

CITY OF PALO ALTO CITY COUNCIL ACTION

Special Meeting April 7, 2014

The City Council of the City of Palo Alto met on this date in the Council Conference Room at 6:05 p.m.

Present: Berman, Burt arrived at 7:55 p.m., Holman, Klein, Kniss, Price,

Scharff, Schmid, Shepherd

Absent:

Public Art Commissioners

Present: Collins, Kavanaugh, Miyaji, Richter, Ross, Usich

Absent: Tobak

Study Session

1. Study Session with the Public Art Commission.

SPECIAL ORDERS OF THE DAY

- 2. Proclamation National Crime Victims Week.
- 3. Selection of Applicants to Interview on April 16, 2014 for the Public Art Commission, Library Advisory Commission and the Human Relations Commission.

MOTION: Council Member Price moved, seconded by Council Member Berman to interview all applicants.

MOTION PASSED: 8-0 Burt absent

AGENDA CHANGES, ADDITIONS AND DELETIONS

MOTION: Council Member Berman moved, seconded by Council Member Holman to continue Agenda Item Number 20 to a date uncertain.

MOTION PASSED: 8-0 Burt absent

Staff requests Agenda Item Number 10 be pulled, to become Agenda Item Number 18a.

MINUTES APPROVAL

MOTION: Council Member Schmid moved, seconded by Vice Mayor Kniss to approve the minutes of February 10, 2014 and March 3, 2014.

MOTION PASSED: 8-0 Burt absent

CONSENT CALENDAR

MOTION: Council Member Price moved, seconded by Council Member Berman to approve Agenda Item Numbers 4-9, 11-18.

- 4. Policy and Services Committee Recommendation to Accept the Auditor's Office Quarterly Report as of December 31, 2013.
- 5. Approval of a Five-Year Contract with Oracle America, Inc., for Software Program Technical Support Services in the Amount not to Exceed \$563,600.
- 6. <u>Budget Amendment Ordinance 5240</u> entitled "Budget Amendment Ordinance of the Council of the City of Palo Alto in the Amount of \$2,257,200 and Approval of Wastewater Treatment Enterprise Fund Contract with Anderson Pacific in the Total Amount of \$2,052,000 for the DMF Optimization & Secondary Clarifiers Improvement Project at the Regional Water Quality Control Plant CIP WQ-80021 Plant Equipment Replacement."
- 7. Finance Committee Recommendation to Accept the Inventory Management Audit.
- 8. Approval of Wastewater Treatment Enterprise Fund Contract with Monterey Mechanical Co. in the Total Amount of \$374,100 for the Secondary Clarifier Number 1 Mechanism Replacement Project at the Regional Water Quality Control Plant Capital Improvement Program Project WQ-80021.

- 9. Resolution 9399 entitled "Resolution of the Council of the City of Palo Alto Approving Amendment No. 1 to the 2009 California Oregon Transmission Project Long-Term Layoff Agreement to Authorize the City of Roseville's Withdrawal and Provide the City of Palo Alto with Voting Rights on Project Improvements and Financing."
- 10. Budget Amendment Ordinance in the Amount of \$880,271 to CIP SD-10101, Offset by a Reduction to CIP SD-06101, and Approval of a Contract with Ranger Pipelines, Inc. in the Amount of \$1,516,610 for the Southgate Neighborhood Storm Drain Improvement and Green Street Project, Capital Improvement Program Project SD-10101.
- 11. Consideration of an Appeal of the Director's Individual Review Approval of a Two-Story, Single Family Home Located at 4055 Second Street.
- 12. Approval of a Contract Amendment to S13148916 with AECOM for Consulting Services in the Amount of \$21,500 to Complete a Risk Assessment for Hazardous Materials at Communications and Power Industries (CPI) located at 607-811 Hansen Way.
- 13. Recommendation from the Council Appointed Officers Committee (CAO Committee) that Council Exercise an Option to Extend for One Year a Consulting Contract with Sherry L. Lund Associates for a Total Cost Not to Exceed \$58,161 for: 1) Consulting Services related to the 2013-2014 Annual Performance Reviews for Three Council Appointed Officers for a Total Cost Not to Exceed \$31,588; 2) Mid-year Performance Review Updates for a Total Cost Not to Exceed \$8,003; 3) Solicitation of Staff Feedback Related to Performance Evaluations for a Total Cost Not to Exceed \$10,070; 4) As Needed Consulting Services for Compensation, Organizational Development and Human Resources Consulting for a Total Not to Exceed Cost of \$6,000; and 5) Additional Services for a Total Cost Not to Exceed \$2,500; and Authorize Use of Council Contingency Funds of Up to \$50,000 for Necessary Work Before July 1, 2014.
- 14. Approval of Purchase Order for Annual Computer Replacement Equipment with Golden Gate Systems, LLC in the Amount of \$422,231.
- 15. Approval of Amendment No. 1 To Compucom Contract No. C12144913 In An Amount of \$50,000 plus a 10% contingency for unforeseen expenses for Microsoft Azure Services Until June 2015 for additional disaster recovery for file services.

- 16. <u>Park Improvement Ordinance 5241</u> entitled "Park Improvement Ordinance of the Council of the City of Palo Alto for the Design of the Scott Park Capital Improvement Project (First Reading: March 17, 2014 PASSED: 8-0 Price absent)
- 17. Approval of a Water Enterprise Fund Contract with URS Corporation in the Total Amount of \$1,009,854 for the Design and Construction Management Services for Coating and Seismic Upgrades of Four Existing City Reservoirs and Rehabilitation of Three Receiving Stations, Project WS-07000, WS-08001 and WS-09000.
- 18. Appointment of City Auditor and Approval of Employment Agreement.

MOTION PASSED for Agenda Item Nos. 4-9, 11-18: 8-0 Burt absent

18a. (Former Agenda Item No.10) Budget Amendment Ordinance 5242 entitled "Budget Amendment Ordinance of the Council of the City of Palo Alto in the Amount of \$880,271 to CIP SD-10101, Offset by a Reduction to CIP SD-06101, and Approval of a Contract with Ranger Pipelines, Inc. in the Amount of \$1,516,610 for the Southgate Neighborhood Storm Drain Improvement and Green Street Project, Capital Improvement Program Project SD-10101."

MOTION: Council Member Klein moved, seconded by Council Member Price to accept Staff recommendation to:

- 1. Adopt the attached Budget Amendment Ordinance (BAO) (Attachment A) in the amount of \$880,271 for the Southgate Neighborhood Storm Drain Improvement and Green Street Project (SD-10101) to increase the project appropriation from \$1,085,839 to \$1,966,110, offset by a reduction to Storm Drain System Replacement and Rehabilitation Project (SD-06101) by \$880,271, reducing the appropriation from \$1,680,974 to \$800,703; and
- Approve and authorize the City Manager or his designee to execute the attached contract with Ranger Pipelines, Inc. (Attachment B) in the amount of \$1,516,610 for the Southgate Neighborhood Storm Drain Improvement and Green Street Project, Capital Improvement Program Project SD-10101; and
- 3. Authorize the City Manager or his designee to negotiate and execute one or more change orders to the contract with Ranger Pipelines, Inc.

for related, additional but unforeseen work which may develop during the project, the total value of which shall not exceed \$151,661.

MOTION PASSED: 7-0 Shepherd not participating, Burt absent

ACTION ITEMS

19. PUBLIC HEARING: TEFRA Hearing Regarding Conduit Financing for the Stevenson House Project Located at 455 East Charleston Road Palo Alto, and Approving the Issuance of Revenue Bonds by the California Municipal Finance Authority for the Purpose of Financing the Acquisition and Rehabilitation of a Multifamily Rental Housing Facility.

MOTION: Council Member Holman moved, seconded by Vice Mayor Kniss to adopt the Resolution approving the issuance of the bonds by the California Municipal Finance Authority for the benefit of Palo Alto Senior Housing Project, Inc. Stevenson House LP.

MOTION PASSED: 8-0 Burt absent

- 20. PUBLIC HEARING: TEFRA Hearing Regarding Conduit Financing for the Stanford Affordable Apartments Project Located at 2450, 2470 AND 2500 El Camino Real Palo Alto, and Approving the Issuance of Revenue Bonds by the California Municipal Finance Authority for the Purpose of Financing the Acquisition, Construction and Development of a Multifamily Rental Housing Facility (Staff requests this item be continued to a date uncertain).
- 21. From Policy and Services Committee: Staff Requests Direction From Council on the Naming of the Main Library and Colleagues' Memo from Council Members Klein and Price Regarding the Renaming.

MOTION: Council Member Price moved, seconded by Council Member Klein to rename the Main Library in honor of Birge Clark.

SUBSTITUTE MOTION: Council Member Burt moved, seconded by Council Member Holman to rename the Main Library to Rinconada Library.

SUBSTITUTE MOTION PASSED: 7-2 Klein, Price no

22. Finance Committee Recommendation to Approve the Fiscal Years 2015 to 2024 General Fund Long Range Financial Forecast.

MOTION: Council Member Berman moved, seconded by Council Member Burt to accept the Fiscal Years 2015-2024 General Fund Long Range Financial Forecast.

MOTION PASSED: 9-0

COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS

Council Member Burt announced that the San Francisquito Joint Powers Board supported an appeal of the Regional Water Quality Control Board ruling and have transmitted to the Regional and State agencies the basis for the appeal.

Mayor Shepherd she attended a ribbon cutting at Lockheed Martin this past week.

Council adjourned into the Closed Sessions at 10:16 p.m.

CLOSED SESSION

23. CONFERENCE WITH CITY ATTORNEY – EXISTING LITIGATION

- City of Palo Alto v. Regional Water Quality Control Board, San Francisco Bay Region: Petition for Review and Reconsideration of Failure to Act on Application for Section 401 Water Quality Certification of the City of Palo Alto Municipal Golf Course Reconfiguration Project, and Request to Hold Petition in Abeyance (petition filed April 1, 2014, before the California State Water Resources Board)
- Request for Reconsideration to the Regional Water Quality Control Board, San Francisco Bay Region (letter filed April 1, 2014)
 Authority: Government Code section 54956.9
- 24. CONFERENCE WITH REAL PROPERTY NEGOTIATORS, CALIFORNIA GOVERNMENT CODE SECTION 54956.8 Property: U.S. Post Office, 380 Hamilton Avenue, Palo Alto 94301 Agency Negotiators: James Keene, Lalo Perez, Hamid Ghaemmaghami, Joe Saccio, Hillary Gitelman, Aaron Aknin, Meg Monroe, Molly Stump, Cara Silver

Negotiating Parties: City of Palo Alto and United States Post Office

Under Negotiation: Purchase and Lease-Back: Price and Terms of Payment

ADJOURNMENT: The meeting was adjourned at 12:10 a.m.