



CITY OF NEWARK CITY COUNCIL

37101 Newark Boulevard, Newark, CA 94560-3796 • 510-578-4266 • E-mail: city.clerk@newark.org

**Various Teleconference
Locations
7:30 p.m.**

MINUTES

Thursday, May 14, 2020

A. ROLL CALL

Mayor Nagy called the meeting to order, via teleconference, at 7:46 p.m. Present were Council Members Hannon, Collazo, Freitas, and Bucci (all via teleconference).

B. MINUTES

B.1 Approval of Minutes of the City Council meetings of April 23 and 30, 2020. MOTION APPROVED

Council Member Collazo moved, Council Member Freitas seconded, to approve the Minutes of the City Council meetings. The motion passed, 5 AYES.

C. PRESENTATIONS AND PROCLAMATIONS

C.1 Introduction of employees.

Mayor Nagy introduced Assistant City Manager Lenka Hovorka, Police Chief Gina L. Anderson, and Senior Administrative Support Specialist Jennifer Tran.

D. WRITTEN COMMUNICATIONS

E. PUBLIC HEARINGS

F. CITY MANAGER REPORTS

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

CONSENT

F.1 Acceptance of an Alameda County Fire Department Inspection Report showing compliance with Health and Safety Code Sections 13146.2 and 13146.3. RESOLUTION NO. 11047

NONCONSENT**F.2 Update on the Draft 2020-2022 Capital Improvement Plan with project funding recommendations.**

Assistant City Engineer Imai gave the presentation (on file with City Clerk).

Dante Williams, Verizon Wireless, requested that Council direct staff to meet with Verizon Wireless to discuss an agreement to allow Verizon access to street improvement projects.

Mayor Nagy stated that staff was planning a meeting with Verizon representatives and that Verizon should consider another tower at Jarvis Avenue.

This item was informational only, no action requested.

F.3 Oral Update Regarding the City's Response to the COVID-19 Pandemic and Confirmation of the Continued Existence of a Local Emergency due to COVID-19. RESOLUTION NO. 11048

City Manager Benoun stated that within Alameda County, COVID-19 cases per day have stabilized. There is sufficient health care capacity and a 30 day supply of personal protective equipment. The County needs more staffing for contact tracing and to increase the testing to 3,100 per day (currently 1,000). He anticipated an updated order from the Alameda County Health Officer to ease some restrictions. He recommended that the City Council confirm the continued existence of a Local Emergency due to COVID-19.

Council Member Bucci moved, Council Member Freitas seconded to, by resolution, confirm the continued existence of the local emergency due to COVID-19. The motion passed, 5 AYES.

F.4 Approving and Authorizing the City Manager to execute Side Letters between the City of Newark and the Newark Association of Miscellaneous Employees (NAME), Newark Police Association (NPA), and Newark Police Management Association (NPMA) and to execute Compensation and Benefit Plan Modifications for Employees Compensation and Benefit Plans for City Officials and the Management, Supervisory and Professional Employee Group and the Confidential Group to temporarily modify benefits as a result of changed conditions due to the COVID-19 Pandemic.

**RESOLUTION NO. 11049 NAME
RESOLUTION NO. 11050 NPA
RESOLUTION NO. 11051 NPMA**

RESOLUTION NO. 11052 Confidential
RESOLUTION NO. 11053 Officials

City Manager Benoun gave the staff report outlining the various leaves that would be available to eligible employees and the parameters for use, alternative work assignments, suspension of certain leave accruals, and the extension of time to use certain leaves. He noted that none of the benefit modifications would apply to the City Manager position.

Council Member Bucci moved, Council Member Hannon seconded to , by resolutions, approve and authorize the City Manager to execute the Side Letter Agreements between the City of Newark and NAME, NPA and NPMA and approve and authorize the City Manager to execute the compensation and benefit plan modifications for the Confidential and City Officials and the Management, Supervisory, and Professional Employee Groups to temporarily modify benefits as a result of changed conditions due to the COVID-19 pandemic. The motion passed, 5 AYES.

F.5 Approval of Annual Engineer’s Reports, intention to levy and collect assessments and setting date of public hearing on June 25, 2020 for Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 10, 11, 13, 15, 16, 17, 18 and 19 for fiscal year 2020-2021 in accordance with the provisions of the Landscaping and Lighting Act of 1972.**RESOLUTION NO. 11054 Annual Report**
RESOLUTION NO. 11055 Public Hearing

Council Member Collazo recused herself because she owns property within Districts 10 and 11.

City Manager Benoun recused himself because he owns property in District 11.

City Clerk Harrington placed Council Member Collazo and City Manager Benoun on hold within the Zoom app which disabled their audio and video access.

Public Works Director Fajeau gave the staff report recommending approval.

Council Member Freitas moved, Council Member Bucci seconded to (1) by resolution, approve the Annual Engineer’s Reports; and, (2) by resolution, declare an intention to levy and collect assessments and set the date for the annual public hearings for June 25, 2020, for Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 10, 11, 13, 15, 16, 17, 18 and 19 for fiscal year 2020-2021 in accordance with the provisions of the Landscaping and Lighting Act of 1972. The motion passed, 4 AYES, 1 RECUSED.

Council Member Collazo and City Manager Benoun rejoined the meeting.

G. CITY ATTORNEY REPORTS

H. ECONOMIC DEVELOPMENT CORPORATION**I. CITY COUNCIL MATTERS****I.1 Reappointing Senior Citizen Standing Advisory Committee members and appointment(s) to vacancy. RESOLUTION NO. 11056 re-appointments
RESOLUTION NO. 11057 new appointments**

Mayor Nagy recommended two year reappointments for Elwood Ballard, Sandra Arellano, Rick Arellano, and Stanley Keiser. He further recommended appointing new members Susan Johnson and Olga Borjon for two year appointments.

Council Member Collazo moved, Council Member Bucci seconded to, by resolutions, 1) reappoint Elwood Ballard, Sandra Arellano, Rick Arellano, and Stanley Keiser to the Senior Citizen Standing Advisory Committee and 2) approve the appointment(s) to the vacancy on the Senior Citizen Standing Advisory Committee. The motion passed, 5 AYES.

Mayor Nagy stated that he would adjourn the meeting in memory of Dianne Richards Reese and Raul Valle, father of Alameda County Supervisor Richard Valle. The entire City Council extended their condolences.

Council Member Collazo stated that is was especially difficult to lose people during these times when funeral services were limited. Shop Newark.

Council Member Freitas commended staff for the recent food giveaway. He congratulated the re-appointees and new appointees to the Senior Citizen Standing Advisory Committee He complimented Webcor on the construction progress of the civic center. He asked when the skate park would reopen.

City Manager Benoun stated that staff was working on a coordinated effort to reopen the skate park with other cities that have skate parks to ensure social distancing at these facilities.

Council Member Freitas welcomed the new employees who were introduced earlier.

Council Member Bucci commended Viola Blythe Community Services, The Tri-City Food Bank, and Newark Recreation employees for the food that has been distributed. He noted that O'Sullivan's Sports Bar has provided free meals to local students.

Council Member Hannon thanked business and individual volunteers who have helped the less fortunate in the community. He thanked city staff for their efforts during this crisis

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

K. ORAL COMMUNICATIONS

No one requested to speak.

L. APPROPRIATIONS

Approval of Audited Demands.

MOTION APPROVED

City Clerk Harrington read the Register of Audited Demands: Check numbers 120851 through 120999.

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

M. CLOSED SESSION

N. ADJOURNMENT

Mayor Nagy adjourned the meeting, in memory of Dianne Richards Reese and Raul Valle, at 9:23 p.m.

SHEILA HARRINGTON
City Clerk