

**MINUTES
CITY OF UNION CITY
CITY COUNCIL/REDEVELOPMENT AGENCY MEETING**

**Tuesday, October 10, 2006
7:00 P.M.**

**COUNCIL CHAMBERS
34009 ALVARADO NILES ROAD**

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

- a. Pledge of Allegiance – Mayor Green lead the flag salute.
- b. Roll Call – Present: Councilmembers Dutra-Vernaci, Fernandez, Navarro, Vice Mayor Valle, Mayor Green.

Mayor Green read aloud the rules of proper conduct.

II. UNFINISHED BUSINESS – None.

III. PROCLAMATIONS AND PRESENTATIONS

- a. Proclamation in Recognition of the Visit of an Official Delegation of Public Officials and Educators from the Kingdom of Thailand, City of Chiang Rai on October 10, 2006

Mayor Green read the Proclamation aloud and a representative of the delegation accepted on behalf of the Public Officials and Educators from the City of Chiang Rai. The delegates presented three selections of framed art to the Mayor and Councilmembers. Human Relations Commissioner Lee Guio addressed the assembly with welcoming remarks. Council recessed at 7:25 p.m. for a reception in honor of the delegation. Mayor Green reconvened the Council meeting at 7:50 p.m.

IV. ORAL COMMUNICATIONS – None.

V. CONSENT CALENDAR

- a. Waived Further Reading of Proposed Ordinance (Permits reading the title only in lieu of reciting the entire text of any proposed Ordinance).
- b. Approved Minutes for the Work Session of August 1, 2006, Special Meetings of September 26, 2006, and Regular Meeting of September 26, 2006.
- c. Adopted **Ordinance No. 678-06** Amending Chapters 2.20, 2.21, 2.24, 2.25, 2.26, 2.27 and Adding Chapter 2.19 of the Union City Municipal Code relating to reimbursement of expenses for members of City Boards, Commissions and Committees.
- d. Adopted **Ordinance No. 679-06** amending Title 18, Zoning, of the Municipal Code to provide further clarification on Industrial Planned Unit Developments, findings for

Administrative Site Development Review and Site Development Review, expansion of non-conforming single-family residences and senior housing parking standards.

- e. Adopted **Resolution No. 3259-06** Approving Contract Change Order No. 17 and Review of Change Orders 1 through 23; Union City Sports Center Project, City Project No. 02-12.
- f. Adopted **Resolution No. 3260-06** of the City Council adopting the National Incident Management System (NIMS), Standardized Emergency Management System (SEMS), and Incident Command System (ICS) as the standard practice for all emergency responses.
- g. Adopted **Resolution No. 3261-06** amending the City's Authorization, Compensation and Classification Plans, authorizing the reclassification of Personnel Specialist to Personnel Analyst I.
- h. Adopted **Resolution No. 3262-06** of the City Council of the City of Union City Authorizing Revision to the Employee Housing Assistance Program (EHAP).
- i. Accepted the Annual Report for Fiscal Year 2005-06 concerning sources and uses of Development Fees pursuant to Government Code Section 66006, et seq.

It was moved by Councilmember Fernandez, seconded by Vice Mayor Valle, to approve Consent Items 5.a through 5.i as recommended by staff. Motion carried unanimously.

Item 10.a was advanced and heard at this time (7:55 p.m.) See Section 10.a on pages following for the minutes of action taken.

VI. PUBLIC HEARINGS

- a. Public Hearing and Resolution to consider adoption of the Pedestrian and Bicycle Master Plan. Pursuant to CEQA, a Negative Declaration has been prepared for this project.

Planning Manager Joan Malloy presented the staff report, noting revisions had been incorporated as previously recommended by Council. Council considered and discussed the final draft Pedestrian and Bicycle Master Plan and provided comments to staff, including suggestions for better signage and enforcement on Dyer; potential use of right-of-way caution 'pyramids'; potential use of trail switchbacks to allow better access to trails for pedestrians; and, establishing a dialogue with the Liberty Park Homeowners Association for improving all types of access.

Mayor Green opened the public hearing. Barry Ferrier complimented staff on the Master Plan document, but expressed concern about the rise at the intersection of Alvarado and Dyer. Hugh McNamara noted his agreement regarding the rise at Alvarado and Dyer, and also asked about a pipe being installed by the Dumbarton Bridge near Paseo Padre Parkway. There were no other speakers on the matter. Mayor Green closed the public hearing.

City Manager Cheeves noted the consultant would review the signal timing at the intersection at Alvarado and Dyer to verify sufficient time has been programmed to allow seniors and others to cross safely. Economic and Community Development Director Leonard stated staff would be returning to Council with a report regarding a potential bicycle parking ordinance before the end of the year.

It was moved by Vice Mayor Valle, seconded by Councilmember Navarro, to accept the report and to approve **Resolution No. 3263-06** adopting the pedestrian and bicycle master plan. Motion carried unanimously.

VII. CITY MANAGER REPORTS

- a. Adopt a resolution setting the reimbursement rate for use of Council Member's personal vehicles for City business at \$100.00 per month or as documented by the Council Member

City Manager Cheeves presented the staff report. It was moved by Councilmember Dutra-Vernaci, seconded by Councilmember Navarro, to adopt **Resolution No. 3264-06** setting the reimbursement rate for use of Council Member's personal vehicles for city business at \$100.00 per month, or as documented by the Council Member. Motion carried unanimously.

VIII. REDEVELOPMENT AGENCY – None.

IX. AUTHORITIES AND AGENCIES – None.

X. CITY COMMISSION/COMMITTEE REPORTS

- a. Report and Recommendations from the Parks and Recreation Commission Regarding Possible Names for the Park Located at Williams and Davis Streets

(This item was advanced on the agenda and heard at 7:55 p.m., immediately following the Consent Calendar.)

Deputy City Manager Acosta presented the staff report and responded to questions from Mayor Green. Councilmember's discussed various options for potential names for the park located at Williams and Davis Streets (Ponderosa Cove subdivision). At the suggestion of Mayor Green, and with the concurrence of Councilmembers, staff was directed to ask residents in the neighborhood for name suggestions and return to Council with a follow-up report on November 28, 2006.

- b. Report and Recommendations from the Park and Recreation and Youth Commissions Regarding Priorities for Possible Expansion of Youth Serving Programs in Union City

Deputy City Manager Acosta presented the staff report and responded to questions from Councilmembers. Vice Mayor Valle stated that, with Council concurrence, he would agendize for the next joint subcommittee meeting with New Haven Unified School District, a discussion regarding program eligibility for Proposition 49 funding. Deputy City Manager Acosta stated the deadline for submitting proposals for Proposition 49 funding is early November, and noted that Education Code requirements would have to be met and a detailed analysis done with school district staff taking the lead. Council will consider increased funding for youth programs in conjunction with formulating the Fiscal Year 2007-08 budget.

XI. ORAL COMMUNICATIONS

Barry Ferrier suggested looking at ways to encourage expanded use of the skateboard park. Councilmembers provided comment. Mayor Green expressed an interest in reviewing current usage statistics for the skateboard park.

XII. SCHEDULED ORAL COMMUNICATION – None.

XIII. ITEMS REFERRED BY COUNCIL

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

Vice Mayor Valle reported he would be attending a meeting next Wednesday for the Associated Community Action Program.

Councilmember Navarro reported he had attended the Fire Department's fundraisers for the Make-A-Wish Foundation.

Councilmember Fernandez reported he had participated in a recent site visit to view some projects done by a potential developer for the intermodal transit center.

XIV. GOOD OF THE ORDER

Councilmember Fernandez noted the Contempo fencing appeared to be working to reduce the flow of youth around the Four Corners area, and suggested fencing might also be considered in another area near the Auto Zone in the Four Corners to deter foot traffic and loitering by youth.

Councilmember Navarro noted the wall fencing on the Island Pacific side was working well, but youth are using a path by the dentist office as an escape route.

Councilmember Navarro suggested the two stop signs on Royal Ann are unnecessary, and further noted the electronic signs are working well. Mayor Green asked what steps would be necessary to remove the stop signs. City Manager Cheeves stated staff would evaluate the situation and report back on what would be required to remove the signs.

Councilmember Navarro commented about the weeds and trash on a vacant lot at Amaral and Whipple.

Councilmember Navarro asked if the \$2,000 budgeted for use by the Arts Council could be used by the Public Art Review Board to purchase hangers for displaying art. Deputy City Manager Acosta acknowledged the budgeted funds remain unused at present. Staff will return with a report in the near future recommending legitimate uses for the money.

Councilmember Dutra-Vernaci stated she had received some information from Life Chiropractic College West regarding no-cost events for the elderly on topics related to preventing arthritis, osteoporosis, posture and balance, and requested the information be placed over at the Senior Center.

Councilmember Dutra-Vernaci requested staff return with a report regarding current and ongoing economic development efforts and results. City Manager Cheeves stated staff would return with information for Council consideration at the November 28, 2006 meeting.

Vice Mayor Valle asked about the status of adopting the Union City Transit Plan, noting a resident had inquired about the inclusion of a possible route to the Sikh temple. Public Works Director Cheng stated she would confirm that AC Transit was looking into providing service to the temple, and noted the transit plan was undergoing another level of citizen review but it was anticipated the plan would return to Council for approval in November 2006.

Mayor Green inquired if Councilmembers had responded to the City Clerk regarding distribution of AB 1234 ethics training certificates to outside boards and committees upon which Councilmembers currently serve. City Attorney John Bakker noted the legislation was unclear about whether notifying the agencies was required, but agreed it would be prudent to do so. City Manager Cheeves acknowledged the City Clerk would be responsible for forwarding copies of the training certificates to the various boards and committees on behalf of Councilmembers.

Mayor Green requested staff arrange for a 10 minute presentation at the next Council meeting on the Green Point Rated program for environmentally responsible homes.

Councilmember Fernandez suggested incentives be considered in the city's fee structure to encourage the use of solar panels, and noted the special expertise required when inspecting solar panels. Economic and Community Development Director Leonard noted the League of California Cities is conducting a survey in response to Sierra Club efforts in that regard.

Mayor Green noted he was pleased to have received a copy of a letter of support for the Dumbarton corridor from the Executive Director of the Port of Oakland.

Mayor Green adjourned the meeting to a Closed Session at 9:15 p.m.

XV. CLOSED SESSION

Closed Session - Conference with Real Property Negotiators

Pursuant to Section 54956.8 of the Government Code

Property: Block bounded by D St., E St., 2nd St., and Mission Blvd.

(APN 486-0002-028-00, 486-003-029-00, 486-0003-035-00, 486-003-030-00, 486-0003-034-01, 486-0003-034-01)

Agency negotiators: Mark Leonard, Mark Evanoff

Negotiating party: The Olson Company

Under negotiation: Price and terms

XVI. ADJOURNMENT

There being no further business, Mayor Green adjourned the Closed Session at 10:10 p.m.

Respectfully submitted,

Renee Elliott, City Clerk