

**CITY COUNCIL MEETING  
MINUTES  
OCTOBER 19, 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 6:02 p.m. and led the Pledge of Allegiance.

**2. LAND ACKNOWLEDGEMENT**

Before we begin, we would like to acknowledge the Ohlone people, who are the traditional custodians of this land. We pay our respects to the Ohlone elders, past, present and future, who call this place, Ohlone Land, the land that Pinole sits upon, their home. We are proud to continue their tradition of coming together and growing as a community. We thank the Ohlone community for their stewardship and support, and we look forward to strengthening our ties as we continue our relationship of mutual respect and understanding.

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

An official who has a conflict must, prior to consideration of the decision; (1) publicly identify in detail the financial interest that causes the conflict; (2) recuse himself/herself from discussing and voting on the matter; and (3) leave the room until after the decision has been made, Cal. Gov. Code § 87105.

**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  
Neil Gang, Chief of Police  
Chris Wynkoop, Fire Chief  
Misha Kaur, Senior Project Manager  
Roxanne Stone, Management Analyst

City Clerk Heather Iopu announced the agenda had been posted on Thursday, October 14, 2021 at 4:00 p.m. All legally required notice was provided. The agenda had been subsequently amended to add presentation titles for Items 7B(1) and 7B(2) and to remove one Closed Session Item. Written comments received for agenda items had been posted to the agenda page of the City website as well as distributed to the City Council in advance of the meeting.

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

**4. 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.*

NONE

**5. RECONVENE IN OPEN SESSION TO ANNOUNCE RESULTS OF CLOSED SESSION**

There was no Closed Session.

**6. 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.*

Cheryll Grover, President, Architectural Preservation Foundation of Contra Costa County, suggested it behooved elected officials and Planning Department employees to preserve that which could not be replaced and reported the Architectural Preservation Foundation of Contra Costa County urged the City Council to rethink its vote on the Faria House. The City of Pinole was important to the footprint of the County and its history. She hoped the City Council would be part of those who shared the deep regard and respect for the culture which had designed us and the future we can become. Pinole should not be the last city to have its own history museum and it would bring the City's legacy into the light rather than the ash pile that followed destroyed memories.

Debbie Long, Pinole reported since the last City Council meeting two successful community events had taken place including the long-awaited and delayed Car Show and Dumpster Day. While both events had been successful they had been almost exclusively comprised of senior citizen volunteers. During Dumpster Day the City had provided two Public Works Department employees to provide assistance and Planning Commissioner Rafael Menis had participated for a period of time. She suggested the City should have a list of volunteers of all ages who could participate in such events when needed given that much of the work was too taxing and difficult for seniors.

Ms. Long took the opportunity to express her appreciation to Chief of Police Gang for the successful Night Out which had been coupled with a Halloween theme but was disappointed all Council members had not participated. In addition, she was still waiting for Council member Murphy to explain why he did not stand for the flag during the Pledge of Allegiance, which she suggested was a display of disrespect to the members of the military as well as the community.

Rafael Menis, Pinole reported on the statistics of the City of Pinole's COVID-19 partial and full vaccination status, number of existing COVID-19 cases and that Pinole had the fifth lowest COVID-19 rate in Contra Costa County. He thanked the sponsors and volunteers involved in the Car Show and Dumpster Day and wished he could have participated longer at that event but had not given the Special City Council meeting to discuss the American Rescue Plan Act (ARPA).

In the future and if possible, Mr. Menis asked the City Council to schedule special meetings that did not conflict with community events.

Irma Ruport, Pinole, referenced a recent article in the local newspaper regarding the Measure X Advisory Board meeting scheduled for November 2, 2021, at which time a number of points would be discussed including welcoming a safe community with a discussion of opening fire stations in East County, not West County. She asked the City Council to draft a letter to the Measure X Advisory Committee to inquire of the status of funds for Fire Station No. 74. She noted that she was a senior volunteer and had volunteered her time when needed. She also emphasized the community had never been included in the discussion around the Faria House, and had been excluded from promises made by former City Councils. She suggested the matter of the Faria House should be placed on a future ballot to allow a decision by the voters. If not, the building should be sold and taxpayers not held responsible for the maintenance of the building. She urged everyone to familiarize themselves with the history of the Faria House.

Cordell Hindler, Richmond, invited the City Council to a performance of Our Town scheduled for October 22 and 23, 2021 at the Contra Costa Civic Theatre at 7:30 p.m., and identified the cost of the tickets for adults and children with proof of vaccination required. He referenced the Management Partners' Strategic Plan with a discussion of different cost studies and recommended the City work with Management Partners on the Faria House. He also recommended a future agenda item for a presentation from Ken Kirkey with All Home regarding the reduction of homelessness.

Mayor Martinez-Rubin explained the intent of Citizens to be Heard and while the City Council welcomed all comments, she asked that the comments not be about others such as fellow residents.

## **7. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS**

### **A. Proclamations**

#### **1. Fire Prevention Week – “Look, Listen, Learn”**

The City Council read into the record a proclamation for Fire Prevention Week, titled “Look, Listen, Learn” and declared the week of October 3 to 9, 2021 as Fire Prevention Week throughout the City.

Fire Chief Chris Wynkoop thanked the City Council for the proclamation, acknowledged that Fire Prevention Week had occurred during the week the City Council had not met, but was relevant every week of the year. Fire Prevention Week was sponsored by the National Fire Prevention Association (NFPA) with a focus on different sounds that carbon monoxide and smoke alarms made and the actions to be taken when alarms occurred. He described each of the actions that should be taken when a smoke or carbon monoxide alarm should sound, the best time when batteries should be changed and the best locations to place such alarms in a residence. All information would be posted on the Fire Department website and through the City's other communication channels.

Responding to the Council, Fire Chief Wynkoop acknowledged that while the Fire Department had offered smoke detectors to residents in the past in conjunction with stores that had provided

the equipment to the Fire Department, the smoke detectors had become more expensive and were no longer distributed free of charge. He also advised that Daylight Savings Time would occur on November 7 and he encouraged everyone to change the batteries in their alarms on that date.

## 2. Indigenous Peoples Day – October 11, 2021

The City Council read into the record a proclamation declaring October 11, 2021 as Indigenous Peoples Day.

### PUBLIC COMMENTS OPENED

Anthony James, Pinole, commented that Pinole TV had not posted accurate information on Daylight Savings Time, which should be clarified to report that clocks should be moved back one hour in the fall and forward one hour in the spring. As to the Fire Prevention Week proclamation, he referenced recent fires on PG&E poles where circuit breaker boxes on telephone lines had caught fire and his concern with existing pine trees along Pinole Valley Road across from Ellerhorst Elementary School, which trees should be trimmed away from the lines. Although PG&E had been contacted, no maintenance had occurred. He acknowledged the Pinole Fire Department had done some tree maintenance on the same road but had not extended the work to the referenced area.

Rafael Menis, Pinole, thanked the City Council for the Indigenous Peoples Day proclamation and tying it into the earlier announced land acknowledgement statement. He suggested that Indigenous Peoples Day would not take away from the Italian-American community or denigrate Christopher Columbus, but recognized the historical importance of the people who were here before us and were, in fact, still here, and the ways in which society was connected. He hoped that the local schools would take up the City Council's invitation to also recognize Indigenous Peoples Day.

Anthony James, Pinole suggested the Ohlone People should be given their due and more credit for establishing themselves in California and in and around Pinole. He asked the City Council to schedule a future agenda item or an initiative to name the former Adobe Park Trail the Ohlone Trail, and emphasized the need for the trail to be cleaned and repaired, specifically a landslide which had occurred at the area behind the dog park along Pinole Valley Road.

Fire Chief Wynkoop reported PG&E had conducted substantial tree work around the power lines near Ellerhorst Elementary School, and detailed the work of the Pinole Fire Department on fuel mitigation efforts that had been prioritized and was ongoing with more work to be done in subsequent fire seasons.

City Manager Andrew Murray was unaware of the issues at the dog park behind the trail but would direct Public Works Department staff to inspect the situation, with a report back to the City Council.

Mayor Pro Tem Salimi reported the former Superintendent of the West Contra Costa Unified School District (WCCUSD) had recommended bringing forward the Indigenous Peoples Day proclamation to the City Council for consideration.

Council member Murphy was also pleased with the Indigenous Peoples Day proclamation and asked the City Attorney and City Manager to highlight the City's work to recognize indigenous history in Pinole.

City Attorney Eric Casher and City Manager Murray highlighted the efforts to recognize Indigenous Peoples including the Land Acknowledgement statement, which was read into the record at the beginning of each City Council meeting and proclamations recognizing diversity in the community.

## **PUBLIC COMMENTS CLOSED**

### **B. Presentations / Recognitions**

#### **1. Update on Police Department Activities by Chief Neil Gang**

Chief of Police Neil Gang provided an extensive PowerPoint presentation on Pinole Police Department Activities and highlighted the Police Department Mission Statement; challenges facing the profession including recruitment and retention; the 8Cantwait Initiative; technology to assist with the initiatives; crime statistics for 2019 through 2020; average response times for the years 2018 to 2021 with the average response time under the five-minute range; and 2021-2022 Police Department Goals including getting fully staffed, reduction of crime and continued implementation of 21<sup>st</sup> century policing concepts along with continuing to develop community outreach opportunities to engage the community, innovation, continuing to seek out emerging technology to enhance the ability to deliver police services to the community, and increasing volunteer opportunities. The Police Explorer and Pinole Posse volunteer programs and community outreach efforts including National Night Out were also highlighted. He thanked everyone who participated in National Night Out 2021 and presented a brief video of the event.

The Building Bridges Program, Project Hope, School Liaison Officer Program, Operation Blue Angel, Virtual Ride-Along, Therapy Dog Program, Social Media Platforms, and the Pinole Police Department impacts on the profession, Bike the Bridges Ride Director event for the Special Olympics, 2021 Torch Run and Polar Plunge, emerging technology including CueHit, SmartGuardian, and ThinBlueOnline were all highlighted. A short video of CueHit was also presented.

Police Chief Gang presented a short video related to mental and health wellness for first responders titled PTSD 911 and provided an overview of the Asher Model, a seven-point approach to a culture of wellness. A number of Officer Wellness Initiatives available to officers were identified.

## **PUBLIC COMMENTS OPENED**

Tanya Little commented that oftentimes racial bias was unconscious and intentional. She asked what strategies the Pinole Police Department was taking to increase awareness and accountability related to racial bias, what policies were currently in place to minimize racial profiling and to record data that may show racial profiling, what disciplinary procedures were in place for cases of suspected racial profiling, the definition for the term "CSOs," and why the Pinole Police Department had featured a military tank during the recent Car Show questioning why the Police Department had a military tank.

Rafael Menis, Pinole, thanked the Police Chief for the presentation which was more in depth than prior presentations. He asked what system was in place to encourage officers to support each other and discuss issues such as Post Traumatic Stress Disorder (PTSD) or traumas on the job. He understood the Asher Model covered a number of areas, but would like a more organic or departmental level approach to encourage building community resilience and support. He asked whether it would be possible to bring the community into that while understanding there may be a divide between the community and the Police Department based on a number of factors. He suggested Coffee with a Cop with Milo the Police Dog being present may be helpful to allow discussions with the public to allow the public a better understanding of the challenges the Police Department may be facing.

Margaret Short, Hercules, a prior resident of Pinole, and a member of FREED, comprised of residents of the cities of Hercules, Pinole, El Sobrante and Rodeo for diversity and equity, reported the group had the opportunity to meet with the City of Hercules Police Department and one of the things that the Hercules Police Chief had described was the Racial Identity Profiling Act (RIPA), with the City of Hercules partnering with Pinole and San Pablo to source a consulting firm to develop a platform for recording information required under RIPA. A Town Hall was held in July 2020, the Hercules Police Chief had indicated a Request for Proposal (RFP) had been issued, and she asked the status of the RFP, whether a company had been selected and the expected timeline. She added that Tanya Little was a Co-Founder of FREED.

Cameron Sasai, Pinole, also commented on the presence of a military tank at the recent Car Show and asked where the Police Department had obtained the vehicle, and whether the Police Chief would be willing to de-militarize the Police Department and that asset, understanding that many cities had returned such vehicles to the federal government and had used vehicles that were not military in nature but provided safety to officers from bullets or lethal actions.

Irma Ruport, Pinole, referenced numerous posts on the NextDoor website regarding thefts at local retail businesses, many of which involved the homeless. As a member of Neighborhood Watch, she asked what the community could do to provide assistance since she understood that crime was increasing, and the City's sales tax revenue was being impacted given retail business losses due to theft. She sought instructions to the community and the "dos and don'ts" to improve the situation.

## **PUBLIC COMMENTS CLOSED**

Police Chief Gang responded to the public comments and clarified that he was not opposed to demilitarizing anything, the Police Department worked for the community, and if that was what the community wanted, he would be willing to consider it. He explained that the military tank was needed given the lack of active resources in the region, and since active shooters continued to be an issue nationwide. The Police Department needed the capability to not have to wait for regional resources in the event of a needed evacuation as an example. The vehicle had been used in the past and had been helpful when there were suspects with firearms, allowing the ability to evacuate neighbors from homes in the event of an armed suspect in a neighborhood. He added that Pinole Valley High School was one of the largest schools in the area, and they had limited resources to evacuate students in an active shooter situation. The Police Department paid for the maintenance on the vehicle which had minimal upkeep.

Police Chief Gang also clarified the Police Department had a policy in place for racial profiling, yearly training was provided and the Police Department partnered with a company to address and reduce racial bias and he could go more in depth into what the Police Department training provided if he was able to meet with Ms. Little or speak with her on the telephone. He also detailed the policies for Police Department policy violations, racial profiling via Internal Affairs investigations, defined the purpose of Community Service Officers (CSOs) who handled crimes not in progress, and confirmed the Police Chiefs for the cities of Pinole, Hercules, El Sobrante and Rodeo were working to develop a Memorandum of Understanding (MOU) related to RIPA and the City of Pinole had partnered with a local group to start immediately to capture data related to RIPA before they had to report out to the state. He could provide a timeline to Ms. Short if she were to send him an e-mail contact.

Police Chief Gang also acknowledged the homeless community was a concern, and while there had been community outreach efforts many of the homeless did not want services. The Police Department could not force the homeless to use the services, they could not be moved from certain areas, but efforts had been made to provide outreach and resources, with efforts from regional partners such as the Coordinated Outreach Referral, Engagement Program (CORE), a program that worked to engage and stabilize homeless individuals living outside through consistent outreach to facilitate and deliver health and basic need services and to secure permanent housing.

In terms of the increase in shoplifting, Police Chief Gang noted that new legislation had an impact since crimes under \$900 had been defined as misdemeanors, were not being prosecuted and was a police, District Attorney and prosecution issue that needed better solutions to help the community. He welcomed any interested parties to contact him directly including those who provided public comment to speak to the issues in more detail.

In response to the Mayor, Police Chief Gang reiterated the crime statistics for Pinole with the numbers for 2021 lower due to COVID-19 and the isolation due to the pandemic, although property crime, which was a societal issue, had increased nationwide and involved a deeper conversation between law enforcement and the District Attorney's Office.

Council member Tave also clarified with Police Chief Gang the Police Department's Mutual Aid Unit, with Pinole the only organization in West County with such a unit. Mutual Aid involved an MOU between the Police Chiefs of Contra Costa County and the Sheriff's Department. When any organization needed assistance or had a major incident and reached out for resources, the unit was not used as a proactive approach but as a rescue vehicle to help people. He identified the numerous ways in which the Mutual Aid Unit could be used in the community. He also provided additional information on the status of the CAHOOTS Program, a support program for law enforcement.

City Manager Murray added that the County and the City Manager's Association (CMA) had led a concerted effort to test the current response for service models for mental health emergencies; had identified the pillars of a new system; was in the process of establishing a pilot program for a third emergency response system where there would be police, fire, medical and mental health; piloting the establishment of a parallel third system well integrated with the other systems and which would stand alone with some applications being prepared for federal assistance. This program was one of the top funding priorities that had been identified by the Measure X Advisory

Committee. The pilot program would include a dedicated call center and dedicated team, with the magnitude to depend on the success of securing grant funding.

Mayor Martinez-Rubin provided additional details on the effort described by the City Manager, reporting the intent was to provide mental health services anytime, anywhere to whomever needed it, with a discussion of the ancillary services that would support mental health. In the summer/fall of 2021 they had anticipated a phased implementation approach including the opening of the call center. In 2022, a further refinement and spreading in and scaling whatever services would be out of the call center to allow the County to further extend or scale back, concurrent with finding grants and other funding sources to continue the work.

In response to how officers supported each other within the Police Department, Police Chief Gang described the support provided through the wellness programs via a comprehensive approach which was multi-faceted, targeted, and included training and different aspects of the program. Outside people who understood law enforcement were brought into the mix as needed for therapy and the like, and additional details could be discussed with those who provided public comment outside of this meeting.

Fire Chief Wynkoop acknowledged and applauded the Police Chief and his Department for their efforts in public safety, wellness, and PTSD issues both internally and externally, with the Fire Department and Fire Services nationally having benefitted.

Further responding to the Mayor, Police Chief Gang emphasized that contacting the non-emergency telephone number was imperative, particularly during high peak demand time periods. If something was not an emergency, residents were encouraged to use the non-emergency telephone number. Also, a video recording service was available which allowed for community engagement and needed services. The non-emergency telephone number was identified as the General Administration number on the Pinole Police Department webpage of the City's website, 724-8950.

The City Council thanked Police Chief Gang for his presentation.

## 2. Presentation by Friends of the Pinole Creek Watershed on Community Science Project

Ann Moriarty and Dr. Win Cowger, Friends of the Pinole Creek Watershed, provided a PowerPoint presentation on Engaging Community to Protect the Pinole Creek Watershed, Assessment of Trash Impacts to Promote a Thriving Ecosystem, which included an overview of the Pinole Creek Watershed where trash and dumping had polluted the creek and the surrounding areas. It was reported that trash capture devices had been installed, the City of Pinole had sponsored Coastal Cleanup and Pinole Services Days, the Pinole Beautification Ad Hoc Committee had addressed trash, the local service clubs, youth cleanups and local citizens had picked up trash when walking along the creek and residents had contacted Caltrans to address trash along the freeway.

Efforts had been made to address the trash problem in another way, with Friends of Pinole Creek having submitted a proposal to Thriving Earth Exchange, which advanced community solutions through the help of scientists, community leaders, and sponsors working together to solve local challenges related to natural resources, climate change and natural hazards. In this case, a Community Science Project had envisioned the Pinole Creek Watershed as a thriving ecosystem



that benefitted all social and ecological communities, with the hope of establishing a trash assessment program for Pinole Creek to determine the impacts of trash on creek health and with the targeted goal of reducing those impacts on the watershed.

The proposal included community science, with community leaders involved in the projects identified, and with the previous work of the science partners by Dr. Win Cowger highlighted. The method to assess the trash in Pinole Creek was detailed via spatially randomized monitoring along the creek using the standardized methodology from the California Trash Monitoring Methods and Assessments Playbook. The expected scientific outcomes were also identified. The project kicked off in April to June 2021 and the final maps, reports, and presentation of findings were anticipated in April to June 2022.

The ways in which the City could support this effort included expediting permitting and waiving of City fees, providing dumpsters and access to the City's Corporation Yard, Geographic Information System (GIS) mapping to map storm drains on the creek, staff time, publicizing of events, and in the future making policy interventions based on findings and consideration of funding future studies.

The City Council was thanked for its support for this effort and numerous members of City staff for their time and efforts. The citizens of Pinole were also thanked for their concern and love of Pinole Creek.

#### **PUBLIC COMMENTS OPENED**

Rafael Menis, Pinole, asked how Friends of Pinole Creek Watershed planned to schedule its events and conduct its work given the expected inclement weather, and Ms. Moriarty advised that scheduled events were ongoing and would continue. Friends of Pinole Creek planned for inclement weather. The next event would be near the mouth of the creek at low tide and if they had to reschedule that could be done.

Tanya Little, representing Friends of the Hercules Senior Center, asked whether the City had a non-profit recognition program which would be a good opportunity to have hands on deck to help with the creek cleanup.

City Manager Murray confirmed the City did not have a non-profit recognition program and he invited Ms. Little to contact him to share her thoughts in more detail.

#### **PUBLIC COMMENTS CLOSED**

Council member Tave thanked Friends of Pinole Creek for the work they were doing. He was pleased people were showing up for the events and he clarified with Ms. Moriarty that permits were required from the County Flood Control District and Contra Costa County for the work. Where the City had jurisdiction such as Pinole Valley Park, permits were being sought for an October 30 event. The Department of Fish and Wildlife had no jurisdiction over Pinole Creek. Friends of Pinole Creek was currently operating under a permit from the County Fish and Wildlife Committee, and as they moved forward other grant opportunities would be sought. The East Bay Municipal Utility District (EBMUD) had jurisdiction over the upper watershed above Castro Ranch Road and was another permitting agency Friends of Pinole Creek was obtaining permits.

Council member Tave commended the efforts of Friends of Pinole Creek Watershed.

Mayor Martinez-Rubin clarified with Dr. Cowger the significance of the trash data collection, the differences between cleanup and monitoring, the standardized methodology from the California Trash Monitoring Methods and Assessments Playbook, and that no other city had been taking this level of initiative to clean up trash.

Dr. Cowger suggested Pinole would lead the way for other cities throughout the state to remove trash from their watersheds. He suggested this science was cutting edge. He was excited to see the data that would be collected and to have the community members steer the way.

In response to the Mayor, Ms. Moriarty explained that when the trash was collected they had to do something with it. In the past some people had used their own garbage cans which was not appropriate nor was the use of private garbage cans from a store. Given the garbage must have a place to be dumped she suggested if the City could offer dumpsters that would be an appropriate place for the collected debris.

City Manager Murray commented that unless the trash was collected in a specialized container, such as separating recyclables from refuse, the garbage would not be catalogued or separated.

Council member Tave asked whether the GIS maps would allow for information from the County website that could be used, and Dr. Cowger explained that maps had been provided by City staff, they had everything they would need for now, and if they had other questions in the future they would reach out.

Senior Project Manager Misha Kaur explained that GIS data was always helpful for those who were visual to understand the areas that could be targeted, and if they applied for future grant funding it could be used as the basis for the data collection.

Dr. Cowger further clarified, in response to the Mayor, the definition of a baseline assessment as the first assessment, with the entire creek to be assessed with a snapshot of everything going on in the creek.

Mayor Martinez-Rubin reported an exhibit was available in the Pinole Library displaying the maps and informing the public of the Pinole Creek Watershed. She encouraged the public to become involved and contact Friends of Pinole Creek Watershed. She looked forward to the findings of the reports.

## **8. 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.*

## **PUBLIC COMMENTS OPENED**

Irma Ruport, Pinole, referenced Item 8F and the addition and deletion of job classifications as shown on Page 2 of the Pinole Conflict of Interest Code. She understood the Assistant City

Manager position would be eliminated but a job classification had been added for an Assistant to the Assistant City Manager. She asked for clarification.

#### PUBLIC COMMENTS CLOSED

City Manager Murray clarified that one of the purposes of the Conflict of Interest Code had been to identify levels of reporting for different members of City staff and their financial interest. As part of the update to the Code, changes had been made to be consistent with active or future expected job classifications. As an example, the City had a Development Services Director who also served as the City Engineer, which was an unusual arrangement that involved a broad portfolio of responsibilities to be overseen by one person. As part of this year's budget, the position would be separated into two classifications. By removing that job classification from the Conflict of Interest Code, they were not expecting the City of Pinole to have that classification again. Also, newly added classifications had been added as part of the Management Compensation Plan. The City had an individual in the Assistant City Manager position and although that classification was taking on new responsibilities as a result of the reorganization, it was a standard classification for a City the size of Pinole and it was premature to eliminate it from the Conflict of Interest Code.

Council member Tave clarified with City Attorney Casher the resolution contained in Item 8C would ensure the City was in compliance with Assembly Bill (AB) 361, which allowed the City Council to meet virtually for the next 30 days, and as indicated in the staff report, the item would be brought forward every 30 days for the City Council to assess the need to meet virtually.

Council member Murphy requested an amendment to the fourth paragraph of Page 19 of the August 17, 2021 Meeting Minutes as follows:

*Council member Murphy requested a future agenda item to discuss how the City could support the Holiday Tree Lighting ceremony.*

- A. Approve the Minutes of the Meetings of August 17, September 7, and September 21, 2021.
- B. Receive the September 18, 2021 – October 15, 2021 List of Warrants in the Amount of \$983,596.67, the October 1, 2021 Payroll in the Amount of \$451,609.58, the October 12, 2021 Retroactive Payroll in the Amount of \$92,348.42 and the October 15, 2021 Payroll in the Amount of \$467,964.00.
- C. Resolution Confirming Continued Existence of Local Emergency **[Action: Adopt Resolution per Staff Recommendation (Casher)]**
- D. Resolution Authorizing Remote Teleconference Meetings Pursuant to AB 361 **[Action: Adopt Resolution per Staff Recommendation (Casher)]**
- E. Fixing the Employer's Contribution at an Equal Amount for Employees and Annuitants Under the Public Employees' Medical and Hospital Care Act with Respect to Management, Underrepresented/Confidential Employees, Elected Officials, AFSCME, PEU Local 1 and IAFF **[Action: Adopt Resolutions per Staff Recommendations (De La Rosa)]**

- F. Amendment to the City of Pinole Conflict of Interest Code [Action: Adopt Resolution per Staff Recommendation (Iopu)]

**ACTION: Motion by Council members Murphy/Toms to Approve Consent Calendar Items 8A through 8F subject to modification to Item 8A, Minutes of the August 17, 2021 City Council Meeting.**

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

## **9. 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.*

- A. Ordinance Adding Chapter 8.10, Organics Reductions and Recycling Ordinance, to the Pinole Municipal Code [Action: Introduce, Waive the First Reading of Ordinance and Conduct Public Hearing (Casher)]

Mayor Martinez Rubin offered a motion, seconded by Council member Tave to continue the item.

Mayor Martinez-Rubin understood that staff would like time to have discussions with Republic Services on how the ordinance would impact existing agreements and a continuance would not impact the timeline requiring that the ordinance be adopted by the beginning of the year.

City Manager Murray described SB 1383, which required the City and other parties to undertake new efforts to reduce organics in the waste stream. The City was required to enact an enforcement mechanism to ensure all parties were compliant with state requirements. Staff was working with RecycleMore, other cities in West County and Republic Services on the ordinance. The item would return to the City Council at a meeting in November.

City Attorney Casher further detailed SB 1383, commented that while the ordinance must be in place by January 1, 2022, a grace period had been extended by the state since many cities were going through the same process. Given that grace period, staff was comfortable the City would be well within the required timeframe to comply with state law. He also clarified that typically the Municipal Code Subcommittee convened at the direction of the City Council to provide early feedback to staff, although in this case staff was working with different stakeholders on the language and it was not ready. If there had been more lead time, the Municipal Code Subcommittee would have been able to review the ordinance.

Mayor Martinez Rubin amended her motion, seconded by Council member Tave to continue the item to no later than November 16, 2021.

City Attorney Casher stated if the City Council continued the item to a date certain the public hearing would not have to be re-noticed, but advised it was staff's preference not to continue the item to a date certain which would allow staff flexibility for negotiations.

PUBLIC HEARING OPENED

Ms. Stone reported there were no comments from the public for this item.

PUBLIC HEARING CLOSED

**ACTION: Motion by Mayor Martinez-Rubin/Council member Tave to Continue Ordinance Adding Chapter 8.10, Organics Reductions and Recycling Ordinance, to the Pinole Municipal Code, to a future City Council meeting.**

<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>

## **10. OLD BUSINESS**

- A. Resolution Declaring a Climate Emergency and Directing Staff to Take Certain Actions. **[Action: Adopt Resolution and Provide Direction per Staff Recommendation (Murray)]**

City Manager Murray presented the staff report and asked the City Council to adopt the resolution contained in Attachment C to the staff report and provide direction to staff.

PUBLIC HEARING OPENED

Debbie Long, Pinole, expressed concern with the Climate Action Plan (CAP) and the model as it related to retrofitting and the elimination of fossil fuels. The resolution itself required the replacement of aged appliances with all electric models and she asked how that would be accomplished and at what cost, whether a homeowner would have to sell their home, how much that requirement would add to the sales price, whether it would affect the affordability of the home and whether homes would have to be rewired to 220 volts. She expressed a number of concerns given that Pinole was an aged community, the power grid may not be able to handle the additional load, electric heating was not as efficient as traditional gas heating, and the cost of electric heating could be five times the cost of gas. Electric water heaters were much smaller and more expensive. The proposed resolution would also require that the energy be 100 percent renewable for both municipal and community electricity service, and property owners would no longer have the option of using PG&E and would be required to use Marin Clean Energy (MCE) or have to use PG&E programs that while 100 percent renewable were a higher cost and those costs were unknown.

Ms. Long questioned how fossil fuels could be eliminated in the built environment. She also asked what was meant by built environment, whether all new construction models and remodels must be fully electric, the cost and impact to the electrical grid and home affordability, what would happen when blackouts occurred for days, how the requirements would impact people building new roofs, whether the City would require solar which may not always pay for itself, and given its geographic location among other things, asked of the ongoing costs to implement the CAP. She pointed out the requirements had yet to be discussed, and she would rather wait to see how the

County CAP proceeded. She suggested the resolution before the City Council was too vague and needed more discussion and detail beyond the limited staff report.

Jackie Garcia-Mann, representing 350 Contra Costa, strongly supported the resolution and reported that dozens of cities in the state had implemented similar resolutions. She noted the resolutions were coming at the state level and were being implemented by the Public Utilities Commission (PUC) with increased efficiencies and fewer blackout situations given more efficient appliances, with government programs to pay for them. Actions at the city level trickled up and affected counties and the state, with California being the leader in passing climate emergency regulations and resolutions, and with bans on gas and regulations for electrification for new construction and retrofits. She added there was a lot of money in the infrastructure bill to cover these programs and she urged the City Council to be pioneers and leaders and realize with all of the wildfires, floods and environmental disasters in the country changes must be made now.

Rafael Menis, Pinole, read into the record the Now, Therefore, Be It Resolved clauses as shown on Page 3 of Attachment C to the staff report, which included suggestive policy actions included in the County's climate resolution and in a draft letter contained in Attachment B to this item. If the resolution was adopted, it would not take concrete steps but would identify steps for City staff, where staff would identify funding for various actions. Since there were no actual concrete changes linked to the resolution, he suggested this action should be taken.

#### **PUBLIC HEARING CLOSED**

City Manager Murray explained that there may be some confusion in that some of the public comments related more to the County resolution and a resolution provided by Contra Costa County Climate Leaders (4CL). The City's resolution was very narrow and did not include some of the provisions referenced by one of the public speakers. He clarified the CAP would be presented to the City Council for consideration and adoption at a future date.

Council member Toms agreed some of the comments related more to the other resolutions in the agenda packet and not to the resolution proposed for the City of Pinole as contained in Attachment C. She suggested the first step was to adopt a Climate Emergency resolution and then to prepare the inventory and the CAP, after which the implementation of the CAP would be pursued. She supported the resolution contained in Attachment C, recognized all of the advocacy on this topic, and at some point, when the City Council considered a budget adjustment to pay for the development of the CAP, there should be a discussion of the review process whether that included input from the Planning Commission or a review committee to oversee the CAP. She also noted the CAP that was being revised by the County involved a Sustainability Commission that was working with County staff. She suggested those discussions be considered at the time of the discussion of the budget adjustment.

Council member Murphy thanked staff for all of the work on the resolution, suggested this conversation was valuable given that climate misinformation was an epidemic and it was important to use this as an opportunity to educate the public and revisit the timing and reporting structure and circle back. He suggested an additional clause to the resolution requiring a quarterly report would be important, similar to the passage of intermittent resolutions about the COVID-19 pandemic. He referenced the impacts to children from natural gas who were more likely to have asthma than those residing in homes with electric stoves. He emphasized that Pinole was situated between refineries with higher rates of asthma, breast cancer and other health issues

not experienced in other areas of the Bay Area. He also emphasized that if action was not taken now, it would be more costly in the future. He again commended City staff for drafting the resolution and for offering an opportunity to take certain actions, with a timeline and quarterly reporting to ensure this was not one step but an initial step to take prior to implementation of the actions.

Council member Murphy offered a motion, seconded by Council member Toms to add a new Be It Further Resolved clause to read:

*Now, Therefore Be It Resolved, City staff provide quarterly reports to the City Council on the progress of Greenhouse Gas inventory until a Climate Action Plan was created.*

Council member Toms suggested the City Manager could provide status reports to the City Council rather than a formal memorandum.

Council member Murphy suggested the report be uniform and consistent with other reports to the City Council, with the City Manager and staff to provide direction on the kind of report.

City Manager Murray advised that quarterly reports on key initiatives were provided to the City Council and a quarterly update on the climate initiatives could be presented in the same format and would not be a hardship to City staff. To address the recommendation, he suggested a Be It Further Resolved clause be added after the third clause as shown on Page 3 of Attachment C to read:

*Be It Further Resolved, the City Council directs staff to present quarterly updates on the City's progress on these directives.*

The revision was acceptable to the City Council and the maker and second of the initial motion.

Mayor Martinez-Rubin recognized that while there was some confusion about the resolution, she acknowledged the concerns with respect to cost in that the built environment in Pinole was not unique to Pinole, there were cities older than Pinole going through the same changes, but there were valid concerns with the requirements to upgrade and use different sources of energy. She hoped there would be legislative efforts to help with climate change efforts.

Council member Murphy reiterated the cost of not taking action would be more than taking action today. He hoped the City Council would consider how in the long run the push for a more carbon neutral City would actually save money, which discussion had not yet occurred. He pointed out that 90 percent of Pinole's residents had decided to use clean energy and suggested they were missing an opportunity to address sustainability education. He added that climate misinformation was an epidemic impacting residents and that sustainability education was directly tied to declaring a Climate Emergency. He recommended another Be It Therefore Resolved clause to prioritize sustainability education in the City.

Mayor Martinez-Rubin spoke to her background in public health and explained that climate change was a matter of discussion in public health circles. She supported whatever could be done on a larger scale that would be helpful in the planning for climate action.

Council member Tave recognized that climate change was a community issue. He supported the educational component and moving towards a greener economy and reducing climate change, and stated the resolution would set the framework for more work in the future. He supported the resolution with future discussions on investments in the community as they moved forward.

Council member Murphy again offered a motion to add another Be It Therefore Resolved clause to read:

*Be It Further Resolved, the City recognized and acknowledged the importance of sustainability education, climate health education, climate resiliency and adaption investments and the impact of climate change that poses an existential threat to our City and the region, now and increasingly in the future.*

Council member Toms again seconded the motion.

**MOTION: Motion by Council members Murphy/Toms to adopt a Resolution Declaring a Climate Emergency, subject to adding two additional Be It Therefore Resolved clauses to read:**

**Be It Further Resolved, the City Council directs staff to present quarterly updates on the City's progress on these directives.**

**Be It Further Resolved, the City recognized and acknowledged the importance of sustainability education, climate health education, climate resiliency and adaption investments and the impact of climate change that poses an existential threat to our City and the region, now and increasingly in the future.**

<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>

City Manager Murray asked that Council member Murphy e-mail him the language of the last clause for the record to ensure it was in the resolution.

Although a motion was made, seconded and a vote taken, there was some confusion as to whether the motion included the additional clauses to be added to the resolution, and although the second to the motion intended her vote to be for the entire resolution as amended and as discussed, Council member Murphy understood they were only voting on the new clauses to the resolution. He asked for a second vote on the resolution for the purpose of clarity.

**ACTION: Motion by Council members Murphy/Toms to adopt a Resolution Declaring a Climate Emergency, subject to adding two additional Be It Therefore Resolved clauses to read:**

**Be It Further Resolved, the City Council directs staff to present quarterly updates on the City's progress on these directives.**



**Be It Further Resolved, the City recognized and acknowledged the importance of sustainability education, climate health education, climate resiliency and adaption investments and the impact of climate change that poses an existential threat to our City and the region, now and increasingly in the future.**

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

## **11.    NEW BUSINESS**

- A.    Possible Duties, Powers, and Membership of a City Technology and Communication Subcommittee [**Action:    Discuss and Provide Direction (Murray)**]

City Manager Murray presented the staff report and asked that the City Council receive information from City staff on possible duties, powers, and membership of a City Technology and Communication Subcommittee and provide direction to staff.

### **PUBLIC COMMENTS OPENED**

Ms. Stone reported there were no comments from the public for this item.

### **PUBLIC COMMENTS CLOSED**

Responding to the Council, City Manager Murray reiterated the purpose of the City Technology and Communication Subcommittee as outlined in the staff report. The subcommittee's composition would be determined by the City Council which would identify the need and charge of the subcommittee with no recommendation from staff. If the subcommittee was formed, as part of the new organizational structure Communication and Information Technology would be under the purview of the City Manager's Department and he would be the Staff Liaison.

Council member Murphy explained that he had suggested the agenda item since the City of Palos Verdes Estates had a Technology and Communication Subcommittee that involved its residents. He suggested the subcommittee could recommend resident engagement, means, methods and systems of electronic communications to enhance discussions; identify ways to enhance and better communications when residents' concerns arise; and the subcommittee could serve as an advisory committee on government transparency; address future technologies and enhanced services such as municipal broadband. The subcommittee could be citywide and be comprised of liaisons from each City Commission.

Council member Tave envisioned the Technology and Communication Subcommittee to be similar to the Traffic and Pedestrian Safety Committee (TAPS). He liked the idea of having participation from other City Commissions. The City had aged equipment such as Pinole TV and the City website and such a subcommittee could consider solutions as they moved forward. He favored a structure similar to TAPS or the Community Services Commission.

Mayor Pro Tem Salimi suggested the subcommittee was an excellent suggestion and stated that short and clear discussions were important along with successful communication.

Mayor Martinez-Rubin suggested the subcommittee's charge, recruitment, composition and meeting frequency needed to be worked out, but she recognized the interest for enhanced communication and consideration of advanced technology. She was concerned drawing from existing City Commissions given that members' time was currently being used and the subcommittee should be opened up to those who had not been on City Commissions and who had the strengths to complement and supplement the intent of the subcommittee. She added that staff had limited resources and the use of volunteers and whatever charge the subcommittee took needed to be fleshed out more. She again wanted the charge of the subcommittee to be clear to prevent disappointment given past experiences.

Council member Toms suggested it would be a good idea for a subcommittee of the Council, which may or may not include liaisons from other committees. She recognized older and younger generations looked at and used technology differently but suggested discussing a scope of work at this time may be premature since a Communication and Engagement Plan was underway, which may help to inform the scope of such a subcommittee.

Council member Murphy supported development of a plan and bringing in the troops to do it. He emphasized the City's Information Technology person had a wealth of experience and noted that although the City had hired a consultant to create a plan they did not know who would execute the plan, which was a concern. He wanted everyone to support one another and the City Council to take the lead in driving those plans. He commented on the number of City Council committees/subcommittees which had not met along with comments from the community about a lack of communication and engagement, and urged the City Council to consider this subcommittee now, and brainstorming its scope or consider an ordinance around the subcommittee to codify it prior to waiting for a plan to be presented.

Mayor Martinez-Rubin asked that the consultant for the Communication and Engagement Plan consider this idea for a subcommittee as part of a means to address the problem of insufficient communication or one-way communication. She suggested the proposal was a solution without a specific problem, and while she appreciated Council member Murphy's efforts there was the need for discussion about what this subcommittee may do, its charge and composition. She suggested the item be continued or included as information for the consultant to mold into their plan.

City Manager Murray agreed the role and scope of a subcommittee was something the consultant for the Communication and Engagement Plan would look at if specifically asked to do so. He suggested this question should be posed to the consultant who could provide ideas on the charge and scope based on the needs.

Council member Murphy reiterated his comments, supported the item, and wanted to move forward since he was of the opinion the City was not doing enough. He supported a motion to create a City Technology and Communication Subcommittee.

Mayor Pro Tem Salimi agreed with Council member Murphy's comments and seconded the motion.

Council member Tom agreed that a subcommittee should be formed, but the total scope remained to be defined and implementing the plan to be developed may be too broad.

Mayor Martinez-Rubin sought more specifics on the scope, duration and subcommittee type prior to its formation.

Council member Murphy reiterated his recommended scope and suggested a workshop on the scope, duties and membership could be considered. He asked that the subcommittee be considered now. He saw the subcommittee as a working group and reiterated there were many City Council committees/subcommittees that had not met. He was happy to lead the effort to create the subcommittee and return with a future discussion on the duties, powers and membership. He pointed out the consultant preparing the Communication and Engagement Plan was not a local firm and their approaches and methodologies would not be centered or relevant to the City of Pinole while the proposed subcommittee could do that work.

Mayor Pro Tem Salimi suggested the Technology and Communication Subcommittee would develop, update and monitor the City's technology and communication policies.

**ACTION: Motion by Council member Murphy/Mayor Pro Tem Salimi to Form a City Technology and Communication Subcommittee with its charge to develop, update and monitor the City's technology and communication policies.**

<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>

**ACTION: Motion by Mayor Martinez-Rubin/Council member Toms to Appoint Council members Murphy and Tave to the Technology and Communication Subcommittee.**

<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>

## **12. REPORTS & COMMUNICATIONS**

### **A. Mayor Report**

#### **1. Announcements**

Mayor Martinez-Rubin reported she had attended the League of California Cities Annual Conference and briefed the Council on the sessions attended; Mayor's and Supervisors Conference with a presentation on United Against Hate Week (UAHW); Contra Costa Mayors' Conference, with a presentation from All Home which addressed homelessness; attended a number of different community events including the Car Show, Ribbon Cutting ceremony for Cutting Edge Fitness, Oktoberfest at Saint Joseph's School, and National Night Out, expressing

her appreciation to the Pinole Police Department and all volunteers for their work on the event, and her hope the Halloween theme would be carried out in the future. She had also attended a meeting of the WestCAT Board; met with Cerrell Consulting who was working with the City of Pinole to craft the Communication and Engagement Plan to offer ideas; had been part of the trial run for the Litter Assessment Project; and had spoken with community members to discuss concerns regarding safety related to the homeless conditions behind the Pinole Library and around the tennis courts. She asked everyone to remain calm and continue to adhere to public health guidance related to COVID-19 guidelines.

**B. Mayoral & Council Appointments**

None

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

Council member Murphy reported the Countywide Sustainability Commission would meet on October 25 at 5:00 p.m. via Zoom to review the Countywide CAP, with more information available on the Contra Costa 2040 website [envisioncontracosta2040.org](http://envisioncontracosta2040.org); reported the Contra Costa County redistricting process was ongoing and briefed the Council on the effort and that draft maps had been released with the City of Pinole under District 1, which would involve changes in the City's representation. Public comment input was being sought during the redistricting workshops with information available on [cocoredistricting.org](http://cocoredistricting.org). and on the County website.

Council member Tave reported the October 9 ARPA Community Workshop had gone well and he hoped there would be more participation for the November 6 workshop, with mailers to be distributed to the public. He had also attended the League of California Cities Annual Conference and briefed the Council on the sessions attended. He thanked everyone who had participated in the Car Show and National Night Out and urged everyone to continue to mask up, social distance and get vaccinated.

Council member Toms thanked all event organizers for the Car Show and National Night Out, reported she had attended the Bike the Bridges Ride event in the City of Martinez, with the City of Pinole having been well represented by law enforcement. She also highlighted the sessions she had attended during the League of California Cities Annual Conference. She reported the Contra Costa Board of Supervisors had received a report on the Measure X Advisory Board recommendations and although the County Fire Chiefs had offered a proposal, that proposal had been segmented and East County Fire had rated higher. She had provided public comment during the meeting and urged the City Council and Pinole residents to communicate to the Board of Supervisors the importance of moving forward with the Fire Chiefs proposal and not segment pieces of the proposal. The Board of Supervisors would consider this item at its November 2, 2021 meeting and City Council members and members of the public were encouraged to use the letter the City of Pinole had submitted to the Measure X Advisory Committee to create their own letter to be presented to the Board of Supervisors. She planned to attend the meeting and submit her own letter.

**ACTION: Motion by Council members Murphy/Toms to Extend the City Council meeting to 11:15 p.m.**

Council member Murphy asked the City Manager to post the letter the City submitted to the Measure X Advisory Committee on the City website with a call to action. He thanked Council member Toms for her advocacy on this matter.

D. Council Requests for Future Agenda Items

Council member Murphy requested a future agenda item to amend the City's Code of Ethics which currently applied to the City Council, Boards, Commissions and City staff but which did not apply to the City Treasurer, and direct staff to present options to the City Council to add the Code of Ethics to the Pinole Municipal Code (PMC).

City Attorney Casher explained that the current Code of Ethics was in the form of a resolution which had been adopted by the City Council in 2007, but staff could provide options for the Council to update the Code of Ethics and codify it in the PMC. Consent given.

Council member Toms requested a future agenda item to have a place on the agenda to allow a verbal update on the outcome of the November 2 Measure X Advisory Committee discussions. If there was a continuation of the discussion, she understood the City Council may also direct staff to draft a letter from the City Council to the Board of Supervisors. She planned to monitor the November 2 Board of Supervisors meeting. Consensus given.

Fire Chief Wynkoop expressed the willingness to collaborate with Council member Toms offline regarding this matter.

Council member Toms requested a future agenda item for the e-mails for all members of the Board of Supervisors, the Clerk for the Board of Supervisors, and a sample of the letter the City of Pinole sent to the Measure X Advisory Committee to be attached to the Administrative Report. Consensus given.

Mayor Martinez-Rubin requested a future agenda item to allow Contra Costa County District Attorney Diana Becton to present an update to the City Council on District Attorney activities. Consensus given.

E. City Manager Report / Department Staff

City Manager Murray shared the appreciation the City Council had expressed about the reopening of community events and expressed his appreciation to all staff involved. He added the community would be receiving a mailer about the second ARPA workshop scheduled for Saturday, November 6, and a mailer asking for participation in the Local Road Safety Plan.

Mayor Martinez-Rubin asked that the requests for participation from the public be posted on the Pinole TV scroll.

F. City Attorney Report

None

**13. ADJOURNMENT** to the Regular City Council Meeting of November 2, 2021 in Remembrance of Amber Swartz.

At 11:07 p.m. Mayor Martinez-Rubin adjourned the meeting to the Regular City Council Meeting of November 2, 2021 in Remembrance of Amber Swartz.

**Submitted by:**



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**Heather Bell, CMC**  
**City Clerk**

**Approved by City Council: December 7, 2021**

