



# City Council

**Monday, April 22, 2019**

Special Meeting  
Council Chambers  
**5:00 PM**

*Agenda posted according to PAMC Section 2.04.070. Supporting materials are available in the Council Chambers on the Thursday 11 days preceding the meeting.*

## **PUBLIC COMMENT**

Members of the public may speak to agenda items; up to three minutes per speaker, to be determined by the presiding officer. If you wish to address the Council 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, but it is very helpful. Public comment may be addressed to the full City Council via email at [City.Council@cityofpaloalto.org](mailto:City.Council@cityofpaloalto.org).

## **TIME ESTIMATES**

Time estimates are provided as part of the Council's effort to manage its time at Council meetings. Listed times are estimates only and are subject to change at any time, including while the meeting is in progress. The Council reserves the right to use more or less time on any item, to change the order of items and/or to continue items to another meeting. Particular items may be heard before or after the time estimated on the agenda. This may occur in order to best manage the time at a meeting or to adapt to the participation of the public. To ensure participation in a particular item, we suggest arriving at the beginning of the meeting and remaining until the item is called.

## **HEARINGS REQUIRED BY LAW**

Applicants and/or appellants may have up to ten minutes at the outset of the public discussion to make their remarks and up to three minutes for concluding remarks after other members of the public have spoken.

## **Call to Order**

## **Closed Session**

**5:00-6:00 PM**

*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  
Santa Clara County Superior Court, Case No. 16CV300760  
(One Case, as Defendant) –Miriam Green v. City of Palo Alto  
Authority: Government Code Section 54956.9(d)(1)

## **Special Orders of the Day**

**6:00-6:15 PM**

2. Resolution of the Council of the City of Palo Alto Expressing Appreciation to Stacey Henderson Upon her Retirement

## **Study Session**

**6:15-6:45 PM**

3. Presentation of the City Manager's Proposed Fiscal Year (FY) 2019/20 Budget

## **Agenda Changes, Additions and Deletions**

City Manager Comments

6:45-6:55 PM

Oral Communications

6:55-7:10 PM

*Members of the public may speak to any item NOT on the agenda. Council reserves the right to limit the duration of Oral Communications period to 30 minutes.*

Minutes Approval

7:10-7:15 PM

4. Approval of Action Minutes for the April 8, 2019 Council Meeting

Consent Calendar

7:15-7:20 PM

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

- MEMO 5. Adoption of a Resolution Amending the City of Palo Alto's Deferred Compensation Plan for Regular Employees, and Incorporating an Employer Contribution Provision and Loan Provision by Adoption of the Amended Deferred Compensation Plan and Trust Document
- Q&A 6. Approval of Amendment Number 3 to Contract Number C16158064 With BKF Engineers to Extend the Term to June 30, 2019 and Increase Compensation by \$44,885 for a Maximum Not-to-Exceed Amount of \$583,432 for Additional Design Services Related to the Embarcadero Road at El Camino Real Intersection Improvements Project (PL-15001)
7. Approval of Amendment Number 2 to Contract Number S17167994 With MuniServices, LLC for Sales Tax Consulting Services to Increase the Amount by \$40,000 for a new Not-to-Exceed Amount of \$125,000 and to Extend the Term Through August 31, 2019
- MEMO 8. Adoption of a Memorandum of Agreement Between the City of Palo Q&A Alto and Service Employees International Union (SEIU) Local 521
9. Finance Committee Recommends the City Council Approve the 2019 Workplan to Address the City Council Priority, "Fiscal Sustainability"; and Review an Update Regarding the Fiscal Year (FY) 2019 Adopted Budget Referral to Identify \$4 Million in General Fund Savings
10. SECOND READING: Adoption of an Ordinance of the Council of the City of Palo Alto Amending the Setback Map of the City of Palo Alto to Eliminate the 50-foot Special Setback Along Hansen Way for 3200 El Camino Real (FIRST READING: April 1, 2019 PASSED: 7-0)
11. SECOND READING: Adoption of an Ordinance Amending Section 18.18.120 (Grandfathered Uses and Facilities) of the Palo Alto Municipal Code to Adjust Regulations Pertaining to Noncomplying Facilities. California Environmental Quality Act (CEQA): This Ordinance is Within the Scope of the Comprehensive Plan. Environmental Impact

Report (EIR) Certified and Adopted on November 13, 2017 by Council Resolution No. 9720; the Ordinance is Also Exempt From Environmental Review Under CEQA Guidelines Sections 15061(b)(3) and 15305. (FIRST READING: April 1, 2019 PASSED: 6-1 Kou no)

### Action Items

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

7:20-8:15 PM

12. PUBLIC HEARING: Adoption of an Ordinance Amending Title 16 of the Palo Alto Municipal Code to Modify and Increase the Citywide Transportation Impact Fee (Chapter 16.59) and Suspend Application of the Existing Area-specific Transportation Impact Fees for the Stanford Research Park/El Camino Real CS Zone (Chapter 16.45) and the San Antonio/West Bayshore Area (Chapter 16.46), and Amending the Municipal Fee Schedule to Update the City's Transportation Impact Fees in Accordance With These Changes, all in Furtherance of Implementation of the Comprehensive Plan. The Citywide Transportation Impact Fee is a One-time fee on new Development and Redevelopment Throughout Palo Alto to Fund Transportation Improvements to Accommodate and Mitigate the Impacts of Future Development in the City. This Ordinance is Within the Scope of the Comprehensive Plan Environmental Impact Report (EIR) Certified and Adopted on November 13, 2017 by Council Resolution No. 9720

8:15-9:30 PM

13. Approval of a Workplan for Potential Revenue Generating Proposals, Including Consideration of a Ballot Measure, in Support of the 2019 Fiscal Sustainability Council Priority

9:30-10:15 PM

14. Connecting Palo Alto Work Plan for Selection of Preferred Solutions to Rail Grade Separation Needs: Approval of Structure and Membership of an Expanded Community Working Group, Work Plan, and Revisions to Alternatives for Further Study; and Direction to Staff to Return to Council With Associated AECOM Contract Amendment

### State/Federal Legislation Update/Action

### 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.

## **Additional Information**

### Standing Committee Meetings

Sp. Council Appointed Officers Committee Meeting      April 23, 2019

### Schedule of Meetings

Schedule of Meetings

### Tentative Agenda

Tentative Agenda

### Informational Report

City of Palo Alto's Energy Risk Management Report for the First Half of  
Fiscal Year 2019

### Public Letters to Council

Set 1