



# City of Alameda

## Meeting Agenda

### City Council

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Wednesday, November 7, 2018

7:00 PM

City Hall, 2263 Santa Clara Avenue, Council  
Chambers, 3rd Floor, Alameda CA 94501

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#### **SPECIAL MEETING - CLOSED SESSION - 5:00 P.M.**

- 1 Roll Call - City Council**
- 2 Public Comment on Closed Session Items - Anyone wishing to address the Council on closed session items may speak for 3 minutes per item**
- 3 Adjournment to Closed Session to consider:**
  - 3-A** [2018-6064](#) PUBLIC EMPLOYEE APPOINTMENT/HIRING  
[\(60 minutes\)](#) Pursuant to Government Code § 54957  
Title/description of positions to be filled: City Manager
  - 3-B** [2018-6063](#) PUBLIC EMPLOYEE APPOINTMENT/HIRING  
[\(20 minutes\)](#) Pursuant to Government Code § 54957  
Title/description of positions to be filled: Acting/Interim City Attorney and City Attorney
  - 3-C** [2018-6062](#) CONFERENCE WITH LABOR NEGOTIATORS (Government Code  
[\(40 minutes\)](#) section 54957.6)  
CITY NEGOTIATORS: David L. Rudat, Interim City Manager, Elizabeth D. Warmerdam, Assistant City Manager and Nancy Bronstein, Human Resources Director  
EMPLOYEE ORGANIZATIONS: International Brotherhood of Electrical Workers, Local 1245 (IBEW), Electric Utility Professional Association of Alameda (EUPA), Alameda City Employees Association (ACEA), Alameda Police Officers Association Non-Sworn Unit (PANS), and Alameda Management and Confidential Employees Association (MCEA)  
UNDER NEGOTIATION: Salaries and Terms of Employment
- 4 Announcement of Action Taken in Closed Session, if any**  
[2018-6183](#) November 7, 2018 Closed Session Announcement  
**Attachments:** [Announcement](#)
- 5 Adjournment - City Council**

**REGULAR CITY COUNCIL MEETING - 7:00 P.M.****Pledge of Allegiance****1 Roll Call - City Council****2 Agenda Changes****3 Proclamations, Special Orders of the Day and Announcements - Limited to 15 minutes**

**3-A**     [2018-5260](#)     Proclamation Declaring November 7, 2018 as Extra Mile Day. (City Manager 2110)  
              [\(5 minutes\)](#)

**3-B**     [2018-5262](#)     Proclamation Declaring November 15, 2018 as America Recycles Day. (City Manager 2110)  
              [\(5 minutes\)](#)

**3-C**     [2018-6114](#)     Proclamation Declaring November 2018 as National Native American Heritage Month. (City Manager 2110)  
              [\(5 minutes\)](#)

**3-D**     [2018-6115](#)     Proclamation Declaring November 2018 as National Veterans and Military Families Month. (City Manager 2110)  
              [\(5 minutes\)](#)

**4 Oral Communications, Non-Agenda (Public Comment) - A limited number of speakers may address the Council regarding any matter not on the agenda; limited to 15 minutes; additional public comment addressed under Section 8**

[2018-6184](#)     November 7, 2018 Oral Communications Submittal

**Attachments:**     [Submittal](#)

**5 Consent Calendar - Items are routine and will be approved by one motion unless removal is requested by the Council or the public**

**5-A**     [2018-6135](#)     Minutes of the Joint City Council and Successor Agency to the Community Improvement Commission Meeting Held on September 18, 2018 and the Special and Regular City Council Meetings Held on October 2, 2018. (City Clerk)

**5-B**     [2018-6136](#)     Bills for Ratification. (Finance)

**Attachments:**     [Bills for Ratification](#)

**5-C**     [2018-6005](#)     Recommendation to Authorize the Interim City Manager to Negotiate and Execute an Agreement for the Purchase of One Horton F-550 Type I Ambulance in an Amount Not to Exceed \$385,178. (Fire 3200)

**Attachments:**     [Exhibit 1 - Ambulance Quote](#)

**5-D**     [2018-6080](#)     Recommendation to Authorize the Interim City Manager to Execute a

Three Year Contract, in an Amount Not to Exceed \$30,000 Annually for a Total Three-Year Expenditure Amount Not to Exceed \$90,000, with Physio Control for Warranty and Maintenance of Fire Department Advanced Life Support (ALS) Medical Monitors and Equipment. (Fire 3232)

**Attachments:** [Exhibit 1 - Agreement](#)

**5-E**     [2018-6086](#)     Recommendation to Authorize the Interim City Manager to Accept the Work of Lennar Homes, for Tract 8118, Marina Shores. (Public Works 4210310)

**5-F**     [2018-6095](#)     Recommendation to Authorize the Interim City Manager to Execute a One-Year Contract Amendment, with the Option of Three One-Year Extensions, for an Amount not to Exceed \$150,000 Each, for a Total Five Year Expenditure not to Exceed \$750,000 Each, to the Following: BKF, HEI, and Schaaf & Wheeler for On-Call Civil Engineering Consulting Services. (Public Works 310)

**Attachments:** [Exhibit 1 - BKF First Amendment](#)

[Exhibit 2 - BKF Contract](#)

[Exhibit 3 - HEI First Amendment](#)

[Exhibit 4 - HEI Contract](#)

[Exhibit 5 - Schaaf & Wheeler First Amendment](#)

[Exhibit 6 - Schaaf & Wheeler Contract](#)

**5-G**     [2018-6096](#)     Recommendation to Authorize the Interim City Manager to Execute a One-Year Contract Amendment, with the Option of Three One-Year Extensions, for an Amount not to Exceed \$150,000 Each, for a Total Five Year Expenditure not to Exceed \$750,000 Each, to the Following: Baseline Designs, Inc., Habitat Engineering & Forensics, Inc., JMEC Engineering, and Oakley & Oakley for On-Call Structural Engineering Consulting Services. (Public Works 310)

**Attachments:** [Exhibit 1 - Baseline Designs First Amendment](#)

[Exhibit 2 - Baseline Designs Contract](#)

[Exhibit 3 - Habitat Engineering First Amendment](#)

[Exhibit 4 - Habitat Engineering Contract](#)

[Exhibit 5 - JMEC Engineering First Amendment](#)

[Exhibit 6 - JMEC Engineering Contract](#)

[Exhibit 7 - Oakley & Oakley First Amendment](#)

[Exhibit 8 - Oakley & Oakley Contract](#)

**5-H**     [2018-6052](#)     Recommendation to Authorize the Interim City Manager to Execute a Contract in the Amount Not to Exceed \$5,299,614, Including Contingency, to McGuire and Hester for the Cross Alameda Trail -

Ralph Appezzato Memorial Parkway Improvements, No. P.W. 03-18-11; and

Adoption of a Resolution Amending the Fiscal Year 2018-19 Capital Projects Fund Budget for the Cross Alameda Trail (Main to Constitution) Project by \$1,794,060 from Various Funding Sources. (Public Works 310)

**Attachments:** [Exhibit 1 - Contract Resolution](#)

- 5-I [2018-6085](#) Recommendation to Authorize the Interim City Manager to Execute a Three-Year Agreement in an Amount Not to Exceed \$500,000 with Centro Legal de la Raza for Tenant Legal Services; and

Adoption of Resolution Amending the Fiscal Year 2018-19 General Fund Budget of the City Attorney's Office to Appropriate the Remaining \$400,000 for Tenant Legal Services. (City Attorney 001-2310)

**Attachments:** [Exhibit 1 - Request for Proposals](#)  
[Exhibit 2 - Centro Legal Proposal](#)  
[Exhibit 3 - Agreement Resolution](#)

- 5-J [2018-6061](#) Adoption of Resolution Amending Previous Authorization of a Portion of the City Base Allocation and Required Match Amount for Site A/Eden Affordable Senior Project and Affordable Family Project for Application to County Rental Housing Development Fund. (Base Reuse 819099)

**Attachments:** [Resolution](#)

- 5-K [2018-6113](#) Adoption of Resolution Declaring November 11 through 17 United Against Hate Week in the City of Alameda, in Conjunction with the Alameda Unified School Board and other Bay Area Cities. (City Manager 2110)

**Attachments:** [School District Resolution](#)  
[Resolution](#)  
[Correspondence](#)

- 5-L [2018-6106](#) Final Passage of Ordinance Amending the Alameda Municipal Code by Amending Section 30-10 (Cannabis) to (1) Add Cannabis Retail Businesses as Conditionally Permitted Uses in the C-1, Neighborhood Business, and C-M, Commercial-Manufacturing Zoning Districts, (2) Amend Certain Portions of the Zoning Code to Enable Cannabis Retail Businesses to Dispense Non-medicinal or "Adult Use" Cannabis, and

(3) Amend Certain Portions of the Zoning Code to Remove the Dispersion Requirement. (Economic Development)

**Attachments:** [Correspondence](#)

- 5-M**     [2018-6107](#)     Final Passage of Ordinance Amending the Alameda Municipal Code by Amending Article XVI (Cannabis Businesses) of Chapter VI (Businesses, Occupations and Industry) to (1) Eliminate the Cap on Testing Laboratories, (2) Allow for Two Additional Cannabis Businesses to Operate as “Dispensary/Delivery” (Delivery Required) Within the Zoning Districts for Cannabis Retail, (3) Amend the Dispersion Requirement to Require No More Than Two Cannabis Retail Businesses to Operate on Either Side of Grand Street, (4) Create a Two-Tier Buffer Zone from Sensitive Uses for Cannabis Businesses, (4) Amend Certain Portions of the Regulatory Ordinance to Enable Cannabis Retail Businesses to Dispense Non-medicinal or “Adult Use” Cannabis, (5) Modify Requirements for Off-Island Delivery, and (6) Make Other Clarifying or Conforming Amendments thereto. (Economic Development)

**Attachments:** [Correspondence](#)

## **6        Regular Agenda Items**

- 6-A**     [2018-6039](#)     Introduction of Ordinance Approving a Lease Amendment with a  
[\(10 minutes\)](#)     Maximum Three-Year Extension of the Lease with CSI Mini-Storage, LLC, a California Limited Liability Company, for Buildings 338, 608, and 608A-C Located at 50 and 51 West Hornet Avenue at Alameda Point. [Requires four affirmative votes] (Base Reuse 819009)

**Attachments:**   [Exhibit 1 - Leasehold Area](#)  
                         [Exhibit 2 - Original Lease](#)  
                         [Exhibit 3 - Lease Amendment](#)  
                         [Ordinance](#)

- 6-B**     [2018-6097](#)     Introduction of Ordinance Amending the Alameda Municipal Code by  
[\(60 minutes\)](#)     Adding Article XVII (Tobacco Retailers) to Chapter VI (Businesses, Occupations and Industries) to Require Licensing of Tobacco Retailers in the City and to Prohibit the Sale of Flavored Tobacco Products. (City Attorney 2310)

**Attachments:**   [Exhibit 1 - Results of Community Survey](#)  
[Exhibit 2 - Results of Tobacco Control Program Survey](#)  
[Exhibit 3 - Alameda Unified School District Resolution](#)  
[Correspondence - Updated 11-5](#)  
[Presentation](#)  
[Ordinance](#)  
[Submittals](#)

- 7      City Manager Communications - Communications from City Manager**
- 8      Oral Communications, Non-Agenda (Public Comment) - Speakers may address the Council regarding any matter not on the agenda**
- 9      Council Referrals - Matters placed on the agenda by a Councilmember may be acted upon or scheduled as a future agenda item**
- 10     Council Communications - Councilmembers can address any matter not on the agenda, including reporting on conferences or meetings**
- 10-A   [2018-6124](#)    Consideration of Mayor's Nomination for Appointment to the Library Board and Rent Review Advisory Committee.**
- 11     Adjournment - City Council**

- Meeting Rules of Order are available at <https://alamedaca.gov/node/5822>
- Time frames listed for agenda items are only estimates. Discussions on each item could take more or less time. Anyone interested in speaking is encouraged to arrive early rather than relying on the estimates.
- Translators and sign language interpreters will be available on request. Please contact the City Clerk at 510-747-4800 or TDD number 510-522-7538 at least 72 hours prior to the meeting to request a translator or interpreter.
- Equipment for the hearing impaired is available for public use. For assistance, please contact the City Clerk at 510-747-4800 or TDD number 510-522-7538 either prior to, or at, the Council meeting.
- Accessible seating for persons with disabilities, including those using wheelchairs, is available.
- Minutes of the meeting available in enlarged print.
- Video tapes of the meeting are available upon request.
- Please contact the City Clerk at 510-747-4800 or TDD number 510-522-7538 at least 48 hours prior to the meeting to request agenda materials in an alternative format, or any other reasonable accommodation that may be necessary to participate in and enjoy the benefits of the meeting.
- This meeting will be broadcast live on the City's website [www.alamedaca.gov/agendas](http://www.alamedaca.gov/agendas).
- Documents related to this agenda are available for public inspection and copying at the Office of the City Clerk, 2263 Santa Clara Avenue, Room 380, during normal business hours.

- **KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE:** Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City of Alameda exist to conduct the citizen of Alameda's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.
- **FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE OPEN GOVERNMENT COMMISSION:** the address is 2263 Santa Clara Avenue, Room 380, Alameda, CA, 94501; phone number is 510-747-4800; fax number is 510-865-4048, e-mail address is [lweisiger@alamedaca.gov](mailto:lweisiger@alamedaca.gov) and contact is Lara Weisiger, City Clerk.
- In order to assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City accommodate these individuals.