

The City Council of the City of Union City meets the second and fourth Tuesday of each month at 7:00 p.m. City Council meetings are televised live on Channel 20 and retelevised the following Friday at 6 p.m. and at 6:00 p.m. the following Tuesday. Complete agenda packets are available for public inspection at City Hall, the Union City Library, and the Community Centers. See the "City Council Information Guide" for more detailed information or visit our web site at

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For Agenda information, you may contact the City Clerk's Office at 510-471-3232,
ext. 348.

Resolution 2239-02

Ordinance 594-02

Redevelopment Reso. 262-02

**AGENDA FOR THE REGULAR
CITY COUNCIL MEETING OF
THE CITY OF UNION CITY
TUESDAY, OCTOBER 8, 2002, 7:00 P.M.,
COUNCIL CHAMBERS
34009 ALVARADO-NILES ROAD
UNION CITY, CALIFORNIA**

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL: Councilmembers Elias, Fernandez, Valle, Vice Mayor Dutra-Vernaci, Mayor Green

III. UNFINISHED BUSINESS - NONE

IV. APPROVAL OF MINUTES

- A. Approval of minutes of the Regular City Council meeting of Tuesday, September 24, 2002
Required Action: Motion

V. PROCLAMATIONS/PRESENTATIONS

- A. Proclamation proclaiming October 2002 as “Fire Prevention and Emergency Preparedness Month”
Required Action: Present
- B. Resolution in honor of Farooq Azim, General Government Employee of the Year
Required Action: Motion
- C. Resolution in honor of Laurie Radovich, Public Works/Leisure Services/Transit Employee of the Year
Required Action: Motion
- D. Resolution in honor of Jeff Graham, Public Safety Employee of the Year
Required Action: Motion

VI. ORAL COMMUNICATIONS

Comments from the floor on non-agenda items will be accepted for a period of ½ hour maximum. Speakers are limited to three minutes each. Persons wishing to speak must complete a Speaker Card available at the rear of the Council Chambers or from the Clerk. If the number of speakers exceeds the time allotment, cards will be shuffled and 10 speakers chosen at random. The remaining speakers may speak under Section XII of the agenda if they wish.

VII. HEARINGS

- A. HEARING RE: **A-03-02, ZONING MAP AMENDMENT; VTTM-7394, VESTING TENTATIVE TRACT MAP; SD-05-02, SITE DEVELOPMENT REVIEW; UP-05-02, USE PERMIT – PONDEROSA HOMES: (Introduction of Ordinance, Resolutions)**

Initiated by Jeffrey Schroeder of Ponderosa Homes, a request for a Zoning Map Amendment to rezone the undeveloped 8.6± acre Cerruti Property from A (Agricultural) to RS-6000 (Single-Family Residential), and a Vesting Tentative Tract Map for a 43 lot single-family residential subdivision, known as Ponderosa Cove II, with 35 single family detached homes and 8 duplex units. The project includes Site Development Review for the architectural design and layout of four separate homes (one single-story and three two-story units) with floor plans ranging from 2,560 square feet to 3,642 square feet with four two-story duplex units with floor plans at 1,420 square feet and 1,685 square feet. The project includes a Use Permit to average the side yard setbacks of the homes. The current General Plan designation for the site is R3-6 (Residential 3 to 6 Dwelling Units/Acre) consistent with the RS-6000 Single-Family Residential zoning classification. The project site is located at 4897 Lowry Road, one-half mile northeast of Union City Boulevard (Assessor Parcel Number 543-201-5-2).

VII. **HEARINGS** (continued)

B. HEARING RE: **DISBURSEMENT OF FEDERAL GRANT FUNDS FROM THE FEDERAL DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG) PROGRAM** (Resolution)

The City has received federal grant funds from the Federal Department of Justice, Bureau of Justice Assistance for the last six years. The funds have been disbursed under the Local Law Enforcement Block Grant (LLEGB) program and are intended to assist local jurisdictions in reducing crime and improving public safety.

VIII. **REPORTS FROM CITY MANAGER**

A. **Report on advertising on city busses** (Resolution)

Staff is seeking Council direction on whether to pursue a contract with a bus advertising broker.

IX. **REDEVELOPMENT AGENCY - NONE**

X. **AUTHORITIES/AGENCIES - NONE**

XI. **CONSENT CALENDAR/RESOLUTIONS**

A. **Resolution of the City Council of the City of Union City APPROVING SD-06-02; SITE DEVELOPMENT REVIEW APPLICATION**

Required Action: Motion

Craig Champion of Braddock & Logan Group has submitted an application for Site Development Review for the design and layout of thirty-one (31) one and two-story detached single-family residential homes, including a two-story, semi-detached (duplex) residential unit on the former 4.8± acre Nakano Nursery site located at 2722 Hop Ranch Road, south of Alvarado-Niles Road between Hop Ranch Road and Dowe Avenue (Assessor Parcel Number 475-153-15-2).

XI. **CONSENT CALENDAR/RESOLUTIONS** (continued)

- B. Resolution of the City Council of the City of Union City **ACCEPTING THE STATE OF CALIFORNIA SUPPLEMENTAL LAW ENFORCEMENT FUNDING (SLEF) GRANT**

Required Action: Motion

The State Legislature has provided \$139,439 in grant funds for the purpose of providing “front line municipal services” to the City. Requirements for dispersal of the funds require the City Council to accept the funds which will allow for funding two part-time Prisoner Transportation Officers, with the remaining funds held in abeyance until a decision is made on the Federal COPPS in Schools Grant which is currently under consideration.

- C. Resolution of the City Council of the City of Union City **ACCEPTING THE DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING, “COPS MORE” (MAKING OFFICER REDEPLOYMENT EFFECTIVE) 2002 GRANT FUNDING**

Required Action: Motion

The United States Department of Justice, Office of Community Oriented Policing Services, has approved a grant of \$456,876 for the City of Union City to be expended for replacing and upgrading the “Mobile Data” capabilities of the Union City Police Department. This resolution accepts the grant funds.

- D. Resolution of the City Council of the City of Union City **AUTHORIZING THE LEASE OF A DICTAPHONE RECORDING SOLUTION**

Required Action: Motion

The Police Department’s current recording equipment is no longer serviceable and needs to be replaced. The City’s Capital Improvement Plan included the

anticipated replacement of this equipment. Leasing of this equipment will allow for the advantage of the prepaid service plan at a 30% discount.

XI. **CONSENT CALENDAR/RESOLUTIONS** (continued)

- E. Resolution of the City Council of the City of Union City **APPROVING PLANS AND SPECIFICATIONS FOR 2002-2003 TREE SERVICE PROJECT, CITY PROJECT NO. 02-40**

Required Action: Motion

Union City has approximately 17,000 City maintained trees. The City increased its public tree maintenance to allow for an average pruning cycle of once every seven years. This resolution approves the plans and specifications for the 2002-2003 Tree Service for pruning and removal of trees on public rights-of-way, landscapes and parks.

- F. Resolution of the City Council of the City of Union City **AWARDING CONTRACT FOR FIVE POLICE CRUISERS, CITY PROJECT NO. 02-25**

Required Action: Motion

Five police cars will be replacing five patrol cars that have been used by the Police Department and have reached the end of their service life for the Department. Three bids were received, with Melrose Ford of Oakland, the low bidder. This resolution awards the contract for the five police cruisers to Melrose Ford.

- G. Resolution of the City Council of the City of Union City **AUTHORIZING PURCHASE AND INSTALLATION OF OPTICOM EQUIPMENT ON SIGNALIZED INTERSECTIONS, CITY PROJECT NO. 02-30**

Required Action: Motion

The Opticom system provides positive guidance for emergency vehicles and sustains flow control. Project No. 02-30 will allow for the retrofitting of 20 signalized intersections; eight intersections on Dyer Street, four intersections on Alvarado Boulevard, five intersections on Decoto Road, Alvarado-Niles

and Decoto Road, Alvarado-Niles and Union Square, and Alvarado-Niles and Santa Maria with Opticom detectors.

XI. **CONSENT CALENDAR/RESOLUTIONS** (continued)

H. **Resolution of the City Council of the City of Union City ACCEPTING CASA VERDE PARK RENOVATIONS, CITY PROJECT NO. 00-27**

Required Action: Motion

This project consisted of grading and improvements to Casa Verde Park in the section between San Joaquin Way and Santa Sophia Way. A centralized irrigation system was added to the project. Cleary Brothers Landscape Inc. of Danville has completed the project in accordance with the plans and specifications approved.

I. **Resolution of the City Council of the City of Union City APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZATION TO GO TO BID FOR THE RENOVATION AND EXPANSION OF THE TEEN CENTER AT KENNEDY COMMUNITY PARK, CITY PROJECT NO. 02-15**

Required Action: Motion

This project consists of renovating the existing Teen Center located on “J” Street at Kennedy Community Park to comply with American with Disability Act (ADA) guidelines, expand the Recreation Room, and provide building related necessities.

J. **Resolution of the City Council of the City of Union City AWARDED CONTRACT TO BLOCKA CONSTRUCTION, INC., FREMONT, FOR THE ENGINE EXHAUST REMOVAL SYSTEM FOR FIRE STATIONS NOS. 1, 2 AND 3, CITY PROJECT NO. 02-26**

Required Action: Motion

This resolution awards the contract to Blocka Construction, Inc., of Fremont for City Project No. 02-26 which consists of furnishing, delivering and installing a “Vertical Air Flow” Engine Exhaust System at Fire Stations 1, 2, and 3. The existing systems no longer comply with OSHA or other safety

standards. The new system in Fire Station 3 will be movable so it can be reused in the event a new Station 3 is constructed.

XI. **CONSENT CALENDAR/RESOLUTIONS** (continued)

K. Resolution of the City Council of the City of Union City **AMENDING CONFLICT OF INTEREST CODE OF NON-ELECTED OFFICIALS AND DESIGNATED EMPLOYEES OF THE CITY OF UNION CITY**

Required Action: Motion

This resolution amends the Conflict of Interest Code of Non-Elected Officials and Designated Employees as required by Section 87306.5 of the Government Code.

L. Resolution of the City Council of the City of Union City **AUTHORIZING STAFF TO INCREASE THE CEILING AMOUNT FOR REIMBURSABLE EXPENSES FOR THIRD PARTY ENVIRONMENTAL AND LEGAL REVIEW RELATED TO THE PROPOSED TURK ISLAND SPORTS PARK AND OPEN SPACE AREA**

Required Action: Motion

This resolution authorizes an increase to the ceiling amount for reimbursable expenses for the third party environmental and legal review for the Turk Island Landfill into a Sports Park and open space area.

M. Resolution of the City Council of the City of Union City **ADDING THE STARS DEFERRED COMPENSATION PLAN**

Required Action: Motion

STARS, Self-Directed Tax-Advantaged Retirement System has been sponsored by the Association of Bay Area Governments (ABAG) and will be provided as an addition to the ICMA-RC deferred compensation plan that is currently available to all City employees. Contributions to this plan are borne entirely by the employees and there is no City contribution.

XI. **CONSENT CALENDAR/RESOLUTIONS** (continued)

N. Resolution of the City Council of the City of Union City **AUTHORIZING AMENDMENT TO CURRENT CONTRACT WITH MV TRANSPORTATION SERVICES**

Required Action: Motion

Staff is requesting City Council authorization to amend the current contract with MV Transportation services to compensate for the added expenses of maintaining and insuring Compressed Natural Gas (CNG) Buses.

O. Resolution of the City Council of the City of Union City **ENDORISING PROPOSITION 46 (NOVEMBER 5, 2002 STATE GENERAL ELECTION BALLOT)**

Required Action: Motion

This resolution provides endorsement by the City Council of Proposal 46, the Housing and Emergency Shelter Trust Fund Act of 2002 on the November 5, 2002, State General Election.

P. **Rejection of Claims No. 520, 524, and 527**

City's Claim Administrator is requesting rejection of Claim No. 520, Rita Kibildis, regarding an alleged trip and fall at Chavez Park.

City Claim Administrator is requesting rejection of Claim No. 524, William Scalice, regarding alleged claim of construction defects.

City Claim Administrator is requesting rejection of Claim No. 527, David Landau, regarding the loss of his pet.

Q. Final Reading Ordinance No. 594-02: **ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UNION CITY SECTION 2.24.030 OF THE UNION CITY MUNICIPAL CODE, CREATING STAGGERED TERMS OF OFFICE FOR PLANNING COMMISSIONERS**

Required Action: Motion

This amendment to the Municipal Code is at the direction of the City Council to stagger terms of the five Planning Commissioners.

XII. ORAL COMMUNICATIONS

XIII. CORRESPONDENCE - NONE

XIV. APPROVAL OF BILLS - MONTH OF AUGUST

- A. Approval of warrants for payment for August 2002

XV. SCHEDULED ORAL COMMUNICATIONS - NONE

XVI. ITEMS REFERRED BY COUNCIL

- A. Oral Reports by Councilmembers on Meetings of County or Regional Boards and Commissions

Required Action: Information

- B. Request by Councilmember Valle to discuss and agendize amenities for Shorty Garcia Park

Required Action: Discuss and Agendize

XVII. GOOD OF THE ORDER

XVIII. ADJOURNMENT