



CITY COUNCIL SPECIAL AND REGULAR MEETING MINUTES

Tuesday, September 09, 2014 at 6:00 PM
City Council Chambers
701 Laurel Street, Menlo Park, CA 94025

6:00 P.M. CLOSED SESSION (1st floor Council Conference Room, Administration Building)

Mayor Mueller called Closed Session to order with all members present.

There was no public comment.

CL1. Closed session pursuant to Government Code Section 54956.8 regarding real property negotiations (2 matters):

Property: 1175 & 1177 Willow Road, Menlo Park

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

Negotiating Parties: City of Menlo Park and Church of the Pioneers Foundation

Under Negotiation: Price and terms of potential acquisition

Property: 1000 El Camino Real, Menlo Park

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

Negotiating Parties: City of Menlo Park (owner) and MPOC Investors, LLC (ground lessee)

Under Negotiation: Extension and amendment of existing lease including rent and other terms

7:00 P.M. REGULAR SESSION

Mayor Mueller called the meeting to order at 7:08 p.m. with all members present.

Mayor Mueller led the pledge of allegiance.

ANNOUNCEMENTS – None

A. PRESENTATIONS AND PROCLAMATIONS

A1. Proclamation recognizing Adult Literacy Awareness Month

Video titled, “Together, California Reads -- 30 Years of Library Literacy” by the California Library Literacy Services was shown. Proclamation was presented by Mayor Mueller to Roberta Roth, Literacy Program Manager and Project Read tutors and students. ([video link](#)) ([proclamation](#)) ([handout](#))

A2. Proclamation recognizing Yuhui Chen, owner of SBM Fitness
Mayor Mueller presented the proclamation to Yuhui Chen. ([proclamation](#))

A3. Proclamations recognizing the local businesses that participated in the Downtown Family Fitness Extravaganza
Mayor Mueller presented the proclamations to the following local businesses that were present: Peter Buhl with Bee Line Bikes and Steve Marra, Menlo Swim and Sport

A4. Presentation by Menlo Swim and Sport and the Boys and Girls Water Polo Team
Mayor Mueller presented commendations to Brenda Villa, Head Water Polo Pro and the Menlo Mavericks Water Polo Team.

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

REPORT FROM CLOSED SESSION

There was no reportable action from the Closed Session held earlier this evening.

C. PUBLIC COMMENT #1

Public Comment:

- John Boyle with Menlo Park Deserves Better spoke in opposition to Measure M and listed several community members opposed to Measure M. ([handout](#)).
- Elias Blawie spoke regarding oral communications and the thirty minute limitation, and also regarding the late timing of the public comment at the previous City Council meeting.
- Dr. Uzi Bar-Gadda spoke in support of stop signs on Monte Rosa which is agendized on the Consent Calendar as D7.

D. CONSENT CALENDAR

- D1.** Authorize the City Manager to approve a contract with ICF International in the amount of \$206,698 and future augments as may be necessary to complete the environmental review for the 1300 El Camino Real Project ([Staff report # 14-164](#)) –
Pulled from Consent
- D2.** Approve a memorandum of understanding with the Menlo Park Fire District regarding the installation and use of police communications equipment at District Fire Stations 1, 2, and 4, and authorize the City Manager to sign the agreement
([Staff report # 14-160](#))
- D3.** Authorize the Public Works Director to accept the work performed by CB&I to remove and replace the landfill gas flare at Bedwell Bayfront Park
([Staff report # 14-161](#))

- D4.** Authorize the Public Works Director to accept the work performed by American Air Conditioning, Plumbing, and Heating for the Menlo Park Public Library Boiler Replacement Project ([Staff report # 14-162](#))
- D5.** Approve an encroachment agreement with MCImetro Access Transmission Services LLC to install fiber optic network facilities within the public right-of-way ([Staff report # 14-163](#)) – **Pulled from Consent**
- D6.** Adopt an amended resolution no. 6231 of intention to abandon a public utility and emergency access easements within the property at 721 – 851 Hamilton Avenue ([Staff report # 14-165](#))
- D7.** Adopt a resolution authorizing the installation of stop signs on Monte Rosa Drive at Eastridge Avenue (continued from August 19th meeting) ([Staff report # 14-137](#)) – **Pulled from Consent**
- D8.** Waive the second reading and adopt an ordinance to continue implementing the State Water Resources Control Board's Mandatory regulations upon expiration of the urgency ordinance which was adopted on August 26, 2014 ([Staff report # 14-166](#))
- D9.** Approve a resolution making findings necessary to authorize an energy services contract for power purchase agreements (PPA) at the Arrillaga Gymnasium, Arrillaga Gymnastics Center, Onetta Harris Center, and City Corporation Yard; authorize the City Attorney to finalize the agreement and authorize the City Manager to execute the agreement; and amend the existing consulting contract with Optony, Inc. to include construction management services ([Staff report # 14-168](#)) – **continued to October 7th meeting**

Mayor Mueller stated staff requested Item D9, Energy Services Contract, be pulled and continued as a Public Hearing item at the Oct. 7th City Council meeting.

Councilmember Cline requested item D7 be pulled from the Consent Calendar for further discussion

Mayor Pro Tem Carlton requested item D5 be pulled from the Consent Calendar for further discussion

Councilmember Ohtaki requested item D1 be pulled from the Consent Calendar for further discussion.

ACTION: Motion and second (Cline/Carlton) to approve items D2, D3, D4, D6, and D8 on the Consent Calendar passes unanimously.

- D1.** Authorize the City Manager to approve a contract with ICF International in the amount of \$206,698 and future augments as may be necessary to complete the environmental review for the 1300 El Camino Real Project

Staff responded to City Council questions regarding W-Trans traffic analysis, CEQA review, specifics of Environmental Impact Report, letter from Department of Transportation, and adding an interim step for Council to comment on Draft Environmental Impact Report.

ACTION: Motion and second (Ohtaki/Carlton) to approve a contract with ICF International in the amount of \$206,698 and future augments as may be necessary to complete the environmental review for the 1300 El Camino Real Project with friendly amendment requesting staff to schedule an interim step to provide City Council opportunity to comment on Draft Environmental Impact Report before its release passes unanimously.

D5. Approve an encroachment agreement with MCImetro Access Transmission Services LLC to install fiber optic network facilities within the public right-of-way

Staff responded to City Council question regarding State mandate requirement to bring encroachment agreements before Council for approval.

ACTION: Motion and second (Cline/Ohtaki) to approve an encroachment agreement with MCImetro Access Transmission Services LLC to install fiber optic network facilities within the public right-of-way passes unanimously.

D7. Adopt a resolution authorizing the installation of stop signs on Monte Rosa Drive at Eastridge Avenue (continued from August 19th meeting)

Public Comment:

- Hersha Miller spoke in support of installing stop signs on Monte Rosa Drive
- Steve Koblick spoke in support of installing four-way stop signs on Monte Rosa Drive at Eastridge Avenue

Mayor Pro Tem Carlton provided her report from meeting with the Home Owners Association and members of the community.

ACTION: Motion and second (Cline/Keith) to adopt **Resolution no. 6232** authorizing the installation of stop signs on Monte Rosa Drive at Eastridge Avenue passes unanimously.

E. PUBLIC HEARING – None

F. REGULAR BUSINESS

F1. Appropriate \$57,000 from the Water Fund to implement a Menlo Park Municipal Water District outreach program to meet the State Water Resources Control Board's emergency mandatory regulations for water conservation
([Staff report # 14-167](#))

Public Comment:

- Dr. James Rytuba spoke regarding the negative effect the drought has on trees and recommends water conservation flyers to include information on trees need for water.
- Roxanne Borapaugh spoke in opposition of robocalls and paper brochures as part of the outreach program and suggest asking local golf course to conserve water.

ACTION: Motion and second (Keith/Cline) to appropriate \$45,000 instead of \$57,000 from the Water Fund to implement a Menlo Park Municipal Water District outreach program to meet the State Water Resources Control Board's emergency mandatory regulations for water conservation passes unanimously.

There was consensus by City Council for staff to remove robocalls from the outreach program.

F2. Adopt a resolution to authorize a loan to MidPen Housing for up to \$3.2 million for affordable housing at 1200 block of Willow Road as affordable senior housing and authorize the renegotiation of terms of the existing \$4.02 million loan ([Staff report # 14-171](#))

Lilli Lew-Hailer, Mid-Pen Housing Director of Housing and Development made a presentation ([presentation](#))

Public Comment:

- Wynn Grcich spoke regarding low income housing and the need for senior housing. She read from a book called Behind the Green Mask by Rosa Korie.
- Elias Blawie spoke in support of the first amendment of the Constitution and spoke in opposition to the previous public comment. He also spoke in support of low income housing and in support of the project.

ACTION: Motion and second (Cline/Carlton) to adopt **Resolution No. 6233** to authorize a loan to MidPen Housing for up to \$3.2 million for affordable housing at 1200 block of Willow Road as affordable senior housing and authorize the renegotiation of terms of the existing \$4.02 million loan passes unanimously.

G. CITY MANAGER'S REPORT – None

H. WRITTEN COMMUNICATION – None

I. INFORMATIONAL ITEMS

I1. Draft update of General Fund Reserve Policy incorporating reserve for pension costs ([Staff report # 14-159](#))

There was no staff presentation or Council questions on this item.

I2. Economic Development quarterly update ([Staff report # 14-169](#))

There was no staff presentation or Council questions on this item.

Public Comment:

- Elias Blawie spoke in opposition to the quarterly update newsletter, specifically the sections covering M-2. ([handout](#))

At this point, City Attorney McClure recused himself from hearing this item due to a conflict of interest that his business office is in proximity to the location that is the subject of this item.

- I3.** Lisa Wise Consulting Inc. response to documents authored and commissioned by supporters of the Save Menlo group critiquing the ballot measure impact analysis ([Staff report # 14-170](#))

There was no staff presentation. Consultant Lisa Wise answered questions for City Council.

At this point, City Attorney McClure returned to the Council Chambers.

J. COUNCILMEMBER REPORTS – None

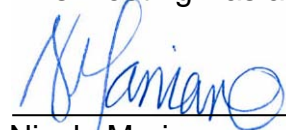
K. PUBLIC COMMENT #2

Public Comment:

- Michael Francois spoke about status of water restrictions in other local cities and referred to excerpt from book titled Behind the Green Mask by Rosa Korie regarding redevelopment. ([handout](#))
- Wynn Grcich spoke about upcoming global march against chem trails on September 27, 2014, the website www.geoengineeringwatch.org, and YouTube video about weather weapons.

L. ADJOURNMENT

This meeting was adjourned at 9:43 p.m.



Nicole Mariano
Deputy City Clerk

These minutes were approved at the Council meeting of January 13, 2015.