



# CITY OF NEWARK CITY COUNCIL

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

## Minutes

Thursday, October 12, 2017

### A. ROLL CALL

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

### B. MINUTES

#### B.1 Approval of Minutes of the City Council meeting of September 28, 2017. MOTION APPROVED

Council Member Collazo moved, Council Member Freitas 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 newly hired Police Officer Travis Lenz and recently promoted General Maintenance Worker Hernan Flores.

#### C.2 Proclaiming October 25, 2017 as Unity Day.

Mayor Nagy presented the proclamation to Stacey Kenison.

#### C.3 Proclaiming October as National Domestic Violence Awareness Month and Presentation from Shelter Against Violent Environments.

Mayor Nagy presented the proclamation to Dr. Yasi Safinya-Davies, Executive Director of SAVE who also made a few comments.

### D. WRITTEN COMMUNICATIONS

### E. PUBLIC HEARINGS

**F. CITY MANAGER REPORTS**

Council Member Hannon requested that Item F.4 be pulled for separate consideration.

Council Member Collazo moved, Council Member Freitas 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 and ordinance. The motion passed, 5 AYES.

**CONSENT**

- F.1 Second reading and adoption of an Ordinance adding Chapter 5.40 (Special Event Permit) to Title 5 (Business Licenses and Regulations) of the Newark Municipal Code to require a permit for special events held in the City of Newark (Continued from September 28, 2017).**

**ORDINANCE NO. 501**

- F.2 Amending City of Newark Records Retention Schedule.**

**RESOLUTION NO. 10710**

- F.3 Approval of the Senate Bill 1 Road Repair and Accountability Act of 2017 Fiscal Year 2017-18 Project List, and amendment of the 2016-2018 Biennial Budget for Fiscal Year 2017-18.**

**RESOLUTION NO. 10711**

**NONCONSENT**

- F.4 Approval of an amendment to the Biennial Budget and Capital Improvement Plan 2016 – 2018 to reclassify one part-time Community Preservation Specialist to full-time.**

**RESOLUTION NO. 10712**

Council Member Hannon stated that he supported this item; however, he would like a code enforcement presentation at a future City Council meeting to gain a better understanding of the process. The City Council concurred with this request. City Manager Becker estimated that the presentation would be ready by early in the new calendar year.

Council Member Hannon moved, Vice Mayor Bucci seconded to approve by resolution: an amendment to the Biennial Budget and Capital Improvement Plan 2016 – 2018 to reclassify one part-time Community Preservation Specialist to full-time. The motion passed, 5 AYES.

**G. CITY ATTORNEY REPORTS**

**H. ECONOMIC DEVELOPMENT CORPORATION****I. CITY COUNCIL MATTERS**

Mayor Nagy stated that recent events were a reminder that everyone should have a response plan for their family in disasters.

Vice Mayor Bucci stated that mutual aid was sent to help with the wildfire response. He wished his father-in-law a speedy recovery. He stated that he was participating in the Real Men Wear Pink Campaign to raise awareness and money for cancer research.

Council Member Collazo stated that people should schedule health checks in October. She noted that Hispanic Heritage month runs from September 15 to October 15. She stated that Dia de los Muertos would be held on October 22 at Magnolia Plaza.

Council Member Hannon thanked the public safety responders who are assisting throughout the state. He stated that people need to check in on neighbors periodically.

Council Member Freitas commended the Public Works Department for the various projects completed at the Silliman Center in the last year.

Alameda County Fire Department Division Chief Moore and Newark Police Chief Carroll gave an update on the mutual aid response to the wildfires in California.

**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 October 12, 2017.**  
**MOTION APPROVED**

City Clerk Harrington read the Register of Audited Demands: Check numbers 112411 to 112524.

Council Member Freitas moved, Vice Mayor Bucci seconded, to approve the Register of Audited Demands. The motion passed, 5 AYES.

**M. CLOSED SESSION**

**M.1 Closed Session - Liability Claims  
Government Code Section 54956.95  
Claimants: Lagina Lillard-Marks, Minor 1, Minor 2, Minor 3, Robinetta  
Varner, Tina Howard, and Lisa Standley  
Agency claimed against: City of Newark**

At 8:03 p.m. the City Council recessed to a closed session.

At 8:08 p.m. the City Council convened in closed session.

At 8:40 p.m. the City Council reconvened in open session with all Council Members present.

City Attorney Benoun announced that the City Council authorized and directed city staff to tender payment to all 7 claimants a total of \$45,000 in exchange for all claimants signing a release that would forever waive any and all claims against the City in connection with a tree failure at Birch Grove Park on July 14, 2016, at or around 6:15 p.m.

**N. ADJOURNMENT**

Mayor Nagy adjourned the meeting at 8:40 p.m.

SHEILA HARRINGTON  
City Clerk