



# City of East Palo Alto

## Action Minutes

By: *Minette Warren*

### REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

***Tuesday, May 19, 2009***

**Closed Session 6:30p.m.**

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

**City Council Chambers, 2415 University Avenue**

**6:30 P.M. REGULAR CITY COUNCIL/REDEVELOPMENT AGENCY CLOSED  
SESSION**

1. **CALL TO ORDER: 6:30p.m.**

**ROLL CALL: Martinez, Romero, Evans, Woods, Abrica**

2. **APPROVAL OF CLOSED SESSION AGENDA**

**Action: Motion/Motion: Woods/Abrica Vote: 5-0**

3. **CLOSED SESSION COMMUNITY FORUM: None**

4. **CLOSED SESSION**

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

1. Page Mill Properties/Woodland Park Management

**B. Property Acquisition Pursuant to Government Code Section 54956.8**

1. Property Negotiation: Letter from the Olson Company offering to sell property; 965 Weeks Street, APN's: 063232210,063232220, (the Site)

**ADJOURNMENT**

7:30P.M

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

**Joint Call to Order and Roll Call**

**1. APPROVAL OF JOINT AGENDA**

Items 2B3a and b pulled and continued for corrections

**Put Resolution Numbers on Consent**

**2. APPROVAL OF CONSENT CALENDAR:**

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

**A. CONTRACTS:**

1. **2901**-Adopt Resolution to amend the List of Hearing Examiners for the Rent Stabilization Program to add Frederick C. Hertz; and to authorize the City Manager to enter into a contract with Frederick Hertz for an amount not to exceed administrative authority. (*Wilbert Lee, Director, Housing Services*)

**Recommendation:** Adopt the Resolution to include Frederick C. Hertz on the Hearing Examiners List and authorize City Manager to enter into a contract with Fredrick C. Hertz.

2. Ratification of Authorization to Sign Legal Retainer Agreement for an Amount not to Exceed \$20,000 With Shute, Mihaly & Weinberger LLP to Provide Legal Services Related to Reviewing the City's Existing Rent Stabilization Ordinance, Proposing Amendments and Drafting an Initiative Ordinance – (*Vincent Ewing, City Attorney*)

**Recommendation:** By motion, authorize the City Manager to execute a retainer agreement with Andrew Schwartz of Shute, Mihaly & Weinberger.

3. **2900**-A Resolution to approve Exhibit 9A (Disadvantaged Business Enterprise Implementation Agreement for Local Agencies) to comply with the Caltrans annual DBE Goals for federal Fiscal Years 2008/2009 and 2009/2010 for all federally funded projects and authorize the City Manager to execute the agreement. (*Kamal Fallah, Project Manager Engineer*)

**Recommendation:** To adopt the Resolution complying with Cal Trans Annual DBE Goals and direct the City Manager to execute the agreement

**B. Council/Redevelopment Agency Resolutions/Motions/Informational Reports/Minutes and Other Actions**

- 1. Proclamation recognizing the Immigrant Legal Resource Center (ILRC) on its 30<sup>th</sup> Anniversary. (Postponed from 05-05-09 Regular CC-RDS Meeting) *(Ruben Abrica, Mayor)*
- 2. Claims: *(Rafael Alvarado, Deputy City Attorney)*
  - a. Karen Steffey
  - b.. Israel Pena
- 3. Minutes: *(Minnie Warren, Deputy City Clerk)* **(Continued to next regular Council Meeting)**
  - a.. April 21, 2009
  - b.. May 5, 2009

**Recommendation:** That Council Approve the Consent Calendar

Approval of Consent Calendar absent Items 2B3 a and b for correction and continuation

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

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

**Discussions were held regardig various issues relatign to the advisory bodies inertviews and appointments. Council unanimously agreed and directed staff to research and bring clarification on the issues surrounding terms and seats back to Council; and to continue this inetrvievw and appointment process tot he June 2 regular meeting.**

**3. Interviews and Appointment of Advisory Bodies Applicants**

- A. Senior Advisory Committee
- B. Planning Commission
- C. Rent Stabilization Board
- D. Public Works and Transportation Commission

**4. WRITTEN COMMUNICATIONS:**

- A. Request for Sponsored Summer Youth Employment Funding --- Dr. Faye McNair-Knox, One EPA.

5. **SPECIAL PRESENTATIONS:**

A. None

6. **ORAL REPORTS:** *(Requests to Speak on Items 4 and 5 Will be Heard Under Community Forum)*

A. Reports out of Closed Session

**City Attorney Vincent Ewing reported out: Council discussed items, gave directions to staff and took no action**

B. Reports from Staff

1. Announcement : City Fire Hydrant Flushing – *(Anthony Docto, Public Works Director)*
2. Status report regarding Conolly Way Code Compliance matters  
*(Alvin James, City Manager)*

C. Advisory Bodies: None

D. Council/Redevelopment Agency Reports

1. May, June, and July Calendar Planning --- *(Ruben Abrica, Mayor)*

E. Mayor's Report:

1. Committee Assignments --- *(Ruben Abrica, Mayor)*

7. **COMMUNITY FORUM:**

8. **PUBLIC HEARINGS:**

- A. That the Redevelopment Agency and the City of East Palo Alto hold a joint public hearing on the proposed Plan Amendments for the fiscal merger of the Gateway 101, University Circle and Ravenswood Industrial area Redevelopment Project Areas; the extension of the duration of Plan activities, the collection of tax increment, and the repayment of debt in the Ravenswood area by 10 years; and the extension of the potential to use eminent domain in the Ravenswood Area for an additional 7 years; and on the Implementation Plan amendments: and hears testimony and receives comments on the Plan Amendments *(Sean Charpentier, RDA Project Coordinator II)*

Vice Mayor Woods recused himself due to a conflict of interest (lives within 500 feet of Ravenswood project site)

Open Hearing

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

**Staff report given by Staff member Charpentier, Testimony taken and discussion held by Council**

Closse Hearing

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

**Information accepted and direction given to staff**

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

**9. POLICY AND ACTION ITEMS:**

City Council Ordinance, Resolutions, Reports-Approval Actions and Motions.

- A. Discussion: City Council Strategic Policy Framework – Next Steps:  
*Ruben Abrica, Mayor, Alvin James, City Manager*

***Recommendation:***

1. Discuss Utilizing as a Point of Reference, the City Council Recently Affirmed Mission Statement, to Identify Core Values to Serve as a Guide in Defining City Goals and Objectives and in Evaluating Organizational Performance in the Pursuit of Them.
2. Provide Guidance to Staff Regarding Next Steps In Preparing Appropriate Expressions of City Council-Identified Values, Goals, Objectives and Expected Timelines.
3. Accept and File this Report.

**Action: Motion/Second: Woods/Abrica Vote: 5-0**

- B. Informational presentation and update on the Cooley Landing Project,  
*(Lily Lee, Cooley Landing Project Manager)*

***Recommendation:*** To accept and file the informational presentation and update on the Cooley Landing Project.

**Action: Motion/Second: Woods/Romero Vote: 5-0**

- C. **2902-**Adopt a Resolution declaring a Fiscal Hardship if Property Taxes are Seized and other unfunded mandates are imposed on local governments.  
*(Stephanie Osaze, Finance Director)*

*Recommendation:* To adopt the Resolution and direct the City Manager to forward to the California Governor and State Legislature

**Action:**                    **Motion/Second:**   **Woods/Abrica**      **Vote: 5-0**

**ADJOURNMENT**