



City of East Palo Alto

DATE POSTED: Thursday, December 30, 2010

Time: 10:00a.m.

By: *Minette Warren*

REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

TUESDAY, January 4, 2011

Closed Session: 6:45 p.m. Open Meeting - 7:30p.m.

2415 University Ave- First Floor - City Council Chamber

Note to the Public-you can View Staff Reports as PDF's following each Corresponding Agenda Item as Numbered, on the City's Web Site, City Council Agenda/Minutes Page at www.ci.east-palo-alto.ca.us

COMMUNITY FORUM AND SPECIAL PRESENTATIONS: Under Government Code Section 54954.3, members of the audience may address the Council on any item of interest to the public and within the Council's purview, or on any Agenda Item before or during the Council's consideration of the Item. If you wish to address the Council during the meeting, please fill out a Speaker Sheet and give it to the City Clerk. When you are called upon to speak, step forward to the podium and state your name and address for the record. Normally, speakers are limited to two minutes each, and presentations are limited to 10 minutes. The Mayor has the discretion to lengthen or shorten the allotted times.

6:45 P.M.

Regular Joint Closed Session

Regular Joint Closed Session Call to Order and Roll Call

1. **Approval of the Closed Session Agenda (Government Code § 54957.7(a))**
 2. **Joint Closed Session Community Forum**
 3. **Adjournment into Closed Session**
 4. **Potential / Pending Litigation** (*Vincent C. Ewing, City Attorney*)
 - a. **Palo Alto Park Mutual Water Company**
 - b. **Peninsula Care Givers Collective**
 5. **January Litigation Report** (*Vincent C. Ewing, City Attorney*)
-

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

Joint Call to Order and Roll Call

6. APPROVAL OF AGENDA

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

Actions and Motions

7. Second Reading for the Bicycle Technical Guidelines (BTG), and Corresponding Amendments (*Brent A. Butler, Planning Division Manager*)

Recommend: That the City Council:

1. Conduct the Second Reading of the Bicycle Technical Guidelines; and
2. Adopt the Proposed Ordinance Amending the Zoning Change to Section 6102 and 6119 of the Zoning Ordinance

ATTACHMENT: [Item7BicycleTechGuidlinesAmendmts.pdf](#)

8. Cooley Landing (*Lily Lee, Project Manager, Cooley Landing Project*)

Recommend that City Council:

1. Adopt a Resolution authorizing the City Manager to accept, appropriate, and create a budget for \$275,000 in grant funds from the Packard Foundation for Cooley Landing Project Management; and
2. Adopt a Resolution authorizing the City Manager to accept, appropriate, and create a budget for \$200,000 in grant funds from the Pacific Forest and Watershed Lands Stewardship Council for Cooley Landing Infrastructure.

ATTACHMENT: [Item8AcceptGrantFundsPackardFndtionStwrdsHpCouncil.pdf](#)

9. Adopt a Resolution Authorizing the City Manager to request reimbursement from the Roberti-Z'Berg-Harris Per Capita Grant Program to replenish the Park in Lieu Fund for tenant improvements at the Youth Center, located at the City space in the YMCA, for an amount of \$ 27,771 from the City's per capita grant program of the 2002 Resources Bond aka Proposition 40. (*Meda Okelo Director, Community Services Department*)

ATTACHMENT: [Item9RequestforRobertiZBergharrisPerCapitaGrantProgramFunds.pdf](#)

10. **Claims** (*Vincent C. Ewing, City Attorney*)
Recommendation: Reject the following claims:

AT&T Mobility users

ATTACHMENT: [Item10ATTMobilityClaim.pdf](#)

11. **PROCLAMATIONS** (*Meda Okelo, Director, Community Services*)
1. Dr. Martin Luther King Jr. Birthday
2. Rev. Siphon Zondi

ATTACHMENT: [Item11ProclamationMLKingBirthdayandReverendSiphonZondi.pdf](#)

12. **Action Minutes** (*Minette Warren, Deputy City Clerk, Office of the City Clerk*)
10/26/10 Special CC Meeting (Edited Minutes)
12/07/2010 Regular CC RDA Meeting

Recommendation: That Council Approve All Items on the Consent Calendar

ATTACHMENT: [Item12ActionMinutesof10-26and12-07.pdf](#)

he Consent Calendar; and, Items 14 - 18 may be addressed during Community Forum only, unless otherwise approved by Council

13. **Written Communications:**
a. Council member Evan's Objections to City Policy (Resolution No. 2738) and Response Letter – (*A. Peter Evans, Council Member; Vincent C. Ewing, City Attorney*)
b. Mitigation Measures for the San Francisco Public Utilities Commission (SFPUC) Bay Tunnel (Hetch Hetchy) Project - (*Brent Butler, Planning Division Manager*)

ATTACHMENT: [Items13aCMEvansProteston MayoralElecProc-bSFPUCInfopdf.pdf](#)

14. **Special Presentations (Each presentation is limited to 10 minutes) (Government Code § 54954.3(b)):**

None

Oral Reports

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

- a. Informational Update – City Council/Ravenswood City School District Committee – *(Meda Okelo, Director, Community Services)*
- b. Informational Update - General Plan – *(Brent Butler, Planning Division Manager)*
- c. Informational Update – Status on the Construction of the Youth Activities Center located in the 1,500 Sq. Ft Space at the YMCA - *(Francis Rainone, Chief Building Official, Building Division, Meda Okelo, Director, Community Services Department)*
- d. Announcement - EPA Pedestrian Bridge and Capital Improvements_Bicycle Tour – *(Brent Butler, Planning Division Manager)*

17. City Council/Redevelopment Agency Reports

- a. Update on the Development of ‘Creating a Healthy and Safe Community Plan’ City Councils six Strategic Plan Priority-*(Laura Martinez, Vice Mayor, Ruben Abrica, Council Member)*
- b. City Council Outside Agencies Appointments and Standing Committees *(Carlos Romero, Mayor)*

ATTACHMENT: [Items17a-HealthyCommUpdateand-b-CCOutsideAgencyAppts .pdf](#)

18. Community Forum

Public Hearings

- 19. First Reading and Public Hearing Regarding Amendments to City Ordinance 15-83: An Ordinance of the City of East Palo Alto Providing for the Purchase of Supplies and Equipment. –***(To be Continued to the 01-18-2010 Regular CC – RDA Meeting)*** *(Brenda Olwin, Interim Finance Director, Finance; Stephanie Osaze, Interim Asst. City Manager, City Manager’s Office)*

Recommendation:

That Council

- 1. *Receive report from Staff;*
- 2. *Open the Public Hearing,*
- 3. *Receive Testimony and Comments from Public,*
- 4. *Close the Hearing; and*
- 5. *Approve the First Reading*

ATTACHMENT: [Item19PHAmendmentstoCityPurchasingPolicyOrd83-15.pdf](#)

[Policy and Action City Council/RDA Resolutions/Ordinance-First Readings, Informational Reports/ Approval Actions](#)

[RDA](#)

20. Resolution Accepting City of East Palo Alto Redevelopment Agency's Annual Reports for Fiscal Year 2009-2010. (*Carlos Martinez, RDA Division Manager, Wilbert Lee, Housing Director, Brenda Olwin, Interim Finance Director*)

Recommendation:

Staff recommends that the City Council approve the attached resolution accepting the following Redevelopment Agency's Annual Report for Fiscal Year 2009-2010:

- Independent auditor's report on financial statements
- Independent auditor's report on legal compliance
- Annual Report of Financial Transactions of Community Redevelopment Agencies
- Housing activities report
- Blight progress report
- Loan report (identifies loans (receivable) which equal or exceed \$50,000 and that were found by the Agency during the previous fiscal year to have either defaulted or not complied with the terms of the agreements approved by the Agency)
- Property report

Note: Commencing in 2009-2010, the annual report also must include a list of the time limits for each redevelopment plan.

ATTACHMENT: [Item20RDA2009and10AnnualReport.pdf](#)

[City](#)

21. Solicitation of Public Input on the City Council Strategic Plan (*Mayor Carlos Romero*)

Recommendation:

That City Council discuss the Multi-Year Strategic Plan and Solicit Public Input and Comments

ATTACHMENT: [Item21CCStrategicPlanSolicitationofPublicInput.pdf](#)

22. Memorandum of Understanding (MOU) for Fire Code Compliance, Plan Review, and Inspection Procedures between Menlo Park Fire Protection District (MPFPD) and the City of East Palo Alto - (*Harold Schapelhouman, MPFPD Fire Chief; Frank Rainone, Chief Building Official*)

Recommendation: That Council Adopt a Resolution

- 1) Approving the Memorandum of Understanding (MOU) for Fire Code Compliance, Plan Review, and Inspection Procedures between Menlo Park Fire Protection District (MPFPD) and the City of East Palo Alto; and
- 2) Authorizing the City Manager to execute the MOU.

ATTACHMENT: [Item22MenloParkFireMOU.pdf](#)

- 23.** Second Reading, Public Hearing, and Adoption by Reference of the 2010 State Building Codes: California Building Code, California Electrical Code, California Plumbing Code, California Mechanical Code, California Residential Code with Local Amendments, California Green Building Code with Local Amendments, California Existing Building Code, California Energy Code, and California Fire Code with Local Amendments (Menlo Park Fire Protection District Ordinance 32). *(Frank Rainone, Building Official)*

Recommendation:

That the City Council

1. Conduct the Second Reading of the 2010 State Building Codes
2. Adopt the 2010 State Building Codes by Reference
3. Adopt a Resolution Finding and Determining the Need for Modifications to the 2010 California Building Code

ATTACHMENT: [Item23AdoptionofStateBuildingCodes.pdf](#)

- 24.** Extension of Professional Services Contract for Interim Administrator for the Rent Stabilization Program – *(M L Gordon, City Manager)*

Recommendation:

Staff recommends that the City Council:

1. Adopt a Resolution authorizing the City Manager to amend and increase the contract with Applied Development Economics(ADE) to continue providing consulting services for the Administration of e Rent Stabilization Program for an amount not to exceed \$48,735 for a total contract of \$97,335

ATTACHMENT: [Item24ExtensionofProfSvcsContractforInterimRSPAdminstrtr.pdf](#)

- 25.** Capital Improvements: Cumulative Project Expenditures Summary of Federal Earmarks *(Brenda Olwin, Interim Finance Director, Paul Maumalanga, Fiscal Analyst, Finance Department)*

Recommendation:

That City Council Accept and File the report

ATTACHMENT: [Item25CapitalImprovemntProjectExp.pdf](#)

26. ADJOURNMENT