

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

Mayor Schroder called the meeting to order at 7:05 p.m. in the Council Chambers with all members present.

PRESENT: AnaMarie Avila Farias, Councilmember, Michael Menesini, Councilmember, Mark Ross, Councilmember, Lara DeLaney, Vice Mayor, and Rob Schroder, Mayor.

EXCUSED: None.

ABSENT: None.

**PRESENTATION(S)**

A. Proclamation recognizing March 10 - 16, 2013 as "Sunshine Week."

Mayor Schroder presented the Proclamation to Wendy Lack, Contra Costa Tax Payers Association, and reiterated the City's commitment to openness and transparency in its activities. Ms. Lack expressed appreciation for the Proclamation and the City's prompt response to her request for support.

B. Joltin Joe Update.

Mr. Ray Raineri presented a PowerPoint presentation with the assistance of Michael Chandler, Sr. Management Analyst. Mr. Raineri introduced Rick Aldridge of the Local Carpenters and Ship Wright Union, who is in charge of the restoration, along with Don Curtis from Benicia. He recognized City staff including Administrative Aides Laura Austin and Terri Bowman, City Manager Philip Vince, Public Works Director Dave Scola, Public Works Superintendent Bob Cellini and Michael Chandler for all their assistance and support.

Mr. Raineri reminisced on the life of Joe DiMaggio and provided an update on the progress of the restoration of the Joltin Joe (boat) from July 2012 through February 2013. He noted the basic structural work is finished and showed pictures of the restoration. Mr. Raineri also discussed possible locations for displaying the refurbished boat. He announced a fundraiser on Saturday, April 27th at 6:30 p.m. at Shell Club House.

The Council expressed their appreciation to Mr. Raineri and Mr. Aldridge and the many volunteers, including the Carpenters Union and the Sons of Italy.

**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 urged the Council to contact the oil companies about a new concept for water quality by using pumps that separate mud and/or oil from water. Mayor Schroder requested that Mr. Alford send him the information.

Rick Aldridge requested that Council support Senate Bill 7 which states that cities that do not pay prevailing wages will not receive State funding.

## **CONSENT CALENDAR**

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

1. Motion approving City Council Minutes of March 6, 2013. [M.Cabral]
2. Motion rejecting Claim(s) against the City by Barbara Weigand, #13-03; Monalisa Logronio, #13-04. [M.Cabral]
3. Motion approving Check Reconciliation Register(s) dated 03/21/2013. [C.Spinella/2.1.0]
4. Motion adopting Ordinance 1368 C.S. amending Title 15, Building and Construction, Chapter 15.06 of the Municipal Code relating to Stormwater Management and Discharge Control. [T.Tucker/10.12.02]

On motion by Lara DeLaney, Vice Mayor, seconded by Mark Ross, Councilmember, to approve Items #1 through #4 of the Consent Calendar. Motion unanimously passed 5 - 0.

## **PUBLIC HEARING(S)**

### **CITY MANAGER**

5. Resolution authorizing the City Manager to sign a Program Development Agreement with Chevron Energy Solutions Company.

Senior Management Analyst Michael Chandler introduced Lisa Wood of Chevron Energy Solutions. Ms. Wood provided a PowerPoint presentation regarding energy conservation projects. She reviewed the opportunity assessment report made for Martinez, including climate action goals, economics in saving money, intern opportunities, energy efficiency, collaborations with the community, Public Safety Enhancement Pilot and optimal financing.

Mayor Schroder thanked Ms. Wood for the presentation. Councilmember Ross asked about the financing of the program which Ms. Wood explained, noting that it could be guaranteed to be budget neutral. Councilmember Ross commented that changes could be made to the school district's infrastructure and the Marina in the future. Mr. Chandler stated there had been discussions with PG&E on the future conversion of streetlights in Martinez and in other cities.

Vice Mayor DeLaney asked for more details on possible local affinity plans, which Ms. Wood provided.

Councilmember Avila Farias asked if projected savings had been calculated, and Ms. Wood stated they had been shared at the Franchise and Public Infrastructure Subcommittee meeting.

Councilmember Menesini asked why the information about the \$55,000 fee was not included more prominently in the staff report. Mr. Chandler stated that the fee would not be due immediately and the final contract would be contingent on whether suitable projects could be found. The \$55,000 payment for the assessment would be included in the overall debt service associated with the final contract, which would be approved by the Council in October.

Councilmember Avila Farias expressed concern that staff had not attempted to negotiate with competing firms. Mr. Chandler noted that several other cities had recommended Chevron Energy Solutions to Martinez.

Councilmember Menesini expressed concern that the staff report and agreement were not clear and requested that all of the background information be provided to the entire Council and to the public.

Mayor Schroder opened the Item for public comment.

Mike Alford agreed the proposed resolution was vague and requested more information.

An unidentified speaker commented on the high efficiency and savings associated with solar power. He requested that the Council ensure the solar panels were made in America.

Richard Verrilli agreed the resolution was unclear and suggested that the assessment could be done by City staff or by other consultants.

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

Councilmember Menesini requested more information from staff before making a decision. Councilmember Ross stated that the contract was available to the public and included an arbitration clause and an explanation of the scope of work. He added that he had done background research on the company. Vice Mayor DeLaney stated she believed the Council should move forward today since staff had already spent six months negotiating the agreement. Councilmember Avila Farias stated she supported the concept but asked why the City had not gone through a formal RFP. Mayor Schroder stated he had attended a presentation of Chevron and arranged for them to meet with staff. He agreed the resolution could be continued.

The Item was continued and staff was directed to answer Council's questions.

6. City Manager Comment(s)/Update(s)/Report(s).

#### **CHIEF OF POLICE**

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

Captain Eric Ghisletta updated the Council on the department's personnel staffing noting that Patrol and Dispatch are fully staffed, although two officers are expected to retire soon.

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

8. Appointment of Councilmember Mark Ross as Liaison to the Martinez Chamber of Commerce. [41.02.00]

On motion by Rob Schroder, Mayor, no second required appoint Councilmember Mark Ross as Liaison to the Martinez Chamber of Commerce. Motion unanimously passed 5 - 0.

## **CITY COUNCIL**

9. Council Subcommittee Reports.

Mayor Schroder reported that the Council School Liaison Subcommittee had met with the School Board on April 29th. Vice Mayor DeLaney reviewed the agenda items - the possibility of a joint Council/School Board meeting, intra-agency opportunities with an energy efficiency project, emergency preparation activities, possible cooperative purchasing of equipment and supplies, and integrated sub management policy.

10. Consider Senate Bill 254 (Hancock) Used Mattress Recovery and Recycling Act and authorize the Mayor to sign a letter of support. [R.Schroder/41.01.01].

Mayor Schroder presented the staff report, noting that representatives at the Mayors' Conference had asked the Council to consider this Item as well as Item #11. SB 254 will ensure that used mattresses are collected by mattress manufacturers and recycled. Vice Mayor DeLaney noted that the County Board of Supervisors supports the bill.

Mayor Schroder opened the Item for public comment.

Mike Alford suggested that mattresses left in the creeks and roads be collected by prisoners doing community service.

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

Councilmember Menesini asked how the recycling would be paid for, and Mayor Schroder stated the bill did not specify, but it would probably be incorporated into the purchase price.

On motion by Mark Ross, Councilmember, seconded by Lara DeLaney, Vice Mayor, authorize the Mayor to sign a letter of support for Senate Bill 254 (Hancock) Used Mattress Recovery and Recycling Act. Motion unanimously passed 5 - 0.

11. Consider a resolution supporting Senate Bill 135, (Padilla) Earthquake Early Warning System. [R.Schroder/41.01.01]

Mayor Schroder presented the staff report indicating that SB 135 would require certain local research institutions to develop an earthquake early warning system for the State.

On motion by Michael Menesini, Councilmember, seconded by Mark Ross, Councilmember, to approve Resolution No. 024-13 supporting Senate Bill 135, (Padilla) Earthquake Early Warning System. Motion unanimously passed 5 - 0.

12. City Council Comments.

Councilmember AnaMarie Avila Farias commented on the City's Easter Egg Hunt, which she thought was well-attended and impressive, but she indicated there were some potential improvements she would like to discuss at the next meeting.

**ADJOURNMENT**

Adjourned at 9:10 p.m. to a Regular City Council Neighborhood Meeting (Tavan Estates/ Virginia & Golden Hills and John Muir/Alhambra Valley) on April 17, 2013 at 7:00 p.m. John Swett Elementary, Multi-Purpose Room, 4955 Alhambra Valley Road, Martinez, California.

Approved by the City Council,

Rob Schroder, Mayor

Mercy G. Cabral, Deputy City Clerk – 5/1/13



## **CALL TO ORDER**

Mayor Schroder called the meeting to order at 6:30 at John Swett Elementary, 4955 Alhambra Valley Road, Martinez, Room A-1 with all members present except Councilmembers Avila Farias and Menesini who were excused.

## **PUBLIC COMMENT (Closed Session items only)**

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

## **CLOSED SESSION (adjourn to Room A-1)**

- A. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION Initiation of litigation pursuant to Cal. Gov't Code section 54956.9(d)(4): One potential case.

## **RECONVENE - PLEDGE OF ALLEGIANCE - ROLL CALL**

Mayor Schroder called the meeting to order at 7:00 p.m. at John Swett Elementary, 4955 Alhambra Valley Road, Martinez, Multi-Purpose Room. Mayor Schroder reported that a closed session was held with respect to Conference with legal counsel, initiation of litigation, Government Code 54956.9(d)(4), one case. He indicated that the Council gave direction to legal counsel and there was nothing further to report.

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

EXCUSED: Michael Menesini, Councilmember.

ABSENT: None.

## **NEIGHBORHOOD ISSUES AND CONCERNS**

**(Tavan Estates/Virginia & Golden Hills Neighborhood and John Muir/Alhambra Valley Neighborhood) 5000 Notices mailed; 14 total survey questions answered.**

Mayor Schroder welcomed the residents to the Tavan Estates/Virginia and Golden Hills and John Muir and Alhambra Valley neighborhoods. He explained the process for the evening and introduced City Manager Philip Vince. Mr. Vince introduced senior staff.

Residents broke into groups to discuss their issues and concerns.

Mayor Schroder called the meeting back to order at 8:00 p.m., expressing hope that the discussions had been helpful and worthwhile.

*\*Councilmember Avila Farias arrived at 8:00 p.m.*

*Item A, Proclamation was pulled out of order.*

Mayor Schroder read and presented a Proclamation to St. Catherine of Sienna Church "Recognizing 140 Years" to Mr. Mark Poyadue, President of the Pastoral Council.

Mayor Schroder opened public comment on the Neighborhood issues and concerns.

Tracy Woodard stated that he did not receive the survey. Mayor Schroder indicated that the survey was online and the link was on the notice; "surveymonkey.com."

Alex (last name not stated) was concerned that his street, Canyon Way, had not been paved in many years and is now in major disrepair. He wanted to know when it was going to be repaired. Public Works Director Dave Scola indicated that the City will be performing some work on the street this year.

An unidentified speaker asked if there was a list on the website that the public can view to locate where their street is on the list to be repaved. The Council stated that there was not, but agreed it was a good idea and directed staff to do so.

Another unidentified speaker urged the Council not to approve any new developments until the conditions of the streets are improved.

Kathleen Clancy stated that she was concerned with Allied Waste driving their trucks up and down the neighborhood streets. Mayor Schroder indicated that Allied pays a franchise fee to the City and some of those fees go into the street repair fund.

Connie Gibson requested that the City repair Gilger Avenue since it floods every year during the rainy season. Mayor Schroder asked if she spoke to staff about it, and she said she did.

An unidentified speaker asked if the issues that were raised during public comment would be part of the minutes. Mayor Schroder stated that they would be. She further asked how one finds out if their concerns have been resolved. Mayor Schroder indicated that staff would follow up with them.

Kathleen Clancy confirmed that the Council would be voting next month on a capital improvement plan. She indicated she was concerned with speeding throughout her neighborhood from Canyon Way to H Street and all the way down to the high school. She requested additional speed limit signs and stop signs, especially going from Canyon to H Street where there is a blind turn. Ms. Clancy further stated that the lighting is very bad on the other side of Canyon Way as well as on G Street.

Joann (last name not stated) asked about the status of the Alhambra Hills. Mayor Schroder stated that the Alhambra Hills was approved for development because it met all the requirements of the specific plan and, if the City declined it, a court case would follow, which the City would likely lose. He noted there was an agreement made with the developer stating they would not pull a grading permit for two years, which will expire in 2014. He added that Councilmember Ross and Vice Mayor DeLaney are on a committee working with other residents trying to purchase the property for open space, and the Council approved some funds to do an appraisal on the property to see what it might cost.

An unidentified speaker recalled the meeting regarding the Alhambra Highlands project in which the developer had stated that so much money has been put into the project that he doubted they would ever get their money back. He indicated that litigation would be inevitable and wondered who the litigant is now. Mayor Schroder stated that there has been no lawsuit filed as yet.

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

Richard Verrilli urged the public to attend the Council meetings and express their concerns.

Mayor Schroder introduced AnaMarie Avila Farias, new Councilmember as of December 2012.

**PRESENTATION(S)**

A. Proclamation to St. Catherine of Sienna Church "Recognizing 140 Years".

**CONSENT CALENDAR**

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

1. Motion approving City Council Minutes of March 20, 2013. [M.Cabral]
2. Motion accepting Check Reconciliation Registers dated 03/28/2013 and 04/03/2013. [C.Spinella/2.1.0]
3. Motion accepting Cash and Investment Report ending March 31, 2013. [C.Robinsonr/2.1.0]

On motion by Lara DeLaney, Vice Mayor, seconded by AnaMarie Avila Farias, Councilmember, to approve Items #1 through #3 of the Consent Calendar. Motion approved 4 – 0; Michael Menesini, Councilmember; Absent; Rest, Ayes.

**CITY MANAGER/CHIEF OF POLICE**

4. City Manager/Chief of Police Comments.

City Manager Philip Vince stated that staff is currently working on the operating Capital Improvement Budget.

Police Chief Gary Peterson reminded the public that the Department will be having a Flag Raising Ceremony in honor of Sgt. Tom Tarantino on Sunday, April 21st at 7:00 a.m. in front of City Hall. Mayor Schroder stated that Sgt. Tarantino was the City's first Officer who died in the line of duty.

**CITY COUNCIL**

5. City Council Comments.

Vice Mayor Lara DeLaney expressed her appreciation to those who attended the meeting and for sharing their concerns; and she encouraged the public to attend regular Council meetings. Vice Mayor DeLaney announced several events: Bay Area Craft and Beer Festival, Saturday, April 20th at the Waterfront; Joltin Joe Fundraiser (Polenta and Sausage Dinner) on April 27th at 5:30 p.m. at the Shell Clubhouse. She also announced several fundraiser events for the Hern Family, whose son Aaron suffered a major injury while watching his mother run the Boston Marathon - Roxx on Main, Mountain Mike's Pizza and Kinder's will be donating proceeds; and Nicole diGiorgio will hold mini photo sessions on Saturday, April 20th at Briones Park, from which one hundred percent of the proceeds will be donated.

Councilmember Mark Ross thanked the community for coming out and announced that on Saturday, April 20th Earth Day will be celebrated at the John Muir House. He reminisced about the loss of Sgt. Tarantino and he apologized for not being able to attend the ceremony. He shared a story about the face of evil that he personally experienced - the bombing at the Olympics. Councilmember Ross announced a special run for Aaron at the high school on April 28 at 2:30 p.m.

Councilmember AnaMarie Avila Farias also expressed her appreciation to those in attendance and who participated in the meeting. She indicated that she resides in the neighborhood and looks forward on how staff will resolve their issues. Councilmember Avila Farias invited everyone to St. Catherine's 140 year celebration on Saturday, August 27th.

Mayor Rob Schroder also expressed his appreciation to the public and reiterated Rich Verrilli's comment and urged everyone to attend the Council meetings. He also announced the Bay Area Craft and Beer Festival on Saturday, April 20th at noon; before that at 10:00 a.m. the Contra Costa History Center will be having a grand opening; there will be a Downtown Clean Up on Saturday, April 27th at 7:00 a.m.; on April 27th the Martinez Education Foundation will be hosting a golf tournament at Pine Meadow at noon. Mayor Schroder provided the City's website [www.cityofmartinez.org](http://www.cityofmartinez.org) in case anyone would like to email the Council, and he noted that there is a Citizen Relations program (E-Request) where you can submit a request or complaint and track it.

## **ADJOURNMENT**

Adjourned at 9:00 p.m. to a Regular Meeting on May 1, 2013, at 7:00 p.m. in the Council Chambers, 525 Henrietta Street, Martinez, California.

Respectfully submitted,

Rob Schroder, Mayor

Mercy G. Cabral, Deputy City Clerk 5/1/13