



City of East Palo Alto

Mission Statement

The City of East Palo Alto provides responsive, respectful, and efficient public services to enhance the quality of life and safety for our multi-cultural community.

DATE POSTED: Friday, January 14, 2011

Time: 6:30p.m.

By: Minette Warren

REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

TUESDAY, January 18, 2011

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

2415 University Ave- First Floor - City Council Chamber

The public may view the Staff Reports listed herein at the City's Website, www.ci.east-palo-alto.ca.us, under the corresponding agenda located on City Council Agenda/Minutes Page.

COMMUNITY FORUM AND SPECIAL PRESENTATIONS: Members of the audience may address the Council on any agenda item or on any item of interest to the public within the Council's purview, before or during the Council's consideration of the item. If you wish to address the Council, please fill out a Speaker Sheet and give it to the City Clerk. When your name is called, step to the podium and state your name and address for the record. 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.

6:00 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. Personnel Matters (Government Code § 54957.6)**
 - a. City Attorney
- 5. Potential/Pending Litigation**
 - a. Byrd/Brock DKB Homes (*Karen Tiedemann, RDA Counsel*)
 - b. Palo Alto Park Mutual Water Company (*Vincent C. Ewing, City Attorney*)

c. Peninsula Care Givers Collective (*Vincent C. Ewing, City Attorney*)

6. **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

7. **APPROVAL OF AGENDA**

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

Actions and Motions

8. **Bicycle Technical Guidelines (BTG)**, (*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 with the corresponding zoning text amendments to Section 6102 and 6119 of the Zoning Ordinance.

ATTACHMENT: [Item8BikeGuidelines.pdf](#)

9. **Adopt a Resolution authorizing the City Manager to purchase two used Dodge Chargers from Chrysler Financial Services Americas, LLC for the amount not to exceed \$28,263.96.** (*Ronald L. Davis, Police Chief*)

ATTACHMENT: [Item9AuthriztntoPurchaseTwoPrevLeasdDodgeChargrs.pdf](#)

10. **A Resolution expressing the sense of the City Council of the City of East Palo Alto with respect to the tragic shooting in Tucson, Arizona, on January 8, 2011**
(*Vincent C. Ewing, City Attorney*)

ATTACHMENT: [Item10ResolutionofSupportforVictimsofArizonaTragedy.pdf](#)

11. **Proclamation** (*Minette Warren, Deputy City Clerk, Office of the City Clerk*)

Celebrating the life of Mrs. Katye A. Johnson McCall

ATTACHMENT: [Item11ProcCelebratinglifeofMrsKatyeAJohnsonMcCall.pdf](#)

12. **Minutes** (*Minette Warren, Deputy City Clerk, Office of the City Clerk*)

- a. 12-07-10 Regular CC RDA Meeting

- b. 12-14-10 Special CC RDA Meeting
- c. 01-11-11 Special CC RDA Meeting

ATTACHMENT: [Item12ActionMinutes1207and121410and011111.pdf](#)

Recommendation: That Council Approve All Items on the Consent Calendar

The Consent Calendar; and, Items 13 through 17 may be addressed during Community Forum only, unless otherwise approved by Council

13. Written Communications:

Letter from Johnnie Gray regarding the Boxing Club

ATTACHMENT: [Item13WCLtrFromMrGrayReBoxingClubFunding.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- (Carlos Romero, Mayor, Vincent C. Ewing, City Attorney)

16. **Staff Reports**

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

a. City Council Outside Agencies Representative Appointments and City Committees/Sub-Committees (*Carlos Romero, Mayor*)

ATTACHMENT: [Item17aCCOutsideAgenciesRepsandOtherCityCommAppts.pdf](#)

18. **Community Forum**

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. (Continued from the January 11, 2011 meeting)**
(*Stephanie Osaze, Interim Assistant City Manager, Brenda Olwin, Interim Finance Director, City Manager's Office*)

Recommendation:

That the City Council:

1. Receive Report from Staff;
2. Open the Public Hearing;

3. Receive Testimony and Comments from Public;
4. Close the Public Hearing; and
5. Approve the First Reading of the Proposed Amendments to City Ordinance 15-83; and,
6. Direct Staff to return to Council with the Second Reading at the next Regular City Council Meeting.

ATTACHMENT: [Item19AmendmenttoEPAPurchasingOrdinance15-83.pdf](#)

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

RDA

20. **Request from For the Future Housing, Inc. to exclude the residential portion of the proposed mixed-use development on Pad D in the Ravenswood Shopping Center from the Shopping Center's Covenants, Conditions and Restrictions (CC&R's)**

Recommendation:

That the Agency Board:

Following deliberation and By Motion, approve the request from For the Future Housing, Inc., to exclude the residential portion of their proposed mixed-use development on Pad D in the Ravenswood 101 Shopping Center from the requirements of the CC&R's which prohibit residential development in the Shopping Center.

ATTACHMENT: [Item20FTFhPadDCCandRs.pdf](#)

21. **Governor Brown's Budget Proposal:**

Staff recommends that the Council/Agency Board

1. Adopt a resolution opposing Governor Brown's budget proposal to eliminate Redevelopment Agencies throughout California; and
2. Direct the Mayor and Vice Mayor/RDA Chair to submit a letter along with the Resolution to Governor Brown and the State Legislators.

ATTACHMENT: [Item21GovernorBrownsBudgetProposal.pdf](#)

22. **Council and Redevelopment Agency Board consideration of resolutions amending**
 - 1) the Repayment Agreement by and Between the City of East Palo Alto and the East Palo Alto Redevelopment Agency for the Ravenswood Industrial Area, to: (a)

provide for Agency payment of certain public improvements necessary for the elimination of blight, and, (b) add a repayment schedule;

2) the Repayment Agreement by and Between the City of East Palo Alto and the East Palo Alto Redevelopment Agency for the 101 Gateway Area, and the Purchase and Sale Agreement between the City and the Agency dated February 21, 1995 to: (a) add a repayment schedule.

RECOMMENDATION:

Staff recommends that the City Council and the Agency Board adopt the attached resolutions amending 1) the Repayment Agreement by and Between the City of East Palo Alto and the East Palo Alto Redevelopment Agency for the Ravenswood Industrial Area, to: (a) provide for Agency payment of certain public improvements necessary for the elimination of blight, and, (b) add a repayment schedule;

2) the Repayment Agreement by and Between the City of East Palo Alto and the East Palo Alto Redevelopment Agency for the 101 Gateway Area, and the Purchase and Sale Agreement between the City and the Agency dated February 21, 1995 to: (a) add a repayment schedule.

ATTACHMENT: [Item22Proposaltorepaydebtandenterintoinfraagreement.pdf](#)

City

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*) (*Continued to the February 1, 2011 Meeting*)

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

24. **Measure “C” Oversight Committee Staggered Terms Policy** (*Vincent C. Ewing, City Attorney, Meda Okelo, Director, Community Services*)

Recommendation:

That the City Council:

1. Adopt a staggered terms policy as noted in the staff’s recommendation below; and
2. Direct the Measure C oversight committee to review the attached draft bylaws, provide comment to the staff, and adopt bylaws.

ATTACHMENT: [Item24MeasureCOversightCommitteeStaggeredTermsPolicy.pdf](#)

25. **ADJOURNMENT:** *In Memory of Mrs. Katy Arlene Johnson McCall's by Observing a Moment of Silence in Recognition of her Life of Community Service*