



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

**November 6, 2017**

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

### **Approval of Action Minutes for the October 23, 2017 Council Meeting**

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

**ATTACHMENTS:**

- Attachment A: 10-23-17 DRAFT Action Minutes (DOCX)

Department Head: Beth Minor, City Clerk





# CITY OF PALO ALTO CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting  
October 23, 2017

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

Present: DuBois, Filseth, Holman, Kniss, Kou, Scharff, Tanaka, Wolbach

Participating remotely: Fine participating from Club Quarters Hotel, Main Lobby, 1628 Chestnut St., Philadelphia, PA 19103

Absent:

## Closed Session

1. CONFERENCE WITH CITY ATTORNEY  
Subject: Written Liability Claim Against the City of Palo Alto  
By Sarah Syed (Claim No. C16-0081)  
Authority: Government Code Section 54956.9.

**MOTION:** Council Member Wolbach moved, seconded by Council Member Filseth to go into Closed Session.

**MOTION PASSED:** 9-0

Council went into Closed Session at 5:05 P.M.

Council returned from Closed Session at 6:57 P.M.

Mayor Scharff announced no reportable action.

## Agenda Changes, Additions and Deletions

Staff requests Agenda Item Number 4- SECOND READING: Adoption of an Ordinance of the City Of Palo Alto to Update the Fiscal Year 2018 Municipal Fee Schedule... be continued to November 13, 2017.

**MOTION:** Mayor Scharff moved, seconded by Council Member Tanaka to continue Agenda Item Number 4- SECOND READING: Adoption of an Ordinance of the City Of Palo Alto to Update the Fiscal Year 2018 Municipal Fee Schedule... to November 13, 2017.

# DRAFT ACTION MINUTES

**MOTION PASSED:** 7-0 Kniss, Wolbach not participating

## Consent Calendar

**MOTION:** Council Member Tanaka moved, seconded by Council Member Holman, third by Council Member Kou to pull Agenda Item Number 3- Approval of a Contract Number C18168777 With Nichols Consulting Engineers, Chtd. (NCE)... to be heard on a date uncertain.

**MOTION:** Mayor Scharff moved, seconded by Vice Mayor Kniss to approve Agenda Item Number 2.

2. Resolution 9715 Entitled, "Resolution of the Council of the City of Palo Alto Donating a Surplus Fire Engine to our Sister City, Oaxaca, Mexico and Accepting \$5,000 From Neighbors Abroad as the Purchase Price of the Fire Engine.
3. ~~Approval of a Contract Number C18168777 With Nichols Consulting Engineers, Chtd. (NCE) in the Amount of \$191,300 for the Sidewalk Assessment Study to Determine Next Steps Following the Completion of the Sidewalk District Cycle for Capital Improvements Program Project PO 89003.~~
4. ~~SECOND READING: Adoption of an Ordinance of the City Of Palo Alto to Update the Fiscal Year 2018 Municipal Fee Schedule to Adjust Development Services Department Fees (FIRST READING: October 2, 2017 PASSED: 7-1 Tanaka no, Scharff Absent).~~

**MOTION PASSED:** 9-0

## Action Items

5. PUBLIC HEARING/QUASI-JUDICIAL: 3001 El Camino Real [16PLN-00097 and 16PLN-00220]. Recommendation on Applicant's Request for Approval of a Site and Design Review to Allow for Construction of a Four-story Mixed-use Development With 19,800 Square Feet of Retail and 30 Residential Units in the CS Zone as Well as a Three-story Multi-family Residential Building With 20 Units in the RM-30 Zone. The Project Also Includes a Request for Approval of a Preliminary Parcel Map for a Lot Merger to Allow for the Proposed Development, a Design Enhancement Exception, and a Parking Adjustment for Shared Parking. Environmental Assessment: A Draft Mitigated Negative Declaration (MND) was Circulated for Public Review on July 3, 2017 and the Circulation Period Ended on August 2, 2017. A Final MND is Available

# DRAFT ACTION MINUTES

for Review. Zoning District: CS (Service Commercial), RM-30 (Multi-family Residential), and R-1 (Single-family Residential).

Public Hearing opened at 7:39 P.M.

Public Hearing closed at 7:51 P.M.

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

- A. Adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan prepared pursuant to the California Environmental Quality Act (CEQA); and
- B. Adopt a Record of Land Use Action approving a Site and Design application, including a Director's Parking Adjustment and Design Enhancement Exception, as well as a Preliminary Parcel Map for the merger of three parcels based on findings and subject to conditions of approval included in the Staff Report, Attachment B.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "add a Condition of Approval that the landscaping buffer between the RM-30 and the R-1 along Olive Avenue be maintained for the life of the project." (New Part C)

**AMENDMENT:** Council Member DuBois moved, seconded by Mayor Scharff to add to the Motion, "remove Condition of Approval 17a and 17b."

**AMENDMENT FAILED:** 3-6 DuBois, Holman, Kou yes

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

- A. Adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan prepared pursuant to the California Environmental Quality Act (CEQA); and
- B. Adopt a Record of Land Use Action approving a Site and Design application, including a Director's Parking Adjustment and Design Enhancement Exception, as well as a Preliminary Parcel Map for the merger of three parcels based on findings and subject to conditions of approval included in the Staff Report, Attachment B; and
- C. Add a Condition of Approval that the landscaping buffer between the RM-30 and the R-1 along Olive Avenue be maintained for the life of the project.

# DRAFT ACTION MINUTES

**MOTION AS AMENDED PASSED:** 8-0-1 Holman abstain

6. Discussion and Consideration of the Planning & Transportation Commission's Recommendations Regarding the Comprehensive Plan Update and Adoption of Resolutions Certifying the Final Environmental Impact Report (EIR) for the Comprehensive Plan Update; Adopting Findings Pursuant to the California Environmental Quality Act (CEQA), and Adopting the Updated Comprehensive Plan Dated June 30, 2017 With Desired Corrections and Amendments, Which Comprehensively Updates and Supersedes the City's 1998-2010 Comprehensive Plan (**Two Public Hearings Will be Held:** October 23, 2017 and November 13, 2017. On October 23, 2017, the City Council may Consider Action on the Planning & Transportation Commission's Recommendations, Providing Direction to Staff, and Certification of the Final EIR. Other Actions Will be Deferred Until the Hearing on November 13, 2017.).

Public Hearing opened at 9:37 P.M.

Public Hearing continued to October 30, 2017.

**MOTION:** Mayor Scharff moved, seconded by Vice Mayor Kniss to continue this Item to October 30, 2017.

**MOTION PASSED:** 9-0

## Inter-Governmental Legislative Affairs

None.

## Council Member Questions, Comments and Announcements

Council Member Holman shared her attendance at the United Nations Association Film Festival (UNAFF) last night and encouraged Council Members and the community to attend films included in this Festival. This year marks the twentieth anniversary of UNAFF.

Council Member Kou shared her attendance along with Council Member Tanaka at the Baha'i Celebration of Oneness on Friday. The group gifted a painting to the City.

Vice Mayor Kniss reported that she opened UNAFF last Thursday and shared her excitement at helping celebrate the Festival's anniversary.

Adjournment: The meeting was adjourned at 11:06 P.M.