

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

REGULAR MEETING OF AUGUST 4, 2003

MINUTES

CALL TO ORDER OF FOSTER CITY COMMUNITY DEVELOPMENT AGENCY BOARD

The Regular Meeting of August 4, 2003 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 located in the Foster City Community Center Wind Room, 1000 E. Hillsdale Boulevard, Foster City, San Mateo County, California, by Chair Russ Harter.

ROLL CALL

The Secretary called the roll:

PRESENT: Members Ron Cox, Marland W. Townsend, Deborah E. G. Wilder, Rick Wykoff, and Chair Russ Harter.

ABSENT: None.

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

CONSENT CALENDAR

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

1. Minutes of the Regular Meeting of July 21, 2003; and
2. CDA Resolution No. 234, "A Resolution of the Foster City Community Development Agency Amending the Community Development Agency Annual Budget for Fiscal Year 2003-2004 to Increase the Human Investment Project (HIP) Housing Contribution in the Amount of \$7,000."

COMMUNICATIONS

CANCELLATION OF CDA REGULAR MEETING OF AUGUST 18, 2003.

Motion by Vice Chair Townsend, seconded by Member Wilder, and carried unanimously, 5-0-0, to cancel the regular meeting of August 18, 2003. The next regular meeting will be held on Tuesday, September 2, 2003 at the regular meeting time and place.

ADJOURNMENT

Motion by Vice Chair Townsend, seconded by Member Cox, and carried unanimously, 5-0-0, to adjourn the meeting. Meeting adjourned at 7:33 p.m.

CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS

The Regular Meeting of August 4, 2003 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 7:33 p.m. in the Council Chambers located in the Foster City Community Center Wind Room, 1000 E. Hillsdale Boulevard, Foster City, San Mateo County, California, by Mayor/President Russ Harter.

ROLL CALL

The City Clerk/District Secretary called the roll:

PRESENT: Councilmembers/ex officio Directors Ron Cox, Marland W. Townsend, Deborah E. G. Wilder, Rick Wykoff, and Mayor/President Russ Harter.

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; John Lisenko, Director of Public Works; Randy Sonnenberg, Chief of Police; Kevin Miller, Director of Parks and Recreation; Ray Towne, City/District Engineer; Leslie Carmichael, Principal Planner; Laura Galli, Junior Engineer; Randy Tan, Video Intern; and Therese L. Tahir, City Clerk/District Secretary/Recording Secretary.

SPECIAL PRESENTATIONS

EMPLOYEE OF THE 2ND QUARTER 2003

On behalf of the City Council, Mayor Harter congratulated and presented a plaque to Geo Underwood, Administrative Secretary, Parks and Recreation, for being awarded the Employee of the 2nd Quarter 2003.

CONSENT CALENDAR

Motion by Councilmember/Director Wilder, seconded by Vice Mayor/Vice President Townsend, 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 July 21, 2003;

2. Warrant of Demands dated August 4, 2003;
3. City Resolution No. 2003-75, "A Resolution of the City Council of the City of Foster City Authorizing a Budget Amendment from the Vehicle Replacement Fund to the Vehicle Maintenance Operations Budget in the Amount \$145,000;"
4. Minute Order No. 857 adopted, approving the response to the 2002-2003 Grand Jury Report: Handling Forensic Evidence in San Mateo County;
5. Minute Order No. 858 adopted, approving the response to the 2002-2003 Grand Jury Report: Warrant Enforcement in San Mateo County;
6. Minute Order No. 859 adopted, approving the response to the 2002-2003 Grand Jury Report: Bicycle Safety In San Mateo County;

EMID Consent Calendar

7. Minutes of the Regular Meeting of July 21, 2003;
8. Warrant of Demands dated August 4, 2003;
9. EMID Resolution No. 2862, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving the Request for Proposal for Professional Engineering Services for (CIP 761) East Third Avenue Water Main Extension Project;"

ITEMS REMOVED FROM THE CITY/DISTRICT CONSENT CALENDAR

CITY RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CONTRACT AMENDMENT WITH MOFFAT & NICHOL ENGINEERS FOR (CIP 703) THE LAGOON DREDGING PROJECT.

At the request of Vice Mayor Townsend, this resolution was removed from the City Consent Calendar.

Public Work Director Lisenko presented the staff report.

Discussion ensued but was continued to be discussed with the Reports agenda item regarding Project Update – (CIP 703) Lagoon Dredging Project. Please see the Reports item for subsequent action taken.

EMID RESOLUTION AUTHORIZING INCREASING THE PROJECT CONTINGENCY TO THE BROWN AND CALDWELL PROFESSIONAL ENGINEERING CONTRACT FOR (CIP 754) FOURTH WATER STORAGE TANK PROJECT.

At the request of President Harter and Vice President Townsend, this resolution was removed from the EMID Consent Calendar.

Public Work Director Lisenko presented the staff report.

Discussion ensued but was continued to be discussed with the Reports agenda item regarding Chloramine Conversion Study Presentation. Please see the Reports item for subsequent action taken.

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

NEW BUSINESS

APPOINTMENT TO ARTS AND CULTURE COMMITTEE. MINUTE ORDER NO. 860.

Applicant John Jeffrey introduced himself to the City Council and answered questions.

City Clerk Tahir announced that applicant Gala Saeed withdrew her application.

Motion by Councilmember Cox, seconded by Councilmember Wykoff, and carried unanimously, 5-0-0, to adopt Minute Order No. 860, appointing John Jeffrey to an unexpired partial term from January 1, 2003 to December 31, 2005 on the Arts and Culture Committee.

PUBLIC HEARINGS

PUBLIC HEARING TO HEAR AND CONSIDER PUBLIC INPUT REGARDING THE ±15-ACRES OF CITY OWNED PROPERTY WITHIN THE CIVIC CENTER AREA (APN 094-471-050) – GP-03-001. CITY RESOLUTION NO. 2003-76.

Motion by Vice Mayor Townsend, seconded by Councilmember Wykoff, and carried unanimously, 5-0-0, to open a public hearing to hear and consider public input regarding the ±15-Acres of Property Owned by the City of Foster City Within the Civic Center Area which are Bounded by Shell Boulevard to the West; Foster City Boulevard to the East; the Foster City Government Center to the North; and, the North Peninsula Jewish Campus to the South (APN: 094-471-050) – City of Foster City – GP-03-001.

Community Development Director Marks presented the staff report.

The following members of the public addressed the Council regarding the 15-acre site:

1. Mel Woolf, 607 Mystic Lane, representing the Parks and Recreation Committee;
2. Robert Nelson, 750 Lurline Drive;
3. John Sarconi, 620 Portsmouth Lane;
4. Claudia Sarconi, 19 Cove Lane, Redwood Shores;
5. George Starrett, 167 Flying Cloud Isle;
6. Ken Feldstein, 980 Edgewater Blvd.;
7. Huijun Ring, 128 Flying Cloud Isle;

Meeting recessed at 9:05 pm and reconvened at 9:16 pm

8. Tony Morin, 861 Haddock Street;
9. Leo Hu, 877 Ursa Lane;
10. [REDACTED]

11. Abraham Ton, 899 Vega Circle;
12. Fred Baer, 853 Vega Circle;
13. Kevin Cunningham, 525 Grenada Lane; and
14. Karen Tunnel, 667 Sandy Hook Court.

Motion by Councilmember Wilder, seconded by Councilmember/Director Cox, and carried unanimously, 5-0-0, to close the public hearing.

Discussion ensued.

Motion by Vice Mayor Townsend, seconded by Councilmember Wilder, and carried unanimously, 5-0-0, to adopt City Resolution No. 2003-77, "A Resolution of the City Council of the City of Foster City Affirming the Land Use Designation for ±15- Acres of Property Owned by the City of Foster City within the Civic Center Area which are Bounded by Shell Boulevard to the West; Foster City Boulevard to the East; the Foster City Government Center to the North; and, the North Peninsula Jewish Campus to the South (Assessors Parcel Number/APN 094-471-050) – City of Foster City – GP-03-001," with the following amendments: "5. When the current economic recession and downturn is over and the regional economy recovers but not later than June, 2008, the City should make at least one more serious effort to attract an appropriately sized high school to the site that brings the above mentioned facilities to the City."

REPORTS

CHLORAMINE CONVERSION STUDY PRESENTATION.

Public Works Director Lisenko presented the staff report. David Kraska, Consultant, Carollo, gave a powerpoint presentation regarding the Chloramine Conversion Study.

No public testimony received.

Discussion ensued.

Motion by Vice President Townsend, seconded by Director Cox, and carried unanimously, 5-0-0, to receive and file the staff report.

EMID RESOLUTION NO. 2863 AUTHORIZING INCREASING THE PROJECT CONTINGENCY TO THE BROWN AND CALDWELL PROFESSIONAL ENGINEERING CONTRACT FOR (CIP 754) FOURTH WATER STORAGE TANK PROJECT.

At the request of President Harter and Vice President Townsend, this resolution was removed from the EMID Consent Calendar.

Public Work Director Lisenko presented the staff report.

Discussion ensued.

Motion by Vice President Townsend, seconded by Director Wilder, and carried 4-1-0, Director Wykoff voted "No," to adopt EMID Resolution No. 2863, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Authorizing Increasing the Project Contingency by \$100,000 to the Brown and Caldwell Professional Engineering Contract for (CIP 754) Fourth Water Storage Tank Project."

PROJECT UPDATE – (CIP 703) LAGOON DREDGING PROJECT.

Public Works Director Lisenko presented the staff report regarding the (CIP 703) Lagoon Dredging Project.

No public testimony received.

Discussion ensued.

Motion by Councilmember Cox, seconded by Councilmember Wilder, and carried unanimously, 5-0-0, to receive and file the staff report.

CITY RESOLUTION NO. 2003-77 AUTHORIZING THE CITY MANAGER TO EXECUTE CONTRACT AMENDMENT NO. 5 WITH MOFFATT & NICHOL ENGINEERS FOR (CIP 703) LAGOON DREDGING PROJECT.

At the request of Vice Mayor Townsend, this resolution was removed from the City Consent Calendar.

Public Work Director Lisenko presented the staff report.

Discussion ensued.

Motion by Councilmember Cox, seconded by Councilmember Wilder, and carried 3-2-0, Vice Mayor Townsend and Councilmember Wykoff voted "No," to adopt City Resolution No. 2003-77, "A Resolution of the City Council of the City of Foster City Authorizing the City Manager to Execute Contract Amendment No. 5 with Moffatt & Nichol Engineers for (CIP 703) the Lagoon Dredging Project."

COMMUNICATIONS

CANCELLATION OF CITY/EMID REGULAR MEETING OF AUGUST 18, 2003.

Motion by Vice Mayor/Vice President Townsend, seconded by Councilmember/Director Wilder, and carried unanimously, 5-0-0, to cancel the regular meeting of August 18, 2003. The next regular meeting will be held on Tuesday, September 2, 2003 at the regular meeting time and place.

COUNCIL/BOARD STATEMENTS AND REQUESTS

Councilmember Wilder thanked everyone who wished her husband well with his appendectomy recovery.

With no objection from the City Council and at the request of Councilmember Wykoff, a special meeting will be held prior to the next regular Council meeting for the purpose of holding a closed session for the City Manager's performance review.

Councilmember Cox once again invited the public to attend the National Night Out event to be held at Leo Ryan Park on Tuesday, August 5, from 6 – 9 p.m.

ADJOURNMENT

Motion by Vice Mayor/Vice President Townsend, seconded by Councilmember/Director Wilder, and carried unanimously, 5-0-0, to adjourn the meeting. Meeting adjourned at 11:47 p.m.