



City of East Palo Alto

ACTION MINUTES

By: *Minette Warren*

REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

TUESDAY, APRIL 20, 2010

Closed Session: **6:00p.m.** Open Meeting - 7:30p.m.

2415 University Ave-First Floor - City Council Chamber

**Note to the Public-you can View the Agenda/Minutes Page
at www.ci.east-palo-alto.ca.us**

6:00 P.M Regular Joint Closed Session

Regular Joint Closed Session Call to Order: 6:00p.m.

Roll Call:

Present: Martinez, Evans, Abrica, Romero, Woods

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

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

2. Joint Closed Session Community Forum

3. Adjournment into Closed Session

4. **Property Acquisition (Government Code § 54956.9)** - (*Carlos Martinez, RDA Manager, RDA; Karen Tiedemann, Counsel, RDA*)

Property Appraisal - APN: 063292170

5. **Personnel Matters (Government Code § 54957.6)** (*ML Gordon, Assistant City Manager, Office of the City Manager*)

City Manager Recruitment

7:30 P.M REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING
Joint Call to Order and Roll Call

Roll Call:

Present: Martinez, Evans, Abrica, Romero, Woods

6. APPROVAL OF AGENDA

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

**CONSENT CALENDAR - City Council/Redevelopment Agency Ordinances,
Resolutions/ Informational Reports/Approval Actions and Motions**

Contract

7. **3042**-Authorize the City Manager to enter into a Professional Services contract with Renne Sloan Holtzman Sakai LLP to assist staff with Labor and Employee Relations Services, including assisting the City with bargaining group negotiations for an amount not to exceed \$48,700. – *(ML Gordon, Assistant City Manager, Office of the City Manager)*

Actions and Motions

8. Ordinance: Adopt Municipal Code Amendments Targeting Reduction and Maintenance of Foreclosed Homes - *(Frank Rainone, Chief Building Official/Building Division; Brent Butler, Planning Manager, AICP, CFM/Planning Division; Lance Bayer, Special Counsel)*
9. Ordinance: Adopt Municipal Code Amendment (Vacant Properties Ordinance).
- *(Frank Rainone, Chief Building Official/Building Division; Brent Butler, Planning Manager, AICP, CFM/Planning Division; Lance Bayer, Special Counsel)*
10. **3055**-Authorize the City Manager to Waive Fees for Building, Planning and Engineering Permits for the Single family Home Located at 1225 Beech Street, East Palo Alto – *(Wilbert Lee, Director, Housing Services Department)*
11. **Cinco De Mayo**
- **3057**-Consideration of a Fee Waiver for the Cinco de Mayo Parade/Festival – *(Meda Okelo, Director, Community Services)*
 - Proclamation
Declaring the Week of May 1, 2010 as Cinco de Mayo/Festival Latino Week in East Palo Alto – *(Ruben Abrica, Mayor)*
12. **3043**-Acceptance of Final Map for Palo Mobile Estates 1885 E. Bayshore Road- *(Brad Tarr, Senior Planner, Planning Division, Kamal Fallaha, Engineer, Engineering Division)*

Recommendation: That Council Adopt the Resolutions and, Approve the Proclamation By Motion

All Consent Items Approved

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

Items 14, 15 and 16 may be addressed during Community Forum only, unless otherwise approved by Council

13. Written Communications:

- Senior Citizens/Residents/Tax Payers, etc., who wishes to use our public facilities *(Senior Building),(R..B. Jones on behalf of Domino Club members, their families and friends)*

- Request for Fee Waiver for Juneteenth Festival and Funding in an amount not to exceed \$1500.00 – *(Patrick Brock, Coordinator)*

14. Special Presentations:

- **East Palo Alto Boxing Club, *Johnnie Gray, Director (10 Minutes)***
Boxing Club Presentation to be brought back to next meeting per request of Club’s Director
- **San Mateo County Library System Updated Website information – *Patrick Sweeney, Branch Manager, East Palo Alto Library - (10 Minutes)***
- **Making It Happen Coalition-Harlem Children’s Zone – *Larry Moody, Stewart Hyland, Sharifa Wilson, Gail Ortega (10 Minutes)***
Item to be brought back to next meeting

Renaissance (Start-Up Inc.) Consideration to provide advisory services to Small Business Incubator – *Sharon Miller, Executive Director (10 Minutes)*
Item to be brought back to 2nd meeting of May

15. Oral Reports

- **Reports Out of Closed Session-** *(Vincent C. Ewing, City Attorney)*

City Attorney Ewing Reported Out: Property Acquisition- No Action Taken, Direction Given to Staff

Mayor Woods Reported Out: Personnel Matters - No Action Taken, Direction Given to Staff

- **Staff Reports**
 - Annual Advisory Body Recruitment – *Minette Warren, Deputy City Clerk, Office of the City Clerk*

16. City Council/Redevelopment Agency Reports

17. Community Forum

HEARING

18. Hearing – City of East Palo Alto Housing Element (Continued from 04-06-10 CC RDA Meeting)

Additional work is needed to be completed by staff to adequately respond to concerns raised by City Council at the April 6, 2010 Hearing regarding this item.

Recommendation: Staff Requests Hearing be continued until the Regular 04/20/2010
CC-RDA Meeting

Hearing Continued per Staff request to next Regular CC RDA Meeting

**Policy and Action City Council/RDA Resolutions/Ordinance-Introduction; Reports/
Approval Actions**

CITY

19. City Hall Furnishings –(ML Gordon, Assistant City Manager, office of the City Manager)
(Continued from 04-06-10 Regular CC-RDA Meeting)

1. **3044**-Adopt a Resolution authorizing the City Manager to enter into a contract with KRJ Design Group for Additional Design and Coordination Services during the Tenant Improvements at City Hall for an amount not to exceed \$7,000.00; and
2. **3045**-Adopt a Resolution authorizing the City Manager to purchase office furniture for City Hall in an amount not to exceed \$54,323.00

Recommendation: That City Council approve the Resolution to contract with KRJ Design Group for an amount not to exceed \$7,000 and approve Resolution to authorize the City Manager to purchase office workstations, furniture and other related costs associated with moving and assembling the furniture for a cost not to exceed \$54,323

ACTION: MOTION/SECOND: ROMERO/MARTINEZ 4-1 (Evans/No)

20 Adopt three Resolutions Amending and Extending the Professional Services Contract between the City and Alvin D. James and Requesting an Extension to the Maximum 960 hours - (ML Gordon, Assistant City Manager, Office of the City Manager) (Continued from 04-06-10 Regular CC-RDA Meeting)

1. **3046**-Resolution to Amend Contract between the City and Interim City Manager/City Clerk
2. Resolution to Amend Contract between the Redevelopment Agency and the Interim Executive Director Redevelopment Agency
3. **3047**-Resolution Requesting an Extension of the Maximum Hours (960) of Employment After Retirement for the Interim City Manager Pursuant to Government Code Section 21221 (h)

Recommendation: That Council adopt the three Resolutions and amend the contract between the City and Alvin D. James

Action: Motion/Second: Abrica/Martinez Vote: 3-2 (Evans,Romero/No)

21. **3048**-Resolution, authorizing the City Manager to enter into a contract with Kompan Inc.; Ross Recreation Equipment Company; and Playgrounds Unlimited in order to facilitate the repair of the playgrounds equipment including surfacing rubber pad in Jack Farrell Park for an amount not to exceed \$25,959.66 (*Jay Farr, Manager, Maintenance Division*) (**Continued from 04-06-10 Regular CC-RDA Meeting**)

Recommendation: That Council Adopt the resolution to enter into the contract with Kompan, Inc; Ross Recreation Equipment Company and Playgrounds Unlimited in an amount not to exceed \$25,959.66

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

- 22 **3049**-Authorize the City Manager to utilize park in-lieu funding and general funding as specified Later in this report to enter into a contract with Ross Recreation Equipment Company; and Playgrounds Unlimited to repair playgrounds equipment including surfacing rubber pad in Martin Luther King Jr. Park and Joel Davis Park for an amount not to exceed \$18,179.39

Recommendation: That Council Adopt the resolution to enter into the contract with Ross Recreation Equipment Company and Playgrounds Unlimited in an amount not to exceed \$18,179.39

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

Councilmember Martinez stepped out for five minutes before Item 23

23. Authorize the City Manager to issue a Request for Proposal (RFP) for a Comprehensive Fee Study (Fee Study) including a Full Cost Allocation Plan (CAP).
– (*Stephanie Osaze, Director, Finance Department*)

Recommendation: By motion, authorize the City Manager to issue THE Request for Proposal (RFP)

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

24. **3050**-Adopt a Resolution authorizing the City Clerk to issue the a Public Notice of intent to increase Solid Waste Collection Service Rates based on either **Alternative #1** or **Alternative #2** for Residential and Commercial customers pursuant to Proposition 218
– (*Stephanie Osaze, Director, Finance Department*)

Recommendation: That Council Adopt the Resolution Authorizing the City Clerk to Issue a Public Notice of Intent to increase Solid waste Collection Service Rates Based on Proposition 218

Action: Motion/Second: Romero/Martinez Vote: 4-1 (Evans;/No)

25. Measure “C” Strategic Expenditures information - (*Ronald Davis, Police Chief, Police Department*) (**Continued from 04-06-10 Regular CC-RDA Meeting**)

1. That the City Council authorize the development of a Measure C Expenditure Strategy.
2. That the City Council authorize the use of a community policing and crime prevention expert team to assist the city in developing a Measure C Expenditure Strategy in an amount not to exceed \$50,000.
3. That the City Council consider requesting the Measure C Oversight Committee to interview Mr. Joseph Brann of Brann Associates and Mr. Peter Ellis of Crime Prevention Associates, and for the purpose of providing a recommendation regarding whether the Council should “sole source” contract services to these vendors to assist the City in developing the Measure C Expenditure Strategy.

Recommendation: That Council Provide the Appropriate Direction to staff, and; Accept and File the report

26. Measure “C” Oversight Committee Recommendation t Release 50% of the Balance in Funding from the First Round of Measure C Funding Awards to Support Summer Youth Programs – (Meda Okelo, Director, Community Services Department)

Recommendation: That Council Provide the Appropriate Direction to staff

At the beginning of the Policy and Action Portion of the agenda, Council moved Items 25 and 26 to front of Policy and action before Item 19.

Item 25: Chief Davis’ was rejected instead direction as given to do 1 RFP on 1) Crime Prevention and 2) Crime Suppression

Item 26: Chief Davis’ suggestion on possible ‘Sole Sourcing’ to Joe Brann and Peter Ellis

Action: Motion/Second: Romero/Martinez Vote: 4-1 (Evans;/No)

27. **3058-Philanthropic** Ventures Foundation creation of Cooley Landing designated fund and application for Hewlett Foundation grant – (Lily Lee, Project Consultant, Cooley Landing)

- 1) Authorize the City Manager to enter into an agreement with the Philanthropic Ventures Foundation (PVF) to create a Cooley Landing designated fund (“Fund”); and
- 2) Authorize the PVF to submit an application to the Hewlett Foundation for a grant to that Fund.

Recommendation: That Council Adopt the Resolution

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

28. **3051-A** Resolution of the City Council of the City of East Palo Alto approving Plans and Specifications for the Safe Routes to School (SR2S) Improvements Project and authorizing the City Manager to advertise the project to solicit bids. - *(Kamal Fallaha, City Engineer, Public Works Department)*

Recommendation: The Council Adopt the Resolution Approving Plans and Specifications for the Safe Routes to School (SR2S) Improvement Projects and Authorize the City Manager to Advertise to solicit bids

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

29. **3052-A** Resolution of the City Council of the City of East Palo Alto approving Plans and Specifications for the Annual Street Resurfacing Project-2009/2010 and authorizing the City Manager to advertise the project to solicit bids - *(Kamal Fallaha, City Engineer, Public Works Department)*

Recommendation: The Council Adopt the Resolution Approve the Plans and Specifications for the Annual Street Resurfacing Project 2009-2010 and Authorize the City manager to advertise to solicit bids

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

30. **3053-A** Resolution approving the Submittal of a functional Classification Change Request for Local Streets and Roads to the California Department of Transportation - *(Kamal Fallaha, City Engineer, Public Works Department)*

Recommendation: That Council Approve the Resolution for the submittal of a functional Classification Change request to the CA Department Of Transportation for Local Street and Roads

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

31. **3054-**Authorize the City Manager to waive fees for building permits for Rebuilding Together renovation projects in East Palo Alto scheduled for the 2010 National Rebuilding Day on Saturday, April 24, 2010 in an amount not to exceed \$2,133.41 – *(Wilbert Lee, Director, Housing Services Department)*

Recommendation: That Council Authorizes the City Manager to Waive the Fees for Rebuilding Together in an amount not to exceed \$2,133.41

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

32. **3056-**Request for funding for the Cinco De Mayo, Juneteenth, and City Anniversary Events and Clarification of Funding Policies and Procedures for Next Fiscal year of – *(Ruben Abrica, Councilmember)*

Recommendation: That Council Direct the City Manager to, one, allocate from the Children, Youth, Family and Seniors Fund \$1,500 each for the Cinco de Mayo and Juneteenth Festivals and \$4000 for the city's 2010 annual anniversary parade and community Festival and two,

propose for council FY 2010-11 discussions an allocation for festivals as well as processes and procedures for funding.

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

Action: Before item 33, Council noted time as close to next day (11:50p.m.) and decided unanimously to continue meeting past 12:00a.m. in order to finish last item

33. Pad "D" – Discussion of Request for Consideration of Development as submitted from the Schuman Brothers

Recommendation: That Council give the appropriate Directions to Staff

Staff to bring back item to next regular CC RDA Meeting

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

34. ADJOURNMENT: 12:11a.m.