



CITY OF EAST PALO ALTO
ACTION MINUTES

By: *Minette Warren*

REGULAR JOINT CITY COUNCIL
AND REDEVELOPMENT AGENCY MEETING
Tuesday, July 28, 2009
Closed Session 6:30p.m.
Regular Meeting 7:30p.m.
City Council Chambers, 2415 University Avenue

6:30 P.M

REGULAR JOINT CLOSED SESSION

JOINT CLOSED SESSION CALL TO ORDER: 6:30 P.M.

ROLL CALL: ROMERO, EVANS, WOODS, ABRICA
(MARTINEZ, ABSENT – ILL)

I. APPROVAL OF REGULAR JOINT CLOSED SESSION AGENDA

ACTION: MOTION/SECOND: WOODS/ROMERO 4-0

II JOINT CLOSED SESSION COMMUNITY FORUM: None`

III. CLOSED SESSION

A. **Potential/Pending Litigation Pursuant to Government Code Section 54986.9**
(Vincent E. Ewing, City Attorney)

1. East Palo Alto Merchants Association v City of East Palo Alto

B. **Labor Relations Pursuant to Government Code Section 54957**
(ML Gordon, Assistant City Manager)

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

4. **RESO 2942** - Safe Routes to School, Drop-off Area Project on Clarke Avenue at Brentwood Elementary School (*Kamal Fallaha, City Engineer, Engineering Division*)
 - a. Approve the project plans for the Safe Routes to School, Drop-off Area Project on Clarke Avenue and
 - b. Authorize the City Manager to enter into a construction contract with **Jos. J Albanese, Inc.**, the lowest responsible and responsive bidder, for an amount not to exceed \$122,740.00 to construct improvements, referenced in this report, on Clarke Avenue at Brentwood Elementary School.
 - c. Authorize the City Manager to allocate and additional \$18,411 (15% construction contingency) to provide construction staking, design support, and material testing services during construction. With the authorized contingency, the amount authorized for the project would not exceed \$141,151.
5. **RESO 2943** - Approval of a Resolution authoring the City Manager to award a contract, on a sole source basis, to CRW Systems in an amount not to exceed \$126,750 for an Automated Permit Tracking System and authorize an additional \$10,994 for purchase of Accessory software and Computer Equipment from Dell Computer to serve the City (*Francis Rainone, Chief Building Official, Building Division*)

B. Motions, Other Actions and Informational Reports

1. **COOLEY LANDING**
RESO 2944 - Seeking authorization to issue a Request for Proposals for architectural design for Cooley Landing (*Lily Lee, Cooley Landing Project Manager, US Environmental Protection Agency- USEPA*)

Action on Item IIB1

Motion/Second:Woods/Abrica

Vote: 4-0

2. Minutes (*Minette Warren, Deputy City Clerk, City Clerk's Office*)
 - a. 07/07/09 Regular CC/RDA Meeting (**Continued to next meeting**)
 - b. 07/13/09 Spec CC Closed Session Meeting
 - c. 07/13/09 Spec CC Meeting – Measure C funding Allocations
 - d. 07/21/09 Regular CC/RDA Meeting
3. Claims: None

Recommendation: That Council/RDA Approve the Consent Calendar

III. Written Communication:

- a. Reconsideration of Measure “C” Funding decision on the Fellowship of Faith’s request for Measure “C” funds – *Stewart Hyland, Action Leader, Peninsula Interfaith Action; Father Lawrence Goode, St. Francis of Assisi Catholic Church; Larry Moody, Director, Fellowship of Faith; Gail Ortega, Executive Director, the Built to Last Collaborative; Reverend Mary Frazier, Pastor, Bread of Life Ministries; Goro Mitchell, Executive Director, Community Development Institute; Cruz Hyland, Chair, Yes on Measure “C” Campaign*

IV. Special Presentations: None

V. Oral Reports

- A. Reports Out of Closed Session

Report Out by City Attorney Ewing – Items in Closed Session Heard, Direction Given, No Action Taken

- B. Reports from Staff:
- C. City Council/Redevelopment Agency Reports
- D. Mayor’s Report

VI. Community Forum

VII. Hearings:

- A. **Housing Element** (*Brad Tarr, Acting Planning Division Manager, Planning Division*) **(Continued from the 07/21/09 Regular CC RDA Meeting)**

Recommendation: Staff recommends that the City Council:
a) Continue testimony and deliberations
b) Solicit and direct incorporation of input into a revised draft
c) Close the Hearing
d) Approve the draft element and authorize its submittal to the State Office of Housing and Community Development (HCD) for review

Action: Housing Element continued to 08/03/09 Special Meeting by Unanimous Approval of Council

VIII. Policy and Action Items

- A. City Council

Contracts, Motions, Other Actions and Informational Reports

- 1. Proposed Revisions to the Rent Stabilization Ordinance for the November 2009 Ballot

Recommendations:

- a. Discuss and provide guidance on key features in order to finalize the language revising the City of East Palo Alto Rent Stabilization Ordinance; and
- b. Consider a Resolution submitting the Ordinance to a vote of the People at the November 3, 2009 Municipal Election; and

Consider a Resolution requesting the County of San Mateo to consolidate the Municipal Election with the Countywide General Election held on November 3, 2009 (*Rafael Alvarado, Deputy City Attorney, City Attorney's Office*) **(Continued from 07/15/09 Special Meeting)**

Action: Continued to 08/03/09 Special Council Meeting by Unanimous Approval of Council

2. **RESO 2938** - City Youth Space at the YMCA , Tenant Improvements (*Meda Okelo, Director - Community Services Department*)

Authorization to solicit bids for tenant improvements in the designated city space at the YMCA for an amount not to exceed \$80,950.00 and, to utilize Park In Lieu Funds as funding source for the project.

Recommendation: That Council Approve the Resolution

Action: Motion/Second: Romero/Woods 3-0
Let the Record Note that Councilmember Evans had left the meeting prior to Item being heard.

3. **ADJOURNMENT: 10:45p.m.**