



CITY OF NEWARK CITY COUNCIL

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City Administration Building
7:30 p.m.
City Council Chambers

MINUTES

Thursday, June 23, 2016

A. ROLL CALL

Mayor Nagy called the meeting to order at 7:35 p.m. Present were Council Members Hannon, Collazo, Bucci, and Vice Mayor Freitas.

B. MINUTES

B.1 Approval of Minutes of the special and regular City Council meetings of Thursday, June 9, 2016. **MOTION APPROVED**

Council Member Hannon moved, Council Member Collazo seconded, to approve the Minutes of the regular City Council meeting. The motion passed, 5 AYES.

C. PRESENTATIONS AND PROCLAMATIONS

D. WRITTEN COMMUNICATIONS

E. PUBLIC HEARINGS

City Manager Becker announced that due to property ownership within Landscaping and Lighting Districts 10 and 11 Vice Mayor Collazo will need to recuse from public hearings E.11 and E.12. In order to expedite the public hearing process, he requested that the City Council consider public hearings E.1-E.10 concurrently and then hold E.11 and E.12 concurrently after Vice Mayor Collazo has recused and exited the chambers. The City Council concurred with this suggestion.

E.1 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 1. **RESOLUTION NO. 10510**

City Manager Becker gave the staff report and recommended that the City Council open public hearings E.1 through E.10 simultaneously.

At 7:38 p.m. Mayor Nagy opened public hearings E.1 through E.10, Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 13, 15, 16, 17, and 18 simultaneously.

No one came forward to speak.

At 7:39 p.m. Mayor Nagy closed public hearings E.1 through E.10, Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 13, 15, 16, 17, and 18 simultaneously.

Council Member Bucci moved, Council Member Hannon seconded, to approve the diagram and assessment and levy the annual assessment for Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 13, 15, 16, 17, and 18 for the 2016-2017 fiscal year. The motion passed, 5 AYES.

- E.2 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 2. RESOLUTION NO. 10511**
- E.3 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 4. RESOLUTION NO. 10512**
- E.4 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 6. RESOLUTION NO. 10513**
- E.5 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 7. RESOLUTION NO. 10514**
- E.6 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 13. RESOLUTION NO. 10515**
- E.7 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 15. RESOLUTION NO. 10516**
- E.8 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 16. RESOLUTION NO. 10517**
- E.9 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 17. RESOLUTION NO. 10518**
- E.10 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 18. RESOLUTION NO. 10519**

Council Member Collazo exited the City Council Chambers.

- E.11 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 10. RESOLUTION NO. 10520**
- E.12 Hearing to consider annual levy of assessment in conjunction with Landscaping and Lighting District No. 11. RESOLUTION NO. 10521**

City Manager Becker gave the staff report and recommended that the City Council open public hearings E.11 through E.12 simultaneously.

At 7:40 p.m. Mayor Nagy opened public hearings E.11 through E.12 Landscaping and Lighting District Nos. 10 and 11 simultaneously.

No one came forward to speak.

At 7:41 p.m. Mayor Nagy closed public hearings E.11 through E.12, Landscaping and Lighting District Nos. 10 and 11 simultaneously.

Vice Mayor Freitas moved, Council Member Bucci seconded, to approve the diagram and assessment and levy the annual assessment for Landscaping and Lighting District Nos. 10 and 11 for the 2016-2017 fiscal year. The motion passed, 4 AYES, 1 RECUSED (Collazo).

Council Member Collazo returned to the City Council Chambers.

- E.13 Hearing to consider adoption of Master Fee Schedule for Fiscal Year 2016-2017. RESOLUTION NO. 10522**

City Manager Becker gave the staff report recommending approval of the revisions to the Master Fee Schedule.

Mayor Nagy opened the public hearing at 7:43 p.m.

Angela Akridge asked if new fees could be added throughout the year.

City Manager Becker stated that fees may be added at the City Council's discretion.

Mayor Nagy closed the public hearing at 7:44 p.m.

Council Member Hannon moved, Council Member Bucci seconded to by resolution, amend the Master Fee Schedule for Fiscal Year 2016-2017. The motion passed, 5 AYES.

F. CITY MANAGER REPORTS

Council Member Collazo moved, Council Member Bucci seconded, to approve Consent Calendar Items F.1 through F.12, that the resolutions be numbered consecutively, and that reading of the titles suffice for adoption of the resolutions. The motion passed, 5 AYES.

CONSENT

- F.1 Approval of events within the public right-of-way, authorization to issue an Encroachment Permit to the Portuguese Fraternal Society of America Council No. 16 (Holy Ghost Festival Committee), and provision of traffic control for the annual Holy Ghost Festival on July 23 and 24, 2016.**
MOTION APPROVED
- F.2 Authorization for the City Manager to sign a Lease Agreement with Child, Family, and Community Services, Inc. for use of the Jerry Raber Newark Ash Street Park Building #2 for the Head Start Preschool Program.**
RESOLUTION NO. 10523
CONTRACT NO. 16027
- F.3 Authorization for the Mayor to sign a Lease Agreement with Viola Blythe Community Service Center of Newark, Inc. for use of the Jerry Raber Ash Street Park Building #1 for a food and clothing distribution center.**
RESOLUTION NO. 10524
CONTRACT NO. 16028
- F.4 Approval of plans and specifications, acceptance of bid and award of contract to G. Bortolotto & Company, Inc. for 2016 Asphalt Concrete Street Overlay Program, Project 1116.**
MOTION APPROVED
RESOLUTION NO. 10525
CONTRACT NO. 16029
- F.5 Acceptance of work with R&R Pacific Construction, Inc. for the Service Center Concrete Pad Repair, Project 1125.**
RESOLUTION NO. 10526
- F.6 Approval of Investment Policy.**
RESOLUTION NO. 10527
- F.7 Establishment of the Fiscal Year 2016-2017 Appropriations Limit.**
RESOLUTION NO. 10528

- F.8 Authorization for the City Manager to sign Task Order No. 12 to the Joint Powers Agreement with the City of Fremont for Case Management services.**
RESOLUTION NO. 10529
CONTRACT NO. 09044
- F.9 Authorization for the City Manager to sign Task Order No. 11 to the Joint Powers Agreement with the City of Fremont for Paratransit Services.**
RESOLUTION NO. 10530
CONTRACT NO. 09044
- F.10 Authorization for the City Manager to sign an agreement with Vision Technology Solutions, LLC (dba Vision Internet) to provide website development, hosting, support and maintenance services.**
RESOLUTION NO. 10531
CONTRACT NO. 16030
- F.11 Authorization for the Mayor to sign a License Agreement between NewPark Mall and the City of Newark for a static display and temporary office.**
RESOLUTION NO. 10532
CONTRACT NO. 16031
- F.12 Amendment of the 2014-2016 Biennial Budget and Capital Improvement Plan for Fiscal Year 2015-2016 for General Revisions.**
RESOLUTION NO. 10533

NONCONSENT

- F.13 Acceptance of the Civic Center Replacement/Relocation Feasibility Study Final Report.**
MOTION APPROVED

Assistant City Manager Grindall recommended that the City Council accept the final report.

Dawn Merkes, Group 4 Architecture gave a presentation (on file with the City Clerk) on the history of the study and the steps that have taken place over the past year. She noted that the police facility is not built to essential facility requirements. None of the facilities are fully accessible. All of the facilities are too small and would require major renovations to be functional. She reviewed the space needs and the preferred site option at the existing civic center site. The total project cost was estimated at \$64,000,000.

Sarah Hollenbeck of Public Financial Management stated that funding options considered for the project included: general obligation bonds, community facilities district special tax bonds, transient occupancy tax increase and a local sales tax

increase. She recommended a one-half cent sales tax increase or a general obligation bond of approximately \$59 per \$100,000 of assessed valuation. Either option would be in place for 25 years.

The City Council discussed the various funding options.

Angela Akridge requested an explanation of the \$8.4 million difference in cost if the City phased in the projects in over 5 years. She stated that if there was a surplus in future City Budgets, then the City Council should commit to using surplus to pay down the debt.

Margaret Lewis requested an explanation of the safety of the library and the community center. She stated that she was concerned about a decrease in sales tax in Newark. She thought that the anchor stores at NewPark Mall were performing poorly and that would dissuade new businesses at that location.

Ms. Merkes stated that the library and community center are single story buildings. Multi story buildings perform worse in terms of life safety. She stated that the cost increase for phasing the project was due to escalation.

Council Member Hannon moved, Council Member Collazo seconded to by motion, accept the Civic Center Feasibility Study Final Report. The motion passed, 5 AYES.

F.14 Presentation by Godbe Research on the results of public opinion sampling and evaluation of possible public support for a revenue measure for construction of a new library, police operations facility, City administrative offices, and enhancing other City facilities and services

MOTION APPROVED

City Manager Becker stated that Godbe Research performed a public opinion sampling and evaluation of public support for a revenue measure.

Bryan Godbe, Godbe Research presented the results of the Community Priorities Survey (on file with the City Clerk). The survey indicated that there was support for a general purpose sales tax measure on the November ballot.

No one came forward to speak

Vice Mayor Freitas moved, Council Member Collazo seconded to by motion, accept the results of the public opinion polling and provide direction to staff regarding placing a measure on the November 8, 2016 ballot to fund a new library, police operations facility, City administrative offices, and enhance other City facilities and services. The motion passed, 5 AYES.

G. CITY ATTORNEY REPORTS

H. ECONOMIC DEVELOPMENT CORPORATION

I. CITY COUNCIL MATTERS

Council Member Hannon wished his wife a happy anniversary.

Council Member Collazo stated that Music at the Grove starts tomorrow night with Big Bang Beat at 6:30 p.m. . The Mariachi Festival will be held on Sunday, July 17, beginning at 2 p.m. at Shirley Sisk Grove.

Council Member Bucci wished everyone a Happy Fourth of July.

J. CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY

K. ORAL COMMUNICATIONS

Angela Akridge stated that she would like to explore forming a citywide landscape and lighting district. She mentioned that the city of Fremont has a spending floor for parks and she would like Newark to look into something similar. She stated that the Newark Parks Foundation is trying to find money for parks and are looking into user fees.

L. APPROPRIATIONS

Approval of Audited Demands for the City Council meeting of June 23, 2016. MOTION APPROVED

City Clerk Harrington read the Register of Audited Demands: Check numbers 108033 to 108118

Council Member Fretias moved, Council Member Bucci seconded, to approve the Register of Audited Demands. The motion passed, 5 AYES.

M. CLOSED SESSION

N. ADJOURNMENT

At 9:18 p.m. Mayor Nagy adjourned the City Council meeting.

SHEILA HARRINGTON
City Clerk