



**MILLBRAE CITY COUNCIL  
MINUTES  
October 11, 2016**

**CALL TO ORDER MILLBRAE CITY COUNCIL**

Mayor Oliva called the meeting to order at 7:01 p.m.

ROLL CALL: Mayor Anne Oliva, Vice Mayor Reuben D. Holober, Councilmembers Gina Papan, Ann Schneider, and Wayne J. Lee. Councilmember Papan arrived at 7:03 p.m. Vice Mayor Holober arrived at 7:06 p.m.

PLEDGE OF ALLEGIANCE TO THE U.S. FLAG – led by Dominic DiMaio with the Eagle Scout.

**1. CEREMONIAL/PRESENTATION**

- Commendation for Eagle Scout Dominic DiMaio

Mayor Oliva presented the Commendation to Eagle Scout Dominic DiMaio.

- Presentation by Peninsula Conflict Resolution Center

Michelle Vilchez, Executive Director of the Peninsula Conflict Resolution Center, presented with team members AddieRose Mayer and Thomasina Russaw.

- Proclamation Proclaiming October 2016 as Fire Prevention Month

Mayor Oliva presented the Proclamation to Chief Kammeyer.

**2. AGENDA OVERVIEW/STAFF BRIEFING**

- Report of Bills and Claims

City Manager Raines reviewed the agenda items.

**3. APPROVAL OF MINUTES**

- NONE

**4. ORAL REPORT FROM CITY COMMITTEE/COMMISSION CHAIRS**

- NONE

**PUBLIC COMMUNICATION**

Wynn Grich, Hayward resident, spoke about the correlation of water fluoridation and the cause of breast cancer.

John Barrelier, Belmont resident, spoke about the unlawful red light cameras and the lack of permits to install those cameras.

Robert Gottschalk, Millbrae Rotary Club, encouraged everyone to support the Millbrae 5K Fun Run in an effort to help rebuild the Community Center.

Suji Chang, Peninsula Korean American Parents Association, announced the Korean Cultural Festival on October 22, 2016.

### **CONSENT CALENDAR**

#### 5. Resolution Amending the Conflict of Interest Code

Councilmember Papan pulled item 5 for discussion; she requested clarification on the amount of loans and travel payments and enforcement of the rules.

City Attorney Cassman stated that the gift limit is anything over \$50 and up to \$460 from a single source needs to be reported. Anything over \$460 is prohibited. Travel payments are reportable to the Fair Political Practices Commission (FPPC) and Councilmembers should consult the FPPC if they have questions regarding how to report travel payments. The Conflict of Interest Code applies to those as outlined in the report; however the Council has a higher degree of reporting. Violations are reported to the FPPC and are prosecuted by the FPPC; the City is not in the position to judge or enforce.

Upon a motion/second by Papan/Holober, Resolution No. 16-43 amending the Conflict of Interest Code was unanimously approved.

#### 5. Approval of a Special Event Permit for the Korean Culture Festival on October 22, 2016

#### 6. Approval of Special Event Permit for the 5K Fun Run on October 29, 2016 and Street Closures

Upon a motion/second by Lee/Holober, Consent Calendar items 6 and 7 were unanimously approved.

### **PUBLIC HEARING**

#### 8. Ordinance Amending Millbrae Municipal Code Title 9: Adoption of the 2016 Building Standards Code, the 2016 California Fire Code and the 2015 International Fire Code

- Waive First Reading
- Introduce Ordinance

Fire Marshall Yballa and Community Development Director Ward presented the report. The amendment is related towards new construction. Major changes to the Code include:

- Providing clarification to business and property owners on permitted storage heights;
- Added language to emergency key box requirement to include more specific instructions for property owners;
- Added language to elevator shunt trip requirements to clarify machine room construction requirements;
- Remodels of any building which exceeds 50% of the existing square footage of the building will require fire sprinklers.

Council received the report and there were questions regarding:

- Hoarder houses, smoking, overgrown houses, excessive garbage - fire dangers and citation;
- Clarification on the 50% of square footage for fire sprinklers.

Staff responded:

- These other issues are Code Enforcement issues and are separate from tonight's item. There is a bail schedule set in the Municipal Code that outlines the citations for these issues. The matter before Council is to update the City's Fire Code;
- The 50% square footage is consistent with the County and is less stringent compared to two other cities served by Central County Fire.

No Public Comment.

Upon a motion/second by Lee/Schneider, the public hearing was closed.

Upon a motion/second by Papan/Lee, Council unanimously waived the first reading and introduced and ordinance amending Millbrae Municipal Code Title 9: adoption of the 2016 Building Standards Code, the 2016 California Fire Code and the 2015 International Fire Code.

### **EXISTING BUSINESS**

#### 9. Establishing a Cultural Arts Advisory Committee

Project Manager Nelson presented the report. At the September 27<sup>th</sup> Council meeting the Council requested that staff return with a recommendation to establish a Cultural Arts Advisory Committee. Two options were presented to the Council:

- Option 1 – residency is required for members of the Committee;
- Option 2 – residency or affiliation in an arts or cultural organization which serves the resident of the City is required for members of the Committee.

Council received the report there was consensus with option 1. There was discussion on:

- Funding to be set aside for the purchase of art;
- Donation of art and how to replace it;
- Reduction of membership from 7 to 5.

Staff noted that tonight's item is about the establishment of the Cultural Arts Advisory Committee. As the work plan comes forward, it will clarify the process. Recommendations will be made to the Council about the purchase of art; the Committee will not go out and purchase the art. It was noted that the membership for the Committee would be five.

No public comment for this item.

Upon a motion/second by Papan/Lee, Resolution 16-42 establishing a Cultural Arts Advisory Committee was unanimously approved.

#### 10. Acceptance of Informational Report Confirming the Mayor/Vice Mayor Rotation

No public comment for this item.

Council received the report.

### **NEW BUSINESS**

NONE

**COUNCIL COMMENTS**

Mayor Oliva:

- No comments.

Vice Mayor Holober:

- Attended the recent League of California Cities:
  - ✓ congratulated Councilmember Lee on his appointment as President of Asian Pacific Island Caucus;
  - ✓ announced that the City received the Beacon Gold Level Award for 15% emission reduction.

Councilmember Papan:

- Announced Fiddler's Green 25 year celebration on October 23, 2016;
- Announced that the City needs to comment on the San Mateo County Transportation Plan;
- Thanked staff for the relocation of the recycling station;
- Encourage everyone to vote; the ballot box is in the lobby of City Hall;
- Attended the recent C/CAG where they discussed the US 101 managed lane project;
- Reminded everyone to lock their doors and to join neighborhood watch.

Councilmember Schneider:

- Announced that the owl virtual reality demonstration site for coastline at Coyote Point is closing soon;
- Expressed concern about commercial buses causing traffic jams;
- Thanked the volunteers at the Japanese Cultural Festival;
- Expressed concern about some vehicles not having license plates;
- Announced the Millbrae Lions Monster March on October 29, 2016.

Councilmember Lee:

- Announced the Korean Festival on October 22, 2106;
- Announced St. Dunstan Festival on Friday – Sunday;
- Thanked the Japanese Club members for their support of the Japanese Culture Festival;
- Announced the Peninsula Clean Energy official launch on Thursday; most cities opted for the higher participation rate including Millbrae;
- Announced the Man and Woman of the Year Dinner and congratulated Calvin Chin and Doris Morse;
- Attended the recent League of California Cities Annual Conference.

**ADJOURN CITY COUNCIL**

There being no further business to discuss, the City Council adjourned at 9:14 p.m.

/s/ Angela Louis  
City Clerk

/s/ Reuben D. Holober  
Mayor