



PINOLE CITY COUNCIL AGENDA

TUESDAY
OCTOBER 15, 2019

4:00 P.M. - SPECIAL MEETING (CLOSED SESSION)

6:00 P.M. - SPECIAL MEETING - APPEAL HEARING

7:00 PM. - REGULAR MEETING

2131 Pear Street, Pinole, California

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Peter Murray, Mayor
Roy Swearingen, Mayor Pro Tem
Norma Martinez-Rubin, Council Member
Vincent Salimi, Council Member
Anthony Tave, Council Member

Public Comment: The public is encouraged to address the City Council on any matter listed on the agenda or on any other matter within its jurisdiction subject to the rules of decorum described in Council Resolution 2019-03. If you wish to address the City Council, please complete the gold card that is provided at the rear entrance to the Council Chambers and hand the card to the City Clerk. City Council will hear public comment on items listed on the agenda during discussion of the matter and prior to a vote. City Council will hear public comment on matters **not** listed on the agenda during Citizens to be Heard, Agenda Item 5.

Americans With Disabilities Act: In compliance with the Americans With Disabilities Act of 1990, if you need special assistance to participate in a City Meeting or you need a copy of the agenda, or the agenda packet in an appropriate alternative format, please contact the City Clerk's Office at (510) 724-8928. Notification at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service. Assisted listening devices are available at this meeting. Ask the City Clerk if you desire to use this device.

Note: Staff reports are available for inspection at the Office of the City Clerk, City Hall, 2131 Pear Street during regular business hours, 8:00 a.m. to 4:30 p.m. Monday – Thursday, and on the City Website at www.ci.pinole.ca.us. You may also contact the City Clerk via e-mail at hiopu@ci.pinole.ca.us

COUNCIL MEETINGS ARE TELEVISED LIVE ON CHANNEL 26. They are retecast the following Thursday at 6:00 p.m. The Community TV Channel 26 schedule is published on the city's website at www.ci.pinole.ca.us. City Council meetings are video-streamed live on the City's website, and remain archived on the site for five (5) years.

Ralph M. Brown Act. Gov. Code § 54950. *In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils and the other public agencies in this State exist to aid in the conduct of the people's business. It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. The people of this State do not yield their sovereignty to the agencies, which serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may retain control over the instruments they have created.*

**CALL AND NOTICE OF
PINOLE CITY COUNCIL
CLOSED SESSION MEETING
AT 4:00 PM
OCTOBER 15, 2019**

- 1. CALL TO ORDER & PLEDGE OF ALLEGIANCE IN HONOR OF THE US MILITARY TROOPS**
- 2. ROLL CALL**
- 3. CONVENE TO A CLOSED SESSION**
Citizens may address the Council regarding a Closed Session item prior to the Council adjourning into the Closed Session, by first providing a speaker card to the City Clerk.
 - A. PUBLIC EMPLOYEE APPOINTMENT**
Pursuant to Gov. Code § 54957
Title: City Manager
- 4. RECONVENE TO ANNOUNCE RESULTS OF THE CLOSED SESSION**
- 5. ADJOURNMENT** to the Special City Council Meeting of October 15, 2019 In Remembrance of Amber Swartz.

I hereby certify under the laws of the State of California that the foregoing Agenda was posted on the bulletin board at the main entrance of Pinole City Hall, 2131 Pear Street Pinole, CA, and on the City's website, not less than 72 hours prior to the meeting date set forth on this agenda.

POSTED: October 10, 2019 at 4:00 P.M.

Heather Iopu, CMC
City Clerk

**CALL AND NOTICE OF
PINOLE CITY COUNCIL
SPECIAL MEETING
AT 6:00 PM
OCTOBER 15, 2019**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **APPEAL & PUBLIC HEARING** *Citizens wishing to speak regarding a Public Hearing item should fill out a speaker card prior to the completion of the presentation, by first providing a speaker card to the City Clerk. An official who engaged in an ex parte communication that is the subject of a Public Hearing must disclose the communication on the record prior to the start of the Public Hearing.*
 - A. **CONSIDER AN APPEAL OF A PROJECT PROPOSING A PERSONAL STORAGE FACILITY AT 890 SAN PABLO AVENUE [Action: Consider Appeal and Provide Direction]**
4. **ADJOURNMENT** to the Regular City Council Meeting of October 15, 2019 In Remembrance of Amber Swartz.

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**Heather Iopu, CMC
City Clerk**

**CALL AND NOTICE OF
PINOLE CITY COUNCIL
REGULAR MEETING
AT 7:00 PM
OCTOBER 15, 2019**

1. CALL TO ORDER

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

An official who has a conflict must, prior to consideration of the decision: (1) publicly identify in detail the financial interest that causes the conflict; (2) recuse himself /herself from discussing and voting on the matter; and (3) leave the room until after the decision has been made, Cal. Gov't Code § 87105.

3. CONVENE TO A CLOSED SESSION

Citizens may address the Council regarding a Closed Session item prior to the Council adjourning into the Closed Session, by first providing a speaker card to the City Clerk.

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

5. CITIZENS TO BE HEARD (Public Comments)

Citizens may speak under any item not listed on the Agenda. The time limit is 3 minutes, and is subject to modification by the Mayor. Pursuant to provisions of the Brown Act, no action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The City Council may direct staff to investigate and/or schedule certain matters for consideration at a future Council meeting.

6. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

A. Proclamations

B. Presentations / Recognitions

1. Fire Department Update by Fire Chief Scott Kouns and Battalion Chief Chris Wynkoop

7. CONSENT CALENDAR

All matters under the Consent Calendar are considered to be routine and noncontroversial. These items will be enacted by one motion and without discussion. If, however, any interested party or Council member(s) wishes to comment on an item, they may do so before action is taken on the Consent Calendar. Following comments, if a Council member wishes to discuss an item, it will be removed from the Consent Calendar and taken up in order after adoption of the Consent Calendar.

A. Approve the Minutes of the Meeting of October 1, 2019

B. Receive the September 28, 2019 – October 11, 2019 List of Warrants in the Amount of \$535,903.27 and the October 4, 2019 Payroll in the Amount of \$406,859.78

C. Census 2020 – Resolution of Support [Action: Adopt Resolution per Staff Recommendation (Iopu)]

- D. Approve A Resolution Authorizing The Chief Of Police To Negotiate And The City Manager To Execute A Contract With Odin Systems Inc. In The Amount Of \$264,050.29 In Measure S 2014 Funds For 18 Replacement Cameras, 2 New Cameras, Wireless Connections, 2 Replacement Servers, 9 ALPR Cameras, 1 Server, Software, And Labor **[Action: Adopt Resolution per Staff Recommendation (Gang)]**
- E. Adopt A Resolution Approving A Second Amendment to the Exclusive Negotiating Agreement Between the City of Pinole and General Realty CE, LLC for the Sale and Purchase of the Pinole Shores II Properties **[Action: Adopt Resolution per Staff Recommendation (De La Rosa)]**
- F. Approve Funding Allocation Of \$94,000 From Measure S 2006 Fund Balance To Complete The Dorm Separation And Privacy Remodel Project At Fire Station 73 **[Action: Adopt Resolution per Staff Recommendation (Kouns)]**

8. PUBLIC HEARINGS

Citizens wishing to speak regarding a Public Hearing item should fill out a speaker card prior to the completion of the presentation, by first providing a speaker card to the City Clerk. An official who engaged in an ex parte communication that is the subject of a Public Hearing must disclose the communication on the record prior to the start of the Public Hearing.

- A. Ordinance Adding Chapter 10.78 To The Pinole Municipal Code Restricting Oversized Vehicle Parking On City Streets **[Action: Conduct Public Hearing & Approve First Reading of Ordinance (Casher)]**

9. OLD BUSINESS

- A. Receive the FY 2018-19 Fourth Quarter Financial Report **[Action: Receive and File Report (A. Miller)]**
- B. Receive And Review A Report From HdL Econsolutions On The City's Market Analytics, Void Analysis And Community Profile Reports **[Action: Discuss and Provide Direction (De La Rosa)]**

10. NEW BUSINESS

- A. Discussion Regarding Options For Filling Vacant City Treasurer Position **[Action: Discuss and Provide Direction (Casher)]**

11. REPORTS & COMMUNICATIONS

- A. Mayor Report
 - 1. Announcements
- B. Mayoral & Council Appointments
- C. City Council Committee Reports & Communications
- D. Council Requests For Future Agenda Items
- E. City Manager Report / Department Staff

F. City Attorney Report

12. ADJOURNMENT to the Regular City Council Meeting of November 5, 2019 In Remembrance of Amber Swartz.

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