

**CITY OF UNION CITY
34009 Alvarado-Niles Road
Union City, CA 94587
510-471-3232**

**AGENDA FOR THE ADJOURNED
REGULAR CITY COUNCIL MEETING
OF THE CITY OF UNION CITY
TUESDAY, MARCH 26, 2002, 6:30 P.M.,
COUNCIL CONFERENCE ROOM
34009 ALVARADO-NILES ROAD
UNION CITY, CALIFORNIA**

6:30 P.M. - Council Conference Room

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

II. **CLOSED SESSION:**

**CONFERENCE WITH LABOR NEGOTIATORS
(Pursuant to Section 54957.6 of the California Government Code)**

**Agency designated representatives: City Manager, Administrative Services
Director**

Unrepresented employees: Fire Chief, Police Chief

IV. **CLOSED SESSION**

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Pursuant to Section 54957 of the California Government Code)**

Title: City Manager - Review of new City Manager's annual performance objectives

V. **ADJOURNMENT**

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 2144-02

Ordinance 578-02

Redevelopment Reso. 252-02

**AGENDA FOR THE REGULAR
CITY COUNCIL MEETING OF
THE CITY OF UNION CITY
TUESDAY, MARCH 26, 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 Adjourned Regular City Council meeting of Monday, March 4, 2002

Required Action: Motion

B. Approval of minutes of the Adjourned Regular City Council meeting of Thursday, March 7, 2002

Required Action: Motion

C. Approval of minutes of the Regular City Council meeting of Tuesday, March 12, 2002

Required Action: Motion

V. **PROCLAMATIONS/PRESENTATIONS - NONE**

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: HOUSING ELEMENT OF THE GENERAL PLAN**
(Resolution)

Required Action: Motion

This is a required public hearing to adopt the 2002 Update of the Housing Element of the General Plan and to certify that the General Plan Environmental Impact Report serves as the Environmental Review Document as it relates to housing.

VIII. **REPORTS FROM CITY MANAGER**

A. **Report on the Vernal Fund**

Required Action: Receive and accept report

This is a brief summary of San Jose's housing down payment program called the Vernal Fund and associated implementation costs.

B. **Report on Rent Review Programs**

Required Action: Receive and accept report

This is a summary and analysis of selected programs from other cities regarding rent review programs. The report also discusses how a program might work in Union City and the associated operating costs.

C. **Status report on the Route 84 Realignment and Resolution showing City Council support of the project**

Required Action: Motion

This report provides an update to the City Council memorandum dated November 21, 2000 on the status of the Route 84 Realignment project funded by the 1996 Alameda County Measure B one-half cent sales tax for transportation improvement projects.

VIII. **REPORTS FROM CITY MANAGER** (continued)

D. **Report and recommendation on Solid Waste Residential and Collection and Recycling proposals in response to the RFP**

Required Action: Motion

This report is to provide updated information on the outcome of the recently concluded Request for Proposals process to furnish solid waste collection and disposal, and recycling services for the City and to recommend Tri Cities Waste Management, Inc. and TRI-CED reach an agreement within 45 days on acceptable service agreements.

IX. **REDEVELOPMENT AGENCY**

A. **ADOPTION OF RELOCATION PLAN FOR MISSION BOULEVARD GATEWAY PROJECT** (Resolution)

Required Action: Motion

The Redevelopment Agency Board has provided direction to acquire property for the purpose of creating affordable housing on Mission Boulevard between Dry Creek and Tamarack Drive. When completed, this development will provide 120 low and very low-income housing units displacing a total of 33 dwelling units. California Redevelopment Law requires the Agency to adopt a Replacement Housing Plan when the Agency acquires property that results in the loss of low and moderate income housing.

X. **AUTHORITIES/AGENCIES - NONE**

XI. **CONSENT CALENDAR/RESOLUTIONS**

A. **Resolution of the City Council of the City of Union City ADOPTING AN AGREEMENT ADDENDUM FOR JOINT FACILITY LANDSCAPE, RECREATION FIELD AND PLAY APPARATUS MAINTENANCE BETWEEN THE CITY OF UNION CITY AND NEW HAVEN UNIFIED SCHOOL DISTRICT**

Required Action: Motion

This resolution is to adopt an agreement addendum to revise and define the City and the School District's responsibilities for grounds maintenance and shared facilities.

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

- B. **Resolution of the City Council of the City of Union City AUTHORIZING EXECUTION OF A SUBDIVISION AGREEMENT FOR TRACT 7172 WITH BLACKSMITH HOMES AND RELEASING GREYSTONE HOMES, INC. FROM THEIR AGREEMENT AND EXONERATING THEIR BONDS IN THE CITY OF UNION CITY, COUNTY OF ALAMEDA, STATE OF CALIFORNIA**

Required Action: Motion

Tract 7172 has changed ownership from Greystone Homes to Blacksmith Homes. Therefore, a subdivision agreement, the associated performance bond, and labor and material bond need to reflect the new ownership.

- C. **Resolution of the City Council of the City of Union City AUTHORIZING EXECUTION OF A SUPPLEMENTARY SUBDIVISION AGREEMENT FOR REMAINING WORK IN TRACT 6922 AND RELEASING GREYSTONE HOMES, INC. FROM THEIR SUPPLEMENTAL AGREEMENT AND EXONERATING THEIR BONDS IN THE CITY OF UNION CITY, COUNTY OF ALAMEDA, STATE OF CALIFORNIA**

Required Action: Motion

Tract 7172 has changed ownership from Greystone Homes to Blacksmith Homes. Remaining work with Tract 6922 had been defined as “offsite” work secured through a Supplemental Subdivision Agreement attendant to Tract 7172. This action redefines the remaining work as being attendant to Tract 6722 for which the developer, Greystone Homes agrees to perform through this supplementary subdivision agreement and associated bonds.

- D. **Resolution of the City Council of the City of Union City OF INTENTION TO ENTER INTO A CONTRACT WITH THE COUNTY OF ALAMEDA, HEALTH DEPARTMENT, TOBACCO CONTROL PROGRAM FOR RECEIPT OF GRANT FUNDS**

Required Action: Motion

The Union City Police Department applied for and was awarded a grant in the amount of \$8,010 through the Alameda County Health Department Tobacco Control Program. The grant will be used for retailer, police officer, and youth education, and enforcement of tobacco laws.

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

E. **QUARTERLY MONITORING OF RECIPIENTS OF CULTURAL GARDEN AND MISCELLANEOUS GRANTS (1ST AND 2ND QUARTERS, FY 2001/2002)**

Required Action: Motion

The City Council adopted guidelines for grants of City funds effective July 1, 2001. One of the adopted guidelines was a requirement that all grant recipients complete quarterly monitoring surveys that would then be evaluated by staff and would provide information regarding the receipt and expenditure of City funds and ensure proper accountability on the part of the grant recipients. This report summarizes the results of surveys for the first two quarters of FY 2001/2002 for recipients of Cultural, Garden or Miscellaneous Grants.

F. **Final Reading Ordinance No. 579-02: ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UNION CITY ENACTING UNION CITY MUNICIPAL CODE CHAPTER 10.37 HUMAN HABITATION OF VEHICLES AND CAMPERS**

Required Action: Motion

This is the second reading of Ordinance 579-02 which prohibits 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.

G. **Final Reading Ordinance No. 580-02: ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UNION CITY ADOPTING THE AMENDED AND RESTATED REDEVELOPMENT PLAN FOR THE UNION CITY COMMUNITY REDEVELOPMENT PROJECT PURSUANT TO THE COMMUNITY REDEVELOPMENT LAW OF THE STATE OF CALIFORNIA**

Required Action: Motion

This is the second reading of Ordinance 580-02 which adopts the Amended and Restated Redevelopment Plan for the City and the Community Redevelopment

Agency.

XI. CONSENT CALENDAR/RESOLUTIONS (continued)

H. Rejection of Claims Nos. 504 and 508

Required Action: Motion

Claim No. 504 was timely filed by Felix Padilla for property that was allegedly not returned to him after his arrest.

Claim No. 508 was timely filed by Shyerl Lane for alleged property damage to her vehicle from a tree limb.

XII. ORAL COMMUNICATIONS

XIII. CORRESPONDENCE - NONE

XIV. APPROVAL OF BILLS - MONTH OF FEBRUARY

A. Approval of warrants for payment - February 2002

Required Action: Motion

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