

REGULAR MEETING
Tuesday, May 19, 2020
DUBLIN CITY COUNCIL
A G E N D A

CLOSED SESSION 6:10 PM
REGULAR MEETING 7:00 PM

Meeting Procedure During Coronavirus (COVID-19) Outbreak:

In keeping with the guidelines provided by the State of California and Alameda County Department of Public Health regarding gatherings during the coronavirus (COVID-19) outbreak, and recommendations to follow social distancing procedures, the City of Dublin will adopt the following practices during upcoming City Council meetings:

- The Dublin City Council will hold the meetings remotely via Zoom Video Communications.
- Per normal practice, the meeting will be livestreamed and available at www.TV30.org for viewing and also broadcast live on Comcast T.V. channel 28 beginning at 7:00 p.m.
- Online speaker slips will be available at www.dublin.ca.gov, and the public will be able to call in using a computer/or smart phone via a link which will be provided following submission of a speaker slip. A telephonic option will also be available.
- Once connected, the public speaker will be placed in an on-line waiting room. While in the waiting room, the public speaker should watch or listen to the meeting via the outlets above, as they will not see or hear the meeting while they are connected and waiting to speak.
- When the agenda item upon which the individual would like to comment is addressed, the speaker will be announced in the meeting when it is his/her time to speak to the City Council. The speaker will then be moved to the meeting for comment.

How to submit public comment on the Closed Session items:

- Please click the link below to join the webinar via computer audio:
<https://dublinca.zoom.us/j/95373708457>
- Or Telephone: +1 669 900 9128 US (San Jose)
- Webinar ID: 953 7370 8457
- The Mayor will open a Public Comment period. You will be given the opportunity to speak at that time. The City Council will then recess to Closed Session.

CLOSED SESSION 6:10 PM

- I. Conference with Legal Counsel**—Anticipated Litigation
Significant Exposure to Litigation Pursuant to Paragraph (2) or (3) of Subdivision (D) of Section 54956.9: 1 Case

- II. Conference with Legal Counsel**—Anticipated Litigation
Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9: 1 case

REGULAR MEETING 7:00 PM

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

2. REPORT ON CLOSED SESSION

3. ORAL COMMUNICATIONS

3.1. LGBTQ Pride Month Proclamation [STAFF REPORT](#)

The City Council will consider proclaiming June 2020 as LGBTQ Pride Month in Dublin as well as approval of flying the rainbow flag at City Hall During the Month of June 2020, consistent with the City's Outdoor Flag Display Policy.

STAFF RECOMMENDATION:

Proclaim June 2020 as LGBTQ Pride Month in Dublin and approve the flying of the rainbow flag at City Hall during the month of June.

3.2. Annual Presentation by Youth Advisory Committee [STAFF REPORT](#) [PRESENTATION](#)

The City Council will receive a presentation from Youth Advisory Committee Members on the Youth Advisory Committee's activities and accomplishments during the 2019-20 term.

STAFF RECOMMENDATION:

Receive the presentation.

3.3. Public Comment

At this time, the public is permitted to address the City Council on non-agendized items. Please step to the podium and clearly state your name for the record. COMMENTS SHOULD NOT EXCEED THREE (3) MINUTES. In accordance with State Law, no action or discussion may take place on any item not appearing on the posted agenda. The Council may respond to statements made or questions asked, or may request Staff to report back at a future meeting concerning the matter. Any member of the public may contact the City Clerk's Office related to the proper procedure to place an item on a future City Council agenda. The exceptions under which the City Council MAY discuss and/or take action on items not appearing on the agenda are contained in Government Code Section 54954.2(b)(1)(2)(3).

4. CONSENT CALENDAR

Consent Calendar items are typically non-controversial in nature and are considered for approval by the City Council with one single action. Members of the audience, Staff or the City Council who would like an item removed from the Consent Calendar for purposes of public input may request the Mayor to remove the item.

4.1. Approval of the May 5, 2020 Regular City Council Meeting Minutes [STAFF REPORT](#)

The City Council will consider approval of the minutes of the May 5, 2020, Regular City Council meeting.

STAFF RECOMMENDATION:

Approve the minutes of the May 5, 2020, Regular City Council meeting.

4.2. Acceptance of Work and Public Access and Public Utility Easements - Amador Valley Boulevard - Wildwood Road and Stagecoach Road Intersection Improvements, CIP ST0317 [STAFF REPORT](#)

The City Council will consider accepting the Amador Valley Boulevard – Wildwood Road and Stagecoach Road Intersection Improvements, Project No. ST0317, and will consider accepting the public access easement and public utility easement encompassing a portion of the project improvements.

STAFF RECOMMENDATION:

Adopt the **Resolution** Accepting the Amador Valley Boulevard – Wildwood Road and Stagecoach Road Intersection Improvements, CIP No. ST0317; and Accepting the Public Access Easement and Public Utility Easement.

4.3. Cooperative Agreement with the Alameda County Transportation Commission and the City of Livermore for the Dublin Boulevard Extension Project, CIP ST0216 [STAFF REPORT](#)

The City Council will consider approving a cooperative agreement with the Alameda County Transportation Commission and the City of Livermore to complete the final design phase of the Dublin Boulevard Extension - Fallon Road to North Canyons Parkway, Project No. ST0216.

STAFF RECOMMENDATION:

Adopt the **Resolution** Approving a Cooperative Agreement with the Alameda County Transportation Commission and the City of Livermore for the Final Design Phase of the Dublin Boulevard Extension - Fallon Road to North Canyons Parkway Project.

4.4. Payment Issuance Report and Electronic Funds Transfers [STAFF REPORT](#)

The City Council will receive a listing of payments issued from April 1, 2020 - April 30, 2020 totaling \$4,348,016.99.

STAFF RECOMMENDATION:

Receive the report.

4.5. Direct Preparation of Annual Engineer's Reports, Approve Preliminary Engineer's Reports, and Appoint a Time and Place for Hearing Protests for Street Lighting Maintenance District 1983-1, Landscape and Lighting District 1983-2, Landscape and Lighting District 1986-1, Landscape and Lighting District 1997-1, and Street Lighting Maintenance District 1999-1 [STAFF REPORT](#)

The City Council will consider directing preparation of the Fiscal Year 2020-21 Engineer's Reports, approving the preliminary Fiscal Year 2020-21 Engineer's Reports, and scheduling a public hearing date of June 2, 2020 for the five assessment districts.

STAFF RECOMMENDATION:

1) Adopt the **Resolution** Directing Preparation of Annual Engineer's Reports for Street Lighting Maintenance District 1983-1, Landscape and Lighting District 1983-2, Landscape and Lighting District 1986-1, Landscape and Lighting District 1997-1, and Street Lighting Maintenance District 1999-1; and 2) Adopt the **Resolution** Approving the Preliminary Engineer's Reports and Appointing a Time and Place for Hearing Protests for Street Lighting Maintenance District 1983-1, Landscape and Lighting District 1983-2, Landscape and Lighting District 1986-1, Landscape and Lighting District 1997-1, and Street Lighting Maintenance District 1999-1.

4.6. Appointments to the Youth Advisory Committee and Student Representative to the Parks and Community Services Commission [STAFF REPORT](#)

The City Council will consider confirmation of the Mayor's recommended appointments of three middle school and 10 high school youth, along with three alternates, to the Youth Advisory Committee for the term of June 2020 through May 2021. The City Council will also consider the Mayor's recommended appointment of Trishala Jain as the Student Representative to the Parks and Community Services Commission for the term of July 2020 to June 2021.

STAFF RECOMMENDATION:

Approve the Mayor's appointments to the Youth Advisory Committee and the Student Representative to the Parks and Community Services Commission for the 2020 - 2021 terms.

4.7. City Treasurer's Informational Report of Investments for the Quarter Ending March 31, 2020 [STAFF REPORT](#)

The City Council will receive an informational report of the City's investments through the quarter ending March 31, 2020 including a monthly transaction ledger. The City's investment portfolio for this period totaled \$292,649,465 (book value) with an average market yield of 1.11%. As required by the Policy, the City Treasurer (Administrative Services Director) affirms that the City is able to meet its expenditure requirements for the next six months.

STAFF RECOMMENDATION:

Receive the report.

4.8. City Proclamations for the Month of May [STAFF REPORT](#)

The City Council will present the following proclamations for the month of May in the City of Dublin: Mental Health Awareness Month and Asian Pacific American Heritage Month.

STAFF RECOMMENDATION:

Approve the proclamations.

5. WRITTEN COMMUNICATION – NONE.

6. PUBLIC HEARING

6.1. Dublin Municipal Code Amendments Repealing Chapter 8.66 and Amending Chapters 5.60, 8.08, 8.12, 8.16, 8.20, 8.40, 8.64, 8.76, 8.102, 8.104, 8.116, and 8.124 (PLPA-2020-00005) [STAFF REPORT PRESENTATION](#)

The City Council will consider amendments to the Dublin Municipal Code to comply with State law pertaining to Large Family Day Care Homes, to bring greater clarity and consistency to existing regulations, and to expand upon uses in the Industrial zoning districts to encourage economic development. Amendments are proposed to repeal Chapter 8.66 and amend Chapters 5.60 (Heritage Trees); 8.08 (Definitions); 8.12 (Zoning Districts and Permitted Uses of Land); 8.16 (Agricultural Zoning District); 8.20 (Residential Zoning Districts); 8.40 (Accessory Structures); 8.64 (Home Occupations Regulations); 8.66 (Large Family Day Care Homes); 8.76 (Off-Street Parking and Loading Regulations); 8.102 (Minor Use Permit); 8.104 (Site Development Review); 8.116 (Zoning Clearance); and 8.124 (Applications, Fees and Deposits).

STAFF RECOMMENDATION:

Conduct the public hearing, deliberate, and waive the reading and INTRODUCE an Ordinance Approving Amendments to the Dublin Municipal Code Repealing Chapter 8.66 and Amending Chapters 5.60, 8.08, 8.12, 8.16, 8.20, 8.40, 8.64, 8.76, 8.102, 8.104, 8.116, and 8.124 Effective City-Wide, PLPA-2020-00005.

6.2. Public Art Master Plan Update and Related Zoning Ordinance Amendments to Chapter 8.58 (Public Art Program) [STAFF REPORT PRESENTATION](#)

The City Council will consider adoption of the 2020 Public Art Master Plan and related amendments to the Zoning Ordinance in Chapter 8.58 (Public Art Program). Proposed changes would allow additional use of Public Art Funds to further promote art in the public domain and foster new opportunities for Public Art.

STAFF RECOMMENDATION:

Conduct the public hearing, deliberate, waive the reading and adopt the **Resolution** Adopting the 2020 Public Art Master Plan, and INTRODUCE an Ordinance Approving Amendments to Chapter 8.58 (Public Art Program) of the Zoning Ordinance related to additional use of Public Art Funds.

7. UNFINISHED BUSINESS – NONE.

8. NEW BUSINESS

8.1. Future Cultural Arts Center - Review of Costs, Floor Plan and Schematic Design [STAFF REPORT PRESENTATION](#)

The City Council will receive a presentation from Group 4 Architecture Research and Planning, Inc., the City's consultant of the proposed Cultural Arts Center, review the updated costs for the project, and consider approval of the facility design.

STAFF RECOMMENDATION:

Receive the presentation, approve the design of the proposed Cultural Arts Center, and

provide direction on use of funds to cover the estimated project budget shortfall.

8.2. Informational Report on Commercial Cannabis Delivery Regulation and Taxation
STAFF REPORT PRESENTATION

The City Council will receive a report about regulations for commercial cannabis deliveries and general cannabis taxation. This report provides an overview of regulations regarding cannabis deliveries, cannabis taxation structure, and a potential approach to tax and regulate illegal cannabis deliveries.

STAFF RECOMMENDATION:

Receive the report and provide feedback and direction on potential next steps, if any.

8.3. Dublin Municipal Code Amendment to Facilitate Business Operations During COVID-19 Pandemic
STAFF REPORT PRESENTATION

The City Council will receive a report on a proposed amendment to Dublin Municipal Code (DMC) Chapter 8.128 (Authority to Administer Title 8) that would give the City Manager authority to waive certain Zoning Ordinance requirements and/or standards to facilitate business operations affected by public health orders of the federal, state, or county government designed to slow the transmission of the Novel Coronavirus (COVID-19). The waiver authority would be limited to those that would not result in an increase in intensity of use beyond what is otherwise allowed, as applicable.

STAFF RECOMMENDATION:

Receive report and provide appropriate direction.

9. OTHER BUSINESS

Brief information only reports from City Council and/or Staff, including committee reports and reports by City Council related to meetings attended at City expense (AB1234).

10. ADJOURNMENT

This AGENDA is posted in accordance with Government Code Section 54954.2(a)

If requested, pursuant to Government Code Section 54953.2, this agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation, please contact the City Clerk's Office (925) 833-6650 at least 72 hours in advance of the meeting.

Mission

The City of Dublin promotes and supports a high quality of life, ensures a safe and secure environment, and fosters new opportunities.