

CITY COUNCIL MEETING

MINUTES

June 18, 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 6:05 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
Heather Iopu, City Clerk
Eric Casher, City Attorney
Neil Gang, Police Chief
Scott Kouns, Fire Chief
Lieutenant Gene Alameda
Andrea Miller, Finance Director
Tamara Miller, Development Services Director/City Engineer

City Clerk Iopu announced the agenda was posted on June 13th, 2019 at 4:00 p.m. All legally required notice was provided.

City Clerk Iopu announced that additional items pertaining to Agenda Items 6B1, 7E, 7F, 7G, & 7H 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

No closed session scheduled.

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

5. CITIZENS TO BE HEARD (Public Comments)

At 6:05 pm, the Mayor inquired if there were any Public Comments. The following speakers addressed the City Council:

Bob Kopp, resident of Pinole, announced Pinole Car Show on June 23rd. Made suggestions regarding how the City can gather information from the public as part of the Fire study.

City Manager Fitzer made comments clarifying the City's approach to the Fire Study.

Sal Spataro, resident of Pinole, announced the upcoming Pinole Library extended hours celebration on July 6th, from 10:00am to Noon.

David Ruport, resident of Pinole, announced on behalf of Pinole for Fair Government, that they would have a booth at the Pinole Car Show. Encouraged public to stop by. Announced a garage sale on Saturday June 29th to benefit his organization.

Irma Ruport, resident of Pinole, made comments in support of USA and France women's soccer teams as they compete in World Cup. Made comments regarding recent Fire Community Workshop and asked for further discussion.

6. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

A. Proclamations

B. Presentations / Recognitions

1. City of Pinole Surveillance Camera Update by Police Department and ODIN Systems

Lt. Alameda presented an overview of the current surveillance camera program in Pinole, outlined problems, discussed efforts made to address issues and make improvements, recommended action to Council for further improvements to surveillance plan. Discussed high priority intersections of the City.

Discussed the benefits of Automated License Plate Readers (ALPRs) and camera enhancement to safety of a community. Discussed value of Odin Systems, Inc. Outlined costs and possible funding sources for system upgrades.

Councilmembers asked questions and made comments.

Staff responded to comments and questions by Council.

The following speakers addressed the City Council:

Rafael Menis, resident of Pinole, inquired regarding security of shifting to wireless, maintenance of system from cable network, privacy concerns of using ALPR and historical data kept by camera surveillance.

Staff responded to the public comment.

Bob Kopp, resident of Pinole, spoke regarding ALPR, spoke in favor of the uses of the system and cited a past incident where it was used successfully.

David Bowman, resident of Pinole, asked whether the footage would be available for insurance companies, suggested monitoring intersections near high school to improve safety.

7. CONSENT CALENDAR

City Manager Fitzer requested that Item 7G be continued to the July 2, 2019 meeting.

City Manager Fitzer made verbal announcement of Item 7H in compliance with state law.

- A. Approve the Minutes of the Meeting of May 28, 2019.
- B. Receive the June 1, 2019 – June 14, 2019 List of Warrants in the Amount of \$741,130.65 and the June 14, 2019 Payroll in the Amount of \$486,861.54
- C. Adopt Resolution Establishing the FY 2019-20 Appropriations Limit [Action: Adopt Resolution Per Staff Recommendation (A. Miller)]
- D. Approving A Side Letter To The Memorandum Of Understanding Between The City Of Pinole And IAFF Local 1230 To Continue The Paramedic Incentive Pay For The Classification Of Captain [Action: Adopt Resolution Per Staff Recommendation (Fitzer)]
- E. Approving The Pinole Salary Schedule For All Represented And Unrepresented Employee Classifications In Conformance With California Code Of Regulations, Title 2, Section 570.5 [Action: Adopt Resolution Per Staff Recommendation (De La Rosa)]
- H. Approve An Amendment To City Manager And City Clerk Employment Agreements [Action: Adopt Resolutions Per Staff Recommendation (De La Rosa)]
- I. Approve An Amendment To The Contract With Raney Planning And Management Inc. For Environmental Review In An Amount Not To Exceed \$18,000 [Action: Adopt Resolution Per Staff Recommendation (T. Miller)]

ACTION: Motion by Councilmembers Swearing/Tave to approve Consent Calendar Items A, B, C D, E, H & I.

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

Item 7F was pulled from the Consent Calendar for further discussion:

- F. Resolution Forgiving Outstanding Balance Of Loan To Pinole Assisted Living Community And Consenting To Dissolution [Action: Adopt Resolution Per Staff Recommendation (Mog)]

The following speakers addressed the City Council regarding 7F:

David Ruport, resident of Pinole, expressed concerns regarding forgiving of the loan, Also expressed concern regarding auditor and CAFR. Asked for more clarification and history of the item before its approval.

Sal Spataro, resident of Pinole, asked where the repayment of funds is being directed.

Irma Ruport, resident of Pinole, asked for more clarification of item and stated it should not be placed on the Consent Calendar. Asked for vote abstention from new Councilmembers.

Mayor Murray responded to public comment and gave overview of history of the loan.

City Attorney Casher responded to public questions. Provided history of the loan.

Councilmembers made comments and asked questions.

City Manager Fitzer addressed questions by Council.

ACTION: Motion by Councilmembers Swearingen/Martinez-Rubin to approve Consent Calendar Items 7F.

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

8. PUBLIC HEARING

- A. Conduct A Public Hearing, FY 2018-19 Annual Review Of Utility Users Tax, And Adoption Of A Resolution Modifying Household Income Eligibility Thresholds For Utility Users Tax Exemptions For FY 2019-20 [Action: Adopt Resolution per Staff Recommendation (A. Miller)]

Finance Director Miller outlined the item and recommended action.

Councilmembers asked questions. Staff responded to questions.

At 8:25 p.m. Mayor Murray opened the public hearing.

There were no public speakers.

At 8:25 p.m. Mayor Murray closed the public hearing.

ACTION: Motion by Councilmembers Martinez-Rubin/Salimi to Adopt A Resolution Modifying Household Income Eligibility Thresholds For Utility Users Tax Exemptions For FY 2019-20

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

- B. **Conduct A Public Hearing And Adopt The City Of Pinole Proposed FY 2019-20 Operations Budget [Action: Adopt Resolution Per Staff Recommendation (A. Miller)]**

Finance Director Miller outlined the item and recommended action.

Councilmembers made comment and asked questions.

Staff responded to comments and questions by Council.

At 8:49 p.m. Mayor Murray opened the public hearing.

The following speakers addressed the City Council:

Rafael Menis, resident of Pinole, spoke regarding details of staff report. Asked why the pension costs are increasing each year. Asked if City can maintain negative fund balance.

Questions addressed by staff and Council.

David Bowman, resident of Pinole, asked who the City is dealing with in order to address road maintenance. Asked if the City can invest surplus funds.

Mayor Murray and Finance Director Miller responded.

Councilmembers made comments.

At 9:05 p.m. Mayor Murray closed the public hearing.

Councilmembers asked questions. Staff responded to questions.

ACTION: Motion by Councilmembers Swearingen/Martinez- Rubin To Adopt Resolution Approving The City Of Pinole Proposed FY 2019-20 Operations Budget

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

- C. **Conduct A Public Hearing And Adopt A Resolution Confirming The Assessments And Ordering The Levy For The Pinole Valley Road Landscape And Lighting**

Assessment District For Fiscal Year 2019/2020 [Action: Adopt Resolution Per Staff Recommendation (T. Miller)]

Development Services Director/City Engineer Miller presented an overview of the item and recommended action.

At 9:15 p.m. Mayor Murray opened the public hearing.

No public speakers.

At 9:15 p.m. Mayor Murray closed the public hearing.

ACTION: Motion by Councilmembers Swearingen/Martinez-Rubin to Adopt A Resolution Confirming The Assessments And Ordering The Levy For The Pinole Valley Road Landscape And Lighting Assessment District For Fiscal Year 2019/202

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

- D. Conduct A Public Hearing, Receive And File Report Regarding Previously Approved Sewer Rate Increase [Action: Receive And File Report (T. Miller)]

Development Services Director/City Engineer Miller presented an overview of the item and recommended action.

At 9:19 pm Mayor Murray opened the public hearing.

No public speakers.

At 9:19 pm Mayor Murray closed the public hearing.

9. OLD BUSINESS

None.

10. NEW BUSINESS

None.

11. REPORTS & COMMUNICATIONS

- A. Mayor Report
1. Announcements

Mayor Murray announced Car Show on June 23, 2019.

Announced Farmer's Market on Saturdays.

B. Mayoral & Council Appointments

Mayor Murray announced the Community Services Commission interviews have been scheduled. Council gave consensus for sub-committee to consist of Mayor Murray and Councilmember Martinez-Rubin.

C. City Council Committee Reports & Communications

Mayor Pro Tem Swearingen provided update from Mayor's Conference . Discussed mandatory rationing of water supply and raising of rates by EBMUD.

WCCTAC Update - Sales tax measure coming forward in March. Discussed approach to percentage allocation of tax towards specific transportation services.

Councilmember Tave reminded public that PG&E may implement outages in the region. Encouraged public to prepare.

Councilmember Martinez-Rubin discussed potential power outages. Encouraged people who have health related issues that require electric machines to plan ahead. Reported on meeting of Association of Bay Area Governments (ABAG). Highlighted awards presented for projects, announced launch of planning for Bay Area 2050, MTC opens opportunity for regional project involvement by Pinole. Announced that the public has access to ABAG reports on its website.

Mayor Murray reported on Pinole/Hercules Wastewater Subcommittee Meeting; Reviewed plan, Substantial Completion expected by end of Summer. Provided update on Recycle More JPA.

D. Council Requests For Future Agenda Items

Councilmember Tave requested information regarding the City's competitive bid process. Staff will bring back report on current procurement policies.

Councilmember Martinez-Rubin requested discussion of preservation ordinance with regard to buildings in Old Town. Consensus given by Council.

Councilmember Salimi requested an update on the traffic plan near the high school for beginning of school year. Staff responded that it is already on the list for follow up.

Councilmember Swearingen requested that item to reconsider HdL contract approved at last meeting. Discussion regarding the current contract and whether to bring item back to Council as an agenda item. No consensus by Council.

Rafael Menis, resident of Pinole, commented that the discussion regarding HdL contract should not continue, given that it is not on the agenda.

E. City Manager Report / Department Staff

No City Manager report.

Tamara Miller, Development Services Director/City Engineer gave update regarding paving in front of the high school this week. Traffic signals will be in operation ahead of the start of school.

F. City Attorney Report

City Attorney Casher gave update on the Municipal Code Subcommittee items of discussion at June 17 meeting.

12. **ADJOURNMENT** to the Special City Council Meeting of July 2, 2019 In Remembrance of Amber Swartz.

At 10:22 p.m., Mayor Murray adjourned to the City Council Meeting of July 2, 2019 In Remembrance of Amber Swartz.

Submitted by:



Heather Iopu, CMC
City Clerk

Approved by City Council: July 16, 2019

