

# ACTION

Special Meeting  
April 04, 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, Shepherd, Yeh arrived at 6:15 p.m.

Absent:

## CLOSED SESSIONS

### 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: Service Employees International Union, Local 521

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)

The City Council returned from the Closed Sessions at 7:56 p.m. and Mayor Espinosa advised no reportable action.

04/04/2011

## SPECIAL ORDERS OF THE DAY

### 2. Community Partners Non-Profit Presentation-Gamble Gardens.

Jane Stocklin, Gamble Garden volunteer shared with the Council that Miss Gamble cherished her garden at 1431 Waverley Street. It engaged her mind and her creativity and she was a faithful steward of the highest regard for the property. She passed that stewardship to the City of Palo Alto, who then passed it to a dedicated group of people who had vision and a plan to keep her values thriving through a community horticultural gathering place. The Elizabeth F. Gamble Garden was born on May 13, 1985. Gamble Garden has been noted as a Point of Historical interest in the State of California. Since 1985, conservatively, \$1.4 million dollars has been invested to refresh the original character of the 109 year-old house and garden. Volunteers continue to design, plant, and maintain, with a fine-tuned schedule, the 2.5-acre cozy garden. They welcome 25,000 guests annually, young and old, many who stroll, find a moment of solitude and drink in the broad beautiful view of the garden while others attend classes, demonstrations, docent tours and a myriad of fun events within the boundaries of a bustling garden. They rely on support from our members, rentals, classes, endowment, fundraising, and special events such as Spring Tour.

### 3. Selection of Candidates to be Interviewed for the Public Art Commission for Four (4) Terms Ending on April 30, 2014.

**MOTION:** Council Member Scharff moved, seconded by Council Member Price to not interview any of the candidates, and to bring back the appointment of current Public Art Commissioners Douglas Brown, Trish Collins, Larisa Usich, and Ally Richter on the Consent Calendar at the City Council meeting on April 11, 2011.

**SUBSTITUTE MOTION:** Council Member Holman moved, seconded by Council Member Schmid to interview all candidates for the Public Art Commission for four (4) terms ending on April 30, 2014.

**SUBSTITUTE MOTION PASSED:** 7-2 Price, Scharff no

## CONSENT CALENDAR

**MOTION:** Council Member Scharff moved to pull Agenda Item No. 4 to become Agenda Item No. 5a.

### 4. ~~Adoption of Two Resolutions (1) Adopting a Compensation Plan for Management and Professional Personnel and Council Appointees and~~

~~Rescinding Resolution Nos., XXXX, XXXX, and XXXX and (2) Amending Section 1701 of the Merit System Rules and Regulations to Incorporate the 20XX-20XX Compensation Plan for Management and Professional Personnel and Council Appointees.~~

## ACTION

5. Public Hearing: Approval of a Conditional Use Permit and a Record of Land Use Action Amending an Existing Conditional Use Permit to Allow the Addition of Two Wireless Fidelity (Wi-Fi) Antennas Mounted to the Front Façade of the Hotel President at 488 University Avenue.

Public hearing opened at 9:10 p.m.

Public hearing closed at 9:58 p.m.

**MOTION:** Council Member Scharff moved, seconded by Council Member Shepherd to: 1) uphold the Director of Planning and Community Environment's decision, with the additional approval conditions suggested by the Planning & Transportation Commission, and 2) approve the Conditional Use Permit 10PLN-00285, amending the existing use permit based upon the Findings and Conditions of Approval in the Record of Land Use Action.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to Section 6 under the Conditions of Approval, Paragraph 5 that residents, directly affected, will be notified at least 3 days in advance of the date and timing of the installation and maintenance of the equipment as needed.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to Section 6 under the Conditions of Approval, Paragraph 5 that the applicant shall make the initial installation of the antennas without requiring access to the resident apartments unless the Director of Planning & Community Environment finds for reasons of public health and safety that such access that is otherwise legally permissible is necessary.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** that the applicant get written permission from the affected tenant(s) for the installation or maintenance of their equipment.

**MOTION PASSED:** 8-1 Holman no

Council Member Klein left the meeting at 11:12 p.m.

- 5a. (former No. 4) Adoption of Two Resolutions (1) Adopting a Compensation Plan for Management and Professional Personnel and Council Appointees and Rescinding Resolution Nos., XXXX, XXXX, and XXXX and (2) Amending Section 1701 of the Merit System Rules and Regulations to Incorporate the 20XX-20XX Compensation Plan for Management and Professional Personnel and Council Appointees.

**MOTION:** Council Member Scharff moved, seconded by Vice Mayor Yeh to: 1) adopt Resolution 9156 amending the Compensation Plan for Management and Professional Personnel and Council Appointees and rescinding Resolution Nos., 9001, 9047, and 9072; and (2) adopt Resolution 9157 amending Section 1701 of the Merit System Rules and Regulations to incorporate the 2010-2011 Compensation Plan for Management and Professional Personnel and Council Appointees.

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

6. City Clerk's Report Certifying Sufficiency of the City of Palo Alto Green Energy and Compost Initiative.

**MOTION:** Council Member Scharff moved, seconded by Council Member Price to direct Staff to return on August 1, 2011 with a Resolution calling a Special Election for November 8, 2011 on the Initiative Measure.

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

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

Council Member Shepherd spoke regarding the upcoming City Council Rail Committee meeting on April 13, 2011 where the discussion will be centered around Caltrain electrification.

Council Member Burt reported that he was a presenter and panelist on two climate change events in Brussels this past week. He also stated that there will be a 8 member delegation of European Union Parliament from the Energy and Technology Committee visiting San Francisco and Palo Alto on April 18-19, 2011. He reported that this trip was at his expense and not the City of Palo Alto.

Council Member Price reported on the Tall Tree Awards and wanted to acknowledge the winners. The Youth Community Services held a family day which included activities for families. She also stated that the Citizen Core Council of Palo Alto and Stanford will be hosting an Emergency Preparedness Fair on Sunday, May 1, 2011 at Stanford Shopping Center.

Council Member Holman asked that Staff send out the information on the upcoming City Council Rail Committee meeting on April 13, 2011.

Council Member Scharff reported about attending the Tall Tree Awards, and the Association of Bay Area Governments (ABAG) meeting regarding housing allocations.

Mayor Espinosa reported that April is Earth Month and there are numerous events planned for the month, they are listed on the City's website. There is also the potential of a Congressional Hearing being held in Palo Alto on April 18-19, 2011

ADJOURNMENT: The meeting was adjourned at 11:59 p.m.