



CITY OF EAST PALO ALTO ACTION MINUTES

Date Posted: Friday, February 16, 2007

Time: 11:00A.M.

By: Minette Warren

**SPECIAL STUDY SESSION/REGULAR JOINT CITY
COUNCIL/REDEVELOPMENT AGENCY MEETING
Tuesday, February 20, 2007
Special Study Session 6:00p.m. – 6:45p.m.
Regular Joint Closed Session: 6:45p.m. – 7:45 p.m.
Regular Meeting 7:45 p.m.
City Council Chambers, 2415 University Avenue**

6:00 P.M

Special Study Session

SPECIAL STUDY SESSION CALL TO ORDER AND ROLL CALL

**PRESENT: COUNCILMEMBERS ABRICA, RUTHERFORD, VICE MAYOR FOSTER AND
MAYOR WOODS; COUNCILMEMBER EVAN (arrived after roll call 6:12p.m.)**

- 1. APPROVAL OF SPECIAL STUDY SESSION AGENDA**
- 2. Study Session Item:**
 - A. Risk Management Presentation - Marcus Beverly –
Association of Bay Area Government (ABAG)**

The presentation was given by Marcus Beverly ABAG Risk Management representative Mr. Beverly showed a PowerPoint presentation and spoke to Council on ways to aggressively prevent risk management within city government.

6:45 P.M

Regular Joint Closed Session

Regular Joint Closed Session Call to Order and Roll Call

**PRESENT: COUNCILMEMBERS EVANS, ABRICA, RUTHERFORD, VICE MEMBER FOSTER
AND MAYOR WOODS**

- 1. Approval of Joint Closed Session Agenda**

ACTION: MOTION/SEOND: Foster/Abrica Vote: 5-0

- 2. Joint Closed Session Community Forum**

3. CLOSED SESSION

A. Potential/Pending Litigation Pursuant to Government Code Section 54956.9

1. Potential litigation with Ed Campbell regarding property located at East Bayshore/Pulgas;
2. Potential litigation with John Hunter/Cummings Park Loft.
3. Tracy Frey v. City of East Palo Alto, et al
4. East Palo Alto Hotel Development, LLC v. City of East Palo Alto, et al.
5. Carrillo v. City of East Palo Alto

B. Labor Relations Pursuant to Government Code Section 54957.6

1. IFPTE – Local 21

Adjournment

7:45 P.M REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

1. APPROVAL OF AGENDA

2. CONSENT CALENDAR

A. City Council/Redevelopment Agency Resolutions, Approval Actions and Motions

1. Planning Commission Actions of the Meetings of January 22nd and status of Planning Applications for February 2007

Recommendation: Review the Actions of the Planning Commission and By Motion and Majority Vote, Call-up or Take Jurisdiction on any of the Items Described in the Report

2. **2667**-Resolution authorizing the City Manage to Settle Carrillo v. City of East Palo Alto in the amount of \$8,000

Pulled by Councilmember Evans for discussion

Recommendation: That Council adopt the resolution

Action: Motion/Second: Abrica/Rutherford Vote: 4-1 (Evans/No)

3. Claims:

- A. Mr. Hoza Butler
- B. Mr. Deonte McCall

4. Proclamation

A. Elder Leon Turner Sr., and Calvary Temple Church

Recommendation: That Council reject the Claims; and approve the Proclamation by Motion

Item 1, 3 and 4 Approved By Motion

Action: Motion/Second: Foster/Rutherford Vote: 5-0

.....End of Consent Calendar.....

3. **Written Communications**

4. **Special Presentation: None**

5. **Oral Reports**

A. Reports Out of Closed Session

Report out of Closed Session presented by Michael S. Lawson, City Attorney

Potential/Pending Litigation Pursuant to Government Code Section 54956.9

1. Potential litigation with Ed Campbell regarding property located at East Bayshore/Pulgas;

Council approved a Tolling Agreement (4-1 Evans-No)

2. Potential litigation with John Hunter/Cummings Park Loft.

Discussed – No Action

3. Tracy Frey v. City of East Palo Alto, et al

Discussed – No Action

4. East Palo Alto Hotel Development, LLC v. City of East Palo Alto, et al.

Discussed – No Action

5. Carrillo v. City of East Palo Alto

Discussed no action in closed because the item is on Consent Calendar

Labor Relations Pursuant to Government Code Section 54957.6

1. IFPTE – Local 21

Discussed – No Action

- B. Oral Staff Reports
 - 1) LiveScan (Chief Davis)
 - 2) Response to Al Moore Complaint (Chief Davis)
 - 3) Response to Al Moore Request -Tow Fee Increase (Michael Lawson, City Attorney)
- C. Advisory Bodies: Public Works and Transportation Commission
- D. City Council/Redevelopment Agency Reports
 1. Information item: Prospects for an Office of Youth Services in EPA.

6. Community Forum

7. Policy and Action Items Resolutions/Informational Reports and Motions

A. Redevelopment Agency

1. Ms. Ella Echols, (Applicant) appeal of Agency staff's consistency review determination for a hot dog cart at 1895 East Bayshore

Recommendation: That the Board review the attached documents, discuss the project's consistency with the Redevelopment Plan and provides direction to staff

Council discussed this item and referred it back to the Planning Commission

Action: Motion/Second: Ruben/Abrica Vote: 5-0

B. City Council Resolutions/Informational Reports

1. **2666**-Authorize the City Manager to amend an existing contract with the City/County Association of Governments to add \$73,915, for a total of \$147,830, and extend the contract period through June 30, 2007 for the weekend Caltrain shuttle, the mid-day senior shuttle, and a subsidized transit pass program

Recommendation: That City Council adopt the resolution *authorizing* the City Manager to amend an existing contract with the City/County Association of Governments of San Mateo County (C/CAG) to add \$73,915, for a total of \$147,830, and extend the contract period through June 30, 2007 for continuation of the weekend Caltrain shuttle, the mid-day senior shuttle, and a subsidized transit pass program

Action: Motion/Second: Rutherford/Foster Vote: 5-0

2. Informational Report: Jack Farrell Park Storage Shed & Concession

Recommendation: That Council Provide Direction to staff

Council discussed and asked that the present arrangements be continued

3. 2006-2007 Mid-Year Budget Review

Recommendation: That Council Accept and File the Report

Action: Motion/Second: Foster/Rutherford Vote: 5-0

ADJOURNMENT

***City of East Palo Alto City Council Meeting Broadcasts**

Cablecast Schedule and Viewing Information

Cable Channel: Channel 29

Day and Time:

Friday – 7:00P.M.

Saturday – 11:00A.M.

Sunday – 7:00P.M

Or VIA the Internet

<http://www.communitymediacenter.net/watch/schedules/index.html>