



# City of East Palo Alto

## ACTION MINUTES

By: *Minette Warren*

**REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY  
MEETING**

**TUESDAY, October 21, 2008**

CLOSED SESSION - 6:30P.M.

**Regular Meeting - 7:30p.m.**

**2415 UNIVERSITY AVENUE**

**Council Chamber**

**6:30P.M. Regular Joint Closed Session**

**Joint Call to Order: 6:30P.M.**

**Roll Call:**

**Present: Evans, Abrica, Woods, Foster (Rutherford/Excused Absence)**

**I. Approval of Closed Session Agenda**

**Action: Motion/Second: Woods/Abrica Vote: 4-0**

**Agenda approved with 2 items added verbally**

**II. Closed Session Community Forum: None**

**III. Closed Session See Oral Reports for Attorneys Report Out**

**A. Labor Relations Pursuant to Government Code Section 54957.6**

*(ML Gordon, Assistant City Manager)*

1. International Federation of Professional & Technical Engineers (IFPTE)- Local 21 Negotiations

2. Service Employees International Union (SEIU) Local 521 CTW

**B. Potential Litigation Pursuant to Government Code 54596.9**

1. Palo Mobile Estates v. City of East Palo Alto

## Adjournment

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

#### Joint Call to Order and Roll Call

#### I. APPROVAL OF AGENDA

Action: Motion/Second: Woods/Abrica Vote: 4/0

Items 1, 4 and 5 pulled for discussion  
Items 2 and 3 approved

Action: Motion/Second: Woods/Abrica Vote:4-0

#### II. CONSENT CALENDAR

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

Items listed on Consent Calendar 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

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#### Contracts/Resolutions

1. Approve and Authorize the Public Works Director to issue a Request for Proposals of Professional Planning/Engineering Services to develop a Citywide Water Master Plan Anthony Docto, Public Works Director Anthony Docto, Public Works Director

**Councilmember Abrica asked for a correction at the end of the resolution  
Staff stated it would be done before signing**

Action: Motion/Second Abrica/Woods Vote:3-1(Evans/No)

2. By Motion, Authorize the City Manager to Release an RFP (Request for Proposal) for the City's Housing Element Brad Tarr, Interim Planning Manager
3. Authorize the City Manager to amend contract with Lance Bayer, Citywide Consultant Attorney in an amount not-to-exceed \$43,000

**Recommendation:** That Council Approve the Resolutions

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4. Advisory Bodies – Minette Warren, Deputy City Clerk
  - a. **1).** Accept Resignation of Recently (9/23/08 Special City Council Meeting) Re-appointed Rent Stabilization Board Member Stanley K. Yim; **2).** Consideration of Request to Appoint Mr. William B. Webster (Homeowner Alternate Seat) to the Vacated (by Mr. Yim), Homeowner Regular Seat; and **3).** Re-appoint Mr. Bernardo Huerta to Regular Full Term Seat on the Planning Commission

**Council accepted Mr. Stanley K. Yim's resignation, but did not approve Mr. William Webster's request. Council directed staff to post and re-advertise the vacated seat on the Rent Stabilization board and any other vacancies. Staff stated it would be done.**

**Council did not act on Item # 4a3 and was later reminded by Deputy City Attorney Alvarado of the over-site. Council then considered Mr. Bernardo Huerta's request, denied his reappointment and directed staff to post and re-advertise his seat on the Planning Commission as well.**

5. Minutes - Minette Warren, Deputy City Clerk
  - a. 09/23/08 Special CC & Regular CC/RDA Meeting
  - b. 10/07/08 Regular CC/RDA Meeting

**Councilmember Woods stated that he'd found errors in both sets of minutes that needed correcting by staff and stated that he would get with staff and give those corrections at a later time. Staff stated that the corrections would be made and the minutes brought back at a subsequent meeting for approval.**

**Recommendation:** That the Advisory Body Resignation Be Accepted; the Advisory Body Re-appointments and City Council/RDA Minutes be Approved By Motion

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

**III. Written Communications:**

**IV. Special Presentation:**

- A. C/CAG Dumbarton Dialogue - Rich Napier
- B. Lightspeed Medallion Presentations to City in Appreciation for Cooperation and Work of City Staff with AT&T: Randal Okamura, AT&T
- C. Emergency Preparedness Telephone Communications System

**Chief Davis asked permission from Council to move Policy and Action Item VIIA1 up before the Oral Reports and Community Forum**

**Council unanimously agreed to allow the item's move.**

**Report given by Chief Davis, Council deliberation done and item approved.**

**Action: Motion/Second: Woods/Abrica Vote: 4-0**

**V. Oral Reports**

A. Reports Out of Closed Session

B. Oral Staff Reports:

1. Access to building via Lobby Entrance Door after Regular Business Hours - Alvin D. James, City Manager

**Staff advised Council that after working with San Mateo County the Building's Lobby Doors would be left open during all City Meetings that went beyond the County's 8:00p.m. timeframe**

2. Conflict of 11/04/08 Election night activities and regularly scheduled City Council Meeting - Alvin D. James, City Manager

**City Manager James reminded Council that due to the National as well as local General Election on Tuesday, November 4, 2008 would they fix another date for the Regular 1<sup>st</sup> Tuesday (November 4) Council meeting. Council deliberated and gave direction for the Regular meeting to be held on Wednesday, November 5, 2008.**

**Action: Motion/Second: Woods/Foster Vote: 4-0**

3. Bay Road Ribbon Cutting (added during the meeting)

**Mayor Foster gave information on the ribbon cutting ceremony for the Bay Road Phase I Project, spoke of its success, thanked The Honorable Anna Eshoo and the Honorable Rose Jacobs Gibson for attending and congratulated staff on its success**

C. Advisory Bodies: None

D. City Council/Redevelopment Agency Reports

**VI. Community Forum**

## VII. Policy and Action Items

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

#### Item VIIA1 was moved and heard before Oral Reports and Community Forum

1. Authorize the City Manager to amend, and increase, the City's contract with the California Department of Corrections and Rehabilitation (CDCR) to implement a 14-month parolee work crew program in the amount of \$1,132,000

#### **Recommendations:**

- a. That the City Council authorize the City Manager to amend, and increase, the City's contract with the California Department of Corrections and Rehabilitation (CDCR) to implement a 14-month parolee work crew program in conjunction with the California Department of Transportation (known as "CALTRANS) in the amount of \$1,132,000.
  - b. That the City Council authorize the City Manager to amend its lease at 219 Demeter to include a 2-year agreement to use an additional 4200 square feet of warehouse space, increasing the total amount of space used to 6,700 square feet and increasing the monthly lease cost by \$3,400 for a total lease amount not to exceed \$81,600.
  - c. That the City Council authorize the City Manager to publish a Request for Qualifications (RFQ) to identify an organization to implement the 14-month pilot parolee work crew program in an amount not to exceed \$996,160.
2. Council Approve the Vendor and authorize the City Manager to enter into a Software License Agreement with GIS Planning, Inc. to provide Geographic Information Systems (GIS) services to the City of East Palo Alto for a total contract amount not-to-exceed \$89,000 *Carlos Martinez, RDA Manager*

**Recommendation:** That Council Adopt the resolution

**Action: Motion/Second: Woods/Abrica Vote: 4-0**

3. An Ordinance of the City Council of the City of East Palo Alto Revising the Title and Amending the Contents of Chapter 2.32 of the East Palo Alto Municipal Code Concerning the City Engineer – *Rafael Alvardao, Assistant City Attorney*

**Recommendation:** That Council Introduce the Ordinance

4. Discussion: Measure "C" Parcel Tax Time Lines

**Recommendation:** That Council Hear the information and Provide Direction to Staff

**Staff was directed to agendize the following Step for the November 5<sup>th</sup> Regular CC/RDA Meeting:**

**,Individual Councilmember's Selection of Oversight Committee members**

**Action: Motion/Second: Abrica/Foster Vote: 3-1 (Evans/No)**

5. Discussion: Office of Youth Services

**Recommendation:** Hear and Discuss the information and provide direction to staff and adopt the Resolution

**Action: Motion/Second: Woods/Abrica Vote: 3-1 (Evans/No)**

6. Communication from Mosquito Abatement and Vector Control District information regarding retirement of Councilmember Rutherford from Council as Council representative and her continued service as City resident.

**Recommendation:** That Council consider re-appointment of Donna Rutherford as City representative, continuing in such capacity after November 4, 2008 General Municipal Consolidated Election

**Council's first action to approve the recommendation on a 2-2 vote failed as follows:**

**Action: Motion/Second: Abrica/Foster Vote: 2 Ayes (Abrica/Foster and 2 Nays: (Evans/Woods)**

**Council asked that the item be continued to the November 5, Regular Council Meeting by unanimous agreement**

**Adjournment: 10:33p.m.**