



## **CITY OF PALO ALTO OFFICE OF THE CITY CLERK**

**March 27, 2017**

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

### **Approval of Action Minutes for the March 6, 2017 Council Meeting**

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

**ATTACHMENTS:**

- Attachment A: 03-06-17 DRAFT Action Minutes (DOCX)

Department Head: Beth Minor, City Clerk





# CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting  
March 6, 2017

The City Council of the City of Palo Alto met on this date in the Council Chambers at 5:10 P.M.

Present: DuBois, Filseth arrived at 5:11 P.M., Fine, Holman, Kniss, Kou, Scharff, Tanaka, Wolbach

Absent:

## Study Session

1. Status Report Regarding the Stanford Research Park Transportation Demand Management (TDM) Program and the Palo Alto Transportation Management Association (TMA).

Council Member DuBois advised he will not participate in this Agenda Item as it pertains to the Stanford Research Park Transportation Demand Management Program because he has a source of income from Stanford University. He left the meeting at 5:12 P.M.

Council Member DuBois returned to the meeting at 5:57 P.M.

Council Member DuBois left the meeting at 6:37 P.M.

## Special Orders of the Day

2. The Mayor's Green Business Awards Recognizing Palo Alto's Businesses That Have Earned the Environmental Protection Agency (EPA) Energy Star Certification.

Council Member DuBois returned to the meeting at 6:44 P.M.

## Agenda Changes, Additions and Deletions

**MOTION:** Council Member Wolbach moved, seconded by Council Member Kou to continue Agenda Item 12- PUBLIC HEARING: Adoption of an Ordinance Amending Chapter 18 (Zoning)... to March 7, 2017.

**MOTION PASSED:** 8-0 Kniss not participating

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## Consent Calendar

**MOTION:** Council Member Holman moved, seconded by Council Member Kou, third by Council Member Fine to pull Agenda Item Number 9a- Approval of a Contract With SoBi... to be heard on a date uncertain.

**MOTION:** Vice Mayor Kniss moved, seconded by Mayor Scharff to approve Agenda Item Numbers 3-9.

3. Approval of the 2017 Water Integrated Resources Plan Guidelines.
4. Approval of Amendment Number 1 to Design Contract Number C15158029 With Schaaf & Wheeler Consulting Civil Engineers for an Additional Amount of \$99,850 for a Total Amount Not-to-exceed \$699,850, for Programming of the Program Logic Controllers (PLC) for Fiber Optic Connections to Pump Stations and Creek Monitors as Part of the Storm Drain System Replacement and Rehabilitation Project SD-06101.
5. Approval of an Update to the City's Ten-year Electric Energy Efficiency Goals (2018 to 2027).
6. Approval of Amendment Number 1 to the Promissory Note and Amendment Number 1 to the Agreement Between the City of Palo Alto and Palo Alto Housing Corporation (PAHC) for the Acquisition of the Sheridan Apartments at 360 Sheridan Avenue; and Approval of an Expenditure of Funds Held by PAHC for the Acquisition of a Property Interest in the Sheridan Apartments. The Project is Exempt From the California Environmental Quality Act (CEQA) per Section 15061(b)(3).
7. Approval of a 3-year Contract With SoftwareOne, Inc. for Microsoft Licensing in the Amount of \$455,707 Annually.
8. Resolution 9669 Entitled, "Resolution of the Council of the City of Palo Alto Approving a Facility Naming Plan for the Junior Museum & Zoo."
9. Resolution 9670 Entitled, "Resolution of the Council of the City of Palo Alto Donating a Surplus Fire Truck to our Sister City, Oaxaca, Mexico and Accepting \$25,000 From Neighbors Abroad as the Purchase Price of the Fire Truck."
- 9a. ~~Approval of a Contract With SoBi for Implementation of a 350-Bicycle Bike Share Program for Five Years With no Ongoing Cost to the City Following an Investment of \$1,104,550 in Capital Costs for Bicycles and "Hubs." (Continued from February 27, 2017).~~

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**MOTION PASSED:** 9-0

## Action Items

10. Resolution 9671 Entitled, "Resolution of the Council of the City of Palo Alto Amending Resolutions 9473 and 9577 to Continue the Downtown Residential Preferential Parking (RPP) Program With Minor Modifications and Finding the Action Exempt From the California Environmental Quality Act (CEQA) (Continued From February 13 and 27, 2017)."

Mayor Scharff advised he will not participate in this Agenda Item because he owns real property within the Downtown Residential Preferential Parking (RPP) District. He left the meeting at 7:27 P.M.

Council took a break from 7:27 P.M. to 7:30 P.M.

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

- A. Adopt a Resolution amending Resolutions 9473 and 9577 to make permanent the Downtown Residential Preferential Parking (RPP) Program and direct Staff to make corresponding changes to the Residential Preferential Parking (RPP) Administrative Guidelines including the following changes:
  - i. Direct Staff to return to Council in one year to:
    - a. Reassess the Employee Parking Permit reduction rate based on the results of the Palo Alto Transportation Management Association programs and other parking management programs; and
    - b. Consider exempting dental and medical service offices from the Employee Parking Permit cap; and
- B. Allocate 150 permits to community oriented services including:
  - i. 75 permits for dental use; and
  - ii. 75 permits for Channing House employees; and
- C. Delete reference to 85 percent utilization in the Recitals; and
- D. Delete "until they are zeroed out;" and

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E. Find the program exempt from review under the California Environmental Quality Act (CEQA).

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to remove Part D of the Motion and add to the Motion, "modify Section 5.C.2.e to include a cap of 1,800 six-month Employee Parking Permits." (New Part A.i.)

**AMENDMENT:** Council Member DuBois moved, seconded by Council Member Kou to replace in the Motion Part C, "85 percent" with "50 percent."

**AMENDMENT FAILED:** 4-4 Fine, Kniss, Tanaka, Wolbach no, Scharff not participating

**AMENDMENT:** Council Member DuBois moved, seconded by Council Member Holman to replace in the Motion Part A.i. "1,800 six-month Employee" with "1,500 six-month Employee."

**AMENDMENT RESTATED:** Council Member DuBois moved, seconded by Council Member Holman to replace in the Motion Part A.i., "1,800 six-month Employee Permits" with "1,400 six-month Employee Permits available plus 100 held in reserve for Zones 9 and 10 for the next year and direct Staff to return in one year with potential changes based on occupancy studies."

**AMENDMENT PASSED:** 5-3 Fine, Tanaka, Wolbach no, Scharff not participating

**SUBSTITUTE MOTION:** Council Member Tanaka moved, seconded by Council Member Fine to continue the existing RPP program and direct Staff to return with a more comprehensive Downtown parking program.

**SUBSTITUTE MOTION FAILED:** 2-6 Fine, Tanaka yes, Scharff not participating

**SUBSTITUTE MOTION:** Council Member Fine moved, seconded by Council Member Wolbach to:

A. Adopt a Resolution amending Resolutions 9473 and 9577 to make permanent the Downtown Residential Preferential Parking (RPP) Program and direct Staff to make corresponding changes to the Residential Preferential Parking (RPP) Administrative Guidelines including the following changes:

i. Reduce the number of Employee Permits by 100 permits per year for two years; and

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- ii. Reassess this reduction on an annual basis based upon additional parking and transportation options becoming available, and based upon parking occupancy analysis and mode-split analysis; and
- B. Consider ways to exempt or better serve neighborhood serving medical, dental, and senior care uses; and
- C. Find the program exempt from review under the California Environmental Quality Act (CEQA).

**INCORPORATED INTO THE SUBSTITUTE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Substitute Motion, "direct Staff to explore ways to convert Zones 9 and 10 to residential only permitting over time." (New Part D)

**INCORPORATED INTO THE SUBSTITUTE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to replace in the Substitute Motion Part B, "medical, dental, and senior care uses" with "businesses such as medical, dental, and senior care."

**INCORPORATED INTO THE SUBSTITUTE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add at the beginning of the Substitute Motion Part A.i., "start with 1,800 Employee Permits in the first year and."

**AMENDMENT TO THE SUBSTITUTE MOTION:** Council Member Holman moved, seconded by Council Member XX to add to the Substitute Motion Part A.i., "with a minimum reduction per Zone of 10 percent."

**AMENDMENT TO THE SUBSTITUTE MOTION RESTATED AND INCORPORATED INTO THE SUBSTITUTE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Substitute Motion Part A.i., "spread equally across all Zones."

**SUBSTITUTE MOTION AS AMENDED RESTATED:** Council Member Fine moved, seconded by Council Member Wolbach to:

- A. Adopt a Resolution amending Resolutions 9473 and 9577 to make permanent the Downtown Residential Preferential Parking (RPP) Program and direct Staff to make corresponding changes to the Residential Preferential Parking (RPP) Administrative Guidelines including the following changes:

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- i. Start with 1,800 Employee Permits in the first year and reduce the number of Employee Permits by 100 permits per year for two years, spread equally across all Zones; and
  - ii. Reassess this reduction on an annual basis based upon additional parking and transportation options becoming available, and based upon parking occupancy analysis and mode-split analysis; and
- B. Consider ways to exempt or better serve neighborhood serving businesses such as medical, dental, and senior care; and
  - C. Find the program exempt from review under the California Environmental Quality Act (CEQA); and
  - D. Direct Staff to explore ways to convert Zones 9 and 10 to residential only permitting over time.

**SUBSTITUTE MOTION AS AMENDED FAILED:** 3-5 Fine, Tanaka, Wolbach yes, Scharff not participating

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to remove Part B of the Motion and replace in the Motion Part A.ii.b., "consider exempting" with "consider ways to prioritize."

**AMENDMENT:** Council Member Wolbach moved, seconded by Council Member XX to replace Part B of the Motion with, "update reference to 80 percent utilization."

**AMENDMENT RESTATED:** Council Member Wolbach moved, seconded by Council Member XX to replace Part B of the Motion with, "update reference to 75 percent utilization."

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

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to restate Part A.ii.b. of the Motion, "in addition to low income employees, consider ways to prioritize or better serve neighborhood serving businesses such as medical, dental, and senior care."

**AMENDMENT:** Council Member Fine moved, seconded by Council Member Tanaka to replace in the Motion Part A.i., "100" with "200."

**AMENDMENT FAILED:** 2-6 Fine, Tanaka, Scharff not participating



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**CALL THE QUESTION:** Council Member DuBois moved, seconded by Council Member XX to call the question.

## **CALL THE QUESTION FAILED DUE TO THE LACK OF A SECOND**

**AMENDMENT:** Council Member Wolbach moved, seconded by Council Member XX to add to the Motion, "direct Staff to explore ways to transition Zones 9 and 10 to residential parking permits only overtime."

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

**MOTION AS AMENDED RESTATED:** Council Member Filseth moved, seconded by Council Member DuBois to:

- A. Adopt a Resolution amending Resolutions 9473 and 9577 to make permanent the Downtown Residential Preferential Parking (RPP) Program and direct Staff to make corresponding changes to the Residential Preferential Parking (RPP) Administrative Guidelines including the following changes:
  - i. Modify Section 5.C.2.e to include a cap of 1,400 six-month Employee Permits available plus 100 held in reserve for Zones 9 and 10 for the next year and direct Staff to return in one year with potential changes based on occupancy studies; and
  - ii. Direct Staff to return to Council in one year to:
    - c. Reassess the Employee Parking Permit reduction rate based on the results of the Palo Alto Transportation Management Association programs and other parking management programs; and
    - d. In addition to low income employees, consider ways to prioritize or better serve neighborhood serving businesses such as medical, dental, and senior care; and
- B. Delete reference to 85 Percent utilization in the Recitals; and
- C. Find the program exempt from review under the California Environmental Quality Act (CEQA).

**MOTION AS AMENDED PASSED:** 7-1 Tanaka no, Scharff not participating

11. Review and Direction to Staff Regarding Comments on the Preparation of an Environmental Impact Report for Stanford University's

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Application for a Major Modification to Their General Use Permit (GUP)  
With Santa Clara County.

Council Member DuBois advised he will not participate in this Agenda Item because he has a source of income from Stanford University. He left the meeting at 11:26 P.M.

Mayor Scharff returned to the meeting at 11:26 P.M.

Vice Mayor Kniss left the meeting at 11:26 P.M.

Council took a break from 11:26 P.M. and returned at 11:31 P.M.

**MOTION:** Mayor Scharff moved, seconded by Council Member Fine to direct Staff to transmit a final letter to Santa Clara County with the City's comments on the scope of the Environmental Impact Report (EIR) being prepared regarding the proposed amendment to Stanford University's General Use Permit (GUP).

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "with the following changes:

- A. Add to Aesthetics & Cultural Resources, 'or avoid' after 'be identified to minimize.'"

**AMENDMENT:** Council Member Holman moved, seconded by Council Member Filseth to add to the Motion, "add to Air Quality, Green House Gas Emissions, Noise, & Vibration, 'the DEIR should also provide a numerical analysis of green house gasses created during construction and demolition."

**INCORPORATED INTO THE AMENDMENT WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Amendment, "including creation of the building materials used."

**AMENDMENT AS AMENDED RESTATED:** Council Member Holman moved, seconded by Council Member Filseth to add to the Motion, "add to Air Quality, Green House Gas Emissions, Noise, & Vibration, 'the DEIR should also provide numerical analysis of green house gasses created during construction and demolition, including the creation of the building materials used."

**AMENDMENT AS AMENDED FAILED:** 3-4 Filseth, Holman, Kou yes, DuBois, Kniss absent

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**AMENDMENT:** Council Member Holman moved, seconded by Council Member XX to add to the Motion, "add to Population and Housing, 'create no housing demand outside of GUP boundaries.'"

**INCORPORATED INTO THE AMENDMENT WITH THE CONSENT OF THE MAKER AND SECONDER** to replace in the Amendment, "create no" with "to quantify."

**AMENDMENT AS AMENDED RESTATED:** Council Member Holman moved, seconded by Council Member Filseth to add to the Motion, "add to Population and Housing, 'to quantify housing demand outside of GUP boundaries.'" (New Part B)

**AMENDMENT AS AMENDED PASSED:** 4-3 Fine, Scharff, Tanaka no, DuBois, Kniss absent

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "Under Recreation, ask if the proposal incorporated preservation of the Mayfield soccer fields." (New Part C)

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "Under Transportation & Circulation, replace in the second Bullet 3 'estimate transportation related' with 'evaluate transportation related.'" (New Part D)

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "Under Transportation & Circulation, replace in the second Bullet 4 'pending review of daily vehicle volumes, consider resetting' with 'pending review of daily vehicle volumes, reset.'" (New Part E)

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "add to Other Issues, 'Stanford to pay its fair share of College Terrace and Evergreen Park RPP.'" (New Part F)

**AMENDMENT:** Council Member Holman moved, seconded by Council Member Kou to add to the Motion, "add to Other Issues, extend the Foothills protection in perpetuity."

**AMENDMENT TO THE AMENDMENT:** Mayor Scharff moved, seconded by Council Member XX to replace in the Amendment, "perpetuity" with "25 years."

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**AMENDMENT RESTATED AND INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "add to Other Issues, 'extend the Foothills protection.'" (New Part G)

**AMENDMENT:** Council Member Holman moved, seconded by Council Member XX to add to the Motion, "add to Other Issues, 'look at alternatives of 750,000 sq. ft., and 1.25 million sq. ft.'"

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

**MOTION AS AMENDED RESTATED:** Mayor Scharff moved, seconded by Council Member Fine to direct Staff to transmit a final letter to Santa Clara County with the City's comments on the scope of the Environmental Impact Report (EIR) being prepared regarding the proposed amendment to Stanford University's General Use Permit (GUP) with the following changes:

- A. Add to Aesthetics & Cultural Resources, "or avoid" after "be identified to minimize;" and
- B. Add to Population and Housing, "to quantify housing demand outside of GUP boundaries;" and
- C. Under Recreation, ask if the proposal incorporated preservation of the Mayfield soccer fields; and
- D. Under Transportation & Circulation, replace in the second Bullet 3 "estimate transportation related" with "evaluate transportation related;" and
- E. Under Transportation & Circulation, replace in the second Bullet 4 "pending review of daily vehicle volumes, consider resetting" with "pending review of daily vehicle volumes, reset;" and
- F. Add to Other Issues, "Stanford to pay its fair share of College Terrace and Evergreen Park RPP;" and
- G. Add to Other Issues, "extend the Foothills protection."

**MOTION AS AMENDED PASSED:** 7-0 DuBois, Kniss absent

12. ~~PUBLIC HEARING: Adoption of an Ordinance Amending Chapter 18 (Zoning) of the Palo Alto Municipal Code to Update Code Sections Regarding Accessory Dwelling Units. The Ordinance is Exempt From the California Environmental Quality Act (CEQA) per Sections 15061(b), 15301, 15303 and 15305 and was Recommended for Approval by the Planning & Transportation Commission on November~~

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~~30, 2016 (Continued From February 6, 2017) (Staff Requests This Item be Continued to March 7, 2017).~~

## Inter-Governmental Legislative Affairs

None.

## Council Member Questions, Comments and Announcements

None.

Adjournment: The meeting was adjourned at 12:05 A.M.