

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, November 1, 2022

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

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, November 1, 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.

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ORAL COMMUNICATIONS**

3.1 Employee Introduction

New City of Dublin Staff member, Darlynn Haas, Management Analyst II with the Administrative Services Department, will be introduced.

STAFF RECOMMENDATION:

Welcome the new City of Dublin Staff member.

[Staff Report](#)

3.2 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 October 18, 2022 Regular City Council Meeting Minutes

The City Council will consider approval of the minutes of the October 18, 2022 Regular City Council Meeting.

STAFF RECOMMENDATION:

Approve the minutes of the October 18, 2022 Regular City Council Meeting.

[Staff Report](#)

[Attachment 1 - October 18, 2022 Regular City Council Meeting Minutes](#)

4.2 Updates to the City's Construction and Fire Codes in Accordance with Requirements of State Law

The City Council will consider introducing an Ordinance repealing the 2019 California Building Standards Code and adopting the 2022 California Building Code and setting a public hearing for November 15, 2022. In connection with this action, the City Council will be asked to approve findings relating to the City's local amendments to the California Building Standards Code. The 2022 Edition of the California Building Standards Code was approved by the California Building Standards Commission earlier this year and will go into effect on January 1, 2023. The City must adopt an Ordinance incorporating the updated provisions to ensure accuracy and alignment with state law.

STAFF RECOMMENDATION:

Take the following actions: 1) Waive the first reading and INTRODUCE the Ordinance Repealing and Replacing Chapters 5.08 (Fire Code), 7.28 (Building Regulation Administration Code), 7.32 (Building Code), 7.34 (Residential Code), 7.36 (Electrical

Code), 7.40 (Plumbing Code), 7.44 (Mechanical Code), 7.48 (Building Maintenance Code) and 7.94 (Green Building Code) of the Dublin Municipal Code, and Repealing Chapter 7.24 (Flood Control) and Adopting Chapter 7.24 (Floodplain Management Regulations and Adding Chapter 7.46 (Existing Building Code) to the Dublin Municipal Code, in Order to Adopt by Reference and Amend Provisions of the 2022 Edition of the California Building Standards Code, Title 24, California Code of Regulations, and Adding Chapter 7.45 (Swimming Pool and Spa Code) to the Dublin Municipal Code in Order to Adopt by Reference and Amend Provisions of the 2021 Edition of the International Swimming Pool and Spa Code; and 2) Set the public hearing for November 15, 2022, to waive the second reading and adopt said Ordinance and adopt the Resolution Approving the Finding of Necessity for Amendments to the 2022 California Building Standards Code.

[Staff Report](#)

[Attachment 1 - Resolution Approving Amendments to the California Building Standards Code](#)

[Attachment 2 - Exhibit A to the Resolution - 2022 California Building Standards Code Findings](#)

[Attachment 3 - Ordinance Amending Sections of the California Building Standards Code](#)

[Attachment 4 - Exhibit A to the Ordinance - DMC Chapter 5.08 DMC 2022 Fire Code](#)

[Attachment 5 - Exhibit B to the Ordinance - DMC Chapter 7.24 Floodplain Management Regulations](#)

[Attachment 6 - Exhibit C to the Ordinance - DMC Chapter 7.28 Building Administration Code](#)

[Attachment 7 - Exhibit D to the Ordinance - DMC Chapter 7.32 Building Code](#)

[Attachment 8 - Exhibit E to the Ordinance - DMC Chapter 7.34 Residential Code](#)

[Attachment 9 - Exhibit F to the Ordinance - DMC Chapter 7.36 Electrical Code](#)

[Attachment 10 - Exhibit G to the Ordinance - DMC Chapter 7.40 Plumbing Code](#)

[Attachment 11 - Exhibit H to the Ordinance - DMC Chapter 7.44 Mechanical Code](#)

[Attachment 12 - Exhibit I to the Ordinance - DMC Chapter 7.45 Swimming Pool and Spa Code](#)

[Attachment 13 - Exhibit J to the Ordinance - DMC Chapter 7.46 Existing Building Code](#)

[Attachment 14 - Exhibit K to the Ordinance - DMC Chapter 7.48 Building Maintenance Code](#)

[Attachment 15 - Exhibit L to the Ordinance - DMC Chapter 7.94 Green Building Code](#)

4.3 Amendment to Consulting Services Agreement with Keyser Marston Associates, Inc.

The City Council will consider approving an amendment to the agreement with Keyser Marston Associates, Inc. to increase the compensation for additional consulting services.

STAFF RECOMMENDATION:

Adopt the **Resolution** Approving an Amendment to the Consulting Services Agreement Between the City of Dublin and Keyser Marston Associates, Inc. for On-Call Real Estate and Development Consulting Services.

[Staff Report](#)

[Attachment 1 - Resolution Approving an Amendment to the Consulting Services Agreement Between the City of Dublin and Keyser Marston Associates, Inc. for On-Call Real Estate and Development Consulting Services](#)

[Attachment 2 - Exhibit A to the Resolution - First Amendment to Consulting Services Agreement Between the City of Dublin and Keyser Marston Associates, Inc. for On-Call Real Estate and Development Consulting Services](#)

4.4 Ordinance Amending Chapter 2.24 of the Dublin Municipal Code Pertaining to the City's Conflict of Interest Code

At the June 7, 2022 meeting, the City Council directed Staff to review the City's Conflict of Interest Code and make a determination if there is a need to update the Code. Staff conducted a review of the Code and determined that several positions should be added or deleted. An Ordinance was introduced on October 18, 2022 and is now ready for adoption.

STAFF RECOMMENDATION:

Waive the reading and adopt the **Ordinance** Amending Chapter 2.24 of the Dublin Municipal Code Relating to the City's Conflict of Interest Code.

[Staff Report](#)

[Attachment 1 - Amending Chapter 2.24 of the Dublin Municipal Code Relating to the City's Conflict of Interest Code](#)

4.5 Approve Purchases from JAM Services, Inc. of Traffic Signal, Communications, and Streetlight Equipment

The City Council will consider authorizing purchases from JAM Services, Inc. of traffic signal, communications, and streetlight equipment up to \$300,000. JAM Services, Inc. was approved as a sole source vendor for such equipment on April 2, 2019.

STAFF RECOMMENDATION:

Adopt the **Resolution** Approving the Purchase of Traffic Signal, Communication, and Streetlight Equipment Purchases from JAM Services, Inc.

[Staff Report](#)

[Attachment 1 - Resolution Approving the Purchase of Traffic Signal, Communication, and Streetlight Equipment Purchases from JAM Services, Inc.](#)

[Attachment 2 - Resolution No. 21-19](#)

4.6 Wallis Ranch Community Park Naming

The City Council will select a name for the new community park located near the Wallis Ranch residential neighborhood.

STAFF RECOMMENDATION:

Select the name Wallis Ranch Community Park for the new community park near the Wallis Ranch residential neighborhood.

[Staff Report](#)

[Attachment 1 - City Council Approved Conceptual Design](#)

4.7 Two-Year Strategic Plan Quarterly Update

The City Council will receive a status update on the City's Two-Year Strategic Plan.

STAFF RECOMMENDATION:

Receive the report.

[Staff Report](#)

[Attachment 1 - Strategic Plan Quarterly Update](#)

4.8 Nissan Commercial Car Wash (PLPA-2022- 00003)

On October 18, 2022, the City Council held a Public Hearing to consider the Nissan Commercial Car Wash project consisting of a 3,574-square-foot building housing a drive-thru automatic car wash tunnel, a vacuum area with 15 parking spaces and related site improvements. The City Council waived the first reading and introduced the Ordinance approving an amendment to the Planned Development Zoning and adopted a Resolution approving the Conditional Use Permit and Site Development Review Permit. The City Council will hold a second reading of the Ordinance approving the Planned Development Zoning.

STAFF RECOMMENDATION:

Waive the reading and adopt the **Ordinance** Approving an Amendment to Planned Development Zoning Ordinance No. 03-19 for Kaiser Commercial Project.

[Staff Report](#)

[Attachment 1 - Ordinance Approving an Amendment to Planned Development Zoning Ordinance No. 03-19 for Kaiser Commercial Project](#)

[Attachment 2 - City Council October 18 2022 Staff Report without Attachments](#)

4.9 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](#)

5. WRITTEN COMMUNICATION - None.

6. PUBLIC HEARING – None.

7. UNFINISHED BUSINESS

7.1 Informational Item on Voluntary Special Needs Registry

The City Council will receive a report on voluntary special needs registries (SNRs), which function as channels for parents or guardians of community members with special needs to provide the police with information regarding any assistance those persons may require during an interaction with first responders. The City Council received a report on the SNR concept at the June 15, 2021 meeting. This report provides additional information and next steps for establishing an SNR in Dublin.

STAFF RECOMMENDATION:

Receive the report.

[Staff Report](#)

[Attachment 1 - June 15, 2021 Staff Report on Special Needs Registries](#)

[Attachment 2 - Example Registration Form](#)

8. NEW BUSINESS – None.

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.