

CITY COUNCIL SPECIAL MEETING AGENDA

Monday, April 9, 2012

4:30pm

701 Laurel Street, Menlo Park, CA 94025
First Floor City Council Conference Room, City Hall

ROLL CALL

CONSENT CALENDAR

A1. Approve proposed revisions to City Council meeting schedule ([Staff report #12-056](#))

CLOSED SESSION

Public Comment will be taken on each item prior to Council going into Closed Session.

CL1. Conference with legal counsel pursuant to Government Code Section 54956.9 regarding existing litigation – 2 cases:

(1) Town of Atherton, et al. v. California High Speed Rail Authority

Superior Court of California, County of Sacramento, Case No. 34-2008-8000022 (Atherton 1)

(2) Town of Atherton, et al. v. California High Speed Rail Authority

Superior Court of California, County of Sacramento, Case No. 34-2010-80000679 (Atherton 2)

CL2. Conference with legal counsel pursuant to Government Code Section 54956.9(c) regarding potential litigation – 1 case

ADJOURNMENT

Agendas are posted in accordance with Government Code Section 54954.2(a) or Section 54956. Members of the public can view electronic agendas and staff reports by accessing the City website at <http://www.menlopark.org>, and can receive e-mail notification of agenda and staff report postings by subscribing to the "Home Delivery" service on the City's homepage. Agendas and staff reports may also be obtained by contacting the City Clerk at (650) 330-6620. Copies of the entire packet are available at the library for viewing and copying. (Posted: 04/05/2012)

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CITY MANAGER'S OFFICE

Council Meeting Date: April 9, 2012

Staff Report #: 12-056

Agenda Item #: A-1

CONSENT CALENDAR: Approve Proposed Revision to City Council Meeting Schedule

RECOMMENDATION

It is recommended that the City Council:

1. Agree to meet on Tuesday, May 22, 2012, to hold the public hearing on the City Manager's proposed fiscal year 2012-2013 budget and Capital Improvement Program;
2. Agree to meet on Tuesday, May 29, 2012 to hold the public hearing for the Facebook land use entitlements, Development Agreement and Final EIR;
3. Agree to meet on Tuesday, June 5, 2012 to hold the public hearing for the Specific Plan and associated Final EIR;
4. Agree to meet on Tuesday, June 12, 2012 to adopt the ordinances
 - finalizing the Council's actions concerning the Facebook project
 - finalizing the Council's actions concerning the Specific Plan
 - adopting its final Fiscal Year 2012-2013 budget and Capital Improvement Program; and
5. Instruct the Planning Commission to adhere to a schedule that allows the Council to maintain the above schedule.

BACKGROUND

The Council should consider modifying its meeting schedule in order to accommodate the important Council policies coming before you between now and the end of the fiscal year.

The Council intends on not meeting for a four week period in late June and mid-July. Further, staff has indicated that in the past, Council has been reluctant to take on important community issues during the summer months when the community may not be fully available to engage in public policy issues. This significantly limits the time to properly prepare and notice these hearings and, more importantly, provide adequate time for the community and council to process these important decisions.

Given that the Council has scheduled at least four major policy matters in late May/June, the Council should be mindful of the amount of Council time each of these can take. Specifically, the greatest concern is with the Facebook project and Final EIR and Final Specific Plan and associated Final EIR. As you may know, both are now

calendared for public hearings at your June 5 meeting. Each of these matters is driven by hard deadlines in the law for proper hearings before the Planning Commission as well as for noticing. In addition, the proposed budget is scheduled to be presented to you on May 22 with adoption on June 12 and you will likely be taking on the initiation of the Housing Element update at your May 22 meeting.

Council should expect that the public hearings for both Facebook and the Specific Plan could each take up to five hours apiece when you take into consideration the staff presentation, council questions, public testimony and council deliberations. In fairness to both the council as well as the public, holding both public hearings on June 5 is not recommended.

Staff believes that the Facebook public hearing could be moved to May 29 (the day after Memorial Day), still allowing ample time for the Planning Commission to finish its work on the project and Final EIR and to notice the matter for a Council public hearing. If May 29 does not work, it would be important that the Council find an alternate date during that week. A recommended calendar is attached as Attachment A.

Planning Commission Review

While unprecedented, the Council would be advised to instruct the Planning Commission that it has a limited timeframe in which to consider the Facebook land use entitlements, Development Agreement and Final EIR and separately, the Final Specific Plan and associated Final EIR. No matter what the Council decides to do with its own calendar for hearings, the Planning Commission still will need to expeditiously, yet still thoughtfully, work through its own hearings on these. The Planning Commission is tentatively scheduled to review and recommend on the Facebook project at its regularly scheduled meeting of May 7, 2012. We would recommend that the Planning Commission hold special meetings between April 30 and May 14 to review and recommend on the Specific Plan. Conceptually, the Planning Commission could hold multiple meetings during this timeframe, if necessary, to allow sufficient time and information to make its final recommendation on each project.

IMPACT ON CITY RESOURCES

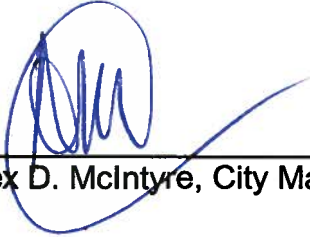
No know impact to City resources resulting from these changes.

POLICY ISSUES

Establishing a firm timeline will assist all parties in understanding the time commitments and deadlines related to the final decision making process.

ENVIRONMENTAL REVIEW

The proposed action does not require environmental review.



Alex D. McIntyre, City Manager

PUBLIC NOTICE: Public Notification was achieved by posting the agenda, with this agenda item being listed, at least 72 hours prior to the meeting.

ATTACHMENTS:

A – Meeting Dates and Project Schedule

Item	MEETING DATES									
	CC	CC	PC	PC	CC	PC	CC	CC	CC	CC
	17-Apr	24-Apr	30-Apr	07-May	08-May	14-May	22-May	29-May	05-Jun	12-Jun
Budget		5-Year CIP Adoption					FY12-13 Public Hearing			FY12-13 Adoption
Housing Element	Closed Session						Potential Next Step			
ECR&D Specific Plan			Recommendation - Earliest Date			Recommendation - Latest Date			EIR Certification & Ordinance Introduction	Ordinance Adoption
Facebook East Campus DA - Option 1	Term Sheet			Recommendation					EIR Certification & Ordinance Introduction	Ordinance Adoption
Facebook East Campus DA - Option 2	Term Sheet			Recommendation				EIR Certification & Ordinance Introduction	Ordinance Adoption	