

**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
**MONDAY, MARCH 11, 2013**

Mayor Benton called the regular meeting to order at 6:02 p.m. at the Hillsborough Town Hall, 1600 Floribunda Avenue, Hillsborough, California.

**ROLL CALL:** Present: Benton, May, Chuang, Christianson, Royse

**PLEDGE OF ALLEGIANCE**

**MINUTES:** The minutes of the February 11, 2013 City Council meeting were approved as submitted.

**PROCLAMATIONS:**

- Mayor Benton proclaimed March 2013 as American Red Cross Month. Rachelle Ungaretti, Public Works Secretary and Special Events Chair for the American Red Cross Bay Area Leadership Council, thanked the City Council for the proclamation. She reported that the American Red Cross Bay Area Chapter helped more than 1,066 people with temporary housing, clothing, food, and mental health counseling during 392 local disasters, and that the chapter trained more than 50,843 people in lifesaving CPR, first aid, water safety, and disaster preparedness education. She announced that the 2013 San Mateo County Heroes Breakfast will be held on Thursday, May 30, 2013, at the Poplar Creek Golf Course. She reported that Matthew Bernardo, son of Hillsborough employee, Marie Bernardo, was recognized in 2011 for the Youth Act of Courage Award after the San Bruno pipeline explosion. She stated that the Leadership Council is still looking for nominations and invited everyone to attend the breakfast. Ms. Ungaretti further stated that Jose Valle of the Hillsborough Water Department also volunteers on the Leadership Council and will be the Site Manager for the American Red Cross Bay Area Chapter's Save-A-Life Saturday, which will cover disaster preparedness, first aid and CPR, and will be held on Saturday, June 1, 2013, at the Siena Youth Center in North Fair Oaks in Redwood City. She thanked the City Council for the proclamation. Mayor Benton thanked Ms. Ungaretti for all the good work that she and her colleagues do for the American Red Cross.

**PRESENTATIONS:**

- Mayor Benton introduced Hillsborough Beautification Foundation (HBF) President Libby O'Leary to provide a brief presentation on HBF and an update on HBF projects. Ms. O'Leary thanked the City Council and City Manager Randy Schwartz for allowing her the opportunity to provide information on HBF. She stated that HBF was established in 1998 with the initial donation from the Hillsborough Garden Club and was founded because public space and the Town's only park, at that time, were in need of attention. She reported that the HBF Board consists of 20 board members and includes a City Councilmember.

Ms. O'Leary provided a Power Point presentation and showed photos of HBF's first project. She provided photos of other work that HBF has completed which includes 33 islands, three parks, ten landscaped areas/town entrances, ten historic gates and columns, six water tank sites and pump station, 23 Town signs, four school sites, two fire stations, the Harvest Garden, Town Hall, Public Works Corporation Yard, and the Walnut Parking lot. She stated that the Harvest Garden has yielded 2,700 pounds of produce which has been donated to food banks in the area.

Ms. O'Leary stated that HBF's wish list includes an open space for hiking and quiet recreation and also an off-leash dog park. She thanked all the Hillsborough residents who support HBF and volunteer, and also the City Council and Town staff.

Vice Mayor May commented that the work that HBF does enhances the Town and stated that he appreciates all that HBF does.

Councilmember Chuang agreed with Vice Mayor May and stated that HBF's projects really brighten many spots in Town.

Councilmember Christianson stated that HBF's projects are done well and are absolutely wonderful. She asked if HBF is still accepting applications for the Harvest Garden Summer Internship Program. Ms. O'Leary replied that applications will be accepted through Thursday, March 21, 2013, and information is available on HBF's website at [www.hillsboroughbeautificationfoundation.org](http://www.hillsboroughbeautificationfoundation.org).

Mayor Benton thanked Ms. O'Leary for her presentation on the Hillsborough Beautification Foundation.

## **INFORMATION:**

### 1. WIRELESS COMMUNICATIONS FACILITIES AND THE TOWN'S AESTHETIC CHARACTER

Mayor Benton reported that last year, a contractor advised the Town that it intended to install wireless antennas on simulated light poles and telephone poles in the public rights-of-way. He stated that the Town offered to work with the contractor only to be told that the contractor did not need Town permission and, further, it could determine independently where to place its poles. He further stated that in checking with the Town's counsel, the Town was advised that the contractor might have increased freedom about these matters due to new legislation. He added that the Town instituted a moratorium for 12 months to study the matter and update its ordinances.

Mayor Benton reported that in the fall of 2012, the contractor advised it had received California Public Utilities Commission (CPUC) certification that it was exempt from any California Environmental Quality Act (CEQA) requirements, but this was a decision made at the staff level and without notice to the Town. He stated that in December 2012, the Town sued the CPUC to overturn the staff decision, and in late December 2012, the contractor sued the Town to have the moratorium set aside.

Mayor Benton reported that in January 2013, the CPUC agreed to bring the issue of the staff's CEQA decision to the full Public Utilities Commission for a final decision. He stated that the Town will have an opportunity to present information concerning the likely impacts of this project. He further stated that based on the CPUC's commitment, the Town has dismissed the lawsuit challenging the staff's decision. Mayor Benton reported that in January 2013, the Town filed a cross-complaint against the contractor and the company that would be leasing the new antenna system, Verizon Wireless, and that this lawsuit is now pending and does not yet have a trial date.

Mayor Benton introduced Jonathan Kramer, the Town's special counsel on wireless communications. Mr. Kramer explained that he was assisting the Town with the process of revising the Town's wireless ordinance and looking for community input. He provided a Power Point presentation on wireless communications facilities and the Town's aesthetic character. Mr. Kramer provided a chart defining the meaning of such terms as macrocell, DAS, 3G, 4G, FCC, CPUC, and JPA (Joint Pole Administration). He stated that Verizon Wireless is a Federal Communications Commission (FCC)-licensed wireless carrier; the largest U.S. 4G LTE network; serves end-user customers; uses macrocell, microcell, and Distributed Antenna System (DAS) technology, and uses one "large" site per coverage area. He stated that Crown Castle is a CPUC-licensed telephone company, the largest U.S. DAS provider, only serves wireless carriers, uses DAS technology, and uses 8 to 12 "small" nodes per coverage areas. He provided photos of macrocell cells, which use larger but fewer sites, and DAS nodes, which use smaller but more sites.

Mr. Kramer reported that there have been significant changes in laws, regulations, court rulings, and federal guidance for wireless communications facilities since 2006, including state law changes to wireless site collocations, "significant gap" and "least intrusive means" analysis, and wireless siting rulings regarding the public right-of-way. He also reported that there have been court rulings regarding facial challenges to telecom and

wireless ordinances, FCC regulations requiring rapid processing of wireless site applications, and federal law changes to wireless site collocations. He stated that there are now upgrades from 2G (second generation) to 3G (third generation) and 4G (fourth generation) upgrades, WiMax and Wi-Fi integration, and changes to the physical configurations of wireless sites, especially in the public right-of-way.

Mr. Kramer explained that the Town adopted the wireless siting moratorium in September 2012 to allow the Town adequate time to carefully consider possible changes to Hillsborough Municipal Code Chapter 15.32 based on new laws, regulations, court rulings and technology. He pointed out that the Town cannot regulate on the basis of health concerns. He reported that the Town will seek input from residents at this meeting and will seek input from the wireless companies, and then the City Council will need to adopt updated wireless regulations for the Town. As a guide for residents, Mr. Kramer provided a list of questions regarding cell phone service, community aesthetics, and the Town's ordinance.

Mayor Benton asked for comments from the public.

Hillsborough resident Kelly Miller-Bailey stated that 139 signatures were gathered on a petition against the proposed antenna nodes. She explained that residents are against the cellular antenna plan to install thirteen 35 to 45 foot wireless antenna nodes and miles of cables because the proposal would decrease property values, cause long-term health concerns from radiation, set the precedence to allow other carriers to come into Town with complete disregard to the Town's ordinance and the Town's well-being, and be visually unaesthetic. She asked that the City Council protect Hillsborough residents and to keep the antennas away from homes.

Hillsborough resident Giselle Beucus commented that her concerns are health-related. She stated that an antenna is proposed to be installed near North School and that the children's health is her priority and secondly, aesthetics. She further stated that the FCC guidelines for radiation emission levels were set in 1985. She reported that European countries allow 1,000 times less radiation emission than the United States, and Australia 200 times less than the United States. She added that more independent studies need to be conducted on the long-term health risks from wireless antennas.

Hillsborough resident Michelle Montalvo Hallett stated that she has decent cell phone service inside her home boosted by an AT&T microcell and good service outside. She further stated that wireless service is not as important as protecting community aesthetics. She commented that she pays a premium to live in Hillsborough and applauded the Town for standing up for the residents and asked the City Council to continue to fight for the residents. She added that Crown Castle's proposed plan is not acceptable.

Hillsborough resident Javier Rojas stated that he has terrible cell coverage in his home and weak coverage outside, but cell coverage is dwarfed by aesthetics. He further stated that installation of the wireless communications facilities will significantly impact home values in an adverse way. He commented that rather than installing the cell towers in rights-of-way, there were plenty of other spaces to install the facilities, such as in backyards, so that they would not be so visible. He asked if it was possible to coordinate action to block commerce with Verizon or tax Verizon as there should be a penalty for Verizon to install wireless communications facilities in Hillsborough's rights-of-way.

Hillsborough resident Jim Felker stated he lives near Tartan Trail Road and Bairn Road and that the proposed wireless towers will have significant environment impacts such as possible radiation, trenching, and degradation of street paving. He further stated that Tartan Trail Road was repaved three years ago and that the road will "go to pot" with the proposed project which will also have a visible impact. He asked if an environmental impact report is required and, if so, what were the results. Mr. Felker commented that the towers seem to be a commercial push by Verizon and not a demand from residents. He asked if there were any benefits to residents and if there were any existing alternate suppliers of wireless services to these areas. He stated that he has Virgin Mobile and

that he has satisfactory cell phone service outside his home and uses a landline in his home. He further stated that he was astounded that the PUC can override the Town's ordinance. He suggested that the Town get legal and financial assistance from the community to pursue the fight.

Hillsborough resident Norman Book III stated that with a base unit from Sprint, cell service is good in his home, but that community aesthetics is his number one concern and suggested undergrounding the wireless communications facilities. He stated that a win/win scenario would be best for the Town and Crown Castle, as Crown Castle would get more work out of undergrounding the wireless communications facilities.

Hillsborough resident Claudia Smay stated that she has AT&T with no cell service coverage inside or outside her home, but it is not a big concern, as aesthetics is her main concern. She stated that she is concerned about the legal precedence and ramifications as it is very disturbing that this will overturn the Town's landscaping ordinance and will allow residents to put up anything in their rights-of-way.

Hillsborough resident Jennifer Frolik stated that she supported the comments on trenching and that she has perfect cell service coverage with AT&T in her home. She further stated that she understood the legal side of the issue, but was concerned about community aesthetics. She commented that the Town should look at the needs of residents and not the needs of the cell service providers because the cost of coverage is not where the residents are willing to go.

Hillsborough resident Tessa Ambus stated that cell service with AT&T is great inside her home and okay outside her home. She further stated that she hoped that the Town's wireless ordinance would not allow wireless towers in the rights-of-way. She added that the unique character of the Town should be preserved.

Mayor Benton asked where the current cell towers are located in Hillsborough. Director of Public Works Paul Willis replied that cell towers are currently located at the Darrell and Summit tank sites for Verizon, Sprint, and other carriers, and there are some antennas located on telephone poles.

Hillsborough resident Kavita Mishra stated that she was a mother and physician specializing in oncology. She explained that her main concern was the data on radiation risks from cell towers because a lot of data is not known yet. She added that she has a four-year-old and six-year-old child. She stated that cell towers at Chateau Drive and Laurent Road may cause an increased risk of lymphoma. She reported that the topic is very near and dear to her and that the Town should figure out options for the locations of cell towers. She commended the Town on its work, but suggested that the Town should get more data. She reported that radiation guidelines in other countries are stricter. She stated that a lot is not known about radiation risks from cell towers and that smoking and hormone replacement therapy were once thought to be safe. She added that with the science of radiation it is better to have the source further away; therefore, the cell towers should not be in Hillsborough.

Hillsborough resident Christine Krolik stated that residents of Hillsborough are pretty reasonable folks and if Crown Castle cannot sit down and work with the Town, then Crown Castle cannot work with anyone. She commented that Crown Castle has shown bullying tactics against the small town of Hillsborough, and she applauded the Town for all their efforts to prevent the proposed cell towers.

Hillsborough resident Josh Cooperman suggested getting a consortium to avoid fighting the cellular wireless carriers alone. He stated that a unified approach may be more effective. He also suggested placing the cell towers in the area near Highway 280 or in the Town's Corporation Yard as those locations would not impact residents significantly. He reported that his AT&T cell service is spotty in his home and that cell service is important because his wife is a physician and often on-call. He added that he wanted improved cell service in his home but under better circumstances.

Hillsborough resident Teru Takahashi stated that he was concerned about radiation levels from the wireless nodes and how it affects young children, and that more data is needed. He also stated that he had aesthetic concerns about the Town's roads and parking strips, and repair cost concerns for the installation of the wireless nodes. He commented that Crown Castle should be aware of Hillsborough residents' concerns.

Hillsborough resident Stephen Davenport stated that the proposed cell towers should be installed like the cell tower tree on Polhemus Road in San Mateo.

Hillsborough resident Kathy Battat stated that she has decent AT&T cellular service in her home and adequate service outside. She commented that better cellular service is for the wireless carriers increased penetration into the market, and not a need of Hillsborough residents. She stated that the Public Utilities Commission is allowing for wireless companies to decide residents' need for service, not necessarily for the public's benefit, as everyone has repeated that cell service is adequate in Town. She asked how cell service can be improved without being a detriment and stated that she would like to see more options rather than a single solution.

Hillsborough resident Bob Rahebi stated that the proposed wireless communications facilities will be far from his home, but suggested that the facilities be installed in the Town's 211 acres of open space as it would be less costly and less visible.

Hillsborough resident Mary Kirby stated that her main concern was health issues from the cellular node installation as long term effects are not known. She explained that she finished eleven months of chemotherapy and is doing everything that her doctor recommends and commented that she does not need a tower installed across the street from her home. She reported that four of her neighbors within a two block area have died of cancer and that her doctor suggested environmental factors could have been the cause. She stated that with high voltage wires and utility boxes no one knows the effect on humans. She added that she would give up better cell service to protect the life of her neighbors.

Hillsborough resident Cory Freedland asked how long the moratorium will last and stated that he has Verizon cellular service and suggested that the Town get all cellular carriers involved in improving cellular service in Hillsborough. Mr. Kramer replied that the moratorium has three stages with a maximum of 24 months, and that the Town is in the second stage of the moratorium which will expire in August 2013, but the Town has additional time if needed.

Hillsborough resident Louis Maraviglia stated that the Town should look at the 211 acres of open space to install the cell phone towers.

Hillsborough resident David Weinberg stated that he has Verizon cellular service and that he has no service in his home. He stated that he was concerned about health issues and community aesthetics as the cell towers will affect home values. He commented that cell phones will remain in Town, but that there must be some technological solution for providing better cellular service with the Town's topography.

Hillsborough resident Maryellie Johnson stated that she lives near the schools and feels for the children's safety with the proposed wireless tower in front of the schools. She urged the Town to conduct a poll of all of Hillsborough's 3,600 residents by mail, and to evaluate other solutions as technology is always changing. She further stated that she seconded Josh Cooperman's comment for the Town to get a consortium of other municipalities to avoid fighting the cellular wireless carriers alone. She suggested that the Town should get additional legal counsel of the highest level. She added that the wireless communications facilities will decrease property values.

Hillsborough resident Tom Friel stated that Verizon is a commercial company and suggested that Hillsborough residents write the Chairman of Verizon to cancel their accounts and get others to do the same to prevent the proposed Verizon wireless communications facilities in Hillsborough. He added that he was concerned about the legal and health impacts of the wireless communications facilities.

Hillsborough resident Tony Ellis stated that looking ahead the Town should hire the best lawyer, collect a special assessment for the expense of taking the issue to the Supreme Court, and hire a public relations firm.

Hillsborough resident Michael Nissim stated that he moved into his home four years ago and that he has very poor cellular service, but that has improved with a cellular repeater to improve the weak signal. He reported that his wife has battled cancer and that he is concerned about health issues from the cellular wireless facilities.

Hillsborough resident Larry Friedberg stated that six years ago he fought this fight with a wireless carrier. He commented that once the proposed wireless communications facilities are allowed in Hillsborough there is no going back. He added that Hillsborough residents should work together and take a stand on this big issue as it requires a team effort.

Hillsborough resident Jennifer Salma stated that she has Verizon and has had perfect service at home and she stated that she is shocked that Verizon wants to install cell towers in Hillsborough. She encouraged the Town to find out who the Verizon customers are and if they have a real problem with cell service. She added that she supported everyone who spoke at this meeting. She stated that the Town should consider other options for the wireless communications facilities and that the Town should continue to battle the wireless carriers.

Kirk Wampler of Crown Castle in Milpitas, California, stated that he looked forward to working with the Town on the proposed wireless communications facilities. He commented that Mr. Kramer should get educated on micro and macro sites.

Hillsborough resident Gilbert Wai stated that his wireless service is okay in his home, but that it was not critical, as he gets text messages instead if something is important. He suggested that the Town should explore use of open space or cell tower trees. He stated that he was concerned about the radiation emissions on children as his wife died at age 52 from cancer and that he would like to protect his family and other residents.

Hillsborough resident Steve Benzian stated that he welcomed better cellular service as he cannot finish a conversation without being dropped, but he was concerned about health issues from the cell towers. He recommended visiting the American Cancer Society's website as danger from the cell towers has not been proven, but has not been proven to be safe. He also stated that he was concerned about community aesthetics. He stated that the Town should work out a solution rather than go through litigation as that could last forever. He commented that there are reasonable people on the City Council and that the City Council should get reasonable people from the wireless companies to talk to.

Mayor Benton thanked the speakers for keeping their comments concise.

Mr. Kramer stated that regarding health issues, the Town is very constrained because of federal laws, but the Town will do what can be done. He stated that Crown Castle and Verizon are regulated by the California Public Utilities Commission and that Crown Castle challenged the California Environmental Quality Act (CEQA). He further stated that he was glad to see the Crown Castle representative at this meeting and hoped that he attends next month's meeting with wireless vendors.

City Manager Randy Schwartz stated that this was the second of three informational meetings with the next meeting scheduled for Monday, April 8, 2013. He reported that the process of revising the draft wireless communications ordinance will begin after the April 8, 2013 City Council meeting, and will be presented to the City Council at the May 13, 2013 City Council meeting.

Vice Mayor May thanked everyone who spoke, posted on Hillsborough Together, talked to neighbors, and got signatures on the petition, and encouraged everyone to continue to be involved.

Ms. Miller-Bailey asked what more do the Councilmembers need from residents. Councilmember Christianson replied that the Town has a communications committee and that the Town is very dedicated to bring residents up to speed, which was ratified by the turnout at this meeting, but the Town has not reached everyone. She suggested that residents help disseminate accurate information to other residents. She added that residents should feel free to contact the Councilmembers if residents had any other ideas to share. Councilmember Christianson introduced Julie Borden, Chair of the Citizens Communication Advisory Committee.

Ms. Beucus stated that a lot of people are elderly or have small children and suggested holding the Town meetings at an earlier time.

City Manager Schwartz stated that the Town will be receiving comments through next month. He reviewed the comments from residents on health concerns, community aesthetics and lack of process, and stated that the City Council did receive a copy of all comments received. He recommended that any questions or concerns from residents can be dropped off at Town Hall with the City Clerk, or emailed to pw@hillsborough.net.

Councilmember Royse stated that he appreciated all the residents for attending the meeting and for their great thoughts and comments.

Councilmember Chuang stated that she concurred with her colleagues on the City Council and thanked all the residents for attending the meeting. She added that she will take their comments to heart.

Mayor Benton thanked everyone for attending the meeting. He stated that the need for better cell service does not trump health or aesthetics in Hillsborough. Mayor Benton asked Mr. Kramer to what level of government should concerns be addressed. Mr. Kramer replied that concerns should be addressed to Congress as Congress made the changes to the national direction of wireless communications facilities.

Mayor Benton thanked Mr. Kramer.

### **CONSENT CALENDAR:**

Items 3 and 6 were removed for discussion. On motion of Councilmember Chuang, seconded by Councilmember Christianson, and unanimous on voice vote, Consent Calendar items 2, 4 and 5 were approved.

#### **2. MONTHLY CLAIMS: FEBRUARY 1 THROUGH FEBRUARY 28, 2013**

The monthly claims for February 2013 in the amount of \$2,814,720.08 were approved as submitted.

#### **3. RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH BAE URBAN ECONOMICS FOR PREPARATION OF A FISCAL IMPACT ANALYSIS FOR THE 2012 NUEVA SCHOOL MASTER PLAN UPDATE IN AN AMOUNT NOT TO EXCEED \$11,405**

Councilmember Chuang asked about the bid process as BAE Urban Economics was not the lowest bidder for the preparation of a Fiscal Impact Analysis for the 2012 Nueva School Master Plan update. Associate City Planner Serena Nevarez replied that three proposals were received and informed the City Council that BAE provided the lowest bid for the base work associated with the Fiscal Impact Analysis. She reported that BAE was best suited for the project and chosen for their expertise, responsiveness and approach. She explained that BAE provided two additional and optional tasks in their proposal, which include analyzing up to two alternatives to the project and attending one future City Council meeting. She stated that staff included the cost in the total contract amount, although they may not be needed, depending on the outcome of the ongoing studies associated with the Nueva proposal.

Vice Mayor May asked if the Fiscal Impact Analysis for the 2012 Nueva School Master Plan update would include baseline information and costs both as a percentage and dollar amount. Associate City Planner Serena Nevarez replied that the Fiscal Impact Analysis for the 2012 Nueva School Master Plan update could address baseline information and costs in a percentage and dollar amount. Vice Mayor May recommended that, if necessary to provide the additional information, the total cost should not exceed a certain dollar amount.

Vice Mayor May, City Attorney Norm Book, Finance Director Edna Masbad and City Manager Randy Schwartz discussed the additional information for the Fiscal Impact Analysis.

On motion of Mayor Benton, seconded by Vice Mayor May, and unanimous on voice vote, the resolution authorizing the City Manager to execute a contract with BAE Urban Economics for the preparation of a Fiscal Impact Analysis for the 2012 Nueva School Master Plan update, including baseline information and costs in a percentage and dollar amount as a result of the Nueva application in an amount not to exceed \$12,405, funded by Nueva, was adopted.

4. RESOLUTION ACCEPTING AS COMPLETE THE CONTRACT WITH PRESIDIO SYSTEMS, INC. FOR THE 2009-2010 SANITARY SEWER CLEANING & VIDEO INSPECTION PHASE VII (B) PROJECT

The resolution accepting as complete the contract with Presidio Systems, Inc. for the 2009-2010 Sanitary Sewer Cleaning & Video Inspection Phase VII (B) Project in the amount of \$131,991, and authorizing staff to file a Notice of Completion for the project was adopted.

5. RESOLUTION ACCEPTING AS COMPLETE THE CONTRACT WITH J. HOWARD ENGINEERING, INC. FOR THE 2009-2010 SANITARY SEWER CLEANING & VIDEO INSPECTION PHASE VII (C) PROJECT

The resolution accepting as complete the contract with J. Howard Engineering, Inc. for the 2009-2010 Sanitary Sewer Cleaning & Video Inspection Phase VII (C) Project in the amount of \$573,093.68, and authorizing staff to file a Notice of Completion for the project was adopted.

6. RESOLUTION APPROVING AN AMENDMENT TO THE WATER SUPPLY AGREEMENT WITH THE CITY AND COUNTY OF SAN FRANCISCO TO IMPROVE WATER SUPPLY RELIABILITY

Councilmember Christianson asked if there was anything to prevent San Francisco voters from electing to abandon or decommission O'Shaughnessy Dam in the future. She stated that the wholesale customers use two-thirds of the Hetch Hetchy water and the City and County of San Francisco only uses one-third of the Hetch Hetchy water, but only the City and County of San Francisco is allowed to vote on the future uses of Hetch Hetchy and O'Shaughnessy Dam. She added that the Town receives 100 percent of its water from Hetch Hetchy Reservoir. Director of Public Works Paul Willis replied that the Amendment to the Water Supply Agreement that was developed by the Bay Area Water Supply and Conservation Agency (BAWSCA) and San Francisco will assure that the existing condition of the reservoir is maintained, and that San Francisco will provide water to the Town and may not drain the reservoir or abandon or decommission O'Shaughnessy Dam unless both parties agree to an alternate system.

On motion of Councilmember Christianson, seconded by Vice Mayor May, and unanimous on voice vote, the resolution approving an Amendment to the Water Supply Agreement between the City and County of San Francisco and Wholesale Customers, including the Town of Hillsborough, to improve water supply reliability was adopted.

**PUBLIC HEARING:**

7. FUNDRAISING EVENT PERMIT APPLICATION 13-01 FOR THE COMMUNITY SERVICE LEAGUE KITCHEN TOUR

City Clerk Miyuki Yokoyama stated that the Community Service League submitted a fundraising application for their Kitchen Tour scheduled for Friday, May 17, 2013, from 10:00 a.m. to 3:00 p.m. at 108 Baywood Avenue, 10 Wickham Place, 816 Vista Road and 2190 Carmelita Avenue.

Ms. Yokoyama stated that public notices have been sent to homeowners located within a 500-foot radius of the four locations and no comments have been received. She added that staff recommends approval of the application subject to the conditions of the Police, Fire and Building Departments.

Sara Furrer, Kitchen Tour Co-Chair, thanked the Town for the support and stated that this is the 33<sup>rd</sup> year that the Community Service League has held their Kitchen Tour.

Mayor Benton opened the public hearing. There were no comments. The public hearing was closed.

On motion of Councilmember Chuang, seconded by Councilmember Christianson, and unanimous on voice vote, Fundraising Event Permit Application 13-01 for the Community Service League Kitchen Tour on Friday, May 17, 2013, subject to the conditions recommended by staff, was approved.

8. FUNDRAISING EVENT PERMIT APPLICATION 13-02 FOR THE PARCA AUXILIARY EVENING GALA

City Clerk Miyuki Yokoyama stated that the Parca Auxiliary submitted a fundraising application for an evening gala scheduled for Saturday, May 18, 2013, from 4:00 p.m. to 10:00 p.m. at 565 Remillard Drive.

Ms. Yokoyama stated that public notices have been sent to homeowners located within a 500-foot radius of the property and no comments have been received. She added that staff recommends approval of the application subject to the conditions of the Police, Fire and Building Departments.

Mayor Benton opened the public hearing. There were no comments. The public hearing was closed.

On motion of Councilmember Chuang, seconded by Vice Mayor May, and unanimous on voice vote, Fundraising Event Permit Application 13-02 for the Parca Auxiliary Evening Gala on Saturday, May 18, 2013, subject to the conditions recommended by staff, was approved.

**INFORMATION:**

9. PUBLIC WORKS AND CENTRAL COUNTY FIRE DEPARTMENT UPDATE ON THE TOWN'S CALEMA PDM-08 GRANT PROJECT

Public Works Superintendent John Mullins reported that in November 2012, Public Works staff provided the City Council with an update on the Town's Open Space Vegetation Management grant project efforts. He introduced the Town's Consulting Senior Program Analyst Ed Cooney to provide an update on the Federal Emergency Management Agency (FEMA) Pre-Disaster Mitigation (PDM) Grant Wildfire Mitigation Project update.

Mr. Cooney provided a Power Point presentation on the update. He stated that the Town requested \$624,000 in the FEMA PDM-08 Wildfire Grant with a minimum of \$208,000 for the Town's share of the match. He reported that the grant was for a three-year project in Town-owned open spaces to reduce fuel loads in identified "Fire

Management Areas” and to establish the Town’s portion of 100-foot defensible space that begins on private property. He added that the Town would maintain treatment areas from Year 4 onward.

Mr. Cooney provided a map of open space parcels, severe fire hazard zones, and wildland interface parcels; and maps of the open space areas and proposed fire management areas, 100-foot building buffers, and open space boundaries.

Mr. Cooney explained that Fire Management Areas (FMAs) are identified based on well-developed fuel ladders, highly flammable vegetation, steep slopes or ravine areas, hot southern facing slopes, and fire spreading wind patterns. He provided photos of a steep slope and the creation of a mosaic in a chaparral, which takes away a quarter of the vegetation.

Mr. Cooney explained that the 100-foot Defensible Space Zones (DSZs) are identified based on a 100-foot defensible space from the structure, focus on protection of structure and people, and the Town establishing defensible space on “its side of the fence”. He provided a diagram of establishment of the 100-foot Defensible Space Zone with homes at various distances from the Town-owned open space. He also provided photos of an area before and after treatment.

Mr. Cooney stated that proposals and cost items include vegetation management, fish and wildlife certified monitoring, green waste handling, utility road improvements, and ongoing maintenance. He reported that the current estimated cost (with a 10% contingency) is \$949,000 with \$624,000 in grant funds and \$150,000 remaining from the prior budget allocation, with a total estimated unfunded cost of \$175,000. He added that the annual ongoing maintenance for Year 4 would be an additional \$60,000.

Mr. Cooney reported that the Project Benefit Cost Analysis (BCA) prepared by Kenneth Goettel & Associates was submitted to and approved by FEMA with the grant application. He stated that the BCA was based on 88 treatment acres and an estimated total project cost of \$1.14 million. He further stated that the analysis found a 1:5 cost to benefit ratio based on inputs such as number and value of buildings at risk, displacement costs for temporary housing, and fire hazard data.

Mr. Cooney reviewed the next steps for the project and stated the grant project work for Year 1 would begin sometime between July 2013 and October 2013.

The Councilmembers, Mr. Cooney and Mr. Mullins further discussed the Town’s CALEMA PDM-08 Grant Project.

Mayor Benton thanked Mr. Cooney.

**PUBLIC COMMENT:**

There were no public comments.

**CITY COUNCIL ITEMS:**

Councilmember Royse announced that he attended last month’s Council of Cities Dinner/Meeting held on Friday, February 22, 2013, in the City of Daly City and voted on several board seats during the San Mateo County City Selection Committee election. He congratulated Vice Mayor May for being elected to the HEART Board. Councilmember Royse reported that a presentation was made on the America’s Cup Race and how it will impact the region with a significant amount of money and a number of tourists.

Mayor Benton announced that this month’s Council of Cities Dinner/Meeting will be held on Friday, March 15, 2013, in the City of San Mateo. Councilmembers Royse and Chuang announced that they would be attending.

Mayor Benton announced that the League of California Cities Peninsula Division Meeting will be held in Mountain View on Thursday, March 28, 2013.

Councilmember Christianson complimented City Manager Randy Schwartz and Mayor Benton on the City Council Study Session that was held on Wednesday, March 6, 2013. She commented that it was a very useful way to spend an hour and a half to exchange information with community leaders. She thanked former Mayor Christine Krolik for initiating and coordinating the very well-implemented, well-organized and well-received meeting. Mayor Benton agreed that it was a very worthwhile meeting. Councilmember Chuang stated that the meeting was very successful and attendees commented that they would like to meet twice a year.

Councilmember Royse reported that he will be meeting with City Manager Randy Schwartz and members of the American Heart Association and American Cancer Society to discuss smoking and tobacco laws, although Hillsborough does not have any commercial areas, and will report back to the City Council.

**ADJOURNMENT:**

Mayor Benton adjourned the meeting at 9:18 p.m.