



**CITY OF PALO ALTO  
CITY COUNCIL**

Special Meeting  
Council Chambers  
June 11, 2012

**REVISED**

5:30 PM

Agenda posted according to PAMC Section 2.04.070. Supporting materials are available in the Council Chambers on the Thursday preceding the meeting.

Call to Order

Closed Session

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

1. CONFERENCE WITH CITY ATTORNEY - EXISTING LITIGATION

Subject: City of Palo Alto et al. v. California High-Speed Rail  
Authority  
Superior Court of California, County of Sacramento, Case No. 34-2010-80000679 / 3<sup>rd</sup> District Court of Appeal Case No.: C070877  
Authority: Government Code section 54956.9(a)

2. CONFERENCE WITH CITY ATTORNEY/LEGAL COUNSEL

Potential Litigation Relating to High Speed Rail  
Section 54956.9(c) - Potential Initiation of Litigation - 1 Case

3. CONFERENCE WITH CITY ATTORNEY/LEGAL COUNSEL

Potential Litigation Relating to State Water Project Property Tax Levy  
Section 54956.9(c) - Potential Initiation of Litigation - 1 Case

4. CONFERENCE WITH CITY ATTORNEY/LEGAL COUNSEL

Potential Litigation Relating to Water Service Charges, Palo Alto Hills Golf Country and Club  
Section 54956.9(c) - Potential Initiation of Litigation - 1 Case

Special Orders of the Day

5. Proclamation Recognizing World Music Day

## City Manager Comments

### 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 period to 30 minutes.*

### Minutes Approval

March 12, 2012

### Consent Calendar

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

6. Approval of Contract with Graham Contractors, Inc. in the Amount of \$847,510 for the Pavement Resealing Project, the 2nd of 6 Contracts in the 2012 Street Maintenance Program Project (CIP PE-86070)
7. 2nd Reading: Adoption of an Ordinance of the Council of the City of Palo Alto Amending Section 18.08.040 of the Palo Alto Municipal Code (The Zoning Map) to Change the Classification of Property Located at 335 and 355 Alma Street from CD-C(P) and CN-N(P) to PC Planned Community Zone (PC\_\_\_\_\_) for a Mixed Office and Retail, Four-Story, 50 Foot Tall Building (and a 70 Foot Tall Corner Tower Feature) on the Former Shell Station Site. The Project Includes Exceptions to the Daylight Plane and 35 Foot Height Limit Within 150 Feet of Residential Property. (First Reading May 14, 2012 - Passed 7-2) (Continued from June 4, 2012)
8. Approve and Authorize the City Manager to Execute Contract Amendment No. 1 to Contract No. C10135025 in the Amount of \$266,647 with Alta Planning + Design for Preliminary Design and Environmental Assessment Services for the Pedestrian & Bicycle Overpass at Highway 101 (PE-11011) and Feasibility Study of Adobe Creek Reach Trail Project Leading to the Overpass for a Total Contract Amount Not to Exceed \$338,929.

### Agenda Changes, Additions and Deletions

*HEARINGS REQUIRED BY LAW: Applications and/or appellants may have up to ten minutes at the outset of the public discussion to make their remarks and put 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 three minutes per speaker.*

## Action Items

*Include: Reports of Committees/Commissions, Ordinances and Resolutions, Public Hearings, Reports of Officials, Unfinished Business and Council Matters.*

9. Public Hearing – Approval of an Ordinance Adopting the Fiscal Year 2013 Budget, including the Fiscal Year 2013 Capital Improvement Program, and Changes to the Municipal Fee Schedule; Adoption of 10 Resolutions to: 1) Adopt a Dark Fiber Utility Rate Increase and Amend Utility Rate Schedules; 2) Amend Gas Utility Rate Schedules for a Rate Decrease and Amend Utility Rules and Regulations; 3) Adopt a Wastewater Collection Utility Rate Increase and Amend Utility Rate Schedules; 4) Adopt a Water Utility Rate Increase and Amending Utility Rate Schedules; 5) Amend Storm Drain Utility Rate Schedules for a Rate Increase; 6) Amend Refuse Utility Rate Schedules for a Rate Increase; 7) Amend the 2010-2011 Compensation Plan for Management and Professional and Council Appointees; 8) Amend the 2010-2011 Compensation Plan for the Service Employees International Union (SEIU); 9) Amend the 2010-2014 Compensation Plan for the International Association of Fire Fighters (IAFF); and 10) Amend the 2010-2014 Compensation Plan for the Fire Chiefs' Association (FCA)
10. Public Hearing – Assessment for California Avenue Area Parking Bonds – Plan G: FY 2012-2013; Adoption of a Resolution Confirming Engineer's Report and Assessment Roll, California Avenue Parking Project No. 92-13 (For Fiscal Year 2012-2013)
11. Public Hearing - Approval of a Tentative Map and Record of Land Use Action to Create Six Residential Condominium Units at 382 and 384 Curtner Avenue

## Council Member Questions, Comments and Announcements

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

## Adjournment

AMERICANS WITH DISABILITY ACT (ADA) 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.

PUBLIC COMMENT Members of the Public are entitled to directly address the City Council/Committee concerning any item that is described in the notice of this meeting, before or during consideration of that item. If you wish to address the Council/Committee on any issue that is on this agenda, please complete a speaker request card located on the table at the entrance to the Council Chambers, and deliver it to the City Clerk prior to discussion of the item. You are not required to give your name on the speaker card in order to speak to the Council/Committee, but it is very helpful.

## **Additional Information**

### Supplemental Information

### Standing Committee Meetings

Policy & Services Committee Meeting

City Council Rail Committee Meeting

City Council Retreat #4 Meeting

Regional Housing Mandate Committee Meeting

### Schedule of Meetings

Schedule of Meetings

### Tentative Agenda

Tentative Agenda

### Informational Report

Preliminary Information for November 6, 2012 Election

### Public Letters to Council

Set 1

Set 2

Set 3