



City of East Palo Alto

“AMENDED AGENDA” ACTION MINUTES

By: *Minette Warren*

REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

TUESDAY, October 5, 2010

Closed Session: 6:00 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

6:00 P.M

Regular Joint Closed Session
Regular Joint Closed Session Call to Order and Roll Call

Present: Martinez, Evans, Abrica, Romero (Woods-Excused Absence)

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

ACTION: MOTION/SECOND: ABRICA/MARTINEZ

2. Joint Closed Session Community Forum

3. Adjournment into Closed Session

4. Personnel Matters (Government Code § 54957.6) (David E. Woods, Mayor, Office of the City Council)

City Manager

5. Property Negotiations (Government Code § 54956.8: Conference with Real Property Negotiator)

(Carlos Martinez, RDA Division Manager, Karen Tiedemann, RDA Counsel)

a. Cummings Park BMR Condos

b. APN 063-240-10, 063-240-220, 063-240-400, 063-240-410

c. APN's: 063-292-170, 063-292-160, 063-292-190, 063-292-200 410)

6. Potential Litigation (Government Code § 54956.9 (a), (b))

XXXXX vs. City of East Palo Alto (Carlos Martinez, RDA Division Manager)

7. **Potential Litigation (Government Code § 54956.9)**
Conference with Legal Counsel – Anticipated Litigation (1 case)
 A., BMR Notice of Trustee Sale (*Wilbert Lee, Director, Housing Services Department*)
 B. City Attorney's – October Litigation Report (*Vincent Ewing, City Attorney*)
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7:30 P.M REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

Joint Call to Order and Roll Call

PRESENT: MARTINEZ, EVANS, ABRICA, ROMERO (WOODS/Excused Absence)

8. APPROVAL OF AGENDA

ITEM 10 pulled by Councilmember Evans for Clarification

Corrections for Item 12: Minutes of 06/29 and 09/07/10 CC RDA Meeting noted to Deputy City Clerk by Vice Mayor Romero, those Minutes have been edited and corrected by Deputy Clerk.

Items 9, 11 and 12

ACTION: MOTION/SECOND: ABRICA/MARTINEZ VOTE: 4-0

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

9. **4035-Adopt Resolution Approving the FY 2010-2011 Classification Schedule** (*Stephanie Osaze, Interim Assistant City Manager, City Manager's Office*)

ATTACHMENT: [Item9FY2010-2011ClassScheduleReportandResolution.pdf](#)

10. **4036-Accept and Adopt the Resolution of Tentative Agreement between the City and the East Palo Alto Police Officers Association; and, direct staff to update the Memorandum of Understanding (MOU) for signature between the parties.** (*Stephanie Osaze, Interim Assistant City Manager*)

ATTACHMENT: [Item10-POAAgreementStaffReport.pdf](#)

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

11. Authorization to Issue a Request for Qualifications (RFQ) for Environmental/Planning Consultants in order to update City Council Resolution 2406 (Contract Planner List) adopted in 2008.**(To be Continued to a Later Date)** (*Brent Butler, Planning Manager, Planning Division*)
12. Minutes (*Minette Warren, Deputy City Clerk, Office of the City Clerk*)

06/29/10 Special CC Meeting

07/06/10 Regular CC RDA Meeting
07/20/10 Regular CC RDA Meeting
09/07/10 Regular CC RDA Meeting
09/14/10 Special CC Meeting

Recommendation: That Council Approve All Items on the Consent Calendar

ATTACHMENT: [Item12CouncilMeetingsMinutes.pdf](#)

13. Claims: None

the Consent Calendar; and, Items may be addressed during Community Forum only, unless otherwise approved by Council

14. **Written Communications:** None

15. **Special Presentations: Peninsula Traffic Congestion Relief Alliance Strategic Plan (10 minutes)** (Ms. Christine Maley-Gruble, Executive Director)

16. **Oral Reports**

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

- **Staff Reports**
 - A. Upcoming Ravenswood-Four Corners Specific Plan Workshop:
Tuesday, October 12, 2010, at EPA Government Center, Community Room, 6:30 - 8:30 p.m.- (Carlos Martinez, Manager, RDA Division)
 - B. Upcoming Climate Action Plan Workshop:
Wednesday, October 13, 2010, at EPA Government Center, Community Room, 7:00 – 9:00 p.m. - (Carlos Martinez, Manager, RDA Division)
 - d. Installation of the New Digital Recording System (M L Gordon, Interim City Manager)
 - D. Street Resurfacing Program Update – (Kamal Fallaha, City Engineer, Engineering Division)

17. **City Council/Redevelopment Agency Reports**

18. **Community Forum**

19. **PUBLIC HEARINGS**

A First Reading of the Bicycle Technical Guidelines Ordinance.
(**Continued from 09/28/2010 Special CC RDA Meeting**)(Brent Butler, Planning Division Manager, Community Development Department)

Recommendation: That the City Council:

- 1) Hold a Public Hearing regarding the adoption of the Bicycle Technical Guidelines and establishment of a Bicycle and Pedestrian Technical Advisory Committee by Continuing the Public Hearing, Hearing Testimony, Closing the Hearing ; and

2) Determine that the adoption of the Santa Clara Valley Transportation Authority Bicycle Technical Guidelines and corresponding amendment to Sections 6102 and 6119 of the Zoning Ordinance and establishment of an Advisory Board to be categorically exempt from environmental review pursuant to Section 15301(c) of the California Environmental Quality Act Guidelines; and conduct the first reading of said guidelines and zoning text amendment

ATTACHMENT: [Item19A-BikeGuidelines.pdf](#)

THIS ITEM CONTINUED TO 10/19/10 CC RDA MEETING

B PROPOSED AMENDMENT TO THE EAST PALO ALTO MUNICIPAL CODE (FIRST READING) RE: ADVISORY BODIES' QUALIFICATIONS (VINCENT C. EWING, CITY ATTORNEY)(CONT'D FROM 9/21/10 REG JOINT CC/RDA MTG)

RECOMMENDATION: That the City Council move to waive the reading and introduce the proposed amendments to the East Palo Alto Municipal Code regarding advisory bodies' qualifications (Attachments A, B, C), recommend the proposed amendments for adoption at the Regular City Council/Redevelopment Agency meeting of October 19, 2010 and adjourn to that meeting

Council started discussion of this Item and during the discussion decided that they would rather wait for Mayor Woods input as well. A motion was made to continue this item and bring it back to the 10/19/10 meeting to allow input from Mayor Woods

ACTION: MOTION/SECOND: ABRICA/ARTINEZ VOTE: 3-1 (EVANS/NO)

ATTACHMENT: [Item19BProposedAdvisoryBodiesQualificationsAmendmttoMunicCode.pdf](#)

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

[Actions and Motions](#)

20. City-wide Water Master Plan (Anthony Docto, Director, Public Works Department)

- Recommendation:** Staff recommends that the City Council:
1. Discuss the adopt Citywide Water System Master Plan; and
 2. Set a Public Hearing for October 19, 2010 to provide the public with an opportunity to comment on the Water Master Plan.

ATTACHMENT: [Item20ReportreCitywideWaterMasterPlan.pdf](#)

ACTION: MOTION/SECOND: ABRICA/MARTINEZ VOTE: 4-0

21. Resolution accepting City of East Palo Alto Redevelopment Agency's Annual Reports for Fiscal Year 2008-2009 (Carlos Martinez, RDA Division Manager, Redevelopment Agency) (Continued from 09-28-2010 Special City Council Meeting)

Recommendation: CC Reso 4077 and RDA Reso 794 - Staff recommends that the Redevelopment Agency approve the attached resolution accepting the following Redevelopment Agency's Annual Report for Fiscal Year 2008-2009:

- 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

ATTACHMENT: [Item21RDABoardAcceptingAnnualRDAAuditsFY08-09.pdf](#)

Continued to

ACTION: MOTION/SECOND: ABRICA/MARTINEZ VOTE: 4-0

- 22. 4033-**Adopt a Resolution Authorizing the Interim City Manager to approve requests from Departments and Divisions to Apply for Grants that advance and align with at least one of the City Councils Six Strategic Planning Initiatives. *(Brent A. Butler, Planning Division Manager)*

Recommendation: That Council Approve the resolution

ATTACHMENT: [Item 22-PlanningGrants.pdf](#)

ACTION: MOTION/SECOND: MARTINEZ/ABRICA VOTE: 3-1 (EVANS/NO)

23. ADJOURNMENT