



**CITY COUNCIL/REDEVELOPMENT/GVMID**

**ACTION MINUTES**

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**TUESDAY, JULY 5, 2011**

**CALL TO ORDER – FLAG SALUTE**

Mayor Bologoff called the meeting to order at 7:30 p.m. and led the flag salute.

**ROLL CALL**

Councilmember's present: Conway, Lentz, Richardson, Mayor Bologoff  
Councilmember's absent: Waldo  
Staff present: Public Works Director Breault, Police Commander Meisner,  
Financial Services Director Cooper, Administrative Services  
Director Schillinger, City Clerk Spediacci, Community  
Development Director Swiecki, City Attorney Toppel

**ADOPTION OF AGENDA**

CM Conway wished a Happy Birthday to his granddaughter Lafi and asked that the meeting be closed in memory of longtime resident Dick Johnson. He also asked to move the New Business Item after the Consent Calendar due to the number of people who were attendance on that item. Administrative Services Director Schillinger advised that letters had been sent out that the Water and Sewer Rate Public Hearing would be at this meeting but it had not been placed on the agenda. CM Richardson and CM Conway proposed adding it to the agenda as Public Hearing Item A.

CM Richardson made a motion, seconded by Mayor Bologoff, to adopt the agenda as amended. The motion was carried unanimously by all present.

**ORAL COMMUNICATIONS NO. 1**

There were no members of the public wishing to speak.

**CONSENT CALENDAR**

- A. **Approve City Council Minutes of June 6, 2011 (Removed)**
- B. **Approve City Council Computer and Technology Subcommittee recommendation to purchase iPads for the distribution of agenda packet material and communication use**

- C. Authorize the Mayor to execute an agreement with Millbrae Community Television, Inc. to perform videotaping and telecasting services**
- E. Approve the City of Brisbane's response to the County of San Mateo Grand Jury report on the use of Tasers**

CM Lentz asked to remove Item D for clarification. CM Conway made a motion, seconded by CM Lentz, to adopt the Consent Calendar as proposed. The motion was carried unanimously by all present.

- D. Approve a contract modification with ESA Associates Inc. to evaluate the Recology Expansion variant in the Environmental Impact Report (EIR) for the Baylands Specific Plan**

Community Development Director Swiecki gave a brief background report. CM Lentz asked clarifying questions and after staff answers, he made a motion, seconded by CM Conway, to approve the contract as proposed. The motion was carried unanimously by all present.

#### **NEW BUSINESS**

- A. Consider authorizing the Mayor to execute an agreement to pay processing costs with Semik Oungoulian and an agreement for consulting services with NBS Government Finance Group regarding in connection with the formation of an assessment district for the improvement of Margaret Avenue and Paul Avenue**

CM Conway and CM Lentz advised that they owned property within 300' of the area being discussed and therefore left the Council meeting room until this item was concluded.

Public Works Director Breault and City Attorney Toppel outlined the information provided in the staff report.

Sean Sweeney asked many questions about the proposed study and project and expressed his concerns and asked that Council not approve the proposed agreements.

Zoe Bednar asked that the Council consider buying the subject property for open space due to the significant habitat value.

Joe Sulley shared his concerns about the proposed road and project.

Semik Oungoulian spoke in favor of the proposed agreements and his proposed project.

Fran Herjazi spoke in favor of the proposed contracts to study this issue and then make a decision.

Ron Cologna asked many questions about the agreements and expressed his concerns about the process.

John Burr voiced his concern over the proposed project and it's compliance with CEQA.

Public Works Director Breault and City Attorney Toppel answered questions and concerns from Councilmembers and members of the public.

After some discussion it was the consensus of Mayor Bologoff and CM Richardson to continue this item to a future City Council meeting pending further information from the applicant and staff.

CM Conway and CM Lentz rejoined the meeting.

## **PUBLIC HEARING**

### **A. Hear any protest in proposed Water and Sewer Rate increase.**

Mayor Bologoff stated that the actual item would be scheduled for the City Council meeting of July 18<sup>th</sup> but asked if any member of the public wished to speak.

Ali Eseifan expressed his concern with the rates as they effect apartment building owners. He asked that this proposal be put to a vote of the people.

After Councilmember questions and staff clarifications, it was decided to continue the Public Hearing on this item to the City Council meeting of July 18, 2011.

### **B. Consider Resolution No. 2011-31, Overruling Protests and Ordering the Improvements and Confirming the Diagram and Assessment for Fiscal Year 2011-2012 for the Sierra Point Landscaping and Lighting District**

Senior Civil Engineer Kinser outlined the information provided in the staff report. Mayor Bologoff opened the Public Hearing and read the opening statement. City Clerk Spediacci advised that there were no protests received. There being no member of the public wishing to speak, CM Conway made a motion, seconded by CM Lentz, to close the public hearing. The motion was carried unanimously by all present.

CM Conway made a motion, seconded by CM Lentz, to adopt the resolution as proposed. The motion was carried unanimously by all present.

### **C. Consider adoption of Resolution 2011-32, imposing charges for funding the local Brisbane stormwater program, authorizing placement of said charges on the 2011-12 County tax roll, and authorizing the County Tax Collector to collect such charges**

CM Conway made a motion, seconded by CM Lentz, to close the public hearing. The motion was carried unanimously by all present.

There being no members of the public wishing to speak, CM Richardson made a motion, seconded by CM Conway, to adopt the resolution as proposed. The motion was carried unanimously by all present.

## **OLD BUSINESS**

- A. Consider adoption of Resolution No's. 2011-34 and 2011-35 calling a special municipal election to be consolidated with the general election on November 8, 2011, for submission to the voters of a proposed ordinance to increase the business license tax on certain recycling establishments**

City Attorney Toppel outlined the purpose of adopting the resolutions being proposed.

After Council questions and staff clarifications, CM Richardson made a motion, seconded by CM Lentz, to adopt the resolutions as proposed. The motion was carried unanimously by all present.

- B. Consider adoption of Resolution No. 2011-38 adopting a master fee schedule for the Planning Department**

Administrative Management Analyst Cheung gave a presentation outlined the process and study conducted for determining the proposed fee schedule.

Councilmembers discussed increasing the sign program fee to reflect one-hundred percent cost recovery.

After Councilmember questions and clarifications, CM Richardson made a motion, seconded by CM Conway to adopt the fee schedule with the increase of the sign program fees as discussed. The motion was carried unanimously by all present.

## **STAFF REPORTS**

- A. City Manager's Report on upcoming activities**

City Manager Holstine advised that he had nothing to report.

## **MAYOR/COUNCIL MATTERS**

- A. Subcommittee Report**

CM Conway asked Administrative Services Director Schillinger to give a Budget Synopsis for the benefit of residents who were watching the televised meeting. Mr Schillinger outlined a synopsis of the budget.

## **ORAL COMMUNICATIONS**

There were no members of the public wishing to speak.

## **ADJOURNMENT**

The meeting was adjourned at 10:07 p.m. in memory of Dick Johnson.

ATTEST:

Sheri Marie Spediacci, City Clerk