



MINUTES OF THE CITY COUNCIL OF THE CITY OF DUBLIN

ADJOURNED REGULAR MEETING – JUNE 19, 2012

An adjourned regular meeting of the Dublin City Council was held on, Tuesday, June 19, 2012, in the City Council Chambers of the Dublin Civic Center. The meeting was called to order at 5:35 p.m., by Mayor Sbranti.



I. ROLL CALL

PRESENT: Councilmembers Biddle, Hart, Hildenbrand, Swalwell, and Mayor Sbranti
ABSENT:



I. PLEDGE OF ALLEGIANCE

The pledge of allegiance to the flag was recited by the City Council, Staff and those present.



II. Public Hearing: Adopting the Five-Year Capital Improvement Program 2012-2017

On motion of Cm. Biddle, seconded by Cm. Hildenbrand and by unanimous vote, the City Council adopted

RESOLUTION NO. 95 - 12

ADOPTING THE FIVE YEAR CAPITAL IMPROVEMENT PROGRAM 2012 – 2017



III. Public Hearing: Fiscal Years 2012-2013 and 2013-2014 Preliminary Budget and Financial Plan

6:16 p.m.

On motion of Cm. Swalwell, seconded by Vm. Hart and by unanimous vote (Cm. Biddle recusing himself from approval of the resolution regarding appropriation for a City contribution to Dublin Partners in Education for fiscal year 2012-2013), the City Council adopted



RESOLUTION NO. 96 - 12

**ADOPTING A BUDGET FOR THE CITY OF DUBLIN
FOR FISCAL YEAR 2012-2013**

RESOLUTION NO. 97 - 12

**ADOPTING AN APPROPRIATION FOR A CITY CONTRIBUTION TO
DUBLIN PARTNERS IN EDUCATION FOR FISCAL YEAR 2012-2013**

RESOLUTION NO. 98 - 12

**ESTABLISHING A SALARY PLAN FOR FULL-TIME PERSONNEL IN ACCORDANCE WITH
THE PERSONNEL RULES**

RESOLUTION NO. 99 - 12

**ESTABLISHING A SALARY PLAN FOR MANAGEMENT POSITIONS EXEMPT FROM
COMPETITIVE SERVICE**



ORAL COMMUNICATIONS

Recognition of Former Alameda County Fire Chief Sheldon Gilbert

6:04 p.m. 3.1

The City Council recognized former Alameda County Fire Chief Sheldon Gilbert.



Introduction of New City Employees

7:14 p.m. 3.2

The City Council welcomed Chenlu (Lexi) Wang, Intern Administrative Services/Human Resources, Robert Marshall, Intern Public Works, and Kathy Southern, Environmental Technician, Environmental Services, to the City of Dublin Staff.



**Mayor's Appointment of
City Historian and Proposed Suspension of the Poet Laureate Program**

7:21 p.m. 3.3

On motion of Mayor Sbranti, seconded by Cm. Swalwell and by unanimous vote, the City Council confirmed the Mayor's re-appointment of Georgean Vonheeder-Leopold as City Historian and temporarily suspended the Poet Laureate Program to create a literary arts program in its place.



Public Comments

7:29 p.m. 3.4

No comments were made by any member of the public at this time.



CONSENT CALENDAR

7:30 p.m.

On motion of Cm. Hildenbrand, seconded by Vm. Hart and by unanimous vote, the City Council took the following actions:

Approved (4.1) minutes of the Special Meeting of April 18, 2012 and the Regular Meeting of June 5, 2012.

Adopted (4.2)

RESOLUTION NO. 100 - 12

APPROVING COOPERATIVE AGREEMENT BETWEEN THE CITY OF DUBLIN AND STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR SAN RAMON ROAD BYPASS STORM DRAIN, CIP PROJECT 960028

Approved (4.3) Change Order No. 1; adopted

RESOLUTION NO. 101 - 12

**ACCEPTING IMPROVEMENTS OF THE
EMERALD GLEN PARK PLAZA REPLACEMENT PROJECT - CONTRACT #11-12**

and accepted a maintenance bond in the amount of \$4,638.



Adopted (4.4)

RESOLUTION NO. 102 - 12

ADOPTING AN APPROPRIATIONS LIMIT FOR FISCAL YEAR 2012-2013 OF \$200,919,750

Received (4.5) a listing of payments issued from May 1, 2012 – May 31, 2012.

Adopted (4.6)

RESOLUTION NO. 103 - 12

**AWARDING CONTRACT NO. 12-07,
2012 STORM DRAIN CLEANING AND CCTV PROJECT TO SANACT, INC.**

and approved additional contract work up to an additional \$12,361.

Adopted (4.7)

ORDINANCE NO. 9 - 12

**APPROVING A PLANNED DEVELOPMENT REZONE WITH RELATED STAGE 1 AND
STAGE 2 DEVELOPMENT PLAN AMENDMENTS FOR THE PROJECT KNOWN AS
JORDAN RANCH 2 SPECIFIC TO FOUR SUBAREAS,
(APNs 985-0027-007-02 and 985-0027-006-04), PLPA-2010-00068**

Adopted (4.8)

RESOLUTION NO. 104 - 12

**APPROVING THE AMENDMENT TO THE AGREEMENT WITH ALL CITY MANAGEMENT
SERVICES, INC. FOR THE PROVISION OF CROSSING GUARD SERVICES
FOR FISCAL YEAR 2012-2013 AND FISCAL YEAR 2013-2014**

Directed (4.9) Staff to review the City's Conflict of Interest Code and take the appropriate action.

Approved (4.10) Change Order #1 for MPA Design in the amount of \$25,542, to provide services during the construction period.



Adopted (4.11)

RESOLUTION NO. 105 - 12

APPROVING CONSULTING SERVICES AGREEMENT WITH GUIDA SURVEYING, INC.; CARROLL ENGINEERING; SNG & ASSOCIATES, INC.; ZUMWALT ENGINEERING GROUP; CARLSON, BARBEE AND GIBSON, INC. (CBG); PAKPOUR CONSULTING GROUP, INC.; HARRIS & ASSOCIATES; KIMLEY-HORN & ASSOCIATES, INC.; BELLECCI & ASSOCIATES, INC.; BKF ENGINEERS; RBF CONSULTING; P/A DESIGN RESOURCES, INC.; CSG CONSULTANTS, INC.; AND MARK THOMAS & COMPANY, INC. FOR CIVIL ENGINEERING AND/OR LAND SURVEYING SERVICES

Adopted (4.12)

RESOLUTION NO. 106 - 12

APPROVING AN AGREEMENT WITH WILLDAN FINANCIAL SERVICES FOR CONSULTANT SERVICES TO PREPARE THE PUBLIC FACILITIES FEE UPDATE

Adopted (4.13)

RESOLUTION NO. 107 - 12

APPROVING CONSULTING SERVICES AGREEMENT WITH PAKPOUR CONSULTING GROUP, INC.; HARRIS & ASSOCIATES; CSG CONSULTANTS, INC.; ASSOCIATED ENGINEERING CONSULTANTS, INC.; GHIRADELLI & ASSOCIATES; S&C ENGINEERS, INC.; AND VALI COOPER & ASSOCIATES, INC. FOR CONSTRUCTION MANAGEMENT AND/OR CONSTRUCTION INSPECTION SERVICES

Adopted (4.14)

RESOLUTION NO. 108 - 12

AMENDING RESOLUTION 106-11 AND PROVIDING PRINCIPAL COMPONENTS OF FUND BALANCE IN ACCORDANCE WITH GASB STATEMENT 54

RESOLUTION NO. 109 - 12

AUTHORIZING A SPECIAL DESIGNATION OF GENERAL FUND BALANCE FOR FISCAL YEAR 2011-2012

and directed Staff to implement the changes in the financial records.



WRITTEN COMMUNICATIONS – None.





PUBLIC HEARINGS

7:30 p.m. 6.1

Citywide Street Lighting Maintenance Assessment District No. 1983-1; Landscaping and Lighting Maintenance Assessment District No. 1983-2 (Tract 4719); Landscaping and Lighting Maintenance Assessment District No. 1986-1 (Villages at Willow Creek); Landscaping and Lighting Maintenance Assessment District No. 1997-1 (Santa Rita Area); Street Lighting Maintenance Assessment District No. 1999-1 (Dublin Ranch, Jordan Ranch, and Tract 7067)

Mayor Sbranti opened the Public Hearing.

City Manager Pattillo read public comments from Margaret L. Ramirez regarding Assessment District 1986-1.

Mayor Sbranti closed the Public Hearing.

On motion of Cm. Hildenbrand, seconded by Cm. Biddle, and by unanimous vote, the City Council adopted

RESOLUTION NO. 110 - 12

APPROVING ENGINEER'S REPORT, CONFIRMING DIAGRAM AND ASSESSMENT, AND ORDERING LEVY OF ASSESSMENT CITY OF DUBLIN STREET LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. 1983-1

RESOLUTION NO. 111 - 12

APPROVING ENGINEER'S REPORT, CONFIRMING DIAGRAM AND ASSESSMENT, AND ORDERING LEVY OF ASSESSMENT CITY OF DUBLIN LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. 1983-2 (TRACT 4719)

RESOLUTION NO. 112 - 12

APPROVING ENGINEER'S REPORT, CONFIRMING DIAGRAM AND ASSESSMENT, AND ORDERING LEVY OF ASSESSMENT CITY OF DUBLIN LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. 1986-1 (VILLAGES AT WILLOW CREEK)



RESOLUTION NO. 113 - 12

**APPROVING ENGINEER'S REPORT, CONFIRMING DIAGRAM
AND ASSESSMENT, AND ORDERING LEVY OF ASSESSMENT
CITY OF DUBLIN LANDSCAPING MAINTENANCE ASSESSMENT DISTRICT 97-1
(SANTA RITA AREA)**

RESOLUTION NO. 114 - 12

**APPROVING ENGINEER'S REPORT, CONFIRMING DIAGRAM
AND ASSESSMENT, AND ORDERING LEVY OF ASSESSMENT
CITY OF DUBLIN STREET LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. 1999-1
(DUBLIN RANCH AND TRACT 7067)**



**Adoption of Rates for Garbage Collection, Disposal, and Recycling Services Provided
By Amador Valley Industries (AVI) and Establishing the 2012-2013 Annual Assessment**

7:42 p.m. 6.2

Mayor Sbranti opened the public hearing.

Gordon Galvan, AVI representative, provided public comments regarding this item.

Mayor Sbranti closed the public hearing.

On motion of Cm. Biddle, seconded by Cm. Hildenbrand, and by unanimous vote, the City Council adopted

RESOLUTION NO. 115 - 12

**AMENDING THE SCHEDULE OF SERVICE RATES
FOR INTEGRATED SOLID WASTE SERVICES**

RESOLUTION NO. 116 - 12

**APPROVING AND ESTABLISHING THE COLLECTION OF MINIMUM RESIDENTIAL
GARBAGE AND RECYCLING SERVICE FEES FOR FISCAL YEAR 2012-2013**



Resolution Approving an Energy Services Contract for Energy Related Improvements to City of Dublin Facilities

7:51 p.m. 6.3

Mayor Sbranti opened the public hearing.

Lindsay Corbin, Chevron representative, provided public comment regarding this item.

Mayor Sbranti closed the public hearing.

On motion of Cm. Hildenbrand, seconded by Vm. Hart, and by unanimous vote, the City Council adopted

RESOLUTION NO. 117 - 12

APPROVING AN ENERGY SERVICE CONTRACT AND AN ASSOCIATED FINANCING CONTRACT WITH CHEVRON ENERGY SOLUTIONS COMPANY, FOR THE IMPLEMENTATION AND FUNDING OF CERTAIN ENERGY RELATED IMPROVEMENTS TO CITY OF DUBLIN FACILITIES

and 2) Found^(CF1) that the cost to the City to implement the energy related improvements per this energy service contract would be less than the anticipated marginal cost to the City of thermal, electrical, or other energy that would have been consumed by the City in the absence of purchasing the energy improvements; 3) Found that it is in the City's interests to enter into a financing agreement for the energy improvements and that the payments made under that agreement would be offset by the savings to the City arising from the improvements; 4) Accepted the Lease terms presented by US Bank and authorized Staff to negotiate the final terms and amount to be financed; and 5) Authorized the City Manager to execute the Agreements in substantially the form presented to the City Council.



UNFINISHED BUSINESS

**Public Access Defibrillation (PAD)
Plan Program Update Including Smart Phone Application**

8:30 p.m. 7.1

The City Council received the report.



Conceptual Park Design

8:40 p.m. 7.2

On motion of Cm. Hildenbrand, seconded by Vm. Hart and by unanimous vote, the City Council received the presentation from Staff and the Consultant, approved the preferred Conceptual Park Design, and authorized the Consultant to proceed with preparation of construction documents.



NEW BUSINESS

Presentation of Form

Downtown Dublin Specific Plan Area Community Benefit Program Agreement

9:00 p.m. 8.1

The City Council received the report.



Authorization of Development Agreement with The Kingsmill Group

9:03 p.m. 8.2

Mike Conklin, Chairman of Sentinels of Freedom Scholarship Foundation, provided public comment on this item.

On motion of Vm. Hart, seconded by Cm. Biddle and by unanimous vote, the City Council authorized Staff to prepare and process a Development Agreement that included the negotiated deal points summarized in this report.



Report on the Potential to Initiate a Tree City USA Program

9:35 p.m. 8.3

By consensus, the City Council directed Staff to pursue the Tree City USA Program if a balance is left when other reductions are added back.



Health and Wellness Campaign

9:45 p.m. 8.4

On motion of Vm. Hart, seconded by Cm. Hildenbrand and by unanimous vote, the City Council directed Staff to implement the Live Healthy Dublin campaign and web portal beginning in March 2013.



Review of Services and Approval of a New Agreement with MCE Corporation

10:04 p.m. 8.5

On motion of Cm. Hildenbrand, seconded by Cm. Biddle and by unanimous vote, the City Council reviewed the analysis of services provided by MCE Corporation; authorized the procurement as an exception to the requirement for competitive bidding; and adopted

RESOLUTION NO. 118- 12

**APPROVING AGREEMENT WITH MCE CORPORATION, INC.
FOR MAINTENANCE SERVICES**



Fire Service Contract Evaluation and Facility Use Agreements

10:15 p.m. 8.6

On motion of Mayor Sbranti, seconded by Cm. Biddle, and by unanimous vote, the City Council adopted

RESOLUTION NO. 119 12

**THE ALAMEDA COUNTY FIRE DISTRICT REGARDING FIRE AND EMERGENCY
RESPONSE SERVICES**

RESOLUTION NO. 120- 12

**APPROVING THE AGREEMENT BETWEEN THE CITY OF DUBLIN AND THE ALAMEDA
COUNTY FIRE DEPARTMENT FOR FIRE AND EMERGENCY RESPONSE SERVICES**



Establish a Standing City Council Economic Development Committee

10:48 p.m. 8.7

On motion of Vm. Hart, seconded by Cm. Swalwell and by unanimous vote, the City Council adopted



RESOLUTION NO. 121 - 12

**ESTABLISHING A STANDING COMMITTEE FOR ECONOMIC DEVELOPMENT AND
ACCEPTING THE MAYOR'S APPOINTMENTS**

and approved the Mayor's appointments of Mayor Sbranti and Councilmember Biddle to the Committee.



OTHER BUSINESS

10:51 p.m.

Brief information only reports were provided by City Council and/or Staff, including Committee Reports and Reports by City Council related to meetings attended at City expense (AB1234).

By consensus, the City Council agreed to tentative dates and times of July 17 at 5:45 p.m. or July 19, 6:00 p.m., for a joint meeting between the City Council and the Dublin Unified School District Board.

By consensus, the City Council directed Staff to bring back a resolution regarding Save Sports in Oakland and consideration of noise studies for particular City sites.

By consensus, the City Council directed Staff to investigate and bring back an emergency moratorium on tobacco retailers.

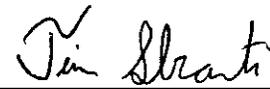


ADJOURNMENT

10.1

There being no further business to come before the City Council, the meeting was adjourned at 11:12 p.m. in memory of Staff Sgt. Sean Diamond and our fallen troops.

Minutes prepared by Caroline P. Soto, City Clerk.



Mayor

ATTEST: 

City Clerk

