



CITY OF EMERYVILLE

AGENDA

City Council

Emeryville City Hall
1333 Park Avenue
Emeryville, CA 94608
(510) 596-4300 phone
(510) 450-7831 fax
www.emeryville.org

Members:

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

Tuesday, January 16, 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-2018-014](#) Presentation: Overview Of East Bay Community Energy (EBCE) Alameda County Community Governed Power Supplier. (Council Member Dianne Martinez)

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-2018-019](#) Warrants. (Susan Hsieh)

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

- 10.2. [ID-2018-002](#) Action Minutes of the December 19, 2017 Emeryville City Council Special Closed Session Meeting. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.3. [ID-2018-003](#) Action Minutes of the December 19, 2017 Emeryville City Council Special Study Session. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.4. [ID-2018-005](#) Action Minutes of the December 19, 2017 Emeryville City Council Meeting. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.5. [ID-2018-020](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Execute Amendment No. 2 To The Professional Services Agreement With Biggs Cardosa Associates Inc. For The Design Update Of The South Bayfront Pedestrian Bicycle Bridge, CIP# 16475006 Extending the Termination Date to March 31, 2018 (Andrew Clough / Todd Teachout)
Attachments: [Staff Report](#)
[Proposed Resolution](#)
[PSA Amendment No. 2](#)
[PSA Original with Attachments](#)
[PSA Amend 1](#)
[APPROVED Resolution No. 18-01](#)
- 10.6. [ID-2018-021](#) Second Reading Of An Ordinance Of The City Council Of The City Of Emeryville Amending Public Safety Regulations In Title 4 Of The Emeryville Municipal Code Regarding Speed Limits (CEQA Status: Exempt Pursuant To State CEQA Guidelines Section 15061(b)(3)) (Andrew Clough / Ryan O'Connell)
Attachments: [Staff Report](#)
[Proposed Ordinance](#)
[Exhibit A](#)
[Exhibit B](#)
[APPROVED Ordinance No. 18-001](#)
- 10.7. [ID-2018-022](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To File An Application For SB 1 Transportation Corridors Enhancement Program Funding Assigned To The Metropolitan Transportation Commission, Committing Any Necessary Matching Funds, And Assuring Completion Of The Quiet Zones On 65th

Street, 66th Street, And 67th Street Project (Andrew Clough / Ryan O'Connell)

Attachments: [Staff Report](#)

[Proposed Resolution](#)

[Exhibit A](#)

[APPROVED Resolution No. 18-02](#)

- 10.8.** [ID-2018-023](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Enter Into A Professional Services Agreement With The Safe Transportation Research And Education Center (SafeTREC) In The Amount Of \$81,877.00 To Perform A Pedestrian And Bicycle Safety Evaluation At Selected Emeryville Intersections. (Andrew Clough / Nancy Humphrey)

Attachments: [Staff Report](#)

[Proposed Resolution](#)

[Contract](#)

[Proposal](#)

[APPROVED Resolution No. 18-03](#)

11. PUBLIC HEARINGS

- 11.1.** [ID-2018-024](#) Resolution Of The City Council Of The City Of Emeryville Granting A Waiver From The Noise Ordinance To DPR Construction For Crane Work In The Public Right-Of-Way On Saturday, January 20, 2018; Saturday, January 27, 2018; Saturday, February 10, 2018; And Saturday, February 24, 2018 Between The Hours Of 9:00 A.M. And 5:00 P.M. At The EmeryStation West/Transit Center Project Located At 5959 Horton Street (APN: 49-1489-15) (CEQA Status: Exempt Pursuant To State CEQA Guidelines Section 15061(b)(3)) (Charles S. Bryant / Navarre Oaks)

Attachments: [Staff Report](#)

[Proposed Resolution](#)

[Exhibit A - Applicant Request Letter](#)

[APPROVED Resolution No. 18-04](#)

- 11.2.** [ID-2018-025](#) Resolution Of The City Council Of The City Of Emeryville Granting A Waiver From The Noise Ordinance To Arrow Sign Company On Saturday, February 3, 2018 Between The Hours Of 6:00 A.M. And 5:00 P.M. For Removal Of The Art.com Signs At 2100 Powell Street (APN: 49-1495-9) (CEQA Status: Exempt Pursuant To State CEQA Guidelines Section 15061(b)(3)) (Charles S. Bryant / Navarre Oaks)

Attachments: [Staff Report](#)
[Proposed Resolution](#)
[Exhibit A - Applicant Request Letter](#)
[APPROVED Resolution No. 18-05](#)

12. ACTION ITEMS

- 12.1. [ID-2018-026](#) Update Of City Noise Ordinance (Charles S. Bryant / Miroo Desai)

Attachments: [Staff Report](#)
[Attachment 1 - Existing Noise Ordinance](#)
[Attachment 2 - Existing Performance Standards](#)
[Attachment 3 - Emeryville General Plan Noise Provisions](#)
[Attachment 4 - Staff Report from February 16, 2016 City Council study session](#)
[Attachment 5 - ESA Report dated December 7, 2017](#)
[Attachment 6 - Email from Watergate resident Joe Lutz, December 14, 2017](#)
[PUBLIC COMMENT: Lutz Joe.Email.01/16/18](#)

- 12.2. [ID-2018-027](#) Resolution Of The City Council Of The City Of Emeryville Accepting As Complete *Shellmound Gateway*, A Public Art Installation By Rosario Marquardt And Roberto Behar Of R&R Studios, Located On Shellmound Street Under The Powell Street Bridge (Charles S. Bryant / Chadrick Smalley / Amber Evans)

Attachments: [Staff Report](#)
[Proposed Resolution](#)
[Exhibit A - Image of Completed Work](#)
[APPROVED Resolution No. 18-06](#)

- 12.3. [ID-2018-028](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The Contribution Of \$5,000 Toward The Cost Of A Health Impact Assessment (HIA) Related To The Imminent Closure Of Alta Bates Hospital (Council Member Scott Donahue / Sheri Hartz)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[APPROVED Resolution No. 18-07](#)

- 12.4. [ID-2018-009](#) Update On Potential Bond Measures For The June 2018 Election (Susan Hsieh / Michael Guina / Sheri Hartz)

Attachments: [Staff Report](#)

13. DEPARTMENT HEAD REPORTS

14. FUTURE AGENDA ITEM REQUESTS FROM COUNCIL MEMBERS

15. ADJOURNMENT

16. LIST OF UPCOMING SIGNIFICANT AGENDA ITEMS

- 16.1. [ID-2018-010](#) **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.

February 6, 2018 Regular City Council Meeting

- Special Orders: Black History Month Recognition
- Public Hearing: Sherwin Williams Park and Rec Impact Fee Credit Request
- Public Hearing: Reauthorization of Sport Fishing Concession
- Annual Council Goal Setting
- Ordinance Introduction: Car Share Ordinance
- Greenway Mural Artist Selection
- Sherwin Williams Park Improvement Agreement

February 20, 2018 Regular City Council Meeting

- Community Advisory Committee Reports, Pt. 1
 - Commission on Aging
 - Public Art
 - Budget Advisory
 - Economic Development Advisory
- Smoking Ordinance Amendment
- Resolution Calling Election - Ballot Measure June 2018

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 FEBRUARY 6, 2018, AT EMERYVILLE CITY HALL, COUNCIL CHAMBERS, 1333 PARK AVENUE, EMERYVILLE, CA 94608