



CITY OF NEWARK CITY COUNCIL

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

Minutes

Thursday, September 8, 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 regular City Council meeting of Thursday, July 28, 2016.

Vice Mayor Freitas 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 September 15-18, 2016, as Newark Days.

Mayor Nagy presented the proclamation to the Newark Days Committee.

D. WRITTEN COMMUNICATIONS

D.1 Zoning Administrator referral of ASC-16-15, an Administrative Special Civic Review, for an addition and façade change to a single-family residence at 35669 Lundy Drive.

City Manager Becker stated that design review is required because the property is zoned R-8000-SC (Low Density Residential – 8,000 District – Special Civic). The matter is review optional

The City Council declined to review the matter.

E. PUBLIC HEARINGS

E.1 Hearing to consider a planned unit development, a conditional use permit, and a Tentative Tract Map 8340 to construct a 14-unit condominium project (Merida Place) at 36731 Sycamore Street (APN: 92-

21-15-3).**RESOLUTION NO. 10543-10544**

Assistant City Manager Grindall gave the staff report recommending approval. The project is for four, three story buildings that would house 14 condominiums. A wall would be built along the railroad line to help with the noise.

Mayor Nagy opened the public hearing at 7:58 p.m.

George Szabo stated he represented Mr. Wu and that he read the resolutions and agreed to the conditions. He explained the driveway design and parking.

Angela Akridge stated that she was pleased that the park impact fees were recently increased. This project will contribute \$140,000 towards parks.

Mayor Nagy closed the public hearing at 8:05 p.m.

Vice Mayor Freitas moved, Council Member Collazo seconded to adopt: (1) a resolution approving P-16-11, a planned unit development and U-16-12, a conditional use permit; and (2) a resolution approving Tentative Tract Map 8340 and subdivision and zoning variances thereto for a 14-unit condominium project at 36731 Sycamore Street. The motion passed, 5 AYES.

- E.2 Hearing to consider a conditional use permit and a planned unit development for property located at 6826 and 6844 Mayhews Landing Road, to facilitate subdivision of approximately 1.41 acres of land by Parcel Map No. 10261, by allowing 5 foot side setbacks and lots a minimum of 45 feet wide while maintaining 6,000 square foot lot minimums consistent with R-6000 (Low Density Residential – 6000 district).**

RESOLUTION NO. 10545

Assistant City Manager Grindall stated that there are 4 existing houses on the site. The parcel map would create legal parcels for the existing homes and one vacant parcel for future construction of a single family home. This was a staff generated matter so there is not an applicant to agree to the resolution during the public hearing.

Mayor Nagy opened the public hearing at 8:11 p.m.

No one came forward to speak

Mayor Nagy closed the public hearing at 8:12 p.m.

Council Member Bucci moved, Council Member Collazo seconded to adopt a resolution approving a conditional use permit (U-16-13) and a planned unit development (P-16-14) to APN(s) 092-0005-029-04 AND 092-0005-029-09, located at 6826 and 6844 Mayhews Landing Road, to facilitate subdivision of approximately +/-

1.41 acres of land by Parcel Map No. 10261, by allowing 5 foot side setbacks and lots a minimum of 45 feet wide while maintaining 6,000 square foot lot minimums consistent with R-6000 (Low Density Residential – 6000 District). The motion passed, 5 AYES.

F. CITY MANAGER REPORTS

Council Member Hannon moved, Council Member Bucci seconded, to approve Consent Calendar Items F.1 through F.4, 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 Report on administrative actions during August recess. MOTION APPROVED**
- F.2 Amendment to the Conflict of Interest Code for Nonelected Officials and Designated Employees. RESOLUTION NO. 10546**
- F.3 Resolution declaring October 1, 2016 as Bay Day. RESOLUTION NO. 10547**
- F.4 Authorization for the purchase of two (2) new 2017 Ford SUV Utility Interceptors as replacement patrol vehicles for the Police Department from Folsom Lake Ford and outfitting by Classic Graphics and Lehr and amend the Biennial Budget and Capital Improvement Plan 2016-2018 for Fiscal Year 2016-2017. RESOLUTION NO. 10548**

NONCONSENT

- F.5 Adoption of a Resolution establishing a policy that the revenues generated by Measure GG shall be directed towards replacement of the Police Operations/Emergency Operations Center, the Library, and the Administration Building. RESOLUTION NO. 10549**

City Manager Becker recommended that the City Council establish a policy that revenue generated from Measure GG should fund the Civic Center project.

Angela Akridge stated that the resolution should be revised to state that additional monies would service the debt.

Gregory Lemos stated that the Alameda County Water District and the Union Sanitary District were considering tax increases too. This could make it difficult for Newark's sales tax to pass.

Council Member Bucci moved, Council Member Collazo seconded to by resolution, establish a policy that revenues generated by Measure GG shall be directed towards replacement of the police operations/emergency operations center, the library, and the administration building. The motion passed, 5 AYES.

G. CITY ATTORNEY REPORTS

H. ECONOMIC DEVELOPMENT CORPORATION

I. CITY COUNCIL MATTERS

Vice Mayor Freitas extended his condolences to the family of retired city employee Jim Davis.

Council Member Hannon thanked the Newark Days volunteers.

Council Member Collazo stated that it felt good to be back at Council meetings. She wished the Newark students a great year and welcomed School Superintendent Sanchez. She shared her condolences with the Davis family.

Council Member Bucci wished his daughter a Happy Birthday.

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

K. ORAL COMMUNICATIONS

Lily Yu stated that the United States House of Representatives condemned in a resolution organ harvesting from Falun Gong practitioners in China. She requested a similar resolution from the City of Newark. She presented brochures for the City Council (on file in City Clerk's office).

Laura Qi stated that she practices Falun Gong and requested the same resolution as Ms. Yu.

Angela Akridge requested assistance on obtaining information for local developer fees. Mayor Nagy referred her to Assistant City Manager Grindall.

Gregory Lemos stated that the water feature at Birch Grove Park has been turned off because of the drought. He suggested that the City find a way to recycle the water or remove the feature.

Assistant City Manager Grindall stated he would note the comments for the Parks Master Plan meeting.

L. APPROPRIATIONS

Approval of Audited Demands for the City Council meeting of September 8, 2016. MOTION APPROVED

City Clerk Harrington read the Register of Audited Demands: Check numbers 108456 to 108876.

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

Mayor Nagy adjourned the City Council meeting at 8:47 p.m.

SHEILA HARRINGTON
City Clerk