



CITY OF NEWARK CITY COUNCIL

City Administration Building, City Council Chambers

37101 Newark Boulevard, Newark, CA 94560 | (510) 578-4266 | E-mail: city.clerk@newark.org



Minutes

Thursday, October 10, 2024
7:00 P.M.

A. ROLL CALL

Mayor Hannon called the meeting to order at 7:00 p.m. Vice Mayor Freitas, Council Members Collazo, Jorgens, and Apodaca were present.

B. PRESENTATIONS

1. Manufacturing Weeks Proclamation

Mayor Hannon presented the proclamation to: Deputy Economic Development Director Tsui, Special Assistant Pedersen, Jen Capasso, Verdagy, Brian Wilfley, Triple Ring Technologies, Veronica Parker, Ohlone College.

2. Proclaim October as Promotores Month

Mayor Hannon presented the proclamation to Edda Rivera, Administrative Assistant, Veronica Torres, Special Assistant, and Adriana Lopez, Special Assistant.

3. Introduction of employee(s)

Mayor Hannon introduced Jessenia Taimani, Recreation Supervisor.

4. Commending Jim Zulawski

Mayor Hannon presented a commendation to Jim Zulawski for responding to a traffic accident.

5. Commending Michelle Leipelt Newark Teacher of the Year Honoree

Mayor Hannon presented the commendation to Michelle Leipelt.

Mayor Hannon called for a brief recess at 7:29 p.m.

Mayor Hannon resumed the meeting at 7:34 p.m.

C. PUBLIC COMMENT

Vinod Kumar asked about the road repair schedule/policy, specifically at Magnolia and Sycamore Streets. He also expressed his concern regarding the homeless population.

D. CONSENT CALENDAR

City Manager Benoun requested the removal of item D.5 for separate consideration.

Council Member Jorgens moved, Vice Mayor Freitas seconded, to approve Consent Calendar items D.1 to D.4 and D.6, that the resolutions be numbered consecutively, and that reading of the titles suffice for adoption. The motion passed, 5 AYES.

1. Approval of Audited Demands
2. Approval of September 26, 2024, minutes
3. Adopt a resolution approving a Second Amendment to the Contractual Services Agreement with Good City Company
Resolution No. 11689
Contract 21006
4. Adopt a resolution to (1) amend the Employee Classification Plan to add the class specification of Strategic Initiatives Manager; (2) amend the

Compensation and Benefit Plan for the Management, Supervisory, and Professional Employees Group to add the classification and salary range for Strategic Initiatives Manager; (3) amend the City's Salary Schedule in conformance with California Code of Regulations, Title 2, Section 570.5; and (4) amend the 2024 - 2026 Biennial Budget and Capital Improvement Plan to delete and add classifications
Resolution No. 11690

5. Pulled - Adopt a resolution rejecting bid protests, awarding a contract to S & H Construction, Inc. for the Newark Resource Center, Project 1360 and amending the 2024-2026 Biennial Budget and Capital Improvement Plan
6. Adopt a resolution establishing a maintenance reserve fund
Resolution No. 11691

NONCONSENT

5. Adopt a resolution rejecting bid protests, awarding a contract to S & H Construction, Inc. for the Newark Resource Center, Project 1360 and amending the 2024-2026 Biennial Budget and Capital Improvement Plan
Resolution No. 11692

Vice Mayor Freitas recused due to a leasehold interest in real property conflict of interest and exited the City Council Chambers.

No one from the public requested to speak.

Moved by Council Member Apodaca, seconded by Council Member Collazo to adopt the resolution. The motion passed, 4 AYES, 1 RECUSED.

Vice Mayor Freitas returned to the City Council Chambers.

E. PUBLIC HEARINGS

F. OTHER BUSINESS

1. Introduction of an ordinance adding Newark Municipal Code Chapter 5.42, "Tobacco Retailers" to Title 5 of the Newark Municipal Code

Council Member Collazo recused due to real properties conflict of interest and exited the City Council Chambers.

Council Member Apodaca recused due to real property conflict of interest and exited the City Council Chambers.

Community Preservation Manager Carrillo gave the presentation. Presentation on file with City Clerk.

Twenty-Three speakers spoke in favor of adopting the ordinance. Comments included banning all vaping products, limiting the number of retailers, mandatory annual compliance checks, higher minimum price for cigarettes, offers of help from Eden Youth and the Alameda County Tobacco Health Program.

City Manager Benoun stated that the ordinance would ban flavored smoking products and hookah, two Community Preservation Specialists would enforce the ordinance, suspension of business licenses could be significant, and that the ordinance would be subject to amendments, should circumstances change in the future.

Council Member Jorgens requested an annual report once the program is implemented.

Moved by Vice Mayor Freitas, seconded by Council Member Jorgens, to introduce the ordinance. The motion passed, 3 AYES, 2 RECUSED.

Council Members Collazo and Apodaca returned to the City Council Chambers.

Mayor Hannon called for a recess at 9:06 p.m. and resumed the meeting at 9:16 p.m.

2. Adopt a resolution approving the Facilities Master Plan and direct staff to explore options for a funding plan for the priority needs, as identified in the Plan Resolution No. 11693

Senior Management Analyst Gonzalez gave the presentation. Presentation on file with City Clerk.

No one from the public requested to speak.

Mayor Hannon requested that staff research if Watkins Hall should be declared a national historic building to obtain funding from state/federal resources.

Moved by Council Member Apodaca, seconded by Council Member Collazo to adopt the resolution. The motion passed, 5 AYES.

G. CITY MANAGER UPDATES

City Manager Benoun stated October 19, 2024, is Community Clean Up Day, by appointment, at the Corporation Yard.

H. CITY COUNCIL MATTERS

Council Member Collazo stated the annual Día de los Muertos event would be held on October 26, 2024, on Thornton Avenue. Shop Newark

Vice Mayor Freitas congratulated the Silliman Aquatic Center on its 20th anniversary.

Mayor Hannon encouraged everyone to vote on November 5.

I. CLOSED SESSION

J. ADJOURNMENT

Mayor Hannon adjourned the meeting at 9:30 p.m.

Sheila Harrington
City Clerk