



# 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.*

## **ACTION MINUTES**

*By: Minette Warren*

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

**TUESDAY, September 6, 2011**

Closed Session: 4:30 p.m. Open Meeting: 7:30p.m.

**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](http://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.

**4:30 P.M. Regular Joint Closed Session  
(Note for the Record Closed Session began at 5:15p.m.)**

**Regular Joint Closed Session Call to Order**

#### **Roll Call**

**Present: Woods, Abrica, Romero (Evans-Absent from Roll Call)  
(Vice Mayor Martinez arrived per planned schedule at 6P.M.)**

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

**MOTION/SECOND: Woods/Abrica Vote: 3-0**

- 2. Joint Closed Session Community Forum: None**
- 3. Adjournment into Closed Session**

4. **Personnel Matters (Government Code § 54957)**  
*(Carlos Romero, Mayor, Stephanie Osaze, Assistant City Manager/HR Director)*  
City Attorney Recruitment
5. **Labor Negotiations (Government Code § 54957.6)**  
*(Stephanie Osaze, Interim Assistant City Manager/HR Director)*
  - a. East Palo Alto Police Officer's Association (POA)
  - b. Service Employee International Union (SEIU) Local 521
  - c. International Federation Technical and Professional Engineers (IFTPE) Local 21
6. **Property Negotiations (Government Code § 54956.8)** *(Russell Averhart, Interim RDA Division Manager, Karen Tiedemann, RDA Counsel)*
  - a. APN#: 063-292-160, 063-292-170, 063-292-190, 063-292-200 (Place Holder)
7. **Potential/Pending Litigation (Government Code § 54956.9)**  
*Russell Averhart, Interim RDA Division Manager, Karen Tiedemann, RDA Counsel)*
  - a. Cummings Park
8. **September Litigation Report (Valerie J. Armento, Interim City Attorney, City Attorney's Office)**

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

9. **Joint Call to Order**

**Roll Call**

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

10. **Approval of the Agenda**

<b>Motion/Second: Abrica/Woods</b>	<b>Vote: 4-0</b>
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**CONSENT CALENDAR - City Council/Redevelopment Agency Ordinances, Resolutions/ Informational Reports/Approval Actions and Motions**

11. **Approval of Consent Calendar**

<p><b>Motion/Second: Abrica/Woods</b>                      <b>Vote: 4-0</b></p> <p><b>Items 12, 15A and 19</b>                      <b>Pulled for discussion</b></p> <p><b>Item 12 - Proclamations not available –</b></p> <p><b>Item 12a presented at end of meeting</b></p> <p><b>Item 12b not available</b></p> <p><b>Item 15a 07-26-11 noted for correction of CM Woods' vote on Item 13 (His Vote was <u>No</u>) to be brought back on 09-20-11)</b></p> <p><b>Item 19- Question asked and clarified</b></p>
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12. **Proclamations:**
  - a. **A Proclamation of the City Council of the City of East Palo Alto Proclaiming September 15 through October 14, 2011 Latino Culture and History Month, and, Bicentennial of Mexican Independence, and, Centennial of Mexican Revolution Celebration** ( *Ruben Abrica, Council Member*)
  - b. **A Proclamation for Coach Ben Parks** (*Carlos Romero, Mayor*)
13. **Claims** (*Valerie Armento, Interim City Attorney*)  
 Recommendation: Reject the following claim  
 Nekeda Sykes
14. **Accept and file the Treasury Report for the fourth quarter ending June 30, 2011**  
*(Brenda Olwin, Interim Finance Director)*
15. **Minutes** (*Minette Warren, Deputy City Clerk, Office of the City Clerk*)
  - a. 07-26-2011 CC RDA Meeting
  - b. 08-23-2011 Special CC RDA Meeting
16. **4187-Adopt a Resolution authorizing the City Manager to transfer three (3) parcels previously relinquished by the State of California Department of Transportation (Caltrans), along US 101 in San Mateo County to facilitate the construction of the State sponsored US 101 University to Marsh Road widening project to construct auxiliary lanes.** (*Kamal Fallaha, City Engineer, Community Development Department*)
17. **4188-Adopt a Resolution authorizing the City Manager to implement the Fiscal Year 2011-2012 Classification Schedule Plan.** (*Stephanie Osaze, Interim Assistant City Manager*)
18. **4189-Adopt a Resolution authorizing the City Manager to renew the agreement with The Ferguson Group (TFG) for Government Affairs Services for July 1, 2011 through June 30, 2012 for an amount not to exceed \$120,000.** (*Carlos Martinez, Provisional Deputy Director, Community Development Department*)
19. **Authorize, by motion, the City Manager to Approve Agreement between the City and the Sequoia Union High School District to finalize scope of all remediation and permit requirements regarding construction of high school on Myrtle Street, East Palo Alto.** (*M L Gordon, City Manager, Valerie J. Armento, Interim City Attorney*)
20. **Cooley Landing Project** (*Shannon Alford, Project Manager, Cooley Landing*)
  1. **Adopt a Resolution approving Plans and Specifications for the Cooley Landing Phase 1 Remediation and Public Access Project, CIP-PK-02; and**
  2. **Authorize the City Manager to Advertise the Project to Solicit Bids.**

**Recommendation:** That Council Approve All Items on the Consent Calendar

<b>Motion/Second:</b> Woods/Abrica	<b>Vote:</b> 4-0
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The Consent Calendar; and, Items 12-20 may be addressed during Community Forum only, unless otherwise approved by Council

21. **Written Communications: None**
22. **Special Presentations (Each presentation is limited to 10 minutes) (Government Code § 54954.3(b)): None**
23. **Monthly Staff Presentation Updates:**
  - a. **Community Development Department (Administration, Engineering, Redevelopment Agency)** (*Carlos Martinez, Provisional Deputy Director, Kamal Fallaha, City Engineer, Russell Averhart, Interim RDA Division Manager*)

**Presentation given by staff**

**ORAL REPORTS**

24. **Reports Out of Closed Session** (*Valerie Armento, Interim City Attorney*)
25. **Staff Reports**
26. **City Council/Redevelopment Agency Reports**
27. **COMMUNITY FORUM**

**PUBLIC HEARINGS**

None

**POLICY AND ACTION**

**City Council**

28. **4190-Assumption and Assignment Agreement Drew Health Center** (*Russell Averhart, Acting RDA Manager, Carlos Martinez, Community Development Deputy Director*)

**RECOMMENDATION:**

That Council approve the Agreement.

**MOTION/SECOND:            ABRICA/WOODS            VOTE:            4-0**

29. **4191-Award a Contract for Professional Services for Strategies on Homelessness in East Palo Alto.** (*Carol Lamont, RSP Administrator, Russell Averhart, Interim RDA Division Manager*)

**RECOMMENDATION:**

Approve a Resolution authorizing the City Manager to execute a contract with Kate Bristol Consulting for professional services for strategies on homelessness in East Palo Alto, for an amount not to exceed \$25,000.

**MOTION/SECOND:            WOODS/ABRICA            VOTE:            4-0**

**30. Addendum to Memorandum of Agreement between City Council and East Palo Alto Sanitary District Board** (*Ruben Abrica, Council Member, David E. Woods, Council Member*)

**RECOMMENDATION:**

Staff recommends that the City Council:

1. Review and discuss the Addendum to the Memorandum of Agreement between the City Council and the East Palo Alto Sanitary District Board; and
2. Provide direction to the City Council Representatives and Staff to take back to the Representatives and Staff of the Sanitary District Board; and'

**3. Direction Given , By Motion, forward to Subcommittee and return to Council**

**Motion/Second:            WOODS/ABRICA            VOTE:            4-0**

**31. Condominium Conversions and Ellis Act Provisions** (*Valerie J. Armento, Interim City Attorney, City Attorney's Office*)

**RECOMMENDATION:**

Provide direction to City staff on any changes the City Council would like to consider to address the subject of retention of rental housing in the City of East Palo Alto.

**Direction given to Staff, No Motion, Second and/or vote was taken**

**32. Name and Purpose for the use of the 1500 Square Foot City Facility at 550 Bell Street** (*Carlos Martinez, Provisional Deputy Director, Community Development Department*)

**RECOMMENDATION:**

1. Discuss and consider naming the City facility located at 550 Bell Street; and
2. Provide Direction to Staff leading toward the use and purpose of the facility.

**Direction given to Staff, No Motion, Second and/or vote was taken**

**33. ADJOURNMENT: 11:02p.m.**