

MINUTES
REGULAR CITY COUNCIL MEETING
MONDAY, MAY 8, 2006

Vice Mayor Mullooly called the regular meeting to order at 6:07 p.m. at the Hillsborough Town Hall, 1600 Floribunda Avenue, Hillsborough, California.

ROLL CALL: Present: Krolik, Regan, Fannon, Mullooly
Absent: Kasten

MINUTES: The minutes of the April 10, 2006 City Council meeting were approved with a few changes.

PROCLAMATION:

- Vice Mayor Mullooly recognized Sunday, May 7, 2006 as the 50th Anniversary of the Hillsborough Concours d'Elegance.

CONSENT CALENDAR:

On motion of Councilmember Regan, seconded by Councilmember Krolik, and unanimous on voice vote, Consent Calendar Items 1, 3, 4, and 6 through 8 were approved. Items 2 and 5 were removed for discussion.

1. MONTHLY CLAIMS: APRIL 1 THROUGH APRIL 30, 2006

The monthly claims for the month of April 2006 in the amount of \$2,433,967.41 were approved.

2. RESOLUTION AMENDING THE AGREEMENT WITH ICMA RETIREMENT CORPORATION GOVERNMENTAL MONEY PURCHASE PLAN & TRUST

"Normal retirement age" was clarified by staff as being the earliest age one could retire. The resolution amending the agreement with ICMA Retirement Corporation Governmental Money Purchase Plan & Trust and authorizing the City Manager to execute such agreement was adopted.

3. ORDINANCE ADDING SECTION 15.10 TO THE HILLSBOROUGH MUNICIPAL CODE ADOPTING THE 2005 CALIFORNIA ENERGY CODE AS AMENDED

The ordinance adding Section 15.10 to the Hillsborough Municipal Code adopting the 2005 California Energy Code as amended was introduced. June 12, 2006 was set as the public hearing date.

4. RESOLUTION APPROVING THE STANDARD CONDITIONS OF APPROVAL DATED MAY 8, 2006

The resolution approving the revised Standard Conditions of Approval, dated May 8, 2006, was adopted.

5. RESOLUTION APPROVING THE CSG CONSULTANTS, INC. WORK ORDER FOR CONSTRUCTION MANAGEMENT OF THE EL ARROYO WATER TANK REPLACEMENT PROJECT

The amount of the CSG Consultants, Inc. work order was corrected to \$137,255. The resolution approving the CSG Consultants, Inc. work order in the total amount of \$137,255 and authorizing funds from the 2003 and 2006 Water and Sewer Bonds for the same was adopted.

6. RESOLUTION AWARDING A CONTRACT TO BOND BLACKTOP, INC. FOR THE 2006 PAVEMENT MAINTENANCE AND REHABILITATION PROJECT

The resolution awarding Bond Blacktop, Inc. the contract for the 2006 Pavement Maintenance and Rehabilitation Project in the amount of \$445,000, with a 10%

contingency in the amount of \$45,000 for a total construction budget of \$490,000, and allocating Measure A, Gas Tax, and Water Funds for the same, was adopted.

NEW BUSINESS:

7. RESOLUTIONS ANNEXING PORTIONS OF SKYLINE BOULEVARD TO THE TOWN OF HILLSBOROUGH AND ACCEPTING A ZERO TAX EXCHANGE

Public Works Director Martha DeBry stated that earlier this year, the Public Works Department requested that the County of San Mateo Public Works Department provide the Town with an easement that would allow the Town to landscape the small pieces of vacant property at Summit Road and Skyline Boulevard. The County's response was to request that the Town annex the entire intersection and the remainder pieces, together with the intersection at Chateau Drive and Skyline Boulevard.

Ms. DeBry explained that the actions for consideration include the annexation of the two intersections, a minor modification in the sphere of influence, and a zero tax exchange. Annexation will extend Hillsborough's jurisdiction on Skyline Boulevard to include the intersections at Summit Road and Chateau Drive, which will allow the Town to determine appropriate traffic controls for the intersections. Annexation will also allow the Town to landscape the remaining pieces of land.

Ms. DeBry added that the Local Agency Formation Commission (LAFCO) requires that a property must be in the sphere of influence in order to be annexed. Hillsborough's sphere coincides with its jurisdiction boundary. A minor change will extend the sphere to include the property to be annexed.

Ms. DeBry stated that State law requires that both the Town and the County of San Mateo agree to the tax exchange. Roadways are not subject to property taxes, so no tax exchange is needed.

Ms. DeBry recommended that the two resolutions be approved. The first resolution supports the County of San Mateo's application to LAFCO requesting annexation and a minor change in the sphere of influence. The second resolution determines the property exchange pursuant to State law.

Councilmember Fannon asked Ms. DeBry why the two intersections are not currently part of the Town of Hillsborough. Ms. DeBry responded that when Interstate 280 was built, Skyline Boulevard was realigned into the Town's boundary.

Councilmember Krolik asked if the Town would have jurisdiction over the stop signs at the Chateau Drive intersection. Police Captain Matt O'Connor responded that the Town would be able to enforce traffic laws at this intersection. Currently, if there is a traffic accident at the Chateau intersection, the Hillsborough Police Department must contact the California Highway Patrol.

Vice Mayor Mullooly thanked Ms. DeBry.

Vice Mayor Mullooly asked if there were any public comments. There were no comments. Vice Mayor Mullooly closed the public hearing. On motion of Councilmember Fannon, seconded by Councilmember Krolik, and unanimous on voice vote, the resolution supporting the application by the County of San Mateo requesting the Local Agency Formation Commission to take proceedings for the minor sphere of influence amendment and the annexation of portions of Skyline Boulevard to the Town of Hillsborough; and authorizing the Director of Public Works to sign all necessary applications or other documents associated with the proposed amendment and annexation; and the resolution making a determination of property tax exchange pursuant to the California Constitution (Revenue and Taxation Code) resolution approving the annexation of the intersections at Summit Road and Skyline Boulevard, and Chateau Drive at Skyline Boulevard were adopted.

8. RESOLUTION AWARDING A CONTRACT TO INSITUFORM TECHNOLOGIES, INC. FOR THE 2006 SANITARY SEWER MAINS LINING PROJECT, PHASE III

City Engineer Cyrus Kianpour stated that the 2006 Sanitary Sewer Mains Lining Project, Phase III, will rehabilitate approximately 17,200 linear feet of damaged six-inch sanitary sewer pipe using the trenchless repair process, which will cost less than \$50 per foot. The trenchless repair process can be implemented quicker than conventional utility-trench repairs, and is accomplished without the normal street surface disruption that would otherwise occur. It is anticipated that all work will be completed within five months.

Mr. Kianpour added that the Town held a mandatory pre-bid meeting on April 17, 2006 to familiarize potential bidders with the scope of work. The low bidder for this project was Insituform Technologies, Inc. A contingency of approximately 10% is recommended for the project due to the potential for an unforeseen scope that may be required for sewer main spot repair work, cleanout and manhole installations, or additional service lateral reconnections.

Councilmember Krolik asked what areas would be repaired. Mr. Kianpour replied that damaged sanitary sewer pipes were identified and prioritized as being the worst sewer lines by the Town's maintenance staff during the last cleaning and inspection project.

Councilmember Regan asked why the Insituform Technologies, Inc. bid was so low compared to the other bids received. Mr. Kianpour replied that Insituform really wanted this job, and bid very competitively.

Vice Mayor Mullooly thanked Mr. Kianpour.

On motion of Councilmember Krolik, seconded by Councilmember Regan, and unanimous on voice vote, the resolution awarding a contract for the 2006 Sanitary Sewer Mains Lining Project, Phase III, to Insituform Technologies, Inc. in the amount of \$730,282 with a contingency in the amount of \$69,718, for a total construction budget of \$800,000, was adopted.

9. RESOLUTION APPROPRIATING FUNDS FOR MODULAR OFFICE SPACE FOR THE CENTRAL COUNTY FIRE DEPARTMENT OFFICE CONSOLIDATION

Fire Chief Bill Reilly stated that currently the Central County Fire Department is using office space both in the Town of Hillsborough and the City of Burlingame. Central County Fire is now in a position to consolidate the offices into one location at Fire Station #36 on Rollins Road in Burlingame. Doing so will improve their efficiency and provide Hillsborough with needed office space. The City of Burlingame Facilities Master Plan includes a proposal to provide additional office space for the Fire Department, but that is not likely to happen within the next five years.

Chief Reilly added that the current proposal is to add approximately 1,000 square feet of modular office space in the parking lot at the rear of Station #36 behind the existing offices. This will consolidate all administrative functions and re-establish a conference room that is currently being used for office space. The estimated cost is not to exceed \$89,500. Hillsborough's 40% share would be \$35,800. This cost includes purchasing the modular office building and some furniture, and providing utilities and communications. Central County Fire intends to use as much of the existing furniture and equipment as possible.

Chief Reilly stated that Central County Fire is expecting to be in the modular office space for a minimum of five years. He added that research has shown that it is less expensive to purchase the modular office space compared to leasing it if the use exceeds three years.

Councilmember Fannon asked what office space will be freed up. Chief Reilly replied the Fire Administration Office and the apparatus bay at the 1600 Floribunda Avenue location.

Councilmember Regan asked when this move would occur. Chief Reilly responded that he would present this resolution to the Burlingame City Council in June 2006. Councilmember Regan stated that this resolution was reviewed at the Central County Fire Board meeting and was supported by board members.

Vice Mayor Mullooly thanked Chief Reilly.

On motion of Councilmember Krolak, seconded by Councilmember Regan, and unanimous on voice vote, the resolution approving expenditures not to exceed \$35,800 for modular offices necessary to consolidate the administrative offices of the Central County Fire Department was adopted.

PUBLIC HEARING:

10. RESOLUTION SETTING THE FEE FOR THE CONSTRUCTION VEHICLE IMPACT

Public Works Director Martha DeBry stated that at the April 10, 2006 City Council meeting the City Council approved the creation of the Construction Vehicle Impact Fee. The fee was set at 0.83% of valuation as reported on building permits in order to raise approximately \$490,000 of revenue annually for the street capital improvement program.

Ms. DeBry explained that the Construction Vehicle Impact Fee was approved after the City Council had taken action to adopt the 2006 Fee Schedule. Technically, the Construction Vehicle Impact Fee cannot be added to the fee schedule until a public hearing is held per State law. Public notices were published twice in advance of the May 8, 2006 City Council meeting to encourage public comment on the fee. If the fee is adopted after the public hearing, it will be incorporated into the 2006 Fee Schedule.

Ms. DeBry emphasized that the fee is being implemented to defray only the costs of construction vehicle impact on the Town's streets.

Vice Mayor Mullooly thanked Ms. DeBry.

Vice Mayor Mullooly opened the public hearing. There were no comments. The public hearing was closed. On motion of Councilmember Regan, seconded by Councilmember Fannon, and unanimous on voice vote, the resolution establishing a Construction Vehicle Impact Fee, and setting that fee at 0.83% of the reported valuation, was adopted.

DISCUSSION:

11. ORDINANCE AMENDING CHAPTER 15.08 OF THE ELECTRICAL CODE OF THE HILLSBOROUGH MUNICIPAL CODE

Building Inspector John Mullins stated that the proposed amendment to Chapter 15.08 of the Electrical Code of the Hillsborough Municipal Code is to update and make it more consistent with the codes of other similar and neighboring communities. In particular, the proposed change will allow use of more modern materials and technologies currently not permitted in the Town of Hillsborough, while still maintaining a high level of safeguards to health, life-safety and property.

Mr. Mullins explained that the amendment has four parts. The first part is the adoption of the current 2004 California Electrical Code Title 24, Part 3. The current 2004 California Electrical Code was adopted by the State of California on August 1, 2005. The second part of the amendment would delete antiquated sections of the ordinance. This proposed change would delete all sections that are no longer in

use and remove sections that have limitations and restrictions on materials and installation practices. In particular, the Town of Hillsborough is the only community of the twenty cities surveyed that excludes the use of non-metallic cable such as Romex. The third part of the amendment would add Section 15.08.050. This proposed change clarifies the required coordination between the local power supplier (PG&E), the contractor, and the Building Department in order to obtain the correct fault current protection. The fourth part of the amendment would add Section 15.08.090. The current 2004 California Electrical Code requires all electrical piping in Photovoltaic systems (solar panels) to be on the exterior of the building. The proposed change would allow the contractor to conceal all the pipes within the structure with special conditions and still maintain an equal level of safety.

Mr. Mullins added that staff surveys have shown that by adopting this proposed model electrical code, without amending sections relating to wiring in the Town's current code, the Town will ultimately cut costs for rough electrical installations by approximately 25%. The research shows that no other jurisdiction surveyed has excluded the use of non-metallic cable like Romex, which is less expensive and easier to install while still maintaining a quality that is equal to pipe and flex.

Mr. Mullins provided a Power Point presentation showing two examples of typical electrical project savings. On a new 6,000 square foot home costing \$275 per square foot, the cost for electrical rough materials and labor would be \$94,000 for flex vs. \$71,000 for Romex, plus an additional \$4,600 in overhead and profit savings, which would bring the total savings to \$27,600, or 24.5%, for this project. On a typical kitchen remodel costing \$150,000, the cost for electrical rough materials and labor would be \$6,900 for flex vs. \$5,150 for Romex, plus an additional \$350 in overhead and profit savings, which would bring the total savings to \$2,100, or 25.4%.

Mr. Mullins asked the City Council if they had any questions. Councilmember Krolik thanked Mr. Mullins for staying current on electrical changes.

This item was for review and discussion only; no action was required.

12. **ORDINANCE AMENDING CHAPTER 15.16 OF THE UNIFORM PLUMBING CODE OF THE HILLSBOROUGH MUNICIPAL CODE**

Building Inspector John Mullins stated that the proposed amendment to Chapter 15.16 of the Uniform Plumbing Code of the Hillsborough Municipal Code is to update and make it more consistent with the codes of other similar communities. The proposed changes will allow the use of more modern materials and technologies currently not permitted in the Hillsborough Municipal Code, while still maintaining a high level of safeguards to health, life-safety, and property.

Mr. Mullins explained that staff research indicates that the Town of Hillsborough is the only community of those surveyed that excludes the use of plastic and polyethylene pipes, i.e., ABS, PVC, SDR and PE. These materials are less expensive and easier to install while still maintaining a quality that is equal to cast iron.

Mr. Mullins added that the use of more modern materials and techniques such as pipe bursting, directional boring, and the air mole system allow for less destructive methods of installation. These techniques, with the use of polyethylene pipe, will allow contractors to do repairs and/or new work without trenching or similar destructive methods of installation. In addition, the more modern materials and the proposed plastic pipes are less likely to be subject to failure from tree root intrusion and/or corrosion.

Mr. Mullins explained that in regards to ABS plastic vs. cast iron, while plumbing costs vary significantly depending on the materials used, the most popular materials for use inside a home today for drainage, waste, and venting is ABS plastic. ABS plastic has generally replaced cast iron in almost all residential structures. ABS is more popular today because of the ease of handling and lower installation and

material costs. Also, ABS has a significantly better resistance to chemicals and clogging. However, the advantages of cast iron include its proven long-term durability, fire resistance, and sound deadening properties.

Mr. Mullins added that by bringing Hillsborough's codes up to current standards, and following the Model Code without amendments, the potential savings to the individual homeowner is approximately 25% for rough plumbing construction projects. In addition, he anticipates that modern piping materials will have a longer life expectancy.

Mr. Mullins provided a Power Point presentation showing two examples of typical plumbing project savings. On a new 6,000 square foot home costing \$275 per square foot, the cost for plumbing rough materials and labor would be \$99,085 for cast iron vs. \$76,143 for plastic pipes, plus an additional \$4,589 in overhead and profit savings, which would bring the total savings to \$27,531, or 23%, for this project. On a typical kitchen remodel costing \$150,000, the cost for plumbing rough materials and labor would be \$5,100 for cast iron vs. \$3,700 for plastic pipes, plus an additional \$280 for overhead and profit savings, which would bring the total savings to \$1,680, or 27.5%.

Mr. Mullins asked the City Council if they had any questions. Councilmember Fannon asked why the Town has taken so long to change the plumbing ordinance. Chief Building Official John Milke replied that the plumbers union preferred the cast iron product because only trained plumbers could install the cast iron pipes. Also, cast iron pipes used to be the better material, but with improved technology the plastic pipes are no longer inferior to cast iron pipes.

Councilmember Krolik asked if the Town could require cast iron pipes on second story homes because of the sound deadening properties. Mr. Mullins responded that the Town could not amend the code without finding seismic, topographic, or geographic problems with the use of plastic piping materials. Plumbers could be encouraged to disclose the plumbing materials used on spec homes.

Vice Mayor Mullooly thanked Mr. Mullins.

This item was for review and discussion only; no action was required.

13. **ORDINANCE AMENDING CHAPTER 2.12 AND RELATED DESIGN GUIDELINE AMENDMENT REGARDING SOLAR ENERGY SYSTEMS**

City Planner Maureen Morton stated that she reviewed with Chief Building Official John Milke and Assistant City Attorney Penny Greenberg a relatively new State law, AB 2473, which states that cities may no longer conduct design review on solar energy systems; systems must be approved only through an administrative building permit process. The new law limits the Town's review of solar energy systems to potential adverse impacts upon public health and safety. If a solar energy system is denied, the law requires specific written findings related to the safety impacts.

Ms. Morton explained that currently the installation of solar energy systems, particularly the solar panels, is subject to the design review process. Staff routinely conducts the design review administratively, but some applications are reviewed in a public hearing by the Architecture and Design Review Board (especially if the panels are part of a larger project, such as a new house or an addition).

Ms. Morton added that Assistant City Attorney Greenberg reviewed the new State law and agreed that the Town's current ordinance requiring design review for solar energy systems is not consistent with the new law. However, some zoning regulations related to the design of solar energy systems are still applicable. For example, if someone wanted to place panels on top of a 40-foot high antenna, that would be in violation of the Town's height limit, and would not necessarily need to be permitted. In addition, there is an older State law, which specifies that solar collectors must comply with local setback regulations and includes additional setback regulations to help protect collectors from shade sources.

Ms. Morton stated that it will be important to make residents aware of these changes to the State law and the required changes to the Town's regulations and guidelines. When public hearings are held, or when neighbors' signatures are required on plans, there is generally opposition to the perceived negative visual impact of solar collectors. Ms. Morton expressed that she anticipates negative reaction from residents and will therefore include the change in the next Town newsletter and on the Town's website. Residents will need to adjust to the fact that solar collectors will likely be more visible.

Ms. Morton added that the number of applications for solar energy systems have increased due to the rebate programs available. Changing the Town's Municipal Code to facilitate installing solar energy reinforces the fact that the Town supports solar energy sources.

Councilmember Fannon asked Ms. Morton if a homeowner could put a solar panel in front of a house. Ms. Morton replied that a homeowner could put a solar panel in front of a house according to the new State law. Vice Mayor Mullooly stated that hopefully good sense and taste prevails when a homeowner decides on the placement of the solar panel. Ms. Morton added that the State is the proponent of the change, but the well-intentioned law has not been clarified or tested, and Ms. Greenberg was unable to find a way to avoid this change.

Vice Mayor Mullooly thanked Ms. Morton for the report.

Vice Mayor Mullooly asked if there were any public comments. Dr. Edward Persike of 1840 Forest View Avenue stated that his neighbors at 1765 Crockett Lane intend to install 33 solar generating panels on the southeast section of their roof, which would be highly visible and would glare into Dr. Persike's bedroom window. He stated that installing the solar panels on the northwest section of the roof would not impact anyone's view, and would not be visible from the street. Ms. Morton stated that she and Chief Building Official John Milke would meet with the homeowners at 1765 Crockett Lane.

On motion of Councilmember Krolik, seconded by Councilmember Fannon, and unanimous on voice vote, June 12, 2006 was set for the ordinance introduction and Design Guideline amendment.

14. TOWN OF HILLSBOROUGH VEGETATION PLAN

Fire Chief Bill Reilly stated that since February 2005, the Central County Fire Department has used Fire Inspector Julie Davis as a contact for vegetation management for the jurisdictions of Hillsborough, Burlingame, and San Mateo. The vegetation management plan includes the continued vegetation maintenance in Hillsborough, restricting the use of wood siding and wood decks, monitoring existing debris piles in the Tobin Clark Open Space, and monitoring private and vacant lots.

Chief Reilly added that there were changes to the laws and regulations effective January 1, 2006. The minimum clearance around structures increased from 30 feet to 100 feet. In areas where the State standards for vegetation management apply, the homeowner must obtain certification from a Building Official that the home has complied with the Urban Wildland Code. The homeowner must provide, upon request, a copy of the final inspection report from the Building Official to the insurance company.

Chief Reilly stated that the Central County Fire Department intends to utilize a single contractor to perform vegetation management for private and vacant lots in Burlingame, San Mateo, and Hillsborough. Three quotes from local contractors have been received. Letters have been sent to the property owners and verification of self-abatement inspections will begin on May 15, 2006.

Chief Reilly stated that the vegetation management plan includes hazard reduction and verification of the Town's Open Space consistent with the newly adopted State

Laws and Regulations prior to June 1, 2006. There will also be an on-going review of all proposed construction contiguous to the Town's Open Space. An ad hoc committee consisting of Building and Fire Officials was formed to adopt a countywide ordinance for fire and life safety/building standards within an Urban Wildland Interface. Recommendations by Building Officials and Fire Chiefs are expected by June 2006. The State Fire Marshall is pursuing breaking from the traditional regional classification of "very high fire hazard severity zones" to property identification as a "threat to a community".

Chief Reilly stated that the recommendations of the Central County Fire Department are to expand upon the Town's vegetation management program in all open space areas, to improve vegetation management of private and vacant lots, to adopt the International Urban Wildland Interface Code, and to initiate parcel based hazard assessment using the new technology of hyperspectral imaging.

Councilmember Fannon asked if the 48 vacant lots in the Town were private parcels. Fire Marshall Rocque Yballa replied that in 2004 there were 38 vacant lots, but the Woodbridge Subdivision increased the number of vacant lots to 48. Councilmember Fannon asked if there were any building codes that required the property owners to maintain the vacant lots. Some of the homeowners remove the hazards after being notified, others request that we have a contractor remove the fire hazard and we invoice them for the cost, and for those homeowners who do not respond, we hire a contractor to remove the weeds and debris and the cost is added to their property tax. Fire Marshall Rocque Yballa stated that a 15% administrative fee is added to the cost.

Councilmember Regan asked how many vacant lots are located on Farm Lane. Fire Inspector Davis stated that there were seven vacant lots on Farm Lane.

Vice Mayor Mullooly stated that the Hillsborough Beautification Foundation will be holding a meeting on Monday, May 22, 2006 at 5:00 pm regarding public usage of Crocker Lake, which includes an aggressive fire management plan and would allow access for a Type 3 fire engine.

Vice Mayor Mullooly and Councilmembers Fannon and Regan thanked Chief Reilly for his report.

PUBLIC COMMENT:

There were no comments.

CITY COUNCIL ITEMS:

Police Chief Matt O'Connor stated that Police Officer Julianne Giusti has completed special training as a Composite Sketch Artist. Chief O'Connor showed examples of Officer Giusti's composite sketches.

Police Chief O'Connor reported that a fictional movie on the bird flu will air on television on Tuesday, May 9, 2006 at 8:00 pm. Chief O'Connor stated that citizens can go to the website, www.pandemicflu.gov, for more information on the avian flu. He also stated that the Police Department has a DVD available that explains how the disease is spread.

Vice Mayor Mullooly reported that she attended the Central County Fire Board meeting on Tuesday, May 2, 2006. She was elected Chair, and Mayor Kathy Baylock of Burlingame was elected Vice Chair. The expenditures for the Central County Fire Department's modular office, fee increases, and the joint training services budget were approved.

Councilmember Regan asked for an update on the investigation of the removal of the Eucalyptus trees in the Macadamia Open Space area. Police Chief O'Connor stated that the Police Department has backed off on the case, but that usually in two or three months someone will start talking.

Councilmember Krolik stated that she attended the San Francisco Airport Roundtable on May 3, 2006, and asked about replacing the Pullman Road noise monitoring station which may be closed. Public Works Director Martha DeBry stated that another location can be located in the Town and that any inquiries should be referred to her. The Town has 140 potential cell site locations that could be used.

Vice Mayor Mullooly stated that at the Emergency Services meeting in April 2006, the budget for an additional Battalion Chief was approved. She also reported that there was a groundbreaking at Nueva School, and that the Hillsborough Beautification Foundation's Celebrate May event was quite lovely.

Vice Mayor Mullooly recognized Police Officers Ayra Lashgari, Peter Gould, David Young, and Patrick Aherne, Sergeants Doug Davis, Caroline Serrato, and Charles Langlais, Captain Nick Gottuso, Inspector Rob Chinca, Corporals Pat Barrett and Nelson Corteway, Police Chief Matt O'Connor, and Associate Planner Gina Tynan for receiving notes and words of appreciation.

Police Captain Mark O'Connor gave an update to the City Council on the space utilization of the Fire Department offices, which includes installation of an alarm system, heating and air conditioning, carpet cleaning, and purchase of pre-owned furniture. He stated that the furniture recommendation will be presented to the City Council at the June 12, 2006 City Council meeting.

City Engineer Cyrus Kianpour stated that the Disadvantaged Business Enterprise plan for State and federally funded projects was found to be race conscious and is no longer legal; therefore, the Town will not receive the \$114,000 in grant funds from the Surface Transportation Program.

Councilmember Krolik announced that she will attend the Council of Cities Dinner/Meeting on May 19, 2006 in Atherton.

ADJOURN:

Vice Mayor Mullooly adjourned the meeting at 8:26 p.m.