

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

**REGULAR MEETING OF NOVEMBER 3, 2008**

**MINUTES**

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

The Regular Meeting of November 3, 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 Koelling, and carried unanimously, 5-0-0, to adopt the following items on the CDA Consent Calendar:

1. Minutes of the Regular Meeting of October 20, 2008;
2. CDA Resolution No. 270, "A Resolution of the Community Development Agency of the City of Foster City Authorizing the Chair to Execute an Agreement with Lazer Construction for Foundation Repair Work at 833-835 Comet Drive;" and
3. CDA Minute Order No. 34, cancelling the November 17, 2008 Regular Meeting of the Board Members of the Community Development.

**ADJOURNMENT**

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

The next Regular Meeting of the Community Development Agency will be held on Monday, December 1, 2008.

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

The Regular Meeting of November 3, 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; Kristi A. Chappelle, Assistant City Manager; Ramon Towne, Public Works Director; Tom Reaves, Fire Chief; Rebecca Burnside, Human Resources Director; Richard Marks, Community Development Director; Tom Reaves; Fire Chief; Steve Toler, Administrative Services Director; Craig Courtin, Chief of Police; Matt Martell, Police Captain; Leslie Carmichael, Planning Manager; Joan Schoening, IT Manager; Lee Bach, Assistant Fire Marshal; Mike Sly, Video Technician; and Therese L. Calic, City Clerk/District Secretary/Recording Secretary.

### **SPECIAL PRESENTATIONS**

**PROCLAMATION RE FOSTER CITY / MAZATLAN, MEXICO AMIGOS MONTH.**

On behalf of the City Council, Mayor Frisella declared November as "Foster City / Mazatlan, Mexico Amigos Month" and presented a proclamation to Foster City Rotarian Jon B. Grant.

**EMPLOYEE 5-YEAR SERVICE PIN.**

On behalf of the City Council, Mayor Frisella presented an Employee 5-Year Service Pin to Police Corporal Bill Sandri.

**EMPLOYEE 10-YEAR SERVICE PIN.**

On behalf of the City Council, Mayor Frisella presented an Employee 10-Year Service Pin to Fire Chief Tom Reaves.

## COMMUNITY EMERGENCY RESPONSE TEAM (CERT) CERTIFICATES OF RECOGNITION.

Assistant Fire Marshal Bach presented the staff report.

Chuck Beering, graduating CERT member, addressed the City Council on behalf of the graduating class.

On behalf of the City Council, Mayor Frisella presented Certificates of Recognition for completion of a Community Emergency Response Team (CERT) Training Course to Ann Bary, Shura Bary, Chuck Beering, Denise Beering, Jon Beering, John Bernat, Roberta Bernat, Sharad Bharadwaj, Philip Chang, Theresa Chau, Robert Denning, Elizabeth Diggins, Sidney Drabkin, David Harvey, Linda Horomanski, Allan Huber, Mary Ellen Huber, William Huffman, Sonya Hurst, Stephen Hurst, Catherine Lee, Mary Lee, Mabel Lue, Claudette Main, James Main, Shailendra Mathur, Kirstin Raubitschek, John Shue, Andrew Simchik, Doug Stevens, Vivian Villamor, Lisa Yagi, and Yvonne Zhou.

RECESS. The Chair recessed the meeting from 8:00 p.m. to 8:05 p.m.

### **PUBLIC**

Responding to Geoff Fong, 751 Polaris Avenue, regarding a request from residents for the installation of multiway stop signs at the intersection of Polaris Avenue and Regulus Street, Mayor Frisella stated that edgelines and pavement markers will be installed when the weather permits as recommended by the Traffic Review Committee. The request for stop signs will be reviewed again by the Traffic Committee and a recommendation made to the City Council.

### **CONSENT CALENDAR**

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

#### City Consent Calendar

1. Minutes of the Regular Meeting of October 20, 2008;
2. Minute Order No. 1115, cancelling the November 17, 2008 Regular Meeting of the City Council of the City of Foster City;

#### EMID Consent Calendar

3. Minutes of the Regular Meeting of October 20, 2008;
4. EMID Resolution No. 3056, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Rejecting all Bids for Construction of (CIP 757) Sanitary Sewer Rehabilitation Project; and

5. Minute Order No. 1115, cancelling the November 17, 2008 Regular Meeting of the Board of Directors of the Estero Municipal Improvement District.

## **ITEMS REMOVED FROM THE CONSENT CALENDAR**

### **CITY AND EMID RESOLUTIONS APPROVING REVISED PERSONNEL RULES AND REGULATIONS AND MANAGEMENT COMPENSATION AND BENEFITS PLAN.**

At the request of Councilmember/Director Koelling, Mayor/President Frisella removed from the Consent Calendar the City and EMID resolutions approving the Revised Personnel Rules and Regulations and Management Compensation and Benefits Plan.

Discussion ensued.

Motion by Councilmember/Director Koelling, seconded by Vice Mayor/Vice President Kiramis, and carried 4-1-0, Councilmember/Director Wykoff voted "No," to table to December 15<sup>th</sup>, the City and EMID resolutions approving the Revised Personnel Rules and Regulations and Management Compensation and Benefits Plan.

## **REPORTS**

### **UPDATE ON FEMA FLOOD INSURANCE RATE MAP (FIRM) PROCESS AS IT AFFECTS FOSTER CITY.**

Public Works Director Towne presented the staff report.

Discussion ensued.

Motion by Councilmember Wykoff, seconded by Councilmember Kiesel, and carried unanimously, 5-0-0, to adopt Minute Order No. 1116 accepting the staff report and directing the City Manager to provide monthly updates to the City Council and the public regarding San Mateo's plans and schedule for improving the sections of levee that impact Foster City as well as parts of San Mateo in terms of being in a designated flood zone.

## **RESOLUTIONS FOR ADOPTION**

### **CITY RESOLUTION NO. 2008-99 TO APPROVE AND EXECUTE A MEMORANDUM OF UNDERSTANDING FOR THE SAN MATEO COUNTY SMART CORRIDORS PROJECT.**

Public Works Director Towne presented the staff report.

Motion by Councilmember Wykoff, seconded by Vice Mayor Kiramis, and carried unanimously, 5-0-0, to adopt City Resolution No. 2008-99, "A Resolution of the City Council of the City of Foster City to Approve and Execute a Memorandum of Understanding for the San Mateo County Smart Corridors Project."

EMID RESOLUTION NO. 3057 APPROVING THE WATER SUPPLY ASSESSMENT REPORT PREPARED FOR THE GILEAD SCIENCES CORPORATE CAMPUS, MIRABELLA SAN FRANCISCO BAY/PARKVIEW PLAZA, AND CHESS/HATCH DRIVE OFFICE PROJECTS.

Planning Manager Carmichael presented the staff report.

Motion by Director Wykoff, seconded by Director Koelling, and carried unanimously, 5-0-0, to adopt EMID Resolution No. 3057, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving the Water Supply Assessment Report Prepared for the Gilead Sciences Corporate Campus, Mirabella San Francisco Bay/Parkview Plaza, and Chess/Hatch Drive Office Projects."

CITY RESOLUTION NO. 2008-100 APPROVING CONTRACT AMENDMENT NO. TWO TO AN AGREEMENT WITH FEHR & PEERS TRANSPORTATION CONSULTANTS FOR CONSULTING SERVICES TO PREPARE A MULTI-PROJECT TRAFFIC ANALYSIS (EA-07-001, EA-07-002, EA-07-003).

Planning Manager Carmichael presented the staff report.

Motion by Councilmember Wykoff, seconded by Councilmember Koelling, and carried unanimously, 5-0-0, to adopt City Resolution No. 2008-100, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Execute Contract Amendment No. Two (2) to an Agreement with Fehr & Peers Transportation Consultants for Consulting Services to Prepare a Multi-Project Traffic Analysis (EA-07-001, EA-07-002, EA-07-003)."

CITY RESOLUTION NO. 2008-101 APPROVING AN AGREEMENT WITH FEHR & PEERS TRANSPORTATION CONSULTANTS FOR CONSULTING SERVICES TO ASSESS CONSTRUCTABILITY AND COST OF RECOMMENDED TRAFFIC IMPROVEMENTS (EA-07-001, EA-07-002, EA-07-003).

Planning Manager Carmichael presented the staff report.

Motion by Councilmember Wykoff, seconded by Councilmember Koelling, and carried unanimously, 5-0-0, to adopt City Resolution No. 2008-101, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Execute an Agreement with Fehr & Peers Transportation Consultants for Consulting Services to Assess Constructability and Cost of Recommended Traffic Improvements (EA-07-001, EA-07-002, EA-07-003)."

CITY RESOLUTION NO. 2008-102 APPROPRIATING ADDITIONAL CALOPPS.ORG SPECIAL REVENUE FUNDS FOR FISCAL YEAR 2008-2009 IN THE AMOUNT OF \$44,000 AND APPROVING AN AGREEMENT WITH ADDUCI STUDIOS FOR \$44,000.

Human Resources Director Burnside presented the staff report.

Motion by Councilmember Kiesel, seconded by Councilmember Koelling, and carried unanimously, 5-0-0, to adopt City Resolution No. 2008-102, "A Resolution of the City Council of the City of Foster City Appropriating Additional Calopps.org Special Revenue Funds for Fiscal Year 2008-2009 in the Amount of \$44,000 and Approving an Agreement with Adduci Studios for \$44,000."

CITY RESOLUTION NO. 2008-103 AND EMID RESOLUTION NO. 3058 APPROVING A SALARY AND BENEFITS CONTINUATION POLICY FOR RESERVISTS CALLED TO ACTIVE DUTY IN THE UNITED STATES ARMED SERVICES AND BUDGET APPROPRIATION OF \$28,000 FROM FY 2008-2009 WATER ENTERPRISE FUND.

Human Resources Director Burnside presented the staff report.

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

1. City Resolution No. 2008-103, "A Resolution of the City Council of the City of Foster City Approving a Salary and Benefits Continuation Policy for Reservists Called to Active Duty in the United States Armed Services;" and
2. EMID Resolution No. 3058, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving a Salary and Benefits Continuation Policy for Reservists Called to Active Duty in the United States Armed Services and Budget Appropriation of \$28,000 from FY 08-09 Water Enterprise Fund."

CITY RESOLUTION NO. 2008-104 APPROVING A NEW ELECTRONIC COMMUNICATION POLICY AND AUTHORIZING THE CITY MANAGER TO SIGN AND ISSUE THE POLICY.

Assistant City Manager Chappelle presented the staff report and along with IT Manager Schoening answered questions from the City Council.

Discussion ensued.

Motion by Vice Mayor Kiramis, seconded by Councilmember Koelling, and carried unanimously, 5-0-0, to adopt City Resolution No. 2008-104, "A Resolution of the City Council of the City of Foster City Approving a New Electronic Communication Policy and Authorizing the City Manager to Sign and Issue the Policy."

## **COMMUNICATIONS**

CITY/DISTRICT WARRANT OF DEMANDS. NO ACTION TAKEN.

The City/District Warrant of Demands processed and issued October 15, 2008, October 22, 2008, and October 27, 2008 were listed on the agenda for information purposes only. No action was taken.

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

Councilmember Kiesel reminded everyone to vote on Tuesday, November 4.

Councilmember Koelling advised the public to take a good look at all of the propositions including a proposition regarding redistricting legislative boundaries.

Councilmember Wykoff stated that there are many important issues on the ballot and that it is important to read all of the material regarding the propositions so that informed decisions are made when voting.

Mayor Frisella reported that the levee ground squirrel eradication program has been very successful.

Mayor Frisella invited the public to attend Election Central to be held in the Council Chambers on Tuesday, November 4 from 7 pm to midnight and be part of this historic Presidential election.

Mayor Frisella reminded the public that the November 17 regular meeting of the Community Development Agency Board, City Council, and Estero Municipal Improvement District Board has been cancelled. The next regular meeting of the agencies will be on December 1.

## **ADJOURNMENT**

Hearing no objection from Council/Board, Mayor/President Frisella adjourned the meeting. Meeting adjourned at 9:36 p.m.

The next Regular Meeting of the City Council/Board of Directors will be held on Monday, December 1, 2008