

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

**TUESDAY, SEPTEMBER 23, 2008  
7:00 P.M.**

**COUNCIL CHAMBERS  
34009 ALVARADO NILES ROAD**

**I. CALL TO ORDER**

Mayor Green called the meeting to order at 7:15 p.m.

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

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

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 Proclamation Designating November 7, 2008 as *Roy Williams Day* in the City of Union City

Mayor Green read the proclamation aloud and presented it to Mrs. Williams, along with a Key to the City. James Logan High School Coach Lee Webb provided an overview of the events planned for November 7, 2008.

**IV. ORAL COMMUNICATIONS**

Ron Mickle spoke about the Willie Davenport Olympian Track and Field Clinic, and asked for assistance raising funds for the *Evening of Champions* event.

John Haley expressed concern about the financial impacts on the city's infrastructure of multiple families occupying single family residences. Economic and Community Development Director Leonard provided a status update on the current Neighborhood Preservation Program, noting staff would be receptive to hearing about the problems and issues that neighborhoods are experiencing. Police Chief Stewart provided a brief overview of the Neighborhood Watch Program, and stated staff would be pleased to help residents of the Seven Hills area.

JoAnn Lew spoke in support of Measure UU.

## V. CONSENT CALENDAR

### Consent Items 5.h, 5.i, 5.l, and 5.o were removed from the Consent Calendar.

It was moved by Councilmember Valle, seconded by Councilmember Dutra-Vernaci, to approve Consent Items 5.a through 5.g, 5.i, 5.k, 5.m, 5.n, 5.p, and 5.q, as recommended by staff. Motion approved 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 August 26, 2008
- 5.c Approved Minutes for the Special and Regular Meetings of September 9, 2008
- 5.d Adopted **Resolution No. 3700-08** Amending Conflict of Interest Code of Non-Elected Officials and Designated Employees of the City of Union City by Amending Appendices A, B, C, and D
- 5.e Adopted **Resolution No. 3701-08** Appointing Benjamin Liu to the Parks & Recreation Commission (Alternate)
- 5.f Adopted **Resolution No. 3702-08** Reappointing Raymond Gonzales, Jr. to the Planning Commission for a four year term ending October 31, 2012
- 5.g Adopted **Resolution No. 3703-08** Appointing Sarabjit Cheema, Emily Duncan, Dianne Gates-Anderson, Helen Hsu, and Chaitali Nadig to the Human Relations Commission
- 5.i Adopted **Resolution No. 3704-08** to Accept and Appropriate State of California, Office of Traffic Safety "Driving Under the Influence/Driver's License Checkpoint" Traffic Safety Grant
- 5.k Adopted **Resolution No. 3705-08** Awarding a Contract for Purchase and Fuel System Retrofit for One 12-Passenger GNG Van for the Union City Work Furlough Program, City Project No. 08-14
- 5.m Adopted **Resolution No. 3706-08** Approving Final Parcel Map 9674, 713 A St., Peter & Zoe Banchieri
- 5.n Adopted **Resolution No. 3707-08** Accepting Improvements for the Holly Community Center Tiny Tots Playground Improvements, City Project No. 05-28
- 5.p Adopted **Resolution No. 3708-08** in Support of Measure UU, the 2008 Union City Public Safety Parcel Tax
- 5.q Adopted **Resolution No. 3709-08** Supporting Alameda County's Participation in the 2010 Campaign for Active Transportation

### Consideration of Items Removed from the Consent Calendar

- 5.h Adopt a Resolution Approving a Side Letter of Agreement with the International Association of Firefighters, Local 1946

Deputy City Manager Acosta responded to questions from Councilmembers. It was moved by Mayor Green, seconded by Councilmember Navarro, to adopt **Resolution No. 3710-08** Approving a Side Letter of Agreement with the International Association of Firefighters, Local 1946. Motion carried unanimously.

- 5.j Adopt a Resolution to Participate In and Accept and Appropriate Funds From the 2008-2012 State of California, Office of Traffic Safety "Avoid the 21, Driving Under the Influence" Traffic Safety Grant for Alameda County

Police Chief Stewart responded to questions from Councilmembers. It was moved by Mayor Green, seconded by Councilmember Navarro, to adopt **Resolution No. 3711-08** to Participate In and Accept and Appropriate Funds from the 2008-2012 State of California, Office of Traffic Safety "Avoid the 21, Driving Under the Influence" Traffic Safety Grant for Alameda County. Motion carried unanimously.

- 5.l Adopt a Resolution Awarding a Contract to Cummins West Inc., to Retrofit Four Diesel Buses with Diesel Emission Control Systems

Transit Manager Lee responded to questions from Councilmembers. It was moved by Mayor Green, seconded by Councilmember Valle, to adopt **Resolution No. 3712-08** Awarding a Contract to Cummins West Inc., to Retrofit Four Diesel Buses with Diesel Emission Control Systems. Motion carried unanimously.

- 5.o Adopt a Resolution Authorizing a Site Lease with Options with T-Mobile USA, Inc. for Installation of a Monopole at the Union City Sports Center

Economic and Community Development Director Leonard, and Deputy City Manager Acosta, responded to questions from Councilmembers. It was moved by Mayor Green, seconded by Councilmember Valle, to adopt **Resolution No. 3713-08** Authorizing a Site Lease Agreement, with Options, with T-Mobile USA, Inc. for Construction, Installation, Operation, etc., of a Telecommunications Monopole at the Union City Sports Center from September 24, 2008 through September 23, 2040. Motion carried unanimously.

## **VI. PUBLIC HEARINGS - None**

## **VII. CITY MANAGER REPORTS**

- 7.a Status of Public Art Program - Regarding the Payment of In-Lieu Fees Versus the Production of Public Art in New Projects

Planning Manager Malloy presented the staff report and, together with Economic and Community Development Director Leonard, responded to questions from Councilmembers. Councilmembers received the report and provided comment. No action was required.

- 7.b Adopt a Resolution Amending the Fiscal Year 2008-09 (FY09) Adopted Budget Expenditure Appropriations and Revenue Estimates

Deputy City Manager Acosta presented the staff report and, together with department directors, responded to questions from Councilmembers.

### **Mayor Green announced a recess at 8:35 p.m.**

**Mayor Green reconvened the meeting at 8:50 p.m.**

John Haley spoke about the importance of getting the ‘word out’ regarding the city’s budget crisis and the importance of passing Measure UU.

Myrla Raymundo spoke about the importance of continued funding for the Union City Historical Museum.

Alameda County Deputy Librarian Ann Hammond spoke about the importance of continued funding for library hours, and suggested the library work with community members and city staff to find alternative cost savings to insure continued service levels.

Barry Ferrier spoke about the importance of educating the community about budget matters.

Councilmembers reviewed the proposed spending reductions in the general fund as presented in the staff report.

City Attorney Riback stated the total reduction for legal services would be the \$50,000 proposed, plus an additional 3%.

Councilmembers provided comment and, by consensus, approved **Resolution No. 3714-08** Amending Expenditure Appropriations and Revenue Estimates for Fiscal Year 2008/09 as follows:

- Vacant Positions with estimated savings of \$494,486
- Operations and Maintenance Accounts with annual savings of \$407,743
- Position Funding Transfers with savings of \$232,517
- Booking Cost Savings of \$216,000
- Legal Services reduction of \$50,000 plus an additional 3%
- Capital Reserve Contribution reduction of \$200,000

In addition, Councilmembers directed staff to schedule two (2) work sessions [one at the Sports Center, the other at the Senior Center, if available] for further discussion of the remaining proposed reductions:

- Elimination of the PAL Police Officer
- Part-time Staffing Reductions impacting all Community Centers except for the Sports Center
- Support for Outside Agencies

Deputy City Manager Acosta confirmed staff would identify two dates and locations for the work sessions.

**VIII. REDEVELOPMENT AGENCY**

8.a Consider Report on Geotechnical and Infrastructure Improvements Needed for the Horner Veasy Area to Attract Light Industrial Development and Provide Direction on the Preparation of a General Plan and Zoning Text Amendment for the Area

Redevelopment Agency Manager Evanoff presented the Agency’s report and responded to questions from Agency Members.

Tim Kelly, Keyser Marston, presented information regarding a study of the light industrial market potential for the Horner Veasy Area.

Brandon Davis, Wilsey Ham Engineering, presented information regarding infrastructure needs to accommodate light industrial development.

Agency Members provided comments, and directed staff to prepare general plan and zoning text amendments for the Horner Veasy Area.

**IX. AUTHORITIES AND AGENCIES - None**

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

**XI. SECOND 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 Fernandez stated he had attended the joint meeting with NHUSD to discuss pressing traffic issues and support for Measure UU.

Vice Mayor Fernandez stated he had attended the dedication of the Meyers Estate Cottage and Gardens on September 20, 2008.

Councilmember Navarro stated he had attended the Meyers Estate dedication as well, and also a meeting at the Union City Tennis Club to discuss Measure UU. Councilmember Navarro stated tennis club members would like to propose the development of a staging area for players waiting to get onto the tennis courts.

Councilmember Dutra-Vernaci stated she had attended a Housing Commission meeting, and inquired about the current status of the Nidus court fire. Fire Chief Rodriguez stated the fire was still under investigation, but a report was expected from the Fire Marshal within the next week or two.

Councilmember Dutra-Vernaci stated she would be attending the annual LOCC conference in Long Beach.

Mayor Green reported he and Planning Commissioner Singh had spoken with business owners on Western and Atlantic about a rash of material thefts (metals, copper) in the area. Police Chief Stewart stated a business round table operates on the last Thursday of each month, and suggested the round table would be a good forum at which the business owners could voice their concerns.

**XIV. GOOD OF THE ORDER**

Councilmember Valle inquired about the status of the consolidation study with Newark Fire, and whether the study could include the prospect of consolidating with Alameda County. Fire Chief Rodriguez provided a brief update on the status of the study with the City of Newark,

and stated they would be looking at all options, including contracting for fire services with the County.

Councilmember Valle shared some thoughts and observations regarding his recent trip to China.

Councilmember Dutra-Vernaci spoke about traffic issues on Mann Avenue from the Avalon Bay development, and suggested traffic calming measures may be needed to mitigate the situation until Roadway Option 2 is completed.

Councilmember Navarro requested staff post a sign at the construction site for the 7<sup>th</sup> Street firehouse indicating a new fire house was coming, and identifying RDA as the funding source for the project. Fire Chief Rodriguez stated he would discuss the matter with Public Works Director Cheng.

Vice Mayor Fernandez clarified remarks he had previously made regarding volunteers for the Fire Department.

Mayor Green reiterated the importance of posting a sign at the 7<sup>th</sup> Street fire station.

Mayor Green stated the sidewalks in the area of Myrtle and Aspen were difficult to walk on because of low-hanging tree branches.

Mayor Green inquired about the status of the equestrian project. Deputy City Manager Acosta stated he had received a commitment from a District staff member who promised to secure a copy of the lease document for us.

**XV. CLOSED SESSION - None**

**XVI. ADJOURNMENT**

Mayor Green adjourned the meeting at 10:55 p.m.

Respectfully submitted,

Renee Elliott  
City Clerk