

CITY OF UNION CITY

34009 Alvarado-Niles Road
Union City, CA 94587
510-471-3232

AGENDA FOR THE ADJOURNED REGULAR CITY COUNCIL MEETING JULY 24, 2001, 6:00 P.M., COUNCIL CONFERENCE ROOM 34009 ALVARADO-NILES ROAD UNION CITY, CALIFORNIA

6:00 P.M. - Council Conference Room

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

II. **CLOSED SESSION:**

A. **CONFERENCE WITH LABOR NEGOTIATOR**
(Pursuant to Section 54957.6)

Agency Negotiator: Larry Cheeves, Interim City Manager

Employee organization: Management

B. **CONFERENCE WITH LABOR NEGOTIATOR**
(Pursuant to Section 54957.6)

Agency Negotiator: Larry Cheeves, Interim City Manager

Employee organization: Local 790

C. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**
(Pursuant to Section 54957)

Title: City Attorney

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 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 9970-01

Ordinance 569-01

Redevelopment Reso. 231-01

**AGENDA FOR THE REGULAR
CITY COUNCIL MEETING OF
THE CITY OF UNION CITY
TUESDAY, JULY 24, 2001, 7:00 P.M.,
COUNCIL CHAMBERS
34009 ALVARADO-NILES ROAD
UNION CITY, CALIFORNIA**

I. PLEDGE OF ALLEGIANCE

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

III. UNFINISHED BUSINESS - NONE

IV. APPROVAL OF MINUTES

A. Approval of minutes of the Regular City Council meeting of Tuesday, July 10, 2001

Required Action: Motion

B. Approval of minutes of the Adjourned Regular City Council meeting of Tuesday, July 17, 2001

Required Action: Motion

V. PROCLAMATIONS/PRESENTATIONS

A. Resolution in honor of Officer John Nyikes upon his retirement

Required Action: Motion

B. Resolution in honor of Sgt. Ron Packard upon his retirement

Required Action: Motion

C. Resolution in honor of Officer Joe Reis 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

A. **HEARING RE: LEVY AND COLLECTION OF ASSESSMENTS WITHIN CITYWIDE LANDSCAPE, AND LIGHTING ASSESSMENT DISTRICT NUMBER 2 DURING FISCAL YEAR 2001/2002** (Resolution)

Required Action: Motion (continued from July 10, 2001)

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 2001/2001. 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. Report on City Council Chambers and City Hall Remodel, City Project No. 00-05

Required Action: Motion

Staff was directed to determine the feasibility of implementing audio, visual, acoustical, technical, aesthetical, heating, ventilation and air conditioning (HVAC), improvements to the City Council Chambers and explore other options. This report identifies suggested improvements.

B. Report on Code of Conduct Policy for City Commissioners

Required Action: Motion

At the request of Council, a Code of Conduct Policy has been developed for City Commissioners.

C. Report on City Council Policy Manual

Required Action: Motion

The City Council Policy Manual is a reference handbook which serves as a policy guide for the City Council, staff and citizens.

D. Introduction of Ordinance repealing UCMC Section 15.20.270 permitting the serial use or possession of Safe and Sane Fireworks

Required Action: Motion

This report details activities that occurred throughout the community during the Fourth of July celebration this year and provides for an Introduction of Ordinance which would ban the sale of Safe and Sane Fireworks in the City of Union City.

E. Resolution Establishing a Fourth of July Task Force

Required Action: Motion

It is being recommended the Council adopt a resolution that would establish a Fourth of July Citizens Task Force that would identify alternative revenue sources for local community-based organizations; identify and evaluate potential ways to enforce a fireworks ban and improve public safety; develop

proposals for a city-wide celebration; and evaluate feasibility of banning fireworks.

IX. **REDEVELOPMENT AGENCY - NONE**

X. **AUTHORITIES/AGENCIES - NONE**

XI. **CONSENT CALENDAR/RESOLUTIONS**

A. Resolution of the City Council of the City of Union City **ENDORISING THE DEVELOPMENT AND ADOPTION OF THE COMPACT FOR A SUSTAINABLE BAY AREA**

Required Action: Motion

This resolution would endorse the development and ultimate adoption of the Compact for a Sustainable Bay Area, a long-range statement of principles, policies and actions that local government agencies and others can use to create a more sustainable Bay Area for ourselves and future generations.

B. Resolution of the City Council of the City of Union City **APPROVING PLANS AND SPECIFICATIONS FOR KITAYAMA FIELDS LANDSCAPE IMPROVEMENTS, CITY PROJECT NO. 01-04**

This resolution approves plans and specifications and authorizes staff to go to bid for the Kitayama Fields landscape improvements. This project will improve/finish the picnic area and landscape beds near Kitayama Fields at Town Estates Park.

C. Resolution of the City Council of the City of Union City **AUTHORIZING TO GO TO BID FOR THREE NEW VEHICLES FOR THE POLICE DEPARTMENT, CITY PROJECT NO. 01-22**

This resolution approves the specifications and authorization to go to bid for three patrol cars for use by the Police Department. These vehicles were

recommended for replacement by the Public Works Department for the 2000 budget based on the unit life and maintenance history.

D. Resolution of the City Council of the City of Union City **AWARDING CONTRACT FOR CITY PROJECT 01-02, 2001/2002 SLURRY SEAL PROGRAM**

This resolution awards contract to American Asphalt Repair & Resurfacing Co., Inc., Hayward for Slurry Seal Program for 2001/2002. Slurry sealing consists of spreading a mixture of water, asphaltic emulsion and crushed fine rock over weathered road pavement. Slurry sealing prevents water from entering the pavement thereby extending the life of the pavement for several years.

E. Resolution of the City Council of the City of Union City **APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZATION TO GO TO BID FOR KENNEDY COMMUNITY PARK PICNIC SITE RENOVATION, CITY PROJECT NO. 01-23**

Resolution approving plans and specs and authorization to bid Kennedy Community Park picnic site renovation. This project will replace deteriorated wood benches and tables in large picnic area next to the restroom facility at Kennedy Community Park.

F. Resolution of the City Council of the City of Union City **AUTHORIZING FILING AN APPLICATION WITH METROPOLITAN TRANSPORTATION COMMISSION (MTC) FOR THE ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 FUNDS FOR THE FISCAL YEAR 2001-02**

This resolution authorizing the City of Union City to file an application for TDA Article 3 Funds in the amount of \$63,600 for the study to complete the

SF Bay Trail System in Union City west of Union City Boulevard along Alameda Creek channels and waterways.

G. Resolution of the City Council of the City of Union City **APPROVING SITE DEVELOPMENT REVIEW, SD-06-01, FOR NOR-CAL STEEL**

Required Action: Motion

Initiated by Dennis Kobza, AIA, representing Tom MacDonald, the design, layout and construction of a new 20,300 square foot building (office and fabrication facility) for Nor-Cal Steel, Inc. The project will be located on a 59,993± square foot parcel (Lot 2 of TPM-7808) on Lewis Avenue, north of Pacific Street, in the Central Bay Industrial Park (APN 475-80-13).

H. Resolution of the City Council of the City of Union City **AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF UNION CITY AND THE COUNTY OF ALAMEDA FOR LIBRARY SERVICES**

Required Action: Motion

The City of Union City contracts with Alameda County Library for library services provided in the City owned library building in William Cann Civic Park. The City funds 26 operating hours, bringing the total open hours for the library to 47. This resolution approves the agreement for FY 2001/2002.

I. Resolution of the City Council of the City of Union City **APPROVING A SECOND EXTENSION OF THE TERMS OF ORDINANCE NO. 199-81 SECTION, 1981, GRANTING A NON-EXCLUSIVE CABLE TELEVISION FRANCHISE TO AT&T FROM AUGUST 16, 2001 TO DECEMBER 31, 2001**

Council approved a six month extension from February 16, 2001, to August 16, 2001. It is unlikely that a renegotiated contract will be complete for Council review before the extended date of December 31, 2001. An extension will ensure the continuation of cable services and related obligations on behalf of the City and the cable provider. In the meantime, the City continues to

collect data to determine the needs of the community in preparation for renewal proceedings.

J. **Resolution of the City Council of the City of Union City AMENDING THE CITY'S COMPENSATION PLAN**

Staff is recommending Council accept the management compensation survey prepared by Employee Relations Services, adopt the resolution amending the City's compensation plan, and direct staff to recommend a management salary structure.

K. **Final Ordinance No. 569-01: AN ORDINANCE OF THE CITY OF UNION CITY AMENDING DIVISION III (OFFENSES AGAINST PUBLIC HEALTH AND SAFETY) OF TITLE 9 (PEACE, SAFETY AND MORALS) OF THE UNION CITY MUNICIPAL CODE BY THE ADDITION OF CHAPTER 9.17 REGULATING REGISTRATION OF GUESTS IN HOTELS**

Required Action: Motion

It is requested Council consider implementation of this ordinance which will require local hotels/motels to keep written logs of all registered guests and to provide police with such logs upon demand. Access to these logs is essential for officer safety and would provide a valuable tool in assisting officers with their enforcement duties.

XII. **ORAL COMMUNICATIONS**

XIII. **CORRESPONDENCE - NONE**

XIV. **APPROVAL OF BILLS -MONTH OF JUNE**

A. Approval of warrants for payment - June 2001

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 Mayor Green for discussion on model airplanes at Seabreeze Park

XVII. GOOD OF THE ORDER

XVIII. ADJOURNMENT