

**CITY OF FOSTER CITY/
ESTERO MUNICIPAL IMPROVEMENT DISTRICT**

REGULAR MEETING OF OCTOBER 2, 2023

MINUTES

CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS

The Regular Meeting of October 2, 2023 of the City Council of the City of Foster City, sitting as said Council and as ex officio the Board of Directors of the Estero Municipal Improvement District (EMID), was called to order at 6:30 p.m. by Mayor/President Froomin.

This meeting was held as a hybrid meeting.

ROLL CALL

The Communications Director/City Clerk/Recording Secretary called the roll:

PRESENT: Councilmembers/ex officio Directors Sam Hindi, Stacy Jimenez, Art Kiesel, Patrick Sullivan, and Mayor/President Jon Froomin.

ABSENT: None.

STAFF PRESENT: Tracy Avelar, Interim City/District Manager, Benjamin Stock, City Attorney/District Legal Counsel; Andrew Brozyna, Public Works Director; Diane Pitman, Interim Human Resources Director; Sofia Mangalam, Community Development Director; Cory Call, Police Captain; Rob Lasky, IT Manager; 'Andra Lorenz, Senior Management Analyst; Yelena Cappello, Management Analyst; Katherine Mendoza, Deputy City Clerk; Shuli Chen, Video Technician; and Communications Director/City Clerk, Priscilla Schaus.

SPECIAL PRESENTATIONS

PROCLAMATION DECLARING THE WEEK OF OCTOBER 8-14, 2023 AS "FIRE PREVENTION WEEK."

Mayor Froomin presented the proclamation declaring the week of October 8-14, 2023 as Fire Prevention Week to Fire Chief Kent Thrasher, representing the San Mateo Consolidated Fire Department.

PROCLAMATION RECOGNIZING OCTOBER 9, 2023 AS "INDIGENOUS PEOPLES' DAY."

Councilmember Sam Hindi presented the proclamation recognizing October 9, 2023 as Indigenous Peoples' Day to Jonathan Cordero, representing the Association of the Ramaytush Ohlone.

PUBLIC

Councilmember Sam Hindi addressed the City Council regarding the Ramaytush Ohlone.

The following people addressed the City Council via email:

1. Sandeep Bangera regarding waste management;
2. Randy Halcomb regarding waste management;
3. Shankar Kenkre regarding waste management;
4. Shobha Ketker regarding waste management; and
5. Georgia Marszalek regarding the Recreation Center Rebuild Project.

CONSENT CALENDAR

Motion by Vice Mayor/Vice President Sullivan, seconded by Councilmember/Director Hindi, and carried unanimously, 5-0-0, approving the following items on the City/District Consent Calendar:

City/EMID Consent Calendar

1. Minutes of City/EMID Regular Meeting of September 18, 2023;
2. City Ordinance No. 669, "An Ordinance of the City of Foster City Making Various Text Amendments to Title 17, "Zoning" of the Foster City Municipal Code Chapter 17.78, "Accessory Dwelling Units" and Finding the Amendments Exempt from the California Environmental Quality Act - RZ2023-0006 (First Reading on September 18, 2023);"
3. City Ordinance No. 670, "An Ordinance of the City of Foster City Making Text Amendments to Title 17, "Zoning" of the Foster City Municipal Code Chapter 17.86, "Density Bonuses", to Ensure Compliance with Recent Changes in State Law and Finding the Amendments Exempt from the California Environmental Quality Act – RZ2023-0007 (First Reading on September 18, 2023);"
4. City Resolution No. 2023-95, "A Resolution of the City Council of the City of Foster City Approving the Memorandum of Understanding for the American Federation of State, County and Municipal Employees (AFSCME), Council 57, Local 829 Effective July 1, 2023 and Approving a Supplemental Appropriation for an Aggregate \$364,638 to Various Funds in Fiscal Year 2023-2024;"
5. EMID Resolution No. 3746, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving the Memorandum of Understanding for the American Federation of State, County and Municipal Employees (AFSCME), Council 57, Local 829 Effective July 1, 2023 and Approving a Supplemental Appropriation for an Aggregate \$364,638 to Various Funds in Fiscal Year 2023-2024;"

6. City Resolution No. 2023-96, "A Resolution of the City Council of the City of Foster City Approving and Adopting the Pay Plan for Fiscal Year 2023-2024;"
7. EMID Resolution No. 3747, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving and Adopting the Pay Plan for Fiscal Year 2023-2024;"
8. Minute Order No. 1941, "Reviewing and Accepting the Independent Citizens' Bond Oversight Committee's Annual Report for FY 2022-2023 to the City Council Regarding the Expenditures of Bond Proceeds Associated with the Levee Protection Planning and Improvements Project (CIP 327-657);" and
9. Approval to cancel the January 2, 2024 Regular Meeting of the City Council/Board of Directors of the City of Foster City/Estero Municipal Improvement District.

NEW BUSINESS

REVIEW AND DISCUSS PROPOSED SOLID WASTE RATES FOR THE FIVE-YEAR PERIOD OF 2024-2028. MINUTE ORDER NO. 1942.

Senior Management Analyst Lorenz presented the staff report.

Discussion ensued.

Motion by Mayor Froomin, seconded by Vice Mayor Sullivan, 4-1-0, Councilmember Kiesel voted "no", adopting Minute Order No. 1942, providing policy direction to mail a Proposition 218 notice and set a public hearing to be held on November 20, 2023 to consider the following:

1. Updating solid waste rates for a five-year period of 2024-2028;
2. Increasing the 2023 residential collection rates by no more than \$5.40 per account for 2024, \$4.74 in Rate Year 2025, \$4.98 in Rate Year 2026, \$4.19 in Rate Year 2027, and \$4.35 in Rate Year 2028; and
3. Increasing 2024 charges for Unscheduled Services (optional services requested by customers above the base service level) by 5.465% over 2023, and annually thereafter based on actual indexed factors up to a maximum not to exceed 6.0% per year.

COMMUNICATIONS

CITY/DISTRICT WARRANT OF DEMANDS. NO ACTION TAKEN.

City/District Warrants of Demands were Processed and Issued on September 14, 2023.

CITY/DISTRICT MANAGER REPORTS, COUNCIL/BOARD STATEMENTS AND REQUESTS, AND COUNCIL LIAISON REPORTS

Councilmember/Director Kiesel stated he attended a program session with the Department of Housing and Community Development at the League of California Cities 2023 Annual Conference held on September 20-22.

Councilmember/Director Jimenez stated she attended the League of California Cities Conference. On September 24, she participated in the Community Bike Ride and thanked City staff and the Police Department for their assistance with the event. She reminded drivers and bikers to be attentive when on the road, especially during school drop-off and pick-up hours. On September 26, she was a guest at a breakfast with the San Mateo Union High School District Board of Trustees. On September 28, she attended the board meetings for the San Mateo Union High School District and the San Mateo-Foster City School District. She attended the Council of Cities in Half Moon Bay and learned about the Crisis Assistance Response & Evaluation Services (CARES) Program on September 29. On September 30, she attended a luncheon for Assemblymember Papan and Senator Becker and the 50th Anniversary Gala for the Organization of Chinese Americans (OCA) San Mateo chapter. She invited community members to meet her during office hours held at Cookiez by Sara at 12:00 p.m. on October 7.

Councilmember/Director Hindi stated he attended the League of California Cities Conference. On September 27, he attended The Housing Endowment and Regional Trust (HEART) board meeting, and the Bay Area Water Supply and Conservation Agency (BAWSCA) special meeting. On September 28, he attended the Peninsula Clean Energy board meeting. On September 29, he attended the Council of Cities meeting in Half Moon Bay and learned about the CARES Program. He noted that the Parks and Recreation Committee meetings are hybrid and encouraged the public to attend.

Vice Mayor/Vice President Sullivan thanked Police Chief Avelar for stepping in for City Manager Chatwin at the meeting. He stated he attended the League of California Cities Conference. On September 26, he attended a badge pinning ceremony for the San Mateo Consolidated Fire Department. On September 27, he attended the ribbon cutting ceremony at Sea Cloud Park to celebrate the new turf replacement of the S4 sports field. He attended the Bicycle and Pedestrian Advisory Committee meeting on September 28 and the Council of Cities meeting on September 29. He also congratulated the Foster City Police Department and the San Mateo-Foster City School District for their new partnership, and thanked Police Chief Avelar and the San Mateo-Foster City School District for their work.

Mayor/President Froomin stated he attended the League of California Cities Conference. On September 23, he attended the Community Emergency Response Team (CERT) Skills Day. He attended the Community Bike Ride on September 24, and thanked Recreation Coordinator Landwehr, the Parks and Recreation, and the Police Department for their assistance at the event. On September 26, he read to students at Audubon Elementary School and had the honor of swearing in the new Fire Captain and employees at the San Mateo Consolidated Fire Department's badge pinning ceremony. On September 27, he attended the ribbon cutting ceremony for the Sea Cloud Park S4 sports field and encouraged the public to visit the new field. On September 28, he attended the

board meeting for the South Bayside Waste Management Authority. On September 29, he attended the Council of Cities meeting and the Organization for Chinese Americans (OCA) 50th Anniversary Gala. He invited the public to attend the San Mateo Consolidated Fire Department Public Safety Open House on October 7.

ADJOURNMENT

Hearing no objection from the City Council/EMID Board, Mayor/President Froomin adjourned the meeting in memory of the late Senator Feinstein. Meeting adjourned at 7:39 p.m.