

**BRISBANE CITY COUNCIL****ACTION MINUTES**

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**CITY OF BRISBANE CITY COUNCIL****REGULAR MEETING AGENDA****THURSDAY, FEBRUARY 21, 2019***BRISBANE CITY HALL, 50 PARK PLACE, BRISBANE***7:30 P.M. CALL TO ORDER – PLEDGE OF ALLEGIANCE**

Mayor Davis called the meeting to order at 7:37 P.M. and led the Pledge of Allegiance.

**ROLL CALL**

Councilmembers present: Councilmembers Cunningham, Lentz, O’Connell, and Mayor Davis

Councilmembers absent: Councilmember Conway

Staff present: City Clerk Padilla, City Attorney Roush, City Manager Holstine, Administrative Services Director Schillinger, Counsel McMorrow, Community Development Director Swiecki, and Police Commander Garcia

**ADOPTION OF AGENDA**

CM Cunningham made a motion, seconded by CM Lentz, to approve the agenda as it stands. The motion was carried unanimously by all present.

**ORAL COMMUNICATIONS NO. 1**

No member of the public wished to speak.

**CONSENT CALENDAR**

**A. Adopt City Council Minutes of February 7, 2018**

**B. Accept Investment Report as of August, 2018**

- C. Accept Investment Report as of September, 2018**
- D. Accept Investment Report as of October, 2018**
- E. Adopt Ordinance 631, Waiving Second Reading, Amending Chapter 15.56 of the Brisbane Municipal Code concerning “Floodplain Management”**
- F. Adopt Ordinance 635, Waiving Second Reading, Amending Title 18 of the Brisbane Municipal Code to Disallow Unpermitted “anchor-outs” and beaching of vessels in city waters**
- G. Adopt Ordinance 636, Waiving Second Reading, to Amend the Municipal Code to Increase the Amount of the Fines for violations of Building and Safety Regulations**

CM O’Connell made a motion, seconded by CM Cunningham, to approve Consent Calendar Items A-G. The motion was carried unanimously by all present.

Ayes: Councilmember Cunningham, Lentz, O’Connell and Mayor Davis  
Noes: None  
Absent: Councilmember Conway  
Abstain: None

- H. Appoint Thomas McMorro as Interim City Attorney and Approve a Professional Services Agreement with Michael Roush for Legal Services**

CM O’Connell requested a brief staff report on Consent Calendar Item H.

City Manager Holstine reported that due to Michael Roush’s valuable experience, the City will enter into a separate professional services agreement with him to continue to provide day to day legal services which will lead to a smooth transition of City Attorney related legal services. Thomas McMorro of Manatt, Phelps and Philips law firm, if appointed by the Council, will be City Attorney for an interim basis.

CM Lentz made a motion, seconded by CM O’Connell, to approve Consent Calendar Items H. The motion was carried unanimously by all present.

Ayes: Councilmember Cunningham, Lentz, O’Connell and Mayor Davis  
Noes: None  
Absent: Councilmember Conway  
Abstain: None

- I. Approve the Reimbursement Agreement with HCP LS Brisbane, LLC**

*(The purpose of this agreement is to provide a mechanism for sharing, and thereby reducing, the costs of obtaining a waiver for installation of water systems on individual developments at Sierra Point)*

Staff removed Item I from the Consent Calendar. This item will be discussed at a future City Council Meeting.

## **PRESENTATION**

### **A. School Study Presentation**

Administrative Services Director Schillinger reported that there will be 3 presentations to provide the City Council an update on the School Study concerning the Baylands as well as a presentation from Skyline College regarding alternative educational opportunities potentially for future residents of Brisbane.

CM Lentz, a School/City 2x2 and Education Subcommittee Member, provided a brief background on the School Studies.

Cathy Dominico from Capitol PFG provided an overview of the financial and student impact of new development on local schools.

Ralph Ochoa and Tom Griffen from Ochoa and Moore Law Firm provided an Overview of the potential school district configurations.

Jennifer Taylor-Mendoza, Andrea Vizenor, and Cherie Colin from Skyline College made a presentation on alternative educational opportunities and school partnerships at Skyline College as well as their Promise Scholars Program.

Mayor Davis and Council accepted the presentations. Mayor Davis announced that public comment regarding the School Study will be heard during Old Business Item A.

## **OLD BUSINESS**

### **A. Consider Amending the budget for the School District Study by Increasing the Budget for the Study from \$50,000 to \$90,000**

Administrative Services Director Schillinger reported that there is still more work that needs to be accomplished and it is anticipated the cost of the completed study will be about \$90,000. The City has spent \$17,000 to date on the financial and student impact study and \$40,000 for the legal issues related to the study. The cost of the study are reimbursed by UPC so there is no direct cost to the City to complete the work.

Mea Christie said she appreciates the school study and agrees with the option for a high school in the Baylands and unify the Bayshore and Brisbane Elementary School Districts and build magnet schools for the arts, the environment and technology.

James Christie agreed with increasing the school study budget and believes unifying the school districts will build unified community.

Nancy Lacsamana believed a high school for the Baylands area is needed and the B3 group (Bayshore, Baylands, and Brisbane) is a group working for community and forward thinking around schools.

Kalimah Salahuddin, School Board Member of the Jefferson Union High School District said her and her colleagues would love to have a collaborative meeting and discuss jointly these options. She reminded the Council that there was a resolution passed by all three districts that does not support reorganization.

Karen Lentz stated that she does not want a divided and split community and we want to explore bringing together Bayshore, Baylands and Brisbane for a common vision.

Alina Zavodnik approves of additional funds for the School Study budget.

Leesa Greenlee stated that parents feel detached when high schools are 10-18 miles away and she likes the Option #4 which is to negotiate an agreement between Brisbane Elementary School District, Bayshore Elementary School District, Jefferson High School District, Skyline College, and the City of Brisbane covering attendance, transportation and sharing of tax revenues.

Barbara Ebel supports the building of a high school but not in the Baylands.

After some questions of staff, Michael Barnes stated that no one has defined the problem and believes this may be a money grab since we have capacity in our high schools.

After some Council discussion and questions of staff and consultants, Mayor Davis said she would approve the budget amendment if the funds are spent at the right time when more information is known.

CM O'Connell appreciated the Financial and Student Impact information but felt we spent too many funds on the studies already. She also shared her concern about how Special Districts money can potentially add to the build. She does not want to spend more funds on the studies until we have more information.

After some Council discussion, CM Lentz made a motion, seconded by CM Davis, to amend the budget for the School District Study by increasing the budget for the Study from \$50,000 to \$90,000. The motion was carried unanimously by all present.

Ayes: Councilmember Cunningham, Lentz, O'Connell and Mayor Davis

Noes: None

Absent: Councilmember Conway

Abstain: None

**B. Consider Approval of the Public Art Committee's recommendation to update the City's Public Art Implementation Guidelines as it relates to Public Installed Public Art**

Administrative Services Schillinger reported that the Public Art Advisory Committee is recommending two changes to the implementation guidelines. First, instead of recommending to

the Parks and Recreation Commission the amount of money to be used for a public art installation, and the type of artwork, and location; the Committee will make this recommendation directly to the City Council. And second, the Public Art Advisory Committee believes that additional community members should be part of the selection committee, it would make a recommendation to the City Council on the number (up to two) and any particular qualifications would be needed.

After some Council discussion, CM Lentz made a motion, seconded by CM Cunningham, to approve the Public Art Committee's recommendation to update the City's Public Art Implementation Guidelines as it relates to Public Installed Public Art.

Ayes: Councilmember Cunningham, Lentz, O'Connell and Mayor Davis

Noes: None

Absent: Councilmember Conway

Abstain: None

## **STAFF REPORTS**

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

City Manager Holstine reported the activities for the month of February and March, including the launch of the first community conversation with Home for All to talk about the future of the Brisbane Community on March 21, 2019 at 6pm at the Mission Blue Center.

Mayor Davis announced there is a small library display regarding the Raccoon Statue on Constaños Canyon.

Police Commander Garcia provided an update on the Structure Fire at 50 Visitacion.

## **MAYOR/COUNCIL MATTERS**

### **A. Update on the applicants for Open Space and Ecology Committee and the Complete Streets and Safety Committee and Possibly Schedule Interviews**

Mayor Davis directed City Clerk Padilla to postpone scheduling the applicant interviews due to a possible Commission vacancy.

### **B. Countywide Assignments/Subcommittee Reports**

City Council members reported their activities on the following assignments:

- City/County Association of Governments, Representative
- Peninsula Traffic Congestion Relief Alliance
- Luna Fest Film Festival Ad Hoc
- Public Art Advisory Committee
- Economic Development Subcommittee
- Fiscal and Administrative Policy Subcommittee

CM Lentz informed the members of the public about the Commute.Org carpool program. He also made the request for Council to consider at a future City Council meeting to sponsor five \$1,200 scholarships to disadvantaged students attending Skyline College.

### **C. City Council Meeting Schedule**

The next City Council meeting is scheduled for March 7, 2019. The City Council meetings of March 21 and May 16, 2019 is cancelled.

### **D. Written Communications**

Mayor Davis directed City Clerk Padilla to note the subject matter of each written correspondence.

Council received written communication from the following members of the public:

- Raymond La (2/18/19) Subject: School Study.
- John and Thu Viray (2/20/19) Subject: School Study.

### **ORAL COMMUNICATIONS NO. 2**

No member of the public wished to speak.

### **ADJOURNMENT**

CM Lentz made a motion, seconded by CM Cunningham to adjourn the meeting at 10:31 P.M. The motion was carried unanimously by all present.

Ayes: Councilmembers Cunningham, Lentz, O'Connell and Mayor Davis

Noes: None

Absent: Councilmember Conway

### **PUBLIC MEETING VIDEOS**

The replay schedule for public meetings can be found on the Live Streaming page <http://brisbaneca.org/live-streaming>. Past meetings will be replayed on Comcast Channel 27 and at <http://brisbaneca.org/live-streaming> and can be found on the All Meetings page (<http://brisbaneca.org/city-government/meetings>) once the video has been archived

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Ingrid Padilla  
City Clerk