



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, May 26, 2016

A. ROLL CALL

Mayor Nagy called the meeting to order at 7:32 p.m. Present were Council Members Hannon, Collazo, and Vice Mayor Freitas.

Council Member Bucci was noted absent.

B. MINUTES

B.1 Approval of Minutes of the regular City Council meeting of Thursday, May 12, 2016.

Council Member Hannon moved, Council Member Collazo seconded, to approve the Minutes of the City Council meeting. The motion passed, 4 AYES, 1 ABSENT.

C. PRESENTATIONS AND PROCLAMATIONS

C.1 Presentation of Awards for Students, Teacher, and Classified Employee of the Year.

Mayor Nagy, Newark Rotary Club President Sucy Collazo and Youth Services Chair Arvind Saxena presented the awards. The Students of the Year were: Madison Adams, Tadashi Kawabata, Emma Tayao, Aanchal Patel, Grace Ramos, Ethan Sychangco, Vina Le, Jessica Dang, Estaina Resendiz Ortiz, Emily Williams, Litzzy Mendoza Gallardo, Sally Tran, and Ana Cuevas. Certificated Employee of the Year Veronica Bollwerk and Classified Employee of the Year Juli Borrego

Mayor Nagy called a recess at 7:41 p.m. The meeting resumed at 7:51 p.m.

C.2 Proclaiming June as Celebrating Business Month in Newark.

Mayor Nagy presented the proclamation to Chamber President/CEO Valerie Boyle and Board Chair David Bible.

D. WRITTEN COMMUNICATIONS

E. PUBLIC HEARINGS

F. CITY MANAGER REPORTS

Council Member Collazo moved, Council Member Hannon seconded, to approve Consent Calendar Items F.1 through F.3, that the resolutions be numbered consecutively, and that reading of the titles suffice for adoption of the resolutions. The motion passed, 4 AYES, 1 ABSENT.

CONSENT

- F.1 Authorize the Administrative Services Director to submit applications for payment programs and related authorizations through the Department of Resources Recycling and Recovery (CalRecycle). RESOLUTION NO. 10499**
- F.2 Authorization for the City Manager to sign an Agreement with the Newark Chamber of Commerce for promotional services and for the rental of office space at 35501 Cedar Boulevard. RESOLUTION NO. 10500
CONTRACT NO. 16023**
- F.3 Authorization for the Mayor to sign an agreement with *The Tri-City Voice* for legal advertising services for Fiscal Year 2016-2017. RESOLUTION NO. 10501
CONTRACT NO. 16024**

NONCONSENT

- F.4 Direction to file Annual Reports and intention to order improvements for Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 10, 11, 13, 15, 16, 17, and 18 and setting June 23, 2016 for the public hearing. RESOLUTION NOS. 10502 - 10503**

Council Member Collazo announced that she owns properties within Districts 10 and 11. She recused herself from participating and left the City Council Chambers.

City Manager Becker stated that the Landscaping and Lighting Districts provide funding for the operation and maintenance of certain landscaping and lighting improvements.

Council Member Hannon moved, Vice Mayor Freitas seconded to, by resolutions, direct the filing of annual reports for Landscaping and Lighting District Nos. 1, 2, 4, 6, 7, 10, 11, 13, 15, 16, 17, and 18 in accordance with the provisions in the Landscaping and Lighting

Act of 1972 and confirm the intent to order the improvements by setting the date for the annual public hearings for these districts for June 23, 2016. The motion passed, 3 AYES, 1 RECUSED, 1 ABSENT.

Council Member Collazo returned to the City Council Chambers.

G. CITY ATTORNEY REPORTS

H. ECONOMIC DEVELOPMENT CORPORATION

I. CITY COUNCIL MATTERS

The entire City Council thanked the volunteers who were honored earlier in the week at the 2016 Volunteer Recognition Ceremony.

Mayor Nagy requested that the public think about the meaning of Memorial Day.

Council Member Collazo encouraged people to volunteer and shop Newark.

Vice Mayor Freitas thanked the staff members who organized the volunteer ceremony.

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 May 26, 2016.

City Clerk Harrington read the Register of Audited Demands: Check numbers 107778 to 107894.

Council Member Freitas moved, Council Member Collazo seconded, to approve the Register of Audited Demands. The motion passed, 4 AYES, 1 ABSENT.

M. CLOSED SESSIONS

- M.1 Closed session for conference with Legal Counsel pursuant to Government Code Section 54956.9(b), Anticipated Litigation: Two cases – from Human Resources Director Abe and City Attorney Benoun.**

M.2 Closed Session for Conference with Legal Counsel pursuant to Government Code Section 54956.9(d)(1), Existing Litigation, Allstate v. City of Newark, Alameda County Superior Court Case No. HG15794244 – from City Attorney Benoun.

At 8:06 p.m. the City Council recessed to a closed session.

At 8:34 p.m. the City Council convened in closed session.

At 9:37 p.m. the City Council reconvened in open session with all Council Members present.

City Attorney Benoun announced that there was no reportable action for Closed Sessions M.1. For M.2 the City Council voted 4 AYES, 1 ABSENT to accept the plaintiff's settlement offer of payment from the City to the plaintiff in the amount of \$72,000. The City Manager was authorized to execute any and all documents necessary for this settlement.

N. ADJOURNMENT

At 9:37 p.m. Mayor Nagy adjourned the City Council meeting.