



MINUTES OF THE CITY COUNCIL OF THE CITY OF DUBLIN

REGULAR MEETING – July 17, 2012

CLOSED SESSION

A closed session was held at 6:38 p.m. regarding:

Conference with Real Property Negotiators– Approximately 9,500 sf area of Caltrans Right of Way at the westernmost terminus of Scarlett Court

City Negotiator: Joni Pattillo, City Manager

Negotiating party: Caltrans

Under Negotiation: Price and Terms of Payment



A regular meeting of the Dublin City Council was held on, July 17, 2012, in the City Council Chambers of the Dublin Civic Center. The meeting was called to order at 7:01 p.m., by Mayor Sbranti.



ROLL CALL

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

ABSENT: Councilmember Hildenbrand



PLEDGE OF ALLEGIANCE

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



REPORT ON CLOSED SESSION ACTION

Mayor Sbranti stated there was no reportable action during Closed Session.



ORAL COMMUNICATIONS

Introduction of New City Employees

7:01 p.m. 3.1

The City Council welcomed Huzefa Sharafali, Network Systems Coordinator; Jamie Aldred, Permit Technician; Efrain Ruvalcaba, Permit Technician; Jacqui Hatzikokolakis, Graphic Design & Communications Coordinator to the City of Dublin Staff.





Appointment to Alameda County Mosquito Abatement District

7:11 p.m. 3.2

On motion of Mayor Sbranti, seconded by Cm. Swalwell and by unanimous vote (Cm. Hildenbrand absent), the City Council confirmed the appointment of Abe Gupta as Board of Trustee to the Alameda County Mosquito Abatement District for a term ending January 1, 2014.

Public Comments

7:11 p.m. 3.3

Jody Ramirez provided public comment.

Bruce Fiedler, Dublin resident, provided public comment.

Shawn Costello, Dublin resident, provided public comment.

Vm. Hart asked City Staff to look into wheelchair safety along Dublin Boulevard.

City Manager Pattillo stated the issue would be forwarded to the City's Traffic Safety Committee.



CONSENT CALENDAR

7:24 p.m.

Mayor Sbranti pulled Items 4.14 and 4.15 for further discussion.

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

Approved (4.1) the minutes of Special Meeting of May 29, 2012, and the Regular Meeting of June 19, 2012.



Adopted (4.2)

RESOLUTION NO. 122 - 12

**ACCEPTANCE OF IMPROVEMENTS FOR TRACT 7651, SORRENTO EAST (SR
STRUCTURED LOT OPTIONS 1 LLC) AND APPROVAL OF REGULATORY TRAFFIC
CONTROL DEVICES**

Adopted (4.3)

RESOLUTION NO. 123 - 12

**APPROVING CONSULTING SERVICES AGREEMENTS WITH BSK ASSOCIATES, CAL
ENGINEERING & GEOLOGY, CONSTRUCTION TESTING SERVICES, INC., GEOCON
CONSULTANTS, INC., AND LAI & ASSOCIATES FOR GEOLOGY AND GEOTECHNICAL
SERVICES**

Accepted (4.4) the improvements under Contract No. 12-05, Dublin Ranch Street Light Pole
Painting Contract, and authorize the release of retention after 35 days.

Adopted (4.5)

RESOLUTION NO. 124 - 12

**APPROVING FINAL MAP AND TRACT IMPROVEMENT AGREEMENT
FOR TRACT 7654, SORRENTO EAST-NEIGHBORHOOD 8 NORTH**

RESOLUTION NO. 125 - 12

**APPROVING AGREEMENT FOR LONG TERM ENCROACHMENTS
FOR LANDSCAPE FEATURES WITH TRACT 7654**

RESOLUTION NO. 126 - 12

**ACCEPTING PARK LAND DEDICATION CREDITS FOR
PARK LAND DEDICATION REQUIREMENTS FOR TRACT 7654
(SORRENTO EAST-NEIGHBORHOOD 8 (NORTH): D.R. HORTON BAY, INC.)**

Adopted (4.6)

RESOLUTION NO. 127 - 12

**ACCEPTANCE OF LANDSCAPE IMPROVEMENTS FOR
TRACT 6765, SCHAEFER RANCH (SCHAEFER RANCH HOLDINGS, LLC)**



Adopted (4.7)

RESOLUTION NO. 128 - 12

**AUTHORIZING THE USE OF ECS REFINING FOR THE RECYCLING
OF CITY ELECTRONIC WASTE AND SURPLUS COMPUTER EQUIPMENT**

Adopted (4.8)

RESOLUTION NO. 129 - 12

**APPROVING TASK ORDER UNDER EXISTING CONSULTANT SERVICES AGREEMENT
WITH BKF ENGINEERS FOR THE STORM DRAIN TRASH CAPTURE PROJECT,
CIP NO. 960029**

Accepted (4.9) the improvements under Contract No. 12-02, Fiscal Year 2011-2012 Annual Sidewalk Safety Repair Program and Curb Ramp Installation; approved an additional change order in the amount of \$1,650.75 for General Fund Sidewalk Repairs; and authorized the release of retention after 35 days if there are no subcontractor claims.

Adopted (4.10)

RESOLUTION NO. 130 - 12

**APPROVING TASK ORDER UNDER EXISTING ON-CALL CONSULTANT SERVICES
AGREEMENT WITH MARK THOMAS AND COMPANY FOR DESIGN ENGINEERING
SERVICES FOR THE SAN RAMON ROAD STORM DRAIN BYPASS PROJECT,
CIP PROJECT NO. 960028**

Adopted (4.11)

RESOLUTION NO. 131 - 12

**APPROVING AN AGREEMENT WITH KEYSER MARSTON ASSOCIATES, INC.
FOR THE DUBLIN CROSSINGS FISCAL IMPACT STUDY**

Adopted (4.12)

RESOLUTION NO. 132 - 12

APPROVING FINAL PARCEL MAP FOR PARCEL MAP 10053, SILVERA RANCH PHASE 4

RESOLUTION NO. 133 - 12

**APPROVING THE AMENDMENT TO THE DECLARATION OF DEED RESTRICTIONS FOR
TRACT 7441**

Accepted (4.13) the check Issuance Report and Electronic Funds Transfer



Item 4.14

On motion of Mayor Sbranti, seconded by Cm. Biddle and by unanimous vote (Cm. Hildenbrand absent), the City Council authorized the City Manager to procure consulting services with Fehr and Peers for the update of the Citywide Bikeways Master Plan/development of Pedestrian Plan for an amount not to exceed \$146,970.

Item 4.15

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

RESOLUTION NO. 134 - 12

**APPROVING AGREEMENT WITH METROPOLITAN TRANSPORTATION COMMISSION
FOR PROGRAM FOR ARTERIAL SYSTEM SYNCHRONIZATION (FY 12-13 CYCLE)**

WRITTEN COMMUNICATIONS – None.

PUBLIC HEARINGS

**Planned Development Rezone with related Stage 2
Development Plan Amendment to Increase the Lot Coverage for Schaefer Ranch South**

7:38 p.m. (6.1)

The City Council conducted the public hearing, deliberated and on motion of Cm. Biddle, seconded by Vm. Hart and by unanimous vote (Cm. Hildenbrand absent), the City Council waived the reading and introduced an Ordinance approving a Planned Development Rezone with related Stage 2 Development Plan Amendment for the project known as Orchid at Schaefer Ranch (Schaefer Ranch South) adopting development regulations specific to changing the maximum lot coverage for two-story homes.

Adoption of Revised Purchasing Ordinance Chapter 2.36 Dublin Municipal Code

7:44 p.m. (6.2)



The City Council conducted the public hearing, deliberated and on motion of Cm. Biddle, seconded by Vm. Hart and by majority vote (Cm. Swalwell voting no, Cm. Hildenbrand absent), waived the reading and introduced an Ordinance Revising Section 2.36 of the Municipal Code for the City of Dublin and Providing for Informal Bidding Procedures Under the Uniform Public Construction Cost Account Act (Section 22000, et seq. of the Public Contract Code).

Solid Waste and Recycling Enclosure Standards Ordinance

8:05 p.m. (6.3)

The City Council conducted the public hearing, deliberated and on motion of Cm. Biddle, seconded by Vm. Hart and by unanimous vote (Cm. Hildenbrand absent), waived the reading and introduced an Ordinance Amending Chapter 7.98 Relating to Solid Waste and Recycling Enclosure Standards.

Approve Parking Regulations on John Monego Court

8:13 p.m. (6.4)

The City Council conducted the public hearing, deliberated and on motion of Cm. Biddle, seconded by Cm. Swalwell and by unanimous vote (Cm. Hildenbrand absent), introduced an Ordinance Amending the Dublin Traffic Code Relating to Parking Regulations on John Monego Court.

UNFINISHED BUSINESS

Adoption of an Urgency Ordinance Imposing a Moratorium on New Tobacco Sales

8:37 p.m. (7.1)

David Sabin, representative of 7-11 Grocery Markets, provided public comment on the item.

Denis Daly, Senior Real Estate Representative of 7-11, provided public comment on the item.

Bruce Fiedler provided public comment on the item.

Richard LaRowe, Senior Project Manager, provided public comment on the item.

Janice Louie, Alameda County Public Health Department, provided public comment on the item.

Serena Chen, American Lung Association representative, provided public comment on the item.



There was no motion regarding the Urgency Ordinance.



Temporary Promotional Signs Sign Quality Standards

9:23 p.m. (7.2)

Bruce Fiedler provided public comment on the item.

By consensus, the City Council directed Staff to prepare a zoning ordinance amendment to temporary promotional signs to include: 1) professionally designed and fabricated by design professionals; 2) have a professional appearance; 3) maintained in good condition throughout the display period; 4) allow grand openings only 1 time for 60 consecutive days; and 5) allow going out of business one time for 60 consecutive days.



Revisions to Chapter 5.24 Fireworks Ordinance

10:00 p.m. (7.3)

Kelly O'Lague Dulka, YMCA representative, provided public comment regarding this item.

George Zika, Dublin resident, provided public comment regarding this item.

By consensus, the City Council directed Staff to return with a proposed ordinance including all recommendations made by the members of the July 10 Fireworks meeting, and an integrity statement with verbiage re: investment of proceeds from the Fireworks Booths in the City of Dublin.



Revisions to the Sales Tax Reimbursement Program and Extension of the Program's Termination Date

12:05 p.m. (7.4)

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

RESOLUTION NO. 135 - 12

REVISING AND RESTATING THE GENERAL PROVISIONS OF THE CITY'S SALES TAX REIMBURSEMENT PROGRAM



Energy Efficiency Upgrade Budget Establishment

12:07 p.m. (7.5)

On motion of Mayor Sbranti, seconded by Cm. Biddle and by unanimous vote (Cm. Hildenbrand absent), the City Council amended the Five-year Capital Improvement Program to include Project No. 930018; adopted the Budget Change Form; and authorized the City Manager to procure project management services in an amount not to exceed \$100,000.



Construction & Demolition Debris Collection Rate Amendment

12:09 p.m. (7.6)

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

RESOLUTION NO. 136 - 12

AMENDING THE SCHEDULE OF SERVICE RATES FOR CERTAIN CONSTRUCTION AND DEMOLITION DEBRIS COLLECTION SERVICES



City of Dublin and Alameda County Fire Joint Use Projects – Conceptual Design

11:48 p.m. (7.7)

On motion of Mayor Sbranti, seconded by Vm. Hart and by unanimous vote (Cm. Hildenbrand absent), the City Council approved the conceptual design for the projects and directed Staff to waive the LEED Silver certification requirement for the combined corporation yard and maintenance facility.



NEW BUSINESS

Authorization to Solicit Bids for Golden Gate Drive Streetscape Enhancement Project

12:11 p.m. (8.1)

On motion of Cm. Biddle, seconded by Vm. Hart and by unanimous vote (Cm. Hildenbrand absent), the City Council authorized Staff to solicit bids for Contract No. 12-11, Golden Gate Drive Streetscape Enhancement project (CIP No. 960027).



Informational Report on the City's Noise Regulations

10:37 p.m. (8.2)

Linda Michel, applicant, provided public comment on the item.

By consensus, the City Council directed Staff to move forward with Option 3 as detailed in the Staff Report.

Resolution in Support of Save Oakland Sports

12:17 p.m. (8.3)

On motion of Vm. Hart, seconded by Mayor Sbranti and by unanimous vote (Cm. Hildenbrand absent), the City Council adopted

RESOLUTION NO. 137 - 12

SUPPORT THE EFFORTS TO SAVE OAKLAND SPORTS

**Designation of Voting Delegate for the
2012 League of California Cities Annual Conference**

12:18 p.m. (8.4)

On motion of Mayor Sbranti, seconded by Vm. Hart and by unanimous vote (Cm. Hildenbrand absent), the City Council designated Cm. Biddle as a voting delegate to attend and vote on the City's behalf at the 2012 League of California Cities Annual Conference, and Cm. Hildenbrand as alternate.

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)

None.



ADJOURNMENT

10.1

There being no further business to come before the City Council, the meeting was adjourned at 12:19 p.m. in memory of Staff Sgt. Sean Diamond and our fallen troops.

Minutes prepared by Caroline P. Soto, City Clerk.

Tim Brant

Mayor

ATTEST:

Caroline P. Soto

City Clerk

