LIVERMORE
CALIFORNIA

CITY COUNCIL

AGENDA
MONDAY, JANUARY 13, 2025

REGULAR MEETING – 7:00 PM

CLOSED SESSION 6:45 PM

MEETING PARTICIPATION INFORMATION CAN BE FOUND AT THE END OF THE AGENDA

CIVIC CENTER MEETING HALL
CITY COUNCIL CHAMBERS
1016 S. LIVERMORE AVENUE

CITY OF LIVERMORE YOUTUBE CHANNEL:
https://www.youtube.com/c/CityofLivermoreCalifornia

TV29:
Comcast TV Channel 29
tv29live.org

John P Marchand, Mayor
Evan Branning, Vice Mayor
Ben Barrientos, Council Member
Steven Dunbar, Council Member
Kristie Wang, Council Member

1. CLOSED SESSION - 6:45 PM

- Roll Call
- Opportunity for the the Public to Address City Council Regarding Closed Session Items
- Adjourn to Closed Session

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

1.1 Conference with Labor Negotiators. To meet with Tina Olson, Administrative Services Director, Kristen Hilton, Human Resources Manager, and Charles Sakai, a partner with the law firm Sloan, Sakai, Yeung and Wong LLP, the City's negotiators pursuant to Government Code section 54957.6, regarding negotiations with the Livermore Police Officers Association.

2. CALL TO ORDER

ROLL CALL

Council Member Ben Barrientos
Council Member Steven Dunbar
Council Member Kristie Wang
Vice Mayor Evan Branning
Mayor John Marchand

PLEDGE OF ALLEGIANCE

REPORT OF ACTION TAKEN IN CLOSED SESSION

3. PROCLAMATIONS AND PRESENTATIONS - NONE.

4. OPEN FORUM

- In conformance with the Brown Act, no City Council action can occur on items presented during Open Forum.
- To provide public comment in person, please submit a speaker card. When your name is called, walk to the lectern to address City Council.
- Comments are limited to a maximum of 3 minutes per person, per item. The Mayor may reduce the amount of time based on the number of persons wishing to speak.
- Comments are limited to one comment per person per item regardless of format or time submitted (this includes email and e-comment submissions prior to the meeting as well as live comments during the meeting).
- Open Forum will conclude after 30 minutes; however, if there are additional speakers, Open Forum will reconvene before the meeting adjourns.

5. 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 submit a speaker card found at the entrance of the Council Chambers. A speaker is limited to a single comment with a maximum of three minutes for the entire Consent Calendar. If Consent Calendar items are pulled for discussion by the City Council, a speaker will be allowed one comment per item on the items pulled for discussion and a separate comment for the remaining Consent Calendar. The one comment limit applies regardless of format or time submitted (this includes

email and e-comment submissions prior to the meeting as well as live comments during the meeting).

5.1 Resolution authorizing execution of a first amendment to the agreement with Pangea Environmental Services, Inc. for additional environmental support services for remediation activities associated with Livermore Village Remediation Project 2021-18, increasing the not-to-exceed contract amount from $1,165,000 to $1,716,500 and extending the term to December 31, 2028.

Recommendation:
Staff recommends the City Council adopt a resolution:

1. Authorizing the City Manager to execute a first amendment to the agreement with Pangea Environmental Services, Inc. for additional environmental support services for remediation activities associated with Livermore Village Remediation Project 2021-18, increasing the not-to-exceed contract amount from $1,165,000 to $1,716,500 and extending the term to December 31, 2028; and
2. Authorizing the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution, including approving minor changes to the proposed amendment.

Staff Report
Attachments:
1. Project Location
2. Resolution
3. Exhibit A - First Amendment

5.2 Resolution authorizing execution of the First Amendment to the Lease Agreement with the Livermore Flying Electrons Radio Control Club, Inc. (LFE) for the Raymond Road Model Aircraft Facility.

Recommendation:
Staff recommends the City Council adopt a resolution authorizing the City Manager to execute the First Amendment to the Lease Agreement with the Livermore Flying Electrons Radio Control Club, Inc. (LFE) for the Raymond Road Model Aircraft Facility.

Staff Report
Attachments:
1. Location Map
2. Resolution
3. Exhibit A - First Amendment

5.3 Resolution authorizing a second amendment to the agreement with PPWPM, Inc. to perform power washing services in the downtown corridor and other City-owned or maintained areas, increasing the not-to-exceed agreement amount from $300,000 to $575,000 and extending the term of the agreement through October 31, 2026.

Recommendation:
Staff recommends the City Council adopt a resolution authorizing the City Manager to execute

a second amendment to the agreement with PPWPM, Inc., to perform power washing services in the downtown corridor and other City-owned or maintained areas, increasing the not-to-exceed agreement amount from $300,000 to $575,000 and extending the term of the agreement through October 31, 2026.

Staff Report
Attachments:
1. Resolution
2. Exhibit A - Second Amendment

5.4 Resolution accepting the Livermore Valley Arts Annual Report for Fiscal Year 2023-2024.

Recommendation:
Staff recommends the City Council adopt a resolution accepting the Livermore Valley Arts Annual Report for Fiscal Year 2023-2024.

Staff Report
Attachments:
1. Resolution
2. Exhibit A - Livermore Valley Arts Annual Report FY 2023-2024

5.5 Resolution authorizing a supplemental appropriation in the amount of $450,000 in FY 2024-25 and awarding a construction contract with Westside Landscape & Concrete, Inc. in an amount not-to-exceed $335,204 for the construction of the Holmes Street Decorative Fence Replacement West Side from Catalina Drive to El Caminito Project PB200654.

Recommendation:
Staff recommends City Council adopt a resolution:
1. Authorizing a supplemental appropriation from General Fund Existing Asset Maintenance and Repair Reserves (Fund100) in the amount of $450,000 in FY 2024-25 to fund project PB200654;
2. Awarding a construction contract to Westside Landscape & Concrete, Inc., in an amount not-to-exceed $335,204, and authorizing the City Manager to sign the contract (Exhibit A);
3. Rejecting all other bids or proposals; and
4. Authorizing the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution including approving minor changes to the proposed agreement for the Decorative Wall Replacement - Citywide, Holmes Street Decorative Fence Replacement West Side from Catalina Drive to El Caminito Project 2006-54.

Staff Report
Attachments:
1. Vicinity Map
2. Resolution
3. Exhibit A - Agreement

6. PUBLIC HEARINGS

Comments are limited to one comment per person per item regardless of format or time submitted (this includes email and e-comment submissions prior to the meeting as well as live comments during the meeting).

6.1 Hearing to consider a request to change the street name on a portion of East Vallecitos Road. The new name will be East Vineyard Avenue. New street numbers and the new street name will be issued to four parcels for the purpose of improving emergency response time and delivery service to those residents along the portion of the subject street.

Recommendation:
The Planning Commission and staff recommend the City Council adopt a resolution approving the renaming of a portion of East Vallecitos Road to East Vineyard Avenue and instructing the Planning Manager to file a Notice of Exemption with the Alameda County Recorder's Office.

Staff Report
Attachments:
1. Location Map
2. Detailed Map of Proposed Changes
3. Street Naming Policy
4. Letters of Support
5. Planning Commission Staff Report
6. Resolution - CEQA
7. Exhibit A - Planning Commission CEQA Resolution
8. Resolution - Project
9. Exhibit A - Planning Commission Project Resolution

7. MATTERS FOR CONSIDERATION - NONE.

Comments are limited to one comment per person per item regardless of format or time submitted (this includes email and e-comment submissions prior to the meeting as well as live comments during the meeting).

8. COUNCIL COMMITTEE REPORTS AND MATTERS INITIATED BY CITY MANAGER, CITY ATTORNEY, AND COUNCIL MEMBERS

9. ADJOURNMENT

To a Regular City Council meeting on Monday, January 27, 2025 at 7:00 pm, Civic Center Meeting Hall, City Council Chambers, 1016 S. Livermore Avenue.

10. SUPPLEMENTAL MATERIALS

10.1 Supplemental materials received prior to the meeting.

Staff Report
Attachments:
1. Supplemental Materials

11. HOW TO PARTICIPATE IN YOUR CITY COUNCIL MEETING

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

Open Forum is an opportunity for the public to speak regarding items not listed on the agenda. Speakers are limited to a maximum of 3 minutes per person. To address the City Council in person, you must submit a speaker card to the City Clerk prior to the start of that item. Please note 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 a presentation by the applicant, and questions from the City Council. The Mayor will then open the hearing to the public and offer an opportunity for public comments. Speakers are limited to a maximum of 3 minutes per person. To address the City Council in person, you must submit a speaker card to the City Clerk prior to the start of the presentation of the item.

Other Agenda Items are also open for public input including Consent Calendar or Matters for Consideration items. These comments are also subject to the 3-minute limit.

Special Meetings, Workshops - The public will have the opportunity to address the City Council regarding the item that is the subject of the special meeting or workshop. Public comments are limited to a maximum of 3 minutes per person.

Platforms to Participate in Meetings:

Submission of Comments Prior to the Meeting:

Email Comments may be submitted by the public to the City Clerk's Office (cityclerk@LivermoreCA.gov). Items received no later than 12:00 pm on the day of the meeting will be provided to the City Council and available on the City website prior to the meeting. These items will NOT be read into the record.

eComments may be submitted by the public using the eComment link here. Comments may be up to 1000 characters in length and will be accepted up until 4:00 pm the day of the meeting. These items will NOT be read into the record and are viewable by the City Council and the public upon submittal.

Submission of Comments During the Meeting:

Speakers are limited to a maximum of 3 minutes per person. To submit a comment you must complete a speaker card for each item. Speaker cards are available in the Civic Center Meeting Hall lobby. Indicate on the card the item number you wish to comment on and submit the card directly to the City Clerk prior to the start of the item. Please note 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.

The City will be using YouTube and TV29 as two tools to provide the public access to view City Council meetings. No public comment will be accepted via YouTube.

TV29: tv29live.org Comcast Cable 29

YouTube: http://youtube.com/c/CityofLivermoreCalifornia

If you would like to deliver written materials to the City Council as part of your public comment, please provide 10 copies to the City Clerk with your speaker card.

The **City Council Agenda and Agenda Reports** are prepared by City staff and are available for public review on Tuesday evening, six 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://LivermoreCA.gov/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://LivermoreCA.gov/agenda.

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@LIVERMORECA.GOV OR CALL (925) 960-4170 (VOICE) OR (925) 960- 4104 (TDD) AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE MEETING.

LIVERMORE
CALIFORNIA

CITY COUNCIL STAFF REPORT **ITEM NO. 5.1**

DATE: January 13, 2025

TO: Honorable Mayor and City Council

FROM: Brent Smith, Community Development Director

SUBJECT: Resolution authorizing execution of a first amendment to the agreement with Pangea Environmental Services, Inc. for additional environmental support services for remediation activities associated with Livermore Village Remediation Project 2021-18, increasing the not-to-exceed contract amount from $1,165,000 to $1,716,500 and extending the term to December 31, 2028.

RECOMMENDED ACTION

Staff recommends the City Council adopt a resolution:

1. Authorizing the City Manager to execute a first amendment to the agreement with Pangea Environmental Services, Inc. for additional environmental support services for remediation activities associated with Livermore Village Remediation Project 2021-18, increasing the not-to-exceed contract amount from $1,165,000 to $1,716,500 and extending the term to December 31, 2028; and
2. Authorizing the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution, including approving minor changes to the proposed amendment.

SUMMARY

Pangea Environmental Services, Inc. is providing environmental support services for remediation activities in the downtown associated with Livermore Village Remediation Project 2021-18. As shown in Attachment 1, work is concentrated in the downtown area bounded by First Street, L Street, Railroad Avenue, and Livermore Avenue. Work activities include environmental testing of soil, groundwater, and soil vapor; developing remediation workplans; obtaining approval from regulating agencies; documenting the removal of impacted soil and tanks; designing and installing a soil vapor extraction system; compliance monitoring; and site closures. This first amendment covers additional environmental support services that include additional soil excavation monitoring activities during construction of the L Street Garage such as removal of underground tanks; design of additional soil vapor extraction equipment based on new Bay Area Air Quality Management District requirements; providing assistance with the California Department of Toxic Substances Control Equitable Community Revitalization Grant; providing

design drawings, oversite, and reporting for soil excavations on the former Train Depot site (future Eden Housing site); preparing a no further action request for the future Science Center site; and providing a shallow soil investigation for the Springtown Open Space park site. This first amendment in the amount of $551,500 increases the total amount of the professional services agreement from $1,165,000 to $1,716,500. The City has obtained a grant from the Department of Toxic Substances Control that will fund the majority of work activities in the First Amendment.

DISCUSSION

On April 25, 2023 the City entered into an agreement with Pangea Environmental Services, Inc. for environmental support services for remediation activities in the downtown as part of Livermore Village Remediation Project 2021-18. The goal of the project is to clean up the site and obtain site closure from the Regional Water Quality Control Board for historical site activities that contaminated surface soils with heavy metals and hydrocarbons and contaminated deeper soil, soil vapor, and groundwater with organic chemicals. Three environmental clean-up cases have been opened up with the Regional Water Quality Control Board at the site for the following previous businesses: J Cleaners, Quality Cleaners, and the Railroad Depot/Lumber Yard. Cleaning up the site will reduce contaminants below levels of concern for future planned uses such as the L Street Garage, Eden Housing, Blacksmith Square Expansion, the SPARC Theater, and the Science Center.

To date, Pangea Environmental Services has provided extensive site environmental testing, developed mitigation plans, obtained approval from the Regional Water Quality, monitored and documented removal of contaminated soil beneath Stockmen's Park and the L Street Parking Garage, designed a soil vapor extraction remediation system, monitored the installation of vapor extraction wells and piping, and obtained low threat closure of the Blacksmith Square Expansion and SPARC Theater. Additionally, Pangea helped the city obtain a $7 Million grant from the Department of Toxic Substances Control that funds the majority of these remediation activities.

Additional environmental support services are required to complete site closures in the downtown. These additional services, as well as some additional services for the Springtown Open Space improvements, are covered in the first amendment and include the following:

- Unanticipated soil excavation monitoring activities such as the removal of three underground tanks, an agricultural well, and oily soil during construction of the L Street Garage. Additional work includes monitoring and reporting to the Fire Department and Water Board.
- Design modifications for the soil vapor extraction equipment based on new Bay Area Air Quality Management District requirements.
- Assistance with the Department of Toxic Substances Control grant requirements.
- Preparation of a bid package for surface soil removal at the Eden Site. Surface soil contains heavy metals and hydrocarbons and will be removed and backfilled with clean soil prior to the construction of Eden Housing. Pangea will provide oversite and compliance reporting for these activities that are planned in summer/fall 2025.
- Preparation of site closure documents for the Science Center.
- Environmental testing at the Springtown Open Space park site as part of the environmental analysis for the site.

These additional services increase the amount of the agreement by $551,500 to a total not-to-exceed amount of $1,716,500. The first amendment also extends the term of the agreement by two years from

December 31, 2026 to December 31, 2028. This extended term coincides with the delayed schedule for Eden Housing and allows time for Pangea to provide compliance monitoring after Eden Housing is occupied.

FISCAL AND ADMINISTRATIVE IMPACTS

The budget for Livermore Village Remediation Project No. 2019-31 in the 2023-2028 5-Year Capital Improvement Plan covers the cost of work activities in the first amendment planned for FY 2024-25. Funding is from 2022 COP Construction Fund 320 and Low-Income Housing Fund 611. Fund 320 covers work associated with the garage site and Fund 611 covers work associated with the Eden Housing site. Funding outside of the current budget years will be requested in the upcoming 2025-2030 Capital Improvement Plan. The City's grant with the Department of Toxic Substances Control will reimburse costs associated with most of the work activities in the first amendment.

COMMUNITY PILLAR

4: Inclusive & Inviting Spaces & Places

GOAL

3: Continue to implement the Downtown Specific Plan

ATTACHMENTS

1. Project Location
2. Resolution
3. Exhibit A - First Amendment

Prepared by: Joel Waxdeck
City Engineer

Approved by:

Marianna Marysheva
City Manager

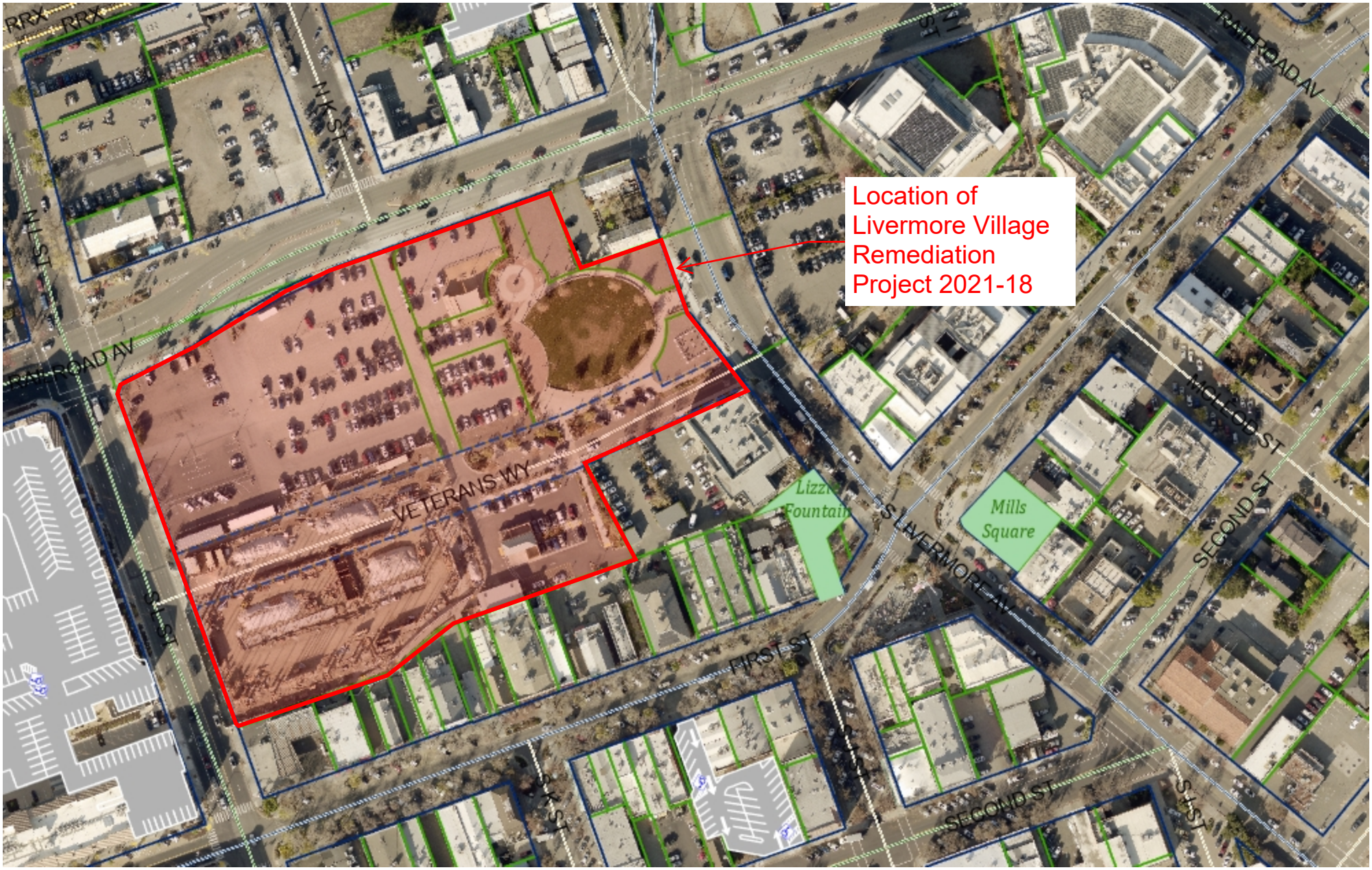
Fiscal Review by:

Tina Olson
Administrative Services Director

LIVERMORE CALIFORNIA

PROJECT LOCATION

ATTACHMENT 1



333.3 0 166.67 333.3 Feet

NAD_1983_2011_StatePlane_California_III_FIPS_0403_Ft_US
Livermore IT, GIS Services

1: 2,000

This map is based on City of Livermore GIS Information and reflects the most current information at the time of this printing. The map is intended for reference purposes only and the City and its staff is not responsible for errors or omissions.

Notes

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION AUTHORIZING EXECUTION OF A FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PANGEA ENVIRONMENTAL SERVICES, INC. FOR ADDITIONAL ENVIRONMENTAL SUPPORT SERVICES FOR REMEDIATION ACTIVITIES ASSOCIATED WITH LIVERMORE VILLAGE REMEDIATION PROJECT 2021-18, INCREASING THE NOT-TO-EXCEED CONTRACT AMOUNT FROM $1,165,000 TO $1,716,500 AND EXTENDING THE TERM TO DECEMBER 31, 2028

On April 25, 2023 the City (City) entered into an agreement with Pangea Environmental Services, Inc. for environmental support services for remediation activities in the downtown as part of Livermore Village Remediation Project 2021-18. The goal of the project is to clean up the site and obtain site closure from the Regional Water Quality Control Board for historical site activities that contaminated surface soils with heavy metals and hydrocarbons and contaminated deeper soil, soil vapor, and groundwater with organic chemicals. Three environmental clean-up cases have been opened up with the Regional Water Quality Control Board at the site for the following previous businesses: J Cleaners, Quality Cleaners, and the Railroad Depot/Lumber Yard. Cleaning up the site will reduce contaminants below levels of concern for future planned uses such as the L Street Garage, Eden Housing, Blacksmith Square Expansion, the SPARC Theater, and the Science Center.

To date, Pangea Environmental Services has provided extensive site environmental testing, developed mitigation plans, obtained approval from the Regional Water Quality Control Board, monitored and documented removal of contaminated soil beneath Stockmen's Park and the L Street Parking Garage, designed a soil vapor extraction remediation system, monitored the installation of vapor extraction wells and piping, and obtained low threat closure of the Blacksmith Square Expansion Parcel and SPARC Theater Parcel. Additionally, Pangea helped the City obtain a $7 Million grant from the Department of Toxic Substances Control that funds the majority of these remediation activities.

This first amendment covers additional environmental support services that include additional soil excavation monitoring activities during construction of the L Street Garage such as removal of underground tanks; design of additional soil vapor extraction equipment based on new Bay Area Air Quality Management District requirements; providing assistance with the California Department of Toxic Substances Control Equitable Community Revitalization Grant; providing design drawings, oversite, and reporting for soil excavations on the former Old Train Depot site (future Eden Housing site); preparing a no further action request for the future Science Center site; and providing a shallow soil investigation for the Springtown Open Space park site. This first amendment in the amount of $551,500 increases the total amount of the professional services agreement from $1,165,000 to $1,716,500.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Livermore that it hereby:

1. Authorizes the City Manager to execute a first amendment to the agreement with Pangea Enviornmental Services, Inc., a copy of which is attached as Exhibit A, and is incorporated by this reference, for additional environmental support services for remediation activities associated with Livermore Village Remediation Project 2021-18, increasing the not-to-exceed contract amount from $1,165,000 to $1,716,500 and extending the term to December 31, 2028.

2. Authorizes the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution, including approving minor changes to the proposed amendment.

On motion of Council Member _____, seconded by Council Member _____, the foregoing resolution was passed and adopted on January 13, 2025, by the following vote:

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

ATTEST:

_____
Deborah L. Elam
City Clerk

APPROVED AS TO FORM:

/s/ Tara Mazzanti
Tara Mazzanti
Assistant City Attorney

Exhibit A – First Amendment to Agreement with Pangea Environmental Services, Inc.

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FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT

THIS FIRST AMENDMENT is made and entered into this ____ day of _____, 20 , by and between the City of Livermore ("City"), a municipal corporation, and Pangea Environmental Services, Inc. ("Consultant"), a California corporation.

RECITALS

On April 25, 2023, City and Consultant entered into an agreement for Consultant to provide professional environmental support services for remediation activities and compliance in the Downtown Core as part of Livermore Village Remediation Project 2021-18 services to City ("Original Agreement"). Section 21 of the Original Agreement requires that any modifications to it must be in writing and signed by the parties.

City and Consultant desire to amend the Original Agreement to increase the Consultant's compensation from $1,165,000 to $1,716,500 to add additional soil excavation monitoring activities during construction of the L Street Garage such as removal of underground tanks; design additional soil vapor extraction equipment based on new Bay Area Air Quality Management District requirements; provide assistance with the California Department of Toxic Substances Control Equitable Community Revitalization Grant compliance; provide design drawings, oversite, and reporting for soil excavations on the former Old Train Depot site (future Eden Housing site); prepare a no further action request for the future Science Center site; provide a shallow soil investigation for the Springtown Open Space park site, and other additional environmental support services and extend the term of the Agreement from December 31, 2026 to December 31, 2028. This is the First amendment to the Original Agreement.

AGREEMENT

NOW, THEREFORE, City and Consultant hereby agree that the aforementioned recitals are true and correct and further agree as follows:

1. The Original Agreement is amended as follows:

   A. Section 3 of the Original Agreement is amended to read as follows:

   Description of Services.

   Consultant shall provide environmental support services for remediation activities and compliance in the Downtown Core as part of Livermore Village Remediation Project 2021-18 as more particularly set forth in Exhibit A to the Original Agreement and additional environmental support services as more particular set forth in Exhibit A-1 to the First Amendment (collectively "the Services").

B. Section 5a of the Original Agreement is amended to read as follows:

Compensation and Payment. The total compensation payable by City to Consultant for the services SHALL NOT EXCEED the sum of $1,716,500 ("not-to-exceed amount").

1. The compensation payable by the City to Consultant for the services required by Exhibit A to the Original Agreement SHALL NOT EXCEED $1,165,000 ("not-to-exceed amount").
2. The compensation payable by the City to Consultant for the services required by Exhibit A-1 to the Original Agreement SHALL NOT EXCEED $551,500 ("not-to-exceed amount").

Except as provided in the body of this Agreement, the hourly rates, task amounts, or travel expenses are intended to be Consultant's only compensation for the services and is inclusive of all costs of labor, licensing, permitting, overhead and administrative costs, and any-and-all other costs, expenses, and charges incurred by Consultant, its agents, and employees to provide the Services.

C. Section 6 of the Original Agreement is amended to read as follows:

Term.

The term of this Agreement commences on April 24, 2023, and terminates upon the completion of the Services or December 31, 2028, whichever occurs first.

2. These amendments are prospective and only apply to the Services rendered by Consultant after the execution of this Amendment. Unless otherwise stated herein, this Amendment does not relieve the parties of the terms and conditions of the Original Agreement as written and in effect at the time the Services were rendered.

3. Except as amended above, the Original Agreement remains in full force and effect.

EXHIBIT A

In concurrence and witness whereof, and in recognition of the mutual consideration provided therefore, the parties have executed this Agreement effective on the date first written above.

CONSULTANT: **Dated:**

Signed by:
85C35735F9B24D4...

12/2/2024 | 11:35 AM PST

By: Bob Clark-Riddell
Title: Principal/President

CITY OF LIVERMORE: **Dated:**

Marianna Marysheva
City Manager

APPROVED AS TO FORM:

DocuSigned by:
B099F65715704E2...

Deputy/Assistant/City Attorney

APPROVED AS TO INSURANCE:

DocuSigned by:
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Risk Manager/Analyst

Attachments:
Exhibit A-1 Scope of Work Amendment #1

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Exhibit A-1
Scope of Work
Amendment #1
Livermore Professional Services Agreement #23-0076

The City of Livermore (City) has requested this amendment to the Livermore Professional Services Agreement #23-0076 for construction oversight services, remediation, and environmental consulting support of the Livermore Downtown Core projects. Budget Adjustment Request #1 (Adjustment #1) was previously approved for the reallocation of budget to address previously unknown environmental conditions discovered during Site grading. Amendment #1 details a Task realignment to help the City facilitate reimbursement from the recently awarded California Department of Toxic Substances Control (DTSC) Equitable Community Revitalization Grant (ECRG). Additionally, Amendment #1 restores the original Task 130 budget reallocated under Adjustment #1 and provides additional budget for the expanded project work scope described below.

The following Amendment #1 items are described below:

- Budget reallocation by Adjustment #1 for initial work scope expansion during Site grading.
- Project task realignment to match the DTSC ECRG tasks for ease of grant reimbursement requests.
- Amendment #1 Scope of Work:
    - Restore Task 130 budget
    - Additional construction oversight during Site grading.
    - Remove underground storage tanks (USTs) discovered in June 2024 during Site trenching.
    - Engineering design and construction services for projects at the former Old Train Depot (OTD) site.
    - Complete a soil investigation at the former Springtown Golf Course of Livermore.
- A revised budget summary.

The budget/work scope adjustments described herein for pending and completed work were authorized by City personnel.

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BUDGET ADJUSTMENT REQUEST #1: BUDGET REALLOCATION DUE TO EXPANDED WORK SCOPE

On July 14, 2023, the City approved Adjustment #1 that documented work completed to manage the assessment and removal of previously unknown objects discovered during the construction of the "L Street Parking Garage" at the former Quality Cleaners Site. Adjustment #1 for "Exhibit A" of the subject Professional Services Agreement #23-0076 reallocated a specific budget amount ($136,500) from future planned activities to Task 105: Remedial Excavation Observation, Sampling, and Reporting. The following is a summary of budget and scope changes provided by Adjustment #1.

Task 105 – Quality Cleaners: Remedial Excavation Observation, Sampling, and Reporting

Budget Reallocation: Per City request, Adjustment #1 adjusted the original project budget ($50,000) upward to $186,500 by reallocating a $136,500 budget amount from future Task 130 referenced below.

Exhibit A Work Scope: The original Task 105 scope was to perform remedial excavation inspections, conduct post-excavation sampling, and prepare a Remedial Excavation Completion Report to document completion of excavation outlined in the approved Remedial Work Plan.

Expanded Work Scope: The project work scope was expanded due to previously unknown environmental structures and conditions (e.g., USTs and an agricultural well) discovered during Site grading for the construction project. The expanded work included coordination of contractors, field construction oversight, waste management, and reporting associated with permitted removal of the UST and permitted destruction of the agricultural well. The scope and budget were expanded in Adjustment #1.

Deliverables: The original and expanded work activity was documented in the following deliverables:

- Remedial excavation was reported in a Draft Remedial Excavation Completion Report. The final report was submitted to the San Francisco Regional Water Quality Control Board (Water Board) on March 8, 2024.
- Removal of the first discovered UST was reported in a UST Removal Report submitted to the Livermore-Pleasanton Fire Department (LPFD) and Water Board and also uploaded to Geotracker on October 4, 2023.
- Permitted destruction of the agricultural well was reported in a Well Completion Report submitted to the Zone 7 Water Agency and California Department of Water Resources on October 23, 2023.
- Removal of two other USTs was reported in a UST Removal Report submitted to the LPFD and Water Board and also uploaded to Geotracker on November 1, 2023.

Task 130 – Quality Cleaners: Soil Gas Monitoring and Reporting

Budget Reallocation: Per City request, Adjustment #1 reallocated $136,500 of the $205,000 Task 130 budget to Task 105 - Quality Cleaners: Remedial Excavation Observation, Sampling, and Reporting.

Docusign Envelope ID: 4E2ACC8F-F014-4546-9D4F-3030B0FA0E37

PROJECT TASK REALIGNMENT TO MATCH DTSC ECRG TASKS

The City was recently awarded an ECRG by the DTSC, effective August 4, 2023. Amendment #1 realigns the project task numbers listed in Livermore Professional Services Agreement #23-0076 to match the relevant DTSC ECRG tasks for ease of grant reimbursement requests. The updated Amendment #1 task schedule is summarized below in **Table A**.

Table A – Task Schedule Realignment to match DTSC ECRG Tasks

Original Contract Task Schedule	Updated Contract Task Schedule
Task 100* – QC: Remediation Permitting	Task 100* – QC Parking: Remediation Permitting
Task 105* – QC: Excavation Observation, Sampling and Reporting	Task 105* – QC Parking: Soil Excavation, Offsite Disposal & Backfill
Task 110* – QC: SVE Construction Observation	Task 110* – QC Parking: Excavation Observation, Sampling & Reporting
Task 115* – QC: SVE System Installation, Testing & Reporting	Task 115* – QC Parking: SVE System Installation, Testing & Reporting
Task 120* – QC: SVE System O&M and Reporting (1 Year)	Task 120* – QC Parking: SVE System O&M and Reporting (1 Year)
Task 125* – QC: Groundwater Monitoring and Reporting	Task 125* – QC Parking: Groundwater Monitoring and Reporting
Task 130* – QC: Soil Gas Monitoring and Reporting	Task 130* – QC Parking: SVE Pilot Test & Soil Gas Sampling
Task 135* – QC: Closure Request	Task 135* – QC Parking: Implementation Oversight & Reporting
Task 200* – OTD: Construction Observation and Reporting	Task 200* – OTD Multifamily: Soil Excavation & Offsite Disposal
Task 205* – OTD: Indoor Air Sampling	Task 205* – OTD Multifamily: Garage Separation System Design and Implementation
Task 210* – OTD: Closure Request	Task 210* – OTD Multifamily: Consultant Implementation and Oversight
Task 215 – Old Train Depot and Quality Cleaners: Well Destruction	Task 215 – OTD and QC: Well Destruction
Task 300 – JC: HHRAs and NFA/Closure Requests (Black Box/Theatre)	Task 300 – J Cleaners: HHRAs and NFA/Closure
Task 305 – JC: Soil Gas Sampling (Science & Society Center)	Task 305 – JC: Soil Gas Sampling (QUEST Science Center)
Task 310 – JC: Site Management Plan	Task 310 – JC: Site Management Plan
Task 315 – JC: Well Destruction	Task 315 – JC: Well Destruction
Task 400 – Downtown CORE Environmental Support (As Needed)	Downtown CORE Environmental Support (As Needed)

* ECRG Funded Tasks

Docusign Envelope ID: 4E2ACC8F-F014-4546-9D4F-3030B0FA0E37

AMENDMENT #1 SCOPE:

Professional Services Agreement #23-0076 "Exhibit A" described the original scope of work. Amendment #1 (Exhibit A-1) restores budget to complete the scope of work within Task 130 of Professional Services Agreement #23-0076 Exhibit A, and the following additional work scope under Professional Services Agreement #23-0076 requested by the City, following the adjustment of Tasks to align with the ECRG Tasks:

- Assessment, disposal coordination, and reporting associated with additional underground features/conditions (e.g., brick and oily soil, asbestos-containing pipe, and USTs) discovered during former Quality Cleaners Site grading (Task 105).
- Additional weekly construction meetings SVE design and construction services, and permit required equipment changes (Task 115).
- ECRG program management and reporting (Task 135).
- Soil excavation and disposal support at the former OTD site (Task 200).
- Engineering design support for the garage separation project (Task 205).
- Program management and reporting for the OTD projects (Task 210)
- Completion of a Human Health Risk Assessment (Task 300).
- Soil Gas Well Abandonment at the former J Cleaners site (Task 315).
- Shallow Soil Investigation at the Springtown Golf Course (Task 400, Subtask 403).

The scope changes for Amendment #1 are detailed below**.**

Task 105 – QC Parking: Soil Excavation, Offsite Disposal & Backfill

Expanded Scope: During Site grading for the construction of the "L Street Parking Garage", the City's Contractor discovered previously unknown environmental conditions that required permitting, removal, sampling, waste management, and reporting that was not originally included in Exhibit A. The unknown environmental conditions included oily soil indicative of a historic release beneath a layer of brick and pipe containing asbestos. Pangea successfully expedited removal of these conditions to reduce project construction delay while satisfying the requirements of the Water Board, Zone 7 Water Agency, and LPFD. The removal activities for the previously unknown underground features included:

Brick and Oily Soil:

- Assessment of the lateral and vertical extent of the brick layer and visibly stained soil.
- Direction of excavation and stockpiling of oily soil and brick for waste profiling.
- Soil characterization sampling following soil and brick excavation, including rush analysis of samples.
- Coordination of soil analytical data review with the Water Board for backfill approval.
- Waste characterization sampling of excavated brick and oily soil.
- Oversight of the loading and disposal of brick and oily soil.
- Reporting of the soil assessment, removal, and disposal information in Remedial Excavation Completion Report.

Asbestos-Containing Pipe:

- Waste characterization sampling of the asbestos-containing pipe.
- Hazard communication to the City's general contractor and subcontractor personnel.

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- Direction of asbestos containing pipe handling to prevent exposure.
- Transportation and disposal of asbestos containing pipe.
- Oversight of the loading and disposal of asbestos containing pipe.
- Reporting asbestos-containing pipe disposal information in the Remedial Excavation Completion Report.

USTs:

- Assessment of the condition of USTs discovered in June 2024 during Site trenching.
- Coordination of UST removal and sampling.
- UST cleaning and removal.
- Soil characterization sampling following UST removal, including rush analysis of samples.
- Coordination of soil analytical data review with the Water Board for backfill approval.
- Waste characterization sampling of excavated soil and UST cleaning rinseate.
- Oversight of the loading and disposal of USTs and waste.
- Reporting of the UST removal, soil assessment, removal, and disposal information in a UST removal report.

During, and following the completion of Site grading, Pangea personnel performed additional oversight of the loading of Site soil for off-site disposal. This oversight amounted to an additional 20 workdays of labor. Pangea also participated in an additional six weeks of construction meetings, and Engineering inspector visits to complete Task 105. Pangea will perform additional waste management and excavation support, as needed.

Deliverables: The Remedial Excavation Completion Report was expanded to include the additional scope described for the oil soil, brick, and asbestos containing pipe management. Information added to the Remedial Excavation Completion Report included analytical results, waste documentation, and figures identifying the location of environmental conditions removed during Site grading. An additional UST removal report will be prepared to document the discovery and removal of the USTs discovered in June 2024.

Schedule: The Remedial Completion Report was submitted to the Water Board on March 8, 2024. The UST removal report will be submitted to the Water Board by August 31, 2024.

Budget: The original project budget of $50,000 was adjusted to $186,500 in Adjustment #1 by reallocating $136,500 from Task 130 referenced below. This allocation remains for this task, and an Amendment #1 budget increase of $82,500 for additional scope is included for a revised Task 105 budget of **$269,000**.

Task 110 – QC Parking: Excavation Observation, Sampling & Reporting

Expanded Scope: The scope was not expanded. The budget was reduced for this scope to be reallocated to Tasks 105 and 115.

Deliverables: No additional deliverables.

Schedule: No change.

Docusign Envelope ID: 4E2ACC8F-F014-4546-9D4F-3030B0FA0E37

Budget: The original Exhibit A budget of $105,000 is decreased by $55,000 for a revised task budget of **$50,000**.

Task 115 – QC Parking: SVE System Installation, Testing & Reporting

Expanded Scope: Following the request made on March 20, 2024 by the City to participate in weekly construction meetings at the Site, Pangea anticipates additional budget will be required to meet this request. The Bay Area Air Quality Management District (BAAQMD) implemented a policy change in late 2023 for SVE systems treating volatile organic compounds. To address this policy change, additional equipment is required for the construction of the SVE system. Additional budget will be required for the labor to design and build the SVE, and for the additional materials required following these changes. The budget increase is for labor and mileage to travel to and from the Site for the meetings, labor and equipment required for SVE construction per BAAQMD requirements, and for market inflation for SVE system components.

Deliverables: No additional deliverables.

Schedule: The schedule has been extended per the L Street Parking Garage construction schedule. Testing will be performed following construction and connection to power, anticipated for the late 2024 and early 2025. Pangea assumed meeting attendance by the Project Engineer at 26 weekly Site meetings.

Budget: The original Exhibit A budget of $170,000 is increased by $126,000 for a revised task budget of **$296,000**.

Task 120 – QC Parking: SVE System O&M and Reporting (1 Year)

Expanded Scope: The scope was not expanded. The budget was reduced for this scope to match the ECRG budget.

Deliverables: No additional deliverables.

Schedule: No change.

Budget: The original Exhibit A budget of $215,000 is decreased by $10,000 for a revised task budget of **$205,000**.

Task 130 – QC Parking: Soil Gas Monitoring and Reporting

Budget Restoration: Adjustment #1 reallocated $136,500 of the $205,000 Task 130 budget to Task 105 - Quality Cleaners: Remedial Excavation Observation, Sampling, and Reporting. At the City's request, Amendment #1 restores $136,500 to Task 130, with a revised budget of **$205,000**.

Task 135 – QC Parking: Implementation Oversight & Reporting

Expanded Scope: The scope has been expanded to include project management for ECRG compliance, project progress meetings, and reporting for the duration of the grant period.

Deliverables: Quarterly update reports are anticipated beginning in Q4, 2024.

Docusign Envelope ID: 4E2ACC8F-F014-4546-9D4F-3030B0FA0E37

Schedule: No change.

Budget: The original Exhibit A budget of $10,000 is increased by $26,500 for a revised task budget of **$36,500**.

Task 200 – OTD Multifamily: Soil Excavation & Offsite Disposal

Expanded Scope: Support Livermore with preparation of engineering drawings and specifications for construction bid package, contractor selection, and soil excavation and offsite disposal oversight for the former Old Train Depot site prior to site redevelopment activities. Perform Site Management Plan (SMP) compliance inspections during construction and prepare an Excavation Completion Report to document completion of excavation. Pangea personnel will observe and document the remedial excavation and soil handling and disposal activities performed by the City Contractor. Assumes the Contractor is responsible for surveying the excavation boundaries.

Deliverables: Engineering drawings and specifications will be prepared, concurrent with Task 205. Results of the excavation will be reported in an Excavation Completion Report. The report will include a description of excavation, excavation boundary coordinates, waste documentation, and backfill testing information. Figures will be prepared to present the excavation boundaries. The report will be submitted to the City following completion of the excavation and backfill work. Construction progress will be reported in weekly construction reports submitted to the City via email during construction.

Schedule: The tentative project schedule includes:

- Completion of final engineering drawings and specifications in December 2024.
- Excavation observation, tentatively scheduled for April 2025 to June 2025.
- Draft Excavation Completion Report by July 31, 2025.

Budget: The original Exhibit A budget of $15,000 is increased by $75,000 for a revised task budget of **$90,000**.

Task 205 – OTD Multifamily: Garage Separation System Design and Implementation

Expanded Scope: Support Livermore with preparation of engineering drawings and specifications for construction and implementation of the garage separation system, to be completed in conjunction with Task 200. Pangea personnel will observe and document the implementation of the scope performed by the City Contractor.

Deliverables: Engineering drawings and specifications will be prepared, concurrent with Task 200. The drawings and specifications will be submitted to the City with three separate reviews. Implementation progress will be reported in weekly construction reports submitted to the City via email during implementation.

Schedule: The tentative project schedule includes:

- Completion of final engineering drawings and specifications in December 2024.
- Garage separation system implementation in April 2025 to June 2025.

Docusign Envelope ID: 4E2ACC8F-F014-4546-9D4F-3030B0FA0E37

Budget: The original Exhibit A budget of $80,000 is increased by $10,000 for a revised task budget of **$90,000**.

Task 210 – OTD Multifamily: Consultant Implementation and Oversight

Expanded Scope: The scope has been expanded to include project management for ECRG compliance, project progress meetings, oversight of site construction, and reporting for the duration of the grant period.

Deliverables: No change.

Schedule: The schedule has been expanded to include the planning and implementation of construction projects planned for 2025.

Budget: The original Exhibit A budget of $10,000 is increased by $90,000 for a revised task budget of **$100,000**.

Task 300 – J Cleaners: HHRAs and NFA/Closure Requests

Expanded Scope: Following Water Board review of the Human Health Risk Assessment (HHRA) and No Further Action (NFA) request prepared for the SPARC Theater parcel, additional budget will be required to complete the HHRA and NFA request for the remaining parcels associated with the J Cleaners Site (QUEST Science Center and Stockmen's Park). The budget increase is for additional analysis and soil gas assessment following remediation and subsequent additional Water Board engagements not included in Exhibit A.

Deliverables: No additional deliverables.

Schedule: No change. Schedule is dependent upon completion of remediation scheduled to begin in the third quarter of 2024.

Budget: The original Exhibit A budget of $70,000 is increased by $30,000 for a revised task budget of **$100,000**.

Task 315 – J Cleaners: Well Destruction

Expanded Scope: Exhibit A included one well abandonment event to destroy 19 soil gas monitoring wells following closure approval from the Water Board, including Zone 7 Water Agency permitting for 5 of the wells. At the City's request, two well abandonment events have been added, each expedited for the Blacksmith Square and SPARC Theatre parcels, respectively. Each additional event requires Zone 7 Water Agency permits, contracting with a C57 licensed contractor to complete the abandonments, and reports submitted to the Water Board.

Deliverables: Three total well abandonment completion reports. Pangea has already submitted a well abandonment completion report to the Water Board for the Blacksmith Square parcels.

Schedule: The well abandonment and reporting for the SPARC Theatre parcel will be completed in the third quarter of 2024, following Water Board approval of the NFA request. There is no additional change to the project schedule for the completion of the third, and final well

Docusign Envelope ID: 4E2ACC8F-F014-4546-9D4F-3030B0FA0E37

abandonment and completion report. The schedule is dependent upon Water Board approval of the QUEST Science Center NFA request.

Budget: The original Exhibit A budget of $25,000 is increased by $15,000 for a revised task budget of **$40,000**.

Task 400 – Downtown CORE Environmental Support

Expanded Scope: The City requested a shallow soil investigation and environmental services in support of a planned park project located on the former Springtown Golf Course. Sampling will be conducted at 8 locations to a total depth of 3 feet, with up to three samples collected per boring. Samples will be analyzed for a variety of chemicals to assist the City in decision making related to the disposition of in-situ soil during construction of the planned park. Pangea will coordinate the sampling with all affected parties, perform a utility clearance notification, complete field sample collection and analysis, and prepare a report describing the results of the investigation and provides recommendations for soil management.

Deliverables: A report summarizing the scope, sampling results, and recommendations will be prepared for the City.

Schedule: Soil sampling will be completed by July 19, 2024. An investigation report will be prepared within three weeks following receipt of all analytical results.

Budget: Per the terms of the Professional Services Agreement #23-0076, and at your request in an email dated July 12, 2024 Pangea prepared this request to expand the original project budget of $35,000 by $25,000 for revised task budget of **$60,000** contract Task 400: “Downtown CORE Environmental Support (As Needed).” The total budget under Task 400 following the adjustment will be applied to a new Subtask 403 for the scope described above.

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AMENDMENT #1 PROJECT BUDGET

This section summarizes the Amendment #1 budget increase of $321,500 for the expanded work scope described above. This section also summarizes the City's requested restoration of $136,500 of the original budget for "Task 130 – Quality Cleaners: Soil Gas Monitoring and Reporting", which was allocated to Task 105 in Adjustment #1 to complete the additional excavation and Site soil management scope.

Amendment #1 budget changes are summarized for all project tasks below in **Table B**. Budget reallocation amounts from Adjustment #1 are shown below in **red**. Budget increase amounts are shown in **blue**.

Table B – Summary of Budget Changes for Amendment #1

Task #	Professional Services Agreement - Exhibit A Task Name	Initial Contract Budget ($)	Budget Adjustment #1 ($)	Budget Amendment #1 ($)	Revised Budget ($)
100*	QC Parking: Remediation Permitting	45,000	0	0	45,000
105*	QC Parking: Soil Excavation, Offsite Disposal & Backfill	50,000	**136,500**	**82,500**	269,000
110*	QC Parking: Excavation Observation, Sampling & Reporting	105,000	0	**-55,000**	50,000
115*	QC Parking: SVE System Installation, Testing & Reporting	170,000	0	**126,000**	296,000
120*	QC Parking: SVE System O&M and Reporting (1 Year)	215,000	0	**-10,000**	205,000
125*	QC Parking: Groundwater Monitoring and Reporting	20,000	0	0	20,000
130*	QC Parking: SVE Pilot Test & Soil Gas Sampling	205,000	**-136,500**	**136,500**	205,000
135*	QC Parking: Implementation Oversight & Reporting	10,000	0	**26,500**	36,500
200*	OTD Multifamily: Soil Excavation & Offsite Disposal	15,000	0	**75,000**	90,000
205*	OTD Multifamily: Garage Separation System Design and Implementation	80,000	0	**10,000**	90,000
210*	OTD Multifamily: Consultant Implementation and Oversight	10,000	0	**90,000**	100,000
215	OTD and QC: Well Destruction	60,000	0	0	60,000
300	J Cleaners: HHRAs and NFA/Closure	70,000	0	**30,000**	100,000
305	JC: Soil Gas Sampling (QUEST Science Center)	40,000	0	0	40,000
310	JC: Site Management Plan	10,000	0	0	10,000
315	JC: Well Destruction	25,000	0	**15,000**	40,000
400	Downtown CORE Environmental Support (As Needed)	35,000	0	**25,000**	60,000
	Total	**1,165,000**	**0**	**551,500**	**1,716,500**

* ECRG Funded Tasks, for the duration of the grant. Some task activities will be performed after the grant funding is complete.

QC = Former Quality Cleaners

OTD = Old Train Depot

JC = Former "J" Cleaners

LIVERMORE
CALIFORNIA

CITY COUNCIL STAFF REPORT **ITEM NO. 5.2**

DATE: January 13, 2025

TO: Honorable Mayor and City Council

FROM: Brandon Cardwell, Innovation and Economic Development Director

SUBJECT: Resolution authorizing execution of the First Amendment to the Lease Agreement with the Livermore Flying Electrons Radio Control Club, Inc. (LFE) for the Raymond Road Model Aircraft Facility.

RECOMMENDED ACTION

Staff recommends the City Council adopt a resolution authorizing the City Manager to execute the First Amendment to the Lease Agreement with the Livermore Flying Electrons Radio Control Club, Inc. (LFE) for the Raymond Road Model Aircraft Facility.

SUMMARY

On April 25, 2023, the City of Livermore entered into a Lease Agreement with the Livermore Flying Electrons Radio Control Club, Inc. (LFE) to allow LFE to continue to fly radio-controlled model aircraft and operate radio-controlled cars on City-owned land ("Raymond Road Model Aircraft Facility" or "Property").

The Property that is the subject of the Lease Agreement includes two components: 1) A Primary Lease Area (PLA) covering approximately 300 x 900 feet along Raymond Road between Lorraine Street and Ames Street, and 2) an Avigation Area of approximately 278 acres. Both components are described and illustrated in Attachment 1, Location Map.

Per the terms of the Lease Agreement, LFE is required to notify the City whenever LFE wishes to make changes and/or improvements within the PLA and to seek amendments to the Lease Agreement to reflect the requested changes. On July 21, 2024, LFE reached out to the City requesting to make improvements to the PLA to accommodate new activities associated with a new branch of LFE called the Young Flying Electrons. Staff has reviewed and approved the requested changes described in Exhibit C-1 and amended the PLA Improvements as depicted in the Resolution.

LFE wishes to amend the Agreement with the City to reflect the proposed improvements to the PLA and update their insurance requirements based upon the improvements and proposed new activities.

Staff recommends City Council adopt a resolution authorizing the City Manager to execute the First Amendment to the Agreement with LFE for the Raymond Road Model Aircraft Facility on the Property.

DISCUSSION

The City owns approximately 278 acres of land (Property) generally bound by Raymond Road, Ames Street, Lorraine Street, and Hartford Road (extension), Assessor's Parcel Numbers 902-0003-003-01 and 902-0003-004-03 as depicted in Attachment 1, Location Map. The site is largely vacant, and much of it is in a birds' beak preserve with a portion of the land located over a former city dump, which closed in 1962.

LFE has been operating a model aircraft facility on the Property since 1986, originally under a Property Use Agreement between the City and LFE that ended in 2005. From 2005 until 2020, LFE leased the Property from the Livermore Area Recreation and Park District (LARPD) based upon an agreement between the City and LARPD to manage and sub-lease the Property to LFE. On April 25, 2023, the City entered into a new Lease Agreement (Agreement) with LFE to allow LFE to continue operating the Raymond Road Model Aircraft Facility on the Property.

On July 21, 2024, LFE reached out to the City requesting to make improvements to the PLA to accommodate a new venture called the Young Flying Electrons and to amend the Lease Agreement to reflect the improvements. The proposed improvements include adding a new 8'x20' steel container for storage; upgrading the existing 8'x20' adjacent container into a training center for up-and-coming pilots, including a workbench, computer stations, and Flight Simulator stations; and upgrading the existing internal electrical distribution system including outlets, wiring, and conduits. In addition, LFE will grade and pave the existing driveway entry from Raymond Road into the PLA.

All other existing improvements within the PLA as depicted in Exhibit C of the Agreement will remain the same.

Staff recommends the City Council adopt a resolution authorizing the City Manager to execute the First Amendment to the Lease Agreement with the Livermore Flying Electrons Radio Control Club, Inc. (LFE) for the Raymond Road Model Aircraft Facility.

FISCAL AND ADMINISTRATIVE IMPACTS

LFE shall pay to the City rent for the Property in the amounts of $500 annually for the initial five years, $600 annually for the second five years, and $700 annually for the remaining term of the Agreement.

COMMUNITY PILLAR

4: Inclusive and Inviting Spaces and Places

GOAL CATEGORY

6: Provide effective support for community events

ATTACHMENTS

1. Location Map
2. Resolution
3. Exhibit A - First Amendment

Prepared by: Mike Pato
Management Analyst II

Approved by:



Marianna Marysheva
City Manager

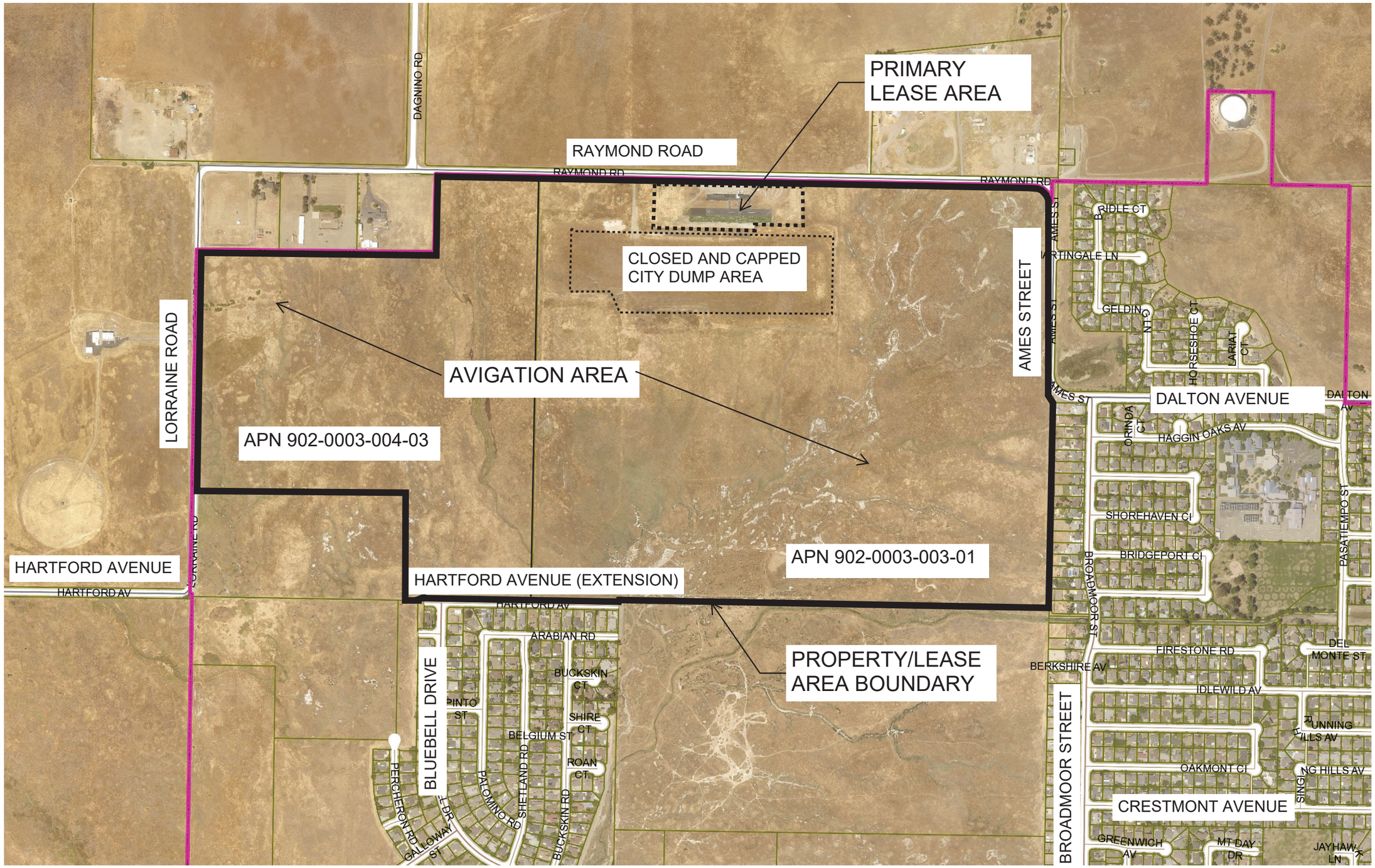
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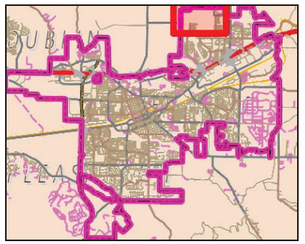


Tina Olson
Administrative Services Director

LIVERMORE
CALIFORNIA

ATTACHMENT 1





Legend

- City Limits
- Major Streets (> 62,500)
- Collector Street Names (2500-
- Local Street Names (2500-125
- Street Centerline
- Interstate
- Other Freeway or Expressway
- Principal Arterial
- Collector
- Local
- Ramp
- Private Streets
- Railroad
- Road Casings
- Private
- Public
- Parcels

1: 7,032

1,172.0 0 585.99 1,172.0 Feet

NAD_1983_2011_StatePlane_California_III_FIPS_0403_Ft_US
Information Technologies, GIS Division, City of Livermore

Date Printed: 2/3/2023

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. The City of Livermore is not responsible for misuse or errors or omissions on this map. All information should be confirmed.

Notes

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION AUTHORIZING EXECUTION OF THE FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN THE CITY OF LIVERMORE AND LIVERMORE FLYING ELECTRONS RADIO CONTROL CLUB, INC.

On April 25, 2023, the City and the Livermore Flying Electrons Radio Control Club, Inc. ("LFE") entered into a Lease Agreement (the "LEASE"). On October 9, 2023, the City and LFE executed a Memorandum of Lease Agreement that was recorded October 27, 2023, under record series 2023127146 in the office of Alameda County Recorders memorializing the executed Lease.

The Lease contains terms and conditions allowing for operation of a radio control club with activities including the flying of radio-controlled aircraft and operating radio-controlled cars by club members, and retrieval of the radio-controlled aircraft within the City-owned parcels located along Raymond Road between Lorraine Street and Ames Street (APNs: 902-0003-003-01; 902-0003-004-03) (hereinafter "Property").

The portion of the Property subject to this Lease is an approximately 300 x 900-foot Primary Lease Area ("PLA") along Raymond Road between Lorraine Street and Ames Street, and an approximately 278-acre Avigation Area described in the Property Exhibit as depicted in attached Exhibit A, of this Resolution.

On July 21, 2024, LFE requested changes to accommodate their new venture as part of their organization called the Young Flying Electrons. An amendment to the Lease is needed to reflect the requested changes and or improvements. Staff has reviewed and recommends the Council approve the requested changes described in Exhibit C-1, Amended Primary Lease Area Improvements, and as depicted overall in Exhibit A of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Livermore that it hereby:

1. Authorizes the City Manager to sign on behalf of the City of Livermore, the First Amendment to the Lease Agreement between the City of Livermore and Livermore Flying Electrons Radio Control Club, Inc. for the Property, a copy of which is attached as Exhibit A and is incorporated by this reference, so that the Property can be used as a model aircraft facility to fly radio-controlled model aircraft and operate radio-controlled cars; and,

2. Authorizes the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution, including making minor changes to the Lease.

On motion of Council member _____, seconded by Council member _____, the foregoing resolution was passed and adopted on January 13, 2025, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

ATTEST:

_____
Deborah L. Elam
City Clerk

APPROVED AS TO FORM:

/s/ Tara Mazzanti
Tara Mazzanti
Assistant City Attorney

Exhibit A – First Amendment to the Lease Agreement between the City of Livermore and Livermore Flying Electrons Radio Control Club, Inc.

RECORDING REQUESTED BY:
AND
WHEN RECORDED MAIL TO:

City Clerk
City of Livermore
1052 South Livermore Avenue
Livermore, CA 94550

ABOVE THIS LINE FOR RECORDER'S USE

MAIL TAX STATEMENTS TO:

SAME AS ABOVE

The Undersigned grantor(s) declare(s):
CITY TRANSFER TAX $
DOCUMENTARY TRANSFER TAX $
SURVEY MONUMENT FEE $
R&T Code 11911Value or consideration is that than $100

Computed on the consideration or value or property conveyed: OR
Computed on the consideration or value less liens or encumbrances. Remaining at time of sale.

APN's: 902-0003-003-01
& 902-0003-004-03

24-0645

FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN CITY OF LIVERMORE AND THE LIVERMORE FLYING ELECTRONS

THIS FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN CITY OF LIVERMORE AND THE LIVERMORE FLYING ELECTRONS is made as of this ____ day of _____, 2024, by and between the Livermore Flying Electrons Radio Control Club, Inc. ("LFE"), the lessee, and the City of Livermore, a municipal corporation ("CITY"), the lessor.

RECITALS

A. On April 25, 2023, the City and LFE entered into a Lease Agreement (the "LEASE"). On October 9, 2023, the City and LFE executed a Memorandum of Lease Agreement that was recorded October 27, 2023, under record series 2023127146 in the office of Alameda County Recorders memorializing the executed Lease.

B. The Lease contains terms and conditions allowing for operation of a radio control club with activities including the flying of radio-controlled aircraft and operating radio-controlled cars by club members, and retrieval of the radio-controlled aircraft within the City-owned parcels located along Raymond Road between Lorraine Street and Ames Street (APNs: 902-0003-003-01; 902-0003-004-03) (hereinafter "Property")).

C. Per the Lease, the Property which is the subject of this Lease is an approximately 300 x 900-foot Primary Lease Area (PLA) along Raymond Road between Lorraine Street and

Lease. Any proposed additional new improvements shall be presented to the City for review and approval prior to the installation of the improvements.

All existing and any approved future improvements shall be limited to being installed within the PLA only.

2. Section 6, Paragraph 6.1 under Improvements Insurance requirements is hereby amended to read as follows:

LFE shall maintain insurance in the amounts and under the terms set forth in Exhibit "B-1" Amended Insurance Requirements attached, naming the City as an additional insured.

All Exhibits amended or added under this section are attached to and incorporated into this Agreement. All Exhibits not explicitly amended by this Agreement remain in full force and effect.

3. Continuing Effect. These amendments are prospective and except as amended above, the Agreement remains in full force and effect. This First Amendment does not relieve the parties of the terms and conditions of the original Lease as written and in effect.

(SIGNATURES ON THE FOLLOWING PAGE)

Ames Street, and an approximately 278-acre Avigation Area, all as described and shown in Exhibit A (together the Property).

D. On July 21, 2024, LFE contacted the City requesting to make changes and or improvements to the PLA to accommodate their new venture as part of their organization called the Young Flying Electrons. Per the terms of the Lease, if LFE wishes to make changes and or improvements within the PLA, they are required to notify the City and amend the Lease accordingly to reflect the requested changes and or improvements upon City approval.

E. The Lease also requires that LFE is responsible for all costs associated with the proposed improvements including the costs of any required permits. The City has reviewed and approved the requested changes as described in Exhibit C-1, Amended Primary Lease Area Improvements.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the City and LFE hereby agree that the aforementioned recitals are true and correct and further agree as follows:

1. Section 3, Paragraph 3.1A. under Improvements is hereby amended to read as follows:

There are existing improvements to the Property, within the PLA including but not limited to a landing and take-off surface, a dirt track for radio control cars, auto parking, chemical restroom facilities, spectator bleachers, and other facilities related to the use of remote-control model aircraft and cars. In addition, the following new improvements are hereby included and made part of the existing improvements within the PLA:

A. add a new 20' steel container for storage.

B. upgrade the existing 20' adjacent container into a training center for up-and-coming pilots including a work bench, computer stations, and Flight Simulator stations. The existing internal electrical distribution system, ie. outlets... will be moved around to accommodate the spacing of the stations. This container is currently powered by a separate service of 2-120 from the existing main circuit breaker box in the existing 12' container.

C. Grade and pave the existing driveway entry from Raymond Road into the PLA.

D. LFE shall be responsible for all costs associated with the proposed improvements including the costs of any required permits.

For location and description of the above noted improvements, see attached Exhibit C-1, Amended Primary Lease Area Improvements. These existing and new improvements are allowed to remain and are required to be properly maintained by LFE for the term of the

IN WITNESS WHEREOF, the Parties have executed this First Amendment to the Lease Agreement as of the dates set forth below.

4. Signatures. (Shall be notarized):

LESSOR:
City of Livermore
A municipal corporation

Dated: _____

_____
By: Marianna Marysheva, City Manager

APPROVED AS TO FORM

By: _____
Deputy/Assistant City Attorney

LESSEE:

Livermore Flying Electrons Radio Control Club, Inc.

Dated: 12/11/2024

x _____

By: Anthony Raimondi Jr. (Jay)

Title: President

Exhibit A – Property

Exhibit B-1 – Amended Insurance Requirements

Exhibit C-1 – Amended Primary Lease Area Improvements

CALIFORNIA ACKNOWLEDGMENT **CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Alameda }

On December 11, 2024 before me, Corina Mendoza, Notary Public
Date *Here Insert Name and Title of the Officer*

personally appeared Anthony Raimondi Jr (Jay)
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

CORINA MENDOZA
Notary Public · California
San Joaquin County
Commission # 2424738
My Comm. Expires Nov 1, 2026

Place Notary Seal and/or Stamp Above

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Corina Mendoza
Signature of Notary Public

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____	Signer's Name: _____
☐ Corporate Officer – Title(s): _____	☐ Corporate Officer – Title(s): _____
☐ Partner – ☐ Limited ☐ General	☐ Partner – ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact	☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator	☐ Trustee ☐ Guardian or Conservator
☐ Other: _____	☐ Other: _____
Signer is Representing: _____	Signer is Representing: _____

©2019 National Notary Association

EXHIBIT A
Sheet 1 of 2

LEGAL DESCRIPTION

TO ACCOMPANY THE LEASE AGREEMENT
BETWEEN THE CITY AND LIVERMORE FLYING
ELECTRONS RADIO CONTROL CLUB INC.

RAYMOND ROAD MODEL AIRCRAFT FACILITY

Real Property situate in the City of Livermore, County of Alameda, State of California, being a portion of the South½ of Section 27, Township 2 South, Range 2 East, Mount Diablo Base and Meridian, as follows:

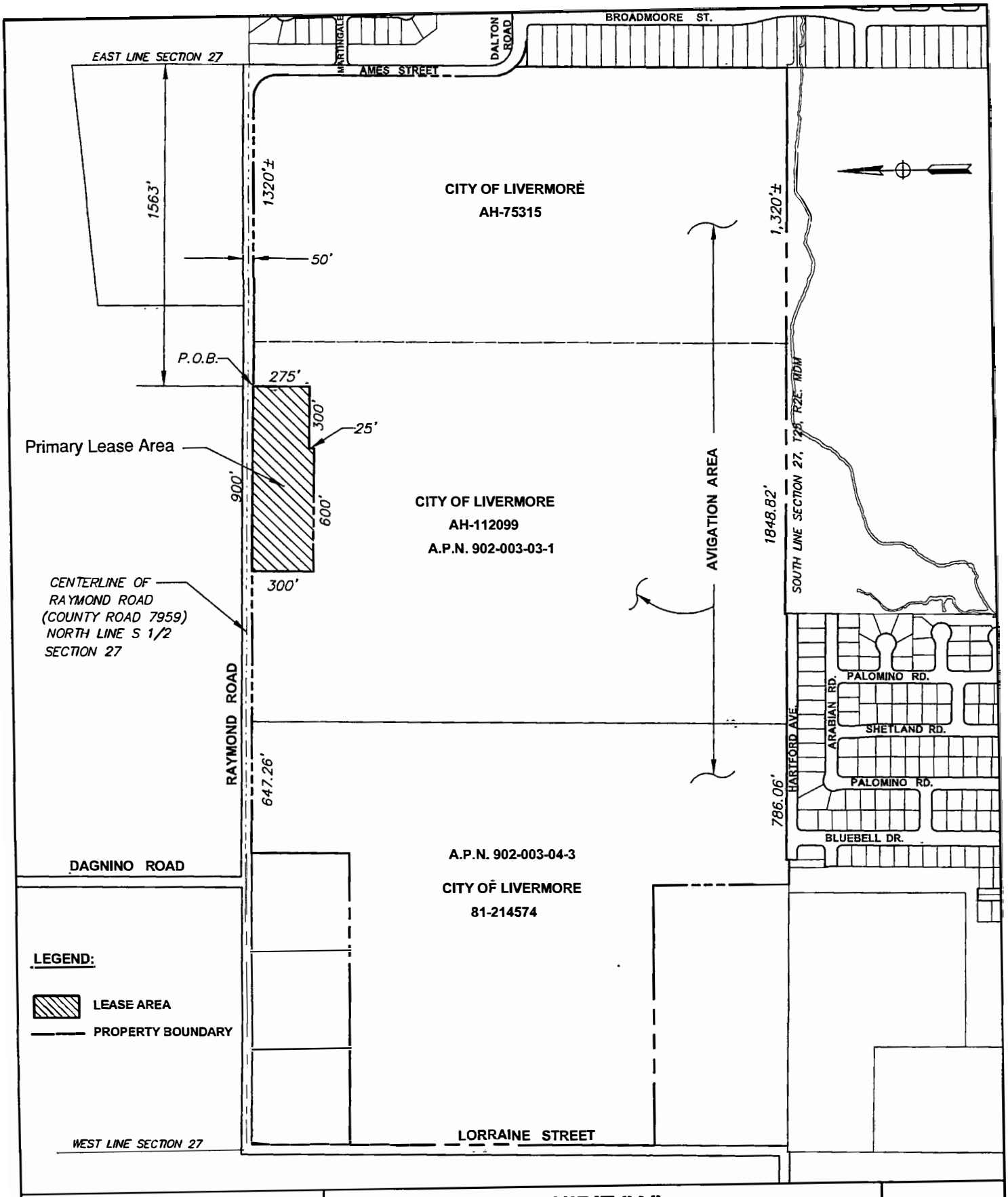
An approximately 300-foot x 900-foot, PRIMARY LEASE AREA (PLA), for the construction and maintenance of a landing and take-off surface, a dirt track for radio control cars, auto parking, chemical restroom facilities, spectator bleachers, and other facilities related to the use of remote-control model aircraft and cars over and upon a parcel of land described as follows:

Beginning at a point on the southern right of way line of Raymond Road (County Road No, 7959, 50 feet wide), located West, 1563 feet along said line from the East Line of the hereinabove described Section 27, said point being at the intersection of said southern line of Raymond Road with the fence marking the eastern line of said approximately 300 x 900 foot PLA; thence from said point of beginning continuing along said southern line of Raymond Road, West, 900 feet; Thence, South, 300 feet; thence, East, 600 feet; thence, North, 25 feet; thence East 300 feet; thence, North, 275 feet to the Point of Beginning.

Together with, an AVIGATION AREA, for the flights of Model Aircraft in the Airspace above the lands of the Avigation Area and retrieval of the Model Aircraft within the Avigation Area, described as follows:

All that certain Real Property situate on the South½ of Section 27, Township 2 South, Range 2 East, Mount Diablo Base and Meridian, conveyed to the City of Livermore by the Grant Deed recorded August 25, 1953, in Book 7115 of Official Records at Page 369, under Series No. AH-75315, by the Grant Deed recorded December 24, 1953, in Book 7112 of Official Records at Page 417, under Series No. AH-112099 and by the Grant Deed recorded December 28, 1981, under Series No. 81-214574, Official Records of Alameda County,

Containing a total of 278.06 Acres, more or less.



CITY OF LIVERMORE CALIFORNIA
COMMUNITY DEVELOPMENT DEPARTMENT - ENGINEERING DIVISION

EXHIBIT "A"

PLAT TO ACCOMPANY DESCRIPTION
IN THE 1/2 SE.27,T25,R2E
RAYMOND ROAD MODEL AIRCRAFT FACILITY
LEASE BETWEEN FLYING ELECTRONS AND THE CITY OF LIVERMORE

Sheet 2
Of 2
Scale: 1'=600'

EXHIBIT B-1 AMENDED INSURANCE REQUIREMENTS

Minimum Scope and Limits of Insurance

Consultant/Contractor shall maintain limits no less than:

1. Commercial General Liability, including operations, products and completed operations, as applicable:
   $2,000,000 per occurrence/**$2,000,000** aggregate for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
2. Automobile Liability:
   $1,000,000 per accident for bodily injury and property damage.
3. Workers' Compensation and Employer's Liability:
   Statutory limits as required by the State of California including **$1,000,000** Employers' Liability per accident, per employee for bodily injury or disease. A waiver of subrogation is required for Workers' Compensation insurance. If Consultant/Contractor is a sole proprietor, then they must sign "Contractor Release of Liability".

Deductibles and Self-Insured Retention

All self-insured retentions (SIR) must be disclosed to Risk Management for approval and shall not reduce the limits of liability. Policies containing any self-insured retention (SIR) provision shall provide, or be endorsed to provide, that the SIR may be satisfied by either the named insured or the City of Livermore. The City of Livermore reserves the right to obtain a full certified copy of any insurance policy and endorsements. Failure to exercise this right shall not constitute a waiver of right to exercise later.

Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best rating of no less than A: VII and accepted to do business in the State of California, unless otherwise acceptable to the City of Livermore.

Other Insurance Provisions

The general liability and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

1. The City of Livermore, its officers, officials, employees, and designated volunteers are to be covered as additional insureds as respects: liability arising out of activities performed by or on behalf of the Consultant/Contractor; or automobiles owned, leased, hired or borrowed by the Consultant/Contractor. The coverage shall contain no special limitations on the scope of protection afforded to the City of Livermore, its officers, officials, employees, or volunteers.

2. The limits of insurance required in this agreement may be satisfied by a combination of primary and umbrella or excess insurance. The additional insured coverage under the Consultant's/Contractor's policy shall be primary and non-contributory and will not seek contribution from the City's insurance or self-insurance and shall be at least as broad as ISO Form CG 20 10 04 13. Any umbrella or excess insurance shall contain or be endorsed to contain a provision that such coverage shall also apply on a primary and non-contributory basis for the benefit of the City of Livermore before the City's own insurance or self-insurance shall be called upon to protect it as a named insured.
3. Any failure to comply with reporting or other provisions of the policy, including breaches of warranties, shall not affect coverage provided to the City of Livermore, its officers, officials, employees, or volunteers.
4. The Consultant's/Contractor's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
5. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be canceled by either party before expiration of the policy unless notice is delivered in accordance with policy provisions.
6. It shall be a requirement under this agreement that any available insurance proceeds broader than, or in excess of, the specified minimum insurance coverage requirements and/or limits shall be available to the additional insured. Furthermore, the requirements for coverage and limits shall be (1) the minimum coverage and limits specified in this agreement; or (2) the broader coverage and maximum limits of coverage of any insurance policy or proceeds available to the named Insured; whichever is greater.
7. Certificate Holder section of the insurance certificate should read: City of Livermore, 1052 S. Livermore Avenue, Livermore, CA 94550

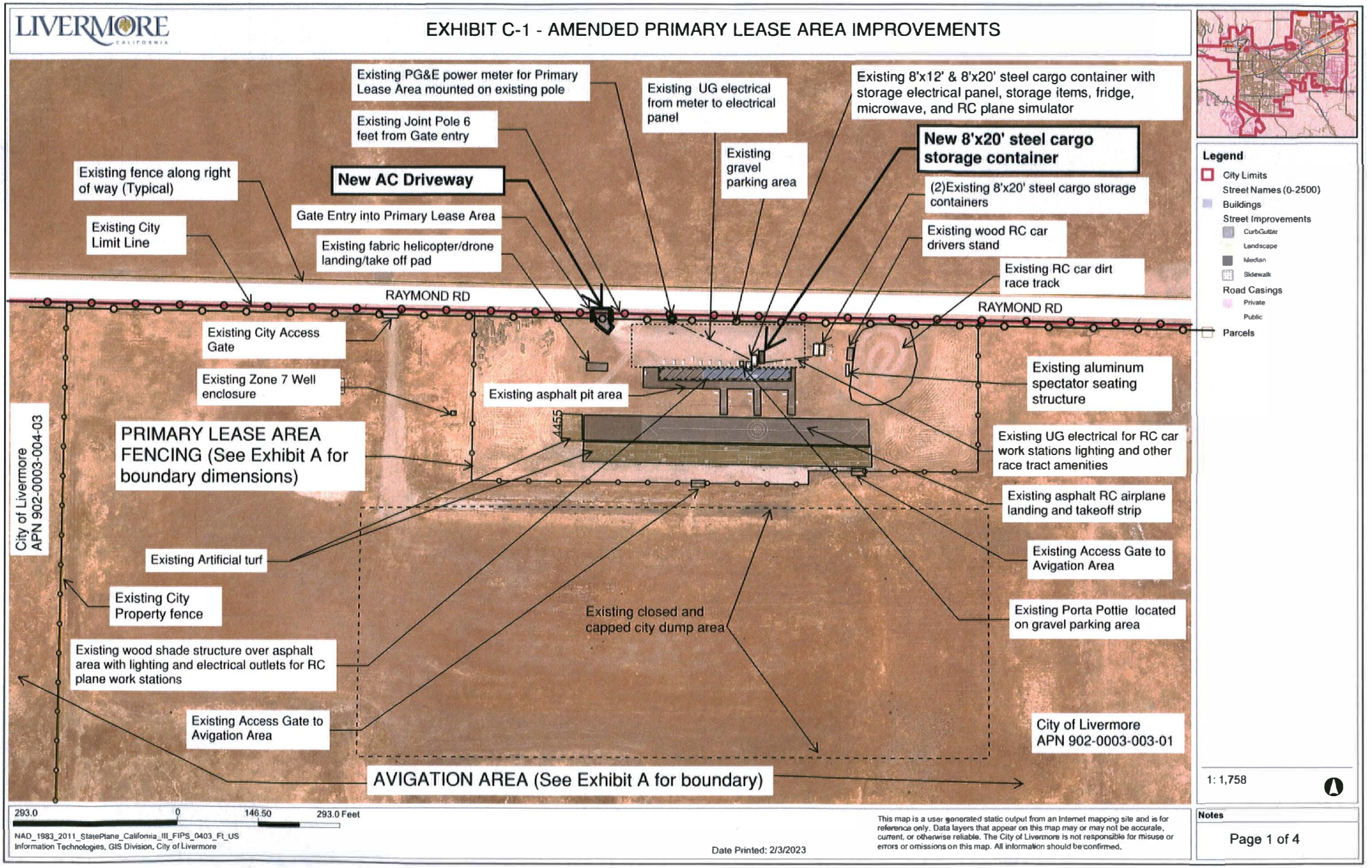
Verification of Coverage

Consultant/Contractor shall furnish certificates of insurance and endorsement(s) effecting coverage to the City of Livermore for approval. The endorsements shall be on forms acceptable to the City of Livermore. All certificates and endorsements are to be received and approved by the City of Livermore before work commences. The City of Livermore reserves the right to require complete and certified copies of all insurance policies required by this Agreement.

EXHIBIT C-1

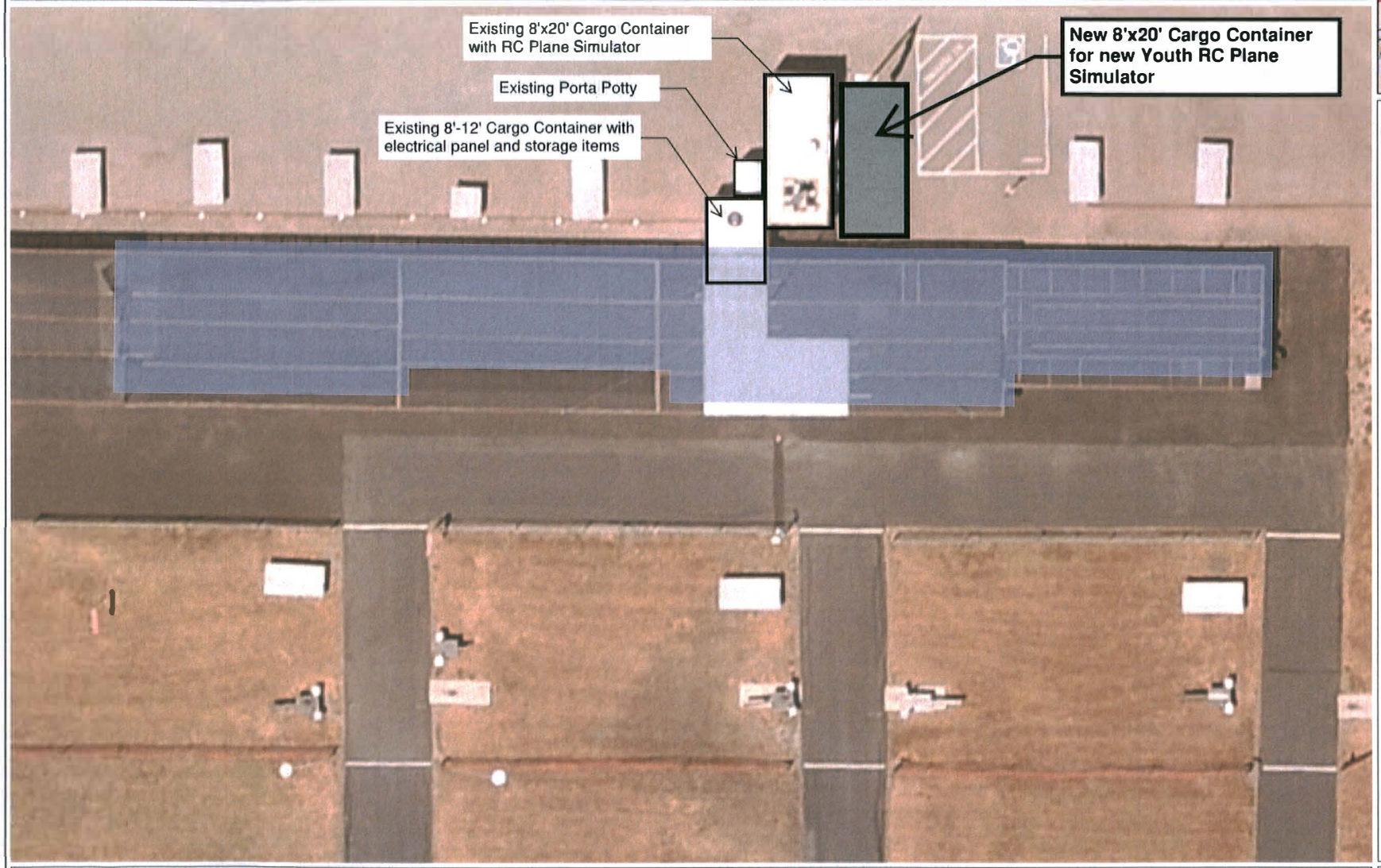
AMENDED PRIMARY LEASE AREA IMPROVEMENTS – ENLARGED SITE PLAN

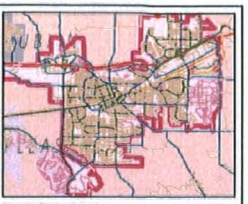
AN ORIGINAL LEGIBLE COPY OF THIS EXHIBIT CONSISTING OF FOUR PAGES CAN BE FOUND ON FILE WITH THE RECORDED DOCUMENT IN THE OFFICE OF THE CITY CLERK – 1052 SOUTH LIVERMORE AVENUE., LIVERMORE CA 94550


LIVERMORE
CALIFORNIA
EXHIBIT C-1 - AMENDED PRIMARY LEASE AREA IMPROVEMENTS
Existing PG&E power meter for Primary Lease Area mounted on existing pole
Existing Joint Pole 6 feet from Gate entry
Existing UG electrical from meter to electrical panel
Existing 8'x12' & 8'x20' steel cargo container with storage electrical panel, storage items, fridge, microwave, and RC plane simulator
New 8'x20' steel cargo storage container
Existing gravel parking area
Existing fence along right of way (Typical)
New AC Driveway
(2)Existing 8'x20' steel cargo storage containers
Gate Entry into Primary Lease Area
Existing City Limit Line
Existing fabric helicopter/drone landing/take off pad
Existing wood RC car drivers stand
Existing RC car dirt race track
RAYMOND RD
RAYMOND RD
Existing City Access Gate
Existing Zone 7 Well enclosure
Existing asphalt pit area
Existing aluminum spectator seating structure
4455
PRIMARY LEASE AREA FENCING (See Exhibit A for boundary dimensions)
Existing UG electrical for RC car work stations lighting and other race tract amenities
City of Livermore APN 902-0003-004-03
Existing asphalt RC airplane landing and takeoff strip
Existing Artificial turf
Existing Access Gate to Avigation Area
Existing City Property fence
Existing closed and capped city dump area
Existing Porta Pottie located on gravel parking area
Existing wood shade structure over asphalt area with lighting and electrical outlets for RC plane work stations
Existing Access Gate to Avigation Area
City of Livermore APN 902-0003-003-01
AVIGATION AREA (See Exhibit A for boundary)
Legend
City Limits
Street Names (0-2500)
Buildings
Street Improvements
Curb/Gutter
Landscape
Median
Sidewalk
Road Casings
Private
Public
Parcels
1: 1,758
293.0 0 146.50 293.0 Feet
NAD_1983_2011_StatePlane_California_III_FIPS_0403_Ft_US
Information Technologies, GIS Division, City of Livermore
Date Printed: 2/3/2023
This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. The City of Livermore is not responsible for misuse or errors or omissions on this map. All information should be confirmed.
Notes
Page 1 of 4

LIVERMORE CALIFORNIA

EXHIBIT C-1 - AMENDED PRIMARY LEASE AREA IMPROVEMENTS - ENLARGED SITE PLAN





Legend

- City Limits
- AddressPt (0-1250)
  - No
  - Yes
- Street Names (0-2500)
- Golf Labels
- Creeks
- Public Facilities 0-4500)
- Park Names (0-4500)
- School Names (0-4500)
- Streets
  - Interstate
  - Other Freeway or Expressway
  - Arterial
  - Collector
  - Local
  - Ramp
- Private Streets
- Railroad
- Buildings
- Golf Tees end Greens
  - Green
  - Tee
- Airport Striping
  - White
  - Yellow
- Perking Legends
  - BIKE ARROW
  - HANDICAPPED
  - L ARROW
  - L-STR ARROW
  - R ARROW
  - R-STR ARROW
  - STR ARROW
- PerkingStriping
- Parking Lots
- Airport Pavement
- Lakes
- Creeks Poly
- Public Facilities
  - Fire Station

1: 150

25.1 0 12.53 25.1 Feet

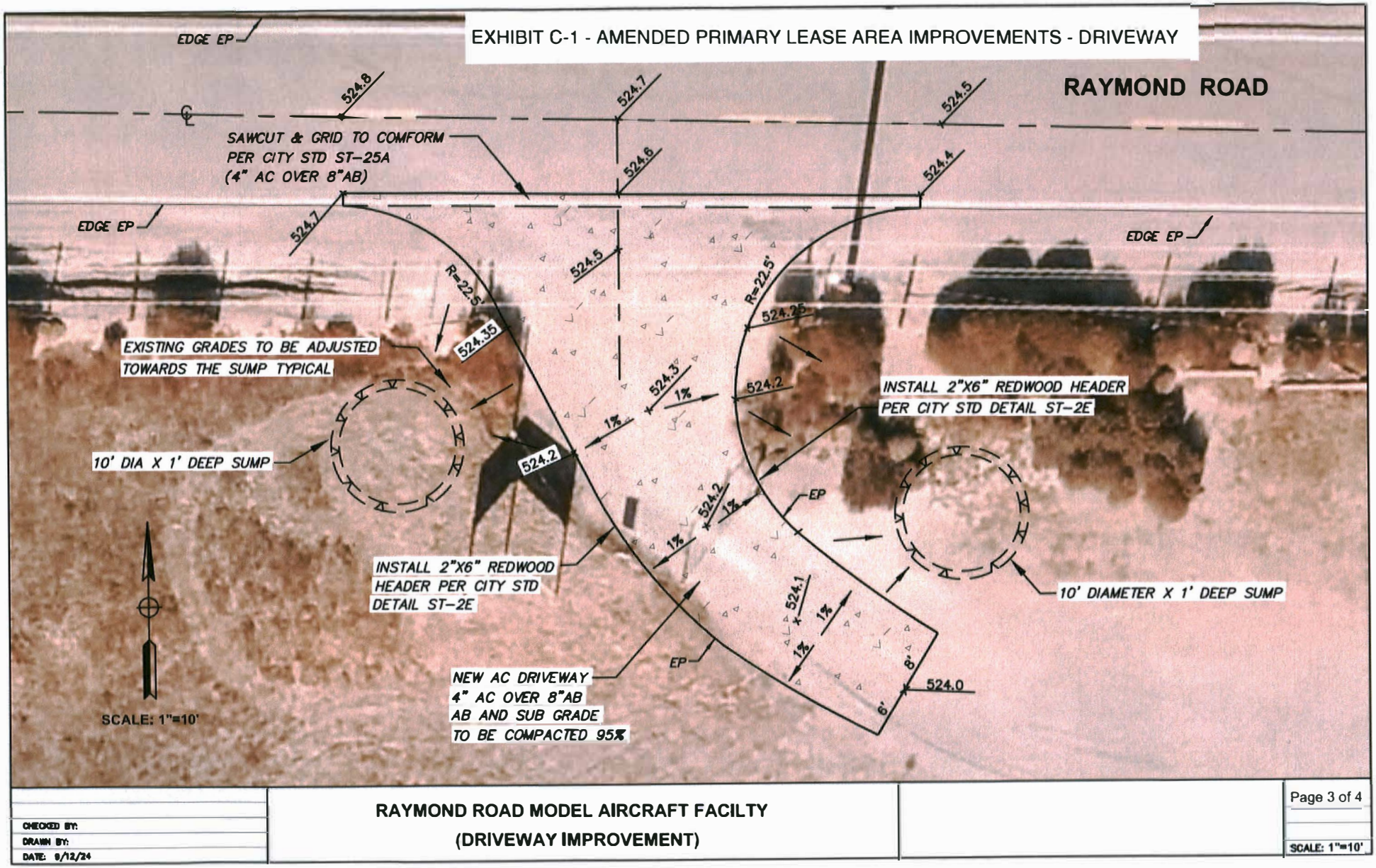
NAD_1983_2011_StatePlane_California_III_FIPS_0403_Ft_US
Information Technologies, GIS Division, City of Livermore

Date Printed: 7/22/2024

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Notes

Page 2 of 4



CHECKED BY: DRAWN BY: DATE: 8/12/24	RAYMOND ROAD MODEL AIRCRAFT FACILTY (DRIVEWAY IMPROVEMENT)	Page 3 of 4 SCALE: 1"=10'

EXHIBIT C-1 AMENDED PRIMARY LEASE AREA IMPROVEMENTS

PRIMARY LEASE AREA

1. Surfacing				
	a. 2"/4" AC	sf	33,500	
	b. 4"ac/8"ab/95%cbase driveway entrance	**sf**	**585**	**(New AC driveway)**
	c. 2x6 inch redwood hdrs	**lf**	**121**	**(New AC driveway)**
	d. Gravel Parking Area	sf	19,785	
	e. 6"x 6"x 8' RW Bumper Stops	ea	25	
	f. Astro Turf Material	sf	21,160	
2. Pit Area				
	a. 8 ft Wood Structure w/sun shade material	sf	4,600	
	b. 120 volt GFCI power outlets	**ea**	**38**	**(New added 4 outlets)**
	c. Audio Speaker Outlets w/wiring	ea	5	
	d. 4' x 8' wood tables	ea	28	
	e. 4' x 4' wood tables	ea	3	
	f. Airplane Startup Stands	ea	5	
	g. Plastic Chairs	ea	21	
	h. Camera Boxes	ea	4	
	i. Cameras (for online viewing)	ea	12	
3. Fencing				
	a. 3 wire barbed-wire fence w/T-posts	lf	1,500	
	b. 3-wire gate	ea	2	
	c. 4' CL fence	lf	289	
	d. 16' Swinging Gate Assembly w/lock	ea	1	
	e. Plastic Environ Fencing w/T-posts	lf	220	
4. Steel "Containers"				
	a. 8'x12' container	ea	1	
	b. 8'x20' container	**ea**	**4**	**(New added 1 additional container)**
	c. Electrical Power Panel/Breaker Box - 125 Amp	ea	1	
5. Car Track				
	a. Elevated Pilot Platform - Wood	ea	1	
	b. Viewing Grandstand - Aluminum	ea	1	
	c. 120 volt GFCI power outlet	ea	1	
	d. 120 volt service to 20' container	lf	130	
6. Electric Service - Main				
	a. Service Pole w/96' service line	ea	1	
	b. Meter Box - PG&E	ea	1	
	c. Electrical Power Panel/Breaker Box - 100 Amp	ea	1	
	d. 2-120 volt service to 12' container (Hooch #1)	lf	165	
	e. 2-120 volt service to 20' container (Training)	**lf**	**35**	**(New added electrical service)**
	f. 2-120 volt service to 20' container (BBQ Equip)	**lf**	**30**	**(New added electrical service)**
7. Miscellaneous				
	a. Flagpole - 45'	ea	1	
	b. Portable Toilet	ea	1	
	c. Verizon Mobil Internet Connection	ea	1	
	d. Fire Extinguisher - 5# Dry Chemical	ea	5	
	e. Fire Extinguisher - 2.5 Gal Water	ea	4	
	f. BBQ	ea	1	
	g. Flat Grills	**ea**	**2**	**(New added grills)**

LIVERMORE
CALIFORNIA

CITY COUNCIL STAFF REPORT **ITEM NO. 5.3**

DATE: January 13, 2025

TO: Honorable Mayor and City Council

FROM: Judy Erlandson, Acting Public Works Director

SUBJECT: Resolution authorizing a second amendment to the agreement with PPWPM, Inc. to perform power washing services in the downtown corridor and other City-owned or maintained areas, increasing the not-to-exceed agreement amount from $300,000 to $575,000 and extending the term of the agreement through October 31, 2026.

RECOMMENDED ACTION

Staff recommends the City Council adopt a resolution authorizing the City Manager to execute a second amendment to the agreement with PPWPM, Inc., to perform power washing services in the downtown corridor and other City-owned or maintained areas, increasing the not-to-exceed agreement amount from $300,000 to $575,000 and extending the term of the agreement through October 31, 2026.

SUMMARY

On October 28, 2021, the City of Livermore (City) and PPWPM, Inc. entered into a General Services Agreement in the amount of $175,000 to provide power washing services in the Downtown corridor and other City-owned or maintained areas. On February 12, 2024, the City Manager executed a first amendment to the original agreement to increase the not-to-exceed amount to $275,000. This second amendment will increase the not-to-exceed amount to $575,000 for power washing to be completed in the Downtown corridor more frequently to ensure the continued cleaning of sidewalks, bluestone, seating walls, benches, and trash and recycling receptacles in these areas. PPWPM was awarded the original agreement from a Request for Proposals.

DISCUSSION

On October 28, 2021, the City and PPWPM, Inc. entered into a General Services Agreement in the amount of $175,000 with a term ending October 31, 2024, with an optional extension for one additional two-year term to provide power washing services in the downtown corridor and other City-owned or maintained areas. On February 12, 2024, the City Manager executed a first amendment to the original agreement to increase the not-to-exceed amount to $275,000.

PPWPM provides power washing in the downtown corridor and other City-owned or maintained areas.

Additional budget is required to increase the frequency of service from bi-weekly to weekly from May through October. Increasing the frequency of power washing of assets downtown including bluestone, sidewalks, seating walls, benches, and trash and recycling receptacles will help improve the appearance, assist downtown businesses, and promote the downtown area and City.

FISCAL AND ADMINISTRATIVE IMPACTS

This second amendment increases the not-to-exceed amount to $575,000. Sufficient funding has been budgeted in a combination of General Fund and Landscape Maintenance District fund accounts.

COMMUNITY PILLAR

5: A City That Works

GOAL

14: Develop, operate, and maintain the City's infrastructure.

ATTACHMENTS

1. Resolution
2. Exhibit A - Second Amendment

Prepared by: Marisa Gan
Acting Public Works Manager

Approved by:

Marianna Marysheva
City Manager

Fiscal Review by:

Tina Olson
Administrative Services Director

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION AUTHORIZING THE EXECUTION OF A SECOND AMENDMENT TO THE GENERAL SERVICES AGREEMENT WITH PPWPM, INC. FOR POWER WASHING SERVICES TO INCREASE THE NOT-TO-EXCEED AMOUNT FROM $275,000 TO $575,000 AND TO EXTEND THE TERM THROUGH OCTOBER 31, 2026

On October 25, 2021, the City Council adopted Resolution No. 2021-177 authorizing the City Manager to execute an agreement with PPWPM, Inc. for power washing services in the downtown corridor and at other City-owned and maintained areas. The term of the agreement was for approximately three years with a not-to-exceed amount of $175,000. On October 28, 2021, the City Manager executed the agreement with PPWPM, Inc. On February 12, 2024, the City Manager executed a first amendment to the agreement, which increased the compensation by $100,000, for a total not-to-exceed amount of $275,000, and revised the scope of work.

The Maintenance Division of the Public Works Department requires additional power washing services in the downtown corridor and at City-owned and maintained areas to increase the frequency of service. As a result, the City desires to enter into a second amendment to the agreement with PPWPM, Inc. to: (1) increase the total compensation by $300,000, for a total not-to-exceed amount of $575,000; (2) revise the scope of work; and (3) extend the term of the agreement through October 31, 2026.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Livermore that it hereby:

1. Authorizes the City Manager, or her designee, to execute a second amendment to the general services agreement with PPWPM, Inc., attached hereto as Exhibit A, for power washing services to: (1) increase the not-to-exceed amount from $275,000 to $575,000; (2) revise the scope of work; and (3) extend the term through October 31, 2026.

2. Authorizes the City Manager, or her designee, to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution, including approving minor changes to the proposed agreement.

On motion of Council Member_____, seconded by Council Member_____, the foregoing resolution was passed and adopted on January 13, 2025, by the following vote:

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

ATTEST:

_____
Deborah L. Elam
City Clerk

APPROVED AS TO FORM:

/s/ Molly A. O'Toole
Molly A. O'Toole
Deputy City Attorney

Exhibit A – Second Amendment to General Services Agreement with PPWPM, Inc.

Docusign Envelope ID: 401F6477-EC7B-442E-AA59-1DC5529CE541

SECOND AMENDMENT TO AGREEMENT FOR SERVICES

THIS SECOND AMENDMENT is made and entered into this ____ day of _____, 2025, by and between the City of Livermore ("City"), a municipal corporation, and PPWPM, Inc. ("Contractor"), a California corporation.

RECITALS

On October 28, 2021, City and Contractor entered into an agreement for Contractor to provide power washing services to City ("Original Agreement"). Section 21 of the Original Agreement requires that any modifications to it must be in writing and signed by the parties.

On February 12, 2024, City and Contractor executed a First Amendment to the Original Agreement to increase the total compensation amount and replace Exhibit "A" with Exhibit "A-1".

City and Contractor desire to amend the Original Agreement to: (1) increase the total not-to-exceed amount by $300,000 for a total not-to-exceed amount of $575,000; (2) replace Exhibit "A-1" with Exhibit "A-2"; and (3) extend the term of the Agreement through October 31, 2026. This is the second amendment to the Original Agreement

AGREEMENT

NOW, THEREFORE, City and Contractor hereby agree that the aforementioned recitals are true and correct and further agree as follows:

1. The Original Agreement is amended as follows:

   A. Section 3 of the Original Agreement is amended to read as follows:

      Description of Services. Contractor shall provide power washing services as more particularly set forth in Exhibit "A-2" (collectively "the Services").

   B. Section 5a of the Original Agreement is amended to read as follows:

      The total compensation payable by City to Contractor for the Services **SHALL NOT EXCEED** the sum of $575,000 ("not-to-exceed amount"). City shall compensate Contractor for the Services rendered at the hourly rates or task amounts set forth in Exhibit "A-2" up to the not-to-exceed amount. Except as provided in the body of this Agreement, the hourly rates or task amounts are intended to be Contractor's only compensation for the Services and is inclusive of all costs of labor, licensing, permitting, travel expenses, overhead and administrative costs, and any-and-all other costs, expenses, and charges incurred by Contractor, its agents, and employees to provide the Services.

Docusign Envelope ID: 401F6477-EC7B-442E-AA59-1DC5529CE541

C. Section 6 of the Original Agreement is amended to read as follows:

Term. The term of this Agreement commences on October 26, 2021, and terminates upon the completion of the Services or October 31, 2026, whichever occurs first.

2. These amendments are prospective and only apply to the Services rendered by Contractor after the execution of this Amendment. Unless otherwise stated herein, this Amendment does not relieve the parties of the terms and conditions of the Original Agreement as written and in effect at the time the Services were rendered.

3. Except as amended above, the Original Agreement remains in full force and effect.

EXHIBIT A

In concurrence and witness whereof, and in recognition of the mutual consideration provided therefore, the parties have executed this Agreement effective on the date first written above.

CONTRACTOR: **Dated:**

DocuSigned by:
26BA2C77FC8E440...
11/21/2024 | 11:11 AM PST

Brandon Cody
Operations Manager

CITY OF LIVERMORE: **Dated:**

Marianna Marysheva
City Manager

APPROVED AS TO FORM:

Signed by:
Molly O'Toole
A006EFED3B6E4A5...
Deputy/Assistant/City Attorney

APPROVED AS TO INSURANCE:

DocuSigned by:
Jas Sidhu
A5F7D34BB6A748A...
Risk Manager/Analyst

Attachments:
Exhibit A-2 - Scope of Work

Docusign Envelope ID: 401F6477-EC7B-442E-AA59-1DC5529CE541

Exhibit A-2
Scope of Work

PPWPM, Inc. ("Contractor") shall provide all necessary labor, supplies, equipment, and materials to complete the following services:

1. Pressure wash all sidewalks (including bluestone), seating walls, benches, and the exterior of trash/recycle receptacles in the areas outlined in the maps included in Exhibit C, as well as at the areas listed in the table below.
2. As-needed post-event clean-up as requested by the Project Manager.

Requirements

1. Contractor must furnish the Project Manager with a monthly pressuring washing schedule at least one week before the start of each month.
2. Services must be completed on no more than two nights per week.
3. Contractor shall deliver all invoices via email to maintenance-request@livermoreca.gov.

Cleaning Areas

As depicted in Exhibit C and at the following locations:

First St. between M St. to Maple
Veteran's Wav
Parking Garage Entrance/Exit and Rear of Parking Garage at Train Landing
Lizzie Fountain Area
J St. from First to Second St.
K St. from First to Second St.

All areas will be serviced once per month November through April and twice a month May through October.

First St only, M St to Maple, will be serviced twice a month May through October on weeks that all areas are not being serviced.

Terms

1. This Agreement does not obligate the City to any particular amount of work to be completed by Contractor.
2. City reserves the right to halt work at any time for noncompliance with this Agreement, or unsafe work conditions or practices.

Docusign Envelope ID: 401F6477-EC7B-442E-AA59-1DC5529CE541

Compensation

	Monthly Total
Monthly Service	$11,118.34
	Hourly Rate
Additional Services as Needed	$105.00

The monthly service rate is a flat fee and is inclusive of all costs associated with the services, including travel to and from the service location. The additional services rate is an hourly rate and may be billed portal to portal.

LIVERMORE
CALIFORNIA

CITY COUNCIL STAFF REPORT **ITEM NO. 5.4**

DATE: January 13, 2025

TO: Honorable Mayor and City Council

FROM: Brandon Cardwell, Innovation and Economic Development Director

SUBJECT: Resolution accepting the Livermore Valley Arts Annual Report for Fiscal Year 2023-2024.

RECOMMENDED ACTION

Staff recommends the City Council adopt a resolution accepting the Livermore Valley Arts Annual Report for Fiscal Year 2023-2024.

SUMMARY

The City of Livermore's Sublease and Operating Agreement with the Livermore Valley Performing Arts Center (known as Livermore Valley Arts) requires an annual report. Staff recommends the City Council adopt a resolution to accept the Livermore Valley Arts Annual Report for Fiscal Year 2023-2024.

DISCUSSION

The City of Livermore's Sublease and Operating Agreement with the Livermore Valley Performing Arts Center (known as Livermore Valley Arts) establishes the terms and conditions for which the Livermore Valley Arts may lease the Bankhead from the City and continue operating the Bankhead as a community theater. The document includes many standards and measures to facilitate the stability of the organization, financial sustainability, regular reporting to the public, and operating criteria to meet the community's expectations for a variety of high-quality performances and events. Consistent with the requirements of the Sublease and Operating Agreement, an annual report is attached (Exhibit A) for City Council to receive. Staff recommends the City Council adopt a resolution accepting the Livermore Valley Arts Annual Report for Fiscal Year 2023-2024.

FISCAL AND ADMINISTRATIVE IMPACTS

There are no administrative or fiscal impacts to receiving the report.

COMMUNITY PILLAR

4: Inclusive and Inviting Spaces and Places

GOAL

1: Sense of Place

ATTACHMENTS

1. Resolution
2. Exhibit A - Livermore Valley Arts Annual Report FY 2023-2024

Prepared by: Theresa de la Vega
Management Analyst II

Approved by:



Marianna Marysheva
City Manager

Fiscal Review by:



Tina Olson
Administrative Services Director

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION ACCEPTING THE ANNUAL REPORT FROM LIVERMORE VALLEY ARTS (FORMERLY KNOW AS LIVERMORE VALLEY PERFORMING ARTS CENTER) FOR FISCAL YEAR 2023-2024

The terms and conditions of the City of Livermore's Sublease and Operating Agreement for the Bankhead Theater requires Livermore Valley Arts (formerly, Livermore Valley Performing Arts Center) to provide an annual report of its accomplishments during the previous year to the City and to describe the organization's goals for the upcoming year. Attached is a copy of the Livermore Valley Arts Annual Report for Fiscal Year 2023-2024 (Exhibit A).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Livermore that it hereby accepts Livermore Valley Arts' Annual Report for Fiscal Year 2023-2024 attached to this resolution.

On motion of Council Member _____, seconded by Council Member _____, the foregoing resolution was passed and adopted on January 13, 2025, by the following vote:

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

ATTEST:

_____
Deborah L. Elam
City Clerk

APPROVED AS TO FORM:

/s/ Jason R. Alcala
Jason R. Alcala
City Attorney

Exhibit A – Livermore Valley Arts Annual Report for Fiscal Year 2023-2024

ANNUAL REPORT

2023

LIVERMORE VALLEY

arts

2024



Table of **Contents**

BY THE NUMBERS	PAGE 3
A MESSAGE FROM THE CEO	PAGE 4
ENGAGE	PAGE 6
ENRICH	PAGE 8
INSPIRE	PAGE 10
FINANCIAL HIGHLIGHTS	PAGE 12
CORE VALUES	PAGE 15

BY THE NUMBERS

EXHIBIT A

1,141
Member Households
8% annual growth

80
Bankhead Presents Performances

12,070
Social Media Followers

32
Episodes of the Beyond the Stage Podcast

30
Sold Out Performances
40% annual growth

39
Resident Company Performances

18,994
Visitors to community events, including ArtWalk, UNCLE Credit Union Art Gallery, among others
96% annual growth

4,024
Students served through performances, classes, & camps

16,298
Attendees to our 8 Cultural Celebrations
45% annual growth

88,229
Patrons served
22% annual growth

11,998
Volunteer Hours worked

238,000
Active Website Users
35% annual growth

27,795
First Time Visitors

39
Visiting Company Performances

123
Articles in the Press



A MESSAGE FROM THE CEO

Chris Carter

One of the many enjoyable elements of my work is when we interview artists coming to The Bankhead for our podcast, "Beyond the Stage at Livermore Valley Arts." Our Marketing Director, Ruth Egherman, and I have talked to some remarkably talented and creative people for the podcast like Jake Shimabukuro, Keiko Matsui, Efren Ramirez from "Napoleon Dynamite," John Ondrasik from Five for Fighting, the founder of Oakland Interfaith Gospel Choir, Terrance Kelly, The Four Freshmen, Lindsay Deutsch of Take 3, and Kari Byron from "Mythbusters." I often ask them about their creative process and what advice they might have for others. Everyone seems to have a different answer, but all are good answers.

Our most recent interview was with JD Souther, who was integral in the Laurel Canyon music scene back in the 70s and has written and co-written a large number of classic songs by the Eagles, Linda Rondstadt, and James Taylor. He even had several hits of his own. He was scheduled to perform at The Bankhead on Sept. 27, but we were struck with the sad news of his passing just one week before the show. This was one concert in particular that I was truly looking forward to, especially after talking to him about his life and music. In the interview, I asked him about his own creative process and he simply said that it was a mystery. Sometimes he would sit at his desk and nothing would happen, while other times ideas simply poured out.

He did have one piece of wisdom that really resonated though. JD said that the hardest part about writing a song is ensuring that every element is as strong as the beginning. That is where the great ideas start, at the beginning. Then the question becomes, "How do you keep it going?" I believe the same is true with Livermore Valley Arts. We are now 17 years into our journey at The Bankhead. We have grown and changed over time, and have aspired not only to continue just as strongly as that opening day, but also to grow and get even better. How can we ensure a good life if we are not always aspiring to become the best version of ourselves?

To that end, at Livermore Valley Arts we chose this last year to expand our mission statement with two new words, which now reads: "The mission is to offer a broad range of arts opportunities and experiences to engage, **enrich**, and **inspire** our diverse community." Taking additional steps beyond simply engaging our community to enrich and inspire the lives of everyone we connect with speaks to our continuing effort to become the best version of ourselves.

Thank you for taking the time to learn more about Livermore Valley Arts and the work we are doing to enhance the lives of the people we serve. Most of all, thank you for your support.



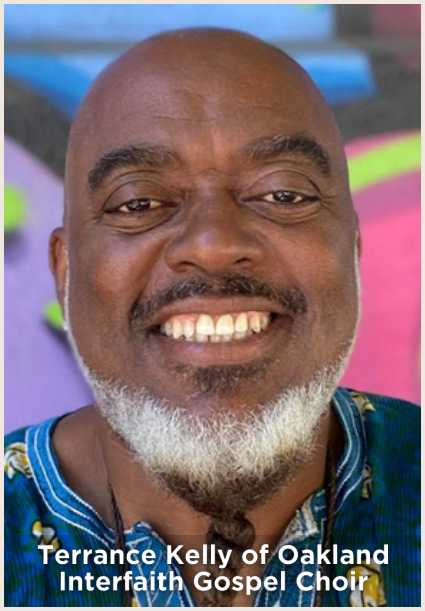
Chris Carter
Chief Executive Officer

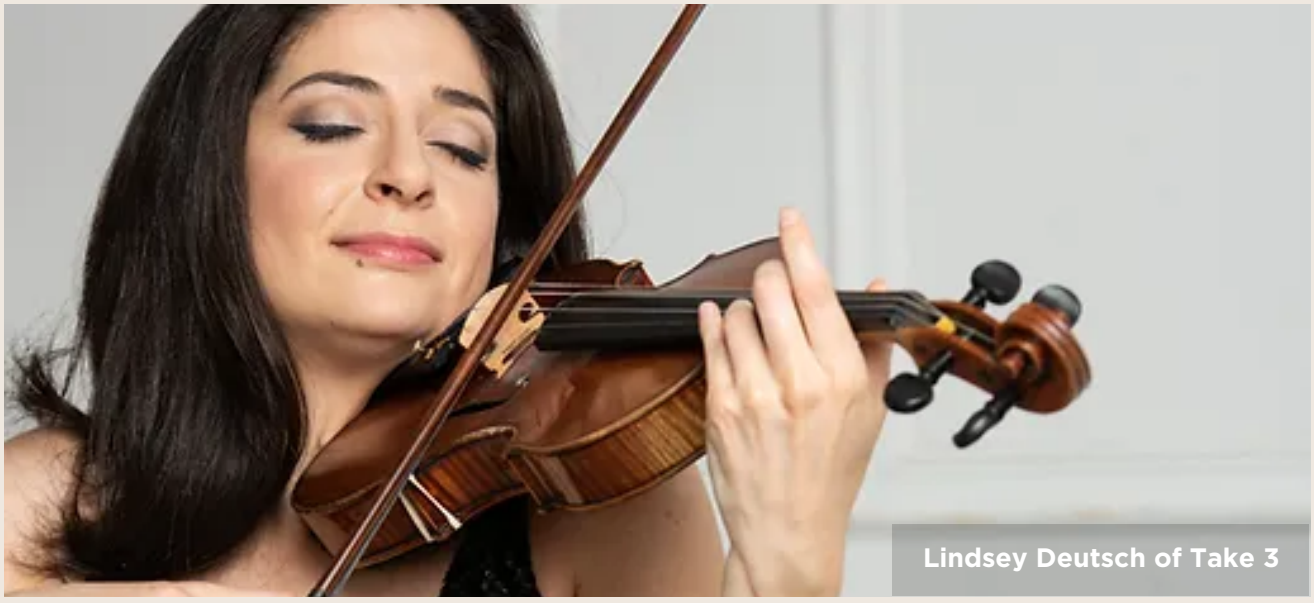

JD Souther


Efren Ramirez


Kari Byron

BEYOND THE STAGE PODCAST


Terrance Kelly of Oakland Interfaith Gospel Choir


Lindsey Deutsch of Take 3


ComicCon Livermore takes over The Bankhead


Award-winning storyteller, Bil Lepp, at the Stage Door Lounge

ENGAGE

We are part of our greater Tri-Valley community here at LVA, and we strive to involve and welcome 'into the family' all members of our beautiful, multi-faceted region. All of these events worked to bring individuals and audiences together, to spark excitement and **ENGAGE** in a collective sense of community.



Marti Sutton & Kathy Young Tri-Valley NonProfit Alliance

Engaging With New Spaces

- Stage Door Lounge creates an up close and personal experience on the Bankhead Stage where performers and the audience share the same space
- ComicCon Livermore brought in nearly 4,000 people to Downtown Livermore

Engaging With Community Partners

- Bobby McFerrin and Valley Concert Chorale shared the stage in September of 2023
- 'Ballerina Boys' received a free filming at the Livermore Public Library in advance of the Les Ballets Trockadero de Monte Carlo performance in January
- American Ballet Theatre Studio Company held a special master class with resident company Valley Dance Theatre
- Pride Anthems launched Pride Month and Faith Alpher's 'More Than a Song' celebrated Juneteenth at The Bankhead

Engaging With Resident Companies

- The Marketing Department conducted free workshops on marketing, printing, and social media for LVA resident companies
- LVA worked with Community Health and Education Foundation (CHEF) to set up a fund to provide scholarships in arts education and lower costs for resident companies
- CYT Tri-Valley (Christian Youth Theater) joined the Livermore Valley Arts roster of resident companies



Pride Anthems celebrates
the anthems of the LGBTQ+ Community



CYT Tri-Valley brings *Moana Jr*
to The Bankhead



Asian American Club from Granada High School representing at the AANHPI Celebration



22nd Annual ArtWalk

ENRICH

The Arts **ENRICH** us all, bring us together as a community, improve our overall well-being and quality of life, and improve our healthcare while contributing to our healing. And the Arts **ENRICH** and strengthen our local economy.



I Gede Oka Artha Negara from AANHPI Celebration

Enrichment Through Cultural Experiences

- LVA partnered with Cheza Nami Foundation and Livermore Filipino American Organization for the 5th annual Weekend of Culture with over 8,500 people in attendance
- Pride Fest returned to the Bankhead Plaza where LVA partnered with Livermore Pride celebrating love with over 1,000 people in attendance
- LVA partnered with the Shiva-Vishnu Temple Hindu Community and Cultural Center for the biggest Diwali Celebration yet with approximately 4,000 people in attendance
- LVA was pleased to work with Mony Nop Real Estate and Barang Films on their presentation of the documentary 'Elvis of Cambodia,' welcoming and engaging the Cambodian population in the Bay Area

Enrichment Through The Visual Arts

- ArtWalk grew in size and LVA was able to close First Street for the first time to allow for more space for both artists and visitors
- There were 159 artists and vendors registered for over $9,700 in revenue from registrations alone
- More than 6,500 visitors came into Downtown Livermore from all over the Bay Area
- The Bothwell Arts Center is home to 20 studio artists and growing

Enrichment Through Learning

- LVA operates 6 weeks of art camps throughout the year for kids ages 6-15, enriching the lives of over 200 Tri-Valley youths
- The Tri-Valley community participated in 8 different types of art classes and workshops with everything from Jewelry Making to Comedy to Art History, along with special art classes the whole family can take together
- The Bothwell Arts Center is home to 20 studio artists and growing
- LVA school shows with Ballet Folklorico Mexicano de Carlos Moreno and “History That Doesn’t Suck”

Enrichment Through Performance

- In February 2024, East Bay Jazz (EBJ) kicked off their season with a workshop with JazzReach that culminated in a performance with the Metta Quintet on the Bankhead Stage
- The 21 students who were selected to be a part of EBJ performed at 9 concerts throughout the Bay Area
- EBJ’s students come from schools all over the East Bay including: Monte Vista, Amador Valley, Foothill, Miramonte, Valley View Charter Prep, Dublin, San Leandro, Concord, Dougherty Valley, De La Salle, Moreau Catholic, Mt. Eden, Northgate, and California HS



East Bay Jazz High School All-Stars performing with the Metta Quintet



Art Camps at The Bothwell Arts Center



LVA curated the art that adorns the walls at the Vineyard Resource Center



Kim Budil, Director Lawrence Livermore National Laboratory

INSPIRE

"... I love art for art's sake but Livermore Valley Arts also understands the importance of art for the community's sake. We all need food and shelter to survive, but it's art that saves us, and sometimes even wipes the dust away from the soul. Thank you, Livermore Valley Arts, for healing the world one piece of art at a time."

John Bost, Executive Director Vineyard Resource Center



The Bankhead drenched in blue for National Denim Day

Insipiration From Our Community

- LVA presented An Evening with Kim Budil, Director of Lawrence Livermore National Laboratory
- LVA Participated in National Denim Day as part of Sexual Assault Awareness Month
- Tri-Valley NonProfit Alliance hosted their annual Power of Giving event at The Bankhead in which Livermore Valley Arts received the "Impact Maker" Award in Arts & Culture
- LVA curated the artwork that now hangs in the Vineyard Resource Center in Livermore; a collaboration of Open Heart Kitchen and Housing Consortium of the East Bay to deliver permanent-supportive housing, nutritious meals, overnight shelter, free showers, free laundry, and a full complement of local service providers onsite each week

Inspiration Through Representation

- Five for Fighting with String Quartet inspired us to remember our veterans and active military, while also keeping in mind those in Ukraine who are casualties of war
- Funny Women of A Certain Age inspired us to continue to reach for our dreams no matter our age
- Henry Winkler inspired us through his story telling reminding us that we can't let our disabilities define us
- Cross That River, Oakland Interfaith Gospel Choir, and Les Ballet Trockadero de Monte Carlo allowed us to see ourselves on stage

Inspiration Through Giving

- Brilliance at The Bankhead starring Jason Alexander provided a record-breaking fundraising, over $678,000 raised for the Arts and Arts Education
- In June of 2024, in memory of Ron Koopman, Jo Ann Koopman started the Ron and Jo Ann Koopman Piano Fund supporting the ongoing care of LVA's 4 pianos used by artists



Jason Alexander performs with the Livermore-Amador Symphony at Brilliance at The Bankhead

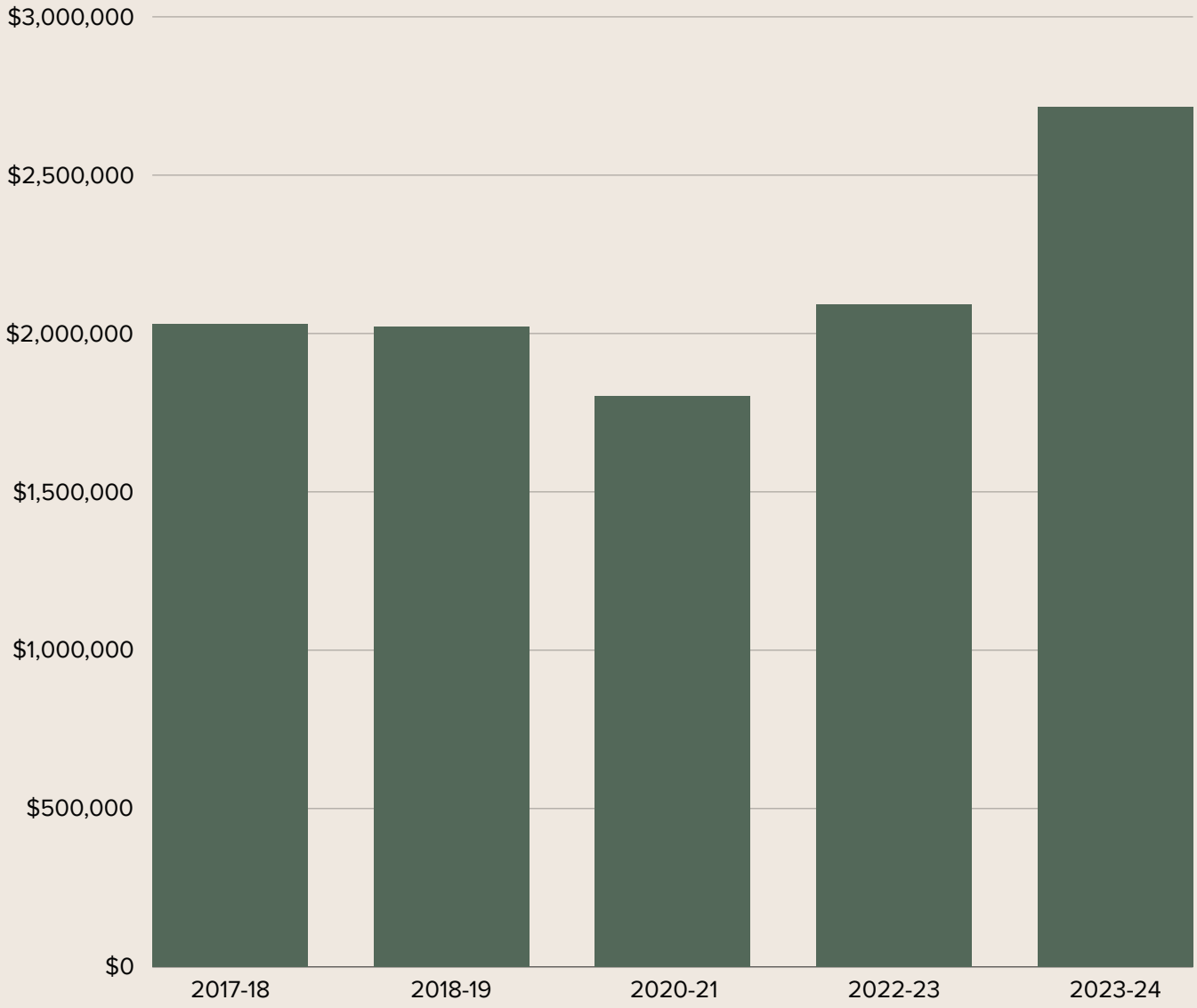


Henry Winkler live on the Bankhead Stage

FINANCIAL HIGHLIGHTS

Over the last three fiscal years, we have seen dramatic increases in ticket sales and overall earned revenue with 2023-2024 being no exception. Livermore Valley Arts saw an increase in earned revenue of more than 26% from the prior year with ticket sales hitting their highest mark in history. We also expanded our investment in programming with an 8% increase in programming expenses.

EARNED REVENUE COMPARISON*

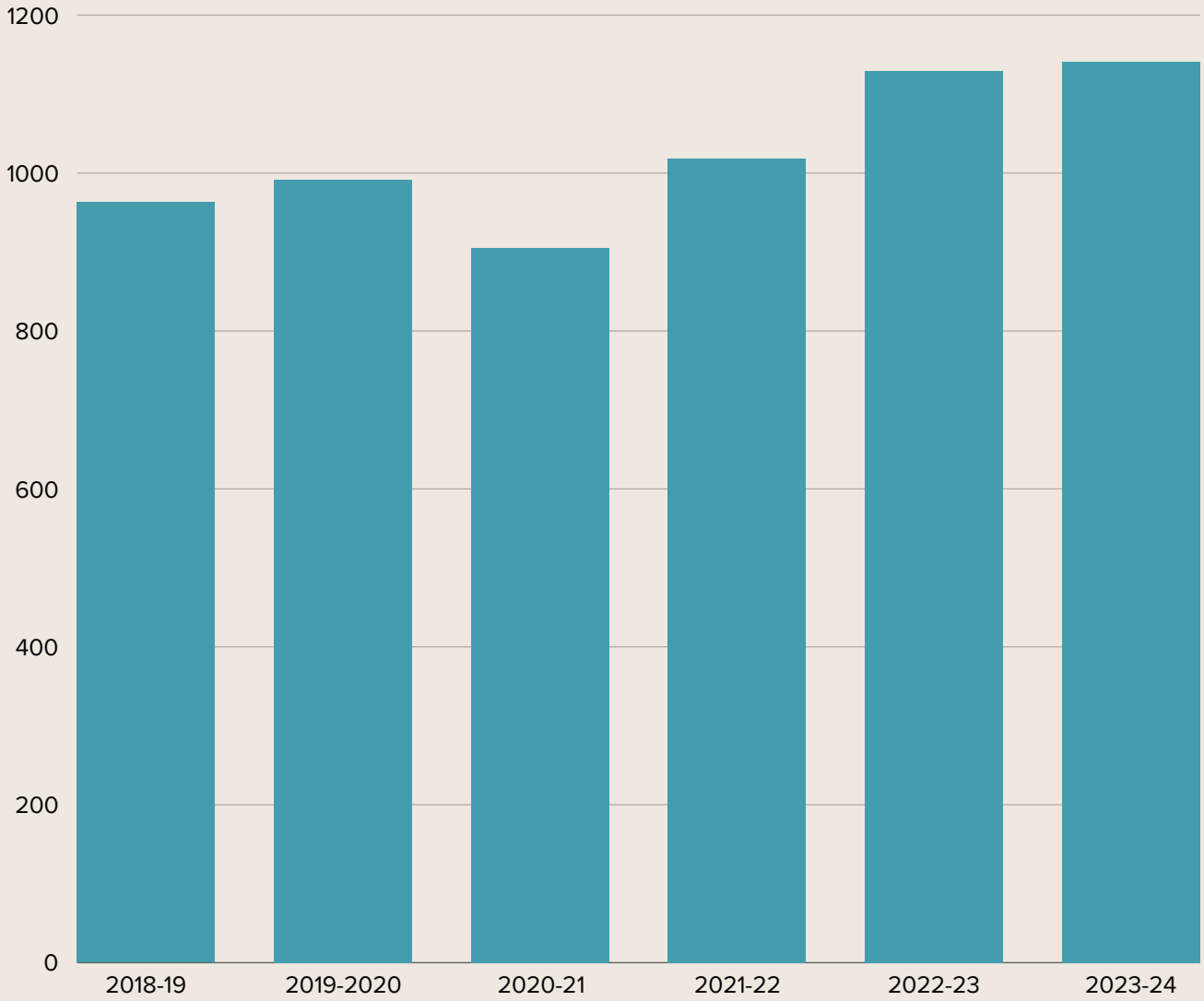


*2019-2020 (The Covid season) was deliberately left off

CONTINUED

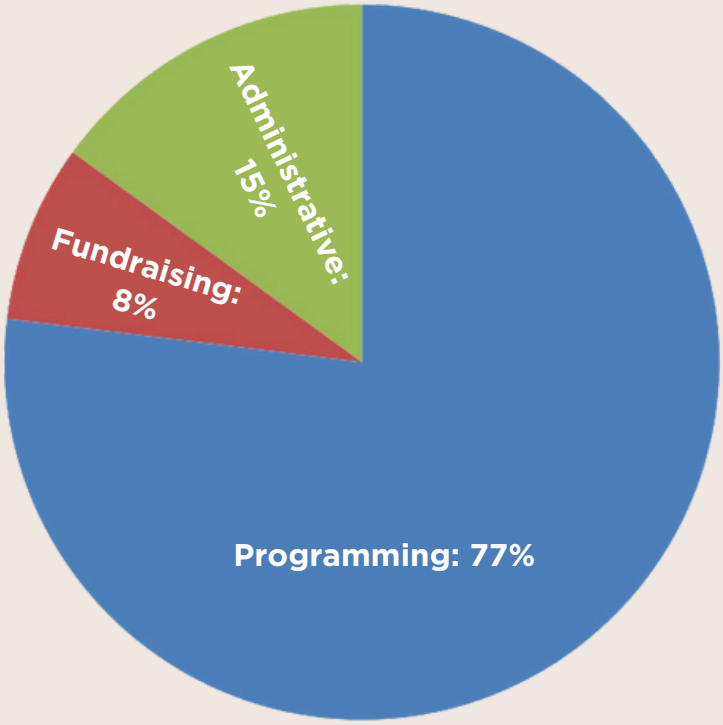
We are continuing to see a year-to-year increase in membership that has steadily climbed now to nearly 1,200 member households by the end of the fiscal year. Even though membership was at an all-time high, total contributions dropped from the last year due to a decrease in government grants and funding that primarily focused on Covid recovery. Individual donations increased from the previous year, and there were several bright spots for contributions including a $100,000 commitment launching the newly named Ron and Jo Ann Koopman Family Piano Fund.

MEMBERSHIP COMPARISON



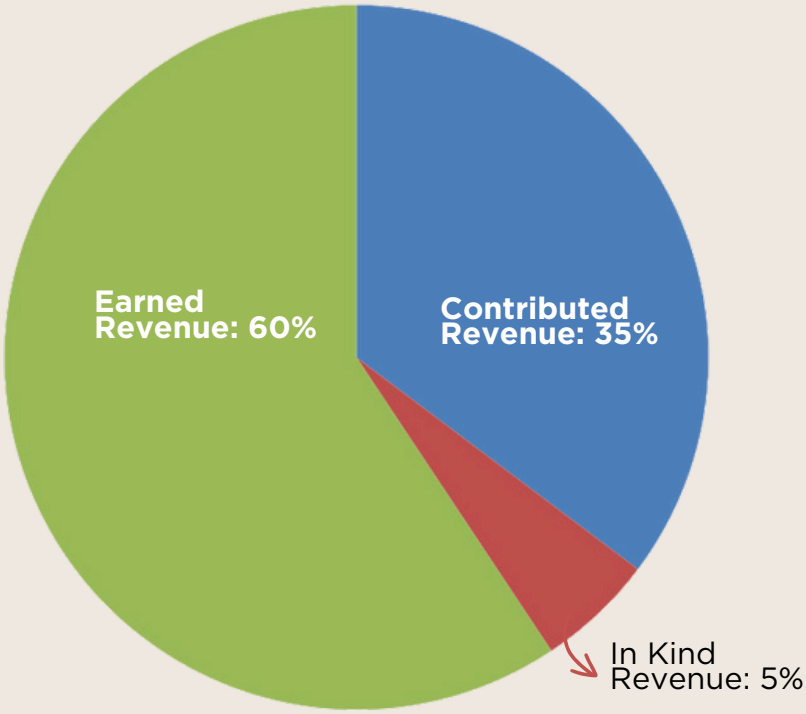
2023-2024 Expenses

$4,169,278*



2023-2024 Income

$3,687,058*



*At the time of the publishing of this report, these numbers remain unaudited.

LIVERMORE VALLEY ARTS CORE VALUES

PASSION FOR THE ARTS
LVA seeks to employ a team of dedicated arts professionals to fulfill our mission, vision, and values and share our passion for the Arts with our patrons and the community.

EXCELLENCE
LVA strives to present excellence in all genres and forms of arts and through all aspects of our operations.

COLLABORATION
LVA endeavors to maximize the cultural arts offerings to the community through collaboration with local, regional, and national organizations, non-profits, businesses, government, schools, and colleges.

WELCOMING/ACCESSIBLE
LVA aims to create a sense of belonging and accessibility where the entire community, whether a patron, an artist, a performer, a member of the staff, or a volunteer, feels welcome and supported. Shared Arts experiences help people feel more connected and compassionate.

CREATIVITY
LVA works to inspire creativity in our work, on stage, and through our exhibits. Exposure to the Arts can inspire people to think differently and, therefore, creatively.

BREADTH/DEPTH
LVA aspires to provide patrons with both a depth and breadth of experience in the Arts.

INTEGRITY
LVA commits to integrity and transparency in all aspects of our organization.

The mission of Livermore Valley Arts is to offer a broad range of arts opportunities and experiences to engage, enrich, and inspire our diverse community.

EXECUTIVE OFFICERS
Denise Watkins, Chair
Leland Younker, Ph.D, Vice Chair
Henry (Hank) Huff, Treasurer
Jean Shuler, Secretary

EMERITUS
Michael Bocchicchio
Phillip N. Dean
Patrick Kernan
Dr. Mortimer Mendelsohn
Thomas Reitter
Donna Wilcox

DIRECTORS
Dr. Kelly Bowers
Norman Burkhard
Kelly Cousins, Ph.D.
Dona L. Crawford
Judge Mark Eaton
Dr. Dyrell Foster
Jeff Kaskey
Jean King
Layne Marceau
Catherine Ndungu-Case
Joan K. Seppala
Mark Triska
Dr. Michael S. Weiner
Philip R. Wente

HONORARY ARTS COMMISSION
Jack Campbell
Natalia Custodio
Brian Gentry
David and Valerie Jonas
Dwight and Marianne Lang
Anna Lim
Mony Nop
Linda Tinney
Elizabeth Trutner
Lara Webber

LIVERMORE VALLEY ARTS LEADERSHIP TEAM
Chris Carter, Chief Executive Officer
Reanna Bradford, Chief Financial Officer
Ruth Egherman, Director of Marketing
Eric Johnson, Director of Operations
Brittany Mulgrew, Director of Development
Anne Giancola, Education & Visual Arts Manager

LIVERMORE VALLEY ARTS
2400 FIRST STREET
LIVERMORE, CA 94550
925.373.6100
BOX OFFICE 925.373.6800
LivermoreArts.org
Tax ID # 68-0419182

LIVERMORE
CALIFORNIA

CITY COUNCIL STAFF REPORT **ITEM NO. 5.5**

DATE: January 13, 2025

TO: Honorable Mayor and City Council

FROM: Brent Smith, Community Development Director

SUBJECT: Resolution authorizing a supplemental appropriation in the amount of $450,000 in FY 2024-25 and awarding a construction contract with Westside Landscape & Concrete, Inc. in an amount not-to-exceed $335,204 for the construction of the Holmes Street Decorative Fence Replacement West Side from Catalina Drive to El Caminito Project PB200654.

RECOMMENDED ACTION

Staff recommends City Council adopt a resolution:

1. Authorizing a supplemental appropriation from General Fund Existing Asset Maintenance and Repair Reserves (Fund100) in the amount of $450,000 in FY 2024-25 to fund project PB200654;
2. Awarding a construction contract to Westside Landscape & Concrete, Inc., in an amount not-to-exceed $335,204, and authorizing the City Manager to sign the contract (Exhibit A);
3. Rejecting all other bids or proposals; and
4. Authorizing the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution including approving minor changes to the proposed agreement for the Decorative Wall Replacement - Citywide, Holmes Street Decorative Fence Replacement West Side from Catalina Drive to El Caminito Project 2006-54.

SUMMARY

The Holmes Street Decorative Fence Replacement West Side from Catalina Drive to El Caminito Project will replace approximately 1400 lineal feet of deteriorated wood stake fence on the west side of Holmes Street from Catalina Drive to El Caminito as seen in Attachment 1 - Vicinity Map. This project will help improve aesthetics along a major arterial and gateway into the City.

Three bids were received for this project on September 24, 2024. Staff recommends the City Council award and authorize a construction contract with Westside Landscape & Concrete, Inc., the lowest responsible and responsive bidder, and authorize the City Manager to sign the construction contract.

DISCUSSION

Holmes Street is a major roadway that provides access to residential and commercial areas of the City of Livermore and ultimately the downtown area. Holmes Street carries a major portion of daily traffic from Interstate 680 via Vallecitos Road which transitions to Holmes Street around Wetmore Road. Multiple single-family developments have been developed along the Holmes Street corridor with lots backing onto the roadway. Decorative concrete walls and wooden fences were constructed as a privacy barrier along the right of way. Many of the decorative walls and fences built along the lots backing Holmes Street are more than 60 years old and are past their service life. Concrete walls and wood fences built over half a century ago are in various levels of conditions and some need replacement. In an effort to maintain the security and privacy of private homeowners that back onto Holmes Street and improve the experience of those traveling the corridor, the City has undertaken projects to replace the deteriorated decorative fences and walls in this corridor.

Holmes Street: Hampton to Concannon - Pilot Project:

The City successfully undertook the removal and replacement of approximately 1,500 lineal feet of the original 60-year-old masonry wall from Hampton Road to Concannon Avenue from 2020-2022. The wall was replaced with an 8’ high redwood fence greatly improving the privacy and safety of residents. This was originally a public wall but reconstructed on the property line and converted to a private fence shifting maintenance from the City to the adjoining property owners. A higher fence was incorporated here since homes were situated 5-10’ above the roadway. The proposed fence for the current project will have a similar appearance but will be 7’ high since the relationship between the roadway and the homes is reversed, with homes lower than the roadway.

Holmes Street: Paris Street to Vancouver Way- Slope Cleanup:

The City undertook the cleanup of the area on the east side of Holmes Street from Paris Way to Vancouver Way in two phases in 2023. This project included removal of the deteriorated wooden fence, brick pilasters and slope debris. The project greatly improved the safety and appearance of the slope along this segment of Holmes Street.

The decorative fence being replaced by the current project was originally constructed in 1959, consisting of brick pilasters and redwood slats and is long past its service life. The deterioration has caused several property owners to build secondary fences adjacent to the original fence creating a mix of inconsistent replacements and temporary repairs.

Staff advertised the project on August 27, 2024 with a bid opening of September 24, 2024. The City received 3 bids for the Project. The lowest responsible and responsive bidder was Westside Landscape & Concrete Inc. Westside Landscape & Concrete are a reputable construction company based in Newman, California and have worked on various fencing and playground projects for the Pleasanton Unified School District and the Merced Irrigation District. Staff has checked references for Westside Landscape & Concrete Inc. and has found them satisfactory. In accordance with Livermore Municipal Code Section 2.68.590, Change Order authorization of $200,000 is allowed.

Contractor	Location	Bid Amount
WestSide Landscape & Concrete	Newman	$335,204
All Commercial Fence Inc.	Oakdale	$373,900
Marshall Bros Enterprises	Livermore	$441,931

Engineer's Estimate		$400,000

Staff is currently working with the individual property owners in the area to discuss the project and obtain rights of entry for construction access. The Right of Entry specifies that all future maintenance of the newly installed property-line fence will be the responsibility of the private property owner. Although it is not anticipated that the City will receive resistance to the project, if a property owner fails to sign and return the provided Right of Entry after multiple attempts by City staff, an abatement action will be pursued by the City's Neighborhood Preservation Department for compliance. In the event of an abatement action, the City will make the improvements using the City's contractor after notifying the property owner of the abatement action and allowing the appropriate time for response. An abatement action has not been required in any of the previous Holmes Street projects.

FISCAL AND ADMINISTRATIVE IMPACTS

Project 2006-54 is included in FY 2023-2028 Capital Improvement Plan. In FY 2023-24, $100,000 in General Funds (Fund 100) was appropriated to the project for the Paris Street to Vancouver Way - Slope Cleanup. An additional supplemental appropriation of $450,000 from the General Fund Existing Asset Maintenance and Repair Reserve in FY 2024-25 is now required to fund this construction contract, change order allowance, inspection, and project management.

COMMUNITY PILLAR

5: A City that Works

GOAL

14: Develop, operate, and maintain the City's infrastructure

ATTACHMENTS

1. Vicinity Map
2. Resolution
3. Exhibit A - Agreement

Prepared by: Christopher Ferrel
Associate Civil Engineer

Approved by:

Marianna Marysheva
City Manager

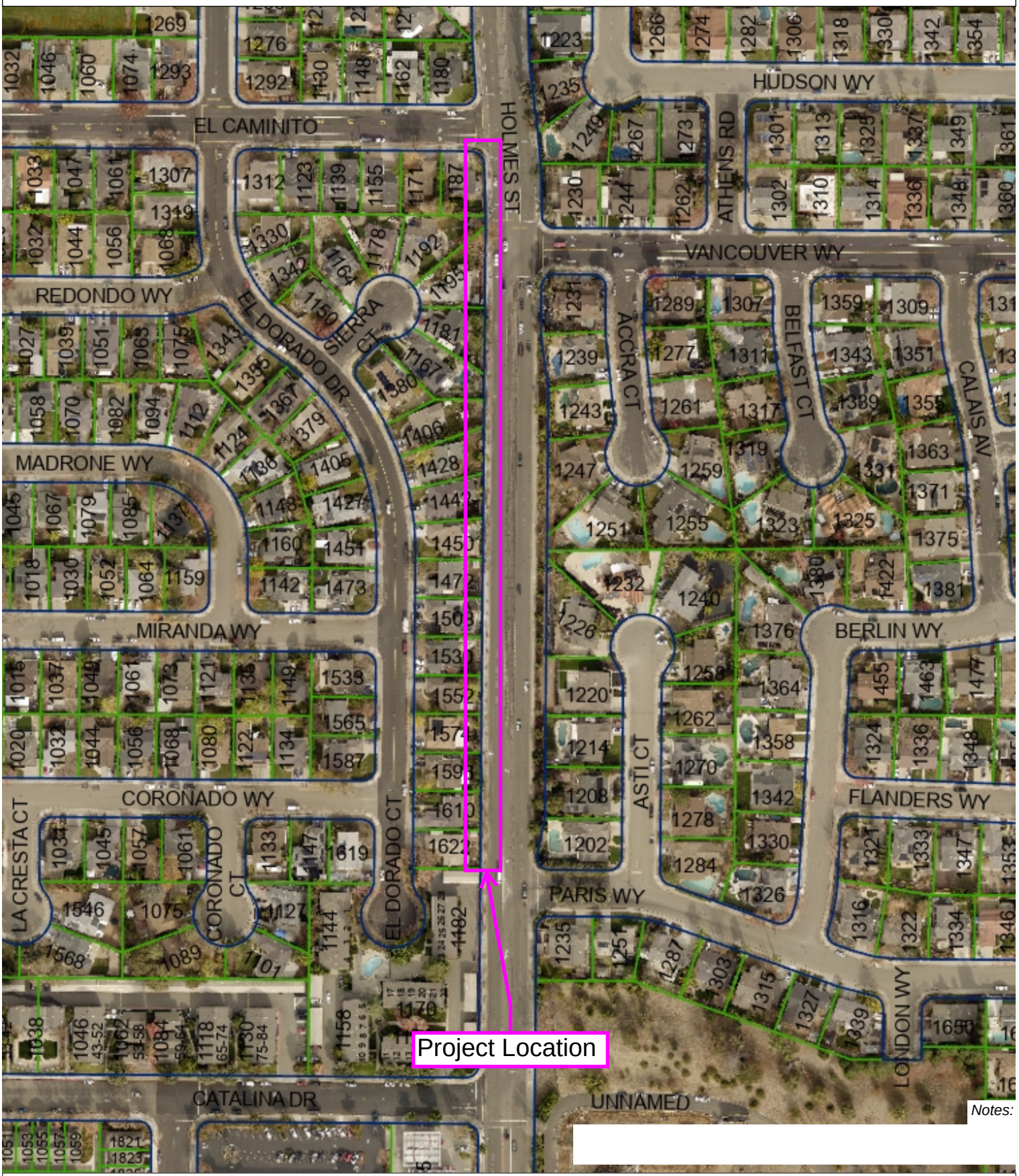
Fiscal Review by:

Tina Olson
Administrative Services Director

LIVERMORE CALIFORNIA

Vicinity Map

ATTACHMENT 1



Notes:

400.0 0 200.00 400.0 Feet

NAD_1983_2011_StatePlane_California_III_FIPS_0403_
Livermore IT, GIS Services

Scale: 1: 2,400

This map is based on City of Livermore GIS Information and reflects the most current information at the time of this printing. The map is intended for reference purposes only and the City and its staff is not responsible for errors.

Prepared:
11/6/2024 1:37:36 PM

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION AUTHORIZING A SUPPLEMENTAL APPROPRIATION OF FUND 100 (GENERAL FUND) IN THE AMOUNT OF $450,000 IN FY 2024-25 AND AWARDING A CONSTRUCTION CONTRACT WITH WESTSIDE LANDSCAPE & CONCRETE INC, IN AN AMOUNT NOT-TO-EXCEED $335,204, FOR THE CONSTRUCTION OF THE HOLMES STREET DECORATIVE FENCE REPLACEMENT FROM CATALINA DRIVE TO EL CAMINITO

(Decorative Wall Replacement – Citywide, Holmes Street Decorative Fence Replacement West Side from Catalina Drive to El Caminito Project 2006-54)

The Holmes Street Decorative Fence Replacement Project is located on Holmes Street on the west side from Catalina Drive to El Caminito and will consist of replacing 1,400 lineal feet of existing decorative fence. The existing backing-lot fence was constructed in 1959 and is well past its service life. The deterioration has caused several property owners to build secondary fences adjacent to the original fence creating a mix of inconsistent replacements and temporary repairs. Holmes Street is a major roadway that provides access to residential and commercial areas of the City of Livermore and ultimately the downtown area. Holmes Street carries a major portion of daily traffic from Interstate 680 via Vallecitos Road which transitions to Holmes Street around Wetmore Road. Replacing this deteriorated fence will improve the experience of those traveling this gateway corridor into the City of Livermore and is therefore a public benefit.

The City of Livermore advertised on August 27, 2024, and opened bids on September 24, 2024, for Construction of the Decorative Wall Replacement – Citywide, Holmes Street Decorative Fence Replacement West Side from Catalina Drive to El Caminito Project 2006-54 ("Project").

City staff recommends awarding the project to Westside Landscape & Concrete Inc., the lowest responsible and responsive bidder for the Project, and authorize the City Manager to sign the agreement.

A supplemental appropriation of $450,000 in General Funds (Fund 100) in FY 2024-25 is now required to fund this construction contract, change order allowance, inspection, and project management.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Livermore:

1. Authorizes a supplemental appropriation of the General Fund Existing Asset Maintenance and Repair Reserve (Fund 100) in the amount of $450,000 in FY 2024-25;

2. Awards a construction contract to Westside Landscape & Concrete Inc, in an amount not-to-exceed $335,204, and also authorizes the City Manager to sign the contract attached as Exhibit A which is incorporated by this reference to the resolution;

3. Rejects all other bids or proposals; and

4. Authorizes the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution including approving minor changes to the proposed agreement.

On motion of Council Member _____, seconded by Council Member _____, the foregoing resolution was passed and adopted on January 13, 2025, by the following vote:

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

ATTEST:

_____
Deborah L. Elam
City Clerk

APPROVED AS TO FORM:

/s/ Tara Mazzanti
Tara Mazzanti
Assistant City Attorney

Exhibit A- Construction Contract with Westside Landscape & Concrete Inc.

CONTRACT

This public works contract ("Contract") is entered into by and between the City of Livermore, a California Municipal Corporation ("City") and Westside Landscape & Concrete, Inc., a California Corporation ("Contractor") for work on the **Holmes Street Decorative Fence Replacement West Side from Catalina Drive to El Caminito, City Project No. 200654** ("Project").

The Parties Agree as Follows:

1. Award of Contract.

In response to the Notice Inviting Bids, Contractor has submitted a Bid Proposal to perform work on the Project, and on _____, 20___, as part of Resolution No. _____, City authorized award of this Contract to Contractor for the amount of Contractor's bid.

2. Contract Documents.

This Contract consists of all of the written representations and submissions made by Contractor as part of the Bid process and the following numbered and un-numbered component documents, as detailed on the table of contents of this Agreement:

a. Bidding requirements (consisting of the Notice Inviting Bids; Instructions to Bidders; Bid Proposal; Bid Schedule, Subcontractor List, Non collusion Declaration, Bid Bond, Bidder's Questionnaire, Payment Bond, Performance Bond, Warranty Bond);

b. General Conditions;

c. Special Conditions;

d. Division One Technical Specifications;

e. Appendix;

f. Index of Defined Terms;

g. Project Drawings and Specifications;

h. Bid Addenda, if any;

i. Change Orders, if any;

j. ALB Notice;

k. Notice to Proceed;

l. City Standard Specifications and Details;

3. Contractor's Obligations.

Contractor agrees to perform all of the Work required for the Project, as specified in the Contract Documents. Contractor must provide, furnish, and supply all things necessary and incidental for the timely performance and completion of the Work, including all necessary labor, materials, equipment, transportation, and utilities, unless otherwise specified in the Contract Documents. Contractor must use its best efforts to complete the Work in a professional and expeditious manner and to meet or exceed the performance standards required by the Contract Documents.

4. Payment.

As full and complete compensation for Contractor's timely performance and completion of the Work in strict accordance with the terms and conditions of the Contract Documents, City will pay Contractor three hundred thirty-five thousand two hundred- and three-dollars and 14 cents ($335,203.14) (the "**Contract Price**"), in accordance with the payment provisions in the General Conditions.

5. Time for Completion.

5.1. Substantial Completion

Note: Notice to Proceed (NTP) will be given to Contractor within six (6) months of acceptance of winning bid.

Contractor must achieve Substantial Completion, as that term is defined in the General Conditions, of the Project Work within 50 Working Days from the commencement date stated in the Notice to Proceed. ("**Substantial Completion Deadline.**"). For this project, the Contractor shall also incorporate 5 inclement Weather Days into their bid estimate. Contractor shall be solely responsible for the extended overhead and profit for these weather days and shall not be compensated by the City in any way, reference Section 10.3 of the General Conditions and Section 013200-4.3 Contract Schedules for additional weather day information.

5.2. Final Completion

Contractor must achieve Final Completion, as that term is defined in the General Conditions, of the Project Work within 20 Working Days after the date of substantial completion. ("**Final Completion Deadline.**")

5.3. Early Completion.

By signing below, Contractor expressly waives any claim for delayed early completion.

6. Liquidated Damages.

If Contractor fails to meet either the Substantial Completion Deadline or the Final Completion Deadline, City may assess liquidated damages according to the provisions in

the General Conditions of the Contract Documents in the following amounts for each day of Unexcused Delay, and the Contract Price shall be reduced accordingly.

6.1. Substantial Completion Deadline: Substantial Completion Deadline: Two thousand dollars ($ 2000) per day.

6.2. Final Completion Deadline: One thousand dollars ($ 1000) per day.

7. Labor Code Compliance.

This Contract is subject to all applicable requirements of Chapter 1 of Part 7 of Division 2 of the California Labor Code, including requirements pertaining to wages, working hours and workers' compensation insurance.

7.1. Prevailing Wages.

This Project is subject to the prevailing wage requirements applicable to the locality in which the Work is to be performed for each craft, classification or type of worker needed to perform the Work, including employer payments for health and welfare, pension, vacation, apprenticeship and similar purposes. The general prevailing wage rates for each craft, classification or type of covered work are available online at http://www.dir.ca.gov/DLSR.

7.2. DIR Registration.

City will not accept a Bid Proposal from or enter into the Contract with a bidder without proof that the bidder and its Subcontractors are registered with the California Department of Industrial Relations to perform public work under Labor Code, Section 1725.5, subject to limited legal exceptions allowed by the Labor Code.

8. Workers' Compensation Certification.

Under Labor Code, Section 1861, by signing this Contract, Contractor certifies as follows: "I am aware of the provisions of Labor Code, Section 3700 which require every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the Work on this Contract."

The successful bidder previous to the entering of the contract to do the said work shall take out and maintain in full force and effect worker's compensation insurance with an insurance carrier authorized to transact business in the State of California, covering the bidder's full liability for compensation to any persons employed who may be injured in the carrying out of said contract or the dependents thereof. Evidence of such worker's compensation insurance shall be furnished to the City of Livermore by certificate and waiver of subrogation in the City's electronic insurance certificate tracking system (PINS) prior to the commencement of the work and said certificate shall contain a provision that the coverage thereunder will not be canceled until at least thirty (30) days prior written notice has been given to the City.

9. Notice.

Any notice, billing, or payment required by the Contract Documents must be made in writing, and sent to the other party by personal delivery, U.S. Mail, a reliable overnight delivery service, facsimile, or by email as a PDF (or comparable) file. Notice is deemed effective upon delivery unless otherwise specified. Notice for each party must be given as follows:

	City	Contractor
Name	Joel Waxdeck	Jaime Alvarado
Address	1052 South Livermore Avenue	27107 State Highway 33
City/state/zip	Livermore, CA 94550	Newman, CA 95360
Phone	925-960-4500	209-862-3908
Fax	925-960-4505	209-862-3608
Attention	City Engineer	Estimator/ Project Manager
Email	jhwaxdeck@livermoreca.gov	jalvarado@westsidelandscape.net
Copy to	thpurcell@livermoreca.gov	

10. General Provisions.

The following items are repeated here as stated as part of Part 2, General Conditions, for emphasis:

10.1. Assignment and Successors.

Contractor may not assign its rights or obligations under this Contract, in part or in whole, without City's written consent. This Contract is binding on Contractor's successors and permitted assigns. A consolidation or merger of Contractor or a change in ownership of 25% or more of Contractor's capital stock constitutes an assignment by Contractor requiring the City's written consent.

10.2. Third Party Beneficiaries.

There are no intended third party beneficiaries to this Contract except as expressly provided in the General Conditions or Special Conditions.

10.3. Governing Law and Venue.

This Contract will be governed by California law and venue will be in the Superior Court of the County in which the Project is located, and no other place.

10.4. Amendment.

No amendment or modification of this Contract will be binding unless it is in a writing duly authorized and signed by the parties to this Contract.

10.5. Integration; Severability.

This Contract and the Contract Documents incorporated herein, including authorized amendments or Change Orders thereto, constitute the final, complete, and exclusive terms of the agreement between City and Contractor. If any provision of the Contract Documents, or portion of a provision, is determined to be illegal, invalid, or unenforceable, the remaining provisions of the Contract Documents will remain in full force and effect.

11. Authorization.

Each individual signing below warrants that he or she is authorized to do so by the party that he or she represents, and that this Contract is legally binding on that party. If Contractor is a corporation, signatures from two officers of the corporation are required under California Corporation Code, Section 313.

The parties agree to this Contract as witnessed by the signatures below:

CITY
City of Livermore, a California Municipal Corporation

s/_____

Marianna Marysheva, City Manager

Date: _____

Approved as to form:

_____
City of Livermore City Attorney

CONTRACTOR
Karina Castaneda

s/ Karina Castaneda, secretary

Name/Title [print]

Date: 12/6/2024

s/_____

Name/Title [print] Jaime I. Alvarado, Estimator/Project Manager

Date: 12/4/2024

825160
Contractor's Calif. License Number(s)

Seal:

11/30/2025
Expiration Date(s)

END OF DOCUMENT

LIVERMORE
CALIFORNIA

CITY COUNCIL STAFF REPORT **ITEM NO. 6.1**

DATE: January 13, 2025

TO: Honorable Mayor and City Council

FROM: Brent Smith, Community Development Director

SUBJECT: Hearing to consider a request to change the street name on a portion of East Vallecitos Road. The new name will be East Vineyard Avenue. New street numbers and the new street name will be issued to four parcels for the purpose of improving emergency response time and delivery service to those residents along the portion of the subject street.

RECOMMENDED ACTION

The Planning Commission and staff recommend the City Council adopt a resolution approving the renaming of a portion of East Vallecitos Road to East Vineyard Avenue and instructing the Planning Manager to file a Notice of Exemption with the Alameda County Recorder's Office.

SUMMARY

Street name changes require public hearings by the Planning Commission and City Council, according to City Council Resolution 372-91 (Attachment 3). On November 19, 2024, the Planning Commission reviewed the proposal and recommended approval of the street name change. The change will improve emergency response time and delivery service to those residents along the portion of the subject street. New street numbers will be issued by the US Postal Service, upon the city's recommendation, to the four affected parcels.

DISCUSSION

PROJECT DESCRIPTION

An approximately one-mile portion of private road situated north of Kalthoff Common, south of Wetmore Road, and east of East Vallecitos Road is proposed to be formally renamed from East Vallecitos Road to East Vineyard Avenue (Attachments 1 and 2). This portion of the road is also informally called Foley Road by some local residents and that name appears on the City's Geographic Information Systems (GIS) database. The new street name, East Vineyard Avenue, was chosen as a logical continuation of the road from East Vineyard Avenue to the portion of the street in question. Residents have noted that there has been difficulty with first responders and delivery services locating their homes. The proposed

change will help improve emergency response time and delivery service. Letters of support (Attachment 4) have been received from residents and the Livermore-Pleasanton Fire Department. The Fire Department supports the change because it will improve emergency response. This road will remain as a privately maintained road after the name change.

PLANNING COMMISSION

On November 19, 2024, The Planning Commission voted unanimously to approve the street name change. The Staff Analysis is contained in the Planning Commission Staff Report (Attachment 5). Staff has made minor changes (as shown in strikethrough and underline) to the table below since the Planning Commission's approval. The first change was to the street number for 203 E. Vallecitos Road. That address is proposed to be 878 instead of 876 E. Vineyard. The second change was to remove 51 E. Vallecitos Road from the list of proposed address changes because that parcel is accessed from East Vallecitos Road and has no access to the road that is being changed to East Vineyard Avenue.

Below is a table with the Assessor's Parcel Number (APN), current address, and proposed addresses of the affected properties within the city limits:

APN	Current Address	Proposed Address
99-1343-23	225 E. Vallecitos Road	898 E. Vineyard Avenue
99-1343-22	247 E. Vallecitos Road	884 E. Vineyard Avenue
99-1343-25	203 E. Vallecitos Road	~~876~~ 878 E. Vineyard Avenue
~~99-1343-24~~	~~51 E. Vallecitos Road~~	~~862 E. Vineyard Avenue~~
99-1354-3	651 E. Vallecitos Road	883 E. Vineyard Avenue
99-1354-4-1	None (Foley Road)	None (E. Vineyard Avenue)

ENVIRONMENTAL DETERMINATION

This project is Exempt under the provisions of the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15061(b)(3), which states that the activity is covered by the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA (Attachment 6).

FISCAL AND ADMINISTRATIVE IMPACTS

The fiscal impact will be minimal and consists of staff time to contact the above-mentioned entities and update the City's Geographic Information System.

COMMUNITY PILLAR

1: A Safe Community That Thrives.

GOAL

5: Ensure effective fire suppression, prevention, emergency medical and disaster services to meet the evolving needs of our communities and other changing conditions.

ATTACHMENTS

1. Location Map
2. Detailed Map of Proposed Changes
3. Street Naming Policy
4. Letters of Support
5. Planning Commission Staff Report
6. Resolution - CEQA
7. Exhibit A - Planning Commission CEQA Resolution
8. Resolution - Project
9. Exhibit A - Planning Commission Project Resolution

Prepared by: Jennifer Ackerman
Associate Planner

Approved by:

Marianna Marysheva
City Manager

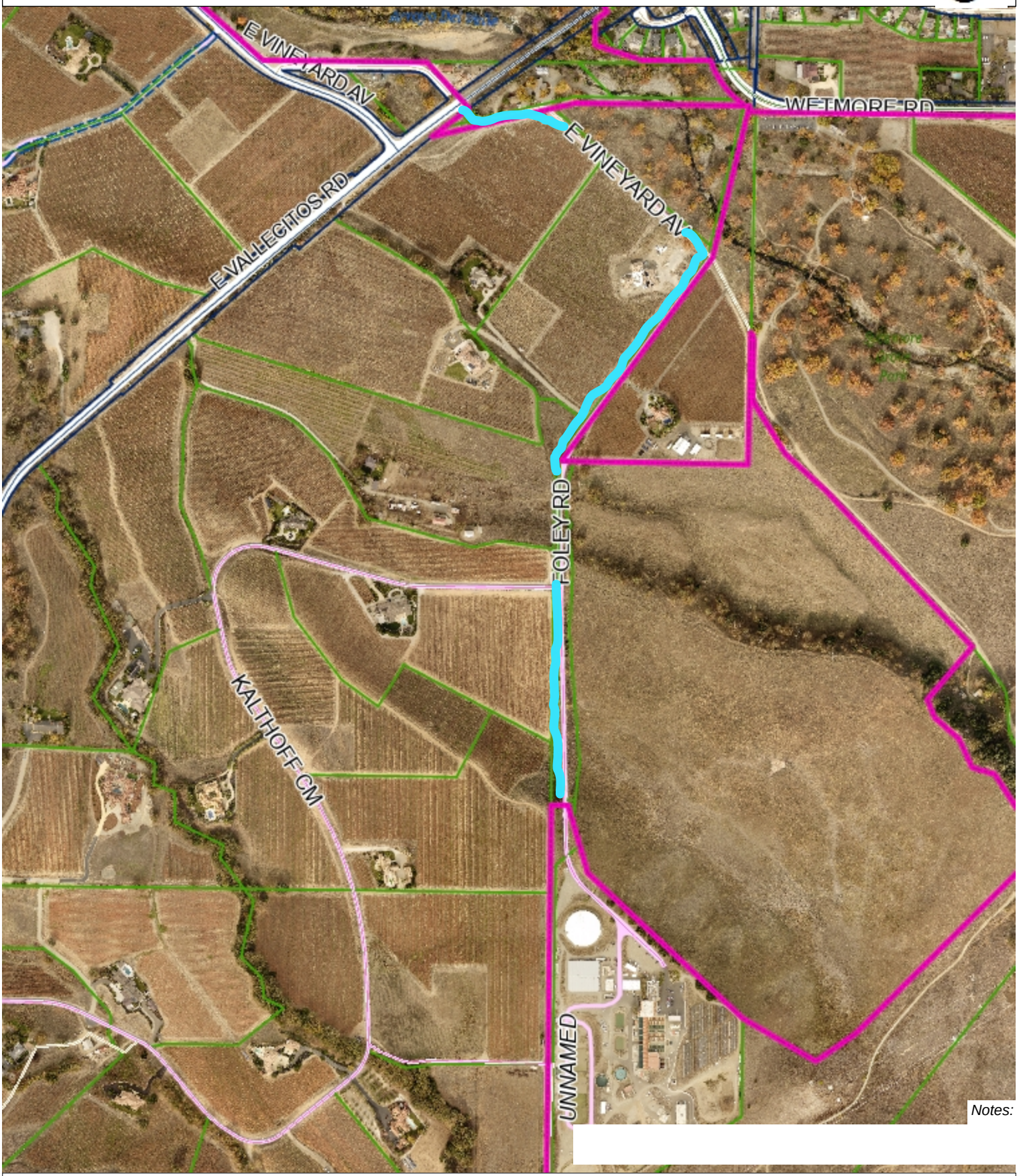
Fiscal Review by:

Tina Olson
Administrative Services Director

LIVERMORE
CALIFORNIA

Location Map

ATTACHMENT 1



Notes:

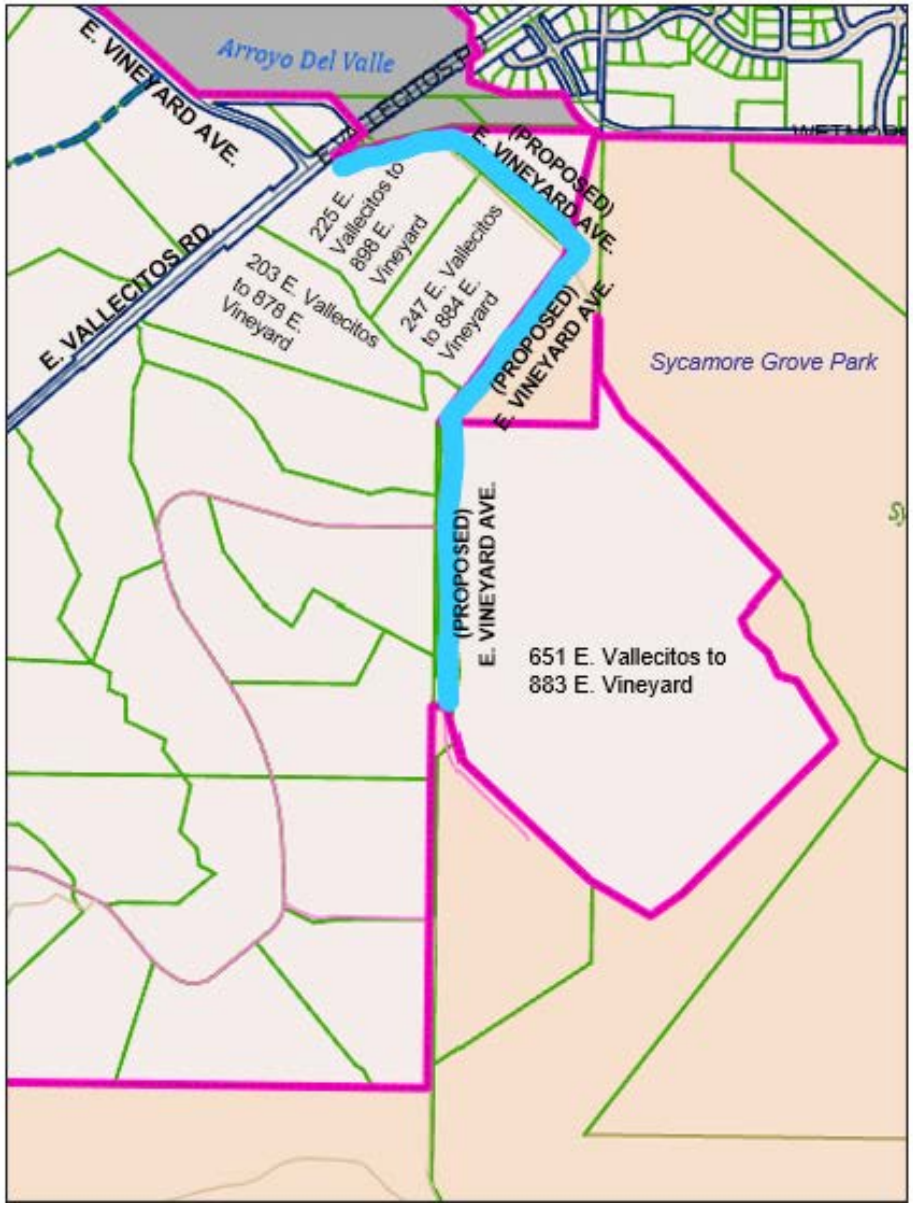
1,333.3 0 666.67 1,333.3 Feet

NAD_1983_2011_StatePlane_California_III_FIPS_0403_
Livermore IT, GIS Services

Scale: 1: 8,000

This map is based on City of Livermore GIS Information and reflects the most current information at the time of this printing. The map is intended for reference purposes only and the City and its staff is not responsible for errors.

Prepared:
12/16/2024
10:08:48 AM



Properties along East Vallecitos that will change to East Vineyard



Representative photograph of the subject road (looking south) from Google Maps.

LEGEND

- CITY LIMITS
- PORTION OF ROAD TO BE RENAMED FROM E. VALLECITOS TO E. VINEYARD
- LOT LINES

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE

STATE OF CALIFORNIA

A RESOLUTION ESTABLISHING THE METHOD AND MANNER FOR THE NAMING OF FUTURE STREETS
(Policy Proposal #59-91)

Section 12.16.070 of the Livermore Municipal Code establishes that the City Council shall adopt a resolution to establish the method and manner for the naming of streets.

On July 31, 1967, the City Council adopted Resolution No. 113-67 establishing regulations regarding the names that can be utilized on City Streets.

On September 17, 1991, the Planning Commission held a public hearing and recommended to the City Council that additional street naming policies be adopted.

On October 7, 1991, the City Council held a public hearing and considered the recommendation of the Planning Commission and staff, and adopted the new procedures for naming future City streets.

Now, therefore, the City Council of the City of Livermore finds and resolves that:

1. City of Livermore Resolution No. 113-67 is hereby repealed.

2. The following street naming policy is hereby adopted:

PURPOSE

The purpose of this policy is to establish an orderly procedure to regulate the naming of the streets in the City. The policy is established to eliminate the use of similar street names for different streets. This policy includes provisions for how street names are to be adopted, the establishment of street name themes, and policies regarding designation of the streets.

GENERAL POLICY

The use of street name themes shall be encouraged for the naming of all new streets. If a subdivision is located adjacent to an area that has a street name theme, the same theme should normally continue to be utilized. A new theme may be proposed if the project is separated from existing development by a major street, or other significant physical barrier (stream, railroad, topography).

STREET NAMES

No street or road crossing any of the base lines of the system established pursuant to Chapter 12.16 of the Livermore Municipal Code, shall be known by the same name on both sides of the base line unless such street shall be adequately designated by a prefix indicating a principal compass direction to denote the position of the street or road in relation to the base line.

Any public or private street, road or way shall be named in accordance with the following:

Any street, road or way running generally northerly and southerly shall be known as a "street" or "road".

Any street, road or way running generally easterly and westerly shall be known as an "avenue" or "way".

Any street, road or way running in a variable, curving or winding direction shall be known as a "drive" or "lane".

Any cul-de-sac or dead end, not a continuation of any of the above, shall be known as a "court" or "place".

Any street, road or way that intersects at both ends with the same street may be known as a "circle". The regulations regarding changing of the name when the street changes direction shall not apply to streets designated as a "circle".

Any private street, road or way shall be known as a "Common".

Major arterial routes through the county or cities, thereof, may be known as "boulevard", "parkways", "freeways" or "throughways".

All streets, roads and ways shall be known by the same name for its entire length. Where a street, road or way makes an angular change in direction, each direction shall be known by a different name.

APPLICATION

When an applicant submits a tentative subdivision map, the map shall include the proposed street names. One or more additional street names shall be provided for use as alternates in the event the proposed names are in conflict with street names previously approved. The additional street names shall equal at least 25% of the proposed streets in the project.

When a project is submitted for preliminary approval, as required for residential projects under the Housing Implementation Program, any proposed street names shall not be included. Streets shown on the submittal shall be identified by a street name only if it is a continuation of an existing street. Other streets shall be identified by letters of the alphabet, starting with the letter "A".

APPROVAL

Based upon the recommendations of the Planning Commission and staff, the City Council shall approve the street names in conjunction with the approval of the tentative subdivision map.

STREET NAME CHANGES

The City Council may approve a change of the name of any street. The approval shall be based upon the recommendation of the staff and Planning Commission. A public meeting shall be held by both the Planning Commission and the City Council to permit public testimony on the proposed name change.

ADMINISTRATION

A list of the street names that have been previously utilized shall be maintained by the Planning Department. The list shall contain the following information:

1. The status of the street or street name,

2. The street name theme being utilized,

3. The subdivision, and

4. The general location of the street.

If the project with the approved street name is not developed, the street name shall be removed from the active list, but will be retained for future use.

APPROVED AS TO FORM:

David G. Soderquist

ASSISTANT CITY ATTORNEY

ATTACHMENT 3

On motion of Councilmember WIESKAMP, seconded by Councilmember STEIN, the foregoing action was taken this 7 day of OCTOBER, 1991, by the following vote:

AYES: COUNCILMEMBERS RILEY, REITTER, WIESKAMP, STEIN, MAYOR BROWN

NOES: _____

ABSENT: _____

On motion of Councilmember Riley, seconded by Councilmember Wieskamp, the foregoing Resolution was passed and adopted on the Consent Calendar this 28th day of October, 1991, by the following vote:

AYES: COUNCILMEMBERS Reitter, Riley, Stein, Wieskamp & Mayor Brown

NOES: NONE

ABSENT: NONE

Cathie Brown
MAYOR, CITY OF LIVERMORE, CALIFORNIA

ATTEST:

Carol Greany
CITY CLERK

STREET NAMING POLICY

PURPOSE

The purpose of this policy is to establish a orderly procedure to regulate the naming of the streets in the city. The policy is established to eliminate the use similar street names for different streets. This policy includes provisions for how street names are to be adopted, the establishment of street name themes, and policies regarding designation of the streets.

GENERAL POLICY

The use of street name themes shall be encouraged for the naming of all new streets. If a subdivision is located adjacent to an area that has a street name theme, the same theme should normally continue to be utilized. A new theme may be proposed if the project is separated from existing development by a major street, or other significant physical barriers (stream, railroad, topography).

STREET NAMES

No street or road crossing any of the base lines of the system established pursuant to Chapter 12.16 of the Livermore Municipal Code, shall be known by the same name on both sides of the base line unless such street shall be adequately designated by a prefix indicating a principal compass direction to denote the position of the street or road in relation to the base line.

Any public or private street, road or way shall be named in accordance with the following:

Any street, road and way running generally northerly and southerly shall be known as a "street" or "road".

Any street, road and way running generally easterly and westerly shall be know as a "avenue" or "way".

Any street, road and way running in a variable, curving or winding directions shall be know as a "drive" or "lane".

Any cul-de-sac or dead end, not a continuation of any of the above shall be know as a "court" or "place".

Any street, road and way that intersects at both ends with the same street may be known as a "circle". The regulations regarding changing of the name when the street changes direction shall not apply to streets designated as a "circle".

Any private street, road and way shall be known as a "common".

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When an applicant submits a tentative subdivision map, the map shall include the proposed street names. One or more additional street names shall be provided for use as alternates in the event the proposed names are in conflict with the street names previously approved. The additional street names shall equal at least 25% of the proposed streets in the project.

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Based upon the recommendations of the Planning Commission and staff, the City Council shall approve the street names in conjunction with the approval of the tentative subdivision map.

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2. The street name theme being utilized,
3. The subdivision, and
4. The general location of the street.

If the project with the approved street name is not developed, the street name shall be removed from the active list, but will be retained for future use.

91LH4\PP5991CC.RES

Date: October 31, 2024

To: Jennifer Ackerman, Associate Planner

From: Kurtis Dickey, Battalion Chief of Training

Subject: **Renaming of Addresses Along E. Vallecitos Road**

The proposed change has been under discussion for quite some time. Changing the home address from Vallecitos to E. Vineyard makes sense and will improve emergency response to the homes. The address change identifies the street the driveways are connected too. We support the change and hope it goes through.

Please let me know if and when the address changes are finalized, and we will make the adjustments on our side.

Respectfully submitted,

Kurtis Dickey
Battalion Chief of Training

From: [redacted]
Sent on: Wednesday, September 11, 2024 3:31:44 AM
To: Jennifer Ackerman <[redacted]>
Subject: response to proposed address changes along E Vallecitos Rd

You don't often get email from [redacted].com. Learn why this is important

Exercise Caution: This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Hi, Jennifer,

I am the property owner for [redacted] at Livermore [redacted]
Thank you for the letter which let us know the proposal of our street address change.

We appreciate the city for the proposal, it has been bothering us since we moved to this parcel because many visitors, shipments and even fire inspectors had a hard time to find our location. This address change will benefit both residents like us and also the post office, shipment company and government agent. Therefore I fully support this change.

If possible, could you please assign my address ([redacted] to [redacted] Ave rather than [redacted] because the parcel [redacted] will be assigned to [redacted] and this parcel is located at cross street of my parcel. The two houses in the two parcels are very close.

Thank you very much for your consideration.

With best regards,

Bin Huang
[redacted]

Jennifer Ackerman

From: John Kurtzer [redacted]
Sent: Saturday, November 2, 2024 1:53 PM
To: Jennifer Ackerman
Subject: Re: Letter of support request

Exercise Caution: This message is from outside the City email system. Do not open links or attachments from untrusted sources.

We are in support of the address change from Foley Rd to East Vineyard Ave. We have had East Vineyard Ave as our address since 1992 when the County gave us this address when we built our house here. When the City of Livermore changed the street name to Foley Rd it just created a health and safety issue. On two occasions we needed emergency services and the Fire Dept. and Ambulances could not find our house, even with signs posted on the fences. We are sure you can understand how extremely frustrating this can be to see emergency services turn around and go the other direction when you need them. I appreciate your time looking into this matter and ask that you support the change back to East Vineyard Ave.

Thanks
John and Laurie Kurtzer
[redacted]

LIVERMORE
CALIFORNIA

PLANNING COMMISSION STAFF REPORT **ITEM NO. 5.1**

DATE: November 19, 2024

TO: Chairperson and Members of the Planning Commission

FROM: Steve Riley, Planning Manager

SUBJECT: Hearing to consider a request to change the street name on a portion of East Vallecitos Road. The new name will be East Vineyard Avenue. New street numbers and the new street name will be issued to five parcels for the purpose of improving emergency response time and delivery service to those residents along the portion of the subject street.

RECOMMENDED ACTION

Staff recommends the Planning Commission:

1. Adopt a resolution recommending the City Council find that the project is exempt under CEQA Guidelines 15061(b)(3);
2. Adopt a resolution recommending the City Council approve Matters Initiated by Staff (MIS) 24-001; and
3. Instruct the Planning Manager to file a Notice of Exemption with the Alameda County Recorder's Office.

SUMMARY

To improve emergency response time and delivery service to those residents along the portion of the subject street, staff recommends the Planning Commission adopt a resolution recommending the City Council approve the request to change the street name on a portion of East Vallecitos Road. The new name will be East Vineyard Avenue and new street numbers will be issued to the five affected parcels (Attachments 1 and 2).

DISCUSSION

PROJECT DESCRIPTION

An approximately one-mile portion of private road situated north of Kalthoff Common, south of Wetmore Road, and east of East Vallecitos Road is proposed to be formally renamed from East Vallecitos Road (it is also informally called Foley Road by some people) to East Vineyard Avenue. The new street name was chosen as a logical continuation from East Vineyard Avenue to the portion of the street in question. Residents have noted that emergency and routine delivery services have difficulty locating their homes.

The change will help improve emergency response time and delivery service. This road will remain as a privately maintained road, even after the name change.

PROJECT SITE CONTEXT

The subject road is adjacent to several parcels with different General Plan and Zoning Designations. Beginning at the intersection of East Vallecitos, then traveling east, and ending approximately one mile to the south to the water treatment plant, the General Plan and Zoning Designations along the road allows rural residential land uses. Those uses will not change with this street name change.

STAFF ANALYSIS

In September of this year, staff mailed outreach letters to the owners of the parcels surrounding the portion of the street in question. The outreach letter explained the need for the renaming and the current and proposed street name change and address number changes. Staff received two comments from property owners and one from the Livermore-Pleasanton Fire Department in favor of the change (Attachment 4).

According to City Council Resolution 372-91, which was approved by the City Council on October 7, 1991 (Attachment 3), the City Council may approve a street name change after public hearings by the Planning Commission and City Council. The street name change must be consistent with the policies established in Resolution 372-91, which outlines the City's Method and Manner for the Naming of Future Streets. The approval must be based upon the recommendation of the Planning Commission, staff, and findings shown in the attached Project Resolution (Attachment 5).

The property owners of the addresses below and any others within a 300-foot radius of these properties received a public hearing notice 10 days before the Planning Commission hearing date, and will also receive a public hearing notice prior to the City Council hearing date.

Below is a table with the Assessor Parcel Number (APN), current address, and proposed addresses of the affected properties within the city limits:

APN	Current Address	Proposed Address
99-1343-23	225 E. Vallecitos Road	898 E. Vineyard Avenue
99-1343-22	247 E. Vallecitos Road	884 E. Vineyard Avenue
99-1343-25	203 E. Vallecitos Road	876 E. Vineyard Avenue
99-1343-24	51 E. Vallecitos Road	862 E. Vineyard Avenue
99-1354-3	651 E. Vallecitos Road	883 E. Vineyard Avenue
99-1354-4-1	None (Foley Road) please note that Foley Road is named only on deeds and no section of the subject road is physically named Foley.	None (E. Vineyard Avenue)

The property at 801 E. Vineyard Avenue (private residence) and 901 E. Vineyard Avenue (water treatment facility) are in the Alameda County's jurisdiction, not within the city limits, and are already physically identified as East Vineyard Avenue addresses. The property at 607 and 609 East Vallecitos Road (at the intersection of Vallecitos Road and what will be East Vineyard Avenue) is also in Alameda

County's jurisdiction and would have to formally change their address through Alameda County if they choose.

Staff has reviewed the proposed street name change and has found it to be consistent with the policies established in Resolution 372-91 and with the City's General Plan's Land Use and Circulation Elements. The proposed changes are also consistent with current zoning along adjacent parcels. In approving the street name change, which will better reflect the surrounding built environment, there will not be adverse effects on the abutting or neighboring properties.

If approved, and after the portion of the road in question is officially renamed by the City, the property owners will need to notify their business, utility, and personal contacts that the address has changed. There will be no fee charged by the City to property owners for the street name change. The City will suggest edits to Google Maps and the City will notify the following entities that the change is occurring:

US Post Office
UPS
Zone 7 Water Agency
Cal Water Agency
Livermore Police/Dispatch
Livermore-Pleasanton Fire Department
Alameda County Fire
Alameda County Assessor’s Office
Registrar of Voters
Comcast Communications
PG&E
AT&T
Livermore Valley Joint Unified School District
Livermore Sanitation
Owner of 99-1343-24 (property in subarea 7 of the South Livermore Area Specific Plan)

ENVIRONMENTAL DETERMINATION

This project is Exempt under the provisions of the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15061(b)(3), which states that the activity is covered by the commonsense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA (Attachment 6).

ATTACHMENTS

1. Location Map
2. Detailed map of proposed changes
3. Street Naming Policy
4. Letters of Support
5. CEQA Resolution
6. Project Resolution

7. Exhibit A to Project Resolution

Prepared by: Jennifer Ackerman
Associate Planner

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION FINDING THAT THE MATTERS INITIATED BY STAFF (MIS) 24-001 IS EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

(MATTERS INITIATED BY STAFF (MIS) 24-001)

The City initialized Matters Initiated by Staff (MIS) 24-001 ("Project").

On November 19, 2024, at a duly noticed public hearing, the Planning Commission considered the Project, made the necessary findings, and adopted Planning Commission Resolution No. 38-24, recommending the City Council find the Project is exempt from the provisions of the California Environmental Quality Act ("CEQA").

On January 13, 2025, the City Council held a duly noticed public hearing to consider the Project, Planning Commission and staff recommendations, and all public comments and testimony, and findings.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Livermore that prior to taking action on the Project, and at a properly noticed public hearing, the City Council reviewed written and oral staff reports, conducted a public hearing on the Project and took testimony, and received into the record all pertinent documents related to the Project (collectively, the "Record Evidence"). The City Council's determination is based on the Record Evidence, which is incorporated into this Resolution by reference.

BE IT FURTHER RESOLVED that the City Council of the City of Livermore, has considered the findings made in Planning Commission Resolution No. 38-24, attached hereto as Exhibit A, and the City Council hereby adopts the same findings by this reference and incorporates them as their own findings as part of this resolution. Based upon the City Council's own independent review of the Record Evidence and considerations, the City Council hereby finds that the Project is exempt under CEQA Guidelines Section 15061(b)(3) (common sense exemption) in that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

BE IT FURTHER RESOLVED that the City Council of the City of Livermore directs the Planning Manager to file a Notice of Exemption with the Alameda County Clerk, if the project is approved.

The documents that constitute the record of proceedings upon which this decision is based can be found in the City Clerk's Office, 1052 S. Livermore Avenue, in Livermore, California. This resolution shall be effective upon adoption by the City Council.

On motion of Council Member _____, seconded by Council Member _____, the foregoing resolution was passed and adopted on January 13, 2025, by the following vote:

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

ATTEST:

_____
Deborah L. Elam
City Clerk

APPROVED AS TO FORM:

/s/ Jason R. Alcala
Jason R. Alcala
City Attorney

Exhibit A – Planning Commission Resolution No. 38-24

IN THE PLANNING COMMISSION OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION RECOMMENDING THAT THE CITY COUNCIL ADOPT A RESOLUTION THAT THE REQUEST TO CHANGE THE STREET NAME ON A PORTION OF EAST VALLECITOS ROAD TO EAST VINEYARD AVENUE IS EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

The City initiated an application for Matters Initiated by Staff (MIS) 24-001 for a request to change the street name on a portion of East Vallecitos Road to East Vineyard Avenue ("Project").

On November 19, 2024 the Planning Commission held a duly noticed public hearing to consider the Project and staff recommendations, all public comments and testimony, and findings.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of Livermore that prior to taking action on the Project, and at a properly noticed public meeting, the Planning Commission reviewed written and oral staff reports, conducted a public hearing on the Project and took testimony, and received into the record all pertinent documents related to the Project (collectively, the "Record Evidence"). The Planning Commission's determination is based on the Record Evidence, which is incorporated into this Resolution by reference.

BE IT FURTHER RESOLVED that the Planning Commission of the City of Livermore, based upon its own independent review of the Record Evidence and considerations, hereby finds that the Project is exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15061(b)(3) (common sense exemption) in that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

1. Finding. The proposed street name change conforms to the Livermore General Plan with respect to use and circulation, and there is no possibility that the activity in question may have a significant effect on the environment.

BE IT FURTHER RESOLVED that the Livermore Planning Commission recommends the City Council direct the Planning Manager to file a Notice of Exemption with the Alameda County Clerk, if the project is approved.

The documents that constitute the record of proceedings upon which this decision is based can be found in the Community Development Department, 1052 S. Livermore Avenue, in Livermore, California.

On the motion by Commissioner Fintschenko, seconded by Commissioner Kronzak, the foregoing Resolution was passed and adopted at the Planning Commission meeting of November 19, 2024, by the following vote:

AYES: ANDERSON, DUNBAR, FINTSCHENKO, KRONZAK, LEARY.
NOES: NONE.
ABSENT: NONE.

Jacob Anderson, Chairperson

Stephen Riley

by Stephen Riley, Planning Manager
Secretary to the Planning Commission

IN THE CITY COUNCIL OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION APPROVING MATTERS INITIATED BY STAFF (MIS) 24-001 FOR THE REQUEST TO CHANGE THE STREET NAME ON A PORTION OF EAST VALLECITOS ROAD TO EAST VINEYARD AVENUE

The City initialized Matters Initiated by Staff (MIS) 24-001 to begin the formal process to change the street name on a portion of East Vallecitos Road to East Vineyard Avenue ("Project").

At a duly noticed public hearing on November 19, 2024, the Planning Commission considered the Project and staff recommendation, heard public testimony, made the necessary findings and adopted Planning Commission Resolution No. 39-24, attached hereto as Exhibit A, containing the Planning Commission's actions and/or recommendations thereon.

On January 13, 2025, the City Council held a duly noticed public hearing to consider the Project, Planning Commission and staff recommendations, all public comments and testimony, and findings.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Livermore that prior to taking action on the Project, and at a properly noticed public hearing, the City Council reviewed written and oral staff reports, conducted a public hearing on the Project and took testimony, and received into the record all pertinent documents related to the Project (collectively, the "Record Evidence"). The City Council's determination is based on the Record Evidence, which is incorporated into this Resolution by reference.

BE IT FURTHER RESOLVED that the City Council of the City of Livermore has considered the Record Evidence and adopted a resolution finding the project to be exempt from the California Environmental Quality Act.

BE IT FURTHER RESOLVED that the City Council of the City of Livermore has considered the findings made in Planning Commission Resolution No. 39-24, attached hereto as Exhibit A, and the City Council hereby adopts the same findings by this reference and incorporates them as their own findings as part of this resolution. Based upon the City Council's own independent review of the Record Evidence and considerations, the City Council hereby approves Matters Initiated by Staff (MIS) 24-001 for the street name change to a portion of East Vallecitos Road to East Vineyard Avenue.

BE IT FURTHER RESOLVED that the City Council of the City of Livermore directs the Planning Manager to file a Notice of Exemption with the Alameda County Clerk.

The documents that constitute the record of proceedings upon which this decision is based can be found in the City Clerk's Office, 1052 S. Livermore Avenue, in Livermore California.

On motion of Council Member _____, seconded by Council Member _____, the foregoing resolution was passed and adopted on January 13, 2025, by the following vote:

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

ATTEST: APPROVED AS TO FORM:

_____ */s/ Jason R. Alcala*
Deborah L. Elam Jason R. Alcala
City Clerk City Attorney

Exhibit A – Planning Commission Resolution No. 39-24

IN THE PLANNING COMMISSION OF THE CITY OF LIVERMORE, CALIFORNIA

A RESOLUTION RECOMMENDING APPROVAL OF MATTERS INITIATED BY STAFF (MIS) 24-001 FOR THE REQUEST TO CHANGE THE STREET NAME ON A PORTION OF EAST VALLECITOS ROAD TO EAST VINEYARD AVENUE

On October 29, 2024, City staff initialized Matters Initiated by Staff (MIS) 24-001 to begin the formal process to change the street name on a portion of East Vallecitos Road to East Vineyard Avenue.

On November 19, 2024, the Planning Commission held a duly noticed public hearing to consider the Project and staff recommendations, all public testimony, and findings.

NOW, THEREFORE BE IT RESOLVED, by the Planning Commission of the City of Livermore that prior to taking action on the Project, and at a properly noticed public meeting, the Planning Commission reviewed written and oral staff reports, conducted a public hearing on the Project and took testimony, and received into the record all pertinent documents related to the Project (collectively, the "Record Evidence"). The Planning Commission's determination is based on the Record Evidence, which is incorporated into this Resolution by reference.

BE IT FURTHER RESOLVED with respect to Matters Initiated by Staff (MIS) 24-001 the Planning Commission of the City of Livermore finds based on the information presented:

1. The proposed street name change conforms to the Livermore General Plan with respect to land use and traffic and circulation.
2. The proposed street name change will not be detrimental to the public interest, health, safety, convenience, or welfare of the City.

BE IT FURTHER RESOLVED that the Planning Commission of the City of Livermore has considered the Record Evidence and recommends that the City Council adopt a resolution finding the Project exempt from the California Environmental Quality Act (CEQA).

BE IT FURTHER RESOLVED that the Planning Commission of the City of Livermore has considered the findings set forth above and adopts these findings as part of this resolution. Based upon the Planning Commission's independent review of the Record Evidence and considerations, the Planning Commission recommends that the City Council approve Matters Initiated by Staff (MIS) 24-001 for the request to change the street name on a portion of East Vallecitos Road to East Vineyard Avenue.

BE IT FURTHER RESOLVED that the Planning Commission of the City of Livermore recommends that the City Council direct the Planning Manager file a Notice of Exemption with the Alameda County Clerk, if the project is approved.

The documents that constitute the record of proceedings upon which this decision is based can be found in the Community Development Department, 1052 S. Livermore Avenue, in Livermore, California.

On the motion by Commissioner Fintschenko, seconded by Commissioner Kronzak, the foregoing Resolution was adopted at the Planning Commission meeting of November 19, 2024, by the following vote:

AYES: ANDERSON, DUNBAR, FINTSCHENKO, KRONZAK, LEARY.
NOES: NONE.
ABSENT: NONE.

Jacob Anderson, Chairperson

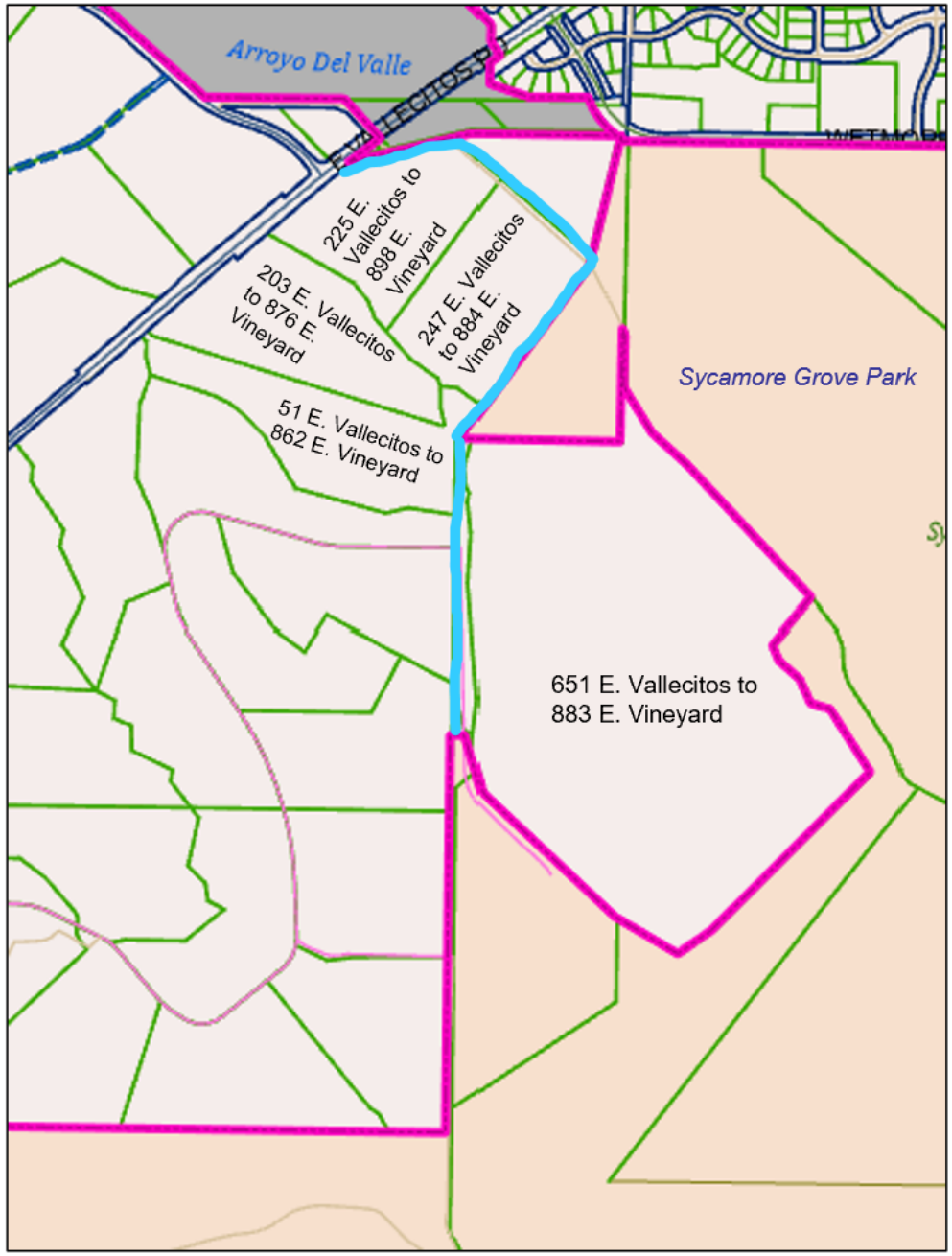
Stephen Riley

By Stephen Riley, Planning Manager
Secretary to the Planning Commission

Attachment:
Exhibit A - Proposed address and street name changes

EXHIBIT A

Properties along East Vallecitos that will change to East Vineyard





Representative photograph of the subject road (looking south) from Google Maps.

LEGEND

- CITY LIMITS
- PORTION OF ROAD TO BE RENAMED
- LOT LINES

LIVERMORE
CALIFORNIA

CITY COUNCIL STAFF REPORT **ITEM NO. 10.1**

DATE: January 13, 2025

TO: Honorable Mayor and City Council

FROM: Marianna Marysheva, City Manager

SUBJECT: Supplemental materials received prior to the meeting.

RECOMMENDED ACTION

SUMMARY

These materials were posted online and made available to the public at the same time that they were distributed to the City Council.

6.1	Hearing to consider a request to change the street name on a portion of East Vallecitos Road. The new name will be East Vineyard Avenue. New street numbers and the new street name will be issued to four parcels for the purpose of improving emergency response time and delivery service to those residents along the portion of the subject street. Material: PowerPoint Presentation
8.0	Council Committee Reports and Matters Initiated by City Manager, City Attorney, Staff, and Council Members. Material: Council Reports

DISCUSSION

ATTACHMENTS

1. Supplemental Materials

Prepared by: Helena Graves
Deputy City Clerk

Approved by:



Marianna Marysheva
City Manager

Fiscal Review by:



Tina Olson
Administrative Services Director



East Vallecitos Street Name and Address Changes

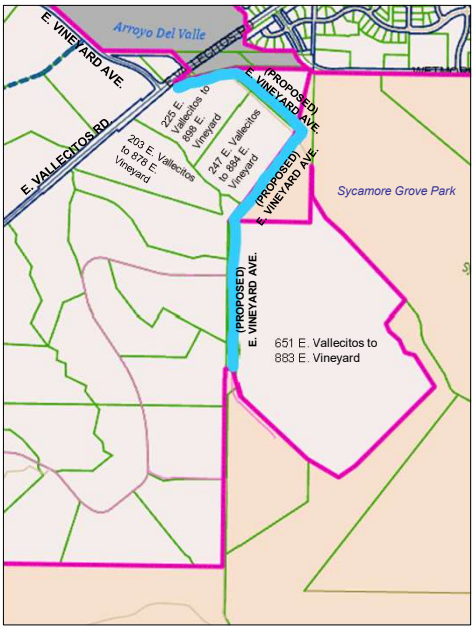
City Council

January 13, 2025

Jennifer Ackerman, Associate Planner

LIVERMORE CALIFORNIA

1



Properties along East Vallecitos that will change to East Vineyard



Representative photograph of the subject road (looking south) from Google Maps.

LEGEND

- CITY LIMITS
- PORTION OF ROAD TO BE RENAMED FROM E. VALLECITOS TO E. VINEYARD
- LOT LINES

2

Recommendation

Staff and the Planning Commission recommend the Livermore City Council:

1. Adopt a resolution finding that the project is exempt under CEQA Guidelines 15061(b)(3)

2. Adopt a resolution approving MIS 24-001

3. Instruct the Planning Manager to file a Notice of Exemption with the Alameda County Recorder's Office.

LIVERMORE

3

Council Member	Date of Meeting or Event	Committee or Organization	Meeting or Event Type (ex. board meeting or ribbon cutting)	Summary of Meeting or Event
Mayor Marchand	12/19/2024	Tri-Valley Television TV30	Mayor's Report	Provided an update on City
Mayor Marchand	12/28/2024	Tri-Valley Chabad	Menorah lighting downtown	Wonderful community gathering to observe Hanukkah.
Mayor Marchand	12/29/2024	City of Livermore	Birthday celebration	100th birthday celebration of Frances Fleig.
Mayor Marchand	1/3/2025	San Joaquin Regional Rail Commission	Commission Meeting	background of the SJRRC, the JPA, stations and facilities. Received a Valley Rail overview and an update on the Zero Emissions
Mayor Marchand	1/8/2025	Livermore Chamber of Commerce	Business Alliance meeting	a presentation on Ava Community Energy.
Mayor Marchand	1/8/2025	Alameda County Mayors Conference	Monthly meeting	Participated in a panel mentoring
Mayor Marchand	1/9/2025	City of Livermore/Lawrence Livermore National Laboratory	Dedication	of El Capitan, the fastest exascale supercomputer in the world.
Mayor Marchand	1/11/2025	City of Livermore	Eagle Scout Court of Honor for Own Dady	Presented a Certificate of Congratulations.

Council Member	Date of Meeting or Event	Committee or Organization	Meeting or Event Type (ex. board meeting or ribbon cutting)
Vice Mayor Branning	1/6/2025	Livermore Amador Valley Transit Authority (LAVTA)	Board Meeting
Vice Mayor Branning	12/18/2024	Chamber of commerce	Business Mixer
Vice Mayor Branning	12/17/2024	Livermore Downtown Inc. (LDI)	Board Meeting
Vice Mayor Branning	12/16/2024	Livermore Amador Valley Transit Authority (LAVTA)	Board Meeting
Vice Mayor Branning	12/15/2024	Chinese Consulate	Wine Country business relations meeting with County Supervisor
Vice Mayor Branning	12/12/2024	Rooms of Hope	Beard growing competition finale

Council Member	Date of Meeting or Event	Committee or Organization	Meeting or Event Type (ex. board meeting or ribbon cutting)	Summary of Meeting or Event
Council Member Barrientos	1/7/2025	City of Livermore	Hanukkah lighting at the Bankhead plaza	Speeches made for good will and the lighting.
Council Member Barrientos	1/8/2025	City of Livermore	Community Monitor Committee	Reviewed up coming meetings, elected a new chair. Bid adieu to member Jeff Nibert councilman from Pleasanton. Reviewed PFSA update.
Council Member Barrientos	1/11/2025	City of Livermore	Children's Business Fair	Children's Business Fair at Altamont Creek Elementary. Several dozen children entrepreneurs presented their wares from publishers to bakers.

Council Member	Date of Meeting or Event	Committee or Organization	Meeting or Event Type (ex. board meeting or ribbon cutting)	Summary of Meeting or Event
Council Member Wang	12/18/2024	Livermore Valley Chamber of Commerce	Monthly mixer	
Council Member Wang	12/19/2024	Daybreak Labs	tour with Executive Director Yolanda Fintschenko	
Council Member Wang	1/6/2025	Livermore Amador Valley Transit Authority (LAVTA)	Monthly Board Meeting	Previewed 2025 Marketing Plan.
Council Member Wang	1/9/2025	Livermore Amador Valley Transit Authority (LAVTA)	Orientation with Executive Director Christy Wegener	
Council Member Wang	1/11/2025	Agasthya Vutukuru	Children's Business Fair	