

**CITY OF FOSTER CITY/  
ESTERO MUNICIPAL IMPROVEMENT DISTRICT**

**REGULAR MEETING OF MARCH 6, 2023**

**MINUTES**

**CALL TO ORDER OF CITY COUNCIL/EMID BOARD OF DIRECTORS**

The Regular Meeting of March 6, 2023 of the City Council of the City of Foster City, sitting as said Council and as ex officio the Board of Directors of the Estero Municipal Improvement District (EMID), was called to order at 6:30 p.m. by Mayor/President Froomin.

The meeting was held as a hybrid meeting.

**ROLL CALL**

The Communications Director/City Clerk/District Secretary called the roll:

PRESENT: Councilmembers/ex officio Directors Stacy Jimenez, Art Kiesel, Patrick Sullivan, and Mayor/President Jon Froomin.

Councilmember/Director Hindi arrived at 6:34 p.m.

ABSENT: None.

STAFF PRESENT: Stefan Chatwin, City/District Manager, Denise Bazzano, Assistant City Attorney/District Legal Counsel; Marlene Subhashini, Assistant City Manager; Edmund Suen, Finance Director; Tracy Avelar, Police Chief; Derek Schweigart, Parks and Recreation Director; Julie Paping, Administrative Services Director; Robert Marshall, Deputy Fire Chief; Rob Lasky, IT Manager; Waqas Hassan, Assistant Finance Director; Francine Magno, Senior Civil Engineer; Dusty Landwehr, Recreation Coordinator; Yelena Cappello, Deputy City Clerk; Shuli Chen, Video Technician and Priscilla Schaus, Communications Director/City Clerk/District Secretary.

**SPECIAL PRESENTATIONS**

PRESENTATION BY CHIEF EXECUTIVE OFFICER LAURA BENT ON SAMARITAN HOUSE

Laura Bent, Chief Executive Officer of Samaritan House, gave a presentation on the Samaritan House.

## **PUBLIC**

The following people addressed the City Council via email regarding Planning Commissioner Evan Adams:

1. Richa Awasthi;
2. Anu Mohan;
3. Girish Patel;
4. Isabelle Bushman; and
5. Wayne Lee, President of the San Mateo County Asian Pacific Islanders Caucus.

The following people addressed the City Council in person regarding Planning Commissioner Evan Adams:

1. Sanjay Gehani;
2. Supriya Singh;
3. Michael Barry; and
4. Phoebe Venkat

## **CONSENT CALENDAR**

Motion by Vice Mayor/Vice President Sullivan, seconded by Councilmember/Director Jimenez, and carried unanimously, 5-0-0, approving the following items on the City/District Consent Calendar:

### City/EMID Consent Calendar

1. Minutes of City/EMID Special Meeting of February 15, 2023;
2. Minutes of City/EMID Regular Meeting of February 21, 2023;
3. City Resolution No. 2023-23, "A Resolution of the City Council of the City of Foster City Authorizing the Police Department to Purchase a One-year Maintenance Renewal for Police Dispatch Customer Premise Equipment from Intrado and Authorizing Appropriation of \$17,013.39 From the City's General Fund for the Purchase;" and
4. EMID Resolution No. 3711, "A Resolution of the Board of Directors of the Estero Municipal Improvement District Accepting the Work by Anderson Pacific Engineering Construction, Inc. For Sanitary Sewer Lift Station Improvements Phase 5 (CIP 455-626), Directing the District Secretary to File the Notice of Completion, and Approving and Authorizing the President to Execute a Bill of Sale Conveying to 888 Foster City Investment, LP Certain Private Sewer Line Improvements, Located on the Property Identified as 888 Foster City Boulevard (APN 094-091-020) for the Sanitary Sewer Lift Station Improvements Project – Phase 5 (CIP 455-626)."

## **REPORTS**

YOUTH ADVISORY COMMITTEE 2022 YEAR END REPORT, REVIEW OF MISSION STATEMENT, AND GOALS FOR 2023. MINUTE ORDER NO. 1906.

Caroline Wei, Youth Advisory Committee Chair, and Nicholas Throgmorton, Youth Advisory Committee Vice Chair presented the 2022 Year End Report, Review of the Mission Statement, and Goals for 2023.

Motion by Councilmember Kiesel, seconded by Councilmember Jimenez, and carried unanimously, 5-0-0, adopting Minute Order No. 1906, to receive and accept the Youth Advisory Committee 2022 Year End Report, Review of Mission Statement, and Goals for 2023.

RECREATION CENTER REBUILD PROJECT (CIP 301-678) – PRESENTATION BY PROJECT DESIGNER GROUP 4 ARCHITECTURE, RESEARCH + PLANNING, INC. AND DISCUSSION ON PROJECT GOALS, CONCEPTUAL SITE PLANS, AND ARCHITECTURAL AND SITE DESIGN VALUES. MINUTE ORDER NO. 1907.

Parks and Recreation Director Schweigart introduced Principal Architects Dawn Merkes, and Jonathan Hartman, representing Group 4 Architecture, who gave a presentation on the Recreation Center Rebuild Project (CIP 301-678).

The following people addressed the City Council via teleconference:

1. Susan Lessen;
2. Ajay Godbole; and
3. Neilafer Moduwala.

The following people addressed the City Council via email:

1. Shilpi Goel, 100 Grand Lane #D; and
2. Doris Duncan, Foster Square.

Discussion ensued.

Motion by Councilmember Hindi seconded by Councilmember Kiesel and carried unanimously, 5-0-0, adopting Minute Order No. 1906, to receive and accept the report on the Recreation Center Rebuild Project (CIP 301-678) by Project Designer Group 4 Architecture, Research + Planning, Inc., the Project Goals, Conceptual Site Plans, and Architectural and Site Design Values..

## **RESOLUTIONS FOR ADOPTION**

AUTHORIZING THE MAYOR TO EXECUTE CONTRACT CHANGE ORDER NO. THIRTY-ONE (CCO #31) TO SHIMMICK CONSTRUCTION CO. INC., IN THE AMOUNT OF \$3,193,635.92; APPROVING AN ADDITIONAL \$300,000 TO CONSTRUCTION CONTINGENCIES; AND AUTHORIZING A BUDGET APPROPRIATION IN THE AMOUNT OF \$15 MILLION [AMENDED TO \$10 MILLION] FOR THE LEVEE PROTECTION PLANNING AND IMPROVEMENTS PROJECT (CIP 327-657) FROM ISSUING THE REMAINING \$5 MILLION IN MEASURE P GO BONDS AND TRANSFER

OF \$10 MILLION [AMENDED TO \$5 MILLION] FROM CITY CIP FUND 301. CITY RESOLUTION NO. 2023-24.

City Manager Chatwin presented the staff report.

Discussion ensued.

Motion by Councilmember Hindi, seconded by Vice Mayor Sullivan, and carried unanimously, 5-0-0, adopting City Resolution No. 2023-24, "A Resolution of the City Council of the City of Foster City Authorizing the Mayor to Execute Contract Change Order No. Thirty-one (CCO #31) to Shimmick Construction Co. Inc., in the Amount of \$3,193,635.92; Approving an Additional \$300,000 to Construction Contingencies; and Authorizing a Budget Appropriation in the Amount of \$15 Million [amended to \$10 Million] for the Levee Protection Planning and Improvements Project (CIP 327-657) from Issuing the Remaining \$5 Million in Measure P GO Bonds and Transfer of \$10 Million [amended to \$5 Million] from City CIP Fund 301" with an amendment to change the budget appropriation from the amount of \$15 million to \$10 million and change the transfer of \$10 million to a transfer of \$5 million from City CIP Fund 301.

## **COMMUNICATIONS**

CITY/DISTRICT WARRANTS OF DEMANDS. NO ACTION TAKEN.

City/District Warrants of Demands were Processed and Issued on February 14, 2023.

## **CITY/DISTRICT MANAGER REPORTS, COUNCIL/BOARD STATEMENTS AND REQUESTS, AND COUNCIL LIAISON REPORTS**

Councilmember/Director Kiesel stated that he attended the Foster City Youth Softball and Little League opening day on March 4.

Councilmember/Director Jimenez stated that she attended the San Mateo-Foster City School Board meeting on February 23 where they appointed new Board Member Maggie Trinh. On March 3, she attended the San Mateo County Leadership Council's Newly Elected Leaders Training and thanked Administrative Services Director Paping for organizing the event. On March 4, she attended the Foster City Youth Softball and Little League opening day and the Foster City Sports Wall of Fame Induction ceremony and thanked the inductees for their service.

Vice Mayor/Vice President Sullivan stated he attended the City/County Association of Governments (C/CAG) Congestion Management and Environmental Quality (CMEQ) meeting on March 27 and congratulated Councilmember Jimenez for also being appointed to the Committee. On March 4, he attended the Foster City Youth Softball and Little League opening day and the Wall of Fame Induction ceremony. He wished everyone a happy Saint Patrick's Day.

Mayor/President Froomin acknowledged that March is Women's History month and recognized all the women working with the City. On February 23, he attended the San Mateo Consolidated Fire awards and accommodations event and provided a welcome address to Jewish Community Relations Council press event at the Peninsula Jewish Community Center. Also on February 23, he attended the South Bayside Waste Management Authority board meeting and they discussed an optimization study. On February 24, he attended the Council of Cities meeting in Hillsborough. On February 25 he presented Mayoral proclamations to new Eagle Scouts at the Eagle Court of Honor event. On March 4, he also attended the Foster City Youth Softball and Little League opening day and the Foster City Sports Wall of Fame Induction ceremony.

## **CLOSED SESSION**

Mayor/President Froomin recessed the meeting into Closed Session for:

1. Conference with Labor Negotiators (Government Code Section 54957.6)  
Agency designated representative: Julie Paping and Stefan Chatwin  
Employee Organizations: POA, AFSCME, and Management Group; and
2. Report Out from Closed Session.

Meeting recessed into Closed Session at 9:25 p.m. and reconvened at 10:26 p.m.

Assistant City Attorney Stock/District Legal Counsel Bazzano reported that no action was taken in Closed Session.

## **ADJOURNMENT**

Hearing no objection from the City Council/EMID Board, Mayor/President Froomin adjourned the meeting. Meeting adjourned at 9:55 p.m.