

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  
MAY 11, 2004, 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, Valle, Vice Mayor Fernandez, Mayor Green

II. **CLOSED SESSION:**

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

Agency designated representatives: City Manager Larry Cheeves; Deputy City Manager Tony Acosta; Rich Digre, Administrative Services Director

Employee Organization: Local 790, Police Officers Association, Professionals, Fire, Management

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 6:00 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 2634-04

Ordinance 626-04

Redevelopment Reso. 294-04

**AGENDA FOR THE REGULAR  
CITY COUNCIL MEETING OF  
THE CITY OF UNION CITY  
TUESDAY, MAY 11, 2004, 7:00 P.M.  
COUNCIL CHAMBERS  
34009 ALVARADO-NILES ROAD  
UNION CITY, CALIFORNIA**

**I. PLEDGE OF ALLEGIANCE**

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

**III. UNFINISHED BUSINESS - NONE**

**IV. APPROVAL OF MINUTES**

- A. Approval of minutes of the Adjourned Regular and Regular City Council meeting of Tuesday, April 27, 2004  
*Required Action: Motion*

## V. PROCLAMATIONS/PRESENTATIONS

### A. Proclamation proclaiming week of May 16-22, 2004 as Emergency Medical Services Week

*Required Action: Present*

This resolution recognizes the emergency medical services professionals who provide lifesaving care to those in need 24 hours a day, seven days a week.

### B. Resolution in honor of Dispatcher Clerk of the Year

*Required Action: Motion*

The Records and Communications Section of the Police Department continue to recognize members of their Section who display individual effort and professionalism. The Union City Police Officer's Association has chosen Raquel Barragan as the Dispatcher/Clerk of the Year for 2003.

### C. Presentation by the 2004 Tri City Relay for Life sponsored by the American Cancer Society

*Required Action: Accept*

Cathy Norvell, representing the 2004 Tri-City Relay for Life, will be presenting a video on "A Race to Find a Cure" to be held on June 26/27, 2004.

### D. Presentation by Alameda County Water District

*Required Action: Accept*

Representatives from the Alameda County Water District will present information regarding chloramine disinfection of the water in the Tri-city area.

### E. Presentation by Alameda County Mosquito Abatement District and Resolution declaring May 3-9, 2004 as Mosquito and Vector Control and West Nile Virus Awareness Week

*Required Action: Motion*

West Nile virus is a mosquito-borne disease that can result in debilitating cases of meningitis and encephalitis and death to humans, horses, avian species and other wildlife. This presentation and adoption of the resolution can increase public awareness of the West Nile threat and encourage residents to eliminate mosquito-breeding sites on their property and take appropriate precautions when mosquito activity is high.

**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 XIII of the agenda if they wish.*

**VII. HEARINGS - NONE**

**VIII. REPORTS FROM CITY MANAGER**

**A. Fiscal Year 2004-05 Budget**

*Required Action: Accept report and provide policy direction*

This report continues the practice of providing periodic updates to the City Council on the status of the Fiscal Year 2004-05 General fund budget. This report contains budget balancing initiatives approved at the April 27, 2004 Council meeting and corrections to previously presented material as staff continues to develop the proposed budget to be submitted by the City Manager later this month.

**IX. REDEVELOPMENT AGENCY - NONE**

**X. AUTHORITIES/AGENCIES - NONE**

**XI. REPORTS FROM CITY COMMISSIONS/COMMITTEES - NONE**

## XII. CONSENT CALENDAR/RESOLUTIONS

*(All matters listed under the Consent Calendar are considered routine City Council or Redevelopment Agency items by the City Staff and may be enacted by the City Council/Agency by one motion in the form listed below. There will be no separate discussion of these items unless, before the City Council/Agency votes on the motion to adopt, Members of the City Council/Agency, staff, or the public request specific items to be removed from the Consent Calendar for separate action).*

A. Resolution of the City Council of the City of Union City **DECLARING CERTAIN VEHICLES AND EQUIPMENT NOT IN USE AS SURPLUS**

*Required Action: Motion*

Two buses have reached the end of their useful services lives and have been replaced with Compressed Natural Gas buses. Staff is evaluating the feasibility of recycling the buses for use as Leisure Services transportation vehicles. This resolution declares the two buses as surplus and authorizes the sale of the vehicles at auction, should internal City re-use prove impractical.

B. Resolution of the City Council of the City of Union City **APPOINTING COUNCILMEMBER DUTRA-VERNACI AS VOTING DELEGATE AND TONY ACOSTA AS ALTERNATE TO THE LEAGUE OF CALIFORNIA CITIES GENERAL ASSEMBLY SPECIAL MEETING**

*Required Action: Motion*

The Executive Committee of the League Board of Directors has called a Special Meeting of the General Assembly for Thursday, May 13, 2004. To expedite the conduct of business, each city council should designate a voting representative and an alternate who will be present at the meeting.

C. Resolution of the City Council of the City of Union City **APPROVING THIRD AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF UNION CITY AND THE PROFESSIONAL EMPLOYEES GROUP**

*Required Action: Motion*

This resolution approves the Third Amendment to the Memorandum of Understanding between the City and the Professional Employees Group to incorporate the negotiated changes.

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

D. Final Reading Ordinance No. 624-04: **AN ORDINANCE OF THE CITY OF UNION CITY AMENDING TITLE 18 OF THE UNION CITY MUNICIPAL CODE AT-03-04**

*Required Action: Motion*

a. **Add new Chapter 18.38 Station Mixed Use District**

The proposal is to add Chapter 18.38, Station Mixed Use District, to provide for high-density, mixed use development in the area around the Union City BART Station. The text shall include permitted and conditionally permitted uses, performance standards, setbacks, design criteria, and other standards for development.

b. **Modify Chapter 18.36, Commercial Districts**

The proposal is to add a new section to Commercial Districts known as Section 18.36.190, Sidewalk Café Standards to allow café seating within public sidewalk areas.

E. **Rejection of Claim No. 578**

*Required Action: Motion*

The City's Claim Administrator is requesting rejection of Claim No. 578 filed by Valerie Hodges for alleged injury as a result of a trip and fall from a water main vault which is the property of Alameda County Water District.

XIII. **ORAL COMMUNICATIONS**

XIV. **CORRESPONDENCE - NONE**

XV. **APPROVAL OF BILLS - MONTH OF APRIL**

A. **Approval of disbursements for payment for Month of April 2004**

*Required Action: Motion*

**XVI. SCHEDULED ORAL COMMUNICATIONS -NONE**

**XVII. ITEMS REFERRED BY COUNCIL**

- A. Oral reports by Councilmembers on meetings of County or Regional Boards and Commissions

*Required Action: Information Only*

**XVIII. GOOD OF THE ORDER**

**XIX. ADJOURNMENT**