



**CITY COUNCIL  
and  
COMMUNITY DEVELOPMENT AGENCY  
AGENDA**

**Tuesday, January 11, 2005  
7:00 p.m.**

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

The meeting starts at  
5:30 p.m. with a Closed  
Session in the First Floor  
Conference Room –  
Adm. Building.

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**5:30 p.m. CLOSED SESSION** (The First Floor Conference Room – Administration Building)

1. Closed Session with City Attorney McClure pursuant to Government Code Section §54956.9(a) regarding *Derfner v. Menlo Park*, San Mateo County Superior Court Case No. 416821; *McBay v. Menlo Park*, San Mateo County Superior Court Case No. CIV 424128; and *Carlson v. Menlo Park*, San Mateo County Superior Court Case No. CIV 441703. Parties present: David Boesch, City Manager and Chris Boyd, Police Chief.

**Reconvene in Open Session and Report on Aforementioned Closed Session.**

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

**ROLL CALL** – Winkler, Jellins, Cohen, Duboc, Fergusson

**PLEDGE OF ALLEGIANCE**

**A. COMMISSION APPOINTMENTS, VACANCIES AND REPORTS**

1. Appointment to the Planning Commission. ([Memorandum](#))
2. One vacancy on the Housing Commission to fill an un-expired term that ends in July 2005. The extended deadline for receipt of applications is January 18, 2005 at 5:30 p.m.
3. One vacancy on the Transportation Commission to fill an expired term that ends in January 2009. The deadline for receipt of applications is January 11, 2005 at 5:30 p.m.
4. Commission Reports.

**B. PRESENTATIONS AND PROCLAMATIONS**

1. Proclamation in recognition of Uma Chokkalingam's retirement. ([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. Adoption of a Resolution authorizing application to San Mateo County for Community Development Block Grant (CDBG) funds in the amount of \$200,000 for fiscal year 2005-2006 for the Housing Rehabilitation Loan Program and authorizing the City Manager to execute related CDBG agreement for fiscal year 2005-2006. ([Staff Report #05-006](#))

## **E. PUBLIC HEARING**

1. Consideration of an appeal of the Planning Commission's decision to approve a Use Permit at 1981 Menalto Avenue for the construction of a new, two-story dwelling unit with access from an alley that runs between Elm Street and Walnut Street located on an R-2 Zoned lot that is substandard with regard to lot width. ([Staff Report #05-007](#))

## **F. REGULAR BUSINESS**

1. Consideration of a recommendation from the Housing Commission to approve a Resolution reserving \$3.5 Million of the Below Market Rate (BMR) Housing Fund for use in the Purchase Assistance Loan Program and establishing preferred uses for the unreserved BMR Housing Fund. ([Staff Report #05-005](#))
2. Consideration of state and federal legislative items including decisions to support or oppose any such legislation and items listed under Written Communication or Information Items.

## **G. WRITTEN COMMUNICATION - None**

## **H. INFORMATION ITEMS - 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**

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