



BRISBANE CITY COUNCIL

ACTION MINUTES

CITY COUNCIL MEETING

THURSDAY, FEBRUARY 2, 2023

VIRTUAL MEETING

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Davis called the meeting to order at 7:34 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, Community Development Director Swiecki, Senior Planner Ayres, Senior Planner Johnson, Finance Director Yuen, Human Resources Administrator Partin, Parks and Recreation Director Leek, Parks and Recreation Supervisor Houghton, Police Commander Garcia, Inspector Preston, and Administrative Analyst Ibarra

REPORT OUT CLOSED SESSION

City Attorney McMorrow reported that legal counsel was given direction on the pending litigation cases and no action was taken.

ADOPTION OF AGENDA

Mayor Davis requested to move New Business G ahead of the Public Hearing Item F. Councilmember Lentz made a motion, seconded by Councilmember Mackin, to approve the agenda as amended.

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

Noes: None

Absent: None

Abstain: None

AWARDS AND PRESENTATION

A. Proclamation Recognizing Black History Month

Mayor Davis proclaimed February 2023 as Black History Month acknowledging the value African American residents add to the strength, fortitude, and resilience of our City.

ORAL COMMUNICATIONS NO. 1

Jessee Kerekes and Nancy Lacsamana asked the City to support a harm reduction program of distributing Narcan to reverse the effects of an opiate overdose.

Council members took a brief break for technical difficulties.

Michele Salmon spoke on the importance of calling 911 first to respond to opiate overdose.

CONSENT CALENDAR

- B. Approve Minutes of City Council Special Meeting of January 12, 2023
- C. Approve Minutes of City Council Meeting of January 19, 2023
- D. Approve Resolution Amending the Current Firefighter and Firefighter/Paramedic Job Description
- E. Adoption of a Resolution Declaring the Continued Need to Conduct City Council, Commission and Committee Meetings Remotely or in a Hybrid Fashion Due to Health and Safety Concerns for the Public

Councilmember Lentz made a motion, seconded by Councilmember Cunningham, to approve Consent Calendar Items B-E.

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

Noes: None

Absent: None

Abstain: None

NEW BUSINESS

- F. Consider Approval Moving Forward with the Center for Age Friendly Excellence's assistance to apply for the Age Friendly Communities certification under the AARP/WHO Network of Age Friendly Communities

Parks and Recreation Leek introduced Ann O'Brien from the Center for Age-Friendly Excellence (CAFÉ). Over the next several months, Brisbane's Parks and Recreation lead staff would work closely with CAFÉ, who will

provide technical assistance, consultation, applied research access, community organizing synergy, coordination of the assessment process, and will also help write the official application to be submitted to WHO for Brisbane to receive the global Age Friendly Cities designation.

After some Council questions, Sophia Brink from San Mateo County Supervisor Canepa's Office, spoke in support of the partnership with CAFÉ.

Paul Bouscal spoke how the elderly population are lonely and would benefit from transportation support to San Bruno Mountain.

Councilmember spoke about their concern that the scope of the work will be too heavily focused on Parks and Recreation activities. After further council discussion, Councilmember Cunningham made a motion, seconded by Councilmember Lentz, to approve moving forward with the Center for Age Friendly Excellence's assistance to apply for the Age Friendly Communities certification under the AARP/WHO Network of Age Friendly Communities.

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

Noes: None

Absent: None

Abstain: None

PUBLIC HEARING

F. Self-certification and Adoption the 2023-2031 Housing Element via a Resolution and Finding These Actions Categorically Exempt from Environmental Review Under CEQA under CEQA Guidelines Sections 15061(b)(3) and 15183(d)

(It is being recommended to adopt the 2023-2031 Housing Element of the General Plan, including proposed goals, policies and programs to promote the construction, rehabilitation and conservation of housing throughout the eight-year planning period consistent with the provisions of State law. The Draft Element identifies sites that are currently zoned or planned to be rezoned to meet State-mandated housing projections (Regional Housing Needs Allocation, or RHNA) for Brisbane over the 2023-2031 planning period.)

Senior Planners Johnson and Ayres reported that The draft 2023-2031 Housing Element was published on August 8, 2022. Following a formal 30-day public comment period and the Planning Commission's public hearing and recommendation on October 6, 2022, City Council held a public hearing and directed staff to submit the draft Housing Element to the Department of Housing and Community Development (HCD) for an initial 90-day review period. HCD received the draft Housing Element on October 7, 2022 and provided written comments on the Element's compliance with State Housing Element law on January 4, 2023. (See Attachment 1). Per State law, cities in the Bay Area have until January 31, 2023, plus a 120-day grace period (or May 31, 2023) to adopt an Element and for that adopted Element to be "certified" as compliant with State law by HCD. It is being recommended to adopt the 2023-2031 Housing Element of the General Plan.

After council questions, the Council took a brief break due to technical difficulties.

Mayor Davis opened the public hearing.

Paul Bouscal is concerned about the Brisbane Acres and asked the Council to change the Brisbane Acres' designation as deeded open space.

Dana Dillworth asked Council not to pass this General Plan Amendment and findings under the threat of builder's remedy.

Tom Heinz said this plan is egregious and it is not right to spend public funds to clean up private property.

Greg Vilkin from Baylands Development said he is proud to play our role in increasing the housing stock.

Keith Diggs commented that the Council should take its time and not rush passing the plan.

Louis Mirante from Bay Area Council spoke on the need for accountable timelines and work plans.

Ali Sapirman asked not to certify the housing element and add a concrete timeline to development.

Jeremy Levine policy manager of the Housing Leadership Counsel commented that the timeline is still long and the incentives are too few.

Michele Salmon thanked the City Council for their wisdom for making cautious decisions for the benefit of everyone.

Clerk Padilla noted for the records that Glenn Fieldman and Danny Ames wrote correspondences to the Council about the item.

Danny Ames commented that his letter wanted the Council to look at the impact of sea level rise.

Paul Bouscal asked why doesn't the City offer Baylands a density transfer to industrial park.

Councilmember O'Connell made a motion, seconded by Councilmember Cunningham, to close the public hearing.

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

Noes: None

Absent: None

Abstain: None

Dana Dillworth added that there is an active lawsuit by cities against the Department of Housing and Community Development (HCD) and its Regional Housing Needs Assessments (RHNA).

After Councilmember discussion, Councilmember Lentz made a motion, seconded by Councilmember O'Connell, to self-certify and adoption the 2023-2031 Housing Element via a Resolution and Finding These Actions Categorically Exempt from Environmental Review Under CEQA under CEQA Guidelines Sections 15061(b)(3) and 15183(d).

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

Noes: None

Absent: None

Abstain: None

NEW BUSINESS

- H. Consider Approving a Resolution for the 2023 California Climate Investments (CCI) Fire Prevention Grant funding opportunity through CAL FIRE for vegetation management and wildfire preparedness.

Inspector Preston that this item is a formality to apply for a public education and roadway fuel reduction grant through CAL FIRE for vegetation management and wildfire preparedness.

Paul Bouscal advocated to include inspection of private and industrial properties with large trees.

Michele Salmon commented that it is difficult to know which trees are a danger to the community.

Councilmember Lentz made a motion, seconded by Councilmember Cunningham, to adopt Resolution for the 2023 California Climate Investments (CCI) Fire Prevention Grant funding opportunity through CAL FIRE for vegetation management and wildfire preparedness.

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

Noes: None

Absent: None

Abstain: None

STAFF REPORTS

- H. City Manager's Report on Upcoming Activities

City Manager Holstine reported on upcoming activities in the City.

MAYOR/COUNCIL MATTERS

- I. Request from Commercial /Applicant/property owner to meet the Mayor and City Manager

Councilmembers were in favor of the Mayor and the City Manager meeting with Healthpeak. The Mayor will report back to the rest of the council after their meeting.

Mayor Davis made the motion, seconded by Councilmember O'Connell to extend the meeting until 10:40 P.M.

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

Noes: None

Absent: None

Abstain: None

J. Countywide Assignments and Subcommittee Reports

Councilmember Mackin will replace Councilmember O'Connell in the Sierra Point Parkway and Open Space Committee during the Master Planning Process.

Councilmembers gave a report on their county activities and subcommittee meetings.

Mayor Davis made a motion, seconded by Councilmember O'Connell to extend the meeting until 10:45 P.M.

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

Noes: None

Absent: None

Abstain: None

K. Written Communications

Written communication was received from the following members of the public :

Dana Dillworth (2/2/23) Thursday 2/2 Council Meeting to Adopt Housing Element 7:30pm

Tony Verreos (1/31/23) Cities suing state of CA

ORAL COMMUNICATIONS NO. 2

Paul Bouscal emphasized the importance of the tree danger issue especially Eucalyptus Trees.

Michele Salmon shared her concern about the Notice of Preparation to make comments on the EIR for the Orchard Partners' application and felt that the RHNA numbers is not equitable to the City.

ADJOURNMENT

Mayor Davis adjourned the meeting at 10:45 P.M.



Ingrid Padilla, City Clerk