



“The City With a Heart”

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

## SPECIAL MEETING MINUTES

October 3, 2012

6:30 p.m.

**1. ROLL CALL:** The meeting was called to order at 6:33 p.m. Presiding was Mayor Ruane, Vice Mayor Ibarra, Council Members Medina, O’Connell and Salazar. Recording by Clerk Bonner.

### **2. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA:**

**Marty Medina, Garden Ave.** said he believed additional notification should have been given regarding the meeting tonight. He said this is huge issue for the future of San Bruno.

**City Manager Jackson** said this is the first of many meetings. She said the topics tonight are preliminary in nature. No action will be taken this evening. **Councilmember Medina** asked what notification was used. **City Manager Jackson** said notification was posted 24 hours in advance and all the normal procedures were followed for a special meeting.

### **3. CONDUCT OF BUSINESS:**

Conduct Study Session to Discuss Formation of the Not-For-Profit Called for in the Settlement Agreement Between City of San Bruno and PG&E.

**Mayor Ruane** said we would be getting information on Not for Profits and proper tools to get it right.

**City Manager Jackson** introduced Steve Meyers and Craig Bettencourt.

**City Attorney Zafferano** gave a powerpoint presentation on creation of Not For Profit (NFP.)

Council was asked for their thoughts.

*Decision #1: Purpose of NFP:*

**Councilmember Salazar** – name should benefit the San Bruno community as a whole, not just the neighborhood.

**Councilmember Medina** - said he could see all three benefiting the entire community. He said it needs to provide significant value for long term.

**Councilmember O’Connell** - said to benefit the San Bruno community, bullet point two and she didn’t know if bullet point three should be part of this. She said the City could do things with the other trust for bullet point three.

**Vice Mayor Ibarra** - it should be positive, broad, from now on.

**Mayor Ruane** - bullet point three is being done every day. He felt the \$50 million trust would take care of that. He said benefiting the San Bruno community as a whole, long term and well thought out.

**Mayor Ruane** asked if a facility was built could the maintenance be paid from the trust? **Zafferano** believed it could be.

*Decision #2 Mission Statement of NFP:*

**Councilmember Salazar** - he would be in favor of the NFP having the final decision.

Basic Mission: Bullet point 4

**Councilmember Medina** - said he would be in favor of the recommending entity

Basic Mission: Bullet points two and four

**Councilmember O’Connell** - she would be in favor of the City Council having the ultimate decision.

Basic Mission: Bullet points 2, 4, 5 and 7

**Vice Mayor Ibarra** - in favor of the recommending entity.

Basic Mission: He would pick all the Bullet points except for number 3

**Mayor Ruane** - he would be in favor of the NFP having the final decision

Basic Mission: He said all are worthwhile, but emphasis on Bullet points 2 and 4

*Decision #3: Composition of NFP Governing Board:*

**Councilmember Salazar** – 7 members

Category: Favored not limiting to the categories listed, where as appoint based on their ability on what they have demonstrated to the community, San Bruno resident, maybe.

**Councilmember Medina** – 5 or 7

Category: No council members, believed it should be left to go up or down. He said he would like to leave it broadly based.

**Councilmember O’Connell** – 7 members

Category: City council members and chair of planning and park and recreation commission.

**Councilmember Medina** said chairs of commissions rotate every year.

**Vice Mayor Ibarra** – 7 members

Category: It should be a rotating board, which rotates on an annual basis, maybe Council, maybe community members, business owner. Someone who has affiliation with the City.

**Mayor Ruane** - 5 to 7 members

Category: Members should be dedicated. People who are going to stay there and be committed. He was also open to someone who doesn’t live in this community.

*Decision #4: Issues to Consider*

**Councilmember Salazar** – more than governing board.

Category: Should not be limited and open to all categories.

**Councilmember Medina** – more than governing board.

Category: Should not be limited and open to all categories.

**Councilmember O’Connell** – said more than governing board.

Category: Anyone who benefits the community.

**Vice Mayor Ibarra** – start off with a steering committee as to what types of expertise is going to be needed.

**Mayor Ruane** said it just should be much larger and should include City Council members and not limit the membership, open up to any type of resident or professional.

*Decision #5: Staffing and Use of Volunteers/Consultants by NFP?*

**Councilmember Salazar** - One person facilitating/coordinating, executive director or rotating president. No use of City staff. Use volunteers/consultants for activities.

**Councilmember Medina** - it needs a figurehead. Use of volunteers/consultants for activities.

**Councilmember O’Connell** – a go to person. Use volunteers and consultants.

**Vice Mayor Ibarra** – agreed with Councilmember O’Connell.

**Mayor Ruane** – we should have an executive director, not in favor of using City staff, except in the beginning,

*Decision #6: Name of NFP?*

**Vice Mayor Ibarra** – San Bruno Community Project

**Councilmember O’Connell** – San Bruno Community Foundation

**Councilmember Medina** – San Bruno Community Foundation

**Councilmember Salazar** – San Bruno Community Foundation

**Mayor Ruane** – San Bruno Community Foundation

**Vice Mayor Ibarra** asked how this could be communicated? He suggested a brochure, a postcard that says something that can be readily distributed. Publicize this process and then set some dates. Plan so people can have notice.

**Councilmember Medina** suggested sewer/water bills, FOCUS, important that it is beginning process.

**Councilmember Medina** said he does not want to see continued empty lots. Some process go forward on that.

**Treasurer Marty** asked if a Council member were on the Board, would the City be opened to lawsuits for an accident or the like? **Attorney Meyers** said the idea of setting up a separate corporation is to have that level of insulation. He said as long as the organization was kept separate and it was organized properly, there shouldn’t be a problem.

**Mayor Ruane** closed the regular meeting at 8:00 p.m. and Council went into closed session with no reportable action.

**4. CLOSED SESSION:**

Conference with Legal Counsel: Existing Litigation pursuant to Government Code Section 54956.9(a)

Names of cases:

California Public Utilities Commission Order Instituting Investigation Matters:

I.12-01-007

I.11-02-016

I.11-11-009

California Public Utilities Commission Rulemaking Matter:

R.11-02-019

**4. ADJOURNMENT:**

**Mayor Ruane** closed the Closed Session at 8:45 p.m. The next Regular City Council Meeting will be held on October 9, 2012, at 7:00 p.m. at the Senior Center, 1555 Crystal Springs Road.

Respectfully submitted for approval  
at the regular City Council Meeting of  
October 9, 2012

---

Carol Bonner, City Clerk

---

Jim Ruane, Mayor