

COUNCILMEMBERS
Melissa Hernandez, Mayor
Jean Josey, Vice Mayor
Shawn Kumagai, Councilmember
Dr. Sherry Hu, Councilmember
Michael McCorriston, Councilmember



City Council Chamber
Dublin Civic Center
100 Civic Plaza
Dublin, CA 94568
www.dublin.ca.gov

Regular Meeting of the **DUBLIN CITY COUNCIL**

Tuesday, August 16, 2022

**Location: City Council Chamber
100 Civic Plaza
Dublin, CA 94568**

CLOSED SESSION 6:00 PM
REGULAR MEETING 7:00 PM

Pursuant to AB 361, the City is authorized to hold public meetings via teleconferencing and to make public meetings accessible telephonically or otherwise electronically to all members of the public, without making available any physical location for the public.

Additional Meeting Procedures Available During the COVID-19 Pandemic

This City Council meeting will be broadcast live on Comcast T.V. channel 28 beginning at 7:00 p.m. This meeting will also be livestreamed at www.tv30.org and on the City's website at: <https://dublin.ca.gov/ccmeetings>

Members of the public who wish to participate in the meeting electronically have the option of giving public comment via Zoom, subject to the following procedures:

- Fill out an online speaker slip available at www.dublin.ca.gov. The speaker slip will be made available at 10:00 a.m. on Tuesday, August 16, 2022. Upon submission, you will receive Zoom link information from the City Clerk. Speakers slips will be accepted until the public comment period ends, or until the public comment period on non-agenda items is closed.
- Once connected to the Zoom platform using the Zoom link information from the City Clerk, the public speaker will be added to the Zoom webinar as an attendee and muted. The speaker will be able to observe the meeting from the Zoom platform.
- When the agenda item upon which the individual would like to comment is addressed, the City Clerk will announce the speaker in the meeting when it is their time to give public comment. The speaker will then be unmuted to give public comment via Zoom.

CLOSED SESSION 6:00 PM

I. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: 1 case.

II. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN 985-27-2 and APN 905-1-6-3

Agency Negotiator: City Manager

Negotiating Parties: GH PacVest LLC

Under Negotiation: Price and terms of payment

III. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN 901-1-5-2

Agency Negotiator: City Manager

Negotiating Parties: Milton Righetti and Gloria Righetti

Under Negotiation: Price and terms of payment

IV. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN 905- 1-1-2 and APN 905-1-3-2

Agency Negotiator: City Manager

Negotiating Parties: Livbor Manning LLC

Under Negotiation: Price and terms of payment

V. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN 905-1-4-4

Agency Negotiator: City Manager

Negotiating Parties: Bex Development LLC

Under Negotiation: Price and terms of payment

VI. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN 905-1-4-3

Agency Negotiator: City Manager

Negotiating Parties: Town and County H Fund LLC and CHMH Dublin LLC

Under Negotiation: Price and terms of payment

REGULAR MEETING 7:00 PM

I. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ORAL COMMUNICATIONS

3.1 Presentation of a Resolution from Assemblymember Bauer-Kahan Recognizing the City of Dublin's 40th Anniversary

The City Council will receive a resolution from Assemblymember Rebecca Bauer-Kahan in recognition of the City of Dublin's 40th Anniversary.

STAFF RECOMMENDATION:

Receive the resolution.

3.2 Employee Introduction

New City of Dublin Staff member, Jason Earl, Senior Management Analyst in the Community Development Department, will be introduced.

STAFF RECOMMENDATION:

Welcome the new City of Dublin Staff member.

[Staff Report](#)

3.3 Presentation of American Muslim Appreciation and Awareness Month Proclamation

The City Council will present the American Muslim Appreciation and Awareness Month proclamation.

STAFF RECOMMENDATION:

Present the proclamation.

[Staff Report](#)

[Attachment 1 - American Muslim Appreciation and Awareness Month Proclamation](#)

3.4 Public Comment

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

4. CONSENT CALENDAR

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

4.1 Approval of the July 19, 2022 Regular City Council Meeting Minutes

The City Council will consider approval of the minutes of the July 19, 2022 Regular City Council Meeting.

STAFF RECOMMENDATION:

Approve the minutes of the July 19, 2022 Regular City Council Meeting.

[Staff Report](#)

[Attachment 1 - July 19, 2022 Regular City Council Meeting Minutes](#)

4.2 Review of Two-Year Strategic Plan Accomplishments

The City Council will receive the final status update for the City's 2020-2022 Strategic Plan.

STAFF RECOMMENDATION:

Receive the report.

[Staff Report](#)

4.3 City Proclamations for the Month of September

The City Council will consider the following proclamations for the month of September in the City of Dublin: Alcohol and Drug Addiction Recovery Month, Wilderness Month, Childhood Cancer Awareness Month, Childhood Obesity Awareness Month, Hispanic Heritage Month, Ovarian Cancer Awareness Month, Preparedness Month, Prostate Cancer Awareness Month, and Suicide Prevention Awareness Month.

STAFF RECOMMENDATION:

Approve the proclamations.

[Staff Report](#)

[Attachment 1 - Alcohol Drug and Addiction Recovery Month Proclamation](#)

[Attachment 2 - Wilderness Month Proclamation](#)

[Attachment 3 - Childhood Cancer Awareness Month Proclamation](#)

[Attachment 4 - Childhood Obesity Awareness Month Proclamation](#)

[Attachment 5 - Hispanic Heritage Month Proclamation](#)

[Attachment 6 - Ovarian Cancer Awareness Month Proclamation](#)

[Attachment 7 - Preparedness Month Proclamation](#)

[Attachment 8 - Prostate Cancer Awareness Month Proclamation](#)

[Attachment 9 - Suicide Prevention Awareness Month Proclamation](#)

4.4 Zoning Ordinance Amendments for Outdoor Seating (PLPA-2022-00020)

On July 19, 2022, the City Council considered City-initiated amendments to the Zoning Ordinance to continue to facilitate outdoor seating for eating and drinking establishments on a long-term temporary basis to aid in the economic recovery from the COVID-19 pandemic. Amendments are proposed to Dublin Municipal Code Section 8.12.050 (Permitted and Conditionally Permitted Land Uses), Section 8.76.080 (Parking Requirements by Use Type), and Section 8.108.020 (Uses Permitted with a Temporary Use Permit). The City Council waived the first reading and introduced the Ordinance amending the Zoning Ordinance. The City Council is now requested to hold a second reading of the proposed Ordinance.

STAFF RECOMMENDATION:

Waive the second reading and adopt the Ordinance Approving Amendments to Dublin Municipal Code Section 8.12.050 (Permitted and Conditionally Permitted Land Uses), Section 8.76.080 (Parking Requirements by Use Type), and Section 8.108.020 (Uses Permitted with a Temporary Use Permit).

[Staff Report](#)

[Attachment 1 - Ordinance Approving Amendments to Dublin Municipal Code Section 8.12.050, Section 8.76.080, and Section 8.108.020 Effective City-wide](#)

[Attachment 2 - City Council Staff Report, Dated July 19, 2022, Without Attachments](#)

4.5 Authorizing Remote Meetings of City Council and City Commissions Due to Increase in COVID-19 Cases

From March 2020 through September 2021, the City conducted meetings of its legislative bodies remotely pursuant to various executive orders that suspended certain Brown Act provisions. In October 2021, the City returned to in-person meetings and the Brown Act was amended to allow for teleconferencing during a state of emergency. Under the new law, AB 361, the City can continue to conduct virtual meetings where the Governor has proclaimed a State of Emergency, or state or local health officials have imposed or recommended social distancing, if the City Council makes certain required findings. From January 11 – February 10, 2022, and since May 3, 2022, the City Council has operated under a resolution pursuant to AB 361 authorizing teleconferenced meetings for at least 30 days. The City Council will consider adopting a resolution that would allow for virtual attendance for the next 30 days.

STAFF RECOMMENDATION:

Adopt the Resolution Finding That There is a Proclaimed State of Emergency; Finding That Meeting in Person Would Present Imminent Risks to the Health or Safety of Attendees as a Result of the State of Emergency; and Authorizing Remote Teleconferenced Meetings of the Legislative Bodies of the City of Dublin Pursuant to AB 361.

[Staff Report](#)

[Attachment 1 - Resolution Finding That There is a Proclaimed State of Emergency; Finding That Meeting in Person Would Present Imminent Risks to the Health or Safety of Attendees as a Result of the State of Emergency; and Authorizing Remote Teleconferenced Meetings of the Legislative Bodies of the City of Dublin Pursuant to AB 361.](#)

4.6 City Treasurer's Informational Report of Investments for the Quarter Ending June 30, 2022

The City Council will receive an informational report of the City's investments through the quarter ending June 30, 2022 including a monthly transaction ledger. The City's investment portfolio for this period totaled \$378,308,853 (market value) with an average market yield of 2.48%. As required by the Policy, the City Treasurer (Administrative Services Director) affirms that the City is able to meet its expenditure requirements for the next six months.

STAFF RECOMMENDATION:

Receive the report of investments for the quarter ending June 30, 2022.

[Staff Report](#)

[Attachment 1 - City of Dublin Investment Report for Period Ending June 30, 2022](#)

[Attachment 2 - Transaction Ledger - April through June 2022](#)

4.7 Dublin Transit Center Parking Garage Public Art Project

The City Council will receive a report on the public art project planned for the Dublin Transit Center Parking Garage being constructed by Alameda County.

STAFF RECOMMENDATION:

Receive the report.

[Staff Report](#)

4.8 First Amendment to the Agreement with All City Management Services Inc.

The City Council will consider approving an amendment to the agreement with All City Management Inc. to pay for additional crossing guard services rendered in Fiscal Year 2021-22.

STAFF RECOMMENDATION:

Adopt the Resolution Approving Amendment #1 to the Agreement with All City Management Services Inc. for Crossing Guard Services.

Staff Report

Attachment 1 - Resolution Approving Amendment #1 to the Agreement with All City Management Services Inc. for Crossing Guard Services

Attachment 2 - Exhibit A to the Resolution - Amendment #1 to the Contractor Services Agreement Between the City of Dublin and All City Management Services Inc.

Attachment 3 – Contractor Services Agreement with All City Management Services Inc. for Crossing Guard Services

5. WRITTEN COMMUNICATION – None.

6. PUBLIC HEARING

6.1 Dublin Districts—Public Hearing 5: Final Map Selection, Introduction of Ordinance Amending Chapter 2.32 of the Dublin Municipal Code Establishing a District-Based Election System

The City Council will hold a Public Hearing to give the community an opportunity to provide feedback regarding the boundaries and composition of the Final Map. The City Council will then review and select a Final Map, and introduce an Ordinance Amending Chapter 2.32 of the Dublin Municipal Code Establishing a District-Based Election System. At the February 15, 2022 meeting, the City Council adopted a Resolution Declaring its Intention to Transition From an At-Large Election System to a District-Based Election System. Under California Elections Code, the City must hold a series of Public Hearings to allow the community to provide input on the composition of districts and communities of interest as well as the potential district boundaries, draft maps, and sequence of elections. Maps considered at this meeting must have been published at least seven days before the Public Hearing.

STAFF RECOMMENDATION:

Receive the presentation, conduct the Public Hearing to receive input, review and select a Final Map, and waive the reading and INTRODUCE the Ordinance Amending Chapter 2.32 of the Dublin Municipal Code Establishing a District-Based Election System.

Staff Report

Attachment 1 - Ordinance Amending Chapter 2.32 of the Dublin Municipal Code Establishing a District-Based Election System

Attachment 2 - Resolution Adopting the City of Dublin Official District Map

Attachment 3 - Maps 112 and 112B

Item 6.1 PowerPoint Presentation

7. UNFINISHED BUSINESS

7.1 Bicycle and Pedestrian Plan Update

The City Council will receive an update on the draft Bicycle and Pedestrian Plan, which updates and replaces the City's 2014 Bicycle and Pedestrian Master Plan and will inform future infrastructure and program and policy recommendations.

STAFF RECOMMENDATION:

Receive the report on the draft Bicycle and Pedestrian Plan update and provide feedback.

[Staff Report](#)

[Attachment 1 - Draft Bicycle and Pedestrian Plan](#)

[Attachment 2 - Draft Bicycle and Pedestrian Plan Supplemental Design Guidance](#)

[Item 7.1 PowerPoint Presentation](#)

7.2 Update on the Dublin Boulevard Extension Project

The City Council will receive an update on the Dublin Boulevard Extension Project. The City of Dublin, in cooperation with the City of Livermore, Alameda County Transportation Commission, and Alameda County, proposes to extend Dublin Boulevard approximately 1.5 miles eastward through unincorporated Alameda County and connect to North Canyons Parkway in Livermore, from its current terminus at Fallon Road. The extension is planned to have four to six travel lanes, a Class I trail on the north side, buffered bike lanes, sidewalks, traffic signals, streetlights, utilities, and landscaping.

STAFF RECOMMENDATION:

Receive report on the Dublin Boulevard Extension project and provide feedback.

[Staff Report](#)

[Attachment 1 - Project Location and Alignment](#)

[Attachment 2 - Right-of-Way Acquisition Properties in the City of Dublin](#)

[Item 7.2 PowerPoint Presentation](#)

8. NEW BUSINESS

8.1 Review of Childcare in Downtown Dublin

The City Council will receive a report reviewing childcare within the City and in the Downtown. This item is in response to an Item 9 request by the City Council for information regarding childcare, particularly for those families living in affordable units in the Downtown area.

STAFF RECOMMENDATION:

Receive the report.

[Staff Report](#)

[Item 8.1 PowerPoint Presentation](#)

8.2 Designation of Voting Delegates for the 2022 National League of Cities City Summit

The City Council will consider appointing a voting delegate, and up to two alternates, to attend and vote on the City's behalf at the National League of Cities City Summit in November 2022.

STAFF RECOMMENDATION:

Discuss the item and appoint a voting delegate, and up to two alternates, to attend and vote, on the City's behalf, at the National League of Cities City Summit in November 2022.

[Staff Report](#)

[Attachment 1 - NLC By-Laws](#)

9. OTHER BUSINESS

Brief information only reports from City Council and/or Staff, including committee reports and reports by City Council related to meetings attended at City expense (AB1234).

10. ADJOURNMENT

This AGENDA is posted in accordance with Government Code Section 54954.2(a)

If requested, pursuant to Government Code Section 54953.2, this agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation, please contact the City Clerk's Office (925) 833-6650 at least 72 hours in advance of the meeting.

Mission

The City of Dublin promotes and supports a high quality of life, ensures a safe and secure environment, fosters new opportunities, provides equity across all programs, and champions a culture of diversity and inclusion.