



CITY COUNCIL AND COMMUNITY DEVELOPMENT AGENCY AGENDA

Regular Meeting
Tuesday, September 17, 2002
7:30 p.m.
Menlo Park Council Chamber
801 Laurel Street, Menlo Park

**A Closed Session
will be held at 6:30
p.m. in another
location (see below)**

This Agenda is posted in accordance with Government Code Section §54954.2(a) or Section §54956. (Posted: 9/12/02)
Persons with disabilities, who require auxiliary aids or services in attending or participating in City Council meetings, may call the City Clerk's Office at (650) 858-3381.

6:30 p.m. CLOSED SESSION - in the Administration Conference Room located on the first floor at City Hall, 701 Laurel Street, Menlo Park. (Members of the public may speak to the Closed Session item at this time; three minutes per speaker.)

1. Closed Session pursuant to Government Code Section §54956.8 regarding property negotiations for: 525 Hamilton, (APN 055-341-120). Negotiating Parties: David Boesch, City Manager/Executive Director and Bill McClure, City Attorney.

ADJOURN TO CLOSED SESSION

RECONVENE IN OPEN SESSION

REPORT ON AFOREMENTIONED CLOSED SESSION

7:30 p.m. REGULAR MEETING - Council Chambers

ROLL CALL - Schmidt, Kinney, Borak, Collacchi, Jellins

A. PRESENTATIONS AND PROCLAMATIONS

1. Presentation by the State Department of Forestry to Trees for Menlo, Inc.

B. COMMISSION VACANCIES, APPOINTMENTS AND REPORTS

1. Las Pulgas Committee (one vacancy – must be a homeowner in the Redevelopment Area), Housing Commission (one vacancy); Parks and Recreation Commission (three vacancies). The deadline for applications is September 24, 2002.
2. Councilmember Reports: Schmidt, Kinney, Borak, Collacchi, Jellins.

C. PUBLIC COMMENT #1 (*Limited to 30 minutes*)

Under "Public Comment #1", the public may address the Council on any subject not listed on the agenda and items listed under the Consent Calendar. Each speaker may address the Council once under Public Comment for a limit of three minutes. Please clearly state your name and address or political jurisdiction in which you live, e.g., Menlo Park, Woodside, San Mateo County. The City cannot act on non-agenda items and, therefore, the Council cannot respond to non-agendized issues brought up under Public Comment other than to provide general information.

D. CONSENT CALENDAR

1. Approve audited bills for period 9 ending August 30, 2002.
2. Council consideration of staff recommendations to deny claims against the City.
3. ***(This item was pulled by staff.)*** Community Development Agency acceptance of work for the Kelly Park Project.

4. Approval of a Resolution authorizing the City Manager to amend the Management Compensation System to adjust control points, to grant compensation increases up to 5.5 percent effective July 1, 2002, and award bonuses up to a maximum of \$5,000 based on merit and in accordance with the Management Pay for Performance System for Employees in positions classified as management.
5. Authorize staff to enter into a professional services agreement in the amount of \$79,800 with Ciardella Associates and AKA Inc. for Landscape Architectural Services for the El Camino Real Street Tree Project Phase III.
6. *(This item has been pulled and continued to September 24, 2002.)* Adoption of two Resolutions 1) Authorizing the Execution and Delivery of Amendment No. 1 to the Indenture Relating to the Gateway Apartments; and, 2) Agreeing to Subordinate the Agency's Promissory Note to the Existing California Deferred Payment Rehabilitation Loan Program Loan; and Authorizing the Executive Director to Execute the Amendment and the Subordination Agreement.
7. Adoption of a Resolution accepting the Public Improvements and releasing the improvement performance bond for the Oak Grove and Merrill Condominiums Subdivision (Menlo Square Subdivision) located at 1145-1195 Merrill Street.
8. City Council (1) certification of the Negative Declaration prepared for the Burgess Theater Demolition Project and (2) award of contract for the Burgess Theater Demolition Project to Soil Enterprises Inc. in the amount of \$59,840; and (3) authorization of a budget of \$88,840 for construction, contingencies, testing, engineering, inspection and administration.

E. PUBLIC HEARING

1. Appeal of Environmental Quality Commission denial of a heritage tree removal permit at 1155 Santa Cruz Avenue.

F. REGULAR BUSINESS

1. Review of the proposed Zoning ordinance amendments and Design Guidelines pertaining to single-family residential development. (The public comments closed on July 30, 2002). (Continued from August 28, 2002).
2. Approve the creation of a new full-time City Arborist position in the Public Works Department, and appropriate \$21,000 from the General Fund Reserve to the fiscal year 2002-03 Budget for the purchase of a new vehicle, computer and office furniture for the City Arborist.
3. Consideration of state and federal legislative items or items referred to in Written Communications or Information Items, including decisions to support or oppose any such legislative, written communication or information item.

G. WRITTEN COMMUNICATIONS - None

H. INFORMATION ITEMS

1. Status of the Menlo-Atherton High School Performing Arts Theater.
2. Mid-year Council Calendar review.
3. Status report on an application from the property owner of 3700 Haven Court to install a twin box culvert adjacent to 3700 Haven Court between Highway 101 and Haven Court to reduce property flooding and protect a part of the existing building foundation.
4. A Resolution relating to the proposed Runway Expansion into the Bay at San Francisco International Airport.

I. PUBLIC COMMENT #2

Under "Public Comment #2", the public if unable to address the Council on non-agenda items during Public Comment #1 (limited to 30 minutes) or with respect to a Closed Session, may do so at this time. Each person is limited to three minutes. Please clearly state your name and address or jurisdiction in which you live, e.g. Menlo Park, Woodside, and San Mateo County.

J. ADJOURNMENT

City Council meetings are televised live on Government Access Television Cable TV Channel 26. A re-broadcast of each meeting airs on Channel 26 on Thursdays between 3:00 and 7:00 pm. A VHS videotape of each meeting is available for check out at the Menlo Park Library. Agendas and staff reports may be accessed on the City website at www.menlopark.org.