



BRISBANE CITY COUNCIL

ACTION MINUTES

BRISBANE CITY COUNCIL MEETING AGENDA

THURSDAY, JULY 15, 2021

VIRTUAL MEETING

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Cunningham called the meeting to order at 8:15 P.M. and led the Pledge of Allegiance.

ROLL CALL

Councilmembers present: Councilmembers Davis, Lentz, Mackin, O'Connell and Mayor Cunningham
Councilmembers absent: None

Staff Present: City Manager Holstine, City Clerk Padilla, City Attorney McMorrow, Assistant City Manager Schillinger, Finance Director Yuen, City Engineer Breault, Police Commander Garcia, Parks and Recreation Director Leek, Senior Planner Ayres, Sustainability Manager Etherton, Communications Manager Cheung, and Administrative Management Analyst Ibarra

REPORT OUT OF HOUSING AUTHORITY CLOSED SESSION

City Attorney McMorrow reported that action was taken and direction was given to staff.

ADOPTION OF AGENDA

Mayor Cunningham stated she will abstain from Consent Calendar Item M vote due to perceived conflict of interest.

CM O'Connell made a motion, seconded by CM Davis to adopt the agenda as it stands. The motion was carried unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

AWARDS AND PRESENTATIONS

A. Presentation on New Hybrid Meeting Format

Caroline Cheung, Communications Manager demonstrated the new hybrid meeting format as a possible option for public meetings. This new format will allow both remote and in person participation of staff, council and members of the public. She added that this new hybrid format aims to encourage more public participation.

B. Proclamation Recognizing July as Parks and Recreation Month

Mayor Cunningham read the proclamation recognizing July as Parks and Recreation Month and recognized the benefits derived from Parks and Recreation resources.

C. Proclamation Recognizing Renee Marmion for her Service to the City

Mayor Cunningham and Councilmembers recognized Renee Marmion for her many years of service to the City with a Mayoral Proclamation. Ms. Marmion thanked the Council for their support and appointments. Bruno Marmion thanked his mom, Renee Marmion, for her dedication and service to the community.

D. Coastal Conservancy Grant Presentation

Inspector Preston and Deputy Chief Kavanaugh presented on the Coastal Conservancy Wildfire Resilience Program Grant. They reported the following:

- North County Fire Authority applied for the grant in April 2021 for wildfire preparedness
- Grant funds to hire a contractor to complete egress and ingress roadway fuel reduction
- Trim back & limb up trees that encroach the public right way and improve travel route safety
- Remove invasive, overgrown, dead and flammable vegetation from public streets
- Clearing vegetation around fire hydrants.
- May 2021, grant awarded - \$67,500.00
- August 2021, start date of work

5. ORAL COMMUNICATIONS NO. 1

Roland Lebrun praised the hybrid meeting format and asked for closed captioning and transcription support.

Kim Follien stated that she was insulted at the last council meeting. She added that public comment should be safe. And she's relieved that the public art committee meetings are now being recorded

6. CONSENT CALENDAR

E. Approve Minutes of City Council Meeting of April 1, 2021

F. Approve Minutes of City Council Closed Session Meeting of April 15, 2021

G. Approve Minutes of City Council Closed Session Meeting of May 6, 2021

H. Accept Investment Report as of May 2021

I. Adopt Resolution No. 2021-63 Confirming and Ratifying the Proclamations Declaring the Continued Existence of a Local Emergency in the City of Brisbane in Response to the COVID-19 Pandemic

J. Adopt Ordinance No. 662, Waiving Second Reading, to Require the Safe Storage of Firearms in a Residence

K. Affordable Housing Strategic Plan Request for Proposals and Consultant Selection

(It is being recommended to authorize the Housing Subcommittee to select the successful affordable housing consultant, and authorize the City Manager to negotiate and sign a professional services agreement with the successful consultant)

L. Acknowledge Drought Stage 1 Declaration

N. Approve Resolutions No. 2021-58 and 2021-59 Establishing the Classification of Communications and Digital Media Coordinator and Amending the Master Pay Schedule

O. Approve Contract with San Mateo Credit Union for an ATM machine at City Hall

CM Lentz made a motion, seconded by CM Davis to approve Consent Calendar Items E-L and N-O. The motion was carried unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

M. Revoke Original Award of Contract and Approve award the contract to the second lowest bidder, Southwest Greens, for the Dog Park Restoration Project

After some council questions, CM O'Connell made a motion seconded by CM Mackin to approve Consent Calendar Item M. The motion passed unanimously with one abstention.

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

Noes: None

Absent: None

Abstain: Mayor Cunningham

7. PUBLIC HEARING

P. Sierra Point Landscaping and Lighting District

1. Hear Statement of Engineer of Record, Read Mayor's Statement, Hear City Clerk Statement, Open Public Hearing to hear any testimony, Close Public Hearing

After a statement of the Engineer of Record, City Engineer Breault, Mayor Cunningham made an opening statement regarding the Sierra Point Landscaping and Lighting District.

City Clerk Padilla made a statement regarding notices and reports, Mayor Cunningham opened the public hearing.

No members of the public wished to speak. No written correspondence was received.

CM O'Connell made a motion, seconded by CM Davis to close the public hearing. The motion was carried unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

2. Consider adoption of Resolution No. 2021-60 overruling protests and ordering the improvements and confirming the diagram and assessments for Fiscal Year 21/22

CM O'Connell made a motion, seconded by CM Davis to adopt Resolution No. 2021-60 overruling protests and ordering the improvements and confirming the diagram and assessments for Fiscal Year 21/22.

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

Noes: None

Absent: None

Abstain: None

Q. City of Brisbane Local Stormwater Program Fees

1. Open the Public Hearing and take public comment. Close the Public Hearing, and if appropriate, overrule any objections to the imposition of fees related to the NPDES Program

City Engineer Breault reported that the purpose of this item is to provide a public hearing and consider imposition of annual tax roll charges that fund Brisbane's Local Stormwater Program, which minimizes discharge of pollutants to San Francisco Bay in accordance with federally mandated permit requirements. Mayor Cunningham opened the public hearing.

No members of the public wished to speak. No written correspondence was received.

CM O'Connell made a motion, seconded by CM Davis to close the public hearing. The motion was carried unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

2. Consider adoption Resolution No. 2021-61, "A Resolution of the City Council of the City of Brisbane Imposing Charges for Funding the Local Brisbane Stormwater Program, Authorizing Placement of Said Charges on the 2021-2022 County Tax Roll, and Authorizing the County Tax Collector to Collect Such Charges."

CM O'Connell made a motion, seconded by CM Davis to adopt Resolution No. 2021-61, "A Resolution of the City Council of the City of Brisbane Imposing Charges for Funding the Local Brisbane Stormwater Program, Authorizing Placement of Said Charges on the 2021-2022 County Tax Roll, and Authorizing the County Tax Collector to Collect Such Charges.". The motion was carried unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

8. OLD BUSINESS

R. Baylands Planning Process Update and Consideration of Preliminary Comments

(This item was discussed at the City Council Meeting of June 17, 2021 and discussion will be continued at this meeting.)

Community Development Director Swiecki invited Council to provide observation on the preliminary comments to the Baylands Planning Process.

After Council questions, Roland Lebrun commented to add the Baylands Subcommittee in the City Website's drop-down menu.

Mayor Cunningham thanked consultants for attending the meeting and stated that staff is being directed to forward the following comments and suggestions to the developer Brisbane Development Inc.

9. NEW BUSINESS

S. Receive Quarry Development Project Presentation

Community Development Director Swiecki reported that the City Council approved a reimbursement agreement with Orchard Partners, LLC, to allow the City to recover the costs associated with processing applications for redevelopment of the quarry property. Any formal applications for the Quarry Development Project will be subject to public hearings before the Planning Commission and City Council.

Tyler Higgins and Ernie Knodel of Orchard Partners provided an informational overview of their conceptual development plan.

After Council questions, Barbara Ebel asked whether this project will exacerbate the work housing balance.

Mary Rogers commented that she liked the design but is concerned about traffic and noise.

After some council discussion, Mayor Cunningham thanked Mr. Higgins and Mr. Knodel for their presentation.

T. Residential Objective Design and Development Standards (ODDS) Study Session

Senior Planner Ayres reported that the purpose of this item is to update the City's design and development zoning standards applicable to new residential and residential mixed-use development to frontload the City's discretionary authority and to comply with State law.

Aaron Aknin and Nicholas Hamilton of Good City Company presented on the Residential Objective Design and Development Standards. Consultants Good City Co. were hired for the ODDS project, with a work program emphasizing community outreach, evaluating opportunities and constraints to residential development in zoning districts with subjective development standards, and drafting updated zoning ordinance language that will be subject to Planning Commission review and City Council adoption later this year.

After Council questions and comments, Barbara Ebel commented she liked the Art Nouveau design and a comprehensive design in Visitacion Ave.

U. Consider Approval of Resolution No. 2021-62 "Declaring a Climate Emergency and Initiating Immediate and Accelerated Action to Address the Climate Crisis and Limit Global Warming to 1.5 Degrees Celsius"

Sustainability Manager Etherton reported that adopting a Climate Emergency Declaration in Brisbane will declare the City's commitment to climate action and environmental justice and establish high-level goals despite the lack of an updated Climate Action Plan.

She added the proposed resolution was developed by staff and the Open Space and Ecology Committee's Climate Action Plan subcommittee, and was modeled on those passed by the County of San Mateo and the City of San Francisco. Current state targets include 40% GHG reductions below 1990 levels by 2030, which is roughly equivalent to 50% reduction below 2005 levels (the City's baseline inventory) by 2030, and carbon neutrality by 2045. The suggested "stretch goals" of 66% reduction by 2030 and carbon neutrality by 2040 show leadership by being more ambitious but achievable.

After Council questions, CM Davis made a motion, seconded by CM Lentz to approve Resolution No. 2021-62 Declaring a Climate Emergency and Initiating Immediate and Accelerated Action to Address the Climate Crisis and Limit Global Warming to 1.5 Degrees Celsius. The motion was carried unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

CM O'Connell made a motion, seconded by CM Lentz to extend the meeting until 11 p.m. The motion was carried unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

V. Discuss SB 1383 Implementation

(Senate Bill 1383 is a prescriptive organic waste reduction mandate)

City Engineer Breault reported that Senate Bill 1383 is a prescriptive organic waste reduction mandate and the efforts required of the city and its solid waste franchisees are as follows:

1. Provide organic collection to ALL residents and businesses
2. Participate in an edible food recovery program
3. Conduct education and outreach
4. Procure recyclable and recovered organic products
5. Monitor compliance and conduct enforcement

After some Council questions and discussion. Council thanked City Engineer Breault for the report.

STAFF REPORTS

W. City Manager's Report on upcoming activities

City Manager Holstine reported on the latest City news and upcoming community activities.

MAYOR/COUNCIL MATTERS

X. Creation of Ad-hoc Subcommittee for Transportation Demand Management Policy

(Due to the late hour this item was not discussed at the City Council Meeting of June 17, 2021 and is being continued at this meeting.)

City Manager Holstine reported that Transportation Demand Management plans are proposed to be required as condition of approval of any major development in the City. These plans may include a variety of measures to reduce traffic congestion and enhance alternative forms of transportation to and from places of employment. Staff is recommending to create an Ad hoc Subcommittee for Transportation Demand Management Policy with two members from Council.

After some Council discussion, CM O'Connell made a motion, seconded by CM Davis to create an Ad-hoc Subcommittee for Transportation Demand Management Policy with Mayor Cunningham and CM Lentz as members.

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

Noes: None

Absent: None

Abstain: None

Y. Designation of Voting Delegates and Alternates to the League of California Cities Annual Conference September 22-24, 2021

CM O'Connell made a motion, seconded by CM Davis to designate Mayor Cunningham as the voting delegate and CM Lentz as the alternate to the League of California Cities Annual Conference. The motion passed unanimously by all present.

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

Noes: None

Absent: None

Abstain: None

Z. Countywide Assignments and Subcommittee Reports

Council reported on their recent county assignment and subcommittee meetings.

AA. City Council Meeting Schedule

The City Council Meetings of August 5, August 19, September 2, are cancelled as planned.

Council also approved the proposal to cancel our September 16 meeting in observance of Yom Kippur and hold our next City Council meeting on September 23.

BB. Written Communications

Council received the following correspondence from June 17, 2021 to July 15, 2021:

- Roland Lebrun (6/17/21) Executive Order N-8-21 Paragraph 42
- Karen Lentz (6/23/21) With Gratitude
- Renee Marmion (6/30/21) Resignation of P&R Commission
- Karen Lentz (7/6/21) Library Installation
- Juliana Romero (7/8/21) YMCA Community Information
- Linda Dettmer (7/12/21) Bank of America
- Ernest Ibarra (7/13/21) Resignation from CSSC
- Linda Dettmer (7/13/21) Bank of America
- John Cawley (7/14/21) Drought State of Emergency
- Sepi Wood (7/15/21) Water Update

ORAL COMMUNICATIONS NO. 2

No members of the public wished to speak.

ADJOURNMENT

Mayor Cunningham adjourned the City Council meeting of July 15, 2021 at 10:51 P.M.

Ingrid Padilla
City Clerk

DRAFT