

# CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Special Meeting April 21, 2014

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:05 P.M.

Present: Berman, Burt, Holman, Klein, Kniss, Price, Scharff, Schmid,

Shepherd

Absent: None

## Closed Session

#### CONFERENCE WITH LABOR NEGOTIATORS

City Designated Representatives: City Manager and his designees pursuant to Merit System Rules and Regulations (James Keene, Pamela Antil, Lalo Perez, Melissa Tronquet, Joe Saccio, Molly Stump, Walter Rossman, Nancy Nagel, Dennis Burns, Mark Gregerson, Kathryn Shen, Dania Torres Wong)

Employee Organization: Palo Alto Police Officers Association (PAPOA) Authority: Government Code Section 54957.6(a)

#### CONFERENCE WITH LABOR NEGOTIATORS

City Designated Representatives: City Manager and his designees pursuant to Merit System Rules and (James Keene, Pamela Antil, Lalo Perez, Joe Saccio, Kathryn Shen, Dania Torres Wong, Eric Nickel, Geo Blackshire, Catherine Capriles, Amber Cameron, Melissa Tronquet, Mark Gregerson, Nancy Nagel, Molly Stump, Walter Rossman) Employee Organization: International Association of Fire Fighters (IAFF),

Local 1319

Authority: Government Code Section 54957.6(a)

The City Council reconvened from the Closed Sessions at 7:05 P.M. and Mayor Shepherd announced there was no reportable action.

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# Study Session

3. Update of the Climate Protection Plan.

## Special Orders of the Day

4. <u>Resolution 9401</u> entitled "Resolution of the Council of the City of Palo Alto Expressing Appreciation to Eduardo Martinez for His Service as Planning and Transportation Commissioner."

**MOTION:** Council Member Schmid moved, seconded by Council Member Klein to adopt the Resolution expressing appreciation to Eduardo Martinez for his service on the Planning and Transportation Commission.

#### MOTION PASSED: 9-0

5. Selection of Candidates to Interview for Two Unexpired Terms (Martinez- October 31, 2017, and Panelli- October 31, 2016) on the Planning and Transportation Commission.

**MOTION:** Vice Mayor Kniss moved, seconded by Council Member Berman to interview all candidates for the Planning and Transportation Commission.

## MOTION PASSED: 9-0

6. Appointment of Candidates to the Human Relations Commission, Library Advisory Commission, and Public Art Commission.

City Clerk, Donna Grider, announced that Mehdi Alhassani with 9 votes, and Daryl Savage with 9 votes, were each appointed to the Human Relations Commission for three years, with terms ending on April 30, 2017,

City Clerk, Donna Grider, announced that Dog Hagan with 8 votes, Don McDougall with 7 votes, and June Loy with 5 votes were all appointed to the Library Advisory Commission for 3 years with terms ending on April 30, 2017.

City Clerk, Donna Grider announced that Amanda Bear Ross with 9 votes, Dara Olmstead Silverstein with 9 votes, and Nia Taylor with 8 votes were all

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appointed to the Public Art Commission for 3 years, with terms ending on April 30, 2017.

**MOTION:** Council Member Scharff moved, seconded by Mayor Shepherd to interview Jim Migdal and Jeanine Murphy on May 13, 2014.

MOTION PASSED: 9-0

Minutes Approval

MOTION: Vice Mayor Kniss moved, seconded by Council Member Berman to approve the minutes of February 24, 2014.

**MOTION PASSED: 9-0** 

Consent Calendar

Mayor Shepherd reminded Council that Staff had requested Agenda Item Number 7 be pulled from the Consent Calendar and placed on the April 29, 2014 Council agenda.

Council Member Klein advised he would not participate in Agenda Item Number 12 as his wife in on the Stanford faculty.

Mayor Shepherd advised she would not participate in Agenda Item Number 9 as her husband has an office in the downtown area.

**MOTION:** Vice Mayor Kniss moved, seconded by Council Member Price to approve Agenda Item Numbers 8-13.

- 7. Policy and Services Committee Recommendation of Approval of the Updated Guidelines, Procedures and Selection Processes for the City of Palo Alto Cubberley Artists Studio Program (CASP, formerly the Cubberley Visual Artists Studio Program) in Preparation for the Spring Release of a new Application and Selection Process.
- 8. Resolution 9402 entitled "Resolution of the Council of the City of Palo Alto Establishing a Local Solar Plan to Provide Four Percent of the City's Total Energy Needs by 2023."

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- 9. Preliminary Approval of the Report of the Advisory Board for Fiscal Year 2015 in Connection with the Palo Alto Downtown Business Improvement District and Adoption of Resolution 9403 entitled "Resolution of the Council of the City of Palo Alto Declaring its Intention to Levy an Assessment Against Businesses within the Downtown Palo Alto Business Improvement District for Fiscal Year 2015 and Setting a Time and Place for a Public Hearing on May 12, at 7:00 PM or Thereafter, in the City Council Chambers.
- 10. Resolution 9404 entitled "Resolution of the Council of the City of Palo Alto Refunding Accumulated Net Revenue from the Suspended Full Needs Portion of the PaloAltoGreen Program to Program Participants".
- 11. Resolution 9405 entitled "Resolution of the Council of the City of the City of Palo Alto Establishing the PaloAltoGreen Gas Program Using Certified Environmental Offsets and Approving Three New Rate Schedules: Residential Green Gas Service (G-1-G), Residential Master-Metered and Commercial Green Gas Service (G-2-G), and Large Commercial Green Gas Service (G-3-G)."
- 12. Approval of Stanford University Medical Center Annual Report and Compliance with the Development Agreement.
- 13. <u>Resolution 9406</u> entitled "Resolution of the Council of the City of Palo Alto Summarily Vacating Public Easements Which have been Relocated at 888 Boyce Avenue."

MOTION PASSED for Agenda Item Numbers 8, 10-11, and 13: 9-0

**MOTION PASSED for Agenda I tem Number 9**: 8-0 Shepherd not participating

**MOTION PASSED for Agenda I tem Number 12**: 8-0 Klein not participating

## **Action Items**

14. Council Review and Direction on the P&TC Recommended Draft California Avenue Area Concept Plan and Authorization to Submit an

Page 4 of 7 City Council Meeting Draft Action Minutes: 04/21/2014 Application for the Valley Transportation Agency Priority Development Area Planning Grant Program for the Preparation of a Master Plan for the Fry's property, as Identified in the Concept Plan.

**MOTION:** Council Member Burt moved, seconded by Council Member Holman to: 1) take up the California Avenue Concept Plan tonight, 2) schedule an additional Council meeting specifically on the Concept Plan, and 3) allow for a vote to take place tonight on the VTA grant.

**SUBSTITUTE MOTION:** Council Member Scharff moved, seconded by Council Member Price to move forward focusing on VTA grant, with 5 minutes discussion per Council Member, and decide to continue the discussion with a hard stop at 10:45 P.M.

**SUBSTITUTE MOTION PASSED**: 7-2 Holman, Schmid no

**MOTION:** Council Member Scharff moved, seconded by Mayor Shepherd to authorize Staff to submit an application for a priority Development Area Grant to the Santa Clara Valley Transportation Authority for the preparation of a master plan of the Fry's property.

MOTION PASSED: 9-0

15. Public Hearing - Council Adoption of an Ordinance Modifying: (1) Chapter 18.16 of the Palo Alto Municipal Code (PAMC) to: (a) Address Sidewalk Width and Building Setbacks (Setback and "build-to" Line Standards, and Context Based Design Criteria) Along El Camino Real, and (b) Reduce the Allowable Floor Area Ratio on CN Zoned Sites Where Dwelling Units are Permitted at 20 Units Per Acre; and (2) PAMC Chapter 18.04 to Adjust the Definition of Lot Area and Add a Definition for "Effective Sidewalk". Environmental Assessment: Exempt from the provisions of CEQA per section 15305 (Minor Alterations in Land Use Limitations) (STAFF REQUESTS ITEM BE CONTINUED TO APRIL 29, 2014)

**MOTION:** Council Member Scharff moved, seconded by Council Member Price to defer this item until after May 5, 2014 or later.

**SUBSTITUTE MOTION:** Council Member Klein moved, seconded by Council Member XXX to hear this item on April 29, 2014.

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### SUBSTITUTE MOTION FAILED DUE TO THE LACK OF A SECOND

MOTION PASSED: 8-1 Klein no

MOTION: Mayor Shepherd moved, seconded by Council Member Price to

continue Agenda Item Number 15 to June 2, 2014.

**MOTION PASSED**: 9-0

Inter-Governmental Legislative Affairs Discussion and Action

16. <u>Resolution 9407</u> entitled "Resolution of the Council of the City of Palo Alto in support of Measure AA (Midpeninsula Regional Open Space Bond)."

**MOTION:** Council Member Holman moved, seconded by Council Member Price to adopt the Resolution in support of Measure AA on the June 3, 2014 ballot.

**MOTION PASSED**: 9-0

17. Discussion and Approval of Caltrain Draft Environmental Impact Report Comment Letter.

**MOTION:** Council Member Scharff moved, seconded by Council Member Klein to approve the Draft Environmental Impact Report comment letter with the following changes: 1) taking a look at ridership estimates up and down the peninsula, 2) clear and demonstrative language (should to shall), and 3) the future impacts of High Speed Rail.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to: 1) add centerfold alternative, support for the Catenary system in the middle, 2) further attention to appropriate procedures for trimming trees, 3) protection of El Palo Alto tree, and 4) analyze affects if CA. Supreme Court rules to end High Speed Rail.

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to evaluate fixed location/wayside horns to reduce noise impacts.

**AMENDMENT:** Council Member Holman moved, Council Member Schmid seconded to add in the 1<sup>st</sup> paragraph, line 3 of the letter that "impacts can

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**AMENDMENT FAILED:** 2-5 Holman, Schmid yes, Berman, Kniss absent

INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER to: 1) make grade separation language stronger and not lost within point on, 2) any discussion of grade separation should ensure that the electrification project would not preclude potential improvements to the corridor, and 3) all opportunities created for additional pedestrian access should emphasize safety for the public.

MOTION AS AMENDED PASSED: 7-0 Berman, Kniss absent

16. Discussion and Direction to Staff on Additional Action the City Should Take on the Metropolitan Transportation Commission's Proposed Changes to the Regional Measure 2 Program Specifically Related to Dumbarton Rail Funding.

**MOTION**: Council Member Burt moved, seconded by Council Member Scharff to authorize the Mayor to send a letter to include two elements to the letter: 1) funds should serve the Peninsula Corridor and 2) funds should be evaluated for purposes that would increase the capacity of Caltrain including platform lengthening. Substitute the word "modernization" for "electrification".

**MOTION PASSED:** 7-2 Berman, Kniss absent

Council Member Questions, Comments and Announcements

None

Adjournment: The meeting was adjourned at 12:34 A.M.