



**CITY COUNCIL
and
COMMUNITY DEVELOPMENT AGENCY
AGENDA**

**Tuesday, May 18, 2004
7:00 p.m.**

**701 Laurel Street, Menlo Park, CA 94025
Menlo Park City Council Chambers**

**The meeting starts at
6:00 p.m. with a Closed
Session in the Adm.
Building First Floor
Conference Room.**

6:00 p.m. CLOSED SESSION (Administration Building First Floor Conference Room)

1. Pursuant to Government Code Section 54956.9 regarding potential litigation by Mr. & Mrs. Irwin Derman vs. Menlo Park. Parties present: David Boesch, City Manager, Bill McClure, City Attorney, Ruben Nino, Engineering Director and Kent Steffens, Director of Public Works.

RECONVENE IN OPEN SESSION and REPORT ON AFOREMENTIONED CLOSED SESSION

7:00 p.m. REGULAR MEETING (Menlo Park City Council Chambers)

ROLL CALL – Duboc, Winkler, Collacchi, Jellins, Kinney

PLEDGE OF ALLEGIANCE

A. COMMISSION APPOINTMENTS AND REPORTS

1. One vacancy on the Housing Commission to fill an un-expired term ending July 2005. The deadline for receipt of application is 5:00 p.m. on May 20, 2004.
2. Two vacancies on the Las Pulgas Committee (one business member seat and one rental owner seat) to fill un-expired terms ending in March 2005. The deadline for receipt of applications is 5:30 p.m. on June 15, 2004
3. Two vacancies on the Parks and Recreation Commission to fill un-expired terms ending September 2005 and 2006. The deadline for receipt of applications is 5:30 p.m. June 15, 2004.
4. Commission Reports.

B. PRESENTATIONS AND PROCLAMATIONS

1. Proclamation in honor of Bike to Work Week. ([Attachment](#))

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 items not listed on the agenda and, therefore, the Council cannot respond to non-agenda issues brought up under Public Comment other than to provide general information.

D. CONSENT CALENDAR

Consent Agenda items are considered to be routine and will be enacted by one motion. There will be no separate discussion on these items unless members of the Council, staff or public request specific items to be removed for separate action.

1. Authorization for the Community Development Agency’s Executive Director to approve an addendum to the professional services agreement with the Denali Group to add \$15,396 to

conduct additional groundwater investigations for City-owned property adjacent to 297 Terminal Avenue, resulting in a total agreement amount of \$33,566 for fiscal year 2003-04. ([Staff Report #04-095](#))

2. Adoption of a Resolution authorizing a budget amendment from the General Fund Capital Improvement Program (CIP) Fund Balance in the amount of \$12,000 for a total project budget of \$119,724 for the underground Fuel Tank Improvement Project. ([Staff Report #04-097](#))
3. Adoption of a Resolution establishing the City of Menlo Park Disadvantaged Business Enterprise (DBE) Program for Federally funded projects for fiscal year 2003-04. ([Staff Report #04-098](#))
4. Acceptance of work for the Willow Place Bike and Pedestrian Bridge Replacement Project. ([Staff Report #04-099](#))
5. Award of contract to J.J.R. Construction, Inc. for the 2003-04 Sidewalk Repair Project in the amount of \$184,835; award of contract to Precision Emprise Inc. for the 2003-04 Sidewalk Trip Hazard Removal Program in the amount of \$26,000; and authorization of a budget of \$299,935 for construction, contingencies, engineering, testing and construction administration. ([Staff Report #04-100](#))
6. Adoption of a Resolution authorizing the City Manager to execute and deliver the agreement between ABAG Power and the City of Menlo Park to Wind Up Electric Program. ([Staff Report #04-101](#))
7. Approval of the Minutes of the City Council Meeting of April 13, 2004. ([Attachment](#))

E. PUBLIC HEARING - None

F. REGULAR BUSINESS

1. Fiscal Year 2004-2005 City Budget, Capital Improvement Program update and City Enterprise Funds balance summary. ([Staff Report #04-102](#))
2. Discussion of the off leash dog park facility as a component of the Nealon Park refurbishment project currently underway. (*No Staff Report*)
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.

G. WRITTEN COMMUNICATION- None

H. INFORMATION ITEM - None

I. COUNCIL MEMBER REPORTS

J. PUBLIC COMMENT #2 (Limited to 30 minutes)

Under "Public Comment #2", the public if unable to address the Council on non-agenda items during Public Comment #1, 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.

K. ADJOURNMENT

<p>This Agenda is posted in accordance with Government Code Section 54954.2(a) or Section 54956. (Posted 5/13/04) 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) 330-6620. Members of the public can view or subscribe to receive future weekly agendas and staff reports in advance by email by accessing the City website at http://www.menlopark.org.</p>
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