



# 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.*

## **ACTION MINUTES**

### **REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING**

**TUESDAY, March 1, 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](http://www.ci.east-palo-alto.ca.us), under the corresponding agenda located on City Council Agenda/Minutes Page **ON MONDAY, FEBRUARY 28, 2011****

**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**

**Roll Call**

**PRESENT: WOODS, ABRICA, EVANS, MARTINEZ, ROMERO**

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

|                |                                    |              |            |
|----------------|------------------------------------|--------------|------------|
| <b>ACTION:</b> | <b>MOTION/SECOND: ABRICA/WOODS</b> | <b>VOTE:</b> | <b>5-0</b> |
|----------------|------------------------------------|--------------|------------|

**2. Joint Closed Session Community Forum: 1 Speaker**

**3. Adjournment into Closed Session**

**4. Personnel Matter (Government Code § 54594.5(e))**

a. Public Employee Discipline/Dismissal/Release

**5. Potential / Pending Litigation**

a. Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: One case

- b. DKB Homes (*Karen Tiedemann, RDA Counsel*), (*Vincent C. Ewing, City Attorney*)
- c. Cummings Park (*Karen Tiedemann, RDA Counsel*)

**6. Property Negotiation:**

- a. Ravenswood Health Clinic lease extension (*Carlos Martinez, RDA Division Manager*)
- b. Draft Legislation regarding: Redevelopment Agency Dissolution and Succession (*Karen Tiedemann, RDA Counsel, Carlos Martinez, RDA Division Manager*)

**7. Litigation Report** (*Vincent C. Ewing, City Attorney*)

**Adjournment**

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

**Joint Call to Order**

**Roll Call**

**PRESENT: WOODS, ABRICA, EVANS, MARTINEZ, ROMERO**

**8. APPROVAL OF AGENDA**

**ACTION: MOTION/SECOND: ABRICA/WOODS VOTE: 5-0**

Deputy Clerk Warren pulled Policy and Action Item 22 for Lily Lee, Cooley Landing Project Manager, with explanation that Item is to come back at a later date. Reason: Ms. Lee unable to attend Council meeting due to family illness

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

**9. Approval of Consent Calendar**

**ACTION: Consent Calendar approved, absent Item 12 which was pulled by Councilmember Evans for Discussion.  
(Items 10, 13-14) Motion/Second: Woods/Martinez Vote: 5-0**

**10. 4107- Adopt a resolution authorizing the City Manager to issue a Request for Proposal (RFP) to retain the services of a qualified engineering firm to prepare Plans, Specifications, and Estimates (PS&E) for Bay Road Improvements Project, Phase II & III and downstream drainage improvements from Bay Road to Runnymede drainage outfall structure.** (*Kamal Fallaha, City Engineer*)

**11. Receive, Accept and File the 2010 First Source Hiring Performance Report** (*Marie McKenzie, RDA Project Manager*)

**12. Claims** (*Vincent C. Ewing, City Attorney*)

Recommendation: Reject the following claims:

Jeff Kraskouskas

**Item 12 - After Discussion for Clarification**

**ACTION: MOTION/SECOND: WOODS/ABRICA VOTE: 4-1 (Evans/N0)**

**13. Proclamations** (*Minette Warren, Deputy City Clerk, Office of the City Clerk*)

- a. Declaring the Month of March, 2011 as American Red Cross Month
- b. Recognition of Mrs. Rosemary Steele's Community Service/Volunteerism

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

- a. 02/01/11 Regular CC RDA Meeting
- b. 02/8/2011 Regular CC RDA Meeting
- c. 02/15/11 Regular CC RDA Meeting

**Recommendation:** Approval all Items on Consent Calendar

**The Consent Calendar; and, Items 15-18 may be addressed during Community Forum only, unless otherwise approved by Council**

**15. Written Communications** (*None*)

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

- a. San Mateo County Housing Endowment Association Regional Trust (HEART)  
(*Christopher Mohr, Director*)

**Oral Reports**

**17. Reports Out of Closed Session** (*Carlos Romero, Mayor, Vincent C. Ewing, City Attorney*)

**18. Staff Reports**

- a. Request for Speed Bump – Daphne Way (*Kamal Fallaha, City Engineer*)

***Council stated that the issue of Speed Bumps, traffic safety in general needed further study and that meetings on the issues should be set soon, and; directed staff to handle the Daphne Way resident's via the Public Works and Transportation Commission***

19. City Council/Redevelopment Agency Reports

- a. Measure C Committee Appointments

Council stated that this would be done at a later time, once the previous lists of Measure "C" Committee members were provided to Council

20. Community Forum

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

RDA

- 21. Ravenswood Business District/4 Corners Transit Oriented Specific Plan Community Preferred Alternative Adoption. (Sean Charpentier, Carlos Martinez, RDA Staff)

Recommendation: Staff is recommending that the City Council approves a resolution adopting the Community Preferred Alternative (12/13/10) as the basis for the RBD/4 Corners Specific Plan. (Continued from 02/15/11 Regular CC RDA Meeting)

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

City

- 22. Adopt a Resolution to Augment Callander Associates Contract for Cooley Landing Design in an amount not to exceed \$222,553 using funds from the Bay Trail Grant and Park In Lieu Fees (Lily Lee, Cooley Landing Project Manager)

This Item pulled upon Approval of the Agenda, it is to come back at a later date

Recommendation: That City Council adopt a resolution to authorize the City Manager to augment the contract for an amount not to exceed \$222,553.

- 23. 4108-Adopt a Resolution authorizing the City Manager to select The Davey Tree Expert to provide on-call and emergencies services for tree trimming and tree removal services in the public right of way, city parks, and on the ground of city owned properties (Jay Farr, Maintenance Division Manager) (Continued from 02-15-2011 Regular CC RDA Meeting)

Recommendation: That the City Council adopt a resolution to authorize the City Manager to enter into a contract with The Davey Tree Expert for an amount not to exceed \$50,000.

ACTION: MOTION/SECOND: ABRICA/MARTINEZ VOTE: 5-0

**Public Hearings**

- 24. Adopt the Amendments to the Draft 2010 Housing Element** (*Brent Butler, Planning Division Manager, Brad Tarr, Senior Planner, Guido Persicone, Associate Planner*)

**Recommendation:**

- 1, Receive the revised report from Staff;
2. Open a Public Hearing regarding the revised final 2010 East Palo Alto Housing Element

**Public Hearing Continued from Last meeting**

3. Received public testimony and Council deliberations held
4. Close the Public Hearing;

**Action: Motion/Second: Abrica/Martinez Vote: 5-0**

5. Receive the First Reading of the Revised Housing Element; and
6. Direct Staff to return to Council with the Second Reading at the next Regularly Scheduled Meeting..

**By unanimous agreement, staff was directed to bring item 24 back to council on 03-15-2011 for second reading and approval.**

**Council did not Adjourn meeting, but, noted for the record that they were re-adjourning into a continued Closed Session Meeting**

- 25. ADJOURNMENT**