

**JOINT PINOLE CITY COUNCIL & SPECIAL MEETING OF SUCCESSOR AGENCY  
TO THE FORMER CITY OF PINOLE REDEVELOPMENT AGENCY  
MINUTES  
SEPTEMBER 1, 2015**

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

The Joint Regular Pinole City Council Meeting and Successor Agency was held in the Pinole Council Chambers, 2131 Pear Street, Pinole, California. Mayor Murray called the meeting to order at 6:00 PM and led the Pledge of Allegiance.

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

**A. COUNCIL MEMBERS PRESENT**

Mayor / Chair Peter Murray

Mayor Pro Tem Roy Swearingen

Council Member Tim Banuelos

Council Member Phil Green – The record reflects his attendance via teleconferencing from the noticed location of 2732 Henry Avenue, Pinole, CA for a portion of the meeting and also personally attended the noticed Closed Session.

Council Member Debbie Long

**B. STAFF PRESENT**

Belinda Espinosa, City Manager

Benjamin Reyes, City Attorney

Hector De La Rosa, Assistant City Manager

Dean Allison, Development Services Director

Andrea Miller, Finance Director

Fire Chief, Rob Piper

Patricia Athenour, City Clerk

City Clerk Athenour announced the agenda was posted on August 27, 2015 at 4:00 P.M. and all legally required notice was provided. The premise at 2732 Henry Avenue was also posted on August 27<sup>th</sup> at 5 PM. That site is Council Member Green's residence and is teleconferencing from that site, which is open and accessible to the public during the public portion of the meeting.

City Clerk Athenour entered the following items into the record, provided subsequent to the publication of the Agenda:

- Item 7C – Powerpoint presentation - Capital Improvement Program
- Item 8A – PowerPoint presentation – Skate Board Park Ordinance
- Item 10A – PowerPoint exhibit and plans – Gateway Medical Clinic
- Item 7E – Project Labor Agreement

**3. CONVENE TO A CLOSED SESSION**

At 6:06 p.m., Mayor Murray convened to the Noticed Closed Session to confer regarding the following matter:

- A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Pursuant to GC §54957  
City Manager

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

At 7:08 p.m., Mayor Murray reconvened the meeting in open session and announced the following actions from Closed Session: Council conducted a performance evaluation for the City Manager and appointed Council Member Long as the Labor Negotiator to discuss an employment package. The vote was 5-0, unanimously in favor.

Mayor Murray announced that Council Member Green was again teleconferencing from his residence at 2732 Henry Avenue.

Council Member Green announced his condition with cancer, and that he was hosting a wellness party on September 13<sup>th</sup> at the Richmond Rod & Gun Club at 11 a.m. and invited everyone to attend.

Council Member Green announced he was leaving the meeting at 7:12 p.m. The voting record reflects his absence for the remainder of the meeting.

#### **5. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS**

- A. Proclamations
  - 1. Childhood Cancer Awareness Week – September 20 – 26, 2015
  - 2. Commendation to Pastor James Birdsong, Jr.

Mayor Murray announced the proclamation recognizing Childhood Awareness Week requested by American Cancer Fund for Children and Kids Cancer Connection and also issued a commendation to James Birdsong, a former West County resident and student of former Mayor Boyle for his installation as Pastor of a new congregation.

Mayor Murray read a proclamation honoring Dean Allison for his accomplishments in Pinole as he retires from this community and transitions to the City of San Rafael. Each of the Council Members provided comments, thanks, and accolades to Dean Allison.

- B. Presentations / Recognitions
  - 1. Introduction of WCCUSD Board Trustees Liz Block and Valerie Cuevas

Mayor Murray announced that WCCUSD Board Trustee Valerie Cuevas had a conflict and was unable to attend due to a conflict, and she would contact the City Clerk to reschedule.

**Liz Block**, WCCUSD Board Trustee, addressed Council and introduced herself to the community and the Council. She summarized her experience and education, as her goals have been directed to academics and readying students for college when she was a high school principal. Her goal is to provide more transparency in the District, and disseminating information out to the public ahead of the meetings. She said the District will be developing a Master Plan to provide priority ranking for facility construction. Trustee Block was available for questions.

Council Member Long commented that she heard Board Member Block said she would fulfill the commitments made to Pinole regarding Pinole Valley High School and honoring the commitment made by current and previous board members.

Council Member Banuelos asked more information about the Master Plan, and thought there was a prior plan. She explained that it was different than what was done before and said they would be going to every school and meeting with teams. He said that the school was designed when construction costs were at their lowest point and now have risen when construction is occurring. He discussed the promises made by the prior Board to the community previously, before she was a member, but that the current Board has to answer to that so the public is not does not feel they are losing.

Mayor Pro Tem Swearingen agreed that the construction costs have sky rocked but Pinole has waited a long time and has contributed to Pinole schools through the former Redevelopment Agency and now share the former Agency funds with other taxing agencies, one of which is the District. He said there are many community members who expect the conceptual drawings they originally viewed.

Trustee Block said the school has not been changed and any adjustments to save money have been minimal.

Mayor Murray asked Trustee Block to address the improvements to the academic programs which will reinstate some programs lost over the past ten years, the next time she visits the Council. Trustee Block said she would be glad to address that next time.

## 2. Pinole Valley High 2015-16 Update by Principal Kibby Kleiman and Members of the Spartan Varsity Football Team

Pinole Valley High Principal Kibby Kleiman provided a brief 2015/16 State of the School report, outlining some of the extracurricular groups and activities, such as the Earth Team working on Pinole Creek, the Health Team working on a genetics program, Mock Trial, Tutor Hours, Band Squad and Cheer Squad. He reported that eighteen ribbons were won at the County Fair for a variety of entries and the school was awarded a perfect record in Advanced Placement and the Forensics Team yielded a State qualifier. Principal Kleiman introduced the following Spartan Football Captains and team members: Troyante McConico, Bailey Pipkin, Jeffery Phelps, Joe Corpe and Michael Kyle and Head Coach Luke Bodwin.

## 6. CITIZENS TO BE HEARD (Public Comments)

The following speakers addressed the City Council:

**Lay Brother Steven Gerard** addressed Council regarding establishment of a citizen overlay to identify a Peace Zone. He expressed his concern that he could not present the educational segment and thanked the Mayor for explaining there was a protocol that had to be followed. He asked the Council to consider his request to provide a future presentation on this matter under Future Agenda Items.

**Georgia Manassis**, Pinole Senior Club Vice President addressed the Council to announce the Pinole Senior Foundation Tri-Tip Dinner and the Veterans' Day luncheon.

**Bob Kopp**, Pinole citizen and Community Services Commissioner announced the following upcoming community events:

- 3<sup>rd</sup> Annual Dumpster Day - September 12<sup>th</sup>
- BBQ for the Troops - September 13<sup>th</sup> at 11 am
- Coastal Cleanup - September 19<sup>th</sup> at 8:30 am at Bay Front Park

He also informed the Council that people have made comments to him about the number of employees who left the City and to try to find out the reason for them leaving.

**David Rupert**, Pinole citizen, asked for the Council to look into or agendize the matter of a gate being placed supposedly on private copy, but was placed on a feeder trail that runs through Pinole Valley Park land and prevents access by the public. He asked the Council to look into this and determine whether it was on public or private land, and if it is on public property, what is the cost to remove it.

Mayor Murray said staff would look into this matter and report back to Council.

**Mary Horton**, Pinole citizen, followed up to Bob Kopp's comment about people leaving the city, and said it was due to the many employment opportunities available now, of which she is aware due to her position as a job counselor. She spoke to City Manager Espinosa's strong moral compass and her qualities as a city manager. Ms. Horton also addressed recent crime wave in her neighborhood in the Estates Avenue area and urged citizens to report if they see suspicious activity.

**Julie Maier**, Pinole citizen, spoke about the valuable schools in Pinole, and commended Principal Kleiman as an outstanding leader at Pinole Valley. She asked the Council to continue to keep guiding and tracking the commitments on the construction of Pinole Valley High School and support for the students through the transition. Ms. Maier said that the school has a number of talented performers who have no venue. There is no gym or theatre, and asked that City staff look for ways to help them share their talents with the community. She cited a situation last year where the performers had to pay \$250 for use of a City park to perform and asked the City to consider waiving the fees, or having the students and families pick up the trash after the event to defray the employee costs.

## 7. CONSENT CALENDAR

Mayor Pro Tem Swearingen removed Item 7C, 7G, and 7H. Items 7E and 7I were removed.

**ACTION: Motion by Council Members Banuelos, Long, the Council Approved the Consent Calendar Items 7A, 7B, 7D, and 7F.**

<b>Vote:</b>	<b>Passed:</b>	<b>4-0</b>
	<b>Ayes:</b>	<b>Banuelos, Long, Murray, Swearingen</b>
	<b>Noes:</b>	<b>None</b>
	<b>Abstain:</b>	<b>None</b>
	<b>Absent:</b>	<b>Green</b>

- 7A. Approved the Minutes of the Meeting of August 18, 2015
- 7B. Received the August 15 – 28, 2015 List of Warrants and the August 28, 2015 Payroll in the Amount of \$333,243.28.
- 7D. Adopted **Resolution 2015-72**, Authorization to Submit Application for Funding **Resolution 2015-73**, Dedication Of Revenue Source For Repayment Of State Revolving Loan and **Resolution 2015-74**, Reimbursement Of Expenditures Prior To Funding Approval By The State [**Council Report No. 2015-82; Action: Adopt 3 Resolutions Per Staff Recommendation (De La Rosa)**]
- 7F. Adopted **Resolution 2015-76**, Authorized the City Manager to Reject All Bids For The Interior Improvements To The Pinole Community Playhouse [**Council Report No. 2015-84; Action: Adopt Resolution Per Staff Recommendation (Allison)**]

### **Items Removed from the Consent Calendar**

- 7C. Adopted **Resolution 2015-71**, Approved the 2015-2020 Capital Improvement Program [**Council Report No. 2015-81; Action: Adopt Resolution Per Staff Recommendation (Allison)**] **REMOVED FOR DISCUSSION**

Mayor Pro Tem Swearingen raised questions regarding the following projects, and Public Works Director Allison proved responses:

- a. Senior Center Roof - \$300,000

The bid was structured so that once the roof is opened; there is an option to determine the area of replacement, based on need. He said that he believed that \$300,000 was a good number for replacing the leaking portion of the roof, which is everything but the main dining room.

- b. Station 73 improvements – Where is the carpet being replaced?

In the common area

- c. Community Playhouse – questioned the accuracy of the number.

A prior action under the Consent Calendar was rejection of the bid, which was over \$200,000. Staff plans to re-package the project, but believed it should be increased \$50,000, from Measure S 2014 funding.

d. Skate Board Park.

Council authorized the amount staff requested. The project has not changed in size or scope but geotechnical work came in higher than anticipated. \$51,000 was carried from last year.

e. Replace chips with rubber matting - \$50,000

Staff confirmed the estimate was accurate.

- 7E. Adopted **Resolution 2015-75**, Approved a Project Labor Agreement for the Pinole-Hercules Wastewater Treatment Plant Upgrade Project [**Council Report No. 2015-83; Action: Adopt Resolution Per Staff Recommendation (Espinosa)**] **REMOVED FOR DISCUSSION**

This item was removed for a speaker who then advised the City Clerk he did not wish to address the item.

- 7G. Adopted **Resolution 2015-77**, Authorized The Finance Director To Enter Into Agreement With The State Board of Equalization For Implementation Of The Local Prepaid Mobile Telephony Services Collection Act [**Council Report No. 2015-85; Action: Adopt Resolution Per Staff Recommendation (Miller)**]

Mayor Pro Tem Swearingen removed the item for clarification regarding the reduction in revenue from this Act.

**Andrea Miller**, Finance Director, said the new charge does not directly impact the Utility User Tax. Jurisdictions must enter into an agreement with BOE to standardize the fees and taxes on prepaid mobile telephone services. The new law will only allow collection at 7.5% instead of 8 percent.

Mayor Pro Tem Swearingen asked the City Manager to direct staff to also run some numbers on the Utility User Tax projected revenues to report back at a future meeting.

- 7H. Adopted **Resolution 2015-78**, Increased The Budget For Geotechnical Services Contract with Cornerstone Earth Group from \$11,000 to \$21,000 For The Pinole Skate Park Project [**Council Report No. 2015-86; Action: Adopt Resolution Per Staff Recommendation (Allison)**] **REMOVED FOR DISCUSSION**

Mayor Pro Tem Swearingen asked the total cost of the entire project. .

Public Works Director Allison said the geotechnical inspection was to insure adequate compaction under the concrete so it does not settle and crack. He admitted that he underestimated the time the consultant would spend on the job to insure compaction, and had to amend the contract to add more funding. Mr. Allison said he would have the total project cost when he presented the status report later in the meeting.

- 7I. Authorize the City Manager to Execute an Agreement with Avery & Associates for Recruitment Services [**Council Report No. 2015-87; Action: Receive Report & Adopt Resolution Per Staff Recommendation (Espinosa)**] **HELD OVER**

**ACTION: Motion By Council Members Banuelos / Long, the Council Approved Consent Items 7C, 7E, 7G, and 7H, and Held Over Item 7I to a Future Meeting.**

<b>Vote:</b>	<b>Passed:</b>	<b>4-0</b>
	<b>Ayes:</b>	<b>Banuelos, Long, Murray, Swearingen</b>
	<b>Noes:</b>	<b>None</b>
	<b>Abstain:</b>	<b>None</b>
	<b>Absent:</b>	<b>Green</b>

## **8. PUBLIC HEARINGS**

- A. Conduct Public Hearing and Introduce An Ordinance Adding Pinole Municipal Code Section 10.65 Related to the Pinole Skate Park  
**[Council Report No. 2015-88; Action: Conduct Public Hearing & Introduce Ordinance By Title Only (Reyes)]**

City Attorney Reyes introduced Legal Counsel Eric Casher to present the draft Skate Board Ordinance.

**Eric Casher**, Legal Counsel presented Council Report 2015-88 and the exhibit materials into the record. The report provided background information and the basis for the ordinance to provide rules for the new Skate Park. Skateboarding is considered a hazardous sport; however the City can qualify for statutory immunity under specific conditions, which Mr. Casher entered into the record. The ordinance would add Chapter 10.65 to the Pinole Municipal Code and require designation of the skate park, limit the use to skateboarding and require helmets, elbow pads and knee pads and require specific signage to be posted to provide notice of the rules. The staff recommendation was to introduce the ordinance by title and waive first reading. Staff was available for questions.

Council Member Banuelos asked the hours of operation and to explain how the rules would be enforced. Mr. Casher responded that the hours were the same as park hours which are dawn to dusk. Regarding enforcement, the City has the right to issue citations and a visible presence will deter violators.

Council Member Long asked if language could be added to the signage to include parental guidance required for children under 12. Council Member Long read an excerpt from posted rules at another city skate park, and asked if the Municipal Code would be referenced on the sign. Council Member Long said she wanted to have input on the sign.

Legal Counsel Casher confirmed the Code would be cited and violators would be subject to the Code.

City Attorney Reyes said the citation would be an infraction and the original penalty would be \$100. City Attorney Reyes discussed immunity and said if a person uses the park and gets injured, the City has immunity. With adoption of this ordinance, if a person under 12 uses the park and is injured, the immunity does not stand, so Council Member Long's recommendation to include parental guidance for children under 12 would be a good addition.

Mayor Murray asked what the City's exposure was if a ten year old is run over and injured by a fifteen year old. Mayor Murray also asked about adding a picture of a BMX bicycle with a slash through it to indicate it was not allowed.

City Attorney Reyes responded that the specific statutory immunity is in place providing that all required conditions are met, and the City has good defenses unless there was negligence by the City. .

Staff displayed a photo of the proposed signage.

Council Member Long suggested the following changes to the sign:

- Change “recommended” to “required” on parental guidance for children under 12.
- Prohibit ramps or other obstacles, animals, amplified music or sound systems, glass containers, climbing on or over the fence
- City was not responsible for lost or stolen items (need not to be stated on sign)
- Report all injuries and/or call 911
- Violators will be subject to expulsion from the park.

At 8:43 p.m., Mayor Murray opened the Public Hearing. :

**Julie Maier**, member of the Skate Park Committee, wished staff would have let the Skate Park Committee know about this. She was supportive of most of the recommended additions to the sign. Ms. Maier respectfully asked that one of the council members stand in for Council Member Green and attend a meeting and allow the committee members to review and make recommendations about the enforcement. She said regarding children under 12 that “recommended” parental guidance was acceptable. Ms. Maier said the Skate Park Committee has spent a lot of time and definitely do not want it to be a place where graffiti occurs but wants it to be a welcoming place.

**Sandee Glanz**, Pinole Skate Park Committee member, said she had no idea this was on the agenda this evening and that she was upset about that she was not notified, as she now was not prepared to speak. She understood that the City needs to follow rules and have asked numerous times for the City to contact the Tony Hawk Foundation and accept they offer to assist with signage and enforcement, and recommended speaking with Peter Whitley. She asked if there would be a ribbon cutting and whether a Face Book page has been set for the Skate Park. She said that the citizens feel the grand opening is a very big event.

At 9:45 p.m., Mayor Murray closed the Public Hearing and the matter was brought back to the Council for comment and deliberation.

Council Member Long asked whether staff has a date for the Ribbon Cutting. Ms. Espinosa said late September, early October and definitely like to have the skaters input. Still a construction zone, please do not skate. She said she would like the Council to consider adding additional funds for some landscaping.

**ACTION: Motion by Council Members Long / Banuelos, the Council Introduced Ordinance 2015-02 , Adding Pinole Municipal Code Section 10.65 Related to the Pinole Skate Park**

<b>Vote:</b>	<b>Passed:</b>	<b>4-0</b>
	<b>Ayes:</b>	<b>Banuelos, Long, Murray, Swearingen</b>
	<b>Noes:</b>	<b>None</b>
	<b>Abstain:</b>	<b>None</b>
	<b>Absent:</b>	<b>Green</b>

## 9. OLD BUSINESS

### A. Skate Park Construction Project Update [Verbal Report; Action: Receive Report (Allison)]

**Dean Allison**, Development Services Director, updated Council on the near completion of the Skate Park. 90% complete. The construction is anticipated to be completed by September 15<sup>th</sup>. Skate Park ordinance will be effective on October 15<sup>th</sup>. He said the pole for the camera and light and will not be installed until November 6<sup>th</sup>. Mr. Allison displayed several pictures during the construction. Overall believe the project will be on budget – Total expense \$302,000. Wish to fund a few more amenities such as benches, landscape

**Julie Maier**, Pinole citizen, addressed the Council. Said the project is beautiful and a great amenity. Want to be part of the Ribbon cutting, want to be part of fundraising for the new amenities. Thanked City staff for their hard work and being open to listening to the youth skaters. She recommended naming the Skate Park after Council Member Green for his unwavering support.

**Sandee Glanz**, Pinole Skate Park committee, said the Council will be very proud to present this to the youth of this community. Want to be part of the opening ceremony and her son Max, would also like to be part of it and asked to be notified. She supported naming it the Green Park.

Mayor Murray cautioned that any benches close to the skate park need to be nailed down or they become part of the Skate Park.

### B. Water Pollution Control Plant Project Update [Verbal Report; Action: Receive Report (Allison)]

**Dean Allison**, Development Services Director, provided a status update on the Water Pollution Control Plant Upgrade, and presented the project schedule. Final plans and specifications are finished, will be modified slightly, and signed next week. The bids will be advertised on September 30, 2015 with a bid opening in December 2015. The contract is anticipated to be awarded in February 2016; mobilization in March 2016, with a 30-month construction duration.

Mr. Allison advised Council that the completion date will be later than stated on the permit. Allison said he will meet with the State Water Resources Board and will advise them that the City will be unable to meet the permit date.

He discussed his departure later this month, and said that he believed that the City has the right person in place with Mike Warriner, Carollo Engineering. Carollo has been under contract for over a year and HDR Engineering has been in place for three years.

With the plant upgrade project, there will be opportunities for water conservation, long range solids handling, and use of excess digester capacity. A lot of effluent water is now being used to flush tanks, and the City is saving several thousand dollars per month and conserving potable water. Currently the City is not allowed to share the water with the public for any use. Mr. Allison was available for questions.

Mr. Allison provided additional information about flushing the system pursuant to a question raised by Council Member Banuelos.

## 10. NEW BUSINESS

### SUCCESSOR AGENCY ITEM

- A. Conceptual Presentation of the Proposed Gateway East Surgical Eye Center, By Agape, LLC [**Verbal Report By Developer; Action: Receive and Provide Comments**]

Dr. Scott Lee, Agape LLC presented the conceptual plans for development of the clinic. He said this surgery clinic would provide his patients a service that they now must travel to Oakland to receive. There are no local available subspecialists and many patients are unable to afford non-contracted facilities. His proposal includes a medical center, medical office space and an ambulatory surgery center.

Dr. Lee also mentioned California Competes Grant received from the Governor's office. The facility was described as a modern design, 9,500 sq. ft., two-story structure, complimentary to the existing Kaiser Medical Offices and also Sprouts. The parking plan includes twenty-nine onsite spaces. Dr. Lee indicated he would be requesting a parking variance with the entitlement and discussed a parking demand program. He indicated there was support for this use from his patients, the Pinole Chamber of Commerce and the Pinole Artisans. Dr. Lee was available for questions and solicited comments from Council.

Mayor Pro Tem Swearingen said referring to the interior conceptual drawings, there appears to be a lot of unused space in the building. He asked how he intended to provide sufficient parking for employees and patients. He suggested reducing the size of the building and adding a few parking spaces.

Dr. Lee said the Parking Management Plan would be strictly enforced, and commented that most of his surgeries require short appointment times, and most patients are not parked for long periods of time.

Council Member Banuelos said originally the building anticipated on this site was much smaller, and he was troubled by the building size and the parking. His other comments included:

- Color selection – consider changing exterior color
- Too many finishes on exterior, study the form of the building
- Need drop-off area

Dr. Lee said Kaiser first proposed 5,000 square feet and this was the site that had been allocated to him by the Council. He said 2/3's of his patients use paratransit.

Council Member Long said she was not optimistic about the conceptual proposal; the design is too large. She surmised that with five operating rooms, he would be hiring other doctors, further encumbering the parking. She believed there was an opportunity to shrink the size of the building, questioned whether a food service area was necessary, and add a few parking spaces. She complimented the interior design and said agreed it did mimic Kaiser. Council Member Long said she would not be supportive of a 25% variance. She believed there is a demand for his services and patients will come. She hoped that the City staff would be able to work with Dr. Lee and his architect to make the building work for everyone.

Council Member Banuelos asked if there were any restrictions on the number of coffee shops in the Gateway Development project area.

Planning Manager Rhodes said that question would be directed to Thomas Properties whether there were any non-compete clauses or agreements.

Mayor Murray said the design was too modern for the area, and he was visualizing something softer. He viewed the food court as detrimental to the plan, and said without a reciprocal agreement with Kaiser, the parking will not work. He recommended working with the Planning Commission to reduce and downsize the building to meet the parking requirements. Mayor Murray said he supported the project, but not the design.

No action was requested. The next step is to deem the application complete, at which time the parking and traffic analysis would occur. The Development Review Subcommittee will review the submittal, prior to consideration by the Planning Commission.

- B. Authorize the City Manager To Execute A General Services Contract With Fremouw Environmental Services In An Amount Not To Exceed \$60,000 For Services Related To The Cleaning And Disposal Of Material From Digesters One And Three **[Council Report No. 2015-90; Action: Adopt Resolution Per Staff Recommendation (Allison)]**

**Dean Allison**, Development Services Director presented Council Report 2015-90 into the record. In order to repair the piping in two digesters, they must be taken off line, and remove the solids off-site in hazardous waste trucks. The cost about \$30,000 per digester; and is identified in the FY 2015/16 budget and required Council approval of the contract.

Council Member Long asked the time to complete the repair and whether wet weather could affect the progress.

Mr. Allison said the process takes about four to five weeks for each digester and it would not be impacted by wet weather.

Council Member Long asked whether this item had been reviewed by the Pinole Hercules WPCP Subcommittee yet and asked Mr. Allison to email City Manager Biggs to also add it on to their next Council meeting, so they are in the loop.

**ACTION: Motion by Council Members Swearingen / Banuelos, the Council Adopted Resolution 2015-79, Authorized the City Manager To Execute A General Services Contract With Fremouw Environmental Services In An Amount Not To Exceed \$60,000 For Services Related To The Cleaning And Disposal Of Material From Digesters One And Three**

<b>Vote:</b>	<b>Passed:</b>	<b>4-0</b>
	<b>Ayes:</b>	<b>Banuelos, Long, Murray, Swearingen</b>
	<b>Noes:</b>	<b>None</b>
	<b>Abstain:</b>	<b>None</b>
	<b>Absent:</b>	<b>Green</b>

## **11. REPORTS & COMMUNICATIONS**

### **A. Mayor Report**

1. Announcements
  - a. Coastal Cleanup
  - b. Senior Center Tri-Tip Dinner on September 13
  - c. Interviews for City Treasurer on September 8<sup>th</sup>
  - d. Invitation to Hercules Bay Trail ceremony September 19<sup>th</sup>

**Jack Meehan** addressed Council regarding the Bay Trail and said the Pinole section of the trail was dedicated over twenty-eight years ago and has not been increased in length since that time. He expressed his exasperation, stating that we have outlasted four trail coordinators who have said the trail section was imminent. Mr. Meehan suggested inviting Bob Doyle to a meeting to discuss the Bay Trail and its progress or lack thereof.

Council Member Long suggested to Mayor Murray to add the area by the Senior Center to the list for Coastal Cleanup Day.

Mr. Allison commented that the new EBRPD planner wants to meet with the City again, so there is hope for the Bay Trail and invited Mayor Murray to attend.

- B. Mayoral & Council Appointments
  - 1. Reappointment of Community Service Commissioners Martin and Kopp  
**[Council Report No. 2015-89; Action: Council Discretion (Athenour)]**

**Patricia Athenour**, City Clerk, presented Council Report 2015-89 into the record reporting that Community Service Commission members Martin and Kopp's term was expiring and that they wished to be reappointed for another two-year term. Both are active members on the Commission and are essential, especially with three current vacancies on the Commission.

**ACTION: Motion by Council Members Long /Banuelos, the City Council Reappointed Commissions Laurelle Martin and Bob Kopp to the Community Services Commission for Two-Year Terms Expiring on July 1, 2017.**

<b>Vote:</b>	<b>Passed:</b>	<b>4-0</b>
	<b>Ayes:</b>	<b>Banuelos, Long, Murray, Swearingen</b>
	<b>Noes:</b>	<b>None</b>
	<b>Abstain:</b>	<b>None</b>
	<b>Absent:</b>	<b>Green</b>

C. City Council Committee Reports

Mayor Pro Tem Swearingen updated council on the WCCUSD Facilities Subcommittee meetings and that he was not in attendance at the final meeting.

Council Member Long reported that she attended the final WCCUSD meeting, and believed there was a breakthrough with the trustees. She left thinking that our school will be intact. She hopes the terrazzo floor and the brick veneer will be retained, and that the Board will hold to that design at the September 16<sup>th</sup>.

Mayor Murray reported that the that the West Contra Costa Integrated Waste Management Authority will be discussing programs at their next meeting and how they will achieve the 75% goal. Stan Hakes is the new Executive Director who recently joined the staff.

D. Council Requests For Future Agenda Items

1. An Overlay Peace Zone

Council discussed the request from speaker Lay Brother Gerard earlier in the agenda. Following a brief discussion, the Council concurred this was not an item for local government consideration. Request denied.

2. Concern regarding cars exiting I-80 at Pinole Valley Road and returning to the highway (not an Agenda item)

City Manager Espinosa said she would advise Chief Gang.

E. City Manager Report / Department Staff

Development Services Director Allison reported that Traffic and Pedestrian Safety (TAPS) Committee will meet on September 8<sup>th</sup> to discuss the Pinole Valley High School improvements.

Council Member Long asked if the driveway to the Pinole library would be widened. Mr. Alison said it would remain in its current width.

Council Member Long also inquired whether PG&E would be installing LED lights, similar to what has been done in Walnut Creek. Public Works Director Allison explained that the City owns some of the lights in Pinole and PG&E own the others. The City could possibly undertake that project and there may be grant funds available.

It was noted the topic of LED lights was to be addressed at an upcoming West County Mayors' Conference meeting.

F. City Attorney Report

There was no report.

**12. ADJOURNMENT**

At 10:40 p.m., Mayor Murray adjourned the Regular meeting to the Special Meeting of September 8, 2015 in remembrance of Amber Swartz and our departing Public Works Director Dean Allison.

Council Member Banuelos also thanked Council Member Green for his participation in the meeting this evening.

**Submitted by:**

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**Patricia Athenour, MMC**  
**City Clerk**

**APPROVED BY CITY COUNCIL: September 15, 2015**