

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

**TUESDAY, OCTOBER 23, 2007  
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.

I.a Pledge of Allegiance – Mayor Green led the salute to the flag.

I.b Roll Call

Present: Councilmembers Dutra-Vernaci, Fernandez, Valle, Vice Mayor Navarro,  
Mayor Green

Absent: None

**II. UNFINISHED BUSINESS - None**

**III. PROCLAMATIONS AND PRESENTATIONS**

3.a Adopt a Resolution Proclaiming October 27, 2007 to be *Make a Difference Day* in Union City

Mayor Green read the resolution aloud and presented it to Grounds Supervisor Kirk who expressed his appreciation and spoke about the various projects planned for the *Make a Difference Day* event.

3.b Reception and Dedication of Tom Kitayama Council Chambers

Mayor Green acknowledged the presence of former Mayor Dick Oliver.

Mayor Green read the resolution aloud and presented it to Mrs. Kitayama and family members present.

Mayor Green recessed the meeting at 7:17 p.m. to a reception and an unveiling of a bust of Mayor Kitayama in the lobby of City Hall.

Mayor Green reconvened the meeting 7:48 pm

**IV. ORAL COMMUNICATIONS – None.**

## V. CONSENT CALENDAR

It was moved by Councilmember Dutra-Vernaci, seconded by Councilmember Fernandez, to approve Consent Items 5.a through 5.f as recommended by staff. Motion carried unanimously.

- 5.a Motion to Waive Further Reading of Proposed Ordinance (This permits reading the title only in lieu of reciting the entire text of any proposed Ordinance)
- 5.b Approved Minutes for the Special and Regular Meetings of October 9, 2007
- 5.c Adopted **Resolution No. 3441-07** Amending the City's Authorization, Compensation, and Classification Plans to Reclassify Hazardous Materials Inspector to Senior Hazardous Materials Inspector
- 5.d Adopted **Resolution No. 3442-07** Awarding an Emergency Generator at Fire Station No. 1, City Project No. 02-27
- 5.e Adopted **Resolution No. 3443-07** Awarding the Purchase of One (1) SUV for the Fire Department, City Project No. 07-17
- 5.f Adopt City Council **Resolution No. 3444-07** Declaring its Intention to Authorize the Annexation of Territory to Community Facilities District No. 2006-1 (Public Services), and Adopted **Resolution No. 3445-07** Adopting the Boundary Map Showing Territory Proposed to be Annexed in the Future to Community Facilities District No. 2006-1 (Public Services). These Resolutions Begin the Annexation Process of the Property Located at 4312 Dyer Street (APN 483-0073-002-02) that is Proposed to be Developed into 16 Residential Units by Pacific Gold, LLC

## VI. PUBLIC HEARINGS

- 6.a Introduction of Ordinances Establishing a Comprehensive Update to Title 15, Buildings and Construction of the Union City Municipal Code to Incorporate the 2007 Editions of Five (5) California Building Codes and the 1997 Legacy Editions of Four (4) Uniform Codes Along with Limited Local Amendments

Chief Building Official Diana Raposelli, and Fire Marshall Laura Mapes, presented the staff report and responded to questions from Councilmembers.

Mayor Green opened the public hearing. There were no speakers on the matter. Mayor Green closed the public hearing.

Mayor Green read aloud the titles of the following ordinances being introduced:

- An Ordinance establishing an ADMINISTRATIVE CODE for the City of Union City by amendment of Chapter 15.36 of the Union City Municipal Code
- An Ordinance establishing a BUILDING CODE AND UNIFORM BUILDING CODE STANDARDS for the City of Union City by amendment of Chapter 15.40 of the Union City Municipal Code
- An Ordinance establishing a PLUMBING CODE for the City of Union City by amendment of Chapter 15.48 of the Union City Municipal Code

- An Ordinance establishing a MECHANICAL CODE for the City of Union City by amendment of Chapter 15.52 of the Union City Municipal Code
- An Ordinance establishing an ELECTRICAL CODE for the City of Union City by amendment of Chapter 15.44 of the Union City Municipal Code
- An Ordinance establishing a FIRE CODE for the City of Union City by amendment of Chapter 15.20 of the Union City Municipal Code
- An Ordinance establishing a HOUSING CODE for the City of Union City by amendment of Chapter 15.60 of the Union City Municipal Code
- An Ordinance establishing a DANGEROUS BUILDING ABATEMENT CODE for the City of Union City by amendment of Chapter 15.56 of the Union City Municipal Code
- An Ordinance establishing a BUILDING SECURITY CODE for the City of Union City by amendment of Chapter 15.64 of the Union City Municipal Code

It was moved by Councilmember Valle, seconded by Mayor Green, to introduce the nine (9) Code ordinances and to schedule the public hearing, for the second reading and adoption of the 2007 Triennial Edition of the Codes, for November 13, 2007. Motion carried unanimously.

## VII. CITY MANAGER REPORTS

### 7.a Report and Recommendations Regarding the Upcoming City Council Retreat

Deputy City Manager Acosta presented the staff report and responded to questions from Councilmembers.

Councilmembers directed staff to schedule the retreat for Saturday, December 1, 2007, beginning at 9:00 a.m., at the Union City Sports Center. Staff was further directed to prepare a broadly worded agenda to include discussion of:

- planning for the 2008 parcel tax
- emergency planning and preparedness
- a status update on affordable housing
- underutilized land within the City
- future directions for the City

### 7.b Fiscal Year 2007-08 1st Quarter Report on Budget to Actual Results; Budget Adjustments for FY 2006-07 and FY 2007-08; and Check Disbursement Listing for the period July 1 through September 30, 2007

Administrative Services Director Digre presented the staff report and responded to questions from Councilmembers.

It was moved by Councilmember Valle, seconded by Councilmember Dutra-Vernaci, to accept the informational report and to adopt **Resolution No. 3446-07** Amending Expenditure Appropriations and Revenue Estimates for Fiscal Years 2007/08 and 2008/09. Motion carried unanimously.

## VIII. REDEVELOPMENT AGENCY – None

## IX. AUTHORITIES AND AGENCIES – None

**X. CITY COMMISSION/COMMITTEE REPORTS – None**

**XI. ORAL COMMUNICATIONS - None**

**XII. SCHEDULED ORAL COMMUNICATION – None**

**XIII. ITEMS REFERRED BY COUNCIL**

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

Vice Mayor Navarro reported having attended the Airport Noise Forum.

Councilmember Fernandez stated he would be attending the ABAG meeting on October 26, where Mayor Green will be sworn in as Vice President.

Councilmember Valle stated he would be unable to attend an Alameda County Library Commission meeting, but that [alternate] Vice Mayor Navarro would be attending on behalf of the City.

Councilmember Valle stated a joint meeting with the New Haven Unified School District is scheduled for December 17. Mayor Green requested the joint committee consider a school safety issue at Alvarado Middle School where a cyclone fence, enclosing a pitching warm-up area adjacent to a storage trailer at the baseball field, poses a potential hazard because children frequently attempt to jump over to the cyclone fence enclosure from the top of the storage trailer.

Councilmember Dutra-Vernaci reported attending a League of California Cities East Bay Division meeting on October 18, where City Manager Linda Barton of Livermore spoke about the lack of employees entering the public sector field.

Councilmember Dutra-Vernaci reported the League of California Cities would be holding their second annual fund raiser Bocce Ball Tournament on March 20, 2008.

Councilmember Dutra-Vernaci stated she was scheduled to attend a Housing Commission conference in San Diego the weekend of October 26, and inquired as to the status of Union City's mutual aid response due to the wildfires raging in southern California. City Manager Cheeves stated Union City had deployed eight firefighters to the area. Fire Chief Rodriguez provided an update regarding the grass crews serving in southern California, and stated Union City has a group of four fire fighters in Los Angeles and another group of four firefighters in San Diego. Captain Rodriguez stated those fire personnel would be rotated over the weekend.

Mayor Green stated he had traveled to Washington D.C. last week to participate in a lobbying effort to secure reauthorization funding for a number of transportation projects around Alameda County. Mayor Green stated there was endorsement for the concept that self-help counties be rewarded, not penalized, with more Federal financial assistance.

Mayor Green reported presiding over a Dumbarton Rail Committee meeting in which there was discussion about the progression of design and environmental work, as well as consideration of higher safety standards.

Mayor Green stated he had been elected as Vice President of ABAG, with a term beginning January 1, 2008. Mayor Green stated he had also been elected as Vice Chair of the ABAG Hazardous Materials Committee.

Mayor Green stated he would be moderating an infill panel on building in the city of Oakland in early December.

Mayor Green stated the Waste Management Authority had reported that four of its five elements must be adopted by cities in Alameda County in order for those cities to be eligible for future funding. Union City is the only city that has adopted all five of the elements.

Mayor Green stated the Union City BART station remodel dedication was scheduled for 12 o'clock noon on November 13, 2007.

Mayor Green stated a public work session on Route 84 is scheduled for 5:30 p.m. on October 24, 2007, at the Kitayama School in Union City.

#### **XIV. GOOD OF THE ORDER**

Councilmember Dutra-Vernaci inquired about the necessity for Councilmembers and Planning Commission members to receive *Respect in the Workforce* training. City Manager Cheeves stated he would look into the requirements and inform Councilmembers.

Councilmember Dutra-Vernaci announced the Union City Chamber of Commerce would be holding a business expo at the Crown Plaza on October 25, 2007, from 4-7 p.m.

Councilmember Valle announced the Sikh parade in Union City was scheduled for Sunday, October 28, 2007.

Vice Mayor Navarro stated the speed indicator on Dyer was not working.

Vice Mayor Navarro suggested displaying a banner behind the Mayor's chair at the dais to advertise the upcoming 50<sup>th</sup> Anniversary event to cable viewers.

Vice Mayor Navarro stated he would be attending the Chamber of Commerce business expo on October 25, 2007.

Mayor Green stated he had attended the swearing-in ceremony for the Union City Historic Museum board members on October 20, 2007.

Mayor Green adjourned the regular meeting to closed session at 8:52 pm.

#### **XV. CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATORS** (Pursuant to Government Code Section 54957.6)

Present: Councilmembers Dutra-Vernaci, Fernandez, Valle, Vice Mayor Navarro,  
Mayor Green  
Absent: None

Agency designated representatives:

Larry Cheeves, Tony Acosta, Rich Digre, Eddie Kreisberg

Employee organizations:

International Association of Firefighters, Local 1946; SEIU Local 1021; Department Heads

## **XVI. ADJOURNMENT**

Mayor Green adjourned the closed session at 9:45 p.m. with no reportable action.

Respectfully submitted,

Renee Elliott  
City Clerk