



# CITY OF NEWARK CITY COUNCIL

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

## Minutes

Thursday, May 12, 2016

### A. ROLL CALL

Mayor Nagy called the meeting to order at 7:34 p.m. Present were Council Members Hannon, Collazo, Bucci, and Vice Mayor Freitas.

### B. MINUTES

#### B.1 Approval of Minutes of the regular City Council meeting of Thursday, April 28, 2016.

Moved by Council Member Bucci, seconded by Council Member Collazo to approve the Minutes of the regular City Council meeting. The motion passed, 5 AYES.

### C. PRESENTATIONS AND PROCLAMATIONS

#### C.1 Introduction of employee.

Mayor Nagy introduced newly hired Assistant Planner Sarah Bowab.

#### C.2 Proclaiming May 15-21, 2016, as National Public Works Week.

Mayor Nagy presented the proclamation to Maintenance Superintendent Costa.

#### C.3 Proclaiming May 15-21, 2016, as National Police Week.

Mayor Nagy presented the proclamation to Police Commander Lawson.

#### C.4 Commendation to Police Officer and Dispatcher of the Year.

Mayor Nagy presented the commendations to Police Officer of the Year Ryan Johnson and Dispatcher of the Year Patricia Lopez.

#### C.5 Presentation from StopWaste on the proposed expansion of the Reusable Bag Ordinance to include retail stores and restaurants.

Meri Soll, Senior Program Manager with StopWaste gave a presentation on the proposed expansion of the countywide Reusable Bag Ordinance. The Waste Management Authority is considering expanding the Ordinance to include retail stores and restaurants.

**D. WRITTEN COMMUNICATIONS**

**E. PUBLIC HEARINGS**

- E.1 Hearing to consider: (1) revoking an existing planned unit development and conditional use permit for a veterinary emergency facility at 5600 John Muir Drive; (2) an Addendum to an existing Environmental Impact Report; and (3) an Architectural and Site Plan Review for a hotel to be located at 5600 John Muir Drive. RESOLUTION NO. 10493-10495**

Assistant City Manager Grindall stated that Shivam Real Estate, LLC has submitted an application for a Holiday Inn and Suites to be located at 5600 John Muir Drive.

In 2012 the City Council approved a planned unit development and conditional use permit for a veterinary emergency facility at this site. That previous approval needs to be revoked to allow this project to proceed.

Mayor Nagy opened the public hearing at 8:10 p.m.

Arvind Iyer, Project Architect representing the developer, said that he had read the resolutions and agreed to the conditions.

Mayor Nagy closed the public hearing at 8:13 p.m.

Vice Mayor Freitas moved, Council Member Bucci seconded to, by resolutions: (1) revoke a planned unit development (P-12-22) and conditional use permit (U-12-21) for a emergency veterinary facility at 5600 John Muir Drive; (2) make certain findings and adopt an Addendum to an Environmental Impact Report for a hotel at 5600 John Muir Drive (APN: 901-195-18 & 19); and (3) by resolution, approve an Architectural and Site Plan Review (ASR -16-19) for a hotel at 5600 John Muir Drive. The motion passed, 5 AYES.

**F. CITY MANAGER REPORTS**

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

**CONSENT**

- F.1 Authorization for the Administrative Services Director, City Clerk, Accounting Manager, and Senior Accountant, and their successors by title, to order the deposit or withdrawal of monies in the Local Agency Investment Fund. RESOLUTION NO. 10496**

## **NONCONSENT**

- F.2 Authorization for the City Manager to sign an agreement with Tetra-Tech, Inc. to complete a Local Hazard Mitigation Plan for the City of Newark and associated budget amendment. RESOLUTION NO. 10497 CONTRACT NO. 16022**

City Manager Becker stated that Federal Regulations require a Local Hazard Mitigation Plan (LHMP) be updated every five years. FEMA no longer allows Alameda County cities to be part of the Alameda County Multi-Jurisdictional Local Hazard Plan as “Annexes”.

Staff worked with the City of Union City to prepare a joint Request for Proposal to prepare a LHMP for each City. Both cities recommend Tetra Tech Inc. to complete the Local Hazard Mitigation Plan for \$78,653. The cost will be split evenly and Newark’s share will be \$39,327.

Council Member Bucci moved, Council Member Collazo seconded by resolution, to authorize the City Manager to sign a consulting services agreement between the City of Union City, the City of Newark and Tetra Tech, Inc. to complete a Local Hazard Mitigation Plan and to amend the 2014-2016 Biennial Budget and Capital Improvement Plan for Fiscal Year 2015-2016. The motion passed, 5 AYES.

## **G. CITY ATTORNEY REPORTS**

## **H. ECONOMIC DEVELOPMENT CORPORATION**

## **I. CITY COUNCIL MATTERS**

- I.1 Consideration of City Council’s summer meeting recess during the month of August 2016 . MOTION APPROVED RESOLUTION NO. 10498**

Mayor Nagy recommended a City Council summer meeting recess during August.

Vice Mayor Freitas moved, Council Member Hannon seconded to, by motion, approve a City Council summer meeting recess during the month of August 2016 and, by resolution,

authorize the City Manager, or his designee, to take action on certain administrative matters on behalf of the City of Newark during the recess. The motion passed, 5 AYES.

The entire City Council congratulated the Officer and Dispatcher of the Year.

Council Member Bucci stated that the Relay for Life movies in the park will begin on May 21, 2016 at the Community Center to support the American Cancer Society.

Council Member Collazo stated that she recently went to NewPark Mall and was impressed with the changes. She encouraged the public to shop in Newark. She stated that it was Bike to Work Day and she noticed a lot of bikes in the City.

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

**K. ORAL COMMUNICATIONS**

Paula Gonzales requested a lighted crosswalk by St. Edward School. She shared an experience crossing the street with her sisters at night.

Mayor Nagy asked staff to research the request.

**L. APPROPRIATIONS**

**Approval of Audited Demands for the City Council meeting of May 12, 2016. MOTION APPROVED**

City Clerk Harrington read the Register of Audited Demands: Check numbers 107657 to 107777.

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

**M. CLOSED SESSION**

**N. ADJOURNMENT**

At 8:30 p.m. Mayor Nagy adjourned the meeting.

SHEILA HARRINGTON  
City Clerk