

**MINUTES
CITY OF UNION CITY
CITY COUNCIL/REDEVELOPMENT AGENCY MEETING**

**TUESDAY, SEPTEMBER 27, 2011
7:00 PM**

**COUNCIL CHAMBERS
34009 ALVARADO NILES ROAD**

A SPECIAL MEETING CLOSED SESSION PRECEDED THE REGULAR MEETING AT 6:30 P.M.

I. CALL TO ORDER

Mayor Green called the meeting to order at 7:12 p.m.

I.a Pledge of Allegiance

I.b Roll Call

Present: Councilmembers Duncan, Ellis and Gacoscos, Vice Mayor Navarro, Mayor Green

Absent: None

Mayor Green announced there was no reportable action from the Closed Session held earlier.

II. UNFINISHED BUSINESS - None

III. PROCLAMATIONS AND PRESENTATIONS - None

IV. ORAL COMMUNICATIONS

Recycling Coordinator Roberto Muñoz announced a "Science in the Park" event scheduled for Saturday, October 1, 2011, at the Oliver Sports Park.

Ian Pavlavi announced the remodel of the Starbuck's store on Decoto Road had been rescheduled and, as a result, the ID program for children event will likely be rescheduled to October 29, from 10 am – 2 pm. Mr. Pavlavi will confirm this date at the next City Council meeting.

V. CONSENT CALENDAR

Item 5.b was removed from the Consent Calendar.

It was moved by Vice Mayor Navarro, seconded by Councilmember Duncan, to approve Consent Calendar Items 5.a and 5.c through 5.h, as recommended by staff. Motion carried unanimously.

5.a Waived Further Reading of Proposed Ordinance (This permits reading the title only in lieu of reciting the entire text of any proposed Ordinance)

5.c Adopted **Resolution No. 4216-11** Appointing Suzanne Ortt to Serve on the Senior Citizens Commission

- 5.d Adopted **RDA Resolution No. 447-11** Ratifying the Enforceable Obligation Payment Schedule (EOPS) Adopted Pursuant to Health and Safety Code Section 34169(g), Adopting Amendments to the EOPS, and Adopting A Preliminary Initial Recognized Obligation Payment Schedule Pursuant to Health and Safety Code Section 34169(g); and adopted **RDA Resolution No. 448-11** Approving Payments to the City of Union City Pursuant to the Voluntary Alternative Redevelopment Program
- 5.e Adopted **Resolution No. 4217-11** Declaring Certain Vehicles as Surplus and Authorizing the Disposal at Auction

Consideration of Item 5.b removed from the Consent Calendar.

- 5.b Approve Minutes for the Special and Regular Meetings of September 13, 2011

Councilmember Gacoscos noted a correction was needed to reflect the name of the Councilmember who seconded her motion to approve the Consent Calendar items on the regular meeting minutes for September 13, 2011. City Clerk Elliott stated the correction would be made, and the minutes brought back for Council approval on October 11, 2011.

It was moved by Councilmember Gacoscos, seconded by Councilmember Ellis, to approve the Special Meeting Minutes of September 13, 2011. Motion carried unanimously.

VI. PUBLIC HEARINGS - None

VII. CITY MANAGER REPORTS

- 7.a Introduction of an Ordinance of the City Council of the City of Union City Amending Chapters 5.24 "Enforcement - Appeals" and 7.04 "Solid Waste Management" of the Union City Municipal Code Assessing Delinquent Business License Taxes, Solid and Organic Waste Collection and Disposal, and Recyclable Materials Collection and Processing Charges on the Tax Roll

Deputy City Manager Acosta presented the staff report and responded to questions from Councilmembers.

It was moved by Councilmember Ellis, seconded by Vice Mayor Navarro, to introduce an Ordinance Amending Chapters 5.24 "Enforcement-Appeals" and 7.04 "Solid Waste Management" of the Union City Municipal Code Assessing Delinquent Business License Taxes, Solid and Organic Waste Collection and Disposal, and Recyclable Materials Collection and Processing Charges on the Tax Roll. Motion carried unanimously.

- 7.b Adopt a Resolution Creating the Employee Classification of Communications and Marketing Manager, and Amending the City Employee Compensation Plan and Authorized Position List Accordingly

City Manager Cheeves presented the staff report and responded to questions from Councilmembers.

Barry Ferrier spoke about the importance of publishing the job announcement in numerous marketing journals.

Hugh McNamara spoke in support of the Marketing Manager position.

It was moved by Councilmember Ellis, seconded by Councilmember Gacoscos, to adopt **Resolution No. 4218-11** Approving the Employee Classification of Communication and Marketing Manager and Amending the City Employee Compensation Plan and Authorized Position List Accordingly. Motion carried unanimously.

VIII. REDEVELOPMENT AGENCY - None

IX. AUTHORITIES AND AGENCIES - None

X. CITY COMMISSION/COMMITTEE REPORTS - None

XI. SECOND ORAL COMMUNICATIONS - None

XII. SCHEDULED ORAL COMMUNICATION - None

XIII. ITEMS REFERRED BY COUNCIL

13.a Oral Reports by Mayor and Councilmembers on meetings of County or Regional Boards and Commissions

Vice Mayor Navarro stated he attended the League of California Cities conference in San Francisco, September 21–23, 2011. Vice Mayor Navarro stated the sessions were informative.

Councilmember Gacoscos stated she attended the Housing Authority of Alameda County meeting on September 14, 2011. Councilmember Gacoscos stated the authority adopted the operating budget for fiscal year ending June 30, 2012; budget adoption had been deferred pending completion of labor negotiations.

Councilmember Gacoscos stated she attended the Joint Session of the City Council and Senior Commission on September 20, 2011.

Councilmember Gacoscos stated she attended the League of California Cities conference on September 22, 2011.

Councilmember Duncan stated she attended the Associated Community Action Program board meeting on September 15, 2011, on behalf of Vice Mayor Navarro. Councilmember Duncan stated the board voted to reconstruct the governing board to be comprised of city managers from participating cities, and no longer include elected officials.

Councilmember Duncan stated she attended the Joint Session of the City Council and Senior Commission on September 20, 2011. Councilmember Duncan stated the Senior Commission expressed the need for a permanent staff member at the Ruggieri Senior Center.

Councilmember Duncan stated she attended the League of California Cities conference in San Francisco, September 21–23, 2011. Councilmember Duncan stated the sessions were informative and useful.

Vice Mayor Navarro stated he would like Councilmember Duncan to attend the National League of Cities conference in Phoenix, Arizona, November 9-12, 2011.

Mayor Green stated he attended the League of California Cities conference in San Francisco, September 21– 23, 2011.

Mayor Green expressed support for a representative from the City attending the National League of Cities conference.

Mayor Green stated Governor Brown signed Assembly Bill No. 1086 (Wieckowski), allowing for a sales tax measure to be on the ballot for November 2012. Mayor Green provided information regarding the potential ballot measure.

Mayor Green stated he will attend the Metropolitan Transportation Commission meeting on September 28, 2011. Mayor Green provided information regarding potential locations for the regional government facility to be jointly occupied by the San Francisco Bay Conservation and Development Commission (BCDC), Metropolitan Transportation Commission (MTC), Bay Area Air Quality Management District (BAAQMD), and the Association of Bay Area Governments (ABAG). Mayor Green expressed support for the regional government facility to be located in Oakland.

Mayor Green stated he met with East Bay Bicycle Coalition advocates regarding bicycle projects in our community.

Mayor Green stated the Alameda County Green Business Recognition Event will be held on October 27, 2011, at the David Brower Center in Berkeley.

Mayor Green stated the 2011 Stopwaste.org Partnership Business Efficiency Awards will be on October 28, 2011, at the Oakland Asian Cultural Center.

Mayor Green stated he will attend the Association of Bay Area Governments Fall General Assembly on October 13, 2011, at the Westin St. Francis in San Francisco.

Mayor Green stated he will attend the Alameda County Heroes Breakfast on September 28, 2011, in Oakland.

Mayor Green stated he will attend the Safe Alternatives to Violent Environments (SAVE) 9th Annual Breakfast Eye Opener on September 30, 2011, at the Newark Hilton.

Mayor Green stated he will attend the Dumbarton Rail Committee meeting on September 30, 2011, in the Council Chambers.

XIV. GOOD OF THE ORDER

Councilmember Ellis commended Public Works staff for early completion of road projects near Almaden Boulevard.

Councilmember Ellis stated there are crosswalks on Almaden Boulevard with incomplete striping.

Councilmember Ellis stated he had received citizen comments regarding graffiti on the boarded windows of 34772 Chesapeake Drive. Councilmember Ellis requested City staff take necessary steps to clean up the graffiti.

Councilmember Gacoscos stated she will attend the opening of the Police Resource Center at Four Corners on September 28, 2011.

Vice Mayor Navarro asked if there was an ordinance addressing how far in advance of an event signs could be posted for garage sales, open houses and elections. City Manager Cheeves stated there is an ordinance regarding temporary signs which prohibits signs for garage sales and open houses located on a public right-of-way. City Manager Cheeves added it is difficult to enforce the ordinance since most temporary signs are posted on the weekend when City staffing is minimal. City Manager Cheeves stated political signs must be removed within 15 days after an election, and political signs are not allowed on any public right-of-way. The City cannot dictate or prohibit, however, how early campaign signs are posted on private property. Vice Mayor Navarro requested the matter be added to a future agenda. City Attorney Reyes responded to questions from Councilmembers, and stated the matter would be added to the October 25, 2011, regular meeting agenda for further discussion.

Mayor Green stated he attended an event sponsored by the NAACP and Lifemark Group, at Scott's Seafood Restaurant in Oakland, honoring Bishop Ernestine Cleveland Reems on September 26, 2011.

Mayor Green stated former Councilmember Irv Williams passed away on September 25, 2011.

Mayor Green adjourned the regular meeting to Closed Session at 8:10 p.m. in memory of former Councilmember Irv Williams.

XV. CLOSED SESSION

15.a CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION (Pursuant to Government Code Section 54956.9) (Several Cases)

Mayor Green convened the Closed Session at 8:15 p.m., with all Councilmembers present.

XVI. ADJOURNMENT

Mayor Green adjourned the Closed Session with no reportable action at 8:55 p.m.

Respectfully submitted,

Renee Elliott
City Clerk