



**CITY COUNCIL/REDEVELOPMENT/GVMID**  
**ACTION MINUTES**

**DRAFT**

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**MONDAY, NOVEMBER 21, 2011**

*BRISBANE CITY HALL, 50 PARK PLACE, BRISBANE*

**CALL TO ORDER – FLAG SALUTE**

**ROLL CALL**

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

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

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

**ORAL COMMUNICATIONS NO. 1**

Dana Dillworth questioned the Northeast Ridge grading during the first day of the rainy season.

Public Works Director Breault gave information in response to the concerns being raised.

Michele Salmon also questioned the Northeast Ridge grading and where the water was being dumped to.

Mayor Bologoff asked the Public Works Director to find out where that water was being brought to.

**PRESENTATION**

**A. Government Outreach Program**

Public Works Director Breault gave a presentation that outlined a computer and smart phone application that citizens and city staff members could use to report requests for service, and public works staff response and tracking methods.

## **CONSENT CALENDAR**

- A. Approve City Council Minutes of September 19, 2011**
- B. Receive Payment Register dated November 7, 2011**
- C. Approve Monthly Investment Report as of July 31, 2011**
- D. Approve Monthly Investment Report as of August 31, 2011**

### **REDEVELOPMENT AGENCY**

- E. Adopt Resolution RA 2011-04 updating the Brisbane Redevelopment Agency Enforceable Obligation Payment Schedule**
- F. Adopt Resolution No. 2011-45 authorizing the City to request its share of funds from the Citizens Option for Public Safety (COPS) Program and the creation of a Supplemental Law Enforcement Services Fund (SLESF) as required by the COPS Program**

CM Conway asked to remove Item G and CM Lentz asked to remove Item H from the consent calendar.

CM Conway made a motion, seconded by CM Waldo to approve Consent Calendar Items A through F. The motion was carried unanimously by all present.

- G. Authorize the Mayor to execute a Fourth Amendment with Universal Paragon Corporation to Pay Processing Costs related to a development proposal**

City Attorney Toppel reviewed the information provided in the staff report.

Dana Dillworth questioned the Redevelopment Agency actions and advised that she had contacted the State Controller.

Ray Miller asked that the Council consider putting a provision in the proposed amendment stating that if the costs weren't reimbursed by the applicant that the processing of the proposed project be seized.

Tom Heinz stated opposition to the proposed agreement.

Carolyn Parker stated her concerns about staffing once the EIR is being processed and asked that it be addressed.

Michele Salmon asked for reassurance that staff time be fully analyzed, including benefits being paid by the City.

After Councilmember questions and clarifications by staff, CM Conway made a motion to approve the amendment with the addition of language. The motion was carried unanimously by all present.

**H. Authorize the Mayor to execute an Agreement with Dr. Pritam S. Sabharwal to Pay Processing Costs related to a development proposal**

CM Lentz outlined his concerns regarding the application on Margaret and Paul Avenue.

City Manager Holstine clarified that this was an agreement concerning a different project.

CM Lentz made a motion, seconded by CM Waldo, to authorize the Mayor to execute the agreement as proposed. The motion was carried unanimously by all present.

**NEW BUSINESS**

**A. Consider authorizing the Mayor to execute an Agreement with Recology Inc. wherein they will reimburse the city for costs to create an Appraisal and Ownership Map for Tunnel Avenue and Beatty Road and authorize the City Manager to enter into an agreement for professional appraisal services with the firm deemed to be the most qualified, in a not to exceed contract amount of \$7,000**

Public Works Director Breault outlined the agreement being considered and the information provided in the staff report.

CM Conway asked for assurance that the City Attorney had reviewed the proposed agreement. City Attorney Toppel indicated that he had.

Ray Miller asked questions regarding the inconsistency in the dollar amounts in the agreement and the staff report. He also questioned going ahead with this kind of analysis regarding the streets and of giving up the streets without assurances that those streets would be replaced with future development.

Public Works Director Breault explained the difference of figures in the staff report and the agreement. He clarified that Mr. Miller's point was correct but that at this time, the agreement was just for an appraisal not any transfer of roads or property.

CM Lentz made a motion, seconded by CM Waldo, to authorize the Mayor to execute the agreement as proposed. The motion was carried unanimously by all present.

**B. Consider increasing the High School Bus Ridership Fee by 10% a year**

Administrative Services Director Schillinger reviewed the issue and the information provided in the staff report.

Michael Barnes, President for Citizens for a Brisbane High School, read a detailed letter and urged the Council to process the Baylands application expeditiously as the project has a provision in it for a Brisbane High School.

Rowena Margate urged that the Council clean up the Baylands and make it possible for a Brisbane High School.

Malcolm Barnes read a letter submitted by Richard Cutler regarding the possibility of a Summit High School in Brisbane.

Danielle Bonequi asked that the Council do everything in their power to support a local charter high school.

Therese Stacky urged the Council to support a local college preparatory high school.

Juanita Yee supported a Brisbane high school.

Michele Salmon supported a good quality public education but cautioned against approving the Baylands project to achieve that purpose. She urged the Council to cover the increased cost of the school bus fees.

After Councilmember questions and clarifications, CM Conway made a motion, seconded by CM Lentz, to cover the increased costs of the bus service for this year only and to talk to the bus service provider in the next year to negotiate a contract that might keep the fees affordable. CM Waldo did not support this approach. The motion was carried 3-1, CM Waldo opposed.

**C. Receive results of the community survey completed this year and give direction to staff regarding the next community survey**

Administrative Services Director Schillinger gave a detailed presentation that outlined the information provided in the staff report.

Ray Miller reminded the Council that the City will be doing a survey after the Baylands EIR response and expressed his concerns that the community not get surveyed-out.

After Councilmember questions and clarifications of staff, it was the consensus that the City to focus on specific issues such as the Baylands or the High School issue and wait until the Baylands EIR comes out for a more general survey.

**STAFF REPORTS**

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

CM Holstine updated the Council on the upcoming SFO Roundtable meeting, the EPA Technical Assistance Grant, and the Measure J and Recology fee timeline.

**MAYOR/COUNCIL MATTERS**

**A. Subcommittee Report**

CM Lentz gave a report on the Economic Development Subcommittee meetings. CM Conway gave a report on the City of Brisbane being highlighted on the Today in America program.

**B. Consider approval of Council Meeting Schedule**

CM Conway asked that the regular meeting of Monday, December 19<sup>th</sup> being rescheduled to Tuesday, December 20<sup>th</sup>. The Council concurred with that change.

**ORAL COMMUNICATIONS**

There were no members of the public wishing to speak.

**CLOSED SESSION**

**A. Conference with legal counsel regarding existing litigation, San Mateo County Community College District vs. Brisbane Redevelopment Agency, pursuant to Government Code Section 54956.9**

There was no report out of closed session.

**ADJOURNMENT**

The meeting was adjourned at 9:58 p.m.

Sheri Marie Spediacci  
City Clerk