

# ACTION MINUTES

Regular Meeting  
February 6, 2012

The City Council of the City of Palo Alto met on this date in the Council Chambers at 7:03 p.m.

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

Absent: Price

## Special Orders of the Day

1. Proclamation Expressing Congratulations to the Palo Alto High School Girls Volleyball Team State Champions for 2010 and 2011.

Council Member Klein read the Proclamation into the record.

## Consent Calendar

**MOTION:** Vice Mayor Scharff moved, seconded by Council Member Espinosa to approve Agenda Item Nos. 2-10.

2. Resolution 9224 entitled "Resolution of the Council of the City of Palo Alto Setting Council Vacation for 2012."
3. Ordinance 5140 entitled "Ordinance of the Council of the City of Palo Alto Approving and Adopting a Plan for Improvement to Juana Briones Park and Authorizing the Addition of a Park Restroom Located Adjacent to Fire Station Number 5 and Clemo Avenue" (*1st Reading January 23, 2012 Passed 9-0*).
4. Ordinance 5142 entitled "Ordinance of the Council of the City of Palo Alto Amending the Fiscal Year 2012 Budget in the Amount of \$825,000 and Approval of a Construction Contract with PAR Electrical

Contractors, Inc. in the Amount of \$1,512,636 to Rebuild a Portion of the 60kV Overhead Transmission System."

5. Approval of an Agreement for Professional Services with SAIC Energy, Environment & Infrastructure, LLC in the Amount of Two Hundred and Twenty Five Thousand dollars (\$225,000) for an Organizational Assessment of the Palo Alto Utilities Department.
6. Award of Contract with Ross McDonald Company, Inc., in the Amount of \$648,412 for Custom Casework for the Mitchell Park Library and Community Center (CIP PE-09006).
7. Approval of Lease Agreement Between the City of Palo Alto and Ada's Cafe', Inc. for a Portion of the New Mitchell Park Library and Community Center, 3700 Middlefield Road for a Five Year Term With One Five Year Option to Extend.
8. Approve and Authorize the City Manager to Enter into a Memorandum of Understanding with WeCARE (Community Alliance to Reduce Euthanasia).
9. Approval of a Contract with Golder Associates, Inc. in the Amount of \$227,136 to Assist with New Sewage Sludge Incinerator Air Regulations at the Regional Water Quality Control Plant.
10. Approval of a Contract with Life Insurance Company of North America for Underwriting of the City's Group Life, Accidental Death and Dismemberment (AD&D), and Long Term Disability Insurance (LTD) Plans for Up to Three Years for a Total Amount Not to Exceed \$597,156 Per Year.

**MOTION PASSED:** 8-0 Price absent

#### Action Items

11. Approval of Amendment No.1 to Contract C11136602 with Alternative Resources, Inc. in the Amount of \$29,700 for a Total Not to Exceed Amount of \$227,758 for Assistance in Developing a Process and Timeline for Energy/Compost Facility Consideration; Approval of Contract C12143502 with Golder Associates, Inc. in the Amount of \$193,713 for a Total Not to Exceed Amount of \$213,113 for Final Landfill Cap Design and Landfill Capping-Related Services (CIP RF-11001); and Temporary Suspension of Landfill Capping and Compost

Termination to Allow for the Establishment of a Process and Timeline  
for Consideration of an Energy/Compost Facility.

**MOTION:** Council Member Scharff moved, seconded by Mayor Yeh to accept Staff recommendation to:

1. Approve and authorize the City Manager or his designee to execute Contract Amendment No. 1 to Contract No. C11136602 with Alternative Resources Inc., (ARI) in the amount of \$29,700 for assisting the City in generating a process and timeline for considering an Energy/Compost Facility on the 10-acre site made available by Measure E, for a total contract amount of \$227,458;
2. Approve and authorize the City Manager or his designee to execute the contract with Golder Associates, Inc. (Golder) in the amount of \$193,713 for the final landfill cap design and \$19,400 for additional services for a total contract amount of \$213,113;
3. Direct staff to continue dialogue with regulatory agencies to obtain approval for a postponement of final capping of the landfill for one construction season (from 2012 to 2013) so that Council can retain all options while the process and timeline for considering an Energy/Compost Facility is developed;
4. To continue composting only until we have enough compost for the vegetative soil; and
5. Direct staff to return to Council in approximately three months to present the process and timeline for considering an Energy/Compost Facility and to obtain further Council direction on the landfill closure.

**AMENDMENT:** Council Member Schmid moved, seconded by Council Member Holman that rent starts to accumulate starting May 1, 2012.

**AMENDMENT FAILED:** 2-6 Holman, Schmid yes, Price absent

**AMENDMENT:** Council Member Klein moved, seconded by Council Member Holman to amend Recommendation No. 4 above to: Direct Staff to continue operating the City's existing aerobic windrow composting operation on the landfill instead of closing the composting facility and diverting yard trimmings to the Sunnyvale SMaRT® Station while the process and timeline for considering an Energy/Compost Facility is developed; and to add back into Staff Recommendation No. 5 the last 4 words "existing composting operation".

**AMENDMENT FAILED:** 3-6 Burt, Klein, Shepherd yes, Price absent

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** that if staff determines that there is a significant

value in retaining the composting permit, this would come back as an action item. If this returns as an action item, Staff would provide guidance on whether reduced scale composting at the 10 acre site would enable us to retain the permit.

**MOTION AS AMENDED PASSED:** 8-0 Price absent

Council Member Questions, Comments and Announcements

None

ADJOURNMENT: The meeting was adjourned at 10:06 P.M.