



**REGULAR MEETING AGENDA**

**Date: 8/17/2021**

**Time: 5:00 p.m.**

**Regular Meeting Location: [Zoom.us/join](https://zoom.us/join) – ID# 998 8073 4930**

**NOVEL CORONAVIRUS, COVID-19, EMERGENCY ADVISORY NOTICE**

On March 19, 2020, the Governor ordered a statewide stay-at-home order calling on all individuals living in the State of California to stay at home or at their place of residence to slow the spread of the COVID-19 virus. Additionally, the Governor has temporarily suspended certain requirements of the Brown Act. For the duration of the shelter in place order, the following public meeting protocols will apply.

Teleconference meeting: All members of the City Council, city staff, applicants, and members of the public will be participating by teleconference. To promote social distancing while allowing essential governmental functions to continue, the Governor has temporarily waived portions of the open meetings act and rules pertaining to teleconference meetings. This meeting is conducted in compliance with the Governor Executive Order N-25-20 issued March 12, 2020, and supplemental Executive Order N-29-20 issued March 17, 2020.

- How to participate in the closed session and regular meeting
  - Submit a written comment online up to 1-hour before the meeting start time:  
[menlopark.org/publiccommentAugust17](https://menlopark.org/publiccommentAugust17) \*
  - Access the meeting real-time online at:  
[Zoom.us/join](https://zoom.us/join) – Meeting ID 998 8073 4930
  - Access the meeting real-time via telephone at:  
(669) 900-6833  
Meeting ID 998 8073 4930  
Press \*9 to raise hand to speak

\*Written public comments are accepted up to 1-hour before the meeting start time. Written messages are provided to the City Council at the appropriate time in their meeting.

- Watch meeting:
  - Cable television subscriber in Menlo Park, East Palo Alto, Atherton, and Palo Alto:  
Channel 26
  - Online:  
[menlopark.org/streaming](https://menlopark.org/streaming)

Note: City Council closed sessions are not broadcast online or on television and public participation is limited to the beginning of closed session.

Subject to Change: Given the current public health emergency and the rapidly evolving federal, state, county and local orders, the format of this meeting may be altered or the meeting may be canceled. You may check on the status of the meeting by visiting the City's website [www.menlopark.org](https://www.menlopark.org). The instructions for logging on to the webinar and/or the access code is subject to change. If you have difficulty accessing the webinar, please check the latest online edition of the posted agenda for updated information ([menlopark.org/agenda](https://menlopark.org/agenda)).

According to City Council policy, all meetings of the City Council are to end by midnight unless there is a super majority vote taken by 11:00 p.m. to extend the meeting and identify the items to be considered after 11:00 p.m.

**Closed Session ([Zoom.us/join](https://zoom.us/join) – ID# 998 8073 4930)**

**A. Call To Order**

**B. Roll Call**

**C. Agenda Review**

Agenda Review provides advance notice to members of the public and City staff of any modifications to the agenda order and any requests from City Councilmembers under City Councilmember reports.

**D. Closed Session**

Public Comment on these items will be taken before adjourning to Closed Session.

D1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code § 54956.9)  
Michael Zeleny v. Rob Bonta, et al (Case No. 17-cv-07357-RS)  
Claimant: Michael Zeleny  
Agency Claimed Against: City of Menlo Park

D2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9) Case number: 21-CIV-01717

D3. Closed session conference pursuant to Government Code §54957(b)(1) regarding public employee performance evaluation of the City Attorney

**E. Adjournment**

**Regular Session ([Zoom.us/join](https://zoom.us/join) – ID# 998 8073 4930)**

**F. Call To Order**

**G. Roll Call**

**H. Report from Closed Session**

**I. Presentations and Proclamations**

I1. Certificates of Recognition: Boy Scout Troop 222 ([Attachment](#))

**J. Public Comment**

Under “Public Comment,” the public may address the City Council on any subject not listed on the agenda. Each speaker may address the City Council once under public comment for a limit of three minutes. Please clearly state your name and address or political jurisdiction in which you live. The City Council cannot act on items not listed on the agenda and, therefore, the City Council cannot

respond to non-agenda issues brought up under public comment other than to provide general information.

#### **K. Study Session**

- K1. Provide direction on parks projects and the use of remaining Measure T bond funds ([Staff Report #21-153-CC](#))

#### **L. Consent Calendar**

- L1. Receive Finance and Audit Committee's recommendation and adopt Resolution No. 6651 approving the 2021-22 investment policy for the City and the former Community Development Agency of Menlo Park ([Staff Report #21-146-CC](#))
- L2. Approve the 2021-22 Finance and Audit Committee work plan ([Staff Report #21-147-CC](#))
- L3. Adopt Resolution No. 6652 to reduce the posted speed limit in school zones consistent with the California Vehicle Code ([Staff Report #21-149-CC](#))
- L4. Award an on-call construction contract to Catos General Engineering, Inc. for the on-call asphalt and concrete repair services project ([Staff Report #21-150-CC](#))
- L5. Award a construction contract to Terramark General Engineering Contractors, Inc. for the Sharon Park walkways reconstruction project ([Staff Report #21-151-CC](#))
- L6. Award a construction contract to Tricon Construction for the Burgess Pool chemical room renovations ([Staff Report #21-152-CC](#))
- L7. Adopt Resolution No. 6653 to authorize the city manager to accept the grant deed for 1155 Merrill St. Unit 209, execute all documents necessary to complete the purchase and approve the appropriation of below market rate housing funds not to exceed \$355,000 to purchase and retain the property in the below market rate housing program ([Staff Report #21-154-CC](#))
- L8. Establish the Reimagining Public Safety Ad Hoc Subcommittee and appoint City Councilmembers Taylor and Wolosin ([Staff Report #21-155-CC](#))

#### **Recess**

#### **M. Regular Business**

- M1. Adopt Resolution No. 6648 to ratify successor agreement between the City of Menlo Park and the Service Employees International Union Local 521 expiring June 30, 2023 ([Staff Report #21-144-CC](#))
- M2. Adopt Resolution No. 6649 to ratify a successor agreement between the City of Menlo Park and the American Federation of State, County, and Municipal Employees Local 829 expiring June 30, 2023 ([Staff Report #21-145-CC](#))
- M3. Receive report and recommendation from the city manager recruitment services request for proposals subcommittee, select a firm to perform the recruitment, authorize Mayor to execute professional services agreement with the selected firm, and appoint a City Council Ad Hoc

Subcommittee for City Manager Recruitment ([Staff Report #21-156-CC](#))

- M4. Adopt Resolution No. 6650 of the City Council of the City of Menlo Park determining that the City Council shall take an appeal of the Planning Commission's June 21, 2021, approval of the Menlo Uptown Development Project ([Staff Report #21-148-CC](#))

**N. Informational Items**

- N1. City Council agenda topics: August to September 2021 ([Staff Report #21-157-CC](#))
- N2. Update on the Menlo Park local hazard mitigation plan annex to the San Mateo County hazard mitigation plan ([Staff Report #21-158-CC](#))

**O. City Manager's Report**

**P. City Councilmember Reports**

- P1. Confirm voting delegate for the League of California Cities annual conference ([Attachment](#))

**Q. Adjournment**

At every regular meeting of the City Council, in addition to the public comment period where the public shall have the right to address the City Council on any matters of public interest not listed on the agenda, members of the public have the right to directly address the Council on any item listed on the agenda at a time designated by the chair, either before or during the City Council's consideration of the item.

At every special meeting of the City Council, members of the public have the right to directly address the City Council on any item listed on the agenda at a time designated by the chair, either before or during consideration of the item. For appeal hearings, appellant and applicant shall each have 10 minutes for presentations.

If you challenge any of the items listed on this agenda in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Menlo Park at, or prior to, the public hearing.

Any writing that is distributed to a majority of the City Council by any person in connection with an agenda item is a public record (subject to any exemption under the Public Records Act) and is available by request by emailing the city clerk at [jaherren@menlopark.org](mailto:jaherren@menlopark.org). Persons with disabilities, who require auxiliary aids or services in attending or participating in City Council meetings, may call the City Clerk's Office at 650-330-6620.

Agendas are posted in accordance with Government Code Section 54954.2(a) or Section 54956. Members of the public can view electronic agendas and staff reports by accessing the City website at [menlopark.org/agenda](http://menlopark.org/agenda) and can receive email notification of agenda and staff report postings by subscribing to the "Notify Me" service at [menlopark.org/notifyme](http://menlopark.org/notifyme). Agendas and staff reports may also be obtained by contacting City Clerk at 650-330-6620. (Posted: 8/12/2021)