



**CITY COUNCIL
COMMUNITY DEVELOPMENT AGENCY
REGULAR MEETING MINUTES**

Tuesday, August 24, 2010 at 7:00 p.m.
701 Laurel Street, Menlo Park, CA 94025
City Council Chambers

Mayor Cline called the meeting to order at 7:04 p.m. with Council Member Robinson absent.

Pledge of allegiance was led by Mayor Cline.

ANNOUNCEMENTS

- The Council Sub-Committee on High Speed Rail will open up their meeting to the public on Monday, August 30th and will be held in the conference room on the first floor of City Hall beginning at 5:30 p.m.

A. COMMISSION/COMMITTEE VACANCIES, APPOINTMENTS AND REPORTS

1. Consider applicants for appointments to fill vacancies on the Environmental Quality Commission ([Staff report #10-113](#))

Staff presentation by Margaret Roberts, City Clerk

The Council took the following vote:

Vote #1	Nominated By	Fergusson	Robinson	Cline	Boyle	Cohen	Total
Environmental Quality Commission – 2 Vacancies							
Jean Baronas	Fergusson	X	Absent	X	X	X	4
Kathy Schrenk	Cohen	X	Absent	X		X	3
Roger Thompson	Boyle		Absent				0

Action: By the above vote the Council appointed Baronas and Schrenk to serve on the Environmental Quality Commission with their terms expiring April 30, 2014.

B. PRESENTATIONS AND PROCLAMATIONS

1. Proclamation: Relay for Life – August 28 & 29, 2010 ([Attachment](#))

Mayor Cline presented the proclamation to Paul and Judy Coletti

C. PUBLIC COMMENT #1

- Wynn Greich – Fluoride in the water
- Janet Elliot – Lack of badminton courts at the new gymnasium
- Seth Elliot – Lack of badminton courts at the new gymnasium, asked that the lines be put onto the gym floor during construction
- Lisa Maloney – Menlo Park does not need a BevMo

D. CONSENT CALENDAR

1. Adoption of **Resolution No. 5954** accepting dedication of a public access easement and authorizing the City Manager to sign the certificate of acceptance for the Church of the Nativity frontage improvements ([Staff report #10-114](#))
2. Acceptance of Council minutes for the meetings of May 18, July 20 and July 27, 2010 ([Attachment](#))

Action: Motion and second (Boyle/Cohen) to approve the Consent Calendar as submitted passes unanimously.

E. PUBLIC HEARINGS – None

F. REGULAR BUSINESS

1. Approval of a Request for Proposal (RFP) for operation of aquatics programming in the City of Menlo Park ([Staff report #10-111](#))

Staff presentation by Cherise Brandell, Community Services Director

Public Comments:

- Sam Sinnott – The programs are better with the current provider; There should be some type of guarantee from the new provider; possibly obtain an organization chart and financial statement; make the contract appropriate to offset some of the capital investments the City made, but it may not be necessary to recoup all of the costs (maybe waive staff time to oversee the contractor) Don't include so many small fees that the services are reduced
- Tim Sheeper (current pool operator) – Consider lengthening the interval of the RFP from 5 years to a minimum of 10 years to allow the operator the opportunity and time to invest in the Belle Haven Pool and the community; by lengthening the contract, it will allow also enhancements at Burgess Pool; it would allow for continuity and give the operator the chance to deepen their connections with the community
- Jean Gillon, MD – the numbers under the current operator add up and Mr. Sheeper is doing an outstanding job

Suggestions from Council

- Conduct broader outreach and distribution
- Include contract extension possibilities
- Require some level of guarantee for quality of service
- Look at cost recovery options
- Provide Belle Haven Pool – evaluation of what those users would like
- Request a timeline for taking over both right away or incrementally taking over
- Request the response to include suggestions for Capital Improvements and the possibility of cost sharing
- Request each provider for suggestions regarding energy use at both sites
- Include janitorial standards (cleanliness) as an item in the criteria

2. Approval of Response to Grand Jury Report “The Effectiveness of Red Light Camera Enforcement” ([Staff report #10-115](#))

Staff presentation by Commander Kaufman

B. McClure, City Attorney addressed questions related to the cost neutrality clause in the City’s contract with Redflex, including a case that was appealed to the Superior Court (Judge Forcum), which the City won.

Public Comments:

- Charlie Bourne – Transportation Commission would have welcomed the opportunity to provide input on this response; the Commission previously asked for a report on the status of the red light camera program
- Scott Feiler – The cameras are not effective in Redwood City; there are rear-end collisions that are not included when determining if the accidents have decreased; Judge Forcum did not rule on an appeals case in terms of cost neutrality nor has that ruling been published; and a Superior Court judge in Los Angeles stated that all red light cameras are hearsay

B. McClure addressed the questions/concerns/comments raised by the speakers

Action: Motion and second (Fergusson/Boyle) to approve the response to the Grand Jury Report “The Effectiveness of Red Light Camera Enforcement” passes by the following votes (Ayes: Boyle, Cline, Fergusson, Noes: None; Absent: Robinson; Abstain: Cohen).

3. Consideration of state and federal legislative items, including decisions to support or oppose any such legislation, and items listed under Written Communication or Information Item

G. CITY MANAGER’S REPORT – None

H. WRITTEN COMMUNICATION – None

I. INFORMATIONAL ITEMS – None

J. COUNCILMEMBER REPORTS

1. Report from the City Council Subcommittee on High Speed Rail

NOTE: Councilman Cohen and City Attorney McClure are recused from the item due to proximity of their property

K. PUBLIC COMMENT #2

L. ADJOURNMENT – 9:40 p.m.

Margaret S. Roberts, MMC
City Clerk

These minutes were accepted at the Council meeting of September 14, 2010