

I. CALL TO ORDER - PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Schroder called the meeting to order at 6:00 p.m. in the Council Chambers at 525 Henrietta Street, Martinez, California with all members present except Vice Mayor Ross and Councilmember Avila Farias, who arrived after roll call.

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

EXCUSED: None.

ABSENT: None.

PRESENTATION(S)

- A. Community Emergency Response Team (CERT) Certificates by Chief of Police Manjit Sappal and CERT Director Brian Lindbloom.

Director Brian Lindbloom and Chief of Police Sappal presented Certificates to some of those who graduated from the CERT (Community Emergency Response Team) program and are now qualified to serve as Disaster Service workers for the City: Veronica Barrini, Rebecca Greer, Liana Aginni, Barbara Lamb, Anna Morales, Arlene Mader, Frank Ortiz, Yung Park, Beth Rainsford, Sharon Smith-Silva, Javier Avina, Paula Valenzuela, and Nicholas Hulett.

The Council congratulated and thanked the graduates for their accomplishments and willingness to serve the community.

- B. Donation from the Five Decade Reunion.

Mary Perez, Barbara Kapsalis and others from the Five Decade Reunion presented a check for \$5,000 to Chief Sappal to go towards a new canine for the Police Department. They also presented a donation for \$10,000 to Tuong Truong of the Boys and Girls Club, in part due to the many community sponsors of the event. The group expressed their appreciation to the City for all their support. The Reunion Committee members introduced themselves and recognized their planning efforts, especially the invaluable work of Barbara Kapsalis.

Mayor Schroder thanked the Committee for their work and for the great event.

**Vice Mayor Ross entered and was seated at the dais at 6:12 p.m.*

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

Vince Courtney, Laborers International Union representing the employees who work for the City, expressed his willingness to stand with them in solidarity and asked the Council and the citizens to consider the value of the workforce. He noted these employees went to school and live in Martinez, their children go to schools in Martinez and they pay taxes. Mr. Courtney urged the Council to think about the employees and what they do for the City and its residents every day, and asked to remember the valuable services they perform, and for the Council to do whatever they can to support its employees.

Eli Dominguez spoke on the poor conditions of the city, i.e., drugs, garbage, graffiti, downtown shops closing, and not enough support for the employees who do their best with less support as well as the lack of respect that is sometimes shown.

Laura Dean-Ingrassia requested clarification on the process for buying land and constructing a park on the Pine Meadow property including if she could get a copy of relevant City Code. She also requested to know how much her taxes will increase if the City were to purchase the property for a park. She noted the Friends of Pine Meadow have stated they have indentified City funds to purchase the property, but what is not clear is whether the money would only enable the purchase of the property or if it would include funds to design, create and build the park in addition to all future staffing and maintenance. She indicated that based on several comments from neighbors, the Friends of Pine Meadow credit Councilwoman DeLaney with assisting them in identifying the unencumbered funds, which can be used for the purchase. She asked whether statements made by Mr. Platt and Mr. Thomson were accurate that the City has money to purchase the land. If not, she was concerned that there is a dangerous narrative being spread around the City as facts. Ms. Dean-Ingrassia also asked if there was a process to purchase land from an unwilling seller, what procedure must be implemented to take private property, which is zoned mixed-use and then rezoned as permanent open space. She asked that her questions be answered in writing so when the Friends of Pine Meadow or neighbors speak with her, she will have factual information to respond. Mayor Schroder requested a copy of her letter by email so it can be answered.

Julian Frazer stated the property in question had been sold to a private developer and no longer belongs to the family. He provided a brief history of the Pine Meadow property. In regards to potential funding, that is up to the Council. He stated there is money in the reserves and in Parks and Recreation, so there is no misinformation regarding money issues. Mr. Frazer commented on how the Council tends to try to pit the public against each other. He indicated three different groups have come up to ask for park uses and instead of trying to solve the problem to find a place for them, the City makes them share it with another group who is already using the park. There are uses which cannot be shared, and he urged the Council to find a place for the dog park and pickleball.

Nicole Landers stated she was privileged to address the Council. She urged the Council to come together to solve problems and build a better Martinez, together with the City residents. She was concerned about the taking of private property and expressed the need for clear priorities.

Jackie Johnston spoke about the dog park progress and invited the public to attend two public workshops sponsored by the PRMCC (Parks, Recreation, Marina and Cultural Commission) on December 9th at 6:30 p.m. and January 13th at 6:00 p.m. in the Council Chambers.

Joe Becker, employee of the City, agreed Martinez is a wonderful place and most of the employees live here and have gone to school here. He stated it is great that everyone loves the parks and want more, but more employees are needed. He expressed concern about employees leaving for better salaries and because of the lack of appreciation. Employees are being disrespected by Rants and Raves, but actually Public Services employees work every day and many nights with less manpower.

CONSENT CALENDAR

- A. Motion waiving reading of text of all Resolutions and Ordinances.
 - 1. Motion approving City Council Minutes of November 4, 2015.
 - 2. Motion rejecting City Claims against the City by Lyric Pamilton, a minor, and Anderson Pamilton; Lindsey Combs, Claim #15-11.
 - 3. Motion approving Check Reconciliation Register 11/4/2015 and 11/19/15.
 - 4. Motion adopting Ordinance No. 1390 C.S. repealing and reenacting Sections 8.26.020, 9.50.120, and 9.56.010, amending Section 8.26.010, and adding Chapter 9.53 to the Municipal Code prohibiting Trespassing, Unlawful Camping, Sleeping In Vehicles, And Defecating Or Urinating In Public.
 - 5. Motion adopting Ordinance No. 1391 C.S. amending Title 10, Vehicle and Traffic, Chapter 10.20, Special Speed Zones, of the Martinez Municipal Code. The amendment would lower the speed limit on Alhambra Way from Pleasant Hill Road East to Alhambra Avenue (south of SR4) from 25 to 20 MPH.
 - 6. Motion accepting the AB 1600 (impact mitigation fees) report for fiscal year ending June 30, 2015.
 - 7. Motion waiving parking meter fees in the downtown during the holiday season from December 21, 2015 through January 3, 2016.
 - 8. Resolution to adopt a General Fund Reserve Policy *as amended*.
 - 9. Ygrene/California Home Finance Authority (CHF) to:
 - A. Resolution authorizing the City to join CHF as an Associate Member and permit property owners within the incorporated areas of the City to participate in the CHF SB 555 Community Facilities District; and
 - B. Resolution authorizing the City to join CHF as an Associate Member and permit property owners within the incorporated areas of the City to participate in the CHF AB 811 Authority PACE Program.

10. Resolution authorizing the City's participation in CSCDA Open PACE, which will enable property owners to finance permanently fixed renewable energy, energy efficiency, water efficiency, and seismic strengthening improvements as well as electric vehicle charging infrastructure.
11. Resolution authorizing destruction of files pertaining to the Finance Division, Human Resources Division, and Planning Division.

Mayor Schroder opened public comment on the Consent Calendar.

Julian Frazer spoke on Items #2, #6 and #8. He noted there needs to be better oversight of sidewalk construction and other projects to avoid incidents and claims like those presented under Item #2. Regarding Item #6, he commented on over \$1 million in unspent park fees that should be used to make improvements to the community, as well as \$5 million in reserve fees. He expressed concern about the proposed changes to the General Fund Reserve Policy and the possibility of raising taxes. He urged the Council to think outside the box and use its funds appropriately.

Nadine Perucaine asked whether a copy of the proposed General Fund Reserve Policy (Item #8) was available; Mayor Schroder said yes, on the City's website. Regarding #4, she commented on the need for more public restrooms, which she thought could help with some of the issues. She also expressed concern about homeless seniors who have no alternative, but to sleep in their cars. Ms. Perucaine urged more compassion and thoughtfulness.

Eli Dominguez commented on unsafe traffic conditions related to Item #5. He discussed the needs of the homeless, specifically the impacts of enacting the Ordinance proposed under Item #4. He suggested additional shelters would be helpful.

Douglas Van Raam expressed opposition to Item #4, noting the California Vehicle Code says you should pull over and sleep if you are too tired to drive.

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

Regarding Item #4, Vice Mayor Ross agreed on more public bathrooms would be helpful, perhaps coin-operated as Berkeley does. He suggested stronger wording in the General Fund Reserve Policy (Item #8) regarding when and how surpluses are to be added to the Reserve, but he also wanted to ensure the City's obligations toward pension and other retiree costs can also be met.

Lara DeLaney agreed, suggesting "shall be allocated to the Reserve, subject to Council approval." She asked for clarification as to whether 50% of the overage will go to unassigned accounts because the resolution says assigned. Staff confirmed it should say unassigned.

As a Public Safety Subcommittee member, Councilmember Avila Farias commented on Item #4 and related public safety concerns, noting the Council is not anti-homeless and she asked Police Chief Sappal to discuss the issues involved. She agreed public restrooms could be helpful and requested staff be directed to explore the possibilities.

Chief Sappal discussed the changed language proposed under Item #4, noting the goal is to provide more and better services for everyone. He reviewed some of the language regarding unlawful camping and how it will clarify enforcement issues, as well as connecting people with available services.

Councilmember Avila-Farias also commented on affordable housing issues and the growing homeless population, in spite of lower cost housing being provided.

On motion by Debbie M^cKillop, Councilmember, seconded by Mark Ross, Vice Mayor, to approve Item A and Items #1 through #11 of the Consent Calendars. Motion unanimously passed 5 - 0. Yes: Rob Schroder, Mayor; Mark Ross, Vice Mayor; AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember.

PUBLIC HEARING(S)

12. Conduct a Public hearing finding the project categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15301, 15302 and 15061(b)(3), for the reasons indicated in the staff report, approve a revised and extended Pipeline Franchise Agreement and introduce an Ordinance granting the revised and extended Pipeline Franchise to Plains Products Terminals.

Senior Management Analyst Michael Chandler introduced the item with a review of the background of the Plains Products Terminals Pipeline Franchise Renewal.

Dave Randall, Plains Products Terminals, discussed details of the facility, jurisdictional agencies which provide oversight, and the general location and type of pipelines used.

Mr. Chandler reviewed the business terms of the new franchise agreement.

Councilmember Avila Farias asked why the payment to the City wouldn't be made upfront rather than over time. Mr. Chandler explained it was being offered on a voluntary basis and this was the agreement that the City reached with Plains for a three year term, not five years as they originally proposed.

Terminal Manager Jeff Carlton added as a local representative he could approve only \$10,000 at a time, which is why they asked to have the payments spread out. Mr. Randall noted there is an automatic inflator included with the later payments.

Vice Mayor Ross discussed a past leak of a Texaco pipeline into the marsh, and the subsequent settlement resulted in better monitoring of the lines. He asked for information regarding how Plains monitors its lines, which Mr. Carlton reviewed.

Councilmember DeLaney thanked staff for their efforts in drafting the agreement, with terms favorable to the City. Mr. Randall noted that Plains Products has pipelines in 60+ cities, and Martinez is the only one that is receiving a voluntary community franchise fee. Councilmember DeLaney thanked Mr. Randall for his work with the Subcommittee and expressed appreciation for their cooperation and partnership with the City.

Mr. Randall commended Mr. Chandler for his work as well.

Mayor Schroder opened the public hearing.

Julian Frazer asked about unused or abandoned pipelines with or without product in them, which Mr. Randall reviewed. Mr. Frazer discussed past practices in granting pipeline access through public and private property and suggested it was time to change the terms. He felt the public should receive some benefit for the risks which could incur from the pipelines. He also recommended that the City Attorney review the agreement before the Council takes action because he thought the terms were more favorable to Plains Products than the City, perhaps at the risk to public safety. He was concerned about CEQA compliance as well.

Eli Dominguez asked how a pipeline spill would be handled. Mayor Schroder indicated there is an established practice for those situations. Mr. Dominguez indicated he was opposed to the transport of crude oil because of the risks to the public. He urged the City to consider other renewable sources of energy, with less CO₂ emissions, such as coal or uranium.

Nadine Perucaine questioned whether \$10 million in liability insurance was enough. She also expressed concern about the potential transfer of the franchise and whether Martinez will have any say in the process. Mr. Chandler discussed different components that would apply in different situations and noted the City will have greater say if the transfer is not made to a subsidiary or parent corporation of Plains Products. He pointed out there is a vetting process for the Council in any case.

Seeing no further speakers, Mayor Schroder closed the public hearing.

Assistant City Attorney John Abaci reviewed three actions before the Council tonight, with three separate votes.

On motion by Mark Ross, Vice Mayor, seconded by Lara DeLaney, Councilmember, find the project categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15301, 15302 and 15061(b)(3), for the reasons indicated in the staff report Motion unanimously passed 5 - 0. Yes: Rob Schroder, Mayor; Mark Ross, Vice Mayor; AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember.

On motion by Mark Ross, Vice Mayor, seconded by Lara DeLaney, Councilmember, to approve a revised and extended Pipeline Franchise Agreement. Motion unanimously passed 5 - 0. Yes: Rob Schroder, Mayor; Mark Ross, Vice Mayor; AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember.

On motion by Rob Schroder, Mayor, no second required to approve introduction of an Ordinance granting the revised and extended Pipeline Franchise to Plains Products Terminals. Motion unanimously passed 5 - 0. Yes: Rob Schroder, Mayor; Mark Ross, Vice Mayor; AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember.

CITY MANAGER

13. PG&E Tree Planting Strategy.

City Engineer Tim Tucker presented the staff report, discussing provisions of the PG&E Tree Planting Strategy, trees proposed for removal, PG&E's contribution towards the ice skating rink in downtown Martinez, and the location and number of replacement trees to be planted.

Mayor Schroder expressed appreciation for the locations chosen for the new trees and for Dave Lusty's expertise in choosing them.

Councilmember Avila Farias thanked Mr. Tucker for bringing the item back to the Council so quickly; she expressed support for the plan.

Vice Mayor Ross said he was glad that the original number of trees proposed for removal had been reduced in number. He was appreciative for staff's efforts, PG&E's work, and the Councilmembers in developing the plan.

Councilmember DeLaney confirmed with staff that PG&E had been able to pay for the tree replacements and the installation of the transformer. She thanked PG&E for their contribution and coordination with the City.

Councilmember M^cKillop noted that PG&E's contribution saved the City about \$23,000. She thanked PG&E for helping with the ice skating rink and for providing mitigation to offset the tree removals.

Mayor Schroder opened public comment on the item.

Julian Frazer commented on the real reason for the tree removals, which is to make it easier for PG&E to monitor its facilities not for safety issues. He expressed concern about the size and age of some of the trees slated for removal, noting the replacement trees are inadequate in size and number to compensate for the tree removals. He was also unhappy because the trees are not being planted in the area where the original ones were located. He urged the Council to require more from PG&E to provide better offset for what was being lost.

Eli Dominguez agreed with Mr. Frazer and discussed the environmental benefits that trees provide to air quality. He commented on trees in other areas that need to be removed for safety reasons. He asked the Council to ensure more trees are planted to ensure better air quality.

Doug Van Raam expressed concern about a big eucalyptus tree on Muir Road near Security Public Storage that used to have a convex mirror, which helped drivers to see traffic coming around the curve. He asked if a new one could be installed. Mr. Tucker responded that a new mirror will be installed.

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

No action was taken by the Council as the item was informational only.

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

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

15. Consider reappointment of Kimberley Glover and appointment of Jim Blair to the Planning Commission for a four year term

Mayor Schroder indicated he only wanted to deal with Commissioner Glover's reappointment at this time and consider the other one at a later date.

On motion by Rob Schroder, Mayor, no second required to approve reappointment of Kimberley Glover to the Planning Commission for a four year term. Motion unanimously passed 5 - 0. Yes: Rob Schroder, Mayor; Mark Ross, Vice Mayor; AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember.

CITY COUNCIL

16. Resolution Opposing Trans-Pacific Partnership Extension of Disastrous Trade Policies (Councilmember Avila Farias).

Councilmember Avila Farias discussed information she had received from the Contra Costa Labor Council and their opposition to the Trans-Pacific Partnership Extension (TPP). She noted it is a national issue, and she asked the Council to show leadership and solidarity with local unions in opposing the item and demonstrate to other jurisdictions the importance of such support.

Mayor Schroder opened public comment on the item.

Joe Summers, Central Labor Council representing 75 unions, expressed opposition to the Trans-Pacific Partnership Extension which is similar to the NAFTA (North American Free Trade Agreement), and he reviewed some of the negative impacts that could result if it passes.

Wendy Kate Collins agreed that the TPP is not in the best interest of Martinez (the City or the community), and she commented on potential effects on homelessness, affordable housing, jobs, local government and the environment. She urged the Council to approve the resolution opposing it.

Sara Savocool commented on the effects on families in Martinez and the need to preserve jobs in order to continue to rebuild the economy following the downturn in 2008. She also asked the Council to vote in support of the resolution.

Nadine Perucaine spoke on behalf of the California Alliance of Retired Americans, noting that they also oppose the TPP. She discussed the cost of prescription drugs in large part due to patent laws and the length of time medications can remain proprietary which keeps costs high. She was especially concerned about the potential impact if US policies regarding prescription drugs are implemented worldwide. She asked the Council to support the resolution.

Zio Mara Castro, Citizens Trade Campaign, discussed the negative effects that the TPP would have on trade, employment, local governments, industry, working conditions, and public safety. She encouraged the Council to take action tonight and support the resolution.

Eli Dominguez commented on the number of people worldwide are on medication currently (70%) and the unsafe distribution and testing of medications. He was concerned the percentages not go any higher and that the pharmaceutical companies be held accountable for their bad practices.

Doug Van Raam agreed the resolution should be supported, but he noted there are other "disastrous trade policies," such as our country's national debt.

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

Vice Mayor Ross agreed that the TPP will have enormous impacts not just on Martinez or the Bay Area, but it will have substantial impacts on the culture, community, and economy of the United States. He also noted it could have environmental impacts as well, since it could provide a way for US companies to be exempt from climate change restrictions. He indicated he would be voting in support of the resolution.

Councilmember M^cKillop expressed her support for the resolution also, noting that the diversity of speakers were united in opposition to the TPP.

On motion by AnaMarie Avila Farias, Councilmember, seconded by Debbie M^cKillop, Councilmember, to approve Resolution Opposing Trans-Pacific Partnership Extension of Disastrous Trade Policies (Councilmember Avila Farias). Motion unanimously passed 5 - 0. Yes: Rob Schroder, Mayor; Mark Ross, Vice Mayor; AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember.

17. Notice of Scoping Session for Environmental Impact Report for the Downtown Martinez Jail Demolition Project (County File: CP# 15-38) and Council action to provide or not provide comments on Scope.

Mayor Schroder presented the staff report on the County's project to demolish the (old) Downtown Martinez Jail and the scoping session to begin the environmental impact analysis process.

Vice Mayor Ross said he wasn't sure of the historical significance of the building, although he acknowledged the materials might be worth saving for use in other downtown projects.

Councilmember DeLaney thanked staff for seeking an extension of the comment period for the scope of work. She expressed appreciation for the thoughtful comments made by staff and was supportive of all of them. She indicated she would like to be involved in the environmental and planning process with the County, and she reviewed issues of concern to her, such as potential future uses at the site, materials to be used, and placement of the building(s) on the site.

Councilmember Avila Farias was appreciative of the staff report as well and the issues raised therein and agreed the City needs to be involved throughout the planning process.

Mayor Schroder opened public comment on the item.

Cheryll Grover commented on the importance of the old jail building and its connection to the courthouse. She did not think either should be disturbed because of their historic significance. She didn't think that reuse of the materials would provide the same impact and noted that many of the mitigation measures would be the same whether the building is torn down or environmentally rehabbed. She urged the Council to oppose the demolition.

Douglas Van Raam discussed the potential use of the building as a church because of the historical significance that the building has for his family. He also noted that the address of 650 Pine Street does not actually exist, only 625 Court Street.

Eli Dominguez commented on conditions inside the building as well as environmental issues. He expressed the desire to someday be able to go inside the building and was opposed to its demolition, noting that too many historic buildings have already been lost.

Julian Frazer acknowledged Mr. Van Raam's family had a part in the history of the City. He also pointed out that the entire block, including the jail and the courthouse, is registered as historically significant and the buildings cannot be torn down, except possibly for portions added in the 1940s. He discussed how the environmental cleanup could be done and encouraged the Council to request alternative uses for the site through the environmental process. He also asked why there is no lighted Christmas tree on the plaza, as has been done in the past.

An unidentified person questioned whether the jail could be converted into a public restroom facility, the need for which was mentioned earlier in the meeting.

Harlan Strickland said he supported the City providing comments provided on the scoping of the EIR process, given the historic significance of the building to the City.

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

Mayor Schroder expressed his support for the comments made by staff regarding the environmental process, regardless of what is ultimately done to the building. He said he would like to see the building preserved if there is a viable use.

Vice Mayor Ross clarified for the record that his comments regarding reuse of the materials did not mean he necessarily was supportive of the demolition. If the County intends to use the site for parking, he suggested that other sites be included as alternatives.

Mayor Schroder confirmed with staff they understood the Council's position, comments and concerns.

18. Resolution to consider appointment of Councilmember AnaMarie Avila Farias as Vice Mayor from December 2015 through the reorganization meeting of 2016.

Mayor Schroder discussed the usual practice for appointment of Vice Mayor by the Mayor, and is based on whoever is the top vote-getter in the previous election. He indicated Councilmember Avila Farias was next in turn of rotation.

Mayor Schroder opened public comment on the item.

Julian Frazer discussed how the selection of Vice Mayor was done in the past, noting his preference for the previous selection process whereby the Mayor and the Council were always in rotation with two-year terms, not four-year. He thought there was more accountability and more public involvement in the process under the whole method. He also expressed frustration with the current provisions for public comment during a Council meeting and asked the Council to consider more opportunities and less time limits for speakers.

Eli Dominguez agreed with Mr. Frazer that the public is not being heard or considered by the Council. He was concerned that decisions are being made during private meetings on behalf of special interests and the public is being disregarded. He thought that shorter terms and/or term limits might serve the public better.

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

On motion by Rob Schroder, Mayor, no second required to approve Resolution appointing Councilmember AnaMarie Avila Farias as Vice Mayor from December 2015 through the reorganization meeting of 2016. Motion unanimously passed 4 - 0. Yes: Rob Schroder, Mayor; Mark Ross, Vice Mayor; AnaMarie Avila Farias, Councilmember; Debbie M^cKillop, Councilmember. Abstain: Lara DeLaney, Councilmember.

Councilmember Avila Farias thanked her colleagues for their support. She noted for the record that all Councilmembers have equal authority and voice on the Council in efforts to serve the community. She indicated she was honored to be able to serve as Vice Mayor in Mayor Schroder's absence.

19. Council Subcommittee Reports.

Mayor Schroder and Councilmember DeLaney reported out on their attendance of the School Liaison Subcommittee meeting held in November, 2015. Items discussed included the closing of a child care center, potential future uses of John Muir Elementary School, the public use of tennis courts at the high school, and an update on the California Youth Energy Services program.

Councilmember Avila Farias asked for an update on the PLA Subcommittee. Mayor Schroder indicated was no longer in place because the whole Council had met and considered the issue together and a proposal sent to the Building Trades but no response has been received back yet.

20. City Council Comments.

Councilmember Avila Farias requested the Chief of Police be present at City Council meetings as much as possible, to respond to questions and comments from the public as well as the Council.

Councilmember M^cKillop agreed and said she thought having the Chief present as a general rule would be helpful, but not for every meeting. She also noted that he could benefit from hearing public comments firsthand.

Vice Mayor Ross provided his sympathies to the Deputy City Clerk and the people in Los Angeles. He also indicated it would be helpful to have a review of emergency practices should such a situation occur here.

Councilmember DeLaney expressed her appreciation to staff for the decorations and for putting on the annual Holiday Frolic, scheduled for December 4th, and she reviewed all the activities for the evening. She also thanked DC Solar for sponsoring the Ice Rink and expressed her condolences to the Deputy City Clerk and her family.

Mayor Rob Schroder said he will have a conversation with Chief Sappal regarding his attendance at Council meetings.

Councilmember Avila Farias asked if there was going to be a transition plan with the City Manager so important items won't fall through the cracks. She also requested that the spending limit for the City Manager be reviewed and possibly updated.

Councilmember M^cKillop said she would like to reconsider moving back the start time of the Council meetings.

II. CLOSED SESSION (Adjourn to Board Room)

A. 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.

Mayor Schroder reported out on the Closed Session held, noting that direction was given to the negotiators.

ADJOURNMENT

Adjourned at 9:50 p.m. *in memory of Mireya Vasquez*, then to a Regular City Council Meeting December 16, 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 – 2/3/2016

I. CALL TO ORDER - PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Schroder called the meeting to order at 6:00 p.m. in the Council Chambers, 525 Henrietta Street, Martinez, California.

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

EXCUSED: None.

ABSENT: None.

PRESENTATION(S)

**Councilmember M^cKillop entered and was seated at the dais at 6:08 p.m.*

A. National Citizens Survey (NCS).

Assistant City Manager Alan Shear introduced the item, discussing the purpose of the National Citizen's Survey and a brief overview of the process.

Ms. Damema Mann went over the key findings of Martinez' Citizens Survey focused on the community's livability. A scientific survey was sent out to 1,400 households with a 28% response rate. She reviewed key focus areas for Martinez: quality of life and safety aspects as most important and she discussed comparisons with national priorities. Ms. Mann also reviewed specific responses to questions regarding the Joe DiMaggio boat, information sources used by the public, revenue for city roads, and the top three issues the City should focus on in the next three years. In conclusion, she noted that residents believe there is a positive quality of life in Martinez, with economy and safety as top priorities. She added there are improvements needed in areas related to roads and other transportation options, and she acknowledged funding is a challenge.

Mayor Schroder expressed appreciation for the report, and he noted there were no real surprises in the concerns raised by the public; especially regarding potential new taxes.

Councilmember Ross commented that this survey is a good source for future priorities, adding that the Council will be challenged to address those priorities. He asked what other cities rank higher than Martinez in terms of transportation. Ms. Mann said she couldn't list all of them, but noted there are several California cities closer to San Francisco who already has their transportation infrastructure in place and they probably ranked higher.

Councilmember DeLaney asked about the cost of the survey itself and for future follow-up and analysis, which Mr. Shear discussed. Councilmember DeLaney expressed concern about the costs, especially for such a small sampling and for results that were not unexpected.

Councilmember M^cKillop expressed appreciation for the work that was put into the process, as well as expressing her understanding that the small sampling did satisfy the standards for the scientific method of surveying. She asked for clarification as to the national benchmark comparisons, which Ms. Mann reviewed again.

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

Debbie Zamaria commented that she wrote a letter to the Gazette concerning the old Train Depot which has been lying dormant. She noted it would be a perfect location for the Martinez Museum. Ms. Zamaria stated she realizes there are other considerations for the use and monies are needed to renovate the Train Depot. Further, she asked if any grants are being pursued. She noted there was a subcommittee to study the use for the Depot, but for various reasons was not able to reach a decision to present to the Council. She requested another subcommittee be formed. Mayor Schroder stated he was not planning to create another subcommittee, but it will be coming to the Council for discussion.

Kristin Henderson provided a pamphlet of historic resources of the Italian American community in the City. She indicated next year will be the 100th anniversary for the City Hall and she would like to start work to get it on the federal register. She also noted Kevin Murray will be the photographer for the project. She provided a brief history on a famous tile maker associated with Martinez, a Mr. Solon. Ms. Henderson spoke about the train station which is not historic, just associated with the event of the train arrival in Martinez. She spoke about her concern regarding moved buildings, CEQA and land use patterns, and architectural style. She also thanked Vice Mayor Avila Farias for sharing information with her about the history of the old jail.

**Vice Mayor Avila Farias entered and was seated at the dais at 6:35 p.m.*

Jack Bean and his wife commended Martinez Police Officer Chuck Buda #116 for his professionalism and determination on recovering their stolen property.

Eli Dominguez stated word-of-mouth would have been better than conducting a costly survey. He indicated his support for the Police Department and urged the community to support the businesses downtown since many are leaving. He also commented on poor road conditions, environmental issues, and infrastructure needs.

Debbie Whittaker provided a recap from the first meeting with the Parks, Recreation, Marina & Cultural Committee (PRMCC) regarding the dog park and said she looks forward to working with everyone in 2016.

Marcia Hetzler echoed Ms. Zamaria's comments regarding the old train station and stated the City should be able to come up with a cooperative historic use of the train station (multi-use), which would mean a lot for the downtown.

Richard Verrilli expressed his appreciation to the Council and all the work they have done to make this City a wonderful place to live.

CONSENT CALENDAR

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

1. Motion approving Check Reconciliation Register dated 12/03/15. [C.Spinella/2.1.1]
2. Motion adopting Ordinance No. 1392 C.S. granting a franchise to Plains Products Terminals, LLC, doing business as Plains All-American Pipeline, LP, its successors and assigns, to construct, maintain, use, operate, repair, replace, renew, and remove pipelines and appurtenances which may be used for the transportation of petroleum liquids oxygenates, additives, blendstocks, gas and their derivatives connected with the primary business of the franchise holder, together with all manholes, service connections, and other appurtenances necessary or convenient for the operation of said pipelines under, along, across or upon the public roads, streets, highways, ways, alleys, City property, and other places as the same now exist within the City of Martinez. [M.Chandler/31.00.00]
3. Motion approving agreement for Interim City Manager Jim Jakel commencing January 1, through April 15, 2016. [A.Shear/17.00.01]
4. Resolution No.117-15 authorizing the City Manager to execute a three year agreement for professional consultant services with LCC Engineering and Surveying, Inc. and naming Christine M. Leptien-Parks, PE/LS as on-call City Surveyor. [T.Tucker/17.06.31]
5. Resolution No. 118-15 authorizing the three year agreement for consultant services with Carollo Engineers Inc. to provide On-call Engineering Services for the City's water system not to exceed \$500,000 over three years. [T.Tucker/17.06.32]
6. Resolution No. 119-15 authorizing the City Manager to execute a Consultant Services Agreement, in the amount of \$124,320, with Bellecci & Associates for the design of the Annual Water Main Replacement Project. [T.Tucker/15..07.01]
7. Resolution No. 120-15 accepting the Susana Park and Mountain View Renovation Project C5025 per contract Documents and instructing the City Clerk to file a Notice of Completion. [D.Salts/11.08.00&11.16.00&11.05.13]

Mayor Schroder opened public comment on the Consent Calendar.

Kristin Henderson spoke about Item 7, discussing the skirmish that ensued in deciding what to do with Susanna Park and how nice it looks now. She wasn't sure how historic it is now, but she was appreciative of the final result.

Eli Dominguez spoke about Item 3, commenting on why the current City Manager was leaving and whether it was true he felt none of his ideas were accepted or implemented.

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

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

PUBLIC HEARING(S)

CITY MANAGER

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

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

CITY COUNCIL

9. Council Subcommittee Reports.

10. City Council Comments.

Vice Mayor AnaMarie Avila Farias thanked Patty Lorick and the entire Park & Recreation staff for an excellent Holiday Frolic event. She also requested Mr. Scola to extend her appreciation to Public Works staff for their hard work as well. She said it was amazing to see all the families who attended, and she thought Martinez was the destination City this season.

Councilmember Debbie M^cKillop took a moment to reflect on her first year as Councilmember. She recognized City staff for their hard work and commitment. She expressed her appreciation to City Manager Rob Braulik for his service to the City and thanked him for his professionalism, assistance, and guidance. She wished Mr. Braulik well in his pursuit in the private sector. Councilmember M^cKillop noted past actions of the Council and said their power comes from differences between them. She indicated these different viewpoints are essential to explore an issue and when the differences are matched with a mutual respect, and then the Council is truly serving the citizens. She looked forward to another eventful year and wished everyone the happiest of holidays and a new year filled with health, happiness, and prosperity.

Vice Mayor Avila Farias thanked Councilmember M^cKillop for her services, expressing she has been a wonderful colleague.

Councilmember Mark Ross echoed Vice Mayor Avila Farias' comments. He also wished Mr. Braulik well in his new endeavor and wished the City staff and Martinez citizens Happy Holidays and a Happy New Year.

Councilmember Lara DeLaney expressed her appreciation to staff for all their efforts and dedication this year and she acknowledged Mr. Braulik for his service and dedication to the City, and wished him well. She also made everyone aware of the Medical Marijuana Regulatory Act, and she indicated the City needs to take action on some aspects (cultivation and mobile delivery) by March 1st. She also said she would like to revisit the post office issues regarding mail delivery, noting she continues to receive more complaints. She requested that the Council consider taking the issue to the next level. She wished the community Happy Holidays and a prosperous New Year and thanked them for making this a wonderful community.

Councilmember Ross said he had spoken with some of the employees of the post office and thought there was at least the possibility for further dialogue. Mayor Schroder indicated he has spoken to Senator Mike Thompson's Office and Representative DeSaulnier's Office, which is the next level, regarding the mail issues. Councilmember Ross expressed concern about physical logistical conditions that affect mail delivery.

Mayor Rob Schroder indicated the marijuana issue will be handled by the Chief of Police and the Public Safety Subcommittee, and then the Council. He expressed his appreciation to staff for all their hard work and dedication especially Public Works for their hard work in getting the ice rink ready. He announced he will be out of town from December 20th through the 30th. He also thanked Rob Braulik for his efforts and his accomplishments in his short tenure with the City. He wished everyone Happy Holidays and a Happy New Year.

II. CLOSED SESSION (Board Room)

A. 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.

Mayor Schroder stated direction was given to the City's Labor Negotiators.

ADJOURNMENT

Adjourned at 8:00 p.m. to a Regular City Council Meeting January 20, 2016 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 – 2/3/2016