



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

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

Mayor Cline called the meeting to order at 7:10 p.m. with all members present.

Staff present: Assistant City Manager, Starla Jerome-Robinson; City Attorney, Bill McClure; and City Clerk Margaret Roberts

PLEDGE OF ALLEGIANCE

Mayor Cline recognized Menlo Park members of the San Carlos Eaton Hills 4-H Club.

PUBLIC COMMENT

- Barbara Hunter spoke regarding the Willows Traffic Study.
- Chuck Kinney thanked outgoing Council Members Boyle and Robinson for their service. He spoke regarding the Mayoral Selection Policy.
- Edward Moritz spoke regarding the Mayoral Selection Policy and the outcome of the Pension Reform Measure L.
- Barbara Franklin thanked the Council and the outgoing members for passing the Smoking Ordinance.
- Frank Carney thanked Council Members Boyle and Robinson for their service to the community. He urged the Council to follow the customary manner that the Mayors have been selected in the past and according to the policy.
- Katie Ferrick thanked the outgoing Council Members and congratulated the incoming Council Members. She urged the Council to follow the current Mayoral Selection Policy.
- Hank Lawrence spoke regarding the Mayoral Selection Policy and stated there are times when policy needs to be ignored.
- Henry Riggs thanked the entire City Council for serving the citizens. He urged the Council to disregard the Mayoral Selection Policy.
- Jack Morris thanked the Council for their service to the City. He asked for interpretation on the Mayoral Selection Policy and asked for clarification on what an eligible member is.

A. REGULAR BUSINESS

1. Adoption of a resolution declaring the results of the General Municipal Election held in the City of Menlo Park on November 2, 2010 (Staff Report # 10-162)

Staff presentation by Margaret Roberts, City Clerk

Action: Motion and Second (Fergusson/Boyle) to approve **Resolution No. 5972** declaring the results of the General Municipal Election held in the City of Menlo Park on November 2, 2010 passes unanimously.

2. Recognition of outgoing Council Members

Mayor Cline recognized outgoing Council Member Robinson and Council Member Boyle. Council Members Fergusson and Council Member Cohen made remarks to both outgoing Council Members.

Mayor Cline read a proclamation for Council Member Robinson and presented him with a plaque.

Council Member Robinson reflected on his four years on the City Council.

Mayor Cline read a proclamation for Vice Mayor Boyle and presented him with a plaque.

Vice Mayor Boyle reflected on his four years on the City Council.

Len Materman the Executive Director of the San Francisquito Joint Powers Authority presented Council Member Robinson with a signed letter from Congresswoman Anna Eshoo recognizing his work on the JPA.

3. Recognition of outgoing Mayor

Vice Mayor Boyle recognized outgoing Mayor Cline and presented him with a plaque.

Council Members made remarks on Mayor Cline's year as the Mayor.

Mayor Cline reflected on his year as Mayor and encouraged others to become involved.

4. Oath of Office for incoming City Council Members

The Oath of Office was administered to Peter Ohtaki, Kirsten Keith and Richard Cline by Margaret Roberts, City Clerk.

5. Selection of Mayor and Mayor Pro Tem (*Staff Report # 10-163*)

Mayor Cline handed the floor over to City Clerk Roberts for the selection of the new Mayor. Roberts explained the process that would be followed and that has been historically used in Menlo Park.

B. McClure, City Attorney answered multiple questions from the Council and gave his interpretation of the current Mayoral Selection Policy.

City Clerk Roberts opened the floor for nominations.

Kelly Fergusson was nominated by Rich Cline.
Andrew Cohen was nominated by Peter Ohtaki.

B. McClure stated that just prior to the meeting Council Member Cohen brought to his attention an email sent to the City Council in-box from Peter Carpenter indicating he had good information that there may have been a serial violation of the Brown Act relating to the mayoral selection process. B. McClure is not aware of any specific facts. B. McClure has been asked by Council Member Cohen to investigate however, has not had the opportunity due to time.

Action: Kelly Fergusson was named Mayor receiving votes from Cline, Fergusson and Keith.

M. Roberts turned the meeting over to Mayor Fergusson.

Mayor Pro Tem:

Mayor Fergusson opened the floor for nominations.

Peter Ohtaki was nominated by Andrew Cohen.

Kirsten Keith was nominated by Rich Cline.

Action: Votes for Peter Ohtaki were from Cohen and Ohtaki; votes for Kirsten Keith were from Cline, Fergusson and Keith. With Keith receiving a majority of the votes, she was named Mayor Pro Tem.

B. ADJOURNMENT – 9:17 p.m.



Margaret S. Roberts, MMC
City Clerk

Minutes accepted at the Council meeting of January 11, 2011

