said there was a memorial held in honor of Miner Forty Niner, the Palo Alto donkey who passed away in late September. She noted there were between 100-120 people in attendance at the memorial and she is pleased so many people showed up. She added the other donkey, Perry, has returned to Palo Alto and he has a new partner, Jenny. She said they are doing well together.

Mayor Burt said he was asked to speak on Palo Alto's Smart City initiatives last week at the Global Internet Conference in Wuzhen, China. He spoke about his time at the conference and noted, regarding climate change initiatives, the United States may be returning to where it was prior to the Paris Accords. He said the initiatives of local, regional and state governments are crucial when it comes to what we will be able to do in terms of climate change. He spoke about the importance of understanding the Smart City movement and how it relates to sustainability and climate change. He said it is important to share those issues with the community, what it means, and why it should matter. He also mentioned that one of the priorities Council laid out this year was housing. He said one of the areas regarding housing that was touched on at the Retreat, but not yet explored, is the displacement and severe impact on renters in the community. He said the surrounding communities are taking initiatives to try to provide renter protection. He noted the Council will not have an opportunity to take that issue up this year, but suggested Council Members should add this as a

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significant item at their upcoming retreat. He said it is an issue of critical importance to the community.

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



# CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting  
November 28, 2016

The City Council of the City of Palo Alto met on this date in the Council Chambers at 5:04 P.M.

Present: Berman, Burt, DuBois, Filseth, Holman, Kniss, Scharff, Schmid arrived at 5:07 P.M., Wolbach

Absent:

## Agenda Changes, Additions and Deletions

None.

## Minutes Approval

1. Approval of Action Minutes for the November 14, 2016 Council Meeting.

**MOTION:** Council Member Berman moved, seconded by Council Member Kniss to approve the Action Minutes for the November 14, 2016 Council Meeting.

**MOTION PASSED:** 9-0

## Consent Calendar

**MOTION:** Council Member Schmid moved, seconded by Council Member Holman, third by Council Member DuBois to pull Agenda Item Number 3-Approval of Amendment Number 6 to Contract Number C08025506 With Placeworks | DCE... to become Agenda Item Number 8a.

**MOTION:** Vice Mayor Scharff moved, seconded by Council Member Filseth to approve Agenda Item Numbers 2, 4-8.

2. Approval of two Blanket Purchase Orders for Hauling and Disposal of Construction Material Debris From the Municipal Service Center to an Off-Site Facility for the Utilities and Public Works Departments With a Total Not-to-Exceed Amount of \$3,507,233 From November 1, 2016 to June 30, 2019 With (a) Dillard Trucking Inc. (\$1,494,085); and

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(b) With TMT Enterprises, Inc. (\$2,013,148); and Finding of CEQA Exemption Pursuant to Guideline 15301(b)-(c) Maintenance of Existing Facilities.

3. ~~Approval of Amendment Number 6 to Contract Number C08025506 With Placeworks | DCE to add \$410,902 for a Total Not to Exceed Amount of \$3,212,059 for the Comprehensive Plan Update; and Amendment Number 1 to Contract Number S16163548 With Management Partners to add \$120,000 for a Total Not to Exceed Amount of \$205,000 for Related Project Management Services; and Approval of a Budget Amendment in the General Fund.~~
4. Request for Authorization to Increase Existing Legal Services Agreement With the Law Firm of Jarvis, Fay, Doporto & Gibson by an Additional \$325,000 for a Total Not-to-Exceed Amount of \$375,000 for Litigation Defense Services and Approve a Budget Amendment in the General Fund.
5. Approval to Schedule a Discussion Regarding Appointments for Unscheduled Vacant Term on the Planning and Transportation Commission Ending December 15, 2018; and Appointment of Three Candidates to the Historic Resources Board and Four Candidates to the Parks and Recreation Commission for Terms Ending December 15, 2019 in January 2017.
6. Ordinance 5400 Entitled, "Ordinance of the Council of the City of Palo Alto Amending Palo Alto Municipal Code (PAMC) Title 16 (Building Regulations), Chapters 16.45 (Transportation Impact Fee for New Nonresidential Development in the Stanford Research Park/El Camino Real CS Zone), 16.46 (Approval of Projects with Impacts on Traffic in the San Antonio/West Bayshore Area), 16.47 (Approval of Projects with Impacts on Housing), 16.57 (In-Lieu Parking Fee For New Nonresidential Development in the Commercial Downtown (CD) Zoning District), 16.58 (Development Impact Fees), 16.59 (Citywide Transportation Impact Fee), 16.60 (Charleston Arastradero Corridor Pedestrian and Bicyclist Safety Impact Fee), 16.61 (Public Art for Private Developments); and Title 21 (Subdivisions and Other Divisions of Land), Chapter 21.50 (Parkland Dedication or Fees In-Lieu Thereof) and; Adding 16.64 (Development Fee and In-Lieu Payment Administration) (FIRST READING: November 7, 2016 PASSED: 8-1 Schmid no)."

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7. Ordinance 5401 Entitled, "Ordinance of the Council of the City of Palo Alto Amending Resolution 9579 to Update the Fiscal Year 2017 Municipal Fee Schedule to Adjust the Planning and Community Environment Fees by Fiscal Year 2017 Adjustments to Salaries and Benefits (FIRST READING: November 14, 2016 PASSED: 7-0 Berman, Kniss absent)."
8. Ordinance 5402 Entitled, "Ordinance of the Council of the City of Palo Alto Amending Section 4.39.080 (False Alarm Service Charges) and Section 4.39.090 (Revocation of Alarm Registration) of Chapter 4.39 (Private Intrusion Alarms) of the Palo Alto Municipal Code to Update the False Alarm Program (FIRST READING: November 14, 2016 PASSED: 7-0 Berman, Kniss absent)."

**MOTION FOR AGENDA ITEM NUMBERS 2, 4-8 PASSED: 9-0**

## Action Items

- 8a. (Former Agenda Item Number 3) Approval of Amendment Number 6 to Contract Number C08025506 With Placeworks | DCE to add \$410,902 for a Total Not-to-Exceed Amount of \$3,212,059 for the Comprehensive Plan Update; and Amendment Number 1 to Contract Number S16163548 With Management Partners to add \$120,000 for a Total Not-to-Exceed Amount of \$205,000 for Related Project Management Services; and Approval of a Budget Amendment in the General Fund.

**MOTION:** Council Member Schmid moved, seconded by Council Member Holman to maintain tradition going back to the 1988 Citywide Transportation/Land Use Study to treat new development with 4 new parking spaces per 1,000 square feet.

**AMENDMENT:** Council Member Holman moved, seconded by Council Member XX to add to the Motion, "retain the current ratio of employees per thousand square feet for commercial development in Comprehensive Plan Scenario 5 and apply that to the reduced floor area ratio maximum."

**AMENDMENT FAILED DUE TO THE LACK OF A SECOND**

**MOTION WITHDRAWN BY THE MAKER**



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**MOTION:** Vice Mayor Scharff moved, seconded by Mayor Burt to authorize City Manager or his designee to execute:

- A. Amendment Number Six to contract C08025506 with Placeworks | DCE, increasing the amount by \$410,902 for a total of \$3,212,059 for work on the Comprehensive Plan Update; and
- B. Amendment Number One to contract S16163548 with Management Partners increasing the amount by \$120,000 for a total of \$205,000 for related Project Management Assistance; and
- C. Amend the Fiscal Year 2017 Budget Appropriation Ordinance for the General Fund by:
  - i. Increasing the Planning and Community Environment Department contract services by \$530,902; and
  - ii. Decreasing the General Fund Budget Stabilization Reserve by \$530,902.

**MOTION PASSED:** 9-0

- 9. Discuss and Approve Sustainability and Climate Action Plan (S/CAP) Framework, Principles & Guidelines.

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

- A. Adopt the Sustainability/Climate Action Plan (S/CAP) Framework, including its Guiding Principles, Decision Criteria and Design Principles as the road map for development of subsequent S/CAP Implementation Plans (SIPs); and
- B. Direct Staff to return to Council with S/CAP Implementation Plans; and
- C. Direct Staff to make its best effort to incorporate Council Member comments.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion Part A, "draft" after "adopt the."

**MOTION AS AMENDED RESTATED:** Vice Mayor Scharff moved, seconded by Mayor Burt to:

- A. Adopt the draft Sustainability/Climate Action Plan (S/CAP) Framework, including its Guiding Principles, Decision Criteria and Design Principles as the road map for development of subsequent S/CAP Implementation Plans (SIPs); and

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- B. Direct Staff to return to Council with S/CAP Implementation Plans; and
- C. Direct Staff to make its best effort to incorporate Council Member comments.

## **MOTION AS AMENDED PASSED:** 9-0

- 10. Review of the Draft Land Use & Community Design Element of the Comprehensive Plan Update Recommended by the Citizens Advisory Committee.

Council Member DuBois advised that he will not participate in this Agenda Item as it relates to citywide land use decisions that could impact Stanford University due to a source of income from Stanford University. He left the meeting at 7:56 P.M.

Council Member DuBois returned to the meeting at 9:27 P.M.

Mayor Burt left the meeting at 9:39 P.M.

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

- A. Immediately clarify with Placeworks | DCE that Council's intention in Scenario 5 was a low jobs scenario; and
- B. Reduce the jobs forecast an amount corresponding to the reduction in office space square footage, and attempt to accommodate that work within the existing budget.

**MOTION FAILED:** 4-4 DuBois, Filseth, Holman, Schmid yes, Burt absent

## Inter-Governmental Legislative Affairs

None.

## Council Member Questions, Comments and Announcements

Council Member Kniss reported she and Vice Mayor Scharff attended a meeting in San Jose where the City received the Santa Clara County Department of Public Health 2016 Healthy Cities Campaign Award for Best in Active & Safe Communities. The Award recognizes Palo Alto's healthy food and beverage environment, efforts towards becoming a tobacco free community, and various crosscutting strategies. The City also received Exemplary City Award recognizing the City's Safe Routes to School Program.

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Council Member Scharff announced that at the same meeting, he was recognized with the Healthy Cities Champion Award. He reported his gratitude to Council Member Holman for her efforts championing the City's Health City, Healthy Community efforts.

Council Member Holman reported her regrets for not being able to attend the meeting.

Council Member Kniss shared her appreciation for the City's recognition by the Health Department.

Vice Mayor Scharff reported the Champion Award recognizes his efforts with the Cities Association of Santa Clara County in developing a matrix regarding healthy cities.

Council Member Holman shared her appreciation to the City Manager's Office and the Community Services Department in supporting the City's Healthy City, Healthy Community efforts and support of the Healthy City, Healthy Community Committee.

Council Member Berman advised that he will be submitting his resignation as a Council Member later this week as he takes on his new role as State Assemblymember this coming Monday.

Council Member Kniss shared her congratulations to and best wishes for Council Member Berman. She noted that serving as an Assemblymember has been a long time goal for him.

Council Member Holman commented that community members have expressed support for the creation of an arts district, which could be included in the Comprehensive Plan Update.

Vice Mayor Scharff announced that he was selected to be the Vice President of the Association of Bay Area Governments (ABAG) Personnel and Finance Committee and to serve on the committee to oversee ABAG's merger with the Metropolitan Transit Commission.

James Keene, City Manager expressed his and City Staff's appreciation for Council Member Berman's service and their best wishes on his new role.

Adjournment: The meeting was adjourned at 11:36 P.M.