

**City of Lafayette  
Regular Lafayette City Council Meeting**

**MINUTES**

**Lafayette Library and Learning Center – Community Hall  
3491 Mt. Diablo Boulevard, Lafayette, California**

**May 29, 2012  
7:00 p.m.**

**1. CALL TO ORDER**

Mayor Federighi called the City Council meeting to order at 7:04 p.m.

**2. ROLL CALL**

Present: City Council: Mayor Federighi, Vice Mayor M. Anderson; Councilmembers B. Andersson and Tatzin

Absent: Councilmember Anduri

Staff Present: Steven Falk, City Manager; Tracy Robinson, Administrative Services Director; Niroop Srivatsa, Planning & Building Services Manager; Lt. Eric Christensen, Police Services Manager; Mala Subramanian, City Attorney; Joanne Robbins, City Clerk

**3. PLEDGE OF ALLEGIANCE** – Mayor Federighi led in the Pledge of Allegiance.

**4. ADOPTION OF AGENDA**

ACTION: It was M/S/C (Tatzin/B. Andersson) to adopt the agenda. Vote: 4-0-1 (Ayes: Federighi, M. Anderson, B. Andersson, and Tatzin; Noes: None; Absent: Anduri).

**5. PUBLIC COMMENTS** – None.

**6. PRESENTATIONS** – None.

**7. CONSENT CALENDAR**

City Attorney Mala Subramanian noted, with regards to Item 7G, that the city is waiting for the appropriate time for the Department of Finance to review the Oversight Board's action before the deed is recorded.

ACTION: It was M/S/C (Tatzin/M. Anderson) to approve Consent Calendar. Vote: 4-0-1 (Ayes: Federighi, M. Anderson, B. Andersson, and Tatzin; Noes: None; Absent: Anduri absent).

**A. City Council Minutes**

**1. May 14, 2012**

Recommendation: Approve.

**2. May 21, 2012**

Recommendation: Approve

**B. Ordinance 606 Creating Section 4-5 entitled “Massage Establishments” of Title 4 of the Lafayette Municipal Code**

Recommendation: Waive second reading of Ordinance 606 and adopt.

**C. 2012 Mandatory Review of Conflict-of-Interest Codes**

Recommendation: Direct staff to review the Conflict-of-Interest Codes, file Biennial Notices and update the codes if necessary.

**D. Shield Block, Happy Valley Creek: Pro Bono Consulting Agreement with Restoration Design Group, LLC**

Recommendation: Authorize the city manager to sign the Pro Bono Consulting Agreement with Restoration Design Group, LLC dated May 1, 2012.

**E. Proclamation recognizing Dian Kisner on her retirement from Merriewood Children’s Center**

Recommendation: Approve the proclamation recognizing Diane Kisner on her retirement from the Merriewood Children’s Center.

**F. Code Enforcement Activity Report**

Recommendation: Receive and file.

**G. Resolution 2012-22 Approving and Directing the Transfer of Certain Real Property Improved with Lafayette Library and Learning Center from the Successor Agency to the Lafayette Redevelopment Agency to the City of Lafayette**

Recommendation: Adopt Resolution 2012-22 Approving and Directing the Transfer of Certain Real Property Improved with Lafayette Library and Learning Center From the Successor Agency to the Lafayette Redevelopment Agency to the City of Lafayette.

**8. OLD BUSINESS – None.**

**9. STAFF REPORTS**

**A. Tracy Robinson, Administrative Services Director  
Budget Adjustments FY2011-2012**

Recommendation: 1) Set up a sinking fund in the amount of \$14,000 for an update to the Bikeways Master Plan and 2) Transfer \$12,000 from the General Fund to 37-770.

Administrative Services Director, Tracy Robinson reported, per Council’s request during the Budget Workshop that a sinking fund of \$14,000 to be established for an update to the Bikeways Master Plan while staff looks for additional funds to come from grants to fund this program. She also reported that there has been a transfer of \$12,000 to the Library Operations Fund and noted that the same amount has been added to this fund for the FY2012-2013 budget.

**ACTION:** It was M/S/C (M. Anderson/Tatzin) to approve Staff’s recommendation to approve 1)Setting up a sinking fund in the amount of \$14,000 for an update to the Bikeways Master Plan and 2)Transfer \$12,000 from the General fund to 37-770. Vote: 4-0-1 (Ayes: Federighi, M. Anderson, B. Andersson, and Tatzin; Noes: None; Absent: Anduri).

City Attorney, Mala Subramanian, noted that the Public Hearing has a 7:15 start time and stated it was not yet that time and suggested moving forward with other items.

## 10. PUBLIC HEARINGS

### A. Steven Falk, City Manager and Tracy Robinson, Administrative Services Director Resolution 2012-18 Adopting the Proposed Budget/Workplan for FY2012-2013

Recommendation: Conduct public hearing and adopt Resolution 2012-18 adopting the Proposed Budget/Workplan for FY2012-2013 updating the Five-Year Capital Improvement Program, Adoption of CEQA Finding for 2013 Capital Improvement Program.

## 12. ITEMS REMOVED FROM THE CONSENT CALENDAR – None.

## 13. COUNCIL/COMMISSION REPORTS

### A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

Councilmember B. Andersson reported that he along with Councilmembers Tatzin and Federighi were in attendance at Supervisor Gayle Uilkema's memorial service. He noted that there were a number of elected officials there and the service was very well attended.

Mayor Federighi stated that Councilmember Tatzin gave a very moving tribute to Supervisor Uilkema.

City Manager, Steven Falk, reported that Lt. Eric Christensen, with two days' notice, was able to coordinate with Moraga and Orinda, additional law enforcement to assist with traffic and parking issues, along with coordinating with County Connection for shuttle service from parking areas to St. Perpetua Church where the service was being held.

City Manager Falk reported that there a meeting regarding an Economical Development Plan and asked Vice Mayor M. Anderson to report.

Vice Mayor M. Anderson noted that he met with Niroop Srivatsa, Jay Lifson, Executive Director of the Lafayette Chamber of Commerce, Diane Barker, and Carl Semmelmeier where it was discussed how to attract new businesses in Lafayette while not attracting chain establishments, per se' but small and unique businesses.

He reported that they came up with a two to three pronged approach. One step is to speak with the property owners with properties that are vacant to demonstrate to them that there is a benefit to them, and the city, to encourage businesses to come in to Lafayette that are unique. Noting that this could be a first time opportunity for a baker or proprietor who has a skill that would provide a start to something that could grow, such as an Acme Bread, that would match the overall feel of this city.

Vice Mayor M. Anderson also noted the other approach is to come up with some type of methodology, perhaps linking these business opportunities with a Venture Capitalist or Lafayette residents who may want to invest in such businesses. This would give possible businesses to meet with possible investors who could give them a start. He felt this was a very stimulating meeting.

City Manager Falk stated that this was an excellent summary of the meeting and noted that they learned that the City has 12-16 vacancies; therefore, they are starting to put together an Economical Development effort. He reported that they will come back to Council at a future

meeting once there is something to report. He stated that further discussion on this should be saved until it is on an agenda.

**B. Mayor Federighi and Councilmember B. Andersson  
Appointing one new member to the Banner Advisory Committee**

Recommendation: Appoint one new member to the Banner Advisory Committee.

Mayor Federighi noted that she and Councilmember B. Andersson had interviewed candidates for the Banner Advisory Committee and called on Councilmember B. Andersson to report on the selection.

Councilmember B. Andersson reported that they had interviewed excellent candidates and recommended appointing Lori Lane. He noted that she has experience not only in design, but was involved in Walnut Creek's in their various sign activities in design and supervising signage efforts.

ACTION: It was M/S/C (B. Andersson/Federighi) to appoint Lori Lane to the Banner Advisory Committee. Vote: 4-0-1 (Ayes: Federighi, M. Anderson, B. Andersson, and Tatzin; Noes: None; Absent: Anduri).

**C. Councilmembers B. Andersson and Tatzin  
Resolution 2012-20 appointing one new member to the Crime Prevention Commission**

Recommendation: Adopt Resolution 2012-20 appointing one new member to the Crime Prevention Commission.

Mayor Federighi noted that Councilmember B. Andersson and Tatzin were appointing a new member to the Crime Prevention Commission.

Councilmember Tatzin noted that they had interviewed excellent candidates and stated that they did not check the reference for the recommended appointee, Cameron Burks who was the Sergeant of Arms of the U. S. House of Representatives, but could as they were listed as a reference. Councilmember B. Andersson noted that he did check with Lt. Christensen who was very positive on this selection.

ACTION: It was M/S/C (Tatzin/B. Andersson) to appoint Cameron Burks to the Crime Prevention Commission. Vote 4-0-1 (Ayes: Federighi, M. Anderson, B. Andersson, and Tatzin; Noes: None; Absent: Anduri).

**D. Councilmember Anduri and Mayor Federighi  
Resolution 2012-21 appointing one new member to the Senior Services Commission.**

Recommendation: Adopt Resolution 2012-21 appointing one new member to the Senior Services Commission.

Mayor Federighi reported that she was very impressed with the number of qualified candidates who applied and it was not an easy selection. She noted that this is a nine member commission and there had been a suggestion that perhaps they could expand the number of commissioners, however it was decided that this commission had enough members, therefore the ultimate choice was to appoint Kathryn Schofield.

Vice Mayor Anderson noted that Ms. Schofield is an attorney and Mayor Federighi elaborated she practices elder law.

ACTION: It was M/S/C (Federighi/B. Andersson) to appoint Kathryn Schofield to the Senior Services Commission. Vote 4-0-1 (Ayes: Federighi, M. Anderson, B. Andersson, and Tatzin; Noes: None; Absent: Anduri).

## 10. PUBLIC HEARINGS

### A. Steven Falk, City Manager and Tracy Robinson, Administrative Services Director Resolution 2012-18 Adopting the Proposed Budget/Workplan for FY2012-2013

Recommendation: Conduct public hearing and adopt Resolution 2012-18 adopting the Proposed Budget/Workplan for FY2012-2013 updating the Five-Year Capital Improvement Program, Adoption of CEQA Finding for 2013 Capital Improvement Program.

Mayor Federighi noted that it was 7:15, therefore ready to begin the Public Hearing. Vice Mayor moved to open the Public Hearing.

Mayor Federighi opened Public Comments. Noted there were no speaker slips or members of the audience wished to comment on the Proposed Budget.

ACTION: It was M/S/C (Tatzin/M. Anderson) to close the Public Hearing and adopt Resolution 2012-8 adopting the Proposed Budget/Workplan for FY2012-2013 updating the Five-Year Capital Improvement Program, Adoption of CEQA Finding for 2013 Capital Improvement Program. Vote: 4-0-1 (Ayes: Federighi, M. Anderson, B. Andersson, and Tatzin; Noes: None; Absent: Anduri).

## 14. WRITTEN COMMUNICATIONS - None

### A. Letter from League of California Cities requesting designation of voting delegates and alternates for the League of California Cities Annual Conference September 5-7, San Diego

Recommendation: Discuss and appoint one voting delegate and one alternate for the League of California Cities Annual Conference 5-7, San Diego.

Mayor Federighi reported that she is the main delegate, however stated that she would not be able to attend the first day, but will be in attendance the subsequent days. She also noted that the voting takes place on the last day of the conference. She stated that they are looking for both a principal and alternate and asked which councilmembers would be able to be the alternate.

Vice Mayor M. Anderson stated that while he would love to attend, he is not able to do so. Councilmember Tatzin also stated he would not be able to attend this conference.

Councilmember B. Andersson stated that he may be able to attend and would accept the alternate position, should Mayor Federighi not be able to attend this conference. He noted that he is waiting to see if the Environmental Quality Committee, of which he is a member, will be meeting during that time.

ACTION: It was the consensus of the City Council to appoint Carol Federighi as the voting delegate and Brand Andersson as the alternate for the League of California Cities Annual Conference September 5-7, San Diego.

## 15. ADJOURNMENT

The City Council adjourned the meeting at 7:20 p.m. in honor and in memory of Gayle Uilkema to the next regular meeting on June 11, 2012.

APPROVED:

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Carol Federighi, Mayor

ATTEST:

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Joanne Robbins, City Clerk