

**MINUTES
CITY OF UNION CITY
CITY COUNCIL/REDEVELOPMENT AGENCY MEETING
May 9, 2006, 7:00 P.M.**

I. CALL TO ORDER: Mayor Green called the meeting to order at 7:10 p.m.

- I.a Pledge of Allegiance: Mayor Green led the flag salute, followed by the National Anthem performed by the University of the Philippines Concert Choir
- I.b Roll Call: Present: Councilmembers Dutra-Vernaci, Fernandez, Navarro, Vice Mayor Valle, Mayor Green

II. UNFINISHED BUSINESS - None

III. PROCLAMATIONS AND PRESENTATIONS

- 3.a Proclamation recognizing the University of the Philippines Concert Choir Performance and Visit to Union City

After the choir performed the City Song, Council presented the Choir with a proclamation recognizing their visit to Union City and their recent performance at James Logan High School.

- 3.b Proclamation recognizing May as Older Americans Month

Hugh McNamara accepted the proclamation and noted the upcoming pancake feed at Ruggeri Senior Center. He spoke of the need for more senior housing.

- 3.c Proclamation recognizing May 12 – 21 as Affordable Housing Week

Benny Kwong, representing the Alameda County Housing Authority, accepted the proclamation.

- 3.d Proclamation recognizing May 14 – 20 as Emergency Medical Services Week

EMS Division Chief Marlene Rivers accepted the proclamation. She spoke of the dedicated service performed by the Union City EMS Team.

- 3.e Proclamation recognizing John McInnis, 2006 Firefighter/Paramedic of the Year

John McInnis, Firefighter/Paramedic, thanked the Council and the community for the honor bestowed on him.

- 3.f Proclamation recognizing Darin Guardanapo, 2006 Firefighter/EMT of the Year

Darin Guardanapo, Firefighter/EMT, thank Council for the recognition.

IV. ORAL COMMUNICATIONS

Maria Adas read a prepared statement concerning installation of the traffic light at Tidewater Drive and Smith Street, the need for weeding and water in the median, and the abatement of graffiti in the area of the railroad.

Public Works Director Cheng advised that the City is awaiting final approval of the traffic signal plans from the railroad.

In response to Mayor Green, City Manager Cheeves explained the process for selecting medians in need of improvement and advised that it was part of the budget process.

V. CONSENT CALENDAR – Items 5.a, 5.b, 5.c and 5.e were pulled for separate action.

5.d Adopted **Resolution No. 3175-06** authorizing a funding agreement with the Metropolitan Transportation Commission for the 2006 Spare-the-Air/Free Transit Campaign

5.f Adopted **Resolution No. 3167-06** in support of the Alameda County Climate Protection Project through the City's participation in the campaign, approved an allocation of \$10,000 from Union City's Waste Import Mitigation Fund and membership in ICLEI – Local Governments for Sustainability

5.g Approved Regular Meeting Minutes of April 25, 2006

5.h Rejected Claim No. 650 presented by Patricia Coronado as recommended by the City's Claims Adjuster

5.i Rejected Claim No. 666 presented by Belinda Sapida as recommended by the City's Claims Adjuster

5.j Rejected Claim No. 661(b) presented by Sukhvinder Singh as recommended by the City's Claims Adjuster

5.k Adopted **Resolution No. 3168-06** opposing the Federal Communications, Opportunity, Promotion, and Enhancement Act of 2006 (COPE)

5.l Adopted **Resolution No. 3169-06** opposing AB 2922 regarding Redevelopment Agency Affordable Housing Set Asides

Motion: It was m/s by Fernandez/Valle to approved Consent Items 5.d, 5.f, 5.g, 5.h, 5.i 5.j, 5.k and 5.l as submitted and recommended by staff. Motion carried unanimously.

5.a Adopt a Resolution approving Tentative Parcel Map TPM 8812; subdividing a 10,000 square foot property located at 33724 5th Street into two (2) 5,000 square foot parcels; Simardeep Kaur, applicant

Hugh McNamara noted that the home located on the property was built in 1939.

Motion: It was m/s by Green/Dutra-Vernaci to adopt **Resolution No. 3170-06** approving Tentative Parcel Map TPM 8812; subdividing a 10,000 square foot property located at 33724 5th Street into two (2) 5,000 square foot parcels; Simardeep Kaur, applicant, as recommended by staff. Motion passed unanimously.

- 5.b Adopt a Resolution approving a professional services agreement with Bureau Veritas/Berryman & Henigar in the amount of \$165,000 for the preparation of Decoto District Drainage and Street Improvement Master Plan, Project No. 06-08

Councilmember Dutra-Vernaci advised of a conflict of interest due to her owning property in the Decoto area and left the Council Chamber.

Vice Mayor Valle noted that he lives within the Decoto area and asked if he needed to recuse himself from the item. City Attorney Riback advised that the requested action would not pose a conflict of interest.

Motion: It was m/s by Green/Fernandez to adopt **Resolution No. 3171-06** approving a professional services agreement with Bureau Veritas/Berryman & Henigar in the amount of \$165,000 for the preparation of Decoto District Drainage and Street Improvement Master Plan, Project No. 06-08 as recommended by staff. Motion passed with Councilmember Dutra-Vernaci absent (recused).

- 5.c Adopt a Resolution awarding a contract to Nelson/Nygaard Consulting Associates in the amount of \$37,675 to prepare a Transit Alternatives Study

Motion: It was m/s by Fernandez/Navarro to adopt **Resolution No. 3172-06** awarding a contract to Nelson/Nygaard Consulting Associates in the amount of \$37,675 to prepare a Transit Alternatives Study as recommended by staff. Motion carried unanimously.

- 5.e Adopt a Resolution authorizing the application for grant funds from the Used Oil Recycling Fund under the California Oil Recycling Enhancement Act and participation in a cooperative project

Vice Mayor Valle advised of a conflict of interest due to his employment with TriCED and left the Council Chamber.

Councilmember Dutra-Vernaci asked about the locations of the drop-offs. City Manager Cheeves noted that most oil changing businesses accept used motor and that TriCED has curbside pickup on scheduled recycling days.

Motion: It was m/s by Dutra-Vernaci/Fernandez to adopt **Resolution No.3173-06** authorizing the application for grant funds from the Used Oil Recycling Fund under the California Oil Recycling Enhancement Act and participation in a cooperative project, as recommended by staff. Motion passed with Vice Mayor Valle absent (recused).

VI. PUBLIC HEARINGS: None

VII. CITY MANAGER REPORTS

- 7.a Consideration of an Ordinance repealing Chapter 2.27 of the Municipal Code pertaining to the Arts Council and adding Chapter 2.27 to the Municipal Code establishing a Public Art Review Board; and a Resolution adopting Public Art Policies and Guidelines. Deputy City Manager Acosta presented the staff report and provided a brief history of the issue.

Vice Mayor Valle suggested that language be included to define staffs role in screening arts projects.

Hugh McNamara noted that within the City of Manteca, large walls are painted with murals depicting the city's heritage and history.

Motion: It was m/s by Green/Navarro to introduce and waive first reading of **Ordinance No. 669-05** repealing Chapter 2.27 of the Municipal Code pertaining to the Arts Council and adding Chapter 2.27 to the Municipal Code establishing a Public Art Review Board; and to adopt **Resolution No. 3174-06** approving public Art Polices and Guidelines as recommended by staff. Motion passed unanimously.

VIII. REDEVELOPMENT AGENCY: None

IX. AUTHORITIES AND AGENCIES: None

X. CITY COMMISSION/COMMITTEE REPORTS

- 10a. Report and recommendations from the Park & Recreation Commission regarding restoration of funding to youth and teen programs

Deputy City Manager Acosta introduced the staff report.

Mayor Green encouraged a joint meeting of the Park & Recreation Commission and the Youth Commission regarding the report and recommendations.

Councilmember Dutra-Vernaci agreed that this item should be referred to the Youth Commission for input.

Vice Mayor Valle agreed and suggested that the item should be presented by Chairs of both the Park & Recreation and Youth Commissions.

Grace Valencia spoke of the need for safe environment and activities for the youth in the Decoto area. She felt that activities should be free for Union City kids.

Mary Schlarb, representing COR Organization, addressed the need for safe, free, and affordable programs for the youth, particular those in the Decoto and Contempo areas. She felt the programs need to work for all kids as they are worth the investment.

City Manager Cheeves advised that the City is at the end of the first year of an adopted two-year budget, and that staff can return to Council during the next budget process with options regarding programs and funding.

Deputy City Manager Acosta advised that additional dialogue between the Park & Recreation Commission and Youth Commission will take place sometime near the end of May or early June to discuss this issue further.

XI. ORAL COMMUNICATIONS: None

XII. SCHEDULED ORAL COMMUNICATION: None

XIII. ITEMS REFERRED BY COUNCIL

13.a Oral reports by Councilmembers on meetings of County or Regional Boards and Commissions

Councilmember Navarro advised that he attended a recent ribbon cutting and participated in the Union Sanitary District's tour of facilities and project under way.

XIV. GOOD OF THE ORDER

Councilmember Dutra-Vernaci noted that this Saturday at 6:00 p.m. Paddy's Coffee House would be hosting an artist reception.

Vice Mayor Valle reported on the Youth Commission Summit.

In response to Vice Mayor Valle's status inquiry of the Olsen Group project, Community Development Director Leonard advised that staff is working with the citizens group that meets regularly on the project, and that community workshops and public hearings will be held with both the City Council and Planning Commission. Vice Mayor Valle suggested that meetings with residents in the neighborhood be held to get their input.

Councilmember Dutra-Vernaci agreed and advised that there is a great amount of misinformation about the size of the buildings and the density.

Mayor Green noted that Mission Gateway opened, and complemented staff on a great job. He felt this project should be the minimum standard for all future condominium projects.

Councilmember Fernandez asked if there was an inventory of the number of kids looking for youth programs. He felt information of this sort would be helpful in assessing the need for programs.

Councilmember Navarro thanked staff for sending the proposed Sunol Compost EIR report out on the CD, and asked when the issue would return to the Council for action. City Manager Cheeves advised that Council action was not necessary at this time and that Mayor Green has put discussion of the issue hold based on Waste Management Authority's staff determination that they did not need individual actions by the represented cities.

Mayor Green advised that he would be voting in favor of the proposal.

XV. ADJOURNMENT: There being no further business, Mayor Green adjourned the meeting at 9:18 p.m.