



CITY COUNCIL/REDEVELOPMENT/GVMID
ACTION MINUTES

DRAFT

TUESDAY, JANUARY 17, 2012

BRISBANE CITY HALL, 50 PARK PLACE, BRISBANE

6:00 P.M. CLOSED SESSION

- A. Conference with Labor Negotiators: All Bargaining Units, pursuant to Government Code Section 54957.6

CALL TO ORDER – FLAG SALUTE

Mayor Lentz called the meeting to order at 7:33 p.m. and led the flag salute.

ROLL CALL

Councilmember's present:	Conway, Miller, O'Connell, Richardson, and Mayor Lentz
Councilmember's absent:	None
Staff present:	City Manager Holstine, Administrative Services Director Schillinger, Financial Services Director Cooper, City Clerk Spediacci, Community Development Director Swiecki, Police Chief Macias, Police Commander Meisner, City Attorney Toppel, Administrative Management Analyst Chueng

ADOPTION OF AGENDA (Deletions, Additions, Changes and Adoption)

CM Conway proposed closing the meeting in memory of long-time resident Dorothy Nagy. CM Conway made a motion, seconded by CM Richardson, to adopt the agenda as amended. The motion was carried unanimously by all present.

PRESENTATIONS

- A. **Commendations to Amateur Boxing Champions Charlie Sheehy and Andre Conway**

Mayor Lentz presented Charlie Sheehy and Andre Conway with commendations and congratulated them on their many accomplishments. Charlie Sheehy and Andre Conway presented the Mayor with a signed pair of boxing gloves and thanked the Council for the recognition.

B. Commendations to members of the 5th and 8th Grade Girls California State Basketball Champions

Mayor Lentz presented each member of the 5th and 8th Grade Girls California State Basketball Champions with commendations and congratulated them on their accomplishment. The following girls were recognized:

5th grade Gold medalists: Valeria Avila, Brittney Cedeno, Yasmin Jimenez, Illeana Carrillo, Leilah Huerta, Jasmine Gonzales, Aliyah Arcillas, Ariana Margate, Giselle Jimenez, and Jessica DeLaTorre

8th grade Bronze Medalists: Mira Avila, Silvana Padilla, Marina Aguilar, Arianna Sheehy, Emily Reyes, Tamirah Gallaread, Tess Tanaka, Gabby Jajeh, Bianca DeLaTorre, Tatiana Jimenez, Jasmine Barnard

Coach Rich Avila and Assistant Coaches Jose Jimenez, Randy Jajeh, and Richie Egusquiza were all thanked for their dedicated time in coaching each team.

The teams presented Mayor Lentz with a team banner and team jersey. Mayor Lentz asked that the players all sign each of the gifts.

C. New Live Streaming Provider for Channel 27

Administrative Management Analyst Cheung gave a presentation outlining the City's new live streaming provider and demonstrated where the link is provided on the City website.

After Councilmember questions and staff clarifications, Councilmembers thanked Ms. Cheung for her work and presentation.

D. Nextdoor – Private Social Network in Brisbane

Administrative Management Analyst Cheung introduced former City Manager of Redwood City and Entrepreneur Ed Everett. Mr Everett gave a presentation explaining the new software called Nextdoor which links neighbors together via the internet.

After Councilmember questions and clarifications, direction was given for staff to advise or coordinate any possible collaboration with BRSNET and the local Facebook page. They also thanked Mr. Everett for his presentation.

ORAL COMMUNICATIONS NO. 1

Ruth Radetsky advised the Council of a dangerous situation on Bayshore Boulevard where the new bicycle lanes were installed. She asked that the Council add this issue to a future agenda to take action to rectify the situation.

Edward Hasbrouck presented a letter, photos, and safety articles regarding the use of rumble strips as a divider between bicycle lanes and vehicular traffic. He also asked Council to agendaize this matter for future discussion and resolution.

Michele Salmon expressed her dissatisfaction with the new rumble strips along the bike lanes on Bayshore Boulevard.

Ron Davis spoke about Bicyclist behavior and the danger at the intersection of Lagoon Way and Tunnel Avenue.

After Councilmember questions and staff clarifications, City Manager Holstine advised that City Engineer Breault would address the concerns at a future Council meeting as part of other bicycle and pedestrian safety projects and issues.

Dana Dillworth questioned Council's recent action regarding the City becoming a successor agency for the Brisbane Redevelopment Agency. She asked that they re-consider their action.

CONSENT CALENDAR

CM Miller asked to remove all items from the consent calendar for further discussion.

A. Approve City Council Minutes of November 21, 2011

CM Miller suggested changes to his the wording of his comments at the bottom of page two adding the words "in Section three" after the word "provision" and changing the last two words of that paragraph to "would cease". He also suggested changes to his comments at the bottom of page three to read as follows:

"He also questioned going ahead with this kind of analysis regarding the **sale of** streets and of giving up the street **right-of-ways** without assurances that that those streets would be replaced with future **replacement street access.**"

He then made a motion, seconded by CM Conway, to approve the minutes as amended. The motion was carried unanimously by all present.

B. Approve City Council Minutes of December 5, 2011

CM Miller suggested adding the names of the Citizens Academy Graduates to the bottom of page one. He then made a motion, seconded by CM Conway, to approve the minutes as amended. The motion was carried unanimously by all present.

C. Approve City Council Minutes of December 12, 2011

CM Miller referred to page two of the minutes and suggested adding the names of the three people that Council gave direction to the Mayor to vote for at the San Mateo County Cities Selection Committee Meeting. He then made a motion, seconded by CM O'Connell, to approve the minutes as amended. The motion was carried unanimously by all present.

D. Receive Payment Register dated December 14, 2011

E. Receive Payment Register dated December 29, 2011

CM Miller questioned why detailed payment registers were needed to be placed on the City Council agenda. Administrative Services Director Schillinger reviewed the past practices. After some Councilmember discussion, it was agreed to discuss agendaizing payment registers at the January 28th Council Goal Setting Workshop.

CM Conway made a motion, seconded by CM O'Connell to receive the payment registers as proposed. The motion was carried unanimously by all present.

F. Receive Investment Report dated September 30, 2011

CM Miller asked about the Investment Report and its purpose on the agenda. Administrative Services Director Schillinger reviewed the report and the advantage for the Council and the citizens to be able to review it on a monthly basis. CM Miller made a motion, seconded by CM O'Connell, to receive the Investment Report as proposed. The motion was carried unanimously by all present.

G. Authorizing the Mayor to execute a Collection Agreement with Toll CA XIX, L.P.

After clarification from staff, CM Miller proposed an addition to paragraph four on the bottom of page two of the agreement, to read "Such account shall be managed and utilized as directed from time to time by the **County on behalf of the** HCP Trustees". City Attorney Toppel and Mr. Sam Herzberg from the County concurred with this addition.

CM Miller made a motion, seconded by CM Conway, to authorize the Mayor to execute the agreement as amended. The motion was carried unanimously by all present.

A. Oral Presentation by Sam Herzberg regarding County of San Mateo application for renewal of HCP Conservation Permit for San Bruno Mountain

Mr. Sam Herzberg, Senior Planner for the San Mateo County Parks Division gave a PowerPoint presentation outlining the San Bruno Mountain (SBM) State and County Park and Habitat Conservation Plan and the Section 10a Permit renewal process that would be presented to the Habitat Conservation Plan (HCP) Trustees in June of 2012.

Councilmembers asked questions of Mr. Herzberg and of staff in regards to the need to review the HCP Habitat Management Plan before the permit was extended.

Councilmembers asked that the City and its citizens be kept in the loop regarding the public process of the permit renewal. Mr. Hertzberg outlined the process and the public involvement at the Technical Advisory Committee (TAC) meetings.

After further Councilmember questions and clarifications of Mr. Herzberg and city staff, Mayor Lentz thanked Mr. Herzberg for his presentation and update.

CM Richardson made a motion, seconded by CM Conway to extend the meeting until 11:00 p.m.

Michele Salmon spoke of her concerns about trucks that bring in invasive species. She urged the County to make sure that those activities are monitored.

PUBLIC HEARING

- A. Consider introduction of Ordinance No. 567, waiving first reading, a Zoning Text Amendment RZ-7-11 to Amend Brisbane Municipal Code Title 17 Regarding Planning Permit Expirations, Extensions, Revocations, Appeal Periods, Hearing Deadlines and Notification Requirements**

Due to the late hour, it was the consensus of the Council to continue this agenda item to a future meeting.

- B. Consider introduction of Ordinance No. 568, waiving first reading, approving a development agreement for assessor's parcel number 007-165-020 (Sierra Point Office Project)**

City Attorney Toppel outlined the information in the staff report and the action that the Council was considering.

After Councilmember questions and clarifications by staff, Mayor Lentz opened the Public Hearing.

Mr. Mike Durkee, attorney for the applicant, reviewed how actions by the legislature impact the development project time extension process. He said that the applicant had spent significant time working through an agreement with the City staff at the former City Council's direction.

Dana Dillworth spoke against the proposed ten year time extension and about the limitation of entering into new agreements due to the recent redevelopment dissolution.

CM Conway noted that it was 11:00p.m. and made a motion, seconded by Mayor Lentz, to extend the meeting until 11:30 p.m. The motion carried 3-2, CM Miller and CM O'Connell opposed.

City Attorney Toppel clarified that this was not an action of the redevelopment agency so the recent dissolution had no affect on this matter

John Christoper Burr urged the Council not to approve the development agreement.

Michele Salmon urged the Council not to extend the project approval for ten years.

Dana Dillworth responded to the City Attorney's comments and asked that the agenda be clear on which items were redevelopment actions and which items were actions by the City.

Mayor Lentz made a motion, seconded by CM Richardson, to close the public hearing

CM Conway asked the applicant, Mr. Don Little, if he would be okay with Council taking more time to review this matter given that there were two new Councilmembers who had questions and concerns that needed to be addressed.

Mr. Little responded that the process had been a lengthy one already and asked if adding more time for review would make a difference.

CM Miller and CM O'Connell both expressed questions and concerns that they each would like addressed before they would be comfortable voting on the proposed ordinance and stated that due to the late hour, those concerns could not be addressed adequately.

After further Council discussion and debate, CM Richardson made a motion, seconded by CM Lentz, to introduce the Ordinance as proposed. The motion carried 3-2, CM Miller and O'Connell opposed.

NEW BUSINESS

B. Consider initiation of a Municipal Code Amendment to update the Green Building Ordinance and provide direction to staff

Due to the late hour, it was the consensus of the Council to continue this agenda item to a future meeting.

C. Consider adoption of Resolution No. 2012-02 and Resolution No 2012-03 electing statutory pass-through payments pursuant to Health and Safety Code Sections 33607.5 and 33607.7 in connection with the Fourth Amendment to the Redevelopment Plan for the Brisbane Community Redevelopment Project Area Number One and Project Area Number Two

Due to the late hour, it was the consensus of the Council to continue this agenda item to the City Council meeting of January 23, 2012.

D. Consider approval of proposal by the Brisbane Police Department to change the design of the patrol vehicles from all white, to black and white

Due to the late hour, it was the consensus of the Council to continue this agenda item to a future meeting.

STAFF REPORTS

A. City Manager's Report on upcoming activities

There were no reports.

MAYOR/COUNCIL MATTERS

A. Subcommittee Report

There were no subcommittee reports.

B. Approve Proposed City Council Meeting Schedule

Due to the late hour, it was the consensus of the Council to continue this agenda item to a future meeting.

ORAL COMMUNICATIONS

There were no members of the public wishing to speak.

ADJOURNMENT

The meeting was adjourned at 11:38 p.m.

Sheri Marie Spediacci
City Clerk