

CITY OF NEWARK CITY COUNCIL

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

City Administration Building
7:30 p.m.
City Council Chambers

AGENDA

Thursday, November 12, 2015

CITY COUNCIL:

Alan L. Nagy, Mayor
Sucy Collazo, Vice Mayor
Luis L. Freitas
Michael K. Hannon
Mike Bucci

CITY STAFF:

John Becker
City Manager
Terrence Grindall
Assistant City Manager
Susie Woodstock
Administrative Services Director
Sandy Abe
Human Resources Director
Peggy A. Claassen
Public Works Director
Jim Leal
Police Chief
David Zehnder
Recreation and Community
Services Director
David J. Benoun
City Attorney
Sheila Harrington
City Clerk

Welcome to the Newark City Council meeting. The following information will help you understand the City Council Agenda and what occurs during a City Council meeting. Your participation in your City government is encouraged, and we hope this information will enable you to become more involved. The Order of Business for Council meetings is as follows:

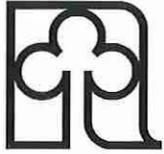
- | | |
|-------------------------------------|-------------------------|
| A. ROLL CALL | I. COUNCIL MATTERS |
| B. MINUTES | J. SUCCESSOR AGENCY |
| C. PRESENTATIONS AND PROCLAMATIONS | TO REDEVELOPMENT AGENCY |
| D. WRITTEN COMMUNICATIONS | K. ORAL COMMUNICATIONS |
| E. PUBLIC HEARINGS | L. APPROPRIATIONS |
| F. CITY MANAGER REPORTS | M. CLOSED SESSION |
| G. CITY ATTORNEY REPORTS | N. ADJOURNMENT |
| H. ECONOMIC DEVELOPMENT CORPORATION | |

Items listed on the agenda may be approved, disapproved, or continued to a future meeting. Many items require an action by motion or the adoption of a resolution or an ordinance. When this is required, the words **MOTION**, **RESOLUTION**, or **ORDINANCE** appear in parenthesis at the end of the item. If one of these words does not appear, the item is an informational item.

The attached *Agenda* gives the **Background/Discussion** of agenda items. Following this section is the word **Attachment**. Unless "none" follows **Attachment**, there is more documentation which is available for public review at the Newark Library, the City Clerk's office or at www.newark.org. Those items on the Agenda which are coming from the Planning Commission will also include a section entitled **Update**, which will state what the Planning Commission's action was on that particular item. **Action** indicates what staff's recommendation is and what action(s) the Council may take.

Addressing the City Council: You may speak once and submit written materials on any listed item at the appropriate time. You may speak once and submit written materials on any item not on the agenda during **Oral Communications**. To address the Council, please seek the recognition of the Mayor by raising your hand. Once recognized, come forward to the lectern and you may, but you are not required to, state your name and address for the record. Public comments are limited to five (5) minutes per speaker, subject to adjustment by the Mayor. Matters brought before the Council which require an action may be either referred to staff or placed on a future Council agenda.

No question shall be asked of a council member, city staff, or an audience member except through the presiding officer. No person shall use vulgar, profane, loud or boisterous language that interrupts a meeting. Any person who refuses to carry out instructions given by the presiding officer for the purpose of maintaining order may be guilty of an infraction and may result in removal from the meeting.



CITY OF NEWARK CITY COUNCIL

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

City Administration Building
7:30 p.m.
City Council Chambers

AGENDA

Thursday, November 12, 2015

A. ROLL CALL

B. MINUTES

- B.1 Approval of Minutes of the regular City Council meeting of Thursday, October 22, 2015. (MOTION)**

C. PRESENTATIONS AND PROCLAMATIONS

C.1 Introduction of employees.

Background/Discussion – Newly hired Public Works General Laborer Francisco Aguirre and recently promoted Senior Building Mechanic Jim Murray will be at the meeting to be introduced to the City Council.

C.2 Commending Newark Days Committee members. (COMMENDATION)

Background/Discussion – Newark Days was held September 17-20, 2015, and celebrated the City's 60th birthday. Members of the Newark Days Committee (Committee) volunteer their time and effort to ensure a successful event. Members of the Committee will accept a commendation at the City Council meeting.

D. WRITTEN COMMUNICATIONS

E. PUBLIC HEARINGS

F. CITY MANAGER REPORTS

(It is recommended that Items F.1 through F.4 be acted on simultaneously unless separate discussion and/or action is requested by a Council Member or a member of the audience.)

CONSENT

F.1 Authorization for the City to accept the Office of Traffic Safety (OTS) “Avoid the 21” DUI enforcement campaign grant award, authorize the Police Chief to sign the Memorandum of Understanding, and amend the 2014-2016 Biennial Budget – from Police Chief Leal. (RESOLUTION)

Background/Discussion – Every year in communities throughout the state, irresponsible drinking and driving causes collisions, which result in significant injuries, as well as fatalities. Historically the “Avoid the 21” DUI enforcement campaign has been a joint effort of agencies within Alameda County whose goal is to crack down on drivers under the influence by conducting sobriety checkpoints during winter and spring mobilizations. Over the past seven years, the Newark Police Department has received grant funding from the Office of Traffic Safety (OTS) to support DUI enforcement campaigns. The Livermore Police Department facilitated this process for all allied agencies in Alameda County beginning in fiscal year 2008-2009 through 2012-2013 with the Hayward Police Department serving as the “pass through” agency since then. Grant funds were used to cover overtime costs associated with conducting a number of saturation patrols, DUI checkpoints, and warrant sweeps, in addition to participating in multi-agency task forces.

The Hayward Police Department will continue to facilitate this process for fiscal year 2015-2016. An award was granted and the Newark Police Department will receive funding in the amount of \$14,540 for saturation patrols, a DUI checkpoint, and a warrant sweep.

Attachment

Action - It is recommended that the City Council, by resolution, accept the Office of Traffic Safety (OTS) “Avoid the 21” DUI enforcement campaign grant award, authorize the Police Chief to sign the Memorandum of Understanding, and amend the 2014-2016 Biennial Budget.

F.2 Adopting a Compensation Plan for Certain Positions in the Exempt Service Employee Group to amend the Hourly Wage Rate Schedule for Part-Time, Seasonal, and Temporary (PST) Classifications; and Revoking Resolution No. 10,293 – from Human Resources Director Abe. (RESOLUTION)

Background/Discussion – The Schedule of Part-time, Seasonal, and Temporary (PST) Classifications provides a list of hourly wage rates for temporary positions. In consideration of California’s January 1, 2016 minimum wage increase from \$9.00 to \$10.00 per hour, this schedule was recently reviewed and the following amendments are recommended:

- Renaming Building Attendant to Customer Service Representative and increasing the hourly pay range by one dollar for minimum wage compliance.
- Renaming Senior Building Attendant to Senior Customer Service Representative and increasing the starting hourly pay by one dollar for internal wage alignment.

- Establishing new classifications for Café Worker I and Café Worker II to specify job duties and mandated food safety handling requirements. The recommended pay ranges are aligned with customer service classifications in Recreation.
- Increasing the hourly pay for General Maintenance Worker I; Lifeguard I and II; and Recreation Leader I and II by one dollar for minimum wage compliance and for appropriate salary relationships within each classification series.
- Increasing the hourly pay ranges for Police Services Aide I and II for recruitment and retention purposes.
- Updating the hourly rates for Public Safety Dispatcher and Red Light Photo Enforcement Technician for consistency with regular positions performing similar duties.

The recommended amendments are specified and highlighted on the attached Schedule of Hourly Wage Rates for January 1, 2016.

Attachment

Action - It is recommended that the City Council, by resolution, adopt a Compensation Plan for certain positions in the Exempt Service Employee Group to amend (as attached) the Schedule of Hourly Wage Rates for Part-Time, Seasonal, and Temporary (PST) Classifications effective January 1, 2016; and to revoke Resolution No. 10,293.

F.3 Authorization for the purchase of three (3) new, replacement vehicles for the Police Department from Folsom Lake Ford and outfitting by Classic Graphics and Lehr – from Maintenance Supervisor Connolly. (RESOLUTION)

Background/Discussion – The 2014 – 2016 Biennial Budget for Fiscal Year 2015 – 2016 includes funding for the replacement of five (5) vehicles currently used by the Police Department as a part of the Equipment Replacement Budget. The replacements will be accomplished in two phases over the course of this fiscal year. The first phase will be for three (3) vehicles.

Authorization is requested to participate in an intergovernmental procurement process for the purchase of three (3) 2016 Ford SUV Utility Interceptors.

An intergovernmental procurement process (also known as a “piggyback”) is an alternative option to Newark’s formal bidding process. By piggybacking onto another agency’s contract, the City would save the cost and time associated with the formal bid process but be able to be assured of competitive set prices established by another agency’s formal bidding process.

Upon completion of a formal bidding process, the State of California entered into a master contract and a procurement contract with Folsom Lake Ford for the purchase of vehicles. This contract is in effect through June 29, 2017, and includes a provision to allow other agencies to participate.

The competitive process used by the State of California has been reviewed by the Public Works Department and satisfies the City of Newark's requirements for the proposed vehicle purchases.

Based upon the State of California contract with Folsom Lake Ford, the vehicles will cost \$121,272.33. The vehicle cost does not include outfitting which is estimated not to exceed \$58,500. The outfitting is based on specialized vendor quotes.

Action - It is recommended that the City Council, by resolution, authorize the purchase of three (3) new 2016 Ford SUV Utility Interceptors from Folsom Lake Ford for \$121,272.33 through the intergovernmental procurement process and outfitting by Classic Graphics and Lehr not to exceed \$58,500.

F.4 Approval of the final map for Tract 8208, a 281-unit residential subdivision entitled Continental Residential, Inc. (formally known as Prima Residential) at Cedar Boulevard and Cedar Court – from Assistant City Engineer Fajeau. (RESOLUTION)

Background/Discussion – On October 23, 2014, the City Council approved Vesting Tentative Tract Map 8208 for a 281-unit residential subdivision on a 16.25-acre site located at Cedar Boulevard and Cedar Court (formerly 5699 Mowry Avenue). Continental Residential, Inc. (formerly known as Prima Residential) has submitted the required fees, bonds, and other documents for approval of the final map for Tract 8208. Off-site improvements on Cedar Boulevard include a new traffic signal at the main private street entrance, a new decorative wall and landscaping on the opposite side of the street between the southern project boundary and Moores Avenue, frontage sidewalk and landscaping, utility connections, and pavement resurfacing. A secondary private street access will also be provided off of Cedar Court as along with frontage landscaping and pavement resurfacing. Recording of the final map and issuance of subsequent permits and approvals for construction activity will be at the discretion of the City Engineer.

Attachment

Action – It is recommended that the City Council, by resolution, approve the final map for Tract 8208, a 281-unit residential subdivision entitled Continental Residential, Inc. (formerly known as Prima Residential) located at Cedar Boulevard and Cedar Court.

G. CITY ATTORNEY REPORTS

H. ECONOMIC DEVELOPMENT CORPORATION

I. CITY COUNCIL MATTERS

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

K. ORAL COMMUNICATIONS

L. APPROPRIATIONS

Approval of Audited Demands for the City Council meeting of November 12, 2015. (MOTION)

M. CLOSED SESSION

N. ADJOURNMENT

Pursuant to Government Code 54957.5: Supplemental materials distributed less than 72 hours before this meeting, to a majority of the City Council, will be made available for public inspection at this meeting and at the City Clerk's Office located at 37101 Newark Boulevard, 5th Floor, during normal business hours. Materials prepared by City staff and distributed during the meeting are available for public inspection at the meeting or after the meeting if prepared by some other person. Documents related to closed session items or are exempt from disclosure will not be made available for public inspection.

For those persons requiring hearing assistance, please make your request to the City Clerk two days prior to the meeting.