City Council



REGULAR MEETING MINUTES

Date: 5/24/2022 Time: 6:00 p.m. Location: Zoom

Regular Session

A. Call To Order

Mayor Nash called the meeting to order at 6:08 p.m.

B. Roll Call

Present: Combs, Mueller, Nash, Taylor, Wolosin Absent: None Staff: Interim City Manager Justin I.C. Murphy, City Attorney Nira F. Doherty, City Clerk Judi A. Herren

The City Council conducted a moment of silence for the Robb Elementary School shooting in Uvalde, Texas.

C. Agenda Review

Staff pulled item G7. to provide an update.

City Council pulled G7. and G5. for discussion.

D. Presentations and Proclamations

D1. Proclamation: Recognizing Public Works Week (Attachment)

Mayor Nash read the proclamation (Attachment).

Assistant Engineer Edress Rangeen, Public Works Supervisor – Parks Bill Halleck, and Management Analyst II Natalie Bonham accepted the proclamation.

E. Public Comment

None.

F. Study Session

F1. Review and consider applicant's community amenities proposal for the Willow Village master plan project (Staff Report #22-093-CC)

City Councilmember Combs was recused and exited the meeting.

Acting Planning Manager Kyle Perata made a presentation (Attachment).

Signature Development representative Mike Ghielmetti made a presentation (Attachment).

City Council ConnectMenIo Community Amenities Subcommittee members Mayor Nash and City Councilmember Taylor made a presentation.

- Job Train Chief Executive Officer Barrie Hathaway spoke on the positive impacts to Job Train by Meta and in support of the proposed amenities.
- Sixto requested clarification on the small retail footprint, teacher housing requirements, and the proposed tunnel and spoke in support of the proposed grocery store.
- Michael Achoa spoke in support of the proposed amenities.
- Karen Grove requested clarification on whether or not the below market rate (BMR) housing is an amenity or a BMR guideline requirement.
- Nicholas Pataki spoke in support of the proposed grocery store and open spaces, requested clarification on volunteering, security for open spaces, the owner of the grocery store, and how to apply for BMR.
- Pam Jones spoke in opposition of the inclusion of Menlo Park Community Campus (MPCC) in the executive summary of the applicant's community amenity proposal and in support of the proposed grocery store and pharmacy.
- Arvind Chari spoke in support of the proposed amenities.
- Colin Bookman spoke in support of the proposed amenities.
- Jeffrey Moore spoke in support of the proposed amenities.
- Housing Leadership Council representative Ken Chan spoke in support of the proposed amenities.
- Humanity Equity Collaborative representative Heather Hopkins spoke in support of expanding the proposed teacher housing to all educators.
- John Contreras requested clarification on any Veteran benefits included in the housing and residential opportunities.
- Lynne Bramlett spoke on concerns of the grocery space and in support of amenities that support the Belle Haven neighborhood and requested clarification on the developer's agreement mitigation payments.
- Andreas Nilsson spoke in support of the grocery store and on concerns of the proposed amenities distance from the Belle Haven neighborhood.
- Fran Dehn spoke in support of the proposed amenities and provided clarification on "proposed" versus "desired" amenities.
- Bonnie Lam spoke in support of the proposed amenities.

The City Council received clarification on the valuation of the project compared to what is required, costs and funding of maintenance, repairs, and security, future updated BMR guidelines applicable to this project, the development agreement and community amenities timeline, teacher housing requirements, public access to the pedestrian overpass, benefits or housing for Veterans, Dumbarton Rail project impacts, and grocery store rent subsidy terms.

Staff confirmed the target June 1, 2022 Housing Commission study session and the June 8, 2022 Complete Streets Commission regular business item.

The City Council discussed framework of an "amenity", who the proposed amenities serve, and if the applicant and/or City have adequately valued the proposed community amenities.

The City Council directed staff to work with the applicant and subcommittee to follow-up on feedback from tonight's meeting and potentially return to the City Council with the entitlements review.

The City Council took a recess at 8:40 p.m.

The City Council reconvened at 8:47 p.m.

City Councilmember Combs rejoined the meeting.

G. Consent Calendar

- G1. Accept the City Council meeting minutes for April 19 and May 10, 2022 (Attachment)
- G2. Adopt a resolution to continue conducting the City's Council and advisory body meetings remotely due to health and safety concerns for the public and to authorize the use of hybrid meetings (Staff Report #22-103-CC)
- G3. Adopt a resolution amending City Council Policy CC-22-004 Commissions/Committees Policies and Procedures, Roles and Responsibilities to update the Complete Streets Commission membership (Staff Report #22-094-CC)
- G4. Authorize the city manager to enter into an agreement with EOA, Inc. to perform business inspections per the City's stormwater municipal regional permit (Staff Report #22-096-CC)
- G5. Adopt a resolution of preliminary approval of the engineer's report for the Menlo Park Landscaping Assessment District and adopt a resolution of intention to order the levy and collection of assessments for the Landscaping Assessment District for fiscal year 2022-23 (Staff Report #22-098-CC)

The City Council received clarification on the Landscape Assessment District funding.

- G6. Adopt a resolution approving the list of projects eligible for fiscal year 2022-23 funds from Senate Bill
 1: The Road Repair and Accountability Act of 2017 (Staff Report #22-096-CC)
- G7. Adopt a resolution determining that the final map and public improvement agreement for the Menlo Uptown project located at 180-186 Constitution Drive and 141 Jefferson Drive conform to Menlo Park Municipal Code 15.24 and the Subdivision Map Act; approve said final map and public improvement agreement; authorize the city clerk to sign the final map; authorize the city manager to sign the public improvement agreement; and accept dedication of public access easements for site access purposes and an emergency vehicle access easement for fire access purposes (Staff Report #22-100-CC)

The City Council received a correction from the information in the staff report that the intersection, Chrysler Drive and Independence Drive, is not part of the Menlo Uptown project, the impact of removing improvements on Willow Road on the overall project timeline, and the number of improvements that were required as conditions of approval of the Menlo Uptown project.

The City Council discussed the California Environmental Quality Act (CEQA) no longer including (LOS) as a CEQA measurement although the City general plan still requires consideration of LOS, safety concerns related to extending crossing lengths for pedestrians, predicting safety metrics, and the potential removal of the Willow Road improvements.

ACTION: Motion and second (Combs/ Mueller), to adopt a resolution determining that the final map and public improvement agreement for the Menlo Uptown project located at 180-186 Constitution Drive and 141 Jefferson Drive conform to Menlo Park Municipal Code 15.24 and the Subdivision Map Act; approve said

final map and public improvement agreement; authorize the city clerk to sign the final map; authorize the city manager to sign the public improvement agreement; and accept dedication of Public access easements for site access purposes and an emergency vehicle access easement for fire access purposes, failed 2-3 (Taylor, Wolosin, and Nash dissenting).

The City Council took a recess at 9:34 p.m.

The City Council reconvened at 9:39 p.m.

ACTION: Motion and second (Wolosin/ Nash), to adopt a resolution determining that the final map and public improvement agreement for the Menlo Uptown project located at 180-186 Constitution Drive and 141 Jefferson Drive conform to Menlo Park Municipal Code 15.24 and the Subdivision Map Act; approve said final map and public improvement agreement; authorize the city clerk to sign the final map; authorize the city manager to sign the public improvement agreement; accept dedication of public access easements for site access purposes and an emergency vehicle access easement for fire access purposes, and to return the public improvement agreement to further discuss the near term improvements on Willow Road and Coleman Avenue and Willow Road and Gilbert Avenue, passed 3-1-1 (Combs dissenting and Mueller abstaining).

G8. Adopt a resolution authorizing staff to submit an application to the San Mateo County Transportation Authority for Measure A Alternative Congestion Relief and Measure W Transportation Demand Management Program Funding (Staff Report #22-102-CC)

ACTION: Motion and second (Wolosin/ Nash), to approve the consent calendar except item G7., passed unanimously.

H. Regular Business

H1. Adopt a resolution to ratify a successor agreement between the City of Menlo Park and Menlo Park Police Sergeants' Association expiring June 30, 2025 (Staff Report #22-092-CC)

Interim Human Resources Manager Kristen Strubbe made the presentation (Attachment).

ACTION: Motion and second (Nash/ Taylor), to adopt a resolution to ratify the successor agreement between the City of Menlo Park and the Menlo Park Police Sergeants' Association expiring June 30, 2025, passed unanimously.

H2. Adopt a resolution approving a Water Conservation Plan pursuant to Menlo Park Municipal Code Chapter 7.35 imposing Stage 2 Drought Measures of the City's 2020 Water Shortage Contingency Plan and the State Water Resources Control Board's proposed emergency regulations regarding turf irrigation (Staff Report #22-097-CC)

Senior Civil Engineer Pam Lowe introduced the item.

• Pam Jones spoke in support of developing a plan without waiting for the State's plan. The City Council received clarification on the maximum water reduction percentage calculation and implementation of stricter regulations compared to the State.

The City Council discussed holding a study session on water conservation and shared water resources with the Bay Area Water Supply and Conservation Agency (BAWSCA).

ACTION: Motion and second (Taylor/ Nash), approve a Water Conservation Plan resolution, pursuant to

Menlo Park Municipal Code Chapter 7.35, imposing drought stage 2 measures of the City's 2020 Water Shortage Contingency Plan and the State Water Resources Control Board's proposed emergency regulations regarding turf irrigation that urban water suppliers must comply with by June 10, 2022, passed unanimously.

H3. Direction on drafting an ordinance preserving park land (Staff Report #22-107-CC)

Interim City Manager Justin Murphy introduced the item.

• Brian Kissel spoke in support of protecting City parks permanently and increasing park land.

The City Council received clarification on the government use exception, future City Council bindings and hurdles, and staff impacts pursuing an ordinance.

The City Council discussed dedicating all City parks and park parking lots in the Municipal Code, creating a procedural requirement in the ordinance that government use exception of park land will require an advisory vote of the public beforehand, defining "parks" as green, open, and recreational spaces or something more broad (e.g., to also include park parking lots), and a ballot initiative.

ACTION: Motion and second (Mueller/ Wolosin), to direct staff to draft an ordinance dedicating all City parks, close any loopholes for rezoning of park use, create a procedural requirement in the ordinance that government use exception of park land will require an advisory vote of the public before a City Council could exercise that use exception, and to define "parks" as green, open, and recreational spaces and to exclude parking lots and the Burgess Park civic center structures in that definition, passed 3-2 (Taylor and Nash dissenting).

I. Informational Items

- 11. City Council agenda topics: May 31, 2022 June 2022 (Staff Report #22-105-CC)
- I2. General Obligation Bonds cost of issuance (Staff Report #22-095-CC)
- 13. Menlo Park Community Campus operational planning updates: Subcommittee report; updated operational plan milestones; draft program survey (Staff Report #22-101-CC)
- I4. Bayfront area pedestrian circulation plan update (Staff Report #22-104-CC)
 - Adina Levin spoke in support of the plan.
- I5. Police department quarterly update Q2 September 2021 December 2021 and Q3 January 2022
 March 2022 (Staff Report #22-106-CC)

J. City Manager's Report

Interim City Manager Justin Murphy reported out on quiet zone implementation study update, the delivery of Tesla vehicles to the police department, and the Flood School site discussions with community members.

K. City Councilmember Reports

City Councilmember Combs reported out that City is working on the Flood School site outreach, emailed requests to agendize city manager recruitment and legal expenditure reporting, and the Zoom attacks on the SAFER Bay project meeting.

L. Adjournment

Mayor Nash adjourned the meeting at 11:30 p.m.

Judi A. Herren, City Clerk

These minutes were approved at the City Council meeting of June 14, 2022.

NATIONAL PUBLIC WORKS WEEK

WHEREAS, public works professionals focus on infrastructure, facilities and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life and well-being of the people of the City of Menlo Park; and,

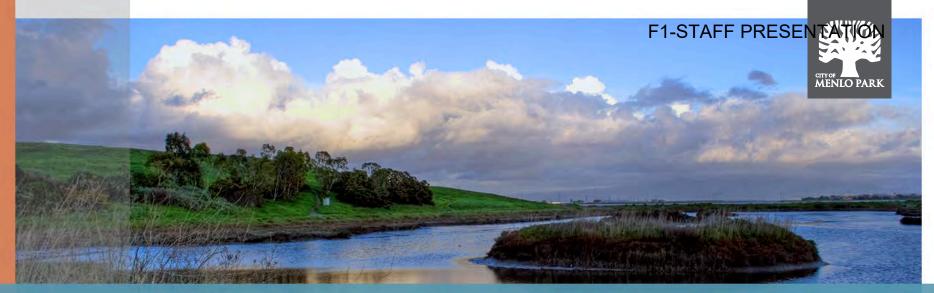
WHEREAS, these infrastructure, facilities and services could not be provided without the dedicated efforts of public works professionals, who are engineers, managers, and employees at all levels of government and the private sector, who are responsible for rebuilding, improving, and protecting our nation's transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and,

WHEREAS, it is in the public interest for the citizens, civic leaders and children in the City of Menlo Park to gain knowledge of and to maintain an ongoing interest and understanding of the importance of public works and public works programs in their respective communities; and,

WHEREAS, the year 2022 marks the 62nd annual National Public Works Week sponsored by the American Public Works Association/Canadian Public Works Association.

NOW THEREFORE, BE IT PROCLAIMED I, Betsy Nash, Mayor of the City of Menlo Park, on behalf of the City Council, do hereby designate the week May 15 - 21, 2022 as National Public Works Week; I urge all citizens to join with representatives of the American Public Works Association and government agencies in activities, events, and ceremonies designed to pay tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they make to protecting our national health, safety, and guality of life.

Betsy Nash, Mayor May 24, 2022



WILLOW VILLAGE MASTER PLAN PROJECT

1350- 1390 Willow Road, 925- 1098 Hamilton Avenue, 1005-1275 Hamilton Court Community Amenities Proposal Study Session Staff Presentation to City Council, May 24, 2022



MEETING PURPOSE

- Study session to review community amenities proposal
 - Receive applicant presentation
 - Receive public comment
 - Ask clarifying questions
 - Provide feedback on applicant's proposal
- Council should provide feedback on the following:
 - whether the proposed amenities satisfy the criteria and need for community amenities
 - whether the applicant and/or City have adequately valued the proposed community amenities
 - whether the proposed amenities are consistent with the current City Council-adopted community amenities list



WILLOW VILLAGE PROJECT LOCATION



PROPOSED SITE PLAN





LEGEND	
1	Town Square
2	Grocery Store on Ground Level
3	Publicly Accessible Park
4	Publicly Accessible Dog Park
5	Elevated Park Access (Elevator and Stairs)
6	Elevated Park
7	Hotel
8	Mixed-Use Block
9	Residential Block
10a	Office Campus
10b	Meeting & Collaboration Space
11	Parking Garage with Transit Hub on Ground Level
12	Proposed Multi-use Pathway
13	Willow Road Tunnel
14	Realigned Hamilton Avenue
15	Hamilton Avenue Parcel North
16	Hamilton Avenue Parcel South

LEGEND



BONUS LEVEL DEVELOPMENT REGULATIONS



- ConnectMenIo General Plan update created Office (O), Life Sciences (LS), and Residential Mixed Use (R-MU) zoning districts
- Bonus level development permitted in exchange for community amenities
- Community amenities required to be 50 percent of increased value
- Community amenities can be provided through:
 - Amenities from Council-adopted list
 - An in-lieu fee
 - Amenities not on the Council-adopted list through a development agreement

BONUS LEVEL DEVELOPMENT APPRAISAL PROCESS

- Applicant submits appraisal for City review
- City evaluates appraisal
 - Typically contract with a third party appraiser to independently review the applicant's appraisal and provide a peer appraisal





COMMUNITY AMENITIES EVALUATION

- Applicant submits community amenities proposal
 - Proposal includes applicant's valuation of each amenity
- City evaluates proposal
 - Ensure the minimum required value is met
 - Evaluation includes a City consultant to review the valuations
- Willow Village's minimum required value: \$133.3 million
 - Applicant's estimated valuation: \$295.5 million
 - City's estimated valuation: \$267.1 million



COMMUNITY AMENITIES PROPOSAL

Summary of amenities on City Council adopted list

Amenity	Applicant valuation	BAE (City's) valuation	Delta
Grocery store space	\$33,276,808	\$30,450,935	(\$4,104,123)
Grocer space rent subsidy	\$2,014,800	\$1,972,630	(\$42,170)
Pharmacy	\$1,405,346	\$992,340	(\$413,006)
Dining options	\$10,064,499	\$10,316,257	\$251,758
Bank or credit union	\$1,504,156	\$1,557,964	\$53,808
Willow Road tunnel bike and pedestrian paths	\$35,467,818	\$22,250,919	(\$13,216,899)
Dog park improvements	\$1,197,682	\$1,058,510	(\$139,172)
Funding for job training programs	\$8,363,395	\$8,304,907	(\$58,488)
Total	\$93,294,504	\$76,904,462	(\$16,390,042)

8



COMMUNITY AMENITIES PROPOSAL

Summary of possible amenities provided through development agreement

Amenity	Applicant valuation	BAE (City's) valuation	Delta
Community entertainment offerings	\$11,768,423	\$12,247,793	\$479,370
Elevated park improvement costs	\$135,321,486	\$133,668,672	(\$1,652,814)
Town square improvement costs	\$17,623,908	\$15,517,431	(\$2,106,477)
Teacher housing rent subsidies	\$1,906,772	\$1,745,319	(\$161,453)
Excess public open space	\$24,115,309	\$18,078,137	(\$6,037,172)
Open space operations & maintenance costs	\$7,133,693	\$4,656,361	(\$2,477,332)
Community mobile market funding	\$4,400,000	\$4,299,571	(\$100,429)
Total	\$202,269,591	\$190,213,284	(\$12,056,307)



MEETING PURPOSE



- Review and provide feedback on the following:
 - whether the proposed amenities satisfy the criteria and need for community amenities
 - whether the applicant and/or City have adequately valued the proposed community amenities
 - whether the proposed amenities are consistent with the current City Council-adopted community amenities list
- Provide any additional feedback on key topics identified in staff report



NEXT STEPS

- City staff continue to conduct environmental review
 - Draft environmental impact report (EIR) comment period now closed
 - Staff and its consultant to begin work on response to comments and final EIR.
- Begin public meetings on project
 - Housing commission
 - Complete streets commission
- City staff and applicant to review and consider feedback on community amenities proposal
 - Continue to advance the development agreement negotiation process with input from tonight's meeting
- Future Planning Commission and City Council hearings





THANK YOU





F1-APPLICANT PRESENTATION

CAFE

Community Amenities & Benefits

MAY 24, 2022

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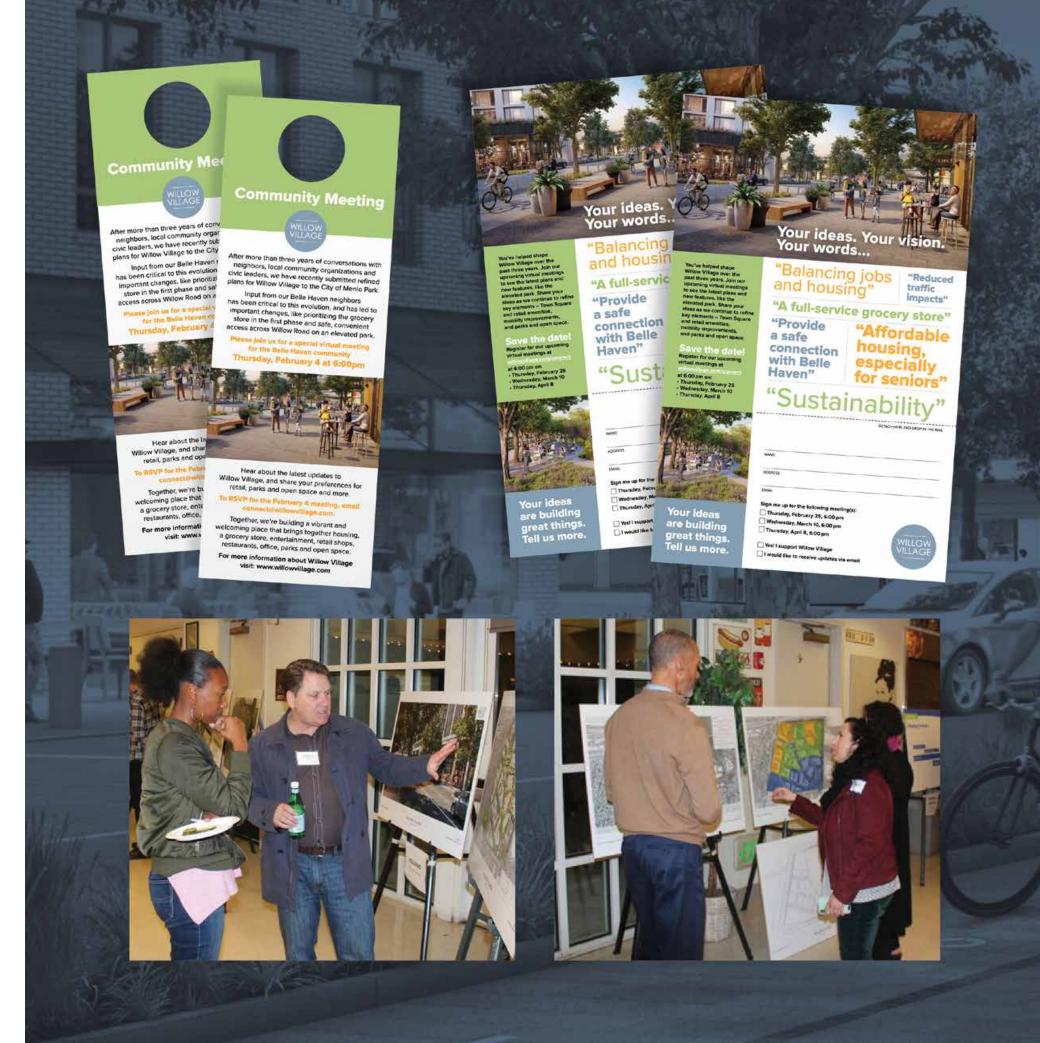
Community Amenities Overview: \$133M Required, \$295M Proposed

- Full-Service Grocery Store
- Full-Service Grocery Store **Rent Subsidy**
- Pharmacy Services
- ATM/Banking Services
- Restaurants/Cafes
- Community Entertainment Retail
- Publicly Accessible Open Space
- Bike & Pedestrian Trails, Paths and Lanes
- Dog Park

- Job Training & Internships for Local Residents
- Rent Support for Local Teachers
- Funding for Food Stability-Mobile Market

WILLOW VILLAGE PROVIDES MORE THAN AMENITIES VALUE

Willow Village Community Outreach & Engagement



Community Outreach & Engagement

 Thousands of community stakeholders 10 large community meetings • Live polling sessions + 1,000 online surveys • **Bi-lingual flyers** Menlo Park resident input & feedback Social media advertising Stakeholder endorsement & support



Community Voices: What We Heard

Full-service grocery store 2) Affordable housing 3) A balance in new jobs and new housing units 4) New Town Square 5) Publicly Accessible Open Space



What We Heards Retail Preferences

I) Grocery Store 2) Restaurants/cafes 3) Bakery/coffee houses/ice cream 4) Family entertainment 5) Pharmacy



What We Heard: Parks & Open Space Preferences

Seating areas/benches/picnic areas 2) Grass for landscaped areas for relaxing Community/cultural events/ farmer's markets/food trucks 4) Live music/event venue (i.e. amphitheater)

5) Play structures/games areas

"Build something for the community first"

"Do something about the traffic in the area"

"Collaboration is key"

"Think about the need of the very low income families of the area. We need more affordable housing"

"Facebook should make sure a grocery store, pharmacy and parks are built for the **Belle Haven area**"

"Just be sure to work toward carbon neutral"

Revisions Based on Community Feedback

SILICON VALLEY BUSINESS JOURNAL

Smaller footprint, greater focus on community amenities in Facebook's Willow Village update

San Jose Mercury News Facebook proposes focused revamp of Willow Village in Menlo Park

What We Heard: What We Changed

 Addressed the need for grocery, retail, and entertainment Accelerated major community amenities to start in Phase I Improved connections to the Belle Haven neighborhood Improved the job/housing balance **Provided more affordable housing Reduced office space Reduced traffic impacts** Created exciting new open spaces, parks and trails



Community Amenities & Benefits Summary







Community Amenities & Benefits Full-Service Grocery Store

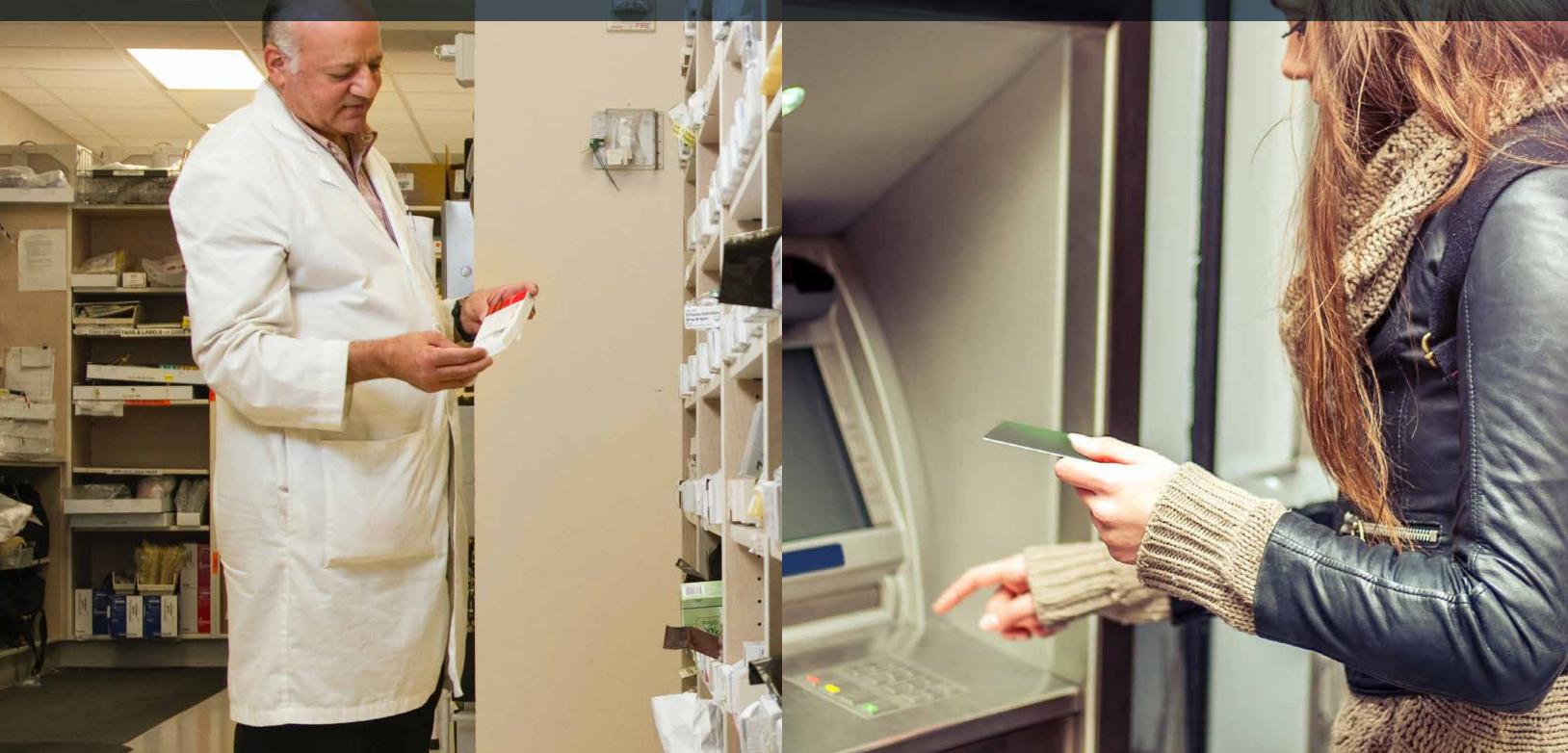
WILLOW VILLAGE PROVIDES \$295M IN COMMUNITY AMENITIES & BENEFITS

Community Amenities & Benefits Full-Service Grocery Store

Community Amenities & Benefits Grocery Store Rent Subsidy for 1st Phase Acceleration ARKET HALL BAKERY Bon Second and ins Lacht Tres Leche



Community Amenities & Benefits Pharmacy Services Bank/Credit Union Branch with ATM



Community Amenities & Benefits High Quality Affordable Housing

Community Amenities & Benefits New Bike/Pedestrian Trails, Paths & Lanes **Community Hub**



Community Amenities & Benefits Dog Park Community

Entertainment Offerings

Community Amenities & Benefits Food Stability/Mobile Market

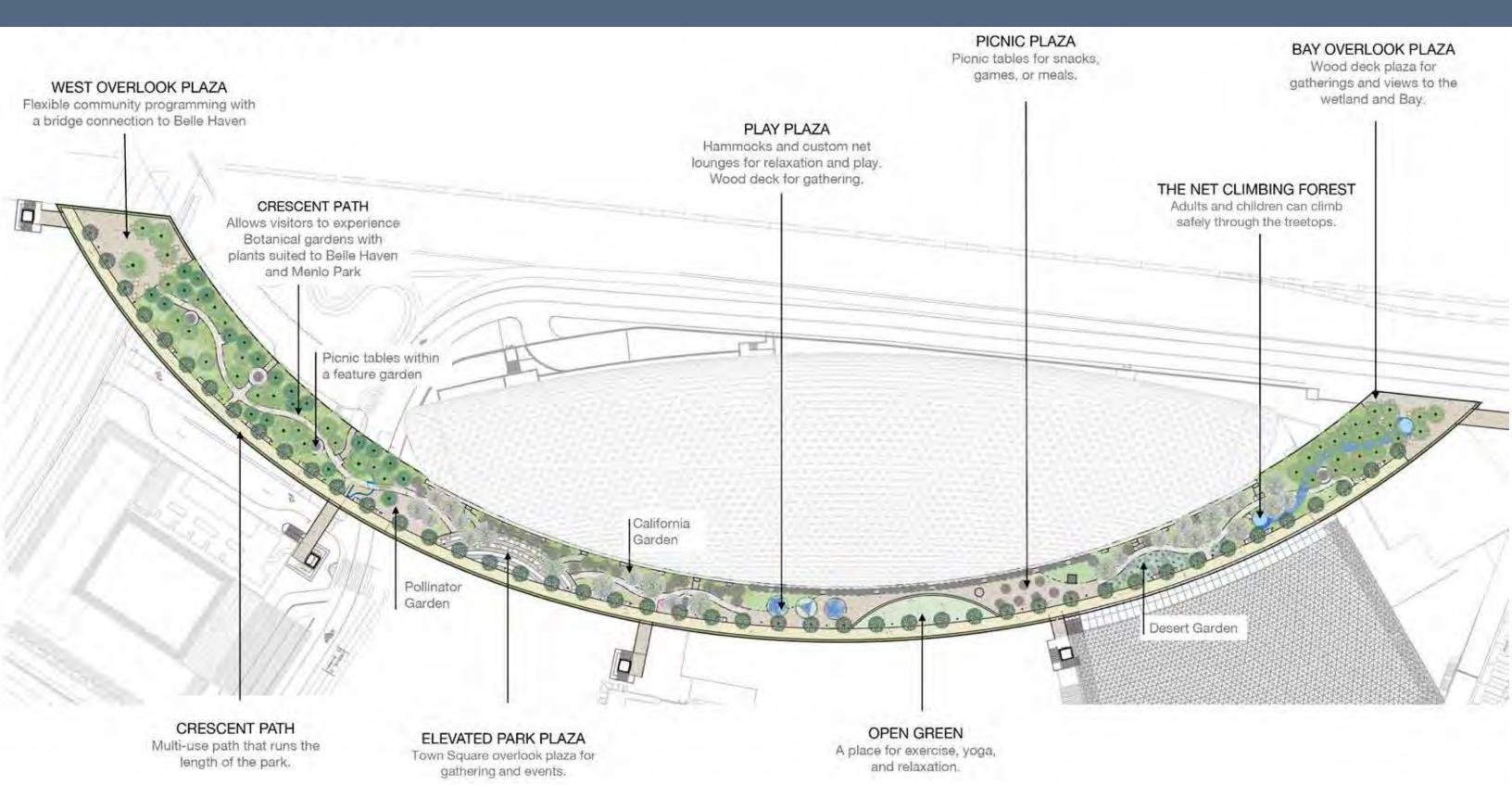
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Community Amenities & Benefits

Town Square



Community Amenifies & Benefits **Publicly Accessible Open Space**

WILLOW VILLAGE PROVIDES 5295M IN COMMUNITY AMENITIES & **BENEFITS**



ALL BAKERY







RATIFICATION OF TENTATIVE AGREEMENT WITH POLICE SERGEANTS ASSOCIATION

City Council Meeting May 24, 2022





NEGOTIATION SUMMARY



PUBLIC INPUT AND OUTREACH



- Public input and outreach process
 - Early release on March 28, 2022
 - City Council presentation on April 12, 2022
- PSA Bargaining Unit
 - Contract originally through June 30, 2022
 - 9 members in the unit
- Negotiations
 - Commenced negotiations April 12, 2022
 - Reached tentative agreement April 27, 2022





KEY ECONOMIC PROVISIONS

Contract Term	Tentative Agreement	Fiscal Impact
Term	3 Years (expiring June 30, 2025)	(\$60,000)
Lump sum	\$2,000 lump sum after ratification 2022	\$18,000
On call pay for traffic unit	Fiscal Year 2022-23 Fiscal Year 2023-24 Fiscal Year 2024-25	\$42,005
Special assignment work schedule	Fiscal Year 2022-23 Fiscal Year 2023-24 Fiscal Year 2024-25	\$71,308

	KEY ECONOMIC PROVISIONS CONT.	CITYOF MENLO PARK
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Contract Term	Tentative Agreement	Fiscal Impact
Flex benefits plan	2022 alignment to POA, SEIU, AFSCME January 2023 CPI increase 2-4% January 2024 CPI increase 2-4%	\$32,684
Total	Contract term, compounded	\$247,710



FISCAL IMPACT



- Within City Council authority to negotiating team
- Assumptions
 - Consistent with past financial forecasts
 - In-line with CalPERS actuarial wage growth
 - Fully funded through the 2024-25 budget and incorporated into the long term forecasts for future years



- Receive presentation by City staff
- Receive public comment
- Consider ratification of successor agreement with PSA expiring June 30, 2025



THANK YOU

- PSA Bargaining Team
 - Chris Adair
- Mastagni Holstedt, APC
 - Jerry Camous
- Renne Sloan Holtzman Sakai LLP
 - Charles Sakai
 - Adam Benson



- Administrative Services
 - Mary Morris-Mayorga
 - Marvin Davis
 - Kristen Strubbe
 - Barbara Tong



DISCUSSION / QUESTIONS