

Agenda posted according to PAMC Section 2.04.070. A binder containing supporting materials is available in the Council Chambers on the Friday preceding the meeting.

Regular Meeting
Council Chambers
August 9, 2004, 7:00 p.m.

ROLL CALL

ORAL COMMUNICATIONS

Members of the public may speak to any item not on the agenda; three minutes per speaker. Council reserves the right to limit the Oral Communications period to 30 minutes

SPECIAL ORDERS OF THE DAY

1. **Resolution of the Council of the City of Palo Alto Expressing Appreciation to Officer William "Bill" Dale Baldwin for Outstanding Service to the Community**

APPROVAL OF MINUTES

July 12, 2004

CONSENT CALENDAR

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

LEGISLATIVE

2. **(CMR:381:04)** Authorization for the Filing of a Grant Application for Federal Surface Transportation Program (STP) Funding for Street Resurfacing Rehabilitation Projects for University Avenue and Page Mill Road

Resolution of the Council of the City of Palo Alto Authorizing the Filing of an Application for Federal Surface Transportation Program Funding for a Street Rehabilitation Project for University Avenue and Page Mill Road

3. **(CMR:354:04)** The Policy and Services Committee Recommends Adoption of an Ordinance Amending Exhibit A-17 and Map to Exhibit A-17 to Section 22.08.210 of Chapter 22.08 of Title 2 of the Palo Alto Municipal Code Correcting the Boundaries of Rinconada Park and Adjoining City Property Adjacent to the Junior Museum and Zoo and Girl Scout Building

COUNCIL MAKES EVERY EFFORT TO COMPLETE ALL AGENDA ITEMS BY 11:30 P.M. PRIOR TO TAKING A BREAK AT 9:30 P.M., COUNCIL WILL REVIEW THE REMAINING AGENDA ITEMS AND DETERMINE IF ANY ITEMS SHOULD BE POSTPONED TO A FUTURE DATE.

Ordinance of the Council of the City of Palo Alto Amending Exhibit A-17 and Map to Exhibit A-17 to Section 22.08.210 of Chapter 22.08 of Title 2 of the Palo Alto Municipal Code Correcting the Boundaries of Rinconada Park and Adjoining City Property Adjacent to the Junior Museum and Zoo and Girl Scout Building

4. **(CMR:382:04)** Resolutions Amending the Merit System Rules and Regulations to Adopt a Memorandum of Agreement with International Association of Fire Fighters (IAFF, Local 1319) and Adopting a New Compensation Plan for Fire Department Personnel

Resolution of the Council of the City of Palo Alto Amending Section 1501 of the Merit System Rules and Regulations Regarding the Memorandum of Agreement Between the City of Palo Alto and Local 1319, International Association of Fire Fighters

Resolution of the Council of the City of Palo Alto Adopting a Compensation Plan for Fire Department Personnel (IAFF) And Rescinding Resolution No. 8362

5. **(CMR:386:04)** Resolutions Amending the Merit System Rules and Regulations to Adopt a Memorandum of Agreement with Service Employees' International Union (SEIU), Local 715 and Adopting a New Compensation Plan for SEIU Classified Personnel

Resolution of the Council of the City Of Palo Alto Adopting a Compensation Plan for Classified Personnel (SEIU) and Rescinding Resolution Nos. 8056, 8059, 8141, 8180, 8242, 8251, 8310 and 8313

Resolution of the Council of the City of Palo Alto Amending Section 1401 of the Merit System Rules and Regulations Regarding the Memorandum of Agreement Between the City of Palo Alto and Local 715A, SEIU, AFL-CIO, CLC

6. **(CMR:383:04)** Resolutions Adopting Compensation Plan for Management and Professional Personnel, Amending the Salaries and Benefits of Certain Council Appointed Officers, and Amending the Merit System Rules and Regulations

Resolution of the Council of the City of Palo Alto Amending Section 1701 of the Merit System Rules and Regulations

Resolution of the Council of the City of Palo Alto Adopting a Compensation Plan for Management and Professional Personnel and Council Appointees and Rescinding Resolution Nos. 8353 and 8378

ADMINISTRATIVE



7. **(CMR:377:04)** Contract Between the City of Palo Alto and TMAD Engineers, Inc. in the Amount of \$100,000 for Design Services for Cubberley Mechanical and Electrical Upgrades - Capital Improvement Program Project PF-04010
8. **(CMR:379:04)** Contract Between the City of Palo Alto and CPS Human Resource Services in the Amount of \$10,000 per Year for Facilitation Services Related to Evaluation of Council Appointed Officers
9. **(CMR:342:04)** Contracts to Provide Regulatory and Technical Assistance to the City of Palo Alto Utilities:
 - Consulting Contracts Between the City of Palo Alto and Navigant Consulting for Gas Regulatory and Technical Consulting for a Total Amount of \$436,000 for the Fiscal Years FY2004-05, FY2005-06 and FY2006-07
 - Consulting Contracts Between the City of Palo Alto and Navigant Consulting for Electric Regulatory and Technical Consulting for a Total Amount of \$150,000 for the Fiscal Years FY2004-05, FY2005-06 and FY2006-07
 - Consulting Contracts Between the City of Palo Alto and Flynn Resource Consulting Inc. for Electric Regulatory and Technical Consulting for a Total Amount of \$228,000 for the Fiscal Years FY2004-05, FY2005-06 and FY2006-07
10. Response to Grand Jury's Inquiry into Financial and Performance Audits for the County and Cities in the County
11. **(CMR:390:04)** Confirmation of Response to Santa Clara County Grand Jury Report on Property and Evidence Rooms in Santa Clara County
12. **(CMR:389:04)** Contract for Unpaid Sabbatical Leave for Ruben Grijalva for One Year (August 2004 To August 2005)

COUNCIL COMMITTEE RECOMMENDATION

AGENDA CHANGES, ADDITIONS, AND DELETIONS

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.

OTHER AGENDA ITEMS: Public comments or testimony on agenda items other than Oral Communications shall be limited to a maximum of five minutes per speaker unless additional time is granted by the presiding officer. The presiding officer may reduce the allowed time to less than five minutes if necessary to accommodate a larger number of speakers.

UNFINISHED BUSINESS

PUBLIC HEARINGS

13. Public Hearing: The Palo Alto City Council will Consider Adopting a Resolution Confirming the Report of Delinquent Administrative Penalty Bills and Directing that a Lien be Recorded with the Santa Clara County Recorder's Office Against Properties Located at 1042 Metro Circle, Palo Alto, APN: 127-04-041 and 3376 Ross Road, Palo Alto, APN: 127-48-033 *(Item continued from 5/17/04; staff requested item to be continued to 9/20/04)*



14. Public Hearing: The Palo Alto City Council will Consider a Zoning Ordinance Update - Adoption of a New Automobile Dealership (AD) Combining District, Which Would Create an Overlay Zone Providing for Flexible Development Standards for Auto Dealerships, Including Auto Display Areas, Fleet Storage, Landscaping and Screening and Full Service Operation. Adoption of an Ordinance Approving the Auto Dealership Overlay Zone Where Existing Auto Dealerships Selling New and Pre-Owned Autos Currently Exist in the City, Located at: 4180 El Camino Real (Peninsula Ford), 4190 El Camino Real (Carlsen Volvo), 3290 Park Blvd. (Park Avenue Motors), 762 San Antonio Road (Hengehold Motors), and 3045 Park Blvd. (Stanford European). Adoption of Ordinances Amending the Three Planned Community Sites to Allow the Auto Dealership Flexible Development Standards for Existing Automobile Dealerships Selling New Automobiles Located at 1730 Embarcadero Road (Carlsen Motor Cars, PC 2554), 1766 Embarcadero Road (Anderson Honda, PC 3350), and 690 San Antonio Road (Magnussen's Dodge And Toyota, PC 2592).

Ordinance of the Council of the City of Palo Alto Creating a New Chapter 18.65 (Auto Dealer Combining District) and Amending Chapter 18.04 (Definitions) and 18.83 (Off-Street Parking and Loading Requirements)

Ordinance of the Council of the City Of Palo Alto Amending Section 18.08.040 of the Palo Alto Municipal Code (the Zoning Map) to Change the Zone Classification of Property Located at 3045 Park Boulevard from "GM(B)" to "GM(B)(AD)" and to Change the Zone Classification of Property Located at 4190 El Camino Real, 3290 Park Boulevard, 762 San Antonio Road, and 4180 El Camino Real from "CS" to "CS(AD)"

Ordinance of the Council of the City of Palo Alto Renumbering and Amending Planned Community District PC-2554 (1730 Embarcadero Road) to Permit Certain Automobile Dealership Design Features

Ordinance of the Council of the City of Palo Alto Renumbering and Amending Planned Community District PC-3350 (1766 Embarcadero Road) to Permit Certain Automobile Dealership Design Features

Ordinance of the Council of the City of Palo Alto Renumbering and Amending Planned Community District PC-2592 (690 San Antonio Road) to Permit Certain Automobile Dealership Design Features

15. **(CMR:384:04)** Public Hearing: The Palo Alto City Council will Consider the Imposition of a Transportation Impact Fee on New Development to Finance the Costs of Transportation Improvements Identified in the Report Entitled Proposed Citywide Transportation Impact Fee.

Ordinance of the Council of the City of Palo Alto Establishing a Citywide Transportation Impact Fee and Amending the Palo Alto Municipal Code, Title 16 (Building Regulations) by Adding Chapter 16.59 - Citywide Transportation Impact Fee

REPORTS OF COMMITTEES AND COMMISSIONS

ORDINANCES AND RESOLUTIONS

REPORTS OF OFFICIALS

16. **(CMR:385:04)** Direction to Study a Charleston/Arastradero Corridor Streetscape Development Impact Fee

COUNCIL MATTERS

COUNCIL COMMENTS, QUESTIONS, AND ANNOUNCEMENTS

Members of the public may not speak to the item(s).

CLOSED SESSION

This item may occur during the recess or after the Regular Meeting.

Public Comments: Members of the public may speak to the Closed Session item(s); three minutes per speaker.

17. Conference with City Attorney -- Existing Litigation
Subject: In re Enron Corp., Debtor, U.S. Bankruptcy Court, Southern District of New York; Case No.: 01-16034(AJG)
Authority: Government Code section 54956.9(a)
18. Conference with Labor Negotiators
Agency designated representatives: City Manager and his designees pursuant to the Merit System Rules and Regulations (Frank Benest, Leslie Loomis)
Employee Organization: Fire Chiefs Association Management Personnel, IAFF Local 1319
Authority: Government Code section 54957.6(a)

ADJOURNMENT

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) or 650-328-1199 (TDD)