



City of East Palo Alto

AGENDA

DATE POSTED: Friday, April 11, 2008 Time: 3:40p.m. By: *Minette Warren*

REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

TUESDAY, April 15, 2008

CLOSED SESSION - 6:30P.M.

Regular Meeting - 7:30p.m.

2415 UNIVERSITY AVENUE

Council Chamber

6:30 P.M CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

Joint Call to Order and Roll Call

- I. **Approval of Closed Session Agenda**
- II. **Closed Session Community Forum**
- III. **Closed Session**
 - A. **Labor Relations Pursuant to Government Code Section 54957.6**
(ML Gordon, Assistant City Manager)
 1. International Federation of Technical and Professional Engineers (IFTPE) Local 21
 - B. **Property Acquisition Pursuant to Government Code Section 54956.8**
(Carlos Martinez, RDA-EDA Division Manager)
 1. Post Office corner, Southeast corner of Bay Road and University Ave: APN: 063-221-010

Adjournment

**7:30 P.M. REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY
MEETING**

Joint Call to Order and Roll Call

- I. **APPROVAL OF AGENDA**
- II. **CONSENT CALENDAR**

**A. City Council/Redevelopment Agency Ordinances, Resolutions/
Reports-Approval Actions and Motions**

Items listed here may be spoken on if a request is given to the City Clerk to pull a particular item before approval of the Consent Calendar; and at the discretion of Council

1. Adopt Resolution of Intention to Amend the Contract between the City and CalPERS (*ML Gordon, Assistant City Manager*)

Recommendation:

- a. Adopt the Resolution of Intention to approve an amendment to Contract between the Board of Administration California Public Employees' Retirement System (CalPERS) and the City of East Palo Alto City Council to provide Section 21354.4 (2.5% @ 55 Full Formula) for local miscellaneous (non-sworn) members; and, Section 21363.1 (3% @ 55 Full Formula) for local safety (sworn) members; and

- b. Direct the City Manager/City Clerk to prepare, sign, and submit all required documents to CalPERS for implementation; and

- c. Direct the City Manager/Clerk to conduct a secret ballot election for all local eligible miscellaneous (non-sworn) members, and all local eligible safety (sworn) members to determine their approval or disapproval of the proposal of City Council to amend the contract with the Board of Administration of the California Public Employees Retirement System (CalPERS) to provide the 2.5% @ 55 and 3% @ 55 respectively and to certify and submit election results to CalPERS; and

- d. Direct the City Attorney to prepare an Ordinance, required by CalPERS, for the 1st reading at the next regular meeting of the City Council.

2. Authorize the City Manager/Executive Director to Execute Agreements and Submit a Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2008/2009 TDA Article 3 Funds to Support conversion of an abandoned Rail Spur into a Bicycle and Pedestrian Trail totaling \$100,000 (*Carlos Martinez, RDA/EDA Division Manager*)

3. Authorize the City Manager to Accept , Appropriate and Expend CalTrans Safe Route to School grant funds of \$806,000 plus a 10% City match for a total amount not-to-exceed \$892,000 (*Kamal Fallaha, Project Engineer*)

4. Endorse Measure O, the 1/8th cent sales tax measure dedicated to parks and recreation activities to be placed on June 3rd 2008 Ballot *(Meda Okelo, Community Services Director)*
5. Authorize the City Manager to accept and appropriate grant funds from the United States Department of Education Office of Innovation and Improvement Grant in the amount of \$76,637 for after school learning and enrichment activities for East Palo Alto Youth *((Meda Okelo, Community Services)*
6. Authorize and Designate City Manager Alvin D. James as the City's Agent for Expenditures to Repair the San Francisquito Creek Levee *(Alvin James, City Manager)*
7. Authorize the City Manager to waive \$1,657 in permit fees related to cover costs associated with the Cinco de Mayo Parade on Sunday May 4, 2008

Recommendation: That Council Adopt the Resolutions

8. Proclamation
 - a. Cinco de Mayo Celebration

Recommendation: That Council Approve Proclamation By Motion

9. Claims: None

10. Planning Actions of the March 24, 2008 Planning Commission and Planning Applications for the Month of March *(Brad Tarr, Planning Manager)*

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

Items 3, 4, and 5 may be addressed during Community Forum only, unless otherwise approved by Council

III. Written Communications: None

IV. Special Presentation: Sponsored Employment Program (10 Minutes)

V. Oral Reports

- A. Reports Out of Closed Session
- B. Oral Staff Reports
 - 1. Introduction of Police Captains – *(Ronald Davis, Chief)*
- C. Advisory Bodies: Public Works and Transportation Commission
- D. City Council/Redevelopment Agency Reports

VI. Community Forum

VII Hearing(s)

- A. *Continued from 04-01-08 CC RDA Mtg – Further Council Discussion*
Council call-up of Architectural Supervision (AS 07-12), Use Permit (UP 07-36) and Categorical Exemption (CE 07-26) for 2777 Hunter Street-- Review of Planning Commission approval of December 10, 2007
(Brad Tarr, Acting Planning Division Manager)

Recommendation: The Planning Division staff recommends that the City Council:

- 1. ADOPT the Categorical Exemption for this project, finding that there is no potential for this project to have a significant effect on the environment; and
- 2. AFFIRM or DENY the Planning Commission's decision to Approve the Architectural Supervision (AS 07-12) and Use Permit (UP 07-36). If the City Council decides to affirm the prior decision, it should base its' decision on the findings and subject to the conditions located in the attached Planning Commission's staff report [on pages 5 and 6], with additional or modified conditions as deemed appropriate. The City Council should also direct the City Attorney to modify the language of Condition #11 to more clearly state the intent which is to require that the applicant indemnify and hold the city harmless from any potential legal action that might arise in connection with the approval decision.

- B. **Hearing** *(Carried over from 04-01-08 meeting)*

- 1. Public *de novo* hearing regarding Use Permit (UP 07-34) and Categorical Exemption (CE 07-51) to sell beer, wine and spirits at the relocated Countrytime Market at 2200 University Avenue
(Brad Tarr, Acting Planning Manager)

Recommendation: To Open the Hearing, Take Testimony, Close the Hearing and Uphold the Planning Commission Decision

VIII. Policy and Action Items

A. City Council Ordinances/Resolutions/Informational Reports – Approval Actions and Motions

1. Request Authorization for the City Manager to amend contracts with Peninsula Volunteers Inc., and Career Resources for services provided to the Senior Congregate Nutrition Program (*Meda Okelo, Community Services Director*)
 - a. Amendment of the agreement with Peninsula Volunteers Inc., for the provision of daily lunches under the Senior Congregate Nutrition Program for Fiscal Year 2007-08 increasing the current contract from \$28,500 to an amount not to exceed \$42,584.00
 - b. Authorization to spend an additional \$2000 not to exceed \$9,500 for a contract with Career Resources, to provide personnel to assist in the Senior Congregate Nutrition Program (*Meda Okelo, Community Services Director*)

Recommendation: 1.) Adopt a resolution authorizing the City Manager to amend the agreement with Peninsula Volunteers Inc for the provision of daily lunches under the Senior Congregate Lunch Program for Fiscal Year 2007-08 in an amount not to exceed \$37,000; and 2.) Adopt a resolution Augmenting the contract with Career Resources in an amount not to exceed \$9,500

2. Request to waive fees for building permits by Rebuilding Together for renovation projects in East Palo Alto scheduled for the 2008 National Rebuilding Together Day on April 26, 2008 (*Wilbert Lee, Housing Director*)

Recommendation: Authorize the City Manager to waive fees for building permits for Rebuilding Together renovation projects in East Palo Alto scheduled for the 2008 National Rebuilding Together Day on April 26, 2008

IX. Adjournment.