

James Lynch, Mayor  
Peter Mark, Vice Mayor  
Jane Cooper, Councilmember  
Nancy Kemnitzer, Councilmember  
Sally Wilkinson, Councilmember



City Manager Robert Zadnik  
City Attorney Amy Ackerman  
City Clerk Leticia I. Miguel

**City Council Agenda  
REVISED  
Monday, January 9, 2023  
6:30 PM**

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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NOTICE: Members of the Public will be able to participate in-person or remotely via Zoom.

City Hall and the Council Chambers will be open to members of the public 30 minutes prior to the start of the meeting.

Members of the public may attend the meeting in-person at the Council Chambers 450 San Rafael Avenue, or by visiting <https://us02web.zoom.us/j/81384159398>

Or by phone 1-888-788-0099 (Toll Free) or 1-833-548-0276 (Toll Free)

Enter Webinar ID: 813 8415 9398

If you have called into the meeting and wish to speak, please press \*9.

At each meeting, the public has the opportunity to address the City Council on items appearing on the agenda and items not appearing on the agenda, but within the purview of the City Council.

Public Comment may be made live during the meeting in-person, via Zoom or through written comment . The public may also submit comments in advance of the meeting by emailing the City Clerk at: [clerk@cityofbelvedere.org](mailto:clerk@cityofbelvedere.org). Please write "Public Comment" in the subject line. Comments submitted one hour prior to the commencement of the meeting will be presented to the City Council and included in the public record for the meeting. Written public comment will not be verbally read out loud.

Council will not entertain comments made in the chat function. Please be advised that those participating in the meeting remotely via Zoom do so at their own risk. The City

Council meeting will not be cancelled if any technical problems occur during the meeting.

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. PLEDGE OF ALLEGIANCE**

**4. OATH OF OFFICE TO NEW MEMBER**

4.A. [Swearing in of Councilmember Sally Wilkinson Beginning New Term](#)

**5. REPORTS AND PRESENTATIONS**

5.A. City Council Reports

5.B. City Manager Report

5.C. [Interview Candidate for the Belvedere Parks, Open Spaces and Lanes Committee](#)

**6. CONSENT CALENDAR**

*The Consent Calendar consists of items that the City Council considers to be routine, or Council has discussed previously and do not require further discussion. Unless any item is specifically removed by any member of the City Council, the Consent Calendar will be adopted by one motion. Council will take public comment on all items on the Consent Calendar when the Calendar is called.*

6.A. [Motion to Approve the Warrants for November 2022 and December 2022](#)

6.B. [Adopt Resolution No. 2023-01 of the City of Belvedere Designating Signatories for the City of Belvedere's Westamerica Bank Operating and Payroll Accounts; and Adopt Resolution No. 2023-02 Designating Signatories for the City of Belvedere's Westamerica Bank Line of Credit of \\$800,000](#)

6.C. [Motion to Approve the 2023 City Council Meeting Calendar](#)

6.D. [Motion to Approve the City of Belvedere Local Appointment List \(Maddy Act\) of 2023 Boards and Commission Vacancies](#)

6.E. [Adopt Resolution No. 2023-03 Accepting the Recent Update\(s\) to the Belvedere Police Department Policy Manual \(Lexipol\)](#)

6.F. [Adoption of Ordinance No. 2022-10 of the City of Belvedere to Amend Sections 18.08.040 \(L\) \(Former\) 19.04.020, and Add Sections 18.04.040\(L\)\(New\), 19.04.035, 10.08.527, Chapter 18.27 and Chapter 19.77 to the City of Belvedere Municipal Code, all to Comply with Senate Bill 9](#)

## **7. PUBLIC HEARINGS**

7.A. [Introduction and First Reading Of Ordinance No. 2023-01, Repealing the Contents of Chapter 16.04 – Construction Codes – And Adopting a New Chapter 16.04 Adopting By Reference The 2022 Edition of the California Code of Regulations Title 24 Building Codes With Modifications to Meet the Local C-Climatic, Geological or T-Topographical C-Conditions and Finding That Adoption of the Ordinance Is Exempt from CEQA, Pursuant to CEQA Guidelines](#)

7.B. [Adopt Resolution No. 2023-04 \(i\) Finding that the 2023-2031, 6th Cycle Housing Element Update is Exempt from the California Environmental Quality Act and \(ii\) Approving the Adoption of the 2023-2031, 6th Cycle Housing Element Update and the Safety Element](#)

7.C. [Adopt Ordinance No. 2022-08 Repealing the Existing Chapter 16.12 - Fire Code – of Title 16 of the Belvedere Municipal Code and Adopting A New Chapter 16.12, Adopting the 2022 Fire Code As Modified By the Tiburon Fire District In Ordinance No. 131 And Finding That Adoption Of The Ordinance Is Exempt From CEQA, Pursuant to CEQA Guidelines](#)

## **8. OTHER SCHEDULED ITEMS**

8.A. Discussion and Motion to Approve Appointment of Applicant to the Belvedere Parks, Open Spaces and Lanes Committee

## **9. OPEN FORUM**

*This is an opportunity for any citizen to briefly address the City Council on any matter that does not appear on this agenda. Upon being recognized by the Mayor, please limit your oral statement to no more than three minutes. Matters that appear to warrant a more lengthy presentation or Council consideration may be placed on the agenda for further discussion at a later meeting.*

## **10. ADJOURN**

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THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS IN ACCORDANCE WITH THE NOTICING STANDARD REQUIREMENTS

The City of Belvedere website – [www.cityofbelvedere.org](http://www.cityofbelvedere.org)  
City Hall Bulletin, 450 San Rafael Avenue, Belvedere CA

**NOTICE: WHERE TO VIEW AGENDA MATERIALS**

Staff reports and other materials distributed to the City Council are available for public inspection at the following locations:

- Online at [www.cityofbelvedere.org/archive.aspx](http://www.cityofbelvedere.org/archive.aspx)
- Belvedere City Hall, 450 San Rafael Avenue, Belvedere. (Materials distributed to the City Council after the Thursday before the meeting will be posted on the City's website and will be available at this location.)
- Belvedere-Tiburon Library, 1501 Tiburon Boulevard, Tiburon.

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**NOTICE: AMERICANS WITH DISABILITIES ACT**

The following accommodations will be provided, upon request, to persons with a disability: agendas and/or agenda packet materials in alternate formats and special assistance needed to attend or participate in this meeting. Please make your request at the Office of the City Clerk or by calling (415) 435-3838. Whenever possible, please make your request four working days in advance.