



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

**Tuesday, November 16, 2010 at 7:00 p.m.  
701 Laurel Street, Menlo Park, CA 94025  
City Council Chambers**

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At 7:03 the Mayor called the meeting to order with all members present.

Pledge of allegiance was led by Mayor Cline.

**ANNOUNCEMENTS – None**

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

- The City Clerk is accepting applications for the Planning Commission
  - Deadline is Wednesday, December 8, 2010

**B. PRESENTATIONS AND PROCLAMATIONS – None**

**C. PUBLIC COMMENT #1**

- Barbara Hunter – Spoke against the Willows Traffic Study and the upcoming community meeting (Letter).
- Kristi Breisch – Thanked the City Council for their support of Project Read.

**D. CONSENT CALENDAR**

1. Rescind Resolution number 5929, which increased water rates for the Menlo Park Municipal Water District over a five-year period, and replace it with a corrected resolution which includes a pass-through provision if San Francisco Public Utilities Commission increases for wholesale water (including water management charges) exceed \$3.21 per billing unit prior to July 1, 2014 (Staff report # 10-157)

**Action:** Motion and second (Robinson/Fergusson) to approve **Resolution No. 5967** increasing water rates for the Menlo Park Municipal Water District and implementing pass-through of any San Francisco Public Utilities Commission Increases passes unanimously.

2. Authorize the City Manager to enter into construction agreements with Vance Brown, Inc. for the construction of the Recreation Center Renovation and Addition Project, in an amount of \$1,750,000 plus a contingency of up to \$100,000, with a total amount not to exceed \$1,850,000, as included in the project budget (Staff report # 10-160)

**Action:** Motion and second (Robinson/Fergusson) to approve **Resolution No. 5968** authorizing the City Manager to enter into construction of the Recreation Center Renovation and Addition Project, in the amount of \$1,750,000, plus a contingency of up to \$100,000, with a total amount not to exceed \$1,800,000 passes unanimously.

3. Acceptance of Council minutes for the meetings of September 28 and October 5, 2010 (Attachment)

**Action:** Motion and second (Robinson/Fergusson) to accept the Council minutes of September 28 and October 5, 2010 passes unanimously.

## E. PUBLIC HEARINGS

1. Introduction of an Ordinance adopting the 2010 California Building Standards Code Parts 1, 2, 2.5, 3, 4, 5, 6, 8, 10, 11, and 12 and local amendments to parts 2 and 2.5 and authorization by City Council for the City Manager to execute a Memorandum of Understanding between the Menlo Park Fire Protection District and the City of Menlo Park for plan review and inspection of automatic fire sprinkler systems (Staff report # 10-159)

Staff presentation by Ron Lafrance, Building Official

The Public Hearing was opened at 7:34 p.m.

- Susan Eschweiler with DES Architects – Spoke against the adoption of the ordinance and in support of keeping the exception regarding alternative methods and materials.

**Action:** Motion and second (Fergusson/Robinson) to close the Public Hearing passes unanimously.

**Action:** Motion and second (Robinson/Cohen) to introduce the ordinance as submitted in the staff report and authorizing the City Manager to execute a Memorandum of Understanding between the Menlo Park Fire Protection District and the City of Menlo Park for plan review and inspection of automatic fire sprinkler systems passes unanimously.

2. Initiation of the Work Program for the Willow Business Area and M-2 zoning district area by adopting a Resolution amending the City's Master Fee Schedule to incorporate proposed changes in Community Development Department fees to become effective January 17, 2010 associated with Phase 1.1 and adopting a Resolution appropriating \$21,250 from the Redevelopment non-housing reserve for the consultant services associated with Phase 1.2 (Staff report #10-158)

Staff presentation by Justin Murphy, Development Services Manager

The public Hearing was opened at 7:59 p.m.

- Sara Buss with AMB Properties – Spoke in favor of the proposed changes and suggested increasing outreach.
- Susan Eschweiler with DES Architects – Spoke in support of the proposed changes.
- John Tarlton with Menlo Business Park – spoke in support of the proposed changes.

**Action:** Motion and second (Boyle/Cohen) to close the Public Hearing passes unanimously.

**Action:** Motion and second (Robinson/Cohen) to approve initiating the work program for the Willow Business Area and M-2 zoning district and adopting **Resolution No. 5969** amending the City fees and City charges to be effective January 17, 2011 and **Resolution No. 5970** appropriating funds for consultant services for the Willow Business Area Planning Project passes unanimously.

3. Adoption of a Resolution amending the City's Master Fee Schedule to incorporate a \$3.00 increase in parking citations effective December 7, 2010 in response to passage of State of California Senate Bill 857 which increases the total payment from

the City to the State and County from \$9.50 to \$12.50 per citation (Staff report # 10-155)  
Staff presentation by Susan Eldred, Support Services Manager and Commander Lacey Burt

The Public Hearing was opened at 8:17 p.m. with no comments from the public.

**Action:** Motion and second (Boyle/Cohen) to close the Public Hearing passes unanimously.

**Action:** Motion and second (Robinson/Cohen) to approve the adoption of **Resolution No. 5971** amending the City's Master Fee Schedule to incorporate a \$3.00 increase in parking citations effective December 7, 2010 in response to passage of State of California Senate Bill 857 which increases the total payment from the City to the State and County from \$9.50 to \$12.50 per citation, passes unanimously.

**F. REGULAR BUSINESS**

1. Potential increases to garbage and recycling rates for 2011 (Staff report # 10-161)  
Staff presentation by Rebecca Fotu, Environmental Programs Manager and John McGirr, Revenue & Claims Manager

Kent Steffens, Deputy City Manager and Kevin McCarthy with South Bayside Waste Management Authority (SBWMA) answered questions from the Council.

Public Comment

- Peter Colby – Suggested that people be allowed to combine services with each other.

**Action:** Motion and second (Robinson/Cohen) to authorize the Public Hearing notice to state the rates will be increased by no more than 15% passes 4-1 (Boyle dissenting).

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 – None**

**I. INFORMATIONAL ITEMS**

1. One-year review of Zoning Ordinance Amendment relative to the clarification of the gross floor area definition (Staff report #10-137)

Public Comment

- Morris Brown – Stated that this policy should be coming from the City Council and not the Planning Commission.

**J. COUNCILMEMBER REPORTS**

1. Report from the City Council Subcommittee on High Speed Rail (HSR)  
NOTE: Councilmember Cohen and City Attorney McClure are recused from the item due to proximity of their properties and they left the chambers at 10:01 p.m.

Public Comment

- Morris Brown – Pointed out that Senator Feinstein, Senator Boxer and Governor Schwarzenegger all requested funds turned down by another state be reallocated to California for HSR and he provided a spreadsheet (Spreadsheet).
- K. PUBLIC COMMENT #2 – None**
- Michael Francois – Requested that the current relationship between the citizens of East Palo Alto and the Menlo Park Police Department remain.
- L. ADJOURNMENT – 10:22 p.m.**



Margaret S. Roberts, MMC  
City Clerk

Minutes accepted at the Council meeting of January 11, 2011