

COUNCIL MEMBERS
Rick Bonilla, Mayor
Diane Papan, Deputy Mayor
Maureen Freschet
Joe Goethals
Eric Rodriguez

CITY OF SAN MATEO

Regular Meeting Minutes

City Council

City Hall
330 W. 20th Avenue
San Mateo CA 94403
www.cityofsanmateo.org

Monday, November 19, 2018
REVISED AGENDA - City Hall Council Chambers 7:00 PM
Regular Meeting - REVISED AGENDA

OPENING

Pledge of Allegiance: HIP Housing (Human Investment Project, Inc.)

Roll Call

Present: 5 - Council Member Bonilla, Council Member Papan, Council Member Freschet, Council Member Goethals, and Council Member Rodriguez

CEREMONIAL

1. [Larry Patterson, City Manager - Retirement Proclamation](#)

Retiring City Manager Larry Patterson was presented with Commendatory Resolution C-7 (2018) celebrating his 18.5 years with the City. The community and legislators made presentations to him and Council provided laudatory comments and expressed their deep appreciation for his many years of service and for being such a difference maker for this City.

2. [Community Spotlight](#)

WeWork and Gemini Energy Solutions were recognized.

CONSENT CALENDAR – CITY COUNCIL

The following items were considered to be routine by the City Council. After the titles of the items were read by the City Clerk, the public was invited to comment and there were no speakers. Motion by Goethals, second by Rodriguez, to approve the CONSENT CALENDAR - CITY COUNCIL. The motion carried by the following vote:

Yes: 5 - Council Member Bonilla, Council Member Papan, Council Member Freschet, Council Member Goethals, and Council Member Rodriguez

3. [City Council Meeting Minutes Approval](#)

Approve the minutes of the City Council Special and Regular meetings of November 5, 2018.

4. [Ordinance Adoption - Modify Solid Waste Container Retrieval Timeframes](#)

Adopt an Ordinance to amend Section 7.16.040 "Property Nuisance" to limit the time period waste containers are allowed to be visible on streets, sidewalks, and public right-of-ways.

Ordinance Introduction date: November 5, 2018

File #2018-825

Enactment No: ORD No. 2018 -9

5. [Excess Workers' Compensation Insurance 2019 and 2020](#)

Approve the purchase of excess workers' compensation insurance from Safety National for an amount projected to be \$316,165 for the two-year period commencing January 1, 2019 and ending December 31, 2020.

6. [Police Department Classification Updates and Reclassifications](#)

Adopt a Resolution to approve job specifications and salary ranges for a new Senior Community Services Officer (CSO) classification; reallocate two incumbent CSO positions to new classifications of Community Engagement and Public Relations Coordinator and Facilities Coordinator; and reclassify two vacant CSO positions to Police Evidence Analyst and Senior CSO.

Enactment No: RES No. 118 (2018)

7. [Juvenile Diversion Program Case Management Services - Agreement and Amendment](#)

Approve an agreement with the Youth Service Bureau of the Urban Services Branch of the YMCA of San Francisco for Juvenile Diversion Program Case Management services in the amount of \$111,500; approve Amendment No. 2 to the agreement with the County of San Mateo for reimbursement in an amount not to exceed \$85,263 for case management services for the San Mateo Police Department Juvenile Diversion Program, which brings the amount of reimbursement received over the life of the agreement to a total not to exceed \$330,263; and authorize the Chief of Police to execute these documents.

8. [Personal Computer Replacements - Purchase](#)

Adopt a Resolution to approve a Master Purchasing Agreement and Participating Addendum with CDW-G for the purchase of 298 computers per the City's computer replacement schedule in an amount of \$481,842.90 and authorize the Director of Information Technology to execute the agreement.

Enactment No: RES No. 119 (2018)

9. [Office of Traffic Safety - Grant Spending Plan](#)

Adopt a Resolution to appropriate funds for the Office of Traffic Safety Selective Traffic Enforcement Program grant totaling \$100,000; and authorize the Police Chief to execute the agreement and expend the funds.

Enactment No: RES No. 120 (2018)

10. [2017-2018 Fiscal Year Audit and Financial Reports](#)

Accept and file the 2017 - 2018 annual audited financial reports for the City, the annual required financial reports for the Federal Programs/Grants (Single Audit), the Measure "A" half cent sales tax, the Appropriations Limit (Gann Limit), and the Auditors' Communication with Those Charged with Governance (AU 380 Letter).

11. [Environmental Protection Agency Green Power Program - Agreements](#)

Approve two partnership agreements with the Environmental Protection Agency in order to be recognized for the City's use of green power communitywide and in municipal facilities at no cost and authorize the City Manager to execute the agreements.

12. [Compressed Natural Gas Vehicle Maintenance Facility Maintenance Bay Design and Retrofit - Agreement](#)

Approve an agreement with EFS West Inc. to design and retrofit two existing vehicle maintenance bays at the City of San Mateo Corporation Yard to accommodate compressed natural gas vehicles in the amount of \$241,406; establish a contingency of \$25,000; and authorize the Public Works Director to execute the agreement in substantially the form presented and issue change orders within the contingency amount.

13. [Bay Meadows Affordable Housing Project - Loan Document Approvals](#)

Approve loan related documents for the development of Bay Meadows Affordable Housing and authorize City Manager to execute the loan documents, related documents, and approve future revisions with the concurrence of the City Attorney, so long as the changes do not alter the substantial rights and obligations of the City.

14. [Fire Apparatus Maintenance - Change Orders](#)

Approve change orders for apparatus maintenance in Fiscal Year 2018-19 to decrease the Central County Fire Department purchase order by \$75,000 and increase the Burns Truck & Trailer Services purchase by \$75,000 and authorize the Fire Chief to execute the change orders.

15. [Homeless Emergency Aid Program - Shelter Crisis Declaration](#)

Adopt a Resolution to declare a homeless shelter crisis in connection with the County of San Mateo application to the Homeless Emergency Aid Program.

Enactment No: RES No. 121 (2018)

PUBLIC COMMENT

Robert Harker spoke with regard to office space development and community impacts.

PUBLIC HEARING

16. [Emergency Ordinance Adoption - Temporarily Prohibiting Commercial Operation of Electric Scooter Businesses and LimeBike Agreement Amendment](#)

Kathy Kleinbaum, Assistant City Manager, provided the presentation on the need for an emergency ordinance for electric scooters, noting that this is a temporary ordinance until a proper code amendment can be proposed. Council asked questions of staff. Public Comment - Robert Harker stated scooters are unsafe. EV Ellington noted that LimeBike is concerned about the ban. Evan Adams stated he is in favor of the LimeBike scooters and prefers no ban. Adina Levin stated scooters provide great option for short trips and acknowledged more infrastructure is needed. Fritz Knochenhauer stated there is a lack of infrastructure for alternative methods of transportation to the automobile.

Motion by Freschet, second by Papan, to Adopt an Emergency Ordinance to temporarily prohibit the commercial operation of electric scooter businesses and approve an amendment to the LimeBike Services Agreement removing electric scooters from the allowed bicycle fleet. The motion carried by the following vote:

Yes: 5 - Council Member Bonilla, Council Member Papan, Council Member Freschet, Council Member Goethals, and Council Member Rodriguez

Enactment No: ORD No. 2018 -10

17. [Wireless Telecommunication Facilities Permit - Master Fee Schedule Amendment](#)

Tracy Scramaglia, Senior Engineer, provided the staff presentation on amending the fee schedule for wireless telecommunications facilities permits. She noted the resolution proposed has a revision. Council asked questions of staff. Public Comment: There were no speakers.

Motion by Freschet, second by Papan, to Adopt a revised Resolution to amend the Master Fee Schedule for the Wireless Telecommunications Facilities Permit Fee. The motion carried by the following vote:

Yes: 5 - Council Member Bonilla, Council Member Papan, Council Member Freschet, Council Member Goethals, and Council Member Rodriguez

Enactment No: RES No. 122 (2018)

NEW BUSINESS

18. [Public Employee Pension Reform Act - 180 Day Waiting Period Waiver Request - Library Department](#)

Deputy Librarian James Moore explained the need for retiree Jan Busa to continue to provide managerial support. Public Comment: There were no speakers.

Motion by Rodriguez, second by Papan, to Adopt a Resolution to waive the Public Employee Pension Reform Act 180-day waiting period to appoint retired annuitant Jan Busa for a limited term. The motion carried by the following vote:

Yes: 5 - Council Member Bonilla, Council Member Papan, Council Member Freschet, Council Member Goethals, and Council Member Rodriguez

Enactment No: RES No. 123 (2018)

OLD BUSINESS

19. [Assistance to Tenants Displaced from Unsafe or Substandard Units - Discussion on Features of a Proposed Ordinance](#)

Christine Civiletti, Code Enforcement Manager, provided information on the a possible red tag ordinance. She commented the County of San Mateo has a good ordinance that addresses displaced tenants in red tag circumstances and noted staff plans to bring a draft ordinance to the Council for consideration early next year. Council asked questions of staff and staff confirmed all party complaints are confidential and there is an anonymous tip line in place. Public Comment: Evan Adams appreciates that this is being considered and Carol Eldridge spoke about the need for this ordinance.

REPORTS AND ANNOUNCEMENTS

The City Manager, City Attorney and Council Members reported on their various assignments and liaison roles.

CONVENE TO CLOSED SESSION

Following the opportunity for public comment, there were no speakers. The City Council convened

into Closed Session to consider:

20. [Conference with Labor Negotiators \(Gov. Code section 54957.6\)](#)

City designated representative: Drew Corbett

Employee Organization: Fire Unit.

RECONVENE TO OLD BUSINESS

21. [Eliminate All Positions in the Fire Department and Authorize a Supplemental Budget Appropriation.](#)

Human Resources Director Casey Echarte presented information on the need to abolish all positions within the Fire Department, lay-off or receive resignations from all current Fire Department employees in order for them to be hired by the new Fire JPA "San Mateo Consolidated Fire Department" and explained the required financing needed to complete the requested action includes a general fund budget appropriation to offset the loss of 401(h) contributions for current Fire unit employees. City Attorney Shawn Mason, proposed amended language for paragraph 4 in the Resolution having to do with the City Manager's authority and requested the term "who resign in lieu of being laid off as necessary" be inserted after "employees" in the paragraph. Public Comment - there were no speakers.

Motion by Goethals, second by Rodriguez, to Adopt a Resolution, as amended, to eliminate all of the positions in the City of San Mateo's Fire Department with the commencement of operations for the San Mateo Consolidated Fire Department which occurs on January 13, 2019, and authorize a supplemental budget appropriation in the amount of \$3,200,000. The motion carried by the following vote:

Yes: 4 - Council Member Papan, Council Member Freschet, Council Member Goethals, and Council Member Rodriguez

No: 1 - Council Member Bonilla

Enactment No: RES No. 124 (2018)

ADJOURNMENT

APPROVED BY:

SUBMITTED BY:

Rick Bonilla, Mayor

Patrice M. Olds, City Clerk