



Emeryville City Hall
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CITY OF EMERYVILLE

ACTION MINUTES

City Council

Members:

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

--AMENDED--

Tuesday, March 19, 2024

7:16 PM

Council Chambers / Teleconference

1. CALL TO ORDER

The meeting was called to order at 8:30 p.m.

2. ROLL CALL

Present: 5 - Mayor Courtney Welch
Vice Mayor David Mourra
Council Member John J. Bauters
Council Member Sukhdeep Kaur
Council Member Kalimah A. Priforce

3. APPROVAL OF FINAL AGENDA

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

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

4. SPECIAL ORDERS OF THE DAY

5. ANNOUNCEMENT OF COMMISSION / COMMITTEE VACANCIES

City Clerk April Richardson announced that Council Members will be making appointments to current vacancies on April 2, 2024.

6. COUNCIL MEMBER SPECIAL ANNOUNCEMENTS / REPORTS ON MEETING ATTENDANCE

Council Member Priforce announced that he met with the National Haitian American Network.

7. CITY MANAGER'S REPORT

City Manager Paul Buddenhagen announced that the accessibility survey is available on the City's website and that City Council and

Advisory Body meetings will be noticed as in-person only beginning March 22, 2024.

8. EX PARTE COMMUNICATIONS

No ex parte communications were reported.

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

1 speaker.

10. CONSENT ITEMS

A motion was made by Vice Mayor Mourra, seconded by Council Member Bauters, to approve the Consent Agenda. The motion carried by the following vote:

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

10.1. [ID-2024-085](#) 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-2024-076](#) Action Minutes Of The March 5, 2024, Special City Council Closed Session. (April Richardson)

Attachments: [Action Minutes](#)

A motion was made to approve the Minutes.

10.3. [ID-2024-077](#) Action Minutes Of The March 5, 2024, City Of Emeryville Regular City Council Meeting. (April Richardson)

Attachments: [Action Minutes](#)

A motion was made to approve the Minutes.

10.4. [ID-2024-083](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Execute A Second Amendment To The Professional Services Contract With Maze & Associates For A Period From July 1, 2023 Through June 30, 2026 For An Amount Not To Exceed \$157,020 For Fiscal Year 2024 And \$162,037 For Fiscal Year 2025 With A Total Five-Year Contract Not To Exceed Amount of \$679,657 For Audit And Related Services. (Lawrence Chiu)

Attachments: [Staff Report](#)
[Maze & Associates Audit Contract, April 2021](#)
[Maze & Associates First Amendment, December 2021](#)
[Draft Resolution](#)
[Exhibit A - Maze & Associates, Second Amendment](#)
[APPROVED Resolution No. 24-29](#)

A motion was made to approve this Resolution.

Enactment No: Reso No. 24-29

- 10.5.** [ID-2024-094](#) Resolution Of The City Council Of The City Of Emeryville Approving The 2023 General Plan Annual Progress Report And Authorizing Submittal To The Governor's Office Of Planning And Research And To The California Department Of Housing And Community Development. (Chadrick Smalley / Miroo Desai / Navarre Oaks / Valerie Bernardo)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[Attachment 2 - 2023 General Plan Annual Report](#)
[Attachment 3 - Appendix A- GPAR Implementation 2023](#)
[Attachment 4 - Appendix B- Housing Element Annual Report 2023](#)
[Attachment 5 - Appendix C- Housing Successor Annual Report FY22-23](#)
[APPROVED Resolution No. 24-30](#)

A motion was made to approve this Resolution.

Enactment No: Reso No. 24-30

- 10.6.** [ID-2024-093](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Enter Into A First Amendment To The Contract With Zephyr Rail To Extend The Contract Expiration Date To June 30, 2025 And To Increase The Total Compensation Amount By \$249,472.59 For A Total Not To Exceed Amount Of \$1,146,859.84 For Bid Support, Pre-Construction Assistance, Construction Management, And Testing Services For The Quiet Zone Safety Engineering Measures Project, (CIP No. 19475008). (Mohamed Alaoui / Ryan O'Connell)

Attachments: [Staff Report](#)
[Professional Services Contract - Original](#)
[Draft Resolution](#)
[1st Amendment Contract - Zephyr Rail](#)
[APPROVED Resolution No. 24-31](#)

A motion was made to approve this Resolution.

Enactment No: Reso No. 24-31

10.7. [ID-2024-095](#) Protecting Pollinators Ordinances: (John Kennedy / Christie Crowl)

Attachments: [Staff Report](#)

[Attachment A - February 20, 2024 Staff Report](#)

- 10.7.1. [ID-2024-096](#)** Second Reading And Adoption Of An Ordinance Of The City Council Of The City Of Emeryville Adding Chapter 16, (“Prohibiting The Use Of Neonicotinoids And Rodenticides On City-Owned, Managed And Leased Property Except For The Use Of Rodenticides In City Parks”), To Title 6 Of The Emeryville Municipal Code; And Authorizing The City Manager To Take Actions Related To Implementation And Enforcement; CEQA Determination: Exempt Pursuant To Guideline Section 15061(b)(3)

Attachments: [Draft Ordinance](#)

[APPROVED Ordinance No. 24-002](#)

A motion was made to approve this Ordinance.

Enactment No: Ord No. 24-002

- 10.7.2. [ID-2024-097](#)** Second Reading And Adoption Of An Ordinance Of The City Council Of The City Of Emeryville Adding Section 9-4.503(j) (“Prohibiting The Installation Of Turf In New Development”) To The Emeryville Municipal Code And Amending Sections 9-4.303(b) (5a), 9-4.503, And 9-8.212 Title 9 (“Open Space Standards: Public Park Requirements”, “Landscaping And Screening: General Provisions”, And “General Definitions: L Terms”) And Section 6-10.02 (“Nuisances: Weeds”) Of The Emeryville Municipal Code; CEQA Determination: Exempt Pursuant To Guidelines Section 15061(b)(3)

Attachments: [Draft Ordinance](#)

[APPROVED Ordinance No. 24-003](#)

A motion was made to approve this Ordinance.

Enactment No: Ord No. 24-003

- 10.8. [ID-2024-108](#)** Resolution Of The City Council Of The City Of Emeryville Approving The California Department Of Tax And Fee Administration (CDTFA) Notice Of Determination For The South Bayfront Pedestrian Bridge Project For An Amount Not To Exceed Ninety-Six Thousand Two Hundred Ninety-Seven And Thirty Cents (\$96,297.30) And Authorize The City Manager To Make Payment From Fund 237-1647500. (Paul Buddenhagen / Pedro Jimenez)

Attachments: [Staff Report](#)
[City of Emeryville Determination](#)
[CDTFA- Notice of Determination Waste Generation Fees Horton Landing- Site A](#)
[Draft Resolution](#)
[APPROVED Resolution No. 24-32](#)

A motion was made to approve this Resolution.

Enactment No: Reso No. 24-32

- 10.9.** [ID-2024-110](#) Resolution Of The City Council Of The City Of Emeryville Approving And Adopting A Memorandum Of Understanding With The Confidential Administrative Managerial (CAMP) Professional Authorizing The City Manager To Execute The Memorandum Of Understanding And Approving An Amendment To The City's Classification And Compensation Plan In Conformance With California Code Of Regulations, Title 2, Section 570.5. (Lilybell Nakamura)
(In Conjunction With MESA Item 6.1)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[CAMP MOU w/ Tracked Changes](#)
[CAMP MOU Clean](#)
[APPROVED Resolution No. 24-33](#)

A motion was made to approve this Resolution.

Enactment No: Reso No. 24-33

- 11. PUBLIC HEARINGS**
- 12. ACTION ITEMS**
- 13. DEPARTMENT HEAD REPORTS**
- 14. FUTURE AGENDA ITEM REQUESTS FROM COUNCIL MEMBERS**
- 15. ADJOURNMENT**

The meeting adjourned at 8:38 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