



## “The City With a Heart”

Jim Ruane, Mayor  
Ken Ibarra, Vice Mayor  
Rico E. Medina, Councilmember  
Irene O’Connell, Councilmember  
Michael Salazar, Councilmember

### MINUTES

#### SAN BRUNO CITY COUNCIL

February 28, 2012

7:00 p.m.

**1. CALL TO ORDER: THIS IS TO CERTIFY THAT** the San Bruno City Council met on February 28, 2012 at the San Bruno Senior Center, 1555 Crystal Springs Rd., San Bruno, CA. The meeting was called to order at 7:00 p.m.

**Mayor Ruane** thanked the San Bruno Garden Club for the beautiful floral arrangement.

**2. ROLL CALL/PLEDGE OF ALLEGIANCE:** Presiding was Mayor Ruane, Vice Mayor Ibarra, Council Members Medina, O’Connell and Salazar. Recording by Clerk Bonner. **Parkside Principal Addiego** led the Pledge of Allegiance.

**3. ANNOUNCEMENTS:**

**Mayor Ruane** said he has received inquiries on the very heavy truck traffic on Crestmoor and Crystal Springs Road from the Harry Tracy Water Treatment Plant and asked staff to come back at the next meeting with some detailed response as to what it is all about. **City Manager Jackson** said staff is aware of the concerns of the residents at Crystal Springs Terrace Apartments. She said staff met today with the project and plant management staff at the Harry Tracy Water Treatment Plant and at their offer; they will attend the next Council meeting. **Councilmember Medina** asked more details be provided not only about their truck traffic, but their plans and timeline. **City Manager Jackson** said she received information today that she will share with Council.

**4. PRESENTATIONS:** None.

**5. REVIEW OF AGENDA:** None.

**6. APPROVAL OF MINUTES:** Special Council Study Session of February 14, 2012 and Regular Council Meeting of February 14, 2012, approved as submitted.

**Alan Lubke, Fleetwood Dr.** asked the minutes from February 14 show the spelling of sited to be cited in the second paragraph, Item 6. He also asked a complete sentence at the end of the third paragraph in 6, to read The Mayor asked that the changes be made per the request of Alan Lubke.

**7. CONSENT CALENDAR:**

a. **Approve:** Accounts Payable of February 6 and 13, 2012.

b. **Approve:** Payroll of February 12, 2012.

c. **Accept:** Reconciliation of General Ledger to Bank Reports and the Investment Reports Dated January 31, 2012.

**M/S O’Connell/Medina** to approve and passed with all ayes.

**8. PUBLIC HEARINGS (Notices have been published, posted and mailed):**

Hold Public Hearing, Waive First Reading, and Introduce Ordinance Repealing and Reenacting Chapter 10.12 of the San Bruno Municipal Code Relating to Wastewater Quality Control.

**City Attorney Zafferano** gave an overview of the staff report and asked for questions.

**Mayor Ruane** opened the Public Hearing, no one wished to speak.

**M/S Medina/Ibarra** to close the Public Hearing.

**M/S Ibarra/O’Connell** to waive the first reading and passed with all ayes.

**Vice Mayor Ibarra** introduced the ordinance and passed with a unanimous vote.

#### 9. PUBLIC COMMENT ON ITEMS NOT ON AGENDA:

**Alan Lubke, Fleetwood Dr.** asked the 25<sup>th</sup> Anniversary film of San Bruno’s Senior Center be edited to correctly spell the name of Chris Pallas.

#### 10. CONDUCT OF BUSINESS:

a. Receive Report and Provide Direction to Staff Regarding the Potential Closure of Memory Lane.

**City Attorney Zafferano** acknowledged staff’s involvement and interest in the closure of memory lane over the last year and a half. He gave a powerpoint overview of the staff report.

**Associate Planner Russell** continued the powerpoint overview of the staff report.

**City Attorney Zafferano** concluded the powerpoint overview of the staff report and offered options for Memory Lane and asked for questions from Council.

**George Corey, Esq., El Camino Real** representing the homeowners on Memory Lane and speaking for the owner of Honda spoke about the closure of the Lane.

**Sam Azar, Poplar Ave.** spoke about the graffiti, traffic and rocks thrown through his window.

**Mike Etcheverry, Linden Ave.** said he has witnessed drug use, his house has been egged, and there has been vandalism and garbage.

**Gary Souza, Poplar Ave.** said he is intimidated by the actions of the younger children and asked Memory Lane be closed.

**Dennis Martinez, Poplar Ave.** complained about the garbage, vandalism and asked something be done with Memory Lane.

**Ron Gray, Elm Ave.** talked about the graffiti and asked memory lane be closed.

**Vince Bravo, Elm Ave.** said there is no barrier between the alley and the side of his house. He said they knock on his walls, there is bad language and his side door has been bashed in twice.

**Chelsey Bolla, Elm Ave.** fears for her pets from broken bottles found in her backyard.

**Mayy Yaser, Clark Ave.** said she favored the closure of Memory Lane.

**Patricia Toomey, Elm Ave.** supports the closure of Memory Lane.

**Tom Dietrich, Cypress Ave.** said closure of Memory Lane is not going to change the behavior of the children, the school needs to attend to their behavior and there needs to be officers on a regular basis to patrol the area when school gets out.

**Angela Addiego, Parkside School** said they have worked very hard to deter the behavior of the children. She said Memory Lane needs to be a memory.

**Dan Lyttle, Parkside School** said they have been proactive in responding to problems on Memory Lane and spoke in favor of the closure.

**John Minch, Grace Honda** talked about the vandalism they experience at Honda on a daily basis.

**Homa Yamin, Grace Honda** said vandalism continues and expenses are very high. She said Honda has a program to build a new image and they are requesting Memory Lane be closed.

**Nate Martin, Linden Ave.** said he uses Memory Lane every day to walk his dog and suggested more light be provided and more police presence when school gets out.

**Jeffrey Shurtleff, Hazel Ave.** asked if the questionnaire be extended to Bellaire. He said public access to our community is essential. He also said the things that go on at Memory Lane would go on at Parkside.

**Heidi Beck, Acacia Ave.** said the teenagers are bullying the City into closing a lane. She talked about having police presence when the children get out of school.

**Wendy Almukdad, Hazel Ave.** said she walks Memory Lane and would prefer it stay open and said she would like the community to come together and address the problem.

**Scott Smith, Poplar Ave.** said he uses Memory Lane daily and he finds it safe and clean. He said the goal is to solve the problem, better policing, zero tolerance, and surveillance.

**Mike Damon, Clark and Oak** said this is a kid problem, not a Memory Lane problem.

**Alan Lubke, Fleetwood Dr.** said there was an easement on Fleetwood Dr. that affected four houses and their problems were similar. He said the case went to the Planning Commission and that property was assigned to the adjacent homeowners. He also expressed his displeasure at staff's presentation.

**Councilmember Salazar** asked what the options are legally? **Zafferano** said the City owns fee title to all three blocks of Memory Lane. He said there is a sewer utility that runs between Linden and Poplar. He said there are other options as outlined in the staff report and he would be glad to come back with recommendations.

**Councilmember O'Connell** said she uses Memory Lane almost daily when she walks and she said we should look for solutions for those living on the Lane without closing it. She said there is a Safe Routes to School Federal Grant Program that we could apply for.

**Vice Mayor Ibarra** asked how he would feel if he lived there? He said his decision was to "how best close Memory Lane" without making it an eye sore or another problem area.

**Councilmember Medina** shared his history with the City when he worked at the Parks and Recreation Department and they had problems, which were addressed, and he asked staff to look into the alternative enhancements before Memory Lane is closed.

**Councilmember O'Connell** asked if Memory Lane could be relocated within Grace Honda? **Zafferano** said Grace Honda was not interested in relocating Memory Lane.

**Councilmember Salazar** said a lot of research has been done on this and we need to look at options.

**Mayor Ruane** said it is partially a kid problem and he didn't believe closing it would solve the problem. He asked the options be looked at aggressively by staff. **Zafferano** said staff would come back to Council the second meeting in March.

**Vice Mayor Ibarra** asked what steps would be taken for the closure of Memory Lane? **Zafferano** said it will be researched and it is one of the options.

**Councilmember Medina** reiterated the options need to come back, he said the neighbors deserve that.

**Councilmember Salazar** said lighting might not make a difference during daylight hours. He asked those solutions suggested tonight be addressed.

**Mayor Ruane** called a five-minute recess at 9:02 p.m. Council returned at 9:10 p.m.

b. Adopt Resolution Approving Property Owner Notice and Protest Process for 2012-13 Garbage Rate Increase Proposed by Recology San Bruno.

**Finance Director Juran** gave a powerpoint overview of the staff report requesting an interim rate year adjustment of 2.341%, which is option 1. Option 2 is an additional increase of 9.37% to initiate a new organics program in San Bruno.

**Kirsten Pinochi, Recology** gave a powerpoint presentation regarding the organics recycling program. She said there is a significant price difference between processing food waste vs. yard waste.

**Finance Director Juran** said the action being requested tonight is to authorize staff to proceed with the property owner notice process with two options. One would be to initiate the process immediately with the first public hearing held at the April 24 meeting. Option two would be to hold off until the upcoming wastewater and water increase process where the first public hearing will be held on May 8. She said they have three items they are seeking Council direction: 1) when to initiate the mailing of the property owner notice; 2) what is the Council's interest in the organic recycling program and 3) what rate increase should be noticed to the property owners.

**Councilmember O'Connell** said she has seen different containers used at Costco and in San Francisco. **Pinochi** said they are used internally and then dumped into a larger container. She said residents would receive a kitchen container to fill their scraps and then those would go into their current green cart. **Councilmember O'Connell** asked if there were any problems with rodents, odors or things that would make people object to doing this? **Pinochi** said when it was introduced in other cities, they had the same concerns and Recology has published a lot of tips to avoid these problems.

**Councilmember Medina** asked about the can size and the rates? **Pinochi** said the rate increase applies to all the cans. **Councilmember Medina** said during the last increase, recycling counted if a resident went to a smaller can? He commented on the tons that have been saved by recycling in other communities and asked what it has done to the rates? **Pinochi** said she didn't have the price variation incurred when they went to the new program.

**Councilmember Salazar** asked if the cities mentioned had a well-established recycling program similar to us? **Pinochi** said Pacifica did not, Cupertino did. She concurred when asked if San Bruno could count on a 5% diversion.

**Councilmember Salazar** asked where we were on the 2020 goal? **Management Analyst Shannon** said the City's goal was to meet the requirements of AB939 to divert solid waste 50% by the year 2000. Right now San Bruno's measurement is based on pounds per person, per day, disposed, which is 4.5 lbs. per day, and we are at 4 lbs., which is about a 56% diversion rate.

**Vice Mayor Ibarra** asked if this is something we have to do? **Pinochi** said it is an option to do now. **Councilmember Ibarra** said if we delay, would it go up. **Pinochi** concurred.

**Finance Director Juran** said the first action would be on mailing the notice immediately or concurrently with the proposed water and wastewater notices. The second action would be on what rate increase we notice and the rate does not have to be determined until late April or early May.

**Alan Lubke, Fleetwood Dr.** asked if the rate increase and the green organic waste are one in the same. **Mayor Ruane** said Council has to decide whether they will be put together which would determine the rate increase. **Lubke** asked if a brief discussion could be given regarding recycling. **Mayor Ruane** said presently we have a garbage can, a green waste can and a recycle can. If we go with organics, what is the difference? **Pinochi** said the only addition would be a kitchen pail where food scraps can be placed and then discarded in the green waste can. She said their plan is to educate the public on the recycling.

**Councilmember Salazar** said this organics program is very messy and it will take extra work on the part of the residents to make it successful. He also said, as homeowners, we don't get much of a benefit. If we are already composting, we lose the compost that we had for our own personal use and there is a cost associated with it.

**Councilmember Medina** asked if what we see today would be there two years from now? **Pinochi** said she couldn't predict the future, but we are going to have to do this at some point and it will be messy.

**Vice Mayor Ibarra** said he hoped the new types of vehicles Recology will be using to pick up the green totes would keep the garbage off the street.

**City Manager Jackson** and **Mayor Ruane** discussed the resolution adoption and the fact that if it were passed this evening, the rate would be noticed along with a description of the program provided for that rate (with or without organics). There will be a 45-day notice period and at the end of April staff will return for a public hearing at which time Council will have the opportunity to actually consider the approval of a rate and the actual approval of the program. She said if at that time Council decided not to implement organics, they could do that.

**Councilmember O'Connell** introduced the resolution and passed with three ayes and two noes (Councilmembers Salazar and Medina.)

**Councilmember Medina** had a concern about the rate increase when we haven't heard what the water and sewer rate increases are going to be.

**City Manager Jackson** said, for the record, the resolution would include: Whereas, Recology, San Bruno has provided a supplemental proposal to initiate a supplemental organics program in San Bruno which results in a 9.37% increase in garbage rates in addition to the proposed interim rate adjustment. She said it goes on to describe the notice process and authorizes us to notice the rate of 11.71% and a description of the organics program.

**Councilmember Salazar** encouraged members of the public to chime in on this. It is something we will have to do eventually, he didn't know if the timing was right.

f. **Mayor Ruane** moved this item forward.

Receive Oral Report on Implementation of the City's Sanitary Sewer Overflow (SSO) Reduction Program.

**Public Services Director Fabry** gave a powerpoint overview of the implementation of the City's Sanitary Sewer Overflow Reduction Program.

**Councilmember Medina** asked if he could have a copy of the powerpoint presentation. He said he would withhold his questions.

**Alan Lubke, Fleetwood Dr.** suggested in Council's forthcoming confidential meetings regarding PG&E and enhancing San Bruno, they might consider some of the costs just presented and ditch the library idea.

**Councilmember O'Connell** asked the presentation be shown to the residents so they have some basis of understanding why it is being done.

c. Adopt Resolutions as Successor Agency to the San Bruno Redevelopment Agency Approving the Draft First and Second Recognized Obligation Payment Schedules for the Periods of March 1 – June 30, 2012 and July 1 – December 31, 2012 and Affirming the Appointment of Members to the Oversight Board for the Former San Bruno Redevelopment Agency.

**Finance Director Juran** gave an abbreviated presentation of the staff report and asked for adoption of the resolutions.

**Mayor Ruane** suggested he and the City Manager be assigned to the Oversight Board.

**Alan Lubke, Fleetwood Dr.** suggested in the next confidential meeting Council conducts in connection with PG&E, delete the library idea and go for money for development.

**Councilmember Medina** asked if redevelopment was a part of the transit corridors plan and what would this do to the whole vision? **City Manager Jackson** said the transit corridors plan is in its final form and she said they have yet to have the vision that plan puts forth. The intent is the redevelopment tool might be utilized to facilitate infrastructure improvements in order to accommodate what is envisioned in the plan. She said beyond that, support might be provided to private development interests. Providing affordable housing is another idea. The tool or development will no longer be available. **Community Development Director Akin** said economic development; infrastructure and housing are going to be the biggest challenges the City will have to tackle.

**M/S Ibarra/Medina** to approve the draft and passed with all ayes.

**Councilmember Salazar** introduced the resolution as Successor Agency to the San Bruno Redevelopment Agency and passed with a unanimous vote.

**Councilmember Salazar** introduced the resolution affirming the appointment of the Mayor and City Manager as members of the oversight board and passed with a unanimous vote.

d. Adopt Resolution Approving Mid-Year Budget Amendment for the Fiscal Year 2011-12 General Fund, Special Revenues Funds, Enterprise Funds, and Capital Improvement Program Budgets.

**Finance Director Juran** gave an overview of the staff report in a powerpoint presentation and asked for questions.

**Vice Mayor Ibarra** introduced the resolution for adoption and passed with a unanimous vote.

e. Adopt Resolution Authorizing use of \$100,000 from the Energy Efficiency and Conservation Block Grant for the Energy Efficiency Retrofit and Renewable Energy Program.

**Management Analyst Shannon** gave an overview of the staff report and asked for questions.

**Vice Mayor Ibarra** introduced the resolution for adoption and passed with a unanimous vote.

f. Receive Oral Report on Implementation of the City's Sanitary Sewer Overflow (SSO) Reduction Program. (Moved to follow Item 10. b.)

g. Receive Oral Report on the City's Participation in the Planning Process for Development of Aesthetic Features for the Caltrain Grade Separation.

**Public Services Director Fabry** gave an oral update on the development of aesthetic features for the Caltrain Grade Separation.

**Councilmember O'Connell** asked who were the consultants meeting with the community?

**City Manager Jackson** said the consultants are looking to seek input from the community and have had one meeting with the JPB staff and one with City staff. Our subcommittee of the Mayor and Vice Mayor were also included. It was their interest that we engage some citizens to participate in this limited term assignment. Staff has provided a short list of individuals who might provide valuable input. **Vice Mayor Ibarra** added the consultant wanted to open it up to the entire community but they felt they would have to start the process all over again.

**Mayor Ruane** said they would like to recommend from the Grade Separation Committee, Doris Maez, Rob Scarpino and Bob George. From the Transit Corridors Committee, Robert Riechel, Mike Kharsa and Wayne Parker.

**11. REPORT OF COMMISSIONS, BOARDS, & COMMITTEES:**

**12. COMMENTS FROM COUNCIL MEMBERS:**

**13. CLOSED SESSION:**

**Mayor Ruane** said the closed session will be postponed.

Public Employee Performance Evaluation Pursuant to Government Code Section 54957:  
City Attorney.

**14. ADJOURNMENT:**

**Mayor Ruane** closed the meeting at 10:40 p.m. The next regular City Council Meeting will be on March 13, 2012 at 7:00 p.m. at the Senior Center, 1555 Crystal Springs Road, San Bruno.

Respectfully submitted for approval  
at the regular City Council Meeting of  
March 13, 2012

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Carol Bonner, City Clerk

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Jim Ruane, Mayor