



**CITY COUNCIL
and
COMMUNITY DEVELOPMENT AGENCY
AGENDA**

Tuesday, October 18, 2005
7:00 p.m.
701 Laurel Street, Menlo Park, CA 94025
Menlo Park City Council Chambers

There is a Closed
Session starting
at 6:00 p.m. in the
Administration
Building.

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

1. Closed Session pursuant to Government Code Section §54956.9 (a) to discuss the Allied Arts court ruling. Parties present: Audrey Seymour, Acting City Manager and Bill McClure, City Attorney.
2. Closed Session pursuant to Government Code Section §54956.9(c) to discuss potential litigation. Parties present: Audrey Seymour, Acting City Manager and Bill McClure, City Attorney.

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 VACANCIES AND REPORTS

1. Swearing in of two Parks and Recreation Commissioners.
2. Commission Reports.

B. PRESENTATIONS AND PROCLAMATION

1. Proclamation celebrating the 20th Anniversary of Project Read. ([Attachment](#))
2. Presentation by Assembly Member Ira Ruskin to update the City Council on Assembly matters and future legislative priorities.

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, and San Mateo County. The Council 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

1. Waiver of the reading of and adoption of an ordinance rezoning the Safeway Store property located at 525 and 625 El Camino Real from C-4 (general commercial, applicable to El Camino Real) to C-4-X (general commercial, applicable to El Camino Real, conditional development). ([Staff Report #05-161](#))

2. Approval of a \$23,500 increase in the Agreement with Community Focus, a Project of the Tides Center, resulting in a total agreement of \$85,780 for the provision of services to support the Your City/Your Decision Budget Process and adoption of a Resolution appropriating \$23,500 from the General Fund Reserve to fund this increase. ([Staff Report #05-171](#))
3. Approval of the City Council Minutes for the meetings of August 23, 2005 (revised) ([attachment](#)) August 30, 2005 ([attachment](#)), September 6, 2005 ([attachment](#)), September 13, 2005 ([attachment](#)), September 20, 2005 ([attachment](#)), and September 27, 2005 ([attachment](#)).

E. PUBLIC HEARING

1. Consideration of an Appeal of a Planning Commission action to approve a Use Permit with imposed conditions to construct a new six-foot tall wood fence within the front yard setback where a maximum of four-feet is allowed and in the required 35-foot by 35-foot street corner triangle where a maximum height of three-feet is allowed for property located at 448 O'Connor Street. ([Staff Report #05-162](#))

F. REGULAR BUSINESS

1. 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

1. Request by Mayor Winkler to include correspondence from William Critzer, President of the Menlo Park Library Foundation, regarding City matching funds. ([Attachment](#))

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

This Agenda is posted in accordance with Government Code Section 54954.2(a) or Section 54956. (Posted 10/13/05) 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>.

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