

CALL TO ORDER - PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Rob Schroder called the meeting to order at 6:00 p.m. in the Council Chambers, 525 Henrietta Street, Martinez, California with all members present except Councilmembers DeLaney and M^cKillop, who arrived shortly after roll call.

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

EXCUSED: None.

ABSENT: None.

PUBLIC COMMENT (COMPLETE SPEAKER CARD AND GIVE TO CLERK)

Reserved only for those requesting to speak on items not listed on the Agenda.

There being no comments made, the Council adjourned to closed session in the Board Room.

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 reported that there was no action taken and nothing else to report.

ADJOURNMENT

Adjourned at 6:30 p.m. to a Regular City Council Meeting on December 2, 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 – 02/17/16

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

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

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)

A. Contra Costa County Advisory Council on Aging.

Item cancelled.

B. Martinez Chamber of Commerce Semi-Annual Update.

Julie Sabbagh, newly appointed Executive Director, presented the Semi-Annual Update. Ms. Sabbagh reviewed her background and introduced past chair Adam Hoffer and staff. She reviewed the Chamber's current membership, past and upcoming events, an update on the Visitors' Center, outreach to businesses, the Chamber's new website, and educational offerings. She stated she looks forward to working with the City Council, City staff, and Main Street Martinez.

Councilmember M^cKillop thanked Ms. Sabbagh for the presentation and expressed appreciation for the educational outreach and online media efforts.

C. Main Street Martinez Semi-Annual Update.

Terry Edwards, Board President, welcomed Ms. Sabbagh and introduced Executive Director Leanne Peterson and John Curtis, past President. Mr. Edwards provided the Semi-Annual Update recognizing past events. He presented a short video on the construction of the Downtown Ice Rink. Mr. Edwards reported on new programs, future events, and announced Leanne Peterson was appointed to the California Main Street Board for 2016. He noted new measures Main Street is tracking and stated more information and statistics would be provided at the Annual Update in July.

Mayor Schroder commended Main Street and everyone who worked on the Ice Rink. Councilmember DeLaney asked for more information on Blues by the Bay, other amphitheater events, and available property visits. Councilmember Ross commended Main Street on its use of Martinez' attractions and resources. Vice Mayor Avila Farias commended Main Street on the Ice Rink and stated she had received many compliments about Martinez' holiday celebrations. Councilmember M^cKillop expressed her congratulations to Ms. Peterson on her appointment.

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

Linda Weitman did not want to speak; however, Mayor Schroder read her comments questioning the ethics of the Council with respect to Pine Meadow.

Gwen Watson, Chair of the Social Justice Alliance of the Interfaith Council of Contra Costa County, expressed concern about the homeless and indicated the Interfaith Council is against an ordinance prohibiting homeless people sleeping in their cars. She noted families with children have to live in their cars if there are no rooms in shelters or when they have no other recourse. She asked the Council to reconsider the Ordinance.

Eli Dominguez expressed concern with the Police Department. He noted he has submitted several complaints with no response. He noted there was not enough police patrol to take care of offenses around the City. Mr. Dominguez also expressed concern about the lack of housing for the homeless and suggested a shelter in the City.

Tim Platt, Friends of Pine Meadow, spoke on the Friends' public records request about conversations with DeNova Homes on the Pine Meadows development and felt the City's response was incomplete and that he had received little response from the City Manager and Council except for Councilmember DeLaney. He requested the Council to expedite his request in providing the documents that should have been provided under the original request and the new expanded request.

Rolf Lindenhayer, Friends of Pine Meadow, also spoke on the lack of response to the public records request and provided his opinion on the DeNova Homes emails.

M.C. O'Brient said he opposed housing on Pine Meadow and did not believe it is ethical for the Council to take any action.

Christine Dean spoke and addressed the Friends of Pine Meadow suggestion that there was a plan for 288 homes including commercial development. She stated a plan does not exist and asked the City to set the record straight.

Mark Thompson indicated he was disappointed with the documents received from their Public Records Request. He spoke on the lack of transparency in the City.

Felix Sanchez spoke on the Pine Meadow Project and potential negative impacts to the community including road and traffic impact, overcrowded schools, and overburdened fire department protection.

Vice Mayor Avila Farias stated Councilmembers' responses to the public records request were provided through the City Clerk and legal counsel. Councilmember DeLaney stated the Council was actually requested to submit their emails individually by the City Clerk, which she complied.

CONSENT CALENDAR

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

1. Motion approving City Council Minutes of November 18, 2015. [M.Cabral]
2. Motion rejecting Claims against the City by Joseph Wisher, #15-18; Kim Poyadue, #15-31. [M.Cabral]
3. Motion approving Check Reconciliation Registers dated 12/17/15 and 01/07/16. [C.Heater/2.1.1]
4. Motion approving Cash & Investment report ending December 31, 2015. [C.Robinson/2.1.0]
5. Motion approving Resolution No. 003-16 authorizing the Interim City Manager to execute a Consultant Services Agreement with Christine O'Rourke Community Planning to complete the General Plan update; and adopt a resolution allocating \$82,800 from the General Fund Unassigned Fund Balance to the General Plan budget for consultant services. [A.Shear/9.2.15]
6. Resolution No. 001-16 authorizing the Interim City Manager to execute an agreement with Rising Sun Energy Center and the Boys and Girls Clubs of the Diablo Valley for the California Youth Energy Services Program in Martinez. [M.Chandler/30.09.00]

Mayor Schroder pulled Item #6 from the Consent Calendar as requested by staff.

Mayor Schroder opened public comment on Items #1-5 of the Consent Calendar.

Eli Dominguez spoke on Item #5 and the importance of having a permanent City Manager overseeing the General Plan update to ensure consistency meeting the community's needs and concerns are well-understood. He also questioned whether consultant services are the best use of the City's funds.

Seeing no further speakers, Mayor Schroder closed public comment on Items #1-5 of the Consent Calendar.

Mayor Schroder stated Jim Jakel has been hired as the Interim City Manager upon Rob Braulik's resignation and the search for a new City Manager is underway. He noted the General Plan consultant is needed because the staff member leading that effort also left recently.

On motion by Debbie M^cKillop, Councilmember, seconded by Anamarie Avila Farias, Vice Mayor, to approve Item A and Items #1 through #5 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.

Michael Chandler, Senior Management Analyst, provided an update on Item #6, noting staff has secured Tesoro as a lead sponsor for the Youth Energy Services Program, so the program will be offered at no cost to the City.

On motion by Lara DeLaney, Councilmember, seconded by Mark Ross, Councilmember, to approve Resolution No. 001-16 authorizing the Interim City Manager to execute an agreement with Rising Sun Energy Center and the Boys and Girls Clubs of the Diablo Valley for the California Youth Energy Services Program in Martinez. Motion unanimously passed 5 - 0.

Yes: Lara DeLaney, Councilmember; Debbie M'Killop, Councilmember; Mark Ross, Councilmember; Anamarie Avila Farias, Vice Mayor; Rob Schroder, Mayor.

PUBLIC HEARING(S)

CITY MANAGER

7. Unreinforced Masonry Update.

Dave Scola, Public Works Director, provided a staff report reviewing the background of the program, the City's work on the program addressing the 60 buildings needing retrofit, and the status of the 15 properties remaining to be addressed. Six properties have not yet begun any retrofit work. The City will inform these property owners of their last chance to comply. Senior City Attorney Veronica Nebb stated the letters will be going out at the end of the month.

Mayor Schroder asked if the properties under construction are being handled properly and Mr. Scola stated he had not seen any problems with their construction progress.

Councilmember Ross asked if the owners of the properties were corporations or individuals and Ms. Nebb stated they are all owned by individuals or family trusts.

Councilmember Ross asked for an update on the status of the DiMaggio building and Mr. Scola stated construction is permitted, but has not started. Councilmember Ross asked staff to see if it was possible to remove the plywood boarding the windows on the DiMaggio building or make it less unsightly.

Councilmember DeLaney asked which property was going to be demolished and Mr. Scola stated it is the Gazette building on Estudillo.

8. Resolution to establish the Assistant to the City Manager job classification and salary range and amend the Management Compensation Plan.

Interim City Manager Jim Jakel presented the staff report and reviewed the changes requested. He noted there would be no immediate financial impact.

Vice Mayor Avila Farias asked why this was being done before the new City Manager's hiring. Mr. Jakel stated the addition of the classification will not constrain the new City Manager but will add more flexibility. This change will improve the City's stability in the short term by retaining an important employee.

Councilmember Mark Ross clarified that the change will ensure the employee's classification accurately represents their role and responsibilities, which will be helpful in orienting the new City Manager to current employees' functions.

Councilmember DeLaney asked if the Council would have to take action to reclassify the current employee or if the position would be open for applications. Assistant City Manager Alan Shear stated the Interim City Manager has the authority to reclassify the employee.

Vice Mayor Avila Farias asked if there is other staff in this situation and requested a more strategic look at the overall organization of the City's staff. Mr. Shear stated there is a process for employees to request a review if they feel they are performing above their current classification.

Councilmember Mark Ross noted the City has many hardworking and dedicated employees who have supported the City well during a difficult financial time.

Mayor Schroder opened and closed public comment on Item 8 with no speakers coming forward. On motion by Mark Ross, Councilmember, seconded by Lara DeLaney, Councilmember, to approve Resolution No. 002-16 to establish the Assistant to the City Manager job classification and salary range, and amend the Management Compensation Plan. Motion unanimously passed 5 - 0. Yes: Lara DeLaney, Councilmember; Debbie M^cKillop, Councilmember; Mark Ross, Councilmember; Anamarie Avila Farias, Vice Mayor; Rob Schroder, Mayor.

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

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

CITY COUNCIL

10. Council Subcommittee Reports.

11. City Council Comments.

Councilmember Debbie M^cKillop wished everyone a Happy New Year and looked forward to working another year with her colleagues.

Vice Mayor AnaMarie Avila Farias stated 2015 was a great year and looked forward to the Mayor's address and a successful 2016.

Councilmember Mark Ross welcomed Interim City Manager Jim Jakel back and Chief of Police Manjit.

Councilmember Lara DeLaney echoed the Council's comments and announced the State of the City Breakfast on February 9, 8:00 a.m. to 9:30 a.m. at 444 Fig Tree Lane. She stated she will be representing the City at the League of California Cities Policy Committee for Employee Relations on Friday in Sacramento.

Mayor Rob Schroder announced that the Cool California Challenge - a competition among 22 cities of which Martinez is one – released a promotional video in which the Mayor discusses the competition and encourages citizens to participate and reduce energy usage. Michael Chandler, Senior Management Analyst, stated the City is doing well in the Challenge and holding steady between fifth and sixth place out of the 22 cities. Mr. Chandler reviewed efforts City staff will be undertaking to promote the challenge.

Mayor Schroder also reported he, Vice Mayor Avila Farias, and Assemblyman Dodd met with the President of the Maritime Academy in Vallejo and discussed bringing an educational extension of the Maritime Academy to the Martinez Waterfront. He noted at this point it is conceptual but everyone seemed very interested.

II. CLOSED SESSION (Board Room)

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

Agency Designated Representatives: Jim Jakel, Interim City Manager; Alan Shear, Assistant City Manager; Fran Buchanan, IEDA.

Employee Organization: Laborers International Union of Nor. America, Local, #324; Martinez Police Officers Association; Martinez Police Non-Sworn Employees Association and Management Compensation Plan

B. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: One potential case.

No public comments made, Council adjourned to Closed Session in the Board Room.

Mayor Schroder reconvened the meeting and reported, in regards to the Conference with Labor Negotiators, direction was given to the City's Negotiator. With respect to the Conference with Legal Counsel, direction was given to the City Attorney.

ADJOURNMENT

Adjourned at 8:26 p.m. to a Special Meeting on January 27, at 6:00 p.m. then to a Regular City Council Meeting February 3, 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 2/17/16

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. He noted Mr. and Mrs. Franklin had not arrived and requested to wait a few more minutes.

The meeting was reconvened at 6:15 p.m. He noted since this was a Special City Council Meeting, public comment will only be allowed regarding items listed on the Agenda.

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)

A. Waterfront Park Field Enhancements "Showcase Tournament Baseball."

City Engineer Tim Tucker provided some background indicating that Cris and Wayne Franklin met with former City Manager Rob Braulik to explore the possibility of expanding fields and adding amenities to the Waterfront Park Renovation Project to provide a venue for "Showcase Tournament Baseball." Mr. Tucker reviewed the three options provided by the Franklins and noted staff refined Option 3, which expands Fields 1 and 3. In addition to expanding the fields, several upgrades to the facility would be required to make it a showcase facility such as enhanced lighting, improved bleachers, batting cages, bullpens, dugout upgrades, seating, storage areas and an electronic scoreboard. He also briefly commented on field constraints, cost considerations and the staff recommendations. He then introduced the Franklins to provide more information on the possibilities.

Cris and Wayne Franklin provided a PowerPoint presentation regarding the uniqueness offered by Waterfront Park and the City, as well as the benefits of having two baseball fields (in-house tournaments, increased income from field rentals) and the potential to make a home for an independent ball team. They noted that having a better baseball environment can provide better opportunities (development, coaching, and tournaments) for the youth of Martinez and create new partnerships with reputable organizations that offer great experiences benefiting the community. As a mother, Ms. Franklin noted they see the potential for a great facility for local kids that are currently not available in the area, as well as a more family-focused environment. She also acknowledged that the downtown and the open space areas provide for the players, families and visitors to the community.

Mr. Franklin commented on the demand for good baseball facilities up and down the 680 corridor. Ms. Franklin also discussed opportunities to continue playing on college teams and/or professionally, potential national tournaments and for recruitment.

Mayor Schroder asked about site constraints and how that will affect future use of the fields, and Mr. Tucker discussed the correlation between field size and type of sport played.

Mayor Schroder stated there is another item on tonight's agenda to consider an action for this project and there will be an opportunity to discuss the report further.

Recreation Supervisor Patty Lorick reviewed statistics related to field usage in recent years, current demand, tournaments, and other activities.

Councilmember DeLaney asked what were the significant differences between the options being considered, and Ms. Franklin discussed factors such as the amount of renovation needed, location of the concessions, lesser impacts, and financial considerations.

Councilmember Ross asked whether the current level of use is a contraindication for expansion, and Ms. Lorick confirmed there is demand among many different types of field use.

There was discussion between staff and the Council regarding the advisability of expanding or enhancing existing facilities to meet the demands and impacts on the fields.

Councilmember DeLaney asked about lighting upgrades and safety issues with the proximity to the railroad tracks. Mr. Tucker discussed lighting options, and Ms. Franklin discussed their goals and purpose for the lighting upgrades.

City Engineer Tucker reviewed the fiscal impacts for the enhanced field improvements, unfunded projects, such as a dog park, Joe DiMaggio Center, Main Street restrooms, pickleball courts, playground equipment for Cappy Ricks Park, shade structures, etc. In response to a question from Councilmember DeLaney, he also confirmed that the balance of the WW funds were committed to this project.

**PUBLIC COMMENT (Complete Speaker Card and present it to the Clerk)
Comments are limited only to items listed on the Agenda**

No comments were made.

CONSENT CALENDAR

A. Motion Waiving Reading of Text of all Resolutions and Ordinances.

1. Resolution No. 004-16 authorizing the Interim City Manager to execute a Memorandum of Understanding (MOU) between the City of Martinez and the Martinez Police Officers Association (MPOA), for the contract period July 1, 2015 through June 30, 2019. [A.Shear/4.5.7]

Councilmember DeLaney said she thought this negotiation process had resulted in a contract that suited both sides of the table, as well as meeting the goals of officer retention and public safety needs.

Councilmember Ross observed that the more successful negotiations often end with both parties feeling a little bit pinched. He was especially glad that the issue of officer retention had been addressed satisfactorily for the benefit of the community.

Vice Mayor Avila Farias agreed with Councilmembers Ross and DeLaney, although she was concerned that the process had not been resolved very quickly. She noted the Council values all City employees, but especially those that affect public safety. She expressed hope that a comprehensive salary/benefit analysis for all City employees could be done in the near future, which will help in future negotiations.

Councilmember M^cKillop was also hopeful that the new contract would lead to greater officer retention. She was optimistic that the new contract and the new police chief mean the department will grow, and that there are good things for the City in the future.

Mayor Rob Schroder indicated he was glad the negotiation process was over and that the end result was a fair deal for everyone. He noted there was a correction to the Article 5 of the final MOU, which Assistant City Manager Alan Shear read into the record (but he also clarified that the tentative agreement that was signed by both sides was correct).

On motion by Mark Ross, Councilmember, seconded by Lara DeLaney, Councilmember, to approve 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.

CITY MANAGER

2. Waterfront Park Field Enhancements:

Provide direction to staff: Option 1-Proceed with the current design at the current budget level; or Option 2-Proceed with the alternative to increase field dimensions and provide additional field amenities that will require additional allocation of Park and General Funds at the award of a construction contract. [T.Tucker/10.05.03&11.05.03]

Mayor Schroder reviewed the options before the Council in regard to the Waterfront Park Enhancements.

Mayor Schroder opened public comment on the item.

Daniel Nappier agreed the Waterfront is a beautiful place, but he expressed concern about the proposed size of the fields, which he indicated is almost the size a major league playing field. He was also concerned about where the restrooms would be located, limited parking, and whether the small town atmosphere would be lost if the park is expanded too much.

John Abraham, president of the Martinez Baseball Club was worried about time taken away from current teams, as well as the additional maintenance that will be needed after increasing field use.

Phil Raines was equally concerned about field maintenance issues, noting the City has a hard time keeping up with maintenance already. He indicated he wanted to see details of the agreement before he could decide whether it was good or not. He noted that the fields are already used daily from January through June, and the teams are mostly Martinez residents. He was skeptical that out-of-town users would bring significantly more shoppers to downtown businesses.

Councilmember Mark Ross asked about fencing for the fields and how the size of the field can be adjusted to accommodate the different levels of play. Mr. Abraham discussed sizes of the fields for the different age groups in Little League, noting that among older ages (teen years) there is less interest in continuing to play.

Councilmember DeLaney asked if having a long field prevents younger teams from playing. Mr. Abraham said no, although it is less comfortable for the players when chasing balls in the outfield and/or behind the plate.

Ms. Lorick stated temporary fencing is usually brought in for girls' tournaments. In response to a further question, she confirmed that Martinez does not have room to store the fencing between uses.

Marty Ochoa questioned how adding extra or larger fields would benefit the Martinez baseball community, since there is plenty of demand currently for the fields and plenty of the children in the City are able to play already. Mayor Schroder said he thought the presentation had explained the benefits for the City, including park improvements, etc. He asked Ms. Franklin if there was anything she would add in response to Mr. Ochoa's question.

Cris Franklin commented on youth athletics in other cities and aspects of their programs, including enhancements that the youth of Martinez could enjoy as well, through expanding and improving the current facilities. She also noted that the proposed programs would be offered during the off-season and would not push out any of the existing programs or teams from Martinez; nor would there be any changes to existing fields to limit their functionality.

Councilmember DeLaney asked what Ms. Franklin meant by "off-season" use, since Ms. Lorick had indicated that the fields are currently being used year-round. Ms. Lorick explained that for Martinez, off-season would be a week during August, September, October and November.

Dick Duncan discussed how lighting can affect the usability of a field, although he expressed concern about the costs to the City (and the taxpayers, ultimately) from increasing the number of lighted fields and/or the number of hours the lights will be on. He also noted differences between the needs for softball players compared to baseball and potential difficulties in changing between users. He expressed concern about the number of projects proposed by the City that are currently unfunded, and he questioned the advisability of spending City money to improve facilities for out-of-town "guests" while leaving more important needs unattended.

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

Mayor Schroder commented on his concern that this project is done right, and requested the item be continued to February 17th so he can fully investigate what has been done elsewhere and what features would work in Martinez, etc., as well as cost implications.

Councilmember Ross discussed the need for balance between the new and the old, as well as how the proposed enhancements and improvements can benefit local youth but recognizing the economic benefit from drawing others to the City to enjoy the recreational facilities and help stimulate downtown businesses. He was confident the balance can be found to meet the needs all those involved.

Councilmember DeLaney agreed with the Mayor and Councilmember Ross. She also expressed concern that maintenance issues, financial aspects, parking, public bathrooms and the balance between local users and a broader vision - all should be carefully considered.

Councilmember Debbie M^cKillop commented she would like to be sure the maintenance, parking and lighting issues are known before an option is chosen. She agreed with other Council comments about the need for balance between local needs and regional opportunities, and she especially was concerned that no local teams be displaced once the improvements are finished.

Vice Mayor AnaMarie Avila Farias was appreciative of the report that was presented. She acknowledged it is a complex issue, and she agreed with Mayor Schroder taking extra time to study the options was a good idea.

Item continued to February 17, 2016 Council Agenda.

ADJOURNMENT

Adjourned at 7:31 p.m. to a Regular City Council Meeting February 3, 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 – 2/17/16