



City of Alameda

Meeting Agenda

City Council

Tuesday, December 18, 2018

7:00 PM

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

SPECIAL MEETING OF THE CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE COMMUNITY IMPROVEMENT COMMISSION (SACIC) - 5:00 P.M.

Pledge of Allegiance

1 Roll Call - CC/SACIC

2 Consent Calendar

2-A [2018-6209](#) Recommendation to Accept the Investment Report for the Quarter
Ending September 30, 2018. [City Council and SACIC] (Finance
2410)

Attachments: [Exhibit 1 - Quarterly Investment Report](#)

2-B [2018-6283](#) Recommendation to Accept the Fourth Quarter Financial Report for the
Period Ending June 30, 2018. [City Council and SACIC] (Finance
2410)

Attachments: [Exhibit 1 - Fourth Quarter Financial Report](#)

3 Adjournment - CC/SACIC

SPECIAL MEETING OF THE CITY COUNCIL - 5:01 P.M.

1 Roll Call - City Council

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

2-A [2018-6320](#) Minutes of the Special and Regular City Council Meetings Held on
November 27, 2018. (City Clerk)

2-B [2018-6322](#) Bills for Ratification. (Finance)

Attachments: [Bills for Ratification](#)

2-C [2018-6166](#) Recommendation to Accept the Work of Suarez and Munoz
Construction, Inc. for Jean Sweeney Open Space Park Phase A, No
P.W. 15-16-09. (Recreation and Parks 280)

- 2-D** [2018-6217](#) Recommendation to Authorize the Interim City Manager to Execute an 18 Month Agreement with CDM Smith in an Amount Not to Exceed \$600,301, Including Contingency, for the Outreach, Planning and Design Services for the Clement Avenue Safety Improvements. (Transportation 91819)

Attachments: [Exhibit 1 - Project Area Map](#)
 [Exhibit 2 - Work Scope](#)
 [Exhibit 3 - Cost Proposal](#)
 [Exhibit 4 - Contract](#)
 [Exhibit 5 - Cost Estimating Memo](#)

- 2-E** [2018-6294](#) Recommendation to Approve Agreement Appointing Michael H. Roush as Interim City Attorney for a Term of No More Than 960 Hours at a Salary of \$113.94 Hourly. (Human Resources 2510)

Attachments: [Exhibit 1 - Agreement](#)

- 2-F** [2018-6138](#) Recommendation to Authorize Participation in Open Property Assessed Clean Energy (PACE), HERO, Ygrene, Figtree and E3 to Operate a Property Assessed Clean Energy Program and Authorize the Interim City Manager to Execute the Member Acknowledgement Forms for Each New Property Assessed Clean Energy Provider;

Adoption of Resolution Consenting to the Inclusion of Properties within the Territory of the City in the California Statewide Communities Development Authority (CSCDA) Open PACE Programs; Authorizing the California Statewide Communities Development Authority to Accept Applications from Property Owners, Conduct Contractual Assessment Proceedings and Levy Contractual Assessments within the Territory of the City; and Authorizing Related Actions;

Adoption of Resolution Consenting to Inclusion of Properties within the City's Jurisdiction in the California HERO Program to Finance Distributed Generation Renewable Energy Sources, Energy and Water Efficiency Improvements and Electric Vehicle Charging Infrastructure and Approving the Amendment to a Certain Joint Powers Agreement Related Thereto;

Adoption of Resolution Consenting to Inclusion of Properties within the City's Jurisdiction in the Golden State Finance Authority Community Facilities District to Finance Renewable Energy Improvements, Energy Efficiency and Water Conservation Improvements and Other Authorized Improvements and Approving Associate Membership in the Joint Exercise of Powers Authority Related Thereto;

Adoption of Resolution Joining the Figtree Pace Program; Authorizing the California Enterprise Development Authority to Conduct Contractual Assessment Proceedings and Levy Contractual Assessments within the Territory of the City of Alameda; and Authorizing Related Actions; and

Adoption of Resolution Consenting to the Inclusion of Properties within the Territory of the City in the California Municipal Finance Authority Open PACE Programs; Authorizing the California Municipal Finance Authority to Accept Applications from Property Owners, Conduct Contractual Assessment Proceedings and Levy Contractual Assessments within the Territory of the City; and Authorizing Related Actions. (Public Works 274.1)

Attachments: [Exhibit 1 - Acknowledgement Forms and Agreement Resolution - Open PACE](#)
[Resolution - HERO](#)
[Resolution - Ygrene](#)
[Resolution - Figtree](#)
[Resolution - E3](#)

2-G [2018-6179](#) Adoption of a Resolution Amending Resolution No. 9460 to Reflect Current Positions and Entities to be Included in the City of Alameda's Conflict of Interest Code and Rescind Resolution No. 15230. (City Attorney 2310)

Attachments: [Resolution](#)

2-H [2018-5996](#) Adoption of Resolution Declaring Canvass of Returns and Results of the Consolidated General Municipal Election Held on Tuesday, November 6, 2018, including Enacting Ordinance No. 3231 N.S. Amending the Alameda Municipal Code by Adding Section 3-63 (Transaction and Use Tax) to Division IX (Taxes) of Article II (Taxation) of Chapter III (Finance and Taxation) Imposing a Transaction and Use Tax to be Administered by the California Department of Tax and Fee Administration. (City Clerk 2220)

Attachments: [Exhibit 1 - Certificates of Election Results Resolution](#)

2-I [2018-6308](#) Final Passage of Ordinance Amending the Alameda Municipal Code by Amending Section 30-5.15 of Chapter XXX (Zoning Ordinance) to Adopt New Bird-Safe Building Standards and Update Outdoor Lighting Regulations Consistent with Dark Skies Standards. [The proposed amendment is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15061(b) (3), 15305, 15307, and 15183.] (Planning, Building and

Transportation 481001)

- 2-J [2018-6309](#) Final Passage of Ordinance Amending the Alameda Municipal Code by Amending Various Provisions of Article XVI (Cannabis Businesses) of Chapter VI (Businesses, Occupations and Industry), Including but not Limited to (a) Modify the Definition of “Youth Centers” as a Sensitive Use, Including Specifically Excluding Certain Uses (Martial Arts/Combat Sports, Cultural or Similar Education, and Physical Fitness); (b) Modify the Definition of “Cannabis Business Owner” to Conform with State Law; and (c) Make Any Other Conforming Amendments. (Community Development 481007)

Attachments: [Correspondence - Updated 12-10](#)

- 2-K [2018-6311](#) Final Passage of Ordinance Amending Alameda Zoning Map for the Property on the West Side of McKay Avenue (APN 74-1305-26-2) to Remove the G Government Combining District Designation to Allow for Private Use of the Property for a Wellness Center. (Community Development 481001)

Attachments: [Correspondence - Updated 12-18](#)

REGULAR CITY COUNCIL MEETING - 7:00 P.M.

1 Roll Call

1-A Resolutions Acknowledging Service and Farewell Comments

[2018-6323](#) Adoption of Resolution Commending Frank Matarrese for Four Years of Service to the City of Alameda as Councilmember.

[2018-6324](#) Adoption of Resolution Commending Trish Herrera Spencer for Four Years of Service to the City of Alameda as Mayor.

Recess will be called by 7:45 p.m. and the meeting will reconvene at 8:00 p.m. as required by City Charter Section 2-6

REORGANIZATION OF COUNCIL

Installation - Oaths of Office

OFFICE OF MAYOR

Marilyn Ezzy Ashcraft

OFFICE OF CITY COUNCILMEMBER

John Knox White

Tony Daysog

Jim Oddie

- 1-B Roll Call - New City Council**
 - 1-C Consideration of Appointment of Vice Mayor**
 - 1-D Poem by Poet Laureate Gene Kahane**
 - 1-E Comments by New Council**
 - 2 Agenda Changes**
 - 3 Proclamations, Special Orders of the Day and Announcements**
 - 4 Oral Communications Non-Agenda (Public Comment)**
 - 5 Consent Calendar - Items are routine and will be approved by one motion unless removal is requested by the Council or the public**
- None.
- 6 Regular Agenda Items**
- None.
- 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**
 - 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.
- 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 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.