

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

REGULAR MEETING OF MAY 20, 2002

MINUTES

CALL TO ORDER OF FOSTER CITY COMMUNITY DEVELOPMENT AGENCY BOARD

The Regular Meeting of May 20, 2002 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 Ron Cox.

ROLL CALL

The Deputy Secretary called the roll:

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

ABSENT: None.

STAFF PRESENT: James C. Hardy, Executive Director/Treasurer, and Doris L. Palmer, Deputy CDA Secretary.

CONSENT CALENDAR

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

1. Minutes of the Regular Meeting of May 6, 2002;
2. Special Meeting of May 13, 2002; and
3. CDA Resolution No. 229, " A Resolution of the Community Development Agency of the City of Foster City Approving the Deobligation of Funds and Appropriation of Funds to Various Capital Improvement Projects as Stipulated in Exhibit A - Capital Improvement Project Funds Deobligation and Appropriation Analysis."

ADJOURNMENT

Motion by Vice Chair Harter, seconded by Member Wilder and carried unanimously, 5-0-0, to adjourn the meeting. Meeting adjourned at 7:31 p.m.

CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS

The Regular Meeting of May 20, 2002 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 located in the Foster City Community Center Wind Room, 1000 E. Hillsdale Boulevard, Foster City, San Mateo County, California, by Mayor/President Ron Cox.

ROLL CALL

The Deputy City Clerk/District Secretary called the roll:

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

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; Audrey Daniels, Human Resources Director; John Lisenko, Public Works Director; Norm Dorais, Public Works Maintenance Manager; Jon Froomin, Police Lieutenant; Randy Sonnenberg, Chief of Police; Randy Tan, Video Production Intern; and Doris L. Palmer, Deputy City Clerk/District Secretary/Recording Secretary.

SPECIAL PRESENTATIONS

PROCLAMATION FOR NATIONAL PUBLIC WORKS WEEK.

On behalf of the City Council, Mayor Cox proclaimed May 19-25, 2002 as "National Public Works Week." Public Works Maintenance Manager Norm Dorais accepted the proclamation and in celebration of Public Works Week invited the City Council to a Public Works Barbecue on May 21 at noon at the Corporation Yard.

PUBLIC

Ken Feldstein, 980 Edgewater Boulevard, informed the Council of SamTrans' plan to reduce bus service. He urged the Council to take a position on this issue and convey it to SamTrans prior to its June 12 public hearing.

CONSENT CALENDAR

Motion by Councilmember/Director Townsend, seconded by Councilmember/Director Wilder, 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 May 6, 2002;
2. Minutes of the Special Meeting of May 13, 2002;

3. Ordinance No. 494, "An Ordinance of the City of Foster City Repealing Title 18, Elections, of the Foster City Municipal Code;"
4. City Resolution No. 2002-35, "A Resolution of the City Council of the City of Foster City Authorizing City Participation in the Safe Routes to School Program;"
5. City Resolution No. 2002-36, "A Resolution of the City Council of the City of Foster City Approving the Deobligation of Funds and Appropriation of Funds to Various Capital Improvement Projects as Stipulated in Exhibit A - Capital Improvement Project Funds Deobligation and Appropriation Analysis;"
6. City Resolution No. 2002-37, "A Resolution of the City Council of the City of Foster City Approving Participation in the California Government Variable Employee Beneficiary Association Trust;"
7. City Resolution No. 2002-38, "A Resolution of the City Council of the City of Foster City Authorizing a Transfer of Funds from CIP 751 Civic Center Master Plan Improvements to CIP 745 Government Center Improvements;"
8. City Resolution No. 2002-39, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Execute the Necessary Agreements to Withdraw from the Association of Bay Area Governments (ABAG) Power Purchasing Pool for Natural Gas Effective July 1, 2002;"
9. Minute Order No. 777, accepting the Government Center Project (CIP 745) - Monthly Update for April 2002;

EMID Consent Calendar

10. Minutes of the Regular Meeting of May 6, 2002;
11. Minutes of the Special Meeting of May 13, 2002; and
12. EMID Resolution No. 2804, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving the Deobligation of Funds and Appropriation of Funds to Various Capital Improvement Projects as Stipulated in Exhibit A - Capital Improvement Project Funds Deobligation and Appropriation Analysis;"
13. EMID Resolution No. 2805, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving Participation in the California Government Variable Employee Beneficiary Association Trust;" and
14. EMID Resolution No. 2806, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Authorizing the President to Execute the Necessary Agreements to Withdraw from the Association of Bay Area Governments (ABAG) Power Purchasing Pool for Natural Gas Effective July 1, 2002."

ITEMS REMOVED FROM THE CONSENT CALENDAR

CITY/DISTRICT WARRANT OF DEMANDS.

At the request of Councilmember/Director Wykoff, Mayor/President Cox removed the City/District Warrant of Demands dated May 20, 2002 from the Consent Calendar.

Motion by Councilmember/Director Wilder, seconded by Vice Mayor/Vice President Harter, and carried unanimously, 5-0-0, to approve the City/District Warrant of Demands dated May 20, 2002.

Councilmember/Director Wykoff recused himself from voting on Warrant No. 56001 to Industrial Emergency Council due to source of income conflict of interest.

Motion by Councilmember/Director Townsend, seconded by Councilmember/Director Wilder and carried, 4-0-0, to approve Warrant No. 56001 of the Warrant of Demands dated May 20, 2002.

CITY AND EMID RESOLUTIONS RE REVISED PERSONNEL RULES AND REGULATIONS - - TABLED.

Human Resources Director Audrey Daniels removed the City and District resolutions approving revised Personnel Rules and Regulations from the Consent Calendar.

Discussion ensued.

Motion by Vice Mayor/Vice President Harter, seconded by Councilmember/Director Wilder, and carried unanimously, 5-0-0, to table to the June 3 regular meeting, "A Resolution of the City Council of the City of Foster City Approving Revised Personnel Rules and Regulations;" and "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving Revised Personnel Rules and Regulations."

NEW BUSINESS

INTERVIEW AND APPOINTMENT OF PLANNING COMMISSIONER. CITY RESOLUTION NO. 2002-40.

The City received four applications for the Planning Commissioner vacancy for a new full term from June 1, 2002 to May 31, 2006. Applicants listed in alphabetical order are: Kenneth Huo, Architect; Jin Liu, Manager, Network Product Implementation; Clint Van Ostrand, Real Estate Leasing; and Robert T. W. Werden, Retired/Current Planning Commissioner. All applicants were present except Mr. Huo.

Council interviewed all applicants present in alphabetical order.

Motion by Councilmember Wykoff, seconded by Vice Mayor Harter, and carried unanimously, 5-0-0, appointing Robert T. W. Werden to a new full term from June 1, 2002 to May 31, 2006 on the Planning Commission. City Resolution No. 2002-40 adopted, "A Resolution of the City

Council of the City of Foster City Appointing One Member to the Foster City Planning Commission.”

COUNCIL/BOARD STATEMENTS AND REQUESTS

Councilmember Townsend and Vice Mayor Harter met in Sacramento May 15 with State representatives as part of the Leave Our Community Assets Local (LOCAL) coalition. LOCAL is comprised of police, fire, local officials, and citizens whose goal is to work together to protect city and county revenues. Over 100 local officials spoke with Joseph Simitian, Tom Torlakson, Byron Sher, Simon Salinas, Rebecca Cohn, and Jackie Speier on this issue.

Councilmember Townsend attended a meeting of the City Selection Committee of the Council of Cities. He announced that Deborah Wilder was again appointed as a representative to the Domestic Violence Committee.

Councilmember Wykoff stated that he was amazed at how quickly reserves can disappear. He emphasized the need to remain vigilant as the budget is addressed.

Councilmember Wykoff commented on the need to coordinate the Visa construction project with the overlay project on Metro Center Boulevard. He asked staff to keep the Council informed of any potential conflict that may arise via the Council Clipboard.

Vice Mayor Harter would like to revisit policy questions on the Community Wall of Fame and asked that it be agendaized at the next meeting.

Councilmember Wilder requested the Council take an official position on the issue of SamTrans' plan to reduce bus service. She would like to agendaize this item at the June 3 Council meeting so that the Council's position can be conveyed to SamTrans prior to the June 12 SamTrans public hearing.

Mayor Cox thanked Councilmember Townsend for attending the City Selection Committee in his place.

Mayor Cox stated he would like the traffic loops at E. Third Avenue to be repaired as soon as possible.

Mayor Cox attended a recent Planning Commission meeting and was pleased with the level of cooperation between applicants and Commissioners. Mayor Cox also thanked Richard Marks, Community Development Director, for his role as staff liaison to the Planning Commission.

Councilmember Townsend asked Senator Byron Sher why the State cannot prepare a 5-year Financial Plan similar to Foster City's plan. Senator Sher commented that it is not possible due to the transition of staff every four years.

CLOSED SESSION

Hearing no objection from the City Council/EMID Board, Mayor/President Cox recessed the meeting into Closed Session pursuant to Government Code Section 54956.8 for a Conference with City Real Property Negotiators James C. Hardy, Richard B. Marks, Kristi Chappelle, and

Jean Savaree regarding negotiations with representatives of the Episcopal School of the Peninsula (ESOP) and Peninsula Jewish Community Center (PJCC) with respect to terms of existing lease of the 27-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 8:54 p.m. in the Port Room and reconvened at 9:55 p.m.

Mayor/President Cox announced that no action was taken in Closed Session

ADJOURNMENT

Motion by Vice Mayor/Vice President Harter, seconded by Councilmember/Director Wykoff, and carried unanimously, 5-0-0, to adjourn the meeting. Meeting adjourned at 9:55 p.m.