



CITY COUNCIL/REDEVELOPMENT/GVMID
ACTION MINUTES

DRAFT

CITY COUNCIL REGULAR MEETING

SEPTEMBER 13, 2010

BRISBANE CITY HALL, 50 PARK PLACE, BRISBANE

CLOSED SESSION

- A. Conference with legal counsel regarding existing litigation, San Mateo County Community College District vs. City of Brisbane, pursuant to Government Code Section 54956.9
- B. Conference with legal counsel regarding two cases of potential litigation, pursuant to Government Code Section 54956.9
- C. Conference with labor negotiators regarding Executive Management Group, pursuant to Government Code Section 54957.8

CALL TO ORDER - FLAG SALUTE

Mayor Conway called the regular meeting to order at 7:31 p.m. and led the flag salute.

ROLL CALL

Councilmembers present:	Bologoff, Lentz, Richardson, Waldo, Mayor Conway
Councilmembers absent:	None
Staff present:	Public Works Director Breault, City Manager Holstine, Deputy Fire Chief Johnson, Police Commander Macias, Administrative Services Director Schillinger, Parks and Recreation Director Skeels, Interim Community Development Director Swiecki, City Clerk Spediacci, City Attorney Toppel, Harbormaster Warburton

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

City Manager Holstine asked that an update and report to the San Bruno Fire and high risk utilities be added as Item D under presentation. CM Bologoff made a motion, seconded by CM Waldo to make that addition. The motion was carried by all present.

PRESENTATION & PROCLAMATION

A. Carine Risley – Brisbane Library Manager - Annual highlights of Brisbane Library’s Accomplishments and Services

Ms Risley gave a report outlining this past year’s accomplishments and new programs. Mayor Conway and Councilmember’s thanked her for the update and her work.

B. Proclamation declaring September 20-24th as Brisbane Chamber of Commerce and San Mateo County Chamber of Commerce Alliance “Join your local Chamber Week”

Mayor Conway read and presented the proclamation and thanked Mr. Mitch Bull and Mr. Larry Purcell for their dedicated service to the Brisbane Chamber of Commerce.

C. Proclamation recognizing September, 2010 as National Preparedness Month

Mayor Conway read and presented the proclamation.

D. Update and report on San Bruno Fire and high risk utilities

Public Works Director Breault, Police Chief Macias, and Deputy Fire Chief Johnson all reported on Brisbane’s help and involvement at the recent San Bruno Fire and outlined the steps Brisbane is taking to meet with P.G.&E. to get information necessary to prevent a disaster of this type in Brisbane.

Robert Howard indicated that there was a map of transmission lines on the government web site.

After Council comments and questions, it was decided to ask P.G.& E. to come to a future Council meeting to give a presentation on the San Bruno fire and the location and condition of Brisbane’s transmission lines.

ORAL COMMUNICATIONS NO. 1

Michele Salmon spoke regarding the status of the illegal fence at 87 Lily Court and asked that there be a better way to enforce the HCP.

City Attorney Toppel gave an update on where the City was in the enforcement process.

CONSENT CALENDAR

- A. Adopt City Council Minutes of June 7, 2010**
- B. Adopt City Council Minutes of June 21, 2010**
- C. Adopt City Council Minutes of June 28, 2010**
- D. Adopt City Council Minutes of July 6, 2010**
- E. Approve Monthly Investment Report as of June 30, 2010**
- F. Approve Second Addendum to Agreement between the County of San Mateo and the City of Brisbane to Toll Statutes of Limitations for Claims regarding Property Tax Administration and authorize the Mayor to execute future addenda to the Tolling Agreement if necessary**
- G. Approve Co-sponsorship of Brisbane Dance Workshop's Holiday Arts and Crafts Fair Fundraiser**
- H. Approve Resolution No. 2010-38 in support of Proposition 22, The Local Taxpayer, Public Safety and Transportation Protection Act of 2010**
- J. Authorize the Director of Public Works and Emergency Services to execute a Cooperative Agreement for provision of emergency shelter and alternate care sites with the Brisbane School District**

Councilmember's asked to remove Items I, K, L, and M for further discussion.

CM Richardson made a motion, seconded by CM Bologoff to approve the rest of the Consent Calendar as proposed. CM Waldo abstained on Item D. The motion was carried unanimously by all present.

- I. Authorize the Mayor to execute the First Amendment to Communications Site Lease Agreement with Florida Tower Partners, LLC regarding existing monopole at 50 Park Place**
- K. Approve purchase of a Fire Simulator from Fire Facilities, Inc. Kidde Fire Trainers with FEMA Grant Funds totaling \$279,962.50**
- L. Approve letter to San Mateo Grand Jury in response to the Effectiveness of Red Light Traffic Camera Enforcement**
- M. Approve letter to San Mateo Grand Jury in response to Sex Offender Law Enforcement**

in San Mateo County

After Councilmember questions and clarifications, CM Waldo made a motion, seconded by CM Bologoff to approve Items I, K, L, and M as proposed. The motion was carried by all present.

OLD BUSINESS

- A. Consider adoption of Resolution No. 2010-37 ratifying the purchase agreement for 55 Lassen**

City Manager Holstine outlined the information provided in the staff report. After Council questions and clarifications, CM Waldo made a motion, seconded by CM Bologoff to adopt the resolution as proposed. The motion was carried unanimously by all present.

NEW BUSINESS

- A. Consider introduction of Ordinance No. 546 amending Chapter 15.22 of the Brisbane Municipal Code concerning informal bidding procedures**

City Attorney Toppel outlined the information provided in the staff report. After Council questions and clarifications, CM Richardson made a motion, seconded by CM Bologoff to introduce the Ordinance as proposed. The motion was carried unanimously by all present.

Terry O'Connell asked that wording being included to prevent protect bids from being awarded when there is only one bidder.

- B. Consider introduction of Ordinance No. 547 revising and updating various chapters in Title 1 of the Municipal Code and provide additional remedies for enforcement of violations**

City Attorney Toppel outlined the information provided in the staff report. After Council questions and clarifications, CM Lentz made a motion, seconded by CM Richardson to introduce the Ordinance as proposed. The motion was carried unanimously by all present.

- C. Receive report on Clean Marinas California Program Certification**

Harbormaster Warburton outlined the information about the Marina Certification Program and Award. Councilmember's thanked him for his diligence in keeping the Marina clean and receiving the certification.

- D. Consider appointing a member of the Parks, Beaches, and Recreation Commission to serve on the City Sustainability Subcommittee**

Administrative Services Director Schillinger reviewed the background of setting up the City Sustainability Subcommittee and the need for a member of the Parks, Beaches, and Recreation Commission appointment. Councilmember Waldo made a motion to refer to the P.B.& R. Commission the appointment of one member. The motion was seconded by CM Bologoff and was carried unanimously by all present.

E. Consideration of request by UPC to apply for a use permit allowing the temporary use of a portion of the Baylands by the San Francisco 49ers for overflow public parking

Community Development Director Swiecki outlined the request as proposed in the staff report.

Michele Salmon expressed her opinion that the use permit should be granted.

Robert Howard reported that there was no sidewalk in the tunnel leading to the stadium.

After Council questions and clarifications, CM Waldo made a motion to send this request to the Planning Commission for consideration, the motion was seconded by CM Lentz, and the motion was carried unanimously by all present.

STAFF REPORTS

A. City Manager's Report on upcoming activities

City Manager Holstine indicated that there was nothing to report.

MAYOR/COUNCIL MATTERS

A. Subcommittee Reports

CM Richardson said that the recent airport noise was unbearable and urged Brisbane residents to continue to call the noise hotline and asked that staff advertise the hotline number in the City's publications, website, blog, and community sign boards.

B. Discussion of High Speed Rail

City Manager Holstine gave an update on the current proposal and the process deficiencies so far. After Councilmember questions and concerns, Mayor Conway commented on the Policymakers Group and asked that this matter be agendaized for the next meeting to consider appointment of a new Councilmember to the Policymaker's Group.

Robert Howard asked that the High Speed Rail people hold a public information meeting in Brisbane.

- C. Consider setting Monday, October 4, 2010 at 6:45 p.m. (before the Council Meeting) as the dedication for the Bird Signs on Tunnel Avenue Bridge**

Councilmember's agreed to set October 4, 2010 as the date for dedication.

ORAL COMMUNICATIONS

Michele Salmon expressed her concern that the new LED streetlights were blinding and unpleasant.

CM Holstine responded that he would have Public Works Director Breault respond to this concern.

Terry O'Connell expressed her concern about the brightness of the light at the City corporation yard and the need to change the flag.

ADJOURNMENT

The meeting was adjourned at 10:31 p.m.

ATTEST:

Sheri Marie Spediacci
City Clerk