



**MINUTES**  
**Town of Atherton**  
**CITY COUNCIL**  
**May 15, 2019**  
**CLOSED SESSION**  
**6:00 P.M.**  
**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 Negotiators: George Rodericks, City Manager

Employee Organization: Unrepresented Employees, Atherton Police Officers' Association

**ADJOURN FROM CLOSED SESSSION 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 – Gino Gasparini Retirement** – Presented by Mayor Widmer

Mayor Widmer congratulated Gino Gasparini for his retirement. Gino mentioned his history with Atherton and expressed his appreciation.

- **Certificate of Recognition – Luca Medici – “Trash to Art” winner** – Presented by Mayor Widmer

Mayor Widmer congratulated Luca Medici for winning third place in Recology’s “Trash to Art” contest.

### 4. PUBLIC COMMENTS - None

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

City Attorney reported out that the City Council took no action to the Public Employee Performance Evaluation and gave direction to the City Manager to continue to oversee negotiations.

### 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 announced that the trailers arrived at the expected time despite the delays.

Councilmember Lewis questioned the total amount of trailers. City Manager Rodericks responded six (6) and Project Engineer Hanneman confirmed three (3) arrived so far that belonged to the Permit Center. Rodericks responded that staff will be moving at the end of the month and trailers will be operational in time.

Vice Mayor DeGolia questioned the extent of the PUC’s decision to use all the allocated funds and if creating a district would have helped. Public Works Director Ovadia responded that if the Town went with the process of creating a district within the ninety days period then they would be considered active and be able to save the funds. He informed them that this change is an attempt on the use of Rule 20A funds but will most likely change in the future and by then the Town will be able to use the allocated funds. Council requested that more information be provided and put on a future agenda.

Council member Lempres requested an update regarding West Bay Sanitation project. Ovadia reported West Bay Sanitation is replacing the sewer main pipes on El Camino Real and there have been impacts on the streets. Lempres commented that the notification of the project was poorly executed. Mayor Widmer encouraged that the town should raise their concerns to Fran Dee, head of West Bay Sanitation District and Chamber of Commerce of Menlo Park. City Manager responded that staff will provide updates on the project.

### 7. COMMUNITY ORGANIZATION ROUNDTABLE REPORT

## **CONSENT CALENDAR (Items 8-10)**

Mayor Widmer commented that the Minutes in regards to Fire District Meeting, January 22 should be reviewed. City Manager responded that the minutes from January 22 will be removed.

Council member Lewis questioned the benefits of this program. Ovadia responded that this program, along with San Mateo County programs, ensures that there is a proper management for building demolitions.

Council member Wiest commented that this program is a way to ensure that the programs already implemented will be reinforced.

### **8. APPROVAL OF MINUTES**

**Report:** City Clerk Theresa DellaSanta

**Recommendation:** Approve minutes for January 22, March 20, April 17, and May 1, 2019

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

### **9. APPROVAL OF BILLS AND CLAIMS FOR APRIL, 2019 IN THE AMOUNT OF \$ 1,113,771**

**Report:** Finance Director Robert Barron III

**Recommendation:** Approve Bills and Claims for March in the total amount of \$ 1,113,771

### **10. ADOPT A RESOLUTION ADOPTING A PROGRAM FOR MANAGING PCBs IN BUILDING MATERIALS DURING BUILDING DEMOLITION**

**Report:** Public Works Director Robert Ovadia

**Recommendation:** Adopt a Resolution adopting a program for managing PCBs in building materials during the demolition of certain buildings; and authorizing the City Manager to develop and promulgate regulations to enact the program.

**MOTION by Wiest, second by Lewis to approve the Consent Calendar.**

**PUBLIC HEARING** – None

## **REGULAR AGENDA - (Items 11-14)**

### **11. APPROVAL OF RESOLUTION GOVERNING TOWN COMMITTEES; SETTING A DISTRIBUTION OF STAGGERED TERMS; AND ADJUSTING COMMITTEE CHARTER AND MEMBERSHIP DETAIL AS DEEMED APPROPRIATE**

**Report:** City Manager George Rodericks

**Recommendation:** Approve Resolution 19-xx rescinding Resolution 18-11, and Establishing and Governing Town Committees; setting a distribution of staggered terms; and adjusting committee charter detail and membership detail as deemed appropriate.

**Description:** *This item involves a discussion of the various Town committees and their terms. The Council will discuss ways to stagger the terms for each appointee such that the distribution is more staggered. The Council will also discuss changes to the membership of the Park and Recreation Committee and the continuation of the Civic Center Advisory Committee.*

City Manager Rodericks presented to Council the resolution to stagger the terms of the Committees, except the Civic Center Advisory Committee (CCAC) and to review if there is a need for that Committee.

Council member Lewis questioned if the subcommittee would be disbanded. Rodericks confirmed it will. Lewis commented the CCAC would need to be consulted if there were any changes regarding the Civic Center Project. Rodericks responded that they attend Council Meetings when the Civic Center Project is on the Agenda.

Council member Wiest commented that the staggered terms for the Rail Committee that were the longest terms will now encourage participants to be involved.

Vice Mayor DeGolia commented that the CCAC should remain active until the end of the Civic Center Project. Lewis responded that the subcommittee group can be helpful in providing recommendation to the Civic Center Project.

Vice Mayor DeGolia commented that the terms of the Rail Committee meeting be reduced to 1 – 2 years term.

Council member Lempres commented that shortening the terms of the Rail Committee will be beneficial and that the CCAC should remain active because of their efforts during the design of the Civic Center Project.

Mayor Widmer commented that the staggered terms will be beneficial and that the CCAC be disbanded but come back as an Ad Hoc Committee. Widmer directed staff that disbandment letters should be sent. Rodericks confirmed that staff will prepare the letters.

**MOTION by Wiest, second by Lewis to adopt the Resolution governing Town Committees with setting a distribution of staggered terms, the disbandment of the Civic Center Advisory Committee, and the consideration of reconstituting the Civic Center Advisory Committee Project Management Subcommittee return on an ad hoc basis. The motion passed unanimously.**

**12. AUTHORIZE RELEASE OF REQUEST FOR PROPOSAL FOR PROCUREMENT ASSISTANCE FOR SOLID WASTE AND RECYCLING SERVICES**

**Report:** City Manager George Rodericks

**Recommendation:** Authorize staff to release a Request for Proposal (RFP) for Procurement Assistance for Solid Waste and Recycling Services.

**Description:** *This item involves a discussion of a Request for Proposal (RFP) for procurement assistance related to refuse and recycling services. The Council may discuss the content of the RFP, its timing, and the potential cost. The Council could also discuss the process for selection and the expectation for services*

Council member Lewis questioned the Evaluation criteria. City Manager responded that he used the template criteria that has been used by other cities. Lewis questioned whether the time frame is ideal. Rodericks responded that the process takes time, but the companies listed were highly qualified candidates. Lewis replied that the firm qualifications be amended to 35%

**MOTION by Wiest, second by DeGolia to give authorization to City Manager to release a Request for Proposal for Procurement Assistance for Solid Waste and Recycling Services with the**

amendment of firm qualifications to be changed from 30% to 35%. The motion passed unanimously.

**13. ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ATHERTON APPROVING THE ISSUANCE OF UP TO \$64 MILLION OF SOLID WASTE ENTERPRISE BONDS TO REFINANCE OUTSTANDING BONDS OF THE SOUTH BAYSIDE WASTE MANAGEMENT AUTHORITY (SBWMA) AND TO FINANCE CERTAIN IMPROVEMENTS TO THE SOLID WASTE MANAGEMENT FACILITIES OF THE SBWMA**

**Report:** City Manager George Rodericks

**Recommendation:** Consideration of adoption of a Resolution of the City Council of the Town of Atherton, attached hereto, approving the issuance of up to \$64 Million of Solid Waste Enterprise Bonds to refinance outstanding Series 2009A bonds of the SBWMA and to finance certain improvements to the Authority-owned Solid Waste Facilities of the SBWMA.

**Description:** *This item involves a discussion of the refinancing of bonds by the South Bayside Waste Management Authority (SBWMA). The Town is a member agency as part of the SBWMA. The SBWMA requires its member agencies to approve its refinancing effort. The Council may discuss issues related to the financing; use of the additional funds by the SBWMA; cost impact to ratepayers; and the potential bid process for refuse and recycling services.*

**MOTION by Lempres, second by Wiest to oppose the resolution of the issuance of up to \$64 million of solid waste enterprise bonds but support the refinancing of the outstanding SBWMA bonds. The motion passed unanimously.**

**Councilmember Lempres recused himself from the item at 7:59 p.m. due to his residence proximity to the project.**

**14. CIVIC CENTER UPDATE: AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH WONG ELECTRIC INC. TO PROVIDE ELECTRICAL SERVICES FOR THE TEMPORARY TRAILERS AND REVIEW AND PROVIDE FEEDBACK REGARDING COST PROPOSAL ESTIMATE NO. 001 WITH S.J. AMOROSO CONSTRUCTION FOR A TEMPORARY PEDESTRIAN PATHWAY DURING CONSTRUCTION OF THE CIVIC CENTER PROJECT**

**Report:** Project Manager Marty Hanneman

**Recommendation:** Authorize the City Manager to execute an agreement with Wong Electric Inc. to provide electrical services for the temporary trailers in Holbrook-Palmer Park for a not to exceed fee of \$76,000; and, review and provide feedback regarding Cost Proposal Estimate (CPE) No. 001 with S.J. Amoroso Construction for a temporary pedestrian pathway during construction of the Civic Center project for a not to exceed fee of \$18,000.

**Description:** *This item involves the review and approval of required electrical work for the temporary administration and building department facilities in the Park. The Council will also review and provided feedback regarding the construction of a temporary pedestrian pathway from Ashfield Road to Maple Avenue during construction.*

Council member Lewis commented that the pathway is beneficial and questioned about the traffic flow. Project Manager Hanneman responded that they are working on wayfinding signages.

Vice Mayor DeGolia commented that the pathway needs to be safe for public use and wanted to know the methods to ensure that. Hanneman confirmed that there will be fences to ensure the safety of the pedestrians.

Christine David, Atherton Resident, thanked the Council for the consideration of a pathway and informed them how often the pathway is used daily. She expressed her gratitude for Hanneman's dedicated work to the project and the community.

Mayor Widmer commented that bikes used on the pathway would be dangerous and would need signage. Hanneman confirmed that they would place signage where it is needed and closely monitor the use of the pathway.

Lempres returns at 8:10 p.m.

**MOTION by DeGolia, second by Lewis to approve an agreement with Wong Electric Inc. to provide electrical services and to consider the placement of a temporary pedestrian pathway during the construction of the Civic Center Project. The motion passed 4-0-1 (Lempres recused).**

**15. COUNCIL REPORTS/COMMENTS**

Lempres requested update on SB415 and SB50. City Manager Rodericks responded that the Council will have an opportunity to present their views during the City Council Goals Meeting on May 28, 2019.

**16. FUTURE AGENDA ITEMS**

**17. PUBLIC COMMENTS**

**18. ADJOURN**

Mayor Widmer adjourned the meeting at 8:18 p.m.

Respectfully Submitted,

Francesca Reyes,  
Office Specialist