



CITY OF EMERYVILLE ACTION MINUTES

City Council

Members:

Mayor John J. Bauters
Vice Mayor Courtney Welch
Council Member Sukhdeep Kaur
Council Member David Mourra
Council Member Kalimah A. Priforce

--AMENDED--

Tuesday, March 7, 2023

7:16 PM

Council Chambers / Teleconference

1. CALL TO ORDER

The meeting was called to order at 7:39 p.m.

2. ROLL CALL

Present: 4 - Mayor John J. Bauters
Vice Mayor Courtney Welch
Council Member Sukhdeep Kaur
Council Member David Mourra

Absent: 1 - Council Member Kalimah A. Priforce

3. APPROVAL OF FINAL AGENDA

A motion was made by Vice Mayor Welch, seconded by Council Member Kaur, to approve the final agenda. The motion carried by the following vote:

Ayes: 4 - Mayor Bauters, Vice Mayor Welch, Council Member Kaur, and Council Member Mourra

Absent: 1 - Council Member Priforce

4. SPECIAL ORDERS OF THE DAY

Council Member Priforce was absent 7:39 p.m. - 7:41 p.m.

4.1. ID-2023-090 Proclamation Of The City Council Of The City Of Emeryville Proclaiming The Month Of March 2023 As American Red Cross Month

5. ANNOUNCEMENT OF COMMISSION / COMMITTEE VACANCIES

City Clerk April Richardson announced that the current recruitment is open until April 3, 2023, and the application is available on the website.

6. COUNCIL MEMBER SPECIAL ANNOUNCEMENTS / REPORTS ON MEETING ATTENDANCE

There were no announcements.

7. CITY MANAGER'S REPORT

City Manager Paul Buddenhagen announced the following events: Coffee with a Cop on March 14, Coffee with the City Manager on March 16, and the Healthy Family Egg Hunt and Festival on April 8.

8. EX PARTE COMMUNICATIONS

No ex parte communications were reported.

9. PUBLIC COMMENT FOR CONSENT AGENDA / ITEMS NOT ON THE AGENDA

Brian Donahue asked why a portion of City Hall has been closed to the public.

10. CONSENT ITEMS

A motion was made by Vice Mayor Welch, seconded by Council Member Kaur, to approve the Consent Calendar. The motion carried by the following vote:

Ayes: 5 - Mayor Bauters, Vice Mayor Welch, Council Member Kaur, Council Member Mourra, and Council Member Priforce

10.1. ID-2023-069 Warrants. (Lawrence Chiu)

Attachments: [Staff Report City](#)
[Wire Transfers City](#)
[Check Register City](#)

A motion was made to accept this Informational Report.

10.2. ID-2023-084 Action Minutes Of The February 21, 2023, Special City Council Closed Session. (April Richardson)

Attachments: [Action Minutes](#)

A motion was made to approve the Minutes.

10.3. ID-2023-083 Action Minutes Of The February 21, 2023, Special City Council Meeting. (April Richardson)

Attachments: [Action Minutes](#)

A motion was made to approve the Minutes.

10.4. ID-2023-082 Action Minutes Of The February 21, 2023, Regular City Council Meeting. (April Richardson)

Attachments: [Action Minutes](#)

A motion was made to approve the Minutes.

- 10.5. ID-2023-068** Resolution Of The City Council Of The City of Emeryville Authorizing The City Manager To Enter Into A First Amendment To The Contract With Cal Engineering & Geology, Inc. To Increase The Total Compensation Amount By \$14,958.21 For A Total Not To Exceed Amount Of \$ 166,863.21; For The Point Emery Shoreline Protection Project, Project No. EPW-18101 (CIP No. 16475021). (Mohamed Alaoui / Michael Roberts)

Attachments: [Staff Report](#)

[Professional Services Contract - CE&G](#)

[Draft Resolution](#)

[Professional Services Contract 1st Amendment](#)

[Exhibit A-1](#)

[APPROVED Resolution No. 23-25](#)

A motion was made to approve this Resolution.

Enactment No: Reso No. 23-25

11. PUBLIC HEARINGS

There were no Public Hearings.

12. ACTION ITEMS

- 12.1. ID-2023-072** Resolution Of The City Council Of The City Of Emeryville Amending The Budget for Fiscal Year 2022-23. (Lawrence Chiu / Monica Centeno)

Attachments: [Staff Report](#)

[Draft Resolution](#)

[Exhibit A - Fiscal Year 2022-23 Mid-Year Budget Adjustments](#)

[APPROVED Resolution No. 23-26](#)

Finance Director Lawrence Chiu made a presentation and answered Council Member questions.

Public Comment

1. Brian Donahue continued his questioning about the closure of portions of City Hall to the public.

A motion was made by Council Member Mourra, seconded by Vice Mayor Welch, to approve this Resolution. The motion carried by the following vote:

Ayes: 5 - Mayor Bauters, Vice Mayor Welch, Council Member Kaur, Council Member Mourra, and Council Member Priforce

Enactment No: Reso No. 23-26

- 12.2. ID-2023-086** Resolution Of The City Council Of The City Of Emeryville Appointing City Council Members To Serve On City Council Committees With Terms Commencing Immediately And Ending December 31, 2023; And Amending The FY2022-23 Local Roster Of Boards, Commissions And Committees Accordingly. (April Richardson / Lorryne Leong)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[Exhibit A - City Council Committee Rosters](#)
[APPROVED Resolution No. 23-27](#)

Public Comment

1. Brian Donahue continued his comments about the closure of portions of City Hall.

A motion was made by Vice Mayor Welch, seconded by Council Member Mourra, to approve this Resolution. The motion carried by the following vote:

Ayes: 5 - Mayor Bauters, Vice Mayor Welch, Council Member Kaur, Council Member Mourra, and Council Member Priforce

Enactment No: Reso No. 23-27

- 12.3. ID-2023-087** Resolution Of The City Council Of The City Of Emeryville Appointing City Council Representatives To Serve On Various County, Regional And Statewide Boards, Commissions And Committees For Terms Commencing Immediately And Ending December 31, 2023, Or Until Such Persons Are Replaced Or Their Commissions Expire; Amending And Publicly Noticing FPPC Form Number 806 As Required By FPPC Regulation 18705.5; And Amending The 2023 City Roster Of County, Regional And Statewide Bodies Accordingly. (April Richardson / Lorryne Leong)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[Exhibit A - 2023 Regional Bodies Roster](#)
[Exhibit B - 2023 Amended FPPC Form 806](#)
[APPROVED Resolution No. 23-28](#)

Public Comment

1. Brian Donahue continued his comments about the closure of portions of City Hall to the public.

A motion was made by Mayor Bauters, seconded by Vice Mayor Welch, to approve this Resolution. The motion carried by the following vote:

Ayes: 5 - Mayor Bauters, Vice Mayor Welch, Council Member Kaur, Council Member Mourra, and Council Member Priforce

Enactment No: Reso No. 23-28

- 12.4. ID-2023-088** Resolution Of The City Council Of The City Of Emeryville Amending The Regular Meeting Schedule Of The Transportation Committee; And Amending The FY2022-23 Local Roster Of Boards, Commissions And Committees Accordingly. (April Richardson / Lorryne Leong)

Attachments: [Staff Report](#)

[Draft Resolution](#)

[Exhibit A - Transportation Committee Roster](#)

[APPROVED Resolution No. 23-29](#)

A motion was made by Council Member Mourra, seconded by Vice Mayor Welch, to approve this Resolution. The motion carried by the following vote:

Ayes: 5 - Mayor Bauters, Vice Mayor Welch, Council Member Kaur, Council Member Mourra, and Council Member Priforce

Enactment No: Reso No. 23-29

- 12.5. ID-2023-042** Discussion Of Implementation Of AB 2449 Relating To Teleconference Participation By City Council Members. (April Richardson)

Attachments: [Staff Report](#)

City Clerk April Richardson made a presentation on procedures for the implementation of AB 2449. City Attorney John Kennedy answered Council Member questions.

Public Comment

1. Commission on Aging Chair John Suter commented on the bill and asked for more flexibility so the COA members can meet remotely.
2. Brian Donahue commented that he would like to see data on race for Emeryville Police Department stops.

13. DEPARTMENT HEAD REPORTS

- 13.1. ID-2023-067** Planning Director's report on Planning Commission actions at the February 23, 2023 meeting:

(a) General Plan Annual Progress Report. Review of the annual progress report on implementation of the General Plan, including the Housing Element, in Calendar Year 2022, for submittal to the Governor's Office of Planning and Research and the California Department of Housing and Community Development.*

* Item scheduled for consideration by the City Council on March 21, 2023.

The packet for the February 23, 2023 Planning Commission meeting can be viewed online at <<https://www.ci.emeryville.ca.us/ArchiveCenter/ViewFile/Item/5375>>

14. FUTURE AGENDA ITEM REQUESTS FROM COUNCIL MEMBERS

Council Member Priforce requested an item regarding the City regulating understaffed property managed residential building. Majority support was received for staff to prepare a memo outlining regulations in other local jurisdictions.

Mayor Bauters requested and received majority support for a Resolution supporting AB 1690-Medicare-for-All. The item will be on the March 21, 2023, agenda.

15. ADJOURNMENT

The meeting adjourned at 8:54 p.m.

I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting of the Emeryville City Council.

**/s/ April Richardson, CMC
City Clerk**