

I. CALL TO ORDER

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

II. PUBLIC COMMENT (Comments are limited only to Closed Session)

Julian Frazer suggested that the City Manager, as part of his duties, look into preserving the public's first amendment right and making sure the meetings are conducted according to Hoyle.

Mayor Schroder indicated that part of the City Manager's contract states that a 90-day evaluation will be made.

There being no further comments, the Council adjourned to the Board Room.

III. CLOSED SESSION

- A. Pursuant to California Government Code Section 54957:
PUBLIC EMPLOYEE PERFORMANCE EVALUATION Title: City Manager

IV. RECONVENE - PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Schroder reconvened the meeting at 7:00 p.m. in the Council Chambers. He commented that a Closed Session was held regarding Public Employee Performance Evaluation, City Manager, and indicated the Council was required to conduct a 90 day evaluation per the City Manager's contract.

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. Proclaiming October 2016 as "Domestic Violence Awareness Month."

Vice Mayor Avila Farias, on behalf of the City Council, read and presented the Proclamation to Kris Annette Jachens, STAND! For Families Free of Violence.

Ms. Jachens thanked the Council on behalf of the staff and clients of STAND. She commented on the prevalence of domestic violence and the importance of the organization's work.

B. Presentation by Figtree PACE Program.

Assistant to the City Manager Michael Chandler presented Christine Padilla, Figtree Financing.

Ms. Padilla provided a brief overview of the Figtree Financing Property Assessed Clean Energy (PACE) program, which enables energy upgrades of existing privately owned buildings. She provided Figtree's history, areas of focus, and key accomplishments. Ms. Padilla explained the eligibility requirements, financing terms, and benefits to businesses and property owners.

The Council thanked Ms. Padilla for the information.

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

Carolyn Duncan announced the 10th Martinez Historic Society Home Tour, which will be held on October 8th from 10:00 a.m. to 4:00 p.m. and this year will include a garden. She recognized the three ladies who started this program, the late Alice Alderette, Marlene Hawes, and Carol Russell Shultz. She thanked all the volunteers and sponsors. For further information, visit www.martinezhometour.com.

Richard Verrilli expressed an objection to the Chamber of Commerce conducting a forum for candidates without inviting questions from the public.

Bill Nichols, resident and Martinez Environmental Group member, spoke on the efforts led by Ted and Kathy Radke and their accomplishments for Martinez, specifically the Martinez Waterfront Authority/Martinez Shoreline, the East Bay Regional Park District, Crockett Hills Regional Park, Carquinez Scenic Drive, and other open space they helped to protect. He expressed his appreciation to the public officials for their continued efforts and the members of the community for their involvement.

Julian Frazer also spoke on the accomplishments of Ted Radke and commented on how powerful it is when public officials act with the support of the community.

Christina Reich, Martinez Dog Park Group, requested the Council move forward and take action with respect to the dog park that citizens have been advocating for.

Gary Freitas reminded the public that the Council was voted in by the majority of the public and that the Councilmembers work hard. He encouraged the public to act on behalf of the community instead of criticizing the City's leaders.

Melissa Mohoi also spoke on the dog park and provided a quick update about the last workshop. She urged the Council to keep moving the process forward.

CONSENT CALENDAR

Mayor Schroder noted that Item #7 will be continued to October 19th.

Councilmember DeLaney requested that Item #5 be removed.

- A. Motion waiving reading of text of all Resolutions and Ordinances.
1. Motion approving Council Minutes of Adjourned Regular Meetings of August 3, and 17, and Special Meeting of August 30, 2016. [M.Cabral]
 2. Motion approving Check Reconciliation Register(s) dated 8/25/16. [C.Mosser/2.1.1]
 3. Motion accepting and authorizing the response to the Contra Costa Grand Jury Report No. 1609, outlining specific findings and recommendations on "Human Trafficking." [M.Sappal/06.01.09]
 4. Motion accepting and authorizing the response to the Contra Costa Grand Jury Report No. 1615, outlining specific findings and recommendations on "Truancy and Chronic Absence in Contra Costa County Schools." [M.Sappal/2.1.1]
 5. Resolution authorizing the City Manager to execute a First Amendment to Lease with NorCal Courts, LLC, to allow bocce as a permitted use within the leased real property located at 360 Ferry Street in Martinez, and finding that such action is categorically exempt from the provisions of the California Environmental Quality Act pursuant to CEQA Guidelines Section 15301. [M.Chandler/5.23.00]
 6. Resolution No. 085-16 authorizing the City Manager to approve the addition of interim staffing for several key service positions in the Water Treatment Plant, City Clerk and Finance Divisions that will become vacant within the next year. Amend the FY 2016-17 Budget with a budget transfer from Unassigned Fund Balance in the amounts of \$50,000 from the Water Enterprise Fund and \$44,000 from the General Fund, respectively. [C.Mosser/2.1.0&2.10.00]
 7. Resolution amending the City's Master Fee Schedule by establishing a reduced rate of \$35 per class for the Martinez Adult Education's rental of the Martinez Senior Center for Jazzercise. [M.Chandler/2.02.07]

Mayor Schroder opened Items #A-4 and #6 for public comment.

Julian Frazer requested the Council allow members of the public to request items be pulled from the Consent Calendar so that the public can comment on them individually.

Seeing no further comments, Mayor Schroder closed public comments on the Items.

Councilmember Ross commented on Item #4, the Grand Jury Report regarding Human Trafficking. He commented on the relevance of this issue in Contra Costa County.

Councilmember M^cKillop also commented on Human Trafficking and encouraged the community to be aware of the problem and continue to work on ways to address it.

On motion by Mark Ross, Councilmember, seconded by AnaMarie Avila Farias, Vice Mayor, to approve Item A, Items #1 through #4 and #6 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.

Councilmember Lara DeLaney spoke on Item #5, related to the City's lease with NorCal Courts. She expressed support for the sport of bocce in Martinez and requested an update from staff on the status of the Maintenance Reserve Fund, into which a percentage of the gross profits will be deposited. She also requested that a financial update be received from NorCal Courts annually.

Mayor Schroder opened Item #5 for public comment.

Julian Frazer expressed concern that the space was purchased with the use of transportation funds while other recreational uses were not allowed. He also wondered why architectural elements originally in the plan for the building were not preserved.

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

On motion by Lara DeLaney, Councilmember, seconded by Mark Ross, Councilmember, to approve Resolution No. 084-16 authorizing the City Manager to execute a First Amendment to Lease with NorCal Courts, LLC, to allow bocce as a permitted use within the leased real property located at 360 Ferry Street in Martinez, and finding that such action is categorically exempt from the provisions of the California Environmental Quality Act pursuant to CEQA Guidelines Section 15301. 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)

CHIEF OF POLICE

8. Chief of Police Comment(s)/Update(s).

CITY MANAGER

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

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

CITY COUNCIL

10. Consider for discussion an update and general direction regarding next steps for the Alhambra Highlands negotiation process and direct the City Manager to (1) appoint a Project Manager to work with staff and the City Attorney in the negotiations process; and (2) develop a work plan to identify potential funding sources and a timeline of major milestones (Vice Mayor Avila Farias). [9.05.01.30&41.01.01]

Vice Mayor Avila Farias appreciated the opportunity to have the Council discuss this. She commented on the community's interest and activism regarding the project and thanked individuals including Jamie Fox and Bill Shultz for encouraging the Council to take action. She further commented on the importance of a project manager dedicated to overseeing the follow through of the project.

Mayor Schroder expressed his support for the proposal and expressed optimism for the progress the City would be able to make.

Councilmember Ross thanked the Council for moving forward on this and commented on his love for the Alhambra Hills. He stated he looked forward to working with the property owners and the stakeholders.

City Manager Kilger stated he felt establishing an initial draft work plan would be doable by the October 19th meeting.

Councilmember DeLaney agreed with the importance of this action and commented on the history of the project and the reason why the Councilmembers voted for it before.

Councilmember M^cKillop commended the Council for moving forward now that negotiations seemed to be possible and expressed optimism for the success of negotiations leading to a positive outcome for everyone involved.

Vice Mayor Avila Farias commented on a recent conversation with Linus Eukel of the John Muir Land Trust in which he expressed support for these efforts and wished he could be here tonight.

Mayor Schroder opened the Item for public comment.

Jaime Fox commented on some of the community's actions on this project and noted that research had finally concluded that John Muir owned the Alhambra Highlands. He thanked Vice Mayor Avila Farias for her leadership and encouraged the Council to move forward quickly while the momentum was positive.

Julian Frazer encouraged the Council and the community to work to preserve all the open space. He also encouraged the Council to include all community leaders in the planning process.

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

The Council reached unanimous consent to direct the City Manager to appoint a project manager develop a work plan, and potential funding sources.

11. Council Subcommittee Reports.

Councilmember M^cKillop reported out on the Public Safety Subcommittee meeting that she and Vice Mayor Avila Farias attended on September 13th.

Chief of Police Sappal noted there is a Public Safety meeting once every quarter and encouraged the public to bring concerns to the Department's attention.

Vice Mayor Avila Farias gave accolades to Chief Sappal for saving someone's dog that was locked up in a car with the windows rolled up.

12. City Council Comments.

Vice Mayor AnaMarie Avila Farias requested an update on the dog park for the next meeting to discuss sites and make a final decision on whether or not to build a park after twelve years of discussion. Mayor Schroder indicated he would like to see a cost analysis in order to make a final decision and was not sure if staff had accomplished that. City Manager Kilger stated that due to other projects, staff had not completed the cost analysis and recommended the final site selection wait for that to be completed. Vice Mayor Avila Farias stated she wanted the Council to make a decision about whether a dog park is something the City wants to do, and if so, make a commitment to make it happen.

Councilmember DeLaney stated she wanted the Council to have the analysis it needs to make an informed decision. Councilmember Ross thanked the community for continuing to bring it to the Council's attention. He suggested whatever site is selected does not need to be the only dog park and that work can continue to be done. The Council discussed the options and it was decided to bring to Council what staff has prepared so far for the October 19th meeting. Councilmember Debbie M^cKillop noted she was happy to hear there will be something brought forward so the Council can continue the discussion on the dog park.

Councilmember Debbie M^cKillop gave a shout-out to Nate and Matt, Park Rangers, who escorted her and others last Thursday evening to the top of Mt. Wanda on the "Full Moon Hike." It was a wonderful experience and she encouraged the public to take advantage of these events. She requested that the Campbell Theater lease be brought to a future agenda.

Councilmember Lara DeLaney announced the Cemetery Clean Up on October 15th and reminded the public of the Martinez Home Tour on October 8th. She welcomed a couple of new businesses in town, The Remedy and the Martinez Athletic Club.

Councilmember M^cKillop announced that the National Park Service has one more event for the "Full Moon Hike" on October 15th.

Mayor Rob Schroder stated the Editorial Board of East Bay Times endorsed Measure D, the City's half cent sales tax, and Pleasant Hill's Measure K half-cent sales tax, but it is not endorsing Lafayette's Measure C and Newark's Measure GG. He further stated he will be at the Chamber's Candidates Forum tomorrow. He noted that Parking Lot 4 is now under construction so the ice rink will be ready for the holiday season. Mayor Schroder commented that the Joltin Joe will be in Lake Tahoe this weekend competing in a boat show at the Sierra Boat Company and also announced this weekend, the East Bay Blues Festival will be held downtown.

City Manager Brad Kilger requested clarification as to the Council's direction on the Campbell Lease. The Council agreed staff was requested to provide a status report.

Mayor Schroder stated that the October 5th Council meeting was canceled due to lack of quorum; three members of the Council will be at the League of California Cities Conference in Long Beach.

ADJOURNMENT

Adjourned at 8:25 p.m. to a Regular City Council Meeting on October 19, 2016 at 7:00 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 11/2/16