



**CITY COUNCIL  
REGULAR MEETING MINUTES**  
Tuesday, October 23, 2012 at 7:00 p.m.  
Menlo Park Council Chambers  
701 Laurel Street, Menlo Park, CA 94025

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Mayor Keith called the Regular Session to order 7:05 p.m. with all members present.

Mayor Keith led the Pledge of Allegiance.

**ANNOUNCEMENTS:** None

**A. PRESENTATIONS AND PROCLAMATIONS:** None

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

**B1.** Library Commission quarterly report on the status of their 2-year Work Plan  
Commissioner Amita Vasudeva gave a status report on the 2-year Work Plan. ([PowerPoint](#))

**C. PUBLIC COMMENT #1 (Limited to 30 minutes)**

- Gary Wesley stated that Menlo Park does not have a charter and he suggested that Menlo Park consider becoming a Charter City.

**D. CONSENT CALENDAR**

**ACTION:** Motion and second (Cline/Fergusson) to approve Consent Calendar Items D2 and D3 as presented passes unanimously.

**D2.** Approve the recommendation of the Housing Commission to lower the prices of the City's two Neighborhood Stabilization Program homes in order to keep them in the Below Market Rate program and ensure they are affordable to families at 80% area median income for 2012 ([Staff report #12-156](#))

**D3.** Accept the minutes from the September 21, October 2, and October 9, 2012 ([Attachment](#))

**D1.** Adopt a resolution appropriating \$150,000 from the Transportation Impact Fee fund balance and award a contract to Apex Engineering & Construction in the amount of \$149,355 for the Alpine Road Bike Improvement Project and authorize a total budget of \$201,660 for contingencies, inspection, testing and project management ([Staff report #12-155](#))

Council Member Ohtaki pulled Item D3 for discussion.

**ACTION:** Motion and second (Ohtaki/Cline) to approve **Resolution No. 6106** appropriating \$150,000 from the Transportation Impact Fee fund balance and award a contract to Apex Engineering & Construction in the amount of \$149,355 for the Alpine Road Bike Improvement Project and authorize a total budget of \$201,660 for contingencies, inspection, testing and project management passes unanimously.

## E. PUBLIC HEARING

E1. Authorize the City Council to make the findings that the Sharon Heights Pump Station Replacement Project is “substantially complex” and to increase the retention schedule from 5% to 10% ([Staff report #12-157](#))

Staff presentation by Fernando Bravo, Engineering Services Manager ([PowerPoint](#))

The Public Hearing was opened at 7:28 p.m.

There were no comments from members of the public.

**ACTION:** Motion and second (Fergusson/Ohtaki) to close the Public Hearing at 7:28 p.m. passes unanimously.

**ACTION:** Motion and second (Fergusson/Ohtaki) made the findings that the Sharon Heights Pump Station Replacement Project is “substantially complex” and increased the retention schedule from 5% to 10% passes unanimously.

## F. REGULAR BUSINESS

F1. Authorize the City Manager to incorporate Council’s direction and then submit the Draft Housing Element of the General Plan to the State Department of Housing and Community Development for review and comment ([Staff report #12-159](#))

Staff presentation by Justin Murphy, Development Services Manager and Jeffery Baird, Baird + Driskell

### Public Comment

- Lisa Cesario, Superintendent of the Los Lomitas School District, asked the Council to consider the increase in students and traffic impacts to the schools.
- Laura Rich, President of the Menlo Park City School District, stated that the schools in the District are full and is asking the Council to limit the number of students this will generate.
- Nevada Merriman, Mid Pen Housing, is pleased that her comments at the Housing Commission have been incorporated.
- Cheri Zaslowsky does not want to see the village character destroyed and suggested pushing back on the Association of Bay Area Government (ABAG) housing numbers.
- Mark Moulton, Housing Leadership Council, thanked the Council for moving forward with the Housing Element.
- Don Brawner commented on the lawsuit regarding the Housing Element and the number of housing units being required.
- Janet Davis spoke regarding the comments made by Vince Bressler in the newspaper.

**NOTE:** Council Member Fergusson stated that she has a conflict of interest due to her husband’s employment with Stanford and is recused on sites 1, 2, and 3 and left the meeting at 7:58 p.m.

### Public Comment Continued

The following members of the public spoke in opposition of additional housing on Rural Lane and requested the site be removed from the housing list. Their concerns were regarding traffic congestion and safety, impacts to the school districts, lack of public transportation and the Habitat Conservation Plan.

- Gunter Steffen
- Ellyne Robin
- Maryam Arshi
- John Pencavel
- Katherine Bailey, Ladera Community Association
- Donald Prolo
- Lovinda Beal
- Bahram Arshi
- Tina Brass
- Neil Barmon, M.D.
- Tiffany Lee
- Renata Spangler
- Rick Vorek
- Margaret Williams
- Jennifer Kinzelberg
- Janet Davis

**NOTE:**

- Council Member Fergusson returned to the meeting at 8:36 p.m.
- Council Member Fergusson left the meeting at 9:14 p.m. for further discussion regarding her previously stated conflict.
- Council Member Fergusson returned to the meeting at 9:22 p.m.
- Council Member Fergusson left the meeting at 10:35 p.m. for further discussion regarding her previously stated conflict.
- Council Member Fergusson returned to the meeting at 10:41 p.m.

**ACTION:** By unanimous consensus, the density for the Post Office site on Bohannon Drive (site 14) will be increased to 40 units per acre.

**NOTE:** Council Member Fergusson left the meeting at 10:55 p.m. for further discussion regarding her previously stated conflict.

**ACTION:** By unanimous consensus (Fergusson recused) to remove the Rural Lane site (Site 3) from the list of sites to be studied for higher density housing.

**NOTE:** Council Member Fergusson returned to the meeting at 10:56 p.m.

**ACTION:** The Council provided additional input and items for City staff to look at prior to submitting to HCD.

**F2.** Consider 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**

**I1.** Financial review of General Fund operations as of June 30, 2012: Un-Audited budgetary comparison schedule ([Staff report #12-158](#))

**J. COUNCILMEMBER REPORTS**

Council members reported in compliance with AB1234 requirements.

**K. PUBLIC COMMENT #2:**

- Wynn Greich, Fluoride Action Network, spoke regarding fluoride in the water and food labeling. (*Handouts*)

**L. ADJOURNMENT**

The meeting was adjourned at 11:18 p.m.



Margaret S. Roberts, MMC

City Clerk

Minutes accepted at the Council meeting of October 30, 2012