



## BRISBANE CITY COUNCIL

### ACTION MINUTES

---

**THURSDAY, NOVEMBER 6, 2014**

***BRISBANE CITY HALL, 50 PARK PLACE, BRISBANE***

#### **7:30 P.M. CALL TO ORDER – FLAG SALUTE**

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

#### **ROLL CALL**

Councilmembers present: Lentz, Liu, Miller, O'Connell and Mayor Conway  
Staff Present: City Manager Holstine, City Attorney Roush, City Clerk Spediacci, Administrative Services Director Schillinger, Community Development Director Swiecki, Senior Civil Engineer Kinser, Principal Analyst Saguisag-Sid

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

Mayor Conway noted that he had been advised that Library Services Manager Nicole Pasini was unable to be present and would be removing Item A under Presentations. He also asked that the meeting be closed in memory of Donna Allen who was born and raised in Brisbane and who had recently passed away due to an illness. With those changes, CM Miller made a motion, seconded by CM O'Connell, to adopt the agenda as amended.

#### **PRESENTATION**

##### **A. Annual Library Report, Nicole Pasini, Library Services Manager**

This item was removed and will be continued to a future meeting.

##### **B. Appreciation for Dog Park Volunteers**

Mayor Conway presented the Volunteer of the Year Award to Mr. Ted Reiterman, known as "The Dogfather". He thanked Mr. Reiterman for his dedication and hard work and presented him with a sweatshirt and a plaque noting his Volunteer of the Year status.

Mr. Reiterman thanked the Council and said that many people helped him with improvements and upkeep and stated his wish for the City to install new sod in the coming year.

## **ORAL COMMUNICATIONS NO. 1**

There were no members of the public wishing to speak.

## **CONSENT CALENDAR**

CM Miller asked to remove Consent Calendar Item C.

- A. Accept Monthly Investment Report as of August 31, 2014**
- B. Adopt Ordinance No. 590, waiving second reading, adding Chapter 8.18 of the Municipal Code, "Prohibition on the Use of Polystyrene Based Disposable Food Service Ware by Food Vendors"**
- D. Approve Resolution No. 2014-45 declaring a marina vessel surplus and providing for the disposition of such**

CM O'Connell made a motion, seconded by CM Liu, to approve Consent Calendar Items A, B, & D as proposed. The motion was carried unanimously by all present.

- C. Approve the plans and specifications, and authorize publication of the Notice Inviting Bids for the Brisbane Community Pool Renovation Project No. 9F04**

CM Miller requested that staff give a summary of what the project entails and when the pool is expected to be closed and re-opened.

Senior Civil Engineer Kinser described the improvements, which included sandblasting the immediate perimeter of the pool, and replacing and installing new area drains. She said the expected construction schedule would be approximately two months and that the project is scheduled to start in the beginning of January.

She also clarified that the wading pool would be included in the project and explained why they now thought it was possible to keep the chemical balances up to standards with the improvements.

After Councilmember questions and clarifications, CM Miller made a motion, seconded by CM Liu, to approve the Consent Calendar Item C as proposed. The motion carried unanimously by all present.

## **OLD BUSINESS**

**A. Consider authorizing the City Manager to execute a Fourth Amendment to the existing South San Francisco Scavengers (SSFS) Franchise Agreement extending its term to November 30, 2014 and authorizing the Mayor to execute a New Franchise Agreement with SSFS for the Collection and Disposal of Recyclable Materials, Organic Materials, and Solid Waste in the City of Brisbane Zones 1 & 2 effective December 1, 2014**

Principal Analyst Saguisag-Sid explained that staff had brought forward the franchise agreement with South San Francisco Scavenger Company (SSFSC) at their meeting of September 18, 2014. She said that prior to that meeting some issues with the agreement were identified, so staff withdrew their recommendation to approve it so that they could include additional clean-up language and clarification. She also noted that after a lengthy discussion by Council and testimony taken from members of the public, the Council had requested that staff review the fee structure based on concerns that were raised from representatives at Altamar at the Ridge Homeowners Association.

She said that staff has worked with SSFSC to clarify the remaining issues within the franchise agreement and then gave a quick recap of the terms of the agreement. She noted that the effective date for the rates was incorrect as presented in the Council packet and that a corrected copy was before the Council on the dais and available for public review.

Paul Formosa of SSFSC and City Manager Holstine answered questions posed by the Council regarding the pull-out fees charged to Altamar residents, the issue of redesigning the decks and pick-up areas, and whether it was feasible to redesign them. City Manager Holstine indicated that he is still waiting to hear the Homeowner's Association consultant's report on this issue but would continue to work with the HOA to try to help them resolve the issue.

Councilmembers also discussed adding additional language to the agreement regarding how to handle organic waste in a different container. City Attorney Roush suggested adding language to Section 7.5 dealing with changing program requirements or modifying collection methods.

Charlene Marson, Boardmember at Altamar at the Ridge clarified that they are residential community, not commercial, and complained about the higher rates compared to other residential areas in central Brisbane. She also explained that the Board is not certain that a larger collection truck won't damage the garages and is having a consultant look at that issue. She noted that unlike other residents in Brisbane, Altamar residents do not have two free pickups per year for bulky items. She asked that the Council be fair in dealing with these issues.

Carolyn Parker said that the weight of the truck is only part of the problem. She indicated that Altamar had to pay for green waste when others did not.

Robert Howard reiterated the heavy truck concern.

City Manager Holstine explained the difference between the rates for the multi-family homes versus the single family homes and explained that it is a manpower and equipment issue that staff has put a lot of effort working with the Altamar Board and SSFSC to resolve.

CM Lentz asked if SSFSC would consider allowing two free “building” pickup days per year at Altamar. Mr. Formosa said that SSFSC could consider it and would need to look at the details.

After Councilmember questions and clarifications, CM Lentz made a motion, seconded by CM Miller, to authorize the City Manager to execute the Fourth Amendment to the existing Franchise Agreement with SSFSC, extending its term to November 30, 2014, and for the Mayor to execute the new Franchise Agreement with SSFSC effective December 1, 2014.

The motion also included a commitment to continued efforts to address the issues that had been discussed regarding Altamar at the Ridge. The motion carried unanimously by all present.

## **NEW BUSINESS**

### **A. Consider authorizing the Mayor to execute a Franchise Agreement with Recology Brisbane, for the collection and disposal of recyclable materials, organic materials, and solid waste in the City of Brisbane Zone 3**

Principal Analyst Saguisag-Sid reported that in June of 2013 the City Council approved actions that established multiple solid waste collections zones for the purpose of having the ability to award separate franchise agreements to each zone as the Council deemed necessary. At that time staff was directed to discuss a new franchise agreement for Zones 1 & 2 with South San Francisco Scavenger Company (SSFSC) and Zone 3 with Recology.

She explained that Recology Brisbane offices are located at the northern portion of Solid Waste Collection Zone 3 and that currently there are seven active businesses, the City of Brisbane’s Corporation Yard, and the Brisbane Baylands, also fall within this zone’s jurisdiction.

She said that staff has been meeting with representatives from Recology Brisbane over the past few months to negotiate a new agreement for solid waste collection services, which would also include abandoned waste clean-up service and litter clean up on specified streets within Zone 3.

She also made note of a corrected rate schedule that was before the Council on the dais and available for public review.

After Councilmember discussion, questions, and clarifications, CM Miller made a motion, seconded by CM O’Connell, to authorize the Mayor to execute the Franchise Agreement with Recology Brisbane as proposed. The motion carried unanimously by all present.

### **B. Consider approving a letter of support for the Community Solar Bulk Purchasing Program – “Peninsula Sunshares”**

Senior Management Analyst Cheung explained the innovative program, being led by the City of Foster City, which would make information available to residents on bulk solar purchasing at bulk rates for solar installation on their residences. She said that although the City of Foster City is taking the lead, they are opening the program up to other cities in the County.

She explained that the proposed letter of support to participate was modified by the Council Subcommittee and was only supporting making information available to interested residents.

After Councilmember discussion, questions and clarifications, CM Miller made a motion, seconded by CM Lentz, to approve the letter of support as presented. The motion carried unanimously by all present.

## **STAFF REPORTS**

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

City Manager Holstine gave Council an update of the 7000 Marina Boulevard Appeal status noting that as long as the information was available from the consultant, he would propose a Saturday Field Trip with a Monday night Public Hearing, possibly for December 6<sup>th</sup> and 8<sup>th</sup>. He also noted that Mayor Conway was proposing changing the December 4<sup>th</sup> meeting to December 11<sup>th</sup>, and that due to the New Year's holiday, he was proposing one meeting in January on the 15<sup>th</sup>.

City Manager Holstine also proposed re-scheduling the Housing Element Workshop for November 20<sup>th</sup>.

After Councilmember discussion, they concurred with the proposed dates.

## **MAYOR/COUNCIL MATTERS**

### **A. Re-appointment of Robert Maynard as the City's representative to the San Mateo County Mosquito and Vector Control District**

Councilmembers noted how dedicated Mr. Maynard was in his capacity representing Brisbane.

CM Miller made a motion, seconded by CM O'Connell, to reappoint Mr. Maynard as the City's representative to the San Mateo County Mosquito and Vector Control District. The motion carried unanimously by all present.

### **B. County-wide Assignments/Subcommittee Reports**

- Economic Development Subcommittee
- Health & Safety Subcommittee
- Facilities Subcommittee

Councilmembers gave updates on the subcommittees listed above as well as meetings regarding the Farmer's Market, Finance, the Baylands White Paper, a meeting in Millbrae dealing with Chinese Investment Opportunities, and Airport Noise.

### **C. Written Communications**

Councilmembers said that a letter had been received from former Mayor Clara Johnson regarding the water and sewer capital projects and the proposal to increase the rates and that the Council Facilities Subcommittee was working with Administrative Services Director Schillinger to respond to Ms. Johnson.

**D. Reschedule Housing Element Workshop**


This item was discussed earlier on the agenda and the date was rescheduled for November 20<sup>th</sup>.

**ORAL COMMUNICATIONS 2**

There were no members of the public wishing to speak.

**ADJOURNMENT**

The meeting was adjourned at 11:13 p.m. in memory of Donna Allen.

  
\_\_\_\_\_  
Sheri Marie Spediacci, City Clerk