



**Menlo Park Fire Protection District
and the
Town of Atherton City Council
Special Meeting**

January 22, 2019

5:00 PM

Holbrook-Palmer Park, Jennings Pavilion
150 Watkins Avenue, Atherton, CA 94027

Minutes

ROLL CALL

Mayor Widmer called the meeting to order at 5:00 p.m.

Board Members: Virginia Chang Kiraly, Board President, Robert Jones, Vice President (arrived at 5:03 p.m.)
Chuck Bernstein, Director, Jim McLaughlin, Director, Robert J. Silano, Director

Council Members: Bill Widmer, Mayor, Rick DeGolia, Vice Mayor
Michael Lempres, Councilmember, Elizabeth Lewis, Councilmember, Cary Wiest, Councilmember

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance did not occur due to the absence of a flag.

PUBLIC COMMENT #1

Greg Conlon of Atherton expressed concern regarding school security in Atherton.

REGULAR AGENDA

1. Discuss Matrix Report – Fire Services Review

Town of Atherton City Manager George Rodericks provided background information regarding the report.

Robert Finn from Matrix Consulting Group provided an overview of his background and experience and that of the team that worked on the report. Mr. Finn reported that pension liability was not included in the scope of work however, that would be addressed along with other components if the Town chose to pursue detachment.

Vice Mayor DeGolia suggested forming a subcommittee with members from the Council and Board to discuss and explore options.

President Kiraly stated that the informal structure for discussion should be through the liaisons and if a more formal subcommittee were to be established it should include the other jurisdictions.

2. Discuss Emergency Response Routes

Chief Schapelhouman provided an overview including how traffic control devices and other challenges impact response times.

3. Discuss Alarm Notification System

Chief Schapelhouman provided an overview and discussed the District's purchase of a mass notification trailer which includes a Long-Range Acoustical Device (LRAD) system and he summarized its capabilities.

Discussion ensued.

PUBLIC COMMENT #2

Jim Lewis asked, in regards to the fire services fiscal review, why Atherton was focusing on the Fire District versus other government agencies. Regarding emergency response routes, he stated at one time Atherton was considering installing a lid on the Atherton Channel and suggests it be reconsidered. Lastly, regarding an alarm notification system, he suggested drones could be used as an additional tool.

Walter Sleeth stated, in regards to the fire services fiscal review, that he supports the idea of a subcommittee and suggests considering alternative ways of conducting a cost of services study.

Remona Murray, in regards to the fire services fiscal review, suggests the Town consider whether it's cost effective to use funds to purchase apparatus that the Fire District already has.

A member of the public commented on Senate Bill 50 and on Sam Trans service through Atherton.

ADJOURNMENT

The meeting was adjourned at 7:10 p.m.



Minutes
Town of Atherton
CITY COUNCIL/
Atherton Channel Drainage District
March 20, 2019
CLOSED SESSION
6:00 P.M.
Administrative Conference Room
91 Ashfield Rd
REGULAR MEETING
7:00 P.M.
City Council Chambers
94 Ashfield Road
Amended 3/17/19

Council Member Lewis will be teleconferencing from 99 Alejandra Ave, Atherton, CA 94027

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

Widmer said that the Friends of the Park will be stuffing Easter eggs at the Main House and invited people to attend and assist.

7:00 REGULAR SESSION – *Convene as the City Council*

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL** Widmer, DeGolia, Lewis, Wiest, Lempres
3. **PRESENTATIONS**
 - **Proclamations**
 - **Dianne “Didi” Fisher**
 - **John Fisher**
 - **Alicia Bakowski**

Mayor Widmer presented.

- **Selby Lane School** - Warren Sedar, Principal

The Council heard a presentation from Warren Sedar, Principal of Selby Lane School regarding upcoming changes to the school curriculum and programs. Sedar will meet with the Mayor and City Manager to see how Council can participate in future events.

4. **PUBLIC COMMENTS**
5. **REPORT OUT OF CLOSED SESSION** - Report out by City Attorney

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957(b)

City Manager

Discussed but no action

B. CONFERENCE WITH AGENCY NEGOTIATOR – REAL PROPERTY TRANSACTIONS (Subdivision (a) of Section 54956.8)

One (1) Case

Agency Negotiator: City Manager George Rodericks

Gave Direction.

C. CONFERENCE WITH LABOR NEGOTIATOR – Labor negotiations pursuant to Government Code Section 54957.6

Agency Negotiators: George Rodericks, City Manager

Employee Organization: Unrepresented Employees, Atherton Police Officers' Association

No Action.

6. CITY MANAGER'S WRITTEN REPORT AND VARIOUS DEPARTMENT ORAL REPORTS ON NOTED ITEM

Discussion: *The City Manager's Report includes written reports from the Town's various Departments. Staff is present to answer any questions the Council may have on the various issues noted in the written Reports. The Council may ask questions and discuss any of the various items.*

7. COMMUNITY ORGANIZATION ROUNDTABLE REPORT

CONSENT CALENDAR (Items 8-14)

Council Member Lewis pulled item 11.

Vice Mayor DeGolia pulled item 12.

MOTION by Wiest, second by DeGolia to approve the consent calendar excluding items 11 and 12. The motion passed unanimously.

8. APPROVAL OF MINUTES

Report: City Clerk Theresa DellaSanta

Recommendation: Approve minutes for: February 6 and February 20, 2019

Description: *This item involves approval of draft minutes from past City Council meetings.*

9. APPROVAL OF BILLS AND CLAIMS FOR FEBRUARY, 2019 IN THE AMOUNT OF \$1,544,915

Report: Finance Director Robert Barron III

Recommendation: Approve Bills and Claims for November in the total amount of \$1,544,915

10. 2018 ANNUAL REPORT TO THE CITY COUNCIL ON THE ATHERTON GENERAL PLAN IMPLEMENTATION

Report: Town Planner Lisa Costa Sanders

Recommendation: Accept the Annual Report and authorize its transmittal to the California Governor's Office of Planning and Research and the California Department of Housing and Community Development pursuant to Section 65400 of the California Government Code (CGC)

Description: *This item will involve a discussion by the Council on the Town's progress in meeting its Housing production objectives. The Council will discuss the General Plan Update currently underway and will discuss the General Plan's compliance with State Guidelines. Ultimately, staff is recommending that the Council accept the report and authorize its transmittal to the State agencies.*

13. AWARD OF CONTRACT FOR THE 2019 STREET MAINTENANCE PROJECT, PROJECT NUMBER 56088

Report: Public Works Director Robert Ovadia

Recommendation: Award the construction contract for 2019 Street Maintenance Project, project number 56088 to the lowest responsive bidder, Interstate Grading and Paving of South San Francisco for \$492,600 and authorize change orders up to \$45,000; direct the City Attorney to prepare the contract; and authorize the City Manager to execute the contract on behalf of the Town

Description: *This item involves the discussion of bids received and award of a construction contract for the 2019 Street Maintenance Project Interstate Grading and Paving of South San Francisco for \$492,600 and authorize change orders up to \$45,000*

14. AWARD OF CONTRACT FOR THE 2019 SLURRY SEAL PROJECT, PROJECT NUMBER 56089

Report: Public Works Director Robert Ovadia

Recommendation: Award the construction contract for 2019 Slurry Seal Project, Project Number 56089 to the lowest responsive bidder, American Asphalt of Hayward for \$135,566.25 and authorize change orders up to \$15,000; direct the City Attorney to prepare the contract; and authorize the City Manager to execute the contract on behalf of the Town

Description: *This item involves the discussion of bids received and award of a construction contract for the 2019 Slurry Seal Project to American Asphalt of Hayward in the amount of \$135,566.25 and authorization of change orders up to \$15,000*

ITEMS PULLED FROM CONSENT TAKEN UP INDIVIDUALLY, NEXT

11. AWARD OF A CONTRACT FOR THE PAVILION RESTROOM REMODEL AND APPROVAL OF A RELATED BUDGET TRANSFER IN THE AMOUNT OF \$14,000

Report: Public Works Director Robert Ovadia

Recommendation: Award a construction contract for the Pavilion Restroom Remodel project to Staples Construction in the amount of \$59,491.73 and authorize change orders up to \$10,000; Direct the City Attorney to prepare the standard Agreements; and authorize the City Manager to execute the Agreements; approve a budget transfer in the amount of \$14,000 to complete the project

Description: *This item involves the award of a construction contract for the Pavilion Restroom Remodel project to Staples Construction in the amount of \$59,491.73, authorization of change orders up to \$10,000, and approval of a related budget adjustment.*

Council Member Lewis said she was having a hard time approving something that she cannot visualize.

MOTION by DeGolia, second by Widmer award a construction contract for the Pavilion Restroom Remodel project to Staples Construction in the amount of \$59,491.73 and authorize change orders up to \$10,000; Direct the City Attorney to prepare the standard Agreements; and authorize the City Manager to execute the Agreements; approve a budget transfer in the amount of \$14,000 to complete the project; and allow Council Member Lewis to review and look at materials/finishing's and communicate her preferences. The motion passed unanimously.

12. APPROVAL OF A CONTRACT AMENDMENT AND EXTENSION OF THE EVENT SERVICES CONTRACT WITH CATERING BY DANA

Report: Public Works Director Robert Ovadia

Recommendation: Approve the proposed revisions to the Catering by Dana contract and extend the contract for the final 2-year extension. Direct the City Attorney to prepare the amendment; and authorize the City Manager to execute the amendment

Council questioned the accounting error and whether it had been rectified. City Manager Rodericks said he met with the City Attorney to discuss how to rectify. He will communicate the discrepancy to CBD and attempt to remedy the issues.

Council agreed that there needs to be better checks and balances to avoid this in the future.

MOTION by DeGolia, second by Wiest to approve the proposed revisions to the Catering by Dana contract and extend the contract for the final 2-year extension. Direct the City Attorney to prepare the amendment; and authorize the City Manager to execute the amendment. The motion passed unanimously.

PUBLIC HEARING – None

REGULAR AGENDA - (Items 15-20)

15. FEE WAIVER REQUEST – ENCINAL ELEMENTARY SCHOOL 5TH GRADE PICNIC

Report: Public Works Director Robert Ovadia

Recommendation: Review and, if deemed appropriate, approve a waiver of fee or portions thereof for the Annual 5th Grade Picnic to be held on Thursday June 13, 2019 at the Carriage House/North Meadow at Holbrook-Palmer Park

Discussion: *This item will involve a discussion of the event to be held along with the specific event details. The Council will discuss waiver of the fee in its entirety or portions thereof*

City Manager Rodericks reported. Council discussed the waiver and directed that, in the future, so long as the waiver request remained at or less than \$500 that it should be placed on the Consent Agenda. The Council also noted that staff should talk with Encinal School regarding the more active parking activity in and around the North Meadow and encourage use of other areas of the Park and/or more caution to be used.

MOTION by DeGolia, second by Lewis to approve the fee waiver and for future requests as long as the waiver request remained at or less than \$500 that it should be placed on the Consent Agenda. The motion passed unanimously.

16. REVIEW AND APPROVE THE 2019 EARTH DAY EVENT WORK PLAN AND BUDGET AS RECOMMENDED BY THE ENVIRONMENTAL PROGRAMS COMMITTEE (EPC); AND DISCUSS THE ROLE OF THE EPC WITH RESPECT TO IMPLEMENTATION OF THE TOWN'S CLIMATE ACTION PLAN

Report: Senior Planner Stephanie Davis

Recommendation: It is recommended that the City Council review, provide comment and approve a final 2019 Earth Day event and budget as recommended by the Environmental Programs Committee (EPC); and discuss the role of the EPC with respect to implementation of the Town's Climate Action Plan

Description: *This item will involve a discussion of the 2019 Earth Day event, various activities to be held at the event, time of the event, and funding for the various activities. Council will also discuss the role of the Environmental Programs Committee with respect to implementation of the Town's Climate Action Plan. The Council will discuss the various activities the Committee has been involved in with respect to the Plan.*

Following a staff report and public comment, the Council discussed the 2019 proposed event, its budget, and proposed speakers. The Council asked that the Committee consider alternative speakers that could provide more informative discussion for attendees, in particular, speakers from Peninsula Clean Energy may not be relevant as most residents already take advantage of the programs.

After review of the Earth Day Event, the Council discussed the role of the Committee in the Climate Action Plan. Staff and members of the Council provided feedback on current activities of the Committee with respect to the Plan.

MOTION by DeGolia, second by Lewis to approve the Event Plan and budget, noting that the maximum budget allocation was \$5,000. The Council directed that the Committee work with staff to provide an annual report to the Council, in line with the Town's budget process, that discusses the status of the Plan's implementation and suggests ideas for priority or enhancement. The motion passed unanimously.

17. DISCUSSION ON AMENDMENTS TO ATHERTON MUNICIPAL CODE CHAPTER 8.10 "REMOVAL OF AND DAMAGE TO HERITAGE TREES", INCLUDING AMENDING THE TREE PRESERVATION GUIDELINES, STANDARDS AND SPECIFICATIONS

Report: Senior Planner Stephanie Davis

Recommendation: It is recommended that the City Council receive a report from staff on amendments to the Town's Municipal Code Chapter 8.10 "Removal of and Damage to Heritage Trees", including amendments to the Town's *Tree Preservation Guidelines, Standards, and Specifications*, and provide direction to staff

Description: *This item will involve a discussion of the Town's Heritage Tree Ordinance, Tree Protection Zones, and the various penalties associated with damage and removal of heritage trees. The Council will discuss tree preservation guidelines and standards and provide direction to staff on how to amend the Town's ordinance*

Stephanie Davis presented. Council discussed the various elements of amendment to the Heritage Tree Ordinance, in particular, definitions of heritage trees, methods of determining the age of heritage trees, inclusion or non-inclusion of redwood trees as heritage trees, methods of surveying trees, damage or harm caused to trees, determining a dead, dying or diseased tree, interaction with neighbors, replacement trees, work within and size of the various tree protection zones, and penalties, their calculation, amount, and imposition.

Following discussion, the Council provided feedback to staff on these various issues, noted that penalties need to be made more relevant to deter negative action - perhaps even including an escalator, and redwoods need to be counted over a period of 12-months rather than inclusion in the ordinance as protected at this time.

The Council also asked that the Mayor appoint an Ad Hoc Subcommittee to work with staff over the next few months to fine tune the ordinance and standards before returning them to the Council.

18. PUBLIC SAFETY SECURITY CAMERA SYSTEMS

Report: Police Chief Steve McCulley

Recommendation: Authorize the City Manager to direct staff to begin research into identifying and developing options to implement a Town public safety camera and automated license plated reading systems

Discussion: *This item involves a discussion by Council on identifying options for implementation of public safety security camera systems in Atherton. The discussion may involve funding, legal issues, location, policies and effectiveness of such systems*

Police Chief McCulley presented. Council discussed issues related to effectiveness of ALPRs and public safety cameras, use in other communities, impacts on privacy, maintenance and retention of records, public records requests, the need for community input and discussion, and location and cost.

Christine Curry, Atherton resident, said the community should be equal partners in looking at options. She questioned training, processes, policies, outside audits and privacy concerns.

MOTION by Widmer, second by Wiest to direct that the City Manager work with Police Department for additional study, identifying safeguards that should be put in place, identification of security and privacy issues and how they might be addressed, identification of cost and placement and report back to the City Council at a well-advertised public meeting (Council meeting). The motion passed 4-0-1 (Lewis absent).

Convene as the Atherton Channel Drainage District

19. DISCUSSION OF DRAINAGE MASTER PLAN PROJECTS SPECIFIC TO THE ATHERTON CHANNEL DISTRICT AND DISCUSSION/DIRECTION ON NEXT STEPS FOR SPECIAL DISTRICT FUNDING

Report: Public Works Director Robert Ovadia

Recommendation: Discuss and provide direction regarding next steps for special district funding

Description: *The City Council and Atherton Channel District Board will review and discuss projects that are within the boundaries of the Atherton Channel District. The group will also*

discuss funding options for those projects. It is anticipated that discussion will include specific projects, priorities, funding options, partner agencies, and engaging a consultant to assist with any future process. Staff is seeking feedback and direction from the Council and District with respect to a specific preferred funding alternative and direction to move forward with engaging a consultant to assist.

Following a staff report and public comment, the Council discussed the amount of projects, the severity of the issues, priorities for projects, size of the District, the various funding solutions and outlook for successful passage of funding solutions, and what next steps should be. Following discussion, the Council asked that staff return to the Council with an assessment of priorities within the identified projects for the District, the potential for a field tour by the Council of the various projects and the issues related thereto, and the potential assessment of cost for short-term and long-term remedy.

Reconvene as the City Council

20. ADOPT THE RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO THE CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE TOWN OF ATHERTON

Report: City Manager George Rodericks

Recommendation: Adopt the Resolution of Intention to approve an amendment to the contract between the Board of Administration California Public Employees' Retirement System (CalPERS) and the City Council of the Town of Atherton

Description: *For this item, the Council will discuss authorizing an amendment to the contract with California Public Employees Retirement System to add additional pension cost share provisions for Safety and Miscellaneous members in unrepresented classifications. The provisions under this Ordinance are already in force through the collective bargaining process and the resultant negotiated Memorandum of Understanding between the Town and the Atherton Police Officers Association.*

MOTION by Wiest, second by DeGolia to adopt the Resolution of Intention to approve an amendment to the contract between the Board of Administration California Public Employees' Retirement System (CalPERS) and the City Council of the Town of Atherton. The motion passed unanimously.

21. COUNCIL REPORTS/COMMENTS – None.

22. FUTURE AGENDA ITEMS – DeGolia suggested bringing back an item to discuss staggering committee terms so that only a few terms expire each year.

23. PUBLIC COMMENTS – None.

24. ADJOURN

Mayor Widmer adjourned the meeting at 11:05 p.m.

Respectfully submitted by,
Theresa DellaSanta



MINUTES
Town of Atherton
CITY COUNCIL
April 17, 2019
CLOSED SESSION

6:00 P.M.

Administrative Conference Room
91 Ashfield Rd
REGULAR MEETING
7:00 P.M.
City Council Chambers
94 Ashfield Road

6:00 CLOSED SESSION

CLOSED SESSION IN CONFERENCE ROOM

ROLL CALL Widmer, DeGolia, Lewis, Wiest, Lempres

PUBLIC COMMENTS – None.

CLOSED SESSION

- A. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** – Pursuant to Government Code Section 54957(b)

City Manager

- B. **CONFERENCE WITH LABOR NEGOTIATOR** – Labor negotiations pursuant to Government Code Section 54957.6

Agency Negotiator: George Rodericks, City Manager

Employee Organization: Unrepresented Employees, Atherton Police Officers' Association

ADJOURN FROM CLOSED SESSION AND CONVENE IN OPEN SESSION IN THE COUNCIL CHAMBERS

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

7:00 REGULAR SESSION – *Convene as the City Council*

1. **PLEDGE OF ALLEGIANCE**

2. **ROLL CALL** Widmer, DeGolia, Lewis, Wiest, Lempres

3. PRESENTATIONS

- **Proclamation – Police Week**

Chief McCulley read the proclamation for the record. He recognized the police departments throughout the nation for their dedication to protecting the community and serving others.

- **Oath of Office Sergeant Jason Bollendorf**

Chief McCulley administered the Oath of Office for the record. He stated Sergeant Bollendorf's achievements and career highlights that have been beneficial to the Atherton community.

- **Proclamation**

- **Menlo College Women's Wrestling Team**

Presented by Mayor Widmer for the record. He congratulated the coaches for their commitment to supporting the team in their recent win.

- **Menlo School Girls' Basketball Team**

Presented by Mayor Widmer for the record. He congratulated the team for the hard work and recent win.

4. PUBLIC COMMENTS - None

5. REPORT OUT OF CLOSED SESSION - Report out by City Attorney

City Attorney reported out that the City Council provided direction to the City Manager concerning labor negotiations and approved seeking a consultant to assist with conducting a 360-degree evaluation of the City Manager.

6. CITY MANAGER'S WRITTEN REPORT AND VARIOUS DEPARTMENT ORAL REPORTS

Discussion: The City Manager's Report includes written reports from the Town's various Departments. Staff is present to answer any questions the Council may have on the various issues noted in the written Reports. The Council may ask questions and discuss any of the various items.

City Manager Rodericks reminded Council of the upcoming events: Civic Center Groundbreaking Ceremony on April 23, Atherton Community Meeting on April 30, Friends for Holbrook Palmer Park Easter Egg Hunt on April 20, and Arbor Day and Memorial on April 18.

Councilmember Lewis questioned what the blue color on the legend indicates with respect to criminal activity in Town. City Manager Rodericks responded that the color indicates multiple police responses to the same spot.

7. COMMUNITY ORGANIZATION ROUNDTABLE REPORT

CONSENT CALENDAR (Items 8-11)

City Manager Rodericks noted that the minutes for the meeting of March 20, 2019 are not included.

Councilmember Lewis noted an error on the minutes for March 6, the title reads Agenda and not Minutes. City Manager Rodericks noted that the error will be corrected.

8. APPROVAL OF MINUTES

Report: City Clerk Theresa DellaSanta

Recommendation: Approve minutes for: March 6, 20 and April 3, 2019

Description: *This item involves approval of draft minutes from past City Council meetings.*

9. APPROVAL OF BILLS AND CLAIMS FOR MARCH, 2019 IN THE AMOUNT OF \$ 1,526,152

Report: Finance Director Robert Barron III

Recommendation: Approve Bills and Claims for March in the total amount of \$ 1,526,152

10. ACCEPTANCE OF PROPOSED CHANGES TO THE STATEMENT OF INVESTMENT POLICY AND ATTACHED RESOLUTION

Report: Finance Director Robert Barron III

Recommendation: Accept the recommended changes to the Investment Policy from the Finance Committee and adopt the attached resolution.

11. ADOPT A RESOLUTION APPROVING A PROJECT LIST FOR THE ROAD MAINTENANCE AND REHABILITATION ACT OF 2017 (SB1)

Report: Public Works Director Robert Ovadia

Recommendation: Adopt a Resolution approving a project list for the Road Maintenance and Rehabilitation Act of 2017 (SB1).

MOTION by Lewis, second by Wiest to approve the Consent Calendar. The motion passed unanimously.

PUBLIC HEARING – None

REGULAR AGENDA - (Items 12-16)

12. ENDORSEMENT OF THE PROPOSAL FOR THE FORMATION OF THE SAN MATEO COUNTY FLOOD AND SEA LEVEL RISE RESILIENCY AGENCY (FSLRRA) AND ALLOCATION OF \$25,000 PER YEAR FOR THREE YEARS TO FUND THE FORMATION OF THE AGENCY

Report: Public Works Director Robert Ovadia

Recommendation: Adopt a resolution endorsing the San Mateo County Flood and Sea Level Rise Resiliency Agency proposal and authorizing the expenditure of \$25,000 per year for three years (starting in FY 2019-20) to startup of the Agency.

Councilmember Lempres questioned if there has been any changes or updates since the last meeting. County Consultant Larry Paterson responded that no changes have been made at this time but that the Steering Committee would be evaluating the issues as the governance structure moves forward but thought that no changes should be made at this time.

Councilmember Wiest questioned if there is a back-out clause and expressed concerns about funds contributed by the County. County Consultant Patterson stated that the funding would be from local agencies for the startup only and that the proposed agency would be intended to be self-sustaining after three years.

Councilmember Lewis commented on the benefits that the Agency has and asked for those to be highlighted. County Consultant Patterson briefly reviewed the various benefits of the proposed agency, to include options similar to the Bayfront Canal Project which is not yet fully funded. The proposed Agency would assist with seeking out grants and services that could be allocated to local agencies.

Vice Mayor DeGolia asked if the Agency would move the Bayfront Canal Project forward. County Consultant Patterson replied there would be \$400,000 available to keep the design and planning for the project moving forward.

Mayor Widmer stated concerns regarding what are the circumstances that the Agency could be taxing additional funds that are not anticipated and are there safeguards in place to that. Councilmember Patterson stated that project-specific Memorandums of Understanding (MOU) would be in place to manage projects, local funding, and matching funds.

Councilmember Wiest questioned if there will be taxing authority. County Consultant Patterson replied that parcel taxes could be implemented. Councilmember Wiest questioned if there is a budget allocation. County Consultant Patterson replied there is not. Councilmember Wiest questioned if the County will fund the Agency. County Consultant Patterson replied the County will not be funding the Agency but that its funds would come from pre-existing property tax revenues.

Councilmember Lewis questioned if the Agency can help with costs for stormwater projects. County Consultant Patterson replied that there are ways that the Agency can help support those projects.

Vice Mayor DeGolia commented that the Atherton Channel connects with Bayfront Canal and that funding for this project is a high priority. Vice Mayor DeGolia noted that this type of agency could assist with the Town's needs for the Master Drainage Plan.

Councilmember Wiest stated that the three-year commitment may not be suitable as the benefits may not equal to the funding provided and the Town has not been very lucky as members of JPA Agreements.

Councilmember Lempres stated that this is not a long-term MOU and that the Town's commitment is limited to three years. Councilmember Lempres noted that he struggles with the Agreement and concerns that our local authority would be usurped. Councilmember Lempres noted that the Town wants to ensure that it has input through the governance process.

Councilmember Lewis stated that water treatment is needed for the benefit of the Atherton community. Mayor Widmer noted that it was disappointing that the Town did not receive positive feedback from its suggestions; but he agrees that sea level rise is a regional issue.

MOTION by Lewis, second by Lempres to adopt the Resolution of Endorsement. Motion passed 4-1 (Wiest opposed).

13. RECEIVE AND PROVIDE FEEDBACK ON ALAMEDA DE LAS PULGAS CORRIDOR STUDY AND LOCAL TRAFFIC FLOW/LONG RANGE PLANNING SOLUTIONS STUDY

Report: Public Works Director Robert Ovadia

Recommendation: Receive and provide feedback on Alameda de las Pulgas Corridor study and Local Traffic Flow/Long Range Planning Solutions study

Description: *This item will have the Traffic Consultants retained by the Town to present and receive feedback from the City Council on the Alameda de las Pulgas Corridor study and Local Traffic Flow/Long Range Planning Solutions study.*

Presentations were made by AMG Representative, Shruti Shrivasta and TJKM Representatives, Colin Burgett and Ruta Jariwala.

Mayor Widmer asked about signalization of specific intersections and whether the consultant evaluated all intersections. Councilmember Wiest queried about the impact of traffic congestion from Woodside Road; evaluation of peak and off-peak commute hours. Councilmember Lempres asked about the possibility of signalization of Alameda de las Pulgas and/or a roundabout at that location.

Councilmember Wiest asked if the consultant had connected with the Fire District about traffic control devices and emergency response routes. Vice Mayor DeGolia advised that Camino al Lago should be dropped from consideration for signalization as there are other improvements planned at that intersection. Mayor Widmer noted that the consultant should evaluate the intersection of Linden and Middlefield.

The City Council broadly discussed the flow of traffic through the Town and whether it was the goal of the Council to increase throughput of the various intersections and/or divert traffic around Town.

The City Council asked that staff return to a future Study Session meeting to allow time for the Council to review additional data that includes the traffic flow, cost allocations, and impact around the various neighborhoods.

14. CIVIC CENTER UPDATE: AUTHORIZE THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE CONSULTING SERVICES AGREEMENT WITH MACK5 TO PERFORM ADDITIONAL TESTING AND INSPECTION SERVICES DURING CONSTRUCTION OF THE CIVIC CENTER

Report: Public Works Director Robert Ovadia

Recommendation: Authorize the City Manager to execute an amendment to the consulting services agreement with Mack5 to perform additional testing and inspection services during the construction of the Civic Center Project for a fee not to exceed \$191,811

Discussion: *This item provides an update on upcoming key project related activities and requests authorization for the City Manager to execute an amendment to the consulting services agreement with Mack5 to perform additional testing and inspection services during the construction of the Civic Center Project for a fee not to exceed \$191,811*

Councilmember Lempres stated that he is recused from this item due to the proximity of his residence.

Councilmember Lempres left the room at 9:18 p.m.

The City Council briefly discussed the amendment regarding testing and inspection services.

MOTION by Lewis, second by Widmer. The motion passed unanimously to approve the agreement with Mack5 to perform additional testing and inspection services for the duration of the construction of the Civic Center Project.

Councilmember Lempres returned at 9:22 p.m.

15. DISCUSSION AND DIRECTION REGARDING THE AMENDED AND RESTATED FRANCHISE AGREEMENT BETWEEN THE TOWN OF ATHERTON AND RECOLOGY SAN MATEO COUNTY FOR RECYCLABLE MATERIALS , ORGANIC MATERIALS, AND SOLID WASTE COLLECTION SERVICES

Report: City Manager George Rodericks

Recommendation: Review report and provide direction for next steps with respect to the Amended and Restated Franchise Agreement between the Town of Atherton and Recology San Mateo County for Recyclable Materials, Organic Materials, and Solid Waste Collection Services.

Description: *This item involves a discussion of the Amended and Restated Franchise Agreement between the Town and Recology; a requested review of refuse collection rates of other jurisdictions; and direction to staff regarding adoption of the Amended Agreement or preparation of a Request for Proposal for consulting services to prepare a Request for Bid for Refuse Services.*

Councilmember Lewis questioned the potential of costs being escalated in the future. Mayor Widmer replied that these are projected cost increased based on the data provided by Recology and the SBWMA. It was further noted that the cost of bond refinancing is still largely unknown. The Council discussed the various options open to the Town and the possibility of engaging a consultant to assist with a bid process, regardless of whether the Town chooses to change vendors.

The City Council asked that the item be returned to a future meeting and that staff present a Request for Proposal to engage a consultant to assist with procurement services.

16. ORDINANCE OF THE COUNCIL OF THE TOWN OF ATHERTON AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE TOWN OF ATHERTON AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Report: City Clerk Theresa DellaSanta

Recommendation: Approval an Ordinance of the City Council of the Town of Atherton authorizing an Amendment to the contract between the Town and the Board of Administration of the California Public Employees' Retirement System.

Discussion: *For this item, the Council will discuss authorizing an amendment to the contract with California Public Employees Retirement System to add additional pension cost share provisions for unrepresented staff members. The provisions under this Ordinance are already in force through an approved resolution governing unrepresented town staff salary and benefits.*

MOTION by Lewis, second by Wiest to approve Ordinance 637 authorizing an Amendment to the contract between the Town and the Board of Administration of the California Public Employees' Retirement System.

17. COUNCIL REPORTS/COMMENTS – None.

18. **FUTURE AGENDA ITEMS** - None

19. **PUBLIC COMMENTS** - None

20. **ADJOURN**

Mayor Widmer adjourned the meeting at 9:51 p.m.

Respectfully Submitted,

Francesca Reyes,
Office Specialist



AGENDA
Town of Atherton
City Council
May 1, 2019(Amended)
4:00 P.M.
Council Chambers
94 Ashfield Road
Atherton, California
Special Meeting

Mayor Widmer called the meeting to order at 4:00 p.m.

ROLL CALL

Lempres, Lewis, Wiest, Vice Mayor DeGolia, Mayor Widmer

PUBLIC COMMENT – *For items on the agenda.*

ACTION ITEM

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

Report: City Clerk Theresa DellaSanta

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

Description: This item involves discussion regarding the destruction of town records and files in compliance the Towns approved records retention policy.

MOTION by Lewis, second by DeGolia to adopt resolution authorizing the destruction of certain records pursuant to Government Code Section 34090. The motion passed unanimously.

STUDY SESSION ITEMS

2. REVIEW OF THE FY 2019/20 SPECIAL REVENUE, INTERNAL SERVICE FUNDS AND CAPITAL IMPROVEMENT PROGRAM

Report: Finance Director Robert Barron III

Recommendation: Review and Discuss Special Revenue, Internal Service Funds and Capital Improvement Program (CIP) for FY 2019/20.

Description: This item is a Study Session on the Town's 2019/20 Budget. The discussion will include a report on the various Town Special Funds and the planned Capital Improvement Projects for FY 2019/20 and the 5-Year plan for other projects.

Finance Director Barron Provided a PowerPoint presentation. He noted that this is the third Budget Meeting for the FY 2019/20 Budget Calendar – Special Revenue Funds, Internal Service Funds and the Town Five Year CIP.

Barron discussed major special funds (library), other restricted funds, equipment replacement, workers compensation, and general liability and employee benefits funds.

Mayor Widmer questioned the warranty on the current vie-vu cameras used by police officers.

There were questions and clarifications on the workers compensation fund.

Public Works Director Robert Ovadia presented the Capital Improvement Projects. The Town's Capital Improvement Program (CIP) is a five-year program that proposes projects to analyze, repair or improve Town infrastructure, and the funding for those projects. The CIP program consists of now (8) capital improvement fund sources that the Town uses for capital improvement/infrastructure needs and include:

- Atherton General Fund
- Measure M – County Congestion Management Fee on vehicle registration
- Measure A – County ½-cent Transportation Sales Tax
- Gas Tax
- Facilities Building Fund
- Atherton Channel Fund
- Measure S – Special Parcel Tax (Remaining Residual Funds)
- Library Fund
- Donations

The Council discussed road damage fees and history with the previous road impact fee in Atherton.

Staff will return to Council at the June 5 study session for final review.

3. CITY COUNCIL SUBCOMMITTEE REPORT OUTS – ORAL REPORTS, DISCUSSION, AND FEEDBACK

Report: Council Members Oral Reports on Various City Council Subcommittee Work

Recommendation: Receive Information and Discuss

Description: The Mayor appoints various members of the City Council to serve as representatives to local and regional committees and agencies. These agencies include ABAG, Cal/Mod Local Agency Policy Maker Group, C/CAG, Grand Boulevard Task Force, Holbrook-Palmer Park Foundation, League of California Cities, Library JPA Governing Board, Menlo Park Fire Protection District, Peninsula Cities Consortium, Peninsula Clean Energy, San Francisco Airport Roundtable, San Mateo County Emergency Services, and the SBWMA Board. The Council also has various Ad Hoc City Council Subcommittees focusing on IT Infrastructure, Refuse and Recycling, Sea Level Rise, and Surf Air. Further, the Council has members of the Council that serve as liaisons to the Town's existing Committees covering Audit/Finance, Bike/Ped, Environmental Programs, Parks & Recreation, Rail, and Transportation. During this item, members of the Council will report out on the various activities of their specific liaison or appointment work and the Council may ask various clarifying questions and provide feedback on their efforts.

Mayor Widmer passed out an update on his subcommittee reports. He added that the Easter Egg Hunt was successful and they earned funds to do future events. The Foundation is looking at areas where they can help improve the park. Widmer provided an update on Surf Air.

Council Member Wiest provided an update on his Caltrain meeting and on the Fire District. Everything is moving forward and the Town's ideas were well received.

Council Member Lempres said the Grand Boulevard Initiative is moving along. Nothing major to report on it. Commute.org is meeting more regularly and they have picked up substantial ridership – it has little effect on Atherton.

Council Member Lewis announced that Earth Day event in Atherton is happening on Saturday, May 4. It is an educational event on current topics related to climate change, energy efficiency, and water quality and will include a panel discussion on home energy efficiency moderated by Rick DeGolia.

Lewis updated the Council on the SFO Airport Roundtable and on C/CAG matters.

Vice Mayor DeGolia reported out on the PCE matters and their desire to expand to the Central Valley. There was discussion about the discounts offered through PCE.

ADJOURN

Mayor Widmer adjourned the meeting at 5:50 p.m.

Respectfully submitted by,
Theresa DellaSanta