



# CITY OF NEWARK CITY COUNCIL

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

## Minutes

Thursday, October 13, 2016

### A. ROLL CALL

Mayor Nagy called the meeting to order at 7:30 p.m. Present were Council Members Bucci, Collazo, Hannon, and Vice Mayor Freitas.

### B. MINUTES

#### B.1 Approval of Minutes of the regular City Council meeting of Thursday, September 22, 2016.

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

### C. PRESENTATIONS AND PROCLAMATIONS

#### C.1 Proclaiming October 19, 2016 as Unity Day.

Mayor Nagy presented the proclamation to Recreation Coordinator Stacey Kenison.

#### C.2 Proclaiming October as National Domestic Violence Awareness Month.

Mayor Nagy presented the proclamation to representatives from Shelter Against Violent Environments (SAVE).

#### C.3 Presentation of Relay for Life check to the American Cancer Society.

Mayor Nagy was joined by Council Member Bucci, representing the Newark chapter of Relay for Life, to present a check of the donations raised this year to the American Cancer Society. A commendation was also presented commending the American Cancer Society for their work in the fight against cancer.

### D. WRITTEN COMMUNICATIONS

### E. PUBLIC HEARINGS

### F. CITY MANAGER REPORTS

John Henneberry asked that Item F.2 be removed from the Consent Calendar.

Council Member Bucci moved, Council Member Collazo seconded, to approve Consent Calendar Item F.1 and that reading of the title suffice for introduction of the ordinance. The motion passed, 5 AYES.

**CONSENT**

- F.1 Introduction of an ordinance and setting a hearing date of November 10, 2016 to amend and add to the Newark Municipal Code Title 15 (Buildings and Construction), Article I (Building Regulations), Chapters 15.08 (Building Code), 15.09 (Residential Code), 15.10 (Mechanical Code), 15.12 (Electrical Code), 15.16 (Plumbing Code), 15.17 (Fire Code), 15.18 (California Referenced Standards Code), 15.20 (California Historical Building Code), 15.21 (California Existing Building Code), 15.22 (California Energy Code), and 15.23 (California Green Building Standards Code)**
- MOTION APPROVED, ORDINANCE INTRODUCED**

**NONCONSENT**

- F.2 Approval of Community Development Department reorganization and addition of Deputy Community Development Director and Economic Development Manager positions**
- RESOLUTION NO. 10560**  
**RESOLUTION NO. 10561**  
**RESOLUTION NO. 10562**  
**RESOLUTION NO. 10563**  
**RESOLUTION NO. 10564**

John Henneberry stated that the Community Development Director position and the Community Development Department are unnecessary and should be eliminated. He urged the City Council to vote “no” on this item.

Council Member Bucci moved, Council Member Hannon seconded, to approve, by resolutions: (1) amending Resolution No. 2505, Employee Classification Plan, to add one new classification entitled Deputy Community Development Director; (2) amending Resolution No. 10401, the Compensation and Benefit Plan for City Officials and The Management, Supervisory, and Professional Employee Group to add one new classification, entitled Deputy Community Development Director; (3) amending Resolution No. 2505, Employee Classification Plan, to add one new classification entitled Economic Development Manager, (4) amending Resolution No. 10401, The Compensation And Benefit Plan For City Officials And The Management, Supervisory, And Professional Employee Group to add one new classification, entitled Economic Development Manager; (5) amending the 2016-2018 Biennial Budget to revise the planning activity, add the Community Development Maintenance activity, add one Economic Development Manager position and one Deputy Community Development Director position, revise activity

allocations of existing community development staff and amend the budget for the activities, that the resolutions be numbered consecutively, and that reading of the titles suffice for adoption. The motion passed, 5 AYES.

**G. CITY ATTORNEY REPORTS**

**H. ECONOMIC DEVELOPMENT CORPORATION**

**I. CITY COUNCIL MATTERS**

**I.1 Reappointment of Faye Hall to the Tri-City Elder Coalition Volunteer Community Board RESOLUTION NO. 10565**

Mayor Nagy requested that the City Council approve the reappointment of Faye Hall.

Council Member Bucci moved, Council Member Collazo seconded, to approve, by resolution, the reappointment of Faye Hall to the Tri-City Elder Coalition Volunteer Community Board. The motion passed, 5 AYES.

**I.2 Reappointment of Council Member Hannon to the Housing Commission of the Housing Authority of the County of Alameda RESOLUTION NO. 10566**

Mayor Nagy requested that the City Council approve the reappointment of Council Member Hannon.

Council Member Bucci moved, Council Member Collazo seconded, to approve, by resolution, the reappointment of Council Member Hannon to the Housing Commission of the Alameda County Housing Authority. The motion passed, 5 AYES.

Mayor Nagy stated that would adjourn the meeting in memory of City Clerk Harrington's father, George Harrington, who passed away earlier this week. The City Council expressed their sympathies to the Harrington family.

Council Member Collazo invited everyone to attend the Day of the Dead celebration taking place on October 23, 2016 at the Magnolia Plaza.

Council Member Hannon thanked Council Member Bucci and the American Cancer Society for their work.

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

**K. ORAL COMMUNICATIONS**

John Henneberry spoke on Newark’s Utility Users’ Tax and encouraged voters to vote “no” on Newark’s proposed sales tax increase, Measure GG.

**L. APPROPRIATIONS**

**Approval of Audited Demands for the City Council meeting of October 13, 2016.**

Deputy City Clerk Slafter read the Register of Audited Demands: Check numbers 108970 through 109186.

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

**M. CLOSED SESSION**

**M.1 Closed session for conference with Legal Counsel pursuant to Government Code Section 54956.9(d)(2), Anticipated Litigation: Two cases.**

**M.2 Closed session pursuant to Government Code Section 54957 Public Employee Performance Evaluation Title: City Attorney.**

At 8:04 p.m. the City Council recessed to closed session.

At 8:12 p.m. the City Council convened in closed session.

At 9:59 p.m. the City Council reconvened in open session with all Council Members present.

City Attorney Benoun announced that there was no reportable action for Closed Sessions M.1 and M.2.

**N. ADJOURNMENT**

At 9:59 p.m. Council Member Collazo moved, Council Member Hannon seconded, to adjourn the City Council meeting in memory of George Harrington. The motion passed, 5 AYES.

KATHLEEN L. SLAFTER  
Deputy City Clerk