

**JOINT PINOLE CITY COUNCIL &
REDEVELOPMENT AGENCY
MINUTES
OCTOBER 4, 2011**

1. CALL TO ORDER & PLEDGE OF ALLEGIANCE IN HONOR OF THE US MILITARY TROOPS

The Regular Pinole City Council / Redevelopment Agency Board of Directors meeting was held in the Pinole Council Chambers, 2131 Pear Street, Pinole, California. Mayor Swearingen called the meeting to order at 5:30 PM and led the Pledge of Allegiance.

2. ROLL CALL, CITY CLERK/SECRETARY'S REPORT & STATEMENT OF CONFLICT

A. COUNCIL PRESENT

Phil Green, Council Member arrived at 5:48 PM
Debbie Long, Council Member arrived at 5:36 PM
Tim Banuelos, Council Member
Peter Murray, Mayor Pro Tem
Roy Swearingen, Mayor

B. STAFF PRESENT

Belinda Espinosa, City Manager / Executive Director
Michelle Fitzer, Assistant City Manager
Stephanie Downs, Assistant City Attorney
Richard Loomis, Finance Director
Dean Allison, Public Works Director
John Hardester, Police Chief
Patricia Athenour, City Clerk

City Clerk Patricia Athenour announced that the Agenda was posted on September 30, 2011 at 10 am. All legally required notice was provided. She asked the Council whether there were any conflicts with any items on the agenda. None were reported. She announced there were power point presentations entered into the record on Items 8A and 9B.

3. CONVENE TO A CLOSED SESSION – CITY COUNCIL AND AGENCY BOARD (5:30-7PM)

At 5:37 p.m., Mayor Swearingen convened the noticed Closed Session to discuss the following matters:

City Council

- A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - GC §54956.8
Property Location: Pinole Vista Shopping Center, 1200-1400 Fitzgerald Drive
Pinole Valley Shopping Center, 2700–2830 Pinole Valley Rd.
Agency Negotiator: Michelle Fitzer, Assistant City Manager
Negotiating Parties: TKG Pinole Valley, LLC & TKG Pinole Vista, LLC
Under Negotiation: Price & Terms
- B. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to GC §54597.6
City Labor Negotiator: Belinda Espinosa, City Manager & Michelle Fitzer,
Asst City Manager

Employee Organizations: Fire Local 1230 and Pinole Police Employees Association (PPEA)

- C. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - GC §54956.8
Property Location: 2361 San Pablo Avenue
Agency Negotiator: Michelle Fitzer, Assistant City Manager
Negotiating Parties: None at this Time
Under Negotiation: Price & Terms

City Council/Agency

- D. CONFERENCE WITH LEGAL COUNSEL--POTENTIAL LITIGATION -
Government Code Section 54956.9(b)(1)
Legal Counsel: Redevelopment Agency Counsel Stephanie Downs
Number of Cases: One Matter

4. RECONVENE IN OPEN SESSION TO ANNOUNCE RESULTS OF CLOSED SESSION

At 7:15 p.m., Mayor Swearingen reconvened the meeting in open session. He announced there were no reportable actions from Closed Session, but that the Council had not had an opportunity to discuss Item 3D and would be reconvening back into Closed Session following the open session items to address that matter.

5. RECOGNITIONS / PRESENTATIONS

- A. Proclamations

Mayor Swearingen proclaimed October as National Breast Cancer Awareness Month.

- B. Presentations

1. Certificate of Appreciation to the Community Services Commission

Mayor Swearingen presented the Certificate of Appreciation to Vice Chair Jeff Rubin for their exemplary work on community projects.

Jeff Rubin, Community Services Vice-Chair accepted the Certificate on behalf of the entire board and also recognized former commissioner, Julie Oshiro, initially responsible for Community Service Day planning, and also Recreation Director Amy Wooldridge.

Mayor Swearingen announced the Recreation Golf Tournament on Monday, October 10 and encouraged all interested golfers to come support the fundraising effort.

6. CITIZENS TO BE HEARD (Public Comments)

The following citizens addressed the City Council and Agency Board:

Erin Miller, Pinole citizen, addressed Council, on behalf of the Pinole Valley High Band, thanking PCTV for filming their half-time shows which helps to spread school pride. She announced the upcoming Homecoming Parade and game on October 21, and two school parades and performances on October 31. Ms. Miller also thanked the local sponsors.

Jeff Rubin, Pinole Historical Society reported on the Walking Tour, held the prior weekend. Rubin also announced the Faria Plaque Dedication to be held on October 8th on corner of Pinole

Valley Road and Henry Avenue, the West County historical society history expo at the Hercules Library on October 22nd, and the 4th annual Veteran's Day & Flag Retiring Ceremony on November 11th at 11 am in Fernandez Park.

James Tillman, Pinole citizen, addressed Council stating that the minutes of the West Contra Costa Integrated Waste Management Authority should be placed on their website, since our franchise will be under discussion shortly. He discussed the twice yearly free pickups, and – and said he had a lot of sod and green material that could not be bagged and asked if it was possible for our member to request free green waste drop offs which he said would reduce the plastic bags at the landfill.

Mayor Swearingen said that Mayor Pro Tem Murray, the City's delegate to WCCIWMA would take the matters up with the WCCIWMA Board.

Council Member Green referred to a voucher system that San Pablo had in the past.

Nick Ronchetto, IAFF Local 1230, noted their participation in Breast Cancer Awareness Month and also reported the collection of nearly \$76,000 in the Muscular Dystrophy "Fill the Boot" fundraiser.

Mayor Pro Tem Murray said he was raising funds for Muscular Dystrophy and asked anyone interested in paying his way out of jail, to donate funds.

Mayor Swearingen moved Item 11 B-1 forward on the agenda.

11B. Mayoral / Council Appointments

1. Appoint an Adhoc Council Subcommittee to Oversee the Proposed Sale of the Pinole Valley and Pinole Vista Shopping Centers [**Council Report No. 2011-117; Action: Appoint by Minute Order (Athenour)**]

Mayor Swearingen said that the Council did not think a subcommittee was necessary; staff was doing an excellent job with reporting back to Council, and directed staff to bring the deal to the entire Council at a regular meeting when the formal offer had been received.

Irma Rupert, Pinole citizen, said she first thought this was a good idea to look at the contracts and asked why Council was not supportive. She said she thought all council members should be on this committee, along with several community members. Ms. Rupert asked who was negotiating for the City and which attorney was at the table, because she wanted to make sure the citizens were protected.

Mayor Swearingen said this venue would provide information to two council members ahead of the others, and the item would still come before the Council in an open forum at a Council meeting.

Michelle Fitzer, Assistant City Manager, said City Attorney Reyes and Assistant City Attorney Downs were the legal team, Shelter Bay (the principle is also an attorney) represents the City in negotiations at the table, and she was the main staff liaison. Ms. Fitzer said Assistant City Attorney Downs was preparing all the sale documents and working with TKG representatives

James Tillman, Pinole citizen, supported Ms. Rupert's concern, as he felt the City had not fared well in the past with negotiations with TKG. His concern was to insure the Hercules debacle did not occur here, where they were unaware of the situation having given too much trust to certain

individuals. His concern related to the terms of the agreement, and many times the public does not get the full picture. He said he did not want the proceeds used to fund wages and benefits. He urged caution in selling.

Mayor Swearingen assured the public that the Council has been very diligent and very involved in the entire process.

Council Member Long said Council had been involved up to this point and once a contract is finalized staff wanted an Adhoc Committee to continue to receive information to disseminate to the remainder of the Council. She was not supportive of the committee of two and wants total inclusion.

Council Member Green said he was opposed to a part of the Council receiving information without the others having the full extent of the knowledge. He supported all members receiving the information at the same time at an open meeting.

Mayor Pro Tem Murray agreed with the other council members, having learned from past history. Our attorney was writing the agreement a professional management team was retained to assist the City in this negotiation.

Council Member Banuelos was also in complete agreement with his colleagues.

ACTION: Motion By Council Members Murray / Green, The Adhoc Committee To Review The Shopping Center Sale Was Tabled Indefinitely.

Vote: Passed 5-0.

7. CONSENT CALENDAR

Council Member Green corrected a statement made by Supervisor Gioia in the October 4, 2011 presentation, stating that the current hospital tax was \$52.

Council Member Green removed Item 7B from the Consent Calendar.

ACTION: Motion By Council / Board Members Murray/Banuelos, the City Council/ Agency Board Approved the Consent Calendar with the Exception of Item 7B.

Vote: Passed: 5-0

Joint Agency Board / City Council

- A. Approved the Minutes of the September 20, 2011 Meeting
- B. Received the September 17 – September 30, 2011 List of Warrants and the September 30, 2011 Payroll in the Amount of \$353,654.75 **REMOVED FOR DISCUSSION**

Council Member Green removed Invoice #065670 to Graffiti Control Services for \$4,057 for clarification. He understood from prior budget discussion that the service was eliminated.

Public Works Director Allison said graffiti removal was being handled by in house staff and contract services, in an effort to reduce cost. Contract services will be provided four hours per week, reduced from eight hours per week, beginning on October 1.

Council Member Long asked for more information on two warrants to PG&E on pages 3 and 7, more specifically whether there were separate meters for the Swim Center and Tiny Tots, and what does the \$15,425 charge for Pinole Valley Road represent.

Mr. Allison responded that the Swim Center and Tiny Tots were on one meter.

Council Member Long inquired how the separate amounts were allotted to each facility. Mr. Allison said that he would have to research and report back on that issue as well as for the charges on Pinole Valley Road.

Shelia Grist, Pinole citizen, said she thought the Senior Center janitorial service was eliminated and questioned an invoice on the warrant list.

Mayor Swearingen referred to staff but asked how the center would be cleaned.

ACTION: Motion By Council/Board Members Murray / Banuelos, the Council / Agency Board Approved Item 7B – Warrant List.

The Council Further Noted The Additional Information Requested Be Provided By Staff.

Vote: Passed 5-0.

City Council

- C. Adopted **Council Resolution 2011-72**, Authorized the City Manager to Enter Into A Purchase Order with Alfa Laval, Inc. in the Amount of \$30,900 for a Replacement Heat Exchanger for Digester 1 at the Water Pollution Control Plant [**Council Report No. 2011-115; Action: Adopt Resolution Per Staff Recommendation (Allison)**]

Mayor Swearingen moved Old Business Item 98 forward on the agenda.

- 9B. Authorize the City Manager to Execute a Lease Purchase Agreement with Motorola Solutions for Acquisition of Mobile and Portable P-25 Radios (EBRCS System) for the Police and Public Works Departments [**Council Report No. 2011-114; Action: Adopt Resolution (Hardester)**]

John Hardester, Police Chief entered City Council Report No. 2011-114 and a power point exhibit into the record, seeking approval of the purchase agreement for the mobile and portable radios for the EBRCS communication system. Staff briefed the Council with background information of EBRCSA which was created in Sept 2007 to create a communication system to provide regional interoperability. The target date to go live in Contra Costa County is January 2012, along with the Alameda County area of Dublin and Pleasanton. Staff recommended authorizing the City manager to proceed with the purchase of the mobile and portable P27 radios and 45 portables for Police, costing \$158,961.88 and six radios for Public Works costing \$21,031.81. The Fire Department radios will be covered by a FEMA grant. EBRCSA will provide the dispatch consoles and will install at no cost to the city. There will be additional costs of approximately \$10,000 for recording and programming equipment. Additional fees not part of

the financing proposal are radio monthly maintenance and operating fees (\$23,400 annually) and a debt service fee beginning in FY 2013-14 (\$14,040 annually) running through FY 2028. Hardester said these costs were significantly less than the current fee to the Richmond consortium. The financing proposal was summarized in the presentation exhibits; the City had selected the Option 4 financing plan, costing \$49,397 for seven years. Payment the first year will be from proceeds from the Richmond Communications Consortium Enhancement Fund and financing in the amount of \$176,445.58 was identified from Measure S revenue. Chief Hardester was available for questions.

Nick Ronchetto, Local 1230, spoke to the merits of the EBRCSA system, which would allow communication through all cities in Contra Costa and most in Alameda County.

Council questions followed. Chief Hardester provided clarification regarding communication during a catastrophe, where smaller “talk groups,” could communicate together with options to also switch to communicate with all agencies in both counties. Protocols are yet to be developed. Hardester also explained in response to a question that the monthly fees are for the radio infrastructure, not for the radios which contain a 5-year warranty agreement. He also provided clarification on the financing of which 17 million was paid from EBRCS 39 million from grants.

Council Member Green asked if the City would be “on the hook” and Chief Hardester said that all participating agencies would be contributing to the debt service through 2028. Council Member Green expressed concern regarding the radios becoming obsolete. Hardester said they were 2017 compatible, but he could not address what might occur in 15 to 20 years.

Hardester referred questions regarding financing options to Finance Director Loomis who had suggested the Development Impact Fund or the Traffic Safety Fund instead of, or in addition to Measure S as a funding source.

Questions ensued by Council Member Green on the funding options and the term length, with his concern for a long term debt. Chief Hardester said EBRCS was responsible for the debt, the agencies are paying to the debt service, and that the City took on the obligation in 2007 to pay the maintenance fees and expressed that the system was well thought out, to last far beyond the conclusion of the debt service.

Mayor Swearingen commented that the cost was \$12,000/year less than the current system, and is to be far superior.

Ms. Espinosa explained that EBRCS was a joint powers authority and could issue debt. The two counties would actually be issuing the debt for EBRSC.

Public Works Director Allison explained the necessity for six Public Works radios.

Council Member Long raised questions on the Lease Purchasing option, and applying the \$108,000 rebate from Richmond against the purchase of the radios to reduce the financing and annual payments.

Chief Hardester said the \$108,000 would be set aside in a separate Police equipment reserve account to make the appropriations for the next 2.5 years.

Richard Loomis, Finance Director, responded that these four options were the only ones provided at the direction of the EBRCs Authority. In the budgeting process, this payment would be a very high priority. He said staff was supportive of Option 4. In response to a question, Loomis said the only difference between Options 3 and 4 was the one-year deferral of the payment in Option 4.

Council Member Green asked if Measure S funds were contained in the motion, because he was not supportive since he believed that Measure S was for Police and Fire salaries.

Council Member Long commented again regarding amending the financing plan and asked Council to give consideration to a different appropriation when appropriate. Finance Director Loomis said the decision tonight would not prohibit the Council from managing the City monies in future budgets.

ACTION: Motion By Council Members Long/Green, the City Council/ Adopted Resolution 2011- 73, To Authorize the City Manager to Execute A Lease Purchase Agreement with Motorola Solutions for Acquisition of Mobile and Portable P-25 Radios (EBRCs System) for the Police and Public Works Departments.

Vote: Passed 5-0.

8. PUBLIC HEARINGS

Joint Redevelopment / Agency Board

- A. **Conduct A Joint Public Hearing** to Consider Adoption of the Capital Improvement Plan (CIP) for Fiscal Year 2011-12 Through 2015-16 [**Agency Board / City Council Report No. 2011-112 JT; Action: Conduct Public Hearing and Adopt Resolution Per Staff Recommendation (Allison/Loomis)**]

At 8:59 p.m., Mayor Swearingen opened the Public Hearing.

Richard Loomis, Finance Director introduced the item and entered Agency Board / City Council Report No. 2011-112 into the record. A court action on redevelopment is expected by December whether we would be proceeding with funding RDA budget. The Finance Subcommittee performed an initial review of the draft CIP on August 24, 2011. Loomis said that the document does not include any anticipated proceeds from property sales to fund this program budget. The plan is fairly aggressive for FY 2011-12, given that ¼ of the year is already gone, and he was not sure of the ability to complete all the projects identified in the scope due to staffing reductions.

Dean Allison, Public Works Director, presented the projects by type and funding sources in a pie graph. Sewer is the largest funding source and expenditure over the next five years. He summarized each project briefly and entertained questions from Council on each page.

Council Member Green raised questions regarding the omission of the Swim Center as a candidate for a solar project. Mr. Allison said there was grant money for solar and at the Finance Subcommittee, staff was directed to find money to fund several projects. Staff now recommended two solar projects with the shortest payback period; the Senior and Youth Centers.

Council Member Long said there wasn't specific direction since it was a subcommittee meeting. He supported solar on the Swim center, and stated that there was no guarantee any of the facilities will be around for twenty years and the swim center pencils out to be one of the better investments.

Mr. Allison said his recommendation was for solar on the Senior and Youth Centers, but he solicited input from the Council whether there was a desire to include the Swim Center.

Council Member Banuelos said the allocation for facility roofing (\$8,000) appeared to be underfunded.

Discussion followed on the solar grants and how the swim center might qualify for the grant and Council Member Long suggested adding it as a placeholder in the fifth year in the event money becomes available.

Mr. Allison supported her idea and clarified that the Swim Center would be identified as an unfunded project in the CIP - 5th year.

Council Member Green raised a point to perform in-house design services and retain engineers as a cost saving measure, and a lengthy discussion ensued.

Mr. Allison noted corrections into the record regarding the Shoreline Pay Trail project in the CIP where the vast majority of the costs would be contracting services and only \$10,000 was for engineering design work.

Council Member Green also referenced the PALC building repair with \$500,000 in engineering costs for a million dollar repair.

During the discussion on road patching, Council Member Long asked if the utilities were responsible for their cuts and asked to have more discussion on this topic at a future time.

Council Member Banuelos asked if there was any recourse against RSS for the damage in cul-de-sacs from the garbage trucks. Mr. Allison said it is a permitted load on the street and it should be discussed under franchise negotiations.

Council Member Long asked how RDA funds can be used on the post office. They can't- must be general fund or the revenue from the lease.

There was discussion on the purchase of a backup generator, what we are using currently, and whether it was in the previous CIP. Mr. Allison said there is emergency power to the Public Safety Building only. Council Member Long asked about the feasibility of using the old generator at the Water Pollution Control Plant.

Regarding the Water Pollution Control Plant upgrade, Council Member Green said that Hercules should pay any costs attributable to their delays. He also sought clarification on the shared plant ownership. Council Member Long said there was no certainty that the project would have started, but it caused more ill will and a basis to attribute a cost to the delays.

City Manager Espinosa explained that Hercules bought into fifty percent of the undivided assets. The City of Pinole owns the land.

Amy Wooldridge, Recreation Director presented the Recreation projects, mostly funded with WW funds. Lewis Francis Park will be funded from Parkland Dedication funds. A skate park design was proposed in FY 2011-12 and construction is projected in 2012-13; with a design to build option under consideration. In response to a question, Ms. Wooldridge said all WW Funds have been allocated, with the exception of \$661. The restrictions on WW Funds require the capital projects to be in place for 25 years, and they must be used for construction.

Council Member Banuelos inquired about restrooms at Fernandez Park since there were not in the CIP.

Mayor Pro Tem Murray supported placing the restrooms back on the list, but said the Pinole Valley Park restrooms were more of a necessity. Discussion ensued regarding the cost to build a new playground at Lewis Francis Park.

Michelle Fitzer, Assistant City Manager, briefly addressed the Housing and Economic Development projects. She said that staff recommended approving the allocations, but stated that the funds could not be spent, pending a decision by the court.

Council Member Green inquired about the development potential and possible uses for the Faria House. Council discussion ensued. Mayor Swearingen said there were ADA issues with accessing the second floor. Ms. Espinosa said that the site had informally been designated as the future home of the Pinole Historical Society museum. The City has taken no formal action, awaiting fundraising by the PHS. The interior needs to be brought up to code.

Council Member Green suggested opening dialogue again with the Pinole Historical Society.

Public Works Director Allison presented the last three Housing & Economic Development items. There was no project defined and no funds allocated for 2848 Charles Street, but it would qualify for using housing funds. He explained the priority criteria and presented the top priority projects based on regulatory obligations, grant fund availability, readiness for sale and annual rehabilitation programs. Allison said the Community Playhouse and the skate park projects do not meet the priority due to a staffing capacity issue, as they require collaboration of both Recreation and Public Works.

The Community Services Commission recommended three projects, which did not receive priority status. Council Member Green expressed interest to prioritize those projects.

Council Member Banuelos asked why the WW projects are not running parallel with the Public Works projects. Staff explained that the WW funds must be expended by 2018, so those can be set aside to a lower priority than the public works projects identified as top priority. The three recreation projects will move forward under the Recreation Department, not requiring Public Works participation and can move at a slower pace.

The following speakers addressed the Board / Council:

Max Glanz, Pinole citizen and skate park committee member, said he was happy to see money was secured and excited to move forward with the skate park design. He said that the skater population in Pinole has doubled with no amenities. He urged the Council prioritize the project.

Mayor Swearingen explained the priority of the other projects. Amy is the contact and will keep

Mary Horton, Pinole citizen, asked what happened to the installation of a temporary skate park approved on the Gateway West parcel in 2006 or 2007. Ms. Horton said that staff had told Council at that time, that the permanent project would be moving forward and that there was a prospective buyer for the Gateway West property, which has never materialized. On a separate note, she asked what the ultimate plan was for the Community Corner, and why there was not a for sale sign advertising the property. She said it was a redevelopment property and asked how it would ever be developed if everyone believes it is a park.

ACTION: Motion by Council Member Long/Banuelos, the City Council extended the meeting to complete the business.

Vote: Passed 3-2. (Swearingen & Murray opposed).

Recreation Director Wooldridge briefed the Council regarding the plan in 2006 to buy the temporary park pieces from Hercules, but found they were no longer available and even the temporary park was quite expensive and the item was tabled.

Council Member Long suggested amending the ordinance to exempt it and designate the Gateway West site without any development, to allow skating at the participant's risk. She asked staff to research the use, check the liability and the land use, and schedule a discussion at a future meeting.

Council Member Green suggested putting the new generator on hold.

At 11:05 p.m., Mayor Swearingen closed the Public Hearing and the matter was brought back to the Council / Agency Board for discussion and action.

ACTION: Motion By Council / Board Members Green / Murray , the City Council/ Agency Board Adopted Resolution 2011- 74 / Agency Resolution 22-2011, Adopting the Capital Improvement Plan (CIP) for Fiscal Year 2011-12 Through 2015-16, with the addition of:

1. **\$300,000 for swim center in out years (unfunded),**
2. **Shoreline Bay Trail line item corrected to reflect \$10,000 in engineering and 90,000 in construction**
3. **look at opportunity to utilize the old WPCP generator**
4. **correction to reflect the post office funding source from building maintenance, not Agency Non Housing funds; and**
5. **add restroom projects at Fernandez Park and Pinole Valley Park as unfunded items**

Vote: Passed 5-0.

9. OLD BUSINESS

City Council

- A. Authorize the City Manager to Amend an Existing Contract With Kiland, Passaglia & Westphal (KPW) in the Amount of \$25,500 To Increase the Scope of the Engineering Services on the Pinole Assisted Living Community [**Council Report No. 2011-113; Action: Adopt Resolution (Allison)**]

Dean Allison, Public Works Director entered City Council Report No. 2011-113 into the record. This item was continued from September 20, 2011. A brief project history was provided, whereby an initial contract was awarded in July 2010 for \$5,500 and amended in March 2011 in the amount of \$121,885. Staff now recommended a phasing plan for the repairs, requiring the designer to prepare more detailed plans, which increases the design contract from \$121,885 to \$148,150.

Council Member Green requested further discussion on the cost of engineering drawings and the increases from the initial contract. Dean invited Council Member Green to meet with him and go over the plans and also provided background on the repairs identified in the litigation settlement.

Council discussion ensued. Several Council Members spoke to the change from the original plan to a phased construction plan in order to phased the construction work and retain the patients in the facility, which requires additional engineering design work.

ACTION: Motion By Council Members Banuelos/Long, the City Council/ Adopted Council Resolution 2011- 75, Authorized the City Manager to Amend an Existing Contract With Kiland, Passaglia & Westphal (KPW) in the Amount of \$25,500 To Increase the Scope of the Engineering Services on the Pinole Assisted Living Community

Vote: Passed 5-0.

10. NEW BUSINESS

11. REPORTS & COMMUNICATIONS

A. Mayor / Chair Report

1. Announcements

- a. Met with BART Board Member Keller, discussions to bring a possible project to WCCTAC to extend BART from El Cerrito through Pinole to Crockett, and possibly Vallejo. Would not be a full BART train, but some other type of train. Potentially a 5-10 year planning project.

B. Mayoral / Council Appointments

1. Appoint an Adhoc Council Subcommittee to Oversee the Proposed Sale of the Pinole Valley and Pinole Vista Shopping Centers [**Council Report No. 2011-117; Action: Appoint by Minute Order (Athenour)**]

This item was moved forward and discussed earlier in the meeting.

C. Council Reports

Council Member Long reported on the WCCUSD Subcommittee meeting with Dr. Harter and Board President Ramsey – the District was in the process of analyzing the test scores at Pinole Valley High. She also provided an update on the Pinole Hercules Waster Water JPA meeting. At their next meeting, the Board would be discussing retaining a design engineering firm.

Council Member Banuelos updated Council on the WCCUSD Bond Oversight Meeting.

Mayor Pro Tem Murray reported on a meeting with the Army Corp of Engineers regarding potential restoration work on Pinole Creek. The meeting was attended by Council Member Long and staff. A copy of the meeting summary was provided to the City Clerk for review by other interested council members.

D. Council Requests For Future Agenda Items

1. Temporary skate park analysis
2. Report back on the status of the existing generator

- E. City Manager / Executive Director Report / Department Staff
F. City Attorney Report

There were no reports provided by the City Manager or the City Attorney.

RECONVENE TO A CLOSED SESSION – CITY COUNCIL AND AGENCY

At 11:40 p.m., the City Council adjourned back into the Noticed Closed Session to complete the discussion on Item 3D.

At 12:19 a.m., Mayor Swearingen reconvened the meeting in open session and announced there were no reportable actions from Closed Session.

12. ADJOURNMENT

At 12:21 a.m., Mayor Swearingen adjourned the Regular Meeting of October 4, 2011 to the Regular Redevelopment Agency/City Council Meeting of October 18, 2011 and in memory of the fallen US Armed Service members and Pinole citizens Amber Swartz, Lena Mae Cook and Steven Wayne Schreifels.

Submitted by:

Patricia Athenour, MMC
City Clerk

Approved by City Council / Agency Board: