



**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

**July 10, 2017 (MONDAY)
www.cityofpacifica.org**

Mayor Pro Tem John Keener called the meeting to order on July 10, 2017 at 7:00 PM

CLOSED SESSION - NONE.

7:00 PM OPEN SESSION

Call to Order

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

Staff Present: Keith Breskin, Interim City Manager; Michelle Kenyon, City Attorney; Lorenzo Hines, Asst. City Manager; Van Ocampo, Public Works Director; Tina Wehrmeister, Planning Director; Dan Steidle, Police Chief; Mike Perez, PB&R Director; Kathy O'Connell, City Clerk.

Salute to the Flag led by Councilmember Digre

Closed Session Report

None

SPECIAL PRESENTATIONS - NONE.

CONSENT CALENDAR

Tony, Pacifica, referred to a document online regarding Colorado's legislation on marijuana, stating that it was a good guide to the pitfalls and resolutions they came up with and he read a few of them, such as establishing a baseline on drug violations and dealing with an increase in criminal acts and homeless coming to get employment in that business.

Councilmember Digre asked to pull Item #5 for comment.

Mayor pro Tem Keener stated that he would like to pull Item #6 for questions and comment.

Councilmember Digre referred to Item #5 for the hotels BID, and reminded everyone of the 2019 commemoration of the Ohlone and Portola Trails, stating that it will be a great opportunity for hotels and restaurants and she wanted everyone to think about that as they made the plans to keep Pacifica at the top for destination coastal cities.

Mayor pro Tem Keener referred to Item #6 and the \$30,000 grant to HOT, asking if it was coming from the State Board of Community Corrections.

Police Chief Steidle responded affirmatively.

Mayor pro Tem Keener stated that the \$30,000 was part of the grant to the County and he asked if it was apportioned according to population.

Police Chief Steidle stated that the larger full grant was given to the law agencies of San Mateo County and they decided to distribute the money equally, mentioning that Pacifica will get as much as Daly City or the San Mateo County Sheriff's office.

Mayor pro Tem Keener concluded that Pacifica joined several other police departments and decided to form a homeless outreach team. He asked how much the team will receive.

Police Chief Steidle stated that there will be eight law enforcement agencies and that will come to over \$240,000.

Mayor pro Tem Keener stated that he talked to Anita Rees about this and she was in support of helping the homeless. He stated that the Resource Center had ten homeless clients who were also HOT clients and he felt this was very welcome. He stated that the staff report was very clear, and he thanked Police Chief Steidle for his input.

Councilmember Digre stated that helping the homeless was very complicated. Those helping get training, but she stated that some of the homeless do not know how to get help or are too embarrassed to ask, but the way the team works helps to break down the barriers.

Police Chief Steidle agreed with that thinking.

Mayor pro Tem Keener thought any communication between the police and the outreach team was a positive thing.

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

1. Approval of Disbursements for 05/18/17 & 06/01/17 through 06/15/17.
PROPOSED ACTION: Move to approve attached list of disbursements for 05/18/17 & 06/01/17 through 06/15/17.
2. Approval of Minutes
PROPOSED ACTION: Move to approve the minutes of the regular meeting held on June 26, 2017

3. Proclamation Confirming Existence of Local Emergency of the Pacifica Coastline from Westline Drive to the End of Beach Boulevard.
PROPOSED ACTION: Accept current photos as of July 6, 2017 (Attachment 2) and move to continue proclamation confirming the existence of local emergency.
4. Cancellation of August 28, 2017 City Council Meeting
PROPOSED ACTION: Move to approve cancellation of the August 28, 2017 regular City Council meeting.
5. Resolution of Intention to Continue the Business Improvement District Program and Levy the Annual Assessments for Fiscal Year 2017-2018
PROPOSED ACTION: adopt the resolution entitled "A Resolution of the City Council of the City of Pacifica Confirming the Annual Report of the Advisory Board of the Pacifica Hotel and Business Improvement District (BID) and Declaring the City Council's Intention to Continue the BID Program and Levy the Annual Assessments for Fiscal Year 2017-2018 at the Same Rate as Levied in Fiscal Year 2016-2017 Without Change" and sets the date of July 24, 2017 for the Public Hearing on the annual levy of assessments on hotels within the BID.
6. Resolution Authorizing Receipts and Allocation of \$30,174 in Board of State and Community Corrections Grant Funds to Enhance Homeless Outreach Efforts
PROPOSED ACTION: Adopt a Resolution Authorizing the Receipt and Allocation of \$30,174 in Board of State and Community Corrections Grant Funds to Enhance Homeless Outreach Efforts
7. Approval of Consultant Agreement Between the City of Pacifica and Construction Testing Services, Inc., in the Amount of \$264,407 for the Wet Weather Equalization Basin Project Material Testing and Geotechnical Services
PROPOSED ACTION: Move to approve the Consultant Agreement between the City of Pacifica and Construction Testing Services, in the amount of \$264,407 for the Wet Weather Equalization Basin Project Material Testing and Geotechnical Services and authorize the City Manager to execute the agreement.
8. Adoption of an Ordinance of the City Council of the City of Pacifica Adding a New Chapter 16 of Title 4 (Marijuana Public Safety Licenses) of the Pacifica Municipal Code” - Second Reading
PROPOSED ACTION: Move to adopt the ordinance entitled “An Ordinance of the City Council of the City of Pacifica Adding a New Chapter 16 of Title 4 (Marijuana Public Safety Licenses) of the Pacifica Municipal Code” – Second Reading
9. Adoption of an Ordinance Entitled "An Ordinance of the City Council of the City of Pacifica Amending Title 9, Chapter 4 of the Zoning Code by Establishing Regulations Related to Marijuana Operations and Amending the Zoning Maps by Establishing Marijuana Overlay Districts" - Second Reading
PROPOSED ACTION: Move to adopt the ordinance entitled "An Ordinance of the City Council of the City of Pacifica Amending Title 9, Chapter 4 of the Zoning Code by

Establishing Regulations Related to Marijuana Operations and Amending the Zoning Maps by Establishing Marijuana Overlay Districts: - Second Reading

ORAL COMMUNICATIONS

Victor Spano, Pacifica, stated that the Chamber of Commerce was inviting the public to several events. On the morning of July 19 at Nick's, there will be an event discussing Peninsula Clean Energy, on the evening of the 25th, at Luigi's, they are having a networking at night mixer for small businesses and on the afternoon of the 27th, they are having a ribbon cutting and grand opening for Curry and Kabob, a new restaurant in the Fairmont Shopping Center. He encouraged everyone to join them.

Lynn Adams, Pacifica, representing the Pacifica Beach Coalition, stated she wanted to share what they have been doing. She stated that, since May 17, they had ten giveback programs where they do beach cleanup and habitat restoration, had been clearing weeds between Rockaway bathrooms through the bike path, across the top and down into Linda Mar. She stated that the ten teams had about 377 volunteers, and cleaned up Rockaway, Linda Mar and Sharp Park three times in a month, along with one Community Center and district cleanups. They removed 375 pounds of trash, 68 pounds of recycling. She mentioned that they have a new program for rigid plastic which would have to go into landfill but they have a program to recycle them and they collected 38 pounds. She stated that they had 8,300 cigarette butts collected in the ten cleanups, removed the thistle, wild radish, ox tongue, fennel totalling 17,000 pounds. She hoped residents have been able to walk the bike paths and see some of the piles there, and the weeds that are not there. She stated that Public Works has helped to take the things away and dropped off wood chips to disperse them along the bike path to keep the weeds from growing next year. She stated that they have deployed 15 painted buckets for cigarette butts with another 15 for business areas. She stated that they are looking for adoptee businesses to place them there. They have upcoming events, Whale Town on August 25 and California Coastal Cleanup Day on September 16. She stated that they have had five beach cleanups in June and five scheduled for July, with small groups coming to help, concluding that we still have garbage.

COUNCIL COMMUNICATIONS

Councilmember Martin thanked Lynn Adams for the update. She added that, when the teams come for giveback days, they are often very large groups and are frequenting local lunch establishments. She felt it was important that they use our businesses. She stated that there are 15 painted buckets out now, but they were looking for more businesses to adopt and maintain the buckets. She mentioned a nice meeting with the Chamber of Commerce and they hope the businesses will adopt and maintain a bucket in front of their business to keep the streets cigarette butt free, adding that Councilmember Vaterlaus has already adopted one. She stated that Roberts Road has gotten a lot better, and thanked Public Works for the enforcement signs and the Police Department for continued efforts of walking the beat on that enforcement issue. She also thanked the neighbors, walkers, and Beach Coalition members. She stated that she saw three people with bags in their hands on their morning walk to collect things. She asked everyone to educate our youth that this is an ongoing issue. She stated that they were working with Pacifica Beach Coalition and Recology for education signs as that was part of the mission of the Pacifica Beach Coalition to advocate and educate. She thanked the Police Department for their efforts on July 4. She stated that she wasn't in town, but she heard it was a successful 4th with lots of fireworks with minimal incidents. She thanked the PB&R for a

successful July 4th Rocket Run and the event at Frontierland. She mentioned an event coming at Frontierland on August 17, the first inflatable family fun run for ages 3-12. She mentioned that, with the controversial ballot measures in November, she would like staff to come back with an ordinance for Council to consider at the July 24 meeting regarding camping contributions and expenditures. She mentioned that other towns were doing that and she was interested in feedback. She didn't know if this was the place.

City Attorney Kenyon stated that, as long as there is no deliberation, they can bring it back, adding that she was familiar with those types of ordinances and she didn't think it would be an issue. She would need to see if the City Manager believes he has room on the July 24 agenda to do that.

Interim City Manager Breskin stated he could do that.

Councilmember Vaterlaus stated that the Library Advisory Committee was discussing library sites on the coming Wednesday at Sharp Park Library at 6:30. The Relay for Life was Saturday and Sunday at 10 a.m. at Terra Nova. She stated that the Council of Cities had a presentation on buy sustainable in San Mateo County with the issue being lack of affordable housing. She stated that Jackie Speier will be at the Pacifica Democrats at the Sharp Park Golf Course. She suggested that Council cancel their August 28 meeting, stating that they have a study session on short term rentals on the 29th. She asked if they could move the 29th study session to the 28th day. She stated that it didn't make sense to take a day off for a holiday and then meet the next day.

Councilmember Martin was okay with that.

Mayor pro Tem Keener asked if it was scheduled for the 29th now.

Councilmember Vaterlaus responded affirmatively, and they have the 28th as a non-Council meeting day because of the holiday.

Mayor pro Tem Keener stated that he will have to check his calendar.

Councilmember Digre stated that the Relay for Life was coming, adding that it was a community building and soothing event, helping families with cancer or remembering lost people with cancer. She thought it was worthwhile going as it helps them to realize the community cares and they are not alone. She stated that, if it is hot and people are rushing to the beach, they will have to factor in how to get to places. She stated that Congresswoman Speier was talking at the Sharp Park Golf Course and was usually over about 11 a.m. and then going to Terra Nova for that activity, adding that Jerry Hill and Kevin Mullin will be present with the topic being HealthCare. She stated that it was being advertised by all the legislators. She stated that they could have people coming from the East Bay. She encouraged people attending those events to stop by at the Relay for Life on the tracks.

Councilmember Vaterlaus stated that it was at the lower field.

Councilmember Digre stated that people didn't realize that things were being double booked. She heard that things on the 4th of July were not as good as they hoped, mentioning hearing that things were worse all around the Bay Area and not as great as had been expected after all the hard work. She referred to mention of Carl Baldwin leaving Pacifica, adding that they have a proclamation for him. He couldn't come to this meeting so she will be delivering it the following day, inviting others to join her at his house. She stated that the first City Council

mayor was alive but living in another city, and she thought that was great. She referred to the Beach Coalition and those who join in cleaning up the beaches, and mentioned that the news reported that New York noted that there were whale in the inlet areas and the comment was that the whales are happy because of the cleanup that has been going on for years. She stated that sea animals are more able to function and that was a reward for all the hard work. She referred to SFO, stating that they have been stymied and frustrated. She stated that their discussion in July was to have a subcommittee on the San Francisco Airport Roundtable with a meeting coming up on July 13. She stated that the legislative subcommittee has been talking about the need to outreach across the United States. She stated that our congressional representatives in our area have been very supportive and have done what they can. She felt that they all need public support, and they were trying to brainstorm how to increase public support of all congressional representatives, those on board or on the fence. She stated that she had an outreach from someone in LA who was on the same wave length. She stated that, with outreach across the nation, they will need help to reach those having similar airport noises. She stated that the meeting will be in the county park office near where the supervisors have an office in Redwood City. She stated that the main airport meeting will be August 2 at 7 pm.

Mayor pro Tem Keener stated that the Relay for Life is Saturday at 10 am at Terra Nova High School. He thought that the healthcare town hall with Congresswoman Speier, Senator Hill and Representative Mullin was at 12 p.m.

Councilmember Digre agreed on the time as she stated that Jackie Speier can't leave Sharp Park until about 11 a.m.

STAFF COMMUNICATIONS

None

PUBLIC HEARINGS

10. Public Hearing to Consider Recommended 2017-2018 Fees and Charges
PROPOSED ACTION: Move to adopt a resolution approving the proposed 2017-2018 Fees and Charges

Asst. City Manager Hines presented the staff report.

Councilmember Vaterlaus stated that the fee increases seem minuscule and it looks fine.

Mayor O'Neill opened the public hearing and, seeing no one, closed the public hearing.

Councilmember Digre referred to the appeals fee.

Asst. City Manager Hines stated that is on packet page 150.

Councilmember Digre stated that she objected the last time, and she still does as it prohibits some people from being able to appeal. She would like to see something done about that but no one has come up with a solution. She stated that she will vote for this item, but that was one concern that worries her. She stated that it used to be \$100 and now it was \$362.

Asst. City Manager Hines stated that they have had this conversation with the last two budgets he has presented to them, and explained that staff has concluded that, even though it seems high, Pacifica was far below the market in the County. He was sure they were not fully recovering staff costs at that amount.

Councilmember Digre concluded that the endeavor was to make sure our costs were covered. While she understands that, she felt free speech was a little limited.

Mayor pro Tem Keener stated that it may not be an ideal workaround, but a Councilmember is able to call up a decision of the Planning Commission or other commissions and it is essentially equivalent to an appeal. He stated that, if an individual really couldn't make that \$362, that was potentially another avenue for them.

Councilmember Martin moved to adopt a resolution approving the proposed 2017-2018 fees and charges; seconded by Councilmember Vaterlaus.

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

CONSIDERATION

None

ADJOURN

Mayor pro Tem Keener adjourned the meeting at 7:37 p.m.

Transcribed by Barbara Medina, Public Meeting Stenographer.

Respectfully submitted,

Kathy O'Connell, City Clerk

APPROVED: 7/24/17; 5-0

Mike O'Neill, Mayor