

MAYOR RICHARD S. CLAIRE
VICE MAYOR JEFF IRA

MINUTES
1017 MIDDLEFIELD RD

COUNCIL MEMBER JIM HARTNETT
COUNCIL MEMBER DIANE HOWARD
COUNCIL MEMBER COLLEEN M. JORDAN
COUNCIL MEMBER BARBARA PIERCE
COUNCIL MEMBER IRA RUSKIN

REDWOOD CITY, CA

REGULAR CITY COUNCIL MEETING
MARCH 10, 2003
7:00 P.M.

1. **CALL TO ORDER** – 7:02 p.m.

2. **ROLL CALL** -

Council Members Present: Hartnett, Howard, Jordan, Pierce, Ruskin, Vice Mayor
Ira, Mayor Claire

Staff Present: City Manager Everett, Financial Services Director/Assistant City
Manager Ponty, City Clerk Howe, City Attorney Yamamoto, Assistant City Attorney
Brower, Assistant to the City Manager Gonzalez, Information Technology Manager
Chulick, Interim Community Development Services Director Liedstrand, Community
Development Services Manager Patterson, Community Development Services
Manager LaTorra, Planning and Redevelopment Manager Church, Community
Development Services Manager Passanisi, Downtown Manager Moeller, Parks,
Recreation and Community Services Director Centeno, Parks, Recreation and
Community Services Superintendent Hover, Parks, Recreation and Community
Services Supervisor Beth, Financial Services Manager Freeman, Financial Services
Accountant Greenhorn, Police Chief/interim Fire Chief Bolanos, Sergeant Matuszak,
Public Works Services Director Ingram, Library Director Chen, Administrative
Secretary Dale, Volunteer Balsamo

3. **PLEDGE OF ALLEGIANCE** – Ira Ruskin, Council Member

4. **INVOCATION** - Reverend Carol Barriger, First Congregational Church

5. **ORAL COMMUNICATIONS**

Carol Cross speaking as a Member at Large of the U.S.-Cuba Sister Cities Association to advise the City Council that the Annual Conference will be held in Havana, Cuba from March 30-April 6, 2003.

Beverly Webber stated she is a volunteer with the American Red Cross on the Disaster Action Team. She stated that they place families in motel rooms and provide them with needed items such as food, clothing and medicine to get them back on their feet. She asked City Council to eliminate the occupancy tax on motel rooms because 10% is a hardship.

City Manager Everett stated that information would be communicated to City Council on this subject for consideration.

6. CONSENT CALENDAR –

Items on the Consent Calendar are considered to be routine by the City Council and are enacted by one motion and one vote. There is no separate discussion of these items unless a Council Member, Staff Member or Citizen so requests, in which event the item will be removed from the Consent Calendar and considered in its normal sequence on the agenda.

M/S Hartnett/Ira to waive reading of the Consent Calendar except the ordinances by title adopt the resolutions and the ordinances, and approve other items. Council Member Jordan removed Item 6.1.G for separate discussion. **The motion passed by a unanimous roll call vote.**

6.1 Section – Motions

- A. Motion to approve the minutes of February 24, 2003 as submitted; (301)
MINUTE ORDER 03-51
- B. Final Acceptance- Friendly Acres Area Storm Drain Improvements – Phase II Project, and authorize the release of bonds. (304)
MINUTE ORDER 03-52
- C. By motion approve the purchase of one "Toro Groundsmaster 580-D" lawn mower in the amount of \$62,869.54 from the State of California Office of Procurement under the California Multiple Award Schedule " (CMAS) GS-00F-0087M; (304)
MINUTE ORDER 03-53
- D. Final Acceptance- Emergency power for Essential Facilities Project, and authorize the release of bonds. (304)
MINUTE ORDER 03-54
- E. Final Acceptance- Fair Oaks Community Center (FOCC) HVAC Project, and authorize the release of bonds. (304)
MINUTE ORDER 03-55

- F. Final Acceptance for the Improvement for Parcel Map No. 95-1, located at 401-595 Broadway (Ampex Site). – Engineering File No. 805-02. And authorize the release of bonds following the submission of a Maintenance Bond in the amount of \$9,000.00. (304) **MINUTE ORDER 03-56**

6.2 Section – Resolutions / Ordinances

- A. Surplus Property- One “1984 TECO” Aerial Lift Truck (609)

ADOPT **RESOLUTION 14512** DECLARING ONE “1984 TECO” AERIAL LIFT TRUCK SURPLUS AND AUTHORIZE ITS SALE TO THE HIGHEST RESPONSIBLE BIDDER AT PUBLIC AUCTION OR UPON SEALED BIDS PURSUANT TO SECTION 3.5 (c) OF THE CITY CHARTER.

- B. Approve title change to job specifications of Senior Deputy City Clerk. (903)

ADOPT **RESOLUTION 14513** APPROVING TITLE CHANGE TO JOB SPECIFICATIONS OF SENIOR DEPUTY CLERK.

- C. INTRODUCTION OF AN ORDINANCE AMENDING ARTICLES II AND III OF CHAPTER 1 OF THE REDWOOD CITY MUNICIPAL CODE PROVIDING FOR ADMINISTRATIVE CODE ENFORCEMENT; **MINUTE ORDER 03-61**

ADOPTION OF **RESOLUTION 14514** SETTING FORTH THE SCHEDULE OF ADMINISTRATIVE CITATION FINES AND OTHER ADMINISTRATIVE PENALTIES FOR VIOLATIONS OF THE CITY OF REDWOOD CITY MUNICIPAL CODE

Council Member Howard stated that in 1999, the City Council adopted a comprehensive administrative code enforcement policy based on San Jose’s which enables staff to administer citations. Over the next several years, the policy was studied and observed and this ordinance is the outcome of the policy and strengthening of the code.

6.3 Section - Claims and Warrants

- A. Approve warrants dated through March 10, 2003 and usual and necessary payments through March 24, 2003; (301) **MINUTE ORDER 03-57**

6.1 Section – Motions (continued)

- G. Reduction of City Contract Obligation to provide housing assistance to City Attorney (901)

Council Member Jordan asked for an explanation of the implications of this item.

Vice Mayor Ira stated that as part of his employment package, the City Attorney was offered a \$600,000.00 loan at 5% interest and the recommendation is to reduce the amount to \$400,000.00. The loan would be available in a combination of either a loan or some type of equity share with the City. He further stated that the City of San Mateo just hired a City Attorney and the same arrangement was offered in the amount of \$500,000.00. Because the City Attorney would be given the option to convert a portion to an equity share, he is willing to reduce the amount to \$400,000.00. The package is reasonable and competitive with offer cities in the area.

Council Member Hartnett stated that from a financial standpoint, it reduces the City's overall obligation. In either case, the financial interests will be protected, either revenue neutral or making money.

M/S Jordan/Ruskin to approve the reduction of housing assistance funds available for City Attorney and providing discretion to the Mayor and Vice Mayor to effectuate additional measures to secure repayment of housing assistance. **The motion passed by a unanimous roll call vote.**

MINUTE ORDER 03-58

7. STAFF REPORTS –

A. Fiscal Year 2002/03 Budget Reductions (501)

Financial Services Director Ponty explained the proposed budget reductions and that the recommendation is conceptual approval with formal action to take place in the form of an ordinance adoption at a later date.

Council Members asked various questions and made comments related to the proposed reductions.

M/S Hartnett/Ruskin to approve the general fund budget reductions for fiscal year 2003/03 that have been submitted by the City Manager. **The motion passed by a unanimous voice vote.**

MINUTE ORDER 03-59

B. Guidelines for Fiscal Year 03/04 General Fund Budget Cuts (501)

City Manager Everett explained the various scenarios for consideration and the reason staff is recommending endorsement of Scenario "B". He explained the City's problem that include downturn of the economy and increased retirement system contributions. Structural changes in the economy have affected the situation such as some companies utilizing legal means to avoid paying sales tax.

The discussion tonight was to strategize how to bring the gap between revenues and expenditures together.

M/S Ruskin/Pierce to endorse the policy delineated in scenario "B" in this report, as a way of dealing with our deficit for fiscal year 03/04. The motion passed by a unanimous voice vote. **MINUTE ORDER 03-60**

C. Redwood Shores Branch Library Project Application (304)

Council Member Pierce explained that she is the Council liaison to the Redwood Shores Library task force. She explained that the Redwood Shores area is underserved in library services. During the priority setting session of the City Council, the library was placed on the Priority "A" list and after passage of the 2000 Bond Act the discussion developed a reality. The Bond Measure provides funding in a two-third/one-third match for communities that wish to build libraries. Staff researched architectural firms to manage the public process and determine the needs and then apply for the grant to receive bond funding. The action tonight would allow the City to hold a place in line to apply for the grant and the decision of the granting process will not occur until September. The discussion is about what the potential is for this library and keeping our options open. She further explained the public engagement on this process led by City staff that involved various community groups. She stated that one of the concerns expressed by community members is the need to provide community space for people to meet and interact.

Pamela Anderson Brule discussed the process that was designed, the meetings and the agencies that have reviewed and supported the project.

Public Comment:

Pat Taviss, President of the Redwood City Public Library Board, stated support for the application for the Redwood Shores branch library project. The project would provide proper library service to the residents and increase the amount of available meeting space. She thanked City Council for the support and commended Council Member Pierce for her efforts on the project.

Pat Dixon speaking on behalf of the people in her general area that she talks with stated that they do not have a community room available for their use. The reason for requesting the second floor is to accommodate this request. She further stated that they were led to believe they would have a hand in the design and she asked if once the design is submitted, the ability exists to revise it. She stated she is unhappy with the driveway that comes in off of Marine, which is just to the west of a main intersection at Bridge and Marine and is a main entry into the condominium complex and Westport. Her question was if the conceptual plan is submitted as is, can it possibly be revised.

Council Member Pierce stated that she would prefer a second story for the extra space, but there is no money to support it and there is no ability to justify it within the Library Bond Act.

Pamela Anderson Brule stated that the application process involves a review after grant award so that there are details that cannot be changed such as library services, the program and delivery of services. There is a process to facilitate making adjustments that can be explained further.

Rachel Kardos, a member of the Library Advisory Committee and a representative of the Sandpiper Elementary PTA, stated overwhelming support for the library by the PTA. She stated that the library is a necessity and that the location is excellent. She stated that the Sandpiper Community Center is adjacent to the school and the community room space is desperately needed.

Cherie Ho, Principal of Sandpiper School, stated that Redwood Shores is growing many youngsters and the library at Sandpiper is very small. She stated that she and Spencer are asking City Council for support in building the branch library. She stated a library is not books on shelves, but a living classroom where lifelong learning occurs for the community.

Spencer Hall, a student at Sandpiper School, stated there are many reasons for the new library to be built. The library is a closer location and would be within walking or bicycle riding distance. The library would be a place with many resources that would provide more than the present small library at Sandpiper. He stated kids would use the library especially if the location is close and there is a wide variety of children's books.

Colin Mueller stated he is the closest neighbor to the library site and will live with the implications every day. He stated that his Homeowner's Association sent in a letter of support and the library is for the children, for the future and all of the neighbors are supportive. The major concerns are a series of mitigations that go along with support of the library. The residents are hopeful that the City Council will make the appropriate decisions.

Allen Mueller stated that he has been a resident of Redwood Shores for approximately 33 years. He stated that there are limited available funds and that many people needed to be convinced that the grant funds are not for a community building with a library attached. The funds are for a library with community rooms. He stated that it is about time that the opportunity is now and we should take advantage of it.

Kathleen Douglas stated she is Vice President of the Library Board and participated in the Community Advisory Committee. She explained that working

with the Redwood Shore residents, she gained a better understanding of their community expectations, requirements and challenges. She stated that this project just begins to address the needs and desires in Redwood Shores but is a step in the right direction toward bringing the community together and improving the quality and extending the reach of the City's library services. She further encouraged obtaining the grant money and pursuing the vision.

Mary Morrissey Parden, representing the Redwood Shores Owners Association, stated that the Association has participated in each step of the process. She addressed three areas of concerns: Landscape setback, the two story building, and the site fit issues. She stated that the landscape setback at the edges of the property is very small and not very consistent with projects throughout Redwood Shores. She asked for special consideration on this issue. She stated that the CEQA documentation specifically limits to one story and she suggested that the language be changed so that the commitment may not be to two stories, but to have it as a consideration. The site fit issues involve how the project is on the site will address issues such as parking and future build outs should that be a consideration.

Council Members asked various questions relative to the site fit and setback issues.

M/S Howard/Pierce to approve Motion of Intent to adopt resolution A through G which will be incorporated in a Resolution to certify the library project budget, local funding commitment, supplemental funds, and public library operation to be adopted on March 24, 2003. **The motion passed by a unanimous voice vote.**

MINUTE ORDER 03-62

8. PUBLIC HEARING-

A. Formation and Membership in the Bay Area Water Supply and Conservation Agency, pursuant to the requirements of AB 2058 (214)

Public Works Services Director Ingram explained that the legislation that became effective the first of this year requires that local agencies within the service area of the SFPUC conduct a public hearing and to make and declare findings regarding formation of and membership in the Bay Area Water Supply and Conservation Agency. Ingram stated for the record, the purpose statement of the legislation as appears in the staff report, page 2 of 4 (8.A2).

Mayor Claire opened the public hearing.

Public Comment:

Christina Lai stated that because nobody is able to give assurance about what this means in the future, we are still looking at the recycled water project, the health study and might lose the policy adopted on February 3. If for some reason, by joining this agency, it would force recycled water onto any residents, the Council would be a laughing stock as well. She stated the timing is not right and that we should wait until all health issues on the recycled water project are addressed.

Pat Dixon asked what would occur by joining the agency, such as the ability to obtain more water or limiting the amount of water available.

Council Member Ruskin stated that it would enable the 29 agencies to begin to look out for its own interests, to conserve water, to seek additional water supplies, work as a group and act as a water district.

M/S Hartnett/Howard to close the public hearing. **The motion passed by a unanimous voice vote.**

M/S Hartnett/Pierce to ADOPT **RESOLUTION 14515** DECLARE FINDINGS REGARDING FORMATION OF AND MEMBERSHIP IN THE BAY AREA WATER SUPPLY AND CONSERVATION AGENCY

The motion passed by a unanimous roll call vote.

M/S Jordan/Hartnett to appoint Council Member Ira Ruskin to the office of Director of the Board of the Bay Area Water Supply and Conservation Agency. **The motion passed by a unanimous roll call vote.** **MINUTE ORDER 03-63**

9. MATTERS OF COUNCIL INTEREST -

A. Legislation (information only) - This sub-section involves possible discussion of City Position on Proposed Legislation Described in the League of California Cities Priority Focus Bulletin No. 8 -2003. Council may direct staff to act on positions taken by Council. (Copies of League of California Cities Priority Focus available in City Clerk's Department)

B. Water Supply Update;

Vice Mayor Ira stated there have been inquiries and this is a status update on water assurance and where it should be in 2010. This report will be a part of the Council agenda to remind us of what is necessary and information will be added as needed.

He pointed out that on Page 2 it states that there will be between 30 and 40 site audits in March and April of 2003 to bring the conservation program under control. The City

is taking a lead on the washing machines and toilets and nearly 12 acre-feet per year have been saved. He further explained the two charts and that with passive conservation we can meet our water assurance goal by 2020 but the downside of that is no growth. That means no libraries or Kaiser Hospital and that we need to work with conservation programs.

Public Comment:

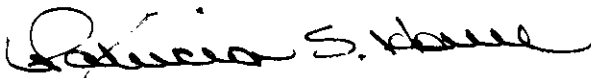
Christina Lai stated it is a pleasure to see the City Council address the issue of water supply availability as it relates to treated wastewater and sustainable growth. She further stated that according to attachments 1 and 2 that if we favor the side of development interests, we will be faced with a significant demand on the Bay Area water supply. The only thing clear about treated wastewater is that more research needs to be done. She asked that staff attend the California Urban Water Conservation Council workshop. She stated that the developers and their projects are the reasons behind the treated wastewater project and many in the Safewater Coalition are strongly opposed to this just to save 264.7 acre-feet to have irresponsible growth at our citizen's expense.

C. Council Member Pierce – announced the 135th Anniversary to be held on Saturday, March 29 from 9:00 a.m. to 4:00 p.m. where there will be food, activities, exhibits and professional demonstrations.

10. ADJOURNMENT – 10:45 p.m.
(207)

M/S Ruskin/Howard to adjourn until the next City Council meeting of March 24, 2003 in memory of Edigio Andreozzi, retired Redwood City Fire Captain and resident, who passed away on March 6, 2003. **The motion passed by a unanimous voice vote.**

Respectfully submitted,



Patricia S. Howe, CMC
City Clerk