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BRISBANE CITY COUNCIL

ACTION MINUTES

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THURSDAY, JANUARY 21, 2016

*BRISBANE CITY HALL, 50 PARK PLACE, BRISBANE*

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

Mayor Lentz called the meeting to order at 7:33 p.m. and led the flag salute.

**ROLL CALL**

Councilmembers present: Conway, Liu, O’Connell, and Mayor Lentz  
Councilmembers absent: Davis  
Staff present: City Manager Holstine, City Clerk Spediacci, City Attorney Roush, Administrative Services Director Schillinger, Public Works Director Breault, Deputy Public Works Director Kinser, Police Chief Macias

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

CM Conway made a motion, seconded by CM O’Connell, to adopt the agenda as proposed. The motion carried unanimously by all present.

**ORAL COMMUNICATIONS NO. 1**

Mayor Lentz asked that each speaker limit their comments to five minutes in an effort to adjourn the meetings at a reasonable hour.

Bob Maynard Brisbane’s representative and trustee on the San Mateo County Mosquito & Vector Control District announced two events. One event on Feb. 6<sup>th</sup> for a citizens scientific tick collection on San Bruno Mountain to test for tick-borne illnesses and the other event on Tuesday, January 26<sup>th</sup>, a celebration of 100 years of the San Mateo County Mosquito Abatement District.

Dana Dillworth reported that on December 21<sup>st</sup> a group of citizens submitted a letter concerned that the Council wasn’t following the law regarding their adoption of Ordinance 599 regarding the rezoning of the former VWR site. She also encouraged citizens to attend the upcoming Council Goal Setting Workshop.

Paul Bouscal asked about the Council’s response to the letter that Ms. Dillworth spoke about. He encouraged the Council to ask the City Attorney for a response to the concerns stated in the letter.

Peter Grace said that he had met with each Councilmember asking the Council to submit a letter to the FAA before their Phase I review of the noise problems was complete. He noted that he had presented a draft letter and asked that it be sent as soon as possible.

Beth Grossman spoke about the degrading quality of life in Brisbane due to the increasing airplane noise. She urged the Council to send the letter suggested by Mr. Grace immediately.

Emily Citraro read a letter submitted by Barbara Bouchard regarding her frustration with Airplane Noise.

James Charas also spoke about his frustration with Airplane noise.

Tom Heinz read the letter submitted protesting the Council's adoption of Ordinance 599 regarding re-zoning of the former VWR site. He asked that the Council respond to the concerns stated in the letter.

Paul Bouscal expressed his frustration that the Council was responding to the airplane noise concerns but not those in regards to Ordinance 599.

## **CONSENT CALENDAR**

Councilmembers removed Consent Calendar Items A, B, & C.

- D. Receive Investment Report as of November 30, 2015**
- E. Adopt Resolution No. 2016-01 authorizing submittal of application to CalRecycle for payment programs and related authorizations**
- F. Accept Report from Open Space & Ecology Committee on Annual Accomplishments**
- G. Adopt Resolution No. 2016-02 concerning wages for the hourly employees effective January 1, 2016**

CM Conway made a motion, seconded by CM O'Connell, to approve Consent Calendar Items D, E, F, & G. The motion carried unanimously by all present.

- A. Adopt City Council Minutes of November 5, 2015**
- B. Adopt City Council Minutes of November 19, 2015**
- C. Adopt City Council Minutes of December 3, 2015**

Councilmembers corrected typographical errors and the spelling of several names. With those changes CM Conway made a motion, seconded by CM O'Connell, to approve Consent Calendar Items A, B, & C as amended. The motion carried unanimously by all present.

## **NEW BUSINESS**

- A. Consider reappointing current Planning Commissioners, whose terms expire in January 2016, to terms that would end April 30, 2016**

City Attorney Roush said that three Planning Commission terms are expiring at the end of January 2016 and each has applied to be reappointed. He also noted that several other persons have also applied for a Planning Commission appointment. He said that at the January 7, 2016 Council meeting, the Council expressed its desire to keep the current Planning Commissioners in office until the Baylands planning process was completed, which he said could occur by the end of April.

City Attorney Roush said that given the language of the Municipal Code, if the City Council wishes to keep the commissioners in office until the Baylands planning process has been completed, he would recommend that the Council reappoint the three commissioners until April 30, 2016.

He also said that in the intervening time, the Council could conduct interviews and then decide who should be appointed to serve out the terms of office that will expire in January 2020.

Councilmembers asked City Attorney Roush if the terms could be extended past the initial April 30, 2016 extension if that became necessary. City Attorney Roush confirmed that it would be possible to do that.

CM Conway made a motion, seconded by CM Liu, to reappoint Tuong Van Do, Dave Reinhardt, and Carolyn Parker to the Planning Commission to terms expiring on April 30, 2016.

## **STAFF REPORTS**

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

City Manager Holstine reminded the Council of the Council Goal Setting Workshop on Sunday, January 26<sup>th</sup>, the Parkside Plan Workshop on Monday, February 1<sup>st</sup>, and the two upcoming community workshops regarding the growing coyote problem on both Tuesday, February 23<sup>rd</sup> and Saturday, March 5<sup>th</sup>.

## **MAYOR/COUNCIL MATTERS**

### **A. Countywide Assignments/Subcommittee Reports**

Councilmembers gave updates on the Council Library Ad Hoc Subcommittee Meeting, the Fiscal & Administrative Policies Subcommittee Meeting, the Health & Safety Subcommittee Meeting, the Baylands Subcommittee Meeting, and the C/CAG Subcommittee on Water Issues.

### **B. Written Communications**

Councilmembers acknowledged the letter from citizens regarding adoption of Ordinance 599 and asked that the City Attorney provide information to Council on the issues that the letter raised. They also acknowledged the petition to hire a local resident to perform street sweeping on Visitacion Avenue. Mayor Lentz asked City Manager Holstine to respond to the request. City Manager Holstine said that Council could consider adding that position during the upcoming budget adoption, if they so desired.

### **C. Review upcoming City Council Meeting Schedule**

Councilmembers acknowledged the proposed upcoming meeting schedule and noted that the dates

could change over time.

## **ORAL COMMUNICATIONS 2**

Paul Bouscal said that he was happy that the Council decided to keep the current Planning Commissioners in place until after the Baylands planning process was complete. He also asked why Councilmembers did not respond to his concerns expressed in the letter regarding adoption of Ordinance 599.

CM Conway explained that the letter threatened litigation, therefore it had become a legal issue that the City Attorney would respond to.

## **ADJOURNMENT**

The meeting was adjourned at 9:05 p.m.

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Sheri Marie Spediacci, City Clerk