

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

REGULAR MEETING OF NOVEMBER 6, 2006

MINUTES

CALL TO ORDER OF FOSTER CITY COMMUNITY DEVELOPMENT AGENCY BOARD

The Regular Meeting of November 6, 2006 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 Linda Koelling.

ROLL CALL

The Secretary called the roll:

PRESENT: Members Ron Cox, Pam Frisella, John Kiramis, Rick Wykoff, and Chair Linda Koelling.

ABSENT: None.

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

CONSENT CALENDAR

Motion by Vice Chair Cox, seconded by Member Kiramis, and carried unanimously, 5-0-0, to adopt the following items on the CDA Consent Calendar:

1. Minutes of Regular Meeting of October 16, 2006;
2. Minutes of Special Meeting of October 30, 2006 - 5:30 p.m.; and
3. Minutes of Special Meeting of October 30, 2006 - 7:30 p.m.

ADJOURNMENT

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

CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS

The Regular Meeting of November 6, 2006 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 Linda Koelling.

ROLL CALL

The City Clerk/District Secretary called the roll:

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

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; Tom Reaves, Fire Chief; Ramon Towne, Director of Public Works; Kevin Miller, Director of Parks and Recreation; Steve Toler, Administrative Services Director; Craig Courtin, Chief of Police; Matt Martell, Police Captain; Nick Weber, Fire Battalion Chief; Leslie Carmichael, Planning Manager; Karen Tremain; Assistant Planner; Ken Lambro, Firefighter; Stan Workman, Traffic Engineer; Toni Sanchez, Police Sergeant; Rogerio Lima, Video Operator; and Therese L. Calic, City Clerk/District Secretary/Recording Secretary.

Mayor/President Koelling held a moment of silence in memory of Paul A. Nelson, past Mayor and Councilmember, who recently passed away.

CONSENT CALENDAR

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

City Consent Calendar

1. 1.Minutes of Special Meeting of October 16, 2006;
2. Minutes of Regular Meeting of October 16, 2006;
3. Minutes of Special Meeting of October 30, 2006 - 5:30 p.m.;
4. Minutes of Special Meeting of October 30, 2006 - 7:30 p.m.;
5. Warrant of Demands dated November 6, 2006;
6. City Resolution No. 2006-87, "A Resolution of the City Council of the City of Foster City Authorizing the Execution of the First Amendment to the Right of Entry Agreement with the State of California, Department of Transportation (Caltrans);"
7. City Resolution No. 2006-88, "A Resolution of the City Council of the City of Foster City Approving Parking Company of America Management as the Vendor for the Connections Shuttle and Authorizing the City Manager to Execute an Agreement for Shuttle Services;"
8. City Resolution No. 2006-89, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Execute an Encroachment Agreement Between the City of Foster City and Qwest Communications Corporation for the Installation of Fiber Optic Network Facilities within Public Right-of-Way;"
9. City Resolution No. 2006-90, "A Resolution of the City Council of the City of Foster City Authorizing the Purchase of a Self-propelled Aerial Scissors Lift from Bull Equipment & Tools in the Amount of \$11,935.85;"

10. City Resolution No. 2006-91, "A Resolution of the City Council of the City of Foster City Approving the Plans and Specifications and Authorizing the Call for Bids for the Roof Replacement at the Recreation Center;"
11. City Resolution No. 2006-92, "A Resolution of the City Council of the City of Foster City Authorizing the Police Department to Accept Grant Funds from the State of California Supplemental Law Enforcement Services Funds (SLESF);"
12. City Resolution No. 2006-93, "A Resolution of the City Council of the City of Foster City Approving a Request for Qualifications (RFQ) Soliciting Interest from Land Development Firms and Non-Profit Housing Organizations Regarding Development on the 15 Acres of Property Owned by the City of Foster City Adjacent to the Foster City Government Center (APN 094-471-100), Approving a Two Step Process for Identifying a Land Development Firm and/or Non-Profit Housing Organization to Work with the City in Developing the Subject Property and Authorizing the City Manager to Circulate the Request for Qualifications (RFQ) to Interested Land Development Firms and Non-Profit Housing Organizations;"

EMID Consent Calendar

13. Minutes of Special Meeting of October 16, 2006;
14. Minutes of Regular Meeting of October 16, 2006;
15. Minutes of Special Meeting of October 30, 2006 - 5:30 p.m.;
16. Minutes of Special Meeting of October 30, 2006 - 7:30 p.m.; and
17. Warrant of Demands dated November 6, 2006.

ITEM REMOVED FROM THE CONSENT CALENDAR

CITY RESOLUTION NO. 2006-94 AUTHORIZING THE PURCHASE OF SELF-CONTAINED BREATHING APPARATUS FROM CASCADE FIRE EQUIPMENT COMPANY IN AN AMOUNT NOT TO EXCEED \$180,463.52.

At the request of Councilmember Wykoff, Mayor Koelling removed this item from the City Consent Calendar.

Discussion ensued.

Motion by Vice Mayor Cox, seconded by Mayor Koelling, and carried 4-1-0, Councilmember Wykoff voted "No," to adopt City Resolution No. 2006-94, "A Resolution of the City Council of the City of Foster City Authorizing the Purchase of Self-contained Breathing Apparatus from Cascade Fire Equipment Company in an Amount not to Exceed \$180,463.52."

NEW BUSINESS

CONSIDERATION OF AN APPEAL OF THE PLANNING COMMISSION'S DENIAL OF AN APPEAL OF THE COMMUNITY DEVELOPMENT DIRECTOR'S APPROVAL OF AN ARCHITECTURAL REVIEW REQUEST FOR A FRONT YARD FENCE – CAVAGNARO (APPELLANT AND OWNER) – 751 GULL AVENUE IN NEIGHBORHOOD 2 – AR-06-121. CITY RESOLUTION NO. 2006-95.

Assistant Planner Tremain presented the staff report regarding an appeal of the Planning Commission's denial of an appeal of the Community Development Director's approval of an architectural review request for a front yard fence – Cavagnaro (appellant and owner) – 751 Gull Avenue in Neighborhood 2 – AR-06-121.

Robert Cavagnaro, appellant and owner, 751 Gull Avenue, addressed the Council in support of his appeal.

Discussion ensued.

Motion by Vice Mayor Cox, seconded by Mayor Koelling, and carried unanimously, 5-0-0, to adopt City Resolution No. 2006-95, "A Resolution of the City Council of the City of Foster City Denying an Appeal of the Planning Commission's Decision to Uphold the Community Development Director's Approval with Conditions of an Architectural Review Permit to Install a Front Yard Fence – 751 Gull Avenue – Cavagnaro – AR-06-121."

RECESS. The Chair recessed the meeting from 8:16 pm to 8:25 pm

REVIEW TRAFFIC CALMING ALONG ALTAIR AVENUE. MINUTE ORDER NO. 1008.

Public Works Director Towne and Traffic Engineer Workman presented the staff report.

The following members of the public addressed the City Council regarding this issue:

1. John Wienckowski, 651 Altair Avenue;
2. Doug Weaver, resident of Shell Cove Apartments;
3. Patrick McKinnie, 696 Saturn Court;
4. Steve Okamoto, 630 Leo Drive;
5. Grover Davis, 660 Leo Drive; and
6. Pravin Nanda, 641 Altair Avenue.

Discussion ensued.

Motion by Councilmember Kiramis, seconded by Vice Mayor Cox, and carried unanimously, 5-0-0, to adopt Minute Order No. 1008, directing staff to proceed with the following traffic calming measures on Altair Avenue:

1. Reduce the speed limit from 35 mph to 25 mph;
2. Conduct traffic education and enforcement of the new speed limit by the Police Department;
3. Post signs that Altair Avenue is intended for local traffic only;
4. Install edge lines along both sides of Altair Avenue;
5. Install stop signs on Altair Avenue at Polaris Avenue; and
6. Paint red curb on curved entrances/exits to/from Leo Drive, Venus Court, and Saturn Court for sight and safety measures.

CONSIDERATION OF THE 2006 SPEED SURVEY SHEETS. CITY RESOLUTION NO. 2006-96.

Public Works Director Towne and Traffic Engineer Workman presented the staff report.

Motion by Councilmember Wykoff, seconded by Councilmember Frisella, and carried unanimously, 5-0-0, to adopt City Resolution No. 2006-96, "A Resolution of the City Council of the City of Foster City Accepting and Adopting the Recommended Speed Limits in the 2006 Speed Survey Sheets," as amended lowering the speed limit on Altair Avenue 10 mph from 35 mph to 25 mph.

COMMUNICATIONS

APPROVAL OF DRAFT BYLAWS FOR THE SAN MATEO COUNTY COUNCIL OF CITIES AND APPOINTMENT OF VOTING DELEGATE. MINUTE ORDER NO. 1009.

This item as agendized at the request of Mayor Koelling.

Motion by Councilmember Wykoff, seconded by Mayor Koelling, and carried unanimously, 5-0-0, to adopt Minute Order No. 1009, approving the draft Bylaws of the San Mateo County Council of Cities and appointing Pam Frisella as voting delegate and John Kiramis as voting alternate to vote in favor of the Bylaws at the San Mateo County Council of Cities meeting of November 17, 2006.

COUNCIL/BOARD STATEMENTS AND REQUESTS

Councilmember Kiramis stated that he will be available to meet with members of the public on Sundays from 3 p.m. to 5 p.m. in the Council Chambers.

Councilmember Kiramis thanked the Fire Department for its fast 13-minute response from the initial call to when the fire on Sloop Court was put out.

Vice Mayor Cox reminded the public to get out and vote on Tuesday, November 7.

Councilmember Frisella commended John Wienckowski for being a good example to other residents for taking a leadership role in asking for changes on Altair Avenue and seeing them through.

Councilmember Wykoff stated that advisory committees are just that -- advisory -- and that it is the City Council who makes the final decisions.

CLOSED SESSION

Mayor/President Koelling recessed the meeting into Closed Session for the following:

1. Conference with Real Property Negotiators [Government Code 54956.8]: To instruct City/District/CDA negotiators James C. Hardy, Jean Savaree, Kristi Chappelle, and Richard Marks regarding negotiations with representatives of the Foster City High School Foundation, Inc. with respect to leasing a 4-acre portion of the 15-acre site adjacent to the Government Center owned by the City of Foster City [APN 094-471-100]; and

2. Conference with Real Property Negotiators [pursuant to Government Code Section 54956.8]: To instruct City negotiators (James C. Hardy, Jean B. Savaree, Kristi Chappelle, and Richard B. Marks) regarding negotiations with representatives of the North Peninsula Jewish Campus (NPJC) with respect to terms of an existing lease of the 12-acre parcel of land owned by the City of Foster City located along Shell Boulevard [APN: 094-471-050].

Meeting recessed into Closed Session at 9:40 p.m. and reconvened at 10:02 p.m.

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

ADJOURNMENT

Hearing no objection from the Council/Board, Mayor/President Koelling adjourned the meeting. Meeting adjourned at 10:02 p.m. in memory of past Mayor and Councilmember Paul A. Nelson.