



## PINOLE CITY COUNCIL AGENDA

TUESDAY  
DECEMBER 17, 2019

6:00 P.M.

2131 Pear Street, Pinole, California

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**Roy Swearingen, Mayor**  
**Norma Martinez-Rubin, Mayor Pro Tem**  
**Peter Murray, 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](http://www.ci.pinole.ca.us). You may also contact the City Clerk via e-mail at [hiopu@ci.pinole.ca.us](mailto: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](http://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.

**A. CONFERENCE WITH LABOR NEGOTIATORS**

Gov. Code § 54957.6

Agency designated representatives: Assistant Manager De La Rosa, Chief

Negotiators Bruce Heid and Gregory Ramirez

Employee organizations: Jim Bickert (PPEA) and Larry Menth (IAFF)

***OPEN SESSION WILL COMMENCE UPON COMPLETION OF CLOSED SESSION DISCUSSIONS, WHICH MAY OCCUR BEFORE 7:00 PM***

**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**

**B. Presentations / Recognitions**

1. Introduction of New Fire Chief Chris Wynkoop

2. East Bay Municipal Utility District (EBMUD) Presentation by Board Trustee  
Lesa McIntosh

**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 November 5 and December 3, 2019**

- B. Receive the November 30, 2019 – December 6, 2019 List of Warrants in the Amount of \$142,157.85.
- C. Approve the 2020 Council Committee Assignment List **[Action: Adopt Resolution per Staff Recommendation (Iopu)]**
- D. Update On The Pinole Seals Operation Of The Pinole Swim Center For The 2019 Season **[Action: Receive and File Report (De La Rosa)]**
- E. Adopt Cost Allocation Plan **[Action: Adopt Resolution per Staff Recommendation (A. Miller)]**
- F. Approving The Pinole Salary Schedule For All Represented And Unrepresented Employee Classifications In Conformance With California Code Of Regulations, Title 2, Section 570.5 **[Action: Adopt Resolution per Staff Recommendation (De La Rosa)]**

## 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: Conduct Public Hearing and Adopt Ordinance per Staff Recommendation (Kouns)]**

## 9. OLD BUSINESS

- A. Appointment Of City Treasurer To Fill The Term Expiring In December 2020 **[Action: Adopt Resolution per Staff Recommendation (Iopu)]**
- B. Receive An Update On 2020 Garbage Collection Rates **[Action: Receive and File Report (T. Miller)]**
- C. Rescinding Resolution No. 2019-104 And Approving 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 Appropriating \$9,000 From The General Fund Fund Balance For FY 2019/20 **[Action: Adopt Resolution per Staff Recommendation (De La Rosa)]**

## 10. NEW BUSINESS

## 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 January 21, 2020 In Remembrance of Amber Swartz.

**Note: The Regular Meeting of January 7, 2020 is canceled**

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: December 10, 2019 at 4:00 P.M.**

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**Heather Iopu, CMC**  
**City Clerk**