



# CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting  
December 12, 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: DuBois

Absent: None

## Special Order of the Day

AA1. Sobrato Philanthropies

**Action:** No action taken

## Closed Session

1. 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 XX moved, seconded by Council Member XX to go into Closed Session.

**MOTION PASSED: 7-0**

Council went into Closed Session at 5:20 P.M.

Council returned from Closed Session at 6:11 P.M.

Mayor Burt announced there were no reportable actions.

## Agenda Changes, Additions and Deletions

None

# DRAFT ACTION MINUTES

## Public Comment

## Consent Calendar

Council Member Cormack registered a no vote on Agenda Item Number 2.

Council Member Tanaka registered a no vote on Agenda Item Number 4,6 7.

**MOTION:** Council Member Cormack moved, seconded by Mayor Burt to approve Agenda Item Numbers 2-8.

### **Motion split for the purpose of voting**

**Motion Passes for Item 2:** 6-1 Cormack no

**Motion Passes for Item 4,6,7:** 6-1 Tanaka no

**Motion Passes for items 3,5,8:** 7-0

2. SECOND READING: Adoption of **Ordinance 5573** extending the Term of Ordinance No. 5517 by an Additional 18 Months to Expire on June 16, 2024. Ordinance 5517 Amends Title 18 (Zoning) of the Palo Alto Municipal Code to Update Definitions, Broaden Permitted Uses and Provide Limits on Certain Uses through Updates to the Conditional Use Permit Thresholds. Environmental Review: CEQA Exemption 15061(b)(3) (FIRST READING: November 28, 2022 PASSED 6-1, Cormack No)

3. Utilities Advisory Commission Recommend the City Council Affirm the Continuation of the REC Exchange Program

4. Approval of Amendment No. 1 to Contract C09124501 with GreenWaste of Palo Alto for Collection and Processing Services to Implement Domestic Recycling of Mixed Paper and Mixed Rigid Plastics with Program Annual Costs Not to Exceed \$1.2M; and Approval of Budget Amendment in the Refuse Fund Supplemental Report Added

5. Approval of Contract S20178749 Amendment No. 3 with LCT SOFTWARE, LLC in the Amount of \$72,924 for a New Not to Exceed Amount of \$247,254 for Electronic Document Review Software related to the City's Land Use and Permitting System Through December 31, 2023

6. Approval of Lease and License of 300 Homer Ave. Roth Building between the City of Palo Alto and the Palo Alto Museum

7. Appointment of Kiely Nose as Assistant City Manager

# DRAFT ACTION MINUTES

8. Approval of a Contract with Nomad Transit, LLC (Via) for City of Palo Alto On-Demand Transit Service in a total contract amount not to exceed \$2,500,000 for up to two years and Approval of a Budget Amendment in the General Fund (Late Packet Report Added)

## City Manager Comments

## Action Items

1. Approval of Amendment No. 1 to Contract # C21180078 with Blue Rhino Studios, Inc. in the Amount of \$234,748 for Design and Fabrication of Additional Dinosaur Sculptures and Exhibits for the Palo Alto Junior Museum & Zoo for a total not-to-exceed amount of \$449,464. Environmental Review: CEQA Exemption 15301.

**MOTION:** Council Member Cormack moved, seconded by Council Member Stone to approve an amendment (Attachment A) to the professional services agreement (C21180078) with Blue Rhino Studios, Inc. to increase the contract in the amount of \$234,758 for a total not to exceed amount of \$449,464 for fabrication of dinosaur sculptures and exhibits for the Palo Alto Junior Museum & Zoo (JMZ) "California Dinosaur Garden" Exhibition Project, Capital Improvement Program Project AC-18001.

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

10. PUBLIC HEARING/LEGISLATIVE: Adoption of Amendments to Palo Alto Municipal Code Chapter 18.09, Accessory and Junior Accessory Dwelling Units due to State Law Changes and Direction from the California Department of Housing and Community Development. Environmental Assessment: Exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.17 and CEQA Guidelines sections 15061(b)(3), 15301, 15302 and 15305. Planning and Transportation Commission Recommended Approval of the Ordinance.

**MOTION:** Council Member Cormack moved, seconded by Mayor Burt to adopt Ordinance **5574** amending Palo Alto Municipal Code Title 18 (Zoning) regulations for Accessory Dwelling Units (ADUs) and Junior Accessory Dwelling Units (JADUs) to reflect changes in state law and direction from the California Department of Housing and Community Development (HCD).

## **MOTION PASSED 7-0**

11. Approval of Response to the Grand Jury Report "If You Only Read the Ballot, You're Being Duped"

**MOTION:** Council Member Cormack moved, seconded by Mayor Burt to approve the proposed

# DRAFT ACTION MINUTES

response to the Santa Clara County Civil Grand Jury Report entitled, "If You Only Read the Ballot, You're Being Duped," dated October 7, 2022.

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

12. Colleagues Memo From Council Members Dubois, Kou, And Stone Regarding: Whole Home Short Term Rentals

**MOTION:** Council Member DuBois moved, seconded by Council Member Stone that Council refers discussion to Policy and Services to evaluate specific recommendations regarding Short Term Rentals (STR) including:

- 1) Recommend an Option:
  - a) Enforce current ban on STR and update penalties

OR

  - b) Update ordinance to allow owner occupied STR and establish registration and enforcement requirements
- 2) With consideration of the following:
  - a) Consider including STR in current rental registry efforts
  - b) For multi-listing professional hosts consider requiring business registration in updated business registry process
  - c) Evaluate means of enforcement and opportunities to minimize costs by Considering technology opportunities. (automated capture, address determination, enforcement letters, etc.)
  - d) Determine if we can get RHNA credit for more long-term housing
  - e) Ordinance update if needed
  - f) Implement enforcement as required

**MOTION PASSES:** 5-2, Cormack, Tanaka no

## Council Member Questions, Comments and Announcements

Adjournment: The meeting was adjourned at 9:08 P.M.

# DRAFT ACTION MINUTES

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.