

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 by AT&T, 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

www.ci.union-city.ca.us

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

Resolution 2130-02

Ordinance 575-02

Redevelopment Reso. 242-02

**AGENDA FOR THE REGULAR
CITY COUNCIL MEETING OF
THE CITY OF UNION CITY
TUESDAY, MARCH 12, 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, March 12, 2002

Required Action: Motion

V. PROCLAMATIONS/PRESENTATIONS

A. Proclamation in honor of Knights of Columbus

Required Action: Motion

B. Resolution in honor of Fremont Fire Chief Dan Lydon upon his retirement

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 - NONE

VIII. REPORTS FROM CITY MANAGER

A. Resolution to approve Re-Engineering Services Contract - Landscape and Lighting District

Required Action: Motion

At the February 9, 2002 meeting, Council adopted a strategy to balance the City's Fiscal Year 2002/2003 general fund budget. Included in that strategy was a plan to increase the Landscape and Lighting Assessment rate to reflect the increased costs to the City of providing services during the past five years. Staff is recommending the firm of MuniFinancial to assist in this effort.

B. Request for staff direction regarding preparation for Fourth of July, Task Force involvement and engagement of community groups

Required Action: Staff direction

At the request of three Councilmembers, this item is brought forth for staff to receive direction as to preparations for the Fourth of July and involvement by the Task Force and community groups.

C. Resolution in support of Side Show regulations

Required Action: Motion

A resolution has been prepared in support of pending State legislation that would authorize local law enforcement agencies to impose 30-day impounds on vehicles involved in illegal "sideshow" activities that imperil public safety, such as "cruising", wanton reckless driving and illegal exhibitions of speed.

VIII. REPORTS FROM CITY MANAGER (continued)

D. Council confirmation of timeframe for filling of Commission vacancies

Required Action: Motion

Each of the City Commissions have Commissioners whose terms expire in 2002. This is a recommendation for a timeframe for advertising for those vacancies and the holding of interviews.

E. Introduction of Ordinance to enact Chapter 10.37 of the Union City Municipal Code

Required Action: Motion

Staff is seeking enactment of an ordinance prohibiting the human habitation of vehicles and campers on city streets, on public property, or in private parking areas designed to be used for temporary parking of vehicles during the conduct of retail business.

IX. REDEVELOPMENT AGENCY

A. **RE: AMENDED AND RESTATED REDEVELOPMENT AREA PLAN FOR THE CITY OF UNION CITY COMMUNITY REDEVELOPMENT PROJECT, THE AMENDED FIVE-YEAR IMPLEMENTATION PLAN AND RELATED DOCUMENTS, INCLUDING ENVIRONMENTAL IMPACT REPORT**

- 1) City Council and Agency Board Resolution adopting policies for the role of the Union City Community Redevelopment Project Area Committee;
- 2) Council resolution adopting written findings and responses to written comments or objections received in connection with the consideration of the Amended and Restated Redevelopment Area Plan;
- 3) Council and Agency Board resolution certifying the EIR and making required findings pursuant to CEQA;

- 4) Agency Board resolution finding the continuing existence of blighting conditions within the original Community Redevelopment Project area;

IX. REDEVELOPMENT AGENCY (continued)

- 5) Agency Board resolution approving an Amended and Restated Five Year Implementation Plan;
- 6) Introduction of Ordinance adopting the Amended and Restated Redevelopment Plan for the Union City Community Redevelopment Project.

X. AUTHORITIES/AGENCIES - NONE

XI. CONSENT CALENDAR/RESOLUTIONS

- A. Resolution of the City Council of the City of Union City AUTHORIZING APPLICATION FOR GRANT FUNDS FROM THE USED OIL RECYCLING FUND UNDER THE CALIFORNIA OIL RECYCLING ENHANCEMENT ACT AND PARTICIPATION IN A COOPERATIVE PROJECT

Required Action: Motion

The California Oil Recycling Enhancement Act provides funds to cities for establishing and maintaining local used oil collection programs that encourage recycling and proper disposal of used oil and oil filters. This resolution authorizes the submittal of the 8th Cycled Used Oil Recycling Block Grant for FY 2002/2003 for used motor oil and oil filter collection and recycling services and public education activities.

- B. Resolution of the City Council of the City of Union City APPROVING AGREEMENT BETWEEN THE ALAMEDA COUNTY CONGESTION MANAGEMENT DISTRICT AND THE CITY OF UNION CITY

Required Action: Motion

The Bay Area Air Quality Management District (BAAQMD) levies a \$4.00 surcharge on motor vehicle registration paid within its jurisdiction. The revenues raised by the surcharge are available to public agencies for projects that will implement specific transportation measures in the Bay Area's Clean Air Plan. The City has applied for this funding to add Compressed Natural Gas fuel flow control meters to its slow fill fueling system at the maintenance

yard. This system will allow better control and accountability for the use of CNG fuel.

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

- C. Resolution of the City Council of the City of Union City **APPROVING PLANS AND SPECIFICATIONS FOR UNION CITY STREETS REHABILITATION PROJECT, (STIP) CITY PROJECT NO. 01-14 AND 2001-02 OVERLAY PROGRAM, PHASE II, CITY PROJECT NO. 01-16**

Required Action: Motion

This project consists, generally, of base repair of failed pavement areas, asphalt concrete pavement milling, installation of pavement reinforcing fabric and asphalt concrete overlay of various streets.

- D. Resolution of the City Council of the City of Union City **AUTHORIZING THE FILING OF APPLICATIONS WITH THE METROPOLITAN TRANSPORTATION COMMISSION FOR ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT ARTICLE 4 AND 4.5/STATE TRANSIT ASSISTANCE FUNDS AND WITH THE ALAMEDA COUNTY TRANSPORTATION IMPROVEMENT AUTHORITY FOR ALLOCATION OF MEASURE B FUNDS FOR FISCAL YEAR 2002-2003**

Staff is seeking authorization to file annual funding applications with the Metropolitan Transportation Commission (MTC) and the Alameda County Transportation Improvement Authority (ACTIA) for the operation of Union City Transit and Union City Paratransit.

- E. Resolution of the City Council of the City of Union City **RE: SD-10-01: SITE DEVELOPMENT REVIEW; UP-03-01 USE PERMIT**

Required Action: Motion

Initiated by Weldon Birch, of Cal West Concrete Cutting, Inc., a proposal for site and building improvements to an existing 4.92± acre property previously occupied by the Sika Corporation, located at 1 Tara Court, west of Union City Boulevard and north of Bettencourt Way. The applicant's proposal includes interior and exterior improvements to three existing buildings, including paving, fencing and landscaping improvements. Cal West will be occupying the site for its facilities and operations, which include corporate offices, fabrication

shop, equipment storage, repairs and servicing, equipment yard and retail sales. The property is situated on two parcels, 1.15± acres (APN 482-6-11) and 3.77± acres (APN 482-6-12) within the ML, Light Industrial zoning district.

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

F. **Resolution of the City Council of the City of Union City APPROVING A USE PERMIT, SITE DEVELOPMENT REVIEW AND VARIANCE INITIATED BY RAOUL ROJAS, OF VBN ARCHITECTS, ON BEHALF OF ST. ANNE CATHOLIC PARISH AND THE CATHOLIC DIOCESE OF OAKLAND**

Required Action: Motion

Raoul Rojas, of VBN Architects, on behalf of Saint Anne Catholic Parish and the Catholic Diocese of Oakland, has submitted applications for a Use Permit (UP-5-01), a Site Development Review Permit (SD-12-01) and a Variance Permit (V-1-02) for a proposed development on the vacant (northerly) portion of the property located at 32223 Cabello Street (APN 483-76-067). The Use Permit application is a request for approval of a Master Plan to expand the church facilities in the form of a phased development consisting of eight (8) new classrooms with restroom facilities (approximately 8,550 square feet), a new social/recreation hall building (approximately 4,300 square feet), and a new gymnasium/multi-purpose building (approximately 14,725 square feet). The Site Development Review Permit application is a request to allow development of the first phase of the Master Plan consisting of the construction of four (4) classrooms with restroom facilities (approximately 4,250 square feet) and an approximately 4,300 square foot social/recreational hall building. The Variance application is a request to allow for a reduction in the required number of parking spaces on site given that all church facilities will share use of the parking lot and there will not be concurrent use of the church, social/recreational hall building, and gymnasium/multi-purpose building for separate events. The subject property is currently located within an Agricultural zoning district and has a General Plan designation of Institutional.

G. **Resolution of the City Council of the City of Union AUTHORIZING THE DESTRUCTION, WITHOUT DUPLICATION, OF POLICE RECORDS**

Required Action: Motion

The Police Department is seeking authorization to conduct the annual records purge for the 2001 calendar year.

H. **Rejection of Claim No. 503**

Required Action: Motion

Monica Stinson filed a timely claim for alleged property damages as a result of a police search.

XII. ORAL COMMUNICATIONS

XIII. CORRESPONDENCE - NONE

XIV. APPROVAL OF BILLS - NONE

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

XVII. GOOD OF THE ORDER

XVIII. ADJOURNMENT