

**CITY COUNCIL MEETING**  
**MINUTES**  
**March 2, 2021**

**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 Martínez-Rubin called the Regular Meeting of the City Council to order at 5:05 p.m. and led the Pledge of Allegiance.

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

**A. COUNCILMEMBERS PRESENT**

Norma Martínez-Rubin, Mayor  
Vincent Salimi, Mayor Pro Tem  
Devin Murphy, Council Member  
Anthony Tave, Council Member  
Maureen Toms, Council Member

**B. STAFF PRESENT**

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

City Clerk Iopu announced the agenda was posted on February 28, 2021 at 5:00 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. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
Pursuant to Gov. Code § 54957  
Title: City Manager

**B. CONFERENCE WITH LABOR NEGOTIATORS**

Gov. Code § 54957.6

Agency designated representatives: City Manager Murray, Assistant City Manager De La Rosa, City Attorney Casher, Gregory Ramirez (IEDA)

Employee organizations: AFSCME, Local 1, IAFF

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

At 7:01 p.m. Mayor Martinez-Rubin reconvened the meeting to open session and announced that 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. Individuals may not share or offer time to another speaker. 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: **Cordell Hindler, Debbie Long, Ivette Ricco, John Woolley, Rafael Menis, Roy Swearingen**

#### 6. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

B. Proclamations

None.

C. 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 submitted written comment related to item 7E that were read aloud and will be filed with the agenda packet for this meeting: **Rafael Menis**

A. Approve the Minutes of the Meetings of November 3, November 17, December 8, 2020 and February 9, 2021.

B. Receive the January 30, 2020 – February 26, 2021 List of Warrants in the Amount of \$976,486.80, the February 5, 2021 Payroll in the Amount of \$430,021.66, and the February 19, 2021 Payroll in the Amount of \$398,011.31

- C. Resolution Confirming Continued Existence of Local Emergency **[Action: Adopt Resolution per Staff Recommendation (Casher)]**
- D. Regional Early Action Program (REAP) Grants **[Action: Adopt Resolution per Staff Recommendation (Miller)]**
- E. Receive the Quarterly Investment Report for the Quarter Ending December 31, 2020 **[Action: Receive and File Report (Guillory)]**
- F. Storm Water Utility Assessments for Drainage Maintenance and the National Pollutant Discharge Elimination System (NPDES) Program **[Action: Adopt Resolution per Staff Recommendation (Miller)]**

**ACTION: Motion by Councilmembers Toms/Tave to Approve Consent Calendar Items A-F, noting a revised report for 7A1**

<b>Vote:</b>	<b>Passed</b>	<b>5-0</b>
	<b>Ayes:</b>	<b>Martinez-Rubin, Salimi, Tave, Murphy, Toms</b>
	<b>Noes:</b>	<b>None</b>
	<b>Abstain:</b>	<b>None</b>
	<b>Absent:</b>	<b>None</b>

## **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. ESCI Fire Study Addendum Presentation **[Action: Receive and File Report (Murray/Wynkoop)]**

Fire Chief Wynkoop welcomed Kurt Latipow and Randy Parr, former ESCI representatives to present the Fire Study Addendum Presentation.

ESCI presented a report of findings and recommendations. Council asked questions and made comments. The representatives and staff responded to questions regarding details of the report.

Staff stated that at the next Council meeting the Fire Chief will analyze the ESCI report and bring back his recommendations to the City Council and public for review.

The following speakers submitted written comments that were read aloud and will be filed with the agenda packet for this meeting: **Debbie Long, Larry Long, Peter Murray, Rafael Menis**

## 10. NEW BUSINESS

- A. Receive the Fiscal Year (FY) 2020-21 Mid-Year Financial Report and Adopt a Resolution Approving Budget Adjustments **[Action: Receive Report and Adopt a Resolution per Staff Recommendation (Murray/Guillory)]**

Director Guillory presented the 2020-21 Mid-Year Financial and Budget Report. City Council members asked questions and made comments regarding the report.

Director Guillory and City Manager Murray addressed the Council's questions.

**ACTION: Motion by Councilmembers Tave/Murphy Receive the Fiscal Year (FY) 2020-21 Mid-Year Financial Report and Adopt a Resolution Approving Budget Adjustments**

<b>Vote:</b>	<b>Passed</b>	<b>5-0</b>
	<b>Ayes:</b>	<b>Martinez-Rubin, Salimi, Tave, Murphy, Toms</b>
	<b>Noes:</b>	<b>None</b>
	<b>Abstain:</b>	<b>None</b>
	<b>Absent:</b>	<b>None</b>

## 11. REPORTS & COMMUNICATIONS

- A. Mayor Report  
1. Announcements

Mayor Martinez-Rubin announced attendance at the Mayor's Conference; discussed presentation regarding County-wide work related to mental health crisis response options. Participated in a press conference along with Congressman Mike Thompson's office to discuss impacts of COVID on different government sectors. Announced vaccine availability information and online sign up via MyTurn.

- B. Mayoral & Council Appointments  
1. Planning Commission **[Action: Receive Interview Subcommittee Recommendations (Iopu)]**

City Clerk Iopu provided a brief overview of the recruitment process and highlighted details of the staff report. Four applications were received: Franke Martinez, Tim Banuelos, Rafael Menis and James Tillman.

The interview subcommittee, Council members Toms & Murphy, thanked the four applicants and provided a summary of the interview process. The following recommendations for appointment to the Commission were made:

**Franke Martinez (Term expires 4/30/2023)**  
**Tim Banuelos (Term expires 4/30/2024)**

The following speakers submitted written comments that were read aloud and will be filed with the agenda packet for this meeting: **Rafael Menis, David Kurrent, David Rupert, James Tillman**

**ACTION: Motion by Councilmembers Toms/Salimi to Appoint Franke Martinez to the Planning Commission with a term to expire 4/30/2023**

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

**ACTION: Motion by Councilmembers Toms/Salimi to Appoint Tim Banuelos to the Planning Commission with a term to expire 4/30/2024**

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

Franke Martinez thanked the Mayor and Council for the opportunity.

**C. City Council Committee Reports & Communications**

Mayor Pro Tem Salimi attended WCCTAC meeting; discussed Vision Zero report. Attended Land Use Commission meeting. Provided Covid-19 statistics for Pinole.

Council member Toms announced information provided by Anna Roth, County Director of Health: you can register for a vaccine via MyTurn, CCHHealth.org, or your own physician. The advice is to use all doors available to get vaccinated.

Council member Tave announced attendance at RecycleMore meeting; detailed topics of discussion. Attended Rotary trash pick-up event. Stated that the school district is looking at return to school options and encouraged the public to look at the online dashboard for more information. Announced contact with Senator Nancy Skinner's office regarding SB 18; a green hydrogen energy bill being developed. Will meet with Rotary Club and providing highlights of the City's Strategic Plan.

Council member Murphy announced vaccine availability via MyTurn.ca.gov. Recognized Pinole Valley High School students for their impressive Black History Month events. Thanked residents for participating in the Pinole Environment and Sustainability Task Force information gathering. Announced the upcoming MCE meetings and discussion topics and encouraged the public to participate.

**D. Council Requests for Future Agenda Items**

Mayor Pro Tem Salimi requested a future agenda item to discuss BART service to Pinole. Consensus given.

Council member Toms requested a future agenda item to discuss a City position letter for SB 9 regarding housing density. Consensus given.

Council member Tave requested a future agenda item to discuss a City position letter for SB 18 regarding green hydrogen. Consensus given.

Council member Tave requested a future agenda item recognizing Women's History Month. Consensus given.

E. City Manager Report / Department Staff

City Manager Murray announced an upcoming food distribution event and Spring community event.

F. City Attorney Report

City Attorney Casher announced his recent appointment to the League of CA Advancing Equity Advisory Committee. Shared that he will be sharing the work of the committee with the Council and staff as it develops.

**12. ADJOURNMENT** to the Regular City Council Meeting of March 16, 2021 in Remembrance of Amber Swartz.

Council member Toms announced the passing of Pinole resident Sarah Mae Brooks Bryant at the age of 100 years and made statements honoring her life.

Mayor Martinez-Rubin adjourned the meeting to the Regular City Council Meeting of March 16, 2021 in Remembrance of Amber Swartz and Sarah Mae Brooks Bryant.

**Submitted by:**



Heather Iopu, CMC  
City Clerk

Approved by City Council: May 4, 2021

