PINOLE CITY COUNCIL
AGENDA

TUESDAY
SEPTEMBER 3, 2019

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.*

A. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Gov. Code § 54956.9(d)(2)

Number of Potential Cases: 1

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. Census 2020 Information by County & US Census Bureau Representatives

2. Code Enforcement Quarterly Update by Community Development Services Director/City Engineer Tamara Miller

3. Public Works Update by Community Development Services Director/City Engineer Tamara Miller and Public Works Manager, Joe Bingaman

4. Certificate of Recognition for Charles Christopher for Volunteer Services to the City of Pinole

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 July 16, 2019

B. Receive the August 17, 2019 – August 30, 2019 List of Warrants in the Amount of $645,513.40 and the August 23, 2019 Payroll in the Amount of $402,971.61

C. Approve A Resolution Authorizing $8,079.36 In Asset Seizure Funds For A One-Time Expenditure For The Police Department For Thirty-Three Axon Signal Sidearm Mounts **[Action: Adopt Resolution per Staff Recommendation (Gang)]**

D. Receive the Quarterly Investment Report For The Quarter Ending June 30, 2019, And Authorize Staff To Invest Additional Funds In Long-Term Securities **[Action: Receive Report and Provide Authorization per Staff Recommendation (A. Miller)]**

E. Amending The Master Fee Schedule For The Recreation Department **[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. Ordinance Amending Chapters 9.28 & 9.30 Of The Pinole Municipal Code Regarding The Regulation Of Tobacco Products And Tobacco Retailers **[Action: Introduce Ordinance and Conduct Public Hearing (Casher)]**

9. OLD BUSINESS

NONE

10. NEW BUSINESS

A. Review and Consideration Of A Letter Regarding Federal Immigration Detention Facilities Prepared By Councilmember Tave **[Action: Discuss and Provide Direction (Fitzer)]**

B. Approve The City Of Pinole Fiscal Year (FY) 2019-20 THROUGH 2023-24 Five-Year Capital Improvement Plan and Adopt the FY 2019-20 Capital Budget **[Action: Adopt Resolution per Staff Recommendation (A. Miller)]**

C. Discussion Of Potential Ordinance Restricting Oversized Vehicle Parking in the City of Pinole **[Action: Discuss and Provide Direction (Casher)]**

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 September 17, 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: August 29, 2019 at 4:00 P.M.

_____

Heather Iopu, CMC
City Clerk

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CITY COUNCIL MEETING
MINUTES
July 16, 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 at 5:30 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
Neil Gang, Police Chief
Scott Kouns, Fire Chief
Tamara Miller, Development Services Director/City Engineer

City Clerk Iopu announced the agenda was posted on July 11th, 2019 at 4:00 p.m. All legally required notice was provided.

City Clerk Iopu announced that additional items pertaining to Agenda 6B1 and 8A 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, the Council reported there were no conflicts with any items on the agenda.

3. CONVENE TO A CLOSED SESSION

The City Council convened into closed session at 5:37 p.m.

A. **PUBLIC EMPLOYEE APPOINTMENT**
Pursuant to Gov. Code § 54957
Title: City Manager

The following speaker addressed the City Council:

Irma Ruport, resident of Pinole, asked for information this closed session item and expressed her opinion regarding the recruitment process.

B. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to Gov. Code § 54956.8
Property: 830 - 850 San Pablo Ave (APN 402-230-15, 16, 17, 18, 20 & 22)
Agency negotiator: City Manager Michelle Fitzer, Assistant City Manager Hector De La Rosa
Negotiating parties: Hector Vinas, General Realty CE, LLC
Under negotiation: Price and terms

C. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to Gov. Code § 54956.8
Property: 811 San Pablo Avenue (APN: 402-166-030)
Negotiator: Assistant City Manager, Hector De La Rosa
Negotiating Parties: Housing Consortium of the East Bay
Under Negotiation: Terms

D. **CONFERENCE WITH LABOR NEGOTIATORS**
Pursuant to Gov. Code § 54957.6
Agency designated representatives: City Manager Michelle Fitzer, Assistant City Manager Hector De La Rosa
Employee organization: International Association of Fire Fighters (IAFF)

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

At 7:09 p.m. Mayor Murray reconvened the meeting into open session.

City Attorney Casher reported the results of closed session items:

3A – Staff was provided with direction on use of a professional recruitment service for the City Manager position.

3B – Council received a status update on the project based on information from the developer.

3C- Council received a status update on the project based on information from the developer.

3D – Council received a status update on labor negotiations with IAFF.

5. CITIZENS TO BE HEARD (Public Comments)

At 7:11 pm, the Mayor inquired if there were any Public Comments. The following speakers addressed the City Council:

Irma Ruport, resident of Pinole, spoke regarding issue of detention center conditions that was raised at the last Council meeting, spoke regarding her own experiences and encouraged finding solutions.

Ivette Ricco, Chair of Pinole for Fair Government, announced Pinole Community Town Hall Meeting on Saturday, September 14th, 10:00 a.m to 12:00 p.m. at Christ the Lord Episcopal Church. Encouraged public to attend.

David Ruport, resident of Pinole, spoke in favor of the recommendation made by Councilmember Tave to bring forward an agenda item to discuss detention centers at the border. Encouraged the City Council to support the proposed letter of opposition of the detention center practices.

Rafael Menis, resident of Pinole, spoke regarding differences between civility and decorum, in the context of national politics, spoke against racism and discrimination against certain groups of people and that they should be equally treated with civility.

Bob Kopp, resident of Pinole, spoke regarding the Pinole Car Show. Presented two checks of proceeds to the Police Chief for the Pinole Police Explorers and Therapy Dog Programs. Announced that he will donate additional funds for TV station equipment.

Mayor Murray and Council thanked Mr. Kopp and Ricardo of Sequoia Real Estate Company for their work in planning the Car Show. Mr. Kopp thanked the Council and staff for their participation to make a successful event.

Maria Alegria, resident of Pinole, read a letter to Councilmember Martinez-Rubin asking her to reconsider the request of Councilmember Tave to send a letter of opposition of the detention center practices to government officials. Highlighted the Councilmember's past work and reasons she should reconsider the request.

Tammy Campbell, resident of Pinole, encouraged public to apply for vacancies on the Citizens Bond Oversight Committee and the Budget Committee for the School District. Announced she is the Chair of Engineering Academies of Pinole Valley and Richmond High Schools and encouraged anyone who is interested in participating to contact her.

Charlene O'Rourke, President of the Friends of the Library, highlighted the activities of her organization. Announced semi-annual book sales and the Saturday sales at the Farmers' Market which raise funds for family programs, books, supplies and equipment for the library.

George Pursley, Library Commissioner for Pinole, spoke regarding very successful Pinole Library extended hours celebration that took place on June 6, 2019. Thanked the Councilmembers and public who attended the event. Encouraged public to visit the Library.

Ali Saidi, resident of Pinole, spoke regarding the City Council's decision to not discuss detention center issue at a future meeting. Encouraged the Council to send a letter addressing crisis at border and to speak out in order to send a message of support to the immigrant families in Pinole.

Stephanie Hernandez-Jarvis, School Board representative, spoke regarding her experience as an immigrant and the strong influence of her education and support in the community to her success in life. Encouraged the Council to protect its residents and declare Pinole a Sanctuary City.

Benjamin Jarvis, resident of Pinole, spoke regarding importance of speaking up against white nationalism, racism, and bigotry in politics. Discussed the effect of ICE raids on the City's residents and encouraged the Council to become a Sanctuary City.

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6. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

A. Proclamations

B. Presentations / Recognitions

1. Bay Front Chamber of Commerce Presentation by Sylvia Villa-Serrano

Sylvia Villa-Serrano, Executive Director and Amy Henry, Treasurer of the Bay Front Chamber of Commerce, made a presentation regarding their organization, its activities and involvement with Pinole.

Councilmembers made comments and asked questions.

Questions addressed by representatives from Bay Front Chamber of Commerce.

Staff addressed additional questions by Councilmembers.

7. CONSENT CALENDAR

The following speakers made comments on the Consent Calendar:

Irma Ruport: spoke regarding items 7D: Expressed importance of having an open and transparent recruitment process for the City Manager position in order to find the best candidate. Item 7G: Asked what services the contract with IEDA would provide. Suggested hiring a Human Resources staff person rather than use consultants for this type of work.

Rafael Menis, resident of Pinole, spoke regarding item 7H: Highlighted that there was a typo in report. Item 7I: Stated the item should not be on the Consent Calendar. Asked that in the future this item type be presented on its own for discussion. Asked for clarification regarding the details of the report.

City Manager Fitzer responded to public comments and questions.

A. Approve the Minutes of the Meeting of June 18, 2019

B. Receive the June 29, 2019 – July 12, 2019 List of Warrants in the Amount of $463,567.96 and the July 12, 2019 Payroll in the Amount of $399,725.76

C. Authorization For The Police Chief To Execute A Contract With The State Of California For Alcohol Policing Partnership Grant Assistance Program Funding Administered Through The Department Of Alcoholic Beverage Control **[Action: Adopt Resolution per Staff Recommendation (Gang)]**

D. Resolution Authorizing The City Manager To Execute A Contract With Avery & Associates In An Amount Not To Exceed $25,400 For Professional Recruitment Services For The City Manager Position **[Action: Adopt Resolution per Staff Recommendation (De La Rosa)]**

E. Adopt A Resolution Authorizing A Request For Proposal For Janitorial Services For City Occupied Facilities **[Action: Adopt Resolution per Staff Recommendation (T. Miller)]**

F. Second Reading And Adoption Of An Ordinance Adding Chapter 15.60 To The Municipal Code For Management Of PCBs During Building Demolition Projects **[Action: Conduct Second Reading and Adopt Ordinance per Staff Recommendation (Casher)]**

G. Approve A Three Year Contract With IEDA Inc. To Provide Labor Contract Negotiations And Human Resources Services **[Action: Adopt Resolution per Staff Recommendation (De La Rosa)]**

H . Consider A Letter Of Support For SB 344, Local Prepaid Mobile Telephony Services Collection Act (As Amended June 27, 2019**) [Action: Authorize Mayor to Sign Letter (Fitzer)]**

I. Consider A Letter Of Opposition For SB 266, Public Employees' Retirement System: Disallowed Compensation: Benefit Adjustments **[Action: Authorize Mayor to Sign Letter (Fitzer)]**

ACTION: Motion by Councilmembers Swearingen/Norma-Martinez to approve Consent Calendar Items A through I.

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

8. PUBLIC HEARING

A. Ordinance Amending Chapter 8.36 Of The Pinole Municipal Code Regarding Balcony Inspections **[Action: Introduce Ordinance and Conduct Public Hearing (Casher)]**

City Attorney Casher presented a report introducing the ordinance and outlining the action.

Councilmembers asked questions. Staff responded to questions by Councilmembers.

At 8:41 p.m.. Mayor Murray opened the public hearing.

There were no public speakers.

At 8:41 p.m. Mayor Murray closed the public hearing.

Councilmembers asked questions and made comments. City Attorney Casher responded.

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ACTION: Motion by Councilmembers Tave/Swearingen to Approve Ordinance Amending Chapter 8.36 Of The Pinole Municipal Code Regarding Balcony Inspections

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

9. OLD BUSINESS

None.

10. NEW BUSINESS

None

11. REPORTS & COMMUNICATIONS

A. Mayor Report
1. Announcements

Councilmember Martinez-Rubin reported that she was selected to serve as Vice Chair of Western Contra Costa Transit Authority (WestCat) Board. Announced that WestCat is conducting school supply drive and encouraged donations from the public.

Mayor Murray announced that the August 6, 2019 City Council Meeting is cancelled and that the Pinole Police Department will be putting on National Night Out event being held at Fernandez Park at 5:00 p.m. Police Chief Gang provided details of the event.

B. Mayoral & Council Appointments

None.

C. City Council Committee Reports & Communications

Councilmember Swearingen reported his attendance at the Mayor's Conference. Announced updates that were discussed regarding PG&E planned power outages and provided information for public preparedness.

Provided update from West Contra Costa Transportation Advisory Committee (WCCTAC). Ferry service now running from Richmond. Gave information regarding Contra Costa Tranportation Authority (CCTA) sales tax measure being proposed for March 2020 election.

Councilmembers made comments and asked questions. Staff responded to questions.

Maureen Toms, resident of Pinole, announced upcoming meetings of the CCTA to discuss the proposed sales tax and draft expenditure plans.

Community Development Services Director/City Engineer Miller provided additional information.

Councilmember Martinez-Rubin announced that she and Mayor Murray participated in the Municipal Code Subcommittee to review schedule of upcoming items coming before the Council for consideration.

Addressed the public speakers who made comments regarding the detention center issue and letter of opposition that was proposed for consideration at the prior Council meeting. Thanked the speakers and stated that she will consider their comments.

D. Council Requests For Future Agenda Items

Councilmember Tave requested reconsideration of his request to discuss a letter from Council regarding the border detention centers. Consensus given by Council.

The following speaker addressed the City Council:

Maria Alegria, resident of Pinole, thanked the Councilmember Martinez-Rubin for her leadership with regard to the Census 2020 education efforts. Expressed importance of an accurate count. Thanked the Council for addressing her questions regarding the planned PG&E power outages and providing information to the public.

Councilmember Tave requested a future agenda item for staff to bring back discussion item regarding SB54 on Sanctuary City. Consensus given by Council.

Discussion of the timing of placement of the requested future agenda items on the upcoming City Council meeting schedule.

Councilmember Swearingen wants to discuss being provided a list of future agenda items. Mayor Murray and City Manager Fitzer to review and prioritize list.

E. City Manager Report / Department Staff

No report.

F. City Attorney Report

City Attorney Casher provided report from the Municipal Code Subcommittee meeting. Topics include: Tobacco/Smoking Ordinance and Street Vendor Ordinance.

Questions by Councilmembers. Staff addressed questions.

12. ADJOURNMENT to the Regular City Council Meeting of August 20, 2019 In Remembrance of Amber Swartz.

At 9:39 p.m. p.m., Mayor Murray adjourned to the City Council Meeting of July 16, 2019 In Remembrance of Amber Swartz.

Submitted by:

Heather Iopu, CMC
City Clerk

Approved by City Council:

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City of Pinole, CA

WARRANT LISTING
By Vendor Name

Payment Dates 08/17/2019 - 08/30/2019

Payable Number	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
Vendor: 4LE00 - 4LEAF, INC.					
J1909A14	91856	08/30/2019	100-341-42101	ON-CALL BUILDING DEPT SERVICES	14,880.00
J1909A14	91856	08/30/2019	100-465-42101	ON-CALL BUILDING DEPT SERVICES	13,600.00
J1909A14	91856	08/30/2019	212-20340	ON-CALL BUILDING DEPT SERVICES	6,960.00
J1909A14	91856	08/30/2019	212-461-42101	ON-CALL BUILDING DEPT SERVICES	22,125.00
J1909A14	91856	08/30/2019	212-462-42101	ON-CALL BUILDING DEPT SERVICES	4,920.00
J1909A14	91856	08/30/2019	212-462-42101	ON-CALL BUILDING DEPT SERVICES	11,662.50
J3681I	91856	08/30/2019	100-231-42101	FIRE INSPECTIONS JULY 1-31 2019	18,480.00
				Vendor 4LE00 - 4LEAF, INC. Total:	**92,627.50**
Vendor: AIR10 - AIRGAS USA, LLC					
9964019407	91857	08/30/2019	100-343-42514	RENT CYL MED LARGE AIR	163.30
				Vendor AIR10 - AIRGAS USA, LLC Total:	**163.30**
Vendor: ALH01 - ALHAMBRA & SIERRA SPRINGS					
5025519 080619	91858	08/30/2019	500-641-42201	DRINKIING WATER FOR WASTE WATER	117.95
5025531 080619	91858	08/30/2019	100-343-42101	DRINKING WATER FOR CORP YARD	191.52
				Vendor ALH01 - ALHAMBRA & SIERRA SPRINGS Total:	**309.47**
Vendor: AME41 - AMERICAN LEGAL PUBLISHING					
0129765	91823	08/23/2019	100-112-42101	CODE OF ORDINANCES RENEWAL PERIOD 9/20/19-9/20/20	495.00
				Vendor AME41 - AMERICAN LEGAL PUBLISHING Total:	**495.00**
Vendor: ARA01 - ARAMARK UNIFORM SERVICES					
704460805	91824	08/23/2019	209-552-43804	KITCHEN SUPPLIES SENIOR CENTER	182.33
704471236	91824	08/23/2019	209-552-43804	KITCHEN SUPPLIES SENIOR CENTER	182.33
704471242	91824	08/23/2019	100-222-44410	SAFETY CLOTHING- PD	4.51
704481524	91824	08/23/2019	209-552-43804	KITCHEN SUPPLIES SENIOR CENTER	146.33
704481531	91824	08/23/2019	100-222-44410	SAFETY CLOTHING- PD	4.51
704491876	91824	08/23/2019	209-552-43804	KITCHEN SUPPLIES SENIOR CENTER	214.93
704502366	91824	08/23/2019	209-552-43804	KITCHEN SUPPLIES SENIOR CENTER	182.33
704502373	91824	08/23/2019	100-222-44410	SAFETY CLOTHING- PD	4.51
JULY 31 19-3900	91824	08/23/2019	100-231-44410	MONTHLY STATEMENT- FIRE	385.83
JULY 31 19-4714	91824	08/23/2019	100-342-44410	MONTHLY STATEMENT-VEHICLE MAINTENANCE	349.40
JULY 31 19-4715	91824	08/23/2019	207-344-44410	MONTHLY STATEMENT-NPDES STORM WATER	154.00
JULY 31 19-4717	91824	08/23/2019	500-642-44410	MONTHLY STATEMENT-SEWER COLLECTION	213.40
JULY 31 19-4718	91824	08/23/2019	100-343-44410	MONTHLY STATEMENT-GENERAL MAINTENANCE	306.09
JULY 31 19-4719	91824	08/23/2019	500-641-44410	MONTHLY STATEMENT- WPCP	1,523.90
				Vendor ARA01 - ARAMARK UNIFORM SERVICES Total:	**3,854.40**

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Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
Vendor: ARM04 - ARMOR LOCKSMITH SERVICES					
69923	91859	08/30/2019	209-557-42108	KEY DUPLICATED	13.08
				Vendor ARM04 - ARMOR LOCKSMITH SERVICES Total:	**13.08**
Vendor: ATT01 - AT&T					
000013442537	91825	08/23/2019	525-118-43101	1099BAN CABLE SERVICES- IT	887.91
000013445938	91825	08/23/2019	525-118-43101	9347BAN CABLE SERVICES- IT	666.64
000013445944	91825	08/23/2019	525-118-43101	9349BAN CABLE SERVICES- IT	527.72
000013445945	91825	08/23/2019	525-118-43101	9346BAN CABLE SERVICES- IT	1,673.98
000013445946	91825	08/23/2019	525-118-43101	9348BAN CABLE SERVICES- IT	732.31
000013445947	91825	08/23/2019	525-118-43101	9351BAN CABLE SERVICES- IT	221.21
000013445949	91825	08/23/2019	525-118-43101	9345BAN CABLE SERVICES- IT	162.03
000013446472	91825	08/23/2019	525-118-43101	9017BAN CABLE SERVICES- IT	208.77
aug 08 19-2820	91826	08/23/2019	525-118-43101	TINY TOTS SOLAR	89.25
				Vendor ATT01 - AT&T Total:	**5,169.82**
Vendor: BAY01 - BAY AREA AIR QUALITY					
82319	91855	08/23/2019	500-641-44304	NOV PAYMENT TO BAY AREA AIR QUALITY MGMT DISTRICT	1,000.00
				Vendor BAY01 - BAY AREA AIR QUALITY Total:	**1,000.00**
Vendor: BAY04 - BAY AREA BARRICADE SVC.					
0005395	91860	08/30/2019	100-221-42107	SUPPLIES- PD	228.38
				Vendor BAY04 - BAY AREA BARRICADE SVC. Total:	**228.38**
Vendor: BAY29 - BAY POWER LLC					
3236	91861	08/30/2019	500-641-42107	CONSULTING FEES- TP	460.00
				Vendor BAY29 - BAY POWER LLC Total:	**460.00**
Vendor: ESP01 - BELINDA ESPINOSA					
83019	91862	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	86.41
				Vendor ESP01 - BELINDA ESPINOSA Total:	**86.41**
Vendor: BIR05 - BIRITE FOODSERVICE DISTRIBUTORS					
5778471	91827	08/23/2019	209-552-43804	FOOD PROGRAM- SC	180.37
5779610	91827	08/23/2019	209-552-43804	FOOD PROGRAM- SC	56.56
5790873	91827	08/23/2019	209-552-43804	FOOD PROGRAM- SC	158.16
5792393	91827	08/23/2019	209-552-43804	FOOD PROGRAM- SC	994.02
5792882	91827	08/23/2019	209-552-43804	FOOD PROGRAM- SC	202.28
5796846	91863	08/30/2019	209-552-43804	FOOD PROGRAM SENIOR CENTER	966.23
				Vendor BIR05 - BIRITE FOODSERVICE DISTRIBUTORS Total:	**2,557.62**
Vendor: 1656 - BOND BLACKTOP, INC					
16360-A	91864	08/30/2019	200-343-47205	2018 PAVEMENT SLURRY SEAL PROJECT	95,439.86
16360-B	91864	08/30/2019	106-345-47203	2018 PAVEMENT SLURRY SEAL PROJECT- SENIOR CENTER	55,476.48
				Vendor 1656 - BOND BLACKTOP, INC Total:	**150,916.34**
Vendor: 1654 - BRINK'S INCORPORATED					
4458077	91828	08/23/2019	100-115-42101	AUGUST 2019 MONTHLY SERVICE	199.91
				Vendor 1654 - BRINK'S INCORPORATED Total:	**199.91**
Vendor: CAL04 - CALCON SYSTEMS,INC.					
45038	91865	08/30/2019	500-641-42107	SERVICE CALLS	5,976.75
				Vendor CAL04 - CALCON SYSTEMS,INC. Total:	**5,976.75**
Vendor: CAP10 - CAP-HILLTOP					
31189	91866	08/30/2019	100-345-42108	JULY 2019 OUTDOOR CLEANING OF PARKS	1,312.50
				Vendor CAP10 - CAP-HILLTOP Total:	**1,312.50**
Vendor: CCP03 - CCP INDUSTRIES					
IN02369611	91867	08/30/2019	100-343-42108	SUPPLIES- PW	122.89
IN02371051	91867	08/30/2019	100-343-42514	SUPPLIES- PW	303.95

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Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
INV02364000	91867	08/30/2019	100-343-42514	SUPPLIES- PW	43.24
				Vendor CCP03 - CCP INDUSTRIES Total:	**470.08**
Vendor: 1635 - CHECKERS TOWING					
080919	91868	08/30/2019	100-221-42107	TOWING SERVICES- PD	160.00
				Vendor 1635 - CHECKERS TOWING Total:	**160.00**
Vendor: CON16 - CITY OF CONCORD					
80118	91869	08/30/2019	100-222-42201	PRINTING SERVICES- PD	93.98
80137	91869	08/30/2019	209-552-43809	SEP 2019 NEWSLETTER SENIOR CENTER	316.53
				Vendor CON16 - CITY OF CONCORD Total:	**410.51**
Vendor: FAI04 - CITY OF FAIRFIELD					
3356	91870	08/30/2019	100-221-42511	RANGE USE FEES- PD	2,720.00
				Vendor FAI04 - CITY OF FAIRFIELD Total:	**2,720.00**
Vendor: CMT01 - CMTA					
82019	91829	08/23/2019	100-115-42401	2019-20 MEMBERSHIP RENEWAL FOR FINANCE DIRECTOR	95.00
				Vendor CMT01 - CMTA Total:	**95.00**
Vendor: COM20 - COMCAST					
AUG 09 19-3131	91830	08/23/2019	100-231-43105	COMCAST BUSINESS CABLE- FD	7.85
AUG 14 19- 8658	91871	08/30/2019	100-231-43105	BUSINESS CABLE FIRE DEPARTMENT	54.44
AUG 14 19-0875	91871	08/30/2019	100-117-43105	BUSINESS CABLE- FINANCE	29.89
AUG 16 19-0511	91871	08/30/2019	100-222-42514	BUSINESS CABLE- PD	176.35
				Vendor COM20 - COMCAST Total:	**268.53**
Vendor: CON56 - CONCENTRA MEDICAL CENTERS					
65044363-01	91831	08/23/2019	100-116-42101	TB TEST/NON REG USD PREPL	103.50
65044363-02	91831	08/23/2019	100-221-42101	NON REG USD PREPL- PD	150.00
65114383	91872	08/30/2019	100-116-42101	PHYS PREPL-HR	222.50
				Vendor CON56 - CONCENTRA MEDICAL CENTERS Total:	**476.00**
Vendor: CON93 - CONCORD UNIFORMS LLC					
15277	91873	08/30/2019	100-221-44410	SAFETY CLOTHING- PD	166.06
				Vendor CON93 - CONCORD UNIFORMS LLC Total:	**166.06**
Vendor: CCC13 - CONTRA COSTA COUNTY PUBLIC WORKS DEPARTMENT					
702594	91874	08/30/2019	100-342-42101	Traffic signal maintenance for the month of July	8,109.72
702594	91874	08/30/2019	310-347-42101	Traffic signal maintenance for the month of July	934.64
				Vendor CCC13 - CONTRA COSTA COUNTY PUBLIC WORKS DEPARTMENT Total:	**9,044.36**
Vendor: CON95 - CONTRA COSTA COUNTY TREASURER					
ASD M6124	91875	08/30/2019	100-117-42101	FIRST QUARTER INSTALLMENT JULY 1- SEP 30 2019	30,705.22
				Vendor CON95 - CONTRA COSTA COUNTY TREASURER Total:	**30,705.22**
Vendor: COR12 - CORELOGIC SOLUTIONS LLC					
81975714	91832	08/23/2019	525-118-42510	REALQUEST FOR JULY 2019	800.41
				Vendor COR12 - CORELOGIC SOLUTIONS LLC Total:	**800.41**
Vendor: CSM01 - CSMFO					
300002507	91833	08/23/2019	100-115-42401	MUNICIPAL MEMBER FEE	55.00
				Vendor CSM01 - CSMFO Total:	**55.00**
Vendor: COO13 - DANA COOK					
83019	91876	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	351.82
				Vendor COO13 - DANA COOK Total:	**351.82**
Vendor: DEP01 - DEPARTMENT OF JUSTICE/ACCOUNTING OFFICE					
394436	91877	08/30/2019	100-116-42110	FINGERPRINT SERVICES- PD	64.00

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Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
394436	91877	08/30/2019	100-221-42110	FINGERPRINT SERVICES- PD	275.00
				Vendor DEP01 - DEPARTMENT OF JUSTICE/ACCOUNTING OFFICE Total:	**339.00**
Vendor: 1443 - DIESEL DIRECT WEST, INC.					
83107240	91834	08/23/2019	100-10602	DIESEL FOR FIRE STATION	1,700.91
83216226	91878	08/30/2019	500-10601	DIESEL FOR CORP YARD	4,810.47
				Vendor 1443 - DIESEL DIRECT WEST, INC. Total:	**6,511.38**
Vendor: WES39 - EAST BAY TIMES					
JULY 2019	91835	08/23/2019	100-117-42401	RENEWAL SUBSCRIPTION ACC# 4647536 THROUGH 8/21/19	370.03
				Vendor WES39 - EAST BAY TIMES Total:	**370.03**
Vendor: EBM01 - EBMUD					
20576-80219	91879	08/30/2019	100-345-43102	2948 VON DOOLEN CT-IRRIGATION USE ONLY	107.86
32364-81519	91879	08/30/2019	100-345-43102	1267 ADOBE RD-HAZEL DOWNER-THORNTON PICNIC GROVE	105.23
32606-81519	91879	08/30/2019	100-345-43102	1270 ADOBE RD-CARETAKER'S SHED FOR PINOLE PARK	110.28
34462-81519	91879	08/30/2019	100-345-43102	3450 SAVAGE AVE-IRRIGATION USE ONLY	51.47
35748-81519	91879	08/30/2019	209-553-43102	2454 SIMAS AVE-TINY TOTS	44.28
35748-81519	91879	08/30/2019	209-557-43102	2454 SIMAS AVE-TINY TOTS	1,431.84
54181-81519	91879	08/30/2019	100-231-43102	3790 PINOLE VALLEY RD-FIRE STATION	880.34
54182-81519	91879	08/30/2019	100-231-43102	3790 PINOLE VALLEY RD-FIRE STATION	267.23
87765-81419	91879	08/30/2019	100-345-43102	2520 APPIAN WAY-IRRIGATION USE ONLY	279.31
88506-81419	91879	08/30/2019	100-345-43102	1470 FITZGERALD DR-IRRIGATION USE ONLY	143.49
				Vendor EBM01 - EBMUD Total:	**3,421.33**
Vendor: EDD01 - EDD- EMPLOYMENT DEVELOPMENT DEPT.					
L1626592352	91836	08/23/2019	100-221-40101	EMPLOYMNENT TAX PERIOD ENDING JUNE 30 19	3,150.00
L1626592352	91836	08/23/2019	100-231-40101	EMPLOYMNENT TAX PERIOD ENDING JUNE 30 19	3,199.00
L1626592352	91836	08/23/2019	105-231-40101	EMPLOYMNENT TAX PERIOD ENDING JUNE 30 19	448.00
L1626592352CR	91836	08/23/2019	998-20113	Q2 SIT CREDITS	-1,192.75
				Vendor EDD01 - EDD- EMPLOYMENT DEVELOPMENT DEPT. Total:	**5,604.25**
Vendor: FAR01 - FARMER BROS. COFFEE					
69343962	91837	08/23/2019	209-552-43804	COFFEE SENIOR CENTER	528.33
				Vendor FAR01 - FARMER BROS. COFFEE Total:	**528.33**
Vendor: FIS01 - FISHER SCIENTIFIC					
0049136	91880	08/30/2019	500-641-44303	LAB SUPPLIES- TP	61.16
2096100	91880	08/30/2019	500-641-44305	LAB SUPPLIES- TP	177.61
2096101	91880	08/30/2019	500-641-44305	LAB SUPPLIES- TP	170.11
				Vendor FIS01 - FISHER SCIENTIFIC Total:	**408.88**
Vendor: GAT07 - GATEWAY PINOLE VISTA, LLC					
AUG 2019	91838	08/23/2019	201-343-42513	AUG 19 1340 FITZGERALD DR LEASE PAYMENT	100.00
SEP 2019	91881	08/30/2019	201-343-42513	SEP 19 1340 FITZGERALD DR LEASE PAYMENT	100.00
				Vendor GAT07 - GATEWAY PINOLE VISTA, LLC Total:	**200.00**
Vendor: 1547 - Golden Oak Construction					
19-0614	91839	08/23/2019	105-231-42101	STATION KITCHEN CABINETS- FD	15,534.48
				Vendor 1547 - Golden Oak Construction Total:	**15,534.48**

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Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
Vendor: GRA03 - GRAINGER					
92444440872	91882	08/30/2019	500-641-42107	SUPPLIES/PARTS- TP	151.45
9251029907	91882	08/30/2019	500-641-42107	SUPPLIES- TP	22.05
9251986312	91882	08/30/2019	100-343-42514	SUPPLIES/PARTS- PW	25.71
9252415493	91882	08/30/2019	100-343-42514	SUPPLIES/PARTS- TP	295.19
9255689524	91882	08/30/2019	500-642-42108	SUPPLIES- TP	267.06
				Vendor GRA03 - GRAINGER Total:	**761.46**
Vendor: 1661 - GREG A KENESSEY					
80819	91840	08/23/2019	100-222-42107	INSTALLATION OF PANELS- PD	965.00
				Vendor 1661 - GREG A KENESSEY Total:	**965.00**
Vendor: KEN14 - GREG KENNEDY RN					
74	91841	08/23/2019	100-231-42101	EMS CQI DUTIES- FD	2,000.00
				Vendor KEN14 - GREG KENNEDY RN Total:	**2,000.00**
Vendor: HAC01 - HACH COMPANY					
11559262	91883	08/30/2019	500-641-44303	SUPPLIES- TP	52.00
11570995	91883	08/30/2019	500-641-44303	SUPPLIES- TP	890.57
11571195	91883	08/30/2019	500-641-44303	SUPPLIES- TP	226.53
11574523	91883	08/30/2019	500-641-44303	SUPPLIES- TP	100.28
11577905	91883	08/30/2019	500-641-44303	SUPPLIES- TP	73.25
11582108	91883	08/30/2019	500-641-44305	SUPPLIES- TP	58.73
				Vendor HAC01 - HACH COMPANY Total:	**1,401.36**
Vendor: 1098 - HILLYARD, INC					
603539828	91842	08/23/2019	209-552-43811	SANITARY SUPPLIES- SC	174.49
603548501	91842	08/23/2019	209-552-43811	SANITARY SUPPLIES- SC	335.43
				Vendor 1098 - HILLYARD, INC Total:	**509.92**
Vendor: HOR05 - HORIZON					
1R247462	91884	08/30/2019	100-343-42108	MAINTENANCE SUPPLIES	487.91
1R247649	91884	08/30/2019	100-345-42108	MAINTENANCE SUPPLIES	58.96
1R247804	91884	08/30/2019	100-345-42108	MAINTENANCE SUPPLIES	112.99
1R248065	91884	08/30/2019	100-345-42108	MAINTENANCE SUPPLIES	701.24
				Vendor HOR05 - HORIZON Total:	**1,361.10**
Vendor: JWE01 - J. W. ENTERPRISES - NORTH					
216654	91885	08/30/2019	100-345-42108	PORTABLE TOILET RENTAL	781.83
216792	91843	08/23/2019	100-117-42511	PORTABLE TOILET RENTAL	137.70
217343	91843	08/23/2019	100-117-42511	PORTABLE TOILET RENTAL	137.70
				Vendor JWE01 - J. W. ENTERPRISES - NORTH Total:	**1,057.23**
Vendor: MEL05 - JAMES MELVIN					
83019	91886	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	135.50
				Vendor MEL05 - JAMES MELVIN Total:	**135.50**
Vendor: ROS13 - JAMES W. ROSE					
83019	91887	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	566.90
				Vendor ROS13 - JAMES W. ROSE Total:	**566.90**
Vendor: 1660 - JANUS INTERNATIONAL					
82319	91844	08/23/2019	100-000-31510	REIMBURSEMENT OVERPAYMENT OF BL- 9927	20.00
				Vendor 1660 - JANUS INTERNATIONAL Total:	**20.00**
Vendor: 1488 - JENNIFER WITSCHI					
81519	91845	08/23/2019	100-221-42514	REIMBURSEMENT FOR PURCHASE OF DOG FOOD- PD	102.79
				Vendor 1488 - JENNIFER WITSCHI Total:	**102.79**

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Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
Vendor: 1657 - JOSE ANGEL MARTINEZ					
81219	91846	08/23/2019	209-20308	PSC HALL RENTAL 8/10/19 DEPOSIT REFUND	500.00
				Vendor 1657 - JOSE ANGEL MARTINEZ Total:	**500.00**
Vendor: 1641 - JOSUE ARDON					
82219	91888	08/30/2019	204-227-42514	FILMING FOR NATIONAL NIGHT OUT- PD	450.00
				Vendor 1641 - JOSUE ARDON Total:	**450.00**
Vendor: MIS01 - JULIAN MISRA					
83019	91889	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	135.50
				Vendor MIS01 - JULIAN MISRA Total:	**135.50**
Vendor: ROG06 - JUSTIN ROGERS					
81419	91847	08/23/2019	100-221-42302	REIMBURSEMENT FOR PARKING TRAINING 8/14- 8/17/19	55.14
				Vendor ROG06 - JUSTIN ROGERS Total:	**55.14**
Vendor: KEL09 - KELLER CANYON LANDFILL					
4212-000028324	91890	08/30/2019	500-641-44302	SLUDGE TO LANDFILL	3,339.58
				Vendor KEL09 - KELLER CANYON LANDFILL Total:	**3,339.58**
Vendor: 1567 - KEN GRADY CO INC.					
3745	91891	08/30/2019	500-641-42107	SUPPLIES/PARTS- TP	678.35
				Vendor 1567 - KEN GRADY CO INC. Total:	**678.35**
Vendor: TAM04 - KEN TAMPLEN					
107286	91892	08/30/2019	100-231-42512	2019 WEED ABATEMENT- FD	2,300.00
				Vendor TAM04 - KEN TAMPLEN Total:	**2,300.00**
Vendor: COP02 - KENETH COPPO					
83019	91893	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	1,230.95
				Vendor COP02 - KENETH COPPO Total:	**1,230.95**
Vendor: KEN09 - KENNEDY AND ASSOCIATES, INC.					
19-162	91894	08/30/2019	207-344-42101	ADMIN COMMITTEE/ANNUAL REPORT/GI PLAN	5,790.13
				Vendor KEN09 - KENNEDY AND ASSOCIATES, INC. Total:	**5,790.13**
Vendor: KUB00 - KUBWATER RESOURCES, INC.					
08868	91895	08/30/2019	500-641-44303	ZETAG TOTE- TP	5,732.35
				Vendor KUB00 - KUBWATER RESOURCES, INC. Total:	**5,732.35**
Vendor: LCA01 - LC ACTION POLICE SUPPLY					
396755	91848	08/23/2019	105-221-42514	SUPPLIES- PD	72.87
				Vendor LCA01 - LC ACTION POLICE SUPPLY Total:	**72.87**
Vendor: LIE01 - LIEBERT CASSIDY WHITMORE					
1483465	91849	08/23/2019	100-117-42101	FOR PROFESSIONAL SERVICES THROUGH 7/31/19	2,257.00
				Vendor LIE01 - LIEBERT CASSIDY WHITMORE Total:	**2,257.00**
Vendor: 1450 - LIKIBER INC. -Rubenstein Supply Company					
S2011382.001	91896	08/30/2019	100-345-42108	SUPPLIES/PARTS- PW	130.25
S2023481.001	91896	08/30/2019	100-345-42108	SUPPLIES/PARTS- PW	38.43
S2027195.001	91896	08/30/2019	100-345-42108	SUPPLIES/PARTS- PW	142.01
				Vendor 1450 - LIKIBER INC. -Rubenstein Supply Company Total:	**310.69**
Vendor: BRU10 - LINDA BRUNS					
83019	91897	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	33.61
				Vendor BRU10 - LINDA BRUNS Total:	**33.61**

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Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
Vendor: CUR03 - LN CURTIS & SONS					
INV310263	91898	08/30/2019	100-231-44410	PARTS/TOOLS- FD	799.71
				Vendor CUR03 - LN CURTIS & SONS Total:	**799.71**
Vendor: MAN01 - MANNA FOODS, INC.					
906239	91850	08/23/2019	209-552-43804	FOOD PROGRAM- SC	102.00
				Vendor MAN01 - MANNA FOODS, INC. Total:	**102.00**
Vendor: DRA01 - MARY DRAZBA					
83019	91899	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	103.16
				Vendor DRA01 - MARY DRAZBA Total:	**103.16**
Vendor: ROB21 - MARY ROBERTS					
83019	91900	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT SEP 1- NOV 30 2019	406.50
				Vendor ROB21 - MARY ROBERTS Total:	**406.50**
Vendor: MET06 - METTLER-TOLEDO,INC.					
654714638	91901	08/30/2019	500-641-44305	FULL PREVENTIVE MAINTENANCE ONSITE	386.92
				Vendor MET06 - METTLER-TOLEDO,INC. Total:	**386.92**
Vendor: MEY01 - MEYERS,NAVE,RIBACK,SILVER					
2019050329	91902	08/30/2019	100-114-42102	CITY ATTORNEY SERVICES	24,933.67
2019050329	91902	08/30/2019	106-114-42102	CITY ATTORNEY SERVICES	1,456.00
2019050331	91902	08/30/2019	100-114-42102	CITY COUNCIL MEETINGS	1,992.00
2019050332	91902	08/30/2019	100-114-42102	GENERAL SERVICES- PUBLIC WORKS	1,676.00
2019050333	91902	08/30/2019	100-114-42102	GENERAL SERVICES- POLICE	1,512.00
2019050334	91902	08/30/2019	100-114-42102	GENERAL SERVICES- LABOR AND EMPLOYMENT	1,508.00
2019050335	91902	08/30/2019	100-114-42102	GENERAL SERVICES- COMMUNITY DEVELOPMENT	5,668.00
2019050336	91902	08/30/2019	100-114-42102	GENERAL SERVICES- FIRE	144.00
2019050337	91902	08/30/2019	100-114-42102	PUBLIC RECORDS ACT REQUESTS	5,108.73
2019050338	91902	08/30/2019	100-114-42102	RISK MANAGEMENT	140.00
2019050339	91902	08/30/2019	100-114-42102	GENERAL SERVICES- CITY ATTORNEY MISCELLANEOUS	798.00
2019050340	91902	08/30/2019	100-114-42102	GENERAL SERVICES- CITY CLERK	84.00
2019050341	91902	08/30/2019	100-114-42102	GATEWAY EAST EYE CENTER-CR	76.00
2019050342	91902	08/30/2019	100-114-42102	PUBLIC WORKS-NON-ROUTINE PROJECTS	292.00
2019050343	91902	08/30/2019	100-114-42102	SALE OF PINOLE SENIORVILLAGE- CR	1,550.50
2019050344	91902	08/30/2019	100-114-42102	PINOLE SQARE SHOPPING CENTER- CR	1,482.00
2019050345	91902	08/30/2019	100-114-42102	SF BAY TRAIL- PINOLE SHORES TO BAYFRONT PARK PROJE	766.50
2019050346	91902	08/30/2019	100-114-42102	CLAIM AGAINST PG&E FOR DELAYS TO PROJECT CONSTRUCT	190.00
2019060197	91902	08/30/2019	100-114-42102	CITY ATORNEY SERVICES	20,094.07
2019060197	91902	08/30/2019	106-114-42102	CITY ATORNEY SERVICES	3,936.00
2019060199	91902	08/30/2019	100-114-42102	CITY COUNCIL MEETINGS	2,291.97
2019060200	91902	08/30/2019	100-114-42102	PUBLIC RECORDS ACT REQUESTS	989.32
2019060201	91902	08/30/2019	100-114-42102	RISK MANAGEMENT	140.00
2019060202	91902	08/30/2019	100-114-42102	SALE OF PINOLE SENIOR VILLAGE- CR	6,959.00
2019060203	91902	08/30/2019	100-114-42102	PINOLE SQUARE SHOPPING CENTER- CR	770.50

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Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
2019060204	91902	08/30/2019	100-114-42102	GENERAL SERVICES- FINANCE DEPARTMENT	112.00
2019060205	91902	08/30/2019	100-114-42102	GENERAL SERVICES- PUBLIC WORKS	672.00
2019060206	91902	08/30/2019	100-114-42102	CITY OF V. HENNER TANK LINES, INC ACTION C18-01053	378.06
2019060207	91902	08/30/2019	100-114-42102	CLAIM AGAINST PG&E FOR DELAYS TO PROJECT CONTRUCTI	1,834.00
2019060208	91902	08/30/2019	100-114-42102	GENERAL SERVICES- CITY ATTORNEY MISCELLANEOUS	5,476.00
2019060209	91902	08/30/2019	100-114-42102	GENERAL SERVICES- POLICE	308.00
2019060210	91902	08/30/2019	100-114-42102	GENERAL SERVICES- LABOR AND EMPLOYMENT	358.00
2019060211	91902	08/30/2019	100-114-42102	GENERAL SERVICES- CODE ENFORCEMENT	192.00
2019060212	91902	08/30/2019	100-114-42102	GENERAL SERVICES- COMMUNITY DEVELOPMENT	4,810.31
2019060213	91902	08/30/2019	100-114-42102	GENERAL SERVICES- FIRE	140.00
2019060214	91902	08/30/2019	100-114-42102	SUCCESSOR AGENCY- ADMINISTRATIVE MATTERS	157.50
2019060442	91902	08/30/2019	100-114-42102	PINOLE SHORES II- CR	1,216.00
2019060443	91902	08/30/2019	100-114-42102	SENIOR CENTER INVESTIGATIOIN	988.00
				Vendor MEY01 - MEYERS,NAVE,RIBACK,SILVER Total:	**101,200.13**
Vendor: 1311 - M-GROUP					
1001193	91905	08/30/2019	212-461-42101	PROFESSIONAL SERVICES THROUGH 6/30/19	7,705.00
				Vendor 1311 - M-GROUP Total:	**7,705.00**
Vendor: ROG02 - MILES ROGERS					
83019	91906	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	437.73
				Vendor ROG02 - MILES ROGERS Total:	**437.73**
Vendor: MUN10 - MUNICIPAL EMERGENCY SERVICES INC.					
IN1368595	91907	08/30/2019	100-231-44410	SUPPLIES- FD	18,075.41
				Vendor MUN10 - MUNICIPAL EMERGENCY SERVICES INC. Total:	**18,075.41**
Vendor: 1036 - NANCY VOISEY					
83019	91908	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	351.82
				Vendor 1036 - NANCY VOISEY Total:	**351.82**
Vendor: O'R01 - O'REILLY AUTOMOTIVE, INC					
JULY 28 19	91909	08/30/2019	100-221-42107	MONTHLY STMT FULL PAYMENT	189.35
JULY 28 19	91909	08/30/2019	100-343-42107	MONTHLY STMT FULL PAYMENT	26.18
JULY 28 19	91909	08/30/2019	207-344-42107	MONTHLY STMT FULL PAYMENT	30.57
JULY 28 19	91909	08/30/2019	500-642-42107	MONTHLY STMT FULL PAYMENT	45.80
				Vendor O'R01 - O'REILLY AUTOMOTIVE, INC Total:	**291.90**
Vendor: 1555 - OWEN EQUPMENT					
00046534	91910	08/30/2019	207-344-42107	EQUIPMENT/PARTS- PW	108.31
00046686	91910	08/30/2019	207-344-42107	EQUIPMENT/PARTS- PW	2,534.28
00046723	91910	08/30/2019	207-344-42107	EQUIPMENT/PARTS- PW	848.07
				Vendor 1555 - OWEN EQUPMENT Total:	**3,490.66**
Vendor: PAC41 - PACIFIC ECORISK					
15704	91911	08/30/2019	500-641-44305	NPDES TOXICITY TESTING- TP	1,046.00
				Vendor PAC41 - PACIFIC ECORISK Total:	**1,046.00**

Return to Age

Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
Vendor: PAC55 - PACIFIC SITE MANAGEMENT					
53102	91912	08/30/2019	100-222-42108	MONTHLY LANDSCAPE MAINTENANCE	122.50
53102	91912	08/30/2019	100-231-42108	MONTHLY LANDSCAPE MAINTENANCE	327.50
53102	91912	08/30/2019	100-343-42108	MONTHLY LANDSCAPE MAINTENANCE	174.40
53102	91912	08/30/2019	100-345-42108	MONTHLY LANDSCAPE MAINTENANCE	5,619.33
53102	91912	08/30/2019	200-342-42108	MONTHLY LANDSCAPE MAINTENANCE	326.00
53102	91912	08/30/2019	201-343-42108	MONTHLY LANDSCAPE MAINTENANCE	532.60
53102	91912	08/30/2019	209-552-42108	MONTHLY LANDSCAPE MAINTENANCE	198.00
53102	91912	08/30/2019	209-553-42108	MONTHLY LANDSCAPE MAINTENANCE	206.00
53102	91912	08/30/2019	209-557-42108	MONTHLY LANDSCAPE MAINTENANCE	206.00
53102	91912	08/30/2019	310-347-42108	MONTHLY LANDSCAPE MAINTENANCE	60.00
53102	91912	08/30/2019	310-348-42108	MONTHLY LANDSCAPE MAINTENANCE	65.00
				Vendor PAC55 - PACIFIC SITE MANAGEMENT Total:	**7,837.33**
Vendor: ATH02 - PATRICIA ATHENOUR					
83019	91913	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	202.00
				Vendor ATH02 - PATRICIA ATHENOUR Total:	**202.00**
Vendor: CLA17 - PAUL CLANCY					
83019	91914	08/30/2019	100-117-41101	RETIREE MEDICAL REIMBURSEMENT FOR SEP 2019	352.33
				Vendor CLA17 - PAUL CLANCY Total:	**352.33**
Vendor: PGE01 - PG&E					
AUG 12 19-0498	91851	08/23/2019	100-231-43103	3790 PINOLE VALLEY RD FIRESTATION	518.41
AUG 12 19-1801	91851	08/23/2019	209-553-43103	2454 SIMAS AVE REC CTR & POOL	20.68
AUG 12 19-6043	91851	08/23/2019	100-231-43103	3790 PINOLE VALLEY RD	22.29
AUG 12 19-8517	91851	08/23/2019	500-642-43103	FRT OF 3490 SAVAGE AVE PUMP FOR SEWER	9.55
AUG 14 19-0883	91851	08/23/2019	100-222-43103	800 TENNENT AVE PUBLI C SAFETY FACILITY	381.27
AUG 14 19-0883	91851	08/23/2019	100-223-43103	800 TENNENT AVE PUBLI C SAFETY FACILITY	76.25
AUG 14 19-0883	91851	08/23/2019	100-231-43103	800 TENNENT AVE PUBLI C SAFETY FACILITY	305.02
AUG 14 19-1156	91851	08/23/2019	209-554-43103	635 TENNENT AVE YOUTH CTR/CATV	28.08
AUG 14 19-1156	91851	08/23/2019	505-119-43103	635 TENNENT AVE YOUTH CTR/CATV	42.13
AUG 14 19-1462	91851	08/23/2019	209-552-43103	2500 CHARLES ST SENIOR CENTER	216.19
AUG 14 19-3029	91851	08/23/2019	100-345-43103	1270 ADOBE RD @ OUTSIDE BATHROOMS	89.09
AUG 14 19-7186	91851	08/23/2019	209-558-43103	601 TENNENT AVE PUBLIC MEETING HALL	8.39
AUG 14 19-8716	91851	08/23/2019	500-641-43103	SEWAGE PLNT-FT OF TENNENT	1,752.29
AUG 19 19-0217	91915	08/30/2019	100-345-43103	TENNENT & PARK ST CLUB HOUSE	47.88
AUG 19 19-0813	91915	08/30/2019	200-342-43103	2149 1/2 APPIAN WAY TRAFFIC SIGNAL	45.88

Return to Age

Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
AUG 19 19-0923	91915	08/30/2019	100-110-43103	2131 PEAR ST	99.36
AUG 19 19-0923	91915	08/30/2019	100-111-43103	2131 PEAR ST	130.74
AUG 19 19-0923	91915	08/30/2019	100-112-43103	2131 PEAR ST	143.81
AUG 19 19-0923	91915	08/30/2019	100-115-43103	2131 PEAR ST	358.21
AUG 19 19-0923	91915	08/30/2019	100-116-43103	2131 PEAR ST	104.59
AUG 19 19-0923	91915	08/30/2019	100-117-43103	2131 PEAR ST	1,163.54
AUG 19 19-0923	91915	08/30/2019	100-343-43103	2131 PEAR ST	2,167.59
AUG 19 19-0923	91915	08/30/2019	200-342-43103	2131 PEAR ST	379.13
AUG 19 19-0923	91915	08/30/2019	212-461-43103	2131 PEAR ST	156.88
AUG 19 19-0923	91915	08/30/2019	212-462-43103	2131 PEAR ST	394.82
AUG 19 19-0923	91915	08/30/2019	285-464-43103	2131 PEAR ST	130.74
AUG 19 19-2506	91915	08/30/2019	215-341-43103	701 Pinon/2489 San Pablo-Electric CHGS	43.44
AUG 19 19-2969	91915	08/30/2019	201-343-43103	600 Tennent Ave-Blackies Storage	21.34
AUG 19 19-3537	91915	08/30/2019	100-343-43103	659 TENNENT AVE PARKING LOT LIGHTS	67.49
AUG 19 19-3850	91915	08/30/2019	100-345-43103	601 TENNENT AVE CARETAKER'S SHED	116.08
AUG 19 19-3914	91915	08/30/2019	100-345-43103	FERNANDEZ PARK BALLPARK LIGHTING	174.46
AUG 19 19-4065	91915	08/30/2019	209-559-43103	2937 PINOLE VALLEY RD TENNIS CT LIGHTS	217.13
AUG 19 19-4368	91915	08/30/2019	200-342-43103	APPIAN WAY & TARA HILLS TRAFFIC SIGNAL	109.65
AUG 19 19-4612	91915	08/30/2019	201-343-43103	2100 SAN PABLO AVE FARIA HOUSE	50.60
AUG 19 19-5137	91915	08/30/2019	209-557-43103	2450 SIMAS AVE SWIM CTR	363.91
AUG 19 19-5274	91915	08/30/2019	201-343-43103	2361 SAN PABLO AVE OLD BANK BUILDING	41.63
AUG 19 19-6969	91915	08/30/2019	201-343-43103	2361 SAN PABLO AVE PARKING LOT LIGHTS	76.29
AUG 19 19-7509	91915	08/30/2019	200-342-43103	TARA HILLS DR 500 FT APPIAN WAY TRAFFIC SIGNAL	50.26
AUG 19 19-7964	91915	08/30/2019	310-348-43103	2680 PINOLE VALLEY RD MEDIAN IRRIGATION SHOPPING C	11.40
AUG 19 19-9985	91915	08/30/2019	201-343-43103	NEAR 795 FERNANDEZ PARKING LOT LIGHTS	149.88
AUG 20 19-0081	91915	08/30/2019	200-342-43103	2501 SAN PABLO AVE TRAFFIC CONTROLLER	69.33
AUG 20 19-0209	91915	08/30/2019	200-342-43103	S/E CORNER SAN PABLO AVE & TENNENT TRAFFIC SIGNAL	80.05
AUG 20 19-0466	91915	08/30/2019	209-554-43103	635 TENNENT AVE YOUTH CTR/CATV	178.36
AUG 20 19-0466	91915	08/30/2019	505-119-43103	635 TENNENT AVE YOUTH CTR/CATV	267.53
AUG 20 19-2615	91915	08/30/2019	100-345-43103	S/E CORNER OF ROGERS & NOB HILL SPRINKLER SYSTEM	9.86
AUG 20 19-2793	91915	08/30/2019	200-342-43103	1451 FITZGERALD DR TRAFFIC SIGNAL	71.89
AUG 20 19-3311	91915	08/30/2019	200-342-43103	PINOLE VALLEY RD & HENRY TRAFFIC CONTROLLER	103.08
AUG 20 19-4193	91915	08/30/2019	200-342-43103	HWY 80 PINOLE VALLEY RD TRAFFIC CONTROLLER	54.41
AUG 20 19-4951	91915	08/30/2019	201-343-43103	2279 1/2 PARK ST	11.35
AUG 20 19-5127	91915	08/30/2019	500-642-43103	893 1/2 SAN PABLO AVE PUMP STATION	107.58
AUG 20 19-5374	91915	08/30/2019	200-342-43103	1220 PINOLE VALLEY RD TRAFFIC SIGNAL	85.81
AUG 20 19-5387	91915	08/30/2019	100-345-43103	588 MARLESTA RD LOUIS FRANCIS PARK	33.27
AUG 20 19-7114	91915	08/30/2019	200-342-43103	2429 SAN PABLO AVE	53.44
AUG 20 19-8086	91915	08/30/2019	200-342-43103	N/S BORDER CITY OF PINOLE	104.29

Return to Age

Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
AUG 20 19-9824	91915	08/30/2019	310-347-43103	1303 PINOLE VALLEY RD TRAFFIC CONTROL SVC	101.68
AUG 21 19-1121	91915	08/30/2019	200-342-43103	DEL MONTE & SAN PABLO TRAFFIC CONTROL LIGHT	62.51
AUG 21 19-1233	91915	08/30/2019	200-342-43103	SAN PABLO AVE TRAFFIC SIGNAL	81.99
AUG 21 19-2620	91915	08/30/2019	200-342-43103	N/W CORNER APPIAN WAY & FITZGERALD DR TRAFFIC SIG	74.42
AUG 21 19-8687	91915	08/30/2019	200-342-43103	FITZGERALD DR IFO LONG JOHN SILVERS TRAFFIC SIGNAL	78.59
				Vendor PGE01 - PG&E Total:	**11,915.81**
Vendor: PIT06 - PITNEY BOWES					
82719	91918	08/30/2019	100-117-42203	POSTAGE- FD	1,694.85
				Vendor PIT06 - PITNEY BOWES Total:	**1,694.85**
Vendor: 1009 - PRECISION IT CONSULTING					
10009	91852	08/23/2019	100-221-47102	ADAPTOR FOR OFFICER WITSCHI- PD	84.13
10086	91852	08/23/2019	525-118-42101	XP PC UPGRADES- JULY 2019	6,400.00
9830	91852	08/23/2019	100-231-42105	ADOBE PRO FOR LETICIA- PD	399.18
				Vendor 1009 - PRECISION IT CONSULTING Total:	**6,883.31**
Vendor: RAN06 - RANEY PLANNING & MANAGEMENT, INC.					
1940E-2	91919	08/30/2019	212-461-42101	EXTRA SPACE STORAGE IS/MND LABOR JUNE 2019	5,203.74
				Vendor RAN06 - RANEY PLANNING & MANAGEMENT, INC. Total:	**5,203.74**
Vendor: 1204 - S & L BODY AND FRAME					
257	91920	08/30/2019	100-221-42107	COLLISION REPIR AND PAINT 2013 FORD EXPLORER- PD	15,851.97
				Vendor 1204 - S & L BODY AND FRAME Total:	**15,851.97**
Vendor: SHR02 - SHRED DEFENSE INC					
27848	91921	08/30/2019	100-222-42101	ON SITE PULVERIZATION SERVICES	161.20
				Vendor SHR02 - SHRED DEFENSE INC Total:	**161.20**
Vendor: 1628 - SIGNAL SOLUTIONS CORPORATION					
43021	91922	08/30/2019	100-222-42108	TEST SERVICE	495.00
				Vendor 1628 - SIGNAL SOLUTIONS CORPORATION Total:	**495.00**
Vendor: SQU00 - SQUARE DEAL GARAGE					
28696	91923	08/30/2019	100-221-42107	VEHICLE MAINTENANCE- PD	335.78
28721	91923	08/30/2019	100-221-42107	VEHICLE MAINTENANCE- PD	2,593.22
28731	91923	08/30/2019	100-343-42107	VEHICLE MAINTENANCE- PW	858.74
28804	91923	08/30/2019	100-221-42107	VEHICLE MAINTENANCE- PD	94.60
28875	91923	08/30/2019	100-221-42107	VEHICLE MAINTENANCE- PD	621.71
				Vendor SQU00 - SQUARE DEAL GARAGE Total:	**4,504.05**
Vendor: STA42 - STAPLES BUSINESS CREDIT					
JULY 25 19	91924	08/30/2019	100-117-42201	MONTHLY STMT FULL PAYMENT	295.16
JULY 25 19	91924	08/30/2019	100-221-42514	MONTHLY STMT FULL PAYMENT	44.34
JULY 25 19	91924	08/30/2019	100-222-42201	MONTHLY STMT FULL PAYMENT	145.86
JULY 25 19	91924	08/30/2019	100-223-42201	MONTHLY STMT FULL PAYMENT	44.77
JULY 25 19	91924	08/30/2019	100-223-42201	MONTHLY STMT FULL PAYMENT	947.75
JULY 25 19	91924	08/30/2019	209-553-42201	MONTHLY STMT FULL PAYMENT	9.87
JULY 25 19	91924	08/30/2019	525-118-42201	MONTHLY STMT FULL PAYMENT	57.17
JULY 25 19 FY18/19	91924	08/30/2019	209-553-42201	JULY STATEMENT FY18/19	226.03
				Vendor STA42 - STAPLES BUSINESS CREDIT Total:	**1,770.95**

Return to Age

Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
Vendor: OFF11 - THE OFFICE CITY					
JULY 31 19	91853	08/23/2019	500-641-42201	JULY STMT FULL PAYMENT	46.69
				Vendor OFF11 - THE OFFICE CITY Total:	**46.69**
Vendor: 1275 - THOMAS GATEWAY, LLC.					
83019	91925	08/30/2019	277-20334	REFUND OF LANDSCAPE MAINTENANCE BOND FOR STARBUCKS	10,000.00
				Vendor 1275 - THOMAS GATEWAY, LLC. Total:	**10,000.00**
Vendor: UNI38 - UNIVAR USA INC					
SJ954357	91926	08/30/2019	500-641-44303	CHEMICALS- TP	6,156.78
SJ955763	91926	08/30/2019	500-641-44303	CHEMICALS- TP	3,536.28
				Vendor UNI38 - UNIVAR USA INC Total:	**9,693.06**
Vendor: UNI07 - UNIVERSAL BUILDING SVCS.					
249136	91927	08/30/2019	100-222-42108	SANITARY SUPPLIES- PD	281.25
249335	91927	08/30/2019	100-343-42514	SANITARY SUPPLIES- PW	262.91
465950	91927	08/30/2019	100-343-42108	JULY 2019 JANITORIAL SERVICES- CITY HALL	1,039.00
465951	91927	08/30/2019	100-222-42108	JULY 2019 JANITORIAL SERVICES- PD/PUBLIC SAFETY	1,826.40
465951	91927	08/30/2019	100-223-42108	JULY 2019 JANITORIAL SERVICES- PD/PUBLIC SAFETY	456.60
465952	91927	08/30/2019	209-557-42108	JULY 2019 JANITORIAL SERVICES- SWIM CENTER	1,270.00
465957	91927	08/30/2019	500-641-42108	JULY 2019 JANITORIAL SERVICES- TP	493.00
				Vendor UNI07 - UNIVERSAL BUILDING SVCS. Total:	**5,629.16**
Vendor: VIS01 - VISION SERVICE PLAN					
SEP 2019	91928	08/30/2019	100-110-41003	VISION PREMIUMS FOR SEPTEMBER 2019	74.44
SEP 2019	91928	08/30/2019	100-111-41003	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	100-112-41003	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	100-113-41003	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	100-115-41003	VISION PREMIUMS FOR SEPTEMBER 2019	55.83
SEP 2019	91928	08/30/2019	100-116-41003	VISION PREMIUMS FOR SEPTEMBER 2019	37.22
SEP 2019	91928	08/30/2019	100-117-41003	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	100-221-41003	VISION PREMIUMS FOR SEPTEMBER 2019	428.03
SEP 2019	91928	08/30/2019	100-222-41003	VISION PREMIUMS FOR SEPTEMBER 2019	93.05
SEP 2019	91928	08/30/2019	100-223-41003	VISION PREMIUMS FOR SEPTEMBER 2019	260.54
SEP 2019	91928	08/30/2019	100-231-41003	VISION PREMIUMS FOR SEPTEMBER 2019	204.71
SEP 2019	91928	08/30/2019	100-341-41003	VISION PREMIUMS FOR SEPTEMBER 2019	55.83
SEP 2019	91928	08/30/2019	100-343-41003	VISION PREMIUMS FOR SEPTEMBER 2019	93.05
SEP 2019	91928	08/30/2019	105-221-41003	VISION PREMIUMS FOR SEPTEMBER 2019	55.83
SEP 2019	91928	08/30/2019	105-231-40101	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	106-231-41003	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	204-227-41003	VISION PREMIUMS FOR SEPTEMBER 2019	37.22

Return to Age

Payable Numb	Payment Number	Payment Date	Account Number	Description (Payable)	Amount
SEP 2019	91928	08/30/2019	209-551-41003	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	209-552-41003	VISION PREMIUMS FOR SEPTEMBER 2019	37.22
SEP 2019	91928	08/30/2019	209-554-41003	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	500-641-41003	VISION PREMIUMS FOR SEPTEMBER 2019	186.10
SEP 2019	91928	08/30/2019	500-642-41003	VISION PREMIUMS FOR SEPTEMBER 2019	93.05
SEP 2019	91928	08/30/2019	505-119-41003	VISION PREMIUMS FOR SEPTEMBER 2019	18.61
SEP 2019	91928	08/30/2019	998-20106	VISION PREMIUMS FOR SEPTEMBER 2019	93.05
				Vendor VIS01 - VISION SERVICE PLAN Total:	**1,972.66**
Vendor: VWR01 - VWR INTERNATIONAL, LLC.					
8086902507	91929	08/30/2019	500-641-44305	SUPPLIES- TP	215.02
				Vendor VWR01 - VWR INTERNATIONAL, LLC. Total:	**215.02**
Vendor: WCC01 - WCCTAC					
21748	91930	08/30/2019	100-117-42401	AGENCY DUES FOR FY2018-19	48,930.00
				Vendor WCC01 - WCCTAC Total:	**48,930.00**
Vendor: WES20 - WESTCAT					
83019	91931	08/30/2019	209-552-43803	PSC WEST CAT SENOR TICKETS	500.00
				Vendor WES20 - WESTCAT Total:	**500.00**
Vendor: WES01 - WESTERN EXTERMINATOR CO.					
JULY 19 CH	91932	08/30/2019	100-343-42108	PEST CTRL SVCS FOR 2131 PEAR ST--CITY HALL	100.00
JULY 19-11 TENNENT	91932	08/30/2019	500-641-42108	PEST CTRL SVCS FOR 11 TENNENT--CORP YARD	69.00
JULY 19-601 TENNENT	91932	08/30/2019	209-558-42108	PEST CTRL SVCS FOR 601 TENNENT-MEMORIAL HALL	108.50
JULY 19-FD	91932	08/30/2019	100-222-42108	PEST CTRL SVCS FOR 880 TENNENT-PUB SFTY FAC	46.46
JULY 19-FD	91932	08/30/2019	100-223-42108	PEST CTRL SVCS FOR 880 TENNENT-PUB SFTY FAC	15.49
JULY 19-FD	91932	08/30/2019	100-231-42108	PEST CTRL SVCS FOR 880 TENNENT-PUB SFTY FAC	41.30
JULY 19-FS	91932	08/30/2019	100-231-42108	PEST CTRL SVCS FOR 3700 PIN VLLY RD--FS #74	71.00
JULY 19-SC	91932	08/30/2019	209-552-42108	PEST CTRL SVCS FOR 2500 CHARLES ST-SNR CTR	71.00
JULY 19-TT	91932	08/30/2019	209-553-42108	PEST CTRL SVCS FOR 2454 SIMAS AVE-TINY TOTS	97.00
JULY 19-YC	91932	08/30/2019	209-554-42108	PEST CTRL SVCS FOR 635 TENNENT-PYC	54.50
JULY 19-YC	91932	08/30/2019	505-119-42108	PEST CTRL SVCS FOR 635 TENNENT-PYC	54.50
				Vendor WES01 - WESTERN EXTERMINATOR CO. Total:	**728.75**
Vendor: 1658 - ZOILA SANCHEZ					
81919	91854	08/23/2019	209-20308	PSC HALL RENTAL 8/17/19 DEPOSIT REFUND	750.00
				Vendor 1658 - ZOILA SANCHEZ Total:	**750.00**
				Grand Total:	**645,513.40**

Report Summary

Fund Summary

Fund	Payment Amount
100 - General Fund	326,040.81
105 - Measure S -2006	16,129.79
106 - MEASURE S-2014	60,887.09
200 - Gas Tax Fund	97,270.59
201 - Restricted Real Estate Maintenance Fund	1,083.69
204 - Police Grants	487.22
207 - NPDES Storm Water Fund	9,465.36
209 - Recreation Fund	11,715.93
212 - Building & Planning	59,127.94
215 - Measure C and J Fund	43.44
277 - Development Services	10,000.00
285 - Housing Land Held for Resale	130.74
310 - Lighting & Landscape Districts	1,172.72
500 - Sewer Enterprise Fund	40,247.61
505 - Cable Access TV	382.77
525 - Information Systems	12,427.40
998 - Payroll Clearing	-1,099.70
Grand Total:	**645,513.40**

Account Summary

Account Number	Account Name	Payment Amount
100-000-31510	Other Tax/Business License	20.00
100-10602	Gas Tanks/Fire Station	1,700.91
100-110-41003	Emp Benefits/Vision Care	74.44
100-110-43103	Utilities/Electricity & Pow...	99.36
100-111-41003	Emp Benefits/Vision Care	18.61
100-111-43103	Utilities/Electricity & Pow...	130.74
100-112-41003	Emp Benefits/Vision Care	18.61
100-112-42101	Prof Svcs/Professional Ser...	495.00
100-112-43103	Utilities/Electricity & Pow...	143.81
100-113-41003	Emp Benefits/Vision Care	18.61
100-114-42102	Prof Svcs/Attorney Servic...	95,808.13
100-115-41003	Emp Benefits/Vision Care	55.83
100-115-42101	Prof Svcs/Professional Ser...	199.91
100-115-42401	Dues & Pub/Memberships	150.00
100-115-43103	Utilities/Electricity & Pow...	358.21
100-116-41003	Emp Benefits/Vision Care	37.22
100-116-42101	Prof Svcs/Professional Ser...	326.00
100-116-42110	Prof Svcs/Fingerprinting	64.00
100-116-43103	Utilities/Electricity & Pow...	104.59
100-117-41003	Emp Benefits/Vision Care	18.61
100-117-41101	Retiree Benefits/Medical-...	4,394.23
100-117-42101	Prof Svcs/Professional Ser...	32,962.22
100-117-42201	Office Expense	295.16
100-117-42203	Office Exp/Shipping & Mai...	1,694.85
100-117-42401	Dues & Pub/Memberships	49,300.03
100-117-42511	Admin Exp/Equipment Re...	275.40
100-117-43103	Utilities/Electricity & Pow...	1,163.54
100-117-43105	Utilities/Cable	29.89
100-221-40101	Salary & Wages/Full Time	3,150.00
100-221-41003	Emp Benefits/Vision Care	428.03
100-221-42101	Prof Svcs/Professional Ser...	150.00
100-221-42107	Prof Svcs/Equipment Mai...	20,075.01
100-221-42110	Prof Svcs/Fingerprinting	275.00
100-221-42302	Travel & Training/Mileage,..	55.14
100-221-42511	Admin Exp/Equipment Re...	2,720.00
100-221-42514	Admin Exp/Special Depart	147.13

Return to Age

Account Summary

Account Number	Account Name	Payment Amount
100-221-44410	Safety Clothing	166.06
100-221-47102	FF&E/Computer Equipme...	84.13
100-222-41003	Emp Benefits/Vision Care	93.05
100-222-42101	Prof Svcs/Professional Ser...	161.20
100-222-42107	Prof Svcs/Equipment Mai...	965.00
100-222-42108	Prof Svcs/Building-Structu...	2,771.61
100-222-42201	Office Expense	239.84
100-222-42514	Admin Exp/Special Depart	176.35
100-222-43103	Utilities/Electricity & Pow...	381.27
100-222-44410	Safety Clothing	13.53
100-223-41003	Emp Benefits/Vision Care	260.54
100-223-42108	Prof Svcs/Building-Structu...	472.09
100-223-42201	Office Expense	992.52
100-223-43103	Utilities/Electricity & Pow...	76.25
100-231-40101	Salary & Wages/Full Time	3,199.00
100-231-41003	Emp Benefits/Vision Care	204.71
100-231-42101	Prof Svcs/Professional Ser...	20,480.00
100-231-42105	Prof Svcs/Network Maint...	399.18
100-231-42108	Prof Svcs/Building-Structu...	439.80
100-231-42512	Admin Exp/Abatement	2,300.00
100-231-43102	Utilities/Water	1,147.57
100-231-43103	Utilities/Electricity & Pow...	845.72
100-231-43105	Utilities/Cable	62.29
100-231-44410	Safety Clothing	19,260.95
100-341-41003	Emp Benefits/Vision Care	55.83
100-341-42101	Prof Svcs/Professional Ser...	14,880.00
100-342-42101	Prof Svcs/Professional Ser...	8,109.72
100-342-44410	Safety Clothing	349.40
100-343-41003	Emp Benefits/Vision Care	93.05
100-343-42101	Prof Svcs/Professional Ser...	191.52
100-343-42107	Prof Svcs/Equipment Mai...	884.92
100-343-42108	Prof Svcs/Building-Structu...	1,924.20
100-343-42514	Admin Exp/Special Depart	1,094.30
100-343-43103	Utilities/Electricity & Pow...	2,235.08
100-343-44410	Safety Clothing	306.09
100-345-42108	Prof Svcs/Building-Structu...	8,897.54
100-345-43102	Utilities/Water	797.64
100-345-43103	Utilities/Electricity & Pow...	470.64
100-465-42101	Prof Svcs/Professional Ser...	13,600.00
105-221-41003	Emp Benefits/Vision Care	55.83
105-221-42514	Admin Exp/Special Depart	72.87
105-231-40101	Salary & Wages/Full Time	466.61
105-231-42101	Prof Svcs/Professional Ser...	15,534.48
106-114-42102	Prof Svcs/Attorney Servic...	5,392.00
106-231-41003	Emp Benefits/Vision Care	18.61
106-345-47203	Improvements/Parks	55,476.48
200-342-42108	Prof Svcs/Building-Structu...	326.00
200-342-43103	Utilities/Electricity & Pow...	1,504.73
200-343-47205	Improvements/Streets	95,439.86
201-343-42108	Prof Svcs/Building-Structu...	532.60
201-343-42513	Admin Exp/Rent	200.00
201-343-43103	Utilities/Electricity & Pow...	351.09
204-227-41003	Emp Benefits/Vision Care	37.22
204-227-42514	Admin Exp/Special Depart	450.00
207-344-42101	Prof Svcs/Professional Ser...	5,790.13
207-344-42107	Prof Svcs/Equipment Mai...	3,521.23
207-344-44410	Safety Clothing	154.00
209-20308	Deposits Payable/Recreat...	1,250.00

Account Summary

Account Number	Account Name	Payment Amount
209-551-41003	Emp Benefits/Vision Care	18.61
209-552-41003	Emp Benefits/Vision Care	37.22
209-552-42108	Prof Svcs/Building-Structu...	269.00
209-552-43103	Utilities/Electricity & Pow...	216.19
209-552-43803	Program Cost/Personal Svc	500.00
209-552-43804	Program Cost/Food Progr...	4,096.20
209-552-43809	Program Cost/Newsletter	316.53
209-552-43811	Program Cost/Supplies	509.92
209-553-42108	Prof Svcs/Building-Structu...	303.00
209-553-42201	Office Expense	235.90
209-553-43102	Utilities/Water	44.28
209-553-43103	Utilities/Electricity & Pow...	20.68
209-554-41003	Emp Benefits/Vision Care	18.61
209-554-42108	Prof Svcs/Building-Structu...	54.50
209-554-43103	Utilities/Electricity & Pow...	206.44
209-557-42108	Prof Svcs/Building-Structu...	1,489.08
209-557-43102	Utilities/Water	1,431.84
209-557-43103	Utilities/Electricity & Pow...	363.91
209-558-42108	Prof Svcs/Building-Structu...	108.50
209-558-43103	Utilities/Electricity & Pow...	8.39
209-559-43103	Utilities/Electricity & Pow...	217.13
212-20340	Developer Deposit/Appian..	6,960.00
212-461-42101	Prof Svcs/Professional Ser...	35,033.74
212-461-43103	Utilities/Electricity & Pow...	156.88
212-462-42101	Prof Svcs/Professional Ser...	16,582.50
212-462-43103	Utilities/Electricity & Pow...	394.82
215-341-43103	Utilities/Electricity & Pow...	43.44
277-20334	Developer Deposit/Gatew...	10,000.00
285-464-43103	Utilities/Electricity & Pow...	130.74
310-347-42101	Prof Svcs/Professional Ser...	934.64
310-347-42108	Prof Svcs/Building-Structu...	60.00
310-347-43103	Utilities/Electricity & Pow...	101.68
310-348-42108	Prof Svcs/Building-Structu...	65.00
310-348-43103	Utilities/Electricity & Pow...	11.40
500-10601	Gas Tanks/Corp Yard	4,810.47
500-641-41003	Emp Benefits/Vision Care	186.10
500-641-42107	Prof Svcs/Equipment Mai...	7,288.60
500-641-42108	Prof Svcs/Building-Structu...	562.00
500-641-42201	Office Expense	164.64
500-641-43103	Utilities/Electricity & Pow...	1,752.29
500-641-44302	Other Materials Supp/Slu...	3,339.58
500-641-44303	Other Materials Supp/Ch...	16,829.20
500-641-44304	Other Materials Supp/Pe...	1,000.00
500-641-44305	Other Materials Supp/Lab...	2,054.39
500-641-44410	Safety Clothing	1,523.90
500-642-41003	Emp Benefits/Vision Care	93.05
500-642-42107	Prof Svcs/Equipment Mai...	45.80
500-642-42108	Prof Svcs/Building-Structu...	267.06
500-642-43103	Utilities/Electricity & Pow...	117.13
500-642-44410	Safety Clothing	213.40
505-119-41003	Emp Benefits/Vision Care	18.61
505-119-42108	Prof Svcs/Building-Structu...	54.50
505-119-43103	Utilities/Electricity & Pow...	309.66
525-118-42101	Prof Svcs/Professional Ser...	6,400.00
525-118-42201	Office Expense	57.17
525-118-42510	Admin Exp/Software Purch	800.41
525-118-43101	Utilities/Telephone	5,169.82
998-20106	Sal & Ben Payable/Vision ...	93.05

Return to Age

Account Summary

Account Number	Account Name	Payment Amount
998-20113	Sal & Ben Payable/SIT Wit...	-1,192.75
	Grand Total:	**645,513.40**

Project Account Summary

Project Account Key		Payment Amount
None		645,513.40
	Grand Total:	**645,513.40**

Approved By: _____ Date: 8/29/19

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CITY COUNCIL REPORT

7C

DATE: **SEPTEMBER 3, 2019**

TO: **MAYOR AND COUNCIL MEMBERS**

FROM: **NEIL H. GANG, CHIEF OF POLICE**

SUBJECT: **APPROVE A RESOLUTION AUTHORIZING $8,079.36 IN ASSET SEIZURE FUNDS FOR A ONE-TIME EXPENDITURE FOR THE POLICE DEPARTMENT FOR THIRTY-THREE AXON SIGNAL SIDEARM MOUNTS**

RECOMMENDATION

It is recommended that the City Council approve a resolution authorizing $8,079.36 in Asset Seizure funds for a one-time expenditure for the Police Department for thirty-three (33) Axon Signal Sidearm mounts.

BACKGROUND

Resolution 2019-02 authorized the Police Department to purchase equipment using unexpended Measure S 2006 funds. Thirty-three (33) Axon Signal Sidearm mounts in the amount of $8,079.36 were to be included as part of that purchase, however Axon split our order into two parts, new Tasers and Signal Sidearm mounts. A separate invoice for the Signal Sidearm mounts was sent to our Taser instructor. He did not notice the separate invoice for the Signal Sidearm mounts, as a result that invoice, nor the purchase price for the Signal Sidearm mounts, were included in the staff report or resolution 2019-02. Therefore, we are now requesting to use Asset Seizure funds to purchase:

Thirty-three (33) Axon Signal Sidearm mounts – The Axon Signal Sidearm mount is a new technology from Axon Enterprise, Inc. The mount attaches to our currently issued firearm holsters and integrates with the Axon body worn cameras we use. All cameras within a 30' radius are automatically activated when a firearm is removed from the holster. This ensures critical split-second incidents are captured on camera. Axon is the sole source provider of the mounts that activate our body worn cameras.

The cost breakdown is:

Sidearm signal	$	8,217.00
Discount:	$ -	821.70
Tax:	$	684.06
Total:	$	8,079.36

FISCAL IMPACT

The total for the above purchases is $8,079.36. The Police Department is requesting authorization of $8,079.36 from our current Asset Seizure fund. Fund 225 Asset Seizure has a current balance of $102,502.15.

ATTACHMENT

A: Resolution

RESOLUTION NO. 2019 -

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PINOLE, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, AUTHORIZING ONE-TIME EXPENDITURE FROM POLICE DEPARTMENT ASSET FORFEITURE FUND 225 IN THE AMOUNT OF $8,079.36 FOR THIRTY-THREE (33) AXON SIGNAL SIDEARM MOUNTS

WHEREAS, the Police Department currently has Asset Forfeiture Fund 225 Balance of $102,502.15; and

WHEREAS, the Police Department desires to use $8,079.36 of the Fund Balance for a one-time expense to purchase thirty-three (33) Axon Signal Sidearm mounts; and

WHEREAS, the Police Department has obtained the cost based on sole source provider; and

WHEREAS, the items to be purchased are as follows:

- Thirty-three (33) Axon Signal Sidearm mounts in the amount of $8,079.36.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Pinole as follows:

Section 1: The purchase of the above Thirty-three (33) Axon Signal Sidearm mounts is authorized; and

Section 2: The Finance Director is authorized to utilize amend the FY 2019/20 budget to allocate $8,079.36 of the Fund Balance from the Police Department's Asset Forfeiture Fund 225 for this expenditure, and to reduce the Fund Balance accordingly.

PASSED AND ADOPTED at a regular meeting of the Pinole City Council held on the 3rd day of September, 2019, by the following vote:

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

ABSTAIN: COUNCILMEMBERS:

I hereby certify that the foregoing resolution was regularly introduced, passed, and adopted on the 3rd day of September, 2019.

_____
Heather Iopu, CMC
City Clerk

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CITY COUNCIL REPORT

7D

DATE: SEPTEMBER 3, 2019

TO: MAYOR AND COUNCIL MEMBERS

FROM: ANDREA MILLER, FINANCE DIRECTOR
DINA ROSALES, CITY TREASURER

SUBJECT: RECEIVE THE QUARTERLY INVESTMENT REPORT FOR THE QUARTER ENDING JUNE 30, 2019, AND AUTHORIZE STAFF TO INVEST ADDITIONAL FUNDS IN LONG-TERM SECURITIES

RECOMMENDATION

Receive the Quarterly Investment Report for the quarter ending June 30, 2019, and authorize staff to invest additional funds in long-term securities.

BACKGROUND

The City of Pinole Investment Policy calls for a Quarterly Investment Report to be submitted to the City Council. The enclosed Investment Report for the reporting period ended June 30, 2019 conforms to the reporting guidelines for California public agencies set forth in Section 53646 of the Government Code.

REVIEW AND ANALYSIS

All investments held at June 30, 2019 conform to the City's Investment Policy and State Regulations. A summary of the balances held in the investment portfolio (Attachment A), at June 30, 2019, follows:

Investments	Market Value	% of Portfolio
Investment Pool - LAIF	22,597,508	49.49%
Investment Pool - JPA	3,220,504	7.05%
Money Market Savings	13,655,798	29.91%
Mutual Funds	82,290	0.18%
Certificates of Deposit	2,592,656	5.68%
Medium-Term Corporate Notes	1,521,160	3.33%
Federal Agency Securities	1,993,760	4.37%
Investment Total	**$ 45,663,676**	**100.0%**

Investment Yield and Duration:

The current aggregate yield of the City's investment portfolio is stabilized at 1.901%. This investment yield is lower than the current yield of 2.570% for the State of California's Local Agency Investment Fund (LAIF). LAIF yields have continued to increase over the past year, and are higher than long-term investment yields in some cases which have caused our aggregate yield to be slightly less than the LAIF yield. In addition, 30% of our portfolio is in money market savings accounts which earn 0.063% interest. LAIF and other pooled funds make up 56.5% of our investment portfolio.

Long-term investments make up 13.5% of our portfolio, and currently yield 2.226% average; which is slightly less than LAIF. Earnings on investments held until maturity typically fluctuate with market conditions and are considered "unrealized" prior to maturity. The City expects to yield a gain on all investments at maturity.

Investments	**Q4-2019 Yield**	**Q4-2018 Yield**
Investment Pool - LAIF	2.570	1.900
Investment Pool - JPA	2.375	2.295
Money Market Savings	0.063	0.047
Mutual Funds	2.010	1.390
Certificates of Deposit	2.164	1.939
Medium-Term Corporate Notes	2.713	2.970
Federal Agency Securities	2.015	1.580
Municipal Bonds	[1] 0.000	2.250
Average Yield	**1.901**	**1.763**

[1] Municipal Bonds are at 0% yield because the City no longer holds any.

Cash Flows:

Sufficient cash inflows were available from July 2018 through June 2019 to meet all City expenditures. In addition, the City has sufficient cash flow at June 30, 2019 to cover anticipated expenditures through the next six months.

Investment Strategy:

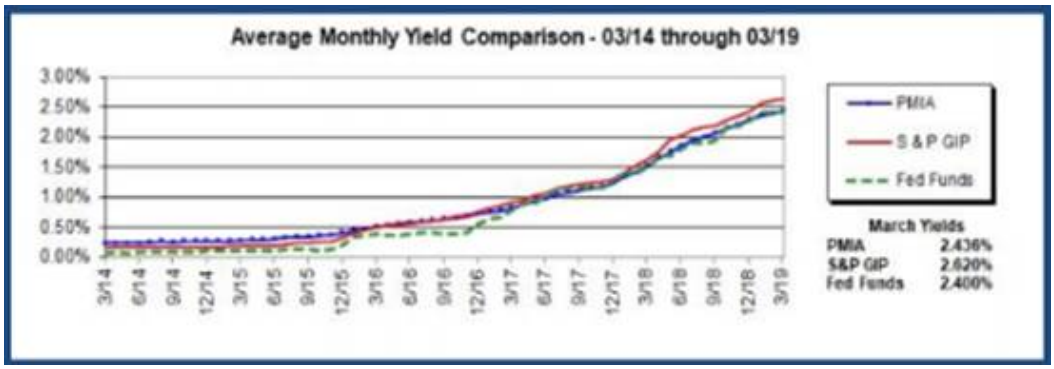
The City utilizes a passive investment management approach by buying and holding securities until maturity. A "laddered maturity" investment strategy is applied to a portion of the asset allocation in our investment portfolio, currently 13.5%. A laddered portfolio is structured with securities that have different maturity dates. As securities are called or mature, proceeds are reinvested in a new security with a longer term at the end of the ladder. Laddering helps to minimize interest-rate risk, increase liquidity, and diversify credit risk.

Of the total investment portfolio, 86.5% is held in investment pools and money market accounts. Of this amount, LAIF currently represents 56.5% of the City's investment portfolio. Interest earnings of $156,652 were generated in LAIF for the quarter ended June 30, 2019. The Investment Policy allows for up to 100% of the City's investment portfolio in LAIF which is currently at 2.570% yield.

Safekeeping for a General Reserve Investment Account:

The City continues to maintain a Safekeeping account to augment the City's participation in the State's Local Agency Investment Fund (LAIF) and the County's CalTrust Pools. This provides the Finance Director with the ability to implement a directed investment plan with longer investment duration thereby yielding greater investment earnings on federal agency securities of comparable credit risk.

On July 31, 2019, the Federal Reserve cut interest rates by 0.25%, and the bond markets are anticipating another 0.25% rate cut at their September meeting. The Federal Funds Rate has historically compared to LAIF (PMIA, Pooled Money Investment Account) interest rates (see chart below). To complement our participation in LAIF and to maintain steady investment yields, staff recommends transferring $900 thousand from LAIF to invest in long-term securities.



All City investments held are in accordance with the City's Investment Policy.

FISCAL IMPACT

All City cash and investments are pooled and interest is allocated to funds quarterly based on the average balance of each fund during the quarter ending. Interest earnings for the period ending June 30, 2019 are higher than the prior year's fourth quarter earnings of $58,077 as a result of the increase in LAIF account allocations and higher yields.

ATTACHMENTS

A –Investment Report - Quarter Ending June 30, 2019

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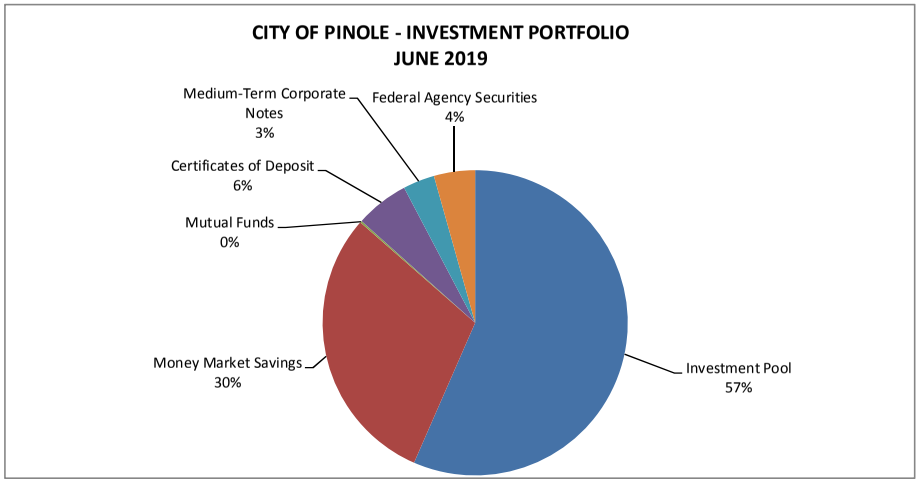
CITY OF PINOLE
INVESTMENT REPORT JUNE 2019
PORTFOLIO SUMMARY

Investments	Par Value	Market Value	Book Value	% of Portfolio	Days to Maturity	Yield	Weighted Average Maturity
Investment Pool - LAIF	22,597,508	22,597,508	22,597,508	49.49%	1	2.570	0
Investment Pool - JPA	3,220,504	3,220,504	3,220,504	7.05%	1	2.375	0
Money Market Savings	13,655,798	13,655,798	13,655,798	29.91%	1	0.063	0
Mutual Funds	82,290	82,290	82,290	0.18%	1	2.010	0
Certificates of Deposit	2,603,000	2,592,656	2,592,656	5.68%	832	2.164	4
Medium-Term Corporate Notes	1,500,000	1,521,160	1,521,160	3.33%	519	2.713	6
Federal Agency Securities	2,000,000	1,993,760	1,993,760	4.37%	930	2.015	20
Subtotal Investments	$ 45,659,101	$ 45,663,676	45,663,676	100.00%	381	1.901	5
					Average Years:		**1.0**
Cash							
Mechanics Bank - Vendor Checking *	2,640,373	2,640,373	2,640,373		1		
Bank of the West - Payroll Checking *	1,013,406	1,013,406	1,013,406		1		
Bank of the West - Checking (Credit Card Clearing) *	797,565	797,565	797,565		1		
Subtotal Cash	4,451,344	4,451,344	4,451,344		1		
Total Cash and Investments	**$ 50,110,445**	**$ 50,115,020**	**$ 50,115,020**				

*Not included in yield calculations

The above investments are consistent with the City's Investment Policy and allowable under current legislation of the State of California. Investments were selected using safety, liquidity and yield as the criteria. The source of the market values for the investments are provided by US Bank in accordance with the California Government Code requirement. The City has sufficient cash flow to cover anticipated expenditures through the next six months.



ATTACHMENT A

CITY OF PINOLE
INVESTMENT REPORT JUNE 2019
PORTFOLIO DETAILS

Type / Account Number	CUSIP	Issuer	Investment Description	Manager	GL Acct #	Par Value	Market Value	Book Value	Rate	Yield	Days to Maturity	S&P Rating	Maturity Date	Weighted Average Maturity
Investment Pool														
		Local Agency Investment Fund (LAIF)	Pooled Treasury - State of California	LAIF	999-10201	22,597,508	22,597,508	22,597,508	2.570	2.570	1	N/A		0
		CalTrust - Short Term Fund (City)	Pooled Treasury - Joint Power Financing Authority	CalTrust	999-10202	23,850	23,850	23,850	2.750	2.750	1	N/A		0
		CalTrust - Medium Term Fund (City)	Pooled Treasury - Joint Power Financing Authority	CalTrust	999-10203	3,196,654	3,196,654	3,196,654	2.000	2.000	1	N/A		0
			Subtotal and Average			25,818,012	25,818,012	25,818,012	2.440	2.440	1			0
Money Market Savings														
		Mechanics Bank	Money Market Savings (City)	City	999-10102	11,160,855	11,160,855	11,160,855	0.080	0.080	1	N/A		0
		Bank of the West	Money Market Savings - Police Evidence Trust	City	999-10104	107,487	107,487	107,487	0.080	0.080	1	N/A		0
84501100	999491905	Wells Fargo Bank	Money Market - WPCP Escrow	Wells Fargo	503-10302	2,387,456	2,387,456	2,387,456	0.030	0.030	1	N/A		0
			Subtotal and Average			13,655,798	13,655,798	13,655,798	0.063	0.063	1			0
Mutual Funds														
19-516680		U.S. Bank	Accrued Income - City Reserve	US Bank	150-10110	26,012	26,012	26,012	1.980	1.980	1	N/A		0
19-516680	31846V203	1st American Government Obligation Fund	Mutual Fund Shares - Class "D" - City Reserve	US Bank	150-10110	56,278	56,278	56,278	2.010	2.040	1	N/A		0
			Subtotal and Average			82,290	82,290	82,290	1.995	2.010	1			0
Certificates of Deposit														
19-516680	02587DJ90	American Express Centurion	Certificates of Deposit - City Reserves	US Bank	150-10110	247,000	246,805	246,805	2.250	2.250	528	N/A	12/9/2020	3
19-516680	140420A59	Capital One Bank	Certificates of Deposit - City Reserves	US Bank	150-10110	248,000	244,163	244,163	1.600	1.630	765	N/A	8/3/2021	4
19-516680	29266NV79	Enerbank USA	Certificates of Deposit - City Reserves	US Bank	150-10110	249,000	248,582	248,582	1.750	1.750	162	N/A	12/9/2019	1
19-516680	29976DQ86	Everbank Jacksonville FL	Certificates of Deposit - City Reserves	US Bank	150-10110	125,000	123,166	123,166	1.500	1.520	774	N/A	8/12/2021	2
19-516680	38149MAY9	Goldman Sachs BK USA New York	Certificates of Deposit - City Reserves	US Bank	150-10110	246,000	246,622	246,622	2.600	2.590	1,436	N/A	6/5/2023	8
19-516680	48126XAH8	JP Morgan Chase Bank	Certificates of Deposit - City Reserves	US Bank	150-10110	247,000	243,152	243,152	1.650	1.680	778	N/A	8/16/2021	4
19-516680	61690UGW4	Morgan Stanley Bank Na	Certificates of Deposit - City Reserves	US Bank	150-10110	246,000	246,617	246,617	2.600	2.590	1,437	N/A	6/6/2023	8
19-516680	61760AF46	Morgan Stanley Private Bk Natlassn	Certificates of Deposit - City Reserves	US Bank	150-10110	246,000	246,617	246,617	2.600	2.590	1,437	N/A	6/6/2023	8
19-516680	795450XM2	Sallie Mae Bank	Certificates of Deposit - City Reserves	US Bank	150-10110	125,000	125,021	125,021	2.200	2.200	535	N/A	12/16/2020	1
19-516681	856285QG9	State Bk Indiana New York N Y	Certificates of Deposit - City Reserves	US Bank	150-10110	250,000	250,393	250,393	2.850	2.850	1,816	N/A	6/19/2024	10
19-516680	9497485W3	Wells Fargo Bank	Certificates of Deposit - City Reserves	US Bank	150-10110	249,000	246,117	246,117	1.750	1.780	2	N/A	6/17/2021	0
19-516680	96009JAR8	Westfield Bank Mass	Certificates of Deposit - City Reserves	US Bank	150-10110	125,000	125,400	125,400	2.550	2.540	316	N/A	5/11/2020	1
			Subtotal and Average			2,603,000	2,592,656	2,592,656	2.158	2.164	832			4
Medium-Term Corporate Notes														
19-516680	037833BS8	Apple Inc.	2.25% Corporate MTN 02/23/2021 - City Reserves	US Bank	150-10110	500,000	501,785	501,785	2.250	2.240	604	AA+	2/23/2021	7
19-516680	594918BW3	Microsoft Corp	2.40 % Corporate MTN 02/06/22- City Reserves	US Bank	150-10110	500,000	505,250	505,250	2.400	2.380	952	AAA	2/6/2022	11
19-516681	94988J5T0	Wells Fargo Bank Na	3.625 % Corporate MTN 10/22/21- City Reserves	US Bank	150-10110	500,000	514,125	514,125	3.625	3.520	2	A+	10/22/2021	0
			Subtotal and Average			1,500,000	1,521,160	1,521,160	2.758	2.713	519			6
Federal Agency Securities														
19-516680	3134GTSD6	FHLMC MTN	2.5% Agency Bond 6/6/2022 - City Reserves	US Bank	150-10110	1,000,000	1,000,370	1,000,370	2.500	2.500	1,072	AA+	6/6/2022	23
19-516680	3130A2D2	Federal Home Loan Banks	1.52% Agency Bond 8/25/2021 - City Reserves	US Bank	150-10110	1,000,000	993,390	993,390	1.520	1.530	787	AA+	8/25/2021	17
			Subtotal and Average			2,000,000	1,993,760	1,993,760	2.010	2.015	930			20
			Investment Portfolio Total and Average			**$ 45,659,101**	**$ 45,663,676**	**$ 45,663,676**	**1.904**	**1.901**	**381**			**5**

Average Years : 1.0

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CITY COUNCIL
REPORT

7E

DATE: **SEPTEMBER 3, 2019**

TO: **MAYOR AND COUNCIL MEMBERS**

FROM: **MARIA PICAZO, RECREATION MANAGER**

SUBJECT: **AMENDING THE MASTER FEE SCHEDULE FOR THE RECREATION DEPARTMENT**

RECOMMENDATION

It is recommended that the City Council approve a Resolution approving the proposed changes to the City's Master Fee Schedule for the Recreation Department.

BACKGROUND

The City has a comprehensive Master Fee Schedule which regulates what fee can be charged for various City services and facilities. The Recreation Department has fees regulated by this Master Fee Schedule which includes Tiny Tots, Youth Center, Senior Center, Athletic Fields, Tennis Courts, Park and Facility Rentals.

Over the past couple of years, the Youth Center has gone through a transition in the services it offers the community and the fees for such service. While new Youth Center Enrichment programs have been implemented, the Master Fee schedule has not been updated to reflect our current practices.

REVIEW AND ANALYSIS

Staff wants to ensure that all fees and services are updated on the Master Fee Schedule and is therefore recommending updating the fee schedule. Attachment B reflects the proposed changes. A summary of some of the changes are as follows:

Tiny Tots

- Updating the Non-Resident monthly fee - All Tiny Tot program fees reflect a consistent difference in fees between the Resident fee and Non-Resident fee with the exception of the Tuesday and Thursday program. The Tiny Tot fees are based on a per hour fee. Each program operates between 5 – 9 hours a week. Therefore, for consistency in the fee calculations, the non-residential monthly fee for the Tuesday and Thursday program is proposed to increase from $124 to $162.

- Tiny Tots is no longer assessing a $9 fee for receipts, in previous years receipts were handwritten. Our current recreation software emails families a copy of their receipt.

- Change in terminology of "Registration Fee". For consistency with our Recreation software that was implemented in 2017, the term Registration Fee is being changed to Membership Fee. Families are required to purchase a membership for each session.

Athletic Fields

- Updating the leagues fees - in previous years, the department assessed two rental fees for adult and youth leagues. All field rental information and forms have reflected one fee for youth and adult leagues since 2014.

Pinole Seals Swim Team

- Eliminate this section as the fee is reflected in the annual contract which the City and the Seals enter into for use the Swimming Pool.

Performing Arts

- Eliminating this Section as the City no longer provides these services.

Youth Center

- Eliminating the Youth Center After School Fees as the City no longer provides that service.

- Add a Section on Enrichment Program Fees. Currently, the City utilizes contractors to provide the services and the City retains a percentage of the registration fees. Enrichment fees are set by each enrichment provider, the fees will vary based on the provider and length of each session. The fees for each session will be posted on the website and recreation software.

Memorial Hall

- Eliminate rental fee for Memorial Hall as the contract with the Pinole Players precludes the City from renting the facility.

Youth Center Main Area and Workshop Room

- Rental Deposit - in previous years, the department assessed two rental deposit fees based on the room rented at the Youth Center (main hall and workshop room). Since 2013, when the rental deposits were reviewed and it was determined that the deposit was not enough to cover damage done by a rental group, the deposit amount was increased and consolidated to reflect a single rate regardless of the room rented.

- Alcohol deposit - was added because renters were inquiring and allowed to serve alcohol during their events. The alcohol deposit also created consistency between the rental deposits at the Youth Center and Senior Center.

- Change of date/late fee – in previous years two different fees were charged based on the room rented at the Youth Center (main hall and workshop room). This change is being proposed to reflect a single rate regardless of the room rented.

- Eliminating the babysitting fee - the department no longer offers a babysitting service for facility rentals

Pinole Community Play House

- Eliminating this section as the Pinole Players annual fee is determined per a contract agreement, recently approved by the City Council.

FISCAL IMPACT

There would be minor positive to no fiscal impact as the City is currently charging the fees proposed to be included in the Master Fee schedule. The proposed changes are required for consistency between the fees reflected in the Pinole Rental application and the Master Fee schedule.

ATTACHMENTS

Attachment A	Resolution
Attachment B	Proposed Fee Schedule Changes

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ATTACHMENT A

RESOLUTION NO. 2019 -XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PINOLE AMENDING THE RECREATION DEPARTMENT SECTION OF THE PINOLE MASTER FEE SCHEDULE

WHEREAS, the City has a comprehensive Master Fee Schedule which regulates what fee can be assessed for various City services and facilities; and

WHEREAS, upon evaluation of the Master Fee Schedule and current fees, staff noticed that the fees that are currently assessed in the Recreation Department and what was listed on the Master Fee Schedule were not consistent; and

WHEREAS, staff wants to ensure that all fees assessed and services are consistent with what is listed on the Master Fee Schedule, and is recommending that the Pinole Master Fee Schedule is updated to reflect the changes proposed in Exhibit B.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Pinole does hereby approve the amendment of the Master Fee Schedule specific to the Recreation Department as reflected in the attached Exhibit A.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Pinole held on the 3rd day of September, 2019 by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

I hereby certify that the foregoing ordinance was regularly introduced, passed, and adopted on this September 3, 2019.

_____
Heather Iopu, CMC
City Clerk

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ATTACHMENT B

RECREATION DEPARTMENT (R-2011-88/December 6, 2011, Amended R-2012-29/April 3, 2012 & R-2013-04/Feb 5, 2013, March 18, 2014)		
Tiny Tots		
M/W/F a.m.	Resident Monthly	$208.00
	Non-resident Monthly	$242.00
M/W/F p.m.	Resident Monthly	$173.00
	Non-resident Monthly	$202.00
T/Th	Resident Monthly	$116.00
	Non-resident Monthly	$162.00 ~~$124.00~~
Summer a.m.	Resident (per 4 week session)	$229.00
	Non-Resident (per 4 week session)	$266.00
Summer p.m.	Resident (per 4 week session)	$190.00
	Non-Resident (per 4 week session)	$222.00
Late Pick Up	Within 15 minutes After Grace Period	$19.00
	Every 10 Minutes Thereafter	$19.00
Late Payment	After the 7th of the Month	$12.00
	After the 15th of the Month	$36.00
Administrative	~~Fee to Pull Receipts~~	~~$9.00/receipt~~
	Membership Fee ~~Registration Fee~~	$45.00
Athletic Fields		
~~Youth Leagues~~	~~Resident/Pinole Organizations-Hourly~~	~~$7.00~~
	~~Non-Resident/Non-Pinole Org.- Hourly~~	~~$11.00~~
Youth and Adult Leagues	Resident/Pinole Organizations-Hourly	$14.00
	Non-Resident/Non-Pinole Org.—Hourly	$21.00
Restroom Key Deposit-refundable		$50.00
Lighting Fee at Fernandez Park		$11.00
Tennis Courts		
Weekdays	Resident	$5.00/hr/court
	Non-Resident	$7.00/hr/court
Weekends and Holidays	Resident	$7.00/hr/court
	Non-Resident	$10.00/hr/court
Commercial Use—Instructor Fee		$10.00/hr/court
~~**Pinole Seals Swim Team**~~		
~~Annual Fee~~		~~$5,000~~
~~20% of Registration Fees~~		~~Est. $3,000~~
Park Rentals		
Fernandez Park BBQ Area-per day	Resident	$110.00
	Non-Resident	$138.00
Gazebo-per day	Resident	$250.00
	Non-resident	$313.00
Inflatable Jumper Fee	Resident	$50.00
	Non-resident	$75.00
Pinole Valley Park BBQ Area-per day-per area	Resident	$55.00
	Non-resident	$83.00

Return to Agenda

ATTACHMENT B

Restroom Key Deposit- refundable		$50.00
~~**School Of Performing Arts**~~		
~~Children's Theatre~~	~~Resident~~	~~$235.00~~
	~~Non-Resident~~	~~$260.00~~
~~Children's Theatre Tickets~~		~~$10.00~~
~~Pinole Youth Musicals~~	~~Resident~~	~~$75.00~~
	~~Non-Resident~~	~~$100.00~~
~~Pinole Youth Musicals Tickets~~	~~Adult~~	~~$18.00~~
	~~Youth/Senior~~	~~$16.00~~
~~Miscellaneous Costume Fees~~		~~Varies based on cost~~
Youth Center (amended 4-12-2012, R-2012-29 & 2-5-2013/R-2013-04**, R-2014-12 (3/18/2014)**		
~~**After School - Monthly**~~		~~FY17-18~~
~~August/September~~	~~Resident~~	~~$375.00~~
	~~Non-Resident~~	~~$431.00~~
~~October~~	~~Resident~~	~~$300.00~~
	~~Non-Resident~~	~~$363.00~~
~~November~~	~~Resident~~	~~$300.00~~
	~~Non-Resident~~	~~$363.00~~
~~December~~	~~Resident~~	~~$150.00~~
	~~Non-Resident~~	~~$192.00~~
~~January~~	~~Resident~~	~~$300.00~~
	~~Non-Resident~~	~~$363.00~~
~~February~~	~~Resident~~	~~$225.00~~
	~~Non-Resident~~	~~$248.00~~
~~March~~	~~Resident~~	~~$300.00~~
	~~Non-Resident~~	~~$357.00~~
~~April~~	~~Resident~~	~~$225.00~~
	~~Non-Resident~~	~~$278.00~~
~~May/June~~	~~Resident~~	~~$375.00~~
	~~Non-Resident~~	~~$432.00~~
Enrichment Sessions at Schools	Resident	Varies based on enrichment sessions and provider
	Non-Resident	Add 10% to resident fee
Enrichment Sessions at PYC	Resident	Varies based on enrichment sessions and provider
	Non-Resident	Add 10% to resident fee
Summer Camp-Weekly	$200.00	$233.00
Camp Extended Hours (Camp Participants Only)	$38.00	$43.00
Leader In Training Program-Summer	$100.00	$120.00
Contract Camps		20% to 40% markup on contract fee
School Break Camps	$200.00	$233.00
Drop-In Activities		Varies based on activity

ATTACHMENT B

Late Payment		$14.00/week & increases $10.00 each subsequent week
Late Pick Up		$1.00/minute after 5-minute grace period
Days Off Care	**Hours 8:30am – 6:00pm**	**FY17-18**
	Members/Resident	$48 day
	Non-Members/Resident	$64 day
	Member/Non-Resident	$53 day
	Non-Member/Non-Resident	$80 day
Extended Care (7:00-8:30 am)		$30 day
Facility Rental		
Non-Profit Rates Apply to 501(c)3 Nonprofits, Faith Organizations and Schools only		
Alcohol Permit		$50.00
Certificate of Insurance Purchase		$160.00
Certificate required but may be provided by renter's insurance company at no cost		
Certificate of Insurance Purchase (for Quinceaneras only/per Diversified Risk Mgmt)		$525.00
Alcohol Use Insurance		$35.00
Must be purchased in conjunction with Certificate of Insurance or provided by renter's insurance at no cost		
City Holiday Rental Fee		**10% Rental Fee**
Senior Center Main Hall	Booking	$50.00
100-250 Capacity	Deposit without alcohol permit	$500.00
	Deposition with Alcohol Permit	$750.00
	Table and Chair Setup	$50.00
	Decoration/Clean Up Time (up to 2 hrs)	$45.00
	Resident (5 hours)	$625.00
	Non-resident (5 hours)	$775.00
	Resident for each add'l hour	$90.00
	Non-resident for each add'l hour	$120.00
	Change of Date Fee	$200.00
	Change of Date Fee (Less than 75 Days)	$300.00
~~**Memorial Hall**~~	~~Hourly (Per Number of Staff/Hour)~~	~~$35.00~~
~~75-100 Capacity~~	~~Security Deposit~~	~~$250.00~~
~~Nonprofit Theatre use only~~		
Youth Center Main Area	Booking	$50.00
120 Person Capacity	Deposit without alcohol permit	$250.00
	Deposit with alcohol permit	$500.00
	Resident (4 Hours)	$250.00
	Non-Resident (4 Hours)	$325.00
	Resident for Each Add'l hour	$65.00
	Non-Resident for Each Add'l Hour	$85.00
	Decoration Time (up to 2 hours)	$45.00/hr
	Change of Date/Late Fee	$75.00

ATTACHMENT B

Youth Center Workshop Room	Booking	$50.00
40 Person Capacity	Deposit without alcohol permit	$150.00
	Deposit with alcohol permit	$500.00
	Resident (2 hours)	$70.00
	Non-resident (2 hours)	$100.00
	Resident for each add'l hour	$35.00
	Non-resident for each add'l hour	$50.00
	Decoration Time (up to 2 hours)	$25.00/hr
	Change of Date/Late Fee	$50.00
~~**Babysitting Service for Youth Center Rentals (Max 20)**~~	~~1-10 children~~ ~~11-20 children~~	~~N/A~~
	~~Per Child-Min of 6 and Max of 20~~	~~$5.00~~
~~**Memorial Hall/Pinole Community Playhouse--User Groups**~~		
~~Pinole Community Players~~	~~Annual Fee~~	~~$5,000.00~~
~~Other Performing Arts User Groups~~		~~$35/hour~~

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CITY COUNCIL REPORT

8A

DATE: SEPTEMBER 3, 2019

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: ERIC S. CASHER, CITY ATTORNEY

COPY: MICHELLE FITZER, CITY MANAGER

SUBJECT: ORDINANCE AMENDING CHAPTERS 9.28 & 9.30 OF THE PINOLE MUNICIPAL CODE REGARDING THE REGULATION OF TOBACCO PRODUCTS AND TOBACCO RETAILERS

RECOMMENDATION

Staff recommends the City Council introduce and waive the first reading of an ordinance to amend Chapters 9.28 and 9.30 of the Pinole Municipal Code regarding the regulation of tobacco products and tobacco retailers.

BACKGROUND

The Pinole Municipal Code contains two chapters related to the regulation of tobacco: Chapter 9.28, “Tobacco and Tobacco Products”, and Chapter 9.30, “Tobacco Advertising and Promotion – Tobacco Retailer Licensing”. Together, these two chapters regulate many aspects of the sale and use of tobacco within the City. Among other things, the Municipal Code establishes an extensive list of locations where smoking tobacco products is prohibited, including places of employment, enclosed places open to the public, and all City facilities, including parks. In addition, the Municipal Code requires any entity that wishes to sell tobacco products within the City to obtain a special license and establishes certain restrictions on the operation of such businesses. For example, the Municipal Code contains limitations on the distribution of samples and marketing materials for tobacco products.

In addition to the Municipal Code, restrictions and regulations on tobacco and electronic cigarette retailing exist under state and federal law. These state and federal law restrictions also apply locally in Pinole, but they also provide local jurisdictions with authority to enact retail licensing ordinances and other regulations that are more restrictive than what currently exists under state and federal law.

Despite local, state and federal regulations, studies show that underage individuals are still able to gain access to tobacco and electronic cigarette products. Additionally, while regulations exist regarding the flavor and package size of cigarettes, similar regulations do not exist regarding the flavor and package size of electronic cigarettes and cigars.

Chapter 9.28 was adopted in 1994 and Chapter 9.30 was adopted in 1999. Both chapters have only been minimally amended since initial enactment. The tobacco industry has evolved significantly since the 1990s, as have public norms regarding tobacco use and smoking. As part of the Municipal Code update for 2019, the City Council provided direction to the City Attorney's Office to update the City's tobacco ordinances. The City Attorney's office received further direction from the Municipal Code Update Subcommittee at a meeting on June 17, 2019. The City Attorney's Office presented a draft ordinance to the Subcommittee on July 15, 2019, and received additional input and feedback on the draft, which has been incorporated into the attached Proposed Ordinance.

DISCUSSION

The Proposed Ordinance amends the Municipal Code in a number of ways, each of which is described herein. First, the Proposed Ordinance updates relevant definitions to fully capture the growing use of vaping technology for tobacco products. Although the Municipal Code currently references e-cigarettes, "smoke" is defined as gases and particulates released into the air as a result of combustion. Significantly, e-cigarettes often use vaporization technology that does not necessarily qualify as combustion. To eliminate any ambiguity, the definition of "smoke" is being amended to explicitly include vapors from electronic cigarettes.

Second, the Proposed Ordinance will expand the list of places where smoking tobacco products is prohibited to include within multi-family residential units and balconies. Currently, the Municipal Code prohibits smoking tobacco products within enclosed common areas in multi-family residential buildings and most unenclosed common areas. However, most multi-family residential buildings have shared ventilation systems, so smoke and the related carcinogens generated in one unit can sometimes travel to other units. This can expose other residents to harmful odors and smoke, and creates a nuisance. For this reason, numerous jurisdictions in California, including Contra Costa County, prohibit smoking within multi-family residential units. Since 1994, smoking has been prohibited within all newly constructed multi-family residential units in Pinole. The Proposed Ordinance would apply this prohibition to multi-family residential units constructed before 1994. Relatedly, under California law, it is illegal to smoke cannabis products anywhere smoking tobacco products is prohibited.

Third, the Proposed Ordinance implements two new restrictions regarding the sale of tobacco products aimed at decreasing youth use of tobacco products. Currently, many e-cigarette companies produce a variety of flavored products, such as watermelon, cotton candy, and apple. These products are believed to be specifically targeted and marketed toward minors. While there are already laws and regulations regarding the flavoring of traditional cigarettes, no similar law exists for e-cigarettes. The proposed law would prohibit the sale of any flavored tobacco products within the City, except for flavored cigarettes which are already regulated by the Food and Drug Administration. Similarly, while there are restrictions on the sale of individual

cigarettes, there is no similar law for cigars. Selling individual cigars allows a retailer to charge a minimal amount, which makes the cigar more affordable for a minor to purchase. The Proposed Ordinance would generally prohibit the sale of an individual cigar, as well as the sale of a package of five cigars for less than ten dollars ($10). The Proposed Ordinance allows the sale of individual cigars only if the cost of the single cigar is at least five dollars ($5). This exception allows for the sale of higher quality and more expensive cigars individually, since those cigars are not usually marketed toward, or consumed by, minors.

Fourth, the Proposed Ordinance amends the Municipal Code to remove provisions that are no longer necessary. Chapter 9.28 was first adopted in 1994 and Chapter 9.30 was adopted in 1999. Since that time, laws regarding smoking have changed significantly, and parts of those chapters are now preempted by state and/or federal law. For example, Chapter 9.28 currently contains provisions regarding a process for businesses to apply for an exemption from the Municipal Code's prohibition on smoking within restaurants. However, California law now prohibits smoking in all restaurants, so the exemption process is unnecessary.

The changes implemented by the Proposed Ordinance are similar to the regulations that have been adopted by many other jurisdictions in the Bay Area. For reference, each element of the Proposed Ordinance has previously been adopted by Contra Costa County and is applicable to unincorporated areas within the County.

In addition to the City's standard noticing for proposed ordinances, notice that the City Council would be considering the Proposed Ordinance at the September 3 meeting was sent to businesses that sell tobacco products within the City.

FISCAL IMPACT

There is no direct fiscal impact to this Ordinance.

ATTACHMENTS

Attachment A – Ordinance

ATTACHMENT A

ORDINANCE NO. 2019-___

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINOLE AMENDING CHAPTERS 9.28 AND 9.30 OF THE PINOLE MUNICIPAL CODE REGARDING THE REGULATION OF TOBACCO PRODUCTS AND TOBACCO RETAILERS

WHEREAS, the United States Surgeon General has concluded that secondhand smoke exposure can cause serious health problems, especially in children; and

WHEREAS, even occasional exposure to secondhand smoke is harmful, and low levels of exposure to secondhand tobacco smoke can lead to increased health risks; and

WHEREAS, electronic cigarettes produce an aerosol or vapor of undetermined and potentially harmful substances, which may appear similar to the smoke emitted by traditional tobacco products; and

WHEREAS, the World Health Organization (WHO) recommends that electronic smoking devices not be used indoors, especially in smoke free environments, in order to minimize the risk to bystanders of breathing in the aerosol emitted by the devices and to avoid undermining the enforcement of smoke free laws; and

WHEREAS, the smoking of tobacco and the use of electronic cigarettes are forms of air pollution and are a danger to public health as well as a material public nuisance; and

WHEREAS, the California Legislature has recognized the danger of tobacco use and has made reducing youth access to tobacco products a high priority; and

WHEREAS, despite local, state, and federal efforts to limit youth access to tobacco, minors are still able to access tobacco products; and

WHEREAS, the federal Family Smoking Prevention and Tobacco Control Act, enacted in 2009, prohibited candy and fruit-flavored cigarettes, largely because these flavored products were marketed to youth and young adults, and younger smokers were more likely to have tried these products than older smokers; and

WHEREAS, although the manufacture and distribution of flavored cigarettes (excluding menthol) is banned by federal law, neither federal nor California laws restrict sales of flavored non-cigarette tobacco products, such as cigars, cigarillos, smokeless tobacco, hookah tobacco, and electronic smoking devices and the nicotine solutions used in these devices; and

WHEREAS, flavored non-cigarette tobacco products have become increasingly common and are available in a variety of flavors that appeal to children and young adults, including apple, cherry, chocolate, grape, peach, strawberry, and vanilla; and

WHEREAS, the U.S. Surgeon General has stated that flavored tobacco products are considered to be "starter" products that help establish smoking habits that can lead to long-term addiction; and

WHEREAS, electronic cigarette companies have targeted minors with fruit-flavored products, and it is unknown if e-cigarettes may lead minors to try other tobacco products; and

WHEREAS, the California Constitution, Article XI, Section 7, provides cities and counties with the authority to enact ordinances to protect the health, safety, welfare, and morals of their citizens; and

WHEREAS, California state law prohibits the sale or distribution of free or nominal-cost cigarettes or smokeless tobacco products (or coupons, coupon offers, or rebate offers for such products) on public grounds or on private grounds that are open to the public; and

WHEREAS, California state law specifically allows adoption of a local ordinance related to the distribution of free or nominal-cost tobacco products that is "more restrictive" and provides that a stricter local ordinance shall govern in the case of any inconsistency between the local ordinance and state law; and

WHEREAS, the FDA and federal law also expressly grants state and local governments the right to enact measures that are more restrictive than those in the federal law; and

WHEREAS, the City of Pinole has a substantial interest in promoting compliance with federal, state, and local laws prohibiting the sale or furnishing of tobacco products and electronic cigarette products to minors; in discouraging the illegal purchase of tobacco and electronic cigarette products by minors; in promoting compliance with laws prohibiting sales of cigarettes and tobacco products to minors; and in protecting children from being lured into illegal activity through adult misconduct; and

WHEREAS, since Chapter 9.28 and Chapter 9.30 were substantially adopted in 1994, stricter state and federal laws have been enacted preempting portions of those chapters; and

WHEREAS, it is the intent of the City Council, in enacting this ordinance, to ensure compliance with the business standards and practices of the City of Pinole and to encourage responsible tobacco retailing and to discourage violations of tobacco-related laws, especially those which prohibit or discourage the sale or distribution of tobacco and nicotine products to minors, but not to expand or reduce the degree to which the acts regulated by federal or state law are criminally proscribed or to alter the penalties provided therein; and

NOW, THEREFORE, the City Council of the City of Pinole does ordain as follows:

Section 1. <u>Recitals</u>.

The above recitals are true and correct and made a part of this Ordinance.

Section 2. Approval of Amendment.

The City Council hereby approves the amendments to Chapter 9.28 and 9.30 of the Pinole Municipal Code, as shown in attached Exhibit A, which is incorporated herein by reference (deletions in ~~strikethrough~~; additions in underline).

Section 3. Severability.

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the remainder of this Ordinance, including the application of such part or provision to other persons or circumstances shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Ordinance are severable. The City Council of the City of Pinole hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases be held unconstitutional, invalid, or unenforceable.

Section 4. California Environmental Quality Act ("CEQA").

The proposed amendments are exempt from CEQA based on the rule set forth in CEQA Guidelines Section 15061(b)(3) that CEQA applies only to projects which have the potential for causing a significant effect on the environment. As a series of text amendments and additions, it can be seen with certainty that there is no possibility that the proposed amendments to the Municipal Code will have a significant effect on the environment.

Section 5. Effective Date.

In accordance with California Government Code Section 36937, this Ordinance shall take effect and be in force on the thirty-first day after adoption.

Section 6. Publication.

Within fifteen (15) days after the passage of this Ordinance the City Clerk shall cause this Ordinance or a summary thereof to be published or to be posted in at least three public places in the City of Pinole in accordance with the requirements of California Government Code Section 36933.

PASSED AND ADOPTED on this ___ day of September, 2019, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

_____
Peter Murray, Mayor

ATTEST:

_____
Heather Iopu, City Clerk

APPROVED AS TO FORM:

_____
Eric S. Casher, City Attorney

3337520.1

Exhibit A

(deletions in ~~strikethrough~~; additions in <u>underline</u>).

<u>Chapter 9.28</u>
<u>TOBACCO AND TOBACCO PRODUCTS</u>

Sections:

9.28.010 Findings.
9.28.020 Purpose.
9.28.030 Definitions.
9.28.040 Regulation of smoking within reasonable distance - 20 feet.
9.28.050 Prohibition of smoking in unenclosed areas.
9.28.060 Prohibition of smoking in enclosed places.
9.28.070 Regulation of smoking in places of employment.
9.28.080 Optional smoking areas; exemptions.
~~9.28.090 Procedures and conditions for granting exemptions for restaurants.~~
9.28.100 Posting requirements.
~~9.28.110 Distribution of free samples and coupons.~~
9.28.120 Out of package sales.
9.28.130 Enforcement.
9.28.140 Penalties.
9.28.150 Nonretaliation.
9.28.160 Other applicable laws.

9.28.010 FINDINGS.

The City Council finds that:

A. The U.S. Environmental Protection Agency has determined that tobacco smoke is the major contributor of particulate indoor air pollution; and

B. Reliable studies have shown that breathing sidestream or secondhand smoke is a significant health hazard, in particular for elder people, individuals with cardiovascular disease, and individuals with impaired respiratory function; including asthmatics and those with obstructive airway disease; and

C. Health hazards induced by breathing sidestream or secondhand smoke include heart disease, lung cancer, respiratory infection, decreased exercise tolerance, decreased respiratory function, bronchoconstriction, and bronchospasm; and

D. Nonsmokers with allergies, respiratory diseases and those who suffer other ill effects of breathing sidestream or secondhand smoke may experience a loss of job productivity or may be forced to take periodic sick leave because of adverse reactions to same; and

E. The smoking of tobacco is a danger to health; and

F. The health care costs and lost productivity incurred by smoking related disease and death represent a heavy and avoidable financial drain on our community by increasing public health and medical costs;

G. Exposure to secondhand smoke anywhere has negative health impacts, exposure to secondhand smoke does occur at significant levels outdoors, and to be completely free from

exposure to secondhand smoke a person may need to move up to 20 feet away from the source of the smoke; and

H. 1. The free distribution of cigarettes and other tobacco products encourages people to begin smoking and using tobacco products and tempts those who had quit smoking to begin smoking again, and

2. Free distribution of cigarettes and other tobacco products promotes unsightly litter, thereby increasing the costs to the public in cleaning the streets; and also causes pedestrian traffic congestion.

9.28.020 PURPOSE.

The compelling purpose and intent of this chapter includes, but is not limited to, generally promoting the health, safety, and welfare of all people in the community against the health hazards and harmful effects of the use of addictive tobacco products and the dangers of secondhand smoke.

9.28.030 DEFINITIONS.

The following words and phrases, whenever used in this chapter, shall be construed as hereafter set out, unless it is apparent that they have a different meaning:

A. ***BUSINESS.*** Any sole proprietorship, partnership, joint venture, corporation, association, or other entity formed for profit-making or non-profit making purposes.

B. ***DINING AREA.*** Any Unenclosed Area, including streets and sidewalks, which is available to or customarily used by the general public or an employee, and which is designed, established, or regularly used for consuming food or beverages.

C. ***DISTRIBUTE.*** To give, sell, deliver, dispense, issue, or cause or hire any person to give, sell, deliver, dispense, issue or offer to give, sell, deliver, dispense or issue.

D. ***EMPLOYEE.*** Any person who is employed or retained as an independent contractor by any Employer in consideration for direct or indirect monetary wages or profit or any person who volunteers his or her services for an Employer.

E. ***EMPLOYER.*** Any person, partnership, corporation, nonprofit entity, including municipal corporation or public entities, who employs the services of two or more persons or two (2) or more people conduct business within the establishment.

F. ***ENCLOSED.*** An area in which outside air cannot circulate freely to all parts of the area, an area that is closed in by a roof and walls with appropriate openings for ingress and egress.

G. ***GENERAL PUBLIC.*** Shoppers, customers, patrons, patients, students, clients and other similar invitees of a commercial enterprise or nonprofit entity.

H. ***MULTI-UNIT RESIDENCE.*** A property containing two (2) or more Units, including but not limited to apartments, condominiums, senior citizen housing, nursing homes, and single room occupancy hotels. The following types of housing are specifically excluded:

1. Hotel or motel that meets requirements of California Civil Code Section 1940(b)(2);
2. Mobile home park;
3. Campground;
4. Marina or port;
5. Single-family home; and
6. Single-family home with a detached or attached in-law or second Unit when permitted pursuant to California Government Code Sections 65852.1, 65852.150, 65852.1 or an ordinance adopted by the City pursuant to those sections.

I. ***MULTI-UNIT RESIDENCE COMMON AREA.*** Areas of a Multi-Unit Residence that residents of more than one Unit of that Multi-Unit Residence are entitled to enter or use, including, for example, halls and paths, lobbies and courtyards, elevators and stairs, community rooms and playgrounds, gym facilities and swimming pools, parking garages and parking lots, shared restrooms, shared laundry rooms, shared cooking areas, and shared eating areas.

J. ***PLACE OF EMPLOYMENT.*** Any Enclosed area under the control of a Employer which Employees normally frequent during the course of employment, including but not limited to, work areas, employee lounges, conference rooms, and employee cafeterias. A private residence is not a Place of Employment unless it is used as a child care or health care facility.

K. ***PUBLIC AREA.*** Any place, publicly or privately owned, which is open to the general public regardless of any fee or age requirement.

L. ***SERVICE AREA.*** Any publicly or privately owned area, including streets and sidewalks, that is designed to be used or is regularly used by one or more persons to receive a service, wait to receive a service or to make a transaction, whether or not such service or transaction includes the exchange of money. The term "Service Area" includes but is not limited to information kiosks, automatic teller machines (ATMs), ticket lines, bus stops or shelters, mobile vendor lines or cab stands.

M. ***SMOKE.*** The gases and particulates or vapors released into the air as a result of combustion, electrical ignition or vaporization, when the apparent or usual purpose of the combustion, electrical ignition or vaporization is human inhalation of Tobacco Products. The term “smoke” includes, but is not limited to, tobacco smoke and electronic cigarette vapors. The term “smoke” also includes vapor generated through the use of an electronic cigarette in any manner or in any form.

N. ***SMOKING.*** The engaging in an act that generates Smoke, such as, for example: carrying, possessing or holding of a lighted pipe, cigar, or cigarette of any kind, or any other lighted smoking equipment or the lighting or emitting or exhaling the smoke of a pipe, cigar, or cigarette of any kind.

O. ***TOBACCO PRODUCTS.*** Any substance containing tobacco leaf, in any product formulation of matter or formulation of matter containing biologically active amounts of nicotine that is manufactured, sold, offered for sale, or otherwise distributed with the expectation that the product or matter will be introduced into the human body, but does not include any cessation product specifically approved by the United States Food and Drug Administration for use in treating nicotine or tobacco dependence. This includes electronic cigarettes or e-cigarettes.

P. ***UNENCLOSED.*** Any area that is not an Enclosed area.

Q. ***UNIT.*** A personal dwelling space, even where lacking cooking facilities or private plumbing facilities, and includes any associated exclusive-use Enclosed area or Unenclosed area, such as, for example, a private balcony, porch, deck, or patio. "Unit" includes but is not limited to an apartment; a condominium; a townhouse; a room in a long-term health care facility, assisted living facility, or hospital; a hotel or motel room; a room in a single room occupancy ("SRO") facility; a room in a homeless shelter; a mobile home; a camper vehicle or tent; a single-family home; and an in-law or second unit.

9.28.040 REGULATION OF SMOKING WITHIN REASONABLE DISTANCE - 20 FEET.

Smoking shall be prohibited within twenty (20) feet from any doorway, window, opening, crack, or vent into any Multi-Unit Residence or any Enclosed area in which Smoking is

prohibited, except while actively passing on the way to another destination and provided Smoke does not enter any Multi-Unit Residence or any Enclosed area in which Smoking is prohibited.

9.28.050 PROHIBITION OF SMOKING IN UNENCLOSED AREAS.

A. Smoking is prohibited in the Unenclosed areas of the following places within the City, except places where Smoking is already prohibited by state or federal law, in which case those laws apply:

1. City property, whether owned, leased or operated by the City, including parking lots, public parks, trails, open spaces, nature areas or park facilities;
2. Public events on public property, including open-air markets, parades, festivals, and other events open to the public. No person may Smoke during an outside public event that occurs on property on which the City is owner, lessee, or otherwise holds a property interest;
3. Service Areas;
4. Outdoor Dining Areas;
5. Outdoor, Unenclosed Multi-Unit Residence Common Areas, except for those exempt pursuant to Section 9.28.080.

9.28.060 PROHIBITION OF SMOKING IN ENCLOSED PLACES.

Smoking is prohibited in the following Enclosed places within the City except such places in which Smoking is already prohibited by state or federal law in which case those laws apply:

A. City facilities. Smoking is prohibited in all buildings, vehicles, parking lots, or other Enclosed areas occupied by City Employees, owned or leased by the City, or otherwise operated by the City;

B. Enclosed public spaces. All Enclosed areas available to and customarily used by the general public and all businesses patronized by the public, including, but not limited to, retail stores, the common areas of hotels and motels, pharmacies, banks, shopping malls, indoor service areas, theaters, bowling alleys, public schools, health facilities and other offices;

C. All restaurants and bars. The owner, manager or operator of the restaurant or bar shall post signs as prescribed by Section 9.28.100(A) and remove all ashtrays from tables;

D. Private residences when used as child care or health care facilities shall be smokefree at all times. Board and care facilities shall provide smokefree living quarters for nonsmoking boarders;

E. Enclosed Multi-Unit Residence Common Areas, unless that area is exempt in accordance with Section 9.28.080;

F. ~~Effective as of the date of this Chapter, smoking is prohibited in Any and all newly-constructed~~ All Multi-Unit Residences such that 100% of the Units and private outdoor spaces such as balconies, patios and decks shall be smoke-free, except for certain designated outdoor areas as provided in Section 9.28.080.

Notwithstanding any other provision of this section, any owner, operator, manager or other person who controls any establishment described in this section may declare that entire establishment as a nonsmoking establishment.

9.28.070 REGULATION OF SMOKING IN PLACES OF EMPLOYMENT.

A. Smoking is prohibited in any Place of Employment, including, but not limited to, open office areas, shared offices and private offices occupied by Employees performing clerical, technical, administrative or other business or work functions; and, conference and meeting rooms, classrooms, auditoriums, restrooms, medical facilities, hallways, and elevators, except

such places in which Smoking is already prohibited by state or federal law in which case those laws apply.

B. Smoking is prohibited in any outdoor lounge area at Places of Employment, unless that area is exempt pursuant to Section 9.28.080.

C. The provisions of this section shall be communicated to all Employees within three (3) weeks of its adoption, and at least annually thereafter.

9.28.080 OPTIONAL SMOKING AREAS; EXEMPTIONS.

Notwithstanding any other provisions of this chapter to the contrary, the following areas shall not be subject to the smoking restrictions of this chapter except such places in which Smoking is prohibited by state or federal law in which case those laws apply:

A. A private residence, including one which may serve as a Place of Employment, except when covered by Section 9.28.060(D) and excluding Multi-Unit Residences;

B. Hotel and motel rooms rented to guests; provided, however, that each hotel and motel designates not less than fifty percent (50%) of their guest rooms as nonsmoking rooms and removes ashtrays from these rooms;

C. Outdoor, Unenclosed Multi-Unit Residence Common Areas. A person with legal control over such Multi-Unit Residence may designate a portion of that area for Smoking if the area meets the following criteria:

1. The designated area does not overlap with any area where Smoking is otherwise prohibited by local, state, or federal law;
2. The designated area must be located at least twenty-five (25) feet in all directions from areas where Smoking is prohibited;
3. The designated area must not be used primarily by children;
4. The designated area must be no more than twenty-five percent (25%) of the total outdoor, Unenclosed Multi-Unit Residence Common Area;
5. The designated area must have a clearly marked perimeter;
6. The designated area must be identified by conspicuous signs, pursuant to Section 9.28.100.
7. The designated area must be located at least twenty-five (25) feet in all directions from the lot line of any private residence.

D. In Places of employment, Employers may provide specific Enclosed smoking areas for Employees provided all of the following conditions are met:

1. The smoking area shall be provided with a heating~~hearing~~, ventilating and air conditioning (HVAC) system designed so that none of the air from the smoking area will be recirculated into the other areas of the building.
2. The smoking area shall be completely separated from the remainder of the building by solid partitions or glazing without openings other than doors, and all doors leading to the smoking area shall be self-closing. The doors shall be provided with a gasket so installed as to provide a seal where the door meets the stop on both sides and across the top.
3. The smoking areas shall maintain a minimum native pressure of 0.005-inch water column relative to nonsmoking areas.
4. The Employer shall submit written verification and test results to the City Manager or his/her designees prepared by a licensed mechanical contractor or engineer that the HVAC system has been designed and tested and meets the requirements set forth in subsections ~~(C)~~(D) (1) through (3) above.

5. If the HVAC system is part of a smoke removal system or pressurization system, any modifications to these systems to provide smoking areas will require approval from the Pinole fire department. Written verification of this approval shall be provided to the city manager.

6. If the specific smoking area is an employee break room, lunch room or other area which may be used by nonsmoking employees, then a separate nonsmoking break room, lunch room or other area shall be provided of equal or larger size and include at least equal facilities.

E. In outdoor, Unenclosed Areas of Places of Employment, the Employer may designate a portion of such area for Smoking if the area meets the following criteria:

1. The designated area does not overlap with any area where Smoking is otherwise prohibited by local, state, or federal law;

2. The designated area must be located at least twenty-five (25) feet in all directions from areas where Smoking is prohibited;

3. The designated area must not be used primarily by children;

4. The designated area must be no more than twenty-five percent (25%) of the total outdoor, Unenclosed common area;

5. The designated area must have a clearly marked perimeter;

6. The designated area must be identified by conspicuous signs, pursuant to Section 9.28.100.

~~9.28.090 PROCEDURES AND CONDITIONS FOR GRANTING EXEMPTIONS FOR RESTAURANTS.~~

~~A. Notwithstanding any other provision of this chapter to the contrary, any owner or manager of a restaurant subject to this chapter may apply to the city manager for an exemption from or modification to the provisions of this chapter prohibiting smoking within restaurants. The application must be in writing and shall to based upon demonstrated significant financial hardship resulting from the application of the provisions of this chapter to the particular restaurant. For the purposes of this section, the city manager may delegate to another city employee the authority to receive, review and act upon applications. When used in this section the term "city manager" also refers to any employee to whom the manager has delegated authority as provided herein.~~

~~B. The exemption or modification shall be limited to the establishment of a smoking section by designating for use by smoking patrons of a certain percentage of the seats in that part of the restaurant that is otherwise subject to the prohibition against smoking. For the 1994 calendar year, the maximum extent of the exemption or modification which may be granted pursuant to this section shall be the designation of not more than 20 percent of the seats otherwise subject to the prohibitions of this chapter. For the 1995 calendar year, the maximum extent of the exemption or modification which may be granted pursuant to this section shall be the designation of not more than ten percent of the seats otherwise subject to the prohibitions of this chapter. All seats subject to the exemption shall be located in a single smoking section.~~

~~C. An exemption may be granted only if the city manager, or the city council on appeal, finds based upon substantial evidence that compliance with the provisions of this chapter without the exemption has clearly created a significant financial hardship for the restaurant.~~

~~D. An exemption may be granted only after a hearing, fifteen days notice of which shall be given by posting in at least two public locations in the restaurant and in a place open to the public at city hall a notice of the proposed application and the hearing thereon. All interested persons may attend the hearing and shall be permitted to make oral or written presentations. The~~

~~city manager shall announce this or her decision in writing. The decision shall be delivered by first-class mail to the applicant and posted for ten days commencing on the date of mailing in a place open to the public at the council chambers. The decision of the city manager shall become final unless appealed to the city council within ten days following the date of posting.~~

~~E. Within ten days of the date of posting the decision of the city manager may be appealed by the applicant, any member of the city council, or any person who appeared and presented evidence at the hearing. An appeal shall be made in writing filed with the city clerk.~~

~~F. Exemptions granted pursuant to this section shall be valid until the end of the calendar year. An exemption may be renewed upon an application submitted and processed in the same manner as an original application. The city manager may revoke the grant of an exemption at any time, upon ten days notice to the applicant, if the city manager determines that the exemption was granted based upon misinformation.~~

~~G. The applicant for exemption, or an appellant (other than the applicant or a member of the city council) shall pay an application or appeal fee in an amount established by city council resolution at the time of submission of the application or appeal.~~

~~H. The application for the exemption shall contain a diagram of the restaurant showing the location of the proposed "smoking section", current and historic sales tax or gross receipts information, employment records, profit and loss statements, invoices, contracts and other information which the city manager by written regulation may require.~~

~~I. This section shall become null and void on the earlier of December 31, 1995, or when the two cities that border Pinole adopt an ordinance which in the opinion of the city attorney contains a ban on smoking in restaurants greater than, or equal to, the ban established elsewhere in this chapter. The opinion of the city attorney shall be communicated to the city manager in writing; any exemptions granted under this section shall become null and void on the same date.~~

9.28.100 POSTING REQUIREMENTS.

A. "Smoking" or "No Smoking" signs, whichever are appropriate, with letters of not less than one inch in height or the international "No Smoking" symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it) shall be clearly, sufficiently and conspicuously posted in every building at each point of ingress and egress and at least one other conspicuous place within the buildings, or other place where smoking is controlled by this chapter, by the owner, operator, manager or other person having control of such building or other place.

B. Every hotel or motel regulated by this chapter will have posted at its entrance a sign clearly stating that nonsmoking rooms are available, and every patron shall be asked as to his or her preference.

C. Notwithstanding this section, the presence or absence of signs shall not be a defense to a charge of Smoking in violation of any provision of this Chapter.

~~**9.28.110 DISTRIBUTION OF FREE SAMPLES AND COUPONS.**~~

~~A. No person, firm, association or corporation in the business of selling or otherwise distributing cigarettes or other tobacco or smoking products for commercial purposes shall in the course of such business distribute, or direct, authorize, or permit any agent or employee to distribute: (1) any cigarette or other tobacco or smoking product, including any smokeless tobacco product; or (2) coupons, certificates, or other written material which may be redeemed~~

~~for tobacco products without charge, to any person on any public street or sidewalk or in any public park or playground or on any other public ground or in any public building.~~

~~B. No agent or employee of any person, firm, association or corporation in the business of selling or otherwise distributing cigarettes or other tobacco or smoking products for commercial purposes shall in the course of such business distribute: (1) any cigarette or products; or (2) coupons, certificates, or other written material which may be redeemed for tobacco products without charge, to any person on any public street or sidewalk or in any public park or playground or on any other public ground or in any public building.~~

~~C. For purposes of this section, "public ground" and "public building" include sports arenas as defined in Section 9.28.030 (J) and any entertainment facility whether enclosed or not, except a bar, for which a charge is made for admission, whether publicly or privately owned.~~

9.28.120 OUT OF PACKAGE SALES.

No person shall sell or offer for sale cigarettes or smokeless tobacco not in the original packaging provided by the manufacturer.

9.28.130 ENFORCEMENT.

A. Administration of this chapter shall be by the City Manager or his/her designees.

B. Any person who desires to register a complaint hereunder may initiate enforcement consideration with the City Manager or his/her designees.

C. No person, owner, manager, operator or Employer of any establishment controlled by this chapter shall knowingly permit Smoking in an area which is under the legal or defacto control of that person, owner, manager, operator or Employer and in which Smoking is prohibited by law, unless otherwise required by state or federal law.

9.28.140 VIOLATION – PENALTIES.

A. It is unlawful for any person who owns, manages, operates or otherwise controls the use of any premises subject to the restrictions of this section to fail to properly post signs required hereunder.

B. It is unlawful for any person to Smoke in any area restricted by the provisions of this chapter.

C. Any person or Business who violates subsection (A) or (B) of this section, or any other provision of this chapter, shall be guilty of an infraction, punishable by:

1. A fine, not exceeding one hundred dollars ($100) for the first violation;
2. A fine, not exceeding two hundred dollars ($200) for a second violation of this chapter within one (1) year;
3. A fine, not exceeding five hundred dollars ($500), for each additional violation of this chapter within one (1) year.

D. Each instance of Smoking in violation of this Chapter shall constitute a separate violation.

E. The remedies provided in this Chapter are cumulative and in addition to any other remedies available at law or in equity.

9.28.150 NONRETALIATION.

No person or Employer shall discharge, refuse to hire, or in any manner-retaliate against any Employee or applicant for employment because such Employee or applicant exercises any rights afforded by this chapter.

9.28.160 OTHER APPLICABLE LAWS.

This chapter shall not be interpreted or construed to permit smoking where it is otherwise restricted by other applicable laws.

Chapter 9.30
~~TOBACCO ADVERTISING AND PROMOTION –~~ TOBACCO RETAILER LICENSING AND REGULATIONS

9.30.010 Definitions.
9.30.020 Restriction on advertising tobacco products.
9.30.030 Exceptions.
9.30.040 Distribution of promotional items to minors.
9.30.050 Self-service displays.
9.30.060 Vendor assistance.
9.30.070 Administration and implementation.
9.30.080 Violations.
9.30.090 Intent as to additional legal restrictions and remedies.
9.30.100 Tobacco retailer license.
9.30.110 Retailer license application procedure.
9.30.120 Issuance and display of license.
9.30.130 Fees.
9.30.140 License not transferrable.
9.30.150 Suspension of license.
9.30.160 Administrative fine.
9.30.170 Disclaimers.

9.30.010 DEFINITIONS.

The following words and phrases, whenever used in this chapter, shall be construed as hereafter set out, unless it is apparent that they have a different meaning:

A. ***ADVERTISING DISPLAY SIGN.*** A sign, billboard, poster, freestanding sign, balloon, pennant or banner that is temporarily or permanently placed on or affixed to the ground, the sidewalk, a pole or post, a fence, or a building, or is displayed in the windows or doors of a commercial establishment, and that is used to advertise or promote products.

B. ***CITY MANAGER.*** The City Manager for the city of Pinole or his or her designee.

C. ***MOBILE BILLBOARD.*** Any sign, placard, billboard, or other advertisement display upon or affixed to a vehicle which display is used to advertise a product illegal to sell to minors, when the supporting vehicle or trailer is parked within a public right of way or on private property and visible to the public for a duration of time and in a manner which clearly indicates that the sign is for advertising products illegal to sell to minors or which carry a specific brand name, logo, indicia of a product illegal to sell to minors. For the purpose of this chapter, a mobile billboard shall not include any advertisements on the side of a van, truck or other vehicle which is primarily used for the transportation of goods or products.

D. ***PERSON.*** Any individual, firm, partnership, cooperative association, private corporation, personal representative, receiver, trustee, assignee or other legal entity.

E. ***PROMOTE OR PROMOTION.*** A display of any logo, brand name, character, graphics, colors, designs, or recognizable color or pattern of colors, or any other indicia or product identification with, or similar to, or identifiable with, those used for any particular brand of tobacco product.

F. ***PUBLICLY VISIBLE LOCATION.*** Any outdoor location that is visible from any street, sidewalk, or other public thoroughfare, or any location inside a commercial establishment immediately adjacent to a window or door where such location is visible from any street, sidewalk, or other public thoroughfare.

G. ***TOBACCO PRODUCTS.*** Any substance containing tobacco, including e-cigarettes.

H. ***TOBACCO RETAILER.*** Any person who sells, offers for sale, or exchanges or offers to exchange for any form of consideration, tobacco, tobacco products or tobacco paraphernalia. "Tobacco retailing. the doing of any of these things.

9.30.020 RESTRICTION ON ADVERTISING TOBACCO PRODUCTS.

No person shall place or maintain, or cause to be placed or maintained, in any manner, any advertising or promotion of cigarettes or tobacco products on an advertising display sign in a publicly visible location within one thousand six hundred feet of the perimeter of an elementary or secondary school, public playground or playground area in a public park (e.g., a public park with equipment such as swings and seesaws, baseball diamonds or basketball courts).

9.30.030 EXCEPTIONS.

The restrictions contained in Section 9.30.020 shall not apply to advertising or promotions for tobacco products:

A. Located inside a commercial establishment, unless such advertising display sign or promotion is attached to, affixed to, leaning against, or otherwise in contact with any window or door in such a manner that it is visible from a street, sidewalk or other public thoroughfare;

B. On vehicles, other than mobile billboards;

C. On any sign located inside or immediately outside a commercial establishment if the sign provides notice that the establishment sells tobacco products, so long as the sign does not promote any brand of tobacco product;

D. On tobacco product packaging.

9.30.040 DISTRIBUTION OF PROMOTIONAL ITEMS TO MINORS.

No person may market, license, distribute, sell, or cause to be marketed, licensed, distributed or sold any item or service to a minor, which bears the brand name, alone or in conjunction with, any other word, logo, symbol, motto, selling message, recognizable color or pattern of colors, or any other indicia or product identification identical with, or similar to, or identifiable with, those used for any brand of tobacco product.

9.30.050 SELF-SERVICE DISPLAYS.

It is unlawful for any person to sell, permit to be sold, offer for sale, or display for sale, any tobacco product by means of self-service display, rack, counter-top or shelf that allows self-service sales for any tobacco product other than vendor-assisted sales.

9.30.060 VENDOR ASSISTANCE.

All tobacco products shall be offered for sale exclusively by means of vendor assistance with tobacco products in a locked case, or in an area not accessible to the public, and requiring employee assistance to retrieve the tobacco products.

9.30.063 MINIMUM PACK SIZE FOR CIGARS

A. Notwithstanding any other provision of this Chapter, no Tobacco Retailer shall sell, offer for sale, or exchange for any form of consideration:

(1) Any single cigar, whether or not packaged for individual sale;

(2) Any number of cigars fewer than the number contained in the manufacturer's original consumer packaging designed for retail sale to a consumer; or

(3) Any package of cigars at a price that is less than Ten Dollars ($10.00) per five (5) cigars, including all applicable taxes and fees.

B. This subsection does not apply to the sale or offer for sale of a single cigar for which the retail price exceeds either Five Dollars ($5.00) or the dollar amount adopted by resolution of the City Council and adjusted from time to time, whichever is higher. The public shall be given notice of any such resolution in the manner notice is given of ordinances of the City.

C. This subsection shall apply to cigars, cigarillos and any other cigar product regardless of the terminology used for the product.

9.30.066 FLAVORED TOBACCO PRODUCTS PROHIBITED.

A. No Tobacco Retailer, nor any of the retailer's agents or employees, shall sell or offer for sale, or possess with intent to sell or offer for sale, any Flavored Tobacco Product.

B. For the purpose of this Section, "Flavored Tobacco Product" means any Tobacco Product (other than cigarettes as defined by the U.S. Food and Drug Administration) that contains a constituent that imparts a characterizing flavor. This includes cigars, little cigars, pipe tobacco, hookah tobacco, snuff, chewing tobacco, dipping tobacco, bidis, blunts, and electronic cigarettes or electronic smoking devices.

(1) For purposes of this definition, "constituent" means any ingredient, substance, chemical, or compound, other than tobacco, water, or reconstituted tobacco sheet, which is added by the manufacturer to a tobacco product during the processing, manufacture, or packing of the tobacco product.

(2) Further, a Tobacco Product is presumed to be a Flavored Tobacco Product if a manufacturer or any of the manufacturer's agents or employees has:

(a) Made a public statement or claim that the Tobacco Product has or produces a characterizing flavor, including, but not limited to, text and/or images on the product's labeling or packaging that are used explicitly or implicitly to communicate information about the flavor, taste, or aroma of a tobacco product; or

(b) Taken actions directed to consumers that would be reasonably expected to result in consumers believing that the tobacco product imparts a characterizing flavor.

9.30.070 ADMINISTRATION AND IMPLEMENTATION.

Except as otherwise provided, this chapter shall be administered by the City Manager, or his or her designee, who may develop guidelines to ensure implementation of this chapter.

9.30.080 VIOLATIONS.

A. The City Manager shall review, and if determined appropriate, act upon any written complaint submitted by any private citizen or city officer or employee concerning any advertising or promotion prohibited by this chapter. The City Manager may serve a written ten-day notice upon the person responsible for the alleged advertising display sign or promotion or self-service display prohibited by this chapter. The written notice shall require the person to whom it is sent to either correct the violation within this ten-day period or submit, in writing, a response to the claim of violation. The City Manager shall investigate any written response and determine whether or not a violation has occurred. This determination shall be in writing and a copy of the determination shall be sent to the person making the written complaint and to the person who is alleged to have engaged in the violation.

B. Failure to correct specified violations may result in enforcement by any remedy provided by this code. If three notices requiring the correction of any violation of this chapter, whether the violation involves the same or different displays or promotions, are served on the same person within a thirty-day period, an enforcement action, including but not limited to the imposition of a fine, pursuant to the provisions of Section 9.30.160, may be initiated against that person without the serving of another notice, if an additional violation occurs within ninety days of the serving of the third notice.

C. Each separate display of tobacco advertising or promotion prohibited by this chapter shall be considered a separate violation.

D. For purposes of determining liability of persons, firms or corporations, controlling franchises or business operations in multiple locations, each individual franchise or business location shall be deemed a separate entity.

9.30.090 INTENT AS TO ADDITIONAL LEGAL RESTRICTIONS AND REMEDIES.

Nothing in this chapter is intended to alter the obligations or restrictions which apply to any person under any other law governing signs, billboards, tobacco advertising or any other matter covered by this chapter. The remedies set forth in this chapter are not exclusive. if any action prohibited by this chapter is also unlawful under any other law, the penalties and remedies under such other law may be pursued in addition to those provided in this chapter.

9.30.100 TOBACCO RETAILER LICENSE.

A. It is unlawful for any retailer, individual or entity to sell or offer for sale any tobacco product without first obtaining and maintaining a valid tobacco retailer's license for each location where such sales are conducted.

B. This license must be renewed annually.

9.30.110 RETAILER LICENSE APPLICATION PROCEDURE.

A retailer, individual or entity who is required to obtain a tobacco retailer license pursuant to this code shall submit an application in the name of the retailer, individual or entity and be signed by the retailer, individual or entity or agent with written authority to act for same. All applications shall be submitted on a form supplied by the City Manager and shall contain the following information:

A. The name, address and telephone number of the business owner and manager;

B. The business name, address and telephone number of each establishment where tobacco is to be sold;

C. Such information as the City Manager determines is necessary.

9.30.120 ISSUANCE AND DISPLAY OF LICENSE.

Upon receipt of a completed application for a tobacco retailer's license, including payment of the license fee, and the completion of an inspection of the premises, if required by the City Manager, to determine compliance with this chapter, the City Manager shall issue a license. Each licensee shall prominently display the license at the location where tobacco sales are conducted.

9.30.130 FEES.

The fee for a tobacco retailer's license shall be set by Council resolution in an amount which covers the city costs for processing the application, inspecting the tobacco retailer's business premises to determine compliance with the standards contained in this chapter and implementing the licensing program.

9.30.140 LICENSE NOT TRANSFERRABLE.

A tobacco retailer's license is not transferable. If there is a change in location, a new tobacco retail license shall be issued for the new address upon receipt of an application for a change of location. The new license shall retain the same expiration date as the previous one.

9.30.150 SUSPENSION OF LICENSE.

A. A tobacco retailer's license may be suspended by the City Manager upon a finding, after notice and hearing, that a violation of this chapter, or any other applicable state or federal law governing the sale and distribution of tobacco, has occurred at the licensee's business premises.

B. The City Manager may suspend the licensee's license to sell tobacco products for up to sixty days the first time the City Manager makes a finding of violation. The second time the City Manager makes a finding of violation, within twelve months of the first violation, the licensee's license may be suspended for up to one hundred twenty days. The third time the City Manager makes a finding of violation, within twelve months of the first violation, the licensee's license may be suspended for up to one year.

C. Any suspension of a tobacco retailer's license may be appealed to the City Council within ten days of receipt of the city manager's decision to suspend the license. Such appeal shall be in writing and must be accompanied by payment of the applicable appeal fee specified in the master fee schedule.

9.30.160 ADMINISTRATIVE FINE.

A. If the City Manager finds, after notice and hearing, that a person required to have a tobacco retailer's license is selling or offering tobacco products for sale without a license, that person may be subject to an administrative fine of up to one hundred dollars for a first violation,

up to two hundred dollars for a second violation within one year, and up to five hundred dollars for the third and subsequent violation within one year.

B. Each day that tobacco products are offered for sale without a license by a tobacco retailer required to have a license, shall constitute a separate violation. A finding of “offering for sale” shall be made if tobacco products are actually sold or displayed in the retail establishment.

C. Notice of the city manager's intention to impose a fine shall be served on the tobacco retailer or the person who is the owner of the establishment, by certified mail. The notice shall contain an advisement of the right to request a hearing before the City Manager to contest the imposition of the fine. Such hearing must be requested within ten days of the date of the notice of the fine.

D. Any fine imposed by the City Manager may be appealed to the City Council within ten days of the decision of the City Manager. The appeal must be in writing and must be accompanied by the appeal fee as specified in the city's fee schedule.

9.30.170 DISCLAIMERS.

By prohibiting the advertising or promotion of tobacco products in outdoor or publicly visible locations, prohibiting the distribution of tobacco related promotional items and self-service displays of tobacco products, the city is only protecting the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for which it may be liable in money damages to any person who claims that such breach proximately caused injury.

3321850.1

Return to Agenda

CITY COUNCIL REPORT

10A

DATE: SEPTEMBER 3, 2019

TO: MAYOR AND COUNCIL MEMBERS

FROM: MICHELLE FITZER, CITY MANAGER

SUBJECT: REVIEW AND CONSIDERATION OF A LETTER REGARDING FEDERAL IMMIGRATION DETENTION FACILITIES PREPARED BY COUNCIL MEMBER TAVE

RECOMMENDATION

It is recommended that the Council review and consider a letter regarding Federal immigration detention facilities prepared by Council member Tave.

BACKGROUND

At the July 16, 2019, meeting Council member Tave requested for a second time that the Council consider sending a letter to Federal representatives regarding the treatment of immigrants at detention centers along the US-Mexico border. A majority of the Council agreed to have a future agenda item on September 3rd to review and consider a letter. Council member Tave provided a letter that he had drafted for the Council to consider. It is included as Attachment A.

REVIEW AND ANALYSIS

None – this item is simply being brought forward for Council consideration.

FISCAL IMPACT

None.

ATTACHMENTS

A – Draft Letter Prepared by Council Member Tave

ATTACHMENT A

Acting Director Ken Cuccinelli,
Acting Commissioner John P. Sanders,
US Citizenship and Immigration Services

My name is Anthony Tave and I serve as a Pinole City Councilmember.

As a citizen, father, and elected official, I am sharing my concerns on behalf of my constituents regarding the inhumane conditions at the immigrant detention camps along our nation's southern border.

After viewing the way that our country has been treating men, women and children as criminals who are seeking refuge from persecution in their country of origin, I want to add my voice to protest the inhumane conditions that these families are being subjected to. The separation of children from their families and putting them in cages is an outrage of our values as Americans. It is not who we are as a nation. As a freshman councilman, I understand that this issue divides the country, specifically because many believe these immigrants have tried to enter the country illegally. Many are fleeing their country of origin seeking safe harbor, at great risk to themselves and their families, and America, has always stood apart from other nations in our willingness to provide hope and prosperity to the many in oppressed situations.

I speak on behalf of the vulnerable citizens in my community as well as for myself. I ask that you consider redirecting resources to partner with Mexico to develop a more dignified and equitable solution to providing aid to these migrants. Let's put an end to the senseless and inhumane treatment of people simply seeking a better life in America. Several times our country has extended paths to citizenship for migrants and we have managed to honor them and their struggle to travel to our country. I ask that we learn from our history and denounce the southern border detention camps. The deplorable conditions at these centers and the inhumane treatment of children, women and men, stain our nation's honor. Let's not revert back to World War 2 era solutions, solutions that have failed our nation in the past.

I want to make it clear that I am writing this letter in hopes that you reconsider our country's actions and work to restore our citizens' faith in our country's values.

Our values are what matter and should be at the forefront of everything we do.

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CITY COUNCIL REPORT

10B

DATE: SEPTEMBER 3, 2019

TO: MAYOR AND COUNCIL MEMBERS

FROM: ANDREA MILLER, FINANCE DIRECTOR
TAMARA MILLER, DEVELOPMENT SERVICES DIRECTOR/ CITY ENGINEER

SUBJECT: APPROVE THE CITY OF PINOLE FISCAL YEAR (FY) 2019-20 THROUGH 2023-24 FIVE-YEAR CAPITAL IMPROVEMENT PLAN AND ADOPT THE FY 2019-20 CAPITAL BUDGET

RECOMMENDATION

It is recommended that the Council approve the Fiscal Year (FY) 2019-20 through 2023-24 Five-Year Capital Improvement Plan and Adopt the FY 2019-20 Capital Budget.

BACKGROUND

As provided by Section 2.04.150 of Title 2 of the Pinole Municipal Code, the City Manager has compiled budget recommendations for City capital projects for the next five (5) fiscal years. The Capital Improvement Plan (CIP) is reviewed and updated annually for capital projects and programs that support City goals and objectives. Capital improvement projects usually result in a permanent addition to the City's assets, including the design, construction, or purchase of land, buildings, or facilities, or major renovations of the same. The Proposed FY 2019-20 through 2023-24 Five-Year Capital Improvement Plan is comprised of projects that fall into the following broad categories:

- Facility Maintenance
- Parks
- Sewer Collection
- Sewer Treatment
- Stormwater
- Streets and Roadways

REVIEW AND ANALYSIS

The Proposed FY 2019-20 through 2023-24 Five-Year Capital Improvement Plan was reviewed by the Finance Subcommittee at their August 21, 2019 meeting, and by the Planning Commission at their August 26, 2019 meeting.

At the August 21st Finance Subcommittee meeting, it was recommended to add funding for the following projects:

- Fowler House Lot Reuse - $200,000
- Pinole Valley Park Soccer Field Rehabilitation - $200,000
- Fernandez Park Baseball Field Rehabilitation - $200,0000

Funding for these projects would need to come from Measure S 2014 fund balance.

Capital Improvement Plan Funding

The Capital Improvement Plan is funded primarily with funds restricted for specific purposes. Listed below are various funding sources and their restrictions:

Funding Source	Description
Measure S 2014 Fund - 106	Accounts for 2014 voter-approved half-cent Local Use Tax which levies 0.5% each on all merchandise. Although these are unrestricted General Fund revenues, the 2014 Use Taxes have been allocated by the City Council to fund Infrastructure Projects as their highest funding priority.
Gas Tax Fund - 200	Accounts for the Highway Users Tax (HUTA) State imposed excise taxes on gasoline and diesel fuel sales within the City limits. Gas Tax funds are restricted for use in the construction, improvement and maintenance of public streets.
Measure J Fund - 215	Accounts for special override sales tax revenues collected by Contra Costa Transportation Authority (CCTA) and reapportioned to cities for local street projects.
Parkland Dedication – 275	Accounts for impact fees received from developers paid under the Quimby Act. These funds are disbursed for approved park projects.
Growth Impact Fees - 276	Accounts for impact fees received from building activities and used to offset costs associated with City growth.
City Street Improvements - 325	Accounts for funds set aside by the City of Pinole to fund street improvement projects.
Park Grants - 327	Accounts for funds received from a federal bond for park projects.

Funding Source	Description
Arterial Street Rehabilitation -377	Accounts for funds set aside by the City of Pinole to fund arterial street rehabilitation projects.
Sewer Enterprise Fund - 500	Accounts for fees charged to residents and businesses for sewer utilities. Fees are used to operate the Pinole-Hercules Water Pollution Control Plant which services the Pinole and Hercules areas.
Sewer Plant Expansion Fund - 503	Accounts for fees charged to residents and businesses for sewer utilities set aside specifically for plant upgrades.

FY 2018-19 Completed Projects

Due to the amount of time required for the WPCP Upgrade Project and various development projects, numerous priority assignments on the list of completed projects are constrained again this year. The completed projects include:

- 2548 Charles Ave. (Fowler House) Demolition and Remove Asbestos
- Replaced lighting at Louis Frances Park
- Installed Trash Capture Devices – New Area
- Purchased New Street Sweeper - Street Sweeping Schedule is available on City's website at: https://www.ci.pinole.ca.us/city_government/public_works/streets_and_roads/street_sweeping_schedule
- Tree Maintenance and Removal (Various Locations)
- Water Pollution Control Plant Upgrade (Substantial completion September 2019)
- Public Safety HVAC Repair
- Miscellaneous Roadway Repair (Various Locations)
- Sidewalk Maintenance (Various Locations)
- Sign Replacement (Various Locations)

Prior Year Projects Carried Forward

As noted above, Fiscal Year 2018-19 activities were primarily focused on the $54 million Water Pollution Control Plant Upgrade Project, which is now anticipated to be substantially completed by September 2019. In addition, the following projects were planned for FY 2018-19 and are either partially completed, or were not initiated, and are recommended for action in FY 2019-20.

- Replace HVAC and portion of Roof at Senior Center $110,000
- Rehabilitation of Play Fields at Fernandez Park $40,000
- Replace Chips with Rubber Matting at select parks $50,000
- Restrooms in Fernandez Park (in progress) $333,603

- Senior Center Parking Lot Maintenance (now complete) $67,196
- Hazel Street Pump Station Rehabilitation $1,200,000
- Inflow and Infiltration Monitoring Program $60,000
- Inflow and Infiltration Rehabilitation Program: Basin 3.1 $350,000
- Rodeo Outfall $242,342
- Storm Drainage Master Plan – Carried forward over three years $25,000
- Pavement Maintenance and Rehab Program (in progress) $2,079,959
- San Pablo Avenue Pedestrian Bridge – Engineering/Design $999,753
- Sharrow Pavement Markings $19,000

Prior Year Projects Deferred Until FY 2020-21

- Citywide Roof repairs and Replacement $272,000
- Paint City Hall (inside and out) $70,000
- Pinole Valley Road Underground District $5,750

New Projects

The Capital Improvement Plan includes funding for a previously unfunded project, Replace HVAC at City Hall, in the amount of $120,000. In addition, $695,000 in funding for three other new projects listed below is included in the FY 2019-20 capital budget for a total of. Finally, funding of $600,000 for the projects recommended by the Finance Subcommittee is also included. That brings the total for new projects to $1,415,000.

- Replace HVAC at City Hall – Previously unfunded $120,000
- Fowler House Reuse $200,000
- Pinole Valley Park Soccer Field Rehabilitation $200,000
- Fernandez Park Baseball Field Rehabilitation $200,000
- Hazel Street Drainage Improvements $200,000
- City Street Paving Equipment $395,000
- Pedestrian Improvements at Tennent – Engineering & Planning $100,000

The following projects are included which do not have an identified funding source:

- Prepare a Park Master Plan $55,000
- Uniform Park Signage $35,000
- Roble Road Drainage Improvements $200,000
- Hazel Street Gap Closure – Partially funded in FY2019-20 $18,500

Detailed project description sheets for projects that exceed $100,000, and those of specific community interest, are included within the Capital Improvement Plan. Projects that include a project description sheet are highlighted in green.

FISCAL IMPACT

The Proposed FY 2019-20 through 2023-24 Five-Year Capital Improvement Plan includes $18.1 million in identified projects of which, $308,500 are listed as unfunded. Staff is requesting Council to adopt budget appropriations for the first year of the Plan which constitutes the Proposed FY 2019-20 CIP Budget in the amount of $9,296,317. This amount includes $1.250 million for the Water Pollution Control Plant expansion project, which is near completion.

SOURCES BY FUND	FY 2019-20 Revenue	FY 2019-20 Request	Use of Fund Balance
Measure S 2014 - 106	192,000	1,497,799	1,305,799
Gas Tax - 200	100,000	837,118	737,118
Measure J - 215	120,000	209,650	89,650
Parkland Dedication - 275	-	15,509	15,509
Growth Impact Fees – 276	-	39,500	39,500
City Street Improvements - 325	100,000	1,928,889	1,828,889
Park Grants - 327	-	24,491	24,491
Arterial Street Rehab - 377	250,000	1,141,019	891,019
Sewer Enterprise - 500	942,342	2,352,342	1,410,000
Sewer Plant Expansion - 503	1,250,000	1,250,000	-
Sources Total	2,954,342	9,296,317	6,341,975

There is sufficient Fund Balance in each of these sources to cover the requests. If approved as proposed, the CIP will necessitate an amendment to the Measure S 2014 5-Year Plan previously adopted. If needed, Staff will bring forward an agenda item on September 17th.

Years two through five of the Plan will be used to forecast funding needs. Staff will provide Council with updated CIP budgets for each future Plan year during the appropriate fiscal year.

ATTACHMENTS

A – FY 2019-20 through 2023-24 Five-Year Capital Improvement Plan

B – Resolution Approving the FY 2019-20 through 2023-24 Five-Year Capital Improvement Plan and Adopting the FY 2019-20 Capital Budget

C – CIP PowerPoint Presentation

CAPITAL IMPROVEMENT PLAN

Mission

The Capital Improvement Plan (CIP) sets the schedule within which public improvements are proposed to be undertaken. The five-year schedule represents estimated future capital needs that may be funded given projected revenue estimates. The CIP is reviewed and revised annually. Capital expenditures that are expected to have matching revenue are included in the Annual Operating Budget that is presented to the City Council as part of the annual budget process in June.

Program Description

A Capital Improvement Plan is a major public infrastructure and planning tool for municipalities. The CIP is a statement of the City's policies and financial abilities to manage the physical development of the community. The development of a five-year CIP provides a systematic plan for providing infrastructure improvements within a prioritized framework.

Capital Projects completed:

- 2548 Charles Ave. (Fowler House) Demolition and Remove Asbestos
- Replaced lighting at Louis Frances Park
- Installed Trash Capture Devices – New Area
- Purchased New Street Sweeper
- Tree Maintenance and Removal (Various Locations)
- Water Pollution Control Plant Upgrade (Substantial completion September 2019)
- Public Safety HVAC Repair
- Miscellaneous Roadway Repair (Various Locations)
- Sidewalk Maintenance (Various Locations)
- Sign Replacement (Various Locations)

Key Objectives

Facility Maintenance: Replace HVAC at City Hall and Senior Center

- Funding: Measure S 2014

Parks: Replace Restrooms in Fernandez Park

- Funding: Measure S 2014

Sewer Collection: Sewer Pump Station Rehabilitation

- Funding: Sewer Enterprise fund

Sewer Treatment: Upgrades to Wastewater Treatment Plant

- Funding: Sewer Plant Expansion fund

Streets and Roadways: Residential Slurry Seal and Rehabilitation Program

- Funding: Gas Tax/Road Maintenance and Rehabilitation/SB1 funds

Streets and Roadways: Pavement Maintenance and Rehabilitation Program

- Funding: City Street Improvements and Arterial Street Rehabilitation funds

City of Pinole
Propsed FY 2019-20 through 2023-24
Five-Year Capital Improvement Plan

SOURCES BY FUND	FY 2019-20	FY 2020-21	FY 2021-22	FY 2022-23	FY 2023-24	5-Year Total
Measure S 2014 - 106	1,497,799	517,000	315,000	150,000	150,000	$ 2,479,799
Gas Tax - 200	837,118	370,850	315,100	315,100	315,100	$ 1,838,168
Measure J - 215	209,650	810,103	-	-	-	$ 1,019,753
Parkland Dedication - 275	15,509	-	-	-	-	$ 15,509
Growth Impact Fees - 276	39,500	-	-	-	-	$ 39,500
City Street Improvements - 325	1,928,889	1,968,897	250,000	250,000	250,000	$ 4,397,786
Park Grants - 327	24,491	-	-	-	-	$ 24,491
2014 Arterial Street Rehab - 377	1,141,019	250,000	250,000	250,000	250,000	$ 1,891,019
Sewer Enterprise - 500	2,352,342	550,000	350,000	350,000	350,000	$ 3,602,342
Sewer Plant Expansion - 503	1,250,000	-	-	-	-	$ 1,250,000
Sources Total	**9,296,317**	**4,466,850**	**1,480,100**	**1,315,100**	**1,315,100**	**$ 16,558,367**
Unfunded Total	**18,500**	**200,000**	**$90,000**	**-**	**-**	**$ 308,500**
Total Sources Required	**$ 9,314,817**	**$ 4,666,850**	**$ 1,570,100**	**$ 1,315,100**	**$ 1,315,100**	**$ 18,181,967**

5-Year Total

PRJ #	USES BY PROJECT	FY 2019-20	FY 2020-21	FY 2021-22	FY 2022-23	FY 2023-24	Budget Unit	Account #	Funding Source
FA1702	Citywide Roof repairs and replacement		$272,000	$140,000			Facilities	106-343-47201	Measure S 2014
FA1703	Paint City Hall (Inside and Outside)		$70,000				Facilities	106-343-47201	Measure S 2014
FA1706	Replace HVAC and a portion of roof at Senior Center	$110,000					Facilities	106-343-47201	Measure S 2014
FA1801	Replace HVAC at City Hall	$120,000					Facilities	106-343-47201	Measure S 2014
FA1901	Fowler House Lot Reuse	$200,000					Facilities	106-343-47201	Measure S 2014
PA1704	Prepare a Park Master Plan			$55,000			Parks		Unfunded
PA1705	Rehabilitation of Play Fields at Fernandez Park	$40,000					Parks	275-345-47203 $15,509 327-345-47203 $24,491	Park Impact/Grants
PA1706	Replace Chips with Rubber Matting at select park locations	$50,000					Parks	106-345-47203	Measure S 2014
PA1708	Restrooms in Fernandez Park	$333,603					Parks	106-345-47203	Measure S 2014

ATTACHMENT A

City of Pinole
Propsed FY 2019-20 through 2023-24
Five-Year Capital Improvement Plan

PRJ #	USES BY PROJECT	FY 2019-20	FY 2020-21	FY 2021-22	FY 2022-23	FY 2023-24	Budget Unit	Account #	Funding Source
PA1709	Senior Center Parking Lot Pavement Maintenance	$67,196					Parks	106-345-47203	Measure S 2014
PA1710	Uniform Park Signage			$35,000			Parks		Unfunded
PA1901	Pinole Valley Park Soccer Field Rehabilitation	$200,000					Parks	106-345-47203	Measure S 2014
PA1902	Fernandez Park Baseball Field Rehabilitation	$200,000					Parks	106-345-47203	Measure S 2014
SS1702	Sewer Pump Station Rehabilitation	$1,000,000	$200,000				Sewer Collection	500-642-47201	Sewer Enterprise
SS1703	Inflow and Infiltration Rehabilitation Program	$60,000					Sewer Collection	500-642-47201	Sewer Enterprise
SS1704	Inflow and Infiltration Rehabilitation Program; Basin 3.1	$350,000					Sewer Collection	500-642-47201	Sewer Enterprise
SS1705	Inflow and Infiltration Rehabilitation Program; Basin 5.2 and 6.5	$350,000					Sewer Collection	500-642-47201	Sewer Enterprise
SS1707	Upgrades to Wastewater Treatment Plant	$1,250,000					Sewer Treatment	503-643-47201	Sewer Expansion
SS1801	Inflow and Infiltration Rehabilitation Project	$350,000	$350,000	$350,000	$350,000	$350,000	Sewer Collection	500-642-47201	Sewer Enterprise
SS1802	Rodeo Outfall Project	$242,342					Sewer Treatment	500-641-47201	Sewer Enterprise
SW1702	Annual Stormwater Collection System Rehabilitation	$0	$0	$150,000	$150,000	$150,000	Stormwater	106-344-47206	Measure S 2014
SW1901	Hazel Street Drainange Improvements	$200,000					Stormwater	106-344-47206 $192,000 276-344-47206 $8,000	Measure S 2014/ Impact Fees
SW2001	Roble Road Drainage Improvements	$0	$200,000	$0	$0	$0	Stormwater	276-344-47206	Impact Fees/ Unfunded
SW2002	Adobe Road Repair and Drainage Improvements	$0	$150,000	$0	$0	$0	Stormwater	106-344-47206	Measure S 2014
SW1703	Storm Drainage Master Plan	$25,000	$25,000	$25,000			Stormwater	106-344-42101	Measure S 2014
RO1707	Pavement Maintenance and Rehabilitation Program	$2,432,923	$815,100	$815,100	$815,100	$815,100	Roads	325-342-47205 $899,786 377-342-47205 $796,019 200-342-47205 $737,118	City Street Improv Arterial Rehab Gas Tax-RMRA
RO1708	Pinole Valley Road Improvements	$50,000	$50,000				Roads	200-342-47205	Gas Tax
RO1709	Pinole Valley Road Underground District		$5,750				Roads	200-342-47205	Gas Tax

ATTACHMENT A

City of Pinole
Propsed FY 2019-20 through 2023-24
Five-Year Capital Improvement Plan

PRJ #	USES BY PROJECT	FY 2019-20	FY 2020-21	FY 2021-22	FY 2022-23	FY 2023-24	Budget Unit	Account #	Funding Source
RO1710	San Pablo Avenue Bridge over BNSF Railroad **	$999,753	$1,867,000				Roads	215-342-47205 $70,650 325-342-47205 $929,103	Measure J/CCTA TLC & State Funding
RO1713	Sharrow Pavement Markings	$19,000					Roads	215-342-47205	Measure J
RO1714	HAWK at Appian Way and Marlesta	$120,000					Roads	215-342-47205	Measure J/CCTA TLC Grant
RO1801	San Pablo Avenue Rehabilitation		$662,000				Roads	325-342-47205 $76,000 215-342-47205 $586,000	Measure J/CCTA OBAG 2 Grant
RO1802	Hazel Street Gap Closure (Sunnyview)	$50,000					Roads	276-344-47205 $31,500 Unfunded $18,500	Impact Fees Unfunded
RO1901	City Street Paving Equipment	$395,000					Roads	377-342-47205 $345,000 200-342-47205 $50,000	City Street Improv Gas Tax - RMRA
RO1902	Pedestrian Improvements at Tennent (Enginnering and planning Only) - Bay Trail Gap	$100,000					Roads	325-342-47205	WCCTAC STMP Fees Grant - Pending
	Uses by Project Total	**$9,314,817**	**$4,666,850**	**$1,570,100**	**$1,315,100**	**$1,315,100**	**$18,181,968**	**5-Year Total**	

LEGEND:

- Items highlighted in blue are unfunded projects.
- Project numbers highlighted in green indicate a project description sheet is provided.
- Items highlighted in orange indicate a project is carried over from prior fiscal year.
- Items highlighted in purple are new projects, or new funding allocations in FY 2019-20.
- Project numbers: **FA** = Facilities; **PA** = Parks; **SS** = Sanitary Sewer; **SW** = Storm Water; **RO** = Roads.

**Caltrans funded total project cost is $16.8 million and extends beyond the proposed Plan years.

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Citywide Roof Repairs and Replacement

Description: Roof Repair and Replacement on Building identified by inspection.

Justification: The City hires contract services to repair and/or replace roofs on City Facilities. A comprehensive inspection was performed on all facilities in early 2015. The inspection identified several of the roofs needed to be replaced by the end of FY 2020-21.

Project Number: FA1702

Projected Timing:

Estimated Start Date:	July 2020
Estimated End Date:	June 2022

Total Estimated Cost:

Planning and Design:	
Engineering and Administrative:	
Construction:	$412,000
Equipment:	
Contingency:	
Total:	**$ 412,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106	-	-	$272,000	$140,000	-	-
	-	-	-	-	-	-
Total	**-**	**-**	**$272,000**	**$140,000**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Fowler House Lot Reuse

Description: Determine reuse of the former Fowler House lot..

Justification: Repurpose the former Fowler House lot for additional parking or recreation.

Project Number: FA1901

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:	
Engineering and Administrative:	
Construction:	$200,000
Equipment:	
Contingency:	
Total:	**$ 200,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106	-	$200,000	-	-	-	-
	-	-	-	-	-	-
Total	**-**	**$200,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Restrooms in Fernandez Park

Description: Replace Restrooms in Fernandez Park

Justification: The existing restroom is beyond its useful life. It has been rehabilitated several times. Currently, the concrete flooring and block walls can no longer be kept clean and odor free. New restroom facilities will provide better accessibility for all park users.

Project Number: PA1708

Projected Timing:

Estimated Start Date:	June 2018
Estimated End Date:	December 2019

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	24,205
Construction:	$	318,603
Equipment:	$	-
Contingency:	$	15,000
Total:	**$**	**357,808**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106	24,205	$333,603	-	-	-	-
Total	**24,205**	**$333,603**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Pinole Valley Park Soccer Field Rehabilitation

Description: Rehabilitate Pinole Valley Park soccer field.

Justification: Soccer fields are a high use area of the Pinole Park system and warrant routine rehabilitation to enhance play.

Project Number: PA1901

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	-
Construction:	$	200,000
Equipment:	$	-
Contingency:	$	-
Total:	**$**	**200,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106	-	200,000	-	-	-	-
Total	**-**	**200,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Fernandez Park Baseball Field Rehabilitation

Description: Rehabilitate Fernandez Park baseball field.

Justification: Baseball fields are a high use area of the Pinole Park system and warrant routine rehabilitation to enhance play.

Project Number: PA1902

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	-
Construction:	$	200,000
Equipment:	$	-
Contingency:	$	-
Total:	**$**	**200,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106	-	200,000	-	-	-	-
Total	**-**	**200,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Prepare Park Master Plan

Description: A master plan for parks will aid the City in developing a strategic approach to park maintenance and operation.

Justification: Master planning allows the City to quantify and qualify the existing park system, identify deficiencies, develop financial analysis of the cost to maintain, operate, and if opportunity arises, expand the park system. Master planning serves can support the City in providing a platform for responding strategically to grants and other opportunities.

Project Number: PA1704

Projected Timing:

Estimated Start Date: July 2021
Estimated End Date: June 2022

Total Estimated Cost:

Planning and Design:	$ 55,000
Engineering and Administrative:	
Construction:	
Equipment:	
Contingency:	
Total:	**$ 55,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Unfunded	-	-	-	$55,000	-	-
Total	**-**	**-**	**-**	**$55,000**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Uniform Park Signage

Description: Develop a uniform signage approach to all parks including linear parks. Upgrade signs throughout park

Justification: Signage throughout the park system has evolved over time to a patchwork of effective by plain and sometimes aging signage. Recent activities in the area of Pinole Creek has illustrated that signage is a desirable component of the park system. Friends of Pinole Creek has expressed a desire for very artistic signage. A unified approach is also

Project Number: PA1710

Projected Timing:

Estimated Start Date:	July 2021
Estimated End Date:	June 2022

Total Estimated Cost:

Planning and Design:	
Engineering and Administrative:	
Construction:	$ 35,000
Equipment:	
Contingency:	
Total:	**$ 35,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Unfunded	-	-	-	$35,000	-	-
Total	**-**	**-**	**-**	**$35,000**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Sewer Pump Station Rehabilitation

Description: Perform an overall assessment of the two sewer pump stations. Address issues identified by the assessment including improvements to the structure and controls at Hazel Street to facilitate construction on a through road.

Justification: Both the existing pump stations have reached the end of their useful life and need to be rehabilitated.

Project Number: SS1702

Projected Timing:

Estimated Start Date:	October 2018
Estimated End Date:	August 2020

Total Estimated Cost:

Planning and Design:	$	22,500
Engineering/Administrative:	$	150,000
Construction:	$	884,000
Equipment:	$	-
Contingency:	$	143,500
Total:	**$**	**1,200,000**

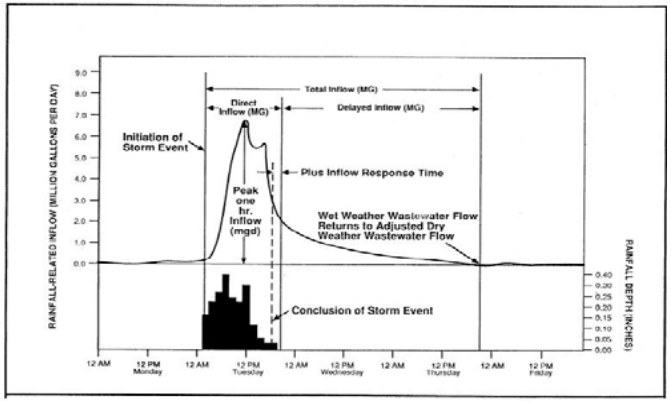
Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Sewer Enterprise Fund- 500	-	$1,000,000	$200,000	-	-	-
		-				
Total	**-**	**$1,000,000**	**$200,000**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Inflow and Infiltration Monitoring Program

Description: Additional focused monitoring and testing of the sewer collection system to refine work efforts.



Justification: The August 2015 I/I Study recommended that monitoring during storm events be conducted to pinpoint projects for focused improvement to mitigate storm water inflow.

Project Number: SS1703

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:	$	60,000
Engineering and Administrative:	$	-
Construction:	$	-
Equipment:	$	-
Contingency:	$	-
Total:	**$**	**60,000**

Funding Source:

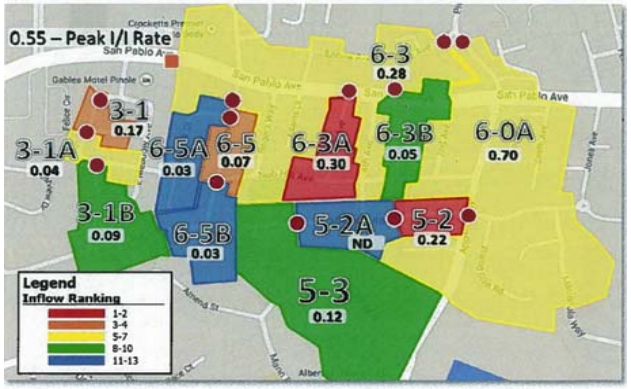
	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Sewer Enterprise Fund- 500	-	$60,000	-	-	-	-
Total	**-**	**$60,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Inflow and Infiltration Rehabilitation Program; Basin 3.1

Description: Improvements to the collection system, Target location Basin 3.1, to reduce inflow and infiltration (I/I).

Justification: Pinole has fairly high I/I rates within the sewer collection system resulting from storm water inflow and infiltration. Targeted improvements to the wastewater collection system can reduce treatment cost and free capacity for expanded uses. Studies have already targeted several areas of the collection system that warrant improvements.



Project Number: SS1704

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	30,000
Construction:	$	300,000
Equipment:	$	-
Contingency:	$	20,000
Total:	**$**	**350,000**

Funding Source:

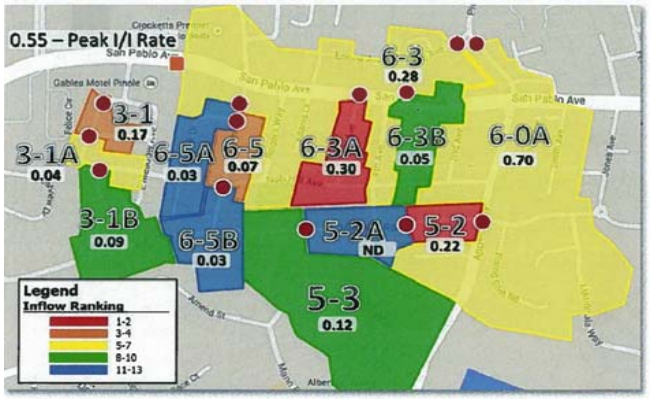
	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Sewer Enterprise Fund- 500	-	$350,000	-	-	-	-
Total	**-**	**$350,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Inflow and Infiltration Rehabilitation Program; Basin 5.2 and 6.5

Description: Improvements to the collection system, Basin 5.2 and 6.5 to reduce storm water inflow.

Justification: Pinole has fairly high inflow rates within the sewer collection system resulting from storm water inflow. Targeted improvements to the wastewater collection system can reduce treatment cost and free capacity for expanded uses. Studies have already targeted several areas of the collection system that warrant improvements.



Project Number: SS1705

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	30,000
Construction:	$	300,000
Equipment:	$	-
Contingency:	$	20,000
Total:	**$**	**350,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Sewer Enterprise Fund- 500	-	$350,000	-	-	-	-
Total	**-**	**$350,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Pinole-Hercules Water Pollution Control Plant Upgrade

Description: Complete upgrade to the Pinole Hercules Water Pollution Control Plant.

Justification: The upgrade is necessary for operational improvements and permit compliance.

Project Number: SS1707

Projected Timing:

Estimated Start Date:	May 2016
Estimated End Date:	December 2019

Total Estimated Cost: *

Planning and Design:	$	2,851,789
Engr/Admin:	$	5,005,211
Construction:	$	43,143,000
Equipment:	$	-
Contingency:	$	3,500,000
Total:	**$**	**54,500,000**

*** 100 % of Project Cost shown, split equally with the City of Hercules**

Funding Source:

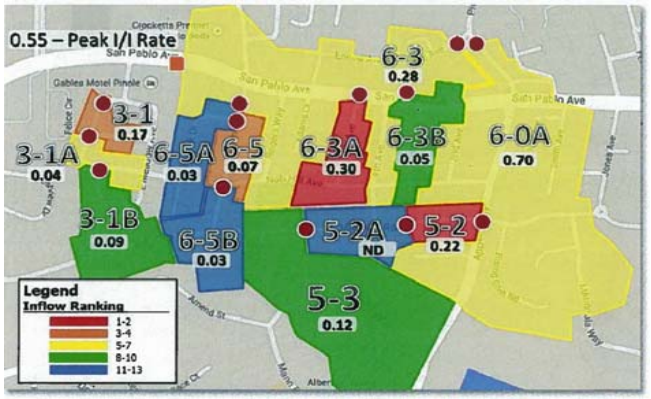
	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Sewer Plant Expansion - 503	$26,665,191	$1,250,000	-	-	-	-
*** 50 % Pinole portion only**						
Total	**$26,665,191**	**$1,250,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Inflow and Infiltration Rehabilitation Project - Unassigned

Description: Annual improvements to the collection system to reduce storm water inflow.

Justification: Pinole has fairly high inflow rates within the sewer collection system resulting from storm water inflow. Targeted improvements to the wastewater collection system are expected by the Regional Water Quality Control Board (RWQCB). Further study will aid prioritizing and targeting areas of the collection system that warrant improvements.



Project Number: SS1801

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	30,000
Construction:	$	300,000
Equipment:	$	-
Contingency:	$	20,000
Total:	**$**	**350,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Sewer Enterprise Fund- 500	-	$350,000	$350,000	$350,000	$350,000	$350,000
Total	**-**	**$350,000**	**$350,000**	**$350,000**	**$350,000**	**$350,000**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Rodeo Outfall Project

Description: Rodeo Sanitation District needs to replace the outfall value, clean the outfall diffusers, and restore the cathodic protection system.

Justification: Rodeo Sanitation operates and maintains a deep water outfall which is used by Pinole-Hercules WPCP. The outfall was recently inspected as required by the facility permit. The inspection report states this work is needed. There is a pre-established cost sharing agreement.

Project Number: SS1802

Projected Timing:

Estimated Start Date: July 2018
Estimated End Date: June 2020

Total Estimated Cost:

Planning and Design:	$	24,234
Engineering/Administrative:	$	-
Construction:	$	193,874
Equipment:	$	-
Contingency:	$	24,234
Total*:	**$**	**242,342**

*** Total cost is expected to be $318,000: Split as follows (Pinole/Hercules)/Rodeo - ($137,603/$104,739)/$75,659. Pinole will bill Hercules for their portion.**

Funding Source:

	Prior Actual	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed	FY 2024-25 Proposed
Sewer Enterprise Fund- 500	-	$242,342	-	-	-	-
	-	-	-	-	-	-
Total	**-**	**$242,342**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Annual Stormwater Collection System Rehabilitation

Description: Rehabilitate existing stormwater collection system components to perform to current standards.

Justification: The existing system requires ongoing maintenance and rehabilitation. In some cases, additional capacity is needed. Failures or losses within the system can lead to other maintenance issues such as eroding embankments, and weakened roadways.

Project Number: SW1702

Projected Timing:

Estimated Start Date:	Annual
Estimated End Date:	Ongoing

Total Estimated Cost:

Planning and Design:		
Engineering and Administrative:	$	45,000
Construction:	$	360,000
Equipment:		
Contingency:	$	45,000
Total:	**$**	**450,000**

Funding Source:

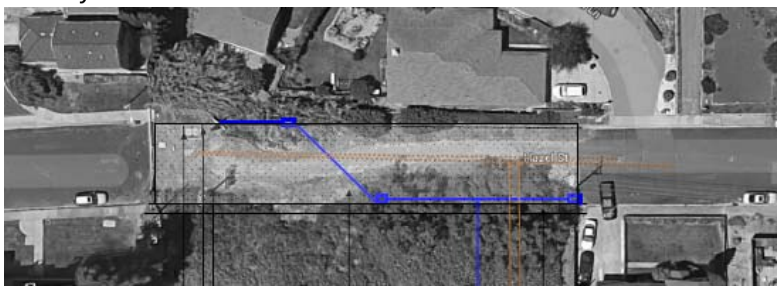
	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106		$0	$0	$150,000	$150,000	$150,000
Total	**-**	**$0**	**$0**	**$150,000**	**$150,000**	**$150,000**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Hazel Street Storm Drainage Improvements

Description: Convert existing stormwater collection open channel to underground pipe and add drainage

Justification: The existing system is an open trench and needs to be converted to an underground conveyance system to facilitate construction of a through road. Converting the system to underground also aids in compliance with the MSP4 by reducing the potential of contaminants including litter from entering the stormwater system.



Project Number: SW1901

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:		
Engineering and Administrative:	$	20,000
Construction:	$	160,000
Equipment:		
Contingency:	$	20,000
Total:	**$**	**200,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106	-	$192,000	-	-	-	-
Growth Impact Fees - 276	-	$8,000	-	-	-	-
Total	**-**	**$200,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Roble Road Storm Drainage Improvements

Description: Assess collection system at Roble and Encina for capacity and hydraulic profile and upgrade system as warranted.

Justification: The existing system appears to have capacity issues that warrant review and upgrade.

Project Number: SW2001

Projected Timing:

Estimated Start Date:	July 2020
Estimated End Date:	June 2021

Total Estimated Cost:

Planning and Design:		
Engineering and Administrative:	$	20,000
Construction:	$	160,000
Equipment:		
Contingency:	$	20,000
Total:	**$**	**200,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Growth Impact Fees - 276		-	$200,000	-	-	-
***Unfunded**						
Total	**-**	**-**	**$200,000**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Adobe Road Storm Drainage Improvements

Description: Install culvert. Regrade area and restore road surface.

Justification: Adobe Road experienced a failure due to drainage impacts. The drainage in the area needs to be controlled to allow the road to be rebuilt.

Project Number: SW2002

Projected Timing:

Estimated Start Date:	July 2020
Estimated End Date:	June 2021

Total Estimated Cost:

Planning and Design:		
Engineering and Administrative:	$	15,000
Construction:	$	120,000
Equipment:		
Contingency:	$	15,000
Total:	**$**	**150,000**

Funding Source:

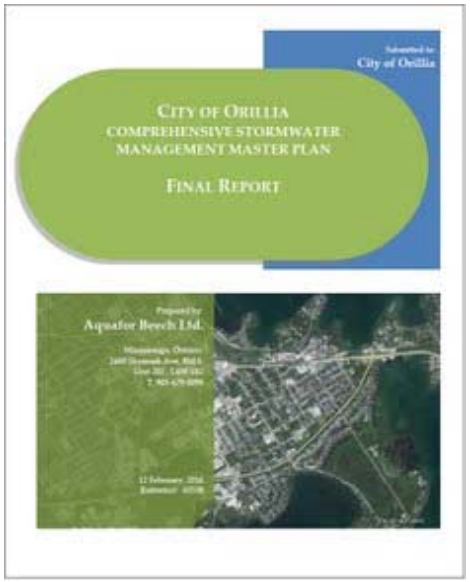
	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106	-	-	$150,000	-	-	-
Total	**-**	**-**	**$150,000**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Storm Drainage Master Plan

Description: Prepare a storm drainage master plan

Justification: Preparation of a storm drain master plan will provide an analysis of the existing collection system. The plan will indentify system deficiencies related to capacity, functionality, and permit compliance. The plan can serve to guide future budget allocations for improvements to the system.



Project Number: SW1703

Projected Timing:

Estimated Start Date:	July 2019
Estimated End Date:	June 2022

Total Estimated Cost:

Planning and Design:	$	75,000
Engineering and Administrative:	$	-
Construction:	$	-
Equipment:	$	-
Contingency:	$	-
Total:	**$**	**75,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Measure S 2014 - 106		$25,000	$25,000	$25,000		
Total	**-**	**$25,000**	**25,000**	**25,000**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Pavement Maintenance and Rehabilitation Program

Description: Routine Road Maintenance Program limited to funds

Justification: The Pavement Management Report completed March 2019 provides a Pavement Condition Index (PCI) for most roads within Pinole of 67. The Report helps identify roads, that because of their PCI, should receive pavement maintenance or rehabilitation with the intent of extending the useful life of the road. Funding availability is limited and insufficient to adequately maintain the PCI of the entire existing road system.

Project Number: RO1707

Projected Timing:

Estimated Start Date: Annual

Estimated End Date: Annual

2018-19 SB1 Projects:
Residential Slurry Seal - $136,328
Residential Rehabilitation - $200,100

2019-20 SB1 Projects:
Residential Slurry Seal - $125,000
Residential Rehabilitation - $201,719

2019-20 General Projects:
Pavement Maintenance and Rehabilitation - $1,769,776

Total Estimated Cost:

Planning and Design:	$	683,199
Engineering and Administrative:	$	170,800
Construction:	$	4,156,126
Equipment:	$	-
Contingency:	$	683,199
Total:	**$**	**5,693,323**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
City Street Improvements - 325 *	$39,095	$899,786	$250,000	$250,000	$250,000	$250,000
Arterial Street Rehab - 377 *	$1,302	$796,019	$250,000	$250,000	$250,000	$250,000
Gas Tax (RMRA/SB1 Funds) - 200 **	$1,408	$737,118	$315,100	$315,100	$315,100	$315,100
Total	**$41,804**	**$2,432,923**	**$815,100**	**$815,100**	**$815,100**	**$815,100**

* Original funding source is Measure S 2014

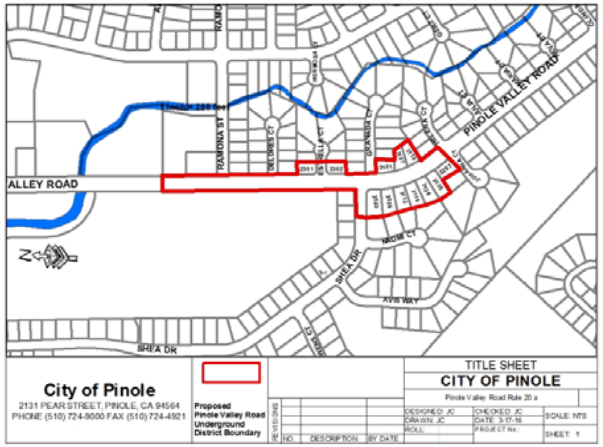
** RMRA/SB1 funding is estimated pending confirmation of actual sources available. Project size will be adjusted to match funding available.

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Pinole Valley Road Underground District

Description: Undergrounding utilities on Pinole Valley Road to complement the Pinole Valley High School Project.

Justification: The underground district will allow the City of Pinole to use Rule 20A credits, funds paid by PG&E to the PUC, to underground overhead utilitiy lines. As part of the underground project, the City will need to add a streetlight that must be funded outside the Rule20A program. The project will be coordinated



Project Number: RO1709

Projected Timing:

Estimated Start Date:	2017
Estimated End Date:	2020

Total Estimated Cost:

Planning and Design:	$	11,022
Engineering and Administrative:	$	130,000
Utility Construction:	$	1,300,000
Equipment:	$	-
Contingency:	$	130,000
Total:	**$**	**1,571,022**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Rule 20A Credits	-	-	$1,560,000	-	-	-
Gas Tax - 200	-	-	$5,750	-	-	-
Measure J - 215	$315,552	-	-	-	-	-
Total	**$315,552**	**-**	**$1,565,750**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Pinole Valley Road Improvements

Description: Improvements on Pinole Valley Road at completion of Pinole Valley High School construction.

Justification: As part of the high school construction project WCCUSD will provide road improvements along the school frontage. Improvements to Pinole Valley Road - from Shea to Granada - will extend the useful life of the pavement. The existing pavement score is high in this area, so a slurry seal would be the recommended treatment.

Project Number: RO1708

Projected Timing:

Estimated Start Date:	2020
Estimated End Date:	2020

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	5,000
Construction:	$	87,000
Equipment:	$	-
Contingency:	$	8,000
Total:	**$**	**100,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Gas Tax - 200	-	$50,000	$50,000	-	-	-
Total	**-**	**$50,000**	**$50,000**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: San Pablo Avenue Bridge over BNSF Railroad

Description: Replace San Pablo Avenue Bridge (Bridge # 28C0062)

Justification: The San Pablo Avenue Bridge is an integral part of the area's transportation system. The age of the bridge and the condition assessment support replacement. Further, the existing bridge does not meet the current standards for pedestrian access. Caltrans has placed the Bridge in their funding plan and programmed $879,103 in funding for 88.5% of the design and environmental cost. The estimated cost for the bridge replacement has increased to $37,775,600. We have reapplied for additional funding and are awaiting a revised budget allocation of 88.5% of the overall cost. This project is partially funded by the CCTA TLC Program.

Project Number: RO1710

Projected Timing:

Estimated Start Date:	2017
Estimated End Date:	Beyond 5 year term

Total Estimated Cost:

Planning and Design:	$ 2,522,000
EDC and Administrative:	$ 3,766,350
Construction:	$ 25,110,000
R/W	$ 100,000
Contingency:	$ 6,277,250
Total:	**$ 37,775,600**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-2021 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed	Beyond Proposed
City Street Improvements - 325 *	$ 43,247	$ 50,000	-	-	-	-	$407,000
State Contribution	-	$ 879,103	$ 1,642,897	-	-	-	$30,889,853
Measure J (TLC) - 215 *	-	$ 70,650	$ 224,103	-	-	-	$93,247
Other (funding shortfall)	-	-	-	-	-	-	$6,385,500
Total	**$43,247**	**$999,753**	**$1,867,000**	**-**	**-**	**-**	**$37,775,600**

* Funding in the amount of $388,000 is expected from the CCTA TLC Program.

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: HAWK at Appian and Marlesta

Description: Install a **H**igh-Intensity **A**ctivated Cross **W**al**k** (HAWK) Beacon

Justification: The intersection of Appian and Marlesta experiences high traffic volumes that can be hazardous for pedestrians. As a result, a HAWK, or High Intensity Activated Cross Walk Beacon , will increase pedestrian visibility and safety. This project is partially funded by the CCTA TLC Program.

Project Number: RO1714

Projected Timing:

Estimated Start Date:	2017
Estimated End Date:	June 2020

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	15,600
Construction:	$	109,000
Equipment:	$	-
Contingency:		
Total:	**$**	**124,600**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-2021 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
City Street Improvements - 325 *	$ 4,600	-	-	-	-	-
Measure J (TLC) - 215 *	-	$ 120,000	-	-	-	-
Total	**$ 4,600**	**$ 120,000**	**-**	**-**	**-**	**-**

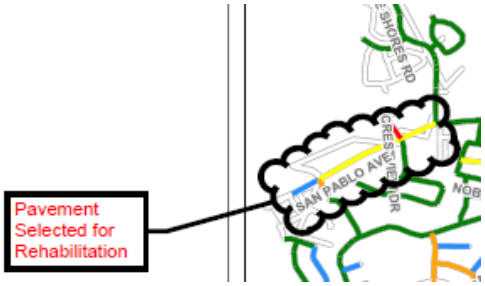
* Funded $120,000 by the CCTA TLC Program.

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: San Pablo Avenue Rehabilitation

Description: Cold mill 2 1/2 inches of asphalt concrete pavement and replace with new HMA, reconstruct ~12 curb ramps, replaced damaged sidewalk, and close sidewalk gap.

Justification: The Pavement Management Report completed March 2019 provides a Pavement Condition Index (PCI) for most roads within Pinole of 62; a decrease from 70 in January of 2016. The Report helps arterials to be rehabilitated using the "Fix it First" approach. Due to the importance of San Pablo Avenue as an arterial, it is desirable to maintain the PCI at a minimum of 70. Currently, the average PCI on San Pablo Avenue is 67.



Project Number: RO1801

Projected Timing:

Estimated Start Date:	2020
Estimated End Date:	2021

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	-
Construction:	$	662,000
Equipment:	$	-
Contingency:	$	-
Total:	**$**	**662,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
City Street Improvements - 325	-	-	$76,000	-	-	-
Measure J (OBAG 2) - 215 *	-	-	$586,000	-	-	-
Total	**-**	**-**	**$662,000**	**-**	**-**	**-**

* Funded $586,000 by the CCTA OBAG 2 Program.

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: City Street Patching Equipment

Description: Purchase equipment for City crews to use to patch asphalt pavement throughout the City. Equipment to include skid steer loader with attachments, crack sealing equipment, and asphalt patching truck equipped with features to facilitate maintenance activities.

Justification: Equipment acquisition will enable the City Public Works maintenance crews to self perform crack sealing and patch paving for residential and arterial streets more frequently than our current maintenance model of contracting out for patch paving.

Project Number: RO1901

Projected Timing:

Estimated Start Date:	2019
Estimated End Date:	2020

Total Estimated Cost:

Planning and Design:	$	-
Engineering and Administrative:	$	-
Construction:	$	-
Equipment:	$	395,000
Contingency:	$	-
Total:	**$**	**395,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
Gas Tax (RMRA/SB1 Funds) - 200	-	$ 50,000	-	-	-	-
City Street Improvements - 377	-	$ 345,000	-	-	-	-
Total	**-**	**$ 395,000**	**-**	**-**	**-**	**-**

City of Pinole
Capital Improvement Plan
Fiscal Years 2019-20 through 2023-24

Project: Pedestrian Improvements at Tennent near RxR

Description: Improvements to Tennent Avenue at the Railroad Crossing to facilitate the movement of bicycles and pedestrians adjacent to vehicle traffic.

Justification: The Bay Trail project recently finished by EBRPD nearly connects the Bay Trail through Pinole. There remains one very small gap on Tennent Avenue from Bayfront Park to Railroad Avenue. This area currently consists of asphalt paving with additional width for pedestrians. This project will improve the crossing controls.

Project Number: RO1902

Projected Timing:

Estimated Start Date:	2019
Estimated End Date:	2020

Total Estimated Cost:

Planning and Design:	$	50,000
Engineering and Administrative:	$	50,000
Construction:	$	-
Equipment:	$	-
Contingency:	$	-
Total:	**$**	**100,000**

Funding Source:

	Prior Actual	FY 2019-20 Proposed	FY 2020-21 Proposed	FY 2021-22 Proposed	FY 2022-23 Proposed	FY 2023-24 Proposed
WCCTAC STMP Fees	-	$ 100,000	-	-	-	-
Total	**-**	**$ 100,000**	**-**	**-**	**-**	**-**

ATTACHMENT B

RESOLUTION NO. 2019-__

A RESOLUTION OF THE CITY OF PINOLE, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, APPROVING THE FISCAL YEARS 2019-20 THROUGH 2023-24 FIVE-YEAR CAPITAL IMPROVEMENT PLAN AND ADOPTING THE FISCAL YEAR 2019-20 CAPITAL BUDGET

WHEREAS, the City Manager has presented a Proposed Capital Improvement Plan for the City of Pinole for Fiscal Years 2019-20 through 2023-24, and a proposed Capital Budget for Fiscal Year 2019-20; and

WHEREAS, the Planning Commission has reviewed the draft Five-Year Capital Improvement Plan for consistency with the City General Plan; and

WHEREAS, the City Council has solicited public input on the proposed Fiscal Years 2019-20 through 2023-24 Capital Improvement Plan and Capital Budget, at a Public meeting.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pinole as follows:

Section 1. The Capital Improvement Plan for Fiscal Years 2019-20 through 2023-24 and Fiscal Year 2019-20 Capital Budget commencing July 1, 2019 and ending June 30, 2020 are hereby approved and adopted.

Section 2. That appropriations for the 2019-20 Fiscal Year are established by fund, as follows:

106	Measure S 2014	1,497,799
200	Gas Tax	837,118
215	Measure J Fund	209,650
275	Parkland Dedication Fund	15,509
276	Growth Impact Fees Fund	39,500
325	City Street Improvements Fund	1,928,889
327	Park Grants Fund	24,491
377	2014 Arterial Street Rehabilitation Fund	1,141,019
500	Sewer Enterprise Fund	2,352,342
503	Plant Expansion Fund	1,250,000

TOTAL CAPITAL APPROPRIATIONS $9,296,317

Section 3. That the appropriations established for FY 2019-20 by fund shall be allocated to individual projects as presented in the Capital Improvement Plan.

PASSED AND ADOPTED this **3rd** day **September 2019,** by the following vote, to-wit:

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

ABSTAIN: COUNCILMEMBER

I hereby certify that the foregoing resolution was introduced, passed and adopted on this **3rd** day of **September, 2019.**

_____

Heather Iopu, CMC

City Clerk

City of Pinole

Proposed FY 2019-20 Through 2023-24 Five-Year Capital Improvement Plan

September 3, 2019

1

Highlights

- Total 5-Year Capital Improvement Plan = $18,181,967
- Proposed FY 2019-20 CIP Budget = $9,296,317
- Project description sheets included for projects over $100,000 & those of particular community interest
- New projects are highlighted in purple

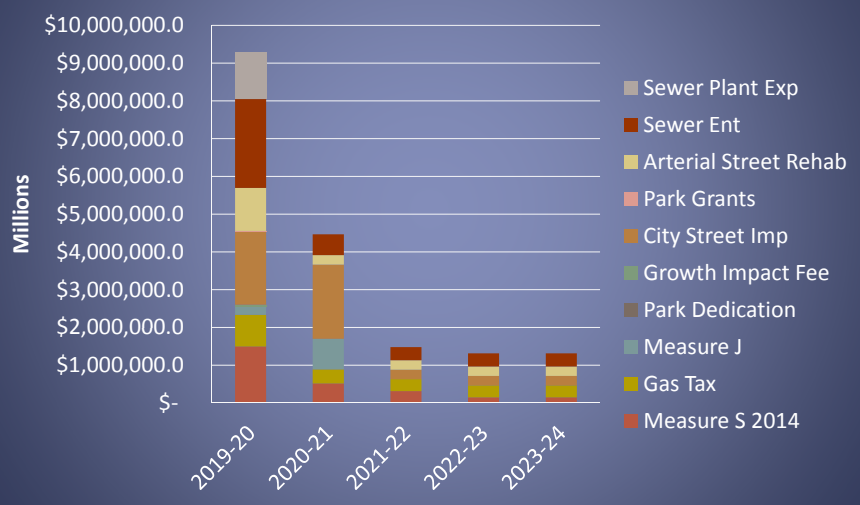
2

Highlights Continued

- Unfunded projects are highlighted in blue
- Projects carried over from FY 2018-19 are highlighted in orange
- Project categories:
  - Facility Maintenance – 5 projects
  - Parks – 8 projects
  - Sewer Collection – 5 projects
  - Sewer Treatment – 2 projects, 1 in progress
  - Stormwater – 5 projects
  - Streets and Roadways – 10 projects

3

CIP Funding Sources



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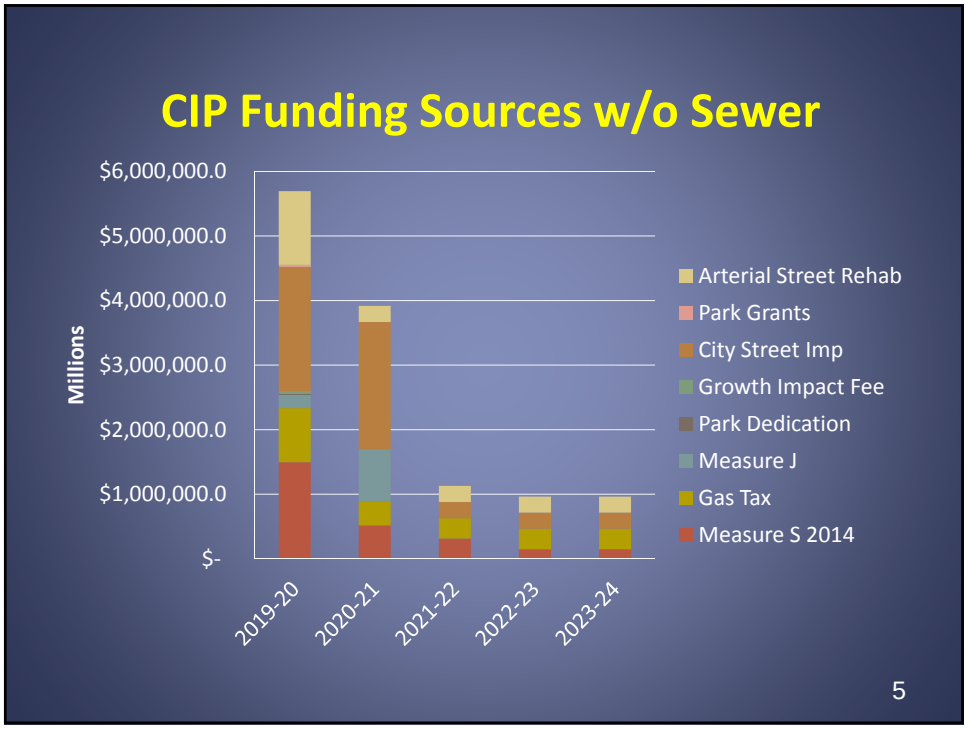
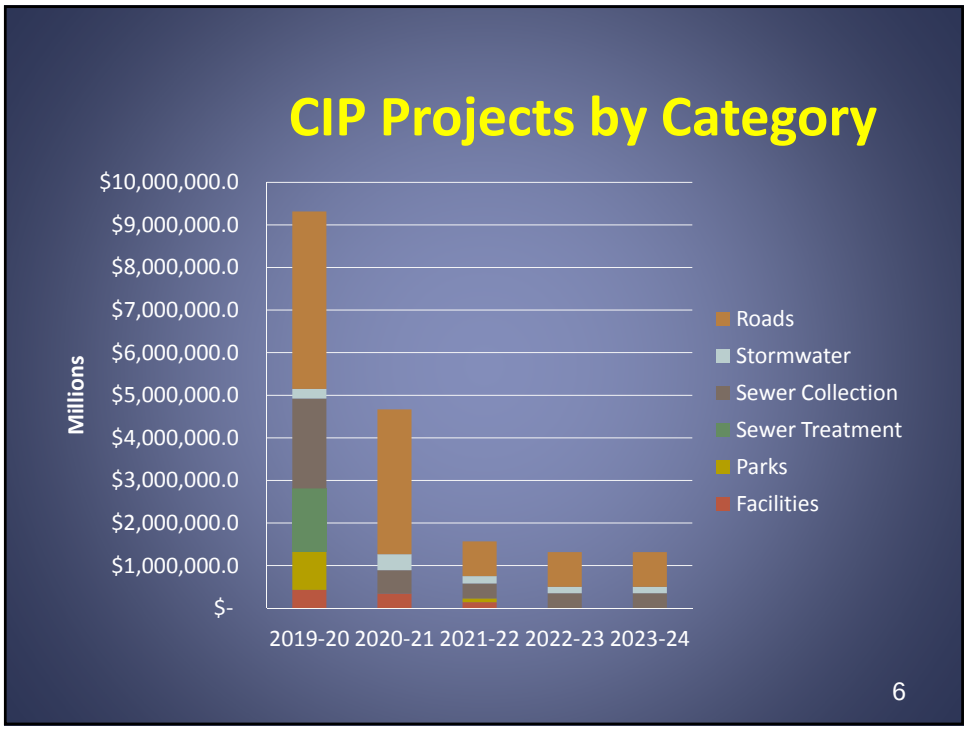
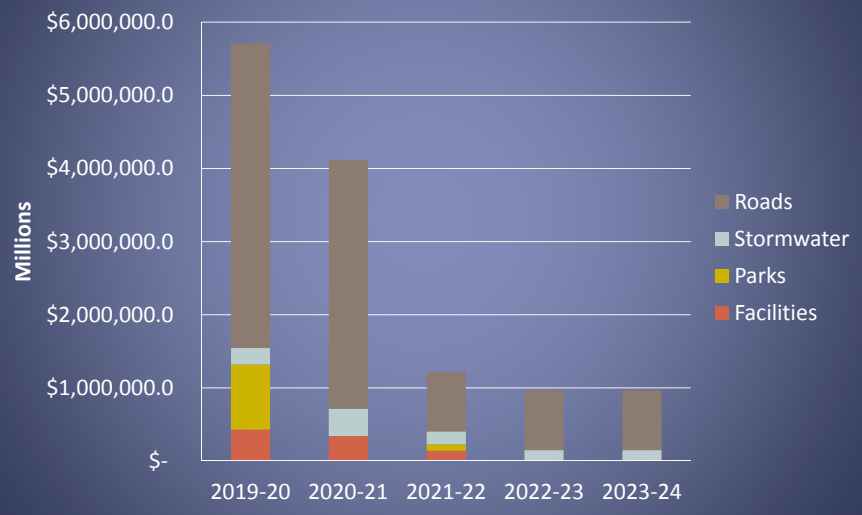

CIP Funding Sources w/o Sewer
$6,000,000.0
$5,000,000.0
$4,000,000.0
$3,000,000.0
$2,000,000.0
$1,000,000.0
$-
Millions
2019-20
2020-21
2021-22
2022-23
2023-24
Arterial Street Rehab
Park Grants
City Street Imp
Growth Impact Fee
Park Dedication
Measure J
Gas Tax
Measure S 2014
5


CIP Projects by Category
$10,000,000.0
$9,000,000.0
$8,000,000.0
$7,000,000.0
$6,000,000.0
$5,000,000.0
$4,000,000.0
$3,000,000.0
$2,000,000.0
$1,000,000.0
$-
Millions
2019-20 2020-21 2021-22 2022-23 2023-24
Roads
Stormwater
Sewer Collection
Sewer Treatment
Parks
Facilities
6

Projects by Category w/o Sewer



7

FY 2018-19 Completed Projects

- 2548 Charles Ave (Fowler House) Demolition - $57,900
- Replaced Lighting at Louis Frances Park – $10,788
- Installed Trash Capture Devices – New Areas - $22,432
- Purchased New Street Sweeper - $284,999
- Tree Maintenance and Removal (Various locations) - $33,425
- WPCP Upgrade (in progress) - $26,665,191 Pinole share through 6/30/19

8

FY 2018-19 Completed Projects Cont…

- Public Safety HVAC Repair - $39,217
- Miscellaneous Roadway Repair (Various locations) – $29,253
- Sidewalk Maintenance (Various locations) - $34,219
- Sign Replacement (Various locations) - $40,947

9

Completed Projects

2548 Charles Ave (Fowler House) Demolition = $57,900

- Project #FA1712
- Total Project = $57,900

- Start date: 2017
- End date: 2019

10

Completed Projects

Install Trash Capture Devices (New areas) = $22,432

- Project #SW1701
- Total Project = $60,441

- Start date: 2017
- End date: 2019

11

Completed Projects

Replaced Lighting at Louis Frances Park = $10,788

- Project #PA1707
- Total Project = $15,000

- Start date: 2017
- End date: 2019

12

Completed Projects

Purchased New Street Sweeper = $284,999

- Date Purchased: May 2019
- Street Sweeping Schedule is available on City's website

13

Prior Year Projects - In Progress

Water Pollution Control Plant Upgrade = $1,250,000

- Project #SS1707
- Total Project = $54,500,000
- Shared 50%/50% with City of Hercules

- Start date: May 2016
- Estimated end date: September 2019
- Total Pinole expenses through 6/30/19 = $26,665,191

14

Prior Year Projects - In Progress

Pavement Maintenance and Rehab = $2.4 million

- Project #RO1707
- Includes $1.4 million from prior year appropriations

- Estimated start/end date: Annual program

15

Prior Year Projects Carried Forward

- Replace HVAC & Portion of Roof at Senior Center - $110,000
- Replace HVAC at City Hall - $120,000
- Rehabilitation of play Fields at Fernandez Park * - $40,000
- Replace Chips with Rubber Matting at select parks - $50,000
- Restrooms in Fernandez Park * - $333,603

* Project is in progress

16

Prior Year Projects Carried Forward

- Senior Center Parking Lot Maintenance ** - $67,196
- Hazel Street Pump Station Rehabilitation - $1,000,000
- Inflow and Infiltration Monitoring Program - $60,000
- Inflow and Infiltration Rehabilitation Program; Basin 3.1 - $350,000
- Rodeo Outfall Project * - $242,342

* Project is in progress
** Project is now complete

17

Prior Year Projects Carried Forward

- Storm Drainage Master Plan- $25,000
- Pavement Maintenance Program* - $2,432,923
- San Pablo Ave. Bridge over BNSF Railroad* - $999,753
- Sharrow Pavement Markings - $19,000

* Project is in progress

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New Projects

Hazel Street Drainage Improvements = $200,000

- Project #SW1901
- Total Project = $200,000

- Estimated start date: July 2019
- Estimated end date: June 2020

19

New Projects

City Street Paving Equipment = $395,000

- Project #RO1901
- Total Project = $395,000

- Estimated start date: July 2019
- Estimated end date: June 2020

20

New Projects

Pedestrian Improvements at Tennent = $100,000

- Project #RO1902
- Total Project = $100,000

- Estimated start date: July 2019
- Estimated end date: June 2020

21

New Projects

Fowler House Reuse = $200,000

- Project #FA1901
- Total Project = $200,000

- Estimated start date: July 2019
- Estimated end date: June 2020

22

New Projects

Pinole Valley Park Soccer Field Rehab = $200,000

- Project #PA1901
- Total Project = $200,000

- Estimated start date: July 2019
- Estimated end date: June 2020

23

New Projects

Fernandez Park Baseball Field Rehab = $200,000

- Project #PA1902
- Total Project = $200,000

- Estimated start date: July 2019
- Estimated end date: June 2020

24

Funding by Source

SOURCES BY FUND	FY 2019-20 Revenue	FY 2019-20 Request	Use of Fund Balance
Measure S 2014 - 106	192,000	1,497,799	1,305,799
Gas Tax - 200	100,000	837,118	737,118
Measure J - 215	120,000	209,650	89,650
Parkland Dedication - 275	-	15,509	15,509
Growth Impact Fees - 276	-	39,500	39,500
City Street Improvements - 325	100,000	1,928,889	1,828,889
Park Grants - 327	-	24,491	24,491
Arterial Street Rehab - 377	250,000	1,141,019	891,019
Sewer Enterprise - 500	942,342	2,352,342	1,410,000
Sewer Plant Expansion - 503	1,250,000	1,250,000	-
Sources Total	**2,954,342**	**9,296,317**	**6,341,975**

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Questions and Discussion

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Return to Agenda

CITY COUNCIL
REPORT

10C

DATE: **SEPTEMBER 3, 2019**

TO: **MAYOR AND COUNCIL MEMBERS**

FROM: **ERIC S. CASHER, CITY ATTORNEY**

SUBJECT: **DISCUSSION OF POTENTIAL ORDINANCE RESTRICTING OVERSIZED VEHICLE PARKING IN THE CITY OF PINOLE**

RECOMMENDATION

It is recommended that the City Council of the City of Pinole discuss and provide Staff with direction on the preparation of an ordinance restricting the parking of oversized vehicles in the City of Pinole.

BACKGROUND

In recent months the City has received complaints regarding the parking of oversized vehicles and trucks on San Pablo Avenue and other areas of the City. In response, the City Council directed staff to investigate and make a proposal regarding a Municipal Code amendment allowing for further regulation of oversized vehicle parking.

The City currently has several restrictions on parking that may be applied to oversized vehicles. Chapter 10.40.040 of the City of Pinole Municipal Code ("PMC") provides that no operator of any vehicle shall stop or park a vehicle under certain circumstances, specifically in any area where the parking or stopping of any vehicle would constitute a traffic hazard or would endanger life or property. Chapter 10.40.040 also restricts stopping and parking at any place within twenty feet of a crosswalk at an intersection when such place is indicated by appropriate signs or by red paint upon the curb surface.

Chapter 10.40.210 also gives the City traffic engineer the authority to designate no-stopping zones by placing and maintaining appropriate signs, indicating that stopped vehicles are prohibited and the hours and days applicable to this prohibition.

Chapter 10.40.220 explicitly restricts the parking of large vehicles and provides that the parking of vehicles six feet or more in height, including any load thereon, within one hundred feet of any intersection, may be a hazard to the safe movement of vehicular or pedestrian traffic. It gives the Council further authority to designate, by resolution, the specific location and parking prohibitions where the above conditions exist.

Finally, Chapter 10.40.250 prohibits, where authorized signs are in place giving notice, any person from parking or stopping a vehicle in excess of twenty feet in length on any street or portion thereof designated by ordinance or resolution of the Council.

It is recommended that the City Council provide direction to staff further restricting oversized vehicles from parking in the City, to address recent issues and complaints received by residents.

DISCUSSION

As a guide for the discussion, the following are examples of what other cities have done with local ordinances to restrict more directly the access of large vehicles from driving or parking on certain streets.

Contra Costa County Municipal Code section 46-4.003 prohibits parking or stopping any commercial vehicle having a manufacturer's gross vehicle weight rating of 10,000 pounds or more on any street, unless making pickups or deliveries.

The City of Hercules has a similar provision in the Municipal Code, providing that no heavy duty commercial vehicle shall be parked for more than three hours unless actively loading or unloading material. (Hercules Municipal Code Section 3-4.1019.) Heavy duty commercial vehicle is defined as a vehicle with more than two axles, twenty or more feet in length, or more than 6 feet, 8 inches in width.

The City of Los Angeles gives broad authority to its Department of Transportation to install signs giving notice that no person shall stop or park a vehicle except as provided on such signs. These signs can give notice that stopping is prohibited for a vehicle more than six feet in height, including any load thereon, within 100 feet of an intersection. (Los Angeles Municipal Code, Chapter VIII, Section 80.69.) Los Angeles Municipal Code also restricts trailers or semitrailers exceeding 22 feet in length from parking in any public place ordinarily used for vehicular parking. (Los Angeles Municipal Code, Chapter VIII, Section 80.69.1.)

Los Angeles also restricts oversize vehicle parking with time limits (Section 80.69.4, motor vehicles in excess of 22 feet in length prohibited from parking between 2 a.m. to 6 a.m. in designated areas), under freeway overpasses (Section 80.69.3, no parking any commercial vehicle on a public street under an overpass in residential areas), and in certain designated areas (Section 80.70, limited parking in anti-gridlock zones).

Finally, the California Vehicle Code provides some explicit authority to cities for the passage of ordinances regulating parking on city streets. Vehicle Code Section 22507.5 allows local authorities by ordinance or resolution to prohibit or restrict parking of vehicles on certain streets between the hours of 2 a.m. and 6 a.m., and commercial vehicles having a manufacturer's gross vehicle weight rating of 10,000 pounds or more in residential districts.

Following discussion by the City Council, staff will prepare an ordinance based on the City Council's direction and present the proposed ordinance to the Municipal Code Update Subcommittee for consideration. Once approved by the Subcommittee, a proposed ordinance will be presented to the full City Council at a subsequent City Council meeting.

FISCAL IMPACT

There is no direct fiscal impact related to adoption of this proposed ordinance. The City Council approved a fiscal year budget for Municipal Code updates which will cover the cost of preparing the ordinance, and later publication.