

CITY COUNCIL MEETING
MINUTES
December 15, 2020

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

The City Council Meeting was held via Zoom videoconference and broadcast from the Pinole Council Chambers, 2131 Pear Street, Pinole, California. Mayor Martinez-Rubin called the Regular Meeting of the City Council to order **6:04** p.m. and led the Pledge of Allegiance.

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

A. COUNCILMEMBERS PRESENT

Norma Martinez-Rubin, Mayor
Vincent Salimi, Mayor Pro Tem
Anthony Tave, Councilmember
Devin Murphy, Councilmember
Maureen Toms, Councilmember

B. STAFF PRESENT

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

City Clerk Iopu announced the agenda was posted on December 10, 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.

NO CLOSED SESSION SCHEDULED

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

None.

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 submitted written comments that were read aloud and will be filed with the agenda packet for this meeting: **Anna Smith, Cindy Trego, David Ruport, Joel and Jo Ann Gannotti, Irma Ruport, Ivette Ricco, Rafael Menis, Roy Swearingen, Tim Turner**

6. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

A. Proclamation

1. Proclamation Honoring Pinole Resident Ora Webber on her 100th Birthday

Mayor Martinez-Rubin read a proclamation honoring the life of Ora Webber and comments were made by the Council recognizing her contributions to the Pinole community as a swim instructor for many years.

B. Presentations / Recognitions

1. Pinole Holiday Tree Lighting Viewing

Mayor Martinez-Rubin introduced a video viewing of the Pinole Holiday Tree Lighting ceremony.

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 submitted a written comment regarding Item 7F that were read aloud and will be filed with the agenda packet for this meeting: **Jen Mathers**

- B. Receive the December 5, 2020 – December 11, 2020 List of Warrants in the Amount of \$186,447.00 and the December 11, 2020 Payroll in the Amount of \$576,728.60
- C. Resolution Confirming Continued Existence of Local Emergency [**Action: Adopt Resolution per Staff Recommendation (Casher)**]
- D. Approve the Council Committee Assignment List [**Action: Adopt Resolution per Staff Recommendation (Iopu)**]
- E. Receive an Update On 2021 Garbage Collection Rates [**Action: Receive Update (Miller)**]
- G. Receive the Development Impact Fee Report for the Fiscal Year Ended June 30, 2020 [**Action: Receive Report and Adopt Resolution per Staff Recommendation (Murray)**]

ACTION: Motion by Councilmembers Murphy/Toms to Approve Consent Calendar Items B, C, D (as revised), E & G.

Vote:	Passed	5-0
	Ayes:	Martinez-Rubin
	Noes:	None
	Abstain:	None
	Absent:	None

Mayor Martinez-Rubin pulled item 7A for a separate vote.

- A. Approve the Minutes of the Meeting of October 6, 2020

ACTION: Motion by Councilmembers Martinez-Rubin/Salimi to Approve Consent Calendar Item A

Vote:	Passed	3-0-2
	Ayes:	Martinez-Rubin, Salimi, Tave
	Noes:	None
	Abstain:	Murphy, Toms
	Absent:	None

Item 7F was pulled for further discussion.

- F. Hazel Street Subdevelopment Agreement [Action: Adopt Ordinance on Second Reading (Hanham)]

ACTION: Motion by Councilmembers Salimi/Toms to Approve Consent Calendar Item F

Vote:	Passed	5-0
	Ayes:	Martinez-Rubin, Salimi, Tave, Murphy, Toms
	Noes:	None
	Abstain:	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.

NONE

9. OLD BUSINESS

- A. Approve A Second Amendment to the Operating Agreement for Aquatic Program Coordination and Facility Use With the Pinole Seals for Use of the Swimming Pool From June 27 – July 31, 2020 [Action: Adopt Resolution per Staff Recommendation (De La Rosa)]

Assistant City Manager De La Rosa presented a report with background information and highlighted the staff recommendation to approve the amendment.

The following speaker submitted written comments that were read aloud and will be filed with the agenda packet for this meeting: **Ivette Ricco**

City Council asked questions and made comments regarding the details of the report.

ACTION: Motion by Councilmembers Salimi/Toms to Adopt a Resolution Approving A Second Amendment To The Operating Agreement For Aquatic Program Coordination And Facility Use With The Pinole Seals For Use Of The Swimming Pool From June 27 – July 31, 2020

Vote: **Passed** **5-0**
 Ayes: **Martinez-Rubin, Salimi, Tave, Murphy, Toms**
 Noes: **None**
 Abstain: **None**
 Absent: **None**

10. NEW BUSINESS

- A. Receive A Report On Types Of Financial Assistance That Cities Are Providing To Small Businesses Regarding Covid-19 **[Action: Discuss & Provide Direction (Murray)]**

City Manager Murray provided a report to the City Council and public outlining the types of programs that neighboring municipalities are implementing to assist their local businesses.

The following speakers submitted written comments that were read aloud and will be filed with the agenda packet for this meeting: **Franke Martinez, Ivette Ricco**

City Council members asked questions of staff regarding the details of the report. Staff provided additional information.

City Council held discussion regarding the different options that the City could pursue to provide help to small business owners.

ACTION: Motion by Councilmembers Toms/Murphy to appropriate 100K of unassigned general fund balance, for grant assistance immediate relief to small businesses (to be defined), amounts of the individual grants (amount to be determined) allocated through a lottery system.

Vote: **Passed** **5-0**
 Ayes: **Martinez-Rubin, Salimi, Tave, Murphy, Toms**
 Noes: **None**
 Abstain: **None**
 Absent: **None**

11. REPORTS & COMMUNICATIONS

- A. Mayor Report
1. Announcements

Mayor Martinez-Rubin thanked department heads and city staff for their hard work. Wished the public a happy and safe holiday season.

Public comment taken out of order for Item 7D: The following speakers submitted written comments that were read aloud and will be filed with the agenda packet for this meeting: **Janice Wall**

B. Mayoral & Council Appointments

C. City Council Committee Reports & Communications

Council member Murphy thanked the city staff for all their support during the onboarding process. Announced upcoming MCE board meetings. Announced that he welcomes and is available for public engagement and wished everyone happy holidays.

City Council member Toms announced current Covid-19 case statistics. Encouraged the community to support restaurants by ordering food for take-out.

Council member Salimi announced his attendance at the WCCTAC meeting; announced that they are going to redefine the “community of concern” in the next study to include Pinole. Announced upcoming meeting with the Contra Costa Water District and attendance at the meeting of the Contra Costa 350.

D. Council Requests for Future Agenda Items

Council member Tave requested an update regarding property negotiations for surplus properties. City Manager Murray announced upcoming closed session planned to discuss these on February 9, 2021.

Council member Salimi requested an item to discuss hiring a full-time economic development position. Mayor Martinez-Rubin and City Manager Murray provided the update that this request will be addressed as part of the organizational assessment which is in progress.

Council member Murphy requested a future agenda item to discuss the City’s public restroom policy. City Manager Murray and Director Miller advised that this would be referred to the Community Services Commission for a recommendation that could then come back to Council for review.

Council member Murphy requested a future agenda item to have an update regarding the progress of the Beautification Ad Hoc Committee workplan that was presented in October 2020. City Manager Murray announced that this would be addressed in the upcoming budget process.

E. City Manager Report / Department Staff

City Manager announced upcoming city-sponsored virtual and distanced holiday events coming up. More information can be found on the City’s website and Facebook page.

F. City Attorney Report

City Attorney Casher expressed gratitude to the staff and wished all happy holidays.

12. ADJOURNMENT to the Regular City Council Meeting of January 19, 2021 In Remembrance of Amber Swartz.

At 9:71 p.m. Mayor Martinez-Rubin adjourned the meeting to the Regular City Council Meeting of January 19, 2021 In Remembrance of Amber Swartz.

Submitted by:



Heather Iopu, CMC
City Clerk

Approved by City Council: March 16, 2021

