

CITY COUNCIL MEETING
MINUTES
February 4, 2020

1. CALL TO ORDER & PLEDGE OF ALLEGIANCE IN HONOR OF THE US MILITARY TROOPS

The City Council Meeting was held in the Pinole Council Chambers, 2131 Pear Street, Pinole, California. Mayor Swearingen called the Regular Meeting of the City Council to order **6:00** p.m. and led the Pledge of Allegiance.

2. ROLL CALL, CITY CLERK'S REPORT & STATEMENT OF CONFLICT

A. COUNCILMEMBERS PRESENT

Roy Swearingen, Mayor
Norma Martinez-Rubin, Mayor Pro Tem
Peter Murray, Councilmember
Vincent Salimi, Councilmember
Anthony Tave, Councilmember

B. STAFF PRESENT

Andrew Murray, City Manager
Hector De La Rosa, Assistant City Manager
Heather Iopu, City Clerk
Eric Casher, City Attorney
Alex Mog, Assistant City Attorney
Tamara Miller, Development Services Director/City Engineer
Chris Wynkoop, Fire Chief

City Clerk Iopu announced the agenda was posted on January 30, 2020 at 4:00 p.m. All legally required notice was provided.

Following an inquiry to the Council, the Council reported there were no conflicts with any items on the agenda.

3. CONVENE TO A CLOSED SESSION

Citizens may address the Council regarding a Closed Session item prior to the Council adjourning into the Closed Session, by first providing a speaker card to the City Clerk.

A. CONFERENCE WITH LABOR NEGOTIATORS

Gov. Code § 54957.6

Agency designated representatives: City Manager Andrew Murray, Assistant City Manager Hector De La Rosa
Employee organizations: PPEA & IAFF

4. RECONVENE IN OPEN SESSION TO ANNOUNCE RESULTS OF CLOSED SESSION

Mayor Swearingen reconvened the meeting at 7:12 p.m. There was no reportable action from the Closed Session.

5. CITIZENS TO BE HEARD (Public Comments)

Citizens may speak under any item not listed on the Agenda. The time limit is 3 minutes, and is subject to modification by the Mayor. Pursuant to provisions of the Brown Act, no action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The City Council may direct staff to investigate and/or schedule certain matters for consideration at a future Council meeting.

The following speakers addressed the City Council:

Ivette Ricco, resident of Pinole, announced an upcoming event for Pinole for Fair Government on Friday, February 7, 2020.

Rafael Menis, resident of Pinole, spoke regarding voter registration for the March Primary Election. Encouraged members of the public to register to vote.

6. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

A. Proclamations

1. Recognizing Pinole Valley High School Water Polo Team

Mayor Swearingen read the proclamation and presented it to the High School Water Polo Team. Coach Ulversoy made comments thanking Council and recognizing the team and other coaches for the season's success.

2. Honoring Pinole Firefighter of the Year, Eric Holt

This item was continued to the February 18, 2020 regular meeting.

3. Honoring Pinole Police Officer of the Year, Jonathan Porter

Mayor Swearingen read the proclamation and presented it to the Officer of the Year, Johnathan Porter.

Officer Porter thanked the Council for the proclamation.

B. Presentations / Recognitions

None.

7. CONSENT CALENDAR

All matters under the Consent Calendar are considered to be routine and noncontroversial. These items will be enacted by one motion and without discussion. If, however, any interested party or Council member(s) wishes to comment on an item, they may do so before action is taken on the Consent Calendar. Following comments, if a Council member wishes to discuss an item, it will be removed from the Consent Calendar and taken up in order after adoption of the Consent Calendar.

The following speaker addressed the City Council:

Rafael Menis, resident of Pinole, spoke regarding Item 7C asked questions of staff regarding the details of the administrative review process.

- A. Approve the Minutes of the Meeting of January 21, 2020
- B. Receive the January 18, 2020 – January 31, 2020 List of Warrants in the Amount of \$272,194.19 and the January 24, 2020 Payroll in the Amount of \$416,231.83
- D. Receive the Quarterly Investment Report for the Quarter Ending December 31, 2019 [Action: Receive and File Report (A. Miller)]
- E. Resolution Approving City Manager Andrew Murray's Residence Outside Of The City Of Pinole [Action: Adopt Resolution per Staff Recommendation (Casher)]
- F. Authorize Revised Response To Grand Jury Report No. 1907, "Stormwater Trash Reduction" [Action: Authorize Mayor to Sign Revised Response (T. Miller)]
- G. Declare The Listed Property As Surplus And Designate A Purchasing Officer To Dispose Of The Listed Property In Accordance With The Procurement Policy (T. Miller)

ACTION: Motion by Council Members Swearingen/Martinez-Rubin to approve Consent Calendar Items A, B, D, E, F, G.

Vote:	Passed	5-0
	Ayes:	Swearingen, Martinez-Rubin, Murray, Salimi, Tave
	Noes:	None
	Abstain:	None
	Absent:	None

Council member Tave pulled Agenda Item 7C for further discussion.

- C. Ordinance Amending The Pinole Zoning Code To Change The Approval Authority For Design Review Of Single Family Homes [Action: Adopt Ordinance on Second Reading (Casher)]

Discussion of the staff report for Agenda Item 7C. Council members asked questions of staff regarding the ordinance language. Council member Tave suggested a language clarification be included in the final version of the ordinance.

ACTION: Motion by Council Members Murray/Salimi to approve Consent Calendar Item 7C, as amended.

Vote:	Passed	4-1
	Ayes:	Swearingen, Martinez-Rubin, Murray, Salimi
	Noes:	Tave
	Abstain:	None
	Absent:	None

Absent: None

8. PUBLIC HEARINGS

Citizens wishing to speak regarding a Public Hearing item should fill out a speaker card prior to the completion of the presentation, by first providing a speaker card to the City Clerk. An official who engaged in an ex parte communication that is the subject of a Public Hearing must disclose the communication on the record prior to the start of the Public Hearing.

9. OLD BUSINESS

None.

10. NEW BUSINESS

None.

11. REPORTS & COMMUNICATIONS

A. Mayor Report

1. Announcements

Mayor Swearingen reported attendance at the West County Mayor's Conference and its discussion held regarding continued work on getting an emergency healthcare facility in West County.

Reported attendance at WCCTAC meeting. Gave summary of topics of discussion: ZipCar program, Express buses, increased ferry service.

A. Mayoral & Council Appointments

None

C. City Council Committee Reports & Communications

Council member Tave reported attendance at CA League of Cities policy committee meeting. Gave summary of discussion topics.

Mayor Pro Tem Martinez-Rubin announced attendance at the CA League of Cities Revenue and Taxation Policy Committee, Contra Costa County Census 2020 Steering Committee and League of CA Cities East Bay Division Legislative Kick Off Meeting. Summarized discussion topics.

Announced upcoming ABAG meeting to discuss housing issues and budget adjustments to address current needs.

D. Council Requests For Future Agenda Items

Council member Tave requested a presentation by BART to provide a status update on issues related to Pinole. Consensus given.

Mayor Pro Tem Martinez–Rubin requested a future agenda item for discussion of SB 54 and AB 1080 to address pollution and waste. Consensus given.

Council member Murray requested an update report from staff on De Vita project and Bay Front Park and renewal of park.

Council member Murray requested a future agenda item to discuss AA state funds for issues of climate change that may affect Pinole in the future. Consensus given.

Mayor Swearingen requested a future agenda item for CalTrans to make a presentation regarding metering lights and other issues concerning Pinole. Consensus given.

E. City Manager Report / Department Staff

City Clerk Iopu announced information for the upcoming March 3, 2020 Presidential Primary Election. Ballot boxes at City Hall now available for Vote by Mail voters.

F. City Attorney Report

City Attorney Casher announced the Special Meeting of February 25th to discuss the issue of Charter City.

12. ADJOURNMENT to the Regular City Council Meeting of February 18, 2020 In Remembrance of Amber Swartz.

At 8:33 p.m., Mayor adjourned to the Regular City Council Meeting of February 18, 2020 In Remembrance of Amber Swartz

Submitted by:


Heather Iopu, CMC

City Clerk

Approved by City Council: February 18, 2020

