



CITY COUNCIL ACTION MINUTES

Special Meeting
October 24, 2022

The City Council of the City of Palo Alto met on this date in the Council Chambers and by virtual teleconference at 5:00 P.M.

Present In Person: Burt, Cormack, DuBois, Filseth, Kou, Stone, Tanaka

Present Remotely: None

Absent: None

Special Orders of the Day

1. Appreciation for Joe Simitian, Santa Clara County Supervisor, for Advocacy on Behalf of the Palo Alto Community for affordable housing and support for mental health, and services to unhoused Palo Altans (including the \$4 Million Challenge Grant in Support of Palo Alto Homekey)

Action: No action was taken

2. The Great California Shakeout

Action: No action was taken

Study Session

3. Crime Mitigation Strategies through the Use of Automated License Plate Recognition (ALPR) Technology

Action: No action was taken

Agenda Changes, Additions and Deletions

None.

Public Comment

ACTION MINUTES

Consent Calendar

Council Member Tanaka registered a no vote on Agenda Item Number 6.

MOTION: Council Member Cormack moved, seconded by Mayor Burt to approve Agenda Item Numbers 4-8.

4. Approval of Contract Amendment No. Two with GovernmentJobs.com, Inc. dba Neogov for Recruiting and Onboarding Services, to Extend the Term through June 30, 2025, Add Services, and Increase Compensation by an Amount Not-To-Exceed \$249,883 for a New Contract Total Not-To-Exceed Amount of \$411,323
5. Adoption of **Resolution 10080** Authorizing a City Application for the State Permanent Local Housing Allocation (PLHA) Funds and Authorization of City Manager or Designee to Manage the Allocation
6. Approval of Fiscal Year 2022 Reappropriation Requests to be Carried Forward Into Fiscal Year 2023 and Budget Amendments in Various Funds
7. Approval of a Professional Services Agreement Contract Number C23185658 With BKF Engineers for the Amount of \$900,000 Over a 3-year Term for On-Call Surveying and Design Support Services
8. Approve the Parks and Recreation Commission Recommendation for a New Skate Park; Authorize the Friends of Palo Alto Parks to begin Fundraising; and Direct Staff to Support Outreach

MOTION PASSED Items 4, 5, 7, 8: 7-0

MOTION PASSED Item 6: 6-1 Tanaka no

City Manager Comments

Ed Shikada, City Manager

ACTION MINUTES

Action Items

9. PUBLIC HEARING: Staff Recommend the City Council Review the North Ventura Coordinated Area Plan (NVCAP) Refined Preferred Alternative, Take Public Comment, and Endorse the Refined Preferred Alternative Plan.

MOTION: Council Member Filseth moved, seconded by Mayor Burt to Continue the item to November 14th

MOTION PASSED: 6-1, Cormack no

10. Review and Provide Direction to Staff on the Draft Permanent Parklet Program Standards and Policies; Adopt an Interim Ordinance and Resolution to Continue the Pilot Parklet Program and Other On-Street Uses During Transition Period; and Direct Staff to Return with Legislation Implementing a Permanent Parklet Program

ORIGINAL MOTION: Council Member Cormack moved, seconded by Council Member Filseth to:

Adopt Interim Ordinance and draft resolution currently set to expire on December 31, 2022, to extend the temporary parklet program to June 30, 2023, and allow the other on-street and parking lot dining and retail programs to December 31, 2023. Direct staff to continue allowing dining at street grade until June 30, 2023

- a) Direct staff to implement Option 2 of the Neighbor consent letter through administrative regulations to begin on January 1, 2023.

SUBSTITUTE MOTION: Council Member Stone moved, seconded by Mayor Burt to substitute as follows as sub-bullets to the above motion:

- a) that parklets be allowed without coverings or obstructions above 38" for a fee, to be determined, in front of neighboring businesses
- b) Allow for a first right of refusal for renting a parklet space, with the first right to go to the business immediately behind the parklet space

SUBSTITUTE MOTION FAILED: 2-5, Tanaka, Kou, Cormack, Filseth, DuBois no

ACTION MINUTES

MOTION SPLIT FOR PURPOSE OF VOTING

MOTION: Council Member Cormack moved, seconded by Council Member Filseth to adopt **Interim Ordinance 5572** and **Resolution 10081** currently set to expire on December 31, 2022, to extend the temporary parklet program to June 30, 2023, and allow the other on-street and parking lot dining and retail programs to December 31, 2023. Direct staff to continue allowing dining at street grade until June 30, 2023.

MOTION PASSED: 7-0

MOTION: Council Member Cormack moved, seconded by Council Member Filseth to add as a sub-bullet to the above motion:

- a) Direct staff to implement Option 2 of the Neighbor consent letter through administrative regulations to begin on January 1, 2023.

MOTION PASSED: 4-3, Burt, Tanaka, Stone no

MOTION: Council Member Dubois moved, seconded by Vice Mayor Kou to:

1. Direct staff to implement proposed permanent standards upon adopting of a permanent parklet ordinance
2. As to the permanent parklet program, direct staff to:
 - a. Return to Council establishing an application fee, cleaning fee and security deposit based on cost recovery.
 - b. Return to Council establishing and annual license fees as soon as possible, set to 70% of ground retail rate for "downtown" and "not downtown" in Table 2
 - c. Require Consent letter from both neighboring tenant and owner
 - d. Limit Amplified sound to come only from buildings

AMENDMENT: Council Member Tanaka, seconded by Mayor Burt to direct staff to return with a recommendation for continuing propane use pending a phase out based on practical feasibility for restaurants

AMENDMENT PASSED: 4-3, Cormack, Kou, DuBois no

ACTION MINUTES

MOTION INCORPORATING AMENDMENT: Council Member Dubois moved, seconded by Vice Mayor Kou to:

1. Direct staff to implement proposed permanent standards upon adopting of a permanent parklet ordinance
 - a. Direct staff to return with a recommendation for continuing propane use pending a phase out based on practical feasibility for restaurants
2. As to the permanent parklet program, direct staff to:
 - a. Return to Council establishing an application fee, cleaning fee and security deposit based on cost recovery.
 - b. Return to Council establishing an annual license fees as soon as possible.
 - c. Require Consent letter from both neighboring tenant and owner. Upon revocation, owner has a minimum of six months before they are required to remove the parklet.
 - d. Limit Amplified sound to come only from buildings.

MOTION PASSED: 6-1 Tanaka no

Council Member Questions, Comments and Announcements

None

Adjournment: The meeting was adjourned at 12:31 A.M.

ATTEST:

DocuSigned by:
Lesley Milton
E56491CF3DB34FA...

City Clerk

APPROVED:

DocuSigned by:
Patrick Burt
ED9E9CFB89E64FF...

Mayor

NOTE: Action minutes are prepared in accordance with Palo Alto Municipal Code (PAMC) 2.04.160(a) and (b). Summary minutes (sense) are prepared in accordance with PAMC Section 2.04.160(c). Beginning in January 2018, in accordance with [Ordinance No. 5423](#), the City Council found action minutes

ACTION MINUTES

and the video/audio recordings of Council proceedings to be the official records of both Council and committee proceedings. These recordings are available on the City's website.

Certificate Of Completion

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Signatures: 2

Envelope Originator:

Certificate Pages: 2

Initials: 0

Vinhloc Nguyen

AutoNav: Enabled

250 Hamilton Ave

Envelopeld Stamping: Enabled

Palo Alto , CA 94301

Time Zone: (UTC-08:00) Pacific Time (US & Canada)

Vinhloc.Nguyen@CityofPaloAlto.org

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Status: Original

Holder: Vinhloc Nguyen

Location: DocuSign

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Vinhloc.Nguyen@CityofPaloAlto.org

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Storage Appliance Status: Connected

Pool: City of Palo Alto

Location: DocuSign

Signer Events

Patrick Burt

pat@patburt.org

Mr

Security Level: Email, Account Authentication
(None)**Signature**

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Lesley Milton

Lesley.Milton@CityofPaloAlto.org

City Clerk

City Clerk

Security Level: Email, Account Authentication
(None)

DocuSigned by:


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Signature Adoption: Pre-selected Style

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Payment Events	Status	Timestamps