



CITY COUNCIL DRAFT ACTION MINUTES

Regular Meeting
September 09, 2024

The City Council of the City of Palo Alto met on this date in the Council Chambers and by virtual teleconference at 5:30 P.M.

Present In Person: Burt, Kou, Lauing, Lythcott-Haims, Stone, Veenker

Tanaka arrived at 5:32 P.M.

Present Remotely:

Absent:

Special Orders of the Day

1. Proclamation Honoring SMART Week - August 26-30, 2024

NO ACTION

Agenda Changes, Additions and Deletions

Public Comment

Council Member Questions, Comments and Announcements

Consent Calendar

Council Member Tanaka registered a no vote on Agenda Item Numbers 5 and 9.

MOTION: Vice Mayor Lauing moved, seconded by Council Member Lythcott-Haims to approve Agenda Item Numbers 2-13.

MOTION PASSED ITEMS 5, 9: 6-1, Tanaka no

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MOTION PASSED ITEMS 2-4, 6-8, 10-13: 7-0

2. Approval of Minutes from June 3, June 10, August 12, and August 19, 2024 Meetings
3. Adoption of a Resolution Amending Resolution 9486 to Increase the Purchase Amount of Greenhouse Gas Allowances in the California Cap-and-Trade Auction to Satisfy the City's Gas Utility Compliance Obligations to an Amount Not-to-Exceed of \$6,000,000 per Year; CEQA Status: Not a Project
4. CONSENT: Approval of a Record of Land Use Action to Upgrade the Property Located at 431-433 Kipling Street From a Category 4 Resource to a Category 2 Resource on the Local Historic Inventory.
5. Approval of Purchase Order with West Coast Energy Systems LLC (PO 4525000045) for a Total Not-to-Exceed Amount of \$478,041 to Purchase two (2) Portable Power Generators for Water Pump Stations in the Amount of \$458,031; and Authorize the City Manager or Their Designee to Negotiate and Execute Change Orders in the Amount of \$20,000 for Related Additional but Unforeseen Work. CEQA Status: Exempt Under CEQA Guidelines Section 15301 (Minor Alteration of Existing Facilities)
6. Approval of Professional Services Contract C25192226 with Magical Bridge Foundation in an Amount Not-to Exceed \$150,000 to Provide Recreational Programming ("Magical Services") for a Term of One Year; CEQA Status – Not a project.
7. Approval of Professional Services Contract Number C25191297 with Kittelson & Associates for a Not-to-Exceed Amount of \$499,491 for the Bicycle and Pedestrian Railroad Crossing Alternatives Analysis in Southern Palo Alto for a Term of Two-Years; CEQA Status – categorically exempt.
8. Approval of the Updated City Council Procedures and Protocols Handbook Amendments as Directed by City Council on May 13 and May 20, 2024
9. Approval of Contract Amendment No. 4 to Contract Number C19170648 with Salas O'Brien Engineers, Inc., for Professional Design Services, to Add Services and Increase Compensation by \$99,200 for a New Not-to-Exceed Amount of \$659,597, and to Extend the Schedule for Performance Through December 31, 2026, for the 12kV Electrical Distribution Network Rehabilitation Project at the Regional Water Quality Control Plant, Funded by the Plant Repair, Retrofit, and Equipment Replacement Capital Improvement Program Project (WQ-19002); CEQA Status – Exempt Under Section 15301
10. Approval of Construction Contract No. C25191636 with Central Pacific Engineering, LLC in the Amount of \$499,530 and Authorization for the City Manager or Their Designee to Negotiate and Execute Change Orders for Related Additional but Unforeseen Work that may Develop During the Project Up to a Not-to-Exceed Amount of \$49,953 for Site Work

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for the Cubberley Field Restroom (CB-17002) and Cubberley Repairs (CB-17001) Projects; CEQA status – Exempt Under CEQA Guidelines Section 15303

11. Approval of Purchase Order C25192371 with Carahsoft Technology Corporation, utilizing an OMNIA Cooperative Purchasing Agreement, to Procure DocuSign eSignature software for a One-Year Term Not-To-Exceed Amount of \$125,965. CEQA: Not a project
12. SECOND READING: Ordinance of the Council of the City of Palo Alto Amending PAMC Section 22.08.440 to Rename Tower Well Park to Fred Eyerly Tower Well Park (FIRST READING: August 12, 2024 PASSED 7-0)
13. SECOND READING: Ordinance of the Council of the City of Palo Alto Amending PAMC Section 2.22.030 to Update Quorum and Other Procedural Requirements Reflecting a Seven Member Human Relations Commission (FIRST READING: August 19, 2024 PASSED 7-0)

City Manager Comments

Ed Shikada, City Manager

Closed Session

14. CONFERENCE WITH CITY ATTORNEY-EXISTING LITIGATION
In the Matter of the Appeal of the City of Palo Alto (Donatus Okhomina)
Occupational Safety and Health Appeals Board Inspection No. 1445287 (One Case, as Appellant)
Authority: Government Code Section 54956.9(d)(1)
15. CONFERENCE WITH CITY ATTORNEY-POTENTIAL LITIGATION
Subject: Potential litigation regarding refund of parking in-lieu fees paid by Hamilton Real, LLC in connection with development of 240-248 Hamilton Avenue, as set forth in letter dated
May 15, 2024 from David Lanferman, Esq.
Authority: Potential Exposure to Litigation Under Government Code Section 54956.9(d)(2)
One Case, as Defendant
16. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Authority: Government Code Section 54956.8.
Property: 4000 Middlefield Road, Palo Alto (Informally known as the Cubberley Site)
Negotiating Party: Palo Alto Unified School District

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City Negotiators: (Ed Shikada, Kiely Nose, Kristen O'Kane, Lauren Lai)

Subject of Negotiations: Purchase, Exchange, and/or Lease, Price and Terms of Payment

17. 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, Nick Raisch, Tori Post, Molly Stump, and Jennifer Fine) Employee Organization: International Association of Fire Fighters (IAFF) local 1319, Fire Chiefs Association (FCA), Peace Officers Association of Palo Alto (POPOA), Police Management Association (PMA); Authority: Government Code Section 54957.6 (a)

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

MOTION PASSED: 7-0

Council went into Closed Session at 6:11 P.M.

Council returned from Closed Session at 9:48 P.M.

Mayor Stone announced no reportable action.

Adjournment: The meeting was adjourned at 9:48 P.M.

ATTEST:

APPROVED:

City Clerk

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.