

**REGULAR MEETING
BELVEDERE CITY COUNCIL
DECEMBER 10, 2018, 6:00 P.M.
CONFERENCE ROOM I & COUNCIL CHAMBERS
450 SAN RAFAEL AVENUE, BELVEDERE, CA**

MINUTES

COUNCIL PRESENT: James Campbell, Nancy Kemnitzer, Claire McAuliffe, Marty Winter, and Mayor Robert McCaskill

STAFF PRESENT: City Manager Craig Middleton

CALL TO ORDER OF REGULAR MEETING

The meeting was called to order in Conference Room I of City Hall at 6:00 P.M.

ADJOURN TO CLOSED SESSION

1. **CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code Section 54957.6)**
Agency designated representatives: Craig Middleton
Unrepresented employees: Director of Planning & Building, Building Official, Associate Planner, Building Inspector, Department Secretary II, Department Secretary II, Administrative Services Manager, Management Analyst/City Clerk, Police Chief, Police Sergeant, Police Sergeant, Police Officer, Police Officer, Police Officer, Police Officer, Police Secretary, Public Works Manager, Maintenance Supervisor, Maintenance Worker, Maintenance Worker.
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RECONVENE IN OPEN SESSION

After a short recess, the meeting reconvened in open session in the Council Chambers at 6:33 P.M. The following staff members joined the meeting: Director of Planning & Building Irene Borba, City Clerk Alison Foulis, Administrative Services Manager Amber Johnson, City Attorney Emily Longfellow, and Public Works Manager Robert Zadnik

City Manager Craig Middleton announced that no reportable actions were taken in the closed session.

Mayor McCaskill led the Pledge of Allegiance.

OPEN FORUM

No one from the public wished to speak.

REPORTS

2. “Greenhouse Gas Inventory for Community Emissions (2016) and Government Operations Emissions (2015)” presentation by Christine O’Rourke.

Christine O’Rourke, Sustainability Coordinator for the Marin Climate and Energy Partnership (MCEP), presented the City of Belvedere’s greenhouse gas inventories. Ms. O’Rourke answered questions from the Council regarding the methodology of the inventory, incentives for individuals to reduce their carbon footprint, and enrollment in Marin Clean Energy’s Deep Green program. Mayor McCaskill thanked Ms. O’Rourke for her presentation.

3. City Council reports

Council Member McAuliffe reported that she attended a MCCMC Sea Level Rise committee meeting.

4. City Manager report

City Manager Middleton reported that bids will be opened the following week for the Beach Road Seawall Stabilization Project. Delays to the project have been due to difficulty obtaining the recommended steel sheet piles, however there has been no discernible movement of the wall since the declaration of an emergency. Mr. Middleton announced that cleanup work had begun at the future site of Golden Gate Lane (formerly Eucalyptus Lane) and construction was expected to begin in March. Lastly, Mr. Middleton provided updates on the Acacia/Laurel Utility Undergrounding Assessment District construction project, the Golden Gate/Belvedere Utility Undergrounding Assessment District formation progress, and the 2018 Sidewalk Survey.

CONSENT CALENDAR

MOTION: To adopt the Consent Calendar.

MOVED: By Kemnitzer, seconded by Campbell; approval unanimous

The Consent Calendar consisted of the following items:

- 5. Approve minutes of the November 13, 2018, regular meeting.**
- 6. Approve warrants of November 2018.**
- 7. Accept annual audit for the City of Belvedere.**
- 8. Approve amendments to the City of Belvedere Administrative Policy Manual to revise the City’s Personnel policies and procedures.**
- 9. Confirm reappointment of Mayor Robert McCaskill and Council Member Claire McAuliffe as Belvedere’s Primary Directors on the Tiburon Peninsula Traffic Relief JPA and appoint City Manager Craig Middleton as the Alternate Director.**

PUBLIC HEARING ITEMS

- 10. Introduction and first reading of an ordinance amending Title 19, “Zoning,” of the Belvedere Municipal Code regarding the measurement of height in the R-1L and R-2 Zoning Districts including amendments clarifying that height is measured from the highest point of the structure to Base Flood Elevation (plus one foot of freeboard) only when the**

structure is to undergo a “substantial improvement” subject to increased FEMA height requirements and that projects that do not constitute a “substantial improvement” are measured from existing grade.

Director of Planning & Building Borba presented the staff report. The Council asked whether any residences received the benefit of a higher building height before these regulations were developed and will go into effect and Director of Planning & Building Borba responded that she was not aware of such a situation.

Mayor McCaskill opened the public hearing and, seeing no one wishing to speak, closed the hearing.

MOTION: To read the ordinance by title only.
MOVED: By Campbell, seconded by McAuliffe; approval unanimous

City Clerk Foulis read aloud the full title of the ordinance.

MOTION: To approve the first reading of the ordinance and to waive future reading of the ordinance in its entirety.
MOVED: By Campbell, seconded by McAuliffe; approval unanimous

11. Introduction, consideration, and adoption of an urgency ordinance to become effective immediately upon a 4/5 vote of the City Council, adding Chapter 19.94, “Wireless Telecommunication Facilities,” to Title 19, “Zoning,” and adding amendments to the Belvedere Administrative Policy Manual regarding the regulation of Wireless Telecommunication Facilities.

City Attorney Longfellow presented the staff report. The Council asked whether areas of the City where utility poles had been undergrounded would now potentially face new above ground poles. City Attorney Longfellow stated that the City can set preferred locations for new wireless facilities and require the installers demonstrate why there would be no other feasible locations other than above ground poles. The Council discussed the language of the proposed Administrative Policy and asked about residents’ recourse for view impacts.

Mayor McCaskill opened the public hearing and, seeing no one wishing to speak, closed the hearing.

MOTION: To read the urgency ordinance by title only.
MOVED: By Campbell, seconded by McAuliffe; approval unanimous

City Clerk Foulis read aloud the full title of the urgency ordinance.

MOTION: To adopt the urgency ordinance to add Chapter 19.94 to the Belvedere Municipal Code.
MOVED: By Campbell, seconded by McAuliffe; approval unanimous

MOTION: To approve a resolution amending the Belvedere Administrative Policy Manual to add Chapter 327, “Wireless Telecommunication Facilities.”
MOVED: By Campbell, seconded by McAuliffe; approval unanimous

OTHER SCHEDULED ITEMS

12. Approve decision of the Citizen of the Year Committee.

Mayor McCaskill announced that the Citizen of the Year Committee has recommended Peyton Stein as the 2018 Citizen of the Year and Molly Hofmann as the 2018 Citizen Emerita.

Mayor McCaskill called for public comment and no one wished to speak.

The Council stated their congratulations for the 2018 nominees.

MOTION: To approve the selection of Peyton Stein as the 2018 Belvedere Citizen of the Year.
MOVED: By McAuliffe, seconded by Winter; approval unanimous

MOTION: To approve the selection of Molly Hofmann as the 2018 Belvedere Citizen Emerita.
MOVED: By McAuliffe, seconded by Winter; approval unanimous

ADJOURN

The meeting was adjourned at 7:20 P.M.

THE FOREGOING MINUTES were approved at a regular meeting of the Belvedere City Council on January 14, 2019, by the following vote:

AYES: James Campbell, Nancy Kemnitzer, Claire McAuliffe, Marty Winter, and Mayor Robert McCaskill
NOES: None
ABSENT: None
ABSTAIN: None

APPROVED: /s/Robert McCaskill, Mayor

ATTEST: /s/Alison Foulis, City Clerk