

**AGENDA - REGULAR MEETING
BELVEDERE CITY COUNCIL
JUNE 10, 2019, 5:30 P.M.
City Hall Conference Room I & Council Chambers
450 San Rafael Avenue, Belvedere, California**

COMMENTS ON AGENDA ITEMS BY MEMBERS OF THE PUBLIC

The public will be given an opportunity speak on each agenda item when it is called. Upon being recognized by the Mayor, please state your name and address, and limit your oral statement to no more than three minutes. The Council welcomes comments and questions raised by interested citizens but typically does not respond during the comment period.

**5:30 PM CALL TO ORDER IN CONFERENCE ROOM I
ADJOURN TO CLOSED SESSION**

CLOSED SESSION

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)
Title: City Manager

**6:30 PM RECONVENE IN OPEN SESSION IN COUNCIL CHAMBERS
PLEDGE OF ALLEGIANCE**

2. [Interview applicants for open positions on various City committees.](#)

OPEN FORUM

This is an opportunity for any citizen to briefly address the City Council on any matter that does not appear in this agenda. Upon being recognized by the Mayor, please state your name, address, and limit your oral statement to no more than three minutes. Matters that appear to warrant a more lengthy presentation or Council consideration will be agendaized for further discussion at a later meeting.

REPORTS & PRESENTATIONS

3. City Council Reports.
4. City Manager Reports.

CONSENT CALENDAR

The Consent Calendar consists of items that the City Council considers to be non-controversial. Unless any item is specifically removed by any member of the City Council, staff, or audience, the Consent Calendar will be adopted by one motion. Items removed will be considered in the sequence as they appear below. If any member of the audience wishes to have an item removed, please step to the microphone, state your name, and indicate the item.

5. Approve minutes of the May 13, 2019, regular meeting.
6. Approve warrants of May 2019.
7. Adopt resolution adopting the 2019-20 Fiscal Year Gann Appropriations Limit for the City of Belvedere.
8. Approve recommendation from the Historic Preservation Committee for the City to enter into a Mills Act Agreement for the property at 260 Bayview Avenue. The Mills Act is a tax abatement program for the purposes of historic preservation. CEQA status: categorically exempt pursuant to Section 15331. Property Owner: David Forster and Lucy Alexander.
9. Approve revocable license for private improvements in the public right-of-way in front of 6 West Shore Road. Property Owner: The Holland-Jaeger Family Trust.
- 10A. Accept completion of the Beach Road Seawall Stabilization Project.
- 10B. Adopt a resolution expressing intent to consider a right-of-way vacation of an unimproved portion Beach Road immediately adjacent to the San Francisco Yacht Club (SFYC) and authorize City Manager to enter into an agreement transferring said property to SFYC in exchange for certain property of SFYC, in order to clarify property boundaries and align with improvements.

PUBLIC HEARINGS

11. Appeal of a Planning Commission decision made on April 16, 2019, to deny a Use Permit and Design Review to construct a new private pier, dock, boat lift, and platform lift for the property located at 121 Belvedere Avenue. Appellant: Sean Kennings, LAK Associates, representing Property Owner: David McCloskey. Staff recommendation: Conduct the public hearing and either 1) remand the project to the Planning Commission; 2) deny the appeal and uphold the decision of the Planning Commission, or 3) Uphold the appeal and approve the project applications.
12. Consider Collection Rate Application submitted by Mill Valley Refuse Service, Inc. (MVRS) for the collection of trash, recycling, and compostable materials; and adopt a resolution approving the proposed 3.93% rate increase associated with the dual stream recycling application.
Staff recommendation: Adopt the resolution approving the MVRS rate increase.
13. Introduction and first reading of ordinance amendments to Belvedere Municipal Code Title 20, "Architectural and Environmental Design Review," regarding removing

the Construction Time Limit penalty cap and clarifying Retroactive Design Review fines and enforcement mechanisms

Staff recommendation: Approve the introduction and waive future reading of the ordinance.

14. Introduction and first reading of an ordinance amending Chapter 2.10, "Municipal Elections," of the Belvedere Municipal Code to change the regularly scheduled Council election date from the statewide primary to the first Tuesday after the first Monday in November of each even-numbered year as specified in California Elections Code Section 1301.

Staff recommendation: Approve the introduction and waive future reading of the ordinance.

15. Consider resolution levying a special tax for fire and emergency medical services and fixing the rates thereof for Fiscal Year 2019-2020.

Staff recommendation: Conduct the public hearing and thereafter adopt resolution establishing the assessment.

16. Consider resolution approving the City of Belvedere Annual Operating and Capital Budget for Fiscal Year 2019-2020 and the Five-Year Capital Plan.

Staff recommendation: Conduct the public hearing and thereafter adopt resolution appropriating funds for the 2019-2020 Fiscal Year.

OTHER SCHEDULED ITEMS

17. Receive and discuss the recommendation of the Committee to Protect Belvedere's Seawalls, Levees, and Utilities regarding the proposed design alternatives to protect the City from flooding and sea level rise and provide direction to staff on which design alternatives to study further.

Staff recommendation: Consider the recommendations of the Committee to Protect Belvedere's Seawalls, Levees, and Utilities and provide direction to staff.

18. Appoint members to various City committees and commissions.

Staff recommendation: Make appointments to various City committees and commissions.

ADJOURN

NOTICE: WHERE TO VIEW AGENDA MATERIALS

Staff reports and other materials distributed to the City Council are available for public inspection at the following locations:

- > Belvedere City Hall, 450 San Rafael Avenue, Belvedere.
(Materials distributed to the City Council after the agenda packet is published are available for public inspection at this location only.)
- > Belvedere-Tiburon Library, 1501 Tiburon Boulevard, Tiburon.

To request automatic mailing of agenda materials, please contact the City Clerk at 415/435-8913.

NOTICE: AMERICANS WITH DISABILITIES ACT

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meeting. Please make your request at the Office of the City Clerk or by calling 415/435-3838. Whenever possible, please make your request four working days in advance.