



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

Tuesday, October 15, 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.

PLEASE NOTE: Council Member Donahue will participate in the meeting via teleconference from the site listed below. The meeting agenda will be posted at the teleconference site and the site is accessible to the public. Anyone wishing to address the Council from the teleconference site will be provided with an opportunity to do so.

Location:

**48 Old County Road
Sedgwick, ME 04676
(510) 435-186**

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**
[ID-2019-487](#) Presentation: Introduction of K-9 Officers
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-2019-483](#) Warrants. (Susan Hsieh)
Attachments: [Staff Report](#)
[Wire Transfers](#)
[Check Register](#)
 - 10.2. [ID-2019-478](#) Action Minutes of the October 1, 2019 Emeryville City Council Special Closed Session. (Sheri Hartz)
Attachments: [Action Minutes](#)
 - 10.3. [ID-2019-479](#) Action Minutes of the October 1, 2019 Emeryville City Council Special Study Session. (Sheri Hartz)
Attachments: [Action Minutes](#)
 - 10.4. [ID-2019-481](#) Action Minutes of the October 1, 2019 Emeryville City Council Regular Meeting. (Sheri Hartz)
Attachments: [Action Minutes](#)

- 10.5.** [ID-2019-489](#) Resolution Of The City Council Of The City Of Emeryville Approving A Memorandum Of Understanding Between the Management Of Emeryville Services Authority And The Service Employees International Union, Local 1021 (SEIU) With A Term Effective July 1, 2019 Through June 30, 2021. (George Ramirez, IEDA)

(In Conjunction with MESA Special Meeting Agenda Item 6.1)

Attachments: [Staff Report](#)
 [Draft Resolution \(City Council\)](#)
 [Final MOU with SEIU](#)
 [APPROVED Resolution No. 19-143](#)

- 10.6.** [ID-2019-476](#) Resolution Of The City Council Of The City of Emeryville Accepting The Highest And Best Use Of Curb Toolkit And Directing Staff To Consider The Toolkit When Reviewing Streetscape Projects And Conditions Of Approval Of Private Development Projects. (Charles S. Bryant / Chadrick Smalley / Amber Evans)

Attachments: [Staff Report](#)
 [Attachment 1 - Toolkit](#)
 [Attachment 2 - Flexible Curb](#)
 [Attachment 3 - Case Study Applying the Toolkit](#)
 [Draft Resolution](#)
 [APPROVED Resolution No. 19-144](#)

- 10.7.** [ID-2019-486](#) Ordinance Of The City Council Of The City Of Emeryville Adopting An Amendment To The Sherwin Williams Planned Unit Development/ Preliminary Development Plan (PUD/PDP) To Allow The Removal Of Street Trees On The West Side Of Horton Street (CEQA Determination: Environmental Impact Report for Sherwin Williams Project PUD Certified By City Council on September 6, 2016). (Charles S. Bryant / Miroo Desai)

Attachments: [Staff Report](#)
 [Attachment 1 - Staff Report from September 17, 2019](#)
 [Proposed Ordinance](#)
 [Exhibit A - Conditions of Approval](#)
 [Exhibit B - Amended Landscape Plan 9-17-19](#)
 [APPROVED Ordinance No. 19-011](#)

11. PUBLIC HEARINGS

12. ACTION ITEMS

- 12.1.** [ID-2019-477](#) Resolution Of The City Council Of The City Of Emeryville Approving The Purchase Of Art Work For The City's Annual Purchase Award Program Entitled "Betty, Dave, Myra, and Ruth" By Emeryville Artist Susan Avila With Funding Of Up To \$8,600 From The Public Art Fund (Fund 243) For The Purchase And Installation Of The Art Work (Charles S. Bryant / Chadrick Smalley / Amber Evans)

Attachments: [Staff Report](#)

[Attachment 1 - Art Work Images](#)

[Attachment 2 - Artist Biographies](#)

[Draft Resolution](#)

[APPROVED Resolution No. 19-145](#)

- 12.2.** [ID-2019-490](#) Consideration Of Terms Of A Proposed Franchise Agreement Extension With Waste Management Of Alameda County (WMAC) For Solid Waste Disposal Services For The Term Starting January 1, 2021. (Christine Daniel)

Attachments: [Staff Report](#)

- 12.3.** [ID-2019-485](#) Resolution Of The City Council Of The City Of Emeryville Amending The Membership Composition Of The Parks And Recreation Committee; And Amending The FY2019-20 Local Roster Of Boards, Commissions And Committees Accordingly. (Sheri Hartz / Lorraine Leong)

Attachments: [Staff Report](#)

[Draft Resolution](#)

[Proposed Roster](#)

[APPROVED Resolution No. 19-146](#)

13. DEPARTMENT HEAD REPORTS**14. FUTURE AGENDA ITEM REQUESTS FROM COUNCIL MEMBERS****15. ADJOURNMENT**

LIST OF UPCOMING SIGNIFICANT AGENDA ITEMS

[ID-2019-482](#) **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.

October 29, 2019 City Council Special Meeting

- Study Session: Discuss Poll Results and Provide Direction on Ballot Measure

November 5, 2019 City Council Meeting

- Study Session: Bird Friendly Design Standards
- Public Hearing: Marketplace Parcel B Appeal
- Approve Ballot Measure Language for March 2020
- Facade Grant Awards

November 19, 2019 City Council Meeting

- Public Hearing: Introduction of Ordinance to Amend Planning Regulations/Parking Minimums
- Public Hearing: Introduction of Ordinance - Parking Meter/Car Share
- Resolution Calling March 3, 2020 Election and Approving Final Ballot Language
- Economic Development Strategy Update
- Facade Grant Awards, Round 2
- Parking Contracts (Installation and Enforcement)
- Introduction of Ordinance - 2019 Building and Fire Codes

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 NOVEMBER 5, 2019, AT EMERYVILLE CITY HALL, COUNCIL CHAMBERS, 1333 PARK AVENUE, EMERYVILLE, CA 94608