

REGULAR MEETING
Tuesday, February 04, 2014
DUBLIN CIVIC CENTER, 100 Civic Plaza
DUBLIN CITY COUNCIL
A G E N D A

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CALL TO ORDER & CLOSED SESSION 6:30 P.M.

- I. CONFERENCE WITH LABOR NEGOTIATORS
Agency designated representatives: Councilmember Hart and Councilmember Haubert
Unrepresented employee: City Manager

REGULAR MEETING 7:00 PM

1. **CALL TO ORDER AND PLEDGE OF ALLEGIANCE TO THE FLAG**
2. **REPORT ON CLOSED SESSION**
3. **ORAL COMMUNICATIONS**
 - 3.1. **Introduction of New Employee: Meagan Hanna** [\[STAFF REPORT\]](#)
A new member of City Staff will be introduced: Meagan Hanna, Office Assistant II in Police Services.
STAFF RECOMMENDATION:
Welcome new City of Dublin Staff member.
 - 3.2. **Acceptance of Gifts to City from Dublin Senior Center Sponsors** [\[STAFF REPORT\]](#)
The City Council will receive a report on the various sponsors who provided monetary donations to support the City of Dublin Senior Center over the past year.
STAFF RECOMMENDATION:
Recognize the sponsors and formally accept the contributions.
 - 3.3. **Recognition of Discovery Builders for Youth Fee Assistance Program Donation** [\[STAFF REPORT\]](#)
The Parks and Community Services Department Recreation Fee Assistance Program received a generous \$2,500 donation from Discovery Builders in conjunction with the opening of Schaefer Ranch Park. The Dublin City Council will formally accept the donation and recognize the donor.
STAFF RECOMMENDATION:
Formerly accept the donation of \$2,500 for the Recreation Fee Assistance Program and formally recognize the donor, Discovery Builders.
 - 3.4. **City Sponsorship of Dublin Integrity In Action's 5th Annual Dublin Bowl-A-Rama** [\[STAFF REPORT\]](#)
The City Council will consider event sponsorship of the Dublin Integrity In Action's 5th Annual Dublin Bowl-A-Rama.

STAFF RECOMMENDATION:

Approve the event sponsorship of the Dublin Integrity In Action's 5th Annual Dublin Bowl-A-Rama.

3.5. Report on the 2013 Shop Local Holiday Campaign [\[STAFF REPORT\]](#)

In fall 2013, the City of Dublin partnered again with the Dublin Chamber of Commerce to manage the Shop Local Holiday Campaign to encourage shopping throughout the City during the holidays. This report provides a summary of the third year of the Shop Local Holiday Campaign.

STAFF RECOMMENDATION:

Accept the report.

3.6. Public Comments

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. Minutes of the January 21, 2014 Regular City Council Meeting [\[STAFF REPORT\]](#)

The City Council will consider approval of the minutes of the Regular City Council meeting of January 21, 2014.

STAFF RECOMMENDATION:

Approve the minutes of the Regular City Council meeting of January 21, 2014.

4.2. Acceptance of Work – Contract No. 13-09, 2013 Annual Slurry Seal Program [\[STAFF REPORT\]](#)

The 2013 Annual Slurry Seal Program (CIP No. 969204) resurfaced several City streets with a slurry seal that will prolong the life of the existing pavement surface. As streets begin showing wear and stress cracking, it is important to seal the cracks to keep water from getting under the roadway pavement. The City Council will consider the acceptance of the 2013 slurry seal work.

STAFF RECOMMENDATION:

Accept improvements under Contract No. 13-09, 2013 Annual Slurry Seal Program, and release retention after 35 days if there are no subcontractor claims.

4.3. Approving Partial Release of Securities for Positano Parkway/Croak Road Extension Improvements, Parcel Map 10049, Positano/Fallon Village [\[STAFF REPORT\]](#)

Braddock and Logan Services, Inc., dba Dublin RE Investors, LLC, recently constructed more than 75% of the required improvements along Positano Parkway and Croak Road in accordance with the Tract Improvement Agreement for Parcel Map 10049. It is now appropriate for the City to approve partial release of securities for these improvements.

STAFF RECOMMENDATION:

Adopt **Resolution** Approving Partial Release of Securities for Positano Parkway/Croak Road Extension Improvements, Parcel Map 10049, Positano/Fallon Village.

4.4. Street Closures for 2014 St. Patrick's Day Celebration [\[STAFF REPORT\]](#)

California Vehicle Code section 21101, subdivision (e), provides that local authorities may, by Ordinance or Resolution, temporarily close a portion of any street under their jurisdiction for "celebrations, parades, local special events, and other purposes" as long as the authorities determine that the closing is "necessary for the safety and protection of persons who are to use that portion of the street during the temporary closing." In order to close streets affected by the 2014 St. Patrick's Day Parade and Shamrock 5k Fun Run and Walk, it is necessary for the City Council to adopt a Resolution.

STAFF RECOMMENDATION:

Adopt **Resolution** Authorizing Temporary Street Closures for the 2014 St. Patrick's Day Parade and

Shamrock 5K Fun Run and Walk.

4.5. Declaration of Weed and Combustible Refuse Abatement [\[STAFF REPORT\]](#)

In accordance with Dublin Municipal Code section 5.70.030, the City Council may declare that there is a public nuisance created by weeds and combustible debris growing or accumulating upon the streets, sidewalks and property within the City of Dublin. This declaration requires the Fire Chief or his designee to notify property owners of the nuisance conditions and demand that the conditions be abated without delay. If the abatement is not completed, the City of Dublin shall, at the expense of the owner, have the weeds or refuse removed.

STAFF RECOMMENDATION:

Adopt **Resolution** Declaring Weeds and Combustible Refuse a Public Nuisance and Ordering the Abatement Thereof; direct Staff to notify the public of the adoption of this Resolution; and schedule a public hearing for the April 1, 2014 City Council meeting at which time the City Council will hear and consider objections to this abatement order.

4.6. Sorrento East Public Art Payment Agreement [\[STAFF REPORT\]](#)

The City Council will consider the approval and authorizing the City Manager to enter into a public art payment agreement with SR Structured Lot Options I, LLC.

STAFF RECOMMENDATION:

Adopt **Resolution** Authorizing the City Manager to Execute the Public Art Payment Agreement with SR Structured Lot Options I, LLC.

5. WRITTEN COMMUNICATION – None.

6. PUBLIC HEARINGS

6.1. Alameda County East County Hall of Justice – Site Development Review [\[STAFF REPORT\]](#)

The original East County Hall of Justice (ECHOJ) Site Development Review approval was granted by the City Council in November 2004 and a revised design was approved in 2009. Since that time, Alameda County has reassessed their needs for the facility, the availability of funding for construction, and has redesigned the project. The County has requested approval of a Site Development Review Permit for a revised ECHOJ complex of 196,219 square feet that includes 13 courtrooms and associated office and support facilities. Overall, the project site and building forms remain generally the same with the larger (courtroom) portion of the building located on the northern portion of the site and the shorter (office) portion of the building located on the southern portion of the site near Gleason Road. This item was continued from the January 21, 2014 City Council meeting.

STAFF RECOMMENDATION:

Conduct the public hearing, deliberate and adopt **Resolution** Approving Site Development Review to construct a 196,219 square foot building comprised of courtrooms, offices, and associated facilities on 20.4 acres located on the north side of Gleason Drive between Madigan and Arnold Drives, and approving the associated Agreement between the City of Dublin and the County of Alameda regarding the enforcement of Conditions of Approval for the East County Hall of Justice.

6.2. Street Tree Ordinance [\[STAFF REPORT\]](#)

The Street Tree Ordinance establishes guidelines to preserve and maintain all street trees and plantings on or adjacent to City property. The intent of the ordinance is to ensure that all trees and plantings in or adjacent to streets and within easements, public right-of-way and other public spaces are protected by regulating the planting, maintenance and removal of trees.

STAFF RECOMMENDATION:

Conduct the public hearing, deliberate, and waive the reading and INTRODUCE an Ordinance adopting a new Dublin Municipal Code Chapter 7.56 Relating to Street Trees.

7. UNFINISHED BUSINESS – None.

8. NEW BUSINESS

8.1. Resolution in Support of the Community Access Preservation Act (CAP Act)

[STAFF REPORT]

In 2011, the franchise agreement between Comcast and the City of Dublin ended, and the City became subject to Assembly Bill 2987, the Digital Infrastructure and Video Competition Act (DIVCA). DIVCA shifted oversight of cable television franchises from local governments to the State through the California Public Utilities Commission. As a result of DIVCA, Tri-Valley Community Television (TV30) lost its flexibility to use PEG (Public, Education, and Government) fees collected from subscribers for ongoing operations. Although PEG fees continue to be collected from subscribers by the cable operators, these fees are now specifically designated for capital costs only. This change detrimentally impacted TV30 as well as public access channels throughout the country with similar state laws. The federal Community Access Preservation Act (CAP Act) would rectify this situation.

STAFF RECOMMENDATION:

Adopt **Resolution** Supporting the Passage of U.S. Senate Bill 1789, the Community Access Preservation Act (CAP Act).

8.2. City Council Salary Options [STAFF REPORT]

The City Council will discuss options regarding Councilmember salaries in the future.

STAFF RECOMMENDATION:

Discuss and provide direction to Staff regarding options for possible adjustments to City Council salaries.

8.3. St. Patrick's Day Parade [STAFF REPORT]

The Annual Dublin Lions Club St. Patrick's Day Parade will be held on Saturday, March 15, 2014. Each year the Dublin City Council participates in the parade. Last year the City Council walked in the parade and handed out giveaways to the crowds. The City Council will consider alternatives for participating in the 2014 St. Patrick's Day parade.

STAFF RECOMMENDATION:

Consider alternatives for the 2014 City Council St. Patrick's Day parade entry and provide direction to Staff.

9. OTHER BUSINESS

Brief INFORMATION ONLY reports from Council and/or Staff, including Committee Reports and Reports by Council related to Meetings Attended at City Expense (AB1234).

10. ADJOURNMENT - In memory of Staff Sgt. Sean Diamond and our fallen troops.

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

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Mission

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

Vision

Dublin is a vibrant city committed to its citizens, natural resources, and cultural heritage. As Dublin grows, it will balance history with progress, to sustain an enlightened, economically balanced and diverse community.

Dublin is unified in its belief that an engaged and educated community encourages innovation in all aspects of City life, including programs to strengthen our economic vitality, and support environmental stewardship and sustainability through the preservation of our natural surroundings. Dublin is dedicated to promoting an active and healthy lifestyle through the creation of first-class recreational opportunities, facilities and programs.