



**CITY OF PACIFICA
CITY COUNCIL MINUTES**

**Council Chambers
2212 Beach Blvd
Pacifica, CA 94044**

Mayor Mike O'Neill
Mayor Pro Tem John Keener
Councilmember Sue Digre
Councilmember Sue Vaterlaus
Councilmember Deirdre Martin

**March 27, 2017 (MONDAY)
www.cityofpacifica.org**

Mayor Mike O'Neill called the meeting to order on March 27, 2017 at 7:00 PM

5:30 PM CLOSED SESSION

Mayor O'Neill called the meeting to order at 5:30 p.m., stating that all councilmembers were present and announced that the Council would meet in Closed Session. City Attorney Kenyon announced the business to be discussed.

PURSUANT TO GOVERNMENT CODE SECTION 54956.8 Conference with real property negotiator. Discussion concerns price and terms of payment. Agency negotiator: Lorie Tinfow, City Manager. Property: 570 Crespi Drive, Pacifica, CA APN 022-162-420. City of Pacifica and Brendan Murphy.

PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) Conference with legal counsel - Anticipated litigation - significant exposure to litigation (one case).

7:00 PM OPEN SESSION

Call to Order

Mayor O'Neill reconvened the meeting at 7:00 p.m.

| Attendee Name | Title | Status | Arrived |
|----------------------|---------------|---------------|----------------|
| Mike O'Neill | Mayor | Present | |
| John Keener | Mayor Pro Tem | Present | |
| Sue Digre | Councilmember | Present | |
| Sue Vaterlaus | Councilmember | Present | |
| Deirdre Martin | Councilmember | Present | |

Staff Present: Lorie Tinfow, City Manager; Michelle Kenyon, City Attorney; Lorenzo Hines, Assist. City Manager; Van Ocampo, Dir. Of Public Works; Tina Wehrmeister, Planning Dir.; Dan Steidle, Police Chief; Evan Albert, Dep. Dir. PW/Eng. Div.; Louis Sun, Dep. Dir. PW/Wastewater Div.; Mike Perez, PB&R Dir.; Ann Stedler, Economic Development Mgr.; Ed Vandehey, MIS Mgr.; Kathy O'Connell, City Clerk.

Salute to the Flag led by Councilmember Digre

Closed Session Report

City Attorney Kenyon stated there was no reportable action.

SPECIAL PRESENTATIONS

CONSENT CALENDAR

Councilmember Digre asked to pull Item #6, if that was required for her to make a comment.

City Attorney Kenyon stated that she did not need to pull it to make a comment.

Councilmember Digre stated that they were sorely lacking on affordable and low cost housing. She acknowledged that we have many things to do this year, but she would like to add this to the agenda in approximately four months to take a deeper look at this.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Sue Vaterlaus, Councilmember |
| SECONDER: | John Keener, Mayor Pro Tem |
| AYES: | O'Neill, Keener, Digre, Vaterlaus, Martin |

1. Approval of Disbursements for 02/15/17 through 02/28/17
PROPOSED ACTION: Move to approve attached list of disbursements for 02/15/17 through 02/28/17.
2. Approval of Minutes
PROPOSED ACTION: Move to approve the minutes of the regular meeting held on March 13, 2017.
3. Adoption of an Ordinance of the City Council of the City of Pacifica Prohibiting City Actions Supporting Development of Through-Lanes on Highway 1 Without Approval of the City of Pacifica Voters (Second Reading)
PROPOSED ACTION: Move to adopt the ordinance entitled "Ordinance of the City Council of the City of Pacifica Prohibiting City Actions Supporting Development of Through-Lanes on Highway 1 Without Approval of the City of Pacifica Voters"
4. Letter of Update to the San Mateo County Grand Jury Regarding the City of Pacifica Body Worn Camera Implementation Plan
PROPOSED ACTION: Authorize the City Manager to send the letter of update to the San Mateo Grand Jury regarding the City of Pacifica Body Worn Camera Implementation Plan.
5. Consideration of a Resolution Approving a Consent Decree and Final Order to Resolve Certain Claims Against the City in *Giovanni Guadagnini V. City of Pacifica*
PROPOSED ACTION: Move to approve a resolution approving a Consent Decree and Final Order to resolve certain claims against the City in *Giovanni Guadagnini v. City of Pacifica*
6. Annual Progress Report on Implementation of the 2015-2023 Housing Element of the General Plan

PROPOSED ACTION:

- 1) Receive and file the report.

- 2) Direct staff to transmit the report to the California Department of Housing and Community Development (HCD) and the Governor's Office of Planning and Research (OPR).

ORAL COMMUNICATIONS

Marvin Marganti, Pacifica, stated he was present on behalf of the Historical Society inviting everyone to their cheese party the following Saturday, giving the cost and time. He added that the Spindrift cast of Cabaret would be present to perform some of their numbers. He gave the "story" of the cheese.

Therese Dyer, Pacifica, stated that she read the outgoing city manager's article saying goodbye. She stated that her expression of farewell with gratitude was the only statement she thought was correct with the rest based on assumptions, i.e., fiction, lack of transparency and innuendos. She pointed out her personal take on all the points made in the article. She mentioned that she was still waiting for information she requested from the City Manager, Asst. City Manager or Economic Development Manager. She hoped that, when hiring the new manager, they do a background check and the people decide who we pick, although she would like to see the city be a charter city.

Tygarjas Bigstyck, Pacifica, stated that he was grateful for the City Manager and the job she has done. He stated that, when he heard about her leaving the city, he had to control his urge to beg her to stay as he felt she has done a good job. He was concerned that we might not have her replacement being up to her standards, although he did have faith in Council, but he isn't comfortable with the uncertainty. He mentioned several situations where he felt she had done a good job for our city, such as dealing with the sea wall damage. He felt that the city was on more solid footing since her arrival and he thanked her for being our city manager and he wished her well.

Jewel Walli, Pacifica, stated that she has lived in Pacifica for 18 years, and she thought one thing that would improve our city would be to improve the curb appeal, such as clean parking lots, walkways, etc., to have a big impact for the city. She thought it would be good to get a city planner who lives in Pacifica.

Ellen Ron, Pacifica, thanked the City Manager for doing a fabulous job, stating that she did a wonderful job of opening up communication with the citizens and responding to their questions.

Chris Logan, Pacifica, thanked his fellow citizens for attending meetings as he felt that makes a difference. He then commented, "blessed are the cheesemakers." He agreed with a previous speaker that we have a need for a city planner who lives in Pacifica which would be helpful for that person to have a vested interest in the community. He hoped they would take that into consideration on making their decisions. He stated that he was concerned with Pacifica's compensation benefit plan as it indicates that employees will be getting a 9% raise and he wasn't sure it was consistent with the current economy.

Mayor O'Neill stated that his last comment was on the agenda.

Bridget Duffy, Pacifica, stated that she was disappointed at the last meeting and concluded that it doesn't matter who gets elected because the system seems to be rigged. She stated that the will of the bill is always served. She felt it was disappointing, commenting that we live in a country that was on a precipice. She felt it was time for everyone to stop thinking about themselves and their own agenda and think about what we need as a whole to get through what is coming down. She felt we are facing some very serious issues, and she felt everyone was living 4-5 decades ago. She then stated that, regarding the City Manager, someone living in Pacifica would be a green choice. She stated that most of the carbon pollution in the air was because of idling cars in traffic, and she felt that everything we can do to end commuting in any way possible would be a good idea. She agreed about the comment of curb appeal. She hoped Pacificans could think outside the box, adding that our country needs us.

Linda Jonas, Pacifica, thanked the City Manager. She felt she has been very open, honest and neutral, listening to all sides equally, and has done a world of good for our community. She wished her well and was thankful that she has been here the past three years.

Clorinda Campagna, Pacifica, thanked them for the opportunity for her to make an announcement for the Relay for Life. She stated that they hope they have many people at Terra Nova when this takes place July 15-16. She added that it was a family fundraising event to help fight cancer. She asked that they also remember the April 30 event of the Coastside Museum at the Little Brown Church, which is a kickoff event for the Relay for Life.

COUNCIL COMMUNICATIONS

Mayor pro Tem Keener referred to the Peninsula Clean Energy board meeting the previous week and informed everyone that they will begin supplying electricity to San Mateo County residents in April, giving a brief explanation of their fee process and explaining the makeup of the organization.

Councilmember Digre thanked the City Manager, stating that she has achieved a lot of valuable things for Pacifica over these years, mentioning that she has also volunteered to be available for consult. She stated that the city's 60th birthday is in November, and they were hoping to get the young people participating in Relay for Life to walk the track 60 times. She stated that the event was touching and valuable as a healing weekend. She asked everyone to also think of ways to celebrate our 60 years in November. She asked that they agendize what the Planning Department was already doing, which was to alert citizens when things are happening in their neighborhood. She stated that they already alert two people within 300 feet but she would like to change it to 500 feet and all residents. She mentioned that people have said the airport issues have gotten worse, and she agreed, adding that she has been reading that the airport was allowed to have more airlines have more routes within the United States. She stated that it was disheartening but they have not given up the fight, even with all the other issues coming up.

Councilmember Vaterlaus stated that she attended the meeting to hear Senator Jerry Hill talk about information from the state. She stated that the attendance was low, which surprised her as he always brings important information. She attended the Skyline College President's breakfast to learn about new programs at Skyline. She attended the Planning Commission study session about accessory dwelling units which she thought was informative, adding that very few speakers spoke about secondary residential units. She attended the League of Cities panel discussion on marijuana which had different information and was informative. She

thanked the City Manager for being intelligent, open, honest, easy to reach, and she was sorry she was leaving.

Councilmember Martin thanked the City Manager, adding that she will be missed as she has set a precedence. She reminded everyone that Earth Day will be April 22. She stated that they can sign up on line, adding that the Beach Coalition was looking for projects. If they sign up, they will get them supplies.

Mayor pro Tem Keener thanked the City Manager, commenting that they have not always seen eye to eye but he felt she has been honest with him and brought a new level of concern and took care of our finances. He felt the city should be grateful, and he wished her well at her next post.

Mayor O'Neill appreciated the City Manager and felt she has left a mark on the city, mentioning several of the aspects promoting a long term positive financial impact on Pacifica. He wished her well and thanked her for what she did in Pacifica.

STAFF COMMUNICATIONS

City Manager Tinfow thanked them for their kind words, adding that she enjoyed working with all of them and seeing them shepherd the city forward. She thanked them for that opportunity. She stated that it has been a pleasure to work with the talented and committed staff. She loves Pacifica and it was hard to say goodbye. She concluded that she will miss Pacifica.

Mayor O'Neill stated that they had a meeting of the Fireworks Task Force and will probably be bringing some ordinance to the Council in the first meeting in May. He then stated that they would be going into Public Hearings.

City Manager Tinfow commented that there were no public hearings, and they would be going directly to considerations.

PUBLIC HEARINGS

CONSIDERATION

7. Consideration and Adoption of Resolution Approving Employment Agreement for Interim City Manager Services
PROPOSED ACTION: By motion: Adopt Resolution No. ____-2017 Authorizing and Approving Employment Agreement for Interim City Manager Services.

City Attorney Kenyon referred to the City Manager's resignation, and she expressed the pleasure of working with her and would miss her. She then presented the staff report.

Mayor pro Tem Keener asked whether, before the motion is made, they could hear from Keith Breskin.

Keith Breskin stated that he was excited about this opportunity to serve Pacifica and work with Council and staff. He stated that he has a close friend who lives in Pacifica and he feels he knows the community which enhances his enthusiasm about this opportunity.

City Attorney Kenyon mentioned that they also have to ask for public comments.

Mayor O'Neill opened public comments.

Bridgett Duffy, Pacifica, referred to the \$105/hour and stated that, as a tax payer, she objected to that. She stated that, according to Jackie Speier, to pay rent in Pacifica, a person would have to earn \$53/hour which she also thought was a lot of money. She stated that she didn't know if a charter has been explored, but she felt there has been no transparency when hiring even an interim manager. She stated that hiring someone who has worked within politics for 40 years was not a good resume. She stated that they need people who are fresh, new and with an eye for a green future. She stated that this was business as usual, and she questioned where business as usual has gotten us. She stated that Pacifica looks like no one cares about it. She referred to a speaker's comment about cleaning the streets, and agreed that it felt that it has been left to wallow. She feels that was what makes it acceptable to developers and it was time to start rethinking this.

Chris Logan, Pacifica, stated that he has a concern regarding Mr. Breskin because he has moved around a lot. He was not impressed with someone who doesn't have a loyalty to their community. He stated that he has seen a lot of people who have been members of Pacifica for a long time, and they have the same concerns. He would like to consider a candidate with a long track record with one employer rather than moving around or jumping ship as a better deal comes forward for him. He was sure it was nice that he has 40 years, and he does think that is great, but he was concerned about lack of loyalty and that he won't be concerned about the city but his own paycheck.

Mayor O'Neill closed public comments.

Councilmember Digre moved to adopt attached resolution authorizing and approving Employment Agreement for Interim City Manager Services; seconded by Councilmember Martin.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Sue Digre, Councilmember |
| SECONDER: | Deirdre Martin, Councilmember |
| AYES: | O'Neill, Keener, Digre, Vaterlaus, Martin |

8. Partial Repayment to Fund 09 – Street Construction of Inter-Fund Loan Made in 2003
PROPOSED ACTION: Move to adopt a resolution transferring \$1 million from the Fund Balance of *Fund 01 - General Fund* into *Fund 09 - Street Construction* as the first payment toward repaying the loan of \$2,218,700 plus interest between *Fund 09 - Street Construction* and *Fund 22 - General Capital Improvements* executed in November 2003.

City Manager Tinfow presented the staff report.

Mayor pro Tem Keener asked for the reason why the money was loaned originally.

City Manager Tinfow stated that there was nothing in the minutes or staff report. She thought it looked like there was a negative balance in Fund 22 and it was a transfer to bring it into balance. She thought Asst. City Manager Hines may have more information.

Asst. City Manager Hines stated that they have concluded that it was common practice at the end of the fiscal year for funds with a negative balance to receive a cash transfer from other

funds to cover the negative balance as they cannot close the book or print the CAFR with negative values. They concluded that the transfer was made to cover the negative in 22, but the transfer was never reversed and it stayed in 22. He reiterated that 9 was used to cover the negative cash balance in 22 but they never reversed it. He stated that, in the Council item, it looked like they were end of year transfers to cover negative cash but was never reversed.

Mayor pro Tem Keener stated that the minutes were the first meeting in December 2003.

Asst. City Manager Hines thought it was around 2002 or 2003.

City Manager Tinfow stated that the staff report was in November 2003.

Mayor pro Tem Keener stated that it referred to approval of interfund loans as of June 30, 2003.

City Manager Tinfow stated that notation was why they thought it was a balancing of the fund.

Mayor pro Tem Keener concluded that they were approving it after the fact in November 2003.

City Manager Tinfow stated that was accurate, as best as they can tell.

Mayor O'Neill opened public comments.

Therese Dyer, Pacifica, stated that you can call it whatever you want, but that was what she means about lack of transparency. She stated that some people can call it certificates of participation, as in remortgaging the Police Station, Senior Center, Fairmont West Park or call it Fund 1, Fund 2, etc. She stated that they weren't here in 2003, but that was no excuse for Council to not know what was going on. She stated that it was originated in 2003 when Mayor Vreeland was in office, but she felt this should have never gone through. She mentioned that she was trying to get a figure from Mr. Hines, stating that she was told by a city planner that we owe \$27 million. She asked where we will get it as we have already borrowed money from the sewer bonds to pay for the pension bonds. She stated that we keep borrowing from Peter to pay Paul. She asked them to be honest with the people and call it what it is, Remortgaging of our city property rather than Fund 1 or 9, etc.

Linda Jonas, Pacifica, stated that she has never worked in finance for a city, but she was an accountant for a school district for 18 years, and does a lot of bookkeeping for Fog Fest and other organizations. She understands how it is to keep one balance from the other balance accountable. She stated that she was thrilled to death that, while City Manager Tinfow has been working with them, she has figured out the problem and was working toward achieving a resolution for it. She thanked her for the open honest way she has dealt with the city's finances.

Mayor O'Neill closed public comments.

Mayor pro Tem Keener moved to adopt a resolution transferring \$1 million from the Fund Balance of Fund 01 - General Fund into Fund -0 - Street Construction as the first payment toward repaying the loan of \$2,218,700 plus interest between Fund 09- Street Construction and Fund 22-General Capital Improvements executed in November 2003; seconded by Councilmember Vaterlaus.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | John Keener, Mayor Pro Tem |
| SECONDER: | Sue Vaterlaus, Councilmember |
| AYES: | O'Neill, Keener, Digre, Vaterlaus, Martin |

9. Provide Direction Regarding Future Actions to Continue Planning Efforts Toward Construction of a New Pacifica Library.
PROPOSED ACTION: Provide direction to staff and the Library Advisory Committee on the following items:
1. Does the Council want staff to study options for a dual facility service model, keeping a location at the south end of town?
 2. Does the Council support the LAC's recommendation to develop a comprehensive public outreach strategy that engages and responds to the community and direct the LAC to lead this effort?
 3. Other direction the Council finds appropriate at this time.
 4. Does the site at Palmetto and Montecito, currently planned for a new library facility, continue to have Council support?

Planning Director Wehrmeister presented the staff report. She then turned to Cindy Abbott to complete the staff report.

Cindy Abbott, PB&R appointee to the Library Advisory Committee, continued presentation of the staff report.

Planning Director Wehrmeister went through the list of issues for which they are requesting Council input.

City Attorney Kenyon stated that they should probably take public comments at this point.

Mayor O'Neill opened public comments.

Steve Patton, Pacifica, stated he is the Executive Director of the Pacifica Ocean Discovery Center on the property. He stated that they were in agreement with the library and that it was a good fit with the Ocean Discovery Center. He stated that, if the property opens up that corner for the library, they would be happy with a joint effort. He stated he was working on sea grants and has found good ones that support community programs in entertainment and education. He stated that the PODC fits right in there. He added that the grants will be funded in 2018. He reiterated that he supports the library.

Chris Fogel, Pacifica, stated that the good news was that state Senator Bill Dodd has introduced Bill SCA3, co-authored with Jerry Hill, which was a constitutional amendment to reduce the vote required to pass a bond measure for a library from 2/3 to 55% to match levels for passing a school district or college bond. He stated that it has entered its first reading and was assigned to a committee. He stated that the hearings begin on Wednesday, and if they support it, they should drop Jerry Hill a line. He commented that the bad news was that it was a bummer to be a library supporter in Pacifica, adding that it was disheartening to see an issue like marijuana come up which has taken three months to get it approved and placed on the ballot, while there are three marijuana establishments operating illegally which appears to be okay but not when getting a new library built. He stated that it was tough to maintain

institutional momentum, especially if it requires the perfect project. He mentioned that a new library has been part of the city's goals annually since 2007, but added that it was unfortunate when a Councilmember argues against the bond measure to fund the library. He thought it appeared they were working at odds with each other. He asked that they be for something rather than against something.

Erin Macias, Pacifica, stated that she supported the Ocean Discovery Center, and thanked Mr. Patton for his efforts on it. She stated that she was an active member of the Pacifica Library Foundation in the past, did a demographic survey based on census data and designed a local treasure theme for Fog Fest to promote the public libraries. She stated that, after reviewing surveys and listening to the library advocates, she chose to separate from the committee after a few months because, in 2004, this group was not listening to the voice of the residents. They want two libraries. She understood the complexity of operating two, but knew it could be successfully accomplished within the limitations in Pacifica and restrictions prescribed by the JPA. She stated that the voters have spoken and the continued use of staff time to regurgitate the same data from the last decade was irresponsible. She didn't believe all the gate receipts warranted the library service options being presented. She stated that the site analysis should have preceded the election and this presentation was proof that the project was not fully vetted prior to being placed on the ballot. She felt the library bond failed because the residents were clear that they want two libraries. She stated that, if continued efforts for a new library means closing the Sanchez Library, she asked that they table the discussion for six months so the city can devote 100% of attention to major failures in infrastructure and other income generating projects they need instead. She felt they have done the outreach, assessed the needs and the voters have spoken. The only direction was a goal of two libraries in Pacifica.

Laurie Goldberg, Pacifica, stated that she has lived in Pacifica for 38 years. She stated that she was at the Sanchez Library earlier making a bracelet. She uses and likes the small libraries. She has been told to check out the Millbrae Library but she didn't want to go there. She mentioned that her friend lives in a Terra Nova townhouse and can walk to the library. She stated that she also goes to the Sharp Park Library, and she concluded that they need two libraries. She mentioned that there was a lot of space around the Sanchez Library and she didn't know why they can't add on to that library and keep the Sharp Park Library or sell it and have another library in the Manor area. She was already being taxed a lot in her water bill, and now they want to raise the sewer bill. She asked when Pacifica taxpayers will revolt and questioned where it will end as they are being taxed for everything. She felt they need more studies, but she was actually happy with the libraries as they are, and she didn't think we need to spend millions of dollars.

Eric Ruchames, Pacifica, stated he was a member of the Pacifica Library Foundation Board and their representative on the Library Advisory Committee. He thanked Council and staff for all the time they have spent on this. They were excited to move forward, take information gleaned from the election, specifically that the majority of the community wants a new library and they have to figure out how to get it, looking at old and new options to move it forward. He asked that they support the committee and give them the broadest latitudes to look at options while moving forward to make it happen. He stated that the community has said we need improved library services. He didn't think Council disagreed with it, but questioned how they make it happen.

Robin Runneals, Pacifica, stated she has lived near the Hilton Library for 40 years, and has not served on it, just a supporter. She asked that they support the continued work of this committee as we need a modern library. She took her children there when they were young,

but it is not a modern library and a new library will benefit the youth of Pacifica and the future of our city.

Tigarjas Bigstycck, Pacifica, thanked them for prioritizing the library in the city work plan. He referred to the questions in front of Council, and stated the answer to the question of whether the Council supports the Library Advisory Committee to develop public outreach seemed like a yes to him. He was excited about a large library on the Palmetto site, and mentioned experiencing the pluses of a modern library when he is in another town. He thought this was the best site and size. He loves the Sanchez Library, but he didn't know if it was possible to keep both libraries. If not, he didn't hear a lot about a shuttle service from the Sanchez area to the Palmetto area of Pacifica, but he thought they should discuss a free shuttle service with SamTrans. He thought they would have a substantial ridership to keep it going.

Bridgett Duffy, Pacifica, thanked Cindy Abbott, stating that everything she does was in depth and comprehensive. She liked the part of looking into some alternatives. She stated that, in looking at the big picture, she talked with Head Start and Boys and Girls Clubs representatives, and there was talk about starting to put libraries on school campuses in addition to Boys and Girls Clubs to alleviate traffic. She referred to the library being built on Palmetto, and stated that it was a real estate development issues or tax dollar expenditures attached to the heartstring of wanting a library. She felt that was why we are over taxed and under represented, expressing that they tell Council what they want them to do with our tax money and Pacificans get a no. She referred to a meeting where three people mentioned the library and 20 mentioned the rent situation and homeless situation. She felt this was disgusting. She also mentioned the trailer park that was shut down and people had to leave the area or are still living in their cars. She asked why that wasn't being addressed but they were still talking about a library. She stated that money wants the library. She suggested that they use the money to fix the present libraries, and get more modern equipment. She stated that those heavily invested in Palmetto Avenue just want to get their money back.

Ellen Ron, Pacifica, stated that she was president of the Library Foundation. She stated that when the vote came in, they were close to 55%, but unfortunately it wasn't enough. At that point, they questioned where they go. She was happy that they have a plan to move forward. She stated that it makes a lot of sense to say they didn't get enough people on board, and question how they can get more on board. She stated that was what they were recommending and she hoped Council agrees that this is a good direction in which to go.

Maryanne Nihart, Pacifica, stated that, while she couldn't speak previously, she can now speak. She stated that it was important to remember that you can't mix apples and oranges, which was how you get your funding. The funding comes from bonds or taxes, or the potential for grants that have ear marks saying they can only be used for certain things. She stated that she loves the site, but wasn't wedded to it. She loved hearing the ideas of the children's libraries, but she stated that the money was duplicate stacks with duplicate services over and over. She stated that, as a nurse, she has a little house and pays taxes like everyone. She stated that she would like to see something for those taxes that we can move forward with and invest in our community. She stated that 55% of the community voted for a new library which was the majority of the community.

Mayor O'Neill closed public comments.

Councilmember Martin thanked Cindy Abbott for the presentation. She stated that she was a liaison for the Library Advisory Committee, and she liked how she summarized everything. She

stated that there was so much in the last meeting that had to be pulled together. She liked her questions and recommendations. She then referred to Question 4.

City Attorney Kenyon stated that they have to segregate the items.

Councilmember Martin asked if she could not talk about Question 4 but use it as a point of reference to say something about another question.

City Attorney Kenyon responded that she could not.

Councilmember Martin then referred to Question 2, stating that the recommended action was for Council to revisit the needs assessment.

Planning Director Wehrmeister stated that it was just to provide direction to staff in whatever way the Council wishes.

Councilmember Martin understood, but it was to answer the question.

Planning Director Wehrmeister responded affirmatively.

Councilmember Martin agreed with Question 2, stating that it answers other questions. She stated that we have one needs assessment, and in putting another needs assessment together they have a new set of data. She agreed that they should refine the information as they know there is an issue with the site, with closing Sanchez and how they are going to pay for it. She thought they could get closer to answers by doing another needs assessment. She agrees with the Library Advisory Committee's recommendations. She also liked the idea of exploring other options which she felt will be the key. She thought that closing down the Sanchez Library may not mean closing a library but loss of a community space.

Councilmember Digre referred to the history of the library, stating that it has been long. She stated that government was a very slow process, partly to make sure that the community was involved and that they also have other things that come up and interfere with the process. She would like to meet every day until it gets done, but she didn't have any takers on that idea. She referred to the number of people who have reached out to the community and worked with consultants. She stated that we are an elongated city and where to put the library was a long search. She stated that the only new place now would be the lumbar yard but she wouldn't recommend that on Highway 1. She thanked everyone who has worked for this project, adding that there has been public input. She stated that the public vote was very telling. She believed it was clear that Pacificans want two libraries. She stated that it becomes evident that the geographic areas of the town make it like going to another county. She stated that they need to define libraries, and believed they may have different definitions of what library means. She stated that what they like about the libraries now is that, when you walk into either library, there was an aura of welcomeness, etc. She stated that, in growing up in the military, it was made clear that nothing was free and the American democracy needs an educated populace and not everyone being able to pay for things to give them an open-minded education. She would appreciate getting a working definition and agree to what library was. She stated that she heard some ask why we need a library in today's age, and she realized that if you go into a coffee shop and someone asks a question, you pick up your cell phone and you have the research, but she felt that was different than going to an actual library which she felt was extremely valuable. She didn't want to see a duplication of studies and services and would prefer that they hone in on what they need to do to protect two libraries and look at public and private partnerships,

mentioning the Pacifica Ocean Discovery Center that meshes and could bring in grants. She mentioned other organizations that could also bring in grants. She stated that the area for grants has improved.

Councilmember Vaterlaus thought the direction for Sanchez could be open. She stated that the children's library sounds great, but there was duplication of service now. She thought the public could get involved or they could consider a bond measure to keep Sanchez. She thought a reason why the library did not pass was because of a lot of misinformation. She acknowledged that they constantly were trying to educate the public but people don't always see everything, and they think what is on line is always true. She felt they can work around the two library issues and that would change people's minds. She thought more studies need to be done, and she liked the recommendations from the committee. She felt public outreach was important. She did see the need for a new library, because it was community and not just a building where you check out books, mentioning a need for computers, etc. She stated that she would like to see a study on who uses Sanchez, because she thought that was important.

Mayor pro Tem Keener referred to mention of 60 hours for two libraries, and he asked if they can still buy more hours like they used to several years ago.

Planning Director Wehrmeister stated that it was her understanding but the costs would be borne by the city.

Mayor pro Tem Keener stated that he wasn't necessarily advocating that, but wanted it pointed out. He stated that his focus was on what was needed to pass the library bond. He liked Ellen Ron's comment on how they can get more people on board. He stated that it was obvious that one way was to save Sanchez. He wasn't favoring a children's library, but just keep it the way it is, adding that he could be persuaded to agree to something else. He thought a smaller footprint for the new library might be appropriate. He then questioned if they should support the LAC effort to lead a public outreach strategy, adding that he would say yes. He heard one comment that the people serving on the committees were greatly invested in getting a new library and it was understandable that they worked for years to get it. He thought they realize they need to reach out to those who are less active regarding a new library but might support it.

Mayor O'Neill referred to mention of a needs assessment, and he stated that it was done many years ago and looked at this population and the demographics. He stated that he didn't know if they need a new needs assessment as it would dictate the size of the library, and it costs a lot of money to do it.

Cindy Abbott stated that the recommendation was to revisit the present one and make sure that people understand what was in it and what was recommended at that time, in 2015, and did we still feel it was needed.

Mayor O'Neill understood that it wasn't to do a new one but revisit it.

Cindy Abbott stated that was correct, adding that it was the service assessment, and at that time, it talked about the structures, etc., and it was pointed that they can't do a lot with Hilton, because in remodeling and construction, you would lose 25% of the space due to accessibility needs. She stated that they are asking to revisit what was presented already.

Mayor O'Neill stated that, if they were to remodel Sanchez, they would also lose about 25% of the space because of ADA responsibilities. He supported the study option for a dual facility

service model but also one library more centrally located. He felt the slate was blank and they should look and see what people want. He thought they need some sort of outreach, mentioning that Oakland lends tools, such as hammers, etc., and they need to look at what a library is and maybe Sanchez could be the tool shed or a boutique library. He stated that, in addition to reaching out, they need an educational process. He agreed with the public outreach because before it was the library foundation doing it but now they had a bond measure, and the city was officially sponsoring a committee and people might decide it will happen and they want their input. He acknowledged there were issues with regard to using school facilities, as some schools are reluctant to let anyone walk in with the kids in school. He agreed with all the recommendations from the LAC and comments from his fellow councilmembers.

Councilmember Digre stated that, when she mentioned not duplicating, she wasn't referring to services. She was concerned about going toward Sanchez only being a children's library as she felt each one needs to be a complete library for the basic community.

Planning Director Wehrmeister stated that they had one more question.

Councilmember Vaterlaus recused herself from this item plus the entire next item on Consideration.

City Attorney Kenyon stated that she needs to state her conflict.

Councilmember Vaterlaus stated that her conflict was that she manages a property on Palmetto Avenue nearby this location.

Planning Director Wehrmeister stated that Question 4 was whether the site at Palmetto and Montecito, currently planned for the new library facility continues to have Council support.

Mayor O'Neill asked if there was a staff report.

Planning Director Wehrmeister stated that it was just a continuation of the discussion.

Councilmember Digre thought it should stay within the study area of the numerous options with which they have come up.

Mayor pro Tem Keener didn't think that site was appropriate, and he felt they have to find a new site. He agreed that the new library should be centrally located in the greater Sharp Park area. He referred to a site next to the Tai restaurant on Francisco. He stated that it was a smaller footprint than the one on Montecito and that was why he suggested that, in outreach, they ask if they would consider a smaller library.

Councilmember Martin stated that the results from Question 2 answered this question, stating that the results from the election indicated a need to look at another site. She thought the majority of the people had enough of an issue with this site and they need to look at another site or sites. She wouldn't recommend considering this as a primary site and thought it was intermingled with other options. She mentioned Chris Fogel stating that they do what they were willing to do, and she thought they should pose that question to the community.

Mayor O'Neill stated that there was a site study done years ago, but no one can find a copy of that. He didn't know if it was an urban legend, but he would like to see the LAC look at sites with nothing off the table. He thought, in order to make a decision, you need data, and there

were pros and cons data for that, adding that there were cons for the Tai restaurant area as well. He referred to the area for the new Brisbane library, and what they were going to be able to do in one space, based on the time of day. He thought it was important to have a teen center, and he felt that was an integral thing Pacifica was missing. He felt, in addition to home and school, teens needed the library.

Councilmember Digre asked staff what direction they got.

Planning Director Wehrmeister stated that she wanted the Montecito and Palmetto site to stay within the study as an option but to also look at other sites. She stated that Mayor pro Tem Keener does not support the location. Councilmember Martin preferred that they look at other sites and would not recommend moving forward only with the Palmetto/Montecito site and Mayor O'Neill stated that everything was on the table.

Councilmember Digre asked if she was correct in saying everything was on the table, looking at keeping Sanchez as a regular library.

Planning Director Wehrmeister stated that she clearly heard that she was interested in a dual facility.

Mayor O'Neill stated that he thought it could be a great opportunity for the city to look at other government agencies. He mentioned that the water district has a huge plot of land. The school district office was within two blocks of the geographical center of Pacifica. He thought they could look at those sites and approach them to see if there was any interest. He thought they would have to include a district office or North County office as they need a place, but it might be interesting to see if they could get better government relations.

Councilmember Digre confirmed that they have the public/private stuff also.

Mayor O'Neill called a five-minute break, then resumed the meeting.

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| RESULT: NO VOTE REQUIRED |
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10. Award of Construction Contract to Golden Bay Construction for the Palmetto Streetscape Project and Approval of Construction Management and Inspection Services Contract with 4Leaf, Inc.

PROPOSED ACTION: Move to appropriate \$1,000,000 from Fund 9; authorize award of Construction Contract to Golden Bay Construction, Inc. (Attachment 1) for the Palmetto Streetscape Project; approve Consultant Services Agreement between the City of Pacifica and 4Leaf, Inc.(Attachment 2); authorize the City Manager to execute all necessary documents associated with the project; and Approve budget authority in the amount of \$3,875,000, which \$1M will be reimbursed by the C/CAG One Bay Area Grant (OBAG).

Public Works Dir. Ocampo introduced PW/Eng. Div. Deputy Dir. Albert who will present the staff report.

PW/Eng. Div. Deputy Dir. Albert presented the staff report.

Mayor O'Neill opened public comments.

Will Hauser, Pacifica, stated that he was in favor of the full scope of the Palmetto Streetscape project, highlighting safety and local business. He stated that he considered that there were safety issues driving on Palmetto even during the daytime, such as needed crosswalks and bike lanes that are not easily visible and he finds serious safety issues at night as currently situated. He stated that his favorite place was Café Pacifica on Palmetto. He is in the food industry and he would not open a restaurant on Palmetto, mentioning others in the industry who also feel the same. He didn't think the street was set up to support retail, and he thought that was unfortunate as these are the businesses they want in Pacifica. He referred to the businesses that have opened, such as Safeway and Starbucks, and he was worried that those are the businesses that will continue and be able to support infrastructure. He stated that, for safety and local businesses, he hoped they proceed with the project.

Samantha Hauser, Pacifica, stated that she lives in Pacifica and was excited that this project was coming before them now as they have been waiting for it for a very long time. She stated that she sent a letter to each Councilmember, and then read it into the record, expressing the reasons for approving going forward, such as safety and improving the streetscape and surrounding neighborhood. She stated that the residents in the area signed the letter/petition, and they were excited that this were before them. She asserted her appreciation for the added safety with the proposed LED lights. She mentioned positive interactions she personally had with several of the businesses, stating that it only happens with small businesses in Pacifica where they really care about Pacificans.

Shirley Gibbs, Pacifica, stated that she has been a vocal cheerleader for Palmetto's revitalization for 50 years. She stated that, in 1961, the Chamber of Commerce sponsored a study called Packaging Pacifica and studied Palmetto Avenue. She was an active participant in 1973 with the Sharp Park Improvement Association, the Palmetto Merchants Association in 1994 and 1995, then in 2006, City Council appointed her as a member of the West Sharp Park Advisory Committee and served three years of volunteer service until the committee was dismissed. She concluded that so many studies have been performed on Palmetto, described, analyzed, evaluated. It was designated as a future main street in the General Plan adopted by Council in 1969. She stated that, since then, Palmetto district has been designated as the historical area. She stated that there were three phases to the project and she was pleased that there still are. She described the dreams of property owners of bringing West Sharp Park to its full potential and the opportunity was finally at hand. She stated that whether Palmetto receives a facelift or a marketable identity depends on the priorities and resources of Council. She stated that 50 years was enough and she urged them to find the funds to finalize the project.

Jim Heldberg, Pacifica, thanked City Manager Tinfow, stating he was sorry she was leaving but appreciated her professional attitude during her service and her twinkle in the eye that said it was a fun place to be. He referred to a country & western song called, "A Little Less Talk and a Lot More Action." He didn't think it was written about the Palmetto streetscape project but he thought it was time for some action and he asked that they get going. He suggested that they move something from phase 4 to phase 0 and put an archway across the street to say they're going to do something and, if not an archway, a banner. He stated that San Jose, in their San Pedro Square, started out with a gateway arch in an area that was terrible and he stated that it turned into a marvelous place. He then suggested to go with alternative A since they have 3/4 of the money. He stated that they should do six blocks instead of 10 and just do it.

Robin Runneals, Pacifica, stated she was a former member of West Pac appointed by Council to do a transparent study with public input. She stated that they got a lot of input with a five year project. She showed a poster from 2009 that invited the public for the unveiling of the project.

She stated that was how long they have waited, and they are ready and she asked them to give the Project to Golden Bay and bring the money in from Fund 9 and complete it. She felt Sharp Park was deserving of this with so much potential. She stated that, even if you didn't live on the street, but were in the neighborhood, you had to deal with the undergrounding and the businesses and residents invested in the future of the street. She stated that she was a Board member of Fog Fest and runs the parade, adding that this is the biggest party the city has. It was non-profit and they gave a lot of money to groups in town. She felt there was much more they can do if they continue. She asked business owners who were willing to support the streetscape to raise their hands. She understood some business owners did not want to speak but she asked that they at least come up, give their name, how long they have been on Palmetto and how they feel about what it will do for them and the neighborhood.

Chris Porter, Pacifica, thanked the City Manager for her friendship, leadership and wisdom, adding that she will be missed. She stated that she has been involved in the Sharp Park revitalization since early 2000. She mentioned that, they have some of the money and they need to move forward. She stated that Recology had pledged, in phase 2 to give recycling containers for the whole streetscape, but they will do that in phase 1. She referred to talk on blogs questioning what they need to do. She stated that, while waiting for the meeting to start, she went on the website checking out the various funds and what was available from the various funds. She stated that the money needs to go where it was directed. She asked that they move forward.

Brent Shedd, Pacifica, stated he lives in Sharp Park, and mentioned that we all have heard of Pacifica being referred to as a diamond in the rough. He agreed with Jim Heldberg's thinking that we are really good at making plans and really terrible at executing them. He stated that, when he is in other places and eats in a nice restaurant, he makes it a point to speak to the proprietor and ask why they aren't in Pacifica. He stated that once he explains where Pacifica is, they state that they can't seem to place where downtown is in Pacifica. He concludes that it is a problem and will continue to be a problem until we solve it. He stated that this is the solution and we have to do it. He asked that, if they don't do it for themselves, do it for Pacificans who want a greater source of restaurants and retail. He asked that we get more businesses by giving them a place to come to. He asked that they support staff's recommendation and show they believe Pacifica is more than a diamond in the rough and he asked them to get to the diamond.

Paul Slavin, Pacifica, encouraged Council to move forward with the Palmetto streetscape as he felt we have invested enough time, energy, money, etc. and we should have more to show for it. He felt this was an obvious opportunity to do something for Pacifica to help improve the economic situation, etc. of that neighborhood and the entire community. He added his best wishes to the City Manager as she moved on.

John Barnes, Pacifica, stated that Pacifica was any little town in America, and everything gets more expensive and unless we renew and rejuvenate, we fall further behind. He stated that this will help the tax base to keep us going.

Erin Macias, Pacifica, thanked the City Manager for her services. She stated that she hadn't planned to speak on this project until she saw the name 4Leaf. She stated that they heard the appeal for the basin project and their complaints were oscillating between the city and 4Leaf during that hearing. She was appalled that Pacifica was considering approval of a contract with 4Leaf. She stated that the biologist never stepped off the asphalt to look for frogs and the frog hunt occurred when frogs were dormant. She questioned the lead biologist not knowing that, as

well as not noticing wetlands in nearby parcels. She also questioned the old data from a drought that the consultants used. She stated that 4Leaf also failed to provide noise data to residents 80 feet away from the project and withheld it until the appeal was filed. She stated that they didn't consider contamination from neighboring parcels in their mitigated declaration or address an odor control plan during the public comment period and she concluded that the city colluded in the lack of transparency and refused to release the odor control plan until recently. She stated that, unless Council and the Planning Commission were willing to admit that they manipulated paid consultants to produce data they wanted to push forward the project, they have sufficient evidence that the consultant does not properly vet projects. She asked that they not approve the consultants agreement between Pacifica and 4Leaf or they are letting all those down who worked on this project over the years and are setting the project up for failure. She asked that they find a new consultant.

Kevin Cubba, Pacifica, stated that he has lived in Pacifica for eight years, having been drawn by the natural beauty of the ocean and the friendly people of Pacifica. He stated that they have lived in several other areas in the bay and felt Pacifica was a great place to live. He stated that, when choosing a place where everything is expensive and getting more expensive, they tend to look at things they see and their budget and wonder about the future of the city. He stated that he liked a lot of things, like the beaches, Rockaway, etc., but they saw Palmetto and thought it had such promise. He thought Palmetto becoming the main street was an exciting prospect and helped them in deciding to come here rather than any other place. He felt the area was unique with the proximity to the beach, pier, etc., adding that he was surprised to find the rich history associated with the area, even before it was incorporated. He looked at the Historical Society's historical walk and it was surprising to note the number of historical buildings and sites. He urged that they go forward with the streetscape and bring it to fruition.

Linda Jonas, Pacifica, stated that she is a 41-year resident raising her kids and helping to raise grandkids. She stated that we have a problem with getting things done, mentioning the tunnel and library. She stated that this has also been a long process, and they are all good for economic development and she felt it would be an excellent idea to build a tax base by bringing businesses in. She asked that they approve the project. She stated that her Rotary Club was non-political but they have people willing to come in and pitch some shovels over what it takes to get the project going and make it look beautiful.

Ken Miles, Pacifica, stated that he would like to see the project happen, but he felt it needs some signage on the highway to let people know it is here as people just drive by. He stated that they have to work with Planning to make better signs. He stated that applies for trails also, as they go into GGNRA trails. He felt a lot of things can happen. He was recently involved in the Water District financing and rates they have. He noticed that they had a lot of money they are giving to landscaping for Palmetto, and he suggested that they work with them and save a few dollars and combine with the Water District. He stated that he has lived here for 40 years, and in walking around the various areas, it bothers him that the other areas also need landscaping, etc. He was happy for Palmetto but he asked that they don't forget about the other residents who are also their taxpayers.

Cindy Abbott, Pacifica, stated that she was speaking as a resident of Sharp Park for 20 years. She stated that, since she has moved here, there has been a lessening of services and businesses that were previously on Palmetto. She thought that might be good because there was rowdiness and crazy things going on, but she felt they were missing some of the places that used to be there, but while she likes it that way, she was supporting the project. She liked that it was a quiet place, but she realized it was not the right thing for the city. She stated that

she lives between Beach and Palmetto and she constantly sees people coming to the area and taking advantage of what we have at the ocean, pier, etc. She stated that they would stay longer if we had some services, like restaurants, that could benefit Pacifica. She concluded that we were missing a significant opportunity by not developing Palmetto. She hoped we start taking advantage and benefit from it, mentioning additional needs, such as paving, etc. She stated that she saw the beautiful design Samantha Hauser put together. She stated that this was a walkable, bikable area, but not every part of Pacifica was. She asked that they support this project.

Pace Blair, Pacifica, stated that he lives in the neighborhood. He stated he is a general contractor. He fully supports it and would love to see it move forward. He hesitates saying what he is going to say, but he thought it should be considered. He thought it was odd that someone put a budget together for the design and the bids are 50% over. He stated that someone doesn't understand what they are doing. He stated that it would concern him if the same person who put the initial bid together was comparing the multiple bids that came in. He stated that he hesitates to hear someone select a low bid because of cost, especially if their pricing scales are not that great. He also thought there was an option for Public Works to have a liaison directly with the contractor and remove the consulting firm altogether. He stated that, as a contractor, that was what he would prefer. He didn't feel he needs a consultant to watch over him. He stated that, if they have that service in place, it seemed like a resource of which to take advantage.

Maryanne Nihart, Pacifica, stated that this project has gone on. She stated that Councilmember Digre was the last of the Mohicans. She stated that it started before she was on Council. She stated that in 1995, they filled the Chamber with 180 people, took a vote, and it was a compromise that moved the wastewater treatment plant to its present site, got them a tertiary treatment plant and other things, but it wasn't the site they wanted but rather a compromise. She stated that they then began talking about what to do with the present site and what to do with Palmetto. She stated that they talked about a lot of the ideas they heard at this meeting. She commented then that, if we keep fighting, we will have a hole in the ground 15 years from then. She stated that, unfortunately, she under shot. She stated that they have had a hole in the ground and a street that has been a mess much longer than that. She stated that the residents and business owners on the street have gone through the undergrounding and many promises, etc., and were ready to go. She stated that the construction cost, etc. was a matter of time. She stated that costs have more than doubled. She stated that, when they doubled the first time, they got money from CCAG and she was honored to be the chair when that happened. She stated that this community has waited a very long time and it was time to take action.

Mayor O'Neill closed public comments.

Councilmember Digre thanked the residents for all their hard work for Palmetto and staying with the vision. She thanked Samantha Hauser for the wonderful rendering which she thought will be very helpful. She sees Palmetto as bringing in revenue. She was cautious about it, thinking that it was the right place and she asked what was the meat on the bone. She thought the idea of restaurants was excellent. She stated that stores that cater to historical type of things have longevity. She asked antique dealers if they worried about others coming in, and they stated that the more the merrier and the restaurants said the same thing. She stated that she was in favor of it and would prefer to take the risk and find whatever money they can to do the entire streetscape they set up, rather than piecemeal. She stated that getting something robust and flourishing will bring in revenue. She acknowledged that potholes are always a pain, and they

were experiencing it more than ever in the last couple of weeks, with pot holes everywhere. She felt a flush Palmetto close to the ocean, proper signage so people know the ocean and whales are there, would be helpful and start getting income to keep up with pot holes. She acknowledged that it was a historical area. It was put into place several years ago, but we haven't done much as a city. She acknowledged that the Historical Society has done a tremendous amount. She stated that, if putting up the arch worked in San Jose, maybe it would work in Pacifica. She appreciated Recology offering to move up with what they are offering. She stated that, when they had to delay because of the undergrounding, it became an ongoing delay. She feels that those who caused the delay because of waiting for underground, which wasn't the city, should pay when they have to do those things. She liked the idea of people offering to volunteer which she thought would be helpful. She stated that it was a community area and historical Pacifica cultural area. She thought the heart of Pacifica will show itself and they should take every advantage of doing it. She stated that she does worry about it, but she was all for doing the whole streetscape, moving forward in all the things she mentioned, and she questioned what outreach they were doing simultaneously for restaurants, retail, etc. She didn't want to find they have condos on every corner and no foot traffic lured to fun things to do. She would like to simultaneously work with Spindrift Theater, arts, etc., for things that can be happening while building to bring people here. She mentioned that looking at the low bid was always a fear and has asked about it several times in the past. She asked if they are taking the low back because it was the low bid, and was told that they vet the quality of the workmanship. She thought they should always vet those they take on and listen to information from the community.

Mayor pro Tem Keener stated that all of two years, he has been against the project and still was, adding that he doesn't see the same vision that everyone else does. He stated that, if businesses are going to move into the area, they will move in whether there were these minor improvements. He stated that, if they move in, eventually they will have issues with parking, acknowledging that they do have those issues everywhere now. He stated that the price was up to \$3.8 million and they have \$1 million and we are putting in \$2.8 million of the City's money. He thought that was enough to fund one year of treatment to take the pavement condition index from 55 to 60 with a cost of \$2.7 million per year but they haven't started on that.

Councilmember Martin liked his comparison about what they can do with the money, but she has another comparison. She supports the project. She mentioned that they recently had layoffs at her organization and at the same time they scheduled a holiday party. She stated that people were questioning why they were spending that money when they just had layoffs. She stated that it was because they need to function as a unit and keep company morale up, and they still need good things and fun things to happen. That was what she sees in Palmetto. She stated that she lived on the street when the undergrounding was happening. She would love to see the project come to fruition. She stated that she had a couple of questions. She appreciated the comment about the low bidding. She stated that Golden Bay did Beach Boulevard and we were satisfied.

Public Works Dir. Ocampo stated that she was correct.

Councilmember Martin asked if there were any surprises or unexpected costs that would raise a red flag for us to hire them again.

Public Works Dir. Ocampo stated that there were none.

Councilmember Martin expected them to do due diligence but she wanted to ask.

Public Works Dir. Ocampo stated that they did.

Councilmember Martin stated that there were several comments of support, but they also heard about the condition of the streets or keep the taxpayer in mind. She stated that, if they support this project, they have the support of the community and borrowing from Fund 9 for street construction and excess ERAF.

City Manager Tinfow stated that they were not borrowing but allocating.

Councilmember Martin stated that it was their job as a community to socialize that with neighbors and friends when people wonder why they are doing this and aren't paving the street. She stated that it was their job to be supporters of it, and she wanted to put the onus on them for standing up for that. She supports the recommendation.

Mayor O'Neill stated that he also supports it. He stated that they have made commitments to the city and residents to try to do something. He stated that they have invested the amount they invested before, which he thought was over \$1 million.

Public Works Dir. Ocampo stated that he was correct.

Mayor O'Neill felt they have to make a commitment. If they want to have more money to pave the streets, hire police, etc., they need to have money and he thought this was a way for the city to get some sales tax revenue in addition to development of the Beach Boulevard with the hotel. He felt it was all coming together. He asked if they were looking at mixed use, mentioning Santana Row has stores and housing on top. He asked if they were looking at that or was it going to stay business.

Econ. Dev. Mgr, Stedler stated that it was also at the heart of what Councilmember Digre was asking a few minutes ago. She knows, through her liaison work with the EDC, they were actively examining the opportunities for development at a technical level and at a development feasibility level so they know which lots can support mixed use and which cannot because of the small size or their configuration. She stated that they will have more details when the work is finished.

Mayor O'Neill stated that he supports the project. He asked when it will be completed.

Public Works Dir. Ocampo stated that they were looking at the summer of 2018, but their goal was one week before Fog Fest when they will stop and make sure everything is okay with no tripping hazards, etc., then they will recommence construction after Fog Fest.

Mayor O'Neill asked when he sees it starting.

Public Works Dir. Ocampo thought they were looking at another 3-4 weeks and then it will start.

Mayor O'Neill concluded that it could be starting in May sometime.

Public Works Dir. Ocampo responded affirmatively.

City Manager Tinfow stated that, in anticipation and hope that this would be Council's direction, staff has started assembling a group to help in planning a groundbreaking, adding that they

should celebrate that it has been a long time in the making and they hope to see everyone in the audience and everyone on the Council there.

Mayor O'Neill stated that there are some gold shovels in the chamber.

Councilmember Digre moved to appropriate \$1 million from Fund 9; authorize award of Construction Contract to Golden Bay Construction, Inc. (Attachment 1) for the Palmetto Streetscape Project; approve Consultant Services Agreement between the City of Pacifica and 4Leaf, Inc. (Attachment 2); authorize the City Manager to execute all necessary documents associated with the project; and approve budget authority in the amount of \$3,875,000, which \$1 million will be reimbursed by the C/CAG One Bay Area Grant (OBAG); seconded by Councilmember Martin.

Mayor O'Neill asked whether they needed to vote to extend the meeting beyond 11:00 p.m. He thought they might have enough time.

City Manager Tinfow stated that they could wait and do it in a half hour if necessary.

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| RESULT: | ADOPTED [3 TO 1] |
| MOVER: | Sue Digre, Councilmember |
| SECONDER: | Deirdre Martin, Councilmember |
| AYES: | O'Neill, Digre, Martin |
| NAYS: | Keener |
| RECUSED: | Vaterlaus |

11. A Resolution of the City Council of the City of Pacifica Stating Its Intention to Revise the City's Sewer Charges Beginning Tax Year 2017-2018
PROPOSED ACTION: Move to Adopt a Resolution of the City Council of the City of Pacifica Stating Its Intention to Revise the City's Sewer Charges Beginning Tax Year 2017-2018.

Asst. City Manager Hines mentioned the individuals who will participate in presenting the staff report. He then began the presentation of the staff report.

Public Works Dir. Ocampo continued presentation of the staff report.

PW/Wastewater Dep. Dir. Sun continued presentation of the staff report.

Mayor O'Neill stated that they needed to vote to extend the meeting past 11:00 p.m.

Mayor pro Tem Keener moved to extend the meeting to midnight; seconded by Councilmember Vaterlaus.

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City Manager Tinfow asked staff to move the report along, adding that Council would appreciate that.

PW/Wastewater Dep. Dir. Sun continued presentation of the staff report. He stated he was ready to answer questions.

Asst. City Manager Hines suggested they move on with the next presentation and save the questions for the very end. He explained that they hope, with the last presentation, to give Council some context into the highly regulated and highly capital intense world in which those at Wastewater have to operate.

Doug Dove, President of Bartle Wells Associates, continued presentation of the staff report.

Asst. City Manager Hines made one final presentation of the staff report.

Councilmember Vaterlaus asked where the land application sludge goes. She stated that a long time ago they thought they were going to be paid for our sludge but she didn't think we are.

PW/Wastewater Dep. Dir. Sun stated that they have a contract with Synagro and he believes they take it to Contra Costa County for their land application.

Councilmember Vaterlaus asked if it was fertilizer.

PW/Wastewater Dep. Dir. Sun stated that most of the time it was fertilizer but sometimes it goes to landfills.

Councilmember Vaterlaus stated that odor control was a big issue for the public and she asked if that was getting resolved.

PW/Wastewater Dep. Dir. Sun stated that it was, adding that they were in the process of changing their bio-filter media and put some new chips. He stated that they do it about twice a year and were due for one in the coming months. He stated that they also have another project that they were working on to improve odor reduction.

Councilmember Vaterlaus was glad they explained the calculation because it was an issue where the billing process versus how they charged on the wet weather months. She thought it was good to have it explained. She asked if they looked at putting it on a water bill instead of a tax bill or was it not a factor.

Asst. City Manager Hines stated that they will have to have more conversations with their friends at North Coast but now they were focused on getting the rates in place.

Councilmember Digre asked if they mailed the notice to residents and not just owners.

Asst. City Manager Hines stated that they mailed out the 218 notices to parcel owners on the 22nd.

Councilmember Digre asked if all residents will be getting the notice.

Public Works Dir. Ocampo stated that it will go into their tax bill which was why it was addressed to the property owner.

Councilmember Digre asked if no one will get surprised and they will get the same notice.

Mayor O'Neill didn't think the tenant can vote.

Asst. City Manager Hines stated that it was just the property owner.

Councilmember Digre asked if everyone know what was going to happen when they have to start paying bills.

Asst. City Manager Hines stated that they were notifying people in accordance with Prop. 218.

Councilmember Digre stated that it didn't answer her question.

Mayor pro Tem Keener asked if a protest has ever been successful.

Mr. Dove stated that there have been successful.

Mayor pro Tem Keener asked how many.

Mr. Dove stated that it wasn't common but more common with very small communities.

City Attorney Kenyon stated that it happened in one of her communities.

Asst. City Manager Hines assumed it hasn't happened here.

City Attorney Kenyon responded that it hasn't.

Mayor pro Tem Keener stated that he was curious about the rate structure option 2 based on meter size. He stated that he read through the tables, and he thought that, using that calculation, most of the annual meter charges will be for one inch or less meters. He asked what they were measuring on the meters, the diameter of the pipes.

Mr. Dove stated that it was the water meters. He stated that, in an effort to estimate how much sewer capacity each connection has, some communities use the water capacity as a proxy for how much sewer capacity and they base the fixed charge on the meter size. A smaller meter would have a smaller charge and a larger meter would potentially have larger consumption and discharge.

Mayor pro Tem Keener asked if he was right in thinking that the one inch or less class was at least half of the meters, maybe 80%.

Mr. Dove responded that he was correct.

Mayor pro Tem Keener concluded that that rate structure has a lower fixed cost and must have a higher variable cost. He asked if that was right.

Mr. Dove stated that they found that, if they implemented the meter based fixed charge, they were reducing the reliability of revenues and would be increasing the cost to small users which did not seem fair. Under the current structure, they have a minimum charge, up to the median amount of water use per year, per single family home and above that they pay extra.

Mayor pro Tem Keener asked why the option 2 rate was more variable, asking if it was variable from year to year.

Mr. Dove stated that they were surprised by the finding as they thought the current rate, given that it looks like a volumetric rate, has a minimum charge which provides a fixed base of

revenue. He stated that, when they tried to use the meter based rate, they were getting about 40% of the revenues fixed and 60% variable as opposed to the 60% fixed with the current structure. He stated that they came up with the fixed charges. A one inch meter or less would have a \$300 charge and they would have volumetric charges for any use you have. They found that the smaller users were getting higher bills, and they didn't feel that was reasonable.

Mayor pro Tem Keener asked if it was higher than what they would get with the current structure.

Mr. Dove responded affirmatively.

Mayor pro Tem Keener asked if he could point him to a table in his rate study that shows that.

Abigail Seaman, Financial Analyst, stated that they should have some bill impacts at the end of their tables.

Mayor pro Tem Keener again asked if she could point him to a table in their rate study, entitled City of Pacifica Rate Study, 2016, that shows what rates the charges would be for individual customers.

Ms. Seaman stated that Table 20, packet page 290, in the 50th percentile row, the impact was higher than in their current rate structure and would have a larger impact on the average user if they switched the rate structure.

Mayor pro Tem Keener concluded that the people who use less water pay less.

Ms. Seaman responded affirmatively.

Mayor pro Tem Keener stated that it was intriguing to him as it encouraged conservation. He stated that this comes at a time when the water district was unable to encourage conservation because of various laws around their rate structures. He thought, if option 2 applied to this current year, it comes out about the same as our current method or option 1, and he thought they should consider this.

Asst. City Manager Hines stated that they understand the logic and agree that the logic with the meter size makes sense. He thought the general feeling among the group was that the initial increase in the average bill was a bit steep and their thinking was that they should get the rate stable to the point where they can support the wastewater treatment plant and look at the other options when the five-year period is over. He stated that they need to get stable first and then look at other options.

Mr. Dove stated that, to put it in context, the current rate was \$626 a year and, if they switched to the meter based rate, the average customer would go up to \$854 from \$626 which they thought was a sharp increase.

Asst. City Manager Hines stated that they thought that was inequitable and they went to the other method.

Mayor pro Tem Keener didn't think he would choose inequitable.

Asst. City Manager Hines understood, adding that was one of the reasons they didn't go for that particular method.

Mayor O'Neill opened public comments.

Erin Macias, Pacifica, stated that San Mateo, Foster City and Belmont have had huge population surges and were not statistically relevant comparables now. She stated that the financial figures belong on the blue notice. She mentioned that, in 1991, the city approved this state of the art sewage treatment plant costing millions and from 2006 to 2008, the facilities spewed human waste onto the beaches and we were fined millions. She stated that the fines were paid off by sewer fees on our property taxes, mentioning the various fees in 2010, 2011, 2012, and then in 2013 the fees will take effect in November 2017 with a total of 23% increase in sewer fees. She stated that the fees were outrageous and unwarranted under these circumstances. She stated we should approve them one year at a time based on what is known from this presentation and we will possibly revise the rates in May. She also stated that, requiring a majority of residents to protest in writing, was not democratic. She stated that many of them have other uses for water and none of it goes into the sewer, but in landscaping, etc. She stated that water consumption was not a fair measure of discharge. She stated that the sewer fees circumvent Prop. 13 and do not provide protection for seniors, or any other things such as the new piping, etc. She stated that they would like Council to ask Wastewater to come up with an emergency plan now to stop the sewage on the beaches. She wanted the city to answer why the 2016 bond listed on their 25-year plan was not on the November ballot. She stated that they need transparency and reasonable fees, and need to do a better job of protecting our environment. She asked that they not adopt revision of sewer charges.

Laurie Goldberg, Pacifica, stated that she was frustrated because her water prices went up quite a bit. She didn't have her property tax bill but she thinks she pays about \$600 a year for the sewer treatment plant, but she knows when they built the sewer treatment plant it wasn't supposed to smell like the one on Palmetto, but it does smell. She didn't think this letter was totally transparent because it doesn't say they need it for the new water collection system. She asked why they didn't have that built into a state of the art plant. She questioned it and didn't think it was a fair assessment for Pacificans and thought there are hidden charges that they aren't telling them about. She asked if we are paying for all these consultants. She didn't think Pacifica should approve it. She felt they needed more information and are paying too much, adding that we were still paying for the sewer treatment plant. She asked when these charges will end. She asked Pacificans to write in and say they don't agree to this proposal.

Ken Miles, Pacifica, stated this was dear to everyone in Pacifica, especially those on fixed incomes. He stated that there will be a lot of people leaving when they see the water bills coming in three years because a lot can't afford it. He stated that over the hill they can afford it but Pacifica is not a rich community. He stated that the cities mentioned in the study were growing fast and they have a need for higher funds. He stated that the mail in ballot was not fair. He stated that they should look at 218 where there is an option to mail in a yes/no ballot to the owner and they can mark yes or no. But the way it is now, they can't win. He stated that there were things that were not said in the blue flyer, such as the state of art plant that we are still paying for it, as well as the spewing of human waste fines. He asked them to make it as reasonable as possible with the rates from now to 2022.

Dan Stegink, Pacifica, stated that they heard that the city couldn't replace all the sewer laterals in Linda Mar because it would cost \$40 million and we only had \$20 million. He referred to the strength charges on the rate proposal, stating that residents of Pacifica were subsidizing all the

businesses with a strength charge below a 1.0. He stated that we are subsidizing gymnasiums, laundromats and car washes because they are paying a lower rate for water. He stated that they were regressive but were not legal according to a Supreme Court decision. He referred to restaurants without grease traps and felt they should be banned in Pacifica immediately and if not, should have a 3.0 strength factor because they are causing the problems in the drain, stating that Louis Sun could tell you. He reiterated that restaurants without grease traps should not be allowed to operate in Pacifica.

Mayor O'Neill closed public comments.

City Manager Tinfow stated that, because of several comments that were made, there might be some value in referring to packet page 241 which lists all the wastewater rate increases back to beyond 2008 and there was history that might be helpful in Council's discussion about the rates for next year. She stated that the Council, in 2012, adopted rates for five years. They were coming to the end of that five-year period and the rate increased for FY2012-13 was over 11% and then she mentioned the rates all the way to 2022. She stated that those were the maximum, and it could be less depending on how the bids for the EQ basin come back.

Mayor pro Tem Keener stated that he would like to propose they go with just one year of a rate increase until they find out how much the EQ basin will cost. He thought they could go with an 8% increase and the recommended method of rate calculation which was better than the one they have now. He didn't think it was as good as method 2 but he recognized that there were other sensitivity problems with that. He reiterated authorizing just one year rate increase and see where they are the next year.

Asst. City Manager Hines understood his logic and thought process, but where they have a complication in having a one year increase is that he, Louis Sun and Van Ocampo will be at Standard & Poor's fighting for another bond rating increase for a 30-year bond they will need to fund the wet weather equalization basin and having only one year of guaranteed revenue was going to affect the bond rating and will drive up the interest they pay on that bond.

Mayor pro Tem Keener didn't believe what he said cuts them off after one year.

Asst. City Manager Hines stated that they will see it that way.

Mayor pro Tem Keener stated that he proposes that they have one year of increase and then at worst, the rates would be flat after that.

Asst. City Manager Hines asked at what level. He stated that he wasn't trying to be difficult but was trying to put himself in the position of S&P. He stated that they will give them a bond rating based on our ability to repay the 30-year bond. When it goes out to market, they will want to know where the revenue was coming from and, if they can tell them they have a schedule of rate increases that are in effect for five years, that gives them some confidence of an able revenue stream. If he goes saying they will go 8% in the first year and flat from that point, there was a vagueness that will affect the bond rating. He was letting him know how it could end.

Mayor pro Tem Keener stated he was a little skeptical.

Public Works Dir. Ocampo stated that, by the time they adopt this in May, the EQ basin will have bid out and they would have the adjustments accordingly and the rates they adopt will be based on the bid cost of the EQ basin.

Mayor pro Tem Keener stated that he basically has trust issues with that, in authorizing them to spend the maximum amount for the 40% contingency and then saying if it comes back less they will bring it back. He asked why they don't just go with one year and they will see. He stated that they will see what the other councilmembers have to say.

Councilmember Digre asked, if they went 7, 7, 8, 8, 8, how much of a difference would that make compared to asking for 8, 8, 8, 7, 7.

Asst. City Manager Hines stated that they would have to run another set of calculations.

Mr. Dove stated that they tried to minimize the up front early year increases but they had a threshold to make the minimum amount of revenue to meet coverage requirements on the debt service. He stated that, when you borrow money, you have to agree to maintain your revenues at a certain level, which was the driving factor. He stated that they developed a debt service that increased, and the first couple of years were lower which allowed them to phase in the rate increase. He stated that it was much higher originally, but they got it down to these levels. Councilmember Digre asked if he was talking about the dollar per month.

Mr. Dove responded affirmatively.

Councilmember Digre stated that she didn't understand the strength factor information. She thought it looked like the commercial gets a break.

Mr. Dove stated that this was designed to be proportional. He stated that the laundromats have lower strength wastewater than a typical residence, based on state testing results.

Councilmember Digre concluded it was because there was no sewage.

Mr. Dove agreed, adding that Prop, 218 says they have to charge everyone their fair share, proportional cost of service and, since they were lower strength, they get a rate that was a little bit less which was fair and proportional.

Councilmember Digre concluded that all those commercial businesses do not have as much sewage as a house.

Mr. Dove stated that they might have lower strength than a house. He asked if she meant volume or strength.

Councilmember Digre stated that she was talking about polluted stuff.

Mr. Dove understood, stating that it has lower strength and less pollution.

Councilmember Digre asked if there was such a thing as a hardship rate.

Mr. Dove stated, if she meant a low income discount, Prop. 218 does not allow rates from one customer to be used to subsidize another customer but there were ways to implement low income discounts. He stated that some communities use the General Fund to provide funds for low income discounts and others use non-rate revenues, for example, late fees or cell phone lease revenues. He stated that Santa Rosa has a program where people can donate on their

bill a little bit of money to help fund low income discount programs. He reiterated that there are ways but it was another study.

Councilmember Digre concluded that it would be another meeting. She stated that, if they go along with this meeting, does it mean they can't have that other conversation.

City Attorney Kenyon stated that it did not, but just meant that you cannot do it as part of this rate structure but part of another revenue source like the General Fund.

Councilmember Vaterlaus asked if they have done this five-year increase in the past.

Public Works Dir. Ocampo stated that she was correct. That was how they do it, adding that each year they go back to Council stating how the rate will be, whether raised or not.

Councilmember Martin stated that she felt this was one of those things in which you have to be an expert to be able to make an educated decision. She stated that, as a Councilmember, you can do your best but you can't know it all. She asked what cutting the numbers in half do with their meeting with Standard & Poors next month, instead of 7% increase, you go with half of that.

Asst. City Manager Hines stated that the first year fiscal impact of of 2017-18 revenue is \$13.6 million. He stated that, if you cut it in half, that number would be lower. He didn't know if that number would be enough to support the operations of the wastewater treatment plant and they may go into a deficit really fast. He stated that you run that risk.

Public Works Dir. Ocampo stated that, including the construction of the EQ basin, once they break ground, they need the funds to get the project to keep on going.

Asst. City Manager Hines stated that S&P was a pretty cold calculation. He stated that, if Pacifica is looking to essentially get a loan from the financial market, that market wants to know if the city was viable, do they have revenues to pay the loan back with interest, and going there with a revenue stream based on a study that they can back up quantitatively and rationally bodes well for the city. He stated that was one of the reasons they were meticulous with this particular rate structure. He stated that they made it clear that this was the ceiling and when they open the bids and find out what the construction market was telling them what the EQ basin will cost, they will come back and brief the Council on where they think the rates should be. He stated that, now, they have to put the ceiling there so no one is surprised.

Councilmember Martin stated that in thinking about the community and the city, she knows that she gets a salary increase if she is lucky, but some are on a fixed income. She mentioned that there are people saying they support Palmetto streetscape but it was all intermingled. She stated that these decisions are tough, and they tug at your heartstrings, because it was parents. She was interested to see what happens. She would be encouraged if they could lower the rates after they figured out the EQ basin. She was interested in a report quickly after that. She stated that she will support the recommended action.

Asst. City Manager Hines stated that, in the Prop. 218 notice that went out to the parcel owners, it was explicitly stated that these rates are the maximum proposed rates.

Councilmember Martin acknowledged that she saw that. She also mentioned that it tugs at your heartstrings, referring to renters' rights being the city's No. 1 priority, for apartment buildings,

there was no doubt these rates will be passed on to the renters, and it was one more thing that was contributing to the crisis.

Asst. City Manager Hines understood.

Mayor O'Neill stated that, when he worked in the stock brokerage, the S&P was looking for 1 or 1.5 times over the debt service.

Asst. City Manager Hines asked Mr. Dove if it was 1.25.

Mr. Dove stated that it was 1.25 times the debt service.

Mayor O'Neill stated that the income has to be 1.25% over the debt service. They also have the general operating costs of the plant. He stated that the way they structured the bonds was the first three years were interest only and then they start paying. He asked if there was a sinking fund at that point.

Ms. Seaman stated that it was interest only for the first three years and then they are gradually ramping up in years 4 and 5.

Mayor O'Neill asked what year 6 will be looking like.

Asst. City Manager Hines stated that year 6 will end up being a combination of interest and principal but as mentions, it flattens out the first three years and gradually ramps up. He stated that the gradual ramp up was what keeps the rates as reasonable as they can keep them. He stated that the whole thought pattern was how they minimize the initial increase of the rates. That was why they went with interest only for the first few years.

Mayor O'Neill stated that after 5 years, it was ramping up but repayment of principal. He assumed they were going with a fixed rate in bonds.

Asst. City Manager Hines stated they would, then added that it will be variable rates within the different bond issuances, but generally, around that. He stated that, in five years, they will go 8, 8, 7, 7 and after the fifth year they will come back, reevaluate and see where they want to go. He stated that, at that time, they can analyze the debt service, where wastewater is as far as operations, what their capital progress has been and they can have the discussion again.

Mayor O'Neill asked what the useful life of the existing treatment plant was. He stated that they were saying the depreciation was money that should be put away to build it when it becomes obsolete. He didn't imagine they were doing that.

PW/Wastewater Dep. Dir. Sun stated that the average life expectancy for a wastewater treatment plant usually runs from 15 to 20+ years. He thought it will probably be a little bit longer than that, but he was being more conservative. He stated that, when you design a plant, you want to make it last a long time and not something you want to replace every 5-10 years.

Mayor O'Neill asked if we were at the life expectancy now, stating that he has forgotten when it opened up.

PW/Wastewater Dep. Dir. Sun stated that they were getting close, as the plan became operational in the year 2000 and they were 17 years into the life now.

Mayor O'Neill asked what might happen next.

PW/Wastewater Dep. Dir. Sun stating that they are conducting an assessment on the plant with the goal to look at long term solutions. He stated that they want to extend the lifespan of all the equipment and process, and keep the plant running as long as they can.

Mayor O'Neill concluded that they were paying on the initial construction and this will be additional because they were now paying for the collection system also.

Public Works Dir. Ocampo asked, if he was talking about the improvements in the collection system, the answer was yes.

Mayor O'Neill responded that he was.

Mayor pro Tem Keener stated that the table says they pay on the plant through 2021, stating that was about \$2 million a year. He thought that was a no interest loan.

Asst. City Manager Hines asked if it was the state loan.

Mayor pro Tem Keener responded affirmatively.

Asst. City Manager Hines stated that it was either no interest or low interest.

Mayor O'Neill asked if they issued a bond on top of the state loan.

Asst. City Manager Hines stated that they had a number of debt instruments. He believed some of that debt was falling off as they go to a higher payment on this new bond.

Asst. City Manager Hines asked Mayor pro Tem Keener to look at the upper left hand corner of the table and tell him what it is.

Mayor pro Tem Keener stated it was 5A.

Mayor O'Neill asked if they knew what packet page it was.

Asst. City Manager Hines stated they will tell them as soon as they figure it.

City Manager Tinfow mentioned that it was 11:40 and they still have two more items.

Asst. City Manager Hines stated that it was packet page 265.

Mayor pro Tem Keener thought it looks like the proposed debt service was flat from 2018 on, about \$1.5 million.

Asst. City Manager Hines stated that it was by design.

Mayor O'Neill asked, given the hour, whether they want to continue discussion or make a motion.

Councilmember Vaterlaus moved to adopt a Resolution of the City Council of the City of Pacifica stating its intention to revise the city's Sewer Charges beginning tax year 2017-2018; seconded by Councilmember Martin.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Sue Vaterlaus, Councilmember |
| SECONDER: | Deirdre Martin, Councilmember |
| AYES: | O'Neill, Keener, Digre, Vaterlaus, Martin |

12. Memorandum of Understanding with the Teamsters Local 350, Department Directors
PROPOSED ACTION: Move to adopt a resolution approving the Memorandum of Understanding with the Teamsters Local 350, Department Directors.

Asst. City Manager Hines presented the staff report.

Mayor O'Neill was curious on section 6.8 PARS, stating that they had discussions on this. He referred to a deficit.

Asst. City Manager Hines stated that there was a previous request from one of the 350 units to lower the retirement age for PARS retirement. He stated that they communicated to the bargaining units that the city did not have an appetite for that particular provision and it was taken off both for the managers and supervisors and the directors' unit.

There were no public comments.

Mayor pro Tem Keener moved to adopt a resolution approving the Memorandum of Understanding with the Teamsters Local 350, Department Directors; seconded by Councilmember Martin.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | John Keener, Mayor Pro Tem |
| SECONDER: | Deirdre Martin, Councilmember |
| AYES: | O'Neill, Keener, Digre, Vaterlaus, Martin |

13. Compensation and Benefit Plan for Unrepresented Management and Confidential Employees
PROPOSED ACTION: Move to adopt a resolution approving the Compensation and Benefit Plan for Unrepresented Management and Confidential Employees.

Asst. City Manager Hines presented the staff report.

There were no public comments.

Mayor pro Tem Keener moved to adopt a resolution approving the Compensation and Benefit Plan for unrepresented management and confidential employees; seconded by Councilmember Vaterlaus.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | John Keener, Mayor Pro Tem |
| SECONDER: | Sue Vaterlaus, Councilmember |
| AYES: | O'Neill, Keener, Digre, Vaterlaus, Martin |

ADJOURN

Mayor O'Neill adjourned the meeting at 11:51 p.m.

Transcribed by Barbara Medina, Public Meeting Stenographer.

Respectfully submitted,

Kathy O'Connell, City Clerk

APPROVED: 5-0; 4/10/17

Mike O'Neill, Mayor