

**MINUTES  
CITY OF UNION CITY  
CITY COUNCIL/REDEVELOPMENT AGENCY MEETING  
Tuesday, July 11, 2006, 7:00 P.M.**

**COUNCIL CHAMBERS  
34009 ALVARADO NILES ROAD**

- I. CALL TO ORDER** – Mayor Green called the meeting to order at 7:23 p.m.
- I.a Pledge of Allegiance – Mayor Green led the salute to the flag
- I.b Roll Call – Present: Councilmember Dutra-Vernaci, Fernandez, Navarro,  
Vice Mayor Valle, Mayor Green

Mayor Green read the rules for conduct of the meeting.

- II. UNFINISHED BUSINESS:** None

**III. PROCLAMATIONS AND PRESENTATIONS**

- 3.a Proclamation declaring July 16<sup>th</sup> – 22<sup>nd</sup> as “National Aquatic Week”  
Mayor Green read the proclamation in its entirety and presented it to participants of the aquatic program.

**IV. ORAL COMMUNICATIONS**

Juan Jimenez, 26 Union Square, addressed the Council regarding relocation of Union Square auto repair businesses.

Ramon Gomez addressed the Council regarding the \$600,000 and fair treatment.

Dr. Arnold Chavez addressed the Council regarding mechanics.

Norak Vann, 30 Union Square, addressed the Council regarding relocation of Union Square auto repair businesses.

Kevin Cheung, 42 Union Square, addressed the Council regarding treatment union Square auto Repair.

Hilda Fertado, Ohlone College, Real Estate Broker/Manager, was invited to attend Council meeting at the request of Councilmember Jim Navarro. Council presented Union City pins to the class attendants.

Council responded to comments regarding Union Square, in that this issue will be presented to Council on July 25<sup>th</sup> agenda for consideration.

**V. CONSENT CALENDAR** – Items 5e, f and i were pulled for separate action.

- 5.a Adopted Resolution No. 3211-06 approving Amendment No. 2 to the 1986 Alameda County Transportation Expenditure Plan
- 5.b Adopted Resolution No. 3212-06 authorizing the purchase of trees for the Eleventh Street Enhancement Project, the Decoto Connector and the Union City Intermodal Station Phase 1 BART Site Improvements
- 5.c Adopted Resolution No. 3213-06 amending the Master Fee Schedule for FY 2006-07
- 5.d Adopted Resolution No. 3214-06 establishing an Appropriation (Gann) Limit for Fiscal Year 2006/07
- 5.g Adopted Resolution No. 3215-06 granting a License Agreement to the Alameda County Water District to place it's pipes in the Green Street Bridge
- 5.h Adopted Resolution No. 3216-06 amending the City's Compensation Plan
- 5.j Adopted Second Reading of an Ordinance No. 671-06 adding Article XI to Chapter 2.04 of the Union City Municipal Code, providing for payment of salaries of the Mayor and City Council of the City of Union City, and repealing Ordinance No. 503-97

On a motion by Councilmember Navarro, seconded by Vice Mayor Valle, the City Council adopted Consent Items 5.a through 5.d, and 5.g, 5.h and 5.j as recommended by staff.

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

- 5.e Adopt a Resolution designating Voting Delegate and Alternate Voting Delegate for the League of California Cities Annual Convention in San Diego, California on September 6 - 9, 2006

On a motion by Mayor Green, seconded by Councilmember Fernandez, the City Council adopted Resolution No. 3217-06 designating Councilmember Carol Dutra-Vernaci as the Voting Delegate and Councilmember Navarro as the Alternate Voting Delegate for the League of California Cities Annual Convention in San Diego, California on September 6 - 9, 2006

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

- 5.f. Adopt a Resolution authorizing the City Manager to execute an agreement between the Alameda County Flood Control and Water Conservation District and the City of Union City to fund Castro Valley Creek Day-Lighting as a Mitigation for Zone 5 Line M Culverting in Union City.

On a motion by Councilmember Fernandez, seconded by Councilmember Dutra-Vernaci, the City Council adopted Resolution No. 3218-06 authorizing the City Manager to execute an agreement between the Alameda County Flood Control and Water Conservation District and the City of Union City to fund Castro Valley Creek Day-Lighting as a Mitigation for Zone 5 Line M Culverting in Union City.

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

- 5.i. Adopt a Resolution establishing Annual Rates for Municipal Solid Waste, Organic Waste, Recycling and Storm Water Runoff Surcharge for 2006/07

On a motion by Councilmember Navarro, seconded by Councilmember Dutra-Vernaci, the City Council adopted Resolution No. 3219-06 establishing Annual Rates for Municipal Solid Waste, Organic Waste, Recycling and Storm Water Runoff Surcharge for 2006/07.

Ayes: Councilmember Dutra-Vernaci, Fernandez, Navarro,  
Mayor Green  
Noes: None  
Abstain: None  
Absent: Vice Mayor Valle (due to conflict of interest)

**VI. PUBLIC HEARINGS**

6.a Conduct a Public Hearing for Landscape & Lighting District No. 3

Rick Sealana, Public Works Superintendent, gave the staff report. The requested actions would confirm the diagram and assessment as set forth in the annual report of the Engineer of Work, overrule all protests, and levy the assessment based on no increase from the 2005-2006 base (SFR) assessment rate as described in the Engineer's Report for the 2006--2007 fiscal year annual assessment of the City-wide Landscape and Lighting District.

Mayor Green opened the public hearing. There being no one wishing to speak, the hearing was closed.

On a motion by Mayor Green, seconded by Councilmember Dutra-Vernaci, the City Council:

Adopted Resolution No. 3220-06 accepting the Engineer's Report; overruling minority protests; and setting the annual assessment levy for fiscal year 2006-2007.

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

**VII. CITY MANAGER REPORTS:** None

**VIII. REDEVELOPMENT AGENCY:** None

**IX. AUTHORITIES AND AGENCIES:** None

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

**XI. ORAL COMMUNICATIONS**

There were no speakers.

**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

Jim Navarro reported attending a COPP's Neighborhood meeting and will be attending the Airport Noise Commission on July 17.

Councilmember Fernandez reported attending meeting for Waste Management Authority where they approved their budget. There was discussion regarding disappointment in that the Board of Supervisors did not approve treatment plant in Sunol; however there will be further study.

**XIV. GOOD OF THE ORDER**

Jim Navarro questioned the benefits to the owner of buying an historical home, and how the historical designation occurs.

Mark Leonard, Economic and Community Development Director, responded that historical preservation is done with a LHP overlay zone, taking the base zone and applying standards over and above. If the base zone remains the same, the historical zone can be applied upon request of property owner and the City Council and Planning Commission would act or the City Council could do the designation without the permission of the property owner. The Zone can be amended or removed at any time. Property owner can come before the City Council and have the overly district removed with the City Council having final decision after receiving recommendation from the Planning Commission. There are National and State designations which are applied in different ways and may have monetary benefits on tax returns. There's no monetary benefit for a local designation.

Councilmember Valle reported that Tri-Ced is planning a community event on August 5.

Councilmember Fernandez stated the Second Annual Union City Sister City Festival will be held on Sunday August 13.

Mayor Green stated the "Meet your Elected Officials Chamber luncheon attendance was a good event.

Councilmember Navarro commented on a First Time Homebuyer event will be held on July 15 at Kennedy Center from 10:00 a.m. to 1:00 p.m.

Council adjourned to closed session at 8:14 p.m.

**XV. CLOSED SESSION**

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title: City Manager

**XVI. ADJOURNMENT** – There being no further business, Mayor Green adjourned the meeting at 1:00 a.m.