

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

REGULAR MEETING OF JUNE 20, 2005

MINUTES

CALL TO ORDER OF FOSTER CITY COMMUNITY DEVELOPMENT AGENCY BOARD

The Regular Meeting of June 20, 2005 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 Rick Wykoff.

ROLL CALL

The Secretary called the roll:

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

ABSENT: None.

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

CONSENT CALENDAR

Motion by Member Townsend, seconded by Vice Chair Koelling, and carried unanimously, 5-0-0, to approve the Minutes of the Special Meeting of June 6, 2005 and Regular Meeting of June 6, 2005 on the CDA Consent Calendar.

RESOLUTIONS FOR ADOPTION

CDA RESOLUTION NO. 251 ADOPTING THE FISCAL YEAR 2005-2006 CDA BUDGET.

Motion by Member Townsend, seconded by Member Cox, and carried unanimously, 5-0-0, to adopt CDA Resolution No. 251, "A Resolution of the Foster City Community Development Agency Adopting the FY 2005-2006 Community Development Agency Budget."

ADJOURNMENT

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

CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS

The Regular Meeting of June 20, 2005 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 Rick Wykoff.

ROLL CALL

The City Clerk/District Secretary called the roll:

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

ABSENT: None.

STAFF PRESENT: James C. Hardy, City/District Manager/City Treasurer; Jean B. Savaree, City Attorney/District Legal Counsel; Richard B. Marks, Community Development Director; John Lisenko, Director of Public Works; Tom Reaves; Fire Chief; Craig Courtin, Chief of Police; Kevin Miller, Director of Parks and Recreation; Ricardo Santiago, Finance Director; Audrey Daniels, Human Resources Director; Steve Toler, Administrative Services Director; Ray Towne, City/District Engineer; Matt Martell, Police Captain; Stan Maupin, Fire Battalion Chief; Norm Dorais, Public Works Maintenance Manager; Gary Batis, Public Works Wastewater Maintenance Superintendent; Steve Courtney, Video Production Technician; Rogerio Lima, Video Operator; and Therese L. Calic, City Clerk/District Secretary/Recording Secretary.

SPECIAL PRESENTATIONS

PROCLAMATION HONORING THE PENINSULA MUSICAL ARTS ASSOCIATION.

On behalf of the City Council, Mayor Wykoff presented a proclamation honoring the Peninsula Musical Arts Association to Ed Groehe, President of the Peninsula Musical Arts Association.

EMPLOYEE 5-YEAR SERVICE PINS.

On behalf of the City Council, Mayor Wykoff directed staff to present Employee 5-Year Service Pins to Public Works Maintenance Worker I Jorge Banuelos, Police Corporal Joel Bouza, Firefighter Dan Bull, and Information Technology Manager Joan Schoening who could not be in attendance.

EMPLOYEE 15-YEAR SERVICE PINS.

On behalf of the City Council, Mayor Wykoff directed staff to present Employee 15-Year Service Pins to Fire Captain Dale Brown, Fire Captain Gary Hegwer, and Firefighter Kraig Whitney who could not be in attendance.

EMPLOYEE 30-YEAR SERVICE PINS.

On behalf of the City Council, Mayor Wykoff congratulated and presented Employee 30-Year Service Pins to Public Works Maintenance Worker II Bernard Davis and Mechanic I James Forman, III.

CONSENT CALENDAR

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

City Consent Calendar

1. Minutes of the Special Meeting of June 6, 2005;
2. Minutes of the Regular Meeting of June 6, 2005;
3. Warrant of Demands dated June 20, 2005;
4. City Resolution No. 2005-51, "A Resolution of the City Council of the City of Foster City Authorizing the Award of an Agreement to C. F. Archibald Paving, Inc. for the Construction of (CIP 788) Street Resurfacing and Repairs Project;"
5. City Resolution No. 2005-52, "A Resolution of the City Council of the City of Foster City Approving and Adopting the Pay Plan for Fiscal Year 2005-2006;"
6. City Resolution No. 2005-53, "A Resolution of the City Council of the City of Foster City Authorizing the Execution of an Agreement with White's Mobil Sweeping for Street Sweeping Maintenance (2005-2010);"
7. City Resolution No. 2005-54, "A Resolution of the City Council of the City of Foster City Recommending that the San Mateo County Flood Control District Impose Basic and Additional Charges for Funding the Expanded Scope of Work for the 2005-2006 County Wide National Pollution Discharge Elimination System (NPDES) General Program."

EMID Consent Calendar

8. Minutes of the Special Meeting of June 6, 2005;
9. Minutes of the Regular Meeting of June 6, 2005;
10. Warrant of Demands dated June 20, 2005;
11. EMID Resolution No. 2930, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving and Adopting the Pay Plan for Fiscal Year 2005-2006;" and

12. EMID Resolution No. 2931, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Setting a Time and Place for Hearing Protests to the Proposed Zones and Method of Allocation of Bond Taxes – 2005-2006."

ITEMS REMOVED FROM THE CONSENT CALENDAR

CITY RESOLUTION NO. 2005-55 AMENDING THE FREQUENCY AND DAY OF REGULAR MEETINGS OF THE FOSTER CITY NOISE ABATEMENT COMMITTEE.

Mayor Wykoff removed this item from the City Consent Calendar at the request of Councilmember Townsend.

Motion by Councilmember Townsend, seconded by Councilmember Cox, and carried unanimously, 5-0-0, to adopt City Resolution No. 2005-55, "A Resolution of the City Council of the City of Foster City Amending the Frequency and Day of Regular Meetings of the Foster City Noise Abatement Committee."

CITY RESOLUTION NO. 2005-56 RE SCHOOL CROSSING GUARD AGREEMENT WITH THE SAN MATEO-FOSTER CITY SCHOOL DISTRICT.

Mayor Wykoff removed this item from the City Consent Calendar at the request of Vice Mayor Koelling.

Motion by Vice Mayor Koelling, seconded by Councilmember Townsend, and carried unanimously, 5-0-0, to adopt City Resolution No. 2005-56, "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."

PUBLIC HEARINGS

AMENDMENTS TO CHAPTER 15.12, SIGN CONTROL, OF TITLE 15, BUILDINGS AND CONSTRUCTION, OF THE FOSTER CITY MUNICIPAL CODE – CITY OF FOSTER CITY – MC-05-001.

Mayor Wykoff opened a public hearing to hear and consider comments regarding amendments to Chapter 15.12, Sign Control, of Title 15, Buildings and Construction, of the Foster City Municipal Code – City of Foster City – MC-05-001.

Community Development Director Marks presented the staff report.

The following members of the public addressed the City Council regarding amendments to Chapter 15.12:

1. Carol Torgerson, Executive Director, Chamber of Commerce;
2. Noemi Avram, Planning Commissioner;
3. Art Kiesel, Planning Commissioner;
4. Jim Chin, owner of Sign-A-Rama, and Chamber Sign Task Force member; and
5. Bill Chow, Chamber of Commerce Board Director.

Mayor Wykoff closed the public hearing.

Discussion ensued.

Motion by Councilmember Wilder, seconded by Councilmember Cox, and carried 4-1-0, Councilmember Townsend voted "No," to introduce by title and waive further reading of "An Ordinance of the City of Foster City Approving Amendments to Chapter 15.12, Sign Control, of Title 15, Buildings and Construction, of the Foster City Municipal Code to Allow Additional Wall Signs on Office Buildings Six or More Stories in Height – City of Foster City – MC-05-001," as amended.

Motion by Councilmember Wilder, seconded by Councilmember Cox, and carried 4-1-0, Councilmember Townsend voted "No," to pass the ordinance to second reading.

RECESS. The Chair recessed the meeting from 9:16 p.m. to 9:25 p.m.

ORDINANCES FOR INTRODUCTION

CITY ORDINANCE AMENDING SECTIONS 3.04.080 AND 3.04.165 OF CHAPTER 3.04, PURCHASING SYSTEM, OF TITLE 3, REVENUE AND FINANCE, OF THE FOSTER CITY MUNICIPAL CODE, TO INCREASE THE MONETARY LIMITS FOR INFORMAL BIDDING AND AWARD PROCEDURE FOR PUBLIC PROJECTS IN ACCORDANCE WITH THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING PROCEDURES AS SET FORTH IN THE PUBLIC CONTRACT CODE.

Public Works Director Lisenko presented the staff report.

Motion by Councilmember Townsend, seconded by Vice Mayor Koelling, and carried unanimously, 5-0-0, to introduce by title and waive further reading of "An Ordinance of the City of Foster City Amending Sections 3.04.080 and 3.04.165 of Chapter 3.04, Purchasing System, of Title 3, Revenue and Finance, of the Foster City Municipal Code, to Increase the Monetary Limits for Informal Bidding and Award Procedure for Public Projects in Accordance with the Uniform Public Construction Cost Accounting Procedures as Set Forth in the Public Contract Code."

Motion by Councilmember Townsend, seconded by Councilmember Cox, and carried unanimously, 5-0-0, to pass the ordinance to second reading.

RESOLUTIONS FOR ADOPTION

CITY RESOLUTION NO. 2005-57 AND EMID RESOLUTION NO. 2932 ADOPTING THE FISCAL YEAR 2005-2006 BUDGET.

City/District Manager Hardy presented the staff report.

Motion by Councilmember/Director Townsend, seconded by Councilmember/Director Wilder, and carried 4-1-0, Mayor/President Wykoff voted "No," to adopt the following resolutions:

1. City Resolution No. 2005-57, "A Resolution of the City Council of the City of Foster City Adopting the 2005-2006 City Budget;" and
2. EMID Resolution No. 2932, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Adopting the 2005-2006 District Budget."

CITY RESOLUTION NO. 2005-58 AND EMID RESOLUTION NO. 2933 APPROVING SPECIAL ASSIGNMENT PAY FOR STAN WORKMAN, ASSISTANT ENGINEER, IN THE AMOUNT OF 10 PERCENT. TABLED FROM JUNE 6, 2005.

Director of Public Works Lisenko presented the staff report noting that this item was tabled from the regular meeting of June 6, 2005.

Motion by Councilmember/Director Townsend, seconded by Councilmember/Director Cox, and carried unanimously, 5-0-0, to adopt the following resolutions:

1. City Resolution No. 2005-58, "A Resolution of the City Council of the City of Foster City Approving Special Assignment Pay for Stan Workman, Assistant Engineer, in the Amount of 10 Percent;" and
2. EMID Resolution No. 2933, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving Special Assignment Pay for Stan Workman, Assistant Engineer, in the Amount of 10 Percent."

COUNCIL/BOARD STATEMENTS AND REQUESTS

City Manager Hardy personally thanked Director of Public Works John Lisenko for his eight years of service to the City and wished him success on his retirement.

The Mayor and City Council thanked Mr. Lisenko for his service to the City and noted that Mr. Lisenko is widely respected throughout the State and professional organizations for his broad knowledge and expertise in the public works profession.

John Lisenko thanked the City Manager, Mayor, and City Council for their support through the years.

Councilmember Wilder stated that the 50th Anniversary Symposium of the Bay Area Air Quality District (BAAQD), chaired by Councilmember Townsend, was one of the best seminars that she has ever attended. She complimented Councilmember Townsend's leadership and the BAAQD Board for holding such an outstanding event.

Councilmember Cox reported that his Council Corner was about the successful Art and Wine Festival put on by the Foster City Chamber of Commerce and Rotary Club despite the windy weather.

Councilmember Cox invited the public to attend the many festivities planned for the Fourth of July in Leo Ryan Park and that they will be in a different part of Leo Ryan Park due to the construction in the meadow area.

Councilmember Townsend stated that the 50th Anniversary Symposium of the Bay Area Air Quality District (BAAQD) took eight months of planning. He talked about a 1000-year study that states that global warming is rising at an alarming rate and that we need to do what we can to improve air quality. He also mentioned that Willie Brown and other great speakers made the Symposium a success.

CLOSED SESSION

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

1. Public Employee Performance Evaluation [pursuant to Government Code 54957] --
Title: City Attorney/District Legal Counsel; and
2. Public Employee Performance Evaluation [pursuant to Government Code 54957] --
Title: City/District Manager.

Meeting recessed into Closed Session at 9:45 p.m. and reconvened at 10:42 p.m.

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

ADJOURNMENT

Hearing no objection from Council/Board, Mayor/President Wykoff adjourned the meeting. Meeting adjourned at 10:42 p.m.