



CITY OF NEWARK CITY COUNCIL

City Administration Building, City Council Chambers

37101 Newark Boulevard, Newark, CA 94560 | (510) 578-4266 | E-mail: city.clerk@newark.org



Minutes

Thursday, November 9, 2023
7:00 P.M.

A. ROLL CALL

Mayor Hannon called the meeting to order at 7:05 p.m. Vice Mayor Collazo, Council Members Bucci, Freitas, and Jorgens were present.

B. PRESENTATIONS

1. Introduction of employee(s)

Mayor Hannon introduced Albert Medina, Police Officer and Janelle Mensinger, Aquatics Coordinator.

2. Presentation on Newark Library

Branch Manager Joe Stoner provided the annual report on the Newark Library. Presentation on file with the City Clerk.

He noted that the library will be featured on the PBS television show *Viewpoint* in the spring of 2024.

3. Washington Hospital Healthcare System presentation of Community Health Needs Assessment

Angus Cochran, Chief of Community Support Services for Washington Hospital provided the 2023 Community Needs Assessment presentation. Presentation on file with the City Clerk.

Mayor Hannon requested a follow up summary on how to address issues presented in the 2023 Community Needs Assessment.

4. AC Transit Realign bus service network plan presentation

Diann Castleberry External Affairs Representative and Crystal Wang, Transportation Planner for AC Transit gave the presentation for the Realign Draft Service Scenarios. Presentation on file with the City Clerk.

Diane Shaw, AC Transit Board Member stated that the proposed plan changes did not impact school service.

The City Council provided feedback on the need for more frequent services, testing the viability of Flex service again, smaller buses, and the support of the later route time for Line 251 to Ohlone College.

Mayor Hannon requested an article in the Newark News on AC Transit services, that AC Transit provide an estimated cost for the unconstrained cost option and provide a report on the level of service and ridership.

C. PUBLIC COMMENT

No one requested to speak.

D. CONSENT CALENDAR

City Manager Benoun requested the removal of item D.12.

Mayor Hannon requested the removal of items D.5, D9 and D.11.

Council Member Freitas moved, Vice Mayor Collazo seconded, to approve Consent Calendar Items D.1 through D.17, excluding D.5, D.9, D.11 and D.12, 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 October 26, 2023 minutes

3. Waive full reading, conduct second reading by title only, and adopt an ordinance repealing and replacing Title 16 "Subdivisions" of the Newark Municipal Code
Ordinance No. 546
4. Adopt resolutions establishing the City Council meeting calendar for 2024 and authorizing the City Manager to take administrative actions during the August Recess
Resolution No. 11576 Meeting Calendar
Resolution No. 11577 August Recess
5. Pulled - Adopt a resolution reappointing William Fitts to the Planning Commission
6. Adopt a resolution approving a Contractual Equipment and Services Agreement with RJMS Corporation dba Toyota Material Handling of Northern California for the purchase of a sub-compact sweeper
Resolution No. 11578
Contract No. 23077
7. Adopt a resolution accepting the work with American Asphalt Repair and Resurfacing Co., Inc. for FY 2021-2022 Citywide Park Pathways Resurfacing for ADA Access, Project 1297
Resolution No. 11579
8. Adopt a resolution approving an agreement with Applied Landscape Materials, Inc. to apply composted mulch to landscaped areas in City parks and to amend the 2022-2024 Biennial Budget and Capital Improvement Plan to reappropriate the remaining \$44,813 of CalRecycle Local Assistance Grant funding to Fiscal Year 2024
Resolution No. 11580
Contract No. 23078
9. Pulled - Adopt a resolution approving a lease agreement with Viola Blythe Community Service Center of Newark, Inc.
10. Adopt a resolution approving an amendment to the Contractual Services Agreement with Cal West Lighting & Signal Maintenance for additional traffic signal and street light maintenance services

Resolution No. 11581
Contract No. 20041

11. Pulled - Adopt a resolution approving a lease agreement with Second Chance, Inc.
12. Pulled - Adopt a resolution amending the Biennial Budget and Capital Improvement Plan to consolidate the three Traffic Signal Interconnect Projects, Project 1307, 1308, and 1309 into newly identified Project 1361, and approving a Contractual Services Agreement with Iteris, Inc. for Professional Engineering Services for the Traffic Signal Interconnect Project
13. Adopt a resolution approving a side letter with the Newark Police Management Association and approving an amendment to the salary schedule for the classification of Community Engagement Manager
Resolution No. 11582
14. Adopt a resolution approving a compensation plan for certain positions in the exempt service employee group to amend the Temporary Classifications Schedule of Hourly Wage Rates, and revoking the previous resolution in conformance with California Code of Regulations, Title 2, Section 570.5
Resolution No. 11583
15. Adopt a resolution approving Amendment No. 1 to the Contractual Services Agreement with Lance, Soll & Lunghard, LLP (LSL), Certified Public Accountants, for professional auditing services
Resolution No. 11584
Contract No. 19026
16. Adopt a resolution approving a Project Specific Funding Agreement with Alameda County Transportation Commission for the design and construction phases of Central Avenue Overpass, Project 1014
Resolution No. 11585
Contract No. 23079
17. Adopt a resolution authorizing a 5.0% increase to the solid waste collection, recycling and organics services maximum rates for Calendar Year 2024
Contract No. 11586

NON CONSENT

- D.5** Adopt a resolution reappointing William Fitts to the Planning Commission Resolution No. 11587

Mayor Hannon thanked Mr. Fitts for his decades of service and recommended his reappointment.

No one from the public requested to speak.

Mayor Hannon moved, Council Member Freitas seconded to adopt a resolution for the reappointment of William Fitts to the Planning Commission. The motion passed, 5 AYES.

- D.9** Adopt a resolution approving a lease agreement with Viola Blythe Community Service Center of Newark, Inc.
Resolution No. 11588
Contract No. 23080

- D.11** Adopt a resolution approving a lease agreement with Second Chance, Inc.
Resolution No. 11589
Contract No. 23081

Mayor Hannon considered D.9 and D.11 concurrently. He stated that the Viola Blythe Community Service Center of Newark, Inc. and Second Chance, Inc. provide critical services for the community and recommended approval of their leases.

No one from the public requested to speak.

Mayor Hannon moved, Vice Mayor Collazo seconded to adopt the resolutions approving lease agreements with Viola Blythe Community Service Center of Newark, Inc. and Second Chance, Inc. The motion passed, 5 AYES.

- D.12** Adopt a resolution amending the Biennial Budget and Capital Improvement Plan to consolidate the three Traffic Signal Interconnect Projects, Project 1307, 1308, and 1309 into newly identified Project 1361, and approving a

Contractual Services Agreement with Iteris, Inc. for Professional Engineering Services for the Traffic Signal Interconnect Project
Resolution No. 11590
Contract No. 23082

City Manager stated that he removed this item from the consent calendar to allow Council Members to recuse themselves.

Vice Mayor Collazo announced that she would recuse from this item due to real property and business conflicts of interest. She exited the Council Chambers.

Council Member Jorgens announced that he would recuse due to a real property leasehold conflict of interest. He exited the Council Chambers.

City Manager Benoun stated that this item would consolidate 3 Capital Improvements Projects into one project and would award the contract for the Traffic Signal Interconnect Project.

In response to Council questions, City Engineer Imai stated that a bus preemption for signals could be included in the second phase of the project.

No one from the public requested to speak.

Moved by Council Member Bucci, seconded by Council Member Freitas to adopt a resolution amending the Biennial Budget and Capital Improvement Plan to consolidate the three Traffic Signal Interconnect Projects, Project 1307, 1308, and 1309 into newly identified Project 1361, and approving a Contractual Services Agreement with Iteris, Inc. for Professional Engineering Services for the Traffic Signal Interconnect Project. The motion passed, 3 AYES, 2 RECUSED

Vice Mayor Collazo and Council Member Jorgens returned to the City Council Chambers.

E. PUBLIC HEARINGS

F. OTHER BUSINESS

1. Presentation of the draft Public Art Master Plan update and Council input

Senior Management Analyst Gonzalez introduced Gail Goldman, Gail M. Goldman Associates and Amanda Rawson, Art Builds Community who provided the presentation. Presentation on file with City Clerk.

Adriene Dedic spoke in favor of an Arts Center for the community to participate in creativity. She suggested adding an art display during Newark Days and displaying art in city buildings and the civic center.

Linda Patterson spoke in support of an Art Center as a showplace for children's art and empowerment.

Vice Mayor Collazo stated that an event center could be used as an art center too. She stated that she would like to work on an art fair with the consultants.

Council Member Bucci suggested allowing students to create the art on the utility boxes outside of their schools. He would like walls in the City identified for murals. He suggested exploring a small fee for spray paint purchases to fund art projects.

Mayor Hannon stated that he saw opportunities to incorporate art with the facilities master plan, include an art component with future developments, consider setting aside a portion of the Transient Occupancy Tax for art. He wanted high quality art that survives generations.

G. CITY COUNCIL MATTERS

Council Member Freitas wished everyone a Happy Thanksgiving.

Council Member Bucci thanked Planning Commission Fitts for his continued service. He was excited for the upcoming Costco opening and wished everyone a Happy Thanksgiving.

In response to Council Member Bucci's question, City Manager Benoun stated that the work for the Citywide LED Light Project should commence in 30 days.

Vice Mayor Collazo thanked the veterans for their service. Happy Thanksgiving. She suggested an art display in Magnolia Plaza and closing Thornton Avenue and Magnolia Street for Dia De Los Muertos next year. Shop Newark.

Mayor Hannon stated that American troops are scattered around the world and we need to think about them. He announced that he resented a commendation to William Delucci for his 100th birthday and noted his place in the city's history.

H. CITY MANAGER UPDATES

I. CLOSED SESSION

J. ADJOURNMENT

Mayor Hannon adjourned the meeting at 9:23 p.m.

Sheila Harrington, City Clerk