

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

REGULAR MEETING OF JUNE 1, 2009

MINUTES

CALL TO ORDER OF FOSTER CITY COMMUNITY DEVELOPMENT AGENCY BOARD

The Regular Meeting of June 1, 2009 of the Community Development Agency (CDA) of the City of Foster City was called to order at 7:40 p.m. in the Council Chambers, 620 Foster City Boulevard, Foster City, San Mateo County, California, by Chair Kiramis.

ROLL CALL

The Secretary called the roll:

PRESENT: Members Pam Frisella, Art Kiesel, Linda Koelling, Rick Wykoff, and Chair John Kiramis.

ABSENT: None.

STAFF PRESENT: James C. Hardy, Executive Director/Treasurer; and Therese L. Calic, CDA Secretary.

CONSENT CALENDAR

Motion by Member Frisella, seconded by Member Kiesel, and carried unanimously, 5-0-0, to adopt the Minutes of the Regular Meeting of May 18, 2009 on the CDA Consent Calendar.

RECESS

Chair Kiramis recessed the meeting of the Community Development Agency to consider the Preliminary Fiscal Year 2009-2010 Budget Public Hearing with the City/EMID Preliminary Fiscal Year 2009-2010 Budget Public Hearing.

The CDA meeting recessed at 7:41 p.m. and reconvened at 7:53 p.m.

PUBLIC HEARING

PUBLIC HEARING TO HEAR AND CONSIDER PUBLIC INPUT REGARDING THE COMMUNITY DEVELOPMENT AGENCY PRELIMINARY FISCAL YEAR 2009-2010 BUDGET.

Chair Kiramis opened a public hearing to hear and consider public input regarding the Community Development Agency Preliminary Fiscal Year 2009-2010 Budget.

Executive Director Hardy presented the budget hearing staff report.

No public testimony was received.

Hearing no objection from the CDA Board, Chair Kiramis closed the public hearing.

See the City/District Minutes for action taken.

ADJOURNMENT

Hearing no objection from the CDA Board, Chair Kiramis adjourned the meeting. Meeting adjourned at 8:31 p.m.

CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS

The Regular Meeting of June 1, 2009 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 7:41 p.m. in the Council Chambers, 620 Foster City Boulevard, Foster City, San Mateo County, California, by Mayor/President John Kiramis.

ROLL CALL

The City Clerk/District Secretary called the roll:

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

ABSENT: None.

STAFF PRESENT: James C. Hardy, City/District Manager/City Treasurer; Jean B. Savaree, City Attorney/District Legal Counsel; Kristi A. Chappelle, Assistant City/District Manager; Steve Toler, Administrative Services Director; Kevin Miller, Director of Parks and Recreation; Ramon Towne, Director of Public Works; Tom Reaves, Fire Chief; Craig Courtin, Chief of Police; Richard Marks, Community Development Director; Rebecca Burnside, Human Resources Director; Ricardo Santiago, Finance Director; Matt Martell, Police Captain; Jon Froomin, Police Captain; Curtis Banks, Senior Planner; Matthew Feske, Associate Planner; Stan Workman, Traffic Engineer; Jennifer Tons, Recreation Superintendent; 'Andra Lorenz, Management Analyst; Doris L. Palmer, Deputy City Clerk/District Secretary; Mike Sly, Video Technician; and Therese L. Calic, City Clerk/District Secretary/Recording Secretary.

SPECIAL PRESENTATIONS

PROCLAMATION HONORING REVEREND DAVID Y. OTA, RECTOR OF ST. AMBROSE EPISCOPAL CHURCH.

On behalf of the City Council, Mayor Kiramis presented a proclamation to Reverend David Y. Ota, Rector of St. Ambrose Episcopal Church, for being a recipient of a Mayors' Diversity Celebration Award from the San Mateo County Hispanic Chamber of Commerce on May 7, 2009.

CONSENT CALENDAR

Motion by Vice Mayor/Vice President Wykoff, 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 the Regular Meeting of May 18, 2009;
2. City Resolution No. 2009-45, "A Resolution of the City Council of the City of Foster City Reaffirming its Membership in the San Mateo County Pre-Hospital Emergency Services Group, a Joint Powers Authority, and Approving the Revised Joint Powers Agreement;"
3. City Resolution No. 2009-46, "A Resolution of the City Council of the City of Foster City Approving and Authorizing the Continuance of the Automatic Aid Agreement for Fire Responses;"
4. City Resolution No. 2009-47, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Execute a Consultant Agreement with Wilsey Ham, Inc. for Survey and Mapping Services Related to (CIP 607), Levee Pedway Improvement Project;"
5. City Resolution No. 2009-48, "A Resolution of the City Council of the City of Foster City Authorizing the Modification of the Signal Phasing at the Intersections of Foster City Boulevard & Balclutha Drive and Foster City Boulevard & Bounty Drive from Split Phase to Concurrent Phase Operation;"
6. City Resolution No. 2009-49 "A Resolution of the City Council of the City of Foster City Approving the Plans and Specifications and Authorizing the Call For Bids for Capital Improvement Project 301-794, Skate Park Component of the Teen Center and Recreational Facilities;"

EMID Consent Calendar

7. Minutes of Regular Meeting of May 18, 2009;

8. EMID Resolution No. 3074, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Adopting Findings for Purposes of the California Environmental Quality Act (CEQA) in Connection with Approval of a Water Supply Agreement with the City and County of San Francisco;"
9. EMID Resolution No. 3075, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving Water Supply Agreement with the City and County of San Francisco;" and
10. EMID Resolution No. 3076, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving Individual Water Sales Contract with the City and County of San Francisco."

PUBLIC HEARINGS

PROPOSED WATER AND WASTEWATER RATES AND RESOLUTIONS ESTABLISHING NEW WATER AND WASTEWATER RATES FOR FISCAL YEAR 2009-2010. EMID RESOLUTION NO. 3077 AND CITY RESOLUTION NO. 2009-50.

Mayor/President Kiramis opened a public hearing to review proposed water and wastewater rates and adopt resolutions establishing new water and wastewater rates for Fiscal Year 2009-2010.

Administrative Services Director Toler presented the staff report.

No public testimony was received.

Mayor/President Kiramis closed the public hearing.

Motion by Councilmember/Director Koelling, seconded by Vice Mayor/Vice President Wykoff, and carried unanimously, 5-0-0, to adopt:

1. EMID Resolution No. 3077, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Establishing New Water Rates (Reference No. S-68) and New Wastewater Rates (Reference No. S-73) for Fiscal Year 2009-2010;" and
2. City Resolution No. 2009-50, "A Resolution of the City Council of the City of Foster City Establishing New Water Rates (Reference No. S-68) and New Wastewater Rates (Reference No. S-73) for Fiscal Year 2009-2010."

PROPOSED REVISIONS TO THE MASTER CITY/DISTRICT FEES AND SERVICE CHARGES SCHEDULE FOR FISCAL YEAR 2009-2010. CITY RESOLUTION NO. 2009-51 AND EMID RESOLUTION NO. 3078.

Mayor/President Kiramis opened a public hearing to hear and consider comments regarding proposed revisions to the Master City/District Fees and Service Charges Schedule for Fiscal Year 2009-2010.

Administrative Services Director Toler presented the staff report.

No public testimony was received.

Mayor/President Kiramis closed the public hearing.

Motion by Councilmember/Director Kiesel, seconded by Councilmember/Director Koelling, and carried unanimously, 5-0-0, to adopt:

1. City Resolution No. 2009-51, "A Resolution of the City Council of the City of Foster City Amending the Master Fees and Service Charges Schedule for FY 2009-2010;" and
2. EMID Resolution No. 3078, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Amending the Master Fees and Service Charges Schedule for FY 2009-2010."

CDA MEETING RECONVENED. The Community Development Agency meeting reconvened at 7:53 p.m.

CITY/DISTRICT PRELIMINARY FISCAL YEAR 2009-2010 BUDGET. MINUTE ORDER NO. 1159.

Mayor/President Kiramis opened a public hearing to hear and consider public input regarding the City/District Preliminary Fiscal Year 2009-2010 Budget.

City/District Manager Hardy presented the staff report.

No public testimony was received.

Mayor/President Kiramis closed the public hearing.

Motion by Vice Mayor/Vice President Wykoff, seconded by Councilmember/Director Frisella, and carried unanimously, 5-0-0, to adopt Minute Order No. 1159, directing staff to prepare the Final FY 2009-2010 City/EMID/CDA budget for adoption on June 15, 2009 as submitted with the following considerations: 1) Keep the amounts budgeted for Meetings and Conferences Account 4254 but achieve a city-wide budgetary savings of 25 percent for FY 2009-2010; 2) Increase the School Crossing Guard funding to \$21,600; and 3) Schedule a City Council meeting within 60 days for the purpose of identifying essential and non-essential city services.

CDA MEETING ADJOURNED. The Community Development Agency adjourned at 8:44 p.m.

REPORTS

REVIEW DRAFT HOUSING ELEMENT OF THE GENERAL PLAN FOR THE 2007-2014 PLANNING PERIOD. MINUTE ORDER NO. 1160.

Senior Planner Banks presented the staff report. Community Development Director Marks answered questions.

No public testimony was received.

Discussion ensued.

Motion by Councilmember Frisella, seconded by Councilmember Koelling, and carried 4-1-0, Vice Mayor Wykoff voted "No," to adopt Minute Order No. 1160, directing staff to add the two properties owned by Caltrans to the SB 2 compliance list of areas zoned for a homeless shelter, and then conceptually approve the Draft Housing Element and direct staff to forward the document to the State Department of Housing and Community Development (HCD) for comment.

COMMUNICATIONS

CITY/DISTRICT WARRANT OF DEMANDS. NO ACTION REQUIRED.

The City/District Warrant of Demands processed and issued May 13, 2009, May 20, 2009, and May 26, 2009 were listed on the agenda for information purposes only. No action was required.

COUNCIL/BOARD STATEMENTS AND REQUESTS

Councilmember Kiesel stated that the Art and Wine Festival was a big success as noted by the crowded walkways at the festival.

Councilmember Frisella also noted that the Art and Wine Festival was well attended and believes that due to the economic climate people are staying close to home.

Councilmember Frisella invited the public to attend the Aquanfest at Ryan Park on June 13 and June 14 and enjoy paddle boats and other events on the lagoon.

Councilmember Koelling thanked the Youth Advisory Committee for hosting the Youth Talent Show at the Art and Wine Festival and stated that she enjoyed being a judge.

Councilmembers Koelling and Frisella offered to draft, on behalf of the City Council, a primary argument in favor of the measure increasing term limits for the November 3, 2009 general municipal election. They will bring the primary argument back to the City Council for final approval before the August 14th deadline for submission of primary arguments. Both Councilmembers also offered to author a rebuttal argument if a primary argument against the measure is submitted.

Mayor Kiramis thanked the Community Development Director and Senior Planner for their comprehensive Housing Element staff report.

Mayor Kiramis encouraged everyone to read next week's Council Corner authored by Councilmember Koelling.

CLOSED SESSION

Due to the proximity of her home to Boothbay Park, Councilmember/Director Frisella recused herself from attending the following Closed Session and left the building at 10:15 p.m.

Hearing no objection from the Council/Board, Mayor/President Kiramis recessed the meeting into Closed Session for a conference with real property negotiators, held pursuant to Government Code 54956.8, to instruct City/EMID negotiators James C. Hardy, Jean Savaree, Kristi Chappelle and Richard Marks regarding the lease and/or sale of City-owned property. At the request of the San Mateo-Foster City School District, the following properties were discussed: Boothbay Park [APNs 094-582-320 and -330]; Port Royal Park [APN 097-050-190]; the 3.92-Acre Site on Beach Park Boulevard at the Terminus of Halibut Street [APN 094-111-050]; and/or the 15-Acre site adjacent to the Government Center [APN 094-471-100].

Meeting recessed into Closed Session at 10:15 p.m. and reconvened at 11:36 p.m.

Mayor/President Kiramis reported that no action was taken in Closed Session.

ADJOURNMENT

Hearing no objection from the Council/Board, Mayor/President Kiramis adjourned the meeting. Meeting adjourned at 11:36 p.m.