



# CITY COUNCIL ACTION MINUTES

Special Meeting  
November 14, 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

## Closed Session

1. CONFERENCE WITH CITY ATTORNEY Subject: Written Liability Claim Against the City of Palo Alto By Steven and Catherine Popell (Claim No. C23-0007) Authority: Government Code Section 54956.9(e)(3)
2. CONFERENCE WITH LABOR NEGOTIATORS  
City Designated Representatives: City Manager and his Designees Pursuant to Merit System Rules and Regulations (Ed Shikada, Kiely Nose, Sandra Blanch, Nicholas Raisch, Molly Stump, and Terence Howzell)  
Employee Organization: Service Employees International Union, (SEIU) Local 521, Utilities Management and Professional Association of Palo Alto (UMPAPA) Palo Alto Peace Officer's Association (PAPOA), Palo Alto Police Management Association (PMA), International Association of Fire Fighters (IAFF) local 1319, Palo Alto Fire Chiefs Association (FCA),;  
Authority: Government Code Section 54957.6 (a)

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

## **MOTION PASSED: 7-0**

Council went into Closed Session at 5:00 P.M.

Council returned from Closed Session at 7:05 P.M.

Mayor Burt announced there was no reportable action.

# ACTION MINUTES

## Study Session

3. Bi-Annual Discussion with the Independent Police Auditor

**ACTION: None**

## Agenda Changes, Additions and Deletions

## Public Comment

## Consent Calendar

**MOTION:** Council Member Cormack moved, seconded by mayor Burt to approve Agenda Item Numbers 4-7.

4. Approval of Contract Amendment Number 3 to Contract Number C16166822 with ARC Document Solutions for Copiers/Printers to Extend the Term of the Contract for Three Additional Years and to Decrease the Annual Amount by \$102,068 to \$306,000 Per Year and a Total Contract Not to Exceed amount of \$2,835,340
5. Approval of a Construction Contract with Anderson Pacific Engineering Construction in the Amount of \$6,070,000; Authorization for the City Manager or Their Designee to Negotiate and Execute Change Orders up to a Not-to-Exceed Amount of \$607,000; Approval of Amendment #1 to Contract Number C21176592C with Carollo Engineers to Add Services, to Increase Compensation by \$604,246 for a New Maximum Compensation Not-to-Exceed \$604,247 for the Wastewater Treatment Fund for the 12kV Electrical Power Distribution Loop Rehabilitation Bid Package 1 Project funded by the Plant Repair, Retrofit, and Equipment Replacement Project (WQ-19002) at the Regional Water Quality Control Plant
6. SECOND READING: Adoption of Nine Ordinances That Repeal and Adopt Various Sections of the Palo Alto Municipal Code (PAMC) Related to the 2022 CA Building Codes (CA Code of Regulations Title 24) Update and Proposed Local Amendments; including:
  - (1) **Ordinance 5563** Chapter 15.04 Incorporating the 2022 CA Fire Code With Local Amendments;
  - (2) **Ordinance 5564** Chapter Chapter 16.04 Incorporating the 2022 CA Building Code With Local Amendments;
  - (3) **Ordinance 5565** Chapter Chapter 16.05 Incorporating the 2022 CA Mechanical Code With Local Amendments;
  - (4) **Ordinance 5566** Chapter Chapter 16.06 Incorporating the 2022 CA Residential Code With Local Amendments and Amending Chapter

# ACTION MINUTES

16.52 to Align Federal, State, and Local Flood Hazard Regulations;  
(5) **Ordinance 5567** Chapter Chapter 16.08 Incorporating the 2022 CA Plumbing Code With Local Amendments;  
(6) **Ordinance 5568** Chapter Chapter 16.16 Incorporating the 2022 CA Electrical Code With Local Amendments;  
(7) **Ordinance 5569** Chapter Chapter 16.18 Incorporating the 2021 International Swimming Pool and Spa Code With Local Amendments;  
(8) **Ordinance 5570** Chapter Chapter 16.14 Incorporating the 2022 CA Green Building Standards Code with Local Amendments;  
(9) **Ordinance 5571** Chapter Chapter 16.17 Incorporating the 2022 CA Energy Code Without Local Amendments.  
Environmental Assessment: Project is Exempt Under CA Environmental Quality Act CEQA Guidelines Sections 15061(b)(3) and 15308  
(FIRST READING: October 17, 2022 PASSED: 7-0).

7. Adoption of **Resolution 10084** for the Santa Clara County Historical Heritage Grant Program Authorizing the Application and Receipt of Grant Funds by the City of Palo Alto for the Roth Building (300 Homer Ave) Windows Rehabilitation & Restoration

## MOTION PASSED: 7-0

### City Manager Comments

### Action Items

8. PUBLIC HEARING: Staff Recommend the City Council Review the North Ventura Coordinated Area Plan (NVCAP) Refined Preferred Alternative and Endorse the Refined Preferred Alternative Plan.

**ORIGINAL MOTION:** Council Member DuBois moved, seconded by Mayor Burt to endorse the refined preferred alternative plan with the following changes:

- A. Allow 45 feet height transition on El Camino
- B. 55 feet for 100% affordable site at 340 Portage without retail
- C. Define strict TDM and evaluate a city initiated RPP district to protect residential parking
- D. Evaluate removing the woonerf to decrease congestion as an option in the EIR

# ACTION MINUTES

E. No parking maximums

F. Raise the height limit along Park Blvd to 55 feet

**SUBSTITUTE MOTION:** Mayor Burt moved, seconded by Council Member Stone to add:

G. Request Staff to evaluate zoning changes that would increase FAR for housing on commercial sites along Park Blvd and Page Mill Rd.

**MOTION PASSED:** 5-2, Dubois, Kou no

**SUBSTITUTE MOTION:** Council Member Stone moved, seconded by Council Member Cormack to amend item B to 65 feet for parking.

**MOTION PASSED:** 5-2, Filseth, DuBois no

**MOTION SPLIT FOR THE PURPOSE OF VOTING:** Council Member DuBois moved, seconded by Mayor Burt to endorse the refined preferred alternative plan with the following changes:

A. Allow 45 feet height transition on El Camino

**MOTION PASSED:** 5- 2 Filseth, Kou No

**MOTION SPLIT FOR THE PURPOSE OF VOTING:** Council Member DuBois moved, seconded by Mayor Burt to endorse the refined preferred alternative plan with the following changes:

B. 65 feet for 100% affordable site at 340 Portage without retail, (to include 5 stories of residential, with one level for parking)

E. No parking maximums

**MOTION PASSED:** 5-2, Tanaka Filseth no

**BALANCE OF THE MOTION:** Council Member DuBois moved, seconded by Mayor Burt to endorse the refined preferred alternative plan with the following changes:

~~A. Allow 45 feet height transition on El Camino~~

~~B. 65 feet for 100% affordable site at 340 Portage without retail, (to include 5 stories of residential, with one level for parking)~~

C. Define strict TDM and evaluate a city initiated RPP district to protect residential parking

# ACTION MINUTES

D. Evaluate removing the woonerf to decrease congestion as an option in the EIR

~~E. No parking maximums~~

F. Raise the height limit along Park Blvd to 55 feet, for residential or residential mix use without increasing commercial FAR

G. Request Staff to evaluate zoning changes that would increase FAR for housing on commercial sites along Park Blvd and Page Mill Rd

H. Staff will review and return with recommendation about designation of 340 Portage Rd as a historical resource

**MOTION PASSED:** 6-1 Cormack No

## FINAL APPROVED MOTION

**MOTION:** Council Member DuBois moved, seconded by Mayor Burt to endorse the refined preferred alternative plan with the following changes:

A. Allow 45 feet height transition on El Camino

B. 65 feet for 100% affordable site at 340 Portage without retail, (to include 5 stories of residential, with one level for parking)

C. Define strict TDM and evaluate a city initiated RPP district to protect residential parking

D. Evaluate removing the woonerf to decrease congestion as an option in the EIR

E. No parking maximums

F. Raise the height limit along Park Blvd to 55 feet, for residential or residential mix use without increasing commercial FAR

G. Request Staff to evaluate zoning changes that would increase FAR for housing on commercial sites along Park Blvd and Page Mill Rd

H. Staff will review and return with recommendation about designation of 340 Portage Rd as a historical resource

9. City Council discussion and direction regarding wage requirements for the contract for next Janitorial services

# ACTION MINUTES

A. Review and Provide Direction on Wage and Benefits Requirements for Inclusion in a New Janitorial Services Request for Proposal (RFP)

B. Responsible Contracting Standards Colleague's Memo (Stone & Burt)

**ACTION: Continued to a future meeting**

Council Member Questions, Comments and Announcements

Adjournment: The meeting was adjourned at 10:58 P.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 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.

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**Signer Events**

Patrick Burt

pat@patburt.org

Mr

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Lesley Milton

Lesley.Milton@CityofPaloAlto.org

City Clerk

City of Palo Alto

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Signing Complete	Security Checked	1/4/2023 11:59:22 AM
Completed	Security Checked	1/4/2023 11:59:22 AM
Payment Events	Status	Timestamps