CITY COUNCIL
AND
REDEVELOPMENT AGENCY
AGENDA

OCTOBER 25, 2010

REGULAR MEETING – 7:00 PM

COUNCIL CHAMBERS
3575 PACIFIC AVENUE
LIVERMORE, CA 94550

CLOSED SESSION IMMEDIATELY FOLLOWING THE REGULAR MEETING

MULTI-SERVICE CENTER
3311 PACIFIC AVENUE
LIVERMORE, CA 94550

Regular City Council meetings are broadcast live on Channel 29 and videotaped for local television and for replay. For a schedule of City Council meeting replay airtimes or to access videos of previous meetings, log onto www.tri-valleytv.org. City Council meetings are also streamed live on the web at www.tri-valleytv.org/live-tv29.html.

HOW TO PARTICIPATE IN YOUR CITY COUNCIL MEETING

You can participate in the meeting in a number of ways:

Speaker Cards - If you wish to address the Council, you must complete a speaker card for each item about which you want to speak. The speaker card box is located in the Council Chambers lobby, on the table directly below the staff reports. Place your speaker card in this box behind the tab that corresponds to the agenda item number. Staff will collect the cards for each item immediately before the item is to be considered and gives the speaker cards to the Mayor.

The Mayor will call speakers to the public lectern. No cards will be accepted once the presentation on that item has commenced.

Citizens Forum is an opportunity for the public to speak regarding items not listed on the agenda. Speakers are limited to a maximum of three minutes per person. The Mayor may reduce the amount of time based on the number of persons wishing to speak. You should be aware that the City Council is prohibited by State law from taking action on any items that are not listed on the agenda. However, if your item requires action, the City Council may place it on a future agenda or direct staff to work with you and/or report to the City Council on the issue.

Public Hearings - The topic of the hearing is typically summarized by staff, followed by questions from the City Council and a presentation by the applicant. The Mayor will then open the hearing to the public and offer an opportunity for public comments. You may take a maximum of three minutes to make your comments.

Other Agenda Items are also open for public input including *Consent Calendar or Matters for Consideration* items. These comments are also subject to the three minute limit.

Written Materials may be submitted by the public. If you wish your materials to be sent to the City Council prior to the City Council meeting, they must be submitted to the City Clerk's Office no later than noon on the Tuesday prior to the Monday meeting. Those items will be copied and sent to the City Council with the agenda packet. Materials submitted after noon on Tuesday will be copied and given to the City Council the night of the meeting; however, it is unlikely that the City Council will be able to read the materials before the start of the meeting. Therefore, it is suggested that you give a verbal summary of your materials at the meeting.

The **City Council Agenda and Agenda Reports** are prepared by City staff and are available for public review on the Thursday evening prior to the City Council meeting in all City libraries and at the City Clerk's Office. Copies may be obtained from the Clerk's Office and in the City Council Chambers lobby prior to the meeting. The Agenda is also available on the City's website, http://www.ci.livermore.ca.us.

Under Government Code §54957.5, any **supplemental material** distributed to the members of the City Council/Redevelopment Agency after the posting of this agenda will be available for public review in the City Clerk's Office, 1052 South

Livermore Avenue, Livermore, and on the City's web site http://www.ci.livermore.ca.us.

If supplemental materials are made available to the members of the City Council/Redevelopment Agency at the meeting, a copy will be available for public review at the Council Chambers, 3575 Pacific Avenue, Livermore.

Pursuant to Title II of the Americans With Disabilities Act (Codified at 42 United States Code Section 12101 and 28 Code of Federal Regulations Part 35), AND SECTION 504 OF THE REHABILITATION ACT OF 1973, the City of Livermore does not discriminate on the basis of race, color, religion, national origin, ancestry, sex, disability, age or sexual orientation in the provision of any services, programs, or ACTIVITIES. to arrange an accommodation in order to participate in this public meeting, please call (925) 960-4590 (voice) or (925) 960-4104 (tdd) at least 72 hours in advance of the meeting.

REGULAR MEETING

1.	**CALL TO ORDER**	7:00 PM
1.01	Roll Call	Councilmember/Agencymember Marj Leider Councilmember/Agencymember John Marchand Councilmember/Agencymember Jeff Williams Vice Mayor/Vice Chairperson Doug Horner Mayor/Chairperson Marshall Kamena
1.02	Pledge of Allegiance	

2. PROCLAMATIONS AND PRESENTATIONS – None.

3. CITIZENS FORUM

- *In conformance with the Brown Act, no City Council/Redevelopment Agency action can occur on items presented during Citizens Forum.*
- *Please complete a speaker card. When the Mayor calls your name, walk to the lectern to address the City Council.*
- *Speakers are limited to a maximum of three minutes per person. The Mayor may reduce the amount of time based on the number of persons wishing to speak.*

- *Citizens Forum will conclude after 30 minutes; however, if there are additional speakers, Citizens Forum will reconvene at 9:30 pm, or following the Public Hearings, whichever occurs first.*

4. CONSENT CALENDAR

Consent Calendar items are considered routine and are acted upon by the City Council/Redevelopment Agency with a single action. Members of the audience wishing to provide public input must complete a speaker card.

4.01	Approval of Minutes – October 11, 2010 City Council/Redevelopment Agency meeting.	Draft Minutes
4.02	**Adoption of an ordinance** amending Municipal Code Section 10.20.270, Private Property – Parking Restrictions, to allow vehicles that are in violation of Municipal Code Section 10.20.270 to be removed from private property. (10-11-2010)	Ordinance
4.03	**Adoption of an ordinance** amending Municipal Code Title 9, Public Peace, Morals, and Welfare, to add Chapter 9.29, controlling the consumption and possession of alcohol in public places. (10-11-2010)	Ordinance
4.04	**Adoption of an ordinance** amending the Livermore Redevelopment Plan, as it pertains to the original project area as created in 1982 and not the area added in 1992, pursuant to Health and Safety Code Section 33333.6(e)(2)(D) for the Livermore Redevelopment Project Area. The amendment of the Redevelopment Plan will extend the time limits on the effectiveness of the Redevelopment Plan, agency payment on indebtedness and receipt of property taxes by two years as provided in Health and Safety Code Section 33333.6(e)(2)(D). (10-11-2010)	Ordinance
4.05	Resolution authorizing the application for Surface Transportation Program and Congestion Mitigation and Air Quality funding through the Alameda County Transportation Commission's Block Grant Program for the Retrofit of Downtown Light Fixtures in connection with the Street Light Installation – Older Neighborhoods, City Project No. 2001-13; appropriating $175,000 in Transportation for Livable Communities grant funds in Fiscal Year 2010-2011 to City Project No. 2001-13, using $44,000 of previously appropriated Special Gas Tax Prop 111 funding as a local match; and assuring program compliance and project completion.	Staff Report
4.06	Notice of required amendments to the City's Conflict of Interest Code.	Staff Report

4.07 Resolution authorizing the reappropriation of Federal HOME Investment Partnership Program (HOME) Funds in the amount of $150,000, and Housing In-Lieu Funds in the amount of $54,000, for Housing and Human Services Grants in Fiscal Year 2010-2011. Staff Report

4.08 Redevelopment Agency resolution authorizing execution of a grant of easement along the frontage of the Agency's parking structure at 2418 Railroad Avenue to the Livermore Amador Valley Transportation Authority for the purposes of providing utility services to a new Bus Rapid Transit (BRT) bus stop at the intersection of Railroad Avenue and Maple Street, located within the Redevelopment project area. Staff Report

5. PUBLIC HEARINGS - None.

6. MATTERS FOR CONSIDERATION

6.01 Discussion and direction regarding City Council appointments to Intergovernmental Agencies. Document

6.02 Discussion and direction regarding the closure of the Springtown Branch Library. Staff Report

Recommendation: Staff recommends the City Council provide direction on establishing modified library service of eight hours one day per week at the Springtown Branch Library in lieu of closing the branch.

6.03 Discussion and direction regarding acceptance of the Altamont Landfill Open Space Committee's recommendation to authorize East Bay Regional Park District's grant request in the amount of $2 million for the acquisition of approximately 640 acres in Doolan Canyon. (APNs 905-0004-001, 205-060-003,and 006-230-003) Staff Report

Recommendation: Staff recommends the City Council adopt a resolution accepting the Altamont Landfill Open Space Committee's recommendation authorizing East Bay Regional Park District's grant request in the amount of $2 million.

6.04 Discussion and direction regarding pending State or Federal legislation. Document

Note: Bills affecting local government operations may be discussed if they were introduced or amended after posting of the Agenda.

7. COUNCIL COMMITTEE REPORTS AND MATTERS INITIATED BY CITY MANAGER, CITY ATTORNEY, STAFF, AND COUNCIL MEMBERS

7.01 Council Committee Reports and Matters Initiated by City Manager, City Attorney, Staff, and Councilmembers. Document

8. ADJOURN TO CLOSED SESSION.

CLOSED SESSION

CALL TO ORDER

Roll Call
Councilmember/Agencymember Marj Leider
Councilmember/Agencymember John Marchand
Councilmember/Agencymember Jeff Williams
Vice Mayor/Vice Chairperson Doug Horner
Mayor/Chairperson Marshall Kamena

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE COUNCIL REGARDING CLOSED SESSION ITEMS

ADJOURN TO CLOSED SESSION

Conference with Real Property Negotiator. To meet with Marc Roberts and Tom Webber, City and Agency negotiators, pursuant to Government Code section 54956.8, regarding the purchase, sale, and exchange or lease of real property at 2009-2011 Railroad Avenue (former Lucky's site). The City and Agency negotiators may negotiate with Ed Willig. The instructions will concern price and terms of payment.

REPORT OF ACTION TAKEN IN CLOSED SESSION

ADJOURNMENT – To a regular City Council/Redevelopment Agency meeting on November 8, 2010 at 7:00 pm, Council Chambers, 3575 Pacific Avenue, Livermore.