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## CITY OF EMERYVILLE

### ACTION MINUTES

#### City Council

##### Members:

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

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Tuesday, October 17, 2017

7:16 PM

Council Chambers

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#### 1. CALL TO ORDER AND COUNCIL MEMBER OATH AND SONG

The meeting was called to order at 7:27 p.m.

#### 2. ROLL CALL

**Present:** 5 - Mayor Scott Donahue  
Vice Mayor John J. Bauters  
Council Member Dianne Martinez  
Council Member Ally Medina  
Council Member Christian R. Patz

#### 3. APPROVAL OF FINAL AGENDA

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

**Ayes:** 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

#### 4. SPECIAL ORDERS OF THE DAY

- 4.1. [ID-2017-672](#) Proclamation Of The City Council Of The City Of Emeryville Recognizing October 22 - 28, 2017 As National Lead Poisoning Prevention Week.

Mayor Scott Donahue read the proclamation aloud. Dale Hagen, Housing Programs Director from Alameda County, was present to receive the proclamation and make brief comments.

- 4.2. [ID-2017-673](#) Presentation To The City Council Regarding 2-1-1's Role In Disaster Preparedness And Response (Cindy Montero)

Alison DeJung, Executive Director for Eden I&R 2-1-1, gave the

presentation and responded to Council questions.

## 5. ANNOUNCEMENT OF COMMISSION / COMMITTEE VACANCIES

City Clerk Sheri Hartz reported on the current vacancies on Community Advisory Committees, and briefed the Council on an upcoming agenda item.

## 6. COUNCIL MEMBER SPECIAL ANNOUNCEMENTS

Council Member Ally Medina reported that SB 687 had been vetoed, so there was no support for keeping Alta Bates Hospital open, but stated that she would continue to track the situation.

Council Member Dianne Martinez announced the upcoming Harvest Festival to be held at ECCL.

## 7. PUBLIC COMMENT FOR CONSENT AGENDA / ITEMS NOT ON THE AGENDA

Sharon Wilchar spoke regarding the 31st Annual Emeryville Celebration of the Arts, reporting that opening night was wonderful and the exhibit was open for viewing.

## 8. CITY MANAGER'S REPORT

City Manager Carolyn Lehr announced the Pink Patch Project in support of breast cancer awareness, and turned it over to Chief Tejada to provide details.

## 9. EX PARTE COMMUNICATIONS

All Council Members reported having received an email from Rich Robbins regarding Agenda Item 12.3.

## 10. CONSENT ITEMS

### *Approval of the Consent Agenda*

**A motion was made by Council Member Medina, seconded by Council Member Patz, to approve the Consent Agenda. The motion carried by the following vote:**

**Ayes:** 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

10.1. [ID-2017-665](#) Warrants. (Susan Hsieh)

**A motion was made to accept this Informational Report.**

10.2. [ID-2017-645](#) Action Minutes of the October 3, 2017 City Council Special Closed Session. (Sheri Hartz)

**A motion was made to approve the Minutes.**

- 10.3. [ID-2017-646](#) Action Minutes of the October 3, 2017 City Council Special Study Session. (Sheri Hartz)

**A motion was made to approve the Minutes.**

- 10.4. [ID-2017-648](#) Action Minutes of the October 3, 2017 Emeryville City Council Meeting. (Sheri Hartz)

**A motion was made to approve the Minutes.**

- 10.5. [ID-2017-657](#) Resolution Of The City Council Of The City Of Emeryville Adopting Regulations Pursuant To Section 5-39.09(a) Of The Emeryville Municipal Code To Implement Fair Workweek Employment Standards (Charles S. Bryant / Chadrick Smalley / April Shabazz)

**A motion was made to approve this Resolution.**

Enactment No: 17-160

- 10.6. [ID-2017-641](#) Second Reading Of An Ordinance Of The City Council Of The City Of Emeryville's Amending Chapter 39 Of Title 5 Of The Emeryville Municipal Code, "Fair Workweek Employment Standards" (CEQA Determination: Exempt Pursuant To CEQA Guidelines 15061(b) (3) And 15378(b)(2)) (Charles S. Bryant / Chadrick Smalley / April Shabazz)

**A motion was made to approve the second reading and adoption of this Ordinance.**

Enactment No: 17-013

- 10.7. [ID-2017-633](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Enter Into A Professional Services Agreement With S & C Engineers In An Amount Not To Exceed \$2,568,630.45 For Construction Management And Inspection Services For The South Bayfront Bridge/Horton Landing Park Project, CIP No. 16475006. (Andrew Clough / Todd Teachout)

**A motion was made to approve this Resolution.**

Enactment No: 17-161

- 10.8. [ID-2017-656](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Designate Child Development Managers Lois Porter And Susan Stevenson As The Official Contacts For The Emeryville Child Development Center As Required By The State Of California Department Of Social Services, Community Care Licensing (Pedro Jimenez)

**A motion was made to approve this Resolution.**

Enactment No: 17-162

## 11. PUBLIC HEARINGS

There were no Public Hearings listed.

## 12. ACTION ITEMS

- 12.1. [ID-2017-636](#) Homeless Services (Charles S. Bryant / Chadrick Smalley / Catherine Firpo)

Housing Coordinator Catherine Firpo gave the staff presentation and responded to Council questions.

### PUBLIC COMMENT

1. Andre Carpiaux inquired as to the costs of the proposed programs.

In response to Council questions, Jamie Hiteshew, Senior Housing Manager with BRIDGE Housing and Berkeley Food and Housing, provided details on the Men's Shelter program and Veteran's Transitional Housing project.

Terry Light, Berkeley Food and Housing, spoke to the veteran's services that were planned.

### PUBLIC COMMENT (continued)

1. Andre Carpiaux asked for clarification on the costs for the project.
2. Traci Young thanked the Council and commented on Emeryville's homeless population.

- 12.1.1 [ID-2017-637](#) Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Enter Into A Memorandum Of Understanding With The City Of Oakland For The Operation Of The North County Family Coordinated Entry System In The Cities Of Oakland, Berkeley, Albany And Emeryville For The Period October 2, 2017 Through June 30, 2018 In An Amount Not To Exceed \$25,000

**A motion was made by Council Member Patz, seconded by Vice Mayor Bauters, to approve this Resolution. The motion carried by the following vote:**

**Ayes:** 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

Enactment No: 17-163

- 12.1.2**     [ID-2017-638](#)     Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Amend The Professional Services Agreement With The Berkeley Food And Housing Project To Increase The Amount Of Funding By \$23,919, From \$36,081, To An Amount Not To Exceed \$60,000 And To Amend The Scope Of Work And Extend The Term Of The Contract Until June 30, 2018

**A motion was made by Council Member Martinez, seconded by Council Member Medina, to approve this Resolution. The motion carried by the following vote:**

**Ayes:** 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

Enactment No: 17-164

- 12.1.3**     [ID-2017-639](#)     Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Enter Into A Memorandum Of Understanding With The City Of Oakland For The Operation Of A Winter Shelter In The City Of Oakland For The Accommodation Of Up To 100 Persons For The Period Of November 14, 2017 Through April 17, 2018 In An Amount Not To Exceed \$15,000

**A motion was made by Vice Mayor Bauters, seconded by Council Member Patz, to approve this Resolution. The motion carried by the following vote:**

**Ayes:** 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

Enactment No: 17-165

- 12.2.**     [ID-2017-640](#)     Approval Of Transportation Committee Recommendation For A Bike Share Station Location On 47th Street East Of San Pablo Avenue (CEQA Status: Exempt Pursuant To State CEQA Guidelines Section 15301(c)) (Charles S. Bryant / Navarre Oaks)

Assistant Planner Navarre Oaks gave the staff presentation and responded to Council questions.

#### PUBLIC COMMENT

1. Andre Carpiaux inquired whether the bike share program was a success.

**A motion was made by Council Member Medina, seconded by Council Member Patz, to approve this Other Item. The motion carried by the following vote:**

**Ayes:** 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

- 12.3.**     [ID-2017-643](#)     Resolution Of The City Council Of The City Of Emeryville Adopting The City Of Emeryville Economic Development Strategy (Charles S. Bryant / Chadrick Smalley)

Economic Development and Housing Manager Chadrick Smalley gave the staff presentation and responded to Council questions.

#### PUBLIC COMMENT

1. William Reuter commented on the Strategy.
2. Marilyn Boucher, EDAC member and small business owner, spoke in support of the focus on the development of small businesses as well as large businesses and corporations.
3. Traci Young, EDAC member, spoke in support of the Strategy and hoped it would provide a good framework for action.
4. Andre Carpiaux spoke regarding the manufacturing history of Emeryville.

**A motion was made by Council Member Patz, seconded by Council Member Medina, to approve this Resolution. The motion carried by the following vote:**

**Ayes:** 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

Enactment No: 17-166

- 12.4.**     [ID-2017-644](#)     Resolution Of The City Council Of The City Of Emeryville Approving The Purchase Of Art Works For The City's Annual Purchase Award Program Entitled "Chinese New Year 2017 Anxiety" By Emeryville Artist John Wood And "Nostalgic Imprint: Camellia Path" By Emeryville Artist Kazuko Watanabe With Funding Of \$12,300 From The Public Art Fund (Fund 243) For The Purchase And Installation Of The Art Works. (Charles S. Bryant / Chadrick Smalley / Amber Evans)

Community and Economic Development Coordinator Amber Evans gave the staff presentation and responded to Council questions.

#### PUBLIC COMMENT

1. Marilyn Boucher spoke in support of the city purchasing the "My Americans" piece.
2. Andre Carpiaux spoke about his past in the art world.
3. Ruth Major also supported purchasing "My Americans".

At this time, the Council moved ahead to the next item to allow staff

time to get a question answered, and then voted to add the piece "My Americans" to the purchase.

**A motion was made by Vice Mayor Bauters, seconded by Council Member Martinez, to approve this Resolution as amended. The motion carried by the following vote:**

**Ayes:** 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

Enactment No: 17-167

- 12.5.** [ID-2017-650](#) Council Discussion On Whether To Establish A Requirement For Disclosure On Campaign Communications Of Certain Contributions (Sheri Hartz)

Council Member Dianne Martinez introduced the item, stating that she would like to see the item come back with full research and analysis. She received Council support for the item to come back at a future meeting.

### **13. COMMUNICATION AND REPORTS**

#### **13.1. Department Heads**

There were no reports given.

#### **13.2. Council Members Reporting on Meetings Attended**

There were no reports given.

### **14. FUTURE AGENDA ITEM REQUESTS FROM COUNCIL MEMBERS**

Vice Mayor John Bauters asked for a study session on the first meeting in February to review the site plan for the art center, and to discuss current opportunities and challenges. Council Member Dianne Martinez agreed, but asked if current plan was sufficient or needed to be revised. The request received majority Council support.

### **15. ADJOURNMENT**

The meeting adjourned at 10:19 p.m.

**I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting of the Emeryville City Council**

/Sheri Hartz/

Sheri Hartz, City Clerk