

# CITY COUNCIL AGENDA

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## ACTION

Special Meeting  
February 14, 2011

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:03 p.m.

Present: Burt, Espinosa, Holman, Klein, Price, Scharff, Schmid, Shepherd, Yeh

Absent:

### CLOSED SESSION

1. City Attorney Recruitment  
Public Employment  
Title: City Attorney  
Authority: Government Code Section 54957 (b)

City Council returned from the Closed Session at 7:10 P.M. and Mayor Espinosa advised no reportable action.

### SPECIAL ORDERS OF THE DAY

2. Community Partners Non Profit Presentation- Recreation Foundation.
3. Resolution 9143 entitled "Resolution of the Council of the City of Palo Alto Expressing Appreciation to Valerie Stinger for Outstanding Public Service as a Member of the Library Advisory Commission."

Council Member Shepherd read the Resolution into the record.

**MOTION:** Council Member Shepherd moved, seconded by Vice Mayor Yeh to approve the Resolution expressing appreciation to Valerie Stinger for outstanding public service as a member of the Library Advisory Commission.

**MOTION PASSED:** 9-0

4. Resolution 9144 entitled "Resolution of the Council of the City of Palo Alto Expressing Appreciation to Vibhu Mittal for Outstanding Public Service as a Member of the Library Advisory Commission."

Council Member Schmid read the Resolution into the record.

**MOTION:** Council Member Schmid moved, seconded by Council Member Holman to approve the Resolution expressing appreciation to Vibhu Mittal for outstanding public service as a member of the Library Advisory Commission.

**MOTION PASSED:** 9-0

5. Resolution 9145 entitled "Resolution of the Council of the City of Palo Alto Expressing Appreciation to Shauna Mora for Outstanding Public Service as a Member of the Human Relations Commission."

Vice Mayor Yeh read the Resolution into the record.

**MOTION:** Vice Mayor Yeh moved, seconded by Council Member Klein to approve the Resolution expressing appreciation to Shauna Mora for outstanding public service as a member of the Human Relations Commission.

**MOTION PASSED:** 9-0

6. Selection of Candidates to be Interviewed for the Human Relations Commission.

**MOTION:** Council Member Shepherd moved, seconded by Council Member Klein to accept the two incumbent applicants and to vote to appoint them at the March 7, 2011 City Council meeting.

**MOTION PASSED:** 9-0

CONSENT CALENDAR

**MOTION:** Council Member Klein moved, seconded by Council Member Scharff to pull Agenda Item Number 8 to become Agenda Item Number 9b.

**MOTION:** Council Member Schmid moved, seconded by Council Member Holman to pull Agenda Item Number 9 to become Agenda Item Number 9c.

**MOTION:** Vice Mayor Yeh moved, seconded by Council Member Klein to approve Agenda Item Numbers 7 and 9a.

7. Adoption of an Ordinance Amending Section 2.04.270 of the Palo Alto Municipal Code to Remove Provisions Related to Reading of Ordinance and Resolution Titles.

~~8. Approval of Amendment No. Four to the Alma Street Affordable Multifamily Rental Housing Project Acquisition and Development Agreement to Provide a Permanent Loan of \$2.8 Million, to Commit Additional Funding of up to \$3.0 Million of future City In-Lieu Fees and to Modify the Terms of the Agreement to Satisfy Outside Lenders.~~

~~9. Approval of a Contract with BMS Design Group in a Total Amount Not to Exceed \$200,000 for Preparation of a Palo Alto Rail Corridor Study.~~

9a. Resolution 9146 entitled "Resolution of the Council of the City of Palo Alto Fixing the Employer's Contribution Under the Public Employees Medical and Hospital Care Act (PEMHCA) with Respect to Members of Local 521, Service Employees International Union (SEIU) and Management and Professional Employees Group."

**MOTION PASSED for Agenda Item Nos. 7 and 9a: 9-0**

#### AGENDA CHANGES, ADDITIONS, AND DELETIONS

9b. (Former No. 8) Approval of Amendment No. Four to the Alma Street Affordable Multifamily Rental Housing Project Acquisition and Development Agreement to Provide a Permanent Loan of \$2.8 Million, to Commit Additional Funding of up to \$3.0 Million of future City In-Lieu Fees and to Modify the Terms of the Agreement to Satisfy Outside Lenders.

**MOTION:** Council Member Klein moved, seconded by Vice Mayor Yeh to:

- 1) Approve Amendment No. Four to the Alma Street Affordable Multifamily Rental Housing Project Acquisition and Development Agreement to loan \$2.8 million of Housing Funds to the project for predevelopment, construction and permanent project costs and to commit up to an additional \$3.0 million of Housing Funds for construction and permanent loan funding for the project. Attached to the loan agreement are two Promissory Notes and a Deed of Trust for both loans;
- 2) Authorize the City Manager or his designee to execute the Loan Agreement referenced above and all documents necessary to implement the Agreement, and direct the City Manager or his designee to administer the provisions of the Agreement; and
- 3) Authorize the City Manager or his designee to execute an amendment to the existing \$3.5 million loan documents to conform the terms of that loan to the terms of the new \$2.8 million and \$3.0 million commitment.

**MOTION PASSED:** 9-0

- 9c. (Former No. 9) Approval of a Contract with BMS Design Group in a Total Amount Not to Exceed \$200,000 for Preparation of a Palo Alto Rail Corridor Study.

**MOTION:** Council Member Price moved, seconded by Council Member Shepherd to approve and authorize the city Manager or his designee to execute the contract with BMS Design Group in an amount not to exceed \$200,000 to prepare the Palo Alto Rail Corridor Study.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** that after the completion of Phase I Staff is to work with the consultant on the focal points of the study to include goals, visions and priorities.

**MOTION PASSED:** 8-1 Klein no

## ACTION ITEMS

10. Approval of Negative Declaration and Establishment of a Capital Improvements Program (CIP) to Fund the California Avenue Project Improvements in the Net Amount of \$550,000 Out of the Infrastructure Reserve Fund.

**MOTION:** Council Member Scharff moved, seconded by Council Member Burt to: 1) approve the Negative Declaration, and 2) establish a Capital Improvement Program (CIP) to fund the project improvements in the amount of \$1.725M out of the Infrastructure Reserve Fund of which \$1.175M will be grant-reimbursed, with a net impact of \$550,000 to the City.

**AMENDMENT:** Council Member Holman moved, seconded by Council Member Schmid that during the design phase Staff is to place specific effort to achieve overall wider sidewalks.

**INCORPORATED INTO THE AMENDMENT WITH THE CONSENT OF THE MAKER AND SECONDER** Staff to return as soon as possible with a work plan including timelines and cost estimates that would be needed to explore expanding the sidewalks on California Avenue.

**AMENDMENT PASSED:** 9-0

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

## COUNCIL MEMBERS QUESTIONS, COMMENTS AND ANNOUNCEMENTS

Council Member Shepherd reported on attending the Santa Clara Valley Transportation Agency Policy Advisory Committee, where they approved the \$75,000 grant for the Comprehensive Plan that the City applied for. There was also a report given about Caltrain funding.

Council Member Klein attended the Santa Clara County Cities Association meeting last week, where the County Assessor, Larry Stone, spoke about finances as they relate to properties in the county, and vacancy rates.

Vice Mayor Yeh spoke about attending the Asian Law Alliance meeting who is conducting research on redistricting Senate and Assembly Districts based on the 2010 Census.

**ADJOURNMENT:** The meeting was adjourned at 11:36 p.m.