

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

**REGULAR MEETING OF JUNE 2, 2008**

**MINUTES**

**CALL TO ORDER OF FOSTER CITY COMMUNITY DEVELOPMENT AGENCY BOARD**

The Regular Meeting of June 2, 2008 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 Pam Frisella.

**ROLL CALL**

The Secretary called the roll:

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

**ABSENT:** None.

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

**CONSENT CALENDAR**

Motion by Vice Chair Kiramis, seconded by Member Kiesel, and carried unanimously, 5-0-0, to approve the Minutes of the Regular Meeting of May 19, 2008 on the CDA Consent Calendar.

**RECESS**

Chair Frisella recessed the meeting of the Community Development Agency to consider the Preliminary Fiscal Year 2008-2009 Budget Public Hearing with the City/EMID Preliminary Fiscal Year 2008-2009 Budget Public Hearing.

The CDA meeting recessed at 7:31 p.m. and reconvened at 8:38 p.m.

**PUBLIC HEARINGS**

**PUBLIC HEARING TO HEAR AND CONSIDER PUBLIC INPUT REGARDING THE COMMUNITY DEVELOPMENT AGENCY PRELIMINARY FISCAL YEAR 2008-2009 BUDGET.**

Chair Frisella opened a public hearing to hear and consider public input regarding the Community Development Agency Preliminary Fiscal Year 2008-2009 Budget.

Executive Director Hardy presented the budget hearing staff report.

No public testimony was received.

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

See the City/District Minutes for action taken.

## **ADJOURNMENT**

Hearing no objection from the CDA Board, Chair Frisella adjourned the meeting. Meeting adjourned at 8:44 p.m.

## **CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS**

The Regular Meeting of June 2, 2008 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 Pam Frisella.

## **ROLL CALL**

The City Clerk/District Secretary called the roll:

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

**ABSENT:** None.

**STAFF PRESENT:** James C. Hardy, City/District Manager/City Treasurer; Jean B. Savaree, City Attorney/District Legal Counsel; Ricardo Santiago, Finance Director; Ramon Towne, Director of Public Works; Steve Toler, Administrative Services Director; Audrey Daniels, Human Resources Director; Tom Reaves, Fire Chief; Craig Courtin, Chief of Police; Kevin Miller, Director of Parks and Recreation; Jon Froomin, Police Captain; 'Andra Lorenz, Management Analyst; John Castanha, Human Resources Technician; Mike Sly, Video Operator; and Therese L. Calic, City Clerk/District Secretary/Recording Secretary.

## **CONSENT CALENDAR**

Motion by Vice Mayor/Vice President Kiramis, seconded by Councilmember/Director Kiesel, and carried unanimously, 5-0-0, to approve the following items on the City/District Consent Calendar:

### City Consent Calendar

1. Minutes of Regular Meeting of May 19, 2008;

2. City Resolution No. 2008-55, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Sign a School Crossing Guard Agreement with the San Mateo-Foster City School District for the 2008-2009 School Year;"
3. City Resolution No. 2008-56, "A Resolution of the City Council of the City of Foster City Approving a New Job Description for Human Resources Analyst and Deleting the Job Description of Human Resources Technician;"
4. City Resolution No. 2008-57, "A Resolution of the City Council of the City of Foster City Approving a Revised Job Description for Management Assistant and Deleting the Job Description for Executive Assistant;"
5. City Resolution No. 2008-58, "A Resolution of the City Council of the City of Foster City Approving the Pay Plan for Fiscal Year 2008-2009;"
6. City Resolution No. 2008-59, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Execute an Agreement with LSA Associates, Inc. for the Preparation of an Environmental Impact Report to Meet the Requirements of the California Environmental Quality Act for the Gilead Sciences Corporate Campus Master Plan Project – Environmental Assessment; General Development Plan/Rezoning; and Development Agreement; (EA-07-003; RZ-07-004; DA-08-003);"

#### EMID Consent Calendar

7. Minutes of Regular Meeting of May 19, 2008;
8. EMID Resolution No. 3031, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving a New Job Description for Human Resources Analyst and Deleting the Job Description of Human Resources Technician;"
9. EMID Resolution No. 3032, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving a Revised Job Description for Management Assistant and Deleting the Job Description for Executive Assistant;" and
10. EMID Resolution No. 3033, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving the Pay Plan for Fiscal Year 2008-2009."

#### **ITEM REMOVED FROM CONSENT CALENDAR**

CITY RESOLUTION NO. 2008-60 AUTHORIZING AN AGREEMENT WITH RRM DESIGN GROUP FOR THE PREPARATION OF AN ENVIRONMENTAL IMPACT REPORT TO MEET THE REQUIREMENTS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR THE MIRABELLA SAN FRANCISCO BAY/PARKVIEW PLAZA PROJECT – GENERAL PLAN AMENDMENT; GENERAL DEVELOPMENT PLAN/REZONING; RESUBDIVISION; SPECIFIC DEVELOPMENT PLAN/USE PERMIT; DEVELOPMENT AGREEMENT; AND, ENVIRONMENTAL ASSESSMENT (EA-07-002; GP-07-002; RZ-07-003; UP-07-007; DA-08-002; RS-08-[NOT YET SUBMITTED]).

At the request of Councilmember Kiesel, Mayor Frisella removed this City Resolution from the City Consent Calendar so that Councilmember Kiesel could recuse himself from voting on this item due to a potential conflict of interest.

Councilmember Kiesel left the Council Chambers at 7:33 p.m.

Motion by Councilmember Wykoff, seconded by Councilmember Koelling, and carried unanimously, 4-0-0, to adopt City Resolution No. 2008-60, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Execute an Agreement with RRM Design Group for the Preparation of an Environmental Impact Report to Meet the Requirements of the California Environmental Quality Act for the Mirabella San Francisco Bay/Parkview Plaza Project – General Plan Amendment; General Development Plan/Rezoning; Resubdivision; Specific Development Plan/Use Permit; Development Agreement; and, Environmental Assessment (EA-07-002; GP-07-002; RZ-07-003; UP-07-007; DA-08-002; RS-08-[not yet submitted])."

Councilmember Kiesel returned to the Council Chambers at 7:34 p.m.

Hearing no objection from the City Council, Mayor Frisella took New Business out of agenda order.

## **NEW BUSINESS**

APPOINTMENT OF MEMBERS TO THE NEWLY FORMED AD HOC ENVIRONMENTAL SUSTAINABILITY TASK FORCE. MINUTE ORDER NO. 1100.

Management Analyst Lorenz presented the staff report.

The following applicants seeking appointment to the newly formed Ad Hoc Environmental Sustainability Task Force were interviewed by the City Council:

1. Jason Bade
2. Bill Chow
3. Sue Chow
4. Marah Curry
5. Tim Foster for Heather Foster
6. Ira Fruitman
7. John Igoe
8. Myrna Martinson
9. Penny Mika
10. Francis "Frank" Niccoli
11. Patricia Player Maxwell
12. Yilmaz Sahinkaya
13. Ichha Sharma
14. Surinder Sikand

Applicants Sally Liu, Divya Malik, and Kirstin Raubitschek were not in attendance.

Minute Order No. 1100 was adopted by Council consensus appointing Jason Bade, Bill Chow, Marah Curry, Heather Foster, Ira Fruitman, John Igoe, Myrna Martinson, Penny Mika, Frank Niccoli, Patricia Player Maxwell, and Surinder Sikand to the Ad Hoc Environmental Sustainability Task Force.

## **PUBLIC HEARINGS**

PROPOSED WATER AND SEWER RATES AND RESOLUTIONS ESTABLISHING NEW WATER AND SEWER SERVICE RATES FOR FISCAL YEAR 2008-2009. EMID RESOLUTION NO. 3034 AND CITY RESOLUTION NO. 2008-61.

Mayor/President Frisella opened a public hearing to review proposed water and sewer rates and adopt resolutions establishing new water and sewer service rates for Fiscal Year 2008-2009.

Administrative Services Director Toler presented the staff report.

Michael Hayat, 871 Cabot Lane, addressed the Council/Board proposing a new water and sewer rate structure.

Mayor/President Frisella closed the public hearing.

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

1. EMID Resolution No. 3034, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Establishing New Water Rates (Reference No. S-68) and New Sewer Rates (Reference No. S-73) for Fiscal Year 2008-2009;" and
2. City Resolution No. 2008-61, "A Resolution of the City Council of the City of Foster City Establishing New Water Rates (Reference No. S-68) and New Sewer Rates (Reference No. S-73) for Fiscal Year 2008-2009."

PROPOSED REVISIONS TO THE MASTER CITY/DISTRICT FEES AND SERVICE CHARGES SCHEDULE FOR FISCAL YEAR 2008-2009. CITY RESOLUTION NO. 2008-62 AND EMID RESOLUTION NO. 3035.

Mayor/President Frisella 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 2008-2009.

Administrative Services Director Toler presented the staff report.

No public testimony was received.

Mayor/President Frisella closed the public hearing.

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

1. City Resolution No. 2008-62, "A Resolution of the City Council of the City of Foster City Amending the Master Fees and Service Charges Schedule for FY 2008-2009;" and
2. EMID Resolution No. 3035, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Amending the Master Fees and Service Charges Schedule for FY 2008-2009."

The Community Development Agency meeting reconvened at 8:38 p.m.

CITY/DISTRICT PRELIMINARY FISCAL YEAR 2008-2009 BUDGET. MINUTE ORDER NO. 1101.

Mayor/President Frisella opened a public hearing to hear and consider public input regarding the City/District Preliminary Fiscal Year 2008-2009 Budget.

City/District Manager Hardy presented the staff report.

No public testimony was received.

Mayor/President Frisella closed the public hearing.

Motion by Councilmember/Director Wykoff, seconded by Councilmember/Director Kiesel, and carried unanimously, 5—0, to adopt Minute Order No. 1101, directing staff to prepare the Final FY 2008-2009 City/EMID/CDA budget for adoption on June 16, 2008.

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

## **REPORTS**

POLICY DIRECTION REGARDING CHANGING THE NAME AND MISSION STATEMENT OF THE CURRENT AD HOC CONNECTIONS SHUTTLE COMMITTEE OR NOT CHANGING THE NAME AND MISSION STATEMENT OF THE CURRENT AD HOC CONNECTIONS SHUTTLE COMMITTEE AND PURSUING THE FORMATION OF A NEW TRANSPORTATION ADVISORY TASK FORCE. MINUTE ORDER NO. 1102.

City Manager Hardy presented the staff report.

The following members of the public addressed the City Council in support of expanding the committee:

1. Ken Feldstein, 980 Edgewater Boulevard; and
2. John Igoe, representing the Sares Regis Group of Northern California.

Discussion ensued.

Motion by Councilmember Koelling, seconded by Councilmember Wykoff, and carried 3-2-0, Mayor Frisella and Vice Mayor Kiramis voting “No,” to adopt Minute Order No. 1102, directing staff to change the name of the existing Ad Hoc Connections Shuttle Committee to the Ad Hoc Transportation Committee and expand the mission to include but not be limited to the more broadly defined mission as follows:

1. Evaluate existing transportation opportunities
  - a. Identify problems with scheduling
  - b. Coordinate transportation services between transportation agencies
  - c. Evaluate route schedules

2. Assess the needs of the community
  - a. Conduct a public survey
  - b. Involve members from the business community
  - c. Advertise the services, including clear vehicle identification
  - d. Establish strategic benchmarks
3. Identify funding sources
  - a. Explore government funding (e.g., C/CAG, MTC, SamTrans)
  - b. Explore private funding (e.g., employers, non-profit agencies)
  - c. Explore user funding (e.g., "free" or "fare based" services)
  - d. Explore other grant funding sources
4. Develop recommendations
  - a. For short-term solutions
  - b. For long-term strategies

The membership would remain the same (one representative from each advisory committee) although others may be asked to become members of the committee in the future or to participate in some of the future meetings (e.g., residents, representatives from the Chamber of Commerce, major employers.)

AMENDMENT TO THE FOSTER CITY COUNCIL LIAISONS LIST. MINUTE ORDER NO. 1103.

City/District Manager Hardy presented the staff report. This item was tabled from May 19, 2008.

Motion by Councilmember Koelling, seconded by Vice Mayor Kiramis, and carried unanimously, 5-0-0, to adopt Minute Order No. 1103, approving the Foster City Council Liaisons List by changing the title of the Ad Hoc Connections Shuttle Committee to the Ad Hoc Transportation Committee with Linda Koelling as the designated Council liaison.

## **COMMUNICATIONS**

CITY/DISTRICT WARRANT OF DEMANDS. NO ACTION TAKEN.

The City/District Warrant of Demands processed and issued May 14, 2008, May 21, 2008 and May 27, 2008 were listed on the agenda for information purposes only. No action was taken

## **COUNCIL/BOARD STATEMENTS AND REQUESTS**

Vice Mayor Kiramis thanked past City Councils for leading the way in helping to achieve the financial health we enjoy today as a City.

Councilmember Kiesel reminded the public to remember to vote on Tuesday, June 3rd.

Councilmember Kiesel stated that the Art and Wine Festival was very crowded on Sunday, the food was very good, and that it was a very successful event. Councilmembers Wykoff and Koelling thanked the Chamber of Commerce, the Rotary Club, the Lions Club, and everyone else who contributed to make it a success.

## **CLOSED SESSION**

Mayor/President Frisella recessed the meeting into Closed Session pursuant to Government Code 54957 for the purpose of discussing the public employment appointment of the Human Resources Director.

Meeting recessed into Closed Session at 9:24 p.m. and reconvened at 9:35 p.m.

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

## **ADJOURNMENT**

Hearing no objection from the Council/Board, Mayor/President Frisella adjourned the meeting.

Meeting adjourned at 9:35 p.m.