



CITY of BRISBANE

City Council Meeting Agenda

Thursday, May 2, 2024 at 7:30 PM • Hybrid Meeting 50 Park Place, Brisbane, CA

The public may observe/participate in City Council meetings using remote public comment options or attending in person. City Council members shall attend in person unless remote participation is permitted by law. The City Council may take action on any item listed in the agenda.

TO ADDRESS THE COUNCIL

IN PERSON

Location: 50 Park Place, Brisbane, CA 94005, Community Meeting Room

Masking is not required but according to the California Department of Public Health guidelines, people at higher risk for severe illness should consider masking. To help maintain public health and safety, we respectfully request that people not attend in-person if they are experiencing symptoms associated with COVID-19 or are otherwise ill and likely contagious (e.g., respiratory illnesses).

To address the City Council on any item – whether on the posted agenda or not – please fill out a Request to Speak Form located in the Community Meeting Room Lobby and submit it to the City Clerk. Speakers are not required to submit their name or address.

REMOTE PARTICIPATION

Members of the public may participate in the City Council meeting by logging into the Zoom Webinar listed below. City Council meetings may also be viewed live and/or on-demand via the City's YouTube Channel, youtube.com/brisbaneca, or on Comcast Ch. 27. Archived videos may be replayed on the City's website, brisbaneca.org/meetings. Please be advised that if there are technological difficulties, the meeting will nevertheless continue if remote participation is available.

The agenda materials may be viewed online at brisbaneca.org at least 72 hours prior to a Regular Meeting, and at least 24 hours prior to a Special Meeting.

Remote Public Comments:

Remote meeting participants may address the City Council. We also encourage you to submit public comments in writing in advance of a meeting. Aside from commenting personally while in the Zoom Webinar, the following email and text line will be also monitored during the meeting and public comments received will be noted for the record during Oral Communications 1 and 2 or during an agenda item.

Email: ipadilla@brisbaneca.org or **Text:** (628) 219-2922

Join Zoom Webinar: zoom.us (please use the latest version: zoom.us/download)

brisbaneca.org/cc-zoom

Webinar ID: 991 9362 8666

Call In Number: 1 (669) 900-9128

Note: Callers dial *9 to "raise hand" and dial *6 to mute/unmute.

SPECIAL ASSISTANCE

If you need special assistance to participate in this meeting, please contact the City Clerk at (415) 508-2113. Notification in advance of the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

WRITINGS THAT ARE RECEIVED AFTER THE AGENDA HAS BEEN POSTED

Any writings that are received after the agenda has been posted but before 4pm of the day of the meeting will be available for public inspection at the front lobby in City Hall and on the internet (brisbaneca.org/meetings). Any writings that are received after 4pm of the day of the meeting will be available on the internet at the start of the meeting (brisbaneca.org/meetings), at which time the materials will be distributed to the Council.

7:30 P.M. CALL TO ORDER – PLEDGE OF ALLEGIANCE

ROLL CALL

- A. Consider any request of a City Councilmember to attend the meeting remotely under the “Emergency Circumstances” of AB 2449

ADOPTION OF AGENDA

AWARDS AND PRESENTATIONS

- B. Proclaiming May 2024 as Wildfire Awareness Month
- C. Proclaiming May 19-25, 2024 as Emergency Medical Services (EMS) Week
- D. Youth Advisory Committee Presentation
- E. Jackie Speier Foundation Presentation

ORAL COMMUNICATIONS NO. 1

CONSENT CALENDAR

- F. Approve Minutes of City Council Meeting of March 21, 2024
- G. Approve Minutes of City Council Meeting of April 4, 2024
- H. Approve Minutes of City Council Closed Session Meeting of April 4, 2024
- I. Accept Investment Report as of March 2024
- J. Receive the recommendation from the Public Art Advisory Committee and authorize the repairs to the existing art sculptures in Firth Park, in the amount of \$5,128

- K. Receive Recology Brisbane’s 2024 Rate Increase
- L. Receive South San Francisco Scavenger’s 2024 Rate Increase
- M. Approve Lyrical Opposition’s Lyrical Festival and Fundraiser as a cosponsored event
- N. Adopt an Ordinance, waiving second reading, revising Chapter 10.26 to the Brisbane Municipal Code Concerning “Residential Parking Permit Program”
- O. Reject Smelly Mel’s Plumbing’s Bid as Nonresponsive and Award the Construction Contract for the Alvarado Stairway Water Main Rehabilitation Project, Job No. 921L to Golden Bay Construction, Inc., in the amount of \$225,270.00, and Authorize the Mayor to Sign the Agreement for the City

NEW BUSINESS

- P. Adopt a Resolution to Appoint Jeremy Dennis as City Manager and Authorize the Mayor to Execute the Employment Agreement

- Q. Planning Program-70 Old County Road/Parkside/Crocker Park

(It is being recommended that the City Council provide direction for future planning efforts in this area and authorize staff to prepare a scope of work reflecting the City Council’s direction.)

STAFF REPORTS

- R. City Manager’s Report on Upcoming Activities

MAYOR/COUNCIL MATTERS

- S. Recruitment Update
- T. Countywide Assignments and Subcommittee Reports
- U. Written Communications

ORAL COMMUNICATIONS NO. 2

ADJOURNMENT

File Attachments for Item:

F. Approve Minutes of City Council Meeting of March 21, 2024



BRISBANE CITY COUNCIL
ACTION MINUTES

**CITY COUNCIL MEETING AGENDA
THURSDAY, MARCH 21, 2024**

HYBRID MEETING, 50 PARK PLACE, BRISBANE, CA 94005

7:30 P.M. CALL TO ORDER – PLEDGE OF ALLEGIANCE

Mayor O’Connell called the meeting to order at 7:31 P.M. and led the Pledge of Allegiance.

ROLL CALL
A. Consider any request of a City Councilmember to attend the meeting remotely under the “Emergency Circumstances” of AB 2449

No Councilmembers made a request under the Emergency Circumstances of AB 2449.

Councilmembers present: Councilmembers Cunningham, Davis, Lentz, Mackin, and Mayor O’Connell

Councilmembers absent: None

Staff Present: Interim City Manager Holstine, City Clerk Padilla, City Attorney McMorrow, Assistant to the City Manager Cheung, Community Development Director Swiecki, Senior Planner Johnson, Recreation Coordinator Franco, Economic Development Director Bull, Finance Director Yuen, Police Commander Garcia and Administrative Management Analyst Ibarra

REPORT OUT OF CLOSED SESSION

City Manager Holstine reported that Councilmembers provided direction on Personnel Matters Item D.

ADOPTION OF AGENDA

Councilmember Davis made a motion, seconded by Councilmember Cunningham, to adopt the agenda as it stands. The motion passed unanimously by all present.

Ayes: Councilmembers Cunningham, Davis, Lentz, Mackin, and Mayor O’Connell

Noes: None

Absent: None

Abstain: None

ORAL COMMUNICATIONS NO. 1

Michele Salmon made a comment on the following items: CC&Rs on Landmark/the Northeast Ridge development, Callippe Hill, and the need for public hearings for Surplus Property.

Chris F. commented that the City should expand use of shuttles because we need to improve our public transportation system.

CONSENT CALENDAR

- B. Approve Minutes of City Council Meeting of February 15, 2024**
- C. Approve Minutes of City Council Closed Session Meeting of February 27, 2024**
- D. Approve Minutes of City Council Closed Session Meeting of March 7, 2024**
- E. Approve BEST/PTO's Spring Thing Event as a Cosponsored Event**
- F. Authorize Submission of 2023 Annual Housing Element Progress Report**

(To comply with reporting requirements of State law, it is being recommended to direct staff to submit the 2023 Housing Element Annual Progress Report to the California Department of Housing and Community Development (HCD) and the Governor's Office of Planning and Research.)

Councilmember Davis made a motion, seconded by Councilmember Cunningham, to adopt the agenda as it stands. The motion passed unanimously by all present.

Ayes: Councilmembers Cunningham, Davis, Lentz, Mackin, and Mayor O'Connell

Noes: None

Absent: None

Abstain: None

NEW BUSINESS

- G. Receive Report back from Council Subcommittee Evaluating Various Election Issues**

Interim City Manager Holstine reported that the City Council appointed a subcommittee of Davis and Lentz to review three election issues:

- Term Limits for Councilmembers
- District Elections for City Council races
- Directly elected Mayor

He added that the Subcommittee met and reviewed these items and discussed next steps. He also added that the City Council has had a policy that if an issue is taking more than two hours of staff and/consultant resources an estimate of potential staff time and consultant cost be brought back to the Council as Whole for discussion. It was estimated that staff will need about 10 hours of research time to provide more information on these election issues. It was also estimated that a demographer's first phase of services will cost about \$6,500.

After Council questions, Nancy Lacsamana, Michele Salmon and Roland Lebrun made comments on the election issues. After council discussion, Councilmembers directed staff to move forward with the additional staff time for research to gather more information and to wait on hiring any consultants.

H. Presentation of a Report detailing the Economic Position of the City of Brisbane during the period of 2013-2023

Economic Development Director Bull presented the Council with a report updating the City of Brisbane's 2013 Economic Development Action Plan and examining the impact of measures taken after 2008 and the economic changes within Brisbane and the Bay Area region on the business sector over the past ten years. The report provides a snapshot of Brisbane in 2023 and the current economic conditions (including the impact of the COVID-19 pandemic from 2019-2023).

After council questions, no public comment and council discussion on minor edits to the report, the Council thanked Economic Development Director Bull for his report.

STAFF REPORTS

I. City Manager's Report on Upcoming Activities

Interim City Manager Holstine reported on upcoming activities and the latest city news.

MAYOR/COUNCIL MATTERS

J. Countywide Assignments and Subcommittee Reports

Councilmembers reported on their Countywide and Subcommittee meetings.

K. Written Communications

Councilmember received the following written correspondence:

- Power (3/8/24) Thank you and Follow Up on Leadership Council
- Salmon (3/21/24) CCRs for Landmark at Northeast Ridge
- Salmon (3/21/24) CCRs for NER 09-17-2007

ORAL COMMUNICATIONS NO. 2

Paul Bousca commented that he was glad that Open Space and Ecology Committee went forward with the tree assessment by an arborist.

Diana Sosa commented on how councilmembers should speak about spending public funds and to consider the protective class of age for district elections.

ADJOURNMENT

Mayor O'Connell adjourned the meeting at 9:03 P.M.

Ingrid Padilla
City Clerk

File Attachments for Item:

G. Approve Minutes of City Council Meeting of April 4, 2024



BRISBANE CITY COUNCIL**ACTION MINUTES**

**CITY COUNCIL MEETING AGENDA
THURSDAY, APRIL 4, 2024**

HYBRID MEETING, 50 PARK PLACE, BRISBANE, CA 94005

7:30 P.M. CALL TO ORDER – PLEDGE OF ALLEGIANCE

Mayor O’Connell called the meeting to order at 7:36 P.M. and led the Pledge of Allegiance.

ROLL CALL**A. Consider any request of a City Councilmember to attend the meeting remotely under the “Emergency Circumstances” of AB 2449**

No Councilmembers made a request under the Emergency Circumstances of AB 2449.

Councilmembers present: Councilmembers Cunningham, Davis, Lentz, Mackin, and Mayor O’Connell

Councilmembers absent: None

Staff Present: Interim City Manager Holstine, City Clerk Padilla, City Attorney McMorrow, Finance Director Yuen, Police Chief Macias, and Communications & Digital Media Coordinator Ordoña

REPORT OUT OF CLOSED SESSION

City Attorney McMorrow reported that Councilmembers were provided an update on the Pending Litigation Item D and no action was taken.

ADOPTION OF AGENDA

A community member made a request to adjourn the meeting in memory of Father John Balleza, the parish priest for the Our Lady of Guadalupe Mission. Councilmember Davis made a motion, seconded by Councilmember Lentz, to adopt the agenda as amended. The motion passed unanimously by all present.

Ayes: Councilmembers Cunningham, Davis, Lentz, Mackin, and Mayor O’Connell

Noes: None

Absent: None

Abstain: None

ORAL COMMUNICATIONS NO. 1

No member of the public wished to make public comment.

CONSENT CALENDAR

- B. Approve Minutes of City Council Meeting of March 7, 2024**
- C. Approve Minutes of City Council Closed Session Meeting of March 16, 2024**
- D. Approve Minutes of City Council Closed Session Meeting of March 17, 2024**
- E. Accept Investment Report as of February 2024**
- F. Approve Fundraising Plan for the 2024 Summer Concerts in the Park Series**
- G. Approve Resolutions Reappointing Committee Members Alex Horton and Mangesh Kolhatkar to the Inclusion, Diversity, Equity, and Inclusion Committee until January 2026**

Councilmember Mackin made a request to pull Consent Calendar Item B for clerical corrections. Councilmember Mackin made a motion, seconded by Councilmember Davis, to approve Consent Calendar Items C-G. The motion passed unanimously by all present.

Ayes: Councilmembers Cunningham, Davis, Lentz, Mackin, and Mayor O'Connell
Noes: None
Absent: None
Abstain: None

OLD BUSINESS

- H. Receive Mid-Year Budget Report and Consider Adoption of Resolution Amending the Annual Budget for Fiscal Year 2023-24 And Making Appropriations for the Amount Budgeted**

Finance Director Yuen reported that the City is expected to experience overall net savings of \$812,584 compared to the FY24 budgeted use of funds of \$1,903,736. Staff is anticipating approximately \$2,195,000 in additional revenues for the 2024 fiscal year, for a total of \$28,891,000. The largest increases were due to the increase in Property Taxes, followed by Fees and Charges, then by Business Licenses and reduced slightly by Sales Taxes. Staff is requesting budget adjustments to revenue in the net amount of \$2,195,000.

Finance Director Yuen, also reported that staff recommends transferring \$500,000 by the end of the fiscal year to the pension trust. Any savings net of pension transfer will be rolled over to be considered for the FY25 budget and be used to pay for the level of services requested by the Council.

After Council questions, no public comment and Council discussion, Councilmember Mackin made a motion, seconded by Councilmember Davis, to adopt a resolution amending the annual budget for Fiscal Year 2023-24 and making appropriations for the amount budgeted. The motion passed unanimously by all present.

Ayes: Councilmembers Cunningham, Davis, Lentz, Mackin, and Mayor O'Connell

Noes: None

Absent: None

Abstain: None

STAFF REPORTS

I. City Manager's Report on Upcoming Activities

No report was provided.

MAYOR/COUNCIL MATTERS

J. Countywide Assignments and Subcommittee Reports

Councilmembers reported on their Countywide and Subcommittee meetings.

K. Written Communications

The Council received the following written correspondence:

- Larson (3/26/24) Mayor for a Day
- Liepper (3/26/24) Civil Action Petition
- Tainter (4/1/24) Complete Streets
- Mendez (4/3/24) District Elections
- Lacsamana (4/4/24) Election Process
- Riedell (3/18/24) District Elections

ORAL COMMUNICATIONS NO. 2

No member of the public wished to make public comment.

ADJOURNMENT

Mayor O'Connell adjourned the meeting at 8:53 P.M. in memory of Father John Balleza.

Ingrid Padilla
City Clerk

File Attachments for Item:

H. Approve Minutes of City Council Closed Session Meeting of April 4, 2024



BRISBANE CITY COUNCIL
ACTION MINUTES

BRISBANE CITY COUNCIL CLOSED SESSION MEETING
THURSDAY, APRIL 4, 2024

*HYBRID MEETING, 50 PARK PLACE LARGE CONFERENCE ROOM,
BRISBANE, CA*

6:45 P.M. CLOSED SESSION
A. Approval of the Closed Session Agenda

B. Public Comment. Members of the public may address the Councilmembers on any item on the closed session agenda

C. Adjournment into Closed Session
D. Conference with Legal Counsel—Pending Litigation

Government Code, Section 54956.9 (d) (1). Number of Cases: One

- **City of Brisbane v. CA High-Speed Rail Authority (Superior Court of Sacramento County, Case No. 80004010)**

ADJOURNMENT

Mayor O'Connell called the meeting to order at 6:48 P.M. Councilmember Davis made a motion, seconded by Councilmember Lentz, to approve the Closed Session Meeting Agenda as it stands. The motion passed unanimously by all present.

Ayes: Councilmembers Cunningham, Davis, Lentz, Mackin, and Mayor O'Connell.

Noes: None

Absent: None

Abstain: None

No member of the public was present. Mayor O'Connell adjourned the meeting into Closed Session.

REPORT OUT OF CLOSED SESSION

City Attorney McMorrow reported that Councilmembers were provided an update on the Pending Litigation Item D and no action was taken.

ADJOURNMENT

The meeting was adjourned at 7:31 P.M.

Ingrid Padilla, City Clerk

File Attachments for Item:

I. Accept Investment Report as of March 2024

**CITY OF BRISBANE
CASH BALANCES & INVESTMENTS
SOURCE OF FUNDING
March 31, 2024**

NAME OF DEPOSITORY	INVESTMENT TYPE	DATE OF INVESTMENT	FACE VALUE OF INVESTMENT	CARRY VALUE OF INVESTMENT	MARKET VALUE OF INVESTMENT	COUPON INTEREST RATE %	MATURITY DATE	RATING/ COLLATERAL
WELLS FARGO STATE FUND (LAIF)	Checking A/C Deposit on call	continuous	\$ 2,126,144	\$ 2,126,144	\$ 2,126,144	0.000	on call	110% collateral no rating
Other investments								
	FHLB	4/22/2022	\$ 1,000,000	\$ 1,000,000	\$ 988,320	2.400	04/22/2024	
	Goldman Sachs	5/1/2019	\$ 246,000	\$ 246,000	\$ 245,383	2.750	05/01/2024	
	FHLB	7/26/2022	\$ 1,000,000	\$ 1,000,000	\$ 983,960	3.360	07/26/2024	
	Wells Fargo Bank	9/23/2022	\$ 250,000	\$ 250,000	\$ 247,943	3.750	09/23/2024	
	American Express	9/21/2022	\$ 250,000	\$ 250,000	\$ 247,951	3.750	09/24/2024	
	FHLB	12/31/2021	\$ 1,000,000	\$ 1,000,000	\$ 978,580	1.000	09/30/2024	
	FHLM	12/13/2022	\$ 1,000,000	\$ 1,000,000	\$ 987,260	5.140	12/13/2024	
	FHLB	3/24/2022	\$ 1,000,000	\$ 1,000,000	\$ 970,330	2.000	03/24/2025	
	FHLB	4/22/2022	\$ 1,000,000	\$ 1,000,000	\$ 979,550	2.750	04/22/2025	
	FHLB	7/28/2022	\$ 1,000,000	\$ 1,000,000	\$ 988,530	4.050	07/28/2025	
	FHLB	12/31/2021	\$ 1,000,000	\$ 1,000,000	\$ 949,590	1.300	09/30/2025	
	FHLB	10/27/2022	\$ 1,000,000	\$ 1,000,000	\$ 999,330	4.750	10/27/2025	
	FHLB	10/27/2022	\$ 1,000,000	\$ 1,000,000	\$ 988,330	5.250	10/27/2025	
	FFCB	9/12/2022	\$ 1,000,000	\$ 1,000,000	\$ 986,190	4.125	12/12/2025	
	FHLM	9/29/2022	\$ 1,000,000	\$ 1,000,000	\$ 981,160	4.150	09/29/2026	
	FHLM	10/30/2023	\$ 1,000,000	\$ 1,000,000	\$ 1,000,550	5.550	10/30/2026	
	FFCB	12/1/2023	\$ 1,000,000	\$ 1,000,000	\$ 1,002,150	5.060	12/01/2026	
	FHLB	3/25/2022	\$ 1,000,000	\$ 1,000,000	\$ 946,610	2.600	03/25/2027	
	FHLB	5/26/2022	\$ 1,000,000	\$ 1,000,000	\$ 988,970	3.500	05/26/2027	
	FHLB	5/26/2022	\$ 1,000,000	\$ 1,000,000	\$ 974,280	3.750	05/26/2027	
	FHLB	9/30/2022	\$ 1,000,000	\$ 1,000,000	\$ 995,380	5.000	09/30/2027	
	FHLM	10/11/2023	\$ 1,000,000	\$ 1,000,000	\$ 1,008,610	6.150	10/11/2028	
BNY Mellon	Treasury Obligations	continuous	\$ 5,389,958	\$ 5,389,958	\$ 5,389,958	5.220	on call	110% collateral
Sub-total			\$ 25,135,958	\$ 25,135,958	\$ 24,858,915			
U.S. Bank	2014 BGPGA Bond (330)	Improvements Reserve Fund	Fed Treas Obl	\$ -	10031			
		Revenue Fund	Fed Treas Obl	\$ 317,190	10034			
		Expense Fund	Fed Treas Obl	\$ -	10035			
		Principal	Fed Treas Obl	\$ 1	10036			
		Interest Fund	Fed Treas Obl	\$ 0	10037			
U.S. Bank	2015 Utility Capital (545)	Improvements Reserve	Fed Treas Obl	\$ -	10031			
		Expense Fund	Fed Treas Obl	\$ 104	10032			
				\$ -	10035			
BNY Mellon	2023 BGVMDFA Bond (328)	Improvements Reserve / Project	Fed Treas Obl	\$ 9	10031			
		Expense Fund	Fed Treas Obl	\$ 5,664,247	10032			
		Principal	Fed Treas Obl	\$ 2,613	10035			
		Interest Fund	Fed Treas Obl	\$ -	10036			
				\$ -	10037			
PARS	OPEB Trust	Trust Cash	Investments	\$ 4,111,859	13050			
PARS	Retirement Trust	Trust Cash	Investments	\$ 1,598,994	13050			
Sub-total	Cash with Fiscal Agents			\$ 11,695,018				
	Total other investments			\$ 36,830,976	\$ 36,830,976	\$ 24,858,915		
TOTAL INVESTMENTS & CASH BALANCES				\$ 40,523,928	\$ 40,523,928	\$ 28,551,867		

Outstanding Loans to Department Heads

	Date of loan	Amount	Amount Remaining	Interest Rate
Stuart Schillinger	4/1/2002	318,750	\$ 318,750	Variable, LAIF + 1%

FFCB - Federal Farm Credit Bank
 FHLB - Federal Home Loan Bank
 FHLM - Federal Home Loan Mortgage Corporation
 FNMA - Federal National Mortgage Association

Two year Treasury	4.59%	
Weighted Interest	3.78%	
Weighted maturity	1.57	Years

TREASURER'S CERTIFICATE

These are all the securities in which the city funds, including all trust funds and oversight agencies funds, are invested and that (excluding approved deferred compensation plans) all these investments are in securities as permitted by adopted city policy. It is also certified that enough liquid resources (including maturities and anticipated revenues) are available to meet the next six months' cash flow.

Carolina Yuen
 CITY TREASURER

File Attachments for Item:

J. Receive the recommendation from the Public Art Advisory Committee and authorize the repairs to the existing art sculptures in Firth Park, in the amount of \$5,128



CITY COUNCIL AGENDA REPORT

Meeting Date: May 2, 2024

From: Noreen Leek, Parks & Recreation Director

Subject: Firth Park Art Restoration Project

Community Goal/Result

Community Building

Purpose

To increase citizens' appreciation of art, improve quality of life, and to enhance Brisbane's identity as a unique community within the greater Bay Area.

Recommendation

Receive the recommendation from the Public Art Advisory Committee and authorize the repairs to the existing art sculptures in Firth Park, in the amount of \$5,128.

Background

In 2023, the Public Art Advisory Committee discussed tackling a few small-scale projects. One project included refurbishing the existing art at Firth Park which would include the turtle and helix sculptures. As evidenced by the photos in Attachment 1, both pieces are in disrepair and in need of significant restoration in order to preserve them as part of the City's art collection. The Committee directed staff to collaborate with the City's Public Works team to determine the scope of work required to repair the pieces and to solicit an estimate. The estimate from Carmel Kabash for the repairs is provided in Attachment 2. (Please note: this estimate includes additional work for other projects that are not related, but at this time, Council is only being asked to consider the estimate for the Firth Park turtle and helix.)

Discussion

On April 15th, the Public Art Advisory Committee reviewed the estimate and voted unanimously to recommend the restoration project to the City Council. This stage of restoration would be phase 1 and only includes the structural repair process. A secondary phase of restoration (to artfully redesign the pieces) will be discussed at a future Public Art Advisory Committee meeting. From there, a recommendation would be provided to the council to solicit artists through a formal RFP/RFQ public process in accordance with the art implementation guidelines.

Fiscal Impact

The cost estimate for phase 1 of this project (to repair the existing structures) is \$5,128. Funds to support this effort are available within the Public Art Fund (Fund 275).

Attachments

1. Photos demonstrating existing conditions of Firth Park art
2. Estimate from Carmel Kabash

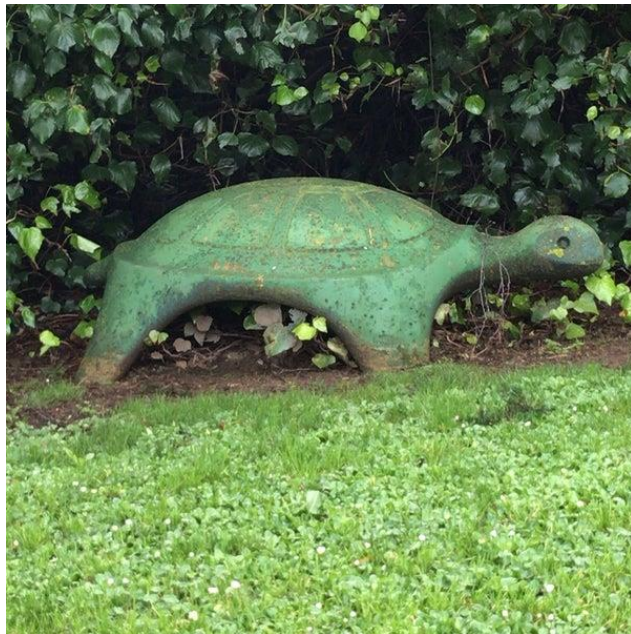


Noreen Leek, Parks & Recreation Director



Clay Holstine, City Manager

PHOTOS OF FIRTH PARK ART





**708 Humboldt Road
 Brisbane, CA 94005
 415-368-8963
 ckabash@carmelkabashcoatings.com
 www.carmelkabashcoatings.com
 Lic. No. 1041643**

March 9, 2024

Keegan Black
 50 Park Place
 Brisbane, CA 94005

Dear Mr. Black,

Please find enclosed my estimate for painting the Helix and Turtle Sculptures at Firth Canyon Park, as well as the Community Park Pony Wall, and the Police Station interior and exterior wall with moisture issue in Brisbane, CA. The project will be my number one priority and will be executed to the highest standards of professionalism.

I bring considerable skill and experience to the project. I serve residential and commercial clients in the Bay Area community. I do both interiors and exteriors.

I do high quality work from the prep work to the finish coats of paint. For preparatory work, I mask surfaces, do extensive scraping and sanding, patch where necessary, dust, and caulk as necessary. Many low-quality painters don't do the prep work that I do. I do a full body prime of surfaces and two finish coats of paint using the highest quality paints. Low bid painters cut corners and spot prime and use fewer coats of paint using substandard paint products. My work lasts years. Low bid painters do paint jobs that need to be done over in only a few years. When a client retains my services, they know they will have a paint job that lasts years without failing.

Please visit my website to learn more about my company's work.

Please feel free to contact me with any questions regarding the project and my qualifications. I hope to have the pleasure of working with you.

Sincerely,

Carmel Kabash

Enc.



Lic. No. 1041643

Estimate

FROM: Carmel Kabash
708 Humboldt Road
Brisbane, CA 94005
415-368-8963

PROPOSAL SUBMITTED TO:

Name: Keegan Black
Phone: (415) 728-7986 Date: 3/9/2024
Street: 50 Park Place
City: Brisbane
State: CA Zip: 94005

I propose to furnish all labor and materials necessary to paint the Helix and Turtle Sculptures at Firth Canyon Park, as well as the Community Park Pony Wall, and the Police Station interior and exterior wall with moisture issue in Brisbane, CA. Specifically, the work to be done is:

Preparatory Work:

- o Contain work area
- o Masking
- o Scraping
- o Sanding
- o Patching where necessary
- o Dusting
- o Caulking – defective and missing caulk will be replaced
- o Rust spots will be coated in red oxide
- o The surfaces of the Helix and Turtle sculptures will be sanded and rinsed with a phosphoric acid cleaner
- o Cracks of the Helix and Turtle sculptures will be patched with Miracle Bond repair epoxy
- o For the Community Park Pony Wall, old glue will be ground off and the decorative wave will be put back
- o The cracks at the Police Station exterior surfaces will be sanded open and patched with a Shermax urethane elastomeric caulking
- o The cracks at the Police Station interior surfaces will be sanded open and patched with a Shermax urethane elastomeric caulking

Painting

- o The Helix and Turtle sculptures as well as the Community Park Pony Wall will be primed in a Sherwin Williams Rejuvenate primer
- o Surfaces of the Helix and Turtle sculptures will be finished in a Sherwin Williams Emerald Rain Refresh HPA High Performance Acrylic
- o The surfaces of the Community Park Pony Wall will receive two finish coats of a Sherwin Williams Sher-Cryl HPA paint
- o The exterior of the Police Station will be primed with a Sherwin Williams Loxon Water Blocking Primer and receive two finish coats of a Loxon XP water proofing paint
- o The interior of the Police Station will be primed with a Sherwin Williams Loxon Water Blocking Primer and receive two finish coats a Sherwin Williams Duration flat finish paint


General

- o We will clean and dispose of refuse

J.

All of the work is to be completed in a substantial and workmanlike manner for the following projects:

- Turtle/Helix Sculptures: \$5,128 in labor and materials
- Community Park Pony Wall: \$4,800 in labor and materials
- Police station interior and exterior water damaged surfaces: \$7,680 in labor and materials



Authorized Signature

Carmel Kabash

File Attachments for Item:

K. Receive Recology Brisbane's 2024 Rate Increase



CITY COUNCIL AGENDA REPORT

Meeting Date: May 2, 2024

From: Director of Public Works/City Engineer

Subject: Solid Waste Collection Rate Adjustment

Community Goal/Result: Ecological Sustainability

Purpose: To review rate adjustments submitted by one of the city’s solid waste franchisees.

Recommendation: Receive Recology Brisbane’s 2024 rate increase.

Background

The city has two Franchise Agreements dated November 20, 2014 for the provision of waste collection services, one with South San Francisco Scavenger Company in Solid Waste Collection Zones 1(A&B) and 2, and one with Recology Brisbane in Solid Waste Collection Zone 3. Both agreements have language specifying under what conditions a rate increase may occur.

Discussion

Recology Brisbane did submit a request for rate increase; their proposed rates were reviewed by staff and found to be in accordance with their franchise agreement. Pursuant to each agreement, “. . . not later than June 30th of the year of the Notice of Intention, the City Council shall act upon the new maximum rates as appropriate, with any new maximum rates to become effective on July 1st of the same year.”

The rate increase for this year is 2.45%. Last year’s rate increase was 4.64%.

With the company completing their calculation per the agreement, there is no discretionary action for the Council to take.

Fiscal Impact

The effective date of the new rates is July 1, 2024.

Measure of Success

Compliance with the previously agreed upon terms and conditions for rate adjustments.

Attachments

1. Recology Brisbane’s letter of 3/29/24 and redacted rate adjustment language
2. Solid Waste Collection Zone Maps

R.L. Breault

Randy Breault, Public Works Director

Clay Holstine

Clay Holstine, City Manager



March 29, 2024

BY EMAIL

Clay Holstine
City Manager
City of Brisbane
50 Park Lane
Brisbane, CA 94005

RE: Notice of Intention to Increase Rates & Related Matters

Dear Mr. Holstine:

The purpose of this letter is to notify the City of Brisbane of Recology’s intention to increase rates effective July 1, 2024 pursuant to the refuse rate index methodology set forth in the Franchise Agreement between the City and Recology.

RRI Rate Adjustment

Section 6.2 of the Franchise Agreement provides that maximum rates shall be adjusted each July 1 using a refuse rate index consisting of the weighted average of certain index items as specified below. The annual percentage change in each index item and the calculation of the RRI Adjustment Percentage are also set forth below. Accordingly, maximum rates shall be increased by 2.45% effective July 1, 2024 under Section 6.2.

<u>Cost Category</u>	<u>Weighting</u>	<u>Source/Index</u>	<u>Annual % Change in Source/Index</u>	<u>Weighted % Change</u>
Fixed Labor	0.60	As per CBAs	3.50%	2.10%
Variable/Processing Costs	0.25	CPI(U)	2.62%	0.66%
CNG Fuel	0.05	Fuel Index	-6.15%	-0.31%
RRI Adjustment Percentage:				2.45%

Franchise Fee Payment

Under Section 4.1 of the Franchise Agreement Recology must make an annual franchise fee payment to the City on or before April 30 of each year. The franchise fee is 14% of Recology’s gross revenues during the proceeding calendar year from the collection and disposal of solid waste within Zone 3. For calendar year 2023, these revenues amounted to \$111,404.21. The franchise fee is therefore \$15,596.59. We will remit payment before April 30.

Diversion Rate

Section 8.4 of the Franchise Agreement requires Recology to provide the City with an annual written report setting forth Recology’s best estimate of the diversion rate for its Zone 3 customers.

K.

We estimate based on volume and type of service, that the diversion rate for our Zone 3 customers was approximately 41% for the calendar year 2024.

Thank you for your consideration. We would be happy to meet with City staff to discuss these matters at your earliest convenience.

Sincerely,

Anthony Crescenti
General Manager
Recology Sunset Scavenger
(415) 330-2911

cc: Randy Breault, Public Works Director, City Engineer
Terry Duong, Recology SF Region Controller

RATE BOOK

PROPOSED COMMERCIAL RATES EFF 7/1/24

Commercial rates include the following components:

- Volumetric charges shown are for trash service.
- Recycling services are charged at 25% of the volumetric rate for trash. *
- Composting services are charged at 75% of the volumetric rate for trash. *
- There are separate charges for premium services, such as key, distance and elevation.

* Except for roll-off compactors, which are charged at 25% (recycling) or 75% (composting) of the calculated rate.

SUNSET SCAVENGER, INC
 RATES AND CHARGES EFFECTIVE JULY 1, 2024
 CITY OF BRISBANE, CALIFORNIA

		<u>Current Rates</u>	<i>Proposed increased %</i>	<u>Proposed Maximum Rates</u>
1. Commercial Key Charges				
	1 Per Week =	\$ 19.71	2.45%	\$ 20.19
These rates apply to Carts located outside.	2 Per Week =	\$ 34.71	2.45%	\$ 35.56
Carts located inside:	3 Per Week =	\$ 49.37	2.45%	\$ 50.58
- Less than 100 feet from the curb will be charged 10% more.	4 Per Week =	\$ 63.51	2.45%	\$ 65.07
- More than 100 feet from the curb will be charged 25% more.	5 Per Week =	\$ 77.72	2.45%	\$ 79.62
Carts located 4 feet or more above or below ground level	6 Per Week =	\$ 99.03	2.45%	\$ 101.46
will be charged 25% more.	7 Per Week =	\$ 121.95	2.45%	\$ 124.94
Rates listed below are for carts up to 45 pounds.	Saturday =	\$ 21.33	2.45%	\$ 21.85
Any weight exceeding 45 pounds will be charged an additional \$0.1143 per pound.	Sunday =	\$ 22.92	2.45%	\$ 23.48

2. Proposed Commercial Rates

Rate is per month, one pick up per week.

FOR ADDITIONAL CANS: MULTIPLY TIMES PER WEEK BY THE NUMBER OF CARTS.

For recycling carts, charge is 25% of the charge shown below

For composting carts, charge is 75% of the charge shown below

32 Gallon Carts	1 Per Week =	\$ 72.17	2.45%	\$ 73.94
	Saturday =	\$ 83.25	2.45%	\$ 85.29
	Sunday =	\$ 94.42	2.45%	\$ 96.73
64 Gallon Carts	1 Per Week =	\$ 147.86	2.45%	\$ 151.48
	Saturday =	\$ 163.08	2.45%	\$ 167.08
	Sunday =	\$ 192.29	2.45%	\$ 197.00
96 Gallon Carts	1 Per Week =	\$ 197.36	2.45%	\$ 202.20
	Saturday =	\$ 217.09	2.45%	\$ 222.41
	Sunday =	\$ 256.42	2.45%	\$ 262.70

SUNSET SCAVENGER, INC
 RATES AND CHARGES EFFECTIVE JULY 1, 2024
 CITY OF BRISBANE, CALIFORNIA

		<u>Current Rates</u>	<i>Proposed increased %</i>	<u>Proposed Maximum Rates</u>
3. Extra Pick-ups				
64 Gallon Carts	Regular	\$ 46.09	2.45%	\$ 47.22
	Saturday =	\$ 62.22	2.45%	\$ 63.74
	Sunday =	\$ 83.00	2.45%	\$ 85.03
96 Gallon Carts	Regular	\$ 61.53	2.45%	\$ 63.04
	Saturday =	\$ 83.08	2.45%	\$ 85.12
	Sunday =	\$ 110.74	2.45%	\$ 113.45

4. Container Rates

Rate is per month, one pick up per week.

FOR ADDITIONAL CANS: MULTIPLY TIMES PER WEEK BY THE NUMBER OF CARTS.

For recycling carts, charge is 25% of the charge shown below

For composting carts, charge is 75% of the charge shown below

1 YD	1 Per Week =	\$ 433.57	2.45%	\$ 444.19
	Saturday =	\$ 585.34	2.45%	\$ 599.68
	Sunday =	\$ 779.88	2.45%	\$ 798.99
1.5 YDS	1 Per Week =	\$ 666.86	2.45%	\$ 683.20
	Saturday =	\$ 900.21	2.45%	\$ 922.27
	Sunday =	\$ 1,200.46	2.45%	\$ 1,229.87
2 YDS	1 Per Week =	\$ 771.98	2.45%	\$ 790.89
	Saturday =	\$ 1,042.48	2.45%	\$ 1,068.02
	Sunday =	\$ 1,389.38	2.45%	\$ 1,423.42
2.5 YDS	1 Per Week =	\$ 965.46	2.45%	\$ 989.11
	Saturday =	\$ 1,299.96	2.45%	\$ 1,331.81
	Sunday =	\$ 1,738.02	2.45%	\$ 1,780.60

SUNSET SCAVENGER, INC
 RATES AND CHARGES EFFECTIVE JULY 1, 2024
 CITY OF BRISBANE, CALIFORNIA

		<u>Current Rates</u>	<i>Proposed increased %</i>	<u>Proposed Maximum Rates</u>
3 YDS	1 Per Week =	\$ 1,076.76	2.45%	\$ 1,103.14
	Saturday =	\$ 1,452.94	2.45%	\$ 1,488.54
	Sunday =	\$ 1,937.67	2.45%	\$ 1,985.14
4 YDS	1 Per Week =	\$ 1,346.10	2.45%	\$ 1,379.08
	Saturday =	\$ 1,817.32	2.45%	\$ 1,861.84
	Sunday =	\$ 2,422.87	2.45%	\$ 2,482.23
6 YDS	1 Per Week =	\$ 1,911.75	2.45%	\$ 1,958.59
	Saturday =	\$ 2,322.75	2.45%	\$ 2,379.66
	Sunday =	\$ 3,440.62	2.45%	\$ 3,524.92
7 YDS	1 Per Week =	\$ 2,229.98	2.45%	\$ 2,284.61
	Saturday =	\$ 3,011.02	2.45%	\$ 3,084.79
	Sunday =	\$ 3,516.49	2.45%	\$ 3,602.64

5. Extra Pick-ups for Containers

<i>(per Yard)</i> Regular	\$ 110.13	2.45%	\$ 112.83
Saturday =	\$ 148.72	2.45%	\$ 152.36
Sunday =	\$ 198.15	2.45%	\$ 203.00

6. Front Load Compactor Rates

Rate is per month, one pick up per week.

FOR ADDITIONAL CANS: MULTIPLY TIMES PER WEEK BY THE NUMBER OF CARTS.

For recycling carts, charge is 25% of the charge shown below

For composting carts, charge is 75% of the charge shown below

0.5 YD	1 Per Week =	\$ 306.81	2.45%	\$ 314.33
	Saturday =	\$ 337.31	2.45%	\$ 345.57
	Sunday =	\$ 371.24	2.45%	\$ 380.34

SUNSET SCAVENGER, INC
 RATES AND CHARGES EFFECTIVE JULY 1, 2024
 CITY OF BRISBANE, CALIFORNIA

		Current Rates	<i>Proposed increased %</i>	Proposed Maximum Rates
.75 YD	1 Per Week =	\$ 460.22	2.45%	\$ 471.50
	Saturday =	\$ 505.96	2.45%	\$ 518.36
	Sunday =	\$ 556.86	2.45%	\$ 570.50
1 YD	1 Per Week =	\$ 613.62	2.45%	\$ 628.65
	Saturday =	\$ 674.60	2.45%	\$ 691.13
	Sunday =	\$ 742.48	2.45%	\$ 760.67
1.5 YDS	1 Per Week =	\$ 920.43	2.45%	\$ 942.98
	Saturday =	\$ 1,011.91	2.45%	\$ 1,036.70
	Sunday =	\$ 1,113.73	2.45%	\$ 1,141.02
2 YDS	1 Per Week =	\$ 1,227.24	2.45%	\$ 1,257.31
	Saturday =	\$ 1,349.22	2.45%	\$ 1,382.28
	Sunday =	\$ 1,484.96	2.45%	\$ 1,521.34
2.5 YDS	1 Per Week =	\$ 1,534.05	2.45%	\$ 1,571.63
	Saturday =	\$ 1,686.51	2.45%	\$ 1,727.83
	Sunday =	\$ 1,856.20	2.45%	\$ 1,901.68
3 YDS	1 Per Week =	\$ 1,840.87	2.45%	\$ 1,885.97
	Saturday =	\$ 2,023.82	2.45%	\$ 2,073.40
	Sunday =	\$ 2,227.44	2.45%	\$ 2,282.01
4 YDS	1 Per Week =	\$ 2,454.49	2.45%	\$ 2,514.63
	Saturday =	\$ 2,698.42	2.45%	\$ 2,764.53
	Sunday =	\$ 2,969.92	2.45%	\$ 3,042.68
4.5 YDS	1 Per Week =	\$ 2,761.29	2.45%	\$ 2,828.94
	Saturday =	\$ 3,035.73	2.45%	\$ 3,110.11
	Sunday =	\$ 3,341.17	2.45%	\$ 3,423.03
5 YDS	1 Per Week =	\$ 3,068.11	2.45%	\$ 3,143.28
	Saturday =	\$ 3,373.04	2.45%	\$ 3,455.68
	Sunday =	\$ 3,712.41	2.45%	\$ 3,803.36

SUNSET SCAVENGER, INC
 RATES AND CHARGES EFFECTIVE JULY 1, 2024
 CITY OF BRISBANE, CALIFORNIA

	<u>Current Rates</u>	<i>Proposed increased %</i>	<u>Proposed Maximum Rates</u>
6 YDS 1 Per Week =	\$ 3,681.73	2.45%	\$ 3,771.93
Saturday =	\$ 4,047.64	2.45%	\$ 4,146.81
Sunday =	\$ 4,454.88	2.45%	\$ 4,564.02

7. Extra Pick-ups for Front load Compactor

(per Yard) Compacted	\$ 141.71	2.45%	\$ 145.18
Saturday =	\$ 155.80	2.45%	\$ 159.62
Sunday =	\$ 171.47	2.45%	\$ 175.67

ROLL-OFF COMPACTOR RATES

Transportation Charge
 \$718.95 per pull

Disposal Charge
 \$234.17 per ton

Container Rotation Charge
 \$402.79 per pull

Rate Calculation Formula:

Transportation Chg. + Disposal Chg. + 10% + Rotation Chg.* = Per Pull Compactor Rate

* If applicable

7. Debris Box Rates

6 & 9yd dirt/concrete boxes must be clean fill only-no bricks, wood, metal or trash.
 NO serpentine rock, metal, organic debris, or trash. Such loads must be dumped as general debris.
 Rate is per month, one pick up per week.

SUNSET SCAVENGER, INC
 RATES AND CHARGES EFFECTIVE JULY 1, 2024
 CITY OF BRISBANE, CALIFORNIA

	<u>Current Rates</u>	<i>Proposed increased %</i>	<u>Proposed Maximum Rates</u>
6 YDS Monday-Friday	840.44	2.45%	\$ 861.03
Saturday	965.66	2.45%	\$ 989.32
Max. Weight	Clean fill only		Clean fill only
9 YDS Monday-Friday	896.25	2.45%	\$ 918.21
Saturday	1030.54	2.45%	\$ 1,055.79
Max. Weight	Clean fill only		Clean fill only
15 YDS Monday-Friday	840.44	2.45%	\$ 861.03
Saturday	965.66	2.45%	\$ 989.32
Max. Weight	4,000 lbs.		4,000 lbs.
20 YDS Monday-Friday	958.14	2.45%	\$ 981.61
Saturday	1101.46	2.45%	\$ 1,128.45
Max. Weight	6,000 lbs.		6,000 lbs.
30 YDS Monday-Friday	1179.93	2.45%	\$ 1,208.84
Saturday	1356.46	2.45%	\$ 1,389.69
Max. Weight	7,000 lbs.		7,000 lbs.
40 YDS Monday-Friday	1297.62	2.45%	\$ 1,329.41
Saturday	1493.77	2.45%	\$ 1,530.37
Max. Weight	8,000 lbs.		8,000 lbs.
14yd covered Monday-Friday	903.8	2.45%	\$ 925.94
Saturday	1041.11	2.45%	\$ 1,066.62
Max. Weight	4,000 lbs.		4,000 lbs.
20yd covered Monday-Friday	1038.1	2.45%	\$ 1,063.53
Saturday	1192.02	2.45%	\$ 1,221.22
Max. Weight	6,000 lbs.		6,000 lbs.

Recology Rate Modification

6.2 Modification Based on Refuse Rate Index.

- (a) The maximum rates specified under this Agreement shall be adjusted July 1st every year (beginning in 2016) by a percentage amount equal to the RRI Adjustment Percentage, which shall be calculated as follows:

Step 1: For each Source/Index listed in Table 1 below, calculate the annual percentage change in the Source/Index over the most recent 12-month period for which data are available at the time Recology submits the Notice of Intention described in Section 6.2(c) below.

Step 2: For each Cost Category listed in Table 1 below, multiply the Weighting for such Cost Category set forth in Table 1 below by the percentage change in the Source/Index for such Cost Category calculated in Step 1 above.

Step 3: Add the percentages calculated in Step 2 above. The result is the RRI Adjustment Percentage.

For example, if the annual percentage change is 3.0% for CPI(U), 9.0% for the Fuel Index, and 4.0% under the CBAs, then the RRI Adjustment Percentage equals 3.60% (= (.60 x 4.0%) + (.25 x 3.0%) + (.05 x 9.0%)).

Table 1. Refuse Rate Index

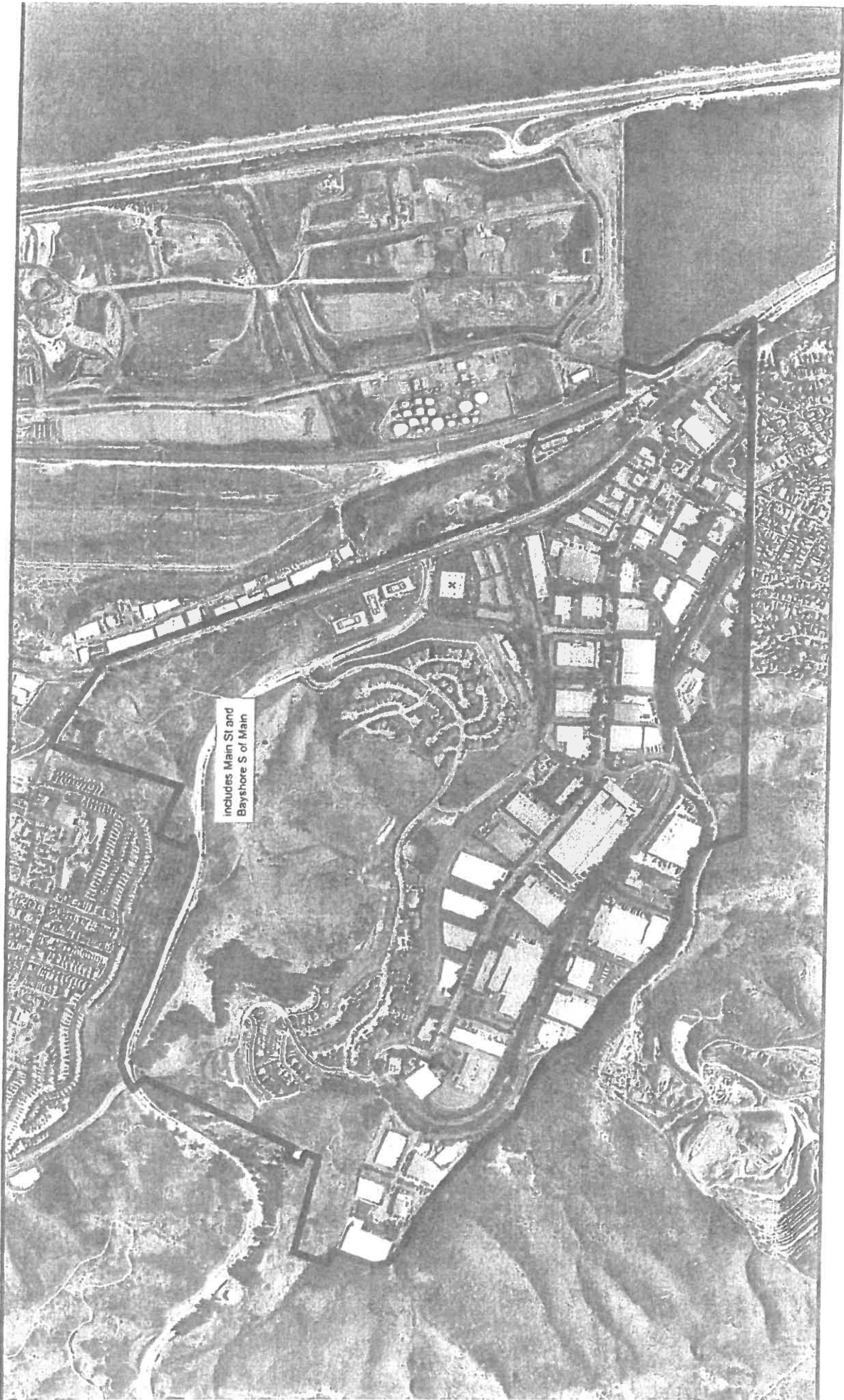
<u>Cost Category</u>	<u>Weighting</u>	<u>Source/Index</u>
Fixed Labor	0.60	As per CBAs
Variable/Processing Costs	0.25	CPI(U)
Biodiesel Fuel	0.05	Fuel Index
Total:	0.90	

- (b) For purposes of this Section 6.2:
 - (i) “CBAs” means the collective bargaining agreement(s) in effect from time to time applicable to the employees performing collection services under this Agreement. In connection with any adjustment under this Section 6.2, the annual percentage change calculations shall be based on the changes in wage rates required by the CBAs, and Recology shall make available to the City Manager the portions of the CBAs necessary to confirm such changes.
 - (ii) “CPI(U)” means the Consumer Price Index, All Urban Consumers, San Francisco-Oakland-San Jose, Not Seasonally Adjusted, Series ID:

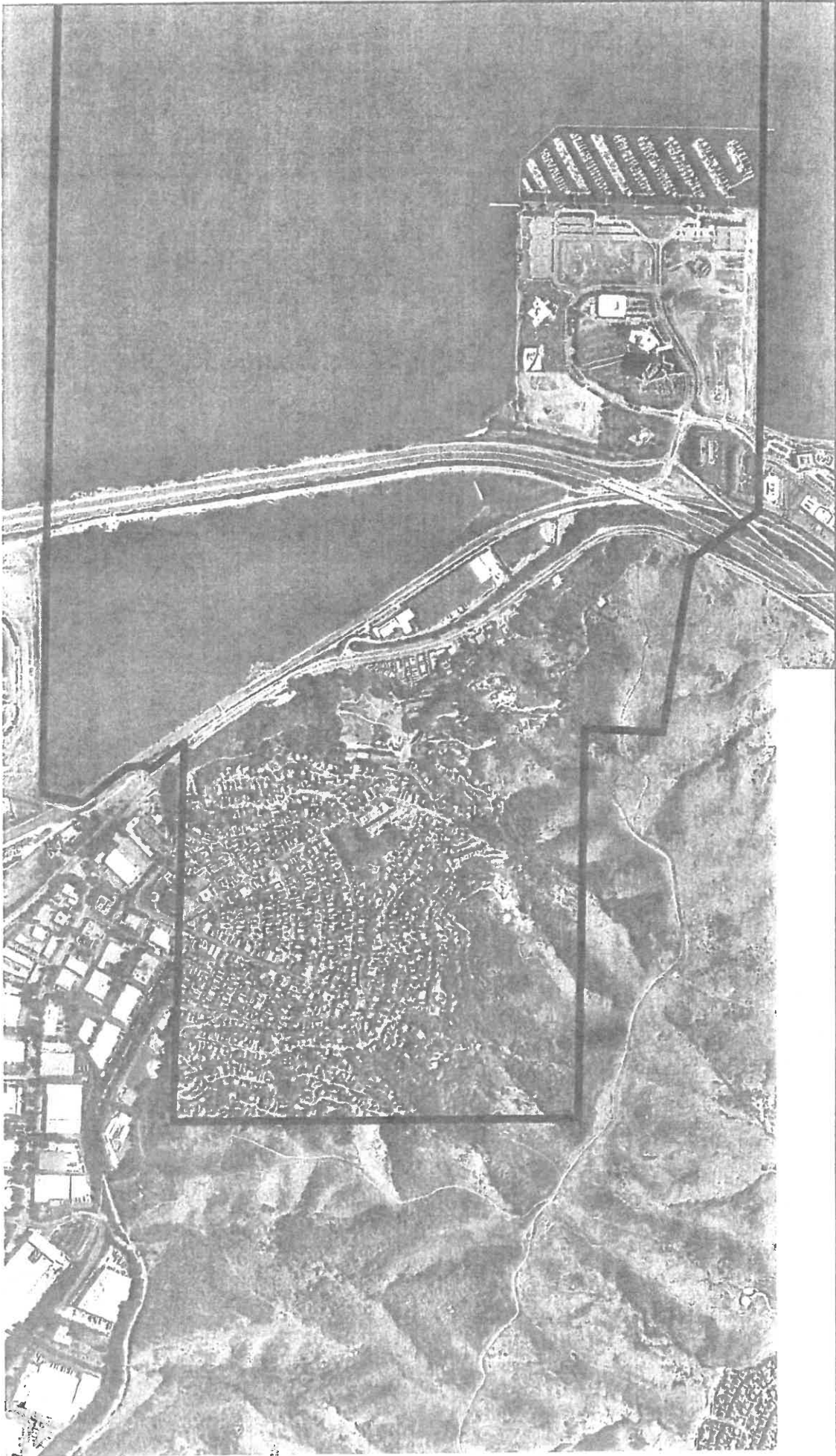
Recology Rate Modification

CUURA422SA0, published by the U.S. Department of Labor, Bureau of Labor Statistics.

- (iii) "Fuel Index" means the Total G-NGV1 Charge set forth in Schedule G-NGV1, Natural Gas Service for Compression on Customers' Premises, published by Pacific Gas & Electric Company.

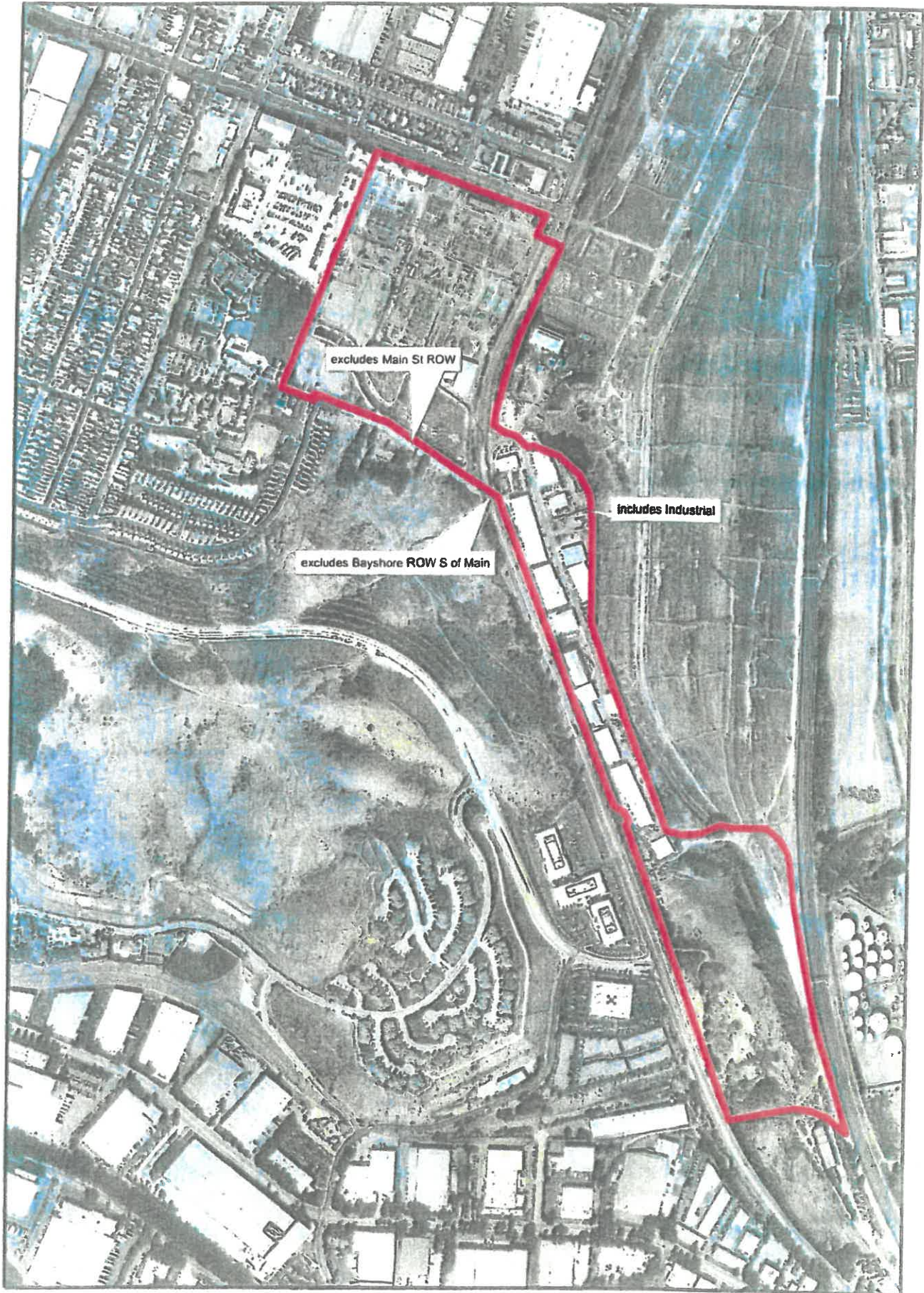


**City of Brisbane
Solid Waste Collection Zone
1 - A**

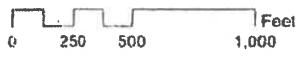


**City of Brisbane
Solid Waste Collection Zone
1 - B**

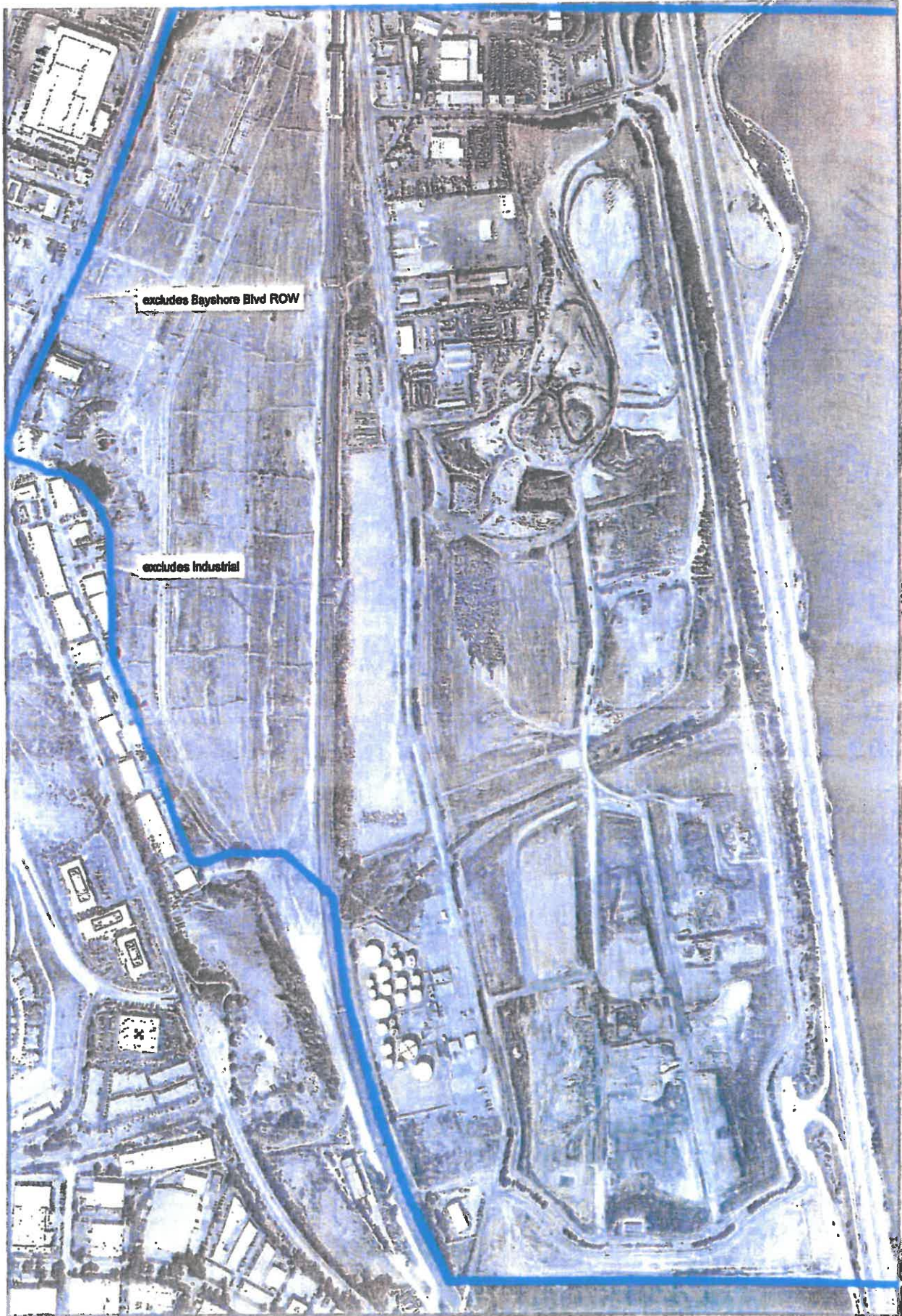




**City of Brisbane
Solid Waste Collection Zone
2**



K.



39



City of Brisbane
Solid Waste Collection Zone

File Attachments for Item:

L. Receive South San Francisco Scavenger's 2024 Rate Increase



CITY COUNCIL AGENDA REPORT

Meeting Date: May 2, 2024

From: Director of Public Works/City Engineer

Subject: Solid Waste Collection Rate Adjustment

Community Goal/Result Ecological Sustainability

Purpose To review rate adjustments submitted by one of the city’s solid waste franchisees.

Recommendation Receive South San Francisco Scavenger’s 2024 rate increases.

Background

The city has two Franchise Agreements dated November 20, 2014 for the provision of waste collection services, one with South San Francisco Scavenger Company (Scavenger) in Solid Waste Collection Zones 1(A&B) and 2, and one with Recology Brisbane in Solid Waste Collection Zone 3. Both agreements have language specifying under what conditions a rate increase may occur.

Discussion

Scavenger did submit a request for rate increase; their proposed rates were reviewed by staff and found to be in accordance with their franchise agreement. Pursuant to each agreement, “. . . not later than June 30th of the year of the Notice of Intention, the City Council shall act upon the new maximum rates as appropriate, with any new maximum rates to become effective on July 1st of the same year.”

As noted in the attached letter from Scavenger, the franchise agreement adjusts every third year using a formula based on the survey of thirty-two agencies specified in the agreement. The rate increases for the various services range from 5.67% to 9.2%. The increase for residential property service is 6.7% Last Year’s approved rate increase was 3.9%.

With the company completing their calculations per the agreement, there is no discretionary action for the Council to take.

Fiscal Impact The effective date of the new rates is July 1, 2024.

Measure of Success

Compliance with the previously agreed upon terms and conditions for rate adjustments.

Attachments

1. Recology Brisbane’s letter of 3/31/24 and redacted rate adjustment language
2. Solid Waste Collection Zone Maps

R.L. Breault

Randy Breault, Public Works Director

Clay Holstine

Clay Holstine, City Manager

SOUTH SAN FRANCISCO
SCAVENGER
— COMPANY, INC. —

March 31, 2024

Director Randy Breault, P.E.
Public Works-Marina Services-Emergency Services
City of Brisbane
50 Park Lane
Brisbane, CA 94005

Dear Director Breault,

In accordance with the terms of Section 6.4 of the Franchise Agreement, Modification Based on Neighboring Cities' Rates, please accept this letter and the enclosed data from our survey of solid waste rates, and the proposed rate chart as our application for rate modification.

The enclosed survey data was gathered by Teresa Montgomery, Sustainability Manager, using the same methodologies as in previous surveys. Ms. Montgomery will assist during your review and provide further information as needed. As you will see from the attached reports, the five benchmark rates lead to adjustments ranging from 9.20% to 5.67%, depending on the type of service.

A proposed rate schedule is attached. As per the Franchise Agreement, the rate adjustments would be effective as of July 1, 2024, if approved.

As you know, the franchise agreement has a three-year cycle, and rates are intended to be adjusted every third year based on this survey method, and in the other two years, based on changes in the Consumer Price Index. In comparison, you can see that rates in neighboring cities have significantly increased since the last survey in 2021.

There are many factors putting upward pressure on rates in neighboring cities. Beginning in 2018, China began enforcing their China Sword Policy, which effectively shut down the worldwide markets for recyclable materials, especially cardboard and plastics. The values of these materials continue to sustain downward pressure due to this policy, and in fact, affected most of the materials traditionally recycled through typical recycling programs.

At the same time, California recycling laws have continued to require more and more diversion from landfill. AB 341 implemented mandatory recycling for commercial businesses, public entities and multi-family properties, and over time, has magnified the

effect of the China Sword Policy. AB 1826, mandated commercial organics recycling, and since 2021, great effort has been used to bring as many generators into compliance as possible, as the threshold for compliance continued tighten. Currently, SB 1383 has moved to the forefront, with a mandate for a 75% reduction in organic waste, where enforcement has begun this year in 2024. In order to meet these requirements, new services and personnel have been added, and existing ones modified, to meet the compliance requirements of this bill. These costs are being reflected in the rates for service.

The economic effects of recovery from the pandemic are putting pressure on rates as well. Since 2021, there has been a sharp increase in the cost of labor and materials, primarily due to the general cost of living and general economic inflation. This has ultimately lead to a delay in acquisition of critical infrastructure, such as new trucks and equipment, industry wide. There has been efforts industry wide to align rates more closely with the current cost of labor and materials.

Thank you for your consideration of this matter, and we are, of course, available to meet and confer at your convenience, as you desire.

Sincerely,



Paul Fotmosa, CFO
South San Francisco Scavenger Company, Inc.

**SOUTH SAN FRANCISCO SCAVENGER, INC.
 RATES AND CHARGES EFFECTIVE JULY 1, 2024
 CITY OF BRISBANE, CALIFORNIA**

		<u>Current Rates</u>	<i>Proposed change</i>	<u>Proposed Maximum Rates</u>
1. RESIDENTIAL PROPERTY SERVICE -				
Single family, and up to four units. As per section 2.13				
Rate is per month, one pickup per week				
Includes 64 gallon weekly curbside recycling toter service				
Includes weekly mixed organic materials / yardwaste toter service				
20	Gallon Trash Toter	26.79	6.70%	28.58
32	Gallon Trash Toter	42.85	6.70%	45.72
64	Gallon Trash Toter	85.70	6.70%	91.44
2. COMMERCIAL AND MULTIPLE UNIT RESIDENTIAL PROPERTY CAN SERVICE-				
Multiple Unit Residential Property, 5 or more units, as per section 2.14				
Rate is per month, one pickup per week, for Solid Waste and / or Source Separated Organic Materials				
Includes Source Separated Recyclable Materials				
0 - 30	Gallons	37.03	6.78%	39.54
31 - 32	Gallons	39.54	6.78%	42.22
33 - 40	Gallons	49.34	6.78%	52.69
41 - 45	Gallons	55.61	6.78%	59.38
46 - 50	Gallons	67.88	6.78%	72.48
51 - 64	Gallons	79.00	6.78%	84.36
3. COMPACTED YARDAGE				
Residential, Multi Unit Residential, Commercial, Industrial Customers				
Per Cubic Yard, per pickup		78.28	9.20%	85.48
4. DEBRIS BOXES				
Temporary / One Time Use				
Residential, Multi Unit Residential, Commercial, Industrial Customers				
Rate is for each pickup				
5 yard	Container, 1 ton limit	335.46	5.67%	354.48
7 yard	Container, Dirt - Rock - Concre	732.41	5.67%	773.94
14 yard	Container, 3 ton limit	732.41	5.67%	773.94
20 yard	Container, 5 ton Limit	997.01	5.67%	1,053.54
30 yard	Container, 6 ton limit	1,438.08	5.67%	1,519.62
Rental Charge (per day, over 3 days for 5 yard and over 7 days for others)				
		33.04	5.67%	34.91

**SOUTH SAN FRANCISCO SCAVENGER, INC.
 RATES AND CHARGES EFFECTIVE JULY 1, 2024
 CITY OF BRISBANE, CALIFORNIA**

	<u>Current Rates</u>	<i>Proposed change</i>	<u>Proposed Maximum Rates</u>
4. DEBRIS BOXES (continued)			
Permanent Commercial and Industrial use			
7 yard Container, Dirt - Rock - Concre	617.49	5.67%	652.50
14 yard Container, 3 ton limit	617.49	5.67%	652.50
20 yard Container, 5 ton Limit	882.19	5.67%	932.21
30 yard Container, 6 ton limit	1,323.31	5.67%	1,398.34
Overweight Charge			
Per ton over limit	191.02	5.67%	201.85
5. CONTAINER SERVICE			
Residential, Multi Unit Residential, Commercial, Industrial Customers			
Rate is per month, one pickup per week, for Solid Waste			
and / or Source Separated Organic Materials			
Includes Source Separated Recyclable Materials			
A) Regular Pickup (Rate per month, one pickup per week)			
1/2 - yard (96 gal) Container	158.24	5.72%	167.29
1 - yard Container	316.46	5.72%	334.56
2 - yard Container	390.27	5.72%	412.59
3 - yard Container	585.37	5.72%	618.85
4 - yard Container	780.37	5.72%	825.01
5 - yard Container	975.49	5.72%	1,031.29
6 - yard Container	1,170.59	5.72%	1,237.55
B) On Call Pick-up Per yard			
Per pick-up, per yard	45.08	5.72%	47.66
Plus Container Rental per Month			
Rental charges (per month)			
1 - yard Container	70.42	5.72%	74.45
2 - yard Container	76.15	5.72%	80.51
3 - yard Container	81.87	5.72%	86.55
4 - yard Container	87.97	5.72%	93.00
5 - yard Container	99.59	5.72%	105.29
6 - yard Container	105.70	5.72%	111.75

**SOUTH SAN FRANCISCO SCAVENGER, INC.
RATES AND CHARGES EFFECTIVE JULY 1, 2024
CITY OF BRISBANE, CALIFORNIA**

6. In the case of any additional service not described in the Agreement, Scavenger Company shall charge such amount as is agreed to by the customer.

7. Trash Container Management Policy Fees

Maximum fees allowed pursuant to approved Policy, as per Section 5.1.

Maximum fee consists of Admin Fee plus Extra Trip Fee for containers 1 yard and up.

Residential, Multi Unit Residential, Commercial, Industrial Customers

	<u>Current Rates</u>	<i>Proposed change</i>	<u>Proposed Maximum Rates</u>
	<u>Admin fee</u>		<u>Admin Fee</u>
<u>Container Size</u>			
30 gallon	30.00	-	\$ 30.00
32 gallon	30.00	-	\$ 30.00
40 gallon	30.00	-	\$ 30.00
45 gallon	30.00	-	\$ 30.00
55 gallon	30.00	-	\$ 30.00
64 gallon	30.00	-	\$ 30.00
96 gallon	30.00	-	\$ 30.00
1 yard	30.00	-	\$ 30.00
1.5 yard	30.00	-	\$ 30.00
2 yard	30.00	-	\$ 30.00
3 yard	30.00	-	\$ 30.00
4 yard	30.00	-	\$ 30.00
5 yard	30.00	-	\$ 30.00
6 yard	30.00	-	\$ 30.00
<u>Container Size</u>	<u>Extra Trip Fee</u>		<u>Extra Trip Fee</u>
1 yard	73.03	5.72%	\$ 77.21
1.5 yard	109.55	5.72%	\$ 115.81
2 yard	90.06	5.72%	\$ 95.21
3 yard	135.09	5.72%	\$ 142.81
4 yard	180.09	5.72%	\$ 190.39
5 yard	225.11	5.72%	\$ 237.99
6 yard	270.14	5.72%	\$ 285.59

Extra Trip Fee calculated as approved monthly 5.A) Container Service rates (one pickup per week) times 12 months per year divided by 52 weeks per year.

**SOUTH SAN FRANCISCO SCAVENGER, INC.
RATES AND CHARGES EFFECTIVE JULY 1, 2024
CITY OF BRISBANE, CALIFORNIA**

8. Container Monitoring Program - Compliance Fees associated with SB 1383 requirements.

- A. When service of any container is delayed due to contamination and then corrected, no extra charge if collected on next regular service day.
- B. When service of any container is delayed due to contamination, and then corrected, and return trip is requested prior to next pickup day, the following fee applies:

Return Trip Fee \$30.00

- C. When container is contaminated, and customer requests to empty the contents as is, the following fees will apply:

<u>Container Size</u>	<u>Extra Pickup</u>		<u>Contamination</u>		<u>Total Charge</u>
	<u>Fee</u>		<u>Fee</u>		
20 or 32 gallon	\$ 11.00		\$ 30.00		\$ 41.00
64 gallon	22.00		30.00		52.00
96 gallon	33.00		30.00		63.00
1 yard	77.21		30.00		107.21
2 yard	95.21		60.00		155.21
3 yard	142.81		90.00		232.81
4 yard	190.39		120.00		310.39
5 yard	237.99		150.00		387.99
6 yard	285.59		180.00		465.59

2024 Survey Results - Brisbane

City	Residential 32-gal Converted	Commercial 32-gal Converted	2-yard Bin	14-yard Box Converted	Compacted Yard Converted
Alameda	\$49.70	\$44.28	\$378.60	\$1,064.98	\$84.63
Burlingame	\$32.81	\$32.81	\$414.14	\$905.46	\$89.75
Campbell	\$39.08	\$18.07	\$263.49	\$597.04	\$59.83
Castro Valley	\$53.39	\$54.34	\$702.97	\$766.81	\$52.32
Cupertino	\$42.19	\$31.50	\$237.84	\$584.37	\$56.30
Daly City	\$33.85	\$32.81	\$514.77	\$826.24	\$50.42
El Cerrito	\$59.71	\$62.33	\$890.00	\$630.00	\$158.68
El Sobrante	\$39.63	\$49.42	\$463.79	\$1,163.39	\$123.38
Fremont	\$46.84	\$24.84	\$204.89	\$576.16	\$83.29
Gilroy	\$43.00	\$43.00	\$285.57	\$485.79	\$65.50
Hayward	\$42.63	\$34.50	\$327.55	\$538.78	\$64.80
Hercules	\$42.21	\$48.78	\$541.58	\$1,163.39	\$123.38
Los Altos	\$48.45	\$48.44	\$380.17	\$1,016.55	\$73.47
Los Gatos	\$41.82	\$22.35	\$325.94	\$666.09	\$66.60
Martinez	\$40.36	\$43.08	\$370.31	\$475.34	\$76.05
Menlo Park	\$53.14	\$77.30	\$249.39	\$639.99	\$118.30
Millbrae	\$43.05	\$39.73	\$392.11	\$735.77	\$78.63
Monte Sereno	\$48.30	\$26.48	\$386.00	\$649.44	\$62.02
Morgan Hill	\$28.01	\$21.91	\$319.05	\$446.83	\$58.00
Palo Alto	\$50.07	\$38.63	\$361.52	\$754.79	\$73.25
Piedmont	\$91.80	\$83.93	\$513.25	\$1,066.51	\$89.05
Pinole	\$39.17	\$47.95	\$517.62	\$1,163.39	\$123.38
Pittsburg	\$54.54	\$28.13	\$405.95	\$665.70	\$83.10
Richmond	\$43.57	\$53.58	\$517.33	\$1,163.39	\$123.38
San Bruno	\$37.79	\$52.92	\$444.00	\$643.22	\$82.13
San Leandro	\$39.18	\$27.50	\$347.66	\$858.20	\$72.11
San Mateo	\$37.93	\$37.18	\$340.45	\$687.79	\$100.20
San Pablo	\$35.05	\$44.64	\$466.37	\$1,006.79	\$109.17
Saratoga	\$42.42	\$25.90	\$377.69	\$622.45	\$62.75
Sunnyvale	\$33.22	\$38.80	\$353.14	\$525.84	\$62.72
Union City	\$53.65	\$38.58	\$327.01	\$727.79	\$71.09
Woodside	\$47.58	\$50.90	\$324.01	\$463.05	N/A
Total	\$1,434.14	\$1,324.61	\$12,944.16	\$24,281.34	\$2,597.67
Average	\$44.82	\$41.39	\$404.51	\$758.79	\$83.80

Allowed Percentage of Average

As per Section 6.4	88%	88%	88%	88%	88%
Plus Franchise Fee	<u>14%</u>	<u>14%</u>	<u>14%</u>	<u>14%</u>	<u>14%</u>
Total Allowed	102%	102%	102%	102%	102%
Adjusted Survey Average	45.72	42.22	412.59	773.94	85.48
Dollar Change	2.87	2.68	22.32	41.53	7.20
Current Rate	\$ 42.85	\$ 39.54	\$ 390.27	\$ 732.41	\$ 78.28
Proposed Percentage adjustment	6.70%	6.78%	5.72%	5.67%	9.20%

***CALCULATION NOTES:**

In cases where a 32gal residential cart was not available, the per gallon rate of the next closest size (usually a 35gal) was determined and multiplied by 32.

Debris box rates were calculated assuming 3 tons per load. In cases where a 14cy was not offered, the rate for the next closest size (usually a 15, 16 or 20cy) was used; the per yard rate was determined and multiplied by 14.

For jurisdictions not offering a compacted yard rate, a converted rate was calculated by dividing the 20cy compactor rate by 20.

The 20cy compactor rate assumes 7.5 tons.

L.	Residential (2024 Survey)											
Jurisdiction	20gal or similar	Sz	Converted 20 Gal	32gal or similar	Sz	Converted 32	Rate Period Notes	Sources				
Alameda	\$39.37	20	\$ 39.37	\$49.70	32	\$ 49.70	Effective July 1, 2023	https://www.alamedacountyindustries.com/alameda/residential/residential-services/	https://alamedacountyindustries.com/wp-content/uploads/2023/07/ALA-Rates-23-24-UPDATED.pdf			
Burlingame	\$29.53	20	\$ 29.53	\$32.81	32	\$ 32.81	Effective Jan 1, 2024	https://www.burlingame.org/departments/finance/garbage_utility_recology.php				
Campbell	\$34.51	20	\$ 34.51	\$42.74	35	\$ 39.08	Effective July 1, 2023	http://www.westvalleyrecycles.com/serviceareas/Campbell-singlefamily-garbage-rates.html	https://www.wvswma.org/uploads/2/5/7/3/25736194/6a2_agenda_item_6_attach_1_rate_sheet.pdf			
Castro Valley	\$33.44	20	\$ 33.44	\$53.39	32	\$ 53.39	Effective July 1, 2023	https://www.cvsan.org/zero_waste/collection_and_curbside_services/rates/residential_services_single-family_rates.php				
Cupertino	\$39.67	24	\$ 33.06	\$42.19	32	\$ 42.19	Effective Feb 1, 2024	https://www.cupertino.org/home/showpublisheddocument/30289/638421326616170000				
Daly City	N/A	-	N/A	\$33.85	32	\$ 33.85	Effective July 1, 2021	https://www.republicservices.com/municipality/daly-city-ca	https://www.dalycity.org/DocumentCenter/View/1226/Single-Family-Cart-Service-PDF			
El Cerrito	\$49.89	20	\$ 49.89	\$65.31	35	\$ 59.71	Effective Jan 1, 2024	https://www.el-cerrito.org/389/Solid-Waste-and-Recycling-Rates	https://www.el-cerrito.org/DocumentCenter/View/19849/2024-Solid-Waste-Rates-and-Fees			
El Sobrante	\$35.02	20	\$ 35.02	\$43.34	35	\$ 39.63	Effective Jan 1, 2024	https://www.republicservices.com/cms/documents/municipality/ca/west-contra-costa-county/Uni-WCCC-Resi-Rates-2024.pdf				
Fremont	\$45.93	20	\$ 45.93	\$46.84	32	\$ 46.84	Effective Jan 1, 2024	https://www.republicservices.com/cms/documents/municipality/ca/Fremont-CA/Trash-Recycling-Rates-2024.pdf	https://www.republicservices.com/municipality/fremont-ca			

L.	Residential (2024 Survey)											
Jurisdiction	20gal or similar	Sz	Converted 20 Gal	32gal or similar	Sz	Converted 32	Rate Period Notes	Sources				
Gilroy	N/A	-	N/A	\$43.00	32	\$ 43.00	unknown	Recology South Valley Customer Service 408 840 0753				
Hayward	\$29.17	20	\$ 29.17	\$42.63	32	\$ 42.63	Effective March 1, 2023	https://www.hayward-ca.gov/services/city-services/solid-waste-and-recycling-customer-support	https://www.hayward-ca.gov/sites/default/files/pdf/Hayward%20Rate%20Sheet%20Def%203.1.23%20Final%20Approved%20rev%202.8.23.pdf			
Hercules	\$38.82	20	\$ 38.82	\$46.17	35	\$ 42.21	Effective Jan 1, 2024	https://www.republicservices.com/cms/documents/municipality/ca/west-contra-costa-county/Hercules-Resi-Rates-2024.pdf				
Los Altos	\$44.98	20	\$ 44.98	\$48.45	32	\$ 48.45	Effective July 1, 2023	https://missiontrail.com/tosaltos/basic-service-menu-for-residents-of-single-family-homes/				
Los Gatos	\$36.73	20	\$ 36.73	\$45.74	35	\$ 41.82	Effective July 1, 2023	http://www.westvalleyrecycles.com/serviceareas/Los%20Gatos-singlefamily-garbage-rates.html	https://www.wvswma.org/uploads/2/5/7/3/25736194/6a2-agenda-item-6-attach-1-rate-sheet.pdf			
Martinez	\$28.17	20	\$ 28.17	\$40.36	32	\$ 40.36	Effective January 1, 2023	https://www.cityofmartinez.org/government/sustainability-resources/garbage-and-recycling-services	https://www.cityofmartinez.org/home/showpublisheddocument/3227638110186264130000			
Menlo Park	\$44.81	20	\$ 44.81	\$53.14	32	\$ 53.14	Effective Jan 1, 2024	https://menlopark.gov/Government/Departments/Public-Works/Utilities/Garbage-recycling-and-composting-services	https://menlopark.gov/files/content/public/v/13/government/departments/public-works/utilities/garbage-recycling-and-composting-services/2020-2025-solid-waste-rate-schedule-for-single-family-multifamily-and-commercial.pdf			
Monte Sereno	\$42.48	20	\$ 42.48	\$52.83	35	\$ 48.30	Effective July 1, 2023	http://www.westvalleyrecycles.com/serviceareas/Monte-Sereno-singlefamily-garbage-rates.html	https://www.wvswma.org/uploads/2/5/7/3/25736194/6a2-agenda-item-6-attach-1-rate-sheet.pdf			

L.	Residential (2024 Survey)										
Jurisdiction	20gal or similar	Sz	Converted 20 Gal	32gal or similar	Sz	Converted 32	Rate Period Notes	Sources			
Morgan Hill	N/A	-	N/A	\$42.01	48	\$ 28.01	unknown	Recology South Valley Customer Service 408.840.0753			
Palo Alto	\$27.81	20	\$ 27.81	\$50.07	32	\$ 50.07	Effective July 1, 2017	https://www.cityofpaloalto.org/gov/depts/pwd/zerowaste/projects/refuse.asp#Top%20of%20page	https://www.cityofpaloalto.org/Departments/Public-Works/Zero-Waste/About-Us/Refuse-Rates		
Piedmont	\$94.76	20	\$ 94.76	\$100.41	35	\$ 91.80	Effective July 1, 2023	https://piedmont.ca.gov/services_departments/public_works/recycling_organic_waste_garbage/garbage			
Pinole	\$35.35	20	\$ 35.35	\$42.84	35	\$ 39.17	Effective Jan 1, 2024	https://www.republicservices.com/cms/documents/municipality/ca/west-contra-costa-county/Pinole-Resi-Rates-2024.pdf			
Pittsburg	N/A	-	N/A	\$54.54	32	\$ 54.54	Effective Jan 1, 2024	https://m.drr.com/pittsburg/			
Richmond	\$38.90	20	\$ 38.90	\$47.66	35	\$ 43.57	Effective Jan 1, 2024	https://www.republicservices.com/cms/documents/municipality/ca/west-contra-costa-county/Richmond-Resi-Rates-2024.pdf			
San Bruno	\$29.30	20	\$ 29.30	\$37.79	32	\$ 37.79	Effective July 1, 2023	https://www.sanbruno.ca.gov/DocumentCenter/View/4221/2023-2024-Garbage-Solid-Waste-Rate-Increase-Prop-218-Notice	https://www.recology.com/recology-san-bruno/your-three-carts/		
San Leandro	\$31.45	20	\$ 31.45	\$39.18	32	\$ 39.18	Effective July 1, 2023	https://www.alamedacountyindustries.com/sanleandro/residential/singlefamily/	https://alamedacountyindustries.com/wp-content/uploads/2023/06/SL-Web-Rates-2023-2024-Flattened.pdf		
San Mateo	\$28.59	20	\$ 28.59	\$37.93	32	\$ 37.93	Effective April 1, 2024	https://www.cityofsanmateo.org/2167/Solid-Waste-Rates	https://www.cityofsanmateo.org/DocumentCenter/View/89190/2023-Residential-Cart-Rates?bidid=	https://www.cityofsanmateo.org/2167/Solid-Waste-Rates	

L. Residential (2024 Survey)											
Jurisdiction	20gal or similar	Sz	Converted 20 Gal	32gal or similar	Sz	Converted 32	Rate Period Notes	Sources			
San Pablo	\$30.86	20	\$ 30.86	\$38.34	35	\$ 35.05	Effective Jan 1, 2024	https://www.republicservices.com/cms/documents/municipality/ca/west-contra-costa-county/San-Pablo-Resi-Rates-2024.pdf			
Saratoga	\$37.38	20	\$ 37.38	\$46.40	35	\$ 42.42	Effective July 1, 2023	http://www.westvalleyrecycles.com/serviceareas/Saratoga-singlefamily-garbage-rates.html	https://www.wvswma.org/uploads/2/5/7/3/25736194/6a2_agenda_item_6_attach_1_rate_sheet.pdf		
Sunnyvale	\$38.46	27	\$ 28.49	\$44.64	43	\$ 33.22	Effective July 1, 2023	https://www.sunnyvale.ca.gov/home/showpublisheddocument/376/638252060903500000	https://www.sunnyvale.ca.gov/homes-streets-and-property/utility-billing/utility-rates		
Union City	\$50.27	20	\$ 50.27	\$58.68	35	\$ 53.65	Effective July 1, 2023	https://www.republicservices.com/cms/documents/municipality/ca/Union-City/Union-City-Residential-Rates-2023.pdf	https://www.republicservices.com/municipality/union-city-ca	https://www.unioncity.org/160/Residential-Waste-Collection-Rates	https://www.unioncity.org/DocumentCenter/View/10044/FY-2023-24-Complete-Waste-Collection-Rates?bidid=
Woodside	\$29.71	20	\$ 29.71	\$47.58	32	\$ 47.58	Effective July 1, 2023	https://www.greenwaste.com/woodside/	https://www.greenwaste.com/wp-content/uploads/2023-rates-WST-RES-PDF.pdf		

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Commercial (2024 Survey)														
Jurisdiction	32gal or similar	Sz	32gal Converted	2cy	14cy or similar (with 3 tons)	Sz	14cy converted	compacted yard	20cy compactor	compacted yard converted	Misc. Notes	Sources		
Alameda	\$44.28	32	\$44.28	\$378.60	\$1,141.05	15	\$1,064.98		\$1,692.60	\$84.63	96g of recycling & 96gal of organics included in garbage rate. Additional for a charge.	https://alamedacountyindustries.com/wp-content/uploads/2023/07/ALA-Rates-23-24-UPDATED.pdf		
Burlingame	\$32.81	32	\$32.81	\$414.14	\$1,034.81	16	\$905.46		\$1,795.06	\$89.75	Garbage rate includes recycling.	https://www.burlingame.org/departments/finance/garbage_utility_recology.php	https://cms8.revize.com/revize/burlingamecity/departments/finance/Attach%20%20-%20Additional%20Services%20Burlingame%202024.pdf	Mia Rossi, Recology San Mateo, mrossi@recology.com
Campbell	\$19.76	35	\$18.07	\$263.49	\$852.92	20	\$597.04		\$1,196.60	\$59.83	Garbage rate includes service of same level of recycling.	http://www.westvalleyrecycles.com/services/areas/Campbell-commercial-garbage-rates.html	http://westvalleyrecycles.com/services/areas/commercial-other-services.html	West Valley Customer Service 408.283.9250
Castro Valley	\$54.34	32	\$54.34	\$702.97	\$766.81	14	\$766.81		\$1,046.45	\$52.32	Garbage cart and bin rates include recycling.	https://www.cvsan.org/zero-waste/collection-and-curbside-services/rates/commercial-service-rates.php#	https://alamedacountyindustries.com/wp-content/uploads/2023-06/CVSan-Rates-2023-2024.pdf	https://www.alamedacountyindustries.com/cvsan/commercial/rates/
Cupertino	\$31.50	32	\$31.50	\$237.84	\$667.85	16	\$584.37	\$56.30	\$1,126.00	\$56.30	Garbage rate does not include recycling/organics.	https://www.cupertino.org/about-city/departments/environment-sustainability/garbage-and-recycling/rates-and-collection-schedule		
Daly City	\$32.81	32	\$32.81	\$514.77	\$885.26	15	\$826.24		\$1,008.39	\$50.42	Garbage rate includes recycling.	https://www.dalycity.org/DocumentCenter/View/1222/Commercial-and-Multi-Family-Bin-Service-PDF?bid=	https://www.dalycity.org/DocumentCenter/View/1223/Commercial-Box-and-Compactor-Service-PDF?bid=	https://www.dalycity.org/DocumentCenter/View/1224/Debris-Box-and-Compactor-Service-PDF?bid=
El Cerrito	\$68.17	35	\$62.33	\$890.00	\$900.00	20	\$630.00		\$3,173.60	\$158.68	Garbage rate includes recycling and a base level of organics service.	https://ebstan.com/debris-boxes/	https://www.elcerrito.org/DocumentCenter/View/19849/2024-Solid-Waste-Rates-and-Fees	carafigone@ebstan.com
El Sobrante	\$54.05	35	\$49.42	\$463.79	\$1,163.39	14	\$1,163.39	\$123.38	\$2,467.60	\$123.38	Garbage rate includes service of same level of recycling.	https://www.republicservices.com/cms/documents/municipality/castro-valley/wccc-comm-rates-2024.pdf	https://www.republicservices.com/municipality/wccc-ca	Republic Services Customer Service 925.685.4711, and Tara @ 510.262.7100
Fremont	\$24.84	32	\$24.84	\$204.89	\$576.16	14	\$576.16		\$1,665.70	\$83.29	Garbage rate does not include recycling/organics.	https://www.republicservices.com/cms/documents/municipality/castro-valley/wccc-comm-rates-2024.pdf#page=2	MMendoza3@republicservices.com	Republic Customer Service, 510.657.3500, Maria Mendoza @
Gilroy	\$43.00	32	\$43.00	\$285.57	\$693.99	20	\$485.79		\$1,310.00	\$65.50		Recology_South_Valley_Customer_Service_408.840.0753		
Hayward	\$34.50	32	\$34.50	\$327.55	\$538.78	14	\$538.78		\$1,295.92	\$64.80	Garbage rate does not include recycling/organics.	https://www.hayward.ca.gov/sites/default/files/pdf/finance/20Rate%20Sheet%20effective%203.1.23%20final%20Approved%20rev%202.8.23.pdf		
Hercules	\$53.35	35	\$48.78	\$541.58	\$1,163.39	14	\$1,163.39	\$123.38	\$2,467.60	\$123.38	Garbage rate includes recycling and a base level of organics service.	https://www.republicservices.com/cms/documents/municipality/castro-valley/wccc-comm-rates-2024.pdf	https://www.republicservices.com/municipality/wccc-ca	Republic Services Customer Service 925.685.4711
Los Altos	\$48.44	32	\$48.44	\$380.17	\$1,089.16	15	\$1,016.55		\$1,469.48	\$73.47	Garbage rate includes appropriate level of recycling and organics service.	https://missiontrail.com/losaltos/los-altos-service-rate-for-cart-bin-dumpster/	https://missiontrail.com/losaltos/los-altos-rates-for-debris-box-and-compactor-services/	
Los Gatos	\$24.44	35	\$22.35	\$325.94	\$951.56	20	\$666.09		\$1,332.01	\$66.60	Garbage rate includes service of same level of recycling.	http://www.westvalleyrecycles.com/services/areas/Los-Gatos-commercial-garbage-rates.html	West Valley Customer Service 408.283.9250	
Martinez	\$43.08	32	\$43.08	\$370.31	\$679.06	20	\$475.34		\$1,520.91	\$76.05	Garbage rate includes appropriate level of recycling and organics service.	https://www.cityofmartinez.org/government/sustainability-resources/garbage-and-recycling-services		

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Commercial (2024 Survey)															
Jurisdiction	32gal or similar	Sz	32gal Converted	2cy	14cy or similar (with 3 tons)	Sz	14cy converted	compacted yard	20cy compactor	compacted yard converted	Misc. Notes	Sources			
Menlo Park	\$77.30	32	\$77.30	\$249.39	\$639.99	14	\$639.99		\$2,366.00	\$118.30	Garbage rate does not include recycling/organics.	https://menlopark.gov/Government/Departments/Public-Works/Utilities/Garbage-recycling-and-composting-services			
Monte Sereno	\$28.96	35	\$26.48	\$386.00	\$927.77	20	\$649.44		\$1,240.49	\$62.02	Garbage rate includes service of same level of recycling.	http://www.westvalleyrecycles.com/serviceareas/Monte-Sereno-commercial-garbage-rates.html	West Valley Customer Service 408.283.9250		
Morgan Hill	\$65.74	96	\$21.91	\$319.05	\$638.33	20	\$446.83		\$1,160.00	\$58.00	Garbage rate includes recycling. Cart rate is for 96gal.	https://www.cityofpaloalto.org/files/assets/public/11/Utilities/Interschedules-for-Utilities/Commercial-Utility-Rates/rc-7-1-2016.pdf	https://www.westvalleyrecycles.com/serviceareas/South-Valley-Customer-Service-408-840-0753		
Palo Alto	\$38.63	32	\$38.63	\$381.52	\$808.70	15	\$754.79	\$73.25	\$1,465.00	\$73.25	Garbage rate includes recycling.	https://www.cityofpaloalto.org/files/assets/public/11/Utilities/Interschedules-for-Utilities/Commercial-Utility-Rates/rc-7-1-2016.pdf			
Piedmont	\$91.80	35	\$83.93	\$513.25	\$1,066.51	14	\$1,066.51		\$1,781.00	\$89.05	Garbage rate includes appropriate level of recycling and organics service.	https://pedmont.ca.gov/services__departments/public_works/recycling_organic_waste_garbage/solid_waste_rate_s			
Pinola	\$52.44	35	\$47.95	\$517.62	\$1,163.39	14	\$1,163.39	\$123.38	\$2,467.60	\$123.38	Garbage rate includes recycling and a base level of organics service.	https://www.republicservices.com/cms/documents/municipality/cawest-contra-costa-county/Pinola-Comm-Rates-2024.pdf	https://www.republicservices.com/municipality/wccc-ca	Republic Services Customer Service 925 685 4711	
Pittsburg	\$84.40	96	\$28.13	\$405.95	\$951.00	20	\$665.70		\$1,662.00	\$83.10	Garbage rate does not include recycling/organics. Cart rate is for 96gal.	https://m.dri.com/pittsburg/	Pittsburg Disposal Customer Service, 925-432-6262		
Richmond	\$58.60	35	\$53.58	\$517.33	\$1,163.39	14	\$1,163.39	\$123.38	\$2,467.60	\$123.38	Garbage rate includes recycling and a base level of organics service.	https://www.republicservices.com/cms/documents/municipality/cawest-contra-costa-county/Richmond-Comm-Rates-2024.pdf	https://www.republicservices.com/municipality/wccc-ca	Republic Services Customer Service 925 685 4711	
San Bruno	\$52.92	32	\$52.92	\$444.00	\$735.11	16	\$643.22	\$82.13	\$1,642.60	\$82.13	Garbage rate includes recycling.	https://www.sanbruno.ca.gov/DocumentCenter/View/4221/2023-2024-Garbage-Solid-Waste-Rate-Increase-Prop-218-Notice			
San Leandro	\$27.50	32	\$27.50	\$347.66	\$919.50	15	\$858.20		\$1,442.23	\$72.11	96g of recycling & 96gal or organics included in garbage rate. Additional for a charge.	https://www.alamedacountyindustries.com/sanleandro/commercial/commercialservices/bnls/	https://alamedacountyindustries.com/sanleandro/commercial/commercialservices/debnls/		
San Mateo	\$37.18	32	\$37.18	\$340.45	\$786.05	16	\$687.79		\$2,003.90	\$100.20	Garbage rate includes recycling.	https://www.cityofsanmateo.org/2167/Solid-Waste-Rates	Mia Rossi, Recology San Mateo, mrossi@recology.com		
San Pablo	\$48.83	35	\$44.64	\$466.37	\$1,006.79	14	\$1,006.79	\$109.17	\$2,183.40	\$109.17	Garbage rate includes recycling and a base level of organics service.	https://www.republicservices.com/cms/documents/municipality/cawest-contra-costa-county/San-Pablo-Comm-Rates-2024.pdf	https://www.republicservices.com/municipality/wccc-ca	Republic Services Customer Service 925 685 4711	
Saratoga	\$28.33	35	\$25.90	\$377.69	\$889.21	20	\$622.45		\$1,254.94	\$62.75	Garbage rate includes service of same level of recycling.	https://www.westvalleyrecycles.com/commercial-garbage-rates-and-rates/city-of-saratoga-commercial-garbage-rates/	West Valley Customer Service 408 283 9250	https://www.wvwmna.org/uploads/2/5/7/3/25736194/5-4-23_board_meeting_packet_revised.pdf	
Sunnyvale	\$42.44	35	\$38.80	\$353.14	\$563.40	15	\$525.84		\$1,254.35	\$62.72		https://www.sunnyvale.ca.gov/foia/showpublisheddocument/3767637812931500430000			
Union City	\$42.20	35	\$38.58	\$327.01	\$727.79	14	\$727.79		\$1,421.82	\$71.09	Garbage rate does not include recycling/organics.	https://www.republicservices.com/cms/documents/municipality/cawest-contra-costa-county/Union-City-Commercial-Rates-2023.pdf	Republic Customer Service 510 657 3500		
Woodside	\$50.90	32	\$50.90	\$324.01	\$661.50	20	\$463.05		N/A	N/A		https://www.greenwaste.com/woodside/			

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South San Francisco Scavenger Company Rates and Adjustments Thereto

6.1 Establishment of Rates. The maximum service rates specified in Exhibit B to this Agreement have been agreed upon by City and Scavenger Company and shall take effect on the effective date of the franchise as set forth in Section 3 above. Such maximum service rates shall be subject to review and revision as set forth in Section 4.1 above, Sections 6.2, 6.3 and 6.4 below and other relevant provisions of this Agreement. Scavenger Company shall not charge any amount in excess of the approved rates for services required by or permitted under this Agreement.

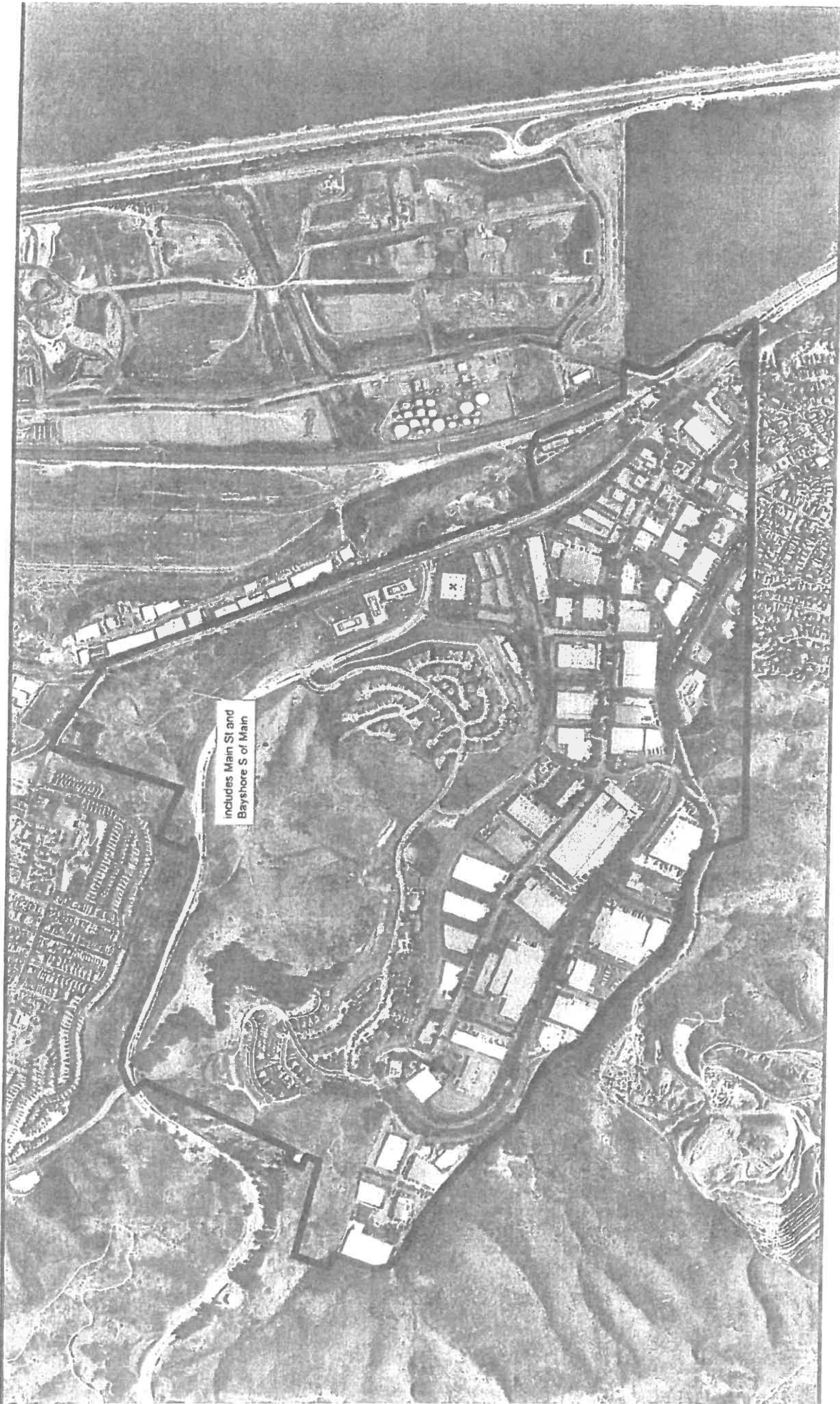
6.2 Modification Based on Consumer Price Index. The maximum rates specified under this Agreement shall be adjusted July 1st every year (beginning in 2016, but excluding the year 2015 and every third year thereafter) by an amount equal to eighty percent (80%) of the percentage change, if any, in the Consumer Price Index for Urban Wage Earners and Clerical Workers, as published and maintained by the United States Bureau of Labor Statistics for the San Francisco-Oakland Metropolitan Area (1982-84=100), for the prior year, using the Index most recently published before March 31st of such year and before the prior March 31st. For example, if the Index should decrease by two percent (2%) as of March 31, 2016 as compared with March 31, 2015, each of the maximum rates set forth on Exhibit B, as previously adjusted, would be decreased as of July 1, 2016 by one and six-tenths percent (1.6%) [negative .02 multiplied by .8]. Likewise, if the Index should increase by three percent (3%) as of March 31, 2019 as compared with March 31, 2018, each of the maximum rates set forth on Exhibit B, as previously adjusted, would be increased as of July 1, 2019 by two and four-tenths percent (2.4%) [.03 multiplied by .8]. The procedure for rate adjustments under this Section 6.2 shall be as follows.

- (a) Not later than March 31st of each year that is subject to a rate adjustment under this Section 6.2, Scavenger Company shall file with City a written Notice of Intention to increase each of the then current rates effective as of July 1st of the same year in accordance with the above-specified formula, if Scavenger Company believes such an increase to be called for, or City shall provide to Scavenger Company a written Notice of Intention to decrease each of the then current rates effective as of July 1st of the same year in accordance with the above-specified formula, if City believes such a decrease to be called for.
- (b) Within thirty (30) days of the filing of the Notice of Intention, the City Manager shall review the Notice of Intention with Scavenger Company, and either confirm that the proposed rates are within the limit of Section 6.2(a) above or establish by mutual agreement with Scavenger Company any necessary changes to the proposed maximum rates to make such confirmation.
- (c) The City Manager shall immediately inform the City Council in writing of the new maximum rates determined in accordance with this Section 6.2 and, not later than June 30th of the year of the Notice of Intention, the City Council shall act upon the new maximum rates as appropriate, with any new maximum rates to become effective on July 1st of the same year.

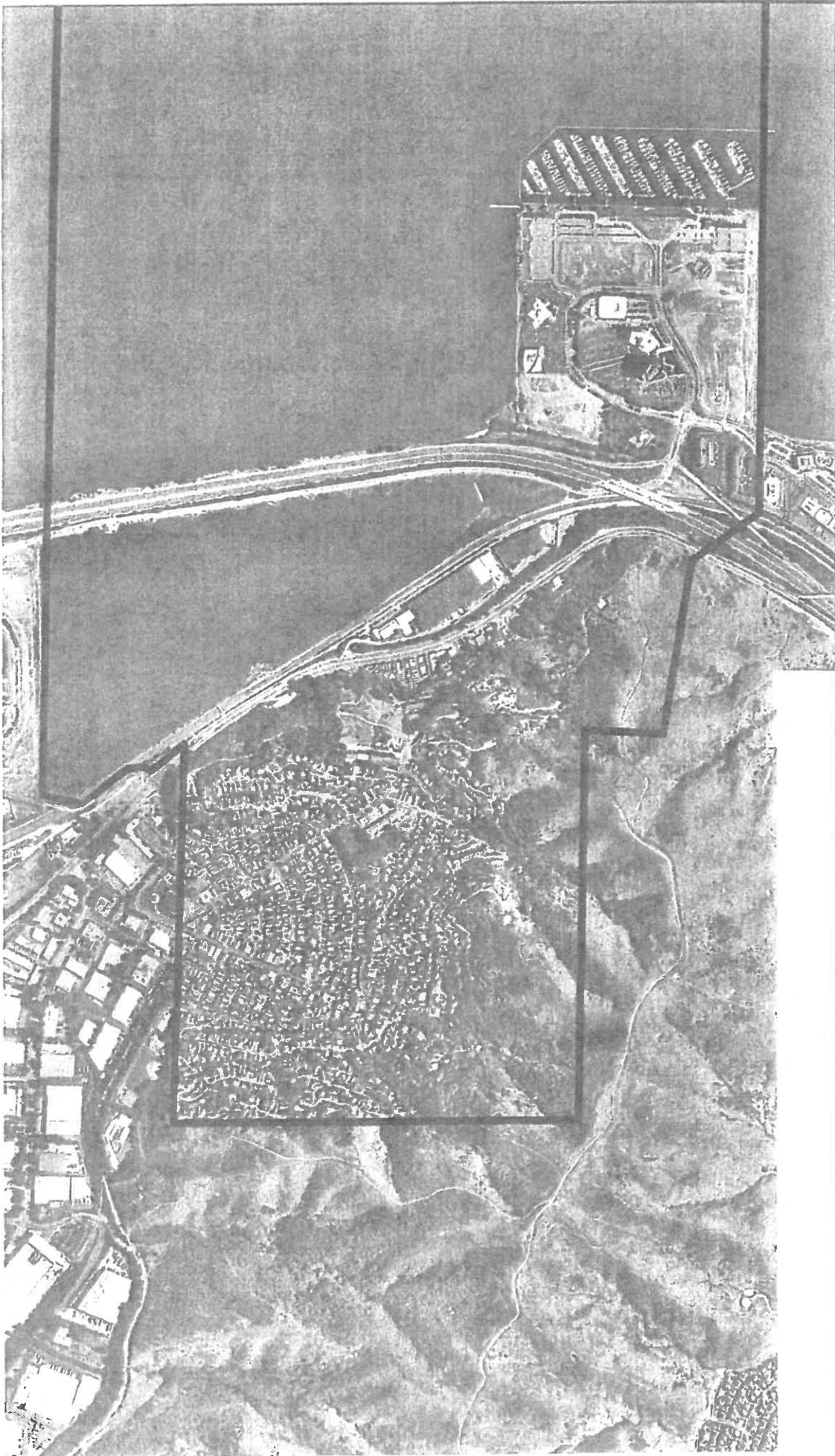
6.4 Modification Based on Neighboring Cities' Rates. Irrespective of any adjustments to maximum rates pursuant to Sections 6.2 and/or 6.3 above, every maximum service rate applicable under this Agreement shall be adjusted effective as of July 1 in each of the years 2015 and every third year thereafter (i) in the case of each of the service categories set forth in Exhibit C attached to this Agreement, so as to equal eighty-eight percent (88%) plus the percentage of the Franchise Fee times the average of the most current rates for such service category charged in the jurisdictions set forth in Exhibit D, and (ii) in the case of every other service category not set forth on Exhibit C, so as to equal an amount reasonably arrived at by extrapolating from the new rates determined in accordance with Section 6.4(i) above. The most current rate charged in each jurisdiction listed in Exhibit D for a service category listed in Exhibit C shall mean the rate that applies as of the date Scavenger Company files the Notice of Intention described in Section 6.4(a) below, and shall be based on the actual published rate for a period including such date. The average of the most current rates for a particular service category listed on Exhibit C shall be determined by adding all the most current rates for such service category, and dividing by the number of jurisdictions set forth in Exhibit D. The procedure for rate adjustments under this Section 6.4 shall be as follows.

- (a) Not later than March 31st of each year that is subject to a rate adjustment under this Section 6.4, Scavenger Company shall file with City a written Notice of Intention to adjust, effective as of July 1st of the same year, each of the then current maximum service rates in accordance with Section 6.4 above.

An example of such calculation for an Exhibit C service category and for a related service category not listed in Exhibit C is as follows: if the total of the most current rates in the applicable jurisdictions, which number thirty-two (32), for weekly 2-yard commercial front end loader service per month as of March 31, 2018 were \$4,800, Scavenger Company's Notice of Intention for July 1, 2018 would specify \$150.00 [$\$4,800$ divided by 32 multiplied by .88 plus the percentage of the Franchise Fee] as the new maximum rate for such service category, and could specify \$300.00 for weekly 4-yard commercial front end loader service per month.

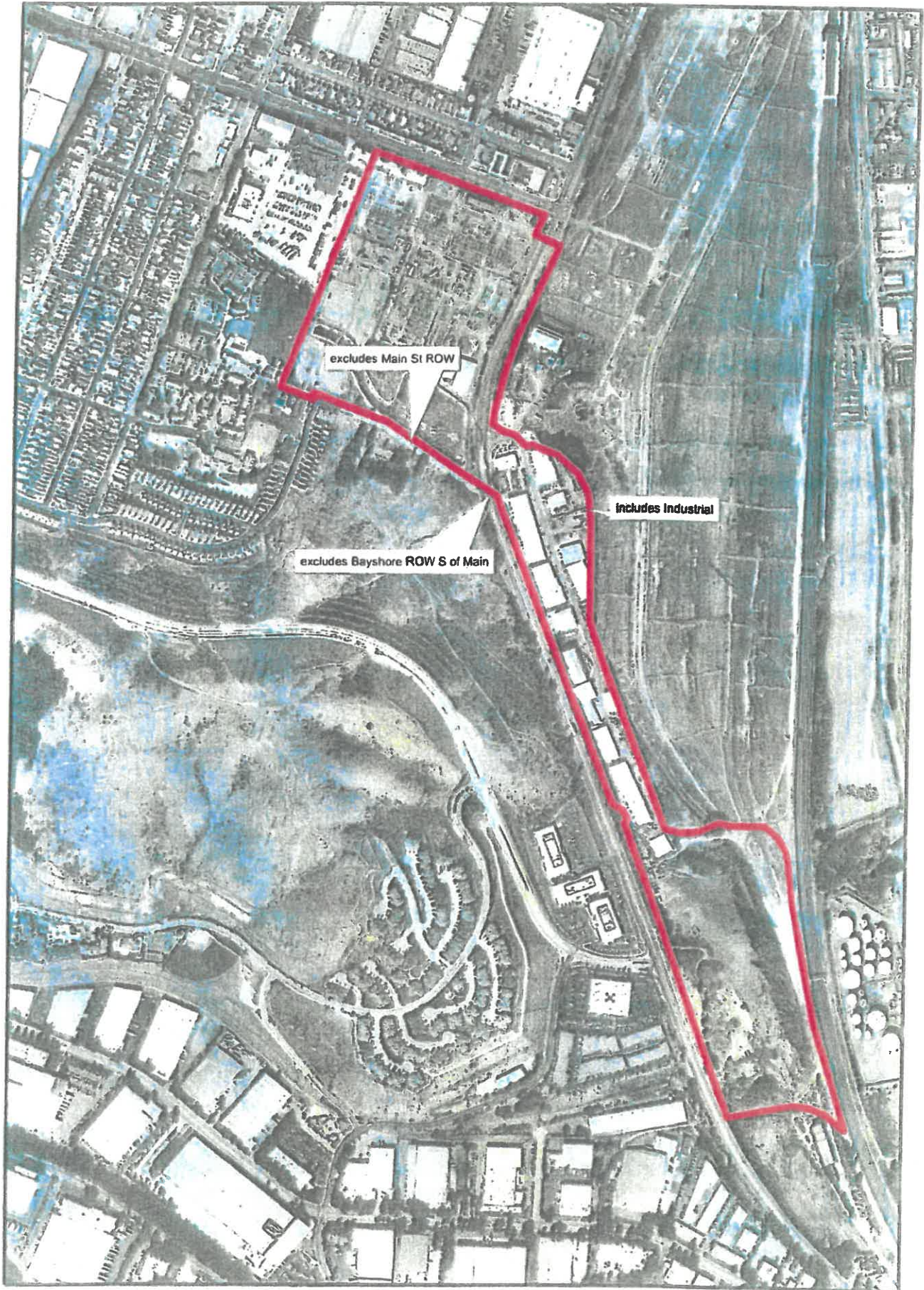


**City of Brisbane
Solid Waste Collection Zone
1 - A**

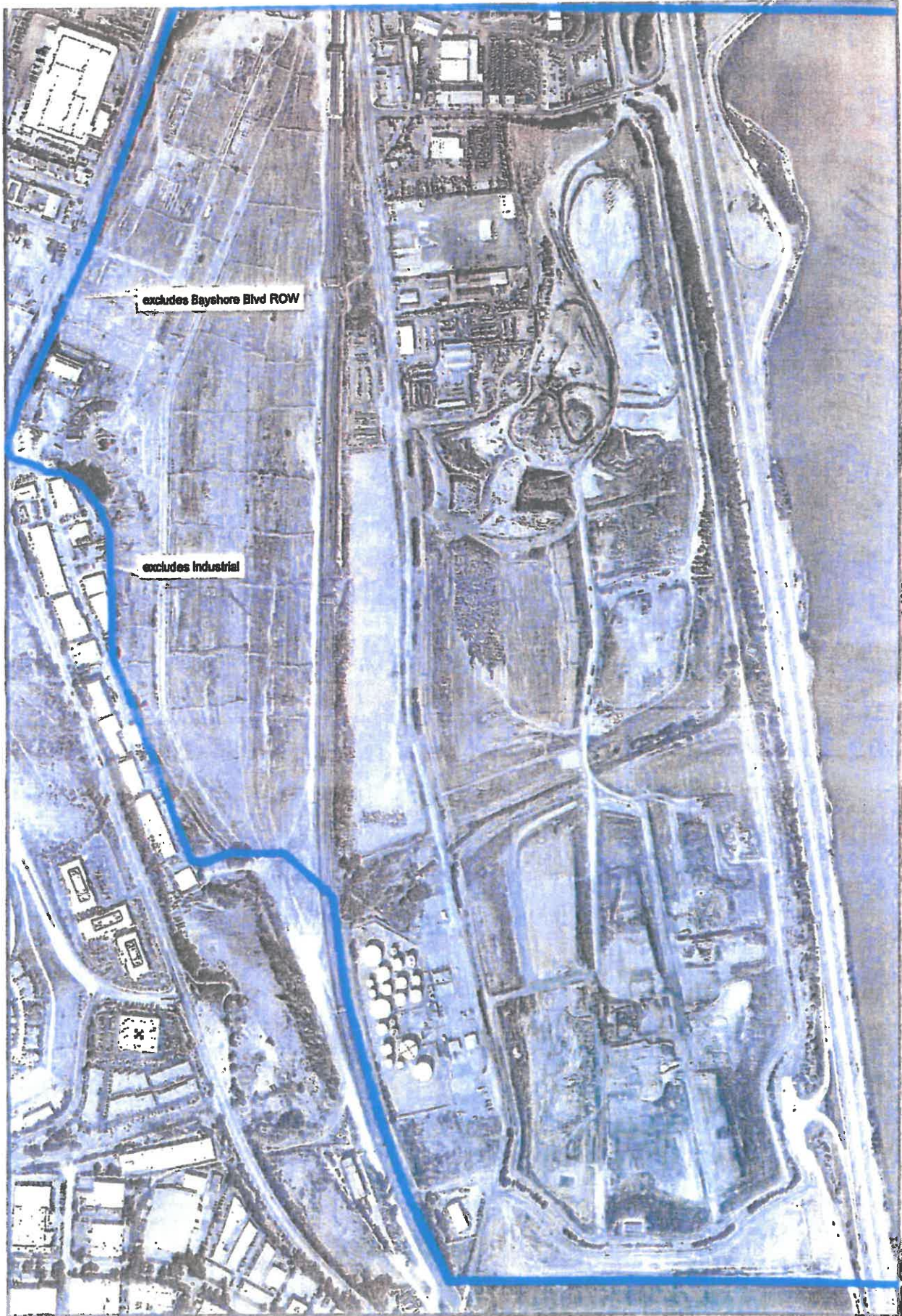


**City of Brisbane
Solid Waste Collection Zone
1 - B**





**City of Brisbane
Solid Waste Collection Zone
2**



City of Brisbane
Solid Waste Collection Zone

File Attachments for Item:

M. Approve Lyrical Opposition's Lyrical Festival and Fundraiser as a cosponsored event



CITY COUNCIL AGENDA REPORT

Meeting Date: 5/2/2024

From: Jeff Franco, Recreation Coordinator

Noreen Leek, Parks & Recreation Director

Subject: Application for Event Cosponsorship

Community Goal/Result

Community Building & Fundraising

Purpose

Promote cultural and social events that encourage community engagement and provide assistance to local non-profit organizations.

Recommendation

Approve Lyrical Opposition’s Lyrical Festival and Fundraiser as a cosponsored event.

Background

Lyrical Opposition a is Non-profit 501(c)(3) organization established in 2020. Their mission is to foster lyrical arts that advances social justice and systemic change efforts by cultivating messages of hope that inspire and empower. They have provided multiple admission-free art events throughout Brisbane, bringing patronage to local establishments. They also hosted an admission-free festival and fundraiser highlighting local artists, filmmakers, and vendors.

Discussion

Lyrical Opposition’s Lyrical Festival and Fundraiser will be held at the Mission Blue Center on Saturday, June 29, 2024, from 5:00-9:00pm. Any funds raised at the event will benefit their nonprofit work and to continue to produce admission-free events. The event will include film, music, and food vendors. Admission is free to the general public. Meeting the Group II requirements with the event open to the general public qualifies them for free use of the facility and waives the deposit requirement.

Fiscal Impact

Lyrical Opposition is requesting support from the City as summarized in the table below. They have requested use of the Mission Blue Center for the aforementioned event. Although use of the facility and the deposit are waived as part of their Group II designation, they are also asking the City to waive costs associated event insurance.

FINANCIAL IMPACT SUMMARY BASED ON APPLICATION		
Hourly Rental of Mission Blue Center	Approximately 4 hours @ \$350/hour = \$1,400 <i>(including set up/clean up)</i>	Waived per City policy for Non-profit use
Mission Blue Rental Deposit	\$500 <i>(Typically refundable absent damages)</i>	Waived per City policy for Non-profit use
Indoor Event Insurance	Approximately \$100-\$250/event. <i>(Renters are typically required to procure insurance on their own and provide a copy to the city.)</i>	Requesting requirement be waived
Promotional and Marketing Support	Waived	

Attachments

1. Cosponsorship application

Jeff Franco

 Jeff Franco, Recreation Coordinator

Noreen Leek

 Noreen Leek, Parks & Recreation Director

Clay Holstine

 Clay Holstine, City Manager



CO-SPONSORSHIP APPLICATION

This application must be submitted to the Parks & Recreation Department at least **(90) working days** prior to the requested event.

PHONE: 415-508-2140 | EMAIL: BRISBANEREC@BRISBANECA.ORG | OFFICE: 50 Park Place, Brisbane, CA 94005

APPLICANT INFORMATION

Name of Contact Person: Christian Allan Bustos Contact Person's Phone: 415-359-5540

Contact Person's Email: christian@lyricalopposition.org

Name of Organization: Lyrical Opposition Organization's Website: https://www.lyricalopposition.org

Organization's Address or P.O. Box: 132 Visitacion Ave, Brisbane, CA 94005

Circle ONE of the following items below that best describes your organization.

- a. Brisbane Non-Profit Organization
- b. Non-resident, Non-Profit Organization (Outside of Brisbane)
- c. School District, School, or School Affiliated Group (ex. PTO)
- d. Private Group, Club, or Organization

What year did your organization begin serving the Brisbane community? 2020

How has your organization contributed to the Brisbane community in the past 2 years?

Hosted multiple co-sponsored arts and culture events with the City of Brisbane and the Chamber of Commerce.

Opened a record store last year with very affordable prices of \$5 or less for all records for Brisbane residents.

Two members attend and serve on the board of the Friends of the Library.

In addition to serving on the IDEA committee the last 2 years.

What is your organization's mission and/or purpose?

Lyrical Opposition's purpose is to cultivate lyrical artists and activists to oppose systemic oppression through creative expression, education, and communal joy.

EVENT DETAILS

Name of Event: Lyrical Festival and Fundraiser 2024

Event Set-up Start Time: 3pm

Event Date (mm/dd/yy): 06/29/2024

Event Start Time: 5pm

Event Day of Week: Saturday

Event Close Time: 9pm

Event Location: Mission Blue Center

Reservation Permit Number (if applicable): _____

Describe what can be expected from this event? (ex. Performance, shopping, activities, etc.)

Film, Music, Food Vendors

Will there be any fundraising at this event? Yes If yes, what will the funds raised be used for? Produce admission-free events

Are there any admission fees for this event? No If yes, please list them here: _____

If this event is NOT open to the general public, what are the restrictions for who may attend? (ex. Age, membership, residency, etc.)

Yes, open to public.

INDOOR FACILITY ACCESS REQUEST

City staff must be present to accommodate the use of any of our indoor facilities. The following schedule will be used to ensure someone will be available when you need access. (If you are not requesting indoor facility use, you may skip to the next section)

Date of Facility Access (mm/dd/yy): 06/29/2024 Opening Time: 3pm Closing Time: 10pm
 Date of Facility Access (mm/dd/yy): _____ Opening Time: _____ Closing Time: _____
 Date of Facility Access (mm/dd/yy): _____ Opening Time: _____ Closing Time: _____

EQUIPMENT USE REQUEST

<Insert Equipment Use Liability Notice>
 Indicate the equipment you wish to borrow for this event.
 Bluetooth Speaker? _____ with Microphone? _____
 Projector & Screen? (Mission Blue Only) Yes
 Theater Risers? (Mission Blue Only) Yes
 Theatrical Lighting? (Mission Blue Only) Yes Lighting Technician? Yes
 Other: _____

Quantity:	Item:
_____	6ft Long Rectangle Tables
_____	5ft Diameter Round Tables
_____	Chairs
_____	10ft x 10ft Canopy/Pop-up Tent
_____	Weighted Sandbags

PERMITS

Food & Beverage Permits
 Will any food or non-alcoholic beverages be sold at your event? Yes If yes, this permit is required smchealth.org/food-program
 Will alcoholic beverages be served or sold at your event? _____ If yes, you must attach a copy of an [Alcoholic Beverage Permit](#)
 *Full Liquor Liability: If beer or wine is available for consumption and money is transacted in any form (i.e. for donation, for a ticket, for a meal, for entry to the event, for the beverage) then full liquor liability premiums are necessary.

Traffic Permits
 Will this event require any street or parking closures? No If yes, you must obtain a [Brisbane Encroachment Permit](#)


Amplified Sound Permits
 No. Standard sound setup indoors at Mission Blue Center.
 Do you wish to use amplified sound at this event? _____ If yes, you must submit an [Brisbane Amplified Sound Permit Application](#)

ADDITIONAL SUPPORT

Do you need any promotional support for this event?
 Signboards? Yes Social Media? Yes
 Digital Graphics / Flyers? _____ Programs? _____
 Other: _____

USE AGREEMENT & LIABILITY RELEASE

To the fullest extent allowed by law, I agree to indemnify and defend the City of Brisbane, its directors, officers, agents, employees and volunteers and hold them harmless from and against any and all loss, liability, expense, claims, costs, suits, and damages, including attorneys' fees, arising out of the use or occupancy described in this application. I agree to waive all rights of subrogation against the City, its elected or appointed officers, officials, agents and employees for losses paid under the terms of any policy which arise from the use or occupancy described in this application.

Applicant Signature  Date 4/16/2024

File Attachments for Item:

N. Adopt an Ordinance, waiving second reading, revising Chapter 10.26 to the Brisbane Municipal Code Concerning “Residential Parking Permit Program”



CITY COUNCIL AGENDA REPORT

Meeting Date: May 2, 2024
From: Director of Public Works/City Engineer
Subject: Residential Parking Permit Program

This Ordinance is exempt from CEQA because it is not a project (CCR Title 14 §15378 (b) (2)).

Recommendation

Adopt an Ordinance, waiving second reading, revising Chapter 10.26 to the Brisbane Municipal Code Concerning “Residential Parking Permit Program”.

Background

This ordinance was introduced at the regular City Council meeting held on April 18, 2024, and was passed by unanimous vote with no requested changes.

Environmental Review

Adoption of this ordinance does not need further environmental review under the California Environmental Quality Act (CEQA) as it is general policy and procedure making not applied to a specific instance and therefore it is not a “project”(California Code of Regulations, Title 14, Division 6, Chapter 3, Article 20, §15378 (b) (2)).

Attachments

1. April 18, 2024 staff report

R.L. Breault

Randy Breault, Public Works Director

Clay Holstine

Clay Holstine, City Manager



CITY COUNCIL AGENDA REPORT

Meeting Date: April 18, 2024
From: Director of Public Works/City Engineer
Subject: Residential Parking Permit Program

This Ordinance is exempt from CEQA because it is not a project (CCR Title 14 §15378 (b) (2)).

Community Goal/Result: Safe Community

Purpose

To consider changes proposed to the Brisbane Municipal Code Chapter on residential parking permits that will modify existing requirements for the establishment of a designated permit area.

Recommendation

Consider introducing an Ordinance, waiving first reading, revising Chapter 10.26 to the Brisbane Municipal Code Concerning “Residential Parking Permit Program”.

Background

The use of public streets and establishing an acceptable balance between the needs of all its lawful users (pedestrians, bicyclists, drivers, commercial deliveries, emergency responders and those wanting to park a private vehicle, etc.) is an ongoing tension known to many communities. Establishing this balance can be particularly challenging in cities developed on hillsides, where streets are often intentionally designed with a narrow section to avoid impact on the mountainous topography.

As a result of rising tensions over parking capacity, the City Council charged the Complete Streets Safety Committee with reviewing the issue and developing a recommendation therefore. Council reviewed this matter multiple times in early 2024, and chose to send a letter to residents of Tulare Street and Thomas Avenue asking if they would be willing to participate in a pilot residential parking permit program. Prior to hearing this agenda item, Council will receive a report on the responses provided to staff.

Discussion

The current residential parking program has been codified since 1998, but with the program requiring citizens to obtain 70% concurrence from their neighbors it has never been successfully implemented.

The primary changes in the attached ordinance;

- 1. Lowers the percentage of residents required to request a designated permit area to “. . . not less than a majority of the dwellings on each side of the street.” (§10.26.040 B)
- 2. Clearly provides Council the authority to impose residential parking restrictions by resolution. (§10.26.010 D)
- 3. Throughout the ordinance provides structure for the implementation of the program, defines the vehicles impacted, and assigns oversight responsibilities to various city departments

Fiscal Impact

None as a direct result of introducing this ordinance. Previous staff reports by the City’s Deputy Director of Public Works have offered estimates on the cost to implement the two pilot streets now under consideration.

Measure of Success

A revised municipal code that allows residents and the Council to establish a parking program that is appropriate for individual neighborhoods.

Environmental Review

Adoption of this ordinance does not need further environmental review under the California Environmental Quality Act (CEQA) as it is general policy and procedure making not applied to a specific instance and therefore it is not a “project”(California Code of Regulations, Title 14, Division 6, Chapter 3, Article 20, §15378 (b) (2)).

Attachments

- 1. Ordinance revising Chapter 10.26 concerning Residential Parking Permit Program
- 2. Redline markup of existing Chapter 10.26

R.L. Breault

Randy Breault, Public Works Director

Clay Holstine, City Manager

ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY OF BRISBANE
REVISING CHAPTER 10.26 TO THE BRISBANE MUNICIPAL CODE CONCERNING
RESIDENTIAL PARKING PERMIT PROGRAM**

The City Council of the City of Brisbane hereby ordains as follows:

Section 1. Chapter 10.26 to the Brisbane Municipal Code is revised to read as follows:

“10.26.010 Purpose of chapter.

This chapter has been adopted for the following purposes:

- A. To create a voluntary program that will enable persons residing in the city to request the establishment of residential parking restrictions within the area where they reside which are in addition to, and likely to be more restrictive than, the city's standard parking regulations for such area;
- B. To provide for the issuance of a certain number of parking permits to the occupants in such designated areas, the display of which will serve to exempt their vehicles from the operation of the parking restrictions;
- C. To promote a cooperative effort among persons residing in the city in dealing with a shortage of parking spaces on the streets where they reside by enabling them to recommend such parking restrictions as they determine to be appropriate for their own neighborhood;
- D. To authorize the City Council to impose by resolution residential parking restrictions for those streets or portions of streets and related requirements as determined appropriate and necessary to alleviate parking space shortages.

10.26.020 Definitions.

As used in this chapter, the following words and phrases shall have the meanings respectively ascribed to them in this section:

- A. "Designated permit area" means a contiguous area of a residential zoning district, containing not less than ten (10) dwellings, upon which the city council imposes parking restrictions in response to a petition to do so submitted by persons residing in such area in accordance with this chapter.
- B. "Dwelling" means a dwelling as defined in Section 17.02.235 of this Code.
- C. "Motor vehicle" means automobiles as defined by California Vehicle Code §465 and including leased motor vehicles and company owned motor vehicles used by a person residing within a designated permit area as a primary vehicle for transportation, motorcycles as defined by California Vehicle Code §400, trucks or other motor driven vehicles not exceeding seven thousand (7,000) pounds curb weight. The following (which are not exhaustive) do not meet the definition of "motor vehicle" as defined in this subsection: commercial trucks and truck tractors, boat trailers and all commercial trailers, recreational vehicles including campers, coaches, house cars and trailer coaches, and commercial passenger vehicles such as limousines, taxis and vanpool vehicles.
- D. "Non-resident vehicle" means a motor vehicle parked or left standing in a designated permit area without having displayed thereon a parking permit for such area issued the city pursuant to this chapter, regardless of whether such motor vehicle is owned or being used by a resident of the designated permit area. A motor vehicle parked or left standing in a designated permit area displaying a parking permit for a different designated permit area shall be treated as a nonresident vehicle.
- E. "Parking permit" means a permit issued by the city pursuant to this chapter to an occupant within a designated permit area for display on a motor vehicle owned or used by such occupant or his or her guests which is parked or left standing within the boundaries of such area.

10.26.030 Parking permit exemption.

- A. A motor vehicle on which is displayed a valid, unexpired parking permit shall be permitted to stand or be parked in the designated permit area for which such permit has been issued without being subject to the residential parking restrictions established for such area pursuant to this chapter.
- B. All nonresident vehicles which are parked or left standing in violation of any parking restriction established pursuant to this chapter for any designated permit area shall be subject to the same fines and penalties, including towing of nonresidential vehicles, as applied for violations of restrictions pertaining to parking time limit areas other than special zones.
- C. Notwithstanding subsections A and B of this Section,, the display of a valid, unexpired identification of the motor vehicle as being used by a disabled person meeting the requirements of Section 22511.5 of the California Vehicle Code shall be deemed a parking permit and such vehicle shall be exempt from any parking restrictions established for any designated permit area in the city.
- D. Nothing contained in this chapter shall be interpreted in a manner that will affect, impair, or supersede the enforcement of any other state or local laws, ordinances, or regulations, whether pertaining to parking or otherwise, and the same shall continue to be applied with full force and effect in all designated permit areas. In the event of any conflict or inconsistency with the parking restrictions established pursuant to this chapter, such other laws, ordinances and regulations shall be controlling.

10.26.040 Establishment of designated permit area pursuant to application.

- A. Persons desiring to create a designated permit area may submit an application to the Director of Public Works/City Engineer containing the following information:
 - 1. A description or a map showing the proposed boundaries of the designated permit area. Both sides of the street must be included within the boundaries of any proposed area;
 - 2. The address of each dwelling unit within the proposed designated permit area and, to the extent such information is available to the applicants, the name(s) of the adult occupant(s) of each dwelling;
 - 3. An identification of any nonresidential properties located within the proposed designated permit area, such as churches, schools, public facilities, or commercial establishments;
 - 4. Concurrence that on Sundays through Thursday starting at 10 p.m. and ending at 6 a.m. the next day on-street parking within a designated permit area shall be reserved for holders of city issued parking permits within that designated permit area;
 - 5. Concurrence that each household within a designated permit area shall be issued no more than one permit to each occupant with a valid California Driver's License and a current vehicle registration that shows the vehicle registered at the address within the designated permit area; provided, however, that the number of permits per household shall not exceed the number of registered vehicles at that household address or the number of occupants with a valid California driver's license, whichever is less.
 - 6. The application shall include the following statement:

We the undersigned are occupants of the dwellings within the proposed designated permit area described in this petition. We understand that: (i) if this area is designated, certain restrictions will be placed upon on-street parking within the area; (ii) persons residing within the area will be entitled to obtain a limited number of permits exempting their vehicle from such parking restrictions, but if a person owns a vehicle without having a permit displayed, that vehicle will be subject to the parking restrictions; (iii) parking permits will be issued for a term of one year and will need to be renewed each year; (iv) the cost of installing and maintaining the parking restriction signs and the cost of issuing the annual parking permits will be paid by the occupants; and (v) the City of Brisbane will have no obligation to collect delinquent payments.
- B. The application must be signed by at least one adult occupant of not less than a majority of the dwellings located within the boundaries of the proposed designated permit area. Where dwellings are located on both sides of the street, the application must be signed by at least one adult occupant of not less than a majority of the dwellings on each side of the street.

- C. The application shall be accompanied by the payment of a processing fee in such amount as established from time to time by resolution of the city council.
- D. A public hearing on the application shall be conducted by the city council. Notice of the public hearing shall be mailed not less than ten (10) days prior to the scheduled date of the hearing to all persons listed in the application as being occupants of the dwelling units located within the boundaries of the proposed designated permit area and to any other persons who may not be listed in the application but are shown on the latest available assessment roll of the county as owning property located within the proposed area. Notice of the hearing shall also be posted in at least three (3) conspicuous locations within the proposed designated permit area and at such additional locations as may be necessary to post at least one notice on each separate block within the proposed area.
- E. Any person who has signed the application for designation may withdraw his or her consent to the establishment of the proposed designated permit area by communicating such withdrawal verbally or in writing to the city council at any time prior to adoption of the resolution establishing the area.
- F. The city council may approve, reject or modify the application in any manner the council deems appropriate, except that the boundaries of the proposed designated permit area shall not be expanded but may be reduced by excluding certain properties as long as the remaining properties are contiguous to each other. When a designated parking area has been requested by application, the city council may establish a designated permit area by resolution, which shall set forth the exact boundaries of the area, the specific parking restrictions applicable to such area, the initial cash contribution required for the cost of installing parking restriction signs, and the fees to be charged for issuance and renewal of parking permits.

10.26.045 Establishment of a designated parking area by City Council

Notwithstanding the provisions of subsection A, B, and C of Section 10.26.040, City Council may by resolution impose a designated permit area, establish the applicable parking restrictions within such area, and establish the requirements as to who may obtain a permit and the number of permits issued.

10.26.050 Modification of designated permit area.

In response to a request submitted by any person or upon its own initiative, the city council may modify the boundaries of a designated permit area or any of the parking restrictions applicable to such area, or the council may abolish the entire area or rescind any of such restrictions. No action shall be taken until a public hearing on the proposed modification has been conducted by the city council, with notice thereof given in the same manner as prescribed in this chapter for notice of the public hearing on the initial establishment of the designated permit area.

10.26.060 Issuance of parking permits.

- A. Persons residing within a designated permit area may apply to the City of Brisbane police department for parking permits, which shall be granted upon payment of the application fee and submitting documentation showing proof of residency within the designated permit area, proof of a valid California driver's license and current registration of the motor vehicle to be parked in the designated permit area, and proof of ownership or entitlement to use each motor vehicle for which a parking permit is requested. The issuance of a parking permit shall not constitute the reservation or guaranty of any on-street parking spaces for the exclusive use of the permit holder.
- B. The number of permits that may be issued to the occupants of each dwelling unit located within the designated permit area shall not exceed the maximum number as may be specified in the resolution of the city council establishing the area; provided, however, that the chief of police, upon the showing of special circumstances or unavoidable hardship, shall have authority to issue a greater number of parking permits to the occupants of any dwelling unit within the designated permit area. The additional permits issued by the chief of police may be either temporary or renewable.
- C. Each household within the designated permit area may apply to the city police department for a parking permit for guests or invitees of the household but in no event shall the cumulative number of days for such permit or permits exceed twenty-one (21) days annually.

- D. Parking permits shall be issued for a term of one year and may be renewed for additional terms of one year upon payment of the renewal fee and the person requesting the renewal satisfying the requirements of paragraph 5 of subsection A or Section 10.26.040 or satisfying the requirements established by City Council resolution if different.
- E. The chief of police shall have authority to issue rules and regulations concerning the granting, renewal and display of parking permits, provided the same are consistent with the terms and provisions of this chapter.

10.26.070 Posting of signs.

The parking restrictions established for a designated permit area shall become effective and enforceable upon the posting of street signs giving notice of such restrictions to the public in the manner prescribed by the California Vehicle Code. The city engineer shall have the responsibility of installing and maintaining such signs.”

Section 2. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Brisbane hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases may be held invalid or unconstitutional.

Section 3. This Ordinance shall be in full force and effect 30 days after its passage and adoption.

* * * *

The above Ordinance was regularly introduced and after waiting the time required by law was thereafter passed and adopted at a regular meeting of the City Council of the City of Brisbane held on October 3, 2023, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Terry O’Connell, Mayor

ATTEST:

Ingrid Padilla, City Clerk

APPROVED AS TO FORM:

Thomas R. McMorrow, City Attorney

Chapter 10.26 RESIDENTIAL PARKING PERMIT PROGRAM

10.26.010 Purpose of chapter.

This chapter has been adopted for the following purposes:

- A. To create a voluntary program that will enable ~~residents of persons residing in~~ the city to request the establishment of ~~neighborhood residential~~ parking restrictions within the area where they ~~live reside~~ which are in addition to, and likely to be more restrictive than, the city's standard parking regulations for such area;
- B. To provide for the issuance of a certain number of parking permits to the residents of such designated areas, the display of which will serve to exempt their vehicles from the operation of the parking restrictions;
- C. To promote a cooperative effort among ~~neighbors persons residing in the city~~ in dealing with a shortage of parking spaces on the streets where they reside by enabling them to ~~formulate recommend~~ such parking restrictions as they determine to be appropriate for their own neighborhood;
- D. ~~To authorize the City Council to impose by resolution residential parking restrictions for those streets or portions of streets and related requirements as determined appropriate and necessary to alleviate parking space shortages.~~

10.26.020 Definitions.

As used in this chapter, the following words and phrases shall have the meanings respectively ascribed to them in this section:

- A. ~~A.~~ "Designated permit area" means a contiguous area of a residential zoning district, containing not less than ten (10) dwelling units, upon which the city council imposes parking restrictions in response to a petition to do so submitted by the residents of such area in accordance with this chapter.
- B. ~~"Dwelling" means a dwelling as defined in Section 17.02.235 of this Code.~~
- C. ~~"Motor vehicle" means automobiles as defined by California Vehicle Code §465 and including leased motor vehicles and company owned motor vehicles used by a person residing within a designated permit area as a primary vehicle for transportation, motorcycles as defined by California Vehicle Code §400, trucks or other motor driven vehicles not exceeding seven thousand (7,000) pounds curb weight. The following (which are not exhaustive) do not meet the definition of "motor vehicle" as defined in this subsection: commercial trucks and truck tractors, boat trailers and all commercial trailers, recreational vehicles including campers, coaches, house cars and trailer coaches, and commercial passenger vehicles such as limousines, taxis and vanpool vehicles. automobile, three wheel motorcycle, truck, or other motor driven vehicle, not exceeding six thousand (6,000) pounds unladen weight.~~
- D. ~~C.~~ "Non-resident vehicle" means a motor vehicle parked or left standing in a designated permit area without having displayed thereon a parking permit for such area issued the city pursuant to this chapter, regardless of whether such motor vehicle is owned or being used by a resident of the designated permit area. A motor vehicle parked or left standing in a designated permit area displaying a parking permit for a different designated permit area shall be treated as a nonresident vehicle.

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~~E.D.~~ "Parking permit" means a permit issued by the city pursuant to this chapter to a ~~resident of an~~ occupant within a designated permit area for display on a motor vehicle owned or used by such ~~resident-occupant~~ or his or her guests which is parked or left standing within the boundaries of such area.

10.26.030 Parking permit exemption.

- A. A motor vehicle on which is displayed a valid, unexpired parking permit shall be permitted to stand or be parked in the designated permit area for which such permit has been issued without being subject to the neighborhood parking restrictions established for such area pursuant to this chapter.
- B. All nonresident vehicles which are parked or left standing in violation of any parking restriction established pursuant to this chapter for any designated permit area shall be subject to the same fines and penalties, including towing of nonresidential vehicles, as applied for violation of restrictions pertaining to parking time limit areas other than special zones.
- C. Notwithstanding ~~the foregoing subsections A and B of this Section~~, the display of a valid, unexpired identification of the motor vehicle as being used by a disabled person meeting the requirements of Section 22511.5 of the California Vehicle Code shall be deemed a parking permit and such vehicle shall be exempt from any parking restrictions established for any designated permit area in the city.
- D. Nothing contained in this chapter shall be interpreted in a manner that will affect, impair, or supersede the enforcement of any other state or local laws, ordinances, or regulations, whether pertaining to parking or otherwise, and the same shall continue to be applied with full force and effect in all designated permit areas. In the event of any conflict or inconsistency with the parking restrictions established pursuant to this chapter, such other laws, ordinances and regulations shall be controlling.

10.26.040 Establishment of designated permit area.

- A. Persons desiring to create a designated permit area may submit an application to the ~~city clerk~~ Director of Public Works/City Engineer containing the following information:
 1. A description or a map showing the proposed boundaries of the designated permit area. Both sides of the street must be included within the boundaries of any proposed area;
 2. The address of each dwelling unit within the proposed designated permit area and, to the extent such information is available to the applicants, the name(s) of the adult occupant(s) of each dwelling ~~unit~~;
 3. An identification of any nonresidential properties located within the proposed designated permit area, such as churches, schools, public facilities, or commercial establishments;
 4. Concurrence that on Sundays through Thursday starting at 10 p.m. and ending at 6 a.m. the next day on-street parking within a designated permit area shall be reserved for holders of city issued parking permits within that designated permit area; ~~A statement of the proposed parking restrictions desired by the applicants, including days of the week, times during the day, and the length of time for the restriction. (For example, a two (2) hour maximum time limit during the hours of five p.m. to ten p.m. on Mondays through Fridays, holidays exempted.);~~
 5. Concurrence that each household within a designated permit area shall be issued no more than one permit to each occupant with a valid California Driver's License and a current vehicle registration that

~~shows the vehicle registered at the address within the designated permit area; provided, however, that the number of permits per household shall not exceed the number of registered vehicles at that household address or the number of occupants with a valid California driver's license, whichever is less. The suggested maximum number of parking permits that may be issued to each dwelling unit located within the proposed boundaries of the designated permit area;~~

6. The application shall include the following statement:

We the undersigned are ~~residents-occupants~~ of the ~~dwellings within the~~ proposed designated permit area described in this petition. We understand that: (i) if this area is designated, certain restrictions will be placed upon on-street parking within the area; (ii) ~~residents of persons residing within~~ the area will be entitled to obtain a limited number of permits exempting their vehicles from such parking restrictions, but if a ~~resident person~~ owns a vehicle without having a permit displayed, that vehicle will be subject to the parking restrictions; (iii) parking permits will be issued for a term of one year and will need to be renewed each year; (iv) the cost of installing and maintaining the parking restriction signs and the cost of issuing the annual parking permits will be paid by the ~~residents-occupants~~; and (v) the City of Brisbane will have no obligation to collect delinquent payments ~~from any resident~~.

B. The application must be signed by ~~the at least one adult~~ occupants of not less than ~~seventy percent (70%) a majority~~ of the dwellings ~~units~~ located within the boundaries of the proposed designated permit area. Where dwellings are located on both sides of the street, ~~the application must be signed by at least one adult occupant of not less than a majority of the dwellings on each side of the street. signatures by the occupants of not less than seventy percent (70%) of the dwelling units on each side of the street must be obtained. If a dwelling unit is occupied by more than one person, the signature by any of the adult occupants of such dwelling unit shall be sufficient for purposes of the application.~~

C. The application shall be accompanied by the payment of a processing fee in such amount as established from time to time by resolution of the city council.

D. A public hearing on the application shall be conducted by the city council. Notice of the public hearing shall be mailed not less than ten (10) days prior to the scheduled date of the hearing to all persons listed in the application as being occupants of the dwelling units located within the boundaries of the proposed designated permit area and to any other persons who may not be listed in the application but are shown on the latest available assessment roll of the county as owning property located within the proposed area. Notice of the hearing shall also be posted in at least three (3) conspicuous locations within the proposed designated permit area and at such additional locations as may be necessary to post at least one notice on each separate block within the proposed area.

E. Any person who has signed the application for designation may withdraw his or her consent to the establishment of the proposed designated permit area by communicating such withdrawal verbally or in writing to the city council at any time prior to adoption of the resolution establishing the area.

F. The city council may approve, reject or modify the application in any manner the council deems appropriate, except that the boundaries of the proposed designated permit area shall not be expanded but may be reduced by excluding certain properties as long as the remaining properties are contiguous to each other. ~~When a designated parking area has been requested by application, t~~The city council may establish a designated permit area by resolution, which shall set forth the exact boundaries of the area, the specific parking restrictions applicable to such area, the initial cash contribution required for the cost of installing parking restriction signs, ~~and~~ the fees to be charged for issuance and renewal of parking permits, ~~and the maximum number of parking permits that may be issued to each dwelling unit located within the designated permit area.~~

10.26.045 Establishment of a designated parking area by City Council

Notwithstanding the provisions of subsection A, B, and C of Section 10.26.040, the City Council may by resolution impose a designated permit area, establish the applicable parking restrictions within such area, and establish the requirements as to who may obtain a permit and the number of permits issued.

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10.26.050 Modification of designated permit area.

In response to a request submitted by any person or upon its own initiative, the city council may modify the boundaries of a designated permit area or any of the parking restrictions applicable to such area, or the council may abolish the entire area or rescind any of such restrictions. No action shall be taken until a public hearing on the proposed modification has been conducted by the city council, with notice thereof given in the same manner as prescribed in this chapter for notice of the public hearing on the initial establishment of the designated permit area.

10.26.060 Issuance of parking permits.

- A. Persons residing within a designated permit area may apply to the ~~city~~City of Brisbane police department for parking permits, which shall be granted upon payment of the application fee and submitting documentation ~~acceptable to the chief of police or his or her authorized representative~~ showing proof of residency within the designated permit area, proof of a valid California driver's license and current registration of the motor vehicle to be parked in the designated permit area, and proof of ownership or entitlement to use each motor vehicle for which a parking permit is requested. ~~and proof of ownership or entitlement to use each motor vehicle for which a parking permit is requested.~~ The issuance of a parking permit shall not constitute the reservation or guaranty of any on-street parking spaces for the exclusive use of the permit holder.
- B. The number of permits that may be issued to the occupants of each dwelling unit located within the designated permit area shall not exceed the maximum number as may be specified in the resolution of the city council establishing the area; provided, however, that the chief of police, upon the showing of special circumstances or unavoidable hardship, shall have authority to issue a greater number of parking permits to the occupants of any dwelling unit within the designated permit area. The additional permits issued by the chief of police may be either temporary or renewable.
- C. Each household within the designated permit area may apply to the city police department for a parking permit for guests or invitees of the household but in no event shall the cumulative number of days for such permit or permits exceed twenty-one (21) days annually.
- D. Parking permits shall be issued for a term of one year and may be renewed for additional terms of one year upon payment of the renewal fee and, the person requesting the renewal satisfying the requirements of paragraph 5 of subsection A or Section 10.26.040 or satisfying the requirements established by City Council resolution if different if requested by the chief of police, upon resubmittal of the applicant's proof of residency and proof of vehicle ownership or entitlement to use.
- D. The chief of police shall have authority to issue rules and regulations concerning the granting, renewal and display of parking permits, provided the same are consistent with the terms and provisions of this chapter.

10.26.070 Posting of signs.

The parking restrictions established for a designated permit area shall become effective and enforceable upon the posting of street signs giving notice of such restrictions to the public in the manner prescribed by the California Vehicle Code. The city engineer shall have the responsibility of installing and maintaining such signs, ~~but only after receipt of payment for the cost thereof made by or on behalf of the residents of the designated permit area. Failure to make such payment within the time to do so, as specified in the resolution adopted by the city council, shall operate to nullify the resolution.~~

File Attachments for Item:

O. Reject Smelly Mel's Plumbing's Bid as Nonresponsive and Award the Construction Contract for the Alvarado Stairway Water Main Rehabilitation Project, Job No. 921L to Golden Bay Construction, Inc., in the amount of \$225,270.00, and Authorize the Mayor to Sign the Agreement for the City



CITY COUNCIL AGENDA REPORT

Meeting Date: May 2, 2024

From: Randy Breault, Director of Public Works/City Engineer

Subject: Alvarado Stairway Water Main Rehabilitation Project

This work is categorically exempt from CEQA per CCR Title 14 §15302.

Community Goal/Result - Safe Community

Purpose – To strengthen an aging and vulnerable section of the existing water distribution pipe infrastructure. The project consists of rehabilitating approximately 235 linear feet of an existing 6-inch water main located in a central Brisbane easement between Alvarado Street and San Benito Road, using flexible fabric-reinforced liner; and replacing an existing fire hydrant branch lateral and assembly.

Recommendation –

1. Reject Smelly Mel’s Plumbing’s bid as nonresponsive.
2. Award the construction contract for the Alvarado Stairway Water Main Rehabilitation Project, Job No. 921L to Golden Bay Construction, Inc., in the amount of \$225,270.00, and authorize the mayor to sign the Agreement for the City.

Background

The city received three-bids on April 17th, 2024:

Smelly Mel’s Plumbing	\$195,110.00
Golden Bay Construction, Inc.	\$225,270.00
ENGINEER’S ESTIMATE	\$233,000.00
Koios Engineering, Inc.	\$324,500.00

Staff has reviewed the bids and determined that the proposal from the low bidder is non-responsive. Upon review of the submitted list of references in the bid packets, it was found that the apparent low bidder did not meet the experience requirements specified in paragraph N-6 of the Instructions to Bidders:

N-6. For a proposal to qualify for consideration in making an award, the bidder shall have had not less than three (3) years’ experience in the successful completion of work comparable to or greater in magnitude and complexity to the work herein contemplated. . . . The bidder is required to be skilled and regularly engaged in the work required in the Specifications.

The second low bidder’s proposal was found to be fully responsive and the bidder responsible.

Environmental Review

This work is categorically exempt from provisions of CEQA in that the proposal is a replacement or reconstruction of existing uses on the same site as the existing utilities with no change in purpose or expansion of capacity (California Code of Regulations, Title 14, Division 6, Chapter 3, Article 19, §15302, "Class 2 (c) – Replacement or Reconstruction"). Staff did file a Notice of Exemption for the project and said notice was filed in the County Clerk Recorder’s office on March 14, 2024.

Fiscal Impact

The project is funded through Capital Improvement Fees.

Measure of Success

A significantly extended life of a portion of the water distribution pipeline system that will have limited access after the city’s construction of a planned pedestrian walkway in the existing city easement between Alvarado Street and San Benito Road.

Attachments



Gerald Flanagan, Deputy Director of Public Works-Utilities



Randy L. Breault, Director of Public Works/City Engineer



Clay Holstine, City Manager

File Attachments for Item:

P. Adopt a Resolution to Appoint Jeremy Dennis as City Manager and Authorize the Mayor to Execute the Employment Agreement



CITY COUNCIL AGENDA REPORT

Meeting Date: May 2, 2024

From: Abby Partin, Human Resources Director

Subject: Adopt a Resolution to Appoint Jeremy Dennis as City Manager and Authorize the Mayor to Execute the Employment Agreement

Community Goal/Result

Safe Community, Community Building, Fiscally Prudent

Purpose

To ensure the community continues to receive excellent service by retaining exceptional employees in a financially prudent manner.

Recommendation

Adopt a resolution to appoint Jeremy Dennis as City Manager and authorize the Mayor to execute the employment agreement.

Background/Discussion

Interim City Manager Clayton Holstine informed the City Council last year that he would be retiring effective December 28, 2023. His last official day as City Manager was December 27, 2023. Mr. Holstine agreed to continue his employment as a retired annuitant as the City Council continued the search for a new City Manager. The City Council adopted a resolution conforming with the California Public Employees Retirement Law, and appointed Mr. Holstine as Interim City Manager.

The City Council held a Study Session on September 21, 2023, to determine their ideal recruitment process and decided to retain the services of Teri Black and Company, an executive recruitment firm, to conduct the City Manager executive search. An Ad-Hoc City Manager Recruitment Subcommittee comprised of then Mayor Davis and Mayor Pro-Tempore O’Connell, with the assistance of Interim City Manager Clayton Holstine and Human Resources Director Abby Partin, were chosen to work with Ms. Black and her team on various recruitment and selection steps leading to Council interviews of a short list of candidates.

Ms. Black and her team began their work by meeting with the City Council, executive management and general staff members to capture the candidate profile ideal to all stakeholders. The City Manager recruitment opened in January 2024 with a direct marketing campaign and extensive personal outreach, resulting in thirty-eight (38) applicants received. The City Council interviewed four candidates on March 16 and 17 and then deliberated on its selection, which resulted in the selection of Jeremy Dennis as the new City Manager.

The attached agreement contains the terms to which the City Council and Mr. Dennis have agreed. Key provisions include:

- Section C – Term. Mr. Dennis will begin employment on June 24, 2024, and the term of the contract will run through June 25, 2027, subject to the termination provisions.

- Section D and D. 2 – Salary. The City will pay Mr. Dennis \$315,000 in annual salary (“base salary”) for his services, payable bi-weekly, as other employees of the City are paid and subject to customary withholding. The bi-weekly base salary will be \$12,115.38; monthly salary, \$26,250, and the hourly rate, \$151.44.
 - A minimum ten percent base salary differential shall be maintained between Mr. Dennis’ base salary and the top of the range of the highest paid Department Head directly supervised by Mr. Dennis.
 - COLA increase will be tied to future COLA increases of the Executive Management team, with the exception of July 2024 which will not apply.

- Section E 1. – Benefits Coverage. Mr. Dennis shall be provided the same vacation leave, holidays, longevity, sick leave, dental, vision, employee assistance program, long term disability, life insurance coverage and the same management incentive plans provided to the City’s Executive Management Group. Mr. Dennis will start with 128 hours of personal leave (combined vacation and sick leave).

- Section E 2. – Medical Benefits. The City shall make monthly contributions to Mr. Dennis for his health insurance coverage in an amount equal to the cost of the medical plans he selects under the CalPERS Health Benefits Program Coverage, which coverage shall include his eligible dependents should Mr. Dennis so elects. If Mr. Dennis selects the “No Plan” option, City shall make a payment to him equal to the “employee only” contribution from the least expensive plan offered by the CalPERS Health Benefits Program.

- Section G – Performance Reviews. The City Council shall conduct an annual evaluation of the City Manager’s performance. The evaluation process shall address goals and objectives set for the past twelve-month period and establish goals and objectives for the upcoming 12-month period. The performance evaluation will be facilitated by a mutually agreed upon professional facilitator for Mr. Dennis’ first annual review and the use of a facilitator may be used thereafter if the City Council and Mr. Dennis find it mutually beneficial.

- Section L – Housing Assistance Program. The City Council encourages Mr. Dennis to become a resident of Brisbane and, to that end, may establish a Housing Assistance Program, elements of which will be determined by the City Council and the City Attorney. In no event, however, is the City obligated to provide housing assistance and, if such

Program is established, the Council may, in its sole discretion, modify or terminate such Program.

Fiscal Impact

The fiscal impact of this position will be included in the current and ensuing budget.

Measure of Success

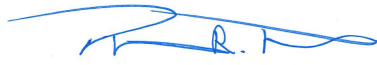
The City is able to maintain a stable and high quality workforce.

Attachments

- 1. Resolution 2024-XX
- 2. City Manager Employment Contract



Abby Partin, Human Resources Director



Thomas McMorrow, City Attorney

RESOLUTION NO 2024-XX

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRISBANE
APPOINTING JEREMY DENNIS AS CITY MANAGER AND AUTHORIZING THE MAYOR TO
EXECUTE THE EMPLOYMENT CONTRACT**

WHEREAS, following an extensive recruitment process beginning in January 2024, the Brisbane City Council selected Jeremy Dennis as the successor to Interim City Manager Clayton Holstine; and oversaw negotiations of terms and conditions of an employment agreement with Mr. Dennis, which terms and conditions Mr. Dennis has accepted; and

WHEREAS, the City Council desires to appoint Mr. Dennis as City Manager and enter an agreement with Mr. Dennis that establishes his initial compensation and benefits and sets forth the expectations of Mr. Dennis and the Council concerning his appointment.

NOW, THEREFORE, the City Council of the City of Brisbane resolves as follows:

1. The City Council appoints Jeremy Dennis as City Manager, effective June 24, 2024.
2. The Council establishes the annual base salary for Mr. Dennis at \$315,000 effective June 24, 2024, and establishes other benefits as set forth in the attached Employment Agreement.
3. The City Council authorizes the Mayor to execute the City Manager Employment Agreement in substantially the form presented, which sets forth the terms and conditions of the employment of Jeremy Dennis as City Manager.

Terry O'Connell, Mayor

I hereby certify that the foregoing Resolution No. 2024-XX was duly and regularly adopted at a regular meeting of the Brisbane City Council on May 2, 2024, by the following vote:

- Ayes:
- Noes:
- Absent:
- Abstain:

Ingrid Padilla, City Clerk

Approved as to form:



Thomas R. McMorrow, City Attorney

CITY MANAGER EMPLOYMENT AGREEMENT

between the

City of Brisbane

and

Jeremy Dennis

Dated May 2, 2024

**CITY MANAGER EMPLOYMENT AGREEMENT
between the City of Brisbane and Jeremy Dennis**

THIS AGREEMENT is made May 2, 2024, between the CITY OF BRISBANE, a municipal corporation (“City”) and JEREMY DENNIS (Employee):

RECITALS

WHEREAS, City desires to employ Jeremy Dennis (“Employee”) as City Manager and to establish certain terms and conditions of employment as hereinafter set forth.

WHEREAS, Employee desires to serve as City Manager, pursuant to the terms and conditions of this Agreement; and

WHEREAS, it is the desire of the parties hereto to provide the terms and conditions by which City shall receive and retain the services of Employee as City Manager and to provide for him to remain in such employment, to make possible full work productivity by assuring his morale and peace of mind with respect to future security; to act as a deterrent against malfeasance or dishonesty for personal gain on his part; and to provide for terminating his services at such time as he may be unable to fully discharge his duties or when Council may otherwise desire to terminate his employment.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the Parties agree as follows:

A. Responsibilities and Duties. City employs Employee as City Manager to perform the functions and duties of the City Manager specified in the Brisbane Municipal Code and as provided by state or federal law, and to perform such other duties, functions, and responsibilities as may from time to time be assigned to the Employee by the Brisbane City Council.

B. Hours of Work and Outside Activities. Employee shall be an exempt employee under the Fair Labor Standards Act. Employee is expected to devote necessary time outside of the normal office hours to conduct business of the City. Employee’s schedule of work each day and week may vary in response to the requirements of the work to be performed. During regular City business hours, Employee is expected to be present and available (usually, at City Hall) and, in the case of an emergency, to spend sufficient hours at Brisbane City Hall or other City facilities to perform his duties. Employee will devote his full time and attention to the performance of Employee’s responsibilities as City Manager and shall not engage in any other employment or the conduct of any other business during the term of this Agreement without prior approval of the Brisbane City Council.

C. Term. Employee shall be retained in this position from June 24, 2024, through June 25, 2027, subject to the termination provisions in Section H. Employee serves at the pleasure of the City Council, has no vested right in his employment, and shall have no right to a termination hearing, except as provided by law. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of the Brisbane City Council, acting for the City, to terminate the services of Employee at any time subject only to the applicable provisions set forth in Section H of this Agreement. Nothing in this Agreement shall prevent, limit, or otherwise interfere with the right of Employee to resign at any time as City Manager, subject only to Section H of this Agreement.

D. Salary.

1. City shall pay Employee Three Hundred Fifteen Thousand Dollars (\$315,000) in salary (“base salary”) per annum for his services, payable in installments at the same time as other employees of the City are paid and subject to customary withholding. The bi-weekly base salary will be \$12,115.38, monthly, \$26,250, and hourly, \$151.44. See the attached Appendix A. Hereafter, Employee shall receive the compensation adjustments (cost of living adjustment [COLA], lump sum payments, one-time leave hours) approved by the City Council in the same amount and at the same time as such adjustments are approved for Department Heads except for the July 1, 2024 COLA adjustment.

2. Notwithstanding subsection 1 of this Section D, a minimum ten percent base salary differential shall be maintained for Employee above the top of the range of the highest paid Department Head directly supervised by Employee.

3. Subject to an evaluation of performance, the City Council may increase Employee’s base salary by resolution.

E. Benefits.

1. Benefit Coverage. Employee shall be provided the same vacation leave, holidays, longevity, sick leave, dental, vision, employee assistance program, long term disability, life insurance coverage and the same management incentive plans provided to the City’s Executive Management Group, in accordance with the Memorandum of Understanding as negotiated from time to time between the City and the Executive Management Group. In addition, City shall contribute five percent of Employee’s base salary into a deferred compensation plan (money purchase pension plan). Employee may make additional contributions to such plan. For purposes of accounting, vacation leave and sick leave will be merged into one bank of time called “personal leave” and Employee will start employment with 128 hours of personal leave. Employee will accrue vacation leave and sick leave equivalent to a nine-year full-time employee. In addition, Employee shall be entitled to 80 hours of administrative leave that shall be credited each August, beginning in August 2025, provided, however, that Employee must use such administrative leave within 12 months from the time it is credited, or such leave is lost.

2. Medical Benefits. City shall make monthly contributions to Employee for Employee’s health insurance coverage in an amount equal to the cost of the medical plans Employee selects under the CalPERS Health Benefits Program Coverage which coverage shall include Employee’s eligible dependents should Employee so elects. If Employee selects the “No Plan” option, City shall make a payment to Employee equal to the “employee only” contribution from the least expensive plan offered by the CalPERS Health Benefits Program.

3. California Public Employees Retirement System. City shall make the employer contributions on behalf of Employee to the California Public Employees Retirement System, pursuant to the 2% at 62 formula retirement plan. In this formula and all other relevant respects, City shall comply with Government Code, section 7522 and following including, but not limited to, the employee cost share, the cap on pension benefits, and the three-year average for calculating final compensation. If CalPERS offers an improved retirement program and the City

adopts such program for department heads that are not safety employee groups, the same benefit shall be provided to Employee.

F. Professional Activities. City shall, to the extent it is financially able, budget for and pay expenses for Employee's professional dues, subscriptions, courses, training/coaching, seminars, and travel expenses for participation in professional activities that are directly related to the work of the City Manager. This includes the International City/County Management Association (ICMA), California Cities, Urban Land Institute, and other similar associations or organizations. In addition, the City recognizes the benefits of city representation in local service clubs and organizations, and the City shall pay for Employee's membership dues for one local service club, or similar organization.

G. Performance Reviews. The City Council shall conduct an annual evaluation of the City Manager's performance. The evaluation process shall address goals and objectives set for the past twelve-month period and establish goals and objectives for the upcoming 12-month period. The performance evaluation will be facilitated by a mutually agreed upon professional facilitator for Employee's first annual review and the use of a facilitator may be used thereafter if the City Council and Employee find it mutually beneficial. Notwithstanding the first sentence of this section G, the City Council may evaluate the City Manager's performance on a more frequent basis if it determines that it is appropriate to do so.

H. Termination/Severance.

1. Employee serves at the pleasure of the City Council, and nothing herein shall be taken to prevent, limit or otherwise interfere with the right of the City to terminate the services of the City Manager with or without cause. This Agreement is the sole and exclusive basis for an employment relationship between Employee and the City.

2. Notwithstanding subsection 1 of this Section H, Employee's employment shall not be terminated within 90 days before or 90 after a General Municipal Election, or 90 days before or 90 days after a Special Election, wherein a new member is, or new members are, elected to the City Council.

3. If Employee is terminated by the Council while still willing and able to perform the duties of the City Manager, the City shall pay the City Manager a single lump sum payment made on the effective day of the termination, in an amount equivalent to twelve months aggregate salary and an amount equivalent to twelve months aggregate health insurance benefit allowance. Any such payments will release the City from any further obligations under this Agreement. Contemporaneously with the delivery of the severance pay herein above set out, Employee shall execute and deliver to the City a release releasing the City of all claims that the Employee has or may have against City, in a form approved by the City Attorney.

4. Notwithstanding paragraph H.3 above, the City shall not be obligated to pay, and shall not pay, any amounts or continue any benefits under the provisions of paragraph H.3, if the Employee is terminated because of a violation of statute or law constituting misconduct in office, including criminal conduct. Further, the City shall not be obligated to pay, and shall not pay, any amounts or continue any benefits under the provisions of paragraph H.3, in the event Employee voluntarily resigns without affirmative action by City to terminate, initiate termination proceedings or request resignation, for example, a resignation to pursue other employment or professional opportunities.

I. Resignation. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of Employee to resign at any time from his position as City Manager or to retire from public service. In the event that Employee voluntarily resigns his position or retires prior to the expiration of the term of this Agreement, Employee shall give City three months' notice in advance, unless the parties agree otherwise. In the case of a voluntary resignation or retirement, no severance will be paid to Employee.

J. Disability. If Employee is permanently disabled or is otherwise unable to perform his duties because of sickness, accident, injury, mental incapacity or health for a period of three consecutive months or 60 working days over a 90-working day period, City shall have the right to terminate this Agreement, subject to the City's compliance with the Family and Medical Leave Act, the Americans with Disabilities Act, and the Fair Employment Housing Act. including reasonable accommodation. If Employee's employment is terminated under this Section J., the provisions of Section H.3., shall not apply; provided, however, Employee shall be entitled to any accrued leave time and other accrued benefits on the same basis as any other Department Head of the City as provided in the applicable Memoranda of Understanding or the adopted Personnel Rules of the City.

K. Indemnification. City shall defend, hold harmless, and indemnify Employee against any tort, professional liability claim, demand, or other legal action, arising out of an alleged action or omission occurring within the scope and during the course of employment with the City. City shall provide a defense in accordance with Government Code, Sections 995 and following, subject to the limitations and qualifications set forth in those statutes. Employee will cooperate in good faith with the City with respect to the defense of such claims, demands or legal action. City may compromise and settle any such claim or suit and pay the amount of any settlement or judgment resulting therefrom. The obligation under this Section K shall survive the termination or expiration of this Agreement as to liability that occurs during the term of this Agreement.

L. Housing Assistance Program. The City Council encourages Employee to become a resident of Brisbane and, to that end, may establish a Housing Assistance Program, elements of which will be determined by the City Council and the City Attorney. In no event is the City obligated to provide housing assistance and, if such Program is established, the Council may, in its sole discretion, modify or terminate such Program.

M. General/Miscellaneous Provisions

1. This Agreement sets forth the entire agreement between the Parties and supersedes all other oral or written representations or previous agreements between them. This Agreement may be modified only in writing approved by the Council and signed by all Parties.

2. The failure of either Party to enforce against the other Party a provision of this Agreement shall not constitute a waiver of that Party's right to enforce such a provision at a later time and shall not serve to vary the terms of this Agreement.

3. This Agreement shall be binding upon and inure, where applicable, to the benefit of the heirs at law and executor of Employee.

4. This Agreement shall not be assigned or subcontracted by either party without the consent of the other party. Consent may be denied for any reason or for no reason at all.

5. Should any provision, section, or subsection of this Agreement be declared invalid or unenforceable by any court of competent jurisdiction, such ruling shall not affect any other provision hereof, and the unaffected provisions shall remain in full force and effect.

6. This Agreement may be amended only in writing.

7. If any litigation, including administrative proceedings, relating to this Agreement, including, but not limited to any action or suit by any party, assignee, or beneficiary, against any other party, assignee or beneficiary, to enforce, interpret or seek relief from any provision or obligation arising out of this Agreement, the parties and litigants shall bear their own attorney's fees and costs. No party or litigant shall be entitled to any attorney's fees or costs from any other party or litigant, regardless of which party might prevail or be deemed a prevailing party.

8. Notices. Any notice required or permitted to be given to this Agreement shall be either personally delivered, given by deposit in the U.S. Mail, postage prepaid, or delivered by overnight delivery service. Notice shall be deemed given as of the date of personal delivery or by overnight delivery service or five calendar days after the deposit of such notice in the U.S. mail. For City: Mayor and Members of the City Council, 50 Park Place, Brisbane, CA 94005. For Employee: Jeremy Dennis, 1567 Kentfield Avenue, Redwood City, CA 94061.

9. City shall bear the full cost of any fidelity or other bonds required of Employee under any law, ordinance, regulation, contract or covenant, relative to the performance of his duties as City Manager.

10. In accordance with Government Code Sections 53243, 53243.1, and 53243.2:

a. In the event Employee is placed on paid leave pending an investigation, Employee shall reimburse such pay to City if he is subsequently convicted of a crime involving the abuse of his office or position.

b. In the event City pays for the Employee's legal criminal defense, he shall fully reimburse such funds to the City if he is subsequently convicted of a crime involving an abuse of his office or position.

c. If this Agreement is terminated, any cash settlement related to the termination that Employee receives from City must be fully reimbursed to City if he is subsequently convicted of a crime involving an abuse of his office or position.

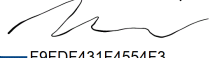
For the purposes of this section, "abuse or office or position" shall be as defined in Government Code Section 53243.4.

P.

EXECUTION

IN WITNESS WHEREOF the Parties have executed this Agreement as of the day and year first above written.

Terry O'Connell
Mayor – City of Brisbane

DocuSigned by:

4/22/2024
E9EDF431E4554F3...

Jeremy Dennis

Approved as to form:



Thomas R. McMorrow, City Attorney

File Attachments for Item:

Q. Planning Program-70 Old County Road/Parkside/Crocker Park

(It is being recommended that the City Council provide direction for future planning efforts in this area and authorize staff to prepare a scope of work reflecting the City Council's direction.)



CITY COUNCIL AGENDA REPORT

Meeting Date: May 2, 2024

From: John Swiecki, Community Development Director

Subject: Planning Program-70 Old County Road/Parkside/Crocker Park

Community Goal/Result

Community Building - Brisbane will honor the rich diversity of our city (residents, organizations, businesses) through community engagement and participation

Purpose

For the City Council to discuss the objectives, scale and scope of future planning efforts in the 70 Old County Road/Parkside/Crocker Park area.

Recommendation

That the City Council provide direction for future planning efforts in this area and authorize staff to prepare a scope of work reflecting the City Council's direction.

Background

In early 2022 the City of Brisbane purchased the approximately 1.27acre former Bank of America site at 70 Old County Road. The City Council expressed its intent and desire to engage the community in a thorough and thoughtful manner to determine the preferred land use of this key site at the entrance to Brisbane. Staff solicited a proposal from Good City land use consultants to undertake a community visioning process for the site. Before the City Council considered the proposal in October 2022, councilmembers expressed concerns that a planning effort limited to the site was too narrow in scope, and that the planning effort should be expanded to properties included in Parkside Precise Plan area, specifically the adjacent Brisbane Village Shopping Center. In further discussions with the Economic Development subcommittee (Councilmembers Cunningham and Lentz) it was suggested that consideration be given to further expanding the planning program scope to include Crocker Park, with an emphasis on evaluating the potential for future housing sites within Crocker Park.

The item was tabled as Planning staff's resources were directed toward completion of Housing Element and ongoing efforts with other large scale planning projects such as the Baylands and Quarry redevelopment. In the 2023-24 Community Development Department budget, a placeholder of \$150,000 was included to advance this work program, with the understanding that the final scope and budget would be subject to City Council approval. However, it was ultimately pulled from the budget as an item that would be reconsidered later in the fiscal year.

Discussion

In order to move planning efforts forward, the scope of work needs to be defined to enable staff to prepare a request for proposals for the appropriate consultant services which will be required.

There are advantages and disadvantages with the various approaches that have been discussed to date. Limiting the scope to the city-owned site at 70 Old County would result in reduced planning cost and time, potentially giving the city the opportunity to move forward with a project with high community impact relatively quickly. On the other hand, planning for this site without better understanding and/or defining what will happen on adjacent properties could result in a piecemeal development that may not be the best fit within the long terms plans for the larger area.

A broader, comprehensive planning program addressing the adjacent shopping center (or larger geographic area) could have a greater community benefit in the long term by establishing a proactive vision that promotes cohesive and compatible development over time. A broader planning effort will be more expensive, complex and time consuming than a program focused solely on 70 Old County Road. Additionally, including privately owned properties the city does not control creates uncertainty as to the implementation of a future plan. It is unknown how this might impact the City’s ability to move forward with a meaningful project at 70 Old County Road on a stand-alone basis.

In regard to the evaluation of potential future housing in Crocker Park, this is a significant policy issue for the City Council to consider. While it is likely that the City will need to provide additional housing sites to satisfy future Regional Housing Need Allocations (RHNA), the extent of potential future obligations are unknown at this time. Assuming the City will need to identify additional housing sites in future RHNA cycles, any City efforts to proactively plan for housing would put the City in a better position in the long term.

Additionally, the idea of studying the potential for introducing housing in the form of mixed use development within Sierra Point and Crocker Park was included in the adopted 2023 Housing Element. Specifically the Housing Element includes Program 2.A.7 to “study zoning amendments to existing commercial zoning districts, at Sierra Point and Crocker Park, to either allow or require mixed use buildings.” The time frame established in the Housing Element was to initiate such an analysis by the end of 2026. Undertaking such an analysis now would satisfy this Housing Element program.

Fiscal Impact

To be determined based on scope of work defined by the City Council.

Measure of Success

Establishing land use policy direction for the 70 Old County site and surrounding areas as deemed appropriate by the City Council.

Attachments

- 1. Vicinity Map

John Swiecki

John Swiecki, Community Development Director

Clay Holstine

Clay Holstine, City Manager

Crocker Industrial Park, Parkside District, and Bank of America Site



0.50 0 0.25 0.50 Miles

1: 15,948

-  Crocker Industrial Park
-  Bank of America Site
-  Parkside POAZ-1
-  Parkside PAOZ-2

File Attachments for Item:

T. Countywide Assignments and Subcommittee Reports



CITY of BRISBANE

Council Subcommittee Update

From April 15th, 2024, to April 26th, 2024

Public Art Advisory Committee

4/15

Cunningham, Davis

The Committee discussed the restoration of the existing art at Firth Park and is recommending the project to Council for approval (CC meeting 5/2). The Committee also received an update on the Public Art Master Planning process. The consultants will be in Brisbane from July 25th-27th to conduct public outreach.

Charter City & Elections Issues Subcommittee

4/25

Davis, Lentz

Councilmembers received an update from staff regarding San Mateo County cities' mayoral elections, term limits and their mayor's responsibilities and authority, as well as redistricting in similar size cities in the state. They also discussed what the scope of work for a demographer would be to determine possible redistricting. This will be discussed at CC meeting on 5/16.

Upcoming Subcommittees:

Liaison to CSSC Subcommittee
(during CSSC regular meeting)

5/1

6:30pm

Cunningham, Mackin

Public Art Advisory Committee

5/6

4:30pm

Cunningham, Davis

Planning Issues Subcommittee

5/7

3:00pm

Cunningham, Mackin