City of Belvedere
City Council Meeting
Consent Calendar
Monday June 10, 2024

To: Mayor and City Council

From: Beth Haener, City Clerk

Reviewed by: Robert Zadnik, City Manager

Subject: **Item No. 4.D. – Approve the Minutes for the May 13, 2024 City Council Regular Meeting.**

Recommended Motion/Item Description

That the City Council approve the regular City Council meeting minutes of May 13, 2024, as part of the consent calendar.

Attachments

- Draft Minutes

City of Belvedere
City Council Meeting – Regular Meeting Draft Minutes
Monday, May 13, 2024
5:30 PM Closed Session
6:30 PM Open Session

City Council Chambers City Hall· 450 San Rafael Avenue, Belvedere CA· Phone 415.435.3838
City of Belvedere Internet Address: https: www.cityofbelvedere.org

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1. CALL TO ORDER

The Regular Meeting of the Belvedere City Council was convened at 5:30 p.m. in the City Council Chambers by Mayor Peter Mark.

2. ROLL CALL

PRESENT: Councilmembers Jim Lynch, Sally Wilkinson, Nancy Kemnitzer, Vice Mayor Jane Cooper, Mayor Peter Mark

ABSENT: None

STAFF PRESENT: City Manager Robert Zadnik, Attorney Andrew Shen, Attorney Barbara Kautz, Police Chief Jason Wu, Administrative Services Director Helga Cotter, Planning and Building Director Rebecca Markwick, Building Official Brian Van Son, and City Clerk Beth Haener

3. PUBLIC COMMENT ON CLOSED SESSION, AGENDA ITEM 5.A

There were no public attendees.

4. ADJOURN TO CLOSED SESSION

5. CLOSED SESSION

5.A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code § 54957)
Title: City Manager

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6. RECONVENE IN OPEN SESSION AND ANNOUNCE ACTIONS TAKEN IN CLOSED SESSION, AS REQUIRED

Mayor Mark stated there was nothing to report from the closed session.

7. REPORTS AND PRESENTATIONS

7.A. City Council Reports

City Councilmembers reported on attendance at intergovernmental agency meetings, and updates since the last meeting.

Mayor Mark requested a moment of silence in commemoration of former Councilmember Steven Block, who passed away.

Mayor Mark called for public comment. Public comment was made by the following: Dellie Woodring.

7.B. City Manager Report

City Manager Robert Zadnik provided updates to City Council.

Mayor Mark called for public comment, and seeing none, closed public comment.

7.C. Presentation and Request for Funding from Tiburon's Diversity Inclusion Task Force

Ruben Kalra, Belvedere's representative on Tiburon's Diversity Inclusion Task Force, gave a report requesting funding for upcoming community events and took questions from Council.

Mayor Mark called for public comment, and seeing none, closed public comment.

7.D. Police Chief Report, Including E-Bike Update

Police Chief Jason Wu presented the Belvedere Police Department Quarterly Report, reported information on E-Bike safety, and took questions from Council.

Mayor Mark called for public comment. Public comment was made by the following: Susan Cluff.

7.E. Interviews of the following applicants for appointments to the following Committees:

- Wayne Stacy; Parks, Open Spaces and Lanes Committee
- Jeff Aguero; Belvedere–Tiburon Joint Recreation Committee

City Council held interviews. Mayor Mark stated incumbents will be appointed this evening and all other appointments will be made at the June Council Meeting.

8. CONSENT CALENDAR

Councilmember Cooper requested to remove item 8.E. from the consent calendar for further discussion. A motion was made by Councilmember Kemnitzer, seconded by Councilmember Lynch, to approve items 8.A., 8.B., 8.C., 8.D., 8.F., 8.G. and 8.H. in one motion. The motion was carried by the following vote.

Aye: 5	**Cooper, Kemnitzer, Lynch, Wilkinson, Mayor Mark**
Nay:	**None**
Absent:	**None**
Abstain:	**None**

8.A. Motion to Approve the Warrants for April 2024

ACTION: Item Approved

8.B. Motion to Receive the City's Third Quarter Investment Report

ACTION: Item Approved

8.C. Motion to Approve the request for funding for $1,500 from Tiburon's Diversity Inclusion Task Force

ACTION: Item Approved

8.D. Motion to Approve a Resolution Accepting Updates to the Belvedere Police Department Policy Manual (Lexipol)

ACTION: Item Approved

8.F. Motion to Approve the Minutes for the April 8, 2024 City Council Regular Meeting

ACTION: Item Approved

8.G. Second Reading and Adoption of an Ordinance of the City of Belvedere to Discontinue the Mills Act Program (Deleting Belvedere Municipal Code Section 21.20.120)

ACTION: Item Approved

8.H. Second Reading and Adoption of an Ordinance of the City of Belvedere to Amend the Construction Time Limit Ordinance to Require Reactivation of Building Permits for Projects that Exceed their Time Limits (Amending Belvedere Municipal Code Sections 16.04.030 and 20.04.035)

ACTION: Item Approved

Items removed for further discussion

8.E. Motion to Adopt a Resolution Authorizing the Display of Pride Flag for June 2024.

Councilmember Cooper commented on the item.

Mayor Mark called for public comment, and seeing none, closed public comment.

MOTION: A motion was made by Councilmember Cooper, seconded by Councilmember Lynch, to Adopt a Resolution Authorizing the Display of Pride Flag for June 2024

Aye: 5 Cooper, Kemnitzer, Lynch, Wilkinson, Mayor Mark.

Nay: None
Absent: None
Abstain: None

9. PUBLIC HEARINGS

9.A. Discussion and Possible Action on the Tentative Subdivision Map and Revocable License for the Mallard Pointe Project to Construct 40 Units Located at 1-22 Mallard Road (APNs 060-072-27, -28, and -18). The City Council previously determined that the project is categorically

exempt from CEQA, under CEQA Guideline Section 15332 for Infill Development. Applicant: Bruce Dorfman, Thompson Dorfman. Property Owner: Mallard Pointe 1951, LLC.

Councilmember Kemnitzer stated for the record that her residence is within 500 feet of the subject property and therefore must recuse herself from this item.

Planning and Building Director Rebecca Markwick presented the item. Planning and Building Director Rebecca Markwick, Attorney Barbara Kautz, City Engineer John Moe, Applicant Bruce Dorfman, and Chris Mill of BKF Engineers, took questions from Council.

Mayor Mark opened the public hearing. Public comment was made by the following: Linda Bine, Jill Barnett, Tom Cromwell, Susan Cluff, Ken Johnson, Jena Watson, and William Rothman.

MOTION: **A motion was made by Mayor Mark, seconded by Councilmember Lynch, to approve a request for a revocable license at 1-22 Mallard Road for new improvements in the Community Road right-of-way for: Landscaping, Lighting, Irrigation, and Pedestrian Improvements and to approve Resolution No.2024-15 approving the proposed Tentative Subdivision Map, as conditioned by items requested by Council**

Aye: 3 **Lynch, Wilkinson, Mayor Mark.**

Nay: 1 **Cooper**
Absent: **None**
Abstain: **Kemnitzer**

10. <u>OTHER SCHEDULED ITEMS</u>

10.A. Preliminary Review and Discussion of the Annual Operating Budget and Capital Improvement Program for the City for Fiscal Year 2024/2025

Administrative Services Director Helga Cotter introduced the item and took questions from Council.

Mayor Mark called for public comment, and seeing none, closed public comment.

No action was taken on this item.

10.B. Discussion and Possible Action to Reappoint Incumbent to the Belvedere - Tiburon Joint Recreation Committee

Mayor Mark called for public comment, and seeing none, closed public comment

MOTION: **A motion was made by Councilmember Lynch, seconded by Councilmember Wilkinson, to reappoint Chelsea Schlunt to the Belvedere-Tiburon Joint Recreation Committee**

Aye: 5 **Cooper, Kemnitzer, Lynch, Wilkinson, Mayor Mark.**

Nay: **None**
Absent: **None**

Abstain: **None**

8. OPEN FORUM

Mayor Mark called for public comment. Public comment was made by the following: William Rothman and Steger Johnson. Seeing no one else, Mayor Mark closed the open forum.

9. ADJOURN

There being no further business to come before the Belvedere City Council, Mayor Mark Adjourned the Regular Meeting of the Belvedere City Council at 9:47 p.m.

APPROVED: _____
Peter Mark, Mayor

ATTEST: _____
Beth Haener, City Clerk