



**CITY OF PACIFICA
CITY COUNCIL MINUTES**

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

Mayor John Keener
Mayor Pro Tem Sue Vaterlaus
Councilmember Sue Digre
Councilmember Mike O'Neill
Councilmember Deirdre Martin

January 08, 2018 (MONDAY)

www.cityofpacifica.org

Mayor John Keener called the meeting to order on January 8, 2018 at 7:00 PM

CLOSED SESSION - NONE.

7:00 PM OPEN SESSION

Call to Order

Mayor Keener called the meeting to order at 7:00 p.m.

Attendee Name	Title	Status	Arrived
John Keener	Mayor	Present	
Sue Vaterlaus	Mayor Pro Tem	Present	
Sue Digre	Councilmember	Present	
Mike O'Neill	Councilmember	Present	
Deirdre Martin	Councilmember	Present	

Staff Present: Kevin Woodhouse, City Manager; Michelle Kenyon, City Attorney; Lorenzo Hines, Asst. City Manager; Van Ocampo, Public Works Director; Tina Wehrmeister, Planning Director; Ray Donguines, Asst. Engineer; Dan Steidle, Police Chief; Luis Sun, Deputy Dir. Waste Water; Ed Vandehey, MIS Mgr.; Kathy O'Connell, City Clerk.

Salute to the Flag led by Mayor Keener

Mayor Keener stated that because Mayor pro Tem Vaterlaus was ill, she asked that they move Item #8 to be first on the agenda.

City Attorney Kenyon asked clarification that they wanted to move it ahead of Special Presentation.

Mayor Keener responded affirmatively.

Councilmember Martin moved to move Item #8 to be first on the agenda, before Special Presentations; seconded by Councilmember Digre.

5-0

Closed Session Report

No closed session.

SPECIAL PRESENTATIONS

Library Annual Report - Julie Finklang

Julie Finklang presented the San Mateo County Libraries Fiscal Year 2016-2017 annual report with the theme of “transforming lives and transforming communities.” She gave a brief background on the establishment of the organization and the involvement by the citizens of the county, as well as a brief description of some of their programs. She mentioned the American Library Association 2017 John Cotton Dana award the county received for outstanding public relations. She stated that the Urban Libraries Council awarded the San Mateo County libraries their innovation award for their inspiring summer programs. She then mentioned specific acknowledgments directed at Pacifica, as well as several county employees. She thanked the Pacifica Friends of the Library for their ongoing support of the library programs and services as well as the Pacifica Library Foundation, Library Advisory Committee, City Council, city staff, JPA members and volunteers. She dedicated her presentation to the memory of her esteemed colleague Tom Ball.

Councilmember Digre thanked her for the impressive presentation, and also thanked local librarians for the credits they got for Pacifica. She appreciated it and thanked her for acknowledging Tom Ball.

Councilmember O’Neill stated that he was the liaison on the JPA for the libraries and he thought what they are planning to do was exciting and what Ms. Finklang mentioned was just the tip of the iceberg. He thought it was exciting what libraries were moving forward with and can do. He referred to the challenge teachers have when kids forget what they learned previously and teachers have to reteach and with the Big Lift a study showed that it doesn’t happen with the Big Lift, asking if that was correct.

Ms. Finklang stated that the term was the summer learning loss.

Councilmember O’Neill agreed, and he stated that the kids who were involved didn’t have to start at square 1, adding that a lot of them are in the free and reduced lunch and with the library being open, they will continue to get lunch. He mentioned that “certain individuals” want to cut the funding for that program but he felt it was a good program and the county will see if they can step in to cut the funding gap. He mentioned the book mobile and stated they couldn’t get the adults out of them and all ages use it. He congratulated their entire staff.

Councilmember Martin thanked her for the presentation, adding that it was nice to see the recognition with the awards.

Mayor Keener thanked her for the presentation. He then referred to the book mobiles and asked which Fridays of the month it was.

Ms. Finklang thought it was the coming Friday but it was on the website. She stated that they made a change to the schedule and she should have reviewed that before. He stated that the schedule was 12-2 at the Manor Center and 3-6 at the Fairmont Center.

Councilmember O'Neill also mentioned that Millbrae suffered a loss with the passing of Tom Ball, but their community center burnt to the ground. He stated that the library stepped in and provided a lot of the services previously housed at the community center and also used a middle school. He commended them on their flexibility and do it on a moment's notice.

CONSENT CALENDAR

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mike O'Neill, Councilmember
SECONDER:	Deirdre Martin, Councilmember
AYES:	Keener, Vaterlaus, Digre, O'Neill, Martin

1. Approval of Disbursements for 11/16/17 through 12/15/17.
PROPOSED ACTION: Move to approve attached list of disbursements for 11/16/17 through 12/15/17.
2. Approval of Minutes
PROPOSED ACTION: Move to approve the minutes of the regular meeting held on December 11, 2017.
3. Proclamation Confirming Existence of Local Emergency of the Pacifica Coastline from Westline Drive to the End of Beach Boulevard.
PROPOSED ACTION: Accept current photos as of December 28, 2017 and move to continue proclamation confirming the existence of local emergency.
4. Resolution of the City Council of the City of Pacifica Designating the City Manager and the Director of Public Works, by title, as Applicant's Agent for Non-State Agencies for the California Office of Emergency Services (CalOES) California Public Assistance Program
PROPOSED ACTION: Move to adopt the Resolution of the City Council of the City of Pacifica Designating the City Manager and the Director of Public Works as Applicant's Agent for Non-State Agencies for the California Office of Emergency Services (CalOES) California Public Assistance Program
5. Adoption of Resolution Accepting the Subdivision Improvements for Five-Unit Condominium Subdivision formerly identified as 15 & 29 Montecito Avenue
PROPOSED ACTION: Move to Adopt the Resolution of the City Council of the City of Pacifica Accepting the Subdivision Improvements constructed for the Five-Unit Condominium Subdivision formerly identified as 15 and 29 Montecito Avenue, and authorize the City Clerk to file an acceptance with the County Recorder.

ORAL COMMUNICATIONS

Jim Heldberg, Pacifica, stated he has the Silicon Segway store in Rockaway Beach. He stated that Rockaway Beach was the center of Pacifica, geographically as well as visitation. He stated that there were 40 businesses in Rockaway Beach, adding that it has the worst sign of

any of the shopping centers. He thought it was embarrassing to have that old beat up, rotten sign advertising Rockaway Beach. He thought many people can't find Rockaway Beach because it was a low sign and wasn't lit at night and they were probably losing business because of that. He stated that people proposed a sign the previous year and a professional came up with a nice sign which cost \$60,000 but it didn't get accepted and didn't go into effect. He stated that they have a new proposal for a sign at \$20,000. He stated that it was high quality, lit, classy, modern. He stated that merchants who have looked at the proposal have pledged their own money to come up with the \$20,000. He stated that his purpose now was to ask Council for their support. He felt it was a bargain and they need to do it.

Victor Spano, Pacifica, stated he was also talking about the Rockaway Beach sign. He stated that they talked to Planning and were given a quote of \$6,000 in planning fees to proceed with the sign. He stated that the city would relinquish its ownership of the sign which was installed over 20 years ago by the former Redevelopment Agency and on land owned by Caltrans which the city rents. He understood that the city wants to extinguish that and have another party own a replacement sign there. He stated that there was no one willing to do that, such as Chamber of Commerce, Hotel Business Improvement District, and he was asking the city to accept the donation of a sign and waive all planning fees so it can happen. He then also asked the city building official or a fire department representative take a look at the sign. He stated that in the stormy morning he saw the sign was rocking back and forth in the wind but was a hazard. He stated that, if the sign collapses in a strong wind and hits a car or pedestrian, it will be catastrophic for them and the city. He asked that a building inspector look at it, adding that he was sure they will say it must be demolished as it was not in good condition and rotted by the elements.

Ahna Dominski, Pacifica, stated that she lived in Rockaway and was present to talk about the jetway. She stated that there were hundreds of jets flying over Pacifica on any day verified by maps and reports from the San Francisco Airport Noise Abatement office. It verified jets flying every 2-3 minutes from 5:45 a.m. to midnight. She stated that, after two years of attending the San Francisco Roundtable meetings to deal with the noise and pollution issues, the FAA released a report in November 2017 that said it was feasible that many flights over Pacifica would resume flying over the ocean instead of down the spine of Pacifica and other coastal towns. She stated that the ocean is less than a mile from where the jets are flying over land and wasn't a hardship for them to resume flying over the ocean. She asked Council to make sure that the FAA keeps on track with this future commitment, adding that she didn't trust the FAA as they have a way of not believing that there is an issue when hundreds of jets are flying over. She stated that other groups in Santa Cruz fought the jet noise problems and won. She stated that in August of 2018, the FAA will resume old flights over Santa Cruz and they will once again enjoy the peace and quiet they had before the noisy NexGen flight technology was implemented in the Bay Area in 2015. She felt Pacifica needed to get their act together and it starts with the Council. She asked what they have done, adding that writing one letter to the FAA was not going to work. She felt they needed to file a public nuisance lawsuit, adding that if every town in our coastal communities put some money toward a lawsuit we can get it going. She felt, if Pacifica does nothing, the problem will get worse. She felt they can get creative, such as a gofundme account. She stated that the FAA will not like the negative publicity and they will get it, and filing the suite will get their attention and get our cause known to other areas of California and the United States. She mentioned the possibility of a lawyer taking the case to make money and get publicity for the cause and become known for fighting the FAA and not lying down and let them walk all over us.

Larry Bothen, Pacifica, stated he lives in the Rockaway Beach area. He stated that, if the jet flushed its toilet, it would land on his deck. He stated that they have been impacted by the noise from the jets and he asked why Pacifica hasn't reached out to other coastal communities and other cities, etc. He felt nothing was being done for them. He didn't see why the City Attorney can't do something, stating that was why they have an attorney on staff. He stated that the measurements and metrics taken won't fix this. He felt it was time for local government to represent our interest against the FAA, adding that there have been enough meetings, letters, etc. with zero results and now it was time for action. He asked our City Attorney to join with neighboring city attorneys and seek an injunction against the FAA which is the only thing they will understand. He stated that it was done in Phoenix and has been successful, such as mentioned regarding Santa Cruz and no reason we can't do it.

Karen Rosenstein, Pacifica, stated that she dittoed the comments of her neighbors. She mentioned another aspect to this. She stated that last spring she hiked to the bench where they watch the falls in San Pedro Park. She would sit there up to 30 minutes and easily 15 airplanes would go over in that time frame disturbing the noise considered to be one of the jewels of our city and our county. She stated that it was not only impacting them in their homes but also in areas of peace and nature. She disagreed with Ahna regarding when the noise starts, stating that it starts at 1 am. She stated that it was getting ridiculous and it makes it hard if you are trying to get extra sleep in the morning. She encouraged Council to consider doing something. She stated that when they bought their house 20 years ago, she stood on the deck on multiple occasions to see if there was airplane noise, mentioning that they lived under the runway of Moffett Field and one of their criteria for finding a home. She stated it was a great find then, but the last two years have been hell. She stated that they need to do something.

Tony Dominski, Pacifica, stated that the consistency and timing was the main culprit not the decibels. He stated that they moved to Pacifica from San Francisco and they loved the noisy city life and then they wanted to enjoy a garden. He stated that they built a beautiful garden but they can't go outside without putting headphones on. He stated that it wasn't the 50 decibels but the consistency of the noise as well as the pollution. He stated that some people say it doesn't bother them or he was exaggerating. He stated that they have proof of the incessant sound, as well as if some people don't hear it, it was affecting Pacifica. He stated that, as we have the beautiful ocean and trails and paths, we have had peace and quiet. He felt, if we lose it, it was like someone throwing dog shit and not cleaning it up and we were getting that from the FAA. He stated that they are here to protect us but he felt the problem was that the majority of the members of the FAA have allegiance or affiliations with the airlines. He stated that it was not just the consistency but the fact that they are flying lower now. He stated that they have clocked planes at 4,000 feet but they are supposed to have a deck of 10,000 feet. He felt that was the problem and it pushes the noise pollution. He felt Council has to pay attention to it as a city to protect our resources.

Tygarjas Bigstyck, Pacifica, stated that, if you can hear it in San Pedro Valley Park, it was also affecting our wildlife. He then mentioned that he was selling items as part of his daily job, and as a newspaper was coming through, he glanced at the articles. He referred to this week's Tribune and he was struck that every article on the front page had the term homeless in the title. He stated that it got him thinking about what they have been discussing for years, and had some suggestions, such as beginning to work on affordable housing. He mentioned the city contributing to the Pacifica Resource Center but he stated that there was a question mark as to whether it will continue to be funded. He advocated putting the PRC in the General Fund so the Resource Center doesn't worry about that as they continue doing their stellar work with homelessness issues. He also read an article in the Tribune about after Measure C was

wrapped up, those renters who had their rent raised still had it raised. He stated that it mentioned that SAMCAR was willing to work with them and reach to the landlords but it hadn't happened yet. He felt these were issues that affect everyone in our community, and they were all interested in finding equitable solutions. He didn't know if SAMCAR's proposal was a good one or if it would work, but he felt if they have an opportunity to work together and it might solve an issue, they should look at what that might look like.

Bill Bray, Pacifica, stated that he was part of the Rockaway posse that showed up at the meeting. He stated he was a resident of Rockaway Beach for over 24 years and he has never lived in any one place for half that time. He felt that speaks to how much he and his family love living in Pacifica. He stated that they moved here because of its aesthetic beauty, and the air is clean with the ocean breeze and it was quiet. He was able to enjoy the situation and let all the tension flow away after work but stated that it was no longer the case for over five years. He stated that Phoenix filed a lawsuit, won and according to a recent release by the FAA they were actively working to roll back the NexGen program in Phoenix. He thought that was a big move. He stated that in Pacifica, things are getting worse, with the frequency and intensity of the flights making their lives more difficult. He acknowledged that Councilmember Digre was aware of this and has been involved in this for years. He had two suggestions to Council. He referred to an open letter being worked on and he encouraged them to finish that letter and get it out there, adding that Pacificans don't know what the Council was doing for them. He would like that to change, and take a stand and use their power to make it happen. He then suggested that they appoint an ad hoc committee of citizens to deal with this issue, and do research, attend meetings and work with committees already established in other communities to consolidate the power we have. He felt that was the area in which lies our ability to change what is clearly a capricious decision by the FAA. He would like to see Pacifica get back to the way it was and one of the main reasons when he moved to Pacifica and regain the peace and quiet for which Pacifica was famous.

Tony Williams, Pacifica, stated he was a representative of the Pacifica business community. He and his wife have been business owners in Pacifica for four years. He stated that they have been active in the community and have done everything possible to support the community in every way. He stated that they have decided to make changes in their business, and going in the direction of a cannabis wellness center. He stated that they have recently applied for the applications. They were the first application in Pacifica. He stated that they understood that the process takes a while and they would like to know why the city isn't issuing any temporary permits in the meantime, adding that the state was issuing 120 day permits during the six month process to allow people to operate during that waiting period for their licenses. He thought that would be a significant amount of revenue that the city would receive. He thought the city was allowing six dispensaries, and he asked if there was a reason why they were not allowing the temporaries or has it not been considered. He stated that he spoke with Councilmember O'Neill on this subject.

Councilmember O'Neill clarified that it was not an agenda item and the Council cannot comment on any oral communications.

Mr. Williams asked if he could ask that a motion be made that the chamber make a motion to consider temporary permits for the cannabis permits.

Mayor Keener stated that he could not. He stated that a suggestion would be acceptable. Mr. Williams asked what the next step would be after the suggestion.

Councilmember O'Neill asked the City Attorney if they were getting into a dialogue.

City Attorney Kenyon stated that, because the item was not on the agenda, the Council cannot engage in any sort of deliberation or back and forth. She added that his comments will be noted and the City Manager has noted them also and if there was anything they can do, the City Manager will review that.

Peter Grace, Pacifica, stated that he was a temporary resident of Pacifica from Brisbane. He was interested in the injustice of aircraft noise dumped on the less wealthy communities. He stated that he has been involved for the last eight years and it was a constant topic at City Council meetings in Brisbane. He stated that the Council got fed up with them taking up valuable Council time complaining about noise. They formed an ad hoc subcommittee with two Councilmembers. He thought it has been productive and extremely helpful in tying the political intelligence of the councilmembers with a passion of the injustice. He hoped they will consider looking at Brisbane's ad hoc subcommittee model to address the noise issue and work with other affected cities to right the current injustice. He mentioned the question of why they don't work with the Roundtable, and he stated that the San Francisco Roundtable was not a friend of the affected citizens. He stated that in 2010 there was a grand jury report published about giving the Roundtable more teeth and the first recommendation given was to put the noise monitoring equipment under the flight paths. He stated that you measure it where it is the worst. He stated that the current noise monitoring equipment was not under the flight paths but in historical places. He stated that there has been no public effort to move them, and only efforts to tell the effected cities to buy their own monitors. He felt it was a total injustice that he look at the city to take up and form an ad hoc committee because the Roundtable has not been there to represent the citizens. He stated that they need to draw the dots on why this has happened.

COUNCIL COMMUNICATIONS

Councilmember Digre thanked the public, but especially to come forth for the airport. She stated that she has been going back and forth with the City Manager and the mayor. She stated that she did not invite these people or send an SOS for them to come but she was happy that they came. She stated that it has been on their January 22 agenda for the letter with teeth. She gave her contribution and it was made very tough. She stated that her concern was that the substance of the letter was what was reflected at Council in past conversations about what specific things the city can do and what they can point to whoever can do something. She stated that they were talking about some substance and force. She wanted to make sure that what was on the agenda on January 22 was what they were expecting. She stated that the substance of the letter will cover these things. She stated that this should also be on the agenda of the Economic Development Committee because her concern was the health and she didn't want to dilute that and it also becomes apparent that our economy is affected as well because it was affecting where people live. She stated that she heard someone in the bakery say they wanted to be sure if there was noise in the house they were proposing to buy because if so, they won't buy it. She felt it was affecting our economy regarding selling homes. She stated that, when the Phoenix report came out, they were found capricious and one of the areas was that they didn't go to the cities or Roundtables for historic areas and open space. She stated that Pacifica was 50% open space. She stated that, while she sits on the Roundtable, she recalls nothing coming to the Roundtable about open space anywhere during her 15 years, including Council, mayor or city manager decisions. She would like to be sure they don't overlook that. She stated that very reliable people say the Phoenix situation is not helpful to us, but because Pacifica is unique, she would like to address open space, taking of our housing, tourism, because of the quiet and peace but most importantly the safety and health of our

people. She stated that they are huge to her and she hopes they are at the point where they can show the community that they get it and looking at numerous things they can do. She stated that she hasn't totally given up on the Roundtable.

Councilmember Martin thanked all of them for showing up to talk about the airport noise. She stated that she hasn't been vocal about it because not wanting to step on anyone's toes, but she has been following everything that was coming in and she participated in the letter writing. She stated that she was on Terra Nova and was on a loud street, but her child still points to the sky and says plane starting six months after she moved in and it directly affects her also. She stated that she has videos from other community members listening to the beautiful creek until an airplane disrupts it. She thought they needed to bring in San Mateo County and GGNRA and address the economic issue as well as the health and safety issue. She stated that they make sure that is included in the letter. She also thought they should consider an ad hoc committee. She then stated that the Pacifica Beach Coalition announced their 2018 events, with the first two being a fundraiser and Earth Day.

Councilmember O'Neill stated that, in December, government shuts down county wide and he didn't have anything but agrees with the speakers. He agreed that Roundtable has not done much and he was unimpressed. He stated that the Mayor and Councilmember Digre will be meeting with a representative from Jackie Speier along with the City Manager in the next week or so. He would like a full report at the next meeting with an update of what is happening. He stated that he was an advocate, and he thought Councilmember Digre stated that they had hired a lobbyist in Washington to start lobbying members of Congress since it is a bipartisan issue in California but New York as well, and other states. He asked if it was correct that they hired a lobbyist.

Councilmember Digre stated that they were actually going to join NOISE and there is a lobbyist with that organization.

Councilmember O'Neill stated that he would like to see the feasibility of working with the California League of Cities and have the Roundtable have the League lobbyist to work on it. He felt it was a political question as the FAA was from Congress. He thought all the League of Cities have people who work that network and can try and get results. He thought it wasn't moving except for the planes and the blood pressure of Pacificans. He wants to hear the report from Ms. Wentworth from their meeting and was happy it will be on the next meeting.

Mayor Keener appreciated all the speakers turning out. He understood the Phoenix situation was a successful lawsuit because there were deficiencies in their equivalent of the environmental impact report. He thought those same issues do not pertain to Pacifica's situation and we have to find something different, such as they have to have a basis if they attempt a lawsuit. He didn't think there was a basis yet. He stated that one speaker commented on the noise in San Pedro Valley Park by the falls, and he hikes in the park 3-4 times a week and he concurs with her observations. He felt the enjoyment was lessened by the planes flying over, which started in the last 4-5 years. He thought it would be good if they can make something of that. He stated that they have heard the various proposals and taken note and will address them at the next meeting. He then mentioned that the Friends of San Pedro Valley Park was presenting a talk by Jerry Davis, a professor at San Francisco State, on the upcoming Saturday on the subject of the San Pedro Creek watershed history.

Councilmember Digre added that we are one of the few creeks in San Pedro Valley that still have steelhead which was becoming endangered.

Councilmember O'Neill stated that the reason the Phoenix lawsuit was not applicable to Pacifica was that when they were having their building boom and was moving along, they went to the airport and asked where the flight paths were and they zoned accordingly, putting warehouses and businesses under the flight paths. Unfortunately, when they did the NexGen they switched the flight paths over the homes and it was a breach of faith with the residents and the city. He stated that as Pacifica was already an established peninsula mixed commercial, while Burlingame and South San Francisco were industrial because of the airport and now that they have changed it to the residential, it wasn't similar because our cities didn't go to the airport and asked them about their flight paths.

STAFF COMMUNICATIONS

City Manager Woodhouse agreed that they will be visiting Congresswoman Speier's office to take to her experts about the latest information to provide a good base of knowledge to put together the report for the next Council meeting depending on the input they get from them. He then referred to the storm and stated that he was told by PW Dir. Ocampo that our systems and infrastructure was holding up well. He felt that was good news but there was a lot of rain anticipated for the week and they were on heightened alert. He referred to questions about the cameras at the intersections of Reina del Mar and Fassler. He stated that the Council was aware that it was part of our intelligent InSync video monitoring system that is installed and they will be hoping to make system improvements to the traffic flow at those intersections as they enter into a monitoring period with periodic tests on the effectiveness over the course of the next year. They will report on what they are learning from the system. He stated that the cameras were not checking whether anyone was running red lights, but an intelligent monitoring system for the traffic flow. He referred to the cannabis issue, and Pacifica was in the middle of implementing the ordinance and the application process as mentioned by some speakers. He stated that, because of the state law, they will be putting together an FAQ for the website that addressed information about what the state law changed and not the local ordinance stuff. He thought, with all the questions about our local ordinance, people are going to ask basic questions about. He stated that they had a productive meeting with representatives from the Army Corp of Engineers as well as staff from Congresswoman Speier's office to really talk about potential federal funding sources that might exist and complexities related to the northern section of the sea wall north of the pier along Beach Boulevard and the promenade. He stated that it was a productive meeting and an opportunity for him to meet those representatives. He stated that they will be continuing that dialogue and didn't have any great news from that meeting. He referred to the Library Advisory Committee's work and they have a meeting scheduled to finalize their committee report for the Council at the next meeting. He stated that the draft report was posted on the city's website.

PUBLIC HEARINGS

CONSIDERATION

6. FY 2017-2018 Replacement of City Vehicles
PROPOSED ACTION: FY 2017-2018 Replacement/Surplus of City Vehicles

City Manager Woodhouse stated that, while Mr. Hines was getting organized, he wanted to make a few introductory comments. He stated that putting this replacement schedule together was a long undertaking and he thanked Asst. City Manager Hines and Public Works Dept. Staff who leads the vehicle maintenance schedule. He stated that it was an important infrastructure

maintenance item and the city has not funded it adequately for many years and they have fallen very far behind and this item was a recommended catch up to get back on a reasonable schedule of prudent practices for maintaining the investments that the city makes in vehicles so the city can conduct its operations and serve Pacificans adequately.

Asst. City Manager Hines presented the staff report.

Councilmember O'Neill referred to the report mentioning that the 2018-19 budget will have 13-15 vehicles being brought before them, and asked if that was 13-15 vehicles in addition to those presented now.

Asst. City Manager Hines responded affirmatively. He then continued with the staff report.

Mayor Keener asked how many total vehicles they have in Pacifica.

Asst. City Manager Hines stated that he would have to consult with the experts, Mr. Martin or Mr. Ocampo.

PW Dir. Ocampo stated that they have about 120 vehicles.

Asst. City Manager Hines continued with the staff report.

Mayor Keener referred to the report mentioning utilization of the State of California contract which allows the city to have access to more dealers statewide and more pricing options, and assumed that we didn't take advantage of this before.

Asst. City Manager Hines stated that we didn't know. He made a call to the Dept. of General Services. He stated that he was an ex-state employee and was fully aware of the state contract but he thought it was just for the state. He stated that it was on a whim that he called to see if they can get access to the prices, adding that there were dealers all over the state. He continued with the staff report.

Mayor Keener referred to staff report mentioning vehicles included in this report, and asked if the special equipment needed by police, etc., was included in this price.

Asst. City Manager Hines responded affirmatively, adding that they built that all in and there was a schedule at the end of the staff report where they break everything down. He then continued with the staff report.

Councilmember Martin referred to the staff report mentioning rotating the old vehicles and rotating the new vehicles in, and asked if there was a discussion of pushing down instead of swapping out, if they did a prioritization of the existing 9 requested.

Asst. City Manager Hines thought that was an excellent idea. He stated that was the basic practice over the last few years and they were trying to correct that vehicles have been pushed down repeatedly and now in 2017 they were sitting with vehicles in the fleet that were made in 2005 and earlier. They had some old vehicles as a result of that push-down and they were trying to revamp and that was part of the conversation.

Councilmember Martin stated that answered her question, then stated she had another question. She asked if there was a prioritization done, and if not, could there be.

Asst. City Manager Hines agreed that there could be.

Councilmember Martin asked if there was a prioritization overall of everything requested.

Asst. City Manager Hines stated that there was a prioritization as to what was funded by ERAF and what was funded by Fund 72. He stated that they will get into the ERAF part later. He stated that they wanted to use the ERAF dollars, about \$473,000, to somewhat allow them to play catch up and fund the vehicles that were a priority to the city. He stated that most of the police fleet are funded by ERAF. He referred to the tree trimming truck and stated that he was the city's risk manager and he stated that it was a good thing they have that function. He stated that both the police fleet and the tree trimming truck were funded by ERAF.

Mayor Keener asked the range these vehicles have, mentioning that some may not have high mileage.

Asst. City Manager Hines stated that they have experts available, but he also has some pictures of some odometers. He then continued with the staff report.

Councilmember Martin referred to the report mentioning using fuel efficient vehicles and waste water treatment plant was open to hybrid vehicles for their sedans, and asked if the Planning Director was consulted on how this relates to our climate action plan regarding green house gas emissions.

Asst. City Manager Hines stated that he didn't but will in the future. He stated that they knew this was their goal.

City Manager Woodhouse stated that he could add to that as this issue was on his mind. He stated that when it comes to heavy equipment, there aren't many options related to hybrid or electric vehicles. He stated that, for the smaller sedan vehicles, they will definitely be looking at that technology to improve the emissions, referring to the last bulletin in the report referring to a new truck being much more fuel efficient and more clean than a 20-year-old truck. He reiterated that at this time, the technology wasn't there for heavy equipment but hopefully it will be in the future.

Asst. City Manager Hines continued with the staff report.

Councilmember O'Neill referred to the report mentioning several vehicles in very poor vehicles, and asked if they were former police vehicles.

Asst. City Manager Hines stated that they are, then continued with the staff report.

Councilmember Martin referred to the report mentioning some vehicles that were used for things such as code enforcement and are not being used, and asked what happened with those vehicles when they are needed and not used, such as being reimbursed from the city for gas mileage if they have to use their car for code enforcement because the vehicles aren't being used and are inhabited by local wildlife.

Asst. City Manager Hines stated that they were still operable but barely.

Councilmember Martin asked if they were being used.

Asst. City Manager Hines stated that they are being used.

Councilmember Martin asked if it was by the wildlife.

Asst. City Manager Hines stated that the job has to be done and they are being used, adding that it isn't the most comfortable use but they are being used. He continued the staff report.

Mayor Keener referred to the report mentioning a vehicle the city has had since 1988 that needs to be replaced, and suggested it be sold as an antique.

Asst. City Manager Hines thought that was an interesting idea.

Councilmember O'Neill stated that a vintage truck could be the start of the Fire Museum.

Asst. City Manager Hines then completed the staff report.

Councilmember O'Neill stated that the truck he knows is the tree trimming but he was concerned with roughly 25% projected ERAF money being spent before winter is over as it was the money they "played around with" for matching funds for grants, sea wall repair, etc. He asked if he was correct that Palmetto was fully funded from ERAF money.

PW Dir. Ocampo responded affirmatively.

Councilmember O'Neill asked if they have all the ERAF money needed for matching funds for various grants.

PW Dir. Ocampo stated that the fund for the sea wall and was proposed for \$310,000 to \$330,000.

Councilmember O'Neill concluded that all the money they planned on using from ERAF for grants was fully funded and working its way through the system.

PW Dir. Ocampo agreed, adding that he has been working with the Asst. City Manager in regard to the timing of the necessity of the money. He stated that a project like the sea wall takes more than a year to construct.

Councilmember O'Neill concluded that they have been watching the cash flow.

PW Dir. Ocampo agreed.

Councilmember O'Neill stated that was his biggest issue, i.e., the percentage of ERAF they will be using as they have been getting "manna from heaven" for several years but at one point the city had to write a check for ERAF. He mentioned the Excel spread sheet he set up so a Council down the road will not have to replace 18 vehicles at one time and potentially more on the next year's budget. He asked if, on building their budget, will this become a line item.

Asst. City Manager Hines responded that it would and the schedule will be presented to Council annually. He stated that he needs a time to fix it. He was comfortable with it now and they will present a replacement schedule that allows them to live within their means. That means they may have to shift some useful lives by a year, may have to push down a vehicle to delay the purchase for a while, they may have to look at financing as opposed to purchasing outright.

They may have to look at leasing as opposed to purchasing outright. He stated that they have a plethora of opportunities which was exciting.

Councilmember O'Neill stated that they won't have to run Dr. Dolittle's cars in the City Hall parking lot. He stated that previous Councils have balanced the budget by hitting the vehicle license fund and he was curious as to whether it was a bottomless pit. He was reluctant to do that because, if they have a budget and have to replace vehicles, a fire truck was about \$650,000 to \$700,000. He wondered if they would consider it good business practice that, before they use a vehicle license fund to balance the budget, it would take four Councilmembers to OK that. He asked if he would recommend that.

Asst. City Manager Hines stated that he would have to research it further. He thought it was a prudent control but he didn't know if he could recommend that as it was a slight change in their practice and he would prefer to do research before he can recommend anything like that. He stated that they will try to make sure the General Fund can support its obligations, one being putting money aside for the vehicles that the General Fund uses. He stated that Fund 72 was an Enterprise Fund, which was its own private business, own assets, liabilities, etc., and makes its equity by allowing other fund to use its assets. He stated that, when you use those assets, the funds have to pay and they are in a situation where the General Funds and other funds were using Fund 72's assets and not paying and that got them to this point.

Councilmember O'Neill stated that they basically used a cost center accounting type of thing with a certain percentage of the sewer plant's operating budget was cost centered to the vehicle fund.

Asst. City Manager Hines agreed, adding that the other refinement coming was that they are now doing contributions based on the department when they should be based on the vehicles and departments shouldn't even play into the formula but only based on the vehicles.

Councilmember O'Neill asked if it was the useful life of the vehicles depreciated out.

Asst. City Manager Hines stated that was exactly what it was, and he stated that was the next step to be taken, pull the dollars out of the line items in the department's budget and make it one line item in the General Fund which is the contribution.

Councilmember O'Neill stated that he didn't realize this was an Enterprise Fund and it had those restrictions. He stated that his concern was that previous Councils looked at the vehicle license fund since it had money and it was a piggy bank that they took a hammer to it and breaking it and he thought that was where they ended up with the \$4 million shortfall in the different funds was borrowing from those funds to cover another issue, and that was his concern about bringing up the majority of the Council to break the piggy bank.

Asst. City Manager Hines stated that he would be happy to discuss that with the City Attorney and City Manager and they will bring that back to them.

Councilmember Digre stated that some of her questions were how much ERAF money would be left and staggering and he answered that they will be staggering.

Asst. City Manager Hines stated that he had a conversation with the County the previous week and he indicated in the staff report that they usually get about 1.6 to 1.7 a year and they

indicated that Pacifica will be in that neighborhood this year. He stated those dollars are scheduled to arrive next week.

Councilmember O'Neill stated that they usually don't come until March.

Councilmember Digre thought people have been paying early. She then referred to being a coastal state and wondered, if the whole California shoreline was coastal, if there was some kind of squirt that the vehicles could have to keep them anti-erosion and need to be rinsed off every morning such as wax.

Asst. City Manager Hines stated that he would turn it over to the experts, PW Dir. Ocampo or Mr. Martin.

Councilmember Digre stated that the erosion looks terrible and she worries about her car every day.

PW Dir. Ocampo stated that the cars when manufactured have some rustproofing in them but the salt air and the activities near the beach expose them to salt water and was why our vehicles deteriorate faster, much like the roads.

Councilmember Digre reiterated that she was curious if there was anything they could tap into.

PW Dir. Ocampo stated that it was a good practice and why they encourage their sedans to be brought to oil changers as they have the automatic car wash. The city has an account with them where they remind the employees to take the city cars to the oil changers to have it washed at least once a week which a good practice to rinse off the salt in the air.

Councilmember Digre asked about waxing.

PW Dir. Ocampo stated it was a regular wash and all you need to do is keep on rinsing that salt out of the top of the paint so it will last longer.

Councilmember Martin stated that the Asst. City Manager commented that it was a matter of whether he was comfortable with it. She acknowledged that she was not a finance person, and her first thought was whether this was a case where they ask for everything they want and then negotiate it and dial it back because she was also concerned about spending 25% of the ERAF before the winter was over. She asked whether they should discuss prioritization within the first year with a strategy of pushing things down. She thought she would not be comfortable with it.

City Manager Woodhouse stated that one alternative for the Council was for staff to go back and do a re-prioritization in the upcoming budget for 2018-19. He stated that, according to the schedule, there will be another tranche of vehicle replacements according to the schedule and they will evaluate that in the context of the overall budget and will go through internal prioritization on how many they can afford and recommend. He stated that the recommendation they were making was that these were the essential steps to play catch up and get them to a point where they can prudently look at the second tranche during the next budget year. He stated that an alternative for Council was to direct them and say they weren't comfortable until the winter's done and delay the purchase. He pointed out that the purchase process for the vehicles takes a while. He stated that every day they aren't starting the process they are trying to continue services with vehicles that are almost falling apart. He stated that they can do part of it and wait and see how the winter progresses and come back with a bigger tranche and

bigger list of replacements to do next fiscal year. He stated that they should keep in mind regarding the ERAF dollars that there was a cash flow variable because many of the projects are multi-year projects and many are reimbursement grant based. He stated that they allocate some money and dedicate it to a project and they get reimbursed through the hazard mitigation grant program, etc. He stated that there was a continuing flow, and not like the \$3 million is gone. You spend some and get reimbursed and it continues to flow. He stated that the short answer was that they were comfortable with this recommendation and why they are making it for these vehicles to play catch up at this phase in time.

Councilmember Martin stated that her response was that they get the vehicles to where they want to be and the next go-around was where they say they would prioritize and push a few off. She concluded that this first round would get everyone up to standard.

City Manager Woodhouse stated that it wasn't getting everybody to standard.

Councilmember Martin stated that she meant catch up.

City Manager Woodhouse stated that an analogy would be, if you have a leak in the roof, you need to repair that and that was where you put the home budget and the next time they decide what the next improvement project was that was essential, such as cracking pipes, etc. He stated that it was definitely a prioritization process for the whole fleet.

Councilmember Martin asked about the fire rescue replacement. She was curious in terms of usage, and asked if it plays out in terms of how often it is used and does it need to be replaced this year or hold off on that one.

North County Deputy Fire Chief Shane Lauderdale stated that a few things are coming together. He stated that they saw the mileage was low on that vehicle but it was 30 years old. He stated what you start to encounter when fire apparatus reach 20 years was that it was very difficult to get replacement parts and your out of service times go up exponentially at that point. He stated that another thing is the timing thing. He stated that the direction through the North County Fire Authority was that they were leaning meaningful and part of his job was to look at all of the apparatus throughout the entire North County Fire Authority and determine how they can be more efficient than they are now. He stated that the mileage on that vehicle shows that it was probably not the best value for money and they tried to use the opportunity with the three different departments to buy a trailer which Daly City has bought that will house that heavy equipment and they don't have the need to replace a \$350,000 rescue but to get the equipment to the incident they need a pickup that can handle it. He felt it was a timing issue to be able to have that vehicle now to make that next move.

Councilmember Martin though the number was pretty low to replace something that big.

Councilmember O'Neill asked if there was a benefit for a group discount or quantity discount by buying them all at once.

Asst. City Manager Hines stated that will be one of the options at which they will look. He stated that Dir. Ocampo has a talented group of procurement people in Public Works and, if there is a way to get the best deal, they'll figure it out.

PW Dir. Ocampo stated that was what they do. They normally contact the fleet manager or the dealership and they get the fleet pricing.

Councilmember O'Neill thought a lot of this was a customer service issue and their customers are the citizens. He stated that the police cars have to be able to go from 0 to 80 very quickly and the fire department has specialty equipment and tree issues, and he was going to support this. His biggest concern is the percentage of ERAF and not having enough to get through the long cold winter. He stated that with a lot of heavy rain days, they might regret it. He thought, if it takes a long time to buy them, they might not even finish the purchase until April or May. He stated that he will be voting yes on this.

Mayor Keener thought in general the budgets are a zero sum game and, if they could save money on vehicles, they could spend it on something else they want. He was sure all the department heads are fully aware of that. He stated that, when staff says they have old vehicles and they need to replace them and they are playing catch up at this point, they are serious and not doing it to have nice new vehicles because they know there was something else on which they could spend the money but this is their highest priority. He will also support this. He referred to mention that the old tree trimming truck didn't get maintained very well and he asked what kind of plan they had for maintenance and if it comes out of the same fund.

Asst. City Manager Hines stated that Fund 72 was the fund for motor vehicle replacement and Fund 71 was the fund used to support the maintenance expenditures. Fund 71 was also an internal service fund like Fund 72 and contributions are made from user departments as in Fund 72 but made into Fund 71 for the repair and maintenance of the vehicles being used by the vehicle enterprise group. He added that Dir. Ocampo has a group of very talented mechanics that keep the vehicles in the best repair and shape that they can. He thought they have done an admirable job in keeping vehicles in place in 2000 and 2005 and still on the road.

Mayor Keener asked if we did most of our own work in the maintenance area on these vehicles.

PW Dir. Ocampo stated that was correct, but for the tree truck there was a special inspector who comes on board to certify whether the boom is safe. He stated that the particular tree truck they saw in the report was a 2004 truck and given the rust that has already gone through the metal, it has been deemed unsafe and they are not able to use that. He referred to the picture which showed the condition of the box they have behind the truck where the cuttings get shredded, and stated that there are huge gaping holes. Staff has put in plywood to ensure they can hold the cuttings from the trees down during the winter season.

Mayor Keener then referred to mention that the department head had to rent another truck which was obviously much more expensive than buying your own truck.

Mayor Keener opened public comment and, seeing no one, closed public comment.

City Manager Woodhouse stated that, before they make a motion, he wanted to make a little adjustment. He and the City Attorney looked at the language of the resolution and they thought it was written in the past tense. He stated that the minor alteration on how they make the motion was to recommend actions on 1, 2 and 3 and a second action to adopt the resolution. He stated that the resolution implies that the Council already approved actions 1, 2 and 3.

City Attorney Kenyon added that they needed two motions. The first motion would be a to approve items 1, 2 and 3 and the second motion would be to adopt the resolution attached.

Councilmember O'Neill moved that the Council approve Items 1, 2 and 3; seconded by Councilmember Digre.

4-0

Councilmember O'Neill moved to adopt the resolution as stated and attached; seconded by Councilmember Digre.

4-0

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mike O'Neill, Councilmember
SECONDER:	Sue Digre, Councilmember
AYES:	Keener, Digre, O'Neill, Martin
ABSENT:	Vaterlaus

7. Appointments to the Emergency Preparedness & Safety Commission
PROPOSED ACTION: Move to appoint three (3) applicants to the Emergency Preparedness & Safety Commission.

City Clerk O'Connell presented the staff report.

Councilmember O'Neill asked if they want to differentiate such as putting an "1" next to the one being voted for the incumbent.

City Clerk O'Connell stated that they didn't have to.

City Attorney Kenyon stated that they will have the opportunity to deliberate and determine that after they get the tally.

Mayor Keener asked how long the term that expired in October 2017 goes.

City Clerk O'Connell stated that will be a four-year term which will expire in October 2021.

Mayor Keener concluded that they all expire at the same time.

City Clerk O'Connell responded affirmatively. Following the tally, she stated that Jeanne Salisbury and Breck Hitz received four nominations. Gary Kong and Mary Ellen Carroll received two nominations each creating a tie.

City Attorney Kenyon stated that someone can make a motion on who they want to fill the expired term and who they want to fill the newly created terms.

Mayor Keener stated that they are all equivalent and expire in October 2021.

City Clerk O'Connell stated that one takes effect immediately.

City Attorney Kenyon reiterated that one takes effect immediately and the other two take effect in two days.

Councilmember Martin stated that her recommendation that Jeanne Salisbury is the slot for the incumbent and she would like to see Mary Ellen Carroll as she liked her current experience in

emergency management response for the Public Utilities Commission in San Francisco and she thought it was highly appropriate given the current laundry list of emergencies, nationally.

City Attorney Kenyon asked if that was one motion.

Councilmember Martin stated that she wasn't making a motion She thought they were deliberating.

City Attorney Kenyon thought she heard a second.

Mayor Keener stated that they can always deliberate.

Councilmember Martin thought there was a second.

Mayor Keener stated that there was a second but if there wasn't a motion.

Councilmember Digre thought she was making a motion.

Councilmember O'Neill moved to appoint Jeanne Salisbury as the incumbent and Breck Hitz as an added; seconded by Councilmember Martin.

4-0

Mayor Keener stated that they will now discuss the third.

Councilmember Martin stated that what she said was her input.

Mayor Keener asked if there was further comment.

Councilmember O'Neill thought Mary Ellen Carroll was competent and he likes her, but she didn't come to the interview about this. He agreed that she has a lot of experience in emergency planning but was more in the management level while Mr. Kong was more on the street as a first responder, etc., and he felt he has more street credentials.

Councilmember Martin stated that her only response to that was that, as a liaison to the Emergency Preparedness, she was looking at it in terms of the experienced people on the Commission now and what they need. She felt they have a lot of tactile boots on the ground experience and she was looking from a different perspective from a management level.

Mayor Keener stated that he support Mary Ellen Carroll for the reasons that Councilmember Martin articulated.

Councilmember O'Neill stated that they could wait for Mayor pro Tem Vaterlaus to have an odd number.

Councilmember Martin asked if she should make another motion.

Mayor Keener responded affirmatively.

Councilmember Martin moved to fill the third spot with Mary Ellen Carroll; seconded by Mayor Keener.

4-0

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mike O'Neill, Councilmember
SECONDER:	Deirdre Martin, Councilmember
AYES:	Keener, Digre, O'Neill, Martin
ABSENT:	Vaterlaus

8. 2018 City Council Liaison and Committee Assignments
PROPOSED ACTION: Update the City Council Liaison and Committee Assignments for 2018

City Clerk O'Connell presented the staff report.

Mayor Keener asked if anyone had any changes to make.

Mayor pro Tem Vaterlaus stated that she would like to serve as the CCAG representative, but realized that others may have thoughts on that as well.

Mayor Keener stated that he saw himself as the representative and Mayor pro Tem Vaterlaus as the alternate.

Mayor pro Tem Vaterlaus saw the continuity as good and added that she usually was there anyway as she was appointed to the CCAG legislative committee.

Mayor Keener agreed and asked for a motion.

Councilmember O'Neill moved that Mayor Keener be appointed the CCAG representative and Mayor pro Tem Vaterlaus appointed the alternate; seconded by Councilmember Digre.

5-0

Mayor Keener stated that they will communicate about the upcoming meeting as he thought Mayor pro Tem Vaterlaus would probably not be physically up to attending the meeting.

Councilmember Digre mentioned that she was good with all of them but she stated that they should have an alternate as the committees press for that as soon as possible.

Mayor Keener thought he was the alternate for most of them.

Councilmember Digre mentioned the San Mateo County Domestic Violence Council and asked if that was chosen by the County.

Councilmember O'Neill confirmed that it was chosen by the county and they made their selection the previous month.

Councilmember Digre concluded that Pacifica was not chosen and the position was just sitting on the list.

Mayor pro Tem Vaterlaus concluded that they couldn't assign anyone to the TAU.

Mayor Keener stated it was not up to Pacifica.

Councilmember O'Neill moved that all committee assignments and alternates discussed are appointed; seconded by Councilmember Digre.

City Attorney Kenyon stated that they need to clarify it is for 2018, as reflected on the 2017 list.

Councilmember O'Neill agreed; seconded by Councilmember Digre.

5-0

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mike O'Neill, Councilmember
SECONDER:	Sue Digre, Councilmember
AYES:	Keener, Vaterlaus, Digre, O'Neill, Martin

ADJOURN

Mayor Keener adjourned the meeting at 9:25 p.m.

Transcribed by Barbara Medina, Public Meeting Stenographer.

Respectfully submitted,

Kathy O'Connell, City Clerk

APPROVED: 5-0; 1/22/18

John Keener, Mayor