

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

**TUESDAY, FEBRUARY 12, 2008
7:00 P.M.**

**COUNCIL CHAMBERS
34009 ALVARADO NILES ROAD**

I. CALL TO ORDER

Mayor Green called the meeting to order at 7:17 p.m.

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

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

I.b Roll Call

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

Absent: None

II. UNFINISHED BUSINESS – None

III. PROCLAMATIONS AND PRESENTATIONS

3.a Installation of Union City Chamber of Commerce Board Members

Mayor Green administered the Oath of Office to the following Union City Chamber of Commerce Board Members:

Bob Johnson
Peter Fan

Atul Mitra
David Sweilem

Heidi Finberg
Julie Zhu

Kim Evans

3.b Proclamations Recognizing the 2007 Employee of the Year Recipients:

Alison Buenaventura, Public Works Maintenance/Leisure Services/Transit

Cassie Castain, General Government

Anthony Hansen, Public Safety

Mayor Green read aloud each proclamation as it was presented to each of the *Employee of the Year* recipients. The employees expressed their appreciation and recognized family members for their support.

IV. ORAL COMMUNICATIONS

Mattie Rousseau expressed appreciation to the Public Works Department for its assistance with a stop sign in her neighborhood.

V. CONSENT CALENDAR

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

- 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 22, 2008
- 5.c Approved Minutes for the Special Meeting of January 29, 2008
- 5.d Rejected Claim No. 726, submitted by Susan Kwan, as Recommended by the City's Claims Administrator
- 5.e Waived reading the full text of the ordinance, approved the second reading of the title of the ordinance, and adopted **Ordinance No. 702-08** Amending Title 12, Public Improvements, Title 17, Subdivisions, and Title 18, Zoning, of the Municipal Code, Text Amendment AT-03-07, to Amend Title 12 & 17 to Clarify and Augment the City's Regulations Regarding Utility Undergrounding and to Amend Title 18 to Include Provisions Regulating the Parking of Vehicles with Vehicle Signs on Major Thoroughfares Within the City (Introduced January 22, 2008)
- 5.f Waived reading the full text of the ordinance, approved the second reading of the title of the ordinance, and adopted **Ordinance No. 703-08** amending Article XI, Section 2.04.400 of the Union City Municipal Code (UCMC) providing for payment of salaries of the Mayor and City Council of the City of Union City, and repealing Ordinance No. 671-06 (Introduced January 22, 2008)
- 5.g Waived reading the full text of the ordinance, and approved for introduction, and introduced, an Ordinance Adding Chapter 5.38 to Title 5 of the Union City Municipal Code, Relating to Regulations for the Provision of Video Services by State Franchise Holders
- 5.h Adopted **Resolution No. 3593-08** Authorizing Entering into a Three Year Lease with HP Financial Services (HPFS) to Provide Computer Equipment in the Police Department
- 5.i Adopted **Resolution No. 3594-08** Authorizing Annual Grant Application of the California Integrated Waste Management Board, Used Oil Recycling Fund Block Grant, and Appropriating the 11th and 12th Cycle Grant Awards into Public Works Used Oil Recycling Program
- 5.j Adopted **Resolution No. 3595-08** Awarding Contract to Pacheco Brothers Gardening for Holly Community Center Tiny Tots Playground Improvements, City Project No. 05-28
- 5.k Adopted **Resolution No. 3596-08** Approving Proposed Amendment to Contractual Services Agreement with Archeo-Tec and Appropriating Additional Funds for ongoing Archaeological Monitoring of the Masonic Homes Expansion Project located at 34400 Mission Boulevard
- 5.l Adopted **Resolution No. 3597-08** Appropriating Funding for Union City Boulevard Lane Configuration Master Plan and Landscape Improvement Project

VI. PUBLIC HEARINGS

- 6.a Introduce an Ordinance approving Zoning Text Amendment, AT-04-07, to remove full service, in-line and stand-alone, restaurants from the list of conditionally permitted uses in the Sub-regional Commercial, SRC, sub-area of the Union Landing Commercial, CUL, Zoning District (Continued from January 22)

Economic and Community Development Director Leonard 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.

It was moved by Councilmember Valle, seconded by Councilmember Dutra-Vernaci, to accept the Planning Commission's recommendation, waive reading of the full text of the ordinance, and introduce by title an ordinance amending Title 18, Zoning, of the Municipal Code. Motion carried unanimously.

VII. CITY MANAGER REPORTS

- 7.a Follow-up Report and Recommendations Regarding the Intervention Services Unit

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

Karen Yifru, representing the Youth Violence Prevention Coalition, presented a list of priorities regarding the Intervention Services Unit.

Fred Barker expressed support for the Coalition's position to relocate the Intervention Services Unit out of the police department.

Marvin Bauerman, a professional therapist with the City of Fremont Human Services Department, offered his assistance.

Diane Bates-Anderson, Human Relations Commission, presented the following recommendations from the Commission:

- the ISU be transferred from the police department
- funds be made available to reinstate a suspension alternative program at the high school, and subsidize after school programs for needy, at-risk middle school students

Two female students expressed concerns about youth violence at the high school, and the need for after school activities for high school students.

A resident suggested the school board and City Council get together to discuss the matter with the police department.

Chris Cara spoke in favor of the alternative suspension program as a viable possibility for high school and middle school students.

Councilmembers provided comment and authorized the appropriation of \$50,000 from the Leisure Services Enterprise Fund Balance to the *Support Our Kids* fund to provide scholarships to low-income youths to access after-school programs such as Club Une and VOICES.

Mayor Green announced further consideration would be given to the Intervention Services Unit matter as part of Item 7.b regarding the proposed 2008 Public Safety Parcel Tax Measure, so that all fiscal-related issues could be considered at one time.

7.b Report and Recommendations Regarding the proposed 2008 Public Safety Parcel Tax:

- A) Review proposed Resolution of the City Council of the City of Union City, California, issuing an order calling for a Special Election June 3, 2008 seeking voter approval of a Public Safety Parcel Tax; establishing policies and procedures in connection with such an election; requesting consolidation with the Statewide Direct Primary Election and other local elections to be held on same date; requesting the services of the Registrar of Voters in conducting said election; and appropriating funds in an amount not to exceed Ninety-Five Thousand Dollars (\$95,000) to cover costs of said Special Election;
- B) Review draft Ordinance Amending Title 3, Chapter 3.20 (Ordinance No. 622-04) of the City of Union City Municipal Code Concerning the Existing Public Safety Services Excise Tax

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

Police Chief Stewart provided a brief overview and responded to questions regarding a list of potential enhancements for the police department.

Fire Chief Rodriguez provided information regarding a potential enhancement request for the fire department. City Manager Cheeves stated staff would be returning with cost information for future fire equipment needs.

Deputy City Manager/Leisure Services Director Acosta responded to questions regarding the potential enhancements for the Leisure Services department, including Community Service Centers.

Karen Yifru presented information from the Youth Violence Prevention Coalition and its phase-in recommendations for requested services.

Mayor Green announced a recess at 9:18 p.m.

Mayor Green reconvened the meeting at 9:37 p.m.

Councilmembers provided comment and feedback to staff on the proposed Ordinance amending Title 3, Chapter 3.20 (Ordinance No. 622-04) concerning the existing public safety services excise tax. Further discussions will be finalized regarding the Intervention Services Unit at the February 26, 2008 public hearing regarding the parcel tax.

It was moved by Mayor Green, seconded by Councilmember Dutra-Vernaci, to call a public hearing on February 26, 2008, to consider the adoption of a resolution issuing an

order calling for a special election on June 3, 2008, seeking voter approval of a public safety parcel tax; establishing policies and procedures in connection with such an election; requesting consolidation with the statewide direct primary election and other local elections to be held on same date; requesting the services of the Registrar of Voters in conducting said election; and appropriating funds in an amount not to exceed \$95,000 to cover costs of said special election. 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

Councilmember Dutra-Vernaci reported Washington Hospital would be building a new Critical Care Unit and Joint Replacement Center, and will be attempting silver status through the Green Building program.

Mayor Green stated the Union City Chamber of Commerce should begin work on a Green Business certification program for its member businesses.

Mayor Green stated the Congestion Management Authority voted to allocate \$14M on Route 84 and the Intermodal Transfer Station, and \$100M for BART to the Santa Clara county line.

Mayor Green stated the ACTA Board had considered a Route 238/Mission-Foothill Corridor Improvement Project presented by the City of Hayward, with no recommendation from the committee.

Mayor Green stated he and the Vice Mayor had attended a POA fundraiser.

Mayor Green stated he had attended a reception for the Olympic fund raiser event promoted by Ron Mickle at the Crown Plaza.

XIV. GOOD OF THE ORDER

Councilmember Navarro expressed appreciation to Public Works staff for its landscape work on Dyer and Union City Boulevard. Public Works Director Cheng clarified the boulders would be removed and likely replaced with river rock in the near future.

XV. CLOSED SESSION – None

XVI. ADJOURNMENT

Mayor Green adjourned the meeting at 10:38 p.m.

Respectfully submitted,

Renee Elliott
City Clerk