

# ACTION

Special Meeting  
June 13, 2011

The City Council of the City of Palo Alto met on this date in the Council Chambers at 6:02 P.M.

Present: Burt, Espinosa, Holman, Klein, Price, Scharff, Schmid arrived @ 6:07 P.M., Shepherd, Yeh arrived @ 6:07 P.M.

Absent:

## CLOSED SESSION

### 1. 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, Joe Saccio, Sandra Blanch, Marcie Scott, Darrell Murray)

Employee Organization: Utilities Management and Professional Association of Palo Alto (UMPAPA)

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 Regulations (James Keene, Pamela Antil, Dennis Burns, Lalo Perez, Joe Saccio, Sandra Blanch, Marcie Scott, Darrell Murray)

Employee Organization: International Association of Fire Fighters, Local 1319

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 Regulations (James Keene, Pamela Antil, Dennis Burns, Lalo Perez, Joe Saccio, Sandra Blanch, Marcie Scott, Darrell Murray)

Employee Organization: Palo Alto Police Officers Association

Authority: Government Code Section 54957.6(a)

6/13/2011

Council Member Burt left the meeting at 7:00 P.M.

The City Council reconvened from the Closed Session at 7:55 P.M. and Mayor Espinosa announced no reportable action.

#### APPROVAL OF MINUTES

**MOTION:** Vice Mayor Yeh moved, seconded by Council Member Price to approve the minutes of May 2<sup>nd</sup>, 9<sup>th</sup>, and May 16, 2011.

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

#### CONSENT CALENDAR

**MOTION:** Vice Mayor Yeh moved, seconded by Council Member Klein to approve Agenda Item Numbers 2-6.

2. Recommendation From the Finance Committee to Accept the Auditor's Office Quarterly Report as of March 31, 2011.
3. Recommendation From the Finance Committee to Release Fiscal Year 2011 SAP CIP Projects.
4. Approval of a Contract With Ferma Corporation in the Amount of \$159,002 for the Long-Term Rental of a Track-Type Bulldozer for a Period of up to 12 (Twelve) Months.
5. Approval of a Three Year Contract With Northwest Woodland Services, Inc. in the Amount Not to Exceed \$241,550 for Annual Trail Maintenance in Baylands Preserve, Pearson Arastradero Preserve and Foothills Park.
6. Resolution 9172 entitled "Resolution of the Council of the City of Palo Alto Expressing Appreciation to Howard Yancey Upon His Retirement."

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

#### ACTION ITEMS

7. Public Hearing – Assessment for California Avenue Area Parking Bonds – Plan G: for Fiscal Year 2011-2012; Adoption of a Resolution 9173 entitled "Resolution of the Council of the City of Palo Alto Confirming Engineer's Report and Assessment Roll, California Avenue Parking Project No. 92-13."

Public Hearing opened and closed without public comment at 8:06 p.m.

**MOTION:** Council Member Schmid moved, seconded by Council Member Scharff to adopt the Resolution confirming the Engineer's Report and Assessment Roll for the California Avenue District, Project No. 92-13.

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

8. Public Hearing: Approval of an Ordinance Adopting the Fiscal Year 2012 Budget, including the Fiscal Year 2012 Capital Improvement Program, and Changes to the Municipal Fee Schedule; Adoption of Five Resolutions: (1) Amending Utility Rate Schedules for a Storm Drain Rate Increase; (2) Amending Utility Rate Schedules for Fiber Optic Rate Increases; (3) Amending Utility Rate Schedules for Wastewater Rate Increases pursuant to Proposition 218; (4) Amending Utility Rate Schedules for Water Rate Increases; (5) Amending the 2010-2011 Compensation Plan for the Management and Professional Personnel and Council Appointees; and Adoption of an Ordinance Amending Chapter 2.08 to Create a New Department of Information Technology.

Mayor Espinosa advised that Agenda Item Number 9 would be heard at this time with Agenda Item Number 8, as part of the budget.

Public Hearing opened at 8:47 P.M.

Public Hearing continued to June 20, 2011 at 9:01 P.M.

**MOTION:** Council Member Klein moved, seconded Council Member Price to keep the Public Hearing on water and wastewater rates, Proposition 218, open until June 20, 2011.

**MOTION PASSED:** 9-0

**MOTION:** Council Member Yeh moved, seconded by Council Member Shepherd to continue this item to June 20, 2011.

**MOTION PASSED:** 9-0

9. Public Hearing: Approval of Water Utility Rate Changes pursuant to Proposition 218.

This Agenda Item was heard during Agenda Item Number 8.

10. Public Hearing – Recommendation From the Utilities Advisory Commission to Adopt Resolution 9174 to Adopt the 2010 Urban Water Management Plan and SBx7-7 Compliance Strategy.

Public Hearing opened at 9:49 P.M.

Public Hearing closed at 9:56 P.M.

**MOTION:** Vice Mayor Yeh moved, seconded by Council Member Klein to accept Staff and the Utilities Advisory Commission (UAC) recommendation to approve the Resolution to adopt the 2010 Urban Water Management Plan and the recommended SBx7-7 compliance strategy.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to: 1) include in the cover letter to the State or in the plan that states the City of Palo Alto is using ABAG projections but doesn't believe in them, and 2) return to Council in a year using more appropriate numbers based on the Comprehensive Plan, in order to file an amendment with the State.

**MOTION PASSED:** 9-0

11. Approval of Park Development Impact Fees to Fund Park Improvements at El Camino Park in Conjunction With Utilities Department CIP WS-08002 El Camino Park Reservoir Project.

**MOTION:** Council Member Scharff moved, seconded by Council Member Holman to accept Staff recommendation to: 1) Approve the Parks and Recreation Commission and Staff's suggested use of \$1,420,500 of Park Development Impact Fees (Impact Fees) to fund the Parks and Recreation Commission's recommended list of improvements to El Camino Park; and 2) direct Staff to pursue a long-term lease with Stanford for El Camino Park beyond the current June 2033 expiration date.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** that Staff is to continue to explore pedestrian and bike connectivity to Caltrain and the neighborhood.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** that the Project is to return to the Parks and Recreation Commission for final review of design and design element compatibility for park use.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to include bike racks into the park design.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to have Staff return within 90 days with an update on permissible uses under the current PF Zone and alternative zoning uses in the future.

Council Member Klein advised that he would not be participating in the part of the Motion where it pertains to Staff pursuing a long term lease with Stanford, as his wife is on staff at Stanford University.

**AMENDMENT:** Council Member Klein moved, seconded by Council Member Scharff to incorporate into the design a dog park at the north end of the site.

**AMENDMENT PASSED:** 7-2 Holman, Yeh no

**MOTION PASSED:** 8-1 Price no, Klein not participating in portion pertaining to Stanford University.

#### COUNCIL MEMBER QUESTIONS, COMMENTS, AND ANNOUNCEMENTS

Council Member Holman asked that when Staff returns with the El Camino Park item that they provide the process to address park impact fees and how we compare to other communities.

Council Member Scharff stated that this was already being addressed by the Finance Committee with Staff.

Mr. Keene stated that Staff could return with a report on what it would take to do the analysis.

Council Member Klein reported that Lake Don Pedro Dam, which is part of the Tuolumne system, exists under a federal license that expires in 2016, it will be contentious license renewal; additionally the Water Supply Improvement Project is half completed, currently under budget and behind schedule, due to permitting for the Calaveras Dam in Alameda County.

Council Member Price asked Staff to clarify how Council would be involved in the discussion regarding the use of funds under the community health benefit of the Stanford University Hospital project.

Mr. Keene stated that this discussion would occur sometime in July before Council break.

Mayor Espinosa reminded everyone that World Music Day will be held on University Avenue on Sunday, June 18<sup>th</sup>, and Save the Bay will be celebrating their 50<sup>th</sup> anniversary at the Baylands on Saturday, June 25, 2011.

ADJOURNMENT: The meeting was adjourned at 12:21 A.M.