

**AGENDA FOR THE ADJOURNED
REGULAR CITY COUNCIL MEETING
CITY OF UNION CITY
JULY 23, 2002, 6:45 P.M.
COUNCIL CONFERENCE ROOM
34009 ALVARADO-NILES ROAD
UNION CITY, CALIFORNIA**

6:45 P.M. - Council Conference Room

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

- II. **CLOSED SESSION:**

**PUBLIC EMPLOYEE APPOINTMENT— City Attorney
(Pursuant to Section 54957 of the California Government Code)**

- III. **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 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 2212-02

Ordinance 584-02

Redevelopment Reso. 261-02

**AGENDA FOR THE REGULAR
CITY COUNCIL MEETING OF
THE CITY OF UNION CITY
TUESDAY, JULY 23, 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, July 9, 2002

Required Action: Motion

V. PROCLAMATIONS/PRESENTATIONS

A. League of Women Voters of Fremont, Newark and Union City would like to present copies of an issue paper on transit hubs compiled by the Bay Area League

Required Action: Accept

- B. Presentation by James Logan High School Band requesting letter of support regarding participation in the Tournament of Roses Parade (Requested by Councilmember Valle)

Required Action: Present

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: LEVY AND COLLECTION OF ASSESSMENTS WITHIN CITYWIDE LANDSCAPE, AND LIGHTING ASSESSMENT DISTRICT NUMBER 2 DURING FISCAL YEAR 2002/2003** (Resolution)

Required Action: Motion

This is a hearing regarding the intention to levy and collect assessments within the Citywide Landscape and Lighting Assessment District No. 2 during the fiscal year 2002/2003. The base assessment levy is proposed to remain at the base rate of \$90.19 per parcel for single family residential, \$.0751 per square foot for commercial parcels, and \$.0563 per square foot for industrial parcels. (NO CHANGE FROM PREVIOUS FISCAL YEAR ASSESSMENTS).

VIII. REPORTS FROM CITY MANAGER

- A. Appeal by Federation of Indo-American Association of Northern California

Required Action: Motion

An appeal has been submitted to the City to extend the closing hour of an open air concert.

IX. REDEVELOPMENT AGENCY

- A. Purchase of property at 34100 Seventh Street, Nor-Cal Steel, APN #087-0099-146 for affordable housing (Resolution)

Required Action: Motion

X. **AUTHORITIES/AGENCIES - NONE**
XI. **CONSENT CALENDAR/RESOLUTIONS**

A. **Resolution of the City Council of the City of Union City APPROVING AGREEMENT FOR CITY ATTORNEY SERVICES AND APPOINTING CITY ATTORNEY**

Required Action: Motion

Michael S. Riback, principal with the law firm of Meyers, Nave, Riback, Silver & Wilson, has provided interim City Attorney services to Union City. Council has concluded that it desires to retain Mr. Riback as City Attorney. This agreement sets out the scope of City Attorney services to be performed.

B. **Resolution of the City Council of the City of Union City APPROVING SITE DEVELOPMENT REVIEW (SD-00-02) AND TENTATIVE PARCEL MAP (TPM-7999) PHASE III - SENIOR VILLAGE DEVELOPMENT**

Required Action: Motion

Initiated by Eden Housing Inc., in conjunction with Elder Care Alliance, a request for Site Development Review and Tentative Parcel Map approvals to develop an affordable senior housing project on approximately 2.5 acres located at 33801 through 33909 Alvarado-Niles Road (APN: 486-85-50 to 486-85-63) along the south side of Alvarado-Niles Road, between Oregon Street and Rosewood Terrace senior housing complex. The project will consist of two separate buildings, a three-story independent living facility with approximately 35,7950 square feet of floor area, and a two-story assisted living facility with approximately 59,358 square feet of floor area.

C. **Resolution of the City Council of the City of Union City APPROVING THE APPLICANT TO APPLY FOR GRANT FUNDS FOR THE ROBERTI-Z'BERG-HARRIS URBAN OPEN SPACE AND RECREATION PROGRAM UNDER THE SAFE NEIGHBORHOOD PARKS, CLEAN WATER, CLEAN AIR, AND COASTAL PROTECTION BOND ACT OF 2000**

Required Action: Motion

Within the Capital Investment Plan for the FY 2002/2004 budget, the City Council approved the funding plan for building a gymnasium. The plan included use of the Roberti-Z'Berg-Harris (RZH) Block Grant Allocation of \$195,662 for this project. The first step to receive the funds requires the City to submit an authorizing resolution to the State of California, Department of

Parks and Recreation.

- D. Resolution of the City Council of the City of Union City **APPROVING THE APPLICANT TO APPLY FOR GRANT FUNDS FOR THE PER CAPITA GRANT PROGRAM UNDER THE SAFE NEIGHBORHOOD PARKS, CLEAN WATER, CLEAN AIR, AND COASTAL PROTECTION BOND ACT OF 2000**

Required Action: Motion

Within the Capital Investment Plan for the FY 2002/2004 budget, the City Council approved the funding plan for building a gymnasium. The plan included use of the Per Capita Grant Program funds of \$609,000 for this project. The first step to receive the funds requires the City to submit an authorizing resolution to the State of California, Department of Parks and Recreation.

- E. Resolution of the City Council of the City of Union City **AWARDING CONTRACT FOR THE CENTRALIZED IRRIGATION SYSTEM TO UNITED GREEN TECH OF PACHECO, CALIFORNIA, CITY PROJECT NO. 02-09**

Required Action: Motion

This project is to install twelve new “Evolution” irrigation controllers and retrofit twelve existing “Evolution” irrigation controllers with radio communication for operation with centralized computer control for use on selected medians and backup landscapes with high water usage.

- F. Resolution of the City Council of the City of Union City **AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE A FUNDING AGREEMENT WITH THE BAY AREA AIR QUALITY MANAGEMENT DISTRICT FOR THE FUNDING OF ONE COMPRESSED NATURAL GAS STREET SWEEPER UNDER THE TRANSPORTATION FUNDS FOR CLEAN AIR PROGRAM, CITY PROJECT NO. 02-24**

Required Action: Motion

The Bay Area Air Quality Management District and the City of Union City must enter into an agreement to specify the terms and conditions for the advancement of funds made from the Transportation Funds for Clean Air

Program for Fiscal Year 2002/2003.

G. Resolution of the City Council of the City of Union City DESIGNATING VOTING DELEGATE FOR LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

Required Action: Motion

This year's League Annual Conference is scheduled for Wednesday, October 2 through Saturday, October 5, 2002. One important aspect of the conference is the annual business meeting when the membership takes action on conference resolutions. League bylaws provide that each city is entitled to one vote in matters affecting municipal or League policy. This resolution designates the Voting Delegate from the City of Union City.

H. Resolution of the City Council of the City of Union City NOTIFYING NON-ELECTED OFFICIALS AND DESIGNATED EMPLOYEES OF THE CITY OF UNION CITY TO REVIEW THEIR CONFLICT OF INTEREST CODE

Required Action: Motion

The City Council, as the reviewing body for city agencies, must notify each city agency to review its code and submit a notice that either amendments are required or that no amendments are necessary.

I. Resolution of the City Council of the City of Union City APPROVING THE FOURTH EXTENSION OF THE TERMS OF ORDINANCE NO. 199-81 SECTION 1, 1981, GRANTING A NONEXCLUSIVE CABLE TELEVISION FRANCHISE TO STORER CABLE TV, A CORPORATION, FROM JULY 31, 2002 TO DECEMBER 31, 2002

Required Action: Motion

A status report on the Cable TV Franchise renewal process and a resolution extending the Cable TV Franchise Agreement with AT&T Broadband, (formerly Storer Cable TV), through December 31, 2002.

J. Resolution of the City Council of the City of Union City ACCEPTING AGREEMENT WITH NEWARK FIRE DEPARTMENT FOR EMS COORDINATOR SERVICES

Required Action: Motion

This cooperative agreement between the City of Union City and the City of Newark is to provide EMS Coordinator Services to the City of Newark.

XII. ORAL COMMUNICATIONS

XIII. CORRESPONDENCE - NONE

XIV. APPROVAL OF BILLS - MONTH OF JUNE

- A. Approval of warrants for payment - June 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
- B. Request by Councilmember Valle for discussion on use of Ruggieri Senior Center on September 11, 2002, by the Pastor's Alliance of Union City
Required Action: Place item on future agenda

XVII. GOOD OF THE ORDER

XVIII. ADJOURNMENT