



CITY OF EAST PALO ALTO
ACTION MINUTES

REGULAR CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

TUESDAY, NOVEMBER 3, 2009

Closed Session 6:30p.m.

Regular City Council/Redevelopment Agency Meeting: 7:30 p.m.

Council Chamber - 2415 UNIVERSITY AVENUE

6:30P.M. REGULAR CITY COUNCIL CLOSED SESSION

CALL TO ORDER: 6:30P.M.

ROLL CALL:

Present: Romero, Evans, Woods, Abrica (Martinez- Absent/III)

I. Approval of the Special Closed Session Agenda (Government Code § 54957.7(a))

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

II. Closed Session Community Forum

III. Convene into Closed Session

IV. CLOSED SESSION

Potential/Pending litigation (*Vincent C Ewing, City Attorney*)

1. Page Mill/Woodland Park v. City of East Palo Alto, et al., Litigation

<u>Case Name</u>	<u>Case Number</u>
1. Page Mill/Woodland Park v. CEPA, et al.	CIV 469315
2. Page Mill/Woodland Park v. CEPA, et al.	CIV 474682
3. Page Mill/Woodland Park v. CEPA, et al.	CIV 474521
4. Page Mill/Woodland Park v. CEPA, et al.	CIV 474732
5. Page Mill/Woodland Park v. CEPA, et al.	CIV 475139
6. Page Mill/Woodland Park v. CEPA, et al.	CIV 478790
7. Page Mill/Woodland Park v. CEPA, et al.	CIV 477568
8. Page Mill/Woodland Park v. CEPA, et al.	CIV 477567
9. Page Mill/Woodland Park v. CEPA, et al.	CIV 480138
10. Page Mill/Woodland Park v. CEPA, et al.	CIV 480456
11. Page Mill/Woodland Park v. CEPA, et al.	CIV 482848
12. Page Mill/Woodland Park v. CEPA, et al.	CIV 486819
13. Page Mill/Woodland Park v. CEPA, et al.	483884
14. Page Mill/Woodland Park v. CEPA, et al.	Not assigned

2. Conference Re Alley/Pathways Litigation with Les Hausreth (Consultant Counsel)

Page Mill/Woodland Park v. CEPA, et al. CIV 477568/477567

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

Call to Order and Roll Call

Present: Romero, Evans, Woods, Abrica (Martinez, Absent/III)

I. Introduction of Public Allies – *(Meda Okelo, Director, Community Services Department)*

Staff Member Meda Okelo introduced the Public Allies Community Service Interns

II. Approval of Agenda

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

Items from the Consent Calendar may be spoken on either at this point in the meeting via the audience’s request to Council; and/or during Community Forum

III. Approval of Consent Calendar

Approval of Consent Calendar Items IIIA1 and B 1& 2

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

Consent Calendar

Contracts

A. Resolutions

1. 2994-Consider resolution adopting a Memorandum of Understanding (MOU) with the California State Employment Development Department (EDD) *(Sean Charpentier, RDA Project Coordinator II)*.

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B. Other Resolutions, Ordinances, Informational Reports and Motions

1. Claims for Rejection: (Rafael Alvarado, Deputy City Attorney)
 1. Barbara Johnson
2. Proclamation:

Recognition of Armed Forces Veterans Day (Minette Warren, Deputy City Clerk)

Recommendation: That Council Approve All Items on the Consent Calendar

Item IIIB3 First Pulled by Romero for Discussion then Approved per the following:

Action: Romero/Woods **Vote:** 3-1 (Evans/No)

Item was then subsequently another Motion was made to re-discuss item

Action: **Motion:** Romero/Woods **3-1 (Abstained/Evans)**

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- 3. Report of the Planning Agency regarding Page Mill Properties Request to Vacate Two Alleys and a Pathway.
- (Brent Butler, Manager, Planning Division)

Recommendation: Accept & File the Report

Action: **Motion/Second:** Romero/Woods **4/0 (To not accept item, Talk to BRENT ????????????????) Continued)**

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III. Written Communications:

IV. Special Presentation

V. Oral Reports

A. Oral Staff Reports

- 1. Report out of Closed Session

City Attorney Ewing Reported Out: Items Discussed, No Action taken ????

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- 2. City Attorney Reports

- 2. City Manager Reports

A. Announcement on various Vacancies on Advisory Bodies
(Minette Warren, Deputy City Clerk)

B. Youth Summit Update Report
(John Chalmers, Police Captain, Police Department)

C. Announcement of CAC November and December Meeting Dates (*Sean Charpentier, RDA Project Coordinator II*)

B. City Council/Redevelopment Agency Reports

C. Mayor's Report

1. Final LAFCO Report on City of East Palo Alto Municipal Review
2. City of East Palo Alto Hosting of Council of Cities Dinner Meeting
3. Safe Routes to School Ribbon Cutting Ceremony at Brentwood Elementary School
4. Jack Farrell Park Renovation Opening Celebration

VI. Community Forum

VII. Hearings

A. Density Bonus – (Ordinance First reading) (*Carried over from October 20, 2009 Regular CC-RDA Meeting*) (*Brent Butler, Manager, Planning Division; Brad Tarr, Senior Planner*)

Consideration of an ordinance to implement state legislation pertaining to awarding density bonuses for qualifying applications proposing the construction of dwellings for very-low, low- or moderate-income persons and/or the disabled; or donating land for such development; or providing child day care facilities; pursuant to the above statute

Recommendation: That Council Open the Hearing, Take Testimony, Close Hearing and Approve the First Reading of the Ordinance

Action:

Open Hearing: Motion/Second: Woods/Romero Vote: 4-0

Staff Gave Report, Testimony Taken, Council Deliberated

Close Hearing: Motion/Second: Woods/Romero Vote: 4-0

First Reading Approved: Motion/Second: Romero/Woods Vote: 3-1 (Evans/No)

VIII. Policy and Action

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

1. Council Member Censure – (*Vincent C. Ewing, City Attorney*)

Recommendation: Discuss and provide guidance regarding a resolution approving the censure of Council Member Peter Evans for violating the Code of Conduct for East Palo Alto Council Members.

Item VIIIA1 - By Majority Decision of Council Continued to Next Meeting – November 17, 2009

2. Council Continued Discussion Regarding Staff Objectives Related to City Council Strategic Priorities - (*Alvin D. James, Interim City Manager*)

Recommendation: Discuss this report and provide direction to staff as deemed appropriate

Item VIIIA2 - By Majority Decision of Council Continued to an (Entire Day) Special Council Meeting – Thursday, December 10, 2009

3. Council Continued Discussion Regarding Advisory Bodies – (*Alvin D. James, Interim City Manager*)

Recommendation: Discuss and Provide Direction

Item VIIIA3 - By Majority Decision of Council Continued to an (Entire Day) Special Council Meeting – Thursday, December 10, 2009

Adjournment: In Memory of Reverend Johnny Cooksey and Mr. Ibarra, Long Time residents of East Palo Alto ~~Ask Ruben if name is correct ?~~

~~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))~~

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