

AGENDA

REGULAR JOINT MEETING OF THE OAKLEY CITY COUNCIL/REDEVELOPMENT AGENCY

TUESDAY, OCTOBER 27, 2009
Oakley City Council Chambers
3231 Main Street, Oakley, CA

**MISSION STATEMENT: THE CITY OF OAKLEY EXISTS TO BUILD AND ENHANCE
A QUALITY COMMUNITY AND TO SERVE THE PUBLIC IN A
FRIENDLY, EFFICIENT, RESPONSIVE MANNER.**

**VISION STATEMENT: THE CITY OF OAKLEY WILL BE RECOGNIZED AS
A MODEL OF CIVIC PARTICIPATION AND A VIBRANT DELTA
COMMUNITY WHERE FAMILIES LIVE, WORK, PLAY, SHOP AND VISIT.**

- *Agendas are posted at the Oakley Civic Center, the "White House" at 204 Second Street and outside the Library at Freedom High School; agendas are also posted on the City's Internet Website www.ci.oakley.ca.us.*
- *A complete packet of information containing staff reports and exhibits related to each item is available for public review prior to a City Council or Redevelopment Agency or Public Financing Authority meeting at the Civic Center, 3231 Main Street. Any writings or documents provided to a majority of the City Council, Redevelopment Agency or Public Financing Authority regarding any item on this agenda will be made available for public inspection, during regular business hours, at the front counter in the Main Lobby of the Oakley Civic Center located at 3231 Main Street.*
- *Agendas may be picked up at the Oakley Civic Center located at 3231 Main Street for no charge. To request information regarding placement on the City's agenda subscription list, contact the Receptionist at (925) 625-7000.*
- *If you have a physically challenging condition and require special accommodations, please call the City Clerk's office at (925) 625-7013.*

(Please keep cell phones/pagers turned off during the meeting.)

REGULAR JOINT MEETING OF THE OAKLEY CITY COUNCIL/REDEVELOPMENT AGENCY

6:30 P.M.

1.0 OPENING MATTERS

- 1.1 Call to Order and Roll Call of the City Council and Redevelopment Agency**
- 1.2 Pledge of Allegiance to the Flag**
- 1.3 Proclamation to Guido Novero Honoring His 40 Years of Service in Local 4-H Programs**

- 1.4 **Presentation by the Contra Costa Association of Realtors regarding the Local Real Estate Market**
- 1.5 **Update on Activities of the Oakley Library (Liz Fuller, Community Library Manager)**

2.0 PUBLIC COMMENTS

At this time, the public is permitted to address the City Council/Redevelopment Agency on non-agendized items. COMMENTS SHOULD NOT EXCEED THREE (3) MINUTES. In accordance with State Law, however, no action or discussion may take place on any item not appearing on the posted agenda. The City Council/Redevelopment Agency may respond to statements made or questions asked or may request Staff to report back at a future meeting on 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/Redevelopment Agency agenda. The exceptions under which the City Council/Redevelopment Agency MAY discuss and/or take action on items not appearing on the agenda are contained in Government Code §54954.2(b)(1)(2)(3).

3.0 CONSENT CALENDAR

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

City Council/Redevelopment Agency

- 3.1 **Approve the Minutes of the Regular Joint City Council/Redevelopment Agency Meeting of October 13, 2009**

City Council

- 3.2 **Adopt a Resolution Accepting Park Lighting Project as Constructed by Harris Electric as Complete and Directing the City Clerk to File a Notice of Completion with the County Clerk (Jason Vogan, City Engineer)**
- 3.3 **Waive the First Reading and Introduce an Ordinance Repealing Chapter 23 of Title 4 of the Oakley Municipal Code and Amending Chapter 26 of Title 4 of the Oakley Municipal Code dealing with Weeds and Refuse (Bill Galstan, Interim City Attorney)**
- 3.4 **Adopt a Resolution Accepting Subdivision Improvements Associated with Subdivision 8530 (Riata by Centex Homes, South of Brownstone Road and East of O'Hara Avenue) (Jason Vogan, City Engineer)**

- 3.5 **Purchase and Installation of Playground Equipment for Vintage Parkway School Park and O'Hara Middle School Park: (1) Adopt the Resolution Authorizing the Purchase of Playground Equipment from NSP3 in the Amount of \$139,738.34 for the Vintage Parkway School Park and O'Hara Middle School Park sites; and (2) Adopt the Resolution Approving an Agreement with PlayGrounds Unlimited in the Amount of \$138,977.38 for the Removal and Installation of Playground Equipment for the Vintage Parkway School Park and O'Hara Middle School Park, Authorizing the City Manager to Sign the Agreement, and Authorizing Change Orders up to an Additional 10% without Further City Council Approval (Jason Vogan, City Engineer)**
- 3.6 **Receive and File Certificate by the County Clerk that the Referendum Petition Against Ordinance No. 18-09 Passed by the City Council Does Not Qualify (Nancy Ortenblad, City Clerk)**

Redevelopment Agency - None

4.0 PUBLIC HEARINGS

City Council

- 4.1 **Continued from September 22, 2009. Consideration of a Vesting Tentative Map (8787) to Subdivide a 13.9-Acre Parcel into 76 Parcels and Adoption of the Mitigated Negative Declaration and Mitigation and Monitoring Program. Site: 4073 Rose Avenue, APN #035-220-032 (Joshua McMurray, Senior Planner)**

Staff recommendation:

- Receive the staff report
- Continue the public hearing at the request of the applicant
- By motion, continue indefinitely consideration of the vesting tentative map***

- 4.2 **Consideration of an Ordinance Adding Paragraph "g" to Section 2.2.114 of the Oakley Municipal Code, Dealing with Change Orders (William Galstan, Interim City Attorney)**

Staff recommendation:

- Open the public hearing
- Receive the staff report
- Receive public testimony
- Close the public hearing
- Deliberate
- Waive the first reading and introduce the ordinance

4.3 Request for Design Review Approval for a New Wireless Telecommunication Facility Located at the Southeast Corner of Main Street and Gardenia Avenue (APN# 035-424-012) (Joshua McMurray, Senior Planner)

Staff recommendation:

- Open the public hearing
- Receive the staff report
- Receive public testimony
- Receive testimony from the applicant
- Deliberate
- Continue the public hearing and provide direction to staff

4.4 Request for Design Review Approval for a New Wireless Telecommunication Facility Located at 200 W. Cypress Road (APN# 035-282-048) (Joshua McMurray, Senior Planner)

Staff recommendation:

- Open the public hearing
- Receive the staff report
- Receive public testimony
- Receive testimony from the applicant
- Deliberate
- Continue the public hearing and provide direction to staff

Redevelopment Agency - None

5.0 REGULAR CALENDAR

City Council

5.1 A Resolution Consenting to the Creation of a New District Governing Board for the East Contra Costa Fire Protection District (Bryan Montgomery, City Manager)

Staff recommendation:

- Receive the staff report
- Deliberate
- Adopt the resolution

Redevelopment Agency - None

6.0 REPORTS

6.1 CITY MANAGER/EXECUTIVE DIRECTOR

6.2 CITY COUNCIL/REDEVELOPMENT AGENCY

(a) Reports from Council Liaisons to Regional Committees, Commissions and Boards AND City Council/Redevelopment Agency Comments

(b) Requests for Future Agendas

7.0 WORK SESSIONS

Work Sessions are informal meetings permitting in-depth discussion of various issues that may ultimately come before the City Council/Redevelopment Agency in formal session. Except in unusual circumstances, no City Council or Redevelopment Agency action is taken. The City Council/Redevelopment Agency will permit members of the public to make comments; however, a Work Session is not a Public Hearing.

City Council

7.1 Discussion regarding Draft Economic Development Work Plan (Bryan Montgomery, City Manager)

Staff recommendation:

- Receive the staff report
- Discuss
- Provide direction to staff

Redevelopment Agency - None

8.0 CLOSED SESSIONS

City Council - None

Redevelopment Agency

8.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

(Pursuant to Section 54956.8 of the Government Code)

Property: Lease of real property located at 3201 Main Street, Oakley, California

APN: 035-090-070, 035-090-071 and 035-090-072

Agency Negotiator: Bryan Montgomery, Executive Director, on behalf of the Oakley Redevelopment Agency

Negotiating Parties: Oakley Redevelopment Agency, Owner and Lessor

James A. D'Amico and Delta Black Bear Diner,
Incorporated, Lessees

Under Negotiation: Price and terms of payment for the real property to
be leased.

9.0 ADJOURN