

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



City Manager Robert Zadnik
City Attorney Andrew Shen

**City Council Agenda
Monday, April 10, 2023
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>

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. Please write "Public Comment" in the subject line. Any written Public Comment must be received no later than 11:59 p.m. the Sunday prior to the Monday City Council meeting. All written Public Comment submitted by the deadline will be distributed to the City Council no later than 3:00 p.m. on the day of the meeting and will be made part of the official record. 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. PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEM

4. ADJOURN TO CLOSED SESSION

5. CLOSED SESSION

5.A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Government Code § 54956.9(d)(1).)

Case: Californians for Homeownership, Inc. v. City of Belvedere, Case No. CIV2300179
(Marin County Sup. Ct., filed Jan. 25, 2023)

5.B. CONFERENCE WITH LABOR NEGOTIATOR

(Government Code section 54957.6.)

Negotiator: City Manager Bargaining Unit: Belvedere Police Department

6. RECONVENE IN OPEN SESSION AND ANNOUNCE ACTIONS TAKEN IN CLOSED SESSION IF ANY

7. REPORTS AND PRESENTATIONS

7.A. City Council Reports

7.B. City Manager Report

7.C. Presentation and Request for Funding from the Concerts in the Park Committee

7.D. Presentation of the City of Belvedere Police Department Quarterly Report

8. 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.

8.A. Motion to Approve the Warrants for February 2023

8.B. Adopt Resolution No. 2023-11 Accepting the Recent Update(s) to the Belvedere Police Department Policy Manual (Lexipol)

8.C. Motion to Approve a Resolution 2023-12 declaring that the cost to provide Fire Protection and Emergency Services for Fiscal Year 2023-24 will exceed \$450,000

8.D. Motion to Approve a Resolution 2023-14 allocating Road Repair and Accountability Act (SB1) funds to be included in the FY2023-24 Capital Improvement Budget

8.E. Approve Request for Funding from the Belvedere Concerts in the Park Committee

8.F. Waive Further Reading and Authorize Introduction and/or Adoption of Resolutions and Ordinances by Title Only (Standard procedural item – no backup information provided)

9. OTHER SCHEDULED ITEMS

9.A. Review of Proposed Draft Construction Time Limit Ordinance

Staff Recommendation: Consider the proposed ordinance; direct staff to schedule a public hearing.

9.B. Receive a Report from Staff Regarding Pedestrian and Vehicle Traffic Improvements to the Laurel Avenue at San Rafael Avenue Intersection & Lagoon Road at Tiburon Bike Path Locations

- Public Comment 1
- Public Comment 2

Staff Recommendation: Consider the proposed preferred alternative designs and cost estimates for these locations; direct staff to prioritize work within the 5-year Capital Plan.

10. 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.

11. ADJOURN

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
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
- 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.

To request automatic mailing of agenda materials, please contact the City Clerk at clerk@cityofbelvedere.org or (415) 435-3838

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.