



# CITY COUNCIL SPECIAL AND REGULAR MEETING MINUTES

Tuesday, January 14, 2014  
6:00 P.M.

701 Laurel Street, Menlo Park, CA 94025  
City Council Chambers

---

## **6:00 P.M. CLOSED SESSION (1<sup>st</sup> floor Council Conference Room, Administration Building)**

There was no public comment.

**CL1.** Closed Session pursuant to Government Code Section §54957 to conference with labor negotiators regarding labor negotiations with the Police Officers Association (POA) and Service Employees International Union (SEIU)

Attendees: Alex McIntyre, City Manager, Starla Jerome-Robinson, Assistant City Manager, Bill McClure, City Attorney, Gina Donnelly, Human Resources Director, Drew Corbett, Finance Director, and Charles Sakai, Labor Attorney

**CL2.** Closed Session pursuant to Government Code Section 54956.9(b)(1) to conference with legal counsel regarding existing litigation: Sinnott v. City of Menlo Park, et al.; San Mateo County Superior Court case no. CIV525256

**CL3.** Closed session pursuant to Government Code Section 54956.8 regarding real property negotiations:

Property: Little House, 800 Middle Avenue Menlo Park

City Negotiators: Bill McClure, City Attorney, Alex McIntyre, City Manager, or designee

Negotiating Parties: City of Menlo Park and Peninsula Volunteers

Under Negotiation: Terms of Lease renewal for Little House

## **7:00 P.M. REGULAR SESSION**

Mayor Mueller called the meeting to order at 7:29 p.m. with all members present.

Mayor Mueller led the pledge of allegiance.

### **REPORT FROM CLOSED SESSION**

There was no reportable action from the closed session held earlier.

### **ANNOUNCEMENTS**

Mayor Mueller introduced the Community Services Department's new mascot Nutty the Squirrel.

The City is currently recruiting for vacancies on the Library and Parks & Recreation Commissions and the Finance & Audit Committee.

At this time, Mayor Mueller called Item A-1 out of order.

### **A. PRESENTATIONS AND PROCLAMATIONS**

**A1.** Proclamation honoring Kathleen Daly and Café Zoe  
Mayor Mueller presented the proclamation on behalf of the Council.

Public Comment:

- Katherine Strehl, Willows resident, thanked the Council for presenting the proclamation and thanked Kathleen Daly
- Brooke Frewing, self-employed, stated that Kathleen Daly and Café Zoe have helped her expand her business and recited a Café Zoe Top 10 List
- Diane Mavica stated that Kathleen Daly is the neighborhood super hero and presented her with a cape
- Rebecca Wang stated that Kathleen Daly and Café Zoe have strengthened the Willows neighborhood
- Stephanie Zeller thanked Kathleen Daly

Councilmember Keith and Mayor Pro Tem Carlton expressed their thanks to Kathleen Daly.

At this time, Item F-4, is called out of order. Mayor Mueller and City Attorney McClure are recused from considering this item and exited the Council chambers at 7:55 p.m. Special Counsel Greg Rubens was present.

**F4.** Consider modifications to the City's Rail Policy Statement ([Staff report #14-002](#)) ([presentation](#))

Transportation Manager Jesse Quirion stated that staff has been in communication with the Transportation Authority and no action is required by Council on this item as it is not necessary to revise the City's Rail Policy to include a third rail in order to apply for grant funds. No staff presentation was made at this time.

Public Comment:

- Don Barnaby spoke against modifying the policy
- Kathy Hamilton spoke against a passing track through the peninsula
- Martin Mazner spoke in favor of keeping the current policy
- Marcy Abramowitz stated that policy should drive decisions and that tactical decisions should not alter policy
- Virginia Saldich stated that a rail system in the peninsula should not ruin the character of the community
- Paul Jones, Atherton resident, spoke against a four track system
- Rick DeGolia, Atherton Vice Mayor, expressed concern regarding high speed rail in Menlo Park and Atherton
- Steve Schmidt spoke in favor of changing the policy and allowing a third rail
- Adina Levin urged Council to consider the needs of the city in advancing the grant application

Mayor Mueller and City Attorney McClure returned to the Council chambers at 8:22 p.m.

**SS. STUDY SESSION**

**SS1.** Study Session on Public Employees Retirement System (PERS) and consider establishing reserve for unfunded liability ([amended presentation](#))

Staff presentation by Finance Director Drew Corbett.

Public Comment:

Mickie Winkler inquired how GASB 68 will report the unfunded liability and what the figure is this year compared to last year.

In response to Mayor Mueller, City Manager McIntyre stated that when Council reviews the budget process principals during its goal setting session, a policy statement can be incorporated directing that the unfunded liability reserve be included as a line item in the budget process every year. In addition, a nine month review should include alternative funding mechanisms.

**B. COMMISSION/COMMITTEE VACANCIES, APPOINTMENTS AND REPORTS – None**

**C. PUBLIC COMMENT #1**

- Steve Schmidt informed the Council that former Bicycle Commissioner Mike Harding had recently passed away and requested that the bike bridge be named after him
- Adina Levin supported the request of Steve Schmidt
- Kim Rubin spoke regarding train horn noise ([presentation](#))([handout](#))

**D. CONSENT CALENDAR**

- D1.** Adopt **Resolution 6181** supporting the proposed applications for Measure A bicycle and pedestrian program funding ([Staff report #14-007](#))
- D2.** Adopt **Resolution 6182** requesting the Metropolitan Transportation Commission to allocate fiscal year 2013-2014 Transportation Development Act Article 3 pedestrian and bicycle funding for the Menlo Park Citywide Bicycle and Pedestrian Enhancement Project ([Staff report #14-006](#))
- D3.** Adopt **Resolution 6183** authorizing application to the San Mateo County Community Development Block Grant (CDBG) Program for projects in the Belle Haven neighborhood for the 2014-15 grant cycle ([Staff report #14-008](#))
- D4.** Accept minutes for the Council meetings of December 3, 10, and 17, 2013 ([Attachment](#))

**ACTION:** Motion and second (Keith/Cline) to approve all items on the Consent Calendar passes unanimously.

**E. PUBLIC HEARINGS – None**

**F. REGULAR BUSINESS**

- F1.** Adopt a resolution and authorize a loan to CORE Housing for up to \$2.86 million for affordable housing at 605 Willow Road ([Staff report #14-005](#)) ([presentation](#))  
Staff presentation by Assistant City Manager Starla Jerome-Robinson  
Presentation by Paul Ring, CORE Housing

Public Comment:

- Jason Trollope, Veterans Administration Hospital, spoke in support of world class care for veterans and the homeless

**ACTION:** Motion and second (Keith/Carlton) to adopt **Resolution 6184** and authorize a loan to CORE Housing for up to \$2.86 million for affordable housing at 605 Willow Road passes unanimously.

**ACTION:** Motion and second (Cline/Keith) to authorize the City Manager to execute any and all documents necessary to consummate such loan and fee payments on behalf of the City of Menlo Park to pass unanimously.

**F2.** Approve the logo update and development of graphic standards  
([Staff report #14-001](#)) ([presentation](#))

Staff presentation by Community Services Director Cherise Brandell

**Public Comment:**

- Nancy Wagner stated that she would like to see the funds used toward other projects to enhance the City's image and not toward a new logo design

**ACTION:** Motion and second (Keith/Ohtaki) to approve the logo update and develop graphic standards passes unanimously.

**F3.** Appoint City Council representatives and alternates to various regional agencies and assign liaisons to City advisory bodies and members of Council sub-committees  
([Staff report #14-004](#)) – Continued from December 17, 2013

**ACTION:** The Council made appointments as listed in Attachment A of the minutes.

**G. CITY MANAGER'S REPORT – None**

**H. WRITTEN COMMUNICATION – None**

**I. INFORMATIONAL ITEMS**

**I1.** Update on responses to the City's Notice of Funding Availability (NOFA) for \$3.2 million in Below Market Rate Housing funds ([Staff report #14-003](#))

**J. COUNCILMEMBER REPORTS**

**J1.** Council of Cities meeting and City Selection Committee meeting on January 24, 2013  
City Clerk Aguilar informed the Council that there will be three regional assignments to be voted on at the January 24<sup>th</sup> City Selection Committee meeting, however the meeting packet will not be available until January 16<sup>th</sup>.

**ACTION:** Motion and second (Carlton/Ohtaki) to affirm Mayor Mueller's authority to vote on behalf of the city of Menlo Park passes unanimously.

**K. PUBLIC COMMENT #2**

There was no public comment.

The meeting adjourned at 10:46 p.m.

Council adjourned to continue Closed Session in the Administrative Building 1<sup>st</sup> floor Council conference room.

Closed Session adjourned at 11:30 p.m. with no reportable action.



Pamela Aguilar  
City Clerk

These minutes were approved at the Council meeting of January 28, 2014.

## ROSTER OF ASSIGNMENTS 2014

## CITY COUNCIL APPOINTMENTS TO OUTSIDE AGENCIES 2014

NAME OF REGIONAL COMMITTEE	REGULAR	ALTERNATE
<a href="#">Airport Community Roundtable</a>	Rich Cline	Peter Ohtaki
<a href="#">Association of Bay Area Governments (ABAG)</a>	<b>Mayor</b>	Peter Ohtaki
Caltrain Modernization Local Policy Group	Rich Cline	Kirsten Keith
<a href="#">City/County Association of Governments of San Mateo County (C/CAG)</a>	<del>Ray Mueller</del> Kirsten Keith as of 01/28/14 meeting	<del>Kirsten Keith</del> Ray Mueller as of 01/28/14 meeting
<a href="#">City/County Association of Governments of San Mateo County (C/CAG) Legislative Committee</a>	Catherine Carlton	Not Needed
County of Santa Clara Community Resources Group for Stanford University	Kirsten Keith	Peter Ohtaki
<a href="#">Dumbarton Rail Policy Committee</a>	Kirsten Keith	Rich Cline
<a href="#">Emergency Services Council (San Mateo County JPA)</a>	Ray Mueller	Catherine Carlton
<a href="#">Grand Boulevard Task Force</a>	Kirsten Keith	Peter Ohtaki
<a href="#">League of California Cities (Peninsula Division)</a>	Kirsten Keith	Catherine Carlton
<a href="#">Menlo Park Chamber of Commerce / City Liaison Position</a>	Ray Mueller	Catherine Carlton
<a href="#">Peninsula Cities Consortium (PCC)</a>	Rich Cline	Kirsten Keith
2020 Peninsula Gateway Corridor Study Policy Committee	Catherine Carlton	Ray Mueller
<a href="#">San Francisquito Joint Powers Authority</a>	Kirsten Keith	Catherine Carlton
<a href="#">San Mateo Council of Cities</a>	<b>Mayor</b>	<b>Vice Mayor and then by Council seniority</b>
South Bayside Waste Management Authority Joint Powers Authority	Catherine Carlton	Peter Ohtaki

## CITY COUNCIL LIAISONS TO THE CITY'S ADVISORY BODIES

<a href="#">Bicycle Commission</a>	Kirsten Keith	Not Needed
<a href="#">Environmental Quality Commission</a>	Catherine Carlton	Not Needed
<a href="#">Finance and Audit Committee</a>	<del>Catherine Carlton</del> 1 YEAR; expires December 2015	<del>Ray Mueller</del> 2 YEARS; expires December 2014
<a href="#">Housing Commission</a>	Peter Ohtaki	Not Needed

<a href="#">Library Commission</a>	Ray Mueller	Not Needed
<a href="#">Parks and Recreation Commission</a>	Rich Cline	Not Needed
<a href="#">Planning Commission</a>	Ray Mueller	Not Needed
<a href="#">Transportation Commission</a>	Ray Mueller	Not Needed

#### CITY COUNCIL SUB-COMMITTEES

Community Grant Funding - typically meet in October and in November if needed	Catherine Carlton	Kirsten Keith
Emergency Operations	Catherine Carlton	Peter Ohtaki
Rail Committee (Meets as needed)	Rich Cline	Kirsten Keith
Menlo Park Fire District	Peter Ohtaki	Catherine Carlton
Menlo Park School Districts (Liaisons)	<b>Mayor</b>	<b>Mayor Pro Tem</b>
Economic Development	Ray Mueller	Peter Ohtaki

#### AD HOC COMMITTEES

Housing Steering Committee	Peter Ohtaki	Rich Cline
SRI Development Agreement	Kirsten Keith	Catherine Carlton
General Plan Update	Ray Mueller	Peter Ohtaki

#### LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

Voting Delegate	Mayor
Voting Alternate	Mayor Pro Tem, then each Councilmember by seniority

#### COUNCIL OF CITIES - CITY SELECTION COMMITTEE

Voting Delegate	Mayor
Voting Alternate	Mayor Pro Tem, then each Councilmember by seniority

*\*last updated 1/21/2014 - NSM*