

AGENDA

REGULAR JOINT MEETING OF THE OAKLEY CITY COUNCIL/OAKLEY CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE OAKLEY REDEVELOPMENT AGENCY

Tuesday, February 9, 2016
6:30 p.m.
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 in Oakley at Oakley City Hall-3231 Main Street, outside the gym at Delta Vista Middle School-4901 Frank Hengel Way and outside the Library at Freedom High School-1050 Neroly Road; 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 an Oakley City Council and/or City Council Acting as the Successor Agency to the Oakley Redevelopment Agency meeting at Oakley City Hall, 3231 Main Street, Oakley, CA 94561. Any writings or documents provided to a majority of the Oakley City Council or Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency 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 City Hall located at 3231 Main Street, Oakley, CA 94561.

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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.)

1.0 OPENING MATTERS

Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency

- 1.1 Call to Order and Roll Call of the Oakley City Council and Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency**
- 1.2 Pledge of Allegiance to the Flag (Joshua Gutierrez and Dalley Pence, Gehringer Elementary School Students)**
- 1.3 Proclamations Honoring Eagle Scouts Ethan Dike, Tony Parsons and Chris Scheer, Boy Scouts of America, Troop 152**
- 1.4 Update from Ironhouse Sanitary District (Chad Davisson, General Manager)**

2.0 PUBLIC COMMENTS

At this time, the public is permitted to address the Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency on non-agendized items. PUBLIC COMMENTS ARE LIMITED TO 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 Oakley City Council/ Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency may respond to statements made or questions asked or may request Staff to report back at a future meeting on the matter. The exceptions under which the Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley 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). Members of the public should submit any Speaker Cards for Public Comments in advance of the Mayor calling for Public Comments.

3.0 CONSENT CALENDAR

Consent Calendar items are typically non-controversial in nature and are considered for approval by the Oakley City Council/ Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency with one single action. Members of the audience, Staff or the Oakley City Council/ Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency who would like an item removed from the Consent Calendar for purposes of public input may request the Mayor remove the item. Members of the public should submit any Speaker Cards related to the Consent Calendar in advance of the Consent Calendar being considered.

Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency

- 3.1 Approve the Minutes of the Regular Joint Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency Meeting held January 26, 2016 (Libby Vreonis, City Clerk)**

Oakley City Council

- 3.2 Accept Report Out of Closed Session Memo (Derek Cole, City Attorney)**
- 3.3 Adopt a Resolution Awarding the Construction Contract to R & R Construction for the Fiscal Year 2015/2016 Curb, Gutter and Sidewalk Repair and Reconstruction Project-Capital Improvement Project No. 169
(Kevin Rohani, Public Works Director/City Engineer)**
- 3.4 Adopt a Resolution Approving an Agreement with Pavement Engineering Inc. (PEI) for Design Services Associated with Capital Improvement Project No. 179-Fiscal Year 2016/2017 Street Repair and Resurfacing Project
(Kevin Rohani, Public Works Director/City Engineer)**
- 3.5 Adopt a Resolution Confirming the Costs for Emergency Abatement at 543 Norcross Lane (Troy Edgell, Code Enforcement Manager)**
- 3.6 Adopt a Resolution to Adopt a Memorandum of Understanding Implementing the Recommendations of the Multi-Jurisdictional Fire Task Force
(Bryan Montgomery, City Manager)**

Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency

- 3.7 Adopt a Resolution Approving the Successor Agency Mid-Year Financial Status Report (Deborah Sultan, Finance Director)**

4.0 PUBLIC HEARINGS

Oakley City Council

- 4.1 Proposed Amendments to the Oakley 2020 General Plan for the Purpose of Complying with Recent Flood Protection Legislation (GP 02-15)
(Joshua McMurray, Planning Manager)**

Staff recommendation:

- Open the Public Hearing
- Receive the Staff Report
- Receive Comments from the Applicant
- Receive Public Testimony
- Close the Public Hearing
- Deliberate
- Summarize the Deliberation
- Adopt the Resolution

4.2 Ordinance Authorizing the City to Join Marin Clean Energy (MCE) (Joshua McMurray, Planning Manager)

Staff recommendation:

- Open the Public Hearing
- Receive the Staff Report
- Receive Comments from the Applicant
- Receive Public Testimony
- Close the Public Hearing
- Deliberate
- Summarize the Deliberation
- Waive the First Reading and Introduce the Attached Ordinance
Authorizing the City to Join Marin Clean Energy

5.0 REGULAR CALENDAR

Oakley City Council

5.1 Adopt a Resolution Approving an Agreement with Agricultural–Natural Resources Trust for Assistance in Developing Phase 2 of the City of Oakley Agricultural Conservation and Viticulture Program for an Amount not to Exceed \$17,500.00, and Authorizing the City Manager to Execute Said Agreement (Ken Strelo, Senior Planner)

**5.2 Adopt a Resolution Calling a Special Municipal Election for June 7, 2016, and Authorizing the Submission to the Voters a Ballot Measure establishing a Library Development Parcel Tax; Directing the City Attorney to Prepare an Impartial Analysis; and Setting Priorities for Filing Written Arguments
(Derek Cole, City Attorney)**

5.3 City Mid-Year Budget Review 2015-2016 (Deborah Sultan, Finance Director)

6.0 REPORTS

6.1 CITY MANAGER

(a) City Manager

6.2 OAKLEY CITY COUNCIL/OAKLEY CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE OAKLEY REDEVELOPMENT AGENCY

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

(b) Requests for Future Agendas

7.0 WORK SESSIONS-None

8.0 CLOSED SESSIONS

Oakley City Council

**8.1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Pursuant to Government Code Section 54956.8)**

Property: 3563-3587 Main Street, APN 035-121-004-2
Agency Negotiator: Bryan Montgomery, City Manager
Negotiating Party: Contra Costa County
Under Negotiation: Price and terms of payment

**8.2 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Pursuant to Government Code Section 54956.8)**

Property: 3530 Main Street, APN 037-160-023
Agency Negotiator: Dwayne Dalman, Economic Development Manager
Negotiating Party: Victoria Louise Mann; Julie Ann Favalora
Under Negotiation: Price and terms of payment

**8.3 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Pursuant to Government Code Section 54956.8)**

Property: 305 Fifth Street, APN 035-163-007
Agency Negotiator: Joshua McMurray, Planning Manager
Negotiating Party: Gil Hagar, FSP Properties, LLC
Under Negotiation: Price and terms of payment

**8.4 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Pursuant to Government Code Section 54956.9(a))**

***Eugene Buchholz et al. v. City of Oakley et al., Contra Costa Superior Court,
Case No. MSC13-01166***

8.5 Report Out of Closed Session (William Galstan, Special Counsel)

9.0 ADJOURN