



BRISBANE CITY COUNCIL

ACTION MINUTES

**CITY COUNCIL MEETING
THURSDAY, MAY 4, 2023**

HYBRID MEETING, 50 PARK PLACE, BRISBANE, CA 94005

CALL TO ORDER AND 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, Mackin, O'Connell and Mayor Davis

Councilmembers absent: None

Staff Present: City Manager Holstine, City Clerk Padilla, City Attorney McMorrow, Finance Director Yuen, City Engineer Breault, Community Development Director Cheung, Senior Planner Ayres, Senior Planner Johnson, Parks and Recreation Director Leek, Police Commander Garcia and Administrative Analyst Ibarra

Consider any request of a City Councilmember to attend the meeting remotely under the "Emergency Circumstances" of AB 2449

No Councilmembers made any requests at this meeting.

REPORT OUT FROM CLOSED SESSION

City Attorney McMorrow reported that updates were provided to Council and direction was given to staff pertaining to the liability claim, the employee performance evaluation and the pending litigation item.

ADOPTION OF AGENDA

Staff made a request to remove Consent Calendar Item I from the agenda. Councilmember Lentz made a motion, seconded by Councilmember O'Connell, to adopt the agenda as amended. The motion passed unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

ORAL COMMUNICATIONS NO. 1

No member of the public wished to make public comment.

AWARDS AND PRESENTATIONS

B. Proclaiming May as Mental Health Month

Mayor Davis recognized May 2023 as Mental Health Month to enhance public awareness of mental health to help end the stigma and direct members of the community to resources and support for mental health and substance use conditions. San Mateo County Behavioral Health Commissioner Leticia Bidó accepted the proclamation and thanked the Council for the recognition.

C. Proclaiming May 21-27 as National Public Works Week

Mayor Davis designated the week May 21–27, 2023 as National Public Works Week and urged all citizens to pay tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they make to protecting our health, safety, and quality of life. City Engineer Randy Breault accepted the Proclamation on behalf of the department.

D. Proclaiming May 21-27 as National Emergency Medical Service Week

Mayor Davis proclaimed the week of May 21 - 27, 2023, as Emergency Medical Services Week and encouraged the community to observe this week with appropriate programs, ceremonies, and activities. Battalion Chief Matt Powers from North County Fire accepted the proclamation and thanked the Council for the recognition.

CONSENT CALENDAR

E. Approve Minutes of City Council Meeting of April 20, 2023

F. Approve Minutes of City Council Closed Session Meeting of May 4, 2023

G. Approve Minutes of City Council Meeting of May 4, 2023

H. Approve Receive Recology Brisbane's 2023 Rate Increase of 4.64%

~~**I. Authorize Staff to Publish the Public Art Master Plan Request for Proposals (RFP) as Recommended by the Public Art Advisory Committee**~~

~~(The RFP denotes not to exceed amount of \$75,000 for a Master Planning consultant and the Public Art Advisory Committee is also recommending a 20% contingency (or \$15,000) to draw from as needed to support master planning efforts.)~~

J. Introduce an Ordinance, Waiving First Reading, to Amend Section 10.24.050 of Chapter 10.24 of the Brisbane Municipal Code pertaining to "Stopping, Standing and Parking."

(The purpose of this item is to modify a section of the city's municipal code that is inconsistent with state law.)

Councilmember O'Connell made a motion, seconded by Councilmember Cunningham to approve Consent Calendar Items E-G, and J. The motion passed unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

Mayor Davis recused herself from Consent Calendar Item H and stepped out of the room. Councilmember Cunningham made a motion, seconded by Councilmember Mackin, to approve Consent Calendar Item H. The motion passed unanimously by all present.

Ayes: Councilmembers Cunningham, Lentz, Mackin, and O'Connell

Noes: None

Absent: None

Abstain: Mayor Davis

PUBLIC HEARING

K. Consider Adoption of a Resolution to Approve Amendment of the 2023-2031 Housing Element and Finding This Action Categorically Exempt from Environmental Review Under CEQA under CEQA Guidelines Sections 15061(b)(3)

(The purpose of this item is to adopt an amendment to the 2023-2031 Housing Element of the General Plan that complies with State law.)

Staff reported that they worked directly with the State Department of Housing and Community Development (HCD) staff to draft revisions to the adopted Element that address HCD's April 5, 2023 comment letter.

These revisions are either informational in nature or represent minor revisions to the adopted Element's housing policies. No new sites are identified in the housing opportunity sites inventory and no new land use changes are proposed in the City's Housing Action Plan.

After the brief staff report and some Council questions, Mayor Davis opened the public hearing. Ali Sapirman from the Housing Action Coalition, commented that she is glad to see the timeline in the report.

Councilmember O'Connell made a motion, seconded by Councilmember Cunningham to close the public hearing. The motion passed unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

Council thanked staff for all their hard work and completing a difficult task. Councilmember O’Connell made a motion, seconded by Councilmember Lentz, to adopt a Resolution to approve amendment of the 2023-2031 housing Element and finding this action categorically exempt from environmental review under CEQA under CEQA Guidelines Sections 15061(b)(3). The motion passed unanimously by all present.

Ayes: Councilmembers Cunningham, Lentz, Mackin, O’Connell and Mayor Davis
Noes: None
Absent: None
Abstain: None

OLD BUSINESS

L. Sierra Point Open Space & Parks Planning and Marina and Sierra Point Sea Level Rise Resiliency **i. Receive overview from One Shoreline, San Mateo County’s Flood & Sea Level Resiliency District**

Len Materman, Chief Executive Officer of One Shoreline--San Mateo County Flood and Sea Level Rise Resiliency District, provided an overview and answered Council’s questions about San Mateo County’s Flood and Sea Level Resiliency efforts.

ii. Marina and Sierra Point Utilities Response to Sea Level Rise

City Engineer Breault provided an update on major issues at Sierra Point: access to the area from Sierra Point Parkway, and needed response to sea level rise to preserve city infrastructure. City Engineer Breault answered Council questions and no members of the public wished to make public comment.

iii. Sierra Point Open Space & Parks Master Plan Next Steps

Parks and Recreation Director Leek asked for direction on next steps particularly whether the Council would like to revisit public engagement conducted during the first two phases of the project and broaden public engagement beyond the scope that was outlined in the City’s RFP and consultant’s proposal.

After council questions and no public comment, Council discussed having a stakeholder meeting in the community meeting room. City Manager Holstine will discuss details about the stakeholders meeting at the subcommittee level.

Lee Panza commented that Council should start with a meeting with the Marina stakeholders, the boaters, and the entire Marina community.

M. Discuss Measure K Funding Requests to Supervisor Canepa and Provide Direction to the City Manager as to the Prioritization of Said Projects

Council directed staff to request Measure K Funding from Supervisor Canepa to replace the community pool’s boiler with electric heat pump water heaters.

STAFF REPORTS

N. City Manager’s Report on Upcoming Activities

City Manager Holstine invited Council and the public to attend the Asian American Pacific Islander Heritage Month Celebration.

MAYOR/COUNCIL MATTERS

O. Countywide Assignments and Subcommittee Reports

- **Public Art Advisory Committee (5/1) Cunningham, Davis**
- **Sierra Point Parkway Design Guidelines Subcommittee (5/3) Lentz, O'Connell**

Due to the late hour, no reports were made.

P. Written Correspondence

City Clerk Padilla reported that Council received correspondence from the following:

Roland Lebrun (5/9/23) Revised NOP of an EIR for the Brisbane Baylands Specific Plan
Alison Sapirman, Housing Action Coalition, (5/16/23) Housing Element Comment Letter
Department of Housing and Community Development (5/18/23) Cit of Brisbane's 6th Cycle (2023-2031)
Revised Draft Housing Element

ORAL COMMUNICATIONS NO. 2

No members of the public wished to make public comment.

ADJOURNMENT

Mayor Davis adjourned the meeting at 10:30 P.M.

Ingrid Padilla
City Clerk