

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

**TUESDAY, NOVEMBER 24, 2009
7:00 P.M.**

**COUNCIL CHAMBERS
34009 ALVARADO NILES ROAD**

A SPECIAL MEETING CLOSED SESSION PRECEDES THE REGULAR MEETING AT 6:30 P.M.

I. CALL TO ORDER

I.a Pledge of Allegiance

I.b Roll Call

Mayor Mark Green

Vice Mayor Carol Dutra-Vernaci

Councilmember Manny Fernandez

Councilmember Jim Navarro

Councilmember Richard Valle

II. UNFINISHED BUSINESS - None

III. PROCLAMATIONS AND PRESENTATIONS

3.a Resolution Recognizing Roger D. Narcisco, President/Commander of the League of Filipino-American Veterans, for His Hard Work, Persistence, and Success in Establishing Veterans Memorial Park in the City of Union City, California

IV. ORAL COMMUNICATIONS

Comments from the audience on non-agenda items will be accepted for a period of 30 minutes. Speakers are limited to three minutes each. Persons wishing to speak must complete a speaker card available at the rear of the Council Chamber or from the City 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 XI of the agenda.

V. CONSENT CALENDAR

All matters listed on the Consent Calendar are considered routine in nature and will be enacted by one motion. If discussion is required on a specific item, it will be removed from the Consent Calendar and considered separately.

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 Approve Minutes for the Special and Regular Meetings of November 10, 2009

5.c Adopt a Resolution Canceling the December 22, 2009 Regularly Scheduled City Council Meeting

- 5.d Reject Claim No. 772, filed by Allstate Insurance for Hung Nguyen, as Recommended by the City's Claims Administrator
- 5.e Reject Claim No. 777, submitted by Jaswinder Sekhon, as Recommended by the City's Claims Administrator
- 5.f Reject Claim No. 788, submitted by Geico Insurance for Bayani Gonzalvo, as Recommended by the City's Claims Administrator
- 5.g Adopt Resolution Authorizing the Executive Director to Execute a Contract with ROMA Design Group to Design and Prepare Construction Drawings for BART Phase 2
- 5.h Adopt a Resolution of the City Council of the City of Union City Authorizing To Auction Certain Vehicles as Surplus
- 5.i Adopt Resolutions of the City Council of the City of Union City (1) Declaring its intention to authorize the annexation of territory into Community Facilities District No. 2006-1 (Public Services) for the Masonic Homes Acacia Creek project, and (2) Adopting the boundary map showing the area proposed to be annexed in the future into Community Facilities District No. 2006-1 (Public Services)
- 5.j Adopt a Resolution for the Acceptance of Public Improvements of Parcel Map 8482; KB Home South Bay Inc., Developer
- 5.k Adopt a Resolution Awarding a Contract for the 2009-11 Tree Pruning & Removal Project, City Project No. 09-13
- 5.l Adopt a Resolution Certifying Local Support of Alameda County 2010 STIP New Program for Union City Intermodal BART, Phase 2 Project
- 5.m Adopt a Resolution Authorizing the City Manager to Enter into a Consultant Services Agreement with AECOM for Preparation of a Climate Action Plan and Related Environmental Clearance Document
- 5.n Adopt a Resolution for the Acceptance of the City Hall Generator Replacement, City Project No. 08-11
- 5.o Adopt a Resolution of the City Council of the City of Union City Authorizing the Transfer of Capital Monies to the California Emergency Management Agency's (CAL EMA) 1122 Emergency Response Procurement Program for the Purchase of a Tactical Personnel Transport Vehicle and Authorization to Award the Purchase of Said Vehicle to "The Armored Group", Manufacturer of the BATT-S Vehicle

VI. PUBLIC HEARINGS

- 6.a Adopt Two Resolutions: 1) Adopt City Resolution Approving an Amended Reuse Report Required by Health and Safety Code Section 33433 in Connection with an Amendment to a Disposition and Development Agreement with Mid-Peninsula Housing Coalition, Approving the Expenditure of Tax Increment Finds for Public Parking Improvements, and Adopting Findings in Connection with Such Expenditure Pursuant to Health and Safety Code Section 33445; and 2) Adopt Agency Resolution Authorizing an Amendment to a Disposition and Development Agreement with Mid-Peninsula Housing Coalition, Approving an Amended Reuse Report Required by Health and Safety Code

Section 33433, Approving the Expenditure of Tax Increment Funds for Public Parking Improvements, Adopting Findings in Connection with Such Expenditure Pursuant to Health and Safety Code Section 33445, and Authorizing Preparation and Execution of Loan Documents in Connection with Agency Financing for the Project

VII. CITY MANAGER REPORTS - None

VIII. REDEVELOPMENT AGENCY - None

IX. AUTHORITIES AND AGENCIES - None

X. CITY COMMISSION/COMMITTEE REPORTS - None

XI. SECOND ORAL COMMUNICATIONS

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

13.b Referral from Councilmember Valle Regarding Consideration of an Ordinance Prohibiting and/or Restricting the Sale of Tobacco Near Schools

XIV. GOOD OF THE ORDER

XV. CLOSED SESSION

15.a **CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION**
(Pursuant to Government Code Section 54956.9)
(Several Cases)

XVI. ADJOURNMENT

A complete agenda packet is available for review at City Hall or on our website www.unioncity.org

Any writings or documents provided to a majority of City Council members regarding any item on this agenda will be made available for public inspection at the City Clerk's Counter at City Hall, located at 34009 Alvarado-Niles Road, Union City, California, during normal business hours.

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested person must request the accommodation at least two working days in advance of the meeting by contacting the City Clerk at (510) 675-5348.