



PINOLE CITY COUNCIL AGENDA

TUESDAY
NOVEMBER 19, 2019

6:00 P.M.

THERE IS NO CLOSED SESSION – REGULAR MEETING STARTS AT 6:00 P.M.

2131 Pear Street, Pinole, California

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

Public Comment: The public is encouraged to address the City Council on any matter listed on the agenda or on any other matter within its jurisdiction subject to the rules of decorum described in Council Resolution 2019-03. If you wish to address the City Council, please complete the gold card that is provided at the rear entrance to the Council Chambers and hand the card to the City Clerk. City Council will hear public comment on items listed on the agenda during discussion of the matter and prior to a vote. City Council will hear public comment on matters **not** listed on the agenda during Citizens to be Heard, Agenda Item 5.

Americans With Disabilities Act: In compliance with the Americans With Disabilities Act of 1990, if you need special assistance to participate in a City Meeting or you need a copy of the agenda, or the agenda packet in an appropriate alternative format, please contact the City Clerk's Office at (510) 724-8928. Notification at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service. Assisted listening devices are available at this meeting. Ask the City Clerk if you desire to use this device.

Note: Staff reports are available for inspection at the Office of the City Clerk, City Hall, 2131 Pear Street during regular business hours, 8:00 a.m. to 4:30 p.m. Monday – Thursday, and on the City Website at www.ci.pinole.ca.us. You may also contact the City Clerk via e-mail at hiopu@ci.pinole.ca.us

COUNCIL MEETINGS ARE TELEVISED LIVE ON CHANNEL 26. They are retelecast the following Thursday at 6:00 p.m. The Community TV Channel 26 schedule is published on the city's website at www.ci.pinole.ca.us. City Council meetings are video-streamed live on the City's website, and remain archived on the site for five (5) years.

Ralph M. Brown Act. Gov. Code § 54950. *In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils and the other public agencies in this State exist to aid in the conduct of the people's business. It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. The people of this State do not yield their sovereignty to the agencies, which serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may retain control over the instruments they have created.*

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

2. 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't Code § 87105.

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

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.

6. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

A. Proclamations

1. Pinole Valley High School Girls Volleyball Team

B. Presentations / Recognitions

1. Contra Costa County Elections Department - Update on March Primary Election by Assistant Registrar of Voters, Scott Konopsek
2. Planning/Building Update by Development Services Director/City Engineer Tamara Miller
3. New Employee Introductions - New Permit Technicians, Brandy Fernandez-Reyes and Jaime Aldred

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 Meetings of November 6 and November 8, 2019

B. Receive the November 2, 2019 – November 15, 2019 List of Warrants in the Amount of \$539,707.24 and the November 15, 2019 Payroll in the Amount of \$434,350.74

- C. Receive the Quarterly Investment Report for the Quarter Ending September 30, 2019 **[Action: Receive and File Report (A. Miller)]**
- D. Approve a Three Year Contract with Precision IT Consulting for Administration of the City's Information Technology System in an Amount not to Exceed \$522,000 and Appropriate \$9,000 from the General Fund Fund Balance **[Action: Adopt Resolution per Staff Recommendation (De La Rosa)]**
- E. Ordinance Adding Chapter 10.78 to the Pinole Municipal Code Restricting Oversized Vehicle Parking on City Streets **[Action: Adopt Ordinance on Second Reading (Casher)]**
- F. Resolution Authorizing the City Manager to Execute a Contract with Avery and Associates in an Amount Not to Exceed \$22,900 for Professional Recruitment Services for the Battalion Chief Position **[Action: Adopt Resolution per Staff Recommendation (Fitzer)]**
- G. Resolution Confirming Denial of Permits for a Project Proposing a Personal Storage Facility at 890 San Pablo Avenue **[Action: Adopt Resolution per Staff Direction (T. Miller)]**

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.

- A. Resolution Adopting A Revised Fire Prevention Fee Schedule for Permits, Plan-Checking and Other Services and Amending the Fire Department Master Fee Schedule **[Action: Adopt Resolution per Staff Recommendation (Kouns)]** (Item Continued to the December 17, 2019 meeting)

9. OLD BUSINESS

- A. 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)]**
- B. Receive the FY 2019-20 First Quarter Financial Report and Adopt A Resolution Approving Budget Adjustments **[Action: Approve Resolution per Staff Recommendation (A. Miller)]**

10. NEW BUSINESS

- A. Overview and Discussion of Sanctuary Cities and SB 54 "The California Values Act" **[Action: Discuss and Provide Direction (Casher)]**
- B. Approval of Findings to Support Local Modifications to the 2019 California Green Code, Building Code, Fire Code and Related Construction Codes; Introduction of

and Ordinance to Adopt, with Local Modifications, the 2019 California Building Standards Code [Action: Adopt Resolution and Introduce Ordinance per staff Recommendation (T. Miller)]

11. REPORTS & COMMUNICATIONS

- A. Mayor Report
 - 1. Announcements
- B. Mayoral & Council Appointments
- C. City Council Committee Reports & Communications
- D. Council Requests For Future Agenda Items
- E. City Manager Report / Department Staff
- F. City Attorney Report

12. ADJOURNMENT to the Regular City Council Meeting of December 3, 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: November 14, 2019 at 4:00 P.M.

Heather Iopu, CMC
City Clerk