

**CITY OF FOSTER CITY/
ESTERO MUNICIPAL IMPROVEMENT DISTRICT/
FOSTER CITY COMMUNITY DEVELOPMENT AGENCY**

REGULAR MEETING OF MARCH 1, 2010

MINUTES

CALL TO ORDER OF FOSTER CITY COMMUNITY DEVELOPMENT AGENCY BOARD

The Regular Meeting of March 1, 2010 of the Community Development Agency (CDA) of the City of Foster City was called to order at 7:30 p.m. in the Council Chambers, 620 Foster City Boulevard, Foster City, San Mateo County, California, by Chair Wykoff.

ROLL CALL

The Secretary called the roll:

PRESENT: Members Charlie Bronitsky, Pam Frisella, Art Kiesel, Linda Koelling, and Chair Rick Wykoff.

ABSENT: None.

STAFF PRESENT: James C. Hardy, Executive Director/Treasurer and Doris L. Palmer, CDA Secretary.

CONSENT CALENDAR

Motion by Member Kiesel, seconded by Member Frisella, and carried unanimously, 5-0-0, to adopt the Minutes of the Regular Meeting of February 16, 2010 on the CDA Consent Calendar.

ADJOURNMENT

Hearing no objection from the CDA Board, Chair Wykoff adjourned the meeting. Meeting adjourned at 7:31 p.m.

CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS

The Regular Meeting of March 1, 2010 of the City Council of the City of Foster City, sitting as said Council and as ex officio the Board of Directors of the Estero Municipal Improvement District (EMID), was called to order at 7:31 p.m. in the Council Chambers, 620 Foster City Boulevard, Foster City, San Mateo County, California, by Mayor/ President Rick Wykoff.

ROLL CALL

The City Clerk/District Secretary called the roll:

PRESENT: Councilmembers/ex officio Directors Charlie Bronitsky, Pam Frisella, Art Kiesel, Linda Koelling, and Mayor/President Rick Wykoff.

ABSENT: None.

STAFF PRESENT: James C. Hardy, City/District Manager/City Treasurer; Jean Savaree, City Attorney/District Legal Counsel; Kristi Chappelle, Assistant City Manager; Richard Marks, Community Development Director; Ramon Towne, Public Works Director; Kevin Miller, Parks and Recreation Director; Steve Toler; Finance Director; Manuel Hernandez, Parks Superintendent; Andra Lorenz, Management Analyst; Teresa Winery, Transportation Intern; Mike Sly, Video Technician; and Doris L. Palmer, City Clerk/District Secretary/Recording Secretary.

CONSENT CALENDAR

Motion by Vice Mayor/Vice President Koelling, seconded by Councilmember/Director Frisella, and carried unanimously, 5-0-0, approving the following items on the City/District Consent Calendar:

City Consent Calendar

1. Minutes of Regular Meeting of February 16, 2010;
2. City Resolution No. 2010-22, "A Resolution of the City Council of the City of Foster City Authorizing the Issuance of the Request for Proposal for Sidewalk Repair and Replacement (2010-2012);" and

EMID Consent Calendar

3. Minutes of Regular Meeting of February 16, 2010.

PUBLIC HEARINGS

PUBLIC HEARING TO HEAR AND CONSIDER COMMENTS REGARDING THE PROPOSED PARTICIPATION BY THE CITY OF FOSTER CITY IN THE CALIFORNIAFIRST PROGRAM OF THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY. CITY RESOLUTION NOS. 2010-23 AND 2010-24.

Mayor Wykoff opened the public hearing to hear and consider comments regarding the Proposed Participation by the City of Foster City in the CaliforniaFIRST Program of the California Statewide Communities Development Authority.

Assistant City Manager Kristi Chappelle presented the staff report. County of San Mateo representative Doug Alfaro made a presentation on the Retrofit Bay Area and CaliforniaFIRST Programs.

Discussion ensued.

No public testimony was received. Without objection from the Council, Mayor Wykoff closed the public hearing.

Motion by Vice Mayor Koelling, seconded by Councilmember Kiesel, and carried unanimously, 5-0-0, to adopt City Resolution No. 2010-23, "A Resolution of the City Council of the City of Foster City Authorizing the City of Foster City to Join the CaliforniaFIRST Program; 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 of Foster City; and Authorizing Related Actions."

Motion by Councilmember Kiesel, seconded by Vice Mayor Koelling, and carried unanimously, 5-0-0, to adopt City Resolution No. 2010-24, "A Resolution of the City Council of the City of Foster City Authorizing the County of Sacramento to Apply for Funds on Behalf of the City of Foster City."

Hearing no objection from the City Council, Mayor Wykoff took the following Resolution for Adoption item out of agenda order to be considered with the public hearing regarding the Proposed Participation by the City of Foster City in the CaliforniaFIRST Program of the California Statewide Communities Development Authority.

RESOLUTION FOR ADOPTION [Taken Out of Agenda Order]

ASSOCIATION OF BAY AREA GOVERNMENTS TO APPLY FOR AND ACCEPT CALIFORNIA STATE ENERGY PROGRAM GRANT FUNDS ON BEHALF OF THE CITY OF FOSTER CITY FOR THE RETROFIT BAY AREA PROGRAM. RESOLUTION NO. 2010-25.

Assistant City Manager Kristi Chappelle presented the staff report.

Discussion ensued.

Motion by Councilmember Frisella, seconded by Councilmember Bronitsky, and carried unanimously, 5-0-0, to adopt City Resolution No. 2010-25, "A Resolution of the City Council of the City of Foster City Authorizing the Association of Bay Area Governments to Apply for and Accept California State Energy Program Grant Funds on Behalf of the City of Foster City for the Retrofit Bay Area Program."

REPORTS

ARTS AND CULTURE COMMITTEE'S 2009 YEAR END REPORT, REVIEW OF MISSION STATEMENT, AND GOALS FOR 2010. MINUTE ORDER NO. 1182.

Arts and Culture Committee Chair Helyn Dahle presented the Committee's report.

Motion by Councilmember Bronitsky, seconded by Councilmember Kiesel, and carried unanimously, 5-0-0, to adopt Minute Order No. 1182, accepting the Arts and Culture Committee's 2009 Year End Report, Mission Statement, and Goals for 2010.

STATUS REPORT FROM AD HOC TRANSPORTATION COMMITTEE. MINUTE ORDER NO. 1183.

Assistant City Manager Kristi Chappelle presented the staff report.

Ad Hoc Transportation Committee Vice Chair Larry Shaine and Chair Ken Feldstein addressed the City Council.

Discussion ensued.

Motion by Vice Mayor Koelling, seconded by Councilmember Frisella, and carried unanimously, 5-0-0, to adopt Minute Order No. 1183, accepting the Phase II Report and recommendations from the Ad Hoc Transportation Committee, and directing future Transportation Report and Recommendations advisory responsibility be assigned to the Ad Hoc Environmental Sustainability Task Force.

**STATUS REPORT FROM AD HOC ENVIRONMENTAL SUSTAINABILITY TASK FORCE.
MINUTE ORDER NO. 1184.**

Ad Hoc Environmental Sustainability Task Force Chair Sally Liu presented the Task Force's report.

Motion by Councilmember Frisella, seconded by Councilmember Koelling, and carried unanimously, 5-0-0, to adopt Minute Order No. 1184, accepting the Ad Hoc Environmental Sustainability Task Force's 2009-2010 Year End Report, Mission Statement, and Goals for 2010-2011.

At 8:29 p.m. Councilmember Bronitsky recused himself and left the Council Chambers when Ordinances for Adoption items were discussed as he participated as a Planning Commissioner when these items were considered by the Planning Commission.

ORDINANCES FOR ADOPTION

GILEAD SCIENCES CORPORATE CAMPUS MASTER PLAN AND ADOPTION OF AMENDMENTS TO THE VINTAGE PARK DESIGN GUIDELINES AND VINTAGE PARK SIGNAGE GUIDELINES. CITY ORDINANCE NO. 554.

Motion by Councilmember Kiesel, seconded by Vice Mayor Koelling, and carried unanimously, 4-0-0, to adopt City Ordinance No. 554, "An Ordinance of the City Council of the City of Foster City Approving an Amendment to the Foster City Zoning Map to Modify the Previously Approved General Development Plan for the ± 132-Acre Lands Known As Vintage Park From CM/PD (Commercial Mix/Planned Development) District to a CM/PD (Commercial Mix/Planned Development) District With An Amended General Development Plan to Allow Up To 1,200,480 Square Feet of Biopharmaceutical Office and Laboratory Uses, Ancillary Facilities and Structured and At-Grade Parking Facilities for the Gilead Sciences Corporate Campus Master Plan and Adoption of Amendments to the Vintage Park Design Guidelines and Vintage Park Signage Guidelines – Gilead Sciences, Inc. - RZ-07-004 [First Reading February 16, 2010]."

AMENDMENTS TO CHAPTER 17.04, DEFINITIONS AND SECTION 17.62.060, OFF-STREET PARKING REQUIREMENTS, OF CHAPTER 17.62 OFF STREET PARKING REGULATIONS, OF TITLE 17, ZONING, OF THE FOSTER CITY MUNICIPAL CODE - RZ-09-003. CITY ORDINANCE NO. 555.

Motion by Vice Mayor Koelling, seconded by Councilmember Frisella, and carried unanimously, 4-0-0, to adopt City Ordinance No. 555, "An Ordinance of the City of Foster City Approving Amendments to Chapter 17.04, Definitions and Section 17.62.060, Off-Street Parking Requirements, of Chapter 17.62 Off Street Parking Regulations, of Title 17, Zoning, of the Foster City Municipal Code - RZ-09-003 [First Reading February 16, 2010]."

DEVELOPMENT AGREEMENT BY AND AMONG THE CITY OF FOSTER CITY, THE ESTERO MUNICIPAL IMPROVEMENT DISTRICT, AND GILEAD SCIENCES, INC. CITY ORDINANCE NO. 556.

Motion by Vice Mayor Koelling, seconded by Councilmember Frisella, and carried unanimously, 4-0-0, to adopt City Ordinance No. 556, "An Ordinance of the City Council of the City of Foster City Approving a Development Agreement By and Among the City of Foster City, the Estero Municipal Improvement District, and Gilead Sciences, Inc. for the Processing and Construction of Up to 1,200,480 Square Feet of Biopharmaceutical Office and Laboratory Uses, Ancillary Facilities and Structured and At-Grade Parking Facilities for the Gilead Sciences Corporate Campus Master Plan – Gilead Sciences, Inc. – DA-08-003 [First Reading February 16, 2010]."

At 8:33 p.m. Councilmember Bronitsky returned to the Council Chambers.

COMMUNICATIONS

CITY/DISTRICT WARRANT OF DEMANDS. NO ACTION REQUIRED.

The City/District Warrant of Demands processed and issued on February 10, 2010, February 17, 2010 and February 22, 2010 were listed on the agenda for information purposes only. No action was required.

COUNCIL/BOARD STATEMENTS AND REQUESTS

Councilmember/Director Kiesel announced that the Annual Crab Feed held on February 27, 2010 sponsored by the Lions Club was a success.

Councilmember/Director Bronitsky invited residents to attend an information meeting on Tuesday, March 9, 2010 at 7:00 p.m. in the Council Chambers regarding the proposed conservation-based water rates that are expected to be implemented effective July 1, 2010.

Councilmember/Director Frisella said she had a lot of fun at the Annual Crab Feed and applauded the Lions Club for a job well done in raising money for a good cause.

ADJOURNMENT

Hearing no objection from the Council/Board, Mayor/President Wykoff adjourned the meeting. Meeting adjourned at 8:35 p.m.