



“The City with a Heart”

Rico Medina, Mayor
Tom Hamilton, Vice Mayor
Sandy Alvarez, Councilmember
District 1
Marty Medina, Councilmember
District 4
Michael Salazar, Councilmember

MINUTES
SAN BRUNO CITY COUNCIL

January 24, 2023

7:00 p.m.

1. CALL TO ORDER

The meeting was called to order at 7:00 p.m.

2. ROLL CALL

Councilmembers Alvarez, Medina, Salazar, Vice Mayor Hamilton and Mayor R. Medina were all present.

3. PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA

The following members of the public addressed the City Council during Public Comment:

Member of the public Paul Wapensky spoke about the Metropolitan Transportation Commission's plan to charge per mile fees to travel on highways in the Bay Area and urged the City Council to repair several damaged roads in San Bruno.

Member of the public Nina Phillips with HIP Housing thanked the City Council for their support of affordable housing and looks forward to a continued partnership with San Bruno.

Member of the public Mike Guingona, Board of Trustees San Mateo County Community College District promoted a vacancy on the board and encouraged people to apply.

4. ANNOUNCEMENTS/PRESENTATIONS

a. Proclamation declaring February as Black History Month.

b. Staff Update on the City's Response to Late 2022/Early 2023 Winter Storms.

Public Works Director Lee gave a presentation to the City Council.

Member of the public Paul Wapensky asked about Federal funding that the City may get for the storm damage and also asked about the assessment of trees since the storm.

Mayor R. Medina expressed condolences and offer of support to the community's that experienced mass shootings in the past few days.

5. CONSENT CALENDAR

a. Approve Accounts Payable for January 9, 2023 and January 17, 2023.

b. Accept Payroll for January 1, 2023.

c. Receive Written Update on the City's Response Efforts to COVID-19.

d. Adopt Resolution Declaring the Continued State of Local Emergency and Need for the City Council and Other Legislative Bodies Subject to the Ralph M. Brown Act to Continue to Teleconference in Order to Ensure the Health and Safety of the Public Pursuant to AB 361.

e. Adopt Resolution Authorizing the City Manager to Amend the Agreement With West Coast Arborist, Inc. in an Amount Not to Exceed \$201,600, for Removal of Eucalypti on Crystal Springs Road From Donner Avenue, Westbound to the West End of the Recreation and Aquatic Center Construction Site.

- f. Adopt Resolution Authorizing an Appropriations Adjustment to the FY 2022-23 Community Services Recreation Division Salary and Benefits Budget From the General Fund Reserves in the Amount of \$145,574 to Fund Two Recreation Services Supervisors and two Recreation Coordinators to Support Operational and Program Readiness for the San Bruno Recreation and Aquatic Center.
- g. Ordinance of the City of San Bruno Amending Title 3 (Revenue and Finance) of the Municipal Code to Increase the Tax Imposed on Cannabis Businesses.

No items were pulled for a separate vote by any members of the City Council.

Item e – Councilmember Alvarez asked if it was considered to go out to bid for this work.

Community Services Director Mottola explained that this emergency removal was within the scope of work in a current contract.

No member of the public wished to address the City Council under Consent Calendar.

M/S Salazar/Alvarez to approve the Consent Calendar. The motion passed unanimously.

2. PUBLIC HEARING

- a. Conduct a Public Hearing, Deliberate, and: 1) Adopt an Initial Study/Mitigated Negative Declaration; 2) Adopt a Resolution making findings and overriding the Airport Land Use Commission's determination of inconsistency with respect to noise policies for San Bruno's draft 2023-2031 Housing Element Update; and 3) Adopt a General Plan Text Amendment to Policy HS-40 to Acknowledge the Local Airport Land Use Commission's (ALUC) Override Process, and Adopt the 2023–2031 Housing Element Update, Replacing the 2015-2023 Housing Element, with Findings that the Housing Element Substantially Complies with Housing Element Law, and Authorize Staff to Submit the Housing Element to the California Department of Housing and Community Development for Certification.

Community & Economic Development Director Gilli gave a presentation of the item to the City Council.

Senior Planner Smith gave a presentation to the City Council and answered questions.

Mayor R. Medina recused himself and left the room for the portion of the Public Hearing overriding the Airport Land Use Commission's noise determination, due to the location of his home he has a conflict of interest.

Vice Mayor Hamilton opened the Public Hearing.

Senior Planner Smith and Community & Economic Development Director Gilli made a separate presentation, answered questions. Public comment and the vote were conducted for the Override Process portion of the item so the mayor could return to the room and rejoin the remainder of the item.

No members of the public wished to address the Council on this portion of the Public Hearing.

M/S Alvarez/Salazar to close the public hearing. The motion passed with a majority vote of all ayes and Mayor R. Medina recused for this portion of the Public Hearing only.

M/S Medina/Salazar to adopt a Resolution making findings and overriding the Airport Land Use Commission's determination of inconsistency with respect to noise policies for San Bruno's draft 2023-2031 Housing Element Update.

Mayor R. Medina returned to the meeting and opened the Public Hearing for the proposed Housing Element and related General Plan Amendment and Mitigated Negative Declaration.

Senior Planner Smith presented the rest of the item to the City Council.

Member of the public Katie Hofstetter with Strada Investment Group who is partnered with Alexandria in the redevelopment of Tanforan which includes housing.

Member of the public Noelle Langmack in favor of the Planning Commission's suggestion to put a jobs to housing cap on the Tanforan project.

Assistant City Manager Smith answered questions.

City Attorney Ortiz answered questions.

Counsel with RWG David Snow answered questions.

City Manager Grogan answered questions.

M/S Hamilton/Medina to adopt a resolution for a Mitigated Negative Declaration and Mitigation Monitoring & Reporting Program for the 2023-31 Housing Element Update. The motion passed unanimously.

M/S Hamilton/Salazar to adopt a resolution adopting a General Plan Amendment to Policy HS-40 to update the Housing Element of the General Plan for the period of 2023-2031, replacing the 2015-2023 Housing Element, with Findings that the Housing Element is in Substantial Compliance with the State Housing Element Law, Pursuant to Government Code Section 65585 and Authorizing Staff to Submit the Housing Element to the California Department of Housing and Community Development for Certification. The motion passed unanimously.

3. CONDUCT OF BUSINESS

a. Review Commercial Cannabis Regulations.

City Manager Grogan presented the item to the City Council and answered questions.

Community & Economic Development Director Gilli

Member of the public Mike Guingona suggested that putting the proposed limits on permits could limit the pool of applicants and discretion that the City Council will have.

Member of the public Conor Johnston owns dispensaries in San Francisco suggests that San Bruno consider the dispensaries allowed per person formula to not be as high as it would be with the proposed regulation and reminded that the City has discretion.

Member of the public Virginia Yanke is opposed to cannabis dispensaries in San Bruno, however she thinks four dispensaries is too many, two should be enough and made suggestions about good and bad locations for the dispensaries to be if we must have them.

Member of the public Jennifer Blanco and San Bruno Park School District Trustee is opposed to cannabis dispensaries in San Bruno and is very concerned about our youth. She thinks there is a lack of preventative measures in place and educational programs.

M/S Salazar/Alvarez that staff bring the ordinance back to the City Council with the proposed amendments. The motion passed with a majority vote and Vice Mayor Hamilton – no.

b. Introduce, Read by Title Only, and Waive Further Reading of an Ordinance Adding Chapter 2.33 to the San Bruno Municipal Code Adopting Local Contribution Limits for City Council Elections.

City Attorney Ortiz gave a presentation of the item to the City Council and answered questions.

No members of the public wished to address the City Council on this item.

M/S Alvarez/Salazar to approve the alternative taking no action and continue following the State's campaign contribution limits regulations. The motion passed by a majority vote with Councilmember Medina and Vice Mayor Hamilton – no.

4. **COUNCIL COMMITTEE REPORT OUT**

Vice Mayor Hamilton:

Sits on the board of directors for the **Bay Area Water Supply and Conservation Agency (BAWSCA)** and he attended a meeting where they reported that the recent storms have greatly increased the water supply levels which is a big help, we are not out of the drought yet but are heading in the right direction.

He also reported that in 2013 BAWSCA issued 30 year bonds to fund major water infrastructure projects with those bond terms expiring in 2034 and purchasing them back and issuing them again and authorize staff to begin that process which concluded on January 5th of this year resulting in \$26.1 million dollars in savings on a repayment of those bonds so that is money that can go back into infrastructure projects.

Mayor R. Medina:

The San Mateo County Operational Area Emergency Services Council's meeting was postponed last week due to the winter storms. The meeting will be held this week instead, the Mayor sits on that council and will be attending.

The Mayor also sits on the **Advanced Life Support Joint Powers Board (ALS)** they met recently and one of the topics discussed is the communications contract they are currently in and the request for a large increase that the JPA didn't anticipate so the board is working on that.

No members of the public wished to address the City Council under Council Committee Report Out.

5. **COMMENTS FROM COUNCIL MEMBERS**

a. **Councilmember Medina:**

- Agendize a Study Session to Discuss the Repayment of Two Million Dollars to the Measure G Fund in Order to Expand Street Repair Operations.

No members of the public wished to address the City Council under Comments From Council Members.

City Manager Grogan answered questions.

M/S Medina/Hamilton that at budget study time we will address addition allocations for street paving based on the 2 million dollars that were not previously spent on re-paving.

- The Second Harvest Food Bank grocery give away for those in need tomorrow at Belle Air Elementary School on 3rd Avenue from 1:45 to 4:00 p.m. Volunteers are welcomed.
- He acknowledged the efforts of Recology for their responses to San Bruno Responds.

Vice Mayor Hamilton:

- Commented about the tragedy and loss of life to gun violence in Monterey Park over the weekend then yesterday's senseless tragedy far too close to home in our neighboring city of Half Moon Bay, while we mourn those lost and struggle to help our neighbors heal we once again ask when will we as a nation be brave enough to confront the uniquely American problem that allows easy access to weapons of war and ask when enough is enough?

Mayor R. Medina:

Thanked CalTrans for their response to his outreach to them regarding a homeless encampment under Highway 380.

6. **ADJOURNMENT**

This meeting adjourned at 9:50 p.m. The next Regular City Council Meeting will be on Tuesday, February 14, 2023 at 7:00 p.m.

These City Council meeting minutes were prepared by Vicky Hasha, Deputy City Clerk, for approval at the regular meeting of March 14, 2023.

Vicky S. Hasha,
Deputy City Clerk

Rico E. Medina
Mayor