



LARKSPUR CITY COUNCIL MEETING MINUTES

Larkspur City Council Chambers
400 Magnolia Avenue, Larkspur CA
September 6, 2017

For full video/audio of the meeting, go to <http://www.cityoflarkspur.org>
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SPECIAL MEETING

Mayor Haroff opened the special meeting at 5:30 p.m.

COUNCIL PRESENT: Mayor Kevin Haroff; Vice Mayor Dan Hillmer; Councilmember Larry Chu; Councilmember Ann Morrison; Councilmember Catherine Way

STAFF PRESENT: Planning Director Neal Toft

Council interviewed two candidates for the vacant position on the Planning Commission.

REGULAR MEETING

Mayor Haroff adjourned the special meeting and opened the regular meeting at 6:30 p.m.

1. ROLL CALL

COUNCIL PRESENT: Mayor Haroff; Vice Mayor Dan Hillmer; Councilmember Larry Chu; Councilmember Ann Morrison; Councilmember Catherine Way

STAFF PRESENT: City Manager Dan Schwarz; City Attorney Sky Woodruff; Public Works Director Julian Skinner; Planning Director Neal Toft; Police Chief Michael Norton; City Clerk Jamie Kuryllo; Assistant to the City Manager Shannon O'Hare

2. PRESENTATIONS/PROCLAMATIONS

2.1 Proclamation: Honoring the Heroism of Suzanne Dolan and Melissa Latsky

Mayor Haroff presented Suzanne Dolan and Melissa Latsky with a proclamation recognizing their heroic actions and selfless courage in the act of saving a life at Mt. Tam Racquet Club on July 20, 2017.

3. PUBLIC COMMENT

Daniel Kunstler (Larkspur)
James Holmes (Larkspur)

4. APPROVAL OF THE CONSENT CALENDAR

- 4.1 Approval of Warrants
- 4.2 Approval of Minutes: August 16, 2017
- 4.3 Proclamation: Declaring the Week of September 17 as Constitution Week in the City of Larkspur
- 4.4 Adopt Resolution No. 61/17: Establishing a Policy Regarding the Use of Personal Computing Devices During Open, Public Meetings of the City Council
- 4.5 Letter of Support – SB 2: Building Homes and Jobs Act
- 4.6 Letter of Support – SB 3: Affordable Housing Bond Act of 2018
- 4.7 Letter of Opposition – SB 35: Affordable Housing Streamlined Approval Process

Mayor Haroff removed Item 4.4 from the Consent Calendar and added the item to the end of the Business Calendar.

Upon motion by Councilmember Chu, seconded by Councilmember Hillmer, Council approved the

remainder of the consent calendar. The vote was five in favor.

5. CITY MANAGER'S ORAL REPORT

City Manager Schwarz gave his oral report to the City Council.

6. COUNCILMEMBERS REPORTS AND COMMENTS

Councilmember Way reported on the following three items:

1. Councilmember Way reported that she rode the SMART train from end to end and enjoyed the experience. She requested that Councilmember Hillmer provide Council with a SMART update sometime in the next few months.
2. Councilmember Way reported that she will be attending the League of California Cities Annual Conference September 13-14, 2017, where she will be voting on two public safety resolutions.
3. Councilmember Way encouraged emergency preparedness and notified residents of three useful websites: (1) readymarin.org; (2) nrgmarin.org; (3) ready.gov

Mayor Haroff reported on the following four items:

1. Mayor Haroff reported that he attended a meeting with City Manager Schwarz and Vice Mayor Hillmer regarding garbage rates.
2. Mayor Haroff requested that a representative from the Transportation Authority of Marin attend a Council meeting to provide an update on SMART.
3. Mayor Haroff reported that he attended the August 24, 2017 Transportation Authority of Marin meeting.
4. Mayor Haroff reported that on Tuesday, September 19, the Larkspur Chamber of Commerce will be hosting a mixer at Hello Gorgeous.

7. PUBLIC HEARING:

7.1 WAIVE SECOND READING AND ADOPT FIRE CODE AMENDMENTS

City Manager Schwarz reported that every three years, the California Fire Code and California Building Code are updated. Once updated, local agencies have the ability to make additions or amendments based on local conditions. Marin County fire agencies worked cooperatively to standardize code language throughout the County and prepare the proposed ordinance.

Mayor Haroff opened the public hearing. There was no public comment. Mayor Haroff closed the public hearing.

Upon motion by Councilmember Morrison, seconded by Councilmember Way, Council waived the second reading and adopted Ordinance 1016. The vote was five in favor.

8. BUSINESS ITEMS:

8.1 UPDATE REGARDING MEASURE B – THE LARKSPUR STREET REPAIR AND ESSENTIAL SERVICES MEASURE

Public Works Director Julian Skinner presented an update on Measure B, the Larkspur Street Repair and Essential Services Measure, scheduled to be on the November 7, 2017 ballot.

The following individuals spoke during public comment:

Tom Walker (Larkspur)
Greg Reiber
Pablo Ballora (Larkspur)
Matt Petri (Larkspur)
Cindy Winter (Greenbrae)

Council accepted the staff report.

8.2 LOCAL CONSIDERATIONS FOR THE "MEDICINAL AND ADULT USE CANNABIS REGULATION AND SAFETY ACT (MAUCRSA)"

Planning Director Neal Toft presented the staff report and described the following five issues for Council to consider:

- Personal outdoor cultivation
- Personal indoor cultivation
- Commercial cultivation
- Commercial deliveries by businesses not located in Larkspur
- Regulation of marijuana-based businesses

Planning Director Neal Toft discussed the possibility of an interim urgency ordinance.

The following individuals spoke during public comment:

Laura Bertolli (Cannabis Activist)
Pablo Ballora (Larkspur)
Ron Strauss (Larkspur)
James Holmes (Larkspur)
Kelly Jones (Larkspur)
Tom Walker (Larkspur)
Police Chief Michael Norton

After discussion, Council provided staff with the following direction:

- Personal outdoor cultivation – Council directed staff to prepare two alternative ordinances and hold a public hearing to discuss.
- Personal indoor cultivation – Council recommended that such activity be subject to applicable State law and local Fire and Building Codes.
- Commercial cultivation – Council directed staff to prohibit commercial cultivation of marijuana throughout the City.
- Commercial deliveries by businesses not located in Larkspur – Council recommended there be no prohibition or regulation of deliveries by state-licensed businesses of marijuana products into Larkspur.
- Regulation of marijuana-based businesses – Council directed staff to prepare an urgency ordinance and leave this item open for further discussion.

8.3 ADOPT RESOLUTION NO. 61/17: ESTABLISHING A POLICY REGARDING THE USE OF PERSONAL COMPUTING DEVICES DURING OPEN, PUBLIC MEETINGS OF THE CITY COUNCIL

City Manager Schwarz reported that the resolution before Council would establish a policy regarding the use of personal computing devices during City Council meetings. City Clerk Jamie Kuryllo distributed a revised policy for Council to review, which provides that the use of personal computing devices shall be compliant with the Brown Act.

Upon motion by Councilmember Hillmer, seconded by Councilmember Chu, Council adopted Resolution 61-17, establishing a policy regarding the use of personal computing devices during open, public meetings of the City Council. The vote was five in favor.

9. ADJOURN MEETING:

Upon motion by Councilmember Morrison, seconded by Councilmember Hillmer, Council adjourned the meeting in honor of all affected by Hurricane Harvey and Hurricane Irma. The vote was five in favor.

ADJOURN 10:18 p.m.

Attested

Jamie Kuryllo
City Clerk