



**LARKSPUR CITY COUNCIL
MEETING MINUTES**

Larkspur City Council Chambers
400 Magnolia Avenue, Larkspur CA
May 15, 2019

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

Mayor Morrison opened the regular meeting at 6:30 p.m.

1. ROLL CALL

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

STAFF PRESENT: City Manager Dan Schwarz; City Attorney Sky Woodruff; City Clerk Jamie Kuryllo; Assistant to the City Manager Shannon O'Hare; Public Works Director Julian Skinner; Planning Director Neal Toft; Senior Planner Kristin Teiche; Administrative Services Director Cathy Orme

2. PUBLIC COMMENT

Council received public comment; there was no discussion.

3. PRESENTATIONS/PROCLAMATIONS

None.

4. APPROVAL OF THE CONSENT CALENDAR

- 4.1 Approval of Warrants
- 4.2 Approval of Minutes: April 17, 2019
- 4.3 Resolution 25/19: Adopt a Resolution Supporting a Pilot Amazon Pick Up Program in Marin County
- 4.4 Resolution 26/19: Confirming the Ross Valley Paramedic Authority (RVPA) Tax for the 2019-20 Fiscal Year
- 4.5 Resolution 27/19: Clean Storm Water Activity Fee
- 4.6 Resolution 28/19: Establishing Authorized Positions to Facilitate a Reorganization in the Department of Public Works
- 4.7 Resolution 29/19: Authorize Amendment No. 1 to Contractor Services Agreement with Forster & Kroeger Landscape Maintenance, Inc. to Add \$85,000 for Park Maintenance Crew Augmentation Services
- 4.8 Resolution 30/19: Authorize a Consulting Services Agreement with TRC, Engineers, Inc. to Provide Public Works Permit Inspection, Construction Inspection and Project Management Services in the Amount of \$300,000

Upon motion by Councilmember Haroff, seconded by Councilmember Way, Council approved 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' ORAL REPORTS AND COMMENTS

Councilmember Way reported on the following items:

- 1. Councilmember Way reported that, as the City's liaison, she met with the Larkspur Community Foundation on May 15, 2019.
- 2. Councilmember Way reported that she is a member of the Marin Ready Together group organized by Supervisor Katie Rice.

3. Councilmember Way reported that the Central Marin Fire Department will be conducting their annual Defensible Space Inspections on all properties in Corte Madera and Larkspur.
4. Councilmember Way reported that she has been appointed to the Board of Directors for Fire Safe Marin.
5. Councilmember Way encouraged the public to learn more about Pacific Gas & Electric's Public Safety Power Shutoff Program.

Councilmember Hillmer reported on the following item:

1. Councilmember Hillmer reported that there will be two weekend road closures in San Rafael due to construction of the Sonoma-Marín Area Rail Transit Larkspur extension. These closures will occur on June 1/2 and June 8/9, beginning at 8:00 p.m. on Friday and ending by 4:00 a.m. on Monday. <https://www.sonomamarintrain.org/node/300>

7. PUBLIC HEARINGS

7.1 INTRODUCE FIRST READING OF ORDINANCE No. 1040 AMENDING CHAPTERS 1.01 AND 9.24 OF THE LARKSPUR MUNICIPAL CODE TO MODIFY PROVISIONS RELATED TO ENFORCEMENT OF THE MUNICIPAL CODE AND OTHER CITY LAWS

Planning Director Neal Toft reported that the proposed ordinance would make the following amendments to the Larkspur Municipal Code:

- Delete portions of Chapter 1.01 and consolidate code enforcement procedures and penalties into Chapter 9.24.
- Amend Chapter 9.24 to allow code violations to be charged either as infractions or misdemeanors, at the discretion of the enforcing officer.
- Clarify provisions of the Code regarding the issuance of tickets for violations of the Code, to be processed in the Traffic Court in Marin County Superior Court.
- Provide procedures for administrative citations that can be issued by City staff with accompanying administrative penalties; appeals would be heard before a hearing officer rather than the City Council.
- Amend Chapter 9.24 to better clarify the various option for code enforcement procedures available to City staff.

Mayor Morrison opened the public hearing. Council received public comment; staff responded to questions. Mayor Morrison closed the public hearing.

Upon motion by Councilmember Chu, seconded by Councilmember Haroff, Council waived the first reading and introduced Ordinance 1040. The vote was five in favor.

8. BUSINESS ITEMS

8.1 CONSIDER A RESOLUTION ADOPTING POLICIES, PROCEDURES AND PROCESSING REQUIREMENTS FOR SMALL CELL (5G) WIRELESS FACILITIES

Senior Planner Kristin Teiche reported that the proposed resolution was discussed at both the April 3, 2019 and May 1, 2019 City Council meeting. The current resolution includes changes based on comments received from the public and Council.

Council received public comment; Council responded to comments.

Upon motion by Councilmember Haroff, seconded by Councilmember Chu, Council adopted Resolution 19/19 with the following amendment. The vote was five in favor.

The City Attorney will rework the definition of "FCC Shot Clock" in Resolution 19/19 Section 2(d) to reflect that the 'presumptively reasonable time frame' is a presumption established by the FCC; the City retains the ability to make a different determination on a case by case basis.

8.2 FISCAL YEAR 2019/20 BUDGET

A. GENERAL FUND REVIEW PART TWO: PRELIMINARY FY 2019/20 DEPARTMENT BUDGETS

Administrative Services Director Cathy Orme provided a preliminary review of the following General Fund Department Budgets, as well as a General Fund Overview.

Planning & Building
Engineering
Public Works Streets
Public Works Parks
Fire
Police
General Fund Revenues
General Fund Overview
General Fund Budget in Brief

B. CONDUCT WORKSHOP TO REVIEW PROPOSED CAPITAL IMPROVEMENT PROGRAM (CIP) FOR FISCAL YEAR 2019/20

Public Works Director Julian Skinner presented on the proposed Capital Improvement Program (CIP) for Fiscal Year 2019/20.

8.3 PROPOSED RATE INCREASE BY MARIN MUNICIPAL WATER DISTRICT AND DIRECTING THE CITY MANAGER TO FILE A VOTE OF PROTEST IN ACCORDANCE WITH PROPOSITION 218

Upon motion by Councilmember Haroff, seconded by Councilmember Hillmer, Council directed the City Manager to file a vote of protest against Marin Municipal Water District's proposed rate increase for each of the City's eligible parcels. The vote was five in favor.

9. ADJOURN

Council adjourned the meeting.

Attested

Jamie Kuryllo
City Clerk