



# CITY COUNCIL DRAFT ACTION MINUTES

Special Meeting  
December 19, 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

## CALL TO ORDER

## SPECIAL ORDERS OF THE DAY

1. Resolution Expressing Appreciation to Michael Nafziger Upon his Retirement
2. Resolution Expressing Appreciation to Dinaa Alcocer Upon her Retirement
3. Resolution Expressing Appreciation to Kim Roderick Upon her Retirement
4. Resolution Expressing Appreciation to Brian Baggot Upon his Retirement

## Agenda Changes, Additions and Deletions

Item 17 was removed from the agenda.

## Public Comment

## Consent Calendar

Council Member Kou, Burt, Tanaka requested to pull Agenda Item Number 8, AA1 and they were removed from consideration.

Council Member Tanaka registered a no vote on Agenda Item Number 7, 9, 14, 15.

**MOTION:** Council Member Dubois moved, seconded by Council Member Cormack to approve Consent Agenda Item Numbers 5-7, 9-18.

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

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**MOTION PASSED ITEMS 7, 9, 14, 15:** 6-1 Tanaka no

**MOTION PASSED ITEMS 5, 6, 10-13,16-18:** 7-0

5. Approve Minutes from the November 28 and December 5, 2022 City Council Meetings

6. Approval of Construction Contract With Adams Pool Solutions (C23185733), in the Total not to Exceed Amount of \$534,838 for the Rinconada Lap Pool and Children's Pool Re-plaster Project (\$486,217) and Authorization of Contract Contingency (\$48,621); Funded in the Building Systems Improvements Capital Improvement Project (PF-01003)

7. Adoption of a revised Management and Professional Employees Compensation Plan and salary schedule, effective December 31, 2022 through June 30, 2025

~~8. Finance Committee Recommends the City Council Adopt a Resolution Amending the E-HRA (Electric Hydro Rate Adjuster) Rate Schedule, Increasing the Current E HRA Rate to \$0.048/kWh Effective January 1, 2023 (pulled from consideration)~~

9. Approval of a Professional Services Agreement with Woodard & Curran (C23185763) for the Amount of \$486,000 Over a 5-year Term for Regulatory Compliance Assistance to the Regional Water Quality Control Plant

10. Approval of Professional Services Contract Amendment Number 2 with Buildingeye (\$19174467) to add \$123,410 for a Not-to-Exceed Amount of \$353,410 and Extend the Contract for Two Years to Provide Visualization of Data for Building Permits, Planning Entitlements and Code Enforcement Activities

11. Approval of Contract with Urban Rock Design (C23186954) not-to-exceed \$99,000 for Public Art Associated with the Boulware Park Renovation and Expansion

12. Adoption of Updated Salary Schedules for Limited Hourly (HRLY) and Service Employee International Union Hourly (SEIU-H) Employee Groups in Accordance with the City of Palo Alto Minimum Wage Ordinance

13. Adoption of **Resolution 10087** of Weeds to be a Public Nuisance and Setting February 27, 2023 for a Public Hearing for Objections to the Proposed Weed Abatement

14. Approval of Amendment No. 3 with SWA Services Group, Inc. (SWA) Contract No. C18168154 to Increase Compensation by \$1,339,900 for a New Total Not to Exceed Amount of \$13,612,443, and to Extend the Contract Term by Six Months, for Janitorial Services.

15. Approval of Contract With Woodard & Curran, Inc. (C23186176) in a Total Amount Not to Exceed \$3,151,500 for Program Management Services for Projects Under the Long-Range Facilities Plan of the Regional Water Quality Control Plant – Capital Improvement Program Project WQ- 10001

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16. Approve and Authorize the City Manager to Execute a 5-year General Services Agreement With Bosco Oil, Inc. in an Amount Not-to-Exceed \$4,801,445 for the Purchase of Unleaded and Diesel Fuels to Supply the City's Fleet and approve a budget amendment in the Vehicle Replacement and Maintenance Fund

~~17. Approval of Contract C23186719 (Attachment A) with CivicPlus, LLC for CivicRec Recreation Management Software for a Period of Six Years in an Amount of \$735,065 (Including a 5% Contingency for Additional Services Amount of \$29,229). Late Packet Report~~

18. Adoption of **Resolution 10088** Declaring the Results of the Consolidated Municipal Election Held on November 8, 2022

~~AA1. Adoption of a Resolution Increasing the Gas Monthly Market-Based Commodity Rate Cap From \$2.00 Per Therm to \$4.00 Per Therm by Amending Utility Rate Schedules G 1 (Residential Gas Service), G 2 (Residential Master Metered and Commercial Gas Service), G 3 (Large Commercial Gas Service), and G 10 (Compressed Natural Gas Service) (pulled from Consideration)~~

City Manager Shikada reported that staff will address the pulled items, preceding Item 19

## City Manager Comments

## Mayor's End of Year Comments

## Action Items

8. Finance Committee Recommends the City Council Adopt a Resolution Amending the E-HRA (Electric Hydro Rate Adjuster) Rate Schedule, Increasing the Current E-HRA Rate to \$0.048/kWh Effective January 1, 2023

**MOTION:** Council Member Cormack moved, seconded by Council Member Filseth to adopt **Resolution 10089** Amending the Electric Hydro Rate Adjuster rate schedule (EHRA), Increasing the Current E-HRA Rate to \$0.048/kWh Effective January 1, 2023, to reflect current hydrological conditions and market purchase costs. This would replace the existing EHRA surcharges and discounts across all levels and increase the current E-HRA rate from \$0.013/kWh to \$0.048/kWh.

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

AA1. Adoption of a Resolution Increasing the Gas Monthly Market-Based Commodity Rate Cap From \$2.00 Per Therm to \$4.00 Per Therm by Amending Utility Rate Schedules G-1 (Residential Gas Service), G-2 (Residential Master-Metered and Commercial Gas Service), G-3 (Large Commercial Gas Service), and G 10 (Compressed Natural Gas Service)

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**MOTION:** Council Member DuBois moved, seconded by Vice Mayor Kou to adopt **Resolution 10090** (Attachment A) amending utility rate schedules G-1, G-2, G-3, and G-10 to raise the upper limit on the monthly market-based commodity component from \$2.00 per therm to \$4.00 per therm effective January 1, 2023.

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

19. 1237 San Antonio Road [22PLN-0013], Project Known as Palo Alto Homekey: Recommendation for a Comprehensive Plan Amendment for the Northwest Portion of the Site Changing the Land Use Map Designation from "Public Conservation Land" (CL) to "Major Institution Special Facilities" (MISP) to Create Alignment Between the Existing Use and Its Designation

**MOTION:** Council Member Stone moved, seconded by Vice Mayor Kou to adopt **Resolution 10091** amending the Comprehensive Plan land use designation at 1237 San Antonio Road from Public Conservation Land (CL) to Major Institution/Special Facilities (MISP) to create an alignment between the existing use and its designation.

**MOTION PASSED:** 7-0

20. Staff and the Utilities Advisory Commission (UAC) Recommend the City Council Approve Option 2 for Building Fiber-to-the-Premises (FTTP) Under a Phased Approach

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

1. Move Forward with Option 2 to build the First phase of Fiber-to-the premises (FTTP) without a revenue bond
2. Maximize number of homes and businesses passed
3. As part of the marketing plan, consider promotional rates to increase take rate
4. Define leading indicators and metrics to determine success
5. If metrics are positive, recommend that Council accelerate expansion, including a potential bond in order to streamline construction and compress the overall construction time as much as feasible

**MOTION PASSED:**6-1

21. Review and Adoption of the Policy and Services Committee Recommendations on the Revised Council Procedures and Protocols Handbook

**ACTION:** No action taken

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## Council Member Questions, Comments and Announcements

Adjournment: The meeting was adjourned at 11:41 P.M.

ATTEST:

APPROVED:

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City Clerk

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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.