



CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Special Meeting
May 2, 2016

The City Council of the City of Palo Alto met on this date in the Council Chambers at 5:09 P.M.

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

Absent:

Study Session

1. Safe Routes to School 10-year Anniversary Update.

Special Orders of the Day

2. Proclamation of the City Council Honoring Kathy Durham.

Agenda Changes, Additions and Deletions

MOTION: Vice Mayor Scharff moved, seconded by Council Member Berman to hear Agenda Item Number 9- Finance Committee Recommends Adoption... after Agenda Item Number 12- Colleagues' Memo From Council Members...

MOTION PASSED: 9-0

Minutes Approval

3. Approval of Action Minutes for the April 18, 2016 Council Meeting.

MOTION: Council Member Kniss moved, seconded by Vice Mayor Scharff to approve the Action Minutes for the April 18, 2016 Council Meeting.

MOTION PASSED: 9-0

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Consent Calendar

MOTION: Council Member Berman moved, seconded by Mayor Burt to approve Agenda Item Numbers 4-7.

4. Approval of the Final Fire Insurance Settlement and Payment to Frank Benest for his Ownership Interest for Property Located at 2257 Bryant Street, Palo Alto, California and Approval an Amendment to the Budget in the General Fund.
5. Approval of Amendment Number One to Contract Number C15159225 in the Amount of \$60,000 With Municipal Resource Group for Council Appointed Officers Evaluations to add Services and Increase the Total Amount Not-to-Exceed From \$123,000 to \$183,000.
6. Approval of a Contract for the Joint Purchase, Maintenance and use of a Tractor Drawn Trailer Aerial Ladder Truck With the City of Mountain View Fire, With a Purchase Amount Not-to-exceed \$630,543.
7. Review and Approve Walk and Roll Maps for Addison, El Carmelo, Fairmeadow, Hoover, JLS Middle, Jordan Middle, Nixon, Palo Alto High, Walter Hays Public Schools and the Monroe Park Neighborhood.

MOTION PASSED: 9-0

Action Items

12. Colleagues' Memo From Council Members DuBois, Filseth, Holman and Schmid Regarding the Creation of an Evergreen Parking Permit Program.

Council Member Kniss advised she will not participate in this Agenda Item because she owns real property near the proposed Parking Permit Program.

Council Member Kniss left the meeting at 6:22 P.M.

MOTION: Council Member Filseth moved, seconded by Council Member Berman to continue this Agenda Item to May 9, 2016, to be included with Agenda Item Number 10- Direction to Staff Regarding Implementation Priority...

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MOTION PASSED: 8-0 Kniss not participating

9. Finance Committee Recommends Adoption of the 2016-17 Action Plan and Associated 2016-17 Funding Allocations and Resolution 9583 Entitled, "Resolution of the Council of the City of Palo Alto Approving the use of Community Development Block Grant Funds for Fiscal Year 2016-17 Consistent With the Finance Committee's Recommendation."

Council Member Kniss returned to the meeting at 6:45 P.M.

Council Member Schmid advised he will not be participating in this Agenda Item due to the fact that one of his family members works for an agency that receives Community Development Block Grant funds from the City.

Council Member Schmid left the meeting at 6:48 P.M.

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

- A. Adopt a Resolution allocating Community Development Block Grant (CDBG) funding as recommended in the draft 2016/2017 Action Plan and as described in the Staff Report; and
- B. Authorize the City Manager or his designee to execute the 2016/2017 CDBG Application and 2016/2017 Action Plan for CDBG funds, any other necessary documents concerning the Application, and to otherwise bind the City with respect to the applications and commitment of funds; and
- C. Direct Staff to submit the 2016/2017 Action Plan to U.S. Department of Housing and Urban Development (HUD) by the May 15, 2016 deadline.

MOTION PASSED: 8-0 Schmid not participating

8. PUBLIC HEARING: Adoption of an Ordinance Establishing a Single Story Overlay District for 202 Homes Within the Royal Manor Tract Number 1556 by Amending the Zoning Map to Re-Zone the Area From R-1 Single Family Residential and R-1 (7,000) to R-1(S) and R-1(7000)(S) Single Family Residential with Single Story Overlay. The Proposed Royal Manor Single Story Overlay Rezoning Boundary

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Includes 202 Properties Addressed as Follows: Even Numbered Addresses on Loma Verde Avenue, Addresses 984-1058; Even and Odd-Numbered Greer Road Addresses, 3341-3499; Even and Odd-Numbered Kenneth Drive Addresses, 3301-3493; Even and Odd-Numbered Janice Way Addresses, 3407 to 3498; Even and Odd-Numbered Thomas Drive addresses, 3303-3491; Odd-Numbered Addresses on Stockton Place, 3315-3395; and Odd-Numbered Louis Road Addresses, 3385 to 3465. Environmental Assessment: Exempt From the California Environmental Quality Act per Section 15305. (Continued from April 18, 2016).

Council Member Schmid returned to the meeting at 6:53 P.M.

Council Member Wolbach advised he would not be participating in this Agenda Item because he owns real property within the proposed Single-Story Overlay District.

Council Member Schmid advised he would not be participating in this Agenda Item because he owns real property within the proposed Single-Story Overlay District.

Council Members Schmid and Wolbach left the meeting at 6:54 P.M.

Public Hearing continued from April 18, 2016.

Public Hearing closed at 8:06 P.M.

MOTION: Council Member DuBois moved, seconded by Council Member Holman to:

- A. Direct Staff to return to Council with an evaluation of an Eichler zone or strengthening the Individual Review (IR) Guidelines to incorporate Eichler compatibility where appropriate, and depending on the context of the lot, make allowance for:
 - i. Second stories; and
 - ii. Adjustments to setbacks; and
 - iii. Possibly other accommodations; and

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- B. Adopt an interim Single Story Overlay District (SSO) for one year to return for potential renewal if the Eichler zone discussion is not completed.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to replace in the Motion Parts A and B, "zone" with "overlay."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion, "direct Staff to return to Council with options regarding the petition and voting process." (New Part C)

Motion split for the purpose of voting.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion Part C, "for SSOs and overlays."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion Part A, "design and privacy" after "incorporated Eichler."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to replace in the Motion Part A, "an evaluation" with "a preliminary evaluation."

MOTION PARTS A AND C RESTATED: Council Member DuBois moved, seconded by Council Member Holman to:

- A. Direct Staff to return to Council with a preliminary evaluation of an Eichler overlay or strengthening the Individual Review (IR) Guidelines to incorporate Eichler design and privacy compatibility where appropriate, and depending on the context of the lot, make allowance for:
- iv. Second stories; and
 - v. Adjustments to setbacks; and
 - vi. Possibly other accommodations; and

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- C. Direct Staff to return to Council with options regarding the petition and voting process for SSOs and overlays.

MOTION PARTS A AND C AS AMENDED PASSED: 7-0 Schmid, Wolbach not participating

MOTION PART B RESTATED: Council Member DuBois moved, seconded by Council Member Holman to:

- B. Adopt an interim Ordinance establishing a Single Story Overlay District (SSO) for one year to return for potential renewal if the Eichler overlay discussion is not completed.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to remove from the Motion Part B, "interim."

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to add to the Motion Part B, "up to" after "(SSO) for."

MOTION PART B RESTATED: Council Member DuBois moved, seconded by Council Member Holman to:

- B. Adopt an Ordinance establishing a Single Story Overlay District (SSO) for up to one year to return for potential renewal if the Eichler overlay discussion is not completed.

MOTION PART B AS AMENDED FAILED: 3-4 DuBois, Holman, Kniss yes, Schmid, Wolbach not participating

Council took a break from 9:30 P.M. to 9:40 P.M.

10. PUBLIC HEARING: Updates to the Energy Reach Code: an Ordinance Repealing and Restating Chapter 16.17 of the Palo Alto Municipal Code to Adopt the 2016 California Energy Code, Title 24, Chapter 6, of the California Code of Regulations, and Local Amendments.

Council Members Schmid and Wolbach returned to the meeting at 9:40 P.M.

Public Hearing opened at 10:34 P.M.

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Public Hearing closed at 10:39 P.M.

MOTION: Vice Mayor Scharff moved, seconded by Council Member Wolbach to adopt an Ordinance repealing and restating Chapter 16.17 of the Palo Alto Municipal Code to adopt and amend the 2016 California Energy Code, Title 24, Chapter 6, of the California Code of Regulations.

MOTION PASSED: 9-0

11. Receipt of First Poll Results on Possible Local Transportation Funding Tax Measure and Direction to Staff.

MOTION: Mayor Burt moved, seconded by Council Member Holman to refer this to the Local Transportation Funding Committee to work with Staff and the pollster to develop a second set of questions and conduct outreach with stakeholders.

MOTION PASSED: 9-0

Inter-Governmental Legislative Affairs

None.

Council Member Questions, Comments and Announcements

Council Member Kniss reported on the distribution of letters by bay area refinery workers relating to her role as Vice Chair of the Bay Area Air Quality Management District Board. The letters pertained to a proposed rule regulating pollution generated by refineries. The Board has adopted the rule. She explained that this rule follows California regulations, which are stricter than those of the United States Environmental Protection Agency.

Council Member Wolbach reported his attendance at a Project Sentinel event this past Tuesday. He announced he spent last Wednesday in Sacramento with the City's lobbyist, Niccolo De Luca, Townsend Public Affairs, speaking with numerous government officials.

Mayor Burt reported his attendance at the Palo Alto Art Center Foundation's 45th Anniversary Celebration. He also attended the Water Conservation Walk and Roll event on Saturday. He announced that Caltrain Policy Maker Committee, on which he serves, will be taking a larger part in setting the

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agenda for its meetings. The Committee will begin making advisory motions to the Peninsula Corridor Joint Powers Board (Caltrain). He reported that the San Francisquito Creek Joint Powers Authority (JPA) received bids for the San Francisco Bay-Highway 101 project. The bids came in \$3.5 million more than anticipated by the JPA. Part of this additional cost was attributed to the discovery of Clapper Rail birds along the creek.

Adjournment: The meeting was adjourned at 12:19 A.M.