



Item No. 8 Town of Atherton

CITY COUNCIL STAFF REPORT – CONSENT AGENDA

TO: HONORABLE MAYOR AND CITY COUNCIL

THROUGH: GEORGE RODERICKS, CITY MANAGER

FROM: ANTHONY SUBER, CITY CLERK / DEPUTY CITY MANAGER

DATE: OCTOBER 20, 2021

SUBJECT: WAIVE THE FINAL READING AND SUBSTITUTION OF THE TITLE AND ADOPT AN ORDINANCE AMENDING ATHERTON MUNICIPAL CODE CHAPTER 2.08.010 “POSTING PLACES”.

RECOMMENDATIONS

It is recommended that the City Council waive the final reading by substitution of the title and adopt Ordinance 648 amending Atherton Municipal Code Chapter 2.08.010 “POSTING PLACES”.

BACKGROUND | ANALYSIS

This is the final reading and substitution of the title and adoption of an ordinance amending Chapter 2.08.0101 to revise the physical posting locations for Town meeting notices and other public notices. Council waived the first reading by substitution of the title and introduced the ordinance at the Regular City Council Meeting of September 15, 2021. If approved, this ordinance will be effective thirty days following the adoption.

The proposed Municipal Code Amendment seeks to amend Chapter 2.08.0101, Posting Places, removing two unused locations and correcting outdated information. With this amendment, staff will remove the unused bulletin boards located at Rosewood Drive, Greenoaks Drive, and Selby Lane and install a bulletin board at Holbrook-Palmer Park near the Pavilion. At the September 15, 2021, meeting Council directed staff contact the Lindenwood Homeowners Association (Association) to gauge their interest in taking ownership and responsibilities for maintenance of the bulletin boards. In email correspondence the Association indicated they did not have any interest in taking ownership noting other means of communicating with their members.

POLICY FOCUS

Any proposed amendments or revisions to the Atherton Municipal Code should consider the balance between providing maximum public access, government code compliance and the practicability for staff management. If approved the amendments will be effective 30 days following adoption.

FISCAL IMPACT

There is no fiscal impact for this item.

GOAL ALIGNMENT

This Report and its contents are in alignment with the following Council Policy Goals:

- Goal E – Strengthen Community Engagement and Transparency
- Goal F – Be Forward-Thinking, Well-Managed, and Well-Planned

PUBLIC NOTICE

Public notification was achieved by posting the agenda, with this agenda item being listed, at least 72 hours prior to the meeting in print and electronically. Information about the project is also disseminated via the Town’s electronic News Flash and Atherton Online. There are approximately 1,400 subscribers to the Town’s electronic News Flash publications. Subscribers include residents as well as stakeholders – to include, but be not limited to, media outlets, school districts, Menlo Park Fire District, service providers (water, power, and sewer), and regional elected officials. A public notice of tonight’s meeting was published in the Almanac on October 8, 2021, and Town Bulletin Board on October 8, 2021. Additionally, interested parties were notified via email of tonight’s meeting.

COMMISSION/COMMITTEE FEEDBACK/REFERRAL

This item _____ has or X has not been before a Town Committee or Commission.

- _____ Audit/Finance Committee (meets every other month)
- _____ Bicycle/Pedestrian Committee (meets as needed)
- _____ Civic Center Advisory Committee (meets as needed)
- _____ Environmental Programs Committee (meets every other month)
- _____ Park and Recreation Committee (meets each month)
- _____ Planning Commission (meets each month)
- _____ Rail Committee (meets every other month)
- _____ Transportation Committee (meets every other month)
- _____ Tree Committee (meets each month)

ATTACHMENTS

1. Ordinance 648, Amending Section 2.08.010 “Posting Places”

ORDINANCE 648

**AN ORDINANCE OF THE CITY COUNCIL OF THE TOWN OF ATHERTON TO
DELETE AND REPLACE CHAPTER 2.08.010 “POSTING PLACES” OF THE
ATHERTON MUNICIPAL CODE**

The City Council of the Town of Atherton does hereby ordain as follows:

SECTION 1: Chapter 2.08.010 “Posting Places” is hereby amended to read as follows with Exhibit A.

SECTION 2: That the City Council hereby declares that it would have passed this Ordinance sentence by sentence, paragraph by paragraph, and section by section, and does hereby declare that any provision in the Ordinance severable and, if for any reason any sentence, paragraph or section of this Ordinance shall be held invalid, such decision shall not affect the validity of the remaining parts of this Ordinance.

SECTION 3: This Ordinance shall be posted in at least three public places according to law and shall take effect and be in force from and after 30 days after its passage and adoption.

Introduced on the 15th day of September, 2021.

*I hereby certify that a public hearing of the foregoing ordinance was held at a regular meeting of the City Council of the Town of Atherton held on **September 15, 2021**, and was adopted by said City Council at a regular meeting held on **October 20, 2021**, by the following roll call vote:*

AYES: 0 Council Members:
NOES: 0 Council Members:
ABSENT: 0 Council Members:
ABSTAIN: 0 Council Members:

Elizabeth Lewis, Mayor
Town of Atherton

ATTEST:

Anthony Suber, City Clerk

APPROVED AS TO FORM:

Mona G. Ebrahimi, City Attorney

EXHIBIT A

Chapter 2.08 “ORDINANCES”

**Chapter 2.08
ORDINANCES**

Sections:

2.08.010 Posting Places

There being no newspaper published and circulated in the town, all ordinances must be posted as provided by law on the official bulletin boards which shall situate at the following public places in the town:

- A. At the Atherton Branch of the San Mateo County Library
- B. At the Atherton Town Offices;
- C. At Holbrook-Palmer Park