

**The City Council will convene the adjourned meeting at 6:00 p.m. at which time there will be an opportunity for citizens to make comments. After public comments, the Council will meet in closed session.**

**AGENDA FOR THE ADJOURNED  
REGULAR CITY COUNCIL MEETING  
CITY OF UNION CITY  
MARCH 11, 2003, 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, Fernandez, Valle, Vice Mayor Elias, Mayor Green

II. **CLOSED SESSION:**

A. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9

Potential Cases: Two

B. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
(Pursuant to Government Code Section 54957)

Title: City Manager

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](http://www.ci.union-city.ca.us) For Agenda information, you may contact the City Clerk's Office at 510-675-5348.

In compliance with the Americans with Disabilities Act of 1990, if you need special assistance to participate in a City meeting or you need a copy of the agenda or the agenda packet in an appropriate alternative format, please contact the City Clerk's office at 510-675-5348. Notification of at least 72 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service. Assisted listening devices are available at all Council/Commission meetings. Ask the City Clerk if you desire to use this device.

Resolution 2369-03

Ordinance 608-03

Redevelopment Reso. 274-03

**AGENDA FOR THE REGULAR  
CITY COUNCIL MEETING OF  
THE CITY OF UNION CITY  
TUESDAY, MARCH 11, 2003, 7:00 P.M.,  
COUNCIL CHAMBERS  
34009 ALVARADO-NILES ROAD  
UNION CITY, CALIFORNIA**

**I. PLEDGE OF ALLEGIANCE**

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

**III. UNFINISHED BUSINESS - NONE**

**IV. APPROVAL OF MINUTES**

A. Approval of minutes of the Adjourned Regular meeting of Friday, February 21, 2003

*Required Action: Motion*

B. Approval of minutes of the Regular City Council meeting of Tuesday, February 25, 2003

*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 - NONE**

VIII. **REPORTS FROM CITY MANAGER**

A. Report regarding Patriot Act (Resolution)

*Required Action: Motion*

Councilmember Valle and Vice Mayor Elias are presenting their report and resolution for consideration by the Council regarding the Patriot Act.

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 PLANS AND SPECIFICATIONS FOR 7<sup>TH</sup> STREET AND LOWRY ROAD REHABILITATION, CITY PROJECT NO. 01-29**

*Required Action: Motion*

Plans and specifications have been prepared for the 7<sup>th</sup> Street and Lowry Road Rehabilitation project. This project consists of base repair of failed pavement areas, asphalt concrete pavement milling, installation of pavement reinforcing fabric, asphalt concrete overlay, replacement of impacted traffic signal detector loops, replacement of pavement striping, removal of two sets of inactive spur railing tracks along 7<sup>th</sup> Street and installing sidewalk, curb and gutter.

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

- B. **Resolution of the City Council of the City of Union City AWARDING CONTRACT TO YOUNGER-WUNAR, INC., OF EL CERRITO FOR OLD ALVARADO/CESAR CHAVEZ PARK GAZEBO, CITY PROJECT NO. 01-06**

*Required Action: Motion*

It is requested Council award the contract for Old Alvarado/Cesar Chavez Park Gazebo to Younger-Wunar, Inc., of El Cerrito. This project consists of replacing the existing deteriorated wooden gazebo with a structure made of metal and wrought iron. The new gazebo will meet ADA access requirements and meet design standards for this historical district.

- C. **Resolution of the City Council of the City of Union City AWARDING CONTRACT TO TRI-MODE, INC., OF PLEASANTON TO REPLACE EMERGENCY GENERATOR AT FIRE STATION NO. 2, CITY PROJECT NO. 02-27**

*Required Action: Motion*

It is recommended Council award contract to Tri-Mode, Inc., of Pleasanton to replace the existing generator which has insufficient capabilities to meet the current load capacities. The new generator system will meet current and future anticipated load capacities for the entire facility.

- D. **Resolution of the City Council of the City of Union City REJECTING ALL BIDS AND AUTHORIZING AWARD OF NEGOTIATED CONTRACT FOR SITE PREPARATION**

*Required Action: Motion*

It is being recommended for Council to reject all bids that were received regarding the special provisions that need to be made to accommodate the temporary relocation of frail elderly residents of El Arroyo Mobile Home Park and their caretakers.

- E. **Rejection of Claim No. 535**

*Required Action: Motion*

Eleanora Arbini filed a claim alleging police harassment.

**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*

B. Request by Councilmember Dutra-Vernaci for discussion regarding animal shelter contract with City of Fremont

*Required Action: Information*

**XVII. GOOD OF THE ORDER**

**XVIII. ADJOURNMENT**