



Minutes
Town of Atherton
CITY COUNCIL
December 16, 2015
7:00 P.M. - REGULAR MEETING
Council Chambers
94 Ashfield Road,
Atherton, California

Mayor DeGolia called the meeting to order at 7:00 p.m.

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL** **Widmer, Lewis, DeGolia, Wiest, Lempres**
3. **PRESENTATIONS**

COUNCIL REORGANIZATION

- a) Message from Outgoing Mayor

Mayor DeGolia said that it has been a great honor to serve Atherton. DeGolia said one of his main goals this past year was to create resident awareness and increase community engagement. He noted that this was done by deploying new software called Peak Democracy and launching their Open Town Hall software to enable residents to identify preferences on various issues.

DeGolia also initiated weekly Mayor's office hours which enabled residents to come and talk to him about any issues or concerns they might have.

DeGolia noted that the Atherton fiber project is continuing to make great progress and anticipates construction to begin in mid-2016.

The Council launched the design phase for the new civic center and approved the conceptual design plan. This will be the largest project in Atherton's history and hopefully a completely zero net energy building.

DeGolia noted that this is the third substantial annual budget surplus in a row and added that the Council is committed to investing in infrastructure including streets, parks and the channel drainage district. He added that the new Willie Mays ballpark was dedicated, and that many master plans are continuing to make progress including the drainage master plan and the bike pedestrian master plan.

With respect to Atherton's regional connections, the Town substantially improved relations with the Menlo Park Fire District, participated in joining Peninsula Clean Energy to offer residents options for cleaner and cheaper energy, continued discussions with the San Mateo County Library JPA about donor funds, and initiated discussions on railroad quiet zones in Atherton.

DeGolia thanked members of Council for their dedication to Atherton, members of staff for their hard work, and each resident who worked so hard in their positions on town committees to provide Council such good guidance.

In conclusion, DeGolia said he looks forward to continuing to represent the Town and in working with the Council.

b) Selection of Mayor and Vice Mayor

City Clerk DellaSanta declared the Office of Mayor vacant and sought nominations for Mayor.

MOTION by DeGolia, second by Widmer to nominate Elizabeth Lewis for the Office of Mayor. The motion passed unanimously.

c) Oath of Office -New Mayor and Vice Mayor

City Clerk DellaSanta declared the Office of vice Mayor vacant and sought nominations for vice Mayor.

MOTION by Lewis, second by Widmer to nominate Michael Lempres for the Office of vice Mayor. The motion passed unanimously.

Mayor Lewis noted that her reason for nominating Lempres was because he was elected to the Council in 2014 and has represented the Town in a thoughtful, collegial and consensus manner. Additionally, he has represented Atherton on regional committees including the congestion management alliance, grand boulevard task for (El Camino Real), and the Town's transportation committee.

d) Message from Incoming Mayor

Mayor Lewis noted that it is a true honor to serve the residents of Atherton. Lewis said she does not take her job as a councilmember lightly and she promises to do her best to represent the community in the decisions that are made.

Mayor Lewis recalled that many of the projects DeGolia noted were initiated several years ago. She added that getting things done are a "marathon" and not a "sprint." It takes time, sewing seeds, and creating consensus.

Mayor Lewis noted that she would carry on DeGolia's tradition and hold office hours every Tuesday in the Chambers from noon to 2pm. Lewis added that any resident who is not signed up for the daily notifications from Town Hall should contact the City Clerk's office to get on the email list.

OATH OF OFFICE – Dispatcher Sharon Koehler

Chief Flint introduced new Dispatcher Sharon Koehler. Flint administered the oath of office and Koehler's family administered the badge pinning.

UPDATE & REAPPOINTMENT – San Mateo Mosquito and Vector Control District Trustee

Recommendation: Hear Presentation and Consider Reappointment of Atherton Trustee Mason Brutschy

Atherton's District Trustee Mason Brutschy provided the Council with an update on the District's major accomplishments which include replacing the General Manager's position. He added that the District hired new auditors as well. There has not been much concern with mosquitoes in Atherton except near the circus club. The District took care of it by spraying.

MOTION by Wiest, second by Widmer to approve a four-year reappointment for Mason Brutschy. The motion passed unanimously.

4. **PUBLIC COMMENTS** - None

5. **REPORT OUT OF CLOSED SESSION** - Report out by City Attorney – None.

6. **CITY MANAGER'S REPORT**

7. **COMMUNITY ORGANIZATION ROUNDTABLE REPORT**

CONSENT CALENDAR (Items 8- 14)

8. **APPROVAL OF NOVEMBER 18, 2015 REGULAR MEETING MINUTES**

Report: City Clerk Theresa DellaSanta

Recommendation: Approve meeting minutes

9. **APPROVAL OF BILLS AND CLAIMS FOR SEPTEMBER IN THE AMOUNT OF \$936,130**

Report: Finance Director Robert Barron III

Recommendation: Approve Bills and Claims in the amount of \$936,130

10. **FINANCIAL REPORT FOR NOVEMBER 30, 2015**

Report: Finance Director Robert Barron III

Recommendation: Receive and File the General Fund Financial Report for November 30, 2015

11. **ADOPTION OF ORDINANCE OF THE CITY COUNCIL OF THE TOWN OF ATHERTON TO INCREASE GREEN WASTE RATES, DECREASE IN GARBAGE CART RATES, AND ESTABLISHING A MINIMUM SERVICE FLAT RATE PER RESIDENT IN THE TOWN OF ATHERTON**

Report: Finance Director Robert Barron III

Recommendation: Adopt ordinance increasing the green waste rates, decrease in garbage cart rates, and establish a minimum service flat rate in the Town of Atherton

12. **CARTAN FIELD IMPROVEMENT PROJECT – SECOND AMENDMENT TO LAMPHIER-GREGORY AGREEMENT FOR EIR PREPARATION**

Report: Town Planner Lisa Costa Sanders

Recommendation: Approve the Second Amendment to the Lamphier-Gregory agreement which expands the scope of services to provide additional services and adds \$77,250 to the compensation, and authorize the City Manager to execute the amendment

Council Member Widmer felt that it was very important to take a hard look at the noise associated with this project. He added that the prior noise study contained many perceived issues.

13. AWARD A CONSULTANT SERVICES AGREEMENT TO HATCH MOTT MACDONALD FOR ENGINEERING DESIGN SERVICES FOR THE MIDDLEFIELD ROAD/OAK GROVE AVENUE COMPLETE STREETS IMPROVEMENT PROJECT

Report: Community Services Director Mike Kashiwagi

Recommendation: Direct the City Attorney to prepare and the City Manager to execute a professional services contract with Hatch Mott Macdonald, (HMM) for a not to exceed fee of \$45,570 to perform engineering design services necessary for the preparation of plans, specifications and estimates (PS&E) for Complete Streets Improvements at the Middlefield Road/Oak Grove Avenue intersection

14. RESOLUTION AUTHORIZING THE DESTRUCTION OF RECORDS PURSUANT TO GOVERNMENT CODE SECTION 34090

Report: Police Chief Ed Flint

Recommendation: Adopt the attached Resolution authorizing the destruction of certain records pursuant to Government Code Section 34090

MOTION by Widmer, second by DeGolia to approve the consent calendar consisting of items 8 through 14. The motion passed unanimously.

PUBLIC HEARING – None

REGULAR AGENDA – (Items 15-17)

15. CIVIC CENTER PROJECT STATUS REPORT

Report: Community Services Director Mike Kashiwagi

Recommendation: Receive report and provide direction to the CCAC and staff regarding recommendations from the CCAC on sustainable design elements and exterior design

Community Services Director Mike Kashiwagi provided Council with a brief status update on the civic center project.

Council Member Widmer questioned the elimination of the natural gas connectivity. He supported removal of Black Water reuse.

Mayor Lewis noted that the architects felt that removal of the natural gas connectivity would reduce the need for mechanical space. The architects were confident they could design a building without the use of natural gas.

Council Member DeGolia added that the architects went through great details in showing the CCAC how they would use electricity for water and heat rather than natural gas. There was also cost benefits.

Council Member Wiest had a concern with initiating discussions with West Bay Sanitary District to study utilizing sanitary sewer flow for heat exchange because he didn't believe the new civic center would be large enough to handle it.

DeGolia noted that the consultant recommended exploration because there may be some benefit with the sewage line across the Fair Oaks parcel.

Council accepted the CCAC's recommendations as follows:

1. Direct the design team to focus on realizable energy efficiency and sustainability but only pursue LEED certification if there is minimal additional cost.
 2. Affirm the design direction to delete natural gas supply from the project.
 3. Focus on sustainability priorities which can achieve high performance within a traditional budget.
 4. Pursue design elements that could engage and excite the community.
 5. Initiate discussions with West Bay Sanitary District to study utilizing sanitary sewer flow for heat exchange.
 6. No longer pursue Black Water reuse.
- 16. ADOPTION OF RESOLUTION TO JOIN IN THE JOINT EXERCISE OF POWER AGREEMENT TO ESTABLISH THE PENINSULA CLEAN ENERGY AUTHORITY IN SAN MATEO COUNTY; APPOINTMENT OF DIRECTOR AND ALTERNATE TO JPA BOARD; AND INTRODUCTION OF AN ORDINANCE AUTHORIZING IMPLEMENTATION OF A COMMUNITY CHOICE AGGREGATION PROGRAM IN THE TOWN OF ATHERTON**
- Report:** City Manager George Rodericks
- Recommendations:** Adopt a resolution to join in the Joint Exercise of Power Agreement to establish the Peninsula Clean Energy Authority in San Mateo County; Appoint a Director and Alternate Direct to JPA Board; and Introduce an Ordinance authorizing implementation of a Community Choice Aggregation program

City Manager Rodericks provided Council with a report on the item.

San Mateo County Sustainability staff were present and provided background.

The Council discussed various issues relating to the CPUC's recent move to raise the exit fees, the purchasing authority outlined within the Agreement, taxing authority of the JPA, local energy generation, and the desire to have the Mayor write a letter to the CPUC on the exit fee issue.

MOTION by DeGolia, second by Wiest to adopt the Resolution, introduced the Ordinance for 1st Reading and directed staff to write a letter to the CPUC for the Mayor's signature. The motion passed unanimously.

- 17. AUTHORIZE STAFF TO INVESTIGATE THE POSSIBILITY OF A QUIET ZONE DESIGNATION FOR THE FAIR OAKS LANE RAILROAD GRADE CROSSING**
- Report:** Community Services Director Mike Kashiwagi

Recommendation: Authorize staff to investigate the possibility of a quiet zone designation for the Fair Oaks Lane railroad crossing

Community Services Director Mike Kashiagi presented a staff report and a member of the Rail Committee provided a brief presentation. With more than 30 members of the public present in support of the quiet zone, the Council asked questions relating to liability, authority to sound a horn regardless of the quiet zone, the quiet zone designation process, additional safety measures, inclusion of Watkins within the consultant's scope of analysis, and the desire to move along with Fair Oaks designation as a quiet zone regardless of work needed for Watkins.

MOTION by Wiest, second by Widmer to authorize staff to move forward with investigation of a quiet zone at Fair Oaks, inclusive of analysis to extend the quiet zone to Watkins; however, the Council made it clear that the designation at Fair Oaks is a priority and should not be delayed by any investigation at Watkins. The motion passed unanimously.

18. **COUNCIL REPORTS/COMMENTS** – None.

19. **FUTURE AGENDA ITEMS** – None.

20. **PUBLIC COMMENTS** – None.

21. **ADJOURN**

Mayor Lewis adjourned the meeting at 8:30 p.m.

Respectfully submitted,
Theresa DellaSanta
City Clerk