

Agenda posted according to PAMC Section 2.04.070. A binder containing supporting materials is available in the Council Chambers on the Friday preceding the meeting.

Special Meeting  
Council Conference Room  
July 09, 2007, 6:00 pm

### ROLL CALL

### STUDY SESSION

1. Joint Meeting with the Utilities Advisory Commission (UAC) Regarding Utility Issues Attachment Attachment 2

### ORAL COMMUNICATIONS

*Members of the public may speak to any item not on the agenda; three minutes per speaker. Council reserves the right to limit the duration of Oral Communications*

### ADJOURNMENT

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Regular Meeting  
Council Chambers  
July 09, 2007, 7:00 pm

### ROLL CALL

### SPECIAL ORDERS OF THE DAY

### ORAL COMMUNICATIONS

*Members of the public may speak to any item not on the agenda; three minutes per speaker. Council reserves the right to limit the duration of Oral Communications*

### APPROVAL OF MINUTES

May 14, 2007

May 21, 2007

June 04, 2007

### CONSENT CALENDAR

*Items will be voted on in one motion unless removed from the calendar by two Council Members.*

1. 2<sup>nd</sup> Reading – Adoption of an **Ordinance Amending Section 18.76.020 of Chapter 18.76 and Sections 18.77.020, 18.77.060**

07/09/07

**and 18.77.070 of Chapter 18.77 of Title 18 of the Palo Alto Municipal Code to Conform the Palo Alto Municipal Code to the California Digital Infrastructure and Video Competition Act of 2006** *(1<sup>st</sup> reading 6/18/2007, vote 6-0 Barton absent, Morton, Mossar not participating)*

2. Referral to City Attorney and then to Policy and Services Committee Human Relations Commission Recommendation to the City Council to Adopt a Resolution Condemning the U.S. Immigration and Custom Enforcement Agency Under "Operation Return to Sender" Attachment
3. Referral to Policy and Services Committee Human Relations Commission Recommendation to the City Council to Designate the Palo Alto Mediation Program as a City Contractor for Mandatory Response Mediation Services Attachment
4. Request for Proposals to Sublease a Portion of the University Avenue Depot, 95 University Avenue, Palo Alto, for a Café Service *(continued from June 4, 2007 request to be continued to August 6, 2007)*
5. Approval of an Agreement in the Amount of \$86,575 with Lytton Gardens, Inc. for Funds Allocated During Fiscal Year 2005/06 Under the Community Development Block Grant (CDBG) Program Attachment
6. Approval of Contracts with Bond Blacktop, Inc., in the Amount of \$556,812 for Phase I and with C.F. Archibald Paving, Inc. in the Amount of \$2,101,185 for Phase II of the 2007 Street Maintenance Program, Capital Improvement Program Project PE-86070 Attachment
7. Approval of a Letter of Intent with the Palo Alto Art Center Foundation to Renovate and Expand the Palo Alto Art Center and Upgrade Associated Infrastructure (Capital Improvement Program Project PF-07000) Attachment
8. Approval of a Utilities Enterprise Fund Contract with Power Engineers, Inc. in the Amount of \$267,422 for the 230kV Electric Transmission Interconnection Study Phase II and \$26,742 for Unforeseen Additional Services Attachment
9. Approval of Utilities Enterprise Fund Contracts with Navigant Consulting, Inc. for Electric Regulatory and Technical Consulting for a Total Amount of \$325,000; with Navigant Consulting, Inc. for Gas Regulatory and Technical Consulting for a Total Amount of \$325,000; and Flynn Resource Consulting, Inc. for Electric Regulatory and Technical Consulting for a Total Amount of \$150,000 for Fiscal Years FY 2007-08, FY 2008-09 and FY 2009-10 Attachment

10. Adoption of an **Ordinance Amending the Budget for the Fiscal Year 2007-08 to Accept a Donation from the Friends of Heritage Park, LLC in the Amount of \$192,572 and to Provide an Additional Corresponding Appropriation** Attachment
11. Adoption of a Park Improvement **Ordinance Approving an Adopting Plans for Improvements to Don Jesus Ramos Park**, and Approval of a Contract with Pacheco Brothers Gardening, Incorporated in the Amount of \$418,900 for Construction of Don Jesus Ramos Park Improvements - Capital Improvement Program Project PE-07003  
Attachment Attachment Map

#### AGENDA CHANGES, ADDITIONS, AND DELETIONS

*HEARINGS REQUIRED BY LAW: Applicants and/or appellants may have up to ten minutes at the outset of the public discussion to make their remarks and up to three minutes for concluding remarks after other members of the public have spoken.*

*OTHER AGENDA ITEMS: Public comments or testimony on agenda items other than Oral Communications shall be limited to a maximum of five minutes per speaker unless additional time is granted by the presiding officer. The presiding officer may reduce the allowed time to less than five minutes if necessary to accommodate a larger number of speakers.*

#### UNFINISHED BUSINESS

12. Request for Council Direction Concerning Citywide Ultra-High-Speed Broadband System Negotiations *(continued from June 18, 2007 Council Meeting)* Attachment

#### REPORTS OF COMMITTEES AND COMMISSIONS

13. From Finance Committee: Request to Increase the City's Transient Occupancy Tax  
  
Adoption of a Resolution Submitting to the Qualified Electors of the City at the November 6, 2007, General Municipal Election a Measure Related to the City's Transient Occupancy Tax (T.O.T.) which would increase the T.O.T. from 10% to 12% Attachment

#### ORDINANCES AND RESOLUTIONS

14. Adoption of a Resolution Placing an Advisory Measure on the November 6, 2007 Ballot Asking Voters Whether an Area Under El Camino Park Should be Used for an Underground Water Storage Reservoir and Well to Supply the City of Palo Alto with Water During an Emergency, the Existing Pump Station Replaced with State-of-the-Art Equipment in its Same Location, and All Existing Park Facilities Fully Restored Upon Completion of Construction Attachment

#### REPORTS OF OFFICIALS

15. Acceptance of Audit of Library Operations Attachment

### PUBLIC HEARINGS

16. PUBLIC HEARING: Approval of a Record of Land Use Action and Request for a Tentative Map of "Park Plaza" for Condominium Purposes to Merge Three Parcels into One Parcel to Allow for Legal Separation of Ownership for 84 Residential Condominium Units on the Upper Floors and 11 Research and Development Condominium Units on the Ground Floor, and a Negative Declaration at 2865 Park Boulevard and 195 Page Mill Road. *(COUNCIL MOTION REQUESTED TO CONTINUE ITEM TO 08/06/2007)*
17. PUBLIC HEARING: Awarding an Option to Lease to the Environmental Volunteers (EV) to Rehabilitate, Relocate if Necessary, and Lease for its Headquarters the Former Sea Scout Facility Located at 2560 Embarcadero Road Attachment

### COUNCIL MATTERS

18. Colleague's Memo from Mayor Kishimoto and Council Members Mossar and Kleinberg Requesting Support by Waiving the \$1,260 Permit Fees and Authorizing the \$12,000 Expenditure from the Council Contingency Fund for the July 20, 2007 Promenade Event
19. Colleague's Memo from Council Members Kleinberg and Cordell Request for Funding for Fire Station No. 8 for Summer 2007

### COUNCIL COMMENTS, ANNOUNCEMENTS, AND REPORTS FROM CONFERENCES

*Members of the public may not speak to the item(s).*

### CLOSED SESSION

*This item may occur during the recess or after the Regular Meeting.*

*Public Comments: Members of the public may speak to the Closed Session Item(s); three minutes per speaker.*

20. CONFERENCE WITH CITY ATTORNEY -- POTENTIAL/ANTICIPATED LITIGATION  
Subject: Written liability claim against the City of Palo Alto by Mingjun Zhang and Xiaojun Wang  
Authority: Government Code Section 54956.9(b)(1) & (b)(3)(1)

### ADJOURNMENT

Persons with disabilities who require auxiliary aids or services in using City facilities, services, or programs or who would like information on the City's compliance with the Americans with Disabilities Act (ADA) of 1990, may contact 650-329-2550 (Voice) 24 hours in advance.

