

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  
JANUARY 14, 2003, 6:00 P.M.  
COUNCIL CONFERENCE ROOM  
34009 ALVA RADO-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** (Resolution)  
(Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9)
- Potential Cases: Two
- B. **CONFERENCE WITH LABOR NEGOTIATORS**  
(Pursuant to Section 54957.6)
- Agency designated representatives: Sheila Mohan, Administrative Services Director; David Berger, City Manager; Michael Riback, City Attorney
- Unrepresented employees: City Council
- 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 510-471-3232, ext. 348.

Resolution 2338-03

Ordinance 602-03

Redevelopment Reso. 271-03

**AGENDA FOR THE REGULAR  
CITY COUNCIL MEETING OF  
THE CITY OF UNION CITY  
TUESDAY, JANUARY 14, 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 City Council meeting of Monday, December 2, 2002

*Required Action: Motion*

B. Approval of minutes of the Adjourned Regular City Council meeting of Monday, December 9, 2002

*Required Action: Motion*

C. Approval of minutes of the Adjourned Regular and Regular City Council meeting of Tuesday, December 10, 2002

*Required Action: Motion*

**IV. APPROVAL OF MINUTES (continued)**

D. Approval of minutes of the Adjourned Regular City Council meeting of Tuesday, December 17, 2002

*Required Action: Motion*

**V. PROCLAMATIONS/PRESENTATIONS**

A. Resolution acknowledging and commending The Masonic Home

*Required Action: Present*

Resolution to be presented to Debi Stebbins and Rob Fallon in recognition of the Masonic Home for its support of civic events like the Volunteer Recognition Awards and the Holiday on The Hill celebration.

**VI. ORAL COMMUNICATIONS**

*Comments from the floor on non-agenda items will be accepted for a period of 1/2 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 and recommendation on options for Re-engineering the City-Wide Landscape and Lighting Assessment District #2

*Required Action: Motion*

A report outlining the City's options for re-engineering the existing Landscape and Lighting District #2, including compliance with Proposition 218 and potential recovery of inflationary cost increases accrued since 1997.

B. Request for Letter Supporting Proposed Regional Measure II, Toll Bridge Increase State Legislation to Fund Transit Projects, Including Dumbarton Rail

*Required Action: Motion*

## VIII. REPORTS FROM CITY MANAGER (continued)

C. Status report regarding negotiations on a Renewed Cable Television Service Franchise Agreement with Comcast/AT&T

*Required Action: Direction regarding Feasibility Study*

D. Council Discussion on changing the General Municipal Election Dates

*Required Action: Discussion*

## IX. REDEVELOPMENT AGENCY

A. Second Amended and Restated Five-Year Implementation Plan (Resolution)

*Required Action: Motion*

Revision to the Amended and restated Five-Year Implementation Plan to incorporate the adopted two-year Capital budget, to incorporate a policy to emphasize housing rehabilitation; to fund the Housing Down Payment Assistance Program; to fund the remaining gap in the Senior Assisted Living Facility; and, to transfer funding to accommodate the additional land required for the Mission Gateway Affordable Housing project.

## X. AUTHORITIES/AGENCIES

A. Resolution of the Board of Directors of the Union City Public Financing Authority Authorizing Purchase and Sale of Community Redevelopment Agency of the City of Union City Refunding Tax Allocation Bonds for the City of Union City Community Redevelopment Project and Approving Certain Related Documents and Authorizing Certain Other Actions

*Required Action: Motion*

This is a technical correction to properly notice the convening of the Union City Public Financing Authority (the "Authority") and to ratify the adoption by the Authority of Resolution No. 14. There is no change to Resolution No. 14 that was adopted by the Public Financing Authority at the meeting held December 10, 2002. Nor are there any changes to Resolutions No. 270-02 and No. 2336-02 that were concurrently adopted by the Agency Board and City Council respectively at the meeting held December 10, 2002. A copy of the staff report and exhibits presented on December 10, 2002 are available upon request to the City Clerk.

## XI. CONSENT CALENDAR/RESOLUTIONS

A. Rejection of Claim No. 532

*Required Action: Motion*

Yolanda Higareda filed a claim for damages allegedly caused by the use of a tractor mower.

B. Final Reading Ordinance No. 600-02: **ORDINANCE OF THE CITY OF UNION CITY AMENDING TITLE 18 OF THE UNION CITY MUNICIPAL CODE AT-01-02**

*Required Action: Motion*

Initiated by the City of Union City to amend the text of Chapter 18.40 (Industrial Districts) of the Union City Zoning Ordinance

C. Final Reading Ordinance No. 601-02 **AN ORDINANCE OF THE CITY OF UNION CITY AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF UNION CITY A-04-02, PSSC PROPERTY**

*Required Action: Motion*

Initiated by Gruen & Gruen & Associates on behalf of the Pacific States Steel Corporation, and KB HOME, to construct 119 single-family homes, 216 townhouses to establish a parcel designated as Research and Development Campus (RDC). The property is located south of the PG & E property and the M-Line channel, north of the city of Fremont city limit line, and is bounded to the east by the Union Pacific Railroad tracks and to the west by the former Western Pacific tracks and the BART tracks. The site is approximately 61 acres and is addressed as 1051 Krafile Road, Fremont (APN 87-11-5 and 6, and 87-017-1 and 2).

D. Introduction of Ordinance: **ORDINANCE OF THE CITY OF UNION CITY ADDING SECTION 1.01.120 TO AND AMENDING SECTIONS 5.16.110 AND 3.18.110 OF THE UNION CITY MUNICIPAL CODE CONCERNING CLAIMS AGAINST THE CITY FOR MONEY AND/OR REFUNDS OF TAX OVERPAYMENTS**

*Required Action: Motion*

This ordinance creates a process for the filing of any claims against the City for money, damages, or refunds, that are currently not covered by the State Tort Claims Act. Such claims may include refunds for alleged overpayments of a City tax.

**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 Valle for discussion on campaign signs

*Required Action: Motion*

**XVII. GOOD OF THE ORDER**

**XVIII. ADJOURNMENT**