



# CITY OF PALO ALTO CITY COUNCIL ACTION MINUTES

Regular Meeting  
December 14, 2020

The City Council of the City of Palo Alto met on this date in Virtual Teleconference at 6:01 P.M.

Participating Remotely: Cormack, DuBois, Filseth, Fine, Kniss, Kou, Tanaka

Absent:

## Closed Session

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).

**MOTION:** Council Member Kniss moved, seconded by Council Member Cormack to go into Closed Session.

**MOTION PASSED:** 6-0 DuBois absent

Council went into Closed Session at 6:06 P.M.

Vice Mayor DuBois arrived at 6:08 P.M.

Council returned from Closed Session at 7:37 P.M.

Mayor Fine announced no reportable action.

## Special Orders of the Day

2. Appointment of Candidates for the Architectural Review Board, Historic Resources Board, Parks and Recreation Commission, and the Planning and Transportation Commission

**MOTION:** Mayor Fine moved, seconded by Council Member Cormack to:

- A. Appoint candidates to the Architectural Review Board and Parks and Recreation Commission tonight; and

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- B. Defer the Historic Resources Board and Planning and Transportation Commission interviews and appointments to January 2021.

**AMENDMENT:** Vice Mayor DuBois moved, seconded by Council Member Kou to extend the recruitment for the Architectural Review Board.

**AMENDMENT FAILED:** 2-5 DuBois, Kou yes

**MOTION PASSED:** 7-0

First Round of voting for two positions on the Architectural Review Board with terms ending December 15, 2023.

Voting For: Grace Lee Cormack, DuBois, Filseth, Fine, Kniss, Tanaka

Voting For: Osma Thompson Cormack, DuBois, Filseth, Fine, Kniss, Tanaka

Council Member Kou abstained from casting a vote for appointments to the Architectural Review Board.

Beth Minor, City Clerk, announced that Grace Lee with 6 votes and Osma Thompson with 6 votes were appointed to the Architectural Review Board.

First Round of voting for one position on the Parks and Recreation Commission with a partial term ending December 15, 2022.

Voting For: Amanda Brown Cormack, Fine, Kniss, Tanaka

Voting For: Geoffrey Nicholls

Voting For: Angie Reed

Voting For: Curtis Smolar

Voting For: Brent Yamashita DuBois, Filseth, Kou

Beth Minor, City Clerk, announced that Amanda Brown with 4 votes was appointed to the Parks and Recreation Commission.

## Agenda Changes, Additions and Deletions

None.

## Minutes Approval

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3. Approval of Action Minutes for the November 30 and December 7, 2020 City Council Meetings.

**MOTION:** Council Member Kniss moved, seconded by Council Member Filseth to

- A. Approve the Action Minutes for the December 7, 2020 City Council Meeting; and
- B. Direct the City Clerk to return to Council with updated November 30, 2020 Action Minutes, which will include corrections provided by Council Member Cormack.

## **MOTION SPLIT FOR THE PURPOSE OF VOTING**

**MOTION PART A PASSED:** 6-0 Cormack abstain

**MOTION PART B PASSED:** 7-0

### Consent Calendar

Council Member DuBois registered a no vote on Agenda Item Number 11.

Council Member Kou registered a no vote on Agenda Item Numbers 5 and 11.

Council Member Tanaka registered a no vote on Agenda Item Numbers 5 and 10.

**MOTION:** Vice Mayor DuBois moved, seconded by Council Member Kniss to approve Agenda Item Numbers 4-11

4. QUASI-JUDICIAL. 4115 El Camino Real: Request for Final Map to Divide an Existing 15,453 Square Foot Parcel Into Condominiums for a Mixed-use Project, Including Seven Residential Units, Four Commercial Condominiums, and a Public Access Easement. Environmental Assessment: Exempt. Zoning District: CN (Commercial Neighborhood).
5. Approval of a Lease Agreement Between KG-Bryant, LLC and the City of Palo Alto for the Premises Located at 526 Bryant Street for a 24-month Term, at a Starting Base Rent of \$5,293 per Month and Increasing 3 Percent in Year Two.

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6. Resolution 9931 Entitled, "Resolution of the Council of the City of Palo Alto Declaring Weeds to be a Public Nuisance and Setting January 11, 2021 for a Public Hearing for Objections to the Proposed Weed Abatement."
7. Approval of Amendment Number 4 to Contract Number S16161922 With Advanced Control Systems, Inc. for: 1) Maintenance and Support of the City's Supervisory Control and Data Acquisition (SCADA) System; 2) to Extend the Contract for Five Additional Years (for a Ten-year Term); and 3) to Increase Compensation by \$372,064, Which Includes a 10 Percent Contingency for Additional Services, for a new Total Not-to-Exceed Amount of \$672,794.
8. Approval of a Cooperative Agreement With Stakeholder Cities (including Palo Alto) and AC Transit and a Memorandum of Understanding With AC Transit, MTC and Other Partnering Agencies for the Dumbarton Express Corridor Transit Signal Priority Project.
9. Resolution 9932 Entitled, "Resolution of the Council of the City of Palo Alto Declaring the Results of the Consolidated Municipal Election Held on November 3, 2020."
10. Approval of Contract Number C21179976 With TruePoint Solutions, LLC in the Amount of \$901,683 for Scripting, Reporting, and Other Technical Support of Services Related to the Construction Permitting System (Accela) Through December 31, 2024.
11. Resolution 9933 Entitled, "Resolution of the Council of the City of Palo Alto Amending and Restating Resolution Number 9911 to Extend the Temporary Street Closures of California Avenue, University Avenue, and Adjacent Downtown Blocks to May 31, 2021."

**MOTION PASSED FOR AGENDA ITEM NUMBERS 4, 6-9: 7-0**

**MOTION PASSED FOR AGENDA ITEM NUMBER 5: 5-2 Kou, Tanaka no**

**MOTION PASSED FOR AGENDA ITEM NUMBER 10: 6-1 Tanaka no**

**MOTION PASSED FOR AGENDA ITEM NUMBERS 11: 5-2 Dubois, Kou no**

City Council took a break at 9:09 P.M. and returned at 9:22 P.M.

## Action Items

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12. Adoption of a Temporary Ordinance Amending Title 18 (Zoning) of the Palo Alto Municipal Code to Broaden Permissible Uses and Raise Thresholds for Conditional Use Permits for Some Land Uses Throughout the City. Environmental Review: California Environmental Quality Act (CEQA) Exemption 15061(b)(3).

**MOTION:** Council Member Filseth moved, seconded by Vice Mayor DuBois to:

- A. Find the proposed Ordinance exempt from the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15061(b)(3); and
- B. Adopt on first reading the Ordinance amending various land use definitions to broaden permissible uses and adjust conditional use permit thresholds for some land uses throughout the City.

**MOTION PASSED:** 7-0

13. Finance Committee Recommends the City Council Direct Staff to Complete the Following in Regards to the ROTH Building, 300 Homer Avenue: 1) Identify Funding for a "Cold Shell"; 2) Return to Council With Additional Funding and a Lease or Lease Option; and 3) Work With the Palo Alto Museum Regarding Lease Terms.

**MOTION:** Council Member Tanaka moved, seconded by Council Member Kniss to:

- A. Pursue selling the building with a first right of purchase to the Palo Alto History Museum;
- B. Partner with the Museum to achieve a "warm shell" project with no additional City money;
- C. Research a revenue generating lease;
- D. Explore re-zoning for this to be economically viable; and
- E. Return to the City Council in six months.

**INCORPORATED INTO THE MOTION WITH THE CONSENT OF THE MAKER AND SECONDER** to add to the Motion, "Find our best option to achieve a warm shell project with City funding:

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- a. Assume the city keeps half of the space for City purposes initially, and
- b. Funding options could include revenue generating lease, non-profits, or direct City use” (New Part D.)

**MOTION AS AMENDED RESTATED:** Council Member Tanaka moved, seconded by Council Member Kniss to direct Staff to:

- A. Pursue selling the building with a first right of purchase to the Palo Alto Museum;
- B. Partner with the Museum to achieve a “warm shell” project with no additional City money;
- C. Research a revenue generating lease;
- D. Find our best option to achieve a warm shell project with city funding
  - i. Assume the City keeps half of the space for City purposes initially
  - ii. Funding options could include revenue generating lease, non-profits, or direct City use;
- E. Explore re-zoning for this to be economically viable; and
- F. Return to the City Council in six months.

**MOTION AS AMENDED PASSED:** 5-2 DuBois, Kou, no

14. Colleagues' Memo on Safe Firearms Storage.

**MOTION:** Mayor Fine moved, seconded by Council Member Cormack to direct the City Attorney to return to Council with an Ordinance to require the safe storage of firearms in residences.

**MOTION PASSED:** 7-0

Adjournment: The meeting was adjourned at 12:35 A.M.