



CITY OF EMERYVILLE
AGENDA
City Council

Emeryville City Hall
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Emeryville, CA 94608
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Members:

Mayor John J. Bauters
Vice Mayor Ally Medina
Council Member Scott Donahue
Council Member Dianne Martinez
Council Member Christian R. Patz

AMENDED

Tuesday, February 20, 2018

7:16 PM

Council Chambers

A COMPLETE COPY OF THE AGENDA PACKET IS AVAILABLE FOR PUBLIC VIEWING IN THE CITY CLERK'S OFFICE AT 1333 PARK AVENUE, AND THE GOLDEN GATE BRANCH OF THE OAKLAND PUBLIC LIBRARY, 5606 SAN PABLO AVENUE. ADDITIONAL PUBLIC VIEWING & REPRODUCTION AT THE UPS STORE, 2340 POWELL STREET, FROM THE FRIDAY BEFORE THE COUNCIL MEETING. ALL WRITINGS THAT ARE PUBLIC RECORDS AND RELATE TO AN AGENDA ITEM BELOW WHICH ARE DISTRIBUTED TO A MAJORITY OF THE LEGISLATIVE BODY LESS THAN 72 HOURS PRIOR TO THE MEETING NOTICED ABOVE WILL BE MADE AVAILABLE AT THE INFORMATION COUNTER AT CITY HALL, 1333 PARK AVENUE, EMERYVILLE, CALIFORNIA DURING NORMAL BUSINESS HOURS (9AM TO 5PM., MONDAY THROUGH FRIDAY, EXCLUDING LEGAL HOLIDAYS). THE MEETING IS SHOWN LIVE ON THE CITY OF EMERYVILLE TELEVISION CHANNEL (ETV), CABLE CHANNEL 27, AND WILL BE REBROADCAST AS PART OF THE REGULAR CITY COUNCIL, SUCCESSOR AGENCY, COMMUNITY DEVELOPMENT COMMISSION, MANAGEMENT OF EMERYVILLE SERVICES AUTHORITY (MESA) AND RELATED MEETINGS ACCORDING TO THE PUBLISHED ETV SCHEDULE OF PROGRAMS. THESE MEETINGS WILL ALSO BE AVAILABLE THROUGH LIVE MEDIA STREAMING ACCESSIBLE FROM THE CITY OF EMERYVILLE WEBSITE AT [HTTP://WWW.EMERYVILLE.ORG](http://WWW.EMERYVILLE.ORG).

You can request free copies of the Emeryville City Council, Successor Agency, Community Development Commission, Management of Emeryville Services Authority (MESA) and related agendas in digital format for the current calendar year by going to our website at <http://www.emeryville.org> and clicking on "Notify Me". Simply fill out your information, check "City Council Agendas", and click the "Subscribe" button. By doing so, you will automatically receive all of the agendas for the year via email.

All matters listed under CONSENT CALENDAR are considered to be routine and will all be enacted by one motion in the form listed below. There will be no separate discussion of these items unless good cause is shown prior to the time the Council votes on the motion to adopt. Persons who wish to speak on matters set for PUBLIC HEARINGS will be heard when the Presiding Officer calls for comments from those persons who are in support of or in opposition thereto. After persons have spoken, the Hearing is closed and brought back to Council level for discussion and action. There is no further comment permitted from the audience unless requested by the Council.

The speaker's time is limited to 3 minutes and can only be extended upon approval of the Presiding Officer. Any person who desires to address the City Council on any item listed on the Agenda under the Consent Calendar, or on a matter not on the Agenda which item is within the subject matter jurisdiction of the City Council, may do so during that portion of the Agenda called Public Comment.

In compliance with the Americans with Disabilities Act, a person requiring an accommodation, auxiliary aid, or service to participate in this meeting should contact the City Clerk's Office or ADA Coordinator at (510) 596-4300, as far in advance as possible but no later than 72 hours before the scheduled event. The best effort to fulfill the request will be made. Assistive listening devices are available for anyone with hearing difficulty from the City Clerk prior to the meeting, and must be returned to the City Clerk at the end of the meeting.

No animals shall be allowed at or brought in to a public meeting by any person except (i) as to members of the public or City staff utilizing the assistance of a service animal, which is defined as a guide dog, signal dog, or other animal individually trained to provide assistance to an individual with a disability, or (ii) as to police officers utilizing the assistance of a dog(s) in law enforcement duties.

The AGENDA for this regular meeting is as follows:

1. CALL TO ORDER

2. ROLL CALL

3. APPROVAL OF FINAL AGENDA

4. SPECIAL ORDERS OF THE DAY

- 4.1. [ID-2018-030](#) Recognition Of Employee Of The Quarter: Fred Dauer. (Lisa Lopez)

5. ANNOUNCEMENT OF COMMISSION / COMMITTEE VACANCIES

6. COUNCIL MEMBER SPECIAL ANNOUNCEMENTS / REPORTS ON MEETING ATTENDANCE

7. CITY MANAGER'S REPORT

8. EX PARTE COMMUNICATIONS

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

10. CONSENT ITEMS

- 10.1. [ID-2018-083](#) Warrants. (Susan Hsieh)

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

- 10.2. [ID-2018-080](#) Action Minutes of the February 6, 2018 Emeryville City Council/City of Emeryville as Successor Agency to the Emeryville Redevelopment Agency/Management of Emeryville Services Authority Special Closed Session Meeting. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.3. [ID-2018-079](#) Action Minutes of the February 6, 2018 Emeryville City Council Special Meeting. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.4. [ID-2018-082](#) Action Minutes of the February 6, 2018 Emeryville City Council Meeting. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.5. [ID-2018-075](#) Resolution Of The City Council Of The City Of Emeryville To Approve An Application To The California Office Of Traffic Safety (OTS), For A Traffic Safety Grant In The Amount Of \$102,522.00 And To Accept The Traffic Safety Funding If Awarded. (Captain Oliver Collins)
Attachments: [Staff Report](#)
[Draft Resolution](#)
[APPROVED Resolution No. 18-14](#)
- 10.6. [ID-2018-050](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Submit Applications To The Metropolitan Transportation Commission (MTC) And The Association Of Bay Area Governments (ABAG) For Priority Development Area (PDA) Technical And Staffing Assistance (Charles S. Bryant / Chadrick Smalley / Amber Evans / Catherine Firpo)
Attachments: [Staff Report](#)
[Attachment 1 - Examples of Potential Uses of Curb Space](#)
[Proposed Resolution](#)
[APPROVED Resolution No. 18-15](#)
- 10.7. [ID-2018-057](#) Resolution Of The City Council Of The City Of Emeryville Authorizing the City Manager to Submit and Accept A Five Thousand Dollar (\$5,000) Funding Request To The California Department Of Resources Recycling And Recovery Beverage Container Recycling Grant Program (Cal Recycle) And Appropriate The Funds When Received To Fund 254 Project #01254105. (Andrew Clough / Marcy Greenhut)
Attachments: [Staff Report](#)
[Proposed Resolution](#)
[Program Guidelines](#)
[APPROVED Resolution No. 18-16](#)
- 10.8. [ID-2018-074](#) Resolution Authorizing The City Manager Of The City Of Emeryville To

Execute A Funding Agreement With The Bay Area Air Quality Management District (BAAQMD) For Installation Of Electric Vehicle Charging Equipment In Glashaus Public Parking Garage. (Andrew Clough / Nancy Humphrey)

Attachments: [Staff Report](#)
[Proposed Resolution](#)
[Funding Agreement](#)
[APPROVED Resolution No. 18-17](#)

- 10.9. [ID-2018-076](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To File An Application For Innovative Deployments To Enhance Arterials (IDEA) Program Funding Assigned To The Metropolitan Transportation Commission, Committing Any Necessary Matching Funds, And Assuring Completion Of The City Of Emeryville's IDEA Project. (Andrew Clough / Ryan O'Connell)

Attachments: [Staff Report](#)
[Proposed Resolution](#)
[Exhibit A - IDEA Program Guidelines](#)
[Exhibit B - Grant Application](#)
[APPROVED Resolution No. 18-18](#)

- 10.10. [ID-2018-104](#) Letter To Alameda County District Attorney Requesting Retroactive Application Of Proposition 64, Which Legalized Possession And Recreational Use Of Marijuana For Adults Ages 21 Years Or Older, To Misdemeanor And Felony Convictions Dating Back To 1975. (Vice Mayor Medina)

Attachments: [Staff Report](#)
[Draft Letter](#)
[APPROVED Letter](#)

11. PUBLIC HEARINGS

- 11.1. [ID-2018-071](#) Resolution Of The City Council Of The City Of Emeryville Confirming the Public Works Director's Report And Authorizing Costs Incurred by the City of Emeryville In the Matter of the Appeal From Notice and Order of Intention to Demolish Property Owned by Andre Carpiaux, 1264 Ocean Avenue, Emeryville CA (APN 049-1469-008), Case No. ADBC 15-001 To Be Charged As A Special Assessment In the Amount of \$50,145.75 Against the Property; And Directing the City Manager To Take Related Actions. (Michael Guina / Andrea Visveshwara)

Attachments: [Staff Report](#)
[Proposed Resolution](#)
[Public Works Director's Report](#)

- 11.2. [ID-2018-073](#) Resolution Of The City Council Of The City Of Emeryville Amending the City of Emeryville Master Fee Schedule For Fiscal Year 2017-2018 Effective On February 21, 2018. (Susan Hsieh / Charles S. Bryant / Andrew Cough)

Attachments: [Staff Report](#)

[Proposed Resolution](#)

[Exhibit A](#)

[APPROVED Resolution No. 18-19](#)

12. ACTION ITEMS

- 12.1. [ID-2018-072](#) Commission on Aging's Annual Report On Committee Goals, Principles And Accomplishments For Year 2017; And Proposed Committee Priorities For Year 2018. (Pedro Jimenez / Brad Helfenberger / Kim Burrowes)
- Attachments:** [Staff Report](#)
- 12.2. [ID-2018-058](#) Public Art Committee's Annual Report On Committee Goals, Principles And Accomplishments For Year 2017; And Proposed Committee Priorities For Year 2018 (Charles S. Bryant / Chadrick Smalley / Amber Evans)
- Attachments:** [Staff Report](#)
- [Attachments - Public Art Outreach Materials](#)
- 12.3. [ID-2018-114](#) Budget Advisory Committee's Annual Report on Committee Goals, Principles and Accomplishments for Year 2017; and Proposed Committee Priorities for Year 2018. (Susan Hsieh)
- Attachments:** [Staff Report](#)
- 12.4. [ID-2018-059](#) Economic Development Advisory Committee's Annual Report On Committee Goals, Principles And Accomplishments For Year 2017; And Proposed Committee Priorities For Year 2018 (Charles S. Bryant / Chadrick Smalley)
- Attachments:** [Staff Report](#)
- [Attachment 1 - Economic Development Strategy](#)
- 12.5. [ID-2018-115](#) Housing Bond Measure For June 2018 Ballot. (Susan Hsieh / Michael Guina)
- Attachments:** [Staff Report](#)
- 12.5.1 [ID-2018-126](#) Resolution Of The City Council Of The City Of Emeryville Calling A Special Municipal Election On June 5, 2018; Ordering The Submission To The Qualified Electors Of The City Of Emeryville A Measure To Approve Issuance Of An Affordable Housing Bond; Requesting That the Alameda County Board Of Supervisors Permit Consolidation Of The Emeryville Special Municipal Election With The Statewide Direct

Primary Election To Be Held On The Same Date; Requesting That The County Registrar Perform Certain Election Services In Connection With Said Consolidated Election; And Authorizing The City To Reimburse The County Registrar Of Voters For Election Services Performed. (Susan Hsieh / Michael Guina / Sheri Hartz)

Attachments: [Draft Resolution](#)

[APPROVED Resolution No. 18-20](#)

- 12.5.2** [ID-2018-117](#) Resolution Of The City Council Of The City Of Emeryville Determining That The Public Interest And Necessity Demand The Development Of Affordable Housing Projects And The Financing Of Projects Relating Thereto Through The Issuance Of General Obligation Bonds. (Susan Hsieh / Michael Guina)

Attachments: [Draft Resolution](#)

[APPROVED Resolution No. 18-21](#)

- 12.5.3** [ID-2018-119](#) Introduction Of An Ordinance Of The City Council Of The City Of Emeryville Calling A Special Election And Ordering The Submission Of A Proposition Incurring Bonded Debt For The Purpose Of Financing Affordable Housing Projects To The Qualified Voters Of The City Of Emeryville At The Special Municipal Election To Be Held On June 5, 2018. (Susan Hsieh / Michael Guina)

Attachments: [Draft Ordinance](#)

- 12.6.** [ID-2018-032](#) Resolution Of The City Council Of The City Of Emeryville Adopting The Public Art Committee's Recommendation To Approve The Design Proposal By Joey Rose Studio For The Public Art Mural Project At The Emeryville Greenway, Powell To Stanford Segment, And Authorizing The City Manager To Execute An Agreement With Joey Rose Studio In An Amount Not-To-Exceed \$46,935 For Final Design And Installation Of The Artwork. (Charles S. Bryant / Chadrick Smalley / Emi Thériault)

Attachments: [Staff Report](#)

[Proposed Resolution](#)

[Draft Contract with Exhibits](#)

[APPROVED Resolution No. 18-22](#)

13. DEPARTMENT HEAD REPORTS

14. FUTURE AGENDA ITEM REQUESTS FROM COUNCIL MEMBERS

15. ADJOURNMENT

16. LIST OF UPCOMING SIGNIFICANT AGENDA ITEMS

- 16.1.** [ID-2018-077](#) **Please Note:** This list is for informational purposes only. All

items shown here are **tentative** at this time and are not confirmed until the agendas for the meeting dates are published and posted, 11 days prior to the meeting. Other items may be added. Also note that this list shows working titles, which may be revised slightly before the item becomes final.

March 6, 2018 Regular City Council Meeting

- Study Session: 115 Pension Trust
- Presentation: Alameda County District Attorney Programs & Services
- Proclamation: Youth Art Month
- Public Hearing: Shellmound Way General Plan Amendment
- Public Hearing: 1258 Ocean Avenue Roof Deck
- Public Hearing: Reauthorization of Sport Fishing Concession
- Community Advisory Committee Reports, Pt. 2
 - Housing
 - Bicycle/Pedestrian Advisory
 - Parks and Recreation
- Sherwin Williams Park Impact Fee Credit and Park and Open Space Improvement Agreement
- Mid-Cycle Budget Review
- Annual Council Goal Setting

March 20, 2018 Regular City Council Meeting

- Proclamation: March is American Red Cross Month
- General Plan Annual Report
- Smoking Ordinance Amendment
- Marina Public Art Artist Selection
- Annual Council Goal Setting, Part 2
- Transit Center Parking Agreement

When published, the packets for City Council meetings can be viewed online at

<http://www.ci.emeryville.ca.us/88/Video-Agendas-Reports-Minutes-Archive>

THE NEXT REGULAR MEETING WILL BE ON MARCH 6, 2018, AT EMERYVILLE CITY HALL, COUNCIL CHAMBERS, 1333 PARK AVENUE, EMERYVILLE, CA 94608