



**CITY COUNCIL
COMMUNITY DEVELOPMENT AGENCY
SPECIAL AND REGULAR MEETING AGENDA**

**Tuesday, November 9, 2010
6:00 p.m.
701 Laurel Street, Menlo Park, CA 94025
City Council Chambers**

6:00 P.M. CLOSED SESSION (Council Conference Room, 1st floor of City Hall)

Public comment on the item will take place prior to adjourning to Closed Session

1. Closed Session pursuant to Government Code Section §54957.6 to conference with legal counsel regarding existing litigation: *Town of Atherton v. CHSRA*

7:00 P.M. REGULAR SESSION (Council Chambers)

ROLL CALL – Boyle, Cline, Cohen, Fergusson, Robinson

PLEDGE OF ALLEGIANCE

REPORT FROM CLOSED SESSION

ANNOUNCEMENTS

A. COMMISSION/COMMITTEE VACANCIES, APPOINTMENTS AND REPORTS - None

B. PRESENTATIONS AND PROCLAMATIONS - None

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. 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. Authorization of the Deputy City Manager to accept the work performed by San Jose Boiler Works, Inc. to furnish and install two new boilers and a hot water storage tank at the Burgess Gymnasium ([Staff report # 10-153](#))

E. PUBLIC HEARINGS

1. Consideration of an Appeal of the Planning Commission's decision to approve a Use Permit and make a determination of public convenience or necessity, in accordance with the requirements of the State Department of Alcoholic Beverage Control (ABC, for the off-site sale of beer, wine and distilled spirits and for on-site wine tasting associated with a new retail liquor and specialty market located within an existing building located at 700 El Camino Real. The project also includes approval of architectural control for exterior modifications to the existing building and a sign permit for signage and an awning that contains the color red. ([Staff report # 10-152](#))

F. REGULAR BUSINESS

1. Adoption of a Resolution: a) Authorizing a budgetary transfer of \$1,465,000 of Rec-in-Lieu funds from the Kelly Park Project to fund the Gymnastics Center Project, b) Authorizing a budgetary transfer of \$1,090,000 of Measure T funds from the Gymnastics Center to fund the Recreation Center Renovation and Addition Project, c) Appropriating \$660,000 from the General Fund CIP fund to complete the funding for the Recreation Center Renovation and Addition Project, d) Determining that the Recreation Center Renovation and Addition Project is consistent with the City's General Plan; and adopting a Resolution as the City of Menlo Park Redevelopment Agency appropriating \$1,465,000 to complete agency funding for the Kelly Park Project ([Staff report # 10-154](#))
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 Item - None

G. CITY MANAGER'S REPORT – None

H. WRITTEN COMMUNICATION

1. Consideration and possible action requested from Council Member Cohen for reconsideration of Council action regarding a determination on an appeal of the Environmental Quality Commission's denial of a heritage tree removal permit at 240 University Drive ([Attachment](#))

I. INFORMATIONAL ITEMS - None

J. COUNCILMEMBER REPORTS

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

K. 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.

L. ADJOURNMENT

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