



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 its multi-cultural community.

DATE POSTED: Friday, July 1, 2011

Time: 5:00p.m.

By: *Minette Warren*

REGULAR JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

TUESDAY, JULY 5, 2011

Study Session: 6:00 p.m. Open Meeting: 7:30p.m.

Closed Session (*To follow Open Session*)

**EPA Government Center
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. Study Session

Call to Order and Roll Call

- 1. Approval of the Study Session Agenda)**
- 2. Annual Capital Improvement Plan - 2011**

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

- 3. Joint Call to Order and Roll Call**
- 4. Approval of the Agenda**

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

5. **Minutes**
06/07/11 Regular CC RDA Meeting
06/14/11 Special CC Meeting
06-21-11 Regular CC RDA Meeting

ATTACHMENT: [Item5ActionMinutes.pdf](#)

6. **Deny by motion the request for Funding or \$1,500; and, a Fee Waiver for Collard Greens Festival in the amount of \$785.00** (*Minette Warren, Deputy City Clerk, City Clerk's Office*)

ATTACHMENT: [Item6CollardGreensFestivalRequestforFeeWaiver.pdf](#)

7. **Adopt a Resolution authorizing the City Manager to approve a Fee Waiver for Children's Day in the Park** (*Minette Warren, Deputy City Clerk, City Clerk's Office*)

ATTACHMENT: [Item7RequestforFeeWaiverChildrensDayEvent.pdf](#)

8. **Adopt a Resolution authorizing the City Manager to waive the Fees associated with the use of the Martin Luther King Jr. Park Soccer Field Request for the East Palo Alto Soccer Club and the East Palo Alto Zorros Soccer Team for an amount of \$12,355.00.**

ATTACHMENT: [Item8FeeWaiverRequestforSoccerClubandTeam.pdf](#)

9. **Adopt a Resolution to authorize the City Manager to award a construction contract to Granite Rock Co., Pavex Construction Division, for an amount not-to-exceed the bid price of \$967,682.37 and establish an overall project budget in the amount of \$1,016,066.49 to complete the improvements of the Annual Street Resurfacing Project-2011.** (*Kamal Fallaha, City Engineer, Community Development Department*)

ATTACHMENT: [Item9StreetResurfacingwPavexConstCo.pdf](#)

Recommendation: That Council Approve All Items on the Consent Calendar

The Consent Calendar; and, Items 5-13 may be addressed during Community Forum only, unless otherwise approved by Council

10. **Written Communications:**
a. East Palo Alto Seventh-day Adventist Church 50th Anniversary (*Debra Watkins, Anniversary Committee Member*)
11. **Special Presentations (Each presentation is limited to 10 minutes) (Government Code § 54954.3(b)): None**

ORAL REPORTS

12. Staff Reports

- a. Grand Jury Report – San Mateo County Cities Reserves

13. City Council/Redevelopment Agency Reports

- a. Report out on the 28th City Anniversary/4th of July Celebration (*Ruben Abrica, Council Member*)

14. COMMUNITY FORUM

PUBLIC HEARINGS

15. Housing Element Implementation Fiscal Year 2010 – 2011

Recommendation:

- 1) Receive a Report from Staff on the nine Planning Commission (PC) recommendations; and
- 2) Open the public hearing; and
- 3) Accept testimony from the public; and
- 4) Close the public hearing; and
 - a. Adopt by Resolution,
 - i. Action 3.4 to amend the General Plan related to flood hazard mitigation; and
 - ii. Action 4.8 To create an infill and small-lot development design toolkit with ideas and examples of techniques to assist developers of small parcels while providing usable open space
 - iii. Action 5.2 to encourage development of senior housing; and
 - b. Introduce by Ordinance and schedule adoption for July 19, 2011 on:
 - i. Action 1.5 to allow second units in multifamily residential zones (R2 and RM); and
 - ii. Action 5.3 to reduce housing barriers to persons with disabilities; and
 - iii. Action 5.6 to allow emergency shelters in the light industrial district (M1); and
 - iv. Action 5.7 to add transitional and supportive housing as a permitted use in the single family zoning district (R1); and
 - v. Action 5.9 to allow single room occupancy units in the high density zoning district (RM); and
 - vi. Action 5.10 to reduce the distance (from 1,000 to 750 feet) required between residential care facilities that serve ten or more residents (*see Attachment 1 – PC staff reports, resolutions/ ordinances, minutes, proof of notice*); and
- 5) Accept and file the Planning Division letter which provides the required yearly update to the Department of Housing and Community Development (HCD) on the implementation of the Housing Element (*see Attachment 2 – Planning Division letter to HCD*); and
- 6) Schedule a study session on the state of housing in East Palo Alto for September 20, 2011 so residents and housing providers can meet with Council to determine which of the Housing Element goals as identified in Table 2 of this report should be implemented in FY

11/12 and 12/13 (see Attachment 3 – Proposed Study Session and state of housing presentation pursuant to actions 11.2 and 11.4).

ATTACHMENT: [Item15PubHrgHousingElement.pdf](#)

- 16. Medical Marijuana Ordinance** (*Brent A. Butler, AICP, CFM, Planning Division Manager, Guido Persicone, Associate Planner, Planning Division*)

Recommendation

1. Receive staff Report; and
2. Open a Public Hearing; and
3. Receive Public Testimony; and
4. Close the Public Hearing; and
5. Schedule adoption for the July 19, 2011 Regular Meeting

ATTACHMENT: [Item16PubHrgMedicalMarijuanaOrdinance.pdf](#)

POLICY AND ACTION

RDA

- 17. Update on Status of Redevelopment Agencies in California due to new legislation.**

Recommendation:

Discuss and continue matter to adjourned regular meeting on July 12, 2011 for consideration of Introduction of Ordinance.

ATTACHMENT: [Item17UpdateonStatusofRDAsinCalifornia.pdf](#)

City Council

- 18. Third Amendment to San Mateo County Animal Control Services Contract** (*Brenda Olwin, Interim Finance Director; Valerie Armento, City Attorney's Office*)

Recommendation:

Adopt a Resolution authorizing the City Manager to execute the Third Amendment to the contract agreement with San Mateo County for the provision of Animal Control Services through June 30, 2015

ATTACHMENT: [Item18AmendAgreemntWSMCOAnimalControlShelterSvcs.pdf](#)

- 19. Adjournment to Closed Session**

Joint Closed Session

- 20. Joint Closed Session Call to Order and Roll Call**

21. **Approval of the Closed Session Agenda (Government Code § 54957.7(a))**
22. **Joint Closed Session Community Forum**
23. **Adjournment into Closed Session**
24. **Labor Negotiations (Government Code § 54957.6)**
(Stephanie Osaze, Assistant City Manager/HR Director)
Service Employee International Union (SEIU) Local 521
25. **Property Negotiations (Government Code Section 54956.8)** *(Russell Averhart, Interim RDA Division Manager)*
APN# 063-292-170, 063-292-160, 063-292-190, 063-292-200
26. **Potential/Pending Litigation (Government Code 54956.9)**
Byrd Brock DKB Homes *(Karen Tiedemann, RDA Counsel)*
27. **Monthly Litigation Report** *(Valerie J. Armento, Interim City Attorney)*
28. **Report out of Closed Session** *(Valerie J. Armento, Interim City Attorney)*
29. **Continue July 5, 2011 Meeting to July 12, 2011, to 7:30 pm**