



# CITY OF EAST PALO ALTO ACTION MINUTES

By: Minette Warren

## REGULAR CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

**TUESDAY, OCTOBER 6, 2009**

*Regular City Council/Redevelopment Agency Meeting: 7:30 p.m.*  
Council Chamber - 2415 UNIVERSITY AVENUE

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

Call to Order: 7:30P.M.

Roll Call: Martinez, Romero, Evans, Woods, Abrica

### I. Approval of Agenda

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

### II. Approval of Consent Calendar

Absent Items IIB1, 2 and 3B

Question on from Councilmember Romero regarding correct number of employees on Item IIB1 - Classification Schedule; Question from Vice Mayor Woods and Councilmember Romero regarding, Item IIB2 -Interim City Manager Contract resolution last Whereas should read similar to RDA Reso. Corrections from both Vice Mayor Woods and Councilmember Romero regarding Item IIB3; 09/15/09 Action Minutes, need editing on who left meeting (Dep. Clerk Warren stated into record that it was Councilmember Martinez),; and completion of action motion/second/vote on remainder of Consent Calendar. Edits done by Deputy City Clerk Warren post 10/06/09 meeting.

### Consent Calendar

### Contracts

#### A. Resolutions

1. Authorize the City Manager to Execute a Memorandum of Understanding (MOU) between the San Mateo County Transit District (SAMTRANS) and the City of East Palo Alto(City) for the pass-thru of Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA)otherwise known as

Proposition 1B, Funds in the amount of \$72,000 for Bus Shelter Improvements (Anthony Docto, Director, Public Works)

2. South Bayside Waste Management Authority Agreements (Anthony Docto, Director – Public Works Department)
  - .A. Resolution authorizing the City Manager to negotiate and sign the Operations Agreement with South Bay Recycling, LLC (SBR) for operation of the Shoreway Recycling and Disposal Center in San Carlos
  - B. Resolution approving and authorizing the City Manager to execute a Franchise Agreement for Collection Services of Recyclable Materials, Organic Materials and Solid Waste with Recology San Mateo County (“Recology” - formerly Norcal Waste Systems of San Mateo County).

**B. Other Resolutions, Ordinances, Informational Reports and Motions**

1. 2009 Classification Schedule (ML Gordon, Assistant City Manager)
2. Resolution in support of Smoke-Free Movies (Ruben Abrica, Mayor)
3. Minutes Minette Warren, Deputy City Clerk
  - a. 09-01-09 Regular CC RDA Meeting
  - b. 09-15-09 Regular CC RDA Meeting
4. Letter from Dorsey Nunn- All of Us or None, regarding opposing the establishment of a new jail anywhere in San Mateo County

**Recommendation:** That Council Approve All Items on the Consent Calendar

**III. Written Communications:** San Mateo County Library System’s Annual Report - Anne-Marie Despain, Director – Library Services; Patrick Sweeney, Manager, East Palo Alto Library

**IV. Special Presentation (See Policy and Action Item VIIIA3)**

**V. Oral Reports**

A. Oral Staff Reports

1. Kick Off meeting for the:  
**Dumbarton Rail Station Area Specific Plan (Specific Plan)**  
**Thursday, October 8, 2009**

**6:30-8:00 p.m.**

**2415 University Avenue, Community Room**

(Carlos Martinez, Manager – Redevelopment Agency Division)

2. September 2009 Gun Buy Back Program- (Ronald Davis, Chief of Police)

B. City Council/Redevelopment Agency Reports

C. Mayor's Report

1. Community Health Subcommittee Report of--09/23/09
2. Report regarding meeting Wells Fargo's court representatives and others regarding health, safety, and management issues related to Page Mill Properties

**VI. Community Forum**

**VIII. Policy and Action**

**City Council/Redevelopment Agency Resolutions, Action and Motions**

1. Rent Stabilization Ordinance (Vincent Ewing, City Attorney)
  - a. Amendment to the Agreement for Preparation of revisions to the Rent Stabilization Ordinance for the November 2009 Ballot
  - b. Rescinding the City Council's Legislative Actions of August 4, 2009, To Wit. Resolution 2947 and Resolution 2948, Adopting a rent Stabilization and Just Cause for eviction Ordinance, Calling a Municipal Election, Requesting Consolidation of Municipal Election with County General Election, and Requesting Rent Stabilization and Just Cause Eviction Measure be Placed on the Ballot for the November 3, 2009 General Election
  - c. Adopt the Rent Stabilization Ordinance Measure Timeline as a guideline to insure that the rent Stabilization Ordinance Measure is Timely Adopted and Placed on the Ballot for June 8, 2010 General Election

**Recommendation:** **a)** That the City Council deny Shute, Mihaly and Weinberger's ("Shute") request to amend the Amend Legal Services Agreement to draft revisions to the Rent Stabilization Ordinance ("RSO") for an Additional \$5,000; **b)** Rescinding the City Council's Legislative Actions of August 4, 2009, To Wit. Resolution 2947 and Resolution 2948, Adopting a rent Stabilization and Just Cause for eviction Ordinance, Calling a Municipal Election, Requesting Consolidation of Municipal Election with County General Election, and Requesting Rent Stabilization and Just Cause Eviction Measure be Placed on the Ballot for the November 3, 2009 General Election; **c)** That Council Adopt the Rent Stabilization Ordinance Measure Timeline as a guideline to insure that the

rent Stabilization Ordinance Measure is Timely Adopted and Placed on the Ballot for June 8, 2010 General Election

2. Adopt Management Services Contract and Resolutions appointing Alvin D. James as Interim City Manager/City Clerk, and Executive Director of the Redevelopment Agency, effective October 20 2009 for an amount not to exceed \$147,400. (*Ruben Abrica, Mayor/Vice Chair; David Woods, Vice Mayor/Chair,*

**Recommendation: a)** It is recommended that the City Council: Adopt resolution appointing Alvin D. James as Interim City Manager/City Clerk and authorizing a Professional Services Contract to provide Management Services in an amount to Exceed \$147,400; and  
2. Adopt resolution appointing Alvin D. James as Interim Executive Director of the Redevelopment Agency and authorizing a Professional Service Contract to provide Management Services.

## VII. Hearings

### A. Measure “C” Parcel Tax Exemption Appeals

1. Gelsomina Becks
2. Carrie M. Parker
3. Beatrice Mobley
4. Lavora A. Anthony

**Recommendation:** That the City Council Open the Hearing, Take testimony, Close the Hearing and Uphold the Measure “C” Administrator’s Decision

### B. EPA Merchants Association Appeal of Mi Pueblo Grocery Store Approval by the Planning Commission, 1731 E. Bayshore Rd. (Brent Butler, Manager, Planning Division) (Continued from 09-15-09 Regular CC RDA Meeting)

**Recommendation:** That the City Council Open the Hearing, Take Testimony, Close the Hearing And Uphold the Planning Commission’s Decision

## VIII. Policy and Action (Continued)

### A. City Council/Redevelopment Agency Resolutions, Action and Motions

3. Consideration of Approval for a Resolution to adopt the San Mateo County Energy Strategy; and a Presentation by CCAG (Rich Napier, CCAG, Anthony Docto, Director Public Works)

**Recommendation:** That Council accept the Presentation and Adopt the Resolution

4. Council Further Discussion Regarding Staff Objectives Related to City Council Strategic Priorities – (Alvin James, City Manager)

## **5. Adjournment**

**Any person who needs disability-related accommodations in order to participate in this meeting should contact Minette Warren at 650-853-3127 as far in advance of the meeting as possible. (Gov. Code § 54954.2(a)(1))**