

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

REGULAR MEETING OF NOVEMBER 2, 2009

MINUTES

CALL TO ORDER OF FOSTER CITY COMMUNITY DEVELOPMENT AGENCY BOARD

The Regular Meeting of November 2, 2009 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 Wykoff.

ROLL CALL

The Secretary called the roll:

PRESENT: Members Pam Frisella, Art Kiesel, Linda Koelling, and Chair Rick Wykoff.

ABSENT: None.

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

CONSENT CALENDAR

Motion by Vice Chair Koelling, seconded by Member Frisella, and carried unanimously, 4-0-0, to adopt the following items on the CDA Consent Calendar:

1. Minutes of the Special Meeting of October 19, 2009;
2. Minutes of the Regular Meeting of October 19, 2009; and
3. Cancel the November 16, 2009 Regular Meeting of the Members of the Foster City Community Development Agency.

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 November 2, 2009 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 Pam Frisella, Art Kiesel, Linda Koelling, and Mayor/President Rick Wykoff.

ABSENT: None.

STAFF PRESENT: James C. Hardy, City/District Manager/City Treasurer; Jean Savaree, City Attorney/District Legal Counsel; Kristi A. Chappelle, Assistant City/District Manager; Ricardo Santiago, Finance Director; Ramon Towne, Director of Public Works; Steve Toler, Administrative Services Director; Richard B. Marks, Community Development Director; Leslie Carmichael, Planning Manager; Jon Froomin, Police Captain; Matt Martell, Police Captain; Mike Sly, Video Technician; and Doris L. Palmer, City Clerk/District Secretary/Recording Secretary.

CONSENT CALENDAR

Motion by Councilmember/Director Kiesel, seconded by Vice Mayor/Vice President Koelling, and carried unanimously, 4-0-0, approving the following items on the City/District Consent Calendar:

City Consent Calendar

1. Minutes of the Special Meeting of October 19, 2009;
2. Minutes of the Regular Meeting of October 19, 2009;
3. City Resolution No. 2009-89, "A Resolution of the City Council of the City of Foster City Authorizing the Execution of a Professional Services Agreement with CCS Presentation Systems in an Amount Not to Exceed Sixty Thousand Dollars (\$60,000) for the Council Chambers Audio System Upgrade Project;"
4. City Resolution No. 2009-90, "A Resolution of the City Council of the City of Foster City Accepting the Work by G. Bortolotto & Company, Inc. for (CIP 606) Foster City Boulevard Resurfacing Project and Directing the City Clerk to File the Notice of Completion;"
5. Cancel the November 16, 2009 Regular Meeting of the City Council of the City of Foster City;

EMID Consent Calendar

6. Minutes of the Special Meeting of October 19, 2009;
7. Minutes of the Regular Meeting of October 19, 2009;
8. EMID Resolution No. 3086, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Approving the Form of and Authorizing the Execution and Delivery of a Purchase and Sale Agreement and Related Documents with Respect to the Sale of the Seller's Proposition 1A Receivable from the State; and Directing and Authorizing Certain Other Actions in Connection Therewith;" and
9. Cancel the November 16, 2009 Regular Meeting of the Board of Directors of the Estero Municipal Improvement District.

PUBLIC HEARINGS

PUBLIC HEARING TO HEAR AND CONSIDER COMMENTS REGARDING THE CHESS HATCH MASTER PLAN. CITY RESOLUTION NO. 2009-91. CITY RESOLUTION NO. 2009-92. CITY RESOLUTION NO. 2009-93.

Mayor Wykoff opened a public hearing to hear and consider comments regarding the Chess Hatch Master Plan including: (1) certification of the Final Environmental Impact Report and adoption of the Mitigation Monitoring and Reporting Program (EA-07-001); (2) General Plan Amendments to create a new land use category and adopt area policies into the General Plan for this site (GP-07-001); (3) adoption of the findings regarding significant environmental impacts including a Statement of Overriding Considerations (EA-07-001).

Consultant Whitney McNair of Metropolitan Planning presented the staff report.

Project Manager Adam Weinstein of LSA Associates addressed the Council.

The following individuals provided public testimony:

1. Linda Haskin, 1116 Halsey Boulevard
2. William Nack, San Mateo Building Trade Council, 1153 Chess Drive
3. John Igoe, Sares Regis, 901 Mariners Island Boulevard, Suite 700, San Mateo, CA 94404

Discussion ensued.

Mayor Wykoff closed the public hearing.

Motion by Councilmember Kiesel, seconded by Councilmember Frisella, and carried unanimously, 4-0-0, to adopt Resolution No. 2009-91, "A Resolution of the City Council of the City of Foster City Certifying the Final Environmental Impact Report and Adoption of the Mitigation Monitoring and Reporting Program for the Chess Drive/Hatch Drive Commercial-Industrial Master Plan on ±11.89 Gross Acres, Mixed Commercial and Industrial Uses – APNS: 094-010-100, -500, -510 - EA-07-001."

Motion by Councilmember Frisella, seconded by Vice Mayor Koelling, and carried unanimously, 4-0-0, to adopt Resolution No. 2009-92, "A Resolution of the City Council of the City of Foster City Adopting an Amendment to the Foster City General Plan for the ± 11.89 Gross Acres Bounded by Chess Drive, State Route 92, Foster City Boulevard and the Foster City Lagoon (APNS: 094-010-100, -500, -510) – from Light Industrial to a New Land Use Designation of Chess/Hatch Office Research and to Adopt the Chess Drive/Hatch Drive Commercial/Industrial Area Policies – Northwestern Mutual Life and Sea Cliff Properties – GP-07-001."

Motion by Vice Mayor Koelling, seconded by Councilmember Kiesel, and carried unanimously, 4-0-0, to adopt Resolution No. 2009-93, "A Resolution of the City Council of the City of Foster City Adopting a Statement of Findings Under the California Environmental Quality Act and a Statement of Overriding Considerations for the Chess Hatch Master Plan Project on ±11.89 Gross Acres of Mixed Commercial and Industrial Uses – APNS: 094-010-100, -500, -510 - EA-07-001."

COMMUNICATIONS

CITY/DISTRICT WARRANT OF DEMANDS. NO ACTION REQUIRED.

The City/District Warrant of Demands processed and issued on October 14, 2009, October 21, 2009, and October 26, 2009 were listed on the agenda for information purposes only. No action was required.

COUNCIL/BOARD STATEMENTS AND REQUESTS

Councilmember Frisella asked everyone to get out and vote. She wished all the candidates good luck in tomorrow's November 3, 2009 General Municipal Election.

Councilmember Kiesel wished everyone a safe and prosperous Thanksgiving Holiday as this will be the last meeting in November. He reminded everyone to get out and vote as well.

Vice Mayor Koelling dittoed Councilmember Kiesel's comments.

Mayor Wykoff stated that the November 16 Council meeting is cancelled and the next regularly scheduled meeting is December 7, 2009.

[illegible]