

I. CALL TO ORDER

Mayor Schroder called the meeting to order at 5:00 p.m. in the Council Chambers, 525 Henrietta Street, Martinez. All members were present except Councilmember M^cKillop, who arrived after roll call.

II. PUBLIC COMMENT (comments are limited only to items listed on the agenda)

There being no comments made, the Council adjourned to Closed Session in the City Manager's Office.

III. CLOSED SESSION (Adjourn to City Manager's Office)

A. Pursuant to Government Code Section 54957.6, Conference with Labor Negotiators: City Manager.

IV. RECONVENE - PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Schroder reconvened the meeting at 6:07 p.m. in the Council Chambers. He reported a Closed Session was held regarding Conference with Labor Negotiators, City Manager, and there was nothing to report.

PRESENT: AnaMarie Avila Farias, Councilmember, Lara DeLaney, Councilmember, Debbie M^cKillop, Councilmember, Mark Ross, Vice Mayor, and Rob Schroder, Mayor.

EXCUSED: None.

ABSENT: None.

PRESENTATION(S)

A. Introduction and Swearing in of Chief of Police Manjit Sappal.

Mayor Schroder recognized Richmond Chief of Police Chris Magnus, Assistant Chief Brown, a representative from the Richmond Mayor's office, including individuals from the cities of Antioch, Pleasant Hill, and the Contra Costa County Probation Department. The swearing-in was performed by City Clerk Richard Hernandez. Chief of Police Manjit Sappal was pinned by his children and expressed his appreciation to his wife for her support. He thanked the City of Richmond for his training and experience, the Martinez City Council, and City Manager Braulik. He said in his brief time in Martinez, he has already received a warm welcome from staff and the community. He looked forward to working with the City, the Police Department, and was proud to be the Chief. The Council offered their congratulations and welcomed him.

B. Canine Contribution Acknowledgement.

Captain Eric Ghisletta introduced Seth Kozlowski and Lenore Delfino who started a campaign to raise funds for the purchase of a new canine for the Department. Captain Ghisletta commented on the outpouring from the community, which was very touching. Captain Ghisletta named many businesses and individuals who contributed toward this fund. In total, \$13,221.13 was raised. Mr. Kozlowski and Ms. Delfino received plaques of appreciation from the Police Department recognizing them for their efforts.

Councilmember DeLaney asked what motivated them to do this. Mr. Kozlowski explained there have been many community service projects and fundraising through the Grange, and thought this would be a good way to get their efforts recognized. Councilmember DeLaney thanked them for their service and the example they have set.

C. Proclaiming September 21st - 27th, 2015 as "Falls Prevention Awareness Week."

Mayor Schroder, on behalf of the City Council, read and presented the Proclamation to Jim Carlson, Falls Prevention Coalition Team Member. Mr. Carlson expressed his appreciation to the Council and shared informational statistics related to falls and home safety assessments in the County.

D. Proclaiming September 20th - 26th, 2015 as "Childhood Cancer Awareness Week in Martinez."

Mayor Schroder, on behalf of the City Council, proclaimed Childhood Cancer Awareness Week in Martinez. He noted there was no one present to accept the proclamation, so it will be mailed.

E. Joltin Joe Update and Proclamation.

Mayor Schroder read and presented proclamations, on behalf of the City Council, recognizing Mike and Susie DiMaggio and son Joe DiMaggio (family of Joe DiMaggio); Sons of Italy, John Wendt; Carpenters Local #152, Rick Aldridge, Don Curtis, Master Boat Builder; and City employees Dave Scola, Bob Cellini, and Don Salts.

Rick Aldridge spoke about the Italian heritage in the City, and thanked the DiMaggio family, City staff, the community, and the many individuals who are involved for their support. He also noted that the next step is to create the Martinez Museum for housing of the restored boat.

Councilmember Lara DeLaney, on behalf of the Home Town DiMaggio Committee, presented a small token of appreciation to the crew. She also announced the rechristening event scheduled for October 1st.

Item added:

Carolyn Boone, Martinez Historic Society, presented a video on the 2014 Martinez Home Tour. The 2015 Home Tour will be held on Saturday, October 10th from 10:00 am to 4:00 p.m. Tickets are \$25 online or at various businesses in the City. She thanked the many sponsors of the event and noted there were informational flyers in the back of the room.

Councilmember DeLaney thanked Ms. Boone for her work on the Home Tour.

F. Hidden Lakes Soccer Schematic Plan.

City Engineer Tim Tucker reviewed the Hidden Valley soccer field Schematic Plan. He introduced Landscape Architect Chris Chisam, who presented a PowerPoint and discussed the basics of synthetic field construction, the composite shock pad, types of turfs, the 20-year life pad, and types of infill materials and potential health risks (which are being investigated and seem to be safe so far). He also reviewed the preferred alternative design and materials for the field, budget costs, and maintenance needs, which were discussed and recommended by the Park, Recreation, Marina and Cultural Commission (PRMCC).

Mr. Tucker reviewed the next steps in the process with bids to go out January/February 2016.

Councilmember Avila-Farias asked if it is possible at this stage to consider real grass as an alternative. Mr. Tucker explained why natural grass was not ideal for the site, given the type of soil and other factors. Councilmember Avila-Farias expressed concern about environmental health issues and long-term maintenance needs. Mr. Tucker acknowledged landscaping options, which could help mitigate some environmental concerns.

Vice Mayor Ross acknowledged he preferred organic solutions when possible; and asked when the studies of the health risks might be completed. Mr. Chisam said they expect to be finished within two years. Vice Mayor Ross asked if the infill material could be changed at a later date if a better alternative comes available. Mr. Chisam stated it could; although, he acknowledged it was not an easy task. In response to further questions from Vice Mayor Ross, Mr. Chisam also discussed specific maintenance/replacement tasks and financial considerations, which will be necessary.

Councilmember DeLaney asked for clarification on the possibility of combining materials for the infill and/or base and cost comparisons for each, which Mr. Chisam discussed. He indicated further specifications and cost estimates would be given at the next presentation to the PRMCC. Mr. Tucker added that updates can be provided to the Council as the project progresses.

City Attorney Jeff Walter reported information was received after the posting of the agenda regarding an item needing to be heard and dealt with before the next Council meeting. He recommended an additional Closed Session tonight after the Regular Meeting.

On motion by Mark Ross, Vice Mayor, seconded by Lara DeLaney, Councilmember, to approve adding an urgency item regarding potential litigation, to be heard in Closed Session following the Regular Meeting. Motion unanimously passed 5 - 0. Yes: AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M'Killop, Councilmember; Mark Ross, Vice Mayor; Rob Schroder, Mayor.

PUBLIC COMMENT (COMPLETE SPEAKER CARD AND GIVE TO CLERK) Reserved only for those requesting to speak on items not listed on the Agenda.

Daniel Young urged the Council to construct a dog park. He acknowledged there might be money issues and other funding priorities, but indicated his willingness to volunteer and help with fundraising efforts.

Robert Frank spoke about homeless issues in the City he found very disturbing. He asked about the possibility of citizen foot patrols to help with the problem. Mayor Schroder stated Chief Sappal knows about the issues and will be working to solve problems.

Ann Myonie spoke in support of a park for pets and a safe place for pups to play. She indicated she had petitions in support that she would share with those interested.

Mike Benson spoke about Ed Duncan, a former Chief of Police of Martinez, and requested the Council take a couple minutes in memory of Mr. Duncan. Mayor Schroder stated he will be adjourning the meeting in Chief Duncan's memory.

Lynn Brendlinger stated she loves to go downtown and commented on homeless issues. She indicated the Loaves and Fishes outreach should be moved. Mayor Schroder noted the Council had not been supportive of Loaves and Fishes at its new location, but there was nothing in the Municipal Code to prevent it. He noted that a memorandum of understanding had been drawn up between the City and Loaves and Fishes regarding mitigation of any resultant impacts.

Lisa Mahoey also expressed support for a dog park and is needed in this community. She encouraged the Council to really consider having a dog park, perhaps in or near Waterfront Park. She indicated she visits dog parks in other communities, but would really like to have one in town.

Jackie Johnson encouraged the Council to "let the dogs out" and build a dog park. She noted there are many dog walkers and everyone goes to Paso Nogal.

Tina O'Dowell was also supportive of a dog park as a place to help dogs and people socialize. It would stop individuals from letting their dogs go off-leash.

Roxanne Crosby requested the Council find a location to build a dog park in the City. She mentioned some potential sites for a dog park.

Marlene Bigley indicated she takes her dog to Paso Nogal and would love to shop in Martinez more and take her dog to a dog park in Martinez.

Eli (last name not stated) said homeless people are not the issue - it is the people dealing drugs in the community who create problems. He said he supports a dog park and suggested a location on Ferry Street near Susanna Park.

John Neal said he thought there were other needs in the City that need to be priorities such as crime and traffic; a dog park is less important than public safety.

Virginia Bamberini said she also has pets and would also like to see a dog park, but would rather see more money going toward code enforcement and more police to cover the crime issues in Martinez.

Mayor Schroder noted that the Hidden Lakes fields were funded through Measure H, a bond that was approved by the voters.

An unidentified woman stated the dog lovers should help fund the dog park and its maintenance. She agreed the City had higher public safety issues.

Alyssa, last name not stated, said she has a business she wants to bring to the City, but she was concerned the City does not listen to its citizens. She has reported crimes while in progress with little or no police response. Chief Sappal indicated he would call her the next day if she provides him her information.

An unidentified man requested a stop sign be installed at the intersection of Castro and Haven Street. Vice Mayor Ross suggested he give his information to the City Manager for follow-up. City Engineer Tim Tucker stated it was discussed at the Traffic Safety Committee meeting today, and will provide a report to the Council.

Seeing no further speakers, Mayor Schroder closed public comment.

CONSENT CALENDAR

A. Motion waiving reading of text of all Resolutions and Ordinances.

1. Motion approving City Council Minutes of July 1 and July 15, Special Meeting of September 3, 2015. [M.Cabral]
2. Motion rejecting Claim against the City by Stephen Vallerger, #15-19. [M.Cabral]
3. Motion approving Check Reconciliation Registers dated 8/27/15 and 9/10/15. [C.Spinella/2.1.1]
4. Motion authorizing the City Manager to sign a lease agreement with the Martinez Chamber of Commerce, at 603 Marina Vista (Amtrak Station). [M.Chandler/7.2.1]
5. Motion approving the Hidden Lakes Soccer Field Preferred Conceptual Plan as recommended by the Parks, Recreation, Marina and Cultural Commission. [T.Tucker/11.18.00&10.05.03]
6. Motion approving the Engineering Contract Services Consultant list for pending and future capital projects. [T.Tucker/10.05.00]
7. Motion authorizing the City Manager to execute a Third Amendment to Agreement with T-Mobile West, LLC ("T-Mobile") for Vacation of Reservoir Property During Construction. [M.Chandler/19.03.21]
8. Motion approving a resolution accepting bids for the 2015 Paving Project, and awarding the construction contract to the lowest responsible bidder. ITEM CONTINUED [T.Tucker/12.04.00]
9. Resolution No. 098-15 approving a paid sick leave policy pursuant to the Healthy Workplaces, Healthy Families Act of 2014 (AB 1522) for temporary, seasonal, and part-time hourly employees. [A.Shear/04.05.00]
10. Resolution No. 099-15 authorizing the City Manager to execute Service Contract No.: 75LX256 between the City of Martinez and California Department of Transportation's (Caltrans) Division of Rail and Mass Transportation in the amount of \$542,700 for Ferry Street Pedestrian Improvements at the downtown Union Pacific crossing.

Mayor Schroder indicated that Item #8 was pulled and will be postponed until the next City Council meeting in two weeks.

Councilmember Lara DeLaney expressed appreciation for the paving projects that are upcoming, but she noted that many residents are concerned about Brown Street. Mr. Tucker said it will be included with Round 3 of OBAG (One Bay Area Grant) funding and should be done next summer.

Councilmember DeLaney also noted that residents are concerned about the condition of bike lanes in the City, a hole on Brown Street, and spot-paving.

Mayor Schroder opened public comment on the Consent Calendar except for Item #8.

Regarding Item #5 Hidden Lakes Soccer Field, Ellen Lawrence of the Heritage Soccer Club commented on the lack of sufficient year-round fields for the number of soccer teams/players in the City. She indicated the Heritage Soccer Club and the AYSO support the Hidden Lakes project as recommended. Mayor Schroder asked her opinion of the use of synthetic turf. Ms. Lawrence said they are supportive of artificial turf, noting that natural grass is good when available, but it increases the chance of injury from gopher holes and other unevenness.

An unidentified man, Vice President of the Heritage Soccer Club in charge of community relations, discussed the importance of walking the field to become acquainted with where the ball is likely to go. He agreed that player safety is of utmost concern. He urged the Council to approve the recommended plans.

Seeing no further speakers, Mayor Schroder closed public comment on the Consent Calendar.

On motion by Lara DeLaney, Councilmember, seconded by Mark Ross, Vice Mayor, to approve Consent Calendar Items 1-7 and 9-10. Motion unanimously passed 5 - 0. Yes: AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember; Mark Ross, Vice Mayor; Rob Schroder, Mayor.

PUBLIC HEARING(S)

CITY MANAGER

11. Approve a preferred mitigation option offered by PG&E for the removal of 78 franchise trees.

Assistant City Manager Alan Shear presented the staff report discussing background history, the original proposal from PG&E, public reaction, a revised plan for only 78 trees to be removed, and four mitigation options.

Mayor Schroder opened public comment on the Item.

Terry Edwards, President of Main Street Martinez, thanked the Mayor, Council, and staff for the opportunity to speak. He expressed support for the ice rink proposal for downtown as a good mitigation by PG&E, and briefly reviewed the project sponsors and supporters. He asked the Council to approve Option 1.

Seeing no further speakers, Mayor Schroder closed public comment on the item.

Mayor Schroder explained the connection between proposed tree removals from the public right-of-way and the secondary issue of mitigations, particularly Option 1 as mentioned by Mr. Edwards. He indicated his support for Option 1 as well, noting the City should be able to find funding for tree replacements without too much difficulty.

Councilmember Avila Farias agreed Option 1 was best for the City and the downtown. She thought that the contribution by PG&E would more than outweigh any cost to the City for the tree replacements.

Councilmember M^cKillop expressed support for Option 1, given the long-term benefit to the City from the added power infrastructure to be supplied by PG&E.

Councilmember DeLaney agreed and definitely wanted a plan to be made for the tree replacements, since Martinez is a Tree City and the home of naturalist John Muir.

Vice Mayor Ross supported Option 1. He noted the PG&E representative was present at this meeting and lives in Martinez. He agreed the tree replacements were important as well. He asked about the removals on Muir Station Road and whether staff could coordinate with PG&E to facilitate the process and minimize impacts. Mr. Tucker replied that staff has been and will work with PG&E through the process. Vice Mayor Ross recommended the railroad be contacted to see if they would be willing to consider blocking pedestrian access to the train tracks at the same time.

Councilmember Avila Farias expressed hope that the tree replacements could be planned and carried out as quickly as possible to minimize the impacts further. She also suggested a landscape architect might be helpful in the planning process. Mayor Schroder agreed.

Vice Mayor Ross thanked PG&E for working with the City to reduce the number of tree removals. The PG&E representative was appreciative of the cooperative, creative process to ensure the best outcome for the community and PG&E. He invited Vic, the PG&E technician who lives in Martinez, to say a few words. Vic said the main priority for PG&E was the safety of the community. He thanked everyone who was involved in the process.

On motion by Lara DeLaney, Councilmember, seconded by Debbie M^cKillop, Councilmember, to approve Option 1 for the PG&E Pathways project. Motion unanimously passed 5 - 0. Yes: AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember; Mark Ross, Vice Mayor; Rob Schroder, Mayor.

12. Approve Council policy direction to staff regarding potential geographical locations to recognize the legacy of Joe DiMaggio's birth in the City of Martinez and include the recognition of the Italian American community which helped establish the City via the construction of iconic bronze statues.

City Manager Rob Braulik presented the staff report, discussing the need for Council direction regarding the identification of sites significant to Joe DiMaggio's legacy with the City and potential steps in the process, including involvement of the Martinez Historical Society.

Mayor Schroder congratulated staff for the excellent staff report, which adequately addresses the challenges that need to be considered and dealt with.

Councilmember DeLaney echoed Mayor Schroder's comments regarding the staff report and expressed appreciation for the related history covered in the report. She commented on progress being made with the Hometown Hero Project, including proposed sculptures, project funding, Italian heritage in the City, and coordination with other agencies.

Councilmember M^cKillop agreed with Councilmember DeLaney regarding the many facets of the Hometown Hero Project and funding issues.

Councilmember Avila Farias questioned the allocation of staff time for the project when funding issues still need to be resolved. Mr. Braulik was confident that use of staff time was not an issue, while he acknowledged that involvement of volunteers and private organizations such as the Historical Society would be beneficial as well.

Vice Mayor Ross agreed that impacts on staff time would be minimal and could best be served by the Council providing clear direction as to its goals and objectives.

Mayor Schroder opened and closed public comment on the item with no speakers coming forward.

Councilmember DeLaney indicated that a letter of intent from the Council would be a good next step.

On motion by AnaMarie Avila Farias, Councilmember, seconded by Lara DeLaney, Councilmember, to approve direction to staff regarding potential geographical locations to recognize the legacy of Joe DiMaggio's birth in the City of Martinez and include the recognition of the Italian American community which helped establish the City via the construction of iconic bronze statues. Motion unanimously passed 5 - 0. Yes: AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember; Mark Ross, Vice Mayor; Rob Schroder, Mayor.

13. City Manager Comment(s)/Update(s).

City Manager Braulik noted the latest report from the State indicates the City is meeting or exceeding its drought reduction targets. He also discussed plans for the upcoming National Hispanic Heritage month, Coastal Cleanup activities, release of the General Plan Environmental Impact Report for 45 day public review, and a meeting with Pacheco Avenue residents regarding crime and other issues.

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

CITY COUNCIL

14. Council Subcommittee Reports.

15. City Council Comments.

Councilmember Mark Ross expressed appreciation for efforts to visit the Mountain View area in Pacheco; noting it is not in Martinez and is currently served by the County, but he thought they could be better served if annexed by the City. He also gave his condolences and sympathies to the towns and communities affected by the recent fires, areas that are similar to conditions in Martinez. He urged the City to take steps to protect areas where vegetation is dry and flammable.

Councilmember Lara DeLaney commented on efforts by Alhambra High Boosters working to raise money and collect household items for fire victims. She also noted that two albums have been donated detailing Joe DiMaggio's history with the City, and another person has donated portraits he made of Joe DiMaggio - she thanked the donors and noted they will be placed in the museum when it is finished. She announced rechristening activities, the Bay Area Blues Festival, and the Martini Fest, which are upcoming events.

Councilmember Avila Farias noted Climbing Monkeys Winery is also gathering items to take to fire victims, in conjunction with Alhambra High School. Councilmembers Avila Farias and M^cKillop spoke about a dog park design and the potential construction of a future dog park in the City. Councilmember M^cKillop expressed concern about the many dogs that are off-leash, which is a real safety issue, and a park would provide a better option. They suggested a Council Subcommittee be established. Mayor Schroder indicated protocol would be to send the item back to the Parks, Recreation, Marina and Cultural Commission for consideration.

Councilmember Debbie M^cKillop thanked the youth in the community for their leadership regarding the canine police unit and in collecting items for the fire victims. She noted they can be dropped off at Alhambra High School and Martinez Junior High School offices. She thanked the organizers of the recent Polish Festival, which she thought had been a great success. Councilmember M^cKillop stated she will not be present at the next Council meeting. She also welcomed Chief Sappal to the City.

Councilmember DeLaney said she would not be available for the October 7th meeting either. She wished Chief Sappal well and expressed appreciation to Captain Ghisletta for all his service, especially as Interim Chief.

Mayor Rob Schroder reported on his attendance at the CaLafco conference in Sacramento, noting that two Martinez businesses were featured and won second place for their products in a competition at the conference. He also requested the meeting adjourn in memory of Edward R. Duncan and gave a brief summary of his life.

The Council adjourned to Closed Session in the City Manager's Office.

B. Pursuant to California Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS.

Agency Designated Representatives: Rob Braulik, City Manager; Alan Shear, Asst. City Manager; Fran Buchanan, IEDA.

Employee Organization: Laborers International Union of No. America, Local #324; Martinez Police Officers Association; Martinez Police Non-Sworn Employees Association and Management Compensation Plan.

C. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Initiation of litigation pursuant to California Government Code Section 54956.9 (d) (4):
One potential case.

Vice Mayor Ross reported on the closed session, indicating there was nothing to report out on either item.

ADJOURNMENT

Adjourned at 9:40 p.m. in memory of former Chief of Police Edward Duncan, then to a Regular Council meeting on October 7, 2015 at 6:00 p.m. in the Council Chambers, 525 Henrietta Street, Martinez, California.

Approved by the City Council,

Rob Schroder, Mayor

Mercy G. Cabral, Deputy City Clerk – 10/21/15