



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

Minutes

Thursday, November 13, 2014

A. ROLL CALL

Mayor Nagy called the meeting to order at 7:30 p.m. Present were Council Members Collazo, Freitas, Marshall, and Vice Mayor Apodaca.

B. MINUTES

B.1 Approval of Minutes of the regular City Council meeting of Thursday, October 23, 2014.

Council Member Marshall moved, Council Member Collazo seconded, to approve the Minutes of the regular City Council meeting. The motion passed, 5 AYES.

C. PRESENTATIONS AND PROCLAMATIONS

C.1 Introduction of employees.

Mayor Nagy introduced recently hired Public Works Department employees: General Laborer - Mike Mulhearn, Associate Civil Engineer - Raminder Bola, and Streets Maintenance Worker I - J.R. Mattos.

C.2 Proclaiming November 15-23, 2014, as National Hunger and Homelessness Awareness Week in Newark. (PROCLAMATION)

Mayor Nagy presented the proclamation to Jason Blair, Housing Programs Director, Abode Services.

D. WRITTEN COMMUNICATIONS

E. PUBLIC HEARINGS

E.1 Hearing to consider an Initial Study and Mitigated Negative Declaration; and an Architectural and Site Plan Review, to construct a new, approximately 145,408 square foot four-story self-storage warehouse at the southeast corner of Fircrest Street and Overlake Place (APN: 537-460-013).

RESOLUTION NO. 10289
RESOLUTION NO. 10290

Assistant City Manager Grindall gave the staff report recommending approval of the four-story self-storage warehouse. The project would be an expansion of the existing Public Storage warehouse located south of the subject site on an adjacent parcel.

Mayor Nagy opened the public hearing at 7:42 p.m.

Jim Fitzpatrick, representing the applicant, said that he had read the resolutions and agreed to the conditions.

Mayor Nagy closed the public hearing at 7:43 p.m.

Council Member Collazo moved, Council Member Marshall seconded to by resolutions: (1) make certain findings and adopting an Initial Study and Mitigated Negative Declaration for a self-storage facility (Public Storage) at 6800 Overlake Place; and (2) approve ASR-14-19, an Architectural and Site Plan Review for a self-storage facility (Public Storage) at 6800 Overlake Place. The motion passed, 5 AYES.

**E.2 Hearing to consider an Initial Study and Mitigated Negative Declaration; an Architectural and Site Plan Review, to construct a new, approximately 135,884 square foot three-story self-storage warehouse at 6649 Central Avenue (APN's: 092-0074-007; 092-0074-008). RESOLUTION NO. 10291
RESOLUTION NO. 10292**

Assistant City Manager Grindall gave the staff report recommending approval of three-story personal storage warehouse on a vacant parcel.

Mayor Nagy opened the public hearing at 7:46 p.m.

Mr. Venkata Vemireddy, on behalf of the applicant, stated said that he had read the resolutions and agreed to the conditions.

Mayor Nagy closed the public hearing at 7:49 p.m.

Council Member Marshall moved, Council Member Collazo seconded to by resolutions: (1) make certain findings and adopting an Initial Study/Mitigated Negative Declaration for a self-storage facility (Three Sixty Storage Center) at 6649 Central Avenue; and (2) approve ASR-14-30, an Architectural and Site Plan Review for a self-storage facility (Three Sixty Storage Center) at 6649 Central Avenue. The motion passed, 5 AYES.

F. CITY MANAGER REPORTS

Mayor Nagy requested that Consent Calendar Item F.4 be removed for separate consideration.

Council Member Collazo moved, Council Member Marshall seconded, to approve Consent Calendar Items F.1 through F.3, that the resolutions and ordinance be numbered consecutively, and that reading of the titles suffice for adoption. The motion passed, 5 AYES.

CONSENT

- F.1 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. 10,198. RESOLUTION NO. 10293**
- F.2 Cancellation of the December 25, 2014, City Council meeting. MOTION APPROVED**
- F.3 Second reading and adoption of an ordinance amending Chapter 17.18 (Affordable Housing Program) of the Newark Municipal Code by exempting residential additions from the Housing Impact Fee. ORDINANCE NO. 477**

NONCONSENT

- F.4 Second reading and adoption of an ordinance amending amend Title 17 (Zoning), Section 17.44.010 of the Newark Municipal Code to change the zoning for an approximately 10 acre portion of Vesting Tentative Map 8208 from CC (Community Commercial) to R-2500 (Medium Density Residential – 2,500) for the Prima Project. ORDINANCE NO. 478**

Mayor Nagy stated that he pulled this from the Consent Calendar to allow him to recuse from participating since he owns property within 500 feet of the item. Mayor Nagy left the City Council Chambers and Vice Mayor Apodaca chaired this portion of the City Council Meeting.

City Manager Becker recommended approval of the second reading of the ordinance.

Council Member Collazo moved, Council Member Marshall seconded to approve an ordinance amending Title 17 (Zoning), Section 17.44.010 of the Newark Municipal Code to change the zoning for an approximately 10 acre portion of Vesting Tentative Map 8208 from CC (Community Commercial) to R-2500 (Medium Density Residential – 2,500). The motion passed, 4 AYES, 1 RECUSED (Nagy).

Mayor Nagy returned to the City Council chambers.

F.5 Approval of solid waste collection and recycling services rates for 2015 with an increase of 4.3% over 2014 rates, authorize use of Waste Augmentation Fund for payment of the Service Charge Fee and amend the 2014-2016 Biennial Budget. RESOLUTION NO. 10294

Administrative Services Director Woodstock gave the staff report recommending approval. The increase is combination of the annual adjustment set by formula based on consumer price indices per the City's agreements with Republic Services, Inc. and BLT Enterprises of Fremont(BLT) and the Service Charge Fee per the agreement reached with BLT earlier this year.

Vice Mayor Apodaca moved, Council Member Collazo seconded to, by resolution, (1) establish the maximum rates for solid waste collection and recycling services and (2) authorize use of the Waste Augmentation Fund to pay a portion of the Service Charge Fee and (3) amend the 2014-2016 Biennial Budget. The motion passed, 5 AYES.

G. CITY ATTORNEY REPORTS

G.1 Claim of Alfredo Sy. MOTION APPROVED

City Attorney Benoun gave the staff report recommending denial of the claim.

Council Member Collazo moved, Council Member Marshall seconded, to deny the claim and directed staff to notify the claimant of such denial. The motion passed, 5 AYES.

H. ECONOMIC DEVELOPMENT CORPORATION

I. CITY COUNCIL MATTERS

I.1 Appointment of Faye Hall to the Tri-City Elder Coalition Volunteer Community Board. RESOLUTION NO. 10295

Mayor Nagy recommended the appointment of Senior Citizen Standing Advisory Committee member Faye Hall to the Tri-City Elder Coalition Volunteer Community Board for a two year term.

Vice Mayor Apodaca moved, Council Member Collazo seconded to, by resolution, appoint Faye Hall to the Tri-City Elder Coalition Volunteer Community Board. The motion passed, 5 AYES.

- I.2 Mayor Nagy thanked Vice Mayor Apodaca and Council Member Marshall for their service to the community.
- I.3 The City Council thanked the citizens for passing Measure Y, the Utility Users Tax Measure.
- I.4 Council Member Collazo encouraged the public to contribute to local organizations that provide meals on Thanksgiving.

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

K. ORAL COMMUNICATIONS

- K.1 Tabatha Sandoval encouraged the City Council to adopt the Hero Program, an energy efficiency financing program. She suggested they check the Hero website for more details on the program.

L. APPROPRIATIONS

City Clerk Harrington read the Register of Audited Demands: Check numbers 102882 to 103060.

Council Member Marshall moved, Council Member Collazo seconded, to approve the Register of Audited Demands. The motion passed, 5 AYES.

M. CLOSED SESSION

N. ADJOURNMENT

At 8:11 p.m. Mayor Nagy adjourned the City Council meeting.

SHEILA HARRINGTON
City Clerk