

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

**TUESDAY, MAY 12, 2009
7:00 P.M.**

**COUNCIL CHAMBERS
34009 ALVARADO NILES ROAD**

A SPECIAL MEETING CLOSED SESSION PRECEDED THE REGULAR MEETING AT 6:00 P.M.

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 stated there was no reportable action from the Closed Session scheduled earlier this evening.

I.b Roll Call

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

Absent: None

II. UNFINISHED BUSINESS - None

III. PROCLAMATIONS AND PRESENTATIONS

3.a Proclamation Recognizing May 2009 as *Older Americans Month* in the City of Union City

Mayor Green read the proclamation aloud and presented it to Nery Hartschen, representing the Alameda County Commission on Aging.

3.b Proclamation Declaring May 17-23, 2009 as *National Public Works Week*

Mayor Green read the proclamation aloud and presented it to Public Works Director Mintze Cheng.

3.c Proclamation Designating May 17-23, 2009 as *Emergency Medical Services Week*

Mayor Green read the proclamation aloud and presented it to EMS Chief Marlene Rivers.

3.d Resolution Honoring Andrew Elliott as Paramedic of the Year 2009

Mayor Green read the proclamation aloud and presented it to Firefighter/Paramedic Andrew Elliott. Fire Chief Rodriguez offered congratulatory remarks on behalf of the entire Fire Department.

IV. ORAL COMMUNICATIONS

Deputy City Manager Acosta, representing the Union City 50th Anniversary Committee, announced various celebratory events scheduled for May 16, 2009, including a parade, car show, and the Asian American Heritage Festival.

V. CONSENT CALENDAR

Consent Calendar Item 5.d was removed from consideration.

It was moved by Councilmember Navarro, seconded by Councilmember Fernandez, to approve Consent Calendar Items 5.a through 5.c, and Items 5.e through 5.g, 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 April 28, 2009
- 5.c Approved Minutes for the Regular Meeting of March 24, 2009
- 5.e Adopted **Resolution No. 3794-09** Authorizing the City Manager to Enter into a Service Agreement with Douglas Herring and Associates for Preparation of an Environmental Impact Report for the Masonic Homes Flatland Project Located on the Northeasterly Side of Mission Boulevard Between O'Connell Lane and May Lane (APNs 087-031-003-03 (portion), 087-031-002-06 (portion), 087-040-017-02, 087-040-015-03, 087-040-015-07) and Authorizing the City Manager to Enter into a Service Agreement with a Part-Time Contract Planner to Manage the Project
- 5.f Adopted **Resolution No. 3795-09** Approving the Updated List of Street Improvements to be Constructed Utilizing Proposition 1B Bond Monies and Appropriating said Funds
- 5.g Adopted **Resolution No. 3796-09** Approving the 2009-2010 Action Plan and Authorizing the City Manager to Submit the 2009-2010 Action Plan and Application for the Union City Community Development Block Grant Program

Consideration of Item 5.d removed from the Consent Calendar.

- 5.d Reject Claim No. 762, Submitted by Steven Miller, Diane La Mountaine, and 21st Century Insurance, as Recommended by the City's Claims Administrator

Councilmember Valle recused himself stating claimants were personal friends. Councilmember Valle exited the Council Chambers.

It was moved by Mayor Green, seconded by Vice Mayor Dutra-Vernaci, to reject Claim No. 762, submitted by Steven Miller, Diane La Mountaine, and 21st Century Insurance, as recommended by the City's Claims Administrator.

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

Councilmember Valle returned to the Council Chambers.

VI. PUBLIC HEARINGS

- 6.a Adopt a Resolution Approving Site Development Review, SD-01-09, to Construct Candlewood Suites, an 88-Room Extended Stay Hotel, and Parking Variance, V-01-09, to Reduce the Required Parking Demand at 31140 Alvarado-Niles Road (APN 463-0060-028)

Councilmember Fernandez recused himself stating he was the architect for a property adjacent to the site under consideration. Councilmember Fernandez exited the Council Chambers.

Planning Manager Campbell presented the staff report and responded to questions from Councilmembers.

Mayor Green opened the public hearing. Holiday Inn Express representative Bhupen Amin spoke in favor of the project, and responded to questions from Councilmembers. There were no other speakers on the matter. Mayor Green closed the public hearing.

Mayor Green directed staff to modify condition of approval #12 to require that all proposed trees shown on submitted landscape plan be upgraded to 24 inch box.

Economic and Community Development Director Malloy recommended a modification to condition of approval #5 to require that the roof material be concrete tile.

It was moved by Councilmember Valle, seconded by Vice Mayor Dutra-Vernaci, to adopt **Resolution No. 3797-09** Approving Site Development Review, SD 01-09, to Construct Candlewood Suites, an 88-Room Extended-Stay Hotel and Parking Variance, V-01-09, to Reduce the Required Parking Demand on Property Located at 31140 Alvarado-Niles Road, with the modifications to conditions of approval #5 and #12 as recorded above.

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

Councilmember Fernandez returned to the Council Chambers.

VII. CITY MANAGER REPORTS

- 7.a Adopt an Urgency Ordinance Authorizing an Amendment of Contract Between the Board of Administration California Public Employees' Retirement System (CalPERS) to Provide the Option for Two Years Additional Credit for Local Safety Members, and Adopt a Resolution to Grant Another Designated Period for Two Years Additional Service Credit to Miscellaneous and Safety Employees

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

It was moved by Councilmember Navarro, seconded by Councilmember Valle, to adopt **Ordinance No. 721-09**, an Urgency Ordinance Authorizing an Amendment to the Contract Between the City of Union City and the Board of Administration of the California Public Employees' Retirement System for Two Years Additional Service Credit for Local Safety Members, and **Resolution No. 3798-09** to Grant another Designated Period for Two years Additional Service Credit. Motion carried unanimously.

- 7.b Schedule for Public Hearings and Budget Workshops

Administrative Services Director Digre presented the staff report and responded to questions from Councilmembers. Councilmembers provided comment and approved the following schedule:

- Public Hearing – Proposed Budget Submitted to Council
Location: City Hall – Council Chambers
Date: Tuesday, May 26, 2009
Time: 7:00 p.m.
- Budget Workshop – Council and Public Q & A
Location: City Hall – Council Chambers
Date: Monday, June 8, 2009
Time: 7:00 p.m.
- Budget Workshop – Council and Public Q & A
Location: Union City Sports Center
Date: Thursday, June 11, 2009
Time: 7:00 p.m.
- Public Hearing – Formal Budget Adoption
Location: City Hall – Council Chambers
Date: Tuesday, June 23, 2009
Time: 7:00 p.m.

VIII. REDEVELOPMENT AGENCY - None

IX. AUTHORITIES AND AGENCIES - None

X. CITY COMMISSION/COMMITTEE REPORTS – None

XI. SECOND ORAL COMMUNICATIONS

Barry Ferrier spoke about the importance of the City preserving reserve accounts by finding ways to bring additional revenue into the budget, and requested staff provide periodic reports on the status of new business recruitment.

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 Navarro reported attending a meeting regarding the flatlands at the Sports Center.

Mayor Green stated CMA reported the City had not identified local streets and roads projects for a second round of funding from the American Recovery and Reinvestment Act.

Mayor Green announced Union City would be hosting a transportation forum meeting on July 23, 2009. Staff will check on available sites.

Mayor Green spoke about budget discussions at the WMA, and the possibility of a small fee being assessed on people who take their garbage outside of the county.

Mayor Green reported attending an ABAG press conference regarding the Bay Trail, and stated there was a need to have a united representation by Bay Area cities to secure federal reauthorization to finish the Bay Area trails.

XIV. GOOD OF THE ORDER

Councilmember Navarro spoke about a traffic backup on Whipple and 6th Street occurring on Sundays, suggesting a street light might be needed at the intersection.

Councilmember Valle stated a trailer loaded down with tree cuttings had been parked for a week at the corner of H and 14th Streets.

Vice Mayor Dutra-Vernaci asked for an update regarding firefighters deployed to assist with the fires in Santa Barbara. Fire Chief Rodriguez reported firefighters had returned to Union City at 6:45 p.m. this evening safe and sound, with one case of poison ivy reported.

Mayor Green asked about frequent user information available from the Sports Center. Deputy City Manager Acosta stated he had nothing new to report at this time.

Mayor Green stated the Union City Sports Center had been tagged with graffiti on the side of the building facing Union City Boulevard, and inquired about the location of surveillance cameras at the facility. Deputy City Manager Acosta stated there were cameras inside of the facility but not on the Union City Boulevard side of the exterior of the building.

XV. CLOSED SESSION - None

XVI. ADJOURNMENT

Mayor Green adjourned the meeting at 8:35 p.m.

Respectfully submitted,

Renee Elliott
City Clerk