



ADMINISTRATIVE REPORT

DATE: JANUARY 22, 2010
TO: MAYOR AND CITY COUNCIL
BEN REYES, CITY ATTORNEY
FROM: BELINDA B. ESPINOSA, CITY MANAGER

PLACES TO BE

- JANUARY 27 - WASTEWATER TREATMENT JPA MEETING

The Pinole Hercules Wastewater Treatment Plant JPA Meeting is scheduled for January 27 at noon in the City of Hercules (Long, Fujita and Espinosa)

- JANUARY 28 – WEST COUNTY MAYORS BREAKFAST

The monthly West County mayors Breakfast will be held in the City of San Pablo (Maple hall) at 8:00 Am on Thursday January 28. (Long and Espinosa)

- JANUARY 30 - EXCHANGE CLUB CRAB FEED

On Saturday January 30, the Pinole-Hercules Exchange Club will be hosting their annual Crab Feed at the Pinole Senior Center. This event honors the Police and Firefighter of the Year. Doors open at 6:00 PM.

ITEMS OF INTEREST

- PINOLE VALLEY SHOPPING CENTER

On January 19, the Redevelopment Agency Board approved Chipotle Mexican Grill as a tenant in the Pinole Valley Shopping Center. The Agency has the right through the Ground Lease with TKG to approve the types of tenants who operate in the Center but does not have the right to negotiate the terms of any lease. Chipotle plans to locate in the vacant store next to Mechanics Bank and hopes to have its interior construction complete by mid-summer.

- **PINOLE SENIOR CENTER MEMBERSHIP GROWTH & VOLUNTEERS**

The Pinole Senior Center is a member-based program and anyone 50 years or older can sign up as a member for only \$20 for one year. For 2010, we already have 1,000 members and 108 of those are brand new members. We have had a tremendous growth in membership that grew from a total of 881 members in 2004 to 1,290 members in 2009. We anticipate 1,400 seniors will sign up for membership this year. If you are 50 or older, come join us and see how vibrant and busy everything is at the Pinole Senior.

The Senior Center is also known for being heavily volunteer-driven. Volunteers are involved in absolutely every aspect of the Senior Center activities and programs from serving lunch and staffing the front counter to running the gift shop and bread/food giveaway program. The Senior Center averages 130 volunteers putting in almost 2,600 hours each month!

- **PAVING ALONG SIMAS AND APPIAN WAY**

If you have recently driven along Simas Avenue or Appian Way you cannot help but notice that the recently completed paving projects have already begin to fail. This of course is not acceptable and corrections will be made. The projects were completed by two different contractors and both contractors were put on notice that corrections are necessary. Both contractors have asked until the end of January to come up with a solution.

It is important to note that the City will not accept piece meal repairs and that the repairs will have to be signification. Nearly all of the number two lane on Appian Way in the uphill direction has failed or is showing signs of failing and much of Simas Avenue between the bridge and Pinole Valley Road shows signs of distress.

The City has the necessary tools to affect the repairs. We have not yet fully paid either contractor, and we have construction bonds on file in the full amount of the project.

- **KICK OFF MEETING FOR THE DESIGN OF THE BAY TRAIL GAP CLOSURE**

The East Bay Regional Park District and City held a kick-off meeting for the design of the Bay Trail Gap Closure. This project – funded by the West Contra Costa Transport Advisory Committee (WCCTAC) with developer fees – will complete the preliminary design of a missing piece of trail from a point just east of Pinole Shores Drive to the Bay Front Park at the foot of Tennent Avenue.

The design will take a full year to complete and will propose a design that will accommodate the terrain, geotechnical, railroad right of way, and environmental challenges this segment of trail presents. The hallmarks of the project will be a bridge crossing of the Southern Pacific Railroad, and a causeway type trail on piers along the edge of the bay.

- **PINOLE SPORTS & FITNESS CENTER PROGRAMS**

The Pinole Sports & Fitness Center is a collaboration between the City and the School District. The City offers programs for the community after 6 pm weekdays and on weekends. Upcoming new classes and sports include:

- International Folk Dance: Mondays, 6:30pm – 7:30pm. Jan. 25 – Mar. 8
Explore the dances of the Balkans and other areas of the world. Come and enjoy the dances, music and rhythms in a supportive environment. Beginners are welcome.
- Kids Yoga: Saturdays, 11:00am – 1:25pm (classes for ages 3 - 18). Jan. 23 – Apr. 10
This class will engage your child's creativity while improving coordination, balance, flexibility, concentration, and breathe control.
- Tiny Tots Sports (ages 3 – 5): Saturdays, 10:00am – 11:00am.
Two sessions: Jan. 9 – Jan. 30 and Feb. 20 – Mar. 13
This program is designed to introduce kids to the basic concepts of basketball, soccer and tee-ball.
- Volleyball and Basketball Open Gym: Thursdays, 6:30pm – 9:00pm. Jan. 28 – Feb. 25
Interested in pickup basketball or volleyball? Come on down and get a run in against players 16 years and older. Only \$2 for residents and \$3 for non-residents.

We also offer our ongoing yoga and Zumba classes throughout the week and gym rentals for community groups such as youth basketball and other fitness classes.

For more information on our sports and fitness programs please call (510) 307-4534 or email sports@ci.pinole.ca.us.

- **WINTER STORMS THIS WEEK**

As you all know, we have had quite a bit of rain this week and the ground is well saturated. Our city did fairly well in these back to back rain storms. We actually had about 1.6 inches of rain but it was constant on ground that was already saturated. On Wednesday we were all busy in the field monitoring the Pinole Creek, storm drainage system, Wastewater Treatment Plant and the various streets and neighborhoods throughout Pinole.

Pinole Creek

The creek was running pretty full but did not leave its banks. In general, water was flowing pretty clear and debris free. The Ramona Street Bridge looked like it had a small delay due to nearing capacity but everything worked well. One concern was that the high tide might be reached at the same time that the creek (which occurred at 3:00 PM) was still at its peak flow. Lucky for us that did not happen, the creek had subsided and high tide occurred without any incidents.

Wastewater Treatment Plant

The Wastewater Treatment Plant faired well with the exception of a lot of grit including small, medium and large rocks of asphalt that had to be removed by hand before treatment could begin. The reason for the rocks was due to our aged storm drainage system which is in bad need of repair throughout the city. This is called an "inflow" problem and results in more water going to the treatment plant than through the storm drain system. As a result, our plant processed about 15 million gallons of water a day on Tuesday and Wednesday respectively as opposed to our normal 3 million gallons a day (Pinole and Hercules combined). As a result, we had to use the shallow water outfall on both days in order to dispose of the already treated water. Staff did notify all of the appropriate authorities and agencies.

Storm Drains

The biggest event occurred on Sarita Court where a storm drain was blocked by branches that had been trimmed and disposed of in the creek prior to the rain. Once the creek filled with water, the branches swept through the system and clogged the storm drain causing damage to two property owners. It took the Public Works crews until 3:00 PM Wednesday to unclog the drain. Citizens should be cognizant that the creek is not for disposing trash, debris, and trimmings.

- **CONTRA COSTA COMMUNITY COLLEGE WOMAN OF THE YEAR**

The Pinole City Council has nominated Georgia Manassis who volunteers at the Pinole Senior Center as this year's nominee representing the City of Pinole. Georgia will be honored in a special ceremony in March 2010.

- **SENATOR MARK DE SAULNIER HOLDS TOWN HALL MEETING IN PINOLE**

Senator Mark DeSaulnier held a Town Hall meeting on Thursday night in the Pinole City Council Chambers. The focus was "Government Reform" and he brought with him a panel of three speakers who each took a different approach. The meeting was well attended and very well done. The speakers all instilled interest from the public and a lively discussion of various issues. Attached please find the outline that was used for the Town Hall Meeting.

- **CONTRA COSTA ANIMAL CONTROL SERVICES FOR THE MONTH OF DECEMBER 2009**

Attached is the Animal Control Services report for the month of December as well as an annual summary for the year 2009.

-END

Government Reform Town Hall

Senator Mark DeSaulnier

Pinole, California

January 21, 2010

What's the Matter with California?

Californians want and deserve:

- Robust economy
- Better schools
- Safe streets
- Clean environment
- Quality healthcare
- Well maintained roads and infrastructure

What's the Matter with California?

Californians see in Sacramento:

- Late budgets
- Bad budgets
- Partisan fighting
- Inexperienced lawmakers
- State and local governments in conflict
- Little progress on important issues

The “Rules” Matter

- California’s initiative process poses challenges to governing California
- California’s Constitution is more expansive than most constitutions (only India and Alabama have longer constitutions)
- Once enacted, statutory and constitutional initiatives are difficult to change

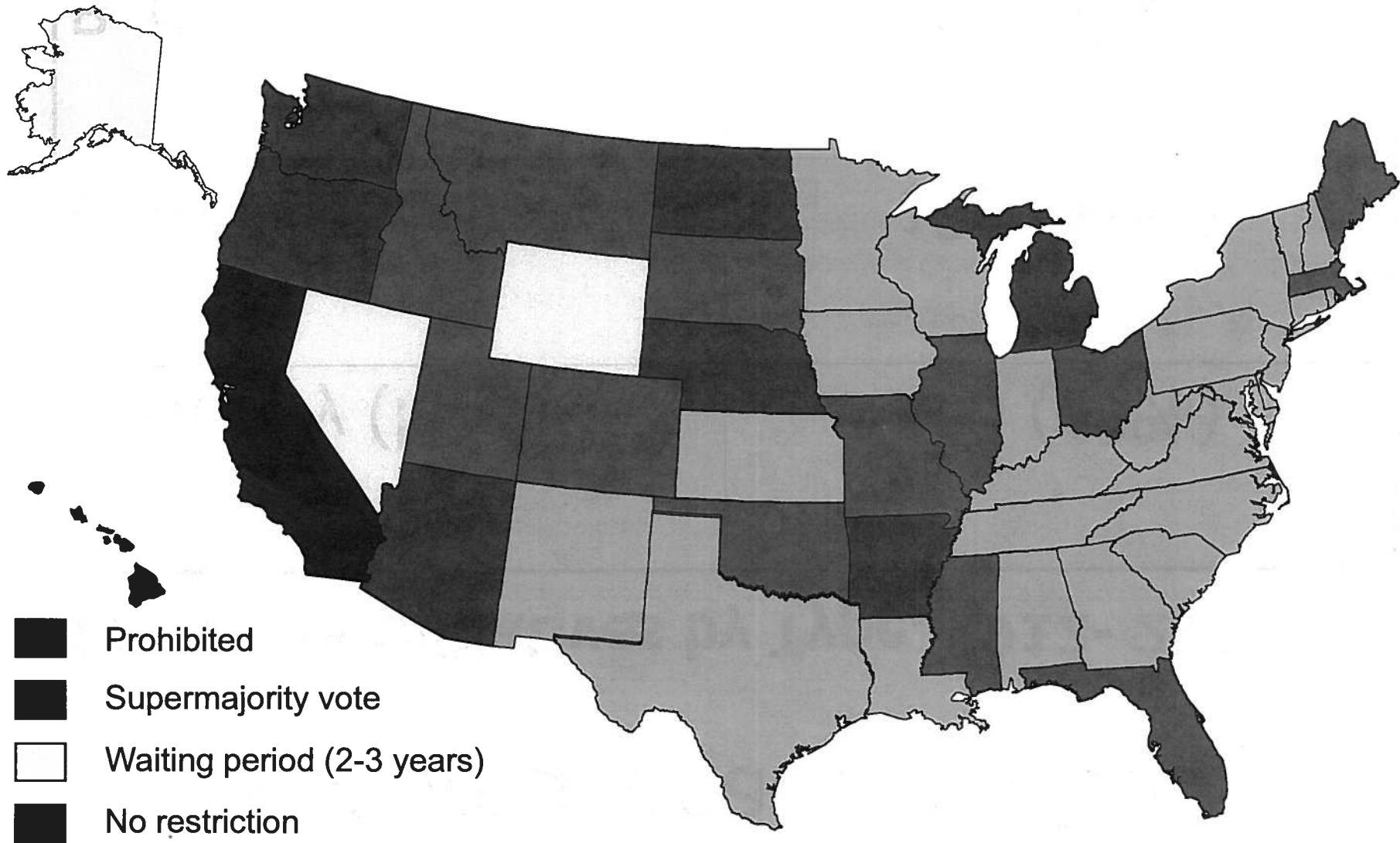
What are Initiatives?

- **Two types of initiatives:** Statutory (laws) and Constitutional
- **Timeline:** Proponents have 150 days to gather enough signatures to place a measure on the ballot
- **Money:** Typical cost of gathering signatures is \$1.5M to \$3M

Top 5 Initiative Users

	1898 - 2009
1. Oregon	349
2. California	331
3. Colorado	208
4. North Dakota	178
5. Arizona	169
<i>23. Mississippi</i>	<i>2</i>
<i>24. Illinois</i>	<i>1</i>

Legislative Amendment and Repeal



Source: NCSL

Constitutional Initiatives

California Initiatives by Type, 1912- 2008

Statutory (laws)	163 (49%)
Constitutional	136 (41%)
Both	32 (10%)

Constitutional Change

We can change our Constitution in two ways:

- By amendment
- By revision (three times: 1879, 1966, and 1970-1976 through 14 separate ballot measures)

Who Has the Power?

- The Legislature can put Constitutional amendments or revisions on ballot
- Constitutional Convention may put revisions on ballot

**ONLY THE VOTERS – BY MAJORITY
VOTE – CAN CHANGE THE
CONSTITUTION**

California's Constitution

California's Constitution – our “owner's manual” – is more expansive than most constitutions

- U.S. Constitution: 4,500 words; amended 17 times
- California Constitution: 75,000 words; amended over 500 times

What's in Our Constitution?

- Tax rates
- Stem cell research
- Mandatory funding requirements
- Vote thresholds
- Marriage rights
- Property tax allocation
- Term limits
- State lottery

Reform Efforts Underway

Outside the Legislature:

- **California Forward:** Bipartisan non-profit designed to make specific changes to CA state government.
- **Repair California:** Advocating for a Constitutional Convention, led by Bay Area Council
- **CA Majority Rule:** Grass-roots effort to lower vote threshold for budgets/taxes.

Reform Efforts Underway (Cont.)

Inside the Legislature:

Senate and Assembly Select Committees on Improving State Government

- Sen. DeSaulnier (co-chair), Assem. Mike Feuer (co-chair)
- Held hearings throughout California on reforming state government.
- Will make recommendations to Senate and Assembly in coming weeks based on hearings

DeSaulnier Constitutional Reform

- (SCA 16): Allows for an indirect initiative process. Lower signature thresholds. Legislature can amend measures. Statutory measures can avoid ballot
- (SCA 19): Automatically sunsets fiscal initiatives every 15 years. Allows for Legislature to “re-approve” measures by majority vote
- (SCR 3): Gives Californians the ability to call a Constitutional Convention

Other Pending Reform Measures

- SCA 18: Ballot measures must identify funding sources before qualification
- SB 777: Performance-based budgeting
- SCA 1: Majority vote budget if General Fund doesn't increase more than 5 percent from the previous year
- SCA 5: Majority vote for budget
- SCA 2: Establishes a two-year budget cycle

Historic Opportunity in 2010

- Growing public recognition that state government must change to better serve public needs
- Outside groups moving to put significant reforms on ballot in 2010
- Most Legislative interest in reforming state government since mid-1990s

Animal Services Department

4800 Imhoff Place
Martinez, California 94553-4300
(925) 335-8300

910 San Pablo Avenue
Pinole, California 94564-2347
(510) 374-3966

Contra Costa County



Glenn E. Howell
Animal Services Director

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**CITY OF PINOLE
CITY MANAGER'S OFFICE**

January 2010

Dear City Manager:

Enclosed are the animal-related activities and statistics for services provided to your City for December 2009, as well as an annual summary for the year. These statistics give you a report of the varied activities we have handled for your City throughout 2009.

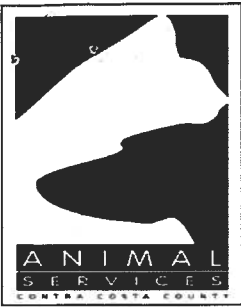
If you have any questions regarding the specifics of the activities and statistics, please do not hesitate to call our office at 925-335-8370.

Yours truly,

A handwritten signature in black ink, appearing to read "G. Howell".

Glenn E. Howell
Animal Services Director

Enclosures



CONTRA COSTA COUNTY ANIMAL SERVICES DEPARTMENT

SUMMARY OF ANIMAL ACTIVITIES AND ACTIONS

For the Period: 12/1/2009 - 12/31/2009

PINOLE

	Total
Aggressive Animals - Dogs	1
Assist - Others	2
Confined Animals - Dogs & Cats	2
Deceased - Dogs & Cats	9
Deceased - Wildlife	6
Injured/Sick - Dogs & Cats	3
Investigations - Inhumane	3
Investigations - License	1
Investigations - Noise	1
Investigations - Ordinance	2
Investigations - Other	3
Investigations - Rabies (Human Exposure)	2
Owned Deceased Animals	2
Patrols - Stray Dogs	7
Telephone Calls (Not Resulting in Activity)	1
Transport Animal - To/From Vet/Lindsay Museum	5
Total	50

Number of Activities by Activity Type

	Total
Aggressive Animals - Dogs	2
Assist - Others	4
Confined Animals - Dogs & Cats	7
Deceased - Dogs & Cats	10
Deceased - Wildlife	7
Injured/Sick - Dogs & Cats	5
Investigations - Inhumane	8
Investigations - License	2
Investigations - Noise	2
Investigations - Ordinance	8
Investigations - Other	5
Investigations - Rabies (Human Exposure)	14
Owned Deceased Animals	2
Patrols - Stray Dogs	8
Telephone Calls (Not Resulting in Activity)	1
Transport Animal - To/From Vet/Lindsay Museum	6
Total	91

Number of Calls/Contacts/Actions Related to Activities



CONTRA COSTA COUNTY ANIMAL SERVICES DEPARTMENT

Pinole

Animals Handled

12/1/2009 to 12/31/2009

		CAT	DOG	OTHER	Total
DEAD ANIMALS HANDLED	Field Impound	5	1	6	12
	Night Deposit	1	0	0	1
	Over the Counter	2	1	0	3
	Total	8	2	6	16
LIVE IMPOUNDS	Field Impound	0	4	0	4
	Night Deposit	2	2	0	4
	Over the Counter	10	8	1	19
	Total	12	14	1	27
Total		20	16	7	43



CONTRA COSTA COUNTY ANIMAL SERVICES DEPARTMENT

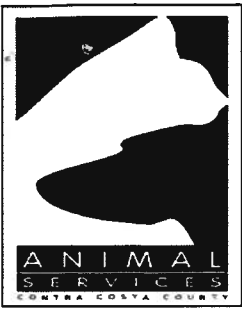
SUMMARY OF ANIMAL ACTIVITIES AND ACTIONS

For the Period: 1/1/2009 - 12/31/2009

PINOLE

	Total
	1
Aggressive Animals - Dogs	44
Aggressive Animals - Others	1
Assist - Others	19
Assist - Police	14
Confined Animals - Dogs & Cats	38
Confined Animals - Others	8
Deceased - Dogs & Cats	88
Deceased - Others	7
Deceased - Wildlife	60
Home Inspections	5
Injured/Sick - Dogs & Cats	62
Injured/Sick - Others	12
Injured/Sick - Wildlife	22
Investigations - Inhumane	32
Investigations - License	4
Investigations - Noise	18
Investigations - Ordinance	39
Investigations - Other	9
Investigations - Rabies (Human Exposure)	30
Investigations - Rabies (Wild Vs Domestic Animal)	2
Other Activities	2
Owned Animal Requests	3
Owned Animal Surrenders	1
Owned Deceased Animals	5
Patrols - Others	12
Patrols - Stray Dogs	138

	Total
	2
Aggressive Animals - Dogs	103
Aggressive Animals - Others	1
Assist - Others	24
Assist - Police	37
Confined Animals - Dogs & Cats	70
Confined Animals - Others	16
Deceased - Dogs & Cats	142
Deceased - Others	9
Deceased - Wildlife	71
Home Inspections	8
Injured/Sick - Dogs & Cats	111
Injured/Sick - Others	23
Injured/Sick - Wildlife	53
Investigations - Inhumane	81
Investigations - License	11
Investigations - Noise	39
Investigations - Ordinance	136
Investigations - Other	23
Investigations - Rabies (Human Exposure)	161
Investigations - Rabies (Wild Vs Domestic Animal)	13
Other Activities	5
Owned Animal Requests	4
Owned Animal Surrenders	1
Owned Deceased Animals	24
Patrols - Others	18
Patrols - Stray Dogs	233



CONTRA COSTA COUNTY ANIMAL SERVICES DEPARTMENT

SUMMARY OF ANIMAL ACTIVITIES AND ACTIONS

For the Period: 1/1/2009 - 12/31/2009

PINOLE

	Total
Stray Animals - Wild	14
Stray Animals - Wildlife	1
Telephone Calls (Not Resulting in Activity)	147
Transport - Others	8
Transport Animal - To/From Vet/Lindsay Museum	94
Total	905

Number of Activities by Activity Type

	Total
Stray Animals - Wild	43
Stray Animals - Wildlife	3
Telephone Calls (Not Resulting in Activity)	147
Transport - Others	9
Transport Animal - To/From Vet/Lindsay Museum	111
Total	1,732

Number of Calls/Contacts/Actions Related to Activities



CONTRA COSTA COUNTY ANIMAL SERVICES DEPARTMENT

Pinole

Animals Handled

1/1/2009 to 12/31/2009

		CAT	DOG	OTHER	Total
DEAD ANIMALS HANDLED	Field Impound	50	7	78	135
	Night Deposit	3	2	6	11
	Over the Counter	10	6	4	20
	Total	63	15	88	166
LIVE IMPOUNDS	Field Impound	24	88	25	137
	Night Deposit	37	28	0	65
	Over the Counter	265	114	12	391
	Total	326	230	37	593
Total		389	245	125	759