

## PIEDMONT CITY COUNCIL

Regular Meeting Minutes for Monday, August 5, 2019

A Regular Session of the Piedmont City Council was held August 5, 2019, in the City Hall Council Chambers at 120 Vista Avenue. In accordance with Government Code Section 54957(b), the agenda for this meeting was posted for public inspection on August 1, 2019.

**CALL TO ORDER** Mayor Bob McBain called the meeting to order at 7:30 p.m. with the Pledge of Allegiance.

**ROLL CALL** Present: Mayor Bob McBain, Vice Mayor Teddy Gray King, and Councilmembers Tim Rood and Betsy Smegal Andersen

Absent: Councilmember Jennifer Cavanaugh

Staff: City Administrator Sara Lillevand, City Attorney Michelle Marchetta Kenyon, Police Chief Jeremy Bowers, Planning Director Kevin Jackson, Finance Director Mike Szczech, City Engineer John Wanger, Senior Planner Pierce Macdonald-Powell and Assistant City Administrator / City Clerk John Tulloch

**CONSENT CALENDAR** The Consent Calendar consisted of the following items:

**Council Meeting Minutes** Approval of Council Meeting Minutes for 06/17/19 and 07/01/19

**Agreement with ClientFirst Technology** Approval of an Agreement with ClientFirst Technology Consulting for Implementation Assistance with the City's New Enterprise Resource Management System (0045, 0385, 0475-0370)

**Pavement Management Program Supplemental Agreement** Approval of a Project Specific Supplemental Agreement with Coastland Civil Engineers for Update of the City's Pavement Management Program (0045)

**Resolution No. 47-19**

RESOLVED, that the City Council approves the consent calendar items 1, 3 and 4. Moved by Rood, Seconded by King  
Ayes: Andersen, King, McBain, Rood  
Noes: None  
Absent: Cavanaugh

**Local Hazard Mitigation Plan** Councilmember Andersen highlighted the importance of the Hazard Mitigation Plan and thanked the Planning Department. She stated she and Councilmember Cavanaugh had participated in the public process.

**Public Testimony** was received from:

Jim Crawford-Jukubiak suggested the use of the City owned land connecting Wildwood Gardens with Oak as a secondary egress for Wildwood Gardens. He also requested two portions of the street be designated as one way.

**Resolution No. 48-19**

**WHEREAS** the City of Piedmont recognizes the threat that natural hazards pose to people and property within our community; and

**WHEREAS** undertaking hazard mitigation actions will reduce the potential for harm to people and property from future hazard occurrences; and

**WHEREAS** the U.S. Congress passed the Disaster Mitigation Act of 2000 (“Disaster Mitigation Act”) emphasizing the need for pre-disaster mitigation of potential hazards;

**WHEREAS** the Disaster Mitigation Act makes hazard mitigation grants available to state and local governments;

**WHEREAS** an adopted Local Hazard Mitigation Plan is a requirement for certain funding for mitigation projects under multiple Federal Emergency Management Agency (FEMA) pre- and post-disaster mitigation grant programs; and

**WHEREAS** the City of Piedmont used the FEMA-prescribed process to prepare this local hazard mitigation plan; and

**WHEREAS** under the California Disaster Assistance Act, as amended by AB 2140, certain disaster funding is available to a local jurisdiction if such jurisdiction has adopted a local hazard mitigation plan into the safety element of its general plan; and

**WHEREAS** the City Council desires that a local hazard mitigation plan be adopted by reference into the Safety Element of the City of Piedmont General Plan in accordance with AB 2140, as codified in Government Code sections 8685.9 and 65302.6; and

**WHEREAS** the California Office of Emergency Services and FEMA Region IX have reviewed the draft City of Piedmont Local Hazard Mitigation Plan and approved it contingent upon the City Council adopting the Local Hazard Mitigation Plan; and

**WHEREAS** the City of Piedmont desires to augment its emergency planning efforts by formally adopting the Local Hazard Mitigation Plan and to comply with the funding eligibility requirements of the Disaster Mitigation Act; and

**WHEREAS** adoption of the Local Hazard Mitigation Plan by the City Council demonstrates the City of Piedmont’s commitment to fulfilling the mitigation goals and objectives outlined in this Local Hazard Mitigation Plan; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Piedmont does hereby resolve, declare, determine, and order as follows:

**SECTION 1.** The above recitals are correct and are incorporated into this Resolution as findings of the City Council.

**SECTION 2.** The Local Hazard Mitigation Plan dated April 2019 is hereby adopted.

**SECTION 3.** The City Clerk is directed to forward a copy of this resolution, along with the adopted Local Hazard Mitigation Plan, to the California Office of Emergency Services and FEMA Region IX to enable the plan’s final approval in accordance with the requirements of the Disaster Mitigation Act and to establish conformance with the requirements of AB 2140.

**SECTION 4.** The City Council of the City of Piedmont hereby finds this action is not a project subject to the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines section 15378(a), in that the adoption of the Local Hazard Mitigation Plan does not have a potential for a direct physical change or reasonably indirect physical change in the environment, and State Guidelines section 15061(b)(3), providing that actions are not subject to CEQA where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Moved by Andersen, Seconded by King  
Ayes: Andersen, King, McBain, Rood  
Noes: None  
Absent: Cavanaugh  
(0440)

**PUBLIC FORUM**

Sunny Bostrom-Fleming discussed the tragedies of the last couple days and encouraged promoting kindness.

**REGULAR AGENDA**

The Council considered the following items of regular business:

**Housing Legislation  
Update**

City Administrator Sara Lillevand discussed the California State Legislature's recent history of legislation regarding local housing policies. She discussed recently passed laws and several which are still under consideration by the legislature that could impact the City's Housing Element. She indicated that staff was not asking for direction but hoped to provide information and answer questions.

Planning Director Kevin Jackson explained that the laws currently under consideration by the legislature could have a profound effect on Piedmont's built environment. He acknowledged the obvious housing crisis and obligation to work towards a solution. He reiterated that Piedmonters are willing to change, but that residents and the City should retain control of our built environment and that standards should not be imposed by the State. Mr. Jackson stated Planning staff was consistently exploring ideas on how to facilitate new housing, while being responsive to State legislation.

Senior Planner Pierce Macdonald-Powell summarized the pending bills including legislation which would hamper the City's ability to create effective affordable housing policies. She also cited legislation that, if passed would remove the City's authority over density, parking requirements, owner occupancy requirements, discretionary design review, as well as building height requirements.

The Council discussed the importance of continuing the dialogue; preserving and enhancing existing housing; incentivizing affordable housing by removing parking requirements. The Council indicated support for common sense solutions and the need for affordable housing.

There was no **Public Testimony** on the matter.

(0185, 0775)

**Application  
For SB 2 Housing**

City Administrator Sara Lillevand reported that SB2 provided up to \$160,000 in planning grants for projects that result in new or modified policies and

**Grant**

programs to streamline development of new housing.

Senior Planner Pierce Macdonald-Powell presented ideas that staff is recommending for inclusion in the grant application including: Identification of resources for development of affordable housing including the Measure A1 bond; Development of new affordable accessory dwelling unit strategies; Development of a low interest loan program for the development of income restricted ADU's; and the development of new design standards for mixed use and multifamily buildings in zones C and D. She indicated that staff is receiving technical assistance with the grant application from a consultant. She also indicated that public outreach would be undertaken.

There was no **Public Testimony** on the matter.

The Council directed staff to proceed with the application.

(0185, 0775)

**Parking Restrictions  
On Magnolia Avenue  
In Front of Piedmont  
Middle School**

City Administrator Sara Lillevand indicated the construction at Piedmont High School was having a significant impact on traffic and parking along the Magnolia corridor. She stated the City and School District staff have met regularly to coordinate efforts related to traffic, parking, and pedestrian safety in the area. She recommended that Council consider a temporary change to parking restrictions in front of the middle school.

Police Chief Jeremy Bowers outlined the specific parking changes will provide consistency and safety. On the curb in front of Piedmont Middle School and Millennium High School, on school days from 7:30 to 8:30 a.m. and 1:30 to 3:30 p.m., student drop off and pickup only, with no unattended vehicles allowed. From 8:30 a.m. to 1:30 p.m. and 3:30 to 6:00 p.m. 10 minute parking would be allowed.

The Council expressed concern with loss of parking spaces and disruptions from construction.

There was no **Public Testimony** on the matter.

**Resolution No. 49-19**

RESOLVED, that the City Council approves temporary parking restrictions on Magnolia Avenue during the duration of the Measure H1 Piedmont High School construction project on the curb in front of Piedmont Middle School and Millennium High School on school days as follows:

- 7:30 a.m. to 8:30 a.m. and 1:30 p.m. to 3:30 p.m. Student Drop Off and Pickup Only, with No Unattended Vehicles Allowed
- 8:30 a.m. to 1:30 p.m. and 3:30 p.m. to 6:00p.m. 10 Minute Parking

Moved by Rood, Seconded by King  
Ayes: Andersen, King, McBain, Rood  
Noes: None  
Absent: Cavanaugh  
(0735, 0765)

**REPORTS AND  
ANNOUNCEMENTS**

Mayor McBain announced that National Night Out will take place tomorrow night, August 6<sup>th</sup>, from 5:00 to 8:00 p.m. and encouraged residents and neighborhoods to participate.

Councilmember Andersen made announcements regarding the current small cell site applications and the completion of tennis court resurfacing project.

Vice Mayor King made announcements regarding Shakespeare in the Park, the League of Women Voters upcoming meeting regarding Census 2020, and the application period for appointment to the California Redistricting Commission.

Councilmember Rood announced that residents should be receiving a ballot from the Alameda County Waste Management Authority on the reduction of the household hazardous waste fee from \$9.55 per year to \$6.74 per year.

**ADJOURNMENT**

There being no further business, Mayor McBain adjourned the meeting at 8:42 p.m.