

CITY COUNCIL

AGENDA

MONDAY, MARCH 9, 2020

CLOSED SESSION - 6:30 PM

REGULAR MEETING – 7:00 PM

COUNCIL CHAMBERS 3575 PACIFIC AVENUE LIVERMORE, CA 94550

CITY COUNCIL

John Marchand, Mayor Bob Woerner, Vice Mayor Robert W. Carling, Council Member Bob Coomber, Council Member Trish Munro, Council Member

Regular City Council meetings are broadcast live on Channel 29 and videotaped for local television and for replay. For a schedule of City Council meeting replay airtimes or to access videos of previous meetings, log onto www.tri-valleytv.org. City Council meetings are also streamed live on the web at www.tri-valleytv.org/live-tv29.html.



HOW TO PARTICIPATE IN YOUR CITY COUNCIL MEETING

You can participate in the meeting in a number of ways:

Speaker Cards - If you wish to address the Council, you must complete a speaker card for each item about which you want to speak. Speaker cards are available in the Council Chambers lobby. Those wishing to address the Council should complete a card, indicate the Item number they wish to comment on, and submit the card directly to the City Clerk. The Mayor will call speakers to the public lectern. No cards will be accepted once the presentation on that item has commenced.

Citizens Forum is an opportunity for the public to speak regarding items not listed on the agenda. Speakers are limited to a maximum of three minutes per person. The Mayor may reduce the amount of time based on the number of persons wishing to speak. You should be aware that the City Council is prohibited by State law from taking action on any items that are not listed on the agenda. However, if your item requires action, the City Council may place it on a future agenda or direct staff to work with you and/or report to the City Council on the issue.

Public Hearings - The topic of the hearing is typically summarized by staff, followed by questions from the City Council and a presentation by the applicant. The Mayor will then open the hearing to the public and offer an opportunity for public comments. You may take a maximum of three minutes to make your comments.

Other Agenda Items are also open for public input including *Consent Calendar or Matters for Consideration* items. These comments are also subject to the three minute limit.

Written Materials may be submitted by the public. If you wish your materials to be sent to the City Council prior to the City Council meeting, they must be submitted to the City Clerk's Office no later than 5:00 pm on Thursday, eleven days prior to the Monday meeting. Those items will be copied and sent to the City Council with the agenda packet. Materials submitted after 5:00 pm on Thursday, eleven days prior to the meeting will be copied and given to the City Council the night of the meeting; provided the materials are received by the City Clerk's Office by 12:00 pm on the day of the meeting. However, it is unlikely that the City Council will be able to read the late submitted materials before the start of the meeting. Therefore, it is suggested that you give a verbal summary of your materials at the meeting.

The **City Council Agenda and Agenda Reports** are prepared by City staff and are available for public review on Friday evening, ten days prior to the City Council meeting in the Civic Center Library, 1188 South Livermore Avenue, Livermore, and at the City Clerk's Office, 1052 South Livermore Avenue, Livermore. The Agenda is also available on the City's website, http://cityoflivermore.net/agenda.

Under Government Code §54957.5, any **supplemental material** distributed to the members of the City Council after the posting of this agenda will be available for public review in the City Clerk's Office, 1052 South Livermore Avenue, Livermore, and included in the agenda packet available on the City's web site at http://cityoflivermore.net/agenda.

If supplemental materials are made available to the members of the City Council at the meeting, a copy will be available for public review at the Council Chambers, 3575 Pacific Avenue, Livermore.

PURSUANT TO TITLE II OF THE AMERICANS WITH DISABILITIES ACT (CODIFIED AT 42 UNITED STATES CODE SECTION 12101 AND 28 CODE OF FEDERAL REGULATIONS PART 35), AND SECTION 504 OF THE REHABILITATION ACT OF 1973, THE CITY OF LIVERMORE DOES NOT DISCRIMINATE ON THE BASIS OF RACE, COLOR, RELIGION, NATIONAL ORIGIN, ANCESTRY, SEX, DISABILITY, AGE OR SEXUAL ORIENTATION IN THE PROVISION OF ANY SERVICES, PROGRAMS, OR ACTIVITIES. TO ARRANGE AN ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PUBLIC MEETING, PLEASE CONTACT THE ADA COORDINATOR AT ADACOORDINATOR@CITYOFLIVERMORE.NET OR CALL (925) 960-4170 (VOICE) OR (925) 960-4104 (TDD) AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE MEETING.



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AGENDA

MONDAY, MARCH 09, 2020

CLOSED SESSION - 6:30 PM

REGULAR MEETING – 7:00 PM

COUNCIL CHAMBERS 3575 PACIFIC AVENUE LIVERMORE, CA 94550

CLOSED SESSION

CALL TO ORDER 6:30 PM

Roll Call

Council Member Robert W. Carling Council Member Bob Coomber Council Member Trish Munro Vice Mayor Bob Woerner Mayor John Marchand

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE CITY COUNCIL REGARDING CLOSED SESSION ITEMS

ADJOURN TO CLOSED SESSION

1. Conference with Legal Counsel - Existing Litigation. To meet with legal counsel pursuant to Government Code section 54956.9(d)(1) to discuss litigation that has been formally initiated. (One case)

Friends of South Livermore v. Livermore, Alameda County Superior Court Case No. RG20054362

2. Conference with Legal Counsel - Anticipated Litigation. To meet with legal counsel pursuant to Government Code section 54956.9(d)(4) to decide whether to initiate litigation based on existing facts and circumstances. (One case.)

Note: This Closed Session may be continued to the end of the Regular Meeting.

REGULAR MEETING

1. CALL TO ORDER 7:00 PM

1.01 Roll Call

Council Member Robert W. Carling Council Member Bob Coomber Council Member Trish Munro Vice Mayor Bob Woerner Mayor John Marchand

- 1.02 Pledge of Allegiance
- 1.03 Report of Action Taken in Closed Session

2. PROCLAMATIONS AND PRESENTATIONS

2.01 Proclaiming March 8 - 14, 2020 Girl Scout Week.

PROCLAMATION

3. CITIZENS FORUM

- In conformance with the Brown Act, no City Council action can occur on items presented during Citizens Forum.
- Please complete a speaker card. When the Mayor calls your name, walk to the lectern to address the City Council.
- Speakers are limited to a maximum of three minutes per person. The Mayor may reduce the amount of time based on the number of persons wishing to speak.
- Citizens Forum will conclude after 30 minutes; however, if there are additional speakers, Citizens Forum will reconvene at 9:30 pm, or following the Public Hearings, whichever occurs first.

4. CONSENT CALENDAR

Consent Calendar items are considered routine and are acted upon by the City Council with a single action. Members of the audience wishing to provide public input must complete a speaker card.

4.01 Approval of draft minutes - January 27, 2020 regular meeting.

Draft Minutes - January 27, 2020 regular meeting

4.02 Resolution authorizing the execution of an agreement with Schaaf & Wheeler Consulting Civil Engineers, in the amount of \$377,540 for professional services for the City of Livermore Storm Drain Master Plan Update Project.

Staff Report PAGE 21

Resolution

4.03 Resolution authorizing execution of an agreement with Bank of the West for banking services in an amount not-to-exceed \$320,000 and authorizing the Administrative Services Director to execute subsequent agreements related to its implementation.

Staff Report PAGE 40

Resolution

4.04 Resolution authorizing acceptance of the remaining public improvements on Tract 8216 (Shea Homes Sage Phase 2) for permanent maintenance and authorizing release of remaining security bonds.

Staff Report PAGE 209

Attachment 1 - Location Map

Resolution

5. PUBLIC HEARINGS

Hearing to consider amending the sign section of Planned Development Commercial (PDC) 03-008 to allow two approximately 5-foot tall monument signs, along First Street (north of McDonald's) and Las Positas Road (immediately west of the Shell Gas Station).

Location: Plaza 580 Shopping Center, northwest corner of Las Positas Road and First Street (APNs 099 002100100, 099002100301, 099002101602, 099 002101401, 099 002101503, 099 002101800, 099 002101700)

Site Area: 33.75± acres

Applicant: Mike McClure, Ad Art Sign Company

Application Number: Planned Development (PD) 18-010

Public improvements: None.

Zoning: Planned Development Commercial (PDC) 03-008

General Plan: Community Serving General Commercial (CSGS)

Historic Status: None

CEQA: Recommend finding the project is Categorically Exempt under the provisions of the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15311(a).

Recommendation: The Planning Commission and staff recommend the City Council adopt a resolution and **introduce an ordinance:**

- 1. Finding the project is categorically exempt under the provisions of CEQA; and
- 2. Instruct staff to file the Notice of Exemption with the Alameda County Clerk; and
- 3. Adopt the Planned Development 18-010, amending the sign standards at the Planned Development Commercial 03-003 zoning district.

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Attachment 1 - Location Map

Attachment 2 - Preliminary Sign Plans

Attachment 3 - Planning Commission Staff Report

Attachment 4 - Planning Commission Resolution 04-20

Attachment 5 - Planning Commission Draft 02-04-2020 Minutes

Attachment 6 - Planned Development Text Amendment (redline)

Resolution

Ordinance

6. MATTERS FOR CONSIDERATION

6.01 Amendment to Livermore Municipal Code Chapter 5.50 Tobacco Retail Licensing to exempt premium tobacco products from the ban prohibiting the sale of flavored tobacco products.

Recommendation: Introduce an ordinance to add subsection 5.50.105 exemption for premium tobacco products to the Livermore Municipal Code.

Staff Report PAGE 261

Ordinance

6.02 Resolution authorizing the City to become an Additional Member of the California Community Housing Agency ("CalCHA"), join the Joint Exercise of Powers Agreement, support the agency's issuance of tax exempt bonds,

and authorize the City Manager or his designee to enter into Purchase Option Agreements.

Recommendation: Staff recommends the City Council adopt a resolution authorizing:

- 1. The City to become an Additional Member of the California Community Housing Agency ("CalCHA") and the City Manager, or his designee, to execute document(s) necessary to join the Joint Exercise of Powers Agreement, as amended, subject to approval as to form by the City Attorney; and
- 2. CalCHA's issuance of tax-exempt bonds; and
- 3. The City Manager or his designee, to enter into Purchase Option Agreement(s) with CalCHA, subject to the final form approval by the City Attorney; and
- 4. Any surplus project revenues received by the City from middle-income rental housing properties acquired by CalCHA to be designated for the Affordable Housing Trust Fund; and
- 5. CalCHA shall be granted only those authorities and permissions necessary to acquire properties and issue tax-exempt bonds for the creation of (middle-income) housing within the City Livermore.

<u>Staff Report</u> PAGE 269

<u>Attachment 1 - CalCHA Counsel letter dated May 30, 2019</u>

<u>Resolution</u>

- 7. COUNCIL COMMITTEE REPORTS AND MATTERS INITIATED BY CITY MANAGER, CITY ATTORNEY, STAFF, AND COUNCIL MEMBERS
- 7.01 Council Committee Reports and Matters Initiated by City Manager, City Attorney, Staff, and Council Members. *A verbal report may be given.*
- **8. ADJOURNMENT** To a special City Council meeting workshop on March 16, 2020 at 7:00 pm, Council Chambers, 3575 Pacific Avenue, Livermore.



CITY COUNCIL STAFF REPORT

ITEM 6.01

DATE: March 9, 2020

TO: Honorable Mayor and City Council

FROM: Jason Alcala, City Attorney

SUBJECT: Amendment to Livermore Municipal Code Chapter 5.50 Tobacco Retail

Licensing to exempt premium tobacco products from the ban prohibiting the

sale of flavored tobacco products.

RECOMMENDED ACTION

Staff recommends the City Council introduce an ordinance to add subsection 5.50.105 *Exception for premium tobacco products* to the Livermore Municipal Code.

SUMMARY

On July 8, 2019, the City Council adopted an ordinance adding Chapter 5.50 *Tobacco Retail Licensing* to the Livermore Municipal Code to regulate the sale of tobacco products in Livermore. That ordinance prohibits the sale of flavored tobacco products. At that same meeting, the City Council directed staff to prepare an exception to exempt premium tobacco products from that prohibition.

The proposed ordinance creates an exception to exempt premium tobacco products from that prohibition and requires the licensed tobacco retailer to obtain a special license tag before selling flavored premium tobacco products. To obtain the tag, an applicant must establish that the flavored tobacco products the applicant intends to sell are premium tobacco products. The ordinance only allows a licensed tobacco retailer to sell the specific flavored premium tobacco products identified for the license tag.

DISCUSSION

On July 8, 2019, the City Council adopted Ordinance No. 2088 regulating tobacco product sales, requiring the licensure of tobacco retailers, and amending the Municipal Code to add a new Chapter 5.50, *Tobacco Retail Licensing*. At that same meeting, the City Council also directed staff to prepare an exception to exempt premium tobacco products from the ban prohibiting the sale of flavored tobacco products.

On August 7, 2019, a referendum petition protesting Ordinance No. 2088 was filed with the City Clerk's Office, but it was subsequently withdrawn by the proponent on October 24, 2019. Therefore, Ordinance No. 2088 is now in effect and enforcement commenced on January 1, 2020.

City staff coordinated with both tobacco retailers and anti-smoking advocates to craft the proposed exception for premium tobacco products. The proposed ordinance creates an exception to exempt premium tobacco products from the flavored tobacco prohibition and requires the licensed tobacco retailer to obtain a special license tag before selling flavored premium tobacco products. To obtain the tag, an applicant must establish that the flavored tobacco products the applicant intends to sell are premium tobacco products. The ordinance only allows a licensed tobacco retailer to sell the specific flavored premium tobacco products identified for the license tag.

The exception is an add-on to a tobacco retailer's license. Therefore, staff looked to other licensing regulations that allow for add-ons that are associated with an initial license. For example, the California Department of Fish and Wildlife issues fishing permits to anglers. It also offers add-ons that allow for additional fishing opportunities such as using a second fishing rod, fishing at certain locations, and taking certain types of fish. Like those regulatory schemes, a licensed tobacco retailer must comply with the requirements in the ordinance to obtain a tag to add-on the exception to sell specified flavored premium tobacco products.

The ordinance also expresses the City Council's intent that the ordinance be interpreted and implemented narrowly to only exempt those tobacco products that are truly premium. The ordinance also states that the City Council is only amenable to an exception for premium tobacco products based upon the information and reports from the Federal Food and Drug Administration ("FDA") that indicate premium tobacco products are not alluring to underage consumers, which helps alleviate the City Council's concern that premium tobacco products might be used by underage consumers. Should the exception encounter enforcement challenges, or should additional information come to light that underage consumers are accessing flavored premium tobacco products, the City Council can revisit the ordinance and either revise or rescind the exception to once again allow the prohibition against the sale of flavored tobacco products to apply to all tobacco products.

Once a license tag is issued for the sale of specified flavored premium tobacco products, it will then run concurrently with the tobacco retailer's license from the City and must be renewed, revoked, suspended, or expired concurrent with that license.

FISCAL AND ADMINISTRATIVE IMPACTS

The ordinance places the burden on the applicant to specifically identify and establish that the flavored tobacco products the applicant intends to sell are premium tobacco products. Therefore, licensing staff anticipates the additional staff time to receive, review, and process applications for flavored premium tobacco products license tags will be nominal.

In addition, in light of the limited number of tobacco retailers selling premium tobacco products in Livermore, licensing and enforcement staff believe the number of licensed tobacco retailers applying for the tag will be minimal.

If staff finds that the time to receive, review, and process applications for a flavored premium tobacco products license tag is not nominal, they will return to the City Council with an analysis for a corresponding application fee.

Since the tag provides an exception, enforcement staff does not anticipate it will increase the costs for the City's enforcement of the tobacco retail licensing ordinance.

ATTACHMENTS

None.

Prepared by:

Jason Alcala City Attorney

Fiscal Review by:

Douglas Alessio

Administrative Services Director

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE, CALIFORNIA

AN ORDINANCE ADDING SUBSECTION 5.50.105 TO CHAPTER 5.50 TOBACCO RETAIL LICENSING IN THE LIVERMORE MUNICIPAL CODE TO EXEMPT PREMIUM FLAVORED TOBACCO PRODUCTS FROM THE BAN PROHIBITING THE SALE OF FLAVORED TOBACCO PRODUCTS

On July 8, 2019, the City Council adopted Ordinance No. 2088 regulating tobacco product sales, requiring the licensure of tobacco retailers, and amending the Municipal Code to add a new Chapter 5.50, *Tobacco Retail Licensing*. At that same meeting, the City Council also directed staff to prepare an exception to exempt premium tobacco products from the ban prohibiting the sale of flavored tobacco products.

On August 7, 2019, a referendum petition protesting Ordinance No. 2088 was filed with the City Clerk's Office, but it was subsequently withdrawn by the proponent on October 24, 2019. Ordinance No. 2088 is now in effect with active enforcement having commenced on January 1, 2020.

City staff coordinated with both tobacco retailers and anti-smoking advocates to craft the exception for premium flavored tobacco products in an effort to ensure the exemption does not inadvertently permit the sale of non-premium tobacco products that are alluring to underage consumers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LIVERMORE DOES ORDAIN AS FOLLOWS:

Section 1. Findings. The City Council finds that:

The Federal Food and Drug Administration ("FDA") has received information from various sources, including from the Cigar Association of America, Inc., in response to its request for comment on the Advanced Notice of Proposed Rulemaking entitled "Regulation of Premium Cigars" Docket No. FDA-2017-N-6107.

Information gathered by the FDA was utilized to help craft the "premium tobacco" definition in this ordinance. In addition, the information and research data gathered in response to that proposed rulemaking shows that: premium cigars do not pose the same health risks as other tobacco products, including non-premium cigars; the patterns of premium cigar use differ substantially from patterns of other tobacco products; and that the use of premium cigars by youth is virtually non-existent.

A limited exception to exempt premium flavored tobacco products from the ban prohibiting the sale of flavored tobacco products furthers the City Council's goal to encourage responsible tobacco retailing.

The City Council further finds that the exception for premium flavored tobacco products does not impede the City Council's goal to discourage the sale or distribution of

tobacco products to minors since the use of premium tobacco products by youth is virtually non-existent.

Section 2. Intent. The intent of this ordinance is to provide a narrow exception to exempt the sale of premium flavored tobacco products from the prohibition against the sale of flavored tobacco products in Livermore. The ordinance is to be interpreted and implemented narrowly to only exempt those tobacco products that are truly premium. The City Council is only amenable to an exception for premium flavored tobacco products based upon the information and reports from the FDA that indicate premium tobacco products are not alluring to underage consumers, which helps alleviate the City Council's concern that premium tobacco products might be used by underage consumers. Should the exception encounter enforcement challenges, or should additional information come to light that underage consumers are accessing premium flavored tobacco products, the City Council hereby expresses its intent to revisit this ordinance at that time to either revise the exception for premium flavored tobacco products, or to rescind it to allow the prohibition against the sale of flavored tobacco products to once again apply to all tobacco products.

<u>Section 3</u>. <u>Addition</u>. Section 5.50.105 is hereby added to Chapter 5.50, Tobacco Retail Licensing of the Livermore Municipal Code as follows:

5.50.105 Exception for premium flavored tobacco products.

- A. Exception. This section creates a limited exception to exempt premium flavored tobacco products from the prohibition against the sale of flavored tobacco products contained in section 5.50.100.A as set forth herein.
- B. Limitation on exception. The exception is limited to the sale of premium flavored tobacco products by a licensed tobacco retailer with a license tag issued pursuant to section 5.50.105.D. The exception only applies to the retailer's sale of the specific premium flavored tobacco products approved by the Department when the license tag is issued to the licensed tobacco retailer.
- C. Definitions. For the purposes of this exception, the term "premium flavored tobacco products" means premium cigars and premium aromatic pipe tobaccos that have all of the following characteristics, respectively:
 - 1. "Premium cigars" means cigars that:
 - a. are composed of only tobacco leaves, water, and a de minimis amount of vegetable-based adhesive;
 - b. are handmade, and are not machine made;
 - c. are wrapped in whole leaf tobacco;
 - d. contain a 100% leaf tobacco binder:
 - e. are capped by hand;
 - f. do not have a filter, tip, or non-tobacco mouthpiece;
 - g. have a characterizing flavor that is added through a natural process such as mixing different types of tobacco leaves,

- soaking, or aromatic smoking, and are not flavored through a chemical process or other means; and,
- h. weigh at least 2.7 grams per cigar.
- 2. "Premium aromatic pipe tobaccos" means aromatic pipe tobaccos that:
 - a. are composed of only cut tobacco leaves, water, and a de minimis amount of natural ingredients added during a casing process such as sugar, honey, licorice, fruit extracts, vanilla, rum, whisky, or cherry, except that menthol and mint flavored premium aromatic pipe tobacco is not eligible for this exception to the prohibition against the sale of flavored tobacco products contained in section 5.50.100.A; and,
 - b. have a characterizing flavor that is added during a casing process and that is derived from the application of natural ingredients through a natural process such as mixing, dipping, soaking, or aromatic smoking, and are not flavored through a chemical process or other means.
- D. License Tag. Applications for a premium flavored tobacco products license tag shall be submitted to the Department, signed by a licensed tobacco retailer, and shall identify the location where the products will be sold and the specific premium flavored tobacco products the licensee intends to sell. The applicant has the burden of proof to establish that the flavored tobacco products to be sold are premium flavored tobacco products to obtain the license tag. The Department may require the applicant to produce for inspection samples of the specific flavored tobacco products that the licensee intends to sell as premium flavored tobacco products. The Department shall issue the applicant a premium flavored tobacco products license tag unless one or more of the following basis for denial exists:
 - 1. The applicant does not have a valid tobacco retail license issued by the City;
 - 2. The applicant does not establish to the Department's satisfaction that the flavored tobacco products the applicant intends to sell are premium flavored tobacco products;
 - 3. The application seeks a license to sell premium flavored tobacco products at more than one location;
 - 4. The application seeks a premium flavored tobacco products license tag for a location where a license was revoked less than five (5) years prior to the application; or,
 - 5. The application seeks a premium flavored tobacco products license tag for a flavored tobacco product that the Department determines is not a premium tobacco product.

ORDINANCE	
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- E. List of exempt premium flavored tobacco products. For each premium flavored tobacco products license tag issued, the Department shall maintain a corresponding list of the specific premium flavored tobacco products the licensed tobacco retailer may sell that are exempt from the prohibition in section 5.50.100.A. A licensed tobacco retailer with a premium flavored tobacco products license tag may submit an application to the Department to augment the list of premium flavored tobacco products intended for sale, which application shall be reviewed and then approved or denied by the Department using the criteria set forth in section 5.50.105.D.
- F. Continued prohibition. Pursuant to section 5.50.100.A, a licensed tobacco retailer is prohibited from selling any flavored tobacco product that is not specifically listed for the retailer's premium flavored tobacco products license tag, and may not sell a premium flavored tobacco product before the Department issues the retailer a license tag for the specific product pursuant to section 5.50.105.D.
- G. Expiration. Once issued, a premium flavored tobacco products license tag shall thereafter run concurrent with the tobacco retailer's license from the City and must be renewed, revoked, suspended, or expired concurrent with that license.
- <u>Section 4.</u> <u>Environmental.</u> The adoption of this ordinance is not a project according to the definition in the California Environmental Quality Act and, therefore, is not subject to the provisions requiring environmental review.
- <u>Section 5.</u> <u>Severability</u>. If any part of this ordinance is declared invalid by a court, such invalidity shall not affect any of the remaining parts. In addition, any determination that this ordinance, or any part of this ordinance, is invalid shall not work to invalidate any portion of Ordinance No. 2088 as it was adopted and amended from time-to-time.
- **Section 6.** Publication. This ordinance shall be published once in a newspaper of general circulation of the City of Livermore within fifteen days after its adoption.
- **Section 7.** Effective date. This ordinance shall take effect 30 days after its adoption.

The foregoing ordinance was introduced at the meeting of the City Council of the City of Livermore held on March 9, 2020, by the following vote:

AYES: COUNCIL MEMBERS: NOES: COUNCIL MEMBERS: ABSENT: COUNCIL MEMBERS: ABSTAIN: COUNCIL MEMBERS:

The o	rdinance was adopted at the _, 2020, by the following vote:	regular meeting of the City Council held on
AYES: NOES: ABSENT: ABSTAIN:	COUNCIL MEMBERS: COUNCIL MEMBERS: COUNCIL MEMBERS: COUNCIL MEMBERS:	
		Mayor, City of Livermore
ATTEST:		APPROVED AS TO FORM:
Marie Webbe City Clerk	er 	Jason Alcala City Attorney