



CITY OF EMERYVILLE

AGENDA

City Council

Emeryville City Hall
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Emeryville, CA 94608
(510) 596-4300 phone
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Members:

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

-AMENDED-

Tuesday, February 4, 2020

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-2020-041](#) Proclamation: Eating Disorders Awareness Week 2020
- 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-2020-038](#) Warrants. (Susan Hsieh)
Attachments: [Staff Report](#)
[Wire Transfers](#)
[Check Register](#)
- 10.2. [ID-2020-030](#) Action Minutes of the January 21, 2020 Emeryville City Council / Successor Agency Special Closed Session. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.3. [ID-2020-031](#) Action Minutes of the January 21, 2020 Emeryville City Council Special Study Session. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.4. [ID-2020-033](#) Action Minutes of the January 21, 2020 Emeryville City Council Regular Meeting. (Sheri Hartz)
Attachments: [Action Minutes](#)
- 10.5. [ID-2020-029](#) Resolution Of The City Council Of The City of Emeryville Appropriating Two Thousand Five Hundred Dollars (\$2,500) From The Measure BB Bicycle/Pedestrian Fund 264 For 2020 Bike To Work Day (BTWD) Sponsorship. (Christine Daniel / Nancy Humphrey / Marcy Greenhut)
Attachments: [Staff Report](#)
[Draft Resolution](#)
[Sponsorship Information 2020](#)
[APPROVED Resolution No. 20-04](#)
- 10.6. [ID-2020-036](#) Resolution Of The City Council Of The City Of Emeryville In Support Of A Bus-Only Transit Lane on the Bay Bridge. (Christine Daniel)
Attachments: [Staff Report](#)
[Draft Resolution](#)
[APPROVED Resolution No. 20-05](#)

11. PUBLIC HEARINGS

- 11.1. [ID-2020-037](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The Chief Of Police To Issue An Annual Cabaret License To Public Market. (Chief Tejada)

Attachments: [Staff Report](#)
[Public Market Application](#)
[Draft Resolution](#)
[Exhibit A Conditions of Approval](#)
[APPROVED Resolution No. 20-06](#)

12. ACTION ITEMS

- 12.1. [ID-2020-005](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Execute An Agreement To Provide Parking Technology And Related Services With IPS Group, Inc., In An Amount Not To Exceed \$1,468,483 In Fiscal Year 2019-20, And For Services Not To Exceed \$416,395 In Fiscal Year 2020-21, \$428,887 In Fiscal Year 2021-22, \$441,753 In Fiscal Year 2022-23, And \$455,006 In Fiscal Year 2023-24, For A Total Contract Amount Not To Exceed \$3,210,524, For Implementation Of Paid Parking In The North Hollis And Triangle Commercial Areas. (Charles S. Bryant / Chadrick Smalley / Amber Evans)

Attachments: [Staff Report](#)
[Draft Resolution](#)
[Exhibit A - Draft Contract](#)
[Late Correspondence - Nick Kister](#)
[Late Correspondence - Scott Eaton](#)
[APPROVED Resolution No. 20-07](#)

- 12.2. [ID-2020-007](#) Implementation of Emeryville Paid Parking Framework (Charles S. Bryant / Chadrick Smalley / Amber Evans)

Attachments: [Staff Report](#)
[Staff Report Re: Revisions](#)
[Late Correspondence - Townhouse Bar & Grill Staff](#)
[Late Correspondence - Evan Lovett-Harris](#)
[Late Correspondence - Nick Kister](#)
[Late Correspondence - Albert Repola](#)
[Late Correspondence - Scott Eaton](#)
[Late Correspondence - Betsy Cooley](#)

- 12.2.1** [ID-2020-008](#) Introduction And First Reading Of An Ordinance Of The City Council Of The City Of Emeryville Repealing Sections 4-9.02 Through 4-9.14 Of Chapter 9 Of Title 4 Of The Emeryville Municipal Code Pertaining To Parking Meters, And Adding Chapter 10 To Title 4 Of The Emeryville Municipal Code, Entitled "Parking Meters" (CEQA Determination: Exempt Pursuant To CEQA Guidelines Section 15301(c))
Attachments: [Draft Ordinance](#)
- 12.2.2** [ID-2020-009](#) Resolution Of The City Council Of The City Of Emeryville Establishing Parking Meter Rates And Locations In The North Hollis And Triangle Parking Meter Zones And Authorizing Issuance Of Preferential Parking Permits To Employees Of The Emery Unified School District And The City Of Emeryville (CEQA Determination: Exempt Pursuant To State CEQA Guidelines Section 15301(c))
Attachments: [Draft Resolution](#)
 [APPROVED Resolution No. 20-08](#)
- 12.3.** [ID-2020-040](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Execute, With Adjusted Terms, An Extension Of The Collection Service Agreement For Solid Waste Services Executed Between The City Of Emeryville And Waste Management Of Alameda County, Inc., Dated February 1, 2011 For An Additional Ten (10) Years From January 1, 2021 To December 31, 2030. (Christine Daniel / Nancy Humphrey)
Attachments: [Staff Report](#)
 [Draft Resolution](#)
 [Amendment to Agreement](#)
 [Rate Sheet](#)
 [Contamination Notification and Surcharge Protocol](#)
 [APPROVED Resolution No. 20-09](#)
- 12.4.** [ID-2020-034](#) Resolution Of The City Council Of The City Of Emeryville Declaring A State Of Urgent Action With Regard To Bicycle And Pedestrian Safety In The City And Directing The City Manager To Undertake Certain Actions. (Christine Daniel / Ryan O'Connell)
Attachments: [Staff Report](#)
 [Draft Resolution](#)
 [APPROVED Resolution No. 20-10](#)

13. DEPARTMENT HEAD REPORTS

13.1. [ID-2020-028](#) Planning Director's report on Planning Commission actions at the January 23, 2020 meeting:

- (a) Ohana Cannabis Retail Dispensary and Restaurant. Study session on a proposal to relocate the existing Ohana retail cannabis dispensary at 5745 Peladeau Street (previously known as East Bay Therapeutics) to 5768 Peladeau Street currently occupied by Broken Rack Sports Bar and Billiards. The applicant seeks to occupy a portion of the building with the relocated cannabis dispensary with the remaining area to be run as a restaurant.
- (b) Public Market Master Sign Program. Study session on a proposed Master Sign Program for the Public Market along Shellmound Street between Shellmound Way and 63rd Street, including adjacent portions of 62nd Street and an interior courtyard.
- (c) Hilton Garden Inn Appeal. Public hearing on an appeal of the Community Development Director's approval of a Minor Conditional Use Permit to convert existing storage and meeting rooms on the top floor of an existing hotel at 1800 Powell Street into 23 new guest rooms and to convert storage on the second floor into two new guest rooms.
- (d) Public Storage Signs and Façade. Consideration of a Major Design Review Permit for new signs and exterior paint at an existing personal storage facility at 6501 Shellmound Street.

The packet for the January 23, 2020 Planning Commission meeting can be viewed online at <http://ca-emeryville.civicplus.com/Archive.aspx?AMID=43&Type=Recent>

14. FUTURE AGENDA ITEM REQUESTS FROM COUNCIL MEMBERS

15. ADJOURNMENT

THE NEXT REGULAR MEETING WILL BE ON FEBRUARY 18, 2020, AT EMERYVILLE CITY HALL, COUNCIL CHAMBERS, 1333 PARK AVENUE, EMERYVILLE, CA 94608

LIST OF UPCOMING SIGNIFICANT AGENDA ITEMS

[ID-2020-044](#) **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 18, 2020 City Council Meeting

Second Reading: Parking Meter Ordinance
Berkeley Food and Housing Contract Extension
EKI Contract Amendment for South Bayfront Bridge

March 3, 2020 City Council Meeting

Advisory Committee Appointments: B/PAC, Budget Advisory,
Commission on Aging, Parks & Rec, Planning Commission
Committee Annual Reports: Budget Advisory, Commission on
Aging, Economic Development, Public Art
One-Way Car/Moped Share Ordinance
Art Center Lease Disposition and Development Agreement
40th Street Redesign Final Design Package Approval

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

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