



CITY OF NEWARK

CITY COUNCIL

City Administration Building, City Council Chambers

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Thursday, July 13, 2023
7:00 P.M.

A. ROLL CALL

Mayor Hannon called the meeting to order at 7:00 p.m. Vice Mayor Collazo, Council Members Bucci, Freitas, and Jorgens were present.

B. PRESENTATIONS

1. Introduction of employee(s)

Mayor Hannon introduced Child Care Instructors Donna Luistro and Katherinne Dardon.

2. Proclamation for the Portuguese Fraternal Society of America Council No. 16 Holy Ghost Festival

Mayor Hannon presented the proclamation to Roger Pereira, Diane Pereira, Daniella Nunes, and Paul Mendes.

C. PUBLIC COMMENT

No one requested to speak.

D. CONSENT CALENDAR

Linda Dulaney requested the removal of D.10 for separate consideration.

Council Member Bucci moved, Council Member Freitas seconded, to approve Consent Calendar Items D.1 through D.9, that the resolutions and ordinances be numbered consecutively, and that reading of the titles suffice for adoption. The motion passed, 5 AYES.

1. Approval of Audited Demands
2. Approval of June 22, 2023, minutes
3. Adopt resolutions: (1) authorizing the deletion of one full-time equivalent Aquatic Activities Specialist and the addition of one full-time equivalent Aquatics Coordinator to the 2022-2024 Biennial Budget and Capital Improvement Plan for Fiscal Year 2024; (2) amending Resolution No. 2505, Employee Classification Plan, to add the class specification of City Engineer; amending the Compensation and Benefit Plan for the Management, Supervisory, and Professional Employee Group to add the classification of City Engineer and assign salary range 20; authorizing the deletion of one fulltime equivalent Assistant City Engineer and the addition of one full-time equivalent City Engineer to the 2022-2024 Biennial Budget and Capital Improvement Plan for Fiscal Year 2024; and approving an amendment to the City's salary schedule in conformance with California Code of Regulations, Title 2, Section 570.5; (3) authorizing the addition of one full-time equivalent Senior Street Maintenance Worker to the 2022-2024 Biennial Budget and Capital Improvement Plan for Fiscal Year 2024; (4) amending the Compensation and Benefit Plan for the Management, Supervisory, and Professional Employee Group to add the classification of Maintenance Supervisor and assign salary steps; authorizing the addition of one full-time equivalent Maintenance Supervisor to the 2022-2024 Biennial Budget and Capital Improvement Plan for Fiscal Year 2024; and approving an amendment to the City's salary schedule in conformance with California Code of Regulations, Title 2, Section 570.5; and (5) amending Resolution No. 2505, Employee Classification Plan, to add the class specification of Facilities Supervisor; amending the Compensation and Benefit Plan for the

Management, Supervisory, and Professional Employee Group to add the classification of Facilities Supervisor and assign salary steps; authorizing the addition of one full-time equivalent Facilities Supervisor to the 2022-2024 Biennial Budget and Capital Improvement Plan for Fiscal Year 2024; and approving an amendment to the City's salary schedule in conformance with California Code of Regulations, Title 2, Section 570.5
Resolution Nos. 11537 - 11541

4. Adopt a resolution authorizing the City Manager to execute a Contractual Services Agreement with LPC Services, Inc. for pest control services for City facilities
Resolution No. 11542
Contract No. 23053
5. Adopt a resolution authorizing the City Manager to execute a Contractual Services Agreement with Applied Landscape Materials, Inc., to install engineered wood fiber material to all City-owned playgrounds
Resolution No. 11543
Contract No. 23054
6. Adopt a resolution authorizing the City Manager to execute an agreement with Alameda County for participation in the Alameda County Urban County Community Development Block Grant Program and authorize an amendment to the 2022-2024 Biennial Budget and Capital Improvement Plan for Fiscal Year 2024
Resolution No. 11544
Contract No. 23055
7. Waive full reading, conduct second reading by title only, and adopt an ordinance repealing and replacing Chapter 3.04, "Purchasing System" of Title 3 "Revenue and Finance" of the Newark Municipal Code in its entirety
Ordinance No. 544
8. Waive full reading, conduct second reading by title only, and adopt an ordinance adding Chapter 3.05, "Informal Bid Procedures" to Title 3 "Revenue and Finance" of the Newark Municipal Code
Ordinance No. 545

9. Adopt a resolution to approve an amendment to Contractual Services Agreement with Patrick Ibarra dba The Mejorando Group to complete employee training services and approve a budget amendment to the 2022-2024 Biennial Budget and Capital Improvement Plan for Fiscal Year 2024
Resolution No. 11545
Contract No. 21058

Item removed from the Consent Calendar

10. Adopt a Resolution authorizing the City Manager to execute an agreement with All City Management Services, Inc. to provide Crossing Guard Services for the Newark Unified School District and amend the 2022-2024 Biennial Budget and Capital Improvement Plan
Resolution No. 11546
Contract No. 23056

Linda Dulaney stated that she works a fill in crossing guard for All City Management Services and thanked the City Council for continuing the crossing guard service for the community.

Moved by Council Member Freitas, seconded by Vice Mayor Collazo to adopt a resolution authorizing the City Manager to execute a contractual service agreement with All City Management Services, Inc. for school crossing guards and amend the 2022-2024 Biennial Budget. The motion passed 5 AYES.

E. PUBLIC HEARINGS

1. Hearing to consider adopting a resolution to confirm the diagram and assessments and to levy and collect assessments in conjunction with Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 10, 11, 13, 15, 16, 17, 18 and 19
Resolution No. 11547

Vice Mayor Collazo announced that she would recuse from participating in this item due to real property interests in Landscaping and Lighting District Nos. 10 and 11.

City Manager Benoun announced that he would recuse from this item due to a real property interest in Landscaping and Lighting District No. 11.

Vice Mayor Collazo and City Manager Benoun each exited the City Council Chambers.

Mayor Hannon opened the public hearing at 7:25 p.m.

No one requested to speak.

Mayor Hannon closed the public hearing at 7:26 p.m.

Council Member Bucci moved, Council Member Jorgens seconded, to adopt a resolution confirming diagrams and assessments and levying and collection of assessments for Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 10, 11, 13, 15, 16, 17, 18 and 19, for Fiscal Year 2024. The motion passed 4 AYES, 1 RECUSED.

Vice Mayor Collazo and City Manager Benoun returned to the City Council Chambers.

F. OTHER BUSINESS

G. CITY COUNCIL MATTERS

Council Member Jorgens thanked staff for their work during the Fourth of July Holiday.

Council Member Bucci congratulated the Portuguese Fraternal Society of America Council No. 16 on their 100th anniversary. He stated that Movies in The Park would resume this month with the first one on July 29, 2023 at the Newark Community Center.

Vice Mayor Collazo announced the Music at the Grove concert on Friday and the Mariachi Festival on Sunday. She welcomed a new granddaughter named Esmeralda. Shop Newark.

Mayor Hannon congratulated the Portuguese Fraternal Society of America Council No. 16 on their 100th anniversary. He thanked staff for their work during the Fourth of July Holiday. He noted that citations were issued for illegal fireworks and that Safe and Sane fireworks sales support local nonprofits. He noted that Newark Leadership members lost the Bocci Ball Tournament to the city of Fremont. He announced that the Newark Library will be open on Sundays from 1 pm to 5 pm beginning on July 23. He thanked Vice Mayor Collazo for her work on the Mariachi Festival.

H. CITY MANAGER UPDATES

Assistant City Manager Hovorka, stated that there will be a free pop-up event at the Newark Community Park on July 18th beginning at 1:30 p.m. She highlighted the special needs opportunities inside the building.

I. CLOSED SESSION

1. Conference with legal counsel - Existing Litigation
Pursuant to California Government Code Section 54956.9(d)(1)
Name of Case: Horst, Joshua v. City of Newark (Workers' Compensation Appeals Board Number ADJ16393743)

2. Conference with legal counsel - Existing Litigation
Pursuant to California Government Code Section 54956.9(d)(1)
Name of Case: Saunders, Jeff v. City of Newark (Workers' Compensation Appeals Board Number ADJ9328008)

3. Closed session for conference with Labor Negotiator pursuant to California Government Code Section 54957.6. Agency Designated Representative: Mayor Hannon, Unrepresented employee: City Manager Benoun

At 7:35 p.m. the City Council recessed to a closed session.

At 7:48 p.m. the City Council convened in closed session.

At 8:12 p.m. the City Council reconvened in open session with all Council Members present.

J. ADJOURNMENT

Mayor Hannon adjourned the meeting at 8:12 p.m.

Sheila Harrington
City Clerk