

**CALL TO ORDER - PLEDGE OF ALLEGIANCE - ROLL CALL**

Vice Mayor Ross called the meeting to order in the Council Chambers at 7:06 p.m.

PRESENT: Vice Mayor Mark Ross, Councilmember Michael Menesini, and Councilmember Lara DeLaney.

EXCUSED: Mayor Rob Schroder, and Councilmember Janet Kennedy.

ABSENT: None.

**PRESENTATIONS**

A. Community Emergency Response Team (CERT) presentation by Brian Lindbloom.

Brian Lindbloom introduced the Community Emergency Response Team. He stated that two full classes were currently undergoing CERT training and announced a disaster preparedness drill on November 3rd at the Con Fire Training Center in Concord. He explained the purpose of the program and summarized the topics covered in the training sessions. He expressed appreciation to the Salvation Army for their support of the program. Residents who want to get involved can contact Lieutenant Roth at the Police Department or visit the program's website at [MartinezCERT.org](http://MartinezCERT.org).

The Council commended the volunteers for their efforts.

Vice Mayor Ross, on behalf of the City Council, presented a Proclamation to Mr. Gill Patton ex officio of CERT, who was instrumental in starting the CERT program in Martinez, and proclaimed October 3, 2012 as "*Gill Patton Day*" in the City of Martinez.

Mr. Patton stated that he was working on disaster plans for a variety of different scenarios and would be presenting them to the City; he expressed his appreciation to the Council and Captain Ghisletta.

B. Proclaiming October 2012 as "National Preparedness Month."

A Proclamation commemorating October as "*National Preparedness Month*" was presented to Mr. Lindbloom.

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

Mike Alford requested that the Council answer several questions for clarification on current and proposed development projects and asked that these projects be made public; he also asked for clarification on requirements on candidates running for election.

Jamie Fox, resident, stated that he had made a presentation to the General Plan Task Force on his proposal for connecting the City's parks with Bay Area Ridge Trails. He stated that the Task Force had supported the proposal, but the trail linking Briones Park with Mount Wanda was not included in the General Plan as it was currently being considered. He requested the trail be included in the final plan; and he further requested the trail be named after Hulet Hornbeck.

Tim Platt, representing the Alhambra Hills Open Space Committee, gave more background on the trails, Hulet Hornbeck, and the recent accomplishments of the Committee, including other trail connections that had been established.

## **CONSENT CALENDAR**

### **MOTION WAIVING READING OF TEXT OF ALL RESOLUTIONS AND ORDINANCES.**

1. Motion approving City Council Minutes of the Special Meeting of August 22, 2012 and the Regular Meeting of September 5, 2012.
2. Motion accepting Check Register dated 09/21/2012.
3. Resolution approving the submittal of application to the California State Department of Park and Recreation to include the Rankin Olive Grove as a California Point of Historical Interest.

Councilmembers Lara DeLaney and Michael Menesini expressed strong support to include Rankin Olive Grove as a point of historical interest and thanked those who had worked hard in putting it together.

On motion by Councilmember Michael Menesini, seconded by Councilmember Lara DeLaney, approve Items #1-3 of the Consent Calendar Motion unanimously passed 3 - 0.

## **PUBLIC HEARING(S)**

### **CITY MANAGER**

4. Consider resolution to allocate \$65,000 of Texaco Settlement funds to complete permitting application for the 2012 Marina Dredging Project.

Item continued to the meeting of October 17th. Vice Mayor Ross requested that staff evaluate the funding and return with a recommendation of how much bond money might be needed.

### **CHIEF OF POLICE**

5. Chief of Police Comment(s)/Update(s)/Report(s).

Captain Eric Ghisletta announced that in honor of National Preparedness Month, the City will be conducting an emergency operational exercise to be held on October 16th with staff; and he commended the CERT teams as a valuable asset to the community.

## **APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES**

### **CITY COUNCIL**

#### 6. Climate Action Plan and Sustainability Programs Update.

Senior Management Analyst Michael Chandler provided an update on the Climate Action Plan. Mandatory commercial recycling, including public agencies and multi-family dwellings, had been established ahead of the State's requirement. He commented that the increase in waste being recycled was already significant and discussed some of the education and infrastructure involved. He promised another update when the entire infrastructure was in place. Mr. Chandler also commented on the achievements of the City's Sustainability Intern, the electric car charging stations, and the Earth Day booth. He announced a new Sustainable Citizen class designed by the City and presented a short video explaining the class. The next class will be held on November 3rd at 10:00 a.m. at City Hall; residents can contact [scrsvp@cityofmartinez.org](mailto:scrsvp@cityofmartinez.org) for more information or to get involved.

The Council expressed their appreciation to Mr. Chandler for his hard work on expanding and implementing new programs.

Vice Mayor Ross commented on a meeting he had attended with Chevron Energy Solutions regarding energy efficiency, which had been very encouraging and interesting. He suggested inviting Chevron Energy Solutions to provide a presentation.

#### 7. Council Subcommittee Reports.

#### 8. City Council Comments.

Councilmember Lara DeLaney invited the public to attend the Martinez Restaurant Tour to be held Saturday, October 6th from 1:30 p.m. to 4:00 p.m. She commented on the success of the Martini Festival and thanked those who were involved. She encouraged the public to attend a fundraiser to help cover the medical costs of Martinez resident Jacob Brooks, on October 4th from 11:00 a.m. to 8:00 p.m. at Smokey D's.

## **ADJOURNMENT**

Adjourned at 9:15 p.m. to a Regular City Council Meeting on October 17, 2012 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 – 11/14/12



## **CALL TO ORDER - PLEDGE OF ALLEGIANCE - ROLL CALL**

Mayor Schroder called the meeting to order at 7:00 p.m. in the Council Chambers.

**PRESENT:** Lara Delaney, Councilmember, Janet Kennedy, Councilmember, Michael Menesini, Councilmember, Mark Ross, Vice Mayor, and Rob Schroder, Mayor.

**EXCUSED:** None.

**ABSENT:** None.

## **PRESENTATION(S)**

A. Measure H Update presented by City Treasurer Carolyn Robinson.

City Treasurer Carolyn Robinson stated that the Bond Oversight Committee submitted an annual report which will be discussed later in the meeting. A PowerPoint presentation was provided showing all the renovations and improvements from the Measure H Bond Measure, including the Library, Rankin Aquatic Center, Holiday Park Tree Replacement, Hidden Lakes play equipment, Rankin Park and Tavan Field, Holiday Highlands Park Renovation and Sports Court Resurfacing Projects. Ms. Robinson noted that design of Cappy Ricks, Nancy Boyd and Hidden Valley Parks are 95% completed and will be entering Phase II.

Treasurer Robinson stated that the City expended bond proceeds only for the purposes set forth in the ballot measure. She indicated that thus far \$12,536,969 had been expended, with a restricted fund balance of \$12,538,516. She also added that the improvements she had just summarized were paid for by the Measure H bond funds and no other funds were required. She expressed appreciation to staff for all their work.

Mayor Schroder confirmed that since the original bond was for \$25 million, the amount expended thus far represents about half of the total.

Vice Mayor Ross asked whether any thought had been given to refunding some of the unused balance. Treasurer Robinson said it could be considered in the future. He also asked whether the Korean War memorial would remain at Nancy Boyd Park. City Engineer Tim Tucker said yes, and it would be cleaned up along with the other facilities there.

Councilmember Menesini commented on the significance of the Peace Corps Memorial, noting that Nancy Boyd was a member of the Peace Corps. Vice Mayor Ross noted it would soon be 50 years old. Mayor Schroder agreed it was an important part of Martinez history that should not be forgotten - Nancy Boyd died while serving her country.

Councilmember DeLaney thanked the Oversight Committee for their consistent, thorough financial reports, and the successful use of the money, with projects being delivered on time and within budget. She was excited about the revitalization that Martinez is experiencing as a result.

Treasurer Robinson added that the bond money has also earned \$217,000 in interest.

Councilmember Menesini thanked Ms. Robinson for her efforts as well.

Councilmember Kennedy echoed the comments of the rest of the Council, noting she has heard much appreciation from the community about the different projects.

Mayor Schroder shared a card received at a PRMCC meeting that expressed appreciation for the tennis courts.

B. Presentation by The Rankin Aquatic Center Partners (RACP) - Full First Year.

Cookie Tellas introduced the committee members and provided the update. She reviewed challenges staff was facing with limited staff, progress on marketing and advertising, volunteers, 2012 pool attendance and recommendations for pool finances/revenues. Ms. Tellas stated that the RACP will continue to work to ensure the development of the Aquatic Center's full potential.

Mayor Schroder opened public comment on the item.

Will Rigney complimented staff for a wonderful pool, and he encouraged the Council to consider expanding pool use to year-round.

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

C. Chevron Energy Solutions Proposal.

Liza Wood and Alex Stankoski with Chevron Energy Solutions presented a program providing energy saving programs for a better tomorrow. Ms. Wood reviewed objectives and ways to be more efficient. Mr. Stankoski reviewed projects and savings from other cities that have partnered with Chevron. Ms. Wood spoke on opportunities for the City of Martinez such as LED lighting in the parks, educational and workforce development opportunities and encouraged a partnership to define a no-risk program/strategy for the City.

Vice Mayor Ross commented on the City's goal for sustainability. He asked for further information on the use of enterprise funds as Concord has done. Mr. Stankoski explained the different financing models used by other jurisdictions, including Concord.

Mayor Schroder briefly discussed how he became aware of these possibilities and how they can benefit Martinez.

Councilmember DeLaney said she would welcome an energy audit of the City to discover new possibilities for saving energy and contributing to public safety. She noted there are many firms that provide similar services, but she looked forward to seeing what Chevron Energy Solutions has to offer, and she indicated the indoor sports arenas might have good potential for solar.

Councilmember Menesini said he thought this would be a good opportunity to consider the benefits of solar, especially given the utility costs the City pays each year.

At the request of City Manager Vince, Senior Management Analyst Mike Chandler discussed solar options the City has recently considered for the water treatment plant, the Zocchi parking site, and the Kenney building. Mr. Vince indicated he thought solar options should be considered in the updated master plan for the water treatment plant.

Vice Mayor Ross said he thought partnering with the school district could result in cost-savings for both.

The Council directed staff to go to the next step.

- D. Shell presentation on Contra Costa Polls (community sentiment on a number of public policy matters).

Item canceled.

**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 complimented Cookie Tellas and the Rankin Aquatic Partners for their great work and effort. She also thanked the City for supporting and allowing the use of the City Hall Chambers for the Home Tour and especially thanked Barbara Patchin. She acknowledged Councilmember Kennedy and expressed her appreciation for her service.

**CONSENT CALENDAR**

**MOTION WAIVING READING OF TEXT OF ALL RESOLUTIONS AND ORDINANCES.**

1. Motion approving City Council Minutes of September 19, 2012. [M.Cabral]
2. Motion approving Check Reconciliation Register(s) dated 10/04/12. [C.Spinella/2.1.1]
3. Motion accepting Cash and Investment Report ending September 30, 2012. [C.Spinella/2.1.1]
6. Motion accepting the Citizens' Bond Oversight Committee Fiscal Year 2011-12 annual report, as outlined in the bylaws of the Committee. [16.17.17]
7. Resolution No. 112-12 accepting Rankin Park and Tavan Field Renovations Project per contract documents and directing the City Clerk to file a Notice of Completion. [D.Salts/10.05.03/11.04.00/11.04.04]
8. Resolution No. 113-12 accepting the Sports Court Resurfacing Project per contract documents and instruct the City Clerk to file a Notice of Completion. [D.Salts/10.05.03&11.14.00]

Councilmember Lara DeLaney requested that Items #4 and #5 be pulled from the Consent Calendar.

Mayor Schroder opened public comment for Items #1-3 and #6-8 with no speakers coming forward.

On motion by Michael Menesini, Councilmember, seconded by Janet Kennedy, Councilmember, to approve Items #1 through #3 and Items #6 through #8 of the Consent Calendar. Motion unanimously passed 5 - 0.

4. Motion accepting Comprehensive Annual Financial Report for Fiscal Year ending June 30, 2012. [C.Spinella/2.1.0]

Councilmember DeLaney commented on the importance of the Annual Financial Report, especially to the public, and she commended staff who worked so hard to prepare it. She asked if staff could give a brief overview of what the report said about the City.

Finance Manager Cathy Spinella introduced Tim Krisch, Maze Associates, who discussed the purpose of the audit and the process followed. He noted that once again Martinez has received the highest rating and continues to be on solid financial ground and is well managed.

Vice Mayor Ross confirmed that as a "report card", Martinez received an "A" for its finances. He expressed appreciation to staff for their continued good work.

Councilmember DeLaney asked if he could give a professional opinion as to whether the City should establish a formal reserve. Mr. Krisch agreed it would be prudent to move in that direction.

Vice Mayor Ross asked about the lease agreements Concord used to implement the solar energy infrastructure, and Mr. Krisch discussed their advantages and disadvantages.

Councilmember Menesini asked about the security of investments the City has made, and Mr. Krisch confirmed there was little risk to the City because the certificates of participation are due to be retired next year.

In response to a question from Mayor Schroder, Ms. Spinella explained that the City pays \$250,000 per year in bond interest from the General Fund. She also confirmed that once those are paid off, the City's budget will have that amount to apply toward future costs.

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

Councilmember Menesini thanked the City Manager for capably discussing the issue in his monthly newsletter and confirming that the City is not in financial distress.

On motion by Michael Menesini, Councilmember, seconded by Lara Delaney, Councilmember, accept the Comprehensive Annual Financial Report for Fiscal Year ending June 30, 2012. Motion unanimously passed 5 - 0.

5. Motion receiving and filing AB1600 Report (Impact Mitigation Fees) for Fiscal Year ending June 30, 2012. [C.Spinella/02.01.00]

Councilmember Lara DeLaney asked about the \$139,000 generated from traffic mitigation fees and whether there are qualifying projects south of Highway 4. City Engineer Tim Tucker commented on the upcoming CIP process, confirming there are potential projects in the area she mentioned.

Councilmember DeLaney also asked whether the park in-lieu fees and park mitigation fees could be used for marina costs. Mr. Vince said only for capital improvements. Mr. Tucker acknowledged there would be very limited uses.

Mayor Schroder noted the importance of the Reliez Valley Road project and one in Virginia Hills. Vice Mayor Ross indicated he also had some potential projects to add to the CIP list, should he be re-elected.

Vice Mayor Ross asked whether encroachment permits would be required for the Center Avenue and Pine Street overcrossings. Mr. Tucker said yes, and he discussed the funding mechanisms. Mr. Tucker added that they would qualify as paving projects, but ADA improvements would also be done.

Councilmember DeLaney asked about the possibility of a dog park, and Mr. Tucker noted that the PRMCC now has a Dog Park Subcommittee that is studying the matter.

Mayor Schroder opened public comment on the item.

Richard Verrilli congratulated the City on its excellent handling of its financial issues. He asked when some of the potholes, etc. in the downtown will be repaired. Mr. Tucker discussed the use of Allied Waste funds that might enable the City to repair some of the smaller streets in the downtown area.

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

On motion by Lara Delaney, Councilmember, seconded by Janet Kennedy, Councilmember, receive and file AB1600 Report (Impact Mitigation Fees) for Fiscal Year ending June 30, 2012. Motion unanimously passed 5 - 0.

## **PUBLIC HEARING(S)**

9. Public hearing to consider Ordinance No. 1366 C.S authorizing an amendment to the contract between the City of Martinez and the California Public Employees' Retirement System (PERS) to enter into a 1% cost sharing agreement (PERS Section 20516) applicable to the 3% @50 formula (PERS Section 21362.2) and the 3% @55 formula (PERS Section 21363.1) for safety members. [A.Shear/4.5.13]

Assistant City Manager Alan Shear presented the staff report, explaining the process required by PERS to amend the City's contract with them. He also discussed the resolution of intention that was passed by the Council previously and the terms of the revenue cost-sharing agreement, based on the provisions of the Memorandum of Understanding (MOU) between the City and the employees.

Councilmember Menesini commended staff for their willingness to accept the changes, and he expressed confidence that the City is moving in the right direction to conserve its financial resources.

Mayor Schroder opened and closed the public hearing with no speakers coming forward.

On motion by Lara Delaney, Councilmember, seconded by Mark Ross, Vice Mayor, to approve Ordinance No. 1366 C.S authorizing an amendment to the contract between the City of Martinez and the California Public Employees' Retirement System (PERS) to enter into a 1% cost sharing agreement (PERS Section 20516) applicable to the 3% @50 formula (PERS Section 21362.2) and the 3% @55 formula (PERS Section 21363.1) for safety members. Motion unanimously passed 5 - 0.

### **CITY MANAGER**

10. Resolution No. 114-12 authorizing \$65,000 of Assigned Marina Project funds to complete the permitting process for the 2012 Martinez Marina Maintenance Dredging Project. (Item continued from 10/3/12)[M.Austin/14.05.05]

Mitch Austin, Contract Recreation Manager, provided a PowerPoint overview on the Marina 2012 Project and discussed changes to the dredge footprint area and approach; the budget and cash flow (total project funding \$500,000 and the proposed budget is \$565,000); the decline in number of boats from 186 to 134 and losing larger boats due to the conditions; permit status with the Bay Conservation and Development Commission (BCDC), the Regional Water Board, the Department of Boating and Waterways (DBAW), and the Army Corps of Engineers; mitigation requirements for habitat conditions for the Delta Smelt, Long Fin Smelt and Salt Marsh Harvest Mouse; dredge timing constraints, and the approaching deadline to obtain the permit from the Army Corps of Engineers by November 1, 2012.

Mr. Austin also responded to questions/comments from the Council, as follows:

Councilmember DeLaney asked about the budgeted amount of \$180,000 for design and permitting, but she pointed out that in January the Council approved a maximum of \$225,000 for AnchorQEA services. Mr. Austin discussed other amounts paid to AnchorQEA for pre-survey costs, mitigations, and construction management.

Vice Mayor Ross confirmed with Mr. Austin that Martinez will be one of the first jurisdictions dealing with DBAW under the new guidelines. Mr. Austin acknowledged that there are some new habitat mitigation requirements since the last dredge.

Vice Mayor Ross observed that the City controls 600 acres of waterfront land to the east that might be usable also.

Councilmember DeLaney noted that the Army Corps of Engineers has never required the City to mitigate for the Salt Marsh Harvest Mouse before; she questioned what new findings have been made to prove that the mice are actually there.

Josh Burham, AnchorQea, stated that the law does not require proof that the mice are there - if the habitat exists, the mitigation measures have to be taken.

Councilmember Menesini commented that the requirements are still under negotiation, and the dredge can proceed while staff is still negotiating with the Army Corps of Engineers. He agreed with Councilmember DeLaney's point that basing the requirement on a possibility only seems unreasonable. He wondered whether the City could make a counter claim against the Army Corps since they have pushed silt from the dredging of shipping channels into the Martinez harbor.

Mr. Burham clarified the roles of the Army Corps and US Fish & Wildlife, noting that US Fish & Wildlife is imposing the requirement. He acknowledged, however, that the Army Corps did reverse its policy without forewarning to the City or even any notice to US Fish & Wildlife. He pointed out also that US Fish & Wildlife has made an exception in issuing the dredge permit before the issue is resolved.

Councilmember DeLaney said again that she would like to know what new findings have been made to prove the presence of the mice. Mr. Burham said again that the requirements are based on the presence of the habitat.

Mr. Vince asked about the role of the BCDC, which Mr. Burham discussed. Councilmember Menesini explained for the public the makeup of BCDC. Mr. Vince also commented on the history of the issue and conflicting decisions from Army Corps personnel.

Councilmember DeLaney asked whether removing the Pickleweed would be an option. Mr. Burham said most of the mitigation measures would still be required.

Vice Mayor Ross asked if the Pickleweed issue will affect other jurisdictions as well. Mr. Burham said the mouse is not a new issue, but what is new is the level of mitigations for dredge ponds. Vice Mayor Ross questioned whether the additional 600 acres that Martinez controls could be offered as an option for other jurisdictions facing similar issues. Mr. Burham discussed the regulations governing mitigation banks.

Councilmember Menesini asked if Pickleweed is a natural plant. Mr. Burham said yes and discussed conditions that foster its growth.

Mayor Schroder opened public comment on the item.

Mike Alford said that this was a rerun of the discussion that took place 7-8 years ago - he did not think this was an appropriate use of the collateral funds that were set aside to guarantee the City repays its DBAW loans.

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

Mayor Schroder commented that the City does not want to spend any more money on consultants, but there are requirements mandated by the regulatory agencies that must be met

before the dredge can be done; if the dredge can't be done the City cannot save the marina. He also discussed the benefits the marina improvements will bring to the City and plans for the landside development.

Councilmember Menesini indicated his agreement with the Mayor's comments. He discussed the State's partnership with the City for development of the marina, the benefits that the marina could bring to the City, and the need to adapt the plan now in view of the current financial situation. He was supportive of staff's recommendation to use money from the marina project fund to pay for the necessary dredging.

Councilmember DeLaney commented on the additional cost for completing the mitigation, approximately \$75,000 to \$200,000 just for phase 1. She questioned the advisability of using the project collateral fund and/or General Fund money. She expressed concern about the City continuing to invest in a failing proposition, and she also doubted whether the public would want the City to continue.

Vice Mayor Ross said he was not ready to give up on the marina yet. He discussed the marina's value to the City, the historical connection to the boating and fishing industries. He was confident that the mitigation could be done, an alternative habitat located for the salt marsh harvest mouse, and an additional funding source identified. He was also supportive of staff's recommendation.

Councilmember Janet Kennedy said she was not willing to quit on the marina either - she noted that she would soon be leaving the Council, and the marina has been an issue throughout her time of service. She suggested that forming a joint powers authority with neighboring marinas could be one way to control management costs, etc.

Assistant City Manager Alan Shear discussed a necessary change to the language of the resolution to clarify the funding source.

On motion by Michael Menesini, Councilmember, seconded by Mark Ross, Vice Mayor, to approve Resolution No. 114-12 authorizing a transfer of \$65,000 from the Assigned Marina Project funds to complete the permitting process for the 2012 Martinez Marina Maintenance Dredging Project as amended -- *authorizing a transfer of General Fund Assigned Fund Balance Marina Improvements*. Motion passed: No, Lara Delaney, Councilmember; Rest, Ayes.

*Item 15 taken out of order.*

15. Consider a resolution in support of Measure Q, Special Parcel Tax by the Contra Costa County Fire Protection District (Mayor Schroder). [M.Cabral/41.00.05]

Chief Louder, Contra Costa Fire Protection District, discussed the importance of Measure Q and what its passage would mean for emergency fire services in the area.

Mayor Schroder noted that Con Fire currently has a level 3 service rating. He asked how financial cuts and potential service cuts would affect the rating. Chief Louder said it could potentially be level 5, although he acknowledged it is hard to predict.

Councilmember Menesini commented on the many fees added to the property tax bill, but he agreed that Measure Q was necessary to preserve fire services.

Vice Mayor Ross thanked Chief Louder for attending and providing the information to the Council. He also agreed that all the emergency services that Contra Costa Fire provides are worth preserving.

Mayor Schroder opened public comment on the item.

Vince Wells, firefighter, asked for a unanimous endorsement of Measure Q. He noted that thus far 7 of the 9 cities within the district have supported it.

Mike Alford stated that police and fire personnel provide important services and take care of the community. He agreed that the City and the voters should give their support to the fire district employees by passing Measure Q.

Anamarie Avila-Farias urged the Council and voters to support Measure Q.

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

On motion by Michael Menesini, Councilmember, seconded by Mark Ross, Vice Mayor, to approve Resolution No. 116-12 in support of Measure Q, Special Parcel Tax by the Contra Costa County Fire Protection District. Motion unanimously passed 5 - 0.

11. Resolution No. 115-12 authorizing \$125,000 of Assigned Marina Project funds to Update the Park Master Plan and Marina Land Master Plan. [M.Austin/11.02.00&14.01.03]

Contract Recreation Manager Mitch Austin presented the staff report, including a PowerPoint presentation.

Councilmember DeLaney asked why the City's General Plan has lasted 30 years, but the Park Master Plan needs updating after only four years. Mr. Austin explained that there have been many changes to the parks since the Master Plan was written, and it should be updated to reflect those changes. He added that the term of four years is what was specified by the PRMCC when it was written.

Councilmember DeLaney asked how long the next Master Plan would be in effect. Mr. Austin said a Subcommittee would be formed to oversee the process, and they would consider the appropriate time, probably 4-6 years.

Councilmember DeLaney asked, and Mr. Austin confirmed that there were two plans that are being discussed - the Park Master Plan and the Marina Land Master Plan. She also asked how much the current Park Master Plan had cost to develop. At the request of Mayor Schroder, PRMCC Commissioner John Fuller explained that it had not cost the City because the PRMCC had developed the Plan. He also explained that the reason it only had a four-year term was because of the Measure H funding. He pointed out that the Council had taken away the staff

position that helped the PRMCC, which has hampered their work. He also expressed his opinion that the marina should be under the oversight of the PRMCC, because it is only one part of the waterfront in Martinez - it can enhance the other features, but it should not be the only focus.

There was discussion between Mr. Fuller, staff and the Council about how the two plans will interact and what all will be involved in the Park Master Plan update. It was characterized that the Marina Master Plan will be a subset of the Park Master Plan, but there are still two plans to update.

Councilmember Kennedy pointed out that any RFP for the update should clarify the purpose and scope, including both plans in the description.

Mayor Schroder opened public comment on the item.

Mike Alford noted that the handling of the DBAW loans should also be clarified in the process. He was concerned that the City continues to spend more money on a marina that seems to be nothing but a financial drain. He urged the Council to stop the foolishness.

As a citizen, John Fuller encouraged the Council by pointing out past successes that they had contributed to - Measure O and the successful bond measure that resulted in improvements at the pool, library and parks, as well as the indoor sports facilities north of the Amtrak station. He urged them to take a courageous step again by allocating the funding request under consideration tonight.

Marie Knutson thanked the Council for approving the money for the marina, and she asked them to do the same for this item.

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

On motion by Lara Delaney, Councilmember, seconded by Michael Menesini, Councilmember, to approve Resolution No. 115-12 authorizing \$125,000 of Assigned Marina Project funds to update the Park Master Plan and Marina Land Master Plan as amended -- *authorizing a transfer of the General Fund Assigned Fund Balance Marina Improvements*. Motion unanimously passed 5 - 0.

12. City Manager Comment(s)/Update(s)/Report(s).
  - \* Future consideration for the Campbell Theatre

City Manager Philip Vince stated since the Willows Theatre Company is preparing to file bankruptcy, staff has worked with the City Attorney to evaluate the City's options for managing the City's leases with the Willows for the Campbell Theater and the Kenney Building. Additionally, the City is in preliminary discussions with an outside group to reserve the Campbell Theater for some dates in December and hopes to bring forth a formal Use Agreement for Council consideration at the November 14th meeting.

Mayor Schroder said he thought the City should continue to use the buildings, at least until the bankruptcy court says otherwise.

## **CHIEF OF POLICE**

### 13. Chief of Police Comment(s)/Update(s)/Report(s).

Chief Gary Peterson reported that on October 16th staff conducted an emergency exercise in the emergency center. He noted that the goals were to help staff to identify roles and responsibility in the event of a disaster; and the exercise was successful. He expressed appreciation to Captain Ghisletta for setting up the exercise, Kathy Devries for IT services, and Dave Scola and Billie Hoskins for preparing the emergency center.

Chief Peterson announced that the Alhambra High School Home Coming Parade is on Friday at 3:00 p.m.; the "Officer of the Year" dinner honoring Corporal Tyson Muncher and a Sheriff's Deputy, which is being hosted by the Lions Club at the Shell Club House on October 23, at 6:00 p.m.; and on October 21, Corporal Moore will be at a Neighborhood Block Party on Scenic Avenue from 3:00 p.m. to 6:00 p.m.

Vice Mayor Ross confirmed there will be a K-9 presentation on Friday from 10:00 a.m. to 12:00 p.m. at West America Bank.

## **APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES**

### 14. Consider the following appointments:

- A. Approve reappointment of Brian Killian and Eileen Tumlin to the Design Review Committee for a two-year term. [16.11.01]
- B. Approve appointment of Rebecca Vanni and Susan Gustofson to the Design Review Committee for a two-year term. [16.11.01]
- C. Approve reappointment of Brian Eychner to the Parks, Recreation, Marina and Cultural Commission for a four year-term. [16.10.01]
- D. Approve appointment of Gayle Kindall to the Contra Costa County Library Alternate position. [16.31.00]
- E. Approve appointment of Alice Conn to the Contra Costa County Advisory on Aging. [05.07.01]
- F. Approve appointment of Cary Kennerley to the CCCTA Citizens Advisory Committee Accessible Services Committee for a two-year term. [06.07.01]

On motion by Rob Schroder, Mayor, no second required to approve reappointment of Brian Killian and Eileen Tumlin to the Design Review Committee for a two-year term. Motion unanimously passed 5 - 0.

On motion by Rob Schroder, Mayor, no second required to approve appointment of Rebecca Vanni and Susan Gustofson to the Design Review Committee for a two-year term. Motion unanimously passed 5 - 0.

On motion by Rob Schroder, Mayor, no second required to approve reappointment of Brian Eychner to the Parks, Recreation, Marina and Cultural Commission for a four year-term. Motion unanimously passed 5 - 0.

On motion by Rob Schroder, Mayor, no second required to approve appointment of Gayle Kindall to the Contra Costa County Library Alternate position. Motion unanimously passed 5 - 0.

On motion by Rob Schroder, Mayor, no second required to approve appointment of Alice Conn to the Contra Costa County Advisory on Aging. Motion unanimously passed 5 - 0.

On motion by Rob Schroder, Mayor, no second required to approve appointment of Cary Kennerley to the CCCTA Citizens Advisory Committee Accessible Services Committee for a two-year term. Motion unanimously passed 5 - 0.

## **CITY COUNCIL**

16. Council Subcommittee Reports.

17. City Council Comments.

Vice Mayor Mark Ross indicated that he has requested that staff post the the City Manager's Newsletter on the website. Assistant City Manager Alan Shear indicated the last newsletter has been posted.

Councilmember Lara DeLaney expressed appreciation to Carolyn Duncan, the Martinez Historic Society, and her group for the successful Home Tour.

Mayor Rob Schroder updated the Council on the proposed Sister City of Stresa, Italy. Both Mayor Schroder and the Mayor of Stresa have signed an Intent to Establish a Sister City Agreement. Mayor Schroder gave one copy to the Deputy City Clerk and the second copy will go to the Sister Cities International. He stated that Carol Hatch and her group will be pursuing the process.

## **ADJOURNMENT**

Adjourned at 10:55 p.m. to an Adjourned Regular Meeting on November 14, 2012 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 -11/14/12