



**MINUTES**  
**Town of Atherton**  
**CITY COUNCIL**  
**June 17, 2020**  
**CLOSED SESSION**  
**REGULAR MEETING**

**6:30 P.M. CLOSED SESSION** – *Zoom Meeting Space*

**ROLL CALL** - Wiest, Widmer, Lempres, Vice Mayor Lewis, Mayor DeGolia – All Present

**PUBLIC COMMENTS** – *None*

*A. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** - Pursuant to Government Code Section 54957*

*Title: City Attorney*

Mayor DeGolia called the meeting to order at 7:00 pm

**7:00PM REGULAR MEETING** – *Convene as the City Council*

**1. PLEDGE OF ALLEGIANCE**

**2. ROLL CALL** - Wiest, Widmer, Lempres, Vice Mayor Lewis, Mayor DeGolia– All Present

**3. PRESENTATIONS**

• **LGBTQ Pride Month Proclamation**

San Mateo LGBTQ Commission representative Lelan Anders received the proclamation from Mayor DeGolia and the Atherton City Council.

• **Presentation by Atherton Fiber**

Edwin Alfonso, Atherton Fiber provided a presentation and highlighted his company's activities and transitions.

**4. PUBLIC COMMENT**

Greg Conlon commented on a letter shared with Council related to the closing of the Atherton train station.

**5. REPORT OUT OF CLOSED SESSION**

City Attorney Ebrahimi reported that there was no reportable action.

**6. CITY MANAGER’S WRITTEN REPORT**

City Manager George Rodericks presented his report highlighting instructions given to the Rail Committee regarding the Atherton Train Station closure. Rodericks responded to Council inquiry informing Council that the Fire Services Subcommittee was disbanded.

Council agreed to add the Fire Services Subcommittee topic to a future agenda for discussion.

**CONSENT CALENDAR (7-12)**

**7. CERTIFICATION OF CONTINUING EMERGENCY AND RATIFICATION OF SUCH RULES AND REGULATIONS ENACTED BY THE DIRECTOR OF EMERGENCY SERVICES IN RESPONSE TO COVID-19**

**8. APPROVAL OF MINUTES**

May 20, 2020 and June 3, 2020

**9. APPROVAL OF BILLS AND CLAIMS FOR MAY IN THE AMOUNT OF \$ 2,793,869**

**10. ADOPTION OF A MUNICIPAL CODE ORDINANCE AMENDMENT ESTABLISHING REGULATIONS FOR DISPOSABLE FOOD SERVICE WARE UNDER CHAPTER 8.56 OF THE ATHERTON MUNICIPAL CODE**

**11. ADOPT A RESOLUTION TO APPROVE JOINING EMPLOYMENT RISK MANAGEMENT AUTHORITY (ERMA) FOR LIABILITY COVERAGE**

**12. APPROVAL AN AMENDMENT TO THE AGREEMENT BETWEEN THE COUNTY OF SAN MATEO AND THE TOWN OF ATHERTON FOR FACILITATION AND COORDINATION OF ANIMAL CONTROL SERVICES**

**Motion by Lewis, Second by Lempres to approve the consent calendar.**

**AYES: Widmer, Wiest, Lempres, Lewis, DeGolia**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**PUBLIC HEARING**

**13. CONDITIONAL USE PERMIT, DENSITY BONUS, AND TREE PROTECTION ZONE (TPZ) EXCEPTION - 1000 EL CAMINO REAL/MENLO COLLEGE (APN 070-360-100)**

**Councilmember Widmer recused himself due to a financial conflict.**

Town Planner Costa Sanders reviewed a PowerPoint presentation on the item. She noted the project will provide housing for students with units dedicated to low-income students qualifying for the State Density Bonus. Sanders went on to review the Tree Protection Zone and available exemptions. Sanders noted that staff supports the approval of the Conditional Use Permit. Sanders shared that all neighbors have been informed of the project, a public meeting was held, and several public comments were received, which were submitted to Council.

Council discussed the Heritage Tree component and requested on-site arborists during construction, traffic concerns during and post construction, and enrollment caps for Menlo College.

Town Arborist Bentz clarified that there will be an arborist on site during all construction activities and will be reporting out directly to her.

Steve Wiener, Menlo College President, presented his institutions position. He noted the needs of the university and development plans of the campus. He noted that the additional housing is not intended to increase the enrollment numbers. He added that Freshman are not allowed to park on campus and considering restricting Sophomores.

Council continued to discuss Menlo Colleges plans for landscaping, Transportation Demand Management Plan, and the consideration of arranging ongoing meetings with the college to monitor the project.

## **PUBLIC COMMENTS**

Paul Getty commented on the item and inquired about enrollment caps.

Stuart Rosenberg commented on issues with traffic, parking, and noise concerns.

Greg Conlon commented the item and pending orders from health officials.

**Motion by Lewis, Second by Lempres to approve the staff recommended action and approve all of the entitlements including the Conditional Use Permit, Density Bonus and Tree Protection Zone Exception, with the conditions that the applicant agrees to abide by all state and local laws, indemnify, defend and hold harmless the Town of Atherton from any claims, a condition to monitor the tree during and post-construction completion with review by the Town Arborist and a Transportation Demand Management Plan.**

**Council Member Widmer was recused.**

**AYES: Wiest, Lempres, Lewis, DeGolia**

**NOES:**

**ABSTAIN:**

**ABSENT:**

## **REGULAR AGENDA ITEMS (14-18)**

#### **14. CONSIDERATION OF AND APPOINTMENTS TO VARIOUS TOWN COMMITTEES AND PLANNING COMMISSION**

City Clerk Suber presented the staff report noting the open seats before Council for appointment consideration. He also and an reviewed a process for assigning terms.

Suber drew Kate Scolnick's name by random drawing to be assigned to the Audit and Finance the 4-year term expiring June 30, 2024.

Eric Lang, Planning Commission incumbent stated that he would be interested to serve on the Planning Commission for a 2-year term.

David Jones, spoke to his interest and experience in serving on the Bike and Pedestrian Committee.

**Motion by Widmer, Second by DeGolia to appoint David Jones to the Bicycle and Pedestrian Committee for a term expiring June 30, 2024.**

**AYES: Wiest, Widmer Lempres, Lewis, DeGolia**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**Motion by Lempres, Second by Widmer to appoint;**

- **Walter Sleeth to the Audit and Finance Committee for a term expiring June 30, 2023;**
- **Kate Scolnick to the Audit and Finance Committee for a term expiring June 30, 2024;**
- **Frank Merrill to the Park and Recreation Committee Foundation appointment for a term expiring on June 30, 2022;**
- **Nancy Lerner to the Planning Commission for a term expiring June 30, 2024;**
- **Eric Lane to the Planning Commission for a term expiring on June 30, 2022;**
- **Jim Janz to the Rail Committee for a term expiring on June 30, 2024;**
- **Jack Ringham to the Rail Committee for a term expiring June 20, 2024; and**
- **Sriram Iyer to the Transportation Committee for a term expiring on June 30, 2024.**
- **Tom Owen to the Transportation Committee for a term expiring on June 30, 2024.**

**AYES: Widmer, Wiest, Lempres, Lewis, DeGolia**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**Motion by Widmer, Second by Wiest to Matt Baker to the Park and Recreation Committee for a term expiring June 30, 2024;**

**AYES: Wiest, Widmer Lempres, Lewis, DeGolia**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**15. ADOPT THE ATTACHED RESOLUTIONS ADOPTING THE FY 2020/21 OPERATIONS AND CAPITAL BUDGET, SALARY & BENEFIT RESOLUTION FOR UNREPRESENTED STAFF, 2020/21 SALARY AND CLASSIFICATION SCHEDULE, AND THE GANN LIMIT APPROPRIATIONS**

Finance Director Barron III provided a brief overview and noted that three study sessions were held prior to this evenings meeting.

Council Member Lempres asked about ERAF expectations to which Barron noted staff has continued to discuss possible changes in ERAF for FY 2021-22 and intend to monitor property taxes.

**Motion by Lempres, Second by Lewis to a adopt the accompanying Resolutions:**

- **Resolution No. 20-12 Adopting the Fiscal Year 2020-2021 Operating and Capital Improvement Program Budget;**
- **Resolution No. 20-13 Adopting Salaries and Benefits for Unrepresented Staff;**
- **Resolution No. 20-14 Approving Fiscal Year 2020-2021 Salary Schedules and Classifications; and**
- **Resolution No. 20-15 Establishing the Appropriations Limit for Fiscal Year 2020-2021 Pursuant to Article XIII B of the California Constitution.**

**AYES: Widmer, Wiest, Lempres, Lewis, DeGolia**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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

**17. PUBLIC COMMENTS**

Greg Conlon commented on the fire that destroyed 418 homes.

**18. ADJOURN**

Mayor DeGolia adjourned the meeting at 9:57 p.m.



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**Anthony Suber**  
**City Clerk**