



CITY COUNCIL/REDEVELOPMENT/GVMID

ACTION MINUTES

---

MONDAY, SEPTEMBER 19, 2011

*BRISBANE CITY HALL, 50 PARK PLACE, BRISBANE*

**CALL TO ORDER – FLAG SALUTE**

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

**ROLL CALL**

Councilmember's present: Conway, Lentz, Richardson, Waldo, Mayor Bologoff  
Councilmember's absent: None  
Staff present: Public Works Director Breault, Police Chief Macias, Financial Services Director Cooper, Administrative Services Director Schillinger, City Clerk Spediacci, Community Development Director Swiecki, City Attorney Toppel, Harbor Master Warburton

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

CM Conway made a motion, seconded by CM Waldo, to remove Item E from the Consent Calendar pending further needed information, and adopt the rest of the agenda as proposed. The motion was carried unanimously by all present.

**ORAL COMMUNICATIONS NO. 1**

Michael Barnes commended the City Engineer for the completing the Bayshore Bicycle Lane Project. He also read a letter urging the City Council to make the Baylands cleanup and development subject to a vote of the people, and be diligent in communicating accurate facts of Jefferson Union High School District funding.

**PRESENTATIONS**

- A. **Present Volunteer of the Year Award and recognize other Community Volunteer Groups**

Mayor Bologoff presented the Volunteer of the Year Award to longtime resident, Dan Carter. Mayor Bologoff and Councilmembers thanked Mr Carter for all of his volunteer efforts. Mr Carter thanked the Council and the community for the opportunity to serve.

**B. Receive presentation by San Francisco Transportation Authority on the Bayshore Caltrain Station Study**

Mr. Chester Fung, Senior Transportation Planner for the San Francisco County Transportation Authority gave a presentation regarding future plans for the Bayshore Caltrain Station.

After Councilmember questions and clarifications Mayor Bologoff called upon members of the public who wished to speak.

Dana Dillworth spoke about Tunnel Avenue and groundwater flow.

Anja Miller spoke about the Committee for Renewable Energy Alternative for the Baylands and how this study relates to that alternative.

John Burr spoke against the study.

**C. Receive presentation on National Preparedness Month**

City Manager Holstine indicated that this item could wait till the next Council agenda due to time constraints. It was the consensus of the Council to continue this matter.

**D. A Proclamation declaring September 2011 as Prostate Cancer Awareness Month**

Mayor Bologff read the proclamation and asked that it be forwarded to its recipient.

**CONSENT CALENDAR**

**A. Accept Payment Register dated August 23, 2011**

**B. Accept Payment Register dated September 6, 2011**

**D. Adopt Resolution No. 2011-40 adopting an updated integrated pest management policy**

**F. Approve letter to San Mateo County Grand Jury in response to budget**

**REDEVELOPMENT AGENCY ITEM**

**G. Adopt Redevelopment Agency Resolution No. RA 2011-03 approving and adopting the Enforceable Obligation Payment Schedule pursuant to Part 1.8 of the Redevelopment Law**

**H. Review Community Park application from "The Latino Commission" requesting use of picnic tables, grass area, gazebo and the Crocker Park Trail for a fundraiser walkathon/community event**

- I. Approve the plans and specifications, and authorize publication of the Notice Inviting Bids for the Pavement Maintenance 2011**
- J. Approve Co-sponsorship of 2012 Live at Mission Blue Chamber Concert Series**

CM/Agency Boardmember Conway asked that Consent Calendar Item C be removed for clarification. CM/Agency Boardmember Richardson made a motion, seconded by CM/Agency Boardmember Conway, to approve Consent Calendar Items A, B, D, F, G, H, I & J as proposed. The motion was carried unanimously by all present.

- C. Adopt Resolution No. 2011-42 agreeing to enter into contract with the California State Department of Boating and Waterways accepting the grant funds of \$100,000**

After Councilmember questions and clarification of Harbormaster Warburton, CM Conway made a motion, seconded by CM Lentz, to adopt the resolution as proposed. The motion was carried unanimously by all present.

- E. Approve Fourth Addendum to Agreement to Pay Processing Costs and authorize the City Manager to execute the Addendum on behalf of the City**

This item was continued to a future Council Meeting.

#### **PUBLIC HEARING**

- A. Consider introduction of Ordinance No. 562 amending the Brisbane Municipal Code Title 17, Section 17.02.695, Ridgeline Definition, and Chapter 17.12, R-BA Brisbane Acres Residential District, and Rezone APN 007-560-120 from the SCRO-1 Southwest Bayshore Commercial District to the R-BA Brisbane Acres Residential District**

Community Development Director Swiecki outlined the information in the staff report. After initial Councilmember questions and clarifications, Mayor Bologoff opened the public hearing.

Jamie Dunn spoke of her concerns with taking existing homeowners into consideration, the safety of hillside sliding, protecting views, and concerns with fire danger,

Dr. Sabharwal proposed changes to the ordinance and spoke of his proposal to develop his property.

After further Councilmember questions and discussion, CM Waldo made a motion, seconded by CM Lentz, to introduce the ordinance as proposed. The motion was carried unanimously by all present.

- B. Consider introduction of Ordinance No. 563 amending the Brisbane Municipal Code Title 17: Chapter 17.02, various definitions related to housing; Chapter 17.16, SCRO-1 Southwest Bayshore Commercial District standards to allow for convalescent homes, large family day care homes and dwelling groups by use permit and emergency shelters by-right, to change the setback standards, and to change the lighting performance standards; Chapter 17.42, Design Permits provisions on**

**Requirements and Findings for housing development projects for market rate and lower income units; and Section 17.56.030, Zoning Administrator Action on Applications for solar energy systems, accessibility improvement and large family day care.**

Community Development Director Swiecki outlined the information in the staff report.

After Councilmember questions and clarifications, CM Waldo made a motion, seconded by CM Richardson, to close the public hearing and introduce the ordinance as proposed. The motion was carried unanimously by all present.

**NEW BUSINESS**

**A. Consider approval of letter to San Mateo County Grand Jury in response to Airport Noise**

Senior Human Resources Analyst Saguisag-Sid gave an outlined the information in the staff report.

Peter Grace expressed his frustration over the aircraft noise and the lack of consistent response from the Federal Aviation Administration on this issue. He advocated strong support of the Grand Jury's report.

Anja Miller questioned what action is being taken after so many meetings. She advocated for a strong Council action on appropriate legal solutions.

After Councilmember information and input, it was the consensus of the Council to add additional information to the letter about published flight paths and the fact that they are not being followed.

Ray Miller thanked CM Richardson for all of her many efforts. He advocated for the letter being beefed up to communicate the City's frustration to the lack of change or response and for the letter to come from the Brisbane City Council.

City Manager Holstine suggested that staff work with Councilmember Richardson to add to the letter and that the letter be signed by the Mayor. Councilmembers concurred with this course of action.

**STAFF REPORTS**

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

City Manager Holstine indicated that the October 5<sup>th</sup> Airport Roundtable Meeting would be held in Brisbane and advocated Council and citizen involvement.

**MAYOR/COUNCIL MATTERS**

**A. Subcommittee Reports**

There were no reports.

**B. League of California Cities Annual Resolution Packet**

CM Richardson offered to give Mayor Bologoff her recommendations on the League Resolutions.

**C. Consider scheduling September 24<sup>th</sup> for BES Restroom Dedication**

It was the consensus of the Council to set September 24<sup>th</sup> as the date for the dedication.

**ORAL COMMUNICATIONS**

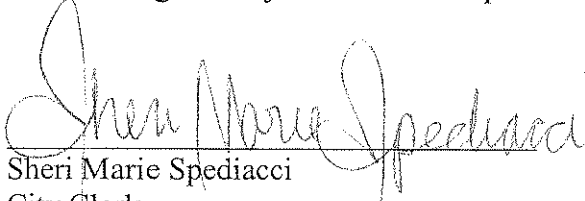
There were no members of the public wishing to speak.

**CLOSED SESSION**

- A. Conference with real property negotiators regarding public right-of-way in the vicinity of Beatty Avenue; pursuant to Government Code Section 54956.8**
- B. Conference with legal counsel regarding existing litigation; Community College District vs. City of Brisbane, pursuant to Government Code Section 54956.9**

**ADJOURNMENT**

The meeting was adjourned at 10:57 p.m. with no announcements.

  
Sheri Marie Spediacci  
City Clerk