

CITY COUNCIL SPECIAL MEETING

MINUTES

October 22, 2019

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 Murray called the Regular Meeting of the City Council to order 6:12 p.m. and led the Pledge of Allegiance.

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

A. COUNCILMEMBERS PRESENT

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

B. STAFF PRESENT

Michelle Fitzer, 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

City Clerk Iopu announced the agenda was posted on October 17, 2019 at 4:00 p.m. All legally required notice was provided.

City Clerk Iopu announced that additional materials pertaining to Agenda Item 7G on the agenda were provided at the dais for the Council and copies were placed at the rear of the Chamber for the public.

Following an inquiry to the Council, Council member Salimi reported a conflict on Item 7G and stated that he will abstain from voting on that item.

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.

None.

4. RECONVENE IN OPEN SESSION TO ANNOUNCE RESULTS OF 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.

Jeff Rubin, Pinole Historical Society President, announced November Pinole Historical Society Program is cancelled and will reconvene in February. Announced details of upcoming fundraising dinner event on November 2nd.

Rafael Menis, resident of Pinole, stated that there is a group forming in the community regarding Making Waves charter school. Made comments regarding the constitution, national politics and the importance of following the rule of law.

Maureen Toms, resident of Pinole, spoke regarding the group in the community forming in opposition of the proposed Making Waves Charter School. Discussed the decision-making paths that the group is addressing; City of Pinole Planning Commission/City Council and the Contra Costa County Office of Education.

6. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

A. Proclamations

B. Presentations / Recognitions

1. Fire Department Update by Fire Chief Scott Kouns and Battalion Chief Chris Wynkoop

Item continued to the November 5, 2019 meeting.

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.

A. Approve the Minutes of the Meeting of October 1, 2019

B. Receive the September 28, 2019 – October 11, 2019 List of Warrants in the Amount of \$535,903.27 and the October 4, 2019 Payroll in the Amount of \$406,859.78

C. Census 2020 – Resolution of Support **[Action: Adopt Resolution per Staff Recommendation (lopu)]**

D. Approve A Resolution Authorizing The Chief Of Police To Negotiate And The City Manager To Execute A Contract With Odin Systems Inc. In The Amount Of \$264,050.29 In Measure S 2014 Funds For 18 Replacement Cameras, 2 New Cameras, Wireless Connections, 2 Replacement Servers, 9 ALPR Cameras, 1 Server, Software, And Labor **[Action: Adopt Resolution per Staff Recommendation (Gang)]**

E. Adopt A Resolution Approving A Second Amendment to the Exclusive Negotiating Agreement Between the City of Pinole and General Realty CE, LLC

for the Sale and Purchase of the Pinole Shores II Properties [Action: Adopt Resolution per Staff Recommendation (De La Rosa)]

- F. Approve Funding Allocation Of \$94,000 From Measure S 2006 Fund Balance To Complete The Dorm Separation And Privacy Remodel Project At Fire Station 73 [Action: Adopt Resolution per Staff Recommendation (Kouns)]

ACTION: Motion by Councilmembers Swearingen/Tave to approve Consent Calendar Items A – F.

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

Consent Calendar item 7G was pulled for further discussion by Mayor Pro Tem Swearingen.

- G. Approve An Amendment To The Professional Services Agreement With Carollo Engineers For The Pinole Hercules Water Pollution Control Plant Upgrade Project In An Amount Not To Exceed \$215,170 [Action: Adopt Resolution per Staff Recommendation (T. Miller)]

Council members asked questions. Staff addressed the questions.

ACTION: Motion by Councilmembers Swearingen/Tave to approve Consent Calendar Item G

Vote:	Passed	4-0
	Ayes:	Murray, Swearingen, Tave, Martinez-Rubin
	Noes:	None
	Abstain:	Salimi

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. Receive the FY 2018-19 Fourth Quarter Financial Report [Action: Receive and File Report (A. Miller)]

City Manager Fitzer gave the report in the absence of Finance Director Miller.

Council members asked questions. City Manager Fitzer responded to questions.

Council members made comments regarding the report.

- B. Receive And Review A Report From HdL Econsolutions On The City's Market Analytics, Void Analysis And Community Profile Reports [Action: Discuss and Provide Direction (De La Rosa)]

Item continued to the November 19th meeting.

10. NEW BUSINESS

- A. Discussion Regarding Options For Filling Vacant City Treasurer Position [Action: Discuss and Provide Direction (Casher)]

City Attorney Casher introduced the item and provided background information.

Council members asked questions. Staff addressed questions.

ACTION: Motion by Councilmembers Swearingen/Martinez-Rubin to Appoint An Interim Treasurer No Later Than December 17th, 2019

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

11. REPORTS & COMMUNICATIONS

- A. Mayor Report
 - 1. Announcements

Mayor Murray reported on Mayor's Conference that he attended in Antioch. Gave details of presentation by CCTA regarding EV charging stations.

- B. Mayoral & Council Appointments
- C. City Council Committee Reports & Communications

Council member Salimi reported on the League of CA Cities Conference that he attended and that it was a very positive experience. Gave details and impressions of John Martin presentation regarding the future of America.

Council member Martinez-Rubin announced having attended a Community College District Board presentation. Stated that high student debts keep millennials from achieving their goals. Announced Contra Costa County, FTTT Promise, a free tuition program opportunity.

Council member Tave reported on a resource guide for taxes for voters as a resource ahead of election; Cocotax.org. Highlighted considerations for voters with regard to potential tax measures.

Council member Tave and Mayor Murray reported on safety subcommittee meeting with West Contra County School District. Gave summary of meeting and announced future agenda item to discuss SRO program.

Mayor Murray announced upcoming WCCIMA meeting, where they will review candidates for new Executive Director.

Mayor Murray announced West County Mayor's Meeting, on Thursday, October 24 at 8:30 a.m. at Pinole City Council Chambers.

C. Council Requests For Future Agenda Items

Council member Martinez-Rubin requested update on Eucalyptus trees and what is the plan for that area. Consensus given.

City Manager Fitzer provided information regarding the request. Stated that staff has been working on it, has an update and will be presenting it to Council.

Council member Tave requested a future agenda item to discuss an "Adopt-A- Highway" program.

City Manager Fitzer stated that this item is already being worked on and there will be an update to Council provided by staff.

Council member Tave requested an item to discuss protocol regarding the use of City of Pinole letterhead. Consensus not given.

D. City Manager Report / Department Staff

City Manager Fitzer reported her attendance at the League of CA Cities Conference.

F. City Attorney Report

City Attorney Casher reported his attendance at the League of CA Cities Conference. Attended meetings as the East Bay Representative for Legal Advocacy Committee and FPPC Subcommittee member.

Announced upcoming Municipal Code Subcommittee meeting on Monday, October 28, 2019.


City Attorney Casher made statements honoring his uncle, Melchor "Porsing" Sabat, a dedicated public servant in the Philippines who recently passed away.

12. **ADJOURNMENT** to the Regular City Council Meeting of November 5, 2019 in Remembrance of Amber Swartz.

At 7:52 p.m., Mayor Murray adjourned the meeting to the Regular City Council Meeting of November 5, 2019 In Remembrance of Amber Swartz.

I hereby certify under the laws of the State of California that the foregoing Agenda was posted on the bulletin board at the main entrance of Pinole City Hall, 2131 Pear Street Pinole, CA, and on the City's website, not less than 72 hours prior to the meeting date set forth on this agenda.

POSTED: October 10, 2019 at 4:00 P.M.



Heather Iopu, CMC
City Clerk

Approved by City Council: November 5, 2019

