



**CITY OF PACIFICA
CITY COUNCIL MINUTES**

**Council Chambers
2212 Beach Blvd
Pacifica, CA 94044**

Mayor Sue Digre
Mayor Pro Tem Mike O'Neill
Councilmember Karen Ervin
Councilmember Mary Ann Nihart
Councilmember John Keener

**July 11, 2016 (MONDAY)
www.cityofpacifica.org**

Mayor Sue Digre called the meeting to order on July 11, 2016 at 7:00 PM

5:30 CLOSED SESSION

Mayor Digre called the meeting to order at 5:30 p.m., stating that all councilmembers were present and announced that the Council would meet in Closed Session. City Attorney Kenyon announced the business to be discussed.

PURSUANT TO GOVERNMENT CODE SECTION 54956.8 Conference with real property negotiator. Discussion concerns price and terms of payment. Agency negotiator: Mike Perez. Property: 2100 Beach Blvd. Pacifica. Negotiating parties: City of Pacifica and Paul and Amy Kukielka.

PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d) (1) Conference with legal counsel - existing litigation. Guadagnini v. City of Pacifica et al. (U.S. District Court, Northern District of CA, Case No. 3:15-CV-04715-JSC)

PURSUANT TO GOVERNMENT CODE SECTION 54957.6 Conference with labor negotiator. Agency negotiator: Janet Cory Sommer. Employee organizations: Pacifica Firefighters Local 2400; Teamsters Local 856 Battalion Chiefs; Department Directors Local 350; WasteWater Treatment Plant Employees Local 856; Miscellaneous Local 856; Managers Local 350; Police Officers Association; Police Supervisors Association; Police Management Local 350.

7:00 PM OPEN SESSION

Call to Order

Mayor Digre reconvened the meeting at 7:00 p.m.

Attendee Name	Title	Status	Arrived
Sue Digre	Mayor	Present	
Mike O'Neill	Mayor Pro Tem	Present	
Karen Ervin	Councilmember	Present	
Mary Ann Nihart	Councilmember	Present	
John Keener	Councilmember	Present	

Staff Present: Lorie Tinfow, City Manager; Matthew Visick, Asst. City Attorney; Lorenzo Hines, Asst. City Manager; Van Ocampo, Public Works Director; Tina Wehrmeister, Planning Director; Dan Steidle, Police Chief; Rich Johnson, Deputy Fire Chief; Mike Perez, PB&R Director; Anne Stedler, Economic Dev. Mgr.; Kathy O'Connell, City Clerk.

Salute to the Flag led by Councilmember Ervin

Closed Session Report

Asst. City Attorney Visick stated that there was nothing to report.

SPECIAL PRESENTATIONS

Mayor Digre asked Council if they would be willing to move Item #8, Open Space Parkland Committee Report because they have a special proclamation from that committee for Margaret Goodale, and she would like it to be at the same time as the other proclamations.

Councilmember Keener moved Item #8 to the end of Special Presentations; seconded by Councilmember Ervin

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Medal of Valor - Officer Sheedy

Mayor Digre stated that the first presentation was the Medal of Valor for a police officer who was one of our children and is a strong and brave adult. She felt the community has embraced every resident who has entered the military and stood up for us and our nation and then to have one become one of our police officer. She stated that he was shot at in Iraq and then shot here and we were grateful that he was that courageous in both situations. She stated that the man with a gun was no longer in Pacifica and she thanked Matthew for that. Police Chief Steidle was proud and honored to recognize one of his officers, Matt Sheedy, who receiving the Pacifica Police Department Medal of Valor. He reported that on March 16, Officer Sheedy apprehended an armed man walking on Highway 1 near Palmetto and was able to disarm him and take him into custody, ultimately finding that he was wanted for killing several people several days earlier. He then presented him with the Pacifica Medal of Valor.

Mayor Digre stated that they are grateful that he is alive and well and has a kind and brave heart.

Councilmember Keener was glad he was okay and that he managed to disarm this person without having to fire his own weapon.

Councilmember Ervin thought she was speaking for everyone in the audience and the community at large when she thanked him for his courage and the beautiful way he carries out his duties in protecting everyone in Pacifica. She was grateful for his service here and in Iraq. She stated that we are blessed to have him and are grateful for what he did for our community, on that day, but also every day.

Councilmember Nihart didn't think she could add more than that, except to say from the bottom of her heart thank you for your service to our country and to us.

Mayor pro Tem O'Neill stated a simple thank you, knowing what the suspect did in Woodside and who knows what he was going to do next.

Mayor Digre thanked him along with his fellow soldiers and fellow police officers. She felt she speaks for all the community when he stepped forward to put on the uniform and they were grateful.

Officer Sheedy states that everyone who knows him knows he sucks at public speaking. He did thank his family, his girlfriend, his friends and all the guys he works with every day, including outside agencies who came to support him. He appreciated it. He was glad to be back and thanked everyone.

Mayor Digre invited police staff and family to take pictures with him.

Mayor Digre then spoke as a member of a military family, expressing what families experience when members are on active duty.

Proclamation - Penny Luise Newall

Mayor Digre then read a proclamation honoring Penny Luise Newall upon her retirement as pastor of St. Andrew's Presbyterian Church. She then commented that her church was a continuation of the Little Brown Church of old.

Pastor Newall agreed, adding that Mayor Digre represented the city at the church's 100th anniversary six years ago. She then thanked the city and stated that she was humbled by this honor, but she then thanked the Council and all the city's organizations, elected or employed, for joining her and making it possible for her to do her job. She concluded that over her 26 years, she has probably interacted with every branch of the city's government. She felt that all the city's employees were helpful and courteous and she was proud of the job they do. She thanked her church members who made this possible and especially the Council.

Councilmember Nihart mentioned that she had been looking for a candlelight service similar to what she grew up with for some time and she felt that St. Andrew's and Pastor Newall came as close as they get to be like Iowa. She thanked her for everything she has done for our community, such as the Resource Center and everyone in Pacifica no matter what denomination. She thought she will continue to be involved in one way or another. She thanked her.

Mayor pro Tem O'Neill stated that he has gotten to know her personally over the years, and was an outstanding lady and representative for the church. He stated that his son was in the Boy Scout Troop there, mentioning some of the experiences he has had there. He referred to his comment that Pacifica is a quilt and people are the thread that holds the quilt together. He thanked her for her service to the community.

Councilmember Ervin thanked her for care, love and guidance to the entire community throughout everything that so many people have been through. Her gift helps Pacifica be special.

Mayor Digre invited her to come up and take pictures.

Item #8

Jim Sullivan, Open Space and Parklands Advisory Committee, read the proclamation honoring Margaret Goodale.

Mayor Digre commented that her grace, strength and fieriness, always delicate and powerful, reflects our wonderful natural environment.

Margaret Goodale stated that we have something special in Pacifica and are fortunate to have open spaces to allow us to be more expansive, more daring, more connected and more human. She felt it was to be treasured and protected, mentioning some of the specific experiences available at any time in nature. She then mentioned the various groups that contribute to keeping Pacifica special and beautiful, such as the Beach Coalition, etc., adding that this honor was theirs also.

Councilmember Keener stated that he was proud of OSPAC for recognizing such a deserving individual, and thanked Margaret Goodale.

Councilmember Nihart thanked her for being such an advocate, because advocacy makes a difference in our world and makes us stop to wonder about things. She appreciated it and understands and commends her for the fieriness of that.

Councilmember Ervin thanked her for her knowledge and wisdom, and the time she has spent educating everyone on various topics, such as the snowy plover and other threatened species. She felt it means a great deal to her and she appreciated everything she has done for Pacifica for many years. She also thanked OSPAC for recognizing her which was well deserved.

Mayor pro Tem O'Neill congratulated her for the award and thanked her. He mentioned that he thought of her when he was on vacation, when he went to Mono Lake where the visitors' center had a whole section on snowy plovers.

Mayor Digre invited them up for pictures.

Mayor Digre commented that the Police Department was the only group who was able to leave the meeting in complete silence.

2016 El Niño Storm Infrastructure Damage Repair Update

City Manager Tinfow stated that they have another presentation for the Council, an update on the storm, adding that the Council had requested a report at the last meeting.

Public Works Dir. Ocampo presented staff report on the status of the various infrastructure repair projects brought about by damages due to the recent 2016 El Nino Storm.

Councilmember Ervin referred to the bidding, asking him to explain why no one has bid.

Public Works Dir. Ocampo says that there was a lot of work out there. He stated that, if they are bidding on a small project, the contractors don't pay attention to small projects because there are bigger projects where they can make more money.

Councilmember Ervin commented that times have changed.

Public Works Dir. Ocampo agreed.

Councilmember Ervin asked if he could give an estimate on how much time Public Works has spent dealing with these repairs, adding that it was completely unexpected a year ago at this time. She commended Public Works for how well they have handled the repairs.

Public Works Dir. Ocampo stated that the emergency repairs took 98% of their time, but now, he thought about 33% was toward the emergency projects, and another 33% goes toward the Palmetto Streetscape project which was not an infrastructure repair. He stated that the remaining 33% are the daily tasks in responding to public concerns.

Councilmember Ervin commented again that this was not part of the daily radar and she expressed gratitude for them taking on all the extra work, as well as the grant writing, making sure we are getting every dollar we possibly can for the repairs.

Public Works Dir. Ocampo thanked her for acknowledging their efforts, but he felt it was a partnership between all the departments, especially Council, as they have reached out to the agencies that will provide the city with the funding to do the repairs. Without that help, the city will not be able to do this.

Councilmember Nihart stated that they found 12 possible voids, and of those 12, she asked how many proved actual voids.

Public Works Dir. Ocampo stated that there were 2 that they have identified. One was the section south of the breach where the cobblestone sank and the other was on Salada.

Councilmember Nihart concluded that one was at a site which had failed already.

Public Works Dir. Ocampo stated that it was near the site, south of it.

Councilmember Nihart asked if they were going to fill those in with concrete.

Public Works Dir. Ocampo stated that they have been filled with slurry.

Councilmember Nihart thought that was a retaining structure with sand and other things in there which she understood holds, but she asked what happens when water comes down through it and moves around the slurry.

Public Works Dir. Ocampo stated that the slurry was 1-2 axillary and does not need compaction but acts more like a sandy fill. He stated that you can scrape it with a back hoe or a shovel, adding that was the type of mix we use in order for us to preserve.

Councilmember Nihart concluded it was basically like sand.

Public Works Dir. Ocampo agreed, but without the need for compaction.

CONSENT CALENDAR

Mayor Digre stated that they have been asked to pull Item #4, asking if they want to deal with it at the end of the meeting.

City Manager Tinfow stated that the way they have been handling these, was for the Council to take action on the remaining items and then on the pulled item, have staff come up and answer any questions you might have.

Councilmember Ervin stated that she has to abstain from the approval of the minutes.

Mayor pro Tem O'Neill stated that he was also abstaining.

Councilmember Nihart moved approval of the consent calendar minus Item #4.

Asst. City Attorney Visick stated that it would be for Item #2 as well.

Councilmember Nihart moved approval of the consent calendar minus Items 2 and 4; seconded by Councilmember Ervin.

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RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mary Ann Nihart, Councilmember
SECONDER:	Karen Ervin, Councilmember
AYES:	Digre, O'Neill, Ervin, Nihart, Keener

1. Approval of Disbursements for 06/15/16 through 06/30/16
PROPOSED ACTION: Move to approve attached list of disbursements for 06/15/16 through 06/30/16.
2. Approval of Minutes
PROPOSED ACTION: Move to approve the minutes of the regular City Council meeting held on June 27, 2016.
3. A Resolution Accepting the 2016-2017 Grant from the California Department of Alcoholic Beverage Control and Authorizing the Participation in the <21 COAST TASK FORCE.
PROPOSED ACTION: Move to adopt a resolution accepting the 2016-2017 grant from the California Department of Alcoholic Beverage Control and authorizing the participation in the <21 COAST TASK FORCE.
4. Resolution Establishing Various Department Positions Authorized in the Adopted 2016-17 Operating Budget
PROPOSED ACTION: Move to adopt a resolution establishing or revising various positions and salary ranges authorized in the 2016-17 Operating Budget that was adopted on June 13, 2016.

Councilmember Keener stated that he wanted to cast a vote against it so they have to have a separate vote.

Mayor Digre stated that it was the combination of the wastewater treatment and Public Works.

Councilmember Keener stated that he has expressed in previous meetings why he was against this and he didn't think there was a need to go into that again.

Councilmember Ervin moved to adopt a resolution establishing or revising various positions and salary ranges authorized in the 2016-17 Operating Budget that was adopted on June 13, 2016.

Mayor Digre stated that, before calling for the vote, she has agonized over this one and she was going to vote no. She was concerned, mentioning that they had a similar vote several years ago and she went against her sleepless nights and then regretted it, so this time she was going to vote no.

Councilmember Nihart stated that they needed a second.

Mayor pro Tem O'Neill seconded it.

Councilmember Nihart stated that she was unclear why people are voting one way or another. She stated that she had some concerns, they addressed the concerns and she has to follow the lead of our staff whom are hired to run the city and that was why she was going to vote for it, but she was unclear about the Mayor's last statement, as it was the opposite.

Mayor Digre thought she may have missed a meeting or two. She stated that she always said she had misgivings on it.

Councilmember Nihart understood but she said it was the opposite, that she had a vote in the past that she had feelings about.

Mayor Digre stated that she was referring to something else.

Mayor Digre stated, for the information of the public, that they have discussed this topic before and they did not have a full quorum so she requested that it be put when they could have a full Council.

5. Purchase of Two Ebara Model 500DSZ3 Submersible Propeller Pumps Via Sole Source from Gierlich-Mitchell, Inc. in the Amount of \$130,100.22 for the Calera Creek Water Recycling Plant.

PROPOSED ACTION: Approve the purchase of Two Ebara Model 500DSZ3 Submersible Propeller Pumps via Sole Source from Gierlich-Mitchell, Inc. In the amount of \$130,100.22 for the Calera Creek Water Recycling Plant; and authorize the City Manager to sign the purchase agreement.

6. Resolution (1) Calling and Giving Notice for Holding a General Municipal Election on Tuesday, November 8, 2016 to Elect Two City Council Members for Full Four-Year Terms; and (2) Requesting San Mateo County to Consolidate the City's General Municipal Election with the November 8, 2016 Statewide General Election and to Provide Election Services.

PROPOSED ACTION: Move to adopt "A Resolution of the City Council of the City of Pacifica (1) Calling and Giving Notice For Holding A General Municipal Election on Tuesday, November 8, 2016 to Elect Two City Council Members for Full Four-Year Terms; and (2) Requesting San Mateo County to Consolidate the City's General Municipal Election with the November 8, 2016 Statewide General Election and to Provide Election Services."

7. A Resolution of the City Council of the City of Pacifica Approving the Subdivision Improvement Agreement, Parcel Maps and Acceptance of a Public Service Easement for 15 Montecito Avenue and 29 Montecito Avenue Condominium Subdivisions
PROPOSED ACTION: Adopt a Resolution of the City Council of the City of Pacifica approving the Subdivision Improvement Agreement (Attachment 1) for improvements related to the condominium subdivisions at 15 Montecito Avenue and 29 Montecito Avenue (Assessor Parcel Numbers 016-182-170 and 016-182-350, respectively); authorize the City Manager to execute said Subdivision Improvement Agreement; approve the Parcel Maps and accept the Public Service Easements for 15 Montecito Avenue and 29 Montecito Avenue (Attachments 2 and 3);.

ORAL COMMUNICATIONS

Anita Rees, Pacifica, stated that, as of July 1, they became an independent nonprofit and that means that they can reinvest more of the funds received locally, which was a core value. She encouraged everyone to stop by and see all the renovations, mentioning that they still have other necessities to finalize within the next month. She thanked the Council, Planning Commission, Gibbs family, and other organizations who helped in the process. She stated that they were celebrating their accomplishments on August 20, and will provide more information before then. They were still doing their regular work including the back pack program, encouraging signups by families or for donations.

Mayor Digre congratulated them and thanked her for keeping them informed, adding that it has been a long, arduous, wonderful journey.

Toni Boykin, Pacifica, stated that she lives on Manor Drive and was present to express her concern about the quarry project. She mentioned that she moved to Pacifica after being evicted from her apartment in San Francisco and could not afford to rent or buy in San Francisco. She and her husband appreciated being able to buy a home in Pacifica, and loved the community. She has concerns about whether it will be in keeping with our community's stewardship of the environment and wanted assurance that the proposed hotel's jobs will be living wage jobs and decent benefits. She felt unions were a way to ensure those goals but felt they must have assurances that they can make that choice freely without threats, intimidation, etc. She felt it was important that the proposed development was consistent with our values and benefits everyone contributing to our local economy.

Mayor Digre requested that the audience not clap each time but can wave their hands in silence.

Kelly Bogdanov, Pacifica, stated she was present to encourage that the city take advantage of federal and state funds to replace the retaining wall with a properly built sea wall to protect the promenade. She pointed out a development between the Coastal Commission and Monterey County, connected with short term rentals on the coastal zone. She felt there were a couple of points in the District Manager's letter to Monterey County that were relevant to Pacifica's promenade and sea wall and access to the coast. She read a portion of the letter and then asked the question of why we wouldn't want to be good stewards of this asset. She asked that the Council place replacing the sea wall on an upcoming Council agenda.

Theresa Dyer, Pacifica, stated that she agreed with Anna Boothe's article in the July 6 edition of the Tribune regarding the library in Pacifica. She agreed that we need one good quality library in Pacifica but felt the place in Sharp Park was not centrally located.

Mayor Digre stated that she hated to interrupt her but they have an agenda item on the library.

Ms. Dyer stated that they ran out of agendas and she didn't see anything. She asked if she wanted her to come back on #11.

Mayor Digre apologized and asked her to definitely come back.

Mike Lagomarsino, Pacifica, stated he has lived in Pacifica for 13 years, mentioning that as part of a union, he represents city workers in Pacifica. He stated that he represents hotel workers in San Francisco and San Mateo County. He stated that, through collective bargaining, they get them wages where they can live in the area with employer paid healthcare and pensions. He asked that the Council say no to any developer that will not stay neutral and will not allow unions access to the workers. He felt Pacifica could set an example for other cities in finding a developer that will honor and allow workers to have access to joining a union.

Michael Ganley, Pacifica, stated he has been a homeowner in Pacifica for almost 20 years, and this was his first time he ever addressed the Council. He thanked all of them for their hard work on behalf of our community. He mentioned that a developer has come with a proposal to create new housing, hotel jobs and much needed revenue for our financially strapped city. He agrees that Pacifica needs more jobs, and could use the additional TOT revenue that would be generated by the proposed hotel at the quarry. He then added that it should be a hotel with good jobs and we need to know in advance whether the additional new taxes will be raised on the backs of the workers of the new hotel. He felt, if the Council truly cares about protecting workers, adding that he believes they do, making sure that they receive a living wage and good benefits, are respected and not interfered with and the developer must guarantee the necessary right of workers to organize before Councilmembers even consider allowing any proposed hotel development to move forward, not an afterthought. He asked that they not put out the welcome mat for would be employers who view Walmart, Wall Street or Donald Trump as role models.

Mike Bell, Pacifica, thanked and commended the Council on the city's goals workshop. He was in awe of the work required of staff and Council to keep the city running. He also was saddened and concerned that the city was so cash strapped to barely accomplish the minimal requirements to keep the city intact. He felt the public owed it to both to pay attention to this unsustainable situation and work together to make significant and urgently needed changes to get us on better economic footing and we should be looking for every opportunity to conserve and/or stretch current resources as wisely as possible. He mentioned the number of residents speaking on the dangerous situation on Beach Blvd. He mentioned that some felt the wall was failing because of sea level rise or old age but his research discovered that it failed 30 years ago when two months old for the same reason that it failed now, specifically that it is a retaining wall, not a sea wall and it will continue to fail, threatening the safety of residents and sapping our dollar reserves and manpower every year. He stated that they have asked that they capitalize on the state and federal governments' willingness to build a real sea wall to protect life, property and coastal access. He felt it was a no-brainer because of other investments, etc. Taking place. He referred to the slow process and he felt we need to do some precautionary work. He felt that, being a retaining wall, the revetment boulders in front of the wall were crucial and must be replenished. He mentioned that the Coastal Commission supports this and we

were several years past due for revetment replenishment and should start the task before the next storm season to avoid future expensive repairs.

Cheryl Dickinson, Pacifica, stated that she lives on Linda Mar Blvd., and she was present because her world is interrupted with fireworks all year round, during games, before and after the 4th, etc. She felt it was out of control and she thinks something needs to be done. She was okay with safe and sane, but she felt the police can't catch these people. She asked that they look into the issue.

Diana Segur, Pacifica, stated that she was present to support Erin and Robin Briggs and Dina who will be speaking shortly, for the same issue that was just mentioned.

Robin Briggs, Pacifica, stated that she was a homeowner in Park Pacifica. She stated that, from Humboldt Court, it was obvious that Linda Mar was a war zone and it had nothing to do with the celebration of a holiday, but mean spirited and dangerous. She felt harassing and terrorizing a neighbor is not her idea of civilized behavior. She stated that she grew up in Detroit with organized fireworks displays in various communities, and could see them for miles. She stated that having legal or illegal fireworks does not make Pacifica special any longer, but seems unsafe and unruly. She mentioned that the scoffers say, move, as this will never change. She stated that the low end price of a condo in Pacifica was now \$500,000 and homes close to a \$1 million. She stated that the demographics are changing and these demographics do not appreciate intimidation, dynamite based bombs and rattle foundations and send children and pets howling and hiding. She felt school groups who sell fireworks need to find another source of income, mentioning that other cities that do not sell fireworks should be contacted to inquire about their fund-raising activities. She felt fines for illegal fireworks needed to be raised to about \$2,500 and that might fund schools until they find something more appropriate to fund their activities. She stated that there are those who are trying to make a positive change and she asked that they start the process by getting a discussion about the fireworks issue on the agenda and develop a task force regarding this issue.

Ed Palana, Pacifica, stated that he has lived in Pacifica for 33 years. He stated that he was a union member since 1976 and worked at the Four Seasons hotels and Ritz Carlton. He felt the union helped him and his family. He has job security, decent wages and health benefits for his family. He stated that he worked for the Ritz Carlton for 12 years, a non-union hotel, non-benefit, on call and could terminate you at will. He stated that a non-union job brings down the quality of life, adding that we don't need a hotel like that. He felt no one should work in a hotel without a union to support them. He asked that they not let developers come into town and bring low wage jobs as Pacifica deserves better.

Erin Macias, Pacifica, stated that she has been a Linda Mar resident for 20 years. She was addressing the alarming increase in the use of dangerous illegal fireworks in Pacifica. She felt that this year the safety of the neighborhood and their homes were compromised by grassfire between Alviso, the open space behind Crespi, the direct result of illegal fireworks behavior. She stated that there were a cluster of fires on the 4th of July. She commended the fire and police departments for their efforts on a lively 4th of July. She mentioned that Pacifica has a long history of fireworks at the beach. She stated that the important restrictions to abate the pollution have effectively moved the beach celebration into the residential neighborhoods. She felt this was a multifaceted issue. As a parent, she realized that some of the organizations could not continue to offer affordable programs to people but she felt it was also our duty as coastal citizens to act as stewards to the environment and protect and educate the public. She stated that we also have to support and provide resources to our first responders so they are

respected for their contributions to our community. She felt our community needs to revisit this entire conversation and our approach to the celebration so all stakeholders have their needs met. She would like this added to the next agenda and see the return of the fireworks task force.

Dina Mi, Pacifica, stated she was also present to discuss the use of illegal fireworks in Pacifica. She stated that everyone knows our town is a war zone on the 4th and in the days leading up to and the days following the 4th. She stated that our policy of zero tolerance and fines that are unfortunately seldom issued are not working. She stated that our Police Chief stated he was currently working on new outside the box solutions for this problem and they applaud him and the entire police and fire departments for their efforts. She acknowledged that it was not an easy task and is not going to be done quickly. She asked that they prioritize this issue, set an agenda item and deal with it in a managed fashion and have a task force so there is citizen participation. She stated that there were many of them present who are pledging to donate their time and resources to combat the problem but they need Council to help and the support of city staff to enable the Chief and fire department to assist and stop the madness. She stated that she was asking because there is a very vocal noisy minority in Pacifica who says it has always been done this way and is never going to change, laughing at them for even considering making a difference. She then read quotes from those who support fireworks. She then mentioned several instances where those trying to stop illegal fireworks were harassed. She agreed that it was going to take time and effort and they were asking Council to be with them.

Julie Lancelle, Pacifica, stated that, with regard to fireworks, they have a couple of dilemmas that have evolved over time. She thought the key issue was the nonprofit fund-raising attached to the sale of fireworks. That makes it challenging to be able to oppose fireworks as there are so many worthy causes that depend on that funding. She felt that needs to be resolved in some other way, adding that it was key. She thought, without that, it would not be difficult to put an end to fireworks in Pacifica. She also mentioned the harmful effect on wildlife. She stated that we live in a beautiful community and the two days prior to the 4th, there was such an abundance of wildlife, such as whales and birds, etc. She was concerned about Linda Mar Beach after the fireworks, if the trash would be swept away, as the cleanup crew don't come until the next day. She stated that there was going to be a high tide at 11 pm on Linda Mar Beach. She felt there were too many things at risk now. She felt the key for many people who support fireworks has to do with the fund-raising aspect, and we need to find a solution to support those groups without resorting to the sale of fireworks which have led to a proliferation of harmful outcomes with the illegal fireworks.

Ron Maykel, Pacifica, stated that we probably should count our blessings since we don't have firearms going off every day. He stated that the city had challenges, but he had a few negative things to mention. He referred to the streetsweepers and the fact that there are no signs so the cars are parked there and they aren't able to do a complete job. He suggested we do a trial in a small area and set it so they can't park when the streetsweeper's coming through, especially streets with curbs. He mentioned the beautification committee that was trying to make Pacifica look better, but he was concerned when driving down Oceana Blvd., and the corner of Oceana where Ed Cordero Chevrolet was and was now Public Works. He mentioned that the building doesn't have a city emblem but was a city building. He knows Public Works could paint it, and it needs paint. He felt that we should look at our public building as that building is an eyesore and is unacceptable. He felt that whomever is in charge should be held accountable so that the building looks respectful. He mentioned that Ed Cordero would cry.

Dan Stegink, Pacifica, stated that he supports the hotel union folks and the anti-fireworks crowd. He stated that, in seven days, they sold over \$400,000 worth of fireworks. He stated that he was present to talk about one of the greatest public service delivery failures in Pacifica history that happened with little press last year. He referred to the US Post office in the Manor area that was damaged by a vehicle and services were moved to Linda Mar branch on Roberts Road and Daly City branch on Sullivan Drive. He gave a brief history of the handling of post office branch closures, and concluded that the Manor branch will probably reopen. He mentioned how important it was to have a neighborhood branch as centralized systems do not work.

Chris Fogel, Pacifica, stated that he lives in the lower Linda Mar area and he was present to talk about fireworks. He mentioned that he was in his front yard on July 4 and was watching what seemed to be a reenactment of the Iraq invasion. He didn't think it was a celebration atmosphere but very aggressive. He stated that every time one went off, they would hear what sounded like gravel landing on their roof, and they realized that it was remnants from the fireworks. He stated that he went on his roof a few days later, and brought in the remnants to show Council, describing them. He stated that it was not acceptable, and he realized there were a ton of illegal fireworks going on. He thought people were storing them in their homes in the days and weeks leading up to July 4. He thought they might treat individual fireworks as a \$1000 problem, but when you have someone launching 100 of these M80s that were stashed in their garage, that was a major problem. He wondered if this was something greater than our police force and he questioned if they need to take a different approach, such as getting state or federal agencies involved.

Tonia Boykin, Pacifica, stated that the ongoing issue of illegal fireworks in Pacifica has escalated in the 40 years she has lived here and has become a public safety issue, as well as a quality of life issue. She understood that the police department was not the solution to the overall problem, but stated that the municipal code says it is unlawful for any person to discharge or possess or store fireworks except those designated as safe and sane by the state fire marshal. She stated that they were told that the police officers have to witness detonation to issue a citation but the code clearly states mere possession is a violation. She stated that it was apparent to those living near the violators that large amounts of dangerous toxic materials are being stored near them. She stated that the code states that the fire chief can do permits for public displays of fireworks but every use shall be handled by an operator approved by the fire chief. She asked, since competency was a requirement for public displays, why individuals who have not been deemed competent are only given warnings. She read the requirement that they must not endanger other property and she felt that, for those who live near offenders, it was clear that dangerous toxic materials are being stored near their homes and an accident would imperil houses, persons and possibly lives. She stated that people suggest they either leave town or move away, but even if reasonable, not everyone has the means or ability to leave town. And to ensure the safety of their property, she didn't think it would be advisable. She stated that it isn't just one day, but they are bombarded for up to a week before and after the 4th and throughout the year. She mentioned some annoyance issues prohibited in the municipal code that aren't capable of causing property damage or injury as with illegal fireworks. She requested this issue be recognized, prioritized and placed on a future agenda.

Linda Jonas, Pacifica, stated that she is a 40 year resident and worked many fireworks booths for a number of great community organizations that count on the funds. She felt, if you are going to take something of value, you must replace it with something of equal or greater value. She didn't blame any of the speakers for being upset about the illegal people setting them off. She agreed it was bad and she was going to trust Council and the police and fire

chiefs to figure it out for us. She thinks the safe and sane fireworks should be allowed for them to raise money.

Angela Falcone, Pacifica, stated she is a 22-year resident. She stated that, as late as the previous day, residents were traumatized at all hours by the illegal fireworks. She gave a few examples, and stated that there were apparently 103 complaints filed this year and no citations issued, but they continue to have their peace interrupted for about two weeks every July. She asked if they were entitled to peaceful enjoyment of their environment and their neighborhood. She stated that they had someone honored who was able to mention all the beautiful things we appreciate in Pacifica. She asked Council to consider agendizing the subject of illegal fireworks at a meeting.

Councilmember Ervin asked if they were going to get an update on how it went this year. She thought it would be good.

City Manager Tinfow stated that they don't have something on the agenda, but they can provide something at the next meeting. She stated that, as mentioned by one speaker, the police chief is looking at some out of the box solutions, and they are trying to be very creative on how they begin to address the illegal fireworks. She will be happy to come back at the next meeting with an official update with Council's direction.

Mayor Digre assumed she has Council's direction.

Mayor pro Tem O'Neill asked if she could make it more than an update and an actual comment and discussion. He stated that he was on the fireworks task force several years ago. He asked if they want to go with the task force or study session or Council meeting. He felt there were advantages to all three and he would like that as part of the discussion.

City Manager Tinfow asked clarification.

Mayor pro Tem O'Neill reiterated that should the Council proceed as a task force, study session or regular Council agenda, there are pros and cons to each one and he thought the public should mention what they think might be the best way, and articulate what those three options are.

City Manager Tinfow agreed to talk about it.

COUNCIL COMMUNICATIONS

Councilmember Nihart stated that one of her three subjects was about fireworks. She felt that they all talked about it and she was feeling that they were beginning to agendize an item that isn't on the agenda. She stated that it was an unbelievable year, mentioning that her neighbors are in the audience and she didn't know how their eucalyptus trees survived. She thanked the public for attending. She saw some of them at their goals setting session and the whole process. She loved getting the feedback and participation and she thanked them. She thought Clorinda Campagna was going to be present but she reminded everyone about Relay to Life this coming weekend. She honored the survivors who attended. She stated that they had a lot of suggestions, and she was glad they added the task force because they have to do something.

Councilmember Keener stated that, in the afternoon on the 4th, he attended the celebration at Frontierland Park and read parts of the Constitution. He stated that it was all orchestrated by Clorinda Campagna. He stated it was wonderful. He stated that Peninsula Clean Energy selected the power provider that hopefully they will use in the future. They had two hours to choose between the three applicants and their bid prices for electrical power. He attended the Pacifica Resource Center board meeting, mentioning that Anita Rees reported on that.

Mayor pro Tem O'Neill stated that he has been out of condition because of having his left knee replaced, explaining why he needs to get up during the meeting to exercise his knee.

Councilmember Ervin thanked the people on the goals setting session that came to observe and partake in it. She felt it was wonderful to have them present. She also thanked staff for doing a remarkable job and were reminded of all the hard work they do year round. She felt it was important to get everything done and the staff was so good at getting it done. She thanked everyone for helping put on the beautiful 4th of July event at Frontierland Park. She had to leave during the afternoon because she has an old lab that can't take tranquilizers and the best she can do is visit out of town. She felt they all empathize and understand those with animals who are traumatized and it does need to be addressed. She stated it will take a village to get it done. She appreciated the speakers taking the time to express their personal experiences and thoughts. She mentioned that the Economic Development Committee meeting will be the following evening and will be held at Florey's, as they visit different businesses during their meetings to ensure that everyone is exposed to the meetings if they would like to attend. She was looking forward to the Relay for Life this coming weekend, which is an incredible event. She thanked everyone who put so much time and energy into running the event.

Councilmember Nihart stated that she was glad Councilmember Ervin thanked staff for Frontierland. She stated she was there during the reading but didn't realize that Councilmember Keener was there. She thanked Mayor Digre, stating that the participation with Rev. Nibbe and the Holy Cross Church on the 1st. She stated that it was an interesting day for four hours talking about our Constitution and Jefferson and the impact. She stated that Quentin Kopp was present. They had an amazing constitutional attorney who has written books. She stated that it was a great day and they got fully engaged, adding that the mayor represented the city incredibly well.

Mayor Digre stated that she thought the noise was coming from airplanes, and for one week it was the fireworks that took over for the airplanes. She thought the main issue is people behaving badly and they should not be the ones that rule a community. She concluded that we will figure out somehow to make sure that the law abiding citizens rule in our community. She stated that, regarding airport noise, the FAA was trying different things, and she would really like to know if they are hearing changes and she appreciated the help she gets. She stated that the draft letter to the FAA was completed, asking if the City Attorney got it. She felt the more exciting thing is that the FAA has been at several meetings with the San Francisco Roundtable, one of the select committees, and the other is the southern county which is new, adding that they were behind because they haven't been in operation. She stated that they all feel that the FAA is listening, willing to sit at the table and that was encouraging. She wished she could say they will have immediate results. They are willing to test some things, but not saying what and she was curious, but they will be having a meeting on August 3 in Millbrae.

Mayor Digre called a short break then reconvened the meeting.

STAFF COMMUNICATIONS

PUBLIC HEARINGS

CONSIDERATION

8. Open Space and Parkland Advisory Committee Annual Report
PROPOSED ACTION: Receive and File Report. Informational Item.

Jim Sullivan, Chair of the Pacifica Open Space & Parkland Advisory Committee, introduced several members of the committee then presented the report on their accomplishments over the past year.

Councilmember Nihart commented that they have to change the one objective about Pedro Point as the Pedro Point Headlands was about county and the trail connection. She stated that she hoped that, at some point, they get the opportunity to work with the county in terms of the Pedro Point Headlands trail with feedback and input, etc. She thanked them for Cattle Hill, stating it was so needed. She asked if there were any ideas about the encroachments they can't get resolved.

Julie Lancelle asked if it was Rockaway or just Vallemar.

Councilmember Nihart thought it might be in Rockaway also.

Councilmember Keener thought it was Rockaway also.

Jim Sullivan stated that the National Park Service plans on incorporating Cattle Hill under the Sweeny Ridge property. He stated that they were the outfit with deep pockets. He stated that they have to have a survey as they can't guess where the line is. He stated that it has to be black and white, and the funding for doing that will be part of National Park Services taking over.

Councilmember Nihart stated that the unfortunate part is that she understood that they wouldn't take it until those are resolved. She thanked them for doing maintenance anyway.

Julie Lancelle thought it was a few years back when that was the case. She thought the Park Service was much more proactive now and doing a lot more.

Councilmember Nihart appreciated them for all they do.

Councilmember Ervin thanked them for their hard work, not only advocating and improving the trails, but getting out there and doing the maintenance work. She thanked Councilmember Keener for joining them. She stated that she uses many of those trails and it was nice to know that it was much safer. She stated that things happen and it was difficult for many citizens to use the trails because of that but these people get out there where maintenance is needed. She also mentioned that they have introduced people to so many of the trails and she loved the trail of the month feature.

Joanne Arnos thanked Sue for being a dedicated participant of the committee. She also thanked the Council for supporting that Tina helps future builders hopefully come to them to have a dialogue about continuing with consideration for open space and some kind of parkland

that would be in the development to ensure that, even with development, they will continue having open space and dedicated areas that take advantage of Pacifica's beauty.

Mayor Digre mentioned that you don't have to be a member of the committee to be a volunteer, mentioning that the beautiful trails need constant upkeep.

Councilmember Keener thought it was a lot of fun to tag along when they are doing trail maintenance. He also thanked them for their other activities as a member of the committee which he felt were very valuable to our community.

Mayor pro Tem O'Neill thanked them for all their service.

Mayor Digre commented that his knee was hurting him.

Mayor pro Tem O'Neill added that he hasn't been on one of those trails in quite a while.

Joanne Arnos stated that they were happy to have visitors from the community come to their meetings, on the third Wednesday, 6:00 at the police station.

Jim Sullivan stated that, if you can't make it to City Hall to sign up for trails activity, a Facebook person can go to the Pacifica Trails Facebook page with over 400 people on that. He stated that it was a great resource to find out information of ongoing trail activities.

RESULT: NO VOTE REQUIRED

9. Appointments to the SMC Mosquito Abatement District, Beautification Advisory Committee, Library Advisory Committee, Parks, Beaches and Recreation Commission and Open Space and Parkland Advisory Committee.

PROPOSED ACTION: Move to appoint one (1) applicant to the SMC Mosquito Abatement District; one (1) applicant to the Beautification Advisory Committee; one (1) applicant to the Library Advisory Committee; two (2) applicants to the Parks, Beaches & Recreation Commission; two (2) applicants to the Open Space & Parkland Advisory Committee.

City Clerk O'Connell presented the staff report.

Councilmember Keener mentioned that there were two candidates for the Open Space & Parkland Advisory Committee whom weren't listed on the form.

City Clerk O'Connell agreed, commenting that they had their first choice and second choice. She stated that it was at Council's discretion if they choose to appoint them to their second choice committee.

Mayor Digre asked if they were listed on the ballot.

Councilmember Keener stated that they weren't for OSPAC.

Mayor pro Tem O'Neill assumed it was their #2 choice.

City Clerk O'Connell stated that he was talking about Christopher and Allison Yakabe, and their first choice was Parks, Beaches & Recreation Commission, but their second choice was Open Space & Parkland Advisory Committee.

Mayor pro Tem O'Neill asked if they could be a write-in.

Councilmember Nihart stated that they should turn them in.

Mayor Digre asked if she wanted the whole packet.

City Clerk O'Connell stated that it would be great.

Mayor pro Tem O'Neill asked if they could move on with the next item and then come back.

City Clerk O'Connell stated that they need to make a motion to appoint for each different committee.

Councilmember Nihart stated that they can't move on because she has to leave for the next item.

Councilmember Ervin stated that she will have to abstain as she was on vacation during the interview process and there is precedence that, if you cannot make the interviews, we bypass our right to make a selection.

Councilmember Nihart stated that they have had a lot of great volunteers and applicants serving on committees, but they have had increasing numbers of people stepping up and volunteering and it was really hard to make the selection. She stated that, if one of the people who doesn't get on something that they wanted, there are multiple opportunities in the future and they encourage them to come back because she was really impressed with the pool of applicants in terms of the interviews and what they have to contribute to the community. She thanked everyone who applied. She asked if she could say something before the item comes up.

Asst. City Attorney Visick stated that it depends on what she was about to say.

Councilmember Nihart stated that she has to recuse herself from the last two items. That was why she has to leave the room and that was why they were waiting.

City Clerk O'Connell stated that Pete DeJarnatt got the most nominations for the San Mateo County Mosquito Abatement District, adding that they are required to set a two or four year term which is at Council's discretion. She stated that, in the motion, she needs to know if it was a two year or four year term.

Mayor pro Tem O'Neill asked what they have done previously.

City Clerk O'Connell thought it was a two-year term in the past.

Councilmember Nihart moved that they reappoint Pete DeJarnatt for two years to the Mosquito Abatement District; seconded by Councilmember Keener.

4-0-1

City Clerk O'Connell stated that the next was the Beautification Advisory Committee and it was Edith Dom.

Councilmember Nihart asked if they do that by acclamation as there was only one person.

City Clerk O'Connell agreed, clarifying that there was only one applicant and one opening, but she did need a motion.

Councilmember Nihart moved to appoint Edith Dom to the Beautification Advisory Committee; seconded by Mayor pro Tem O'Neill.

4-0-1

City Clerk O'Connell stated that, for the Library Advisory Committee, Kathy Long received the most nominations.

Mayor pro Tem O'Neill moved to appoint Kathy Long to the Library Advisory Committee; seconded by Councilmember Nihart.

4-0-1

City Clerk O'Connell stated that the Open Space & Parkland Advisory Committee has a tie with Allison Yakabe and Sallye McKenzie. She stated that Michael Pacelli received three, so they need to vote again on this one.

Mayor pro Tem O'Neill asked which one.

City Clerk O'Connell stated that it was the Open Space & Parkland Advisory Committee with a tie between two people.

Councilmember Nihart asked her to repeat the names.

City Clerk O'Connell stated they were Sallye McKenzie and Allison Yakabe.

Mayor Digre asked if they were going to get paper.

Councilmember Nihart stated that they wanted to do the vote.

Mayor pro Tem O'Neill stated that Allison Yakabe was not printed on it.

City Clerk O'Connell responded affirmatively.

Councilmember Nihart asked if they could vote on this after they did the other as some are on the other committees.

Mayor pro Tem O'Neill stated that she also applied to PB&R, and they wanted to see what happens with PB&R before they decide Open Space as this was her second choice.

City Clerk O'Connell stated that Parks, Beaches & Recreation was Mary Bier and Christopher Yakabe.

Mayor pro Tem O'Neill moved to appoint Mary Bier and Christopher Yakabe to the Parks, Beaches & Recreation Commission; seconded by Councilmember Nihart.

4-0-1

City Clerk O'Connell stated that they have a tie again between the Sallye McKenzie and Allison Yakabe. She suggested that they make a motion.

Mayor pro Tem O'Neill asked if they could flip a coin.

Mayor Digre asked if Councilmember Ervin could vote as she knows them and read their application.

City Manager Tinfow stated that there was no legal requirement to prevent her from voting.

Councilmember Ervin asked for a piece of paper to vote.

City Clerk O'Connell stated that Michael Pacelli and Sallye McKenzie received the most votes.

Mayor pro Tem O'Neill moved to appoint Michael Pacelli and Sallye McKenzie to the Open Space & Parkland Advisory Committee; seconded by Councilmember Nihart.

5-0

10. Authorize the City Manager to Enter into Negotiations with Group 4 to Prepare a Contract for the Design of the New Pacifica Library Project in an Amount Not to Exceed \$400,000

PROPOSED ACTION: Authorize the City Manager to enter into negotiations with Group 4 Architects to prepare a contract for library design services and authorize an amount not to exceed \$400,000 for the schematic design phase of the project.

Councilmember Nihart recused herself from Items #10 and 11 due to living within the boundaries of the projects.

Planning Director Wehrmeister presented the staff report.

Mayor Digre opened public comments.

Sue Beckmeyer, Pacifica, stated that she has been with the Library Foundation for many years and has worked closely with Dawn Merkes and her team from Group 4. She stated that they are among the leading library architecture firms in the country and we were fortunate to have them in South San Francisco. She stated that Dawn has lived in Pacifica and she knows the town and the challenges faced as a coastal community. She stated that they were careful in seeking input from the community with five outreach meetings to learn what the community wants in the new library. She stated that they were skilled in designing environmentally progressive buildings and attaining LEED Gold status for their projects, and she was thrilled that this was before the Council and encouraged acceptance of Group 4 as the architect for the schematic design phase of the library.

Linda Jonas, Pacifica, stated that she says ditto as they have worked with the group and they are easy to work with, paying attention to and answering questions and she encouraged them to go with this group.

Michael Ransom, Pacifica, stated that he was also on the Library Foundation and was a construction professional as a licensed civil engineer, working for BCCI Construction. He has knowledge of Group 4's experience. He stated that they have seen the library in Walnut Creek and he urged the Council to authorize the city to go forward with Group 4.

Anna Boothe, Pacifica, stated that she didn't think they hear enough that they are a good Council, keeping us safe and keeping our beautiful environment when there are muggings, shootings, etc. and they deserve credit for our safety and beauty. She loves Pacifica and the library. She stated that they have serious problems passing this tonight. She asked why we pay for it before we decide to do it. She asked that they wait until they decide whether they are going to do it or not. She stated that \$400,000 was a lot of money and they could use that for other more serious problems such as the sea wall and pot holes. She felt this was the cart before the horse and they would be challenged legally if they don't drop it. She stated she has legal experience and she wouldn't do it, but added that there was a lawyer in town who was upset because of the legal problems they have in this and will file in Superior Court if they don't drop this. He wanted to do it when he saw the agenda and she asked him to give Council a chance to bow out of this gracefully. She stated that they were asking her to buy a house that she has not looked at. She asked why we were committing to new expenses when this may not pass. She asked that they take this up if the library proposition passes. She briefly mentioned her legal experience and then asked again that they wait until they discuss whether they want it or not before they discuss whether they want to pay for it.

Eric Ruchames, Pacifica, stated that he was fortunate enough to sit on the committee that reviewed the architectural firms that submitted bids. He felt Group 4 deserves all the credit they have gotten considering the competition they had to face in the process. He stated that they were blessed to have lots of very talented architectural firms interested in working in our community and he felt we will be pleased with Group 4. He thought it was worth thanking County Supervisor Horsley, who was here earlier, for his assistance. He stated that the funds referred to, stating that \$500,000 was coming from the county due to the efforts of Christine and Supervisor Horsley. He stated that money was only earmarked for this and they get a lot for the city's contribution of \$100,000. He felt it was a great step forward, and regardless of the future, it was a great bonus to use someone else's money and a great economy for the city to take advantage of it. He felt this was a great thing for our community and they have been supportive all along as have past Councils. He stated that this has been in the works for a long time. He appreciated the support, and staff worked hard to make it happen and he hoped they can continue the process.

Therese Dyer, Pacifica, stated that she was totally against the project. She thought she read in the paper where the city wants to put a bond measure for \$35 million. She asked where they were going to get \$35 million when we aren't even physically solvent. She stated that they were borrowing \$150,000 from the sewer fund to pay the pension bonds. She referred to Goal Setting #4 which was to replace the \$4 million and she hasn't seen that or any new development and she asked where they are getting the revenue. She mentioned that Payless moved out along with Denny's and we aren't even filling the vacant spaces. She stated that everyone was against the quarry and that was our last shot in the dark to stay solvent. She stated that she predicts bankruptcy in a short time, and she was against this. She urged all the residents to vote no if it comes on the ballot.

Dan Stegink, Pacifica, stated that he wanted to address a point brought up earlier. They said they can get it done for 3/4 of the cost on someone else's money. He stated that that money was our money. He stated that the money wasn't given to us by the county but was a loan and

we have to pay it back. He then referred to an article in the Half Moon Bay review in January talking about the recommended footage for a library per resident, and then went on to give facts and figures about what putting a library in that location would cost Pacifica in TOT tax because of a loss of 52 hotel rooms. He felt that, within 10 years, hotel rooms in Pacifica will go for \$400/night which could pay to renovate one of the present libraries or build the libraries without a bond.

Mayor Digre closed public comments.

Councilmember Ervin thanked the library committee for bringing this forward. She knows how long it has been going on as she was on the school board from 2006-2010 and some of the discussions were trying to find an appropriate place. She stated that they have to look at this and it has been a goal of so many people. She felt the library was an enormous investment in the community. She was an advocate for looking for an appropriate place. She was impressed with the perseverance of the committee. She referred to the process regarding the \$629,000 and what cities go through in the process they need to put a measure on the ballot to get it approved. She asked staff to go through the process of what they need before they reach the step and people understand why they need the money in order to put it on the ballot.

Planning Director Wehrmeister stated that they are related but also separate. She stated that Pacifica joined the JPA and committed to working toward a modern consolidated library and was part of the planning process to do that. As this was a longstanding goal of the city, she stated that the planning process would continue, including paying for an architect to prepare a schematic design. She stated that, for the construction funding, if the Council doesn't put it on the ballot or the measure is not successful, it doesn't stop the goal but it means that the city would be back to the drawing board to figure out how to fund the construction, but the planning would continue.

Councilmember Ervin thought that was because we cannot sustain two libraries as it exists in Pacifica.

Planning Director Wehrmeister responded affirmatively.

Councilmember Ervin referred to the comment that we would have to pay back the \$500,000.

Planning Director Wehrmeister thought that was a confusion by the speaker. She stated that the loan they would be paying back has to do with the construction funding and not the grant that was made in association with the planning of the project.

Mayor pro Tem O'Neill referred to the money spent being matching funds, and he thought if the city didn't match the funds now, they would not get the \$500,000. He stated that by having two libraries, it was costing the city more money every year because of the operating, but also less library service than anyone over the hill is getting. He stated that the libraries are open seven days a week, and some evenings, and Pacifica can't afford that because of dividing the hours between two buildings. He thought the speaker threw out a lot of numbers, but he stated that it has cost the city \$70,000 a year for at least ten years to maintain the hours at the two libraries and that was \$700,000 and this will actually benefit us. He referred to the question of why they were doing this now before a possible bond issue was so people will know what they are voting for and it will show what will be in the building. He compared it to the \$30 million bond issue to redo the schools and he pointed out what the remodeling of the schools has done for Pacifica with higher values in property. The schools have waiting lists with people trying to get into

Pacifica's schools because of the program here. He mentioned what a speaker stated regarding what you discover at a library, meet new friends, etc. He felt that Group 4 will find the resources and develop the programs and building that will support a better Pacifica down the road.

Mayor Digre mentioned the senior issue, and anyone else who cannot drive themselves was a huge issue. She then commented on comparisons to what Burlingame did following their economic issues when the JPA stated that couldn't keep two libraries. She mentioned that they renovated their big library and the community spirit enabled them to have the two libraries, She stated that it gets confusing with Items 10 and 11, and she asked the city attorney that, with Item #10, they were talking about whether to devote money for a design team.

Asst. City Attorney Visick responded affirmatively.

Mayor Digre stated that it doesn't mean that the community has to say no to Sanchez.

Asst. City Attorney Visick stated that the only issue on the agenda at this time was whether or not to retain this particular consultant to create a schematic design for a library.

Mayor Digre understood that you have the issue of the need for Sanchez and then they have the sea level rise concern. She agreed that Group 4 has wonderful credentials and were involved in the Burlingame library. She thought they stressed community engagement and what this community values, so the library design exemplifies nice or what they want but also what this community values. She felt that, going with this and saying to put money for the design, it didn't say you can't save Sanchez. She thought it was a risk, but she was okay with that. She felt that it was difficult to be in America and have your library closed, and it is closed every Friday. She stated that, growing up in a military family, some of the things that give you freedom were public libraries and public schools. She agreed that it was a risk, but she would rather take the risk to ensure that we have a local public library that was free and open. She concluded that she will be in favor of this.

Councilmember Ervin stated that a lot of people bring up the issue of sea level rise when it comes to the location of the library in Sharp Park, and she asked for comment on some of the conclusions received from the technical report.

Planning Director Wehrmeister stated that this was something she was going to comment on with the next item, as there was a new study prepared for the 2212 Beach Blvd. site. She stated that Council was probably aware that, when the project was initially approved, there was an EIR conducted that determined that it was a suitable site for development. Because of the questions regarding sea level rise, staff initiated another study with the firm Moffit & Nickle and they found that the conclusions supported what was found in 2013 and the site continues to be a suitable development site.

Councilmember Ervin stated that there was an analysis done on the current libraries, and people talk about renovating Sharp Park and issues with the size of the library.

Planning Director Wehrmeister stated that she will try to comment on that and she will ask City Manager Tinfow to chime in if she misses anything. She stated that there were building and needs assessments conducted with both existing sites, and they found that the size of the sites were not suitable for the new library and the structures were not in a condition to be easily renovated to accommodate the community's needs.

Councilmember Ervin referred to the discussion of trying to find a centralized area.

City Manager Tinfow stated that the two sites were analyzed as mentioned by the Planning Director. The Sharp Park library was not big enough for the library that was conceptually designed and was not such to renovate it or update it. She stated that the Sanchez library site would be big enough for a new library but as mentioned, the conclusion was that locating a library in the northern part of town, in Sharp Park, was the best way of making it easy to get to for everyone in town, primarily because those who live in the southern part of town drive through this area often twice a day, back and forth to work and putting it in the path of most people was recommended and decided as the best strategy.

Councilmember Ervin thought there was a significant amount of work done in terms of identifying many spaces throughout Pacifica and this has been deemed the best site by any standard.

City Manager Tinfow stated that it was her understanding as well, including that it also contributes to the revitalization of the site and they hope in a few years they will have a hotel instead of the Council chambers and would contribute to the main street.

Mayor pro Tem O'Neill moved to authorize the City Manager to enter into negotiations with Group 4 Architects to prepare the schematic design for the new Pacifica library project and to enter into a contract for an amount not to exceed \$400,000; seconded by Councilmember Ervin.

RESULT:	ADOPTED [4 TO 0]
MOVER:	Mike O'Neill, Mayor Pro Tem
SECONDER:	Karen Ervin, Councilmember
AYES:	Digre, O'Neill, Ervin, Keener
RECUSED:	Nihart

11. Receipt of Report Regarding Voter Opinions of the Library and a Potential Bond Measure to Build a New Pacifica Public Library; Adoption of a Resolution Determining that the Public Interest and Necessity Demand the Construction of a New Pacifica Public Library and Its Financing through the Issuance of General Obligation Bonds; and Introduction of an Ordinance Calling a Special Election and Ordering the Submission of a Proposition Incurring Bonded Debt for the Purpose of the Construction of a New Public Library to the Qualified Voters of the City of Pacifica at the General Municipal Election to be Held on November 8, 2016

PROPOSED ACTION: Receive the report from Fairbank, Maslin, Maullin, Metz, & Associates (FM3) regarding voter opinions of the library and a potential bond measure to build a new Pacifica Public Library, and take the following actions: 1. Place a Bond measure on the November ballot by: a) Adopting a Resolution Determining that the Public Interest and Necessity Demand the Construction of a New Pacifica Public Library and the Financing Through the Issuance of General Obligation Bonds; and b) Introducing an Ordinance Ordering the Submission of a Proposition of Incurring Bonded Debt to the Qualified Voters of the City of Pacifica at the General Municipal Election to be Held on November 8, 2016, for the Purpose of Constructing a New Pacifica Public Library be read by title only and that further reading be waived.

Planning Director Wehrmeister presented the staff report. She then stated that Curt Below from FM3 was present to provide a summary of the survey results. She stated that the financial firm

Wolf Hansen & Co. was engaged to develop the tax scenario and Mr. Mark Pressman from that firm was also present to answer any questions for him.

Mr. Below then reported on the summary of the survey results.

Asst. City Attorney Visick interrupted Mr. Below's presentation stating that they need to take a vote as they will be going past 11:00 p.m. and there were quite a few slides left.

Councilmember Ervin asked if they need to make a motion.

Asst. City Attorney Visick stated that they did to a time certain.

Councilmember Ervin moved that they allow the Council meeting to go to 1:00 a.m.; seconded by Councilmember Keener.

4-0

Mr. Below continued with his summary of the survey results.

Councilmember Keener stated that the positive questions sound reasoned for lack of a better term, and he thought some of the negative questions have an emotional edge to them. He stated that they stood out to him because nothing else in the survey had that. He asked him to comment on that.

Mr. Below stated that it was intentional. He stated that, with public finance measures, they are trying to use the argument that is used in public discourse.

Councilmember Keener stated that he didn't hear the last sentence.

Mr. Below stated that it would likely be used in public discourse. He stated that, if you are making an argument in favor of a public finance measure, you typically go through a variety of more reasoned arguments as to why that may be the case. You may have very reasoned arguments as to why you might want to vote no, but it is easier to be a little more visceral in your criticisms. He stated that they took some of the language from looking at local blogs as they tried to capture the tenor of some of the concerns in the community. He clarified that not all voters feel that way but it tends to be the nature of a no campaign for a finance measure.

Councilmember Ervin stated that she had a philosophical question. She stated that one of the biggest thing she sees from the survey was the fact that many people haven't gone to a library and they are not that interested in it. She wondered if a lot of people haven't gone to a library in Pacifica because there were things to be desired but its not a sanctuary or a warm safe place to curl up, read a book, etc., that a modern library would offer. She wondered if there were any statistics that, when a city gets a modern library, how much does the attendance rate go up.

Planning Director Wehrmeister stated that the City Manager may have experience on that, but she stated that there were county library staff present and perhaps they can answer that question at the end of the presentation.

City Manager Tinfow agreed that the county staff probably could provide more statistics or a quantitative response to the question, but she understood that, when any new library opens, the visits go up, the circulation and essentially, "if you build it they will come."

Councilmember Keener stated that they had a range of 58-63 yes and 33-39 no, and if they take out the undecided that lean both yes and no to get the solid yes and no, he thought you get to 53-57 yes and 32-37 no and the undecided yes were 3-6% but the undecided no were 1-2%. He wondered if this was a valid way to look at the data and what sort of meaning they take out of the fact that there is more undecided that lean yes than no.

Mr. Below stated that, looking at the leaners was a valid way of looking at the results. He stated that, in this case, those percentages were quite small and the distinction between them are within the margin of error for the survey and he wouldn't read too much into the fact that it was a couple of points higher on the yes than the no side. He stated that, on looking at viability, those were the first places that people would get peeled off if there was a strong yes or no campaign. He stated that looking at them was what they do. In this case, it was a small percentage and if something were placed on the ballot, they would campaign on the yes side and they assume the leaners might stay where they are. He stated that a bond issue for a library was a fairly straightforward item and they won't get a ton of people undecided. He would not read too much into the very small leaning numbers in this particular circumstance.

Councilmember Keener thought the small 1-2% of leaning suggest there are not too many people to peel off the no side.

Mr. Below stated that everything in the survey says that the end of two-thirds will be challenging. He stated that there are people in those categories that are undecided and you can do the math and get the two-thirds.

Planning Director Wehrmeister then completed the staff report.

Councilmember Keener stated that he had questions about the funding. He stated that the library bond was listed at \$33.5 million and the interest is 8% maximum, greater than 4.5% and he wondered how much interest is associated with this, adding that he realized they haven't gotten the numbers from the bond yet. He asked how much interest would there be at 5%. He also asked about the loan from the county, the 25% of construction costs. He asked if that was 25% of the \$33.5 million and how much is the interest which is .8% for 15 years, and he would like to know how much that is, if they can figure out how much the principal of that loan is.

City Manager Tinfow agreed that they have not come up with what the interest rate for a bond measure will be and won't know that until they actually go out for the bond. She stated that she didn't have any information to run scenarios and she did not have that information now in terms of what 5% interest rate on the loan might be. She then referred to the loan from the county, stating that they need more information as he pointed out, specifically what the 25% would be of, as the full project includes the soft cost, construction management, other soft costs that may or may not be what they are calling the construction. She stated that she has asked that question, but the person involved in that is on vacation and she doesn't have an answer on that at this time either. She was curious about the answer also. She stated that it was a shorter term than a 30-year bond would be, and they are going to have to figure out how to take advantage of that offer. She stated that it was relatively new information that they have confirmed and they were still figuring out how best to take advantage of that opportunity.

Councilmember Keener asked if that would possibly be paid out of the \$23 per \$100,000 evaluation that they see paying for the library bond.

City Manager Tinfow stated that there would be no other source for the repayment of the county loan except for bond proceeds or the sale of the two properties. She stated that, realistically, it will probably be a cash flow tool to help them make the project come together. She stated that, with Council's direction they will put some more emphasis into figuring out the details of this.

Councilmember Keener asked if they have had the two library properties at Sharp Park and Sanchez appraised.

City Manager Tinfow stated that they have not.

Councilmember Keener concluded that they have no idea how much they would bring.

City Manager Tinfow stated that they did not know at this time, adding that part of it depends on when they would be put on the market.

Councilmember Keener asked how many FTEs does the Joint Powers Agreement pay for.

City Manager Tinfow thought that was a question for the county library staff who are present. She asked Tom if he could answer that question.

Tom Forton, Deputy Director at the San Mateo County Libraries, stated that the JPA agreement states that for towns with populations over 10,000 there is 60 hours of service. He stated that, generally, 60 hours of service means about 10 FTE.

Councilmember Keener stated that he didn't catch the last phrase.

Mr. Forton reiterated that 60 hours of service means about 10 FTE, but it depends upon the programs and the services at the building.

Councilmember Keener asked if that was what Pacifica was currently getting split up between two libraries.

Mr. Forton stated that he would have to check as he didn't recall. He stated that, with the 60 hours of service between two buildings, staff was working at both locations and he didn't believe they have 10 FTE now in Pacifica.

Councilmember Keener asked if the JPA or the city was responsible for the maintenance on the current buildings and the new library.

City Manager Tinfow stated that the city would be and is responsible for the maintenance.

Mayor Digre was confused, and didn't know how it applies to funding. She asked, with the Peninsula Library system and the JPA and the San Mateo County, whether some of them mean the same thing.

Mr. Forton stated that they were three distinct things. He agreed that it was confusing. He stated that the San Mateo County libraries operate as a Joint Powers Authority and there are 11 member cities. They run 12 libraries, two in Pacifica, and they run a bookmobile service to the unincorporated areas of the county. He stated that the Peninsula Library system was like a cooperative that serves the libraries in San Mateo County. He stated that there are public libraries that are not in the San Mateo County libraries, specifically Redwood City, Daly City,

South San Francisco, Burlingame. They are all municipal libraries and are independent. They only serve the member cities in the JPA.

Mayor Digre asked what serving means.

Mr. Forton stated that they provide the services and programs that are operated in the libraries. They operate the library service but the towns are members of the JPA and they own the buildings and maintain the buildings.

Mayor Digre referred to Daly City and Burlingame and concluded that they didn't get any financial help from the JPA.

Mr. Forton stated that they are not in the JPA and they do not provide any service to them.

Mayor Digre stated that the fact that they are in the Peninsula library system means that they can share books.

Mr. Forton agreed, adding that the Peninsula Library system was like a consortium or cooperative that serves libraries in the county. The three primary products of that service are the shared catalogs, explaining that patrons in Pacifica can request a book that might be on the shelf at Redwood City and it will be here in 1-2 days. He added that it also pays the transfer of materials back and forth and there is a delivery service that the Peninsula Library service offers. He stated that the third major product was the network on which they run their technology. It is provided by the Peninsula Library service.

Mayor Digre thought it sounds like a good deal to be in the JPA. She asked if you are invited into the JPA or do you ask to get into the JPA.

Mr. Forton stated that it was formed in 1999 and he thought at the time most of the libraries that were in the county library system, which was over 100 years old, formed in 1912, at that time, the larger cities that had already been incorporated in the early 20th century, already had their own independent municipal libraries and the county libraries were the towns that were forming later, the smaller towns. He stated that Redwood City, Daly City, South San Francisco, are all independent, as well as San Mateo.

Mayor Digre asked confirmation that they get no funding from the JPA or the Peninsula Library.

Mr. Forton responded affirmatively, adding that the Peninsula Library service offers the catalog, transfer of materials, delivery materials and the network to all of them.

Mayor Digre concluded that the JPA's position is that no city within the JPA is to have two libraries.

Mr. Forton stated that there was a minimum service level in the agreement and towns that have more than 10,000 in population are guaranteed 60 hours of service and towns with less are guaranteed 40 hours of service. He stated that, with Pacifica's population, Pacifica is guaranteed 60 hours of service and with two locations, it ends up being split between the two buildings.

Councilmember Keener asked if the Peninsula Library system was county funded.

Mr. Forton stated that it was not, adding that the Peninsula Library system does not offer any direct public service, they serve library system.

Councilmember Keener understood that and asked who funds them.

Mr. Forton stated that they do. The members of the Peninsula Library system pay membership dues to pay for those services.

Councilmember Keener asked if all the libraries in the county were members.

Mr. Forton stated that all the public libraries, including the independent municipal libraries, the San Mateo County Library system and two colleges, College of San Mateo and Canada College also have libraries that are part of the system but they all pay for the services that they receive, the catalog, delivery of materials and the network.

Mayor pro Tem O'Neill stated that he was short-shifting the JPA as there are a lot of other services that are offered that Pacifica doesn't get because of their facilities.

Mr. Forton stated that what was really important to each town in their service area was their service to kids after school, and they run homework centers in the other buildings. He stated that the library can't do that in Pacifica. He stated that, in terms of technology, what they can offer in their buildings was different in Foster City as opposed to what they can run in Pacifica because the buildings were not equipped to offer the latest in technology.

Mayor pro Tem O'Neill stated that social services, such as the free lunch program that kids get during the school year, was offered through the library system in other JPA libraries.

Mr. Forton agreed, stating that he was probably talking about the summer learning camps, which are activities that keep the kids engaged during the summer to prevent summer slide, where children are not engaged in learning during the summer and their reading skills deteriorate and the library was very active in providing engaging activities for kids over the course of the summer. He stated that they do run a number of summer learning camps which includes free meals for kids from underserved communities where they receive free meals during the school year and they provide the bridge during the summer.

Mayor pro Tem O'Neill asked if it was provided in Atherton for under privileged kids.

Mr. Forton stated that it was, adding that their Atherton library serves Fair Oaks but they also offer it in Half Moon Bay, Pescadero and East Palo Alto.

Mayor pro Tem O'Neill asked if he could talk about the JPA rating in terms of the four-star or five-star ratings.

Mr. Forton stated that, because of the good staff, many who are present and Tom Balls who was the manager of the Pacifica libraries for a long time, they were a four-star rated library and, according to the Library Journal, a national journal serving the library business, because of their programming, circulation, access to technology, market penetration with cardholders in their service areas, they are one of the top libraries in the country and second in California in their budget size category. They were also nominated for a national medal for library service by the Institute for Museum and Library Services, the top library award given to public libraries and were one of the finalists.

Mayor pro Tem O'Neill stated that, although they are the top library, Pacifica was not able to take advantage of a lot of it due to the facilities.

Mr. Forton agreed, stating that a modern library can be seen if you visit Millbrae, Belmont, Foster City, San Carlos, and they are building a new library in Half Moon Bay jointly with the city. They will offer a modern library meeting all the needs of technology and introducing new technologies to the community like the homework center, etc.

Mayor pro Tem O'Neill stated that for those more tech oriented, they could borrow a book for seven days on a kindle and then it just disappears.

Mr. Forton stated that they offer that service and they can download E-books on their library web page.

Mayor Digre opened public comments.

Ellen Ron, Pacifica, president of the Library Foundation, thanked all the library supporters who stayed with them. She stated that it has taken them over 13 years of work and support of many people to get them to this pivotal point. She thanked past and present Councilmembers for keeping the library project on the front burner when prioritizing goals for the city and all the votes that have kept them moving forward. She also thanked the City Manager, Planning Director and hard working city staff for the hours of time given to the project and their commitment to building Pacifica a 21st century library. She appreciated the service from staff in the present inadequate libraries. She stated that the Library Foundation could not have advocated for the new library project without the support of so many fellow Pacificans. She concluded that the goal of one great library for our community was now within reach and, with their support, they will succeed.

Caroline Barba, Pacifica, thanked Council and staff for all their help and guidance. She was excited to be standing here now at this pivotal moment. She stated that she has been a volunteer at the Pacifica library for 15 years and 13 of them have been engaged in the process of bringing a new library to Pacifica, going through 3 city managers and 3 library managers. She stated that it was slow and painstaking, but was exciting to be at this pivotal point. She stated that the need for the new library was well documented by the needs assessment done when Steve Rhodes was the city manager. She stated that the two libraries receive from one funding stream only 47 hours of service instead of the 60 provided by one library. She stated that she has seen what a new library can do to a community and how it improves and revitalizes the community. She wants to see that happen in Pacifica, and feels that we deserve the four-star service that Mr. Forton was talking about and other libraries enjoy.

Celeste Chernicky, Pacifica, stated that she has lived in Park Pacifica for 40 years. She was present to speak on behalf of putting the bond issue on the ballot so people can decide and we can move forward with a new, bigger and better library. She stated that they could say the Sanchez Library was in her neighborhood, but she still has to get into a car and drive for five minutes to get there. She stated that she usually goes to the library during the work week in the afternoon and finds herself saying is it Monday, Wednesday or Friday, the day the library is open. She stated that, when she gets there, the chance is 50-50 that the books that she may be interested in aren't there because of the limited collection for a library of that size. She stated that we need to consolidate our resources into a bigger and better library, where our community can come together in work spaces, technology areas, programs and meetings for

small groups. She stated that they need to expand the hours so the library is open seven days a week and our children and adults can use the resources along with help. She stated that they also need to take the money that the San Mateo County Library system provides the city and funnel it into one facility instead of dividing it between two. She stated that we are the only city in the system that divides our money and ends up with two facilities that aren't as good as one. She acknowledged that it will mean she has to drive 10-15 minutes to get to the library but she has to drive 10-15 minutes to get to most places, including Safeway. She urged them to vote to put the bond issue on the ballot so people can speak and they can move forward with this very important project.

Eileen Campbell, Pacifica, stated that in 1978, the storefront library in Linda Mar Shopping Center closed and she walked out on the last day with tears in her eyes. She stated that the county gave us a bookmobile for half the population of Pacifica. She stated that the county had planned to sell the Sanchez Library land and give the money to Atherton to improve their library. She mentioned that following that time they used a portion of a school staffed by volunteers. She expressed her concerns in having to give up a library in the south of town. While Pacifica deserves a quality library, she opposed having just one library, as it is a loss for those who have to get into a car to get to the library and she felt this was a sadness.

Sue Beckmeyer, Pacifica, stated that she was a long time member of the Library Foundation. She thanked Council and City staff for their strong support of the project to date. She felt they have arrived at a critical juncture. After years of advocacy, planning and focused work on the part of many volunteers and city staff members, they have before them the decision of whether to place a measure on the November ballot to issue general obligation bonds to build a new library. She urged them to vote yes to affirm the work begun 17 years ago and give Pacificans a chance to let them know that they want a new library for Pacifica by approving the bond measure in November. She felt those in the room now and many who could not attend or stay were prepared to launch a focused dedicated campaign to reach the required two-thirds majority. She asked that Council vote yes to place the library bond on the November ballot, as a new library was good for kids and teens and levels the playing field by allowing our kids to receive the same services that kids in other cities in the JPA currently receive.

Ashley Larsen, Pacifica, stated that she was excited and grateful to be one step closer to a new library for Pacifica. She is a 9-year resident and librarian. She works at both Pacifica branches, as well as Foster City, Millbrae and Burlingame libraries. She helps people find books and movies and does story time for children, but stated that working at the other modern libraries was very different, where they were prepared to meet their needs immediately which was a very positive feeling for her and the individual, and she feels that we let our community down by not being open every day especially for those who do not have internet access. She stated that the digital divide is very real and the library is the greatest bridge. She gave other examples showing the limitations here for various programs. She urged Council to add this measure to the November ballot

Trish Moran Sholl, Pacifica, stated she and her husband have lived in Pacifica for 13 years and she volunteers for the Pacifica Library Foundation. She looks forward to her service on the upcoming library advisory committee. She stated that she has come before Council many times to voice her support for one new library for Pacifica and she was here now to be a voice for all the supporters who were not able to attend and those who are present and won't be coming up to the podium. She asked all the supporters for the new library to stand up, adding that they are part of over 2,000 supporters on their Foundation's email list and 657 Facebook followers. She urged Council to take staff's recommendation to put the library bond measure on the November

ballot. She stated that, once they do, their work will begin with an informative and respectful campaign.

Fran Quartini, Pacifica, stated that she has lived in Park Pacifica for 35 years and is a teacher at Ocean Shore School for 20 years. She was speaking as an educator on how she and other teachers use the library and help students through the help of the librarians. She gave several examples of how they use and get help from librarians and concluded that we need a more up to date, modern library to help the students and she thanked Council for this forum to talk about it.

Anna Boothe, Pacifica, stated that she has several reasons to oppose the method they are using to get this new library that we may need. She stated that the polling report was not valid, mentioning that they said they talked to 474 people, one per every 1,000 residents, and she felt that was not telling them about anything. She mentioned that she has a graduate degree in classes on statistics and no scientific organization would accept such a report, as it is not valid. She added that most of it has nothing to do with what we are talking about. She acknowledged that we all love our library and city and we don't say we don't care about these things and it was because they care that they are all present. She stated that we are in imminent peril of having this challenged in Superior Court and held up until after the election as was done on the widening of the highway. She confirmed that she would not do that, but there is a lawyer in town who will do it if they don't abandon this proposal because they were violating the Constitution of the United States. She stated that they were favoring residents in the north of town at the cost of residents in the south of town. She stated that there are two senior residences and two schools with people who do not have cars and many could not even get in a car to go to the library but they can cross the street to go to the Sanchez Library. She stated that denial of equal protection and due process was not properly announced or prepared. She stated that most of the people on her side didn't know about it or had to go to bed because of pain after 8:00 p.m. She stated that she asked for an earlier schedule of this but they couldn't do it. She stated that we don't have the answer to the things they have to do and she asked why they were risking more money after paying good money after bad for something they are not ready to do. She stated that the end does not justify the means and she asked that they find another way of giving us a new library.

Chris Hunter, Pacifica, stated that he appreciated the Planning Director's background. He stated that many people do not understand how the Pacifica libraries work. He stated that he has lived in Pacifica for 26 years, raised two daughters who went to the Sanchez library. He mentioned that Benjamin Franklin has been credited with inventing the public free library, and expressed appreciation for Margaret Goodale's history of the windowshop library. He stated that it is 2016 and Pacifica owns the library. The county JPA hires the librarians and those he knows have been fantastic, partly why everyone loves the libraries in Pacifica. He stated that there is a deep partnership with the county. He stated that he is chief of staff for Supervisor Don Horsley who is greatly involved in this project and is supporting Pacifica as he did Half Moon Bay and Brisbane and the county is supporting all of the JPA libraries. He added that Adrienne Tissier got support for the Daly City Library from the county which was a Daly City library and not a county library. He stated that this partnership is deep and will help Pacifica move forward on something that goes much longer than 13 years, which is the length of time the JPA has been around. He stated that, before that, the county libraries were working on a way to give the buildings to Pacifica which is what the JPA is all about. The idea of consolidating the two libraries into one has been around for a long time, not new and not about serving one community over another community. He encouraged them to put the bond on in November, let the public decide if they want to do a modern library, and he encourages visits to

the other libraries that are part of the JPA or other city libraries controlled, built and paid for by bond measures in those cities. He stated that Pacifica sometimes has a reputation for missing an opportunity and he encouraged them not to miss this opportunity.

Michael Ransom, Pacifica, stated he was part of the Library Foundation. He stated that there were two good reasons, already explained, to support this, first to maximize the JPA resources available to us, and the second was the current status and the funds required to maintain them in their current poor condition and added funds that would be required to bring them to acceptable levels would be better spent in a single library facility. He stated that, as an engineer, the survey was actually serving 1 in 80 people, not one in 1,000 of our population.

Linda Jonas, Pacifica, stated that she is a 40-year resident who raised two children and is on the Library Foundation executive board. She has been advocating for many years for a safe place for teenagers. She stated that, when they had the architecture review committee for the Community Center, that was one of her strong points. She feels that they lost out on that because there isn't an every day or once a week drop in place for teens. She wants to see a modern library, centrally located in the community for teens to go after school, like the Millbrae Library. She started fighting for that when her daughter was 8 and now her granddaughter is 8 and she would love to see it come to fruition. She stated that, as a 40-year-resident, she has young blood going through her veins and, even though she can walk the two blocks to Sanchez Library, she was willing to give up personal convenience to the greater good of the community to have a centrally located, beautiful modern library. She thanked Council and staff for all that they have done to help them get to this point and she asked them to vote yes to put it on the ballot.

Kyle Weideman, Pacifica, stated that he grew up in Pacifica and remembers going to the library, but was present to speak on behalf of his mother, Joan Weideman, who was currently out of the country. He then read her message, which stated that she felt the survey showed support for such a bond measure. She mentioned that she has seen libraries in other states and other countries and they are all far superior to what we have now. She supported the bond measure and felt that November's general election was a good time to put the measure to a vote.

Tygarjas Bigstycck, Pacifica, stated that he is a 33-year resident. He has lived within walking distance of both libraries his entire life, and while he acknowledged that it was nice to have the convenience of being within walking distance, but he was ready to give up that convenience, in light of a library that might provide greater use to him. He mentioned being lost in Oregon a few years ago, and when driving through a town, he saw a library and he was astounded at the size of the building and of their computer room. He was excited by the prospect that a new library could have a meeting room so organizations he has joined will have a space to meet. He mentioned the dates that each library was closed and questioned the convenience of being within walking distance if they are closed. He felt we owed it to ourselves to provide a modern facility and he hoped they will decide to put this to a vote. He felt we deserved everything a library can be. He loved the two little libraries but he was ready for something much greater for our community.

Stan Zeavin, Pacifica, stated that, in the years that he has been talking about issues, he has never run into an opposition that is well prepared and has such good arguments. He stated that there are a couple of problems that are serious enough to stop a bond measure from passing. He stated that the first is the location of the new library in a probable future flood zone. He stated that he has looked at new maps and they are saying that, with a sea level rise of 4 1/2

feet, the new library site will be in the flood zone. He stated that the main problem was the timeframe. He stated that San Mateo County was using six feet to the end of the century as ocean level rise, and he has seen studies that say it could be as much as 10 feet in 50 years. He referred to the study mentioned and stated that he would have to see the numbers and how they were used. He gave the example that TetraTech was hired by San Mateo County to do the hazard mitigation plan and they ended up saying that for Pacifica six feet of ocean rise would show no additional flooding. He stated that, on looking closer at the numbers, they didn't use the correct map and didn't talk about storm surge or wave action. He stated that, if this is true, he wasn't sure voters would pay \$33.5 million for a building in a future flood zone. He wished there were some way to keep the libraries going so kids would not have to cross a busy intersection and go an extra 4-5 miles. He referred to Mayor pro Tem O'Neill talking about the \$70,000 and he figured it over 50 years which they assume will be the life of the new building, which comes out to \$3.5 million. He didn't understand, if they are going to spend \$33.5 million for a new library, why they can't figure out how to come up with the \$3.5 million.

Barbara Brexport, Pacifica, stated that she has lived in Pacifica for 23 years. She mentioned what the present situation was with the two present libraries and she asked that we imagine what the library would be with a facility large enough to really meet the community needs and operate as a community center. She stated that she would like us to demonstrate that we are a city that believes it has a future and wants to invest in it. She asked that Council support the initiative.

Kathy Shiokari, Pacifica, stated that she was a trustee for the Pacifica School District. She was present to advocate for putting the library bond on the November ballot. She stated that education funding in California was inadequate and has been so for over 20 years. She stated that, with the advent of a new education funding model and with local support, our Pacifica schools have been able to restore some of our programs, however, the school libraries continue to bear the brunt of that financial impact because the state does not provide funding for library materials. She stated that the previous year, they were given a report on the current state of the school library collections and it was an embarrassment to read. She stated that the school library staff are miracle workers in being able to provide incredible student support under these conditions, but she asked why we should have to rely on miracle workers. She stated that the school libraries depend upon the public library professionals. She has a unique perspective after working in the two branches for over five years, and she stated that they were woefully inadequate. She stated that because of two sites, the staff was stretched thin. She stated that, if the librarian leaves to provide outreach, that results in no librarian on site and the remaining staff does their best to fill in for patrons' needs without the library science degree, salary or expertise. She stated that the buildings do not provide adequate work space and staff are on top of each other processing materials and providing services, mentioning many of the problems existing in the buildings. She pointed out the amenities in other libraries and stressed that we don't have to make do as we can have this without relying on miracle workers. She asked that they put this to the voters for staff, children and community.

Gloria Stofan, Pacifica, stated that we should let the voters decide. She supports the building of a new, modern library, and she felt that people have been so articulate. She felt she needed to add that the libraries are the treasure chest of Pacifica, and the gems are the books, activities, rooms, access to computers, etc. She asked that Council give this consideration and place the bond on the November ballot and let the voters decide.

Martin Sanarria, Pacifica, stated that, if this was easy, it would have already been done. He felt this was a difficult project, taking years, and big projects do take a long time. He stated that

change was difficult, being hard to move away from what they were familiar with, even if it was inadequate. He stated that we have an opportunity to move forward and ask the community to support this. He stated that the poll numbers are not as high as we would like but higher than they were the last time. He stated that they have a library in Millbrae which we love and are jealous of, and they put it on the ballot with poll numbers similar to ours and they won. He stated that we were facing an election in November unlike anything any of us have seen. He stated that, with all due respect to the pollster, he didn't think anyone can predict what November is going to be like, what the turnout will be like and we all know the issues are spectacular. He thought the community deserves the chance to speak and provide the services mentioned. He stated that we can't let the search for perfect be the enemy. He mentioned that they once had two middle schools and they had a lot of resistance when they decided to go to one middle school, but now, having build a modern middle school, there was a waiting list to get in. As mentioned by the City Manager, "if we build it, they will come." He stated that, with every community that has built a new library, no one has said it was a bad idea and it has been a centerpiece to their community and we deserve as much and certainly the opportunity to try and convince the community.

Julie Smith, Pacifica, stated that she has lived in Pacifica for 19 years. She referred to the question of whether Pacificans would come if the new library was built and why they don't come now, and stated that she was in the graduate program at San Jose State getting her masters in Library Information Science, and in her studies she read an article about the Cerritos Library in Orange County, built in 2002. She stated that, in comparing their numbers from 2001, their first six weeks of operation in 2002 after they opened, the attendance went from 58,000 to 185,000 and card issues grew from 792 to 5,000 and circulation increased from 84,000 to 136,000. She reiterated that, if you build it, they'll come. She stated that she had three children and was the library media clerk at Ingrid B. Lacey Middle School. She advocated for the teens in our community, stating that Pacifica was woefully behind in providing a dedicated teen library space. She stated that she has also visited San Francisco and Redwood City where they have fabulous teen spaces where kids can go and hang out with specific programs for teens. She asked that they put the measure on the ballot.

Dan Stegink, Pacifica, thanked the public for coming, adding that there are a lot of people he respects. He appreciates what they did, as they put a lot of heart and soul into this. He then stated that FM3 surveys show that this isn't going to pass. He stated that all their data shows this isn't going to pass. He stated that 66% say it hurts seniors, 71% say coastal erosion is the most serious problem facing Pacifica, more people think the city's finances are not generally well managed than the opposite. He quoted from FM3 regarding the housing and coastal erosion being the voters top concerns, the condition of the library was not seen as nearly pressing. He referred to various organizations showing the library parcel as flooded, and the long term solution could involve replacing the entire sea wall at a cost of \$20 million and they don't have a time frame or source for the money. He mentioned that in November they formed a library committee with 14 people and 120 days later they have never even met. He stated that they were getting the same level of support from the JPA as a town of 10,000. He stated that, if Linda Mar seceded, they would say fine, they would fund them because that was 10,000 people. He stated that 17 ballot initiatives will be on the ballot in November and 1 in 3 will pass, adding that this won't be one of them.

Dave Peebles, Pacifica, stated that he has been in Pacifica almost 50 years and is a retired teacher from Jefferson High School District and member of Friends of the Library for ten years. He stated that he had a simple point to make. He mentioned the librarian from Ingrid B. Lacey talking about the impact of a library on the school. He stated that he was the librarian at

Jefferson High School for eight years. He stated that he walking into a mess. Then the school district built a library and they did come. He stated that he turned a dead library into a live library with lots of people coming in. He stated that it does make a difference in your community. He stated that was a school community and this library will be a center of what used to be the center of Pacifica, Palmetto Avenue, and it will enhance that area and a great place to visit, close to Oceana and Ingrid B. Lacy and it will be the center of town. He asked them to put it on the ballot and not leave the dream deferred.

Sue Vaterlaus, Pacifica, stated that great communities deserve great libraries and Pacifica is a great community. She asked that Council listen to the staff and the majority of people who came to this meeting. She asked that they vote for this and let us move forward after all of this time.

Mayor Digre closed public comments.

Councilmember Keener stated that his position on the library changed during his campaign, and he came to support a new library. He stated that last year he figured the library bond election held this year would be very close. He stated that, in late January, some constituents started calling him and saying that they were for the library but not in that location because of the winter storms which will get worse with sea level rise. He stated that these were yes voters who have changed their mind. He felt it was unfortunate that they had the winter they did for this library vote. He stated that, with the loss of the yes voters, he urged finding an alternative location, safely away from the ocean. He stated that the library survey doesn't exhibit the loss of yes voters, but it demonstrates a short fall of yes voters. Regarding the consequences of the library bond not passing, he thought the supporters may be disheartened, hardening of positions as no voters are more likely to vote no in the future. He was saying that the best shot at passing a bond is the first shot, and if you don't make it, you're in trouble. He stated that the City Manager asked him about influencing voters he was talking about who favor the library but not in that location. He stated that his take was that most couldn't be persuaded and had made up their own minds about sea level rise and about the amount of flooding. He stated that, if the location is changed, the bond measure will get back the supporters it lost this winter. He felt the measure needs another 5-8% and he asked why ignore the voters not easy to get but they can get if they change the location of the library. He felt it makes good sense when trying to maximize votes for a majority vote. He urge supporters to find a new location, in or near Sharp Park. He stated that he will vote no.

Councilmember Ervin thanked all of them who have been there for so many hours. She felt they were inspirational, articulate, well spoken and she believes that with approximately 62% of Pacifica residents supporting a library, they can do this. She stated that they have all them and they are influential and experts. She thought all these things can be explained. She has listened and has been concerned about many of the issues and when experts say that sea level rise will not be an issue until the turn of the century, that outdoes the life of the library. She felt there were many reasons why we deserve to have this library. She stated that she was a 50-year resident of Pacifica and she remembers growing up and living in Park Pacifica and her dad taking her to San Francisco to go to the library. He loved libraries and he wanted her to see what a beautiful library looked like. She stated that they also went to the Sharp Park Library but it was fun to have story time, and then going away to college and seeing a beautiful library at U.C. Santa Barbara right on the beach. She stated that it was a gorgeous place and she spent her life there for four years, and it was so important. She stated that it says so much about our community that we value this and want to make it work. She is impressed by all of them, and grateful for the county, library advisory committee and JPA, etc. She stated that they have

spent decades to get to this point and are advocating and believe in it. She felt now was the time and they can pass this and people will come, and it will make us proud to be in Pacifica. She stated that the community and the children and teens need it. She was supportive and grateful to all of them.

Mayor pro Tem O'Neill referred to a speaker mentioning the doomsday scenario of the sea wall. He stated that it was not a sea wall but a retaining wall. Where the library is, there is a sea wall and there has been zero damage. He asked staff if he was correct, acknowledging that Public Works Dir. Ocampo was waving yes. He finds it sad that someone would rather have their points and have an entire neighborhood "thud" to make their points for the election. He stated that he has been an elected official on the school board and then on the Council, and he thought government was for human services, whether educating a child, providing a senior meal, etc. He mentioned that kids who go to summer camp with the JPA are better prepared for school the following year than those who don't. They get a free lunch that their parents might not be able to afford, then he mentioned all the other programs. He also mentioned visiting a library in Phoenix and the teen room was so busy that they were going to close the historical documents section and expand the teen section because of so many teens being there. He mentioned the success of combining the middle schools, and stated that we deserve a better library to have with civic pride, concluding that they can guess how he is voting.

Mayor Digre referred to the ordinance and the resolution, and she thought there was no wording precluding the community determining that they can save the Sanchez or an alternative.

Asst. City Attorney Visick stated that she was correct.

Mayor Digre stated that, on looking at page 226, she questioned how legal things are, with it mentioning support from San Mateo County library and the mention that, once the new library is constructed the two sites would be sold and the proceeds applied to the new library. She thought that contradicts what goes in the resolution.

Asst. City Attorney Visick stated that he would leave the more detailed response on that to staff and the City Manager, but the resolution and ordinance before them now are to facilitate putting the bond on the ballot. It does not predestine where they build the library or a whole range of things, just agree on a ballot question, agree to put it on the November ballot and move forward with that.

Mayor Digre concluded that the sheet of page 226 cannot come up afterwards and say that it doesn't say that in the resolution and in the ordinance but they have to follow it anyway.

Asst. City Attorney Visick stated that she was correct. They are only adopting the resolution and the ordinance, not the language in the staff report.

Mayor Digre stated that where she was going is that she thinks the Pacifica community was so alert and astute in everything that she cannot imagine that the library advisory board would not have common sense when in deliberations and studying going forward, if they needed to do something to the library to keep it from sea level rise they would come up with something, but if the broader community convinced them and showed them some way, as it was done in Burlingame, that they could save the Sanchez library to renovate, they would not be closed minded. She was trying to determine her own vote, asking if she was going to put her faith in the community to be continually broad minded as focused as they are on a new library. She stated that, if circumstances come to pass and they don't close their minds to anything, if it can

work out, they will work it out and not be stuck in stone, and the documents don't stick anybody in stone, and are given the liberty to go forward.

Asst. City Attorney Visick stated that the staff report does not govern what will happen if the bond measure is put on the ballot or if it's approved.

Mayor Digre asked if the resolution and ordinance give a sanction to go for your dream, and she is saying that it is not saying to others who want the smaller library also, they should work on it and prove that it can work and they are okay.

Asst. City Attorney Visick stated that, as a legal matter, it only allows the voters to vote to approve the \$33.5 million to build a new library.

Mayor Digre stated that she is thinking that Pacifica is a community with a brain and a heart, and she wouldn't want to see this issue, the quarry issue, the crazy thing about intelligent traffic solutions for Highway 1, or any issue such as Beach Blvd. erosion take this community and rip it apart. She felt we were smart enough that we can embrace but not embrace and do it all by yourself. She wanted to take the fact that there was a segment of the community that has to do some pushing with the Sanchez Library. She stated that she lived in Burlingame for ten years with a similar situation and that was the attitude that carried through. The library was closed because the JPA said they were not giving them two libraries because the budget said there was no money. They did it, and she asked if that meant Pacifica can do it. But, if it means you open your mind, she would say Pacifica would open their minds. She didn't think it was a safe bet that the bond was going to pass, because of some of the answers. If you were asked about your favorite library, you would answer one way, but if you were being asked that you can't get to the other one or it was not as adequate, that would change. She felt it was hard because of that dynamic to know what the survey was telling them. She mentioned that, at Treasure Island, they were working for sea level rise and go forward with the new era but remembering the sea level rise and not turning away and saying it doesn't exist. She mentioned Holland which has always been dealing with the sea, and they are a very modern and progressive community. That was where she was. She acknowledged there can be a risk, but she was believing in the community to not have friction. They can sit down and dream two dreams and if can't happen, they will learn together. She realized the history and that they have gone through a lot already, thinking that they were past the two libraries. She is thinking that the large number of seniors was not as large as they think it is and maybe the young people in the neighborhoods are not as concerned about Sanchez as she thinks they might be, but she questions what if they are. She was happy to go forward because the resolution and ordinance are okay and give Pacifica permission to follow their dreams and not be antagonistic or thinking that the other side is crazy. She concluded that she will say yes.

Mayor pro Tem O'Neill moved to receive the report from Fairbank, Maslin, Maulin, Metz & Associates (FM3) regarding voter opinions of the library and a potential bond measure to build a new Pacifica Public Library, and take the following actions: Place a bond measure on the November ballot by: a) Adopting a resolution determining that the public interest and necessity demand the construction of a new Pacifica Public Library and the financing through the issuance of General Obligation Bonds; and b) introducing an ordinance ordering the submission of a proposition of incurring bonded debt to the qualified voters of the City of Pacifica at the General Municipal Election to be held on November 8, 2016 for the purpose of constructing a new Pacifica Public Library be read by title only and that further reading be waived; seconded by Councilmember Ervin.

Mayor Digre referred to page 223, stating that they have a motion and a second, and if the public came to a point that they couldn't deal with the sea level rising, then they can pull it off the ballot.

Asst. City Attorney Visick stated that he wasn't quite sure he understood the question. He stated that, if they vote to put it on the ballot, it will go forward on November 8.

Mayor Digre stated that she was looking at the alternative action on page 223, where they could pull it off the ballot.

Asst. City Attorney Visick stated that the only way that would work, given the timeline and election code, is that they would have to do two things at this time, vote to put it on the ballot and also give staff direction to bring it back on August 8, with a resolution for consideration to pull it. He stated that it would be a very quick decision to withdraw.

Mayor Digre understood that they can't do it that fast.

This item required a two-thirds vote of the four councilmembers.

RESULT:	DEFEATED [3 TO 1]
MOVER:	Mike O'Neill, Mayor Pro Tem
SECONDER:	Karen Ervin, Councilmember
AYES:	Digre, O'Neill, Ervin
NAYS:	Keener
RECUSED:	Nihart

ADJOURN

Mayor Digre adjourned the meeting at 12:55 p.m.

Transcribed by Barbara Medina, Public Meeting Stenographer.

Respectfully submitted,

Kathy O'Connell, City Clerk

APPROVED: 5-0; 7/25/16

Sue Digre, Mayor