



SPECIAL AND REGULAR MEETING MINUTES

Date: 9/26/2017
Time: 6:00 p.m.
City Council Chambers
701 Laurel St., Menlo Park, CA 94025

6:00 p.m. Closed Session (City Hall Administration Building, 1st floor conference room)

Mayor Kirsten Keith called the closed session to order at 6:08 p.m.
Councilmembers Carlton, Cline, Mueller, and Ohtaki were present.

There was no public comment on the closed session items.

- CL1.** Closed session conference with labor negotiators pursuant to Government Code §54957.6 regarding current labor negotiations with the Menlo Park Police Officers' Association (POA) and the Menlo Park Police Sergeants Association (PSA) and unrepresented employees

Attendees: City Manager Alex McIntyre, City Attorney Bill McClure, Administrative Services Director Nick Pegueros, Human Resources Manager Lenka Diaz, Labor Counsel Charles Sakai

- CL2.** Closed Session pursuant to Government Code Section §54957 to confer regarding employee performance evaluation: City Manager

Attendees: City Attorney Bill McClure, Administrative Services Director Nick Pegueros, Human Resources Manager Lenka Diaz

- CL3.** Closed session conference with legal counsel pursuant to Government Code section 54956.9 (d)(1) regarding existing litigation: 1 case - City of East Palo Alto v. City of Menlo Park et al., San Mateo County Superior Court Case No. 16CIV03062

Attendees: City Manager Alex McIntyre, City Attorney Bill McClure, Assistant City Manager Charles Taylor

- CL4.** Closed session conference with legal counsel on anticipated litigation pursuant to Government Code §54956.9(d)(2) – one case

Attendees: City Manager Alex McIntyre, City Attorney Bill McClure

7:00 p.m. Regular Session (City Council Chambers)

A. Call To Order

Mayor Keith called the Regular Session to order at 7:21 p.m.

B. Roll Call

Present: Carlton, Cline, Keith, Ohtaki. Councilmember Mueller participated by phone from the

Kimpton Mason & Rook Hotel, 1430 Rhode Island Ave., NW, Washington, DC 20005

Staff: City Manager Alex McIntyre, City Attorney Bill McClure, Deputy City Clerk Jelena Harada

C. Pledge of Allegiance

Mayor Keith led the pledge of allegiance.

D. Report from Closed Session

Mayor Keith reported that the City Council has called for a special meeting for Wednesday, October 4, 2017, at 7 p.m., in the City Council Chambers, to review and consider options regarding at-large and by-district elections.

Mayor Keith announced the State of the City on Thursday, October 12, at 6 p.m. at the British Bankers Club.

E. Public Comment

- Margaret Okuzumi spoke about workshop pertaining to elections.
- Hank Lawrence spoke about the agreement with Stanford University related to the intersection on Sand Hill Road and Junipero Serra Boulevard.

F. Consent Calendar

- F1. Approve a second amendment to the current lease agreement with Team Sheeper Inc. for operation of the Burgess and Belle Haven pools to extend the term through January 31, 2018 and make other modifications (Staff Report# 17-225-CC)
- F2. Authorize the City Manager to enter into a contract with Knorr Systems for replacement of heaters and chemical controllers at the Burgess Pool and appropriate additional funding for the Annual Aquatic Center Maintenance project (Staff Report# 17-226-CC)
- F3. Authorize the Mayor to finalize and submit a comment letter on the Dumbarton Transportation Corridor Study (Staff Report# 17-220-CC)
- F4. Authorize the Public Works Director to accept the work performed by Tucker Construction for the Belle Haven Child Development Center Kitchen and Restroom Remodel Project (Staff Report# 17-219-CC)
- F5. Authorize the Public Works Director to accept the work performed by Day's Generator Service for the Administration Building Emergency Generator Replacement Project (Staff Report# 17-221-CC)
- F6. Approve the 2017-18 investment policy for the City and the former Community Development Agency of Menlo Park (Staff Report# 17-227-CC)

Mayor Keith pulled item F3.

ACTION: Motion and second (Ohtaki/Cline) to approve all items on Consent Calendar except item F3, passed unanimously.

Public comments:

- Sheryl Bims spoke in support of the comment letter on the Dumbarton Transportation Corridor Study.
- Diane Bailey spoke in support of the comment letter on the Dumbarton Transportation Corridor Study.

ACTION: Motion and second (Obtaki/Cline) to approve item F3, to finalize and submit a comment letter on the Dumbarton Transportation Corridor Study, passed unanimously.

At this point, Mayor Keith called item H2 out of order.

H2. Discussion of downtown paseo pilot program and next steps (Staff Report# 17-232-CC)

- Loren Dakin voiced his frustration about a conversation with staff.

ACTION: Motion and second (Carlton/Cline) to discontinue the downtown paseo pilot program at earliest convenience, passed unanimously.

G. Public Hearing

G1. Consider the Planning Commission's recommendation to approve the final EIR, architectural control, heritage tree removal permits, below market rate (BMR) housing agreement, and development agreement for the Middle Plaza at 500 El Camino Real project (300-550 El Camino Real) (Staff Report# 17-223-CC)

Associate Planner Corinna Sandmeier introduced the item. Mayor Keith opened the public hearing.

- Patrick Lane spoke in support of the project.
- Ahmad Sheikholeslami spoke about the impact of the development on the City School District.
- Hank Lawrence spoke about parking issues and increase in traffic on El Camino Real.
- Kim LeMieux spoke in support of the project.
- Bill Kirsch voiced concern about safety of bicyclists on El Camino Real and suggested a path along the north side of the project.
- Katie Behroozi asked that funds for the rail crossing not be compromised.
- Pamela Jones asked that the project be suspended until inequity in housing between Belle Haven and downtown is addressed.
- Chuck Kinney spoke about the trees project on El Camino Real and urged that new trees are planted.
- Clay Jones spoke in support of the project.
- Perla Ni spoke against the proposed project.
- Elias Blawie spoke about the proposed development agreement and voiced concerns about the project's impact on traffic and schools.
- Dan Sakaguchi asked that parking permits and transit passes be considered as traffic mitigation alternatives.
- Katrina Semene spoke about the project's impact on the environment.
- Harry Bims spoke in support of the project and also voiced concern about the traffic impact.

- Michael Hoff spoke against the project's approval.
- Diane Bailey asked that Stanford implement the highest level environmental measures for this project.
- John Kadvany spoke in support of the project and importance of a rail-crossing tunnel.
- Roy Thiele-Sardina spoke in support of the project.
- Skip Hilton spoke in support of the project.
- Janelle London spoke to clarify the Environmental Quality Commission's vote related to this project and asked that Stanford implement no less than its standard environmental measures.
- Erica Miner asked that Stanford prioritize sustainability and commit to follow green building standards.
- Marc Bryman spoke about the project's impact on the school district.
- Fran Dehn spoke in support of the project.
- Henry Riggs voiced concerns about bicycle route connectivity and the projects impact on traffic.
- Caitlin Darke spoke in support of the project.

Mayor Keith closed the public hearing. The City Council addressed the questions raised during the public comment.

ACTION: Motion and second (Ohtaki/Cline) to approve the recommended actions as outlined in Attachment A of the staff report, with the following three additional conditions to the Development Agreement: implement the 100% renewable energy measures as outlined in the General Plan, implement the LEED Gold equivalent without obtaining the LEED Certification, and commit to not using artificial turf, passed unanimously.

H. Regular Business

H1. Consider the Planning Commission's recommendation to approve the Mitigated Negative Declaration, rezoning, rezoning, General Plan amendment, tentative map, use permit, architectural control, below market rate (BMR) housing agreement, and heritage tree removal permits, as well as a tax exchange agreement, for the 2111-2121 Sand Hill Road ("2131 Sand Hill Road") project (Staff Report# 17-224-CC)

- Diane Bailey stated that she would email her comment to City Council.
- Ron Snow expressed concern about the increase in traffic and impact the project will have on city services.

This item was introduced for public hearing on August 29, when the public input was taken and, by consensus, the City Council continued the item.

At this point, the staff summarized the August 29 meeting comments and the discussion ensued.

ACTION: Motion and second (Ohtaki/Cline) to approve the Planning Commission's recommendation to approve the Mitigated Negative Declaration, rezoning, rezoning, General Plan amendment, tentative map, use permit, architectural control, below market rate housing agreement, and heritage tree removal permits, as well as a tax exchange agreement, for the 2111-2121 Sand Hill Road, passed 4-1 (Councilmember Mueller dissented).

- H2. Discussion of downtown paseo pilot program and next steps (Staff Report# 17-232-CC)

This item was heard earlier in the meeting.

- H3. Approve the terms of a successor agreement between the City of Menlo Park and the Service Employees International Union Local 521 expiring June 30, 2020 (Staff Report# 17-216-CC)

ACTION: Motion and second (Cline/Ohtaki) to approve the terms of a successor agreement between the City of Menlo Park and the Service Employees International Union Local 521 expiring June 30, 2020, passed unanimously.

- H4. Approve the terms of a successor agreement between the City of Menlo Park and the American Federation of State, County, and Municipal Employees, Local 829 expiring June 30, 2020 (Staff Report #17-217-CC)

ACTION: Motion and second (Cline/Ohtaki) to approve the terms of a successor agreement between the City of Menlo Park and the American Federation of State, County, and Municipal Employees, Local 829 expiring June 30, 2020, passed unanimously.

- H5. Approve the salary adjustments for Confidential employees effective concurrently with unit-wide adjustments made to the AFSCME bargaining unit (Staff Report #17-228-CC)

ACTION: Motion and second (Cline/Ohtaki) to approve the salary adjustments for Confidential employees effective concurrently with unit-wide adjustments made to the AFSCME bargaining unit, passed unanimously.

- H6. Approve the amendments to the Executive Management Benefits Plan document for unrepresented management personnel effective October 1, 2017 (Staff Report #17-233-CC)

ACTION: Motion and second (Keith/Cline) to approve the amendments to the Executive Management Benefits Plan document for unrepresented management personnel effective October 1, 2017, passed unanimously.

- H7. Approve a resolution to amend the City's Salary Schedule effective October 1, 2017 (Staff Report #17-229-CC)

ACTION: Motion and second (Cline/Keith) to approve a resolution to amend the City's Salary Schedule effective October 1, 2017, passed unanimously.

- H8. Amend the City Council adopted 2017-18 budget to increase the number of authorized full time equivalent employees in the Police Department for the creation of a new police unit (Staff Report #17-230-CC)

- Matt Henry voiced his concern that addition of a new police unit suggest high crime in Belle Haven and that the unit is funded by Facebook.

ACTION: Motion and second (Keith/Ohtaki) to amend the City Council adopted 2017-18 budget to increase the number of authorized full time equivalent employees in the Police Department for the creation of a new police unit, with a condition that staff clarify the unit's purpose and that it is not

funded by private companies, passed unanimously.

I. Informational Items

- I1. Update on bus shelter installation in Belle Haven (Staff Report# 17-222-CC)

J. City Manager's Report

K. Councilmember Reports

Mayor Keith summarized the outcome of the Library subcommittee meeting. Mayor Keith mentioned that a follow up subcommittee meeting is already scheduled. Mayor Keith announced a special meeting on October 4, at 7 p.m. to discuss the by-district and at-large elections. The Senior Center will host a meeting with Canopy about planting free trees in Belle Haven on October 19, 6:30 p.m.

L. Adjournment

Mayor Keith adjourned the meeting at 1:02 a.m. on September 27, 2017.

Jelena Harada, Deputy City Clerk

These minutes were approved at the City Council meeting of November 7, 2017.