



CITY OF EMERYVILLE
AGENDA
City Council

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

Members:

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

Tuesday, April 16, 2019

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**
- 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-2019-155](#) Warrants. (Susan Hsieh)**

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

- 10.2.** [ID-2019-158](#) Action Minutes of the April 2, 2019 Emeryville City Council Special Closed Session. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.3.** [ID-2019-160](#) Action Minutes of the April 2, 2019 Emeryville City Council Regular Meeting. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.4.** [ID-2019-153](#) Resolution Of The City Council Of The City of Emeryville Authorizing Expenditure in Excess of \$45,000 for the Legal Services Provided by Jarvis Fay & Gibson, LLP. (Andrea Visveshwara / Michael Guina)
Attachments: [Staff Report](#)
 [Draft Resolution](#)
 [APPROVED Resolution No. 19-35](#)
- 10.5.** [ID-2019-147](#) Resolution Of The City Council Of The City Of Emeryville Approving The Scope Of Work For And Authorizing The City Engineer To Advertise For Public Bids For The 40th Street/San Pablo Avenue Median Rehabilitation Project, Project No. EPW 105-18, CIP No. 16475033; CEQA Determination: Exempt Pursuant To 15301(c). (Andrew Clough / Michael Roberts)
Attachments: [Staff Report](#)
 [Draft Resolution](#)
 [Exhibit A - Project Map](#)
 [APPROVED Resolution No. 19-36](#)
- 10.6.** [ID-2019-150](#) Resolution Of The City Council Of The City Of Emeryville Approving The Proposed SB 1 Project List And Appropriation For Fiscal Year 2019-2020. (Andrew Clough / Ryan O'Connell)
Attachments: [Staff Report](#)
 [Draft Resolution](#)
 [Exhibit A - 2019-2020 SB1 Project List](#)
 [APPROVED Resolution No. 19-37](#)

11. PUBLIC HEARINGS

- 11.1. [ID-2019-148](#) Resolution Of The City Council Of The City Of Emeryville Granting A Waiver From The Noise Ordinance To King Crane Service For Work On Any Single Saturday From April 27, 2019 Through May 18, 2019 Between The Hours Of 9:00 A.M. And 9:00 P.M. For Two Cranes To Remove And Replace 18 Rooftop Air Handling Units At 1400 65th Street (APN: 49-1510-3-1) (CEQA Status: Exempt Pursuant To State CEQA Guidelines Section 15061(b)(3)). (Charles S. Bryant / Navarre Oaks)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[Exhibit A - Applicant Request Letter](#)
[APPROVED Resolution No. 19-38](#)

- 11.2. [ID-2019-146](#) Resolution Of The City Council Of The City Of Emeryville Establishing Updated Development Impact Fees For Fiscal Year 2019-2020. (Charles S. Bryant)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[Exhibit A - Development Impact Fees FY19-20](#)
[APPROVED Resolution No. 19-39](#)

- 11.3. [ID-2019-096](#) Resolution Of The City Council Of The City Of Emeryville Amending The City Of Emeryville Master Fee Schedule For Fiscal Year 2018-2019 Regarding Dockless Shared Mobility Systems. (Andrew Clough / Nancy Humphrey)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[Exhibit A - 2019 Costs for Dockless Shared Mobility](#)
[APPROVED Resolution No. 19-40](#)

12. ACTION ITEMS

- 12.1. [ID-2019-145](#) Resolution Of The City Council Of The City Of Emeryville Appointing _____ And _____ As Residents To Serve On The Emeryville Transportation Management Association For Terms Commencing May 1, 2019, And Ending April 30, 2022; And Amending The 2019 City Roster Of County, Regional And Statewide Bodies Accordingly. (Sheri Hartz / Lorrayne Leong)

Attachments: [Staff Report](#)

[Draft Resolution](#)

[Emeryville Transportation Management Association Roster](#)

[Applicant: Elizabeth Cooley](#)

[Applicant: Robert Lee](#)

[APPROVED Resolution No. 19-41](#)

- 12.2. [ID-2019-151](#) Resolution Of The City Council Of The City Of Emeryville Adopting The Community Grant Sub Committee Recommendations To Select Kala Art Institute, Lead Artist Praba Pilar, New Arts Foundation, Friends of Golden Gate Library, Emeryville Historical Society, California Poets in the Schools, Inc., Scientific Adventures for Girls, Head Over Heels Athletic for Art, Berkeley FILM Foundation, The Oakland Public Education Foundation, Same Boat Theater Collective And The Oakland Ballet Company As The Recipients For The Emeryville Community Grant Program. (Pedro Jimenez)

Attachments: [Staff Report](#)

[Draft Resolution](#)

[Community Grants Applications 2019](#)

[Applicant Materials – Complete](#)

[Community Grant Applicants Spreadsheet](#)

[Late Correspondence - Friends of Emeryville Senior Center](#)

[Late Correspondence - Benjamin Yee](#)

[Late Correspondence - Mary Farrell](#)

[Late Correspondence - Marilyn Fulrath](#)

[Late Correspondence - Mark D. Zimmerman](#)

[Late Correspondence - Oakland Public Library - Golden Gate Branch Library](#)

[Late Correspondence - Dean Santner Design](#)

[Late Correspondence - Nora Davis](#)

[Late Correspondence - Ken Schmier](#)

[Late Correspondence - Iliana Morton](#)

[APPROVED Resolution No. 19-42](#)

- 12.3.** [ID-2019-161](#) Resolution of the City Council of the City of Emeryville Authorizing the City Manager to Execute a Parking and Construction License with LMV II Emeryville Holdings, LP for APN 049-1557-003. (Andrew Clough / Andrea Visveshwara)

Attachments: [Staff Report](#)

[Draft Resolution](#)

[Proposed Parking and Construction License](#)

[APPROVED Resolution No. 19-43](#)

13. DEPARTMENT HEAD REPORTS

14. FUTURE AGENDA ITEM REQUESTS FROM COUNCIL MEMBERS

15. ADJOURNMENT

LIST OF UPCOMING SIGNIFICANT AGENDA ITEMS[ID-2019-163](#)

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.

May 7, 2019 City Council Meeting

- Public Hearing: Ordinance 1st Reading SW PUD Amendment, Horton Street Trees
- Public Hearing: Planning Regulations Amendment for R&D in Mixed-Use Residential ("MUR") Zone
- CIP Budget Discussion
- Labor Standards Annual Report/Business Survey

May 21, 2019 City Council Meeting

- Special Council Meeting: FY 2019/20 & 2020/21 Proposed Budget Presentation
- Potential Other Items - to be determined

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

www.emeryville.org/88/Video-Agendas-Reports-Minutes-Archive.

THE NEXT REGULAR MEETING WILL BE ON MAY 7, 2019, AT EMERYVILLE CITY HALL, COUNCIL CHAMBERS, 1333 PARK AVENUE, EMERYVILLE, CA 94608