

for FY2007/2008.

Recommendation: Adopt Resolutions 2007-031.

Convene Redevelopment Agency

I. Update of Lafayette Library and Learning Center Project

Recommendation: Receive and file.

Adjourn Redevelopment Agency

ACTION: It was M/S/C (Tatzin/Anderson to adjourn the Redevelopment Agency. Vote: 5-0 (Ayes: Federighi, Anderson, Andersson, Anduri and Tatzin; Noes: None).

Items Removed for Discussion:

C. Code Enforcement Activity Report

Recommendation: Receive and file.

Mayor Federighi inquired regarding the number of complaints cleared on the activity report, noting the report only indicated the number of open files. Ms. Merideth responded that staff would add a column to indicate the number of cases closed.

ACTION: It was M/S/C (Tatzin/Anderson) to receive and file the Code Enforcement Activity Report. Vote: 5-0 (Ayes: Federighi, Anderson, Andersson, Anduri and Tatzin; Noes: None).

F. Award of Emergency Creek Bank Stabilization Project – Project No. 014-9665

Recommendation: Award contract to HSR Inc. in the amount of \$249,590.

Councilmember Tatzin said the recommendation talks about a budget to be funded in part by the NRCS funds and OES funds. He requested that Council indicate that the \$41,250 would come from either OES funds as the first choice and if the grant was not received, the \$41,250 would be the responsibility of the Goldberg's.

ACTION: It was M/S/C (Tatzin/Anderson) to award contract to HSR, Inc. in the amount of \$249,590 and indicate for the record that if the grant from OES was not received, \$41,250 would be Goldberg's responsibility. Vote: 5-0 (Ayes: Federighi, Anderson, Andersson, Anduri and Tatzin; Noes: None).

G. Resolution 2007-027 denying the appeal of applicant and upholding the Planning Commission's denial of HDP97-06 Eric Strand (applicant and owner), LR-10 Zoning.

Recommendation: Adopt Resolution 2007-027.

Mayor Federighi referred to the July 23, 2007 Memorandum to the file, Item 1, and she felt the idea was that the applicant could have five additional years to re-apply without incurring additional application fees.

Councilmember Andersson noted it had not been changed from the original wording in the previous Memorandum to the file. Councilmember Anduri questioned and confirmed that application fees were not based on the number of hearings and they were now flat fees, so the applicant had up to five years to make the application, with waived fees.

Councilmember Anduri said most of his concerns were covered and thanked Councilmember Andersson for revising the Memorandum; however, when someone was standing on the BART platform, any home built would be clearly visible from the platform. He acknowledged the Planning Commission would review this at some time, but voiced concern with Item 5 and suggested the second sentence to read, "This may be true..." instead of "This would be true...." which was more consistent with the following sentence.

ACTION: It was M/S/C (Tatzin/Anderson) to adopt Resolution 2007-027, as amended, to change Item 1 to read, "If the same applicant reapplies for approval of a single home on this parcel on or before July 23, 2009, application fees should be waived, up to a maximum of five years" and change Item 5 to change the second sentence to read, "This may be true...". Vote: 5-0 (Ayes: Federighi, Anderson, Andersson, Anduri and Tatzin; Noes: None).

11. COUNCIL/COMMISSION REPORTS

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

Councilmember Tatzin stated Councilmember Andersson serves on the Board Nomination Committee for the upcoming Lafayette Library and Learning Center Foundation and at the same time the formation activity was going on. The proposal is for a member of the City Council sit as a non-voting trustee and he has been asked to do this at least on an interim basis. After brief Council discussion, the Council agreed the item should be agendized for the August 8th meeting.

Mayor Federighi noted additional budget discussions would be scheduled for the September meeting, the Council agreed the discussion would take more than one meeting and that no decision would be made without full Council participation.

Councilmember Andersson reported on the Environmental Task Force, stating he had made contact with the ABAG representative on the PG&E program and discussed it with Parks and Recreation Director Jennifer Russell.

Councilmember Tatzin requested agendizing a presentation regarding the poll results following Measure C.

12. WRITTEN COMMUNICATIONS

A. Letter dated July 5, 2007 requesting permission for parking along Pleasant Hill Road and assistance from the Public Works Department and Police Department to bag the "No Parking" signs on Saturday, August 4th from 7am to 7pm.

Recommendation: Discuss and direct staff.

Police Chief Hubbard said last year Police had bagged the parking signs on Stanley Boulevard and parts of Cliff Hill Road. He informed the Council that in addition, he had received a second request for the Lafayette-Moraga Youth Association's Swim Meet on August 18th and 19th. Regarding the current request, he had safety concerns for drivers as well as those parking on Pleasant Hill Road if approved, stating there was just over 9.5 feet distance between the curb and outside portion of the bike lane. As people exit their cars, it would place them in the lane of traffic and in harm's way.

He said the Vehicle Code allows for bicyclists to ride in a lane of traffic, but no specific protections, requirements or privileges to bicyclists, and because of the speeds on that road, he was concerned.

During their staff meeting, discussed was possible road lane closure for the number 2 lane of Pleasant Hill Road so people getting in and out of their cars would not be impacted, while still allowing a place for bicyclists to ride. However, he said the cost factor involves Public Works coning off an area almost back to the freeway off-ramp up to Stanley Boulevard, and then from there to Acalanes Avenue. They also would need to staff that with a Parking Control Officer for two days. He felt parking could be allowed on Pleasant Hill Road for the southbound direction from Deer Hill towards the freeway, as parking was allowed there Monday through Friday, but he wanted to voice his concerns over safety and noted costs would also be involved.

Councilmember Tatzin questioned the accident rate and Chief Hubbard said from his prior experience he did not recall any problems, but the request received the other day involved having a Traffic Control Officer to direct traffic after the event was over. He confirmed with Council that last year the City manned three events; one in July and two in August.