

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

**TUESDAY, FEBRUARY 9, 2010
7:00 P.M.**

**COUNCIL CHAMBERS
34009 ALVARADO NILES ROAD**

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

I. CALL TO ORDER

Mayor Green called the meeting to order at 7:01 p.m.

I.a Pledge of Allegiance

Mayor Green led the salute to the flag.

I.b Roll Call

Present: Councilmembers Dutra-Vernaci and Fernandez, Mayor Green
Absent: Councilmember Navarro, Vice Mayor Valle (arrived at 7:12 p.m.)

Mayor Green announced there was no reportable action from the Closed Session held earlier this evening.

II. UNFINISHED BUSINESS - None

III. PROCLAMATIONS AND PRESENTATIONS

3.a Proclamation Recognizing February 14, 2010 as "League of Women Voters Making Democracy Work Day" in the City of Union City

Mayor Green read the proclamation aloud and presented it to League of Women Voters' representative Setsuko Amann.

3.b Proclamation Recognizing February 2010 as "Art IS Education" Month

Mayor Green read the proclamation aloud and presented it to Public Art Board member Diane LaMountaine.

IV. ORAL COMMUNICATIONS - None

V. CONSENT CALENDAR

It was moved by Council/Agency Member Dutra-Vernaci, seconded by Council/Agency Member Fernandez, to approve Consent Calendar items 5.a through 5.f as recommended by staff.

Ayes: Council/Agency Members Dutra-Vernaci and Fernandez, Mayor/Chair Green
Noes: None
Absent: Council/Agency Member Navarro, Vice Mayor/Chair Valle
Abstain: None

- 5.a Waived 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 January 26, 2010
- 5.c Rejected Claim No. 797, submitted by David Epps, as Recommended by the City's Claims Administrator
- 5.d Rejected Claim No. 798, Submitted by Attorney Denise Eaton-May on behalf of Laura Mapes, as Recommended by the City's Claims Administrator
- 5.e Adopted **RDA Resolution No. 418-10** Authorizing the City Manager/Executive Director to Amend the October 28, 2008 ROMA Design Group Contract to Proceed with Design and Preparation of Construction Drawings for the East Plaza Located in the Station District
- 5.f Adopted **Resolution No. 3939-10** in Support of the Local Taxpayer, Public Safety and Transportation Protection Act of 2010

Agenda Item 10.a was taken out of order and considered at this time. (For minutes of action taken, see 10.a on page 4 of these minutes.)

Councilmember Valle arrived at 7:12 p.m.

VI. PUBLIC HEARINGS – None

VII. CITY MANAGER REPORTS

- 7.a Adopt a Resolution Amending the General Fund Operating Budget for Fiscal Year 2009/2010, Fiscal Year 2009/2010 Second Quarterly Report Comparing General Fund Budget to Actual Results, and Disbursement Report for October 1 through December 31, 2009

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

It was moved by Councilmember Fernandez, seconded by Vice Mayor Valle, to accept the informational report and adopt **Resolution No. 3940-10** Amending the Operating Budget for Fiscal Year 2009/2010.

Ayes: Councilmembers Dutra-Vernaci and Fernandez, Vice Mayor Valle, Mayor Green
Noes: None
Absent: Councilmember Navarro
Abstain: None

7.b A Report with Recommendations Regarding Imposition of Employment, Compensation and Benefits Terms and Conditions for Fiscal Year 2009-10 for Service Employees International Union, Local 1021

Mayor Green announced the following procedure for considering this matter:

- Staff will be permitted 5 minutes for its presentation
- SEIU will be permitted 5 minutes for its presentation
- A total of 20 minutes (maximum of 3 minutes per person) will be permitted to receive public comments on the matter.

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

SEIU chief negotiator Sue Oszewski presented an overview of the union's concerns about the City's Last, Best and Final contract proposal.

Mayor Green invited speakers to address the City Council regarding the matter. The following individuals expressed opposition to the City's proposal regarding contracting out bargaining unit work:

Craig Cutting
Johnny Gusman
Paul Roman
Mo Kashmiri, SEIU representative

Councilmember Dutra-Vernaci read aloud an email she received from long-time resident Sandy Hurley, a testimonial for Paul Roman and Public Works staff. Councilmembers provided comment.

Mayor Green adjourned to closed session to discuss the issue leading to impasse at 8:26 p.m.

Mayor Green reconvened the regular meeting at 8:35 p.m.

Councilmembers provided comment. It was moved by Councilmember Dutra-Vernaci, seconded by Councilmember Fernandez, to impose the City's Last, Best and Final proposal dated October 29, 2009 on Local 1021, SEIU, for the period from July 1, 2009 through June 30, 2010, with a modification reflecting 90 days (rather than 60 days) prior notice to the Union would be required prior to contracting out bargaining unit work which would result in the reduction of bargaining unit positions or lay off of bargaining unit members.

Ayes: Councilmembers Dutra-Vernaci and Fernandez, Mayor Green
Noes: Vice Mayor Valle
Absent: Councilmember Navarro
Abstain: None

VIII. REDEVELOPMENT AGENCY – None

IX. AUTHORITIES AND AGENCIES – None

Item 10.a was considered earlier in the evening prior to VII. City Manager Reports

X. CITY COMMISSION/COMMITTEE REPORTS

- 10.a A Presentation and Recommendation from the Sister City Committee for Consideration of Approving the City of Liyang, China as Union City's 5th Sister City

Pat Gacoscos, Chair of the Friends of Sister Cities Committee, provided background information, and introduced Meiling Zhou, Chair of the Union City 50th Anniversary Lunar Celebration Committee. Following a short video about the City of Liyang, presenters and staff responded to questions from Councilmembers. Councilmembers provided comment.

It was moved by Councilmember Fernandez, seconded by Councilmember Dutra-Vernaci, to approve the addition of Liyang, China as Union City's 5th Sister City, and appoint Vice Mayor Valle to head the City's delegation to Liyang in April 2010.

Ayes: Councilmembers Dutra-Vernaci and Fernandez, Vice Mayor Valle, Mayor Green
Noes: None
Absent: Councilmember Navarro
Abstain: None

XI. SECOND ORAL COMMUNICATIONS

XII. SCHEDULED ORAL COMMUNICATION - None

13.a **ITEMS REFERRED BY COUNCIL**

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

Vice Mayor Valle stated he had attended a good Chamber of Commerce event over the weekend, which was also well attended.

Vice Mayor Valle stated he had been unable to attend a Library Commission meeting.

Councilmember Dutra-Vernaci stated she would be attending an upcoming Housing Commission meeting.

Councilmember Fernandez reported attending a WMA meeting where discussions focused on increased recycling fees.

Mayor Green stated he had attended a meeting regarding the ACTIA/CMA merger, noting a projected \$600,000 savings could be realized by combining the two agencies.

Mayor Green stated he would represent ABAG by attending a legislative reception on Wednesday in Sacramento for the California Council of Governments.

XIII. GOOD OF THE ORDER

Vice Mayor Valle stated the manager of the Union Landing Lucky grocery store had expressed concern about panhandlers in front of the store. Police Chief Stewart said staff would follow-up on the matter.

Vice Mayor Valle stated the principal at Logan High had offered to host on-campus meetings of the Community Task Force providing recommendations for a Decoto Area Family & Youth Resource Center. A suggestion was made to hold the task force meetings at 4pm on Monday's as a way to encourage youth participation on the committee. Councilmember Dutra-Vernaci noted meetings held during the afternoon might be problematic for committee members to attend who are working adults.

Mayor Green stated Barry Ferrier had been reappointed to serve on ACTIA.

XIV. CLOSED SESSION – None

XV. ADJOURNMENT

Mayor Green adjourned the meeting at 8:55 p.m.

Respectfully submitted,

Renee Elliott
City Clerk