

COUNCIL MEMBERS

MAYOR, JEFF IRA
VICE MAYOR, ALICIA C. AGUIRRE
COUNCIL MEMBER, IAN BAIN
COUNCIL MEMBER, ROSANNE S. FOUST
COUNCIL MEMBER, JEFFREY GEE
COUNCIL MEMBER, BARBARA PIERCE
COUNCIL MEMBER, JOHN D. SEYBERT



MINUTES

**CITY COUNCIL
CITY OF REDWOOD CITY
1017 MIDDLEFIELD ROAD · P.O. BOX 391
REDWOOD CITY, CALIFORNIA 94064-0391
www.redwoodcity.org
CITY COUNCIL CHAMBER**

**JOINT CITY COUNCIL/
REDEVELOPMENT AGENCY BOARD MEETING
March 8, 2010
7:00 P.M.**

- 1. CALL TO ORDER**
- 2. ROLL CALL – All Council Members present**

Staff present: City Manager Ingram, Interim City Attorney Abrams, City Clerk Vonderlinden, Deputy City Manager Gonzalez, Deputy City Clerk Wong, Fire Chief Skinner, Finance Director Ponty, Police Officer Smith, Firefighter/Engineer Velasquez, Financial Services Manager Freeman, Building, Infrastructure, and Transportation Director Chang, Housing & Economic Development Director Ekas, Public Works Director Barwacz, Public Works Superintendent Gibbons, Police Chief Cobarruviaz, Firefighter/Engineer Velasquez, Battalion Chiefs Maupin and Pucci, Police Captain Hernandez, Human Resources Director Bell, Library Director Genesy, Library Division Manager Kramer, Senior Accountant Khin, Fleet Manager Kyaw, Management Analyst Narahara, Redevelopment Project Manager Young, City Engineer Vorametsanti, Human Services Manager Chin, Librarian II Spore-Alhadeh, Secretary Easterbrook, Library Services Supervisor Meeks, Assistant Recreation Center Supervisor Haqq-Smith, and Building & Inspection Manager LaTorra

- 3. PLEDGE OF ALLEGIANCE – Alicia Aguirre, Vice Mayor**
- 4. INVOCATION – Dennis Logie, Chaplain for the Police Department**

**DRAFT -
NOT FOR CITATION**

5. SPECIAL ORDERS OF THE DAY

- A. Proclamation:** Honoring Community Volunteers Carol Platner and Lynn Gardner – presented by Dan Smith, Police Officer and Justin Velasquez, Fire Fighter/Engineer

Mayor Ira thanked the recipients for all their hard work and appreciated their commitment to making this a better community. Firefighter/Engineer Velasquez thanked the two recipients for their dedication. Officer Smith thanked the two community members and provided additional details on their altruistic work. Firefighter Velasquez attempted to show a video.

- B. Proclamation:** March 2010 as American Red Cross Month - Cesar Castillo, American Red Cross Bay Area Chapter

Mr. Cesar Castillo was present to receive the proclamation and Mayor Ira thanked the representative from the American Red Cross. Mr. Castillo provided some statistics and reported on recent events. He thanked the Council for the proclamation.

Vice Mayor Aguirre added that the volunteer work that is done by this organization is remarkable.

6. ORAL COMMUNICATIONS AND CONSENT CALENDAR

Bryan Beck read a letter that has been published opposing the Saltworks project and its study. He referred to a number of current and former elected officials who signed it. Mr. Beck provided reasons why these 90 elected officials cannot support the project.

Lee Callister, a resident of doctown, read from a San Francisco Chronicle editorial and stated his opposition to the development on the Saltworks property. He provided reasons why these lands should not be what he called "paved over". He opined this is wrong-headed development. He referred to the Netherlands and Norway where floating projects are being considered with creativity.

Pat Safford referred to the Seaport Center area and how she was surprised with all the activity going down in that area. She reported that there are hundreds of acres of public access with public areas and benches. She asked everybody to go see that area and enjoy it.

Kevin McCarthy, Executive Director with the South Bayside Waste Management Authority, recognized Mr. Ponty, Finance Director, for his hard work on the most recent bond sale. He presented Mr. Ponty with a plaque honoring him for his 24 years of service and dedication on their Board.

Gino Gasparini, with Recology, recognized Mr. Ponty, Finance Director for his work on the board. He thanked Mr. Ponty for his integrity and professionalism. He presented Mr. Ponty with a replica of a new model of a Recology truck. He thanked many, like Mr. Ponty, who served on the Request For Proposal team and were part of the decision process.

Mayor Ira noted that he does not need speakers to read what was on the newspaper to the City Council. He added that Council will make an educated decision when the time comes.

Firefighter Velasquez shared a video relating to agenda item 5A (video on file). Mayor Ira thanked the organizers for the video.

M/S Foust/Bain to approve the Consent Calendar as submitted. **Motion carried unanimously.**

CITY COUNCIL MOTION: Waive reading of the Consent Calendar except the ordinances by title, adopt the resolutions and the ordinances, and approve other items.

6.1 Section - Motions

- A. Minutes: Approve the Joint City Council/Redevelopment Agency Board meeting minutes of February 22, 2010 as submitted.**

Minute Order 10-041

- B. Professional services agreement for construction management of the Redwood City Recycled Water Project – Distribution Pump Station Capacity Increase.**

Recommendation:

Approve, by motion, a professional services agreement with The Covello Group, Inc. of Walnut Creek to provide construction management services for the Redwood City Recycled Water Project – Distribution Pump Station Capacity Increase for an amount not to exceed \$130,000 and authorize the City Manager to increase the contract amount up to 10% if necessary.

Minute Order 10-042

- C. Award of Contract – 2009-2010 Sewer Main Replacement Project (Hopkins Avenue Section).**

Recommendation:

Approve, by motion, the Contract Documents and award the contract for the 2009-2010 Sewer Main Replacement Project (Hopkins Avenue Section) to the lowest responsible bidder, Casey Construction, Inc. of Emerald Hills for their low bid of \$330,000 and authorize the City Manager to increase the contract amount, if necessary, up to 10% of the amount awarded.

Minute Order 10-043

- D. Amendment to Professional Services Agreements for Bottomley Design and Planning and Wagstaff/MIG related to processing the “Stanford in Redwood City” Project.**

Recommendation:

1. Approve, by motion, Amendment No. 2 to the professional services agreement with Bottomley Design and Planning to complete additional tasks related to “Stanford in Redwood City” Project Precise Plan, in amount of \$21,550.

Minute Order 10-044

2. Approve, by motion, Amendment No. 1 to the professional services agreement with Wagstaff/MIG to complete additional tasks related to "Stanford in Redwood City" Project Environmental Impact report (EIR), in the amount of \$85,285.

Minute Order 10-045

E. Courthouse Square Pavilion Lease – Redevelopment Board Agency.

Recommendation:

By motion, authorize the Redevelopment Agency to execute a month-to-month lease with Regina Van Brunt and Steve Penna doing business as "Some Stuff on the Square" for Lease Area 2B in Courthouse Square.

RDA Minute Order 10-03

6.2 Section – Final Acceptances

A. Final Acceptance – Redwood City Recycled Water Project – Phase I – Bid Package 5A – Herkner Extension (Herkner Road and Central Concrete Driveway).

Recommendation:

Accept, by motion, the Redwood City Recycled Water Project – Phase I – Bid Package 5A – Herkner Extension (Herkner Road and Central Concrete Driveway) and authorize the release of bonds and retention according to city procedures.

Minute Order 10-046

B. Final Acceptance - Emergency Generator Retrofit at Police Facility Project.

Recommendation:

Accept, by motion, the Emergency Generator Retrofit at Police Facility Project and authorize the release of bonds and retention according to city procedures.

Minute Order 10-047

6.3 Section – Resolutions

A. Local Hazard Mitigation Plan for the City of Redwood City.

Recommendation:

Approve by Resolution, the draft Local Hazard Mitigation Plan (LHMP) for the City of Redwood City.

RESOLUTION No. 15001 OF THE COUNCIL OF THE CITY OF REDWOOD CITY
ADOPTING THE LOCAL HAZARD MITIGATION PLAN

B. Franchise Collection Agreement.

Recommendation:

Adopt the attached Resolution approving the consent to assignment of the Franchise Collection Agreement with Allied Waste Industries, Inc. (Allied) to Republic Services, Inc. (Republic) pursuant to their merger.

RESOLUTION No. 15002 OF THE COUNCIL OF THE CITY OF REDWOOD CITY APPROVING THE CONSENT TO ASSIGNMENT OF THE FRANCHISE COLLECTION AGREEMENT BY ALLIED WASTE INDUSTRIES, INC. TO REPUBLIC SERVICE, INC.

C. Irrevocable Trust for Retiree Medical Benefits.

Recommendation:

Approve, by resolution, designating the California Public Employees Retirement System (PERS) as the trustee for retiree medical benefits.

RESOLUTION No. 15003 OF THE COUNCIL OF THE CITY OF REDWOOD CITY APPROVING AN AGREEMENT WITH THE CALIFORNIA PUBLIC RETIREMENT SYSTEM FOR THE EMPLOYEE'S RETIREE BENEFIT TRUST PROGRAM (CERBT)

D. Amendment to Lease Agreement with Sprint/Nextel.

Recommendation:

Approve, by resolution, Sprint/Nextel's (Nextel) request to install additional antennas in accordance with the lease agreement dated December 14, 2006, and designate the City Manager to reject or modify future modifications to the site plan for the term of the lease.

RESOLUTION 15004 OF THE CITY OF REDWOOD CITY APPROVING NEXTEL'S MODIFICATIONS TO THE WIRELESS COMMUNICATIONS FACILITY SITE PLAN PURSUANT TO THE DECEMBER 14, 2006 LEASE AGREEMENT AND AUTHORIZING THE CITY MANAGER TO APPROVE FURTHER MODIFICATIONS TO THE SITE PLAN FOR THE TERM OF THE LEASE

E. CaliforniaFIRST – property assessed clean energy financing program.

Recommendation:

Adopt a Resolution authorizing Sacramento County as a lead applicant and collaborative entity to the California Energy Commission's State Energy Program on behalf of the cities in the County of San Mateo and thirteen other counties statewide for a total of \$16.5 million in grant funds for the CaliforniaFIRST program.

RESOLUTION No. 15005 OF THE COUNCIL OF THE CITY OF REDWOOD CITY AUTHORIZING SACRAMENTO COUNTY TO APPLY FOR FUNDS ON BEHALF OF THE CITY OF REDWOOD CITY

6.4 Section – Ordinance (Second Reading/Adoption)

- A. ORDINANCE No. 2353 ADDING ARTICLE IX TO CHAPTER 32 OF THE REDWOOD CITY MUNICIPAL CODE TO CLARIFY THE REQUIREMENT THAT A TAX FIRST MUST BE PAID BEFORE FILING FOR A REFUND OR JUDICIAL RELIEF**
(Introduction/First Reading February 22, 2010; published on March 2, 2010)

6.5 Section – Claims and Warrants

- A. Approve warrants dated through March 8, 2010 and usual and necessary payments through March 22, 2010.

Minute Order 10-048

7. STAFF REPORTS

A. Council Direction on FY 2010/2011/2012 Budgets.

Recommendation:

It is recommended that Council provide staff direction on the preparation of the FY 2010/2011/2012 budgets.

City Manager Ingram presented a brief introduction and guided the Council through a slide presentation (presentation on file). One Council Member inquired about the 45 positions that may be impacted. Mr. Bell, Director of Human Resources Director, added that 13 are vacant and 32 filled. Mr. Ponty then proceeded to explain the benefits of last year's salary freeze. He also covered the various revenue alternatives, possible fees and special assessment districts. He touched on the matter of the Council's Reserve policy.

Mr. Ponty then followed with an expenditure projection. He expanded on the Reserves and referred to specific slides. City Manager Ingram then focused on other initiatives pointing out that economic development continues to be the "big need" to solve the current predicament the city is in. He made comments about the Port area being a focal point that is emerging as part of the General Plan. Mr. Ingram cautioned the Council on the use of Reserves. He explained that low levels of Reserves might have a detrimental impact in future years.

Mr. Bob Bell, Director of Human Resources, was introduced as the Chair of a new Governing Board (Joint Powers Board) - the Regional Training and Development Consortium for Public Agencies. This was used as an example of countywide shared services. Mr. Bell then explained the vacancy management program that staff is implementing.

One Council Member inquired if additional housing would impact the budget through forecasting expenditures and revenues. Mayor Ira said he would like to write letters to the legislature to let them know the impacts and losses municipal government suffered. Council then asked about other fees. Mr. Ponty explained that recovery of development project fees is going well. Council also asked questions about the Transient Occupancy Tax and the Business tax.

Peter Ingram, City Manager, then requested Council direction on specific items listed on slides 14 and 15. The items covered included:

- **Reserves:** Council consensus was to keep with the current Reserves policy
- **On the Use of Reserves:** Council discussed the prior direction of 33%, 25%, 10% and possibly lowering it for the current and next year. This could bring the use of Reserves below the anticipated 25% and 10%, in order to stay above the 15% threshold set by the Reserves policy. Council consensus was to have staff bring back an option that includes cuts that are more aggressive and include less use of

Reserves. This could mean higher reductions and less reliance on Reserves. Council discussed the reserves being a “cushion” for special projects such as economic development and other initiatives that might come up, or a calamity. In addition, Council was unsure about what the state takeaways might entail consequently Council voiced the importance of having a bucket of money to possibly deal with those. One Council Member noted that living on one’s savings is not a healthy approach. Vice Mayor Aguirre commented that the deficit this year was fully covered via the use of Reserves. Council discussed slides 10 and 12 in detail going over different options it might want to consider. City Manager Ingram explained that there are three options as outlined on slides 7, 10 and 11. Council consensus was to also see options with cuts that exclude the use of reserves (slide 10).

- **Utility Users Tax:** Mr. Abrams, Interim City Attorney, provided background information on prior Council actions and elections. He interpreted prior impartial analyses and shared the question that was put to the voters. He concluded that in reviewing the official record it is clear that there was an expectation that capital improvements would be the first use of funds from Utility Users Tax. One Council Member considered the trust and respect of the voters more important than the legal possibilities. Another Council Member agreed with this comment because of the uncertainty of the current budget times. This Council Member also felt uncomfortable going after more taxes. Another Council Member agreed with this approach. It was suggested that future taxes include a modernized language with set increases built in.

On the Executive Team recommendations, Council said that packages are important but some switching between the options may be necessary. Council wants to be able to see the nexus between the cuts and the impact on the community. It was asked that the repercussions of the cuts to the community be clearly articulated. Vice Mayor Aguirre wanted to have an approach that includes partnering in decisions and she would like creativity with revenues, higher cuts and less use of Reserves. She is supportive of the 8%. Another Council Member would like to look at a two-tiered retirement system with everything being on the table. This Council Member is looking for strategies and to focus on Core Services.

One Council Member would like to extend the terms of the BCC members whose terms are expiring soon. Mayor Ira agreed with a two-tiered retirement system and he asked for help from the unions as well as for a salary freeze. Another Council Member agreed that looking at service impacts is important. This Council Member also spoke about parking as an option that should be look at. One Council Member wanted to revisit the business license fee as well as special assessment districts.

On the issue of the 34 upcoming Boards, Commission and Committees seats that are up in May, June and July one Council Member suggested extending current terms for one year. City Manager Ingram suggested a six-month extension clarifying that due to existing language in the Charter, the Port Commission may be an issue, and we may need to recruit for those two expiring seats. Interim City Attorney Abrams requested that this come back via a Resolution to formalized Council’s direction. At this point Vice

Mayor Aguirre mentioned reviewing opportunities for consolidation and focusing on the cost savings and increased staff capacity should these bodies be streamlined. As Council agreed that we all need to do more with less, there was consensus on extending the terms for an initial period of approximately 6 months in order to find efficiencies related to BCCs.

One Council member suggested also pondering on the future of "The Complete Streets Committee". One Council Member noted an inconsistency in the minutes from a certain BCC. The Pride and Beautification and Redwood City Verde were also discussed. It was noted that staff liaisons supporting BCCs may be spending too much time that takes away from other core duties. Council restated the desire to have the Human Services Financial Assistance (HSFA) Program return as part of the recommendations.

The City Council unanimously ratified what the four Core Service areas are: Public Safety, Fiscal Stability, Legal/Regulatory Compliance and Public Infrastructure.

Public Comment

Joseph Sciarra Jr. spoke about the value of capital improvements and expressed concern about the amount of people needed to perform certain street repairs.

(Between 7:45 p.m. and 9:40 p.m. Council discussed the budget. For the full content of the discussion please watch the archived stream at:

http://www.redwoodcity.org/government/council/agendas/2010/mov_030810.html
and select Staff Reports 7A)

Mayor Ira and the Council thanked City Manager Ingram and staff for all the hard work.

B. Dates for Budget Consideration of the Fiscal Year 2010-2011-12 Budget.

Recommendation:

Approve the dates for City Council action on the budget.

Mr. Ponty, Finance Director, asked the Council to formally adopt the dates for budget consideration.

M/S Foust/Bain to approve the dates for Council action on budgetary matters. **Motion carried unanimously by voice vote.**

Minute Order 10-049

8. MATTERS OF COUNCIL INTEREST

A. Council Reports on Committee Meetings Attended.

B. Council consideration of a resolution to support statewide ballot measure to protect local public safety and transportation funds.

RESOLUTION No. 15006 OF THE COUNCIL OF THE CITY OF REDWOOD CITY IN SUPPORT OF THE LOCAL TAXPAYER, PUBLIC SAFETY AND TRANSPORTATION PROTECTION ACT OF 2010 STATEWIDE BALLOT MEASURE

Council Member Pierce asked her Council colleagues to approve the resolution.
M/S Aguirre/Bain to approve the resolution.

Council Member Foust stated that she will support it because of this Council and not because of its impacts in Sacramento. Council Member Gee said he was surprised with the tone of the dialogue in Sacramento and so he will support this. **Motion carried unanimously by voice vote.**

C. City Council Member Report of Conference/Meeting Attendance.

9. **ADJOURN-** M/S Aguirre/Gee to adjourn at 9:50 p.m. **Motion carried unanimously by voice vote.**

Respectfully submitted,

Silvia Vonderlinden,
City Clerk

Submitted for approval at the Council Meeting of March 22, 2010.