

CALL TO ORDER - PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Rob Schroder called the meeting to order at 7:00 p.m. in the Council Chambers.

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

EXCUSED: None.

ABSENT: None.

PRESENTATION(S)

A. Proclaiming November 5th as "Shelter-in-Place Education Day."

Mayor Schroder read a Proclamation declaring November 5th as "Shelter-in-Place Education Day." He noted that the proclamation has already been sent to them but he wanted it to be recognized.

B. Proclaiming November as "Pancreatic Cancer Awareness Month."

Mayor Schroder, on behalf of the City Council, read and presented the Proclamation to Ms. Kathleen Wilkie and her daughter. Ms. Wilkie, San Francisco Bay Area Pancreatic Cancer Action Network, stated she does her work in memory of her husband, and urged members of the public to contact PCAN if they know someone who has been diagnosed with pancreatic cancer.

C. Proclaiming November as "California Safe Digging Month."

Mayor Schroder, on behalf of the City Council, read and presented the Proclamation to Victor Baker, Senior Manager of Diablo Division PG&E. Mr. Baker urged the public to call before digging, no matter how small the digging project is.

D. Proclaiming November 25th as "Joe DiMaggio's 100th Year Birthday Celebration."

Mayor Schroder, on behalf of the City Council, read and presented the Proclamation to Kathy and Paula, granddaughters of Joe DiMaggio. They expressed their appreciation.

E. Presentation by Central Contra Costa Sanitary District.

Tad Pilecki, Board Member of the Central Contra Costa Sanitary District, presented members of his staff. Mr. Pilecki reviewed the mission statement and provided a brief history of the District.

He described the Collection System and noted that in 2013 it saw the third lowest number of sewer overflows in the District's 67-year history. He also reviewed the Martinez transmission system; major sewer lines; the Treatment Plant which recycles 600 million gallons of water each year; pollution prevention and problems caused by flushable wipes and other household

hazardous waste. He noted that more than 55,000 pounds have been collected this year in the pharmaceutical drop off program. Mr. Pilecki reviewed the District's financials, including its Annual Budget and 2014/15 Capital Program; major challenges, including nitrogen and mercury removal; and Martinez Refinery Recycled Water. He spoke about future projects in Martinez, including the Martinez Renovation; Phase 4 which starts in August 2015; Fairview/Maltby Upgrades; Collection System Renovation, Phase 5; and the Alhambra Ave Trunk Upgrades.

Mr. Pilecki asked the community to help them protect the environment by reporting suspected sewer overflows immediately by calling 933-0990 or 911; using the household hazardous waste collection facility; installing and maintaining overflow protection devices; cleaning and maintaining laterals; and never flushing disposable wipes, pharmaceuticals, or diapers down the drain.

Mr. Pilecki thanked the Council for allowing him the opportunity to address them.

Mayor Schroder asked where the pharmaceuticals went after being dropped off. Mr. Pilecki stated they are burned in a facility with proper pollution control. He noted they do not take used needles or sharps, but the facility in Mountain View does.

Councilmember DeLaney asked what other facilities do instead of incinerating, and Mr. Pilecki stated they are heated and "digested" but still have to be landfilled afterward. She asked what in Martinez was being renovated, and Mr. Pilecki stated it is mostly old sewer pipe in residential areas.

Councilmember Menesini asked about the amount of water being recycled and what it could be used for. Mr. Pilecki stated it can be used in agriculture but industrial uses are challenging. The District is working with a few different entities to come up with more uses for the recycled water.

The Council thanked Mr. Pilecki for his presentation.

F. Rising Sun Energy Center on the Recap of the "2014 California Youth Energy Services Program."

Continued to next meeting.

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

James Ferriera expressed concern regarding drug houses on Pacheco Blvd. He stated some of his neighbors have had confrontations with the residents in the drug houses. He stated he and his neighbors have attempted to bring this to the Sheriff's Department and the Martinez Police Department and are unable to determine whose jurisdiction it is. He asked the Council to listen and ensure the problem will be addressed.

John Deal stated that he also lives on Pacheco Blvd and is tired of being ignored on this issue. He indicated he has spoken to prior Chiefs Simonetti and Peterson and Officer Castillo. He listed safety concerns in the neighborhood and stated there is no police attention. Mr. Deal stated that they need help now. Councilmember Avila Farias commented that she is aware of the issue and has spoken to Interim Chief Ghisletta. The Public Safety Subcommittee will be addressing the issue.

Gay Gerlack stated as a candidate in the recent election, she would like to congratulate Mayor Rob Schroder and Councilmember Lara DeLaney on their re-election and express her appreciation to Councilmember Mike Menesini for his many years of dedication to the community.

Mark Thomson encouraged the Council and staff to assist and resolve the drug issues in the Pacheco neighborhood, which would help the whole community.

Mike Alford apologized for recent statements made toward Vice Mayor Menesini and Councilmember Avila Farias. Mr. Alford agreed with the other speakers regarding the drug issues and other criminal activities and urged the Council to follow up and help them resolve these problems.

CONSENT CALENDAR

- A. Motion waiving reading of text of all Resolutions and Ordinances.
 - 1. Motion approving City Council Minutes of October 1, 2014. [M.Cabral]
 - 2. Motion rejecting Claims against the City by Contra Costa County Risk Management (Jermel Thomas), #14-13; and Charles Coday, #14-19. [M.Cabral]
 - 3. Motion approving Check Reconciliation Register dated 10/23/14. [C.Spinella/2.1.1]
 - 4. Motion accepting the Comprehensive Annual Financial Report (CAFR) for fiscal year ending June 30, 2014. [A.Shear/2.1.0]
 - 5. Motion accepting the AB 1600 (impact mitigation fees) report for fiscal year ending June 30, 2014. [T.Tucker&C.Spinella/2.1.0]
 - 6. Motion designating Assistant City Manager Alan Shear as Acting City Manager effective November 16, 2014, until such time as a new permanent City Manager begins City service. [J.Jakel/43.00.00&04.05.23]
 - 7. Motion adopting the Library Community Meeting Room Policy and Procedure. [M.Chandler/05.18.02]
 - 8. Resolution No. 107-14 authorizing the Interim City Manager to amend a consultant services agreement with Zumwalt Engineering Group for on-call civil engineering and project management services through fiscal year ending June 30, 2016. [T.Tucker/17.06.28]

9. Motion ~~Resolution No. 108-14~~ amending fiscal year 2014-15 and approving the recommended First Quarter Adjustment. [A.Shear/2.1.0]
10. Resolution No. 109-14 approving the Raw Water Pipeline Project as complete and authorizing the City Clerk to file a Notice of Completion. [D.Salts/15.06.12]
11. Resolution No. 110-14 approving the Bus Stop Project as complete and authorizing the City Clerk to file a Notice of Completion. [D.Salts/6.7.1 & 12.13.00]
12. Alhambra Valley Road Sidewalk Project (C2007) and Shell Avenue Pedestrian Improvement Project (C2008): [T.Tucker/12.02.11]
 - A. Resolution No. 111-14 accepting bids for the Alhambra Valley Road Sidewalk Project (C2007) and Shell Avenue Pedestrian Improvement Project (C2008) and awarding the construction contract to JJR Construction, Inc. in the amount of \$334,823.000 and allocating \$29,000 of Traffic Mitigation Funds, and \$60,000 of Traffic Mitigation Funds to Account Nos. C2007 and C2008 respectively; and
 - B. Resolution No. 112-14 authorizing the City Manager to execute an amendment to the consultant services agreement with Bellecci & Associates, Inc. for an additional \$31,569 for construction phase services.

Councilmember DeLaney requested that Item #5 be removed from the Consent Calendar.

On motion by Michael Menesini, Vice Mayor, seconded by Mark Ross, Councilmember, to approve Item #A and Items #1 through #4 and Items #6 through #12 of the Consent Calendar. Motion unanimously passed 5 - 0. Yes: AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Mark Ross, Councilmember; Michael Menesini, Vice Mayor; Rob Schroder, Mayor.

Councilmember Lara DeLaney spoke on Item #5, asking about the planned use of the funds in the Cultural Facilities Fees account. She suggested it be referred to the Parks, Recreation, Marina, and Cultural Commission (PRMCC) for their input. Councilmember Avila Farias suggested that it be considered first for the renovation of the Historic Train Depot. Interim City Manager Jim Jakel stated the Cultural Facilities funds and the Train Depot could be included in the report on current projects and resources on November 19th.

On motion by Michael Menesini, Vice Mayor, seconded by Lara DeLaney, Councilmember, accept AB 1600 (impact mitigation fees) report for fiscal year ending June 30, 2014. Motion unanimously passed 5 - 0. Yes: AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Mark Ross, Councilmember; Michael Menesini, Vice Mayor; Rob Schroder, Mayor.

PUBLIC HEARING(S)

13. Public hearing to adopt Ordinance No. 1382 C.S. authorizing an amendment to the Contract between the City Council of the City of Martinez and the Board of Administration of the California Public Employees' Retirement System. [M.Cabral/4.5.13]

Assistant City Manager Alan Shear presented the staff report reviewing the Ordinance and the contract amendment to PERS, which implements the final two percent of the agreed upon four percent CalPERS cost sharing between the City and the Martinez Police Officers Association.

On motion by Mark Ross, Councilmember, seconded by Lara DeLaney, Councilmember, to approve Ordinance No. 1382 C.S. authorizing an amendment to the Contract between the City Council of the City of Martinez and the Board of Administration of the California Public Employees' Retirement System. Motion unanimously passed 5 - 0. Yes: AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Mark Ross, Councilmember; Michael Menesini, Vice Mayor; Rob Schroder, Mayor.

CITY MANAGER

14. Provide direction to staff on the use of Project Labor Agreements (Continued from July 16th meeting). [A.Shear/10.05.04]

Interim City Manager Jim Jakel presented the staff report, reviewing the Council's request for staff to investigate a broader use of Project Labor Agreements. Mr. Jakel reviewed the background information provided to the Council, including an agreement template from a representative of organized labor, the County's standard agreement, and the City Attorney's input on both examples. The question under discussion is whether the Council wants to use PLAs for all projects or for very complex projects, whether to use the template provided or reinvent one, and how to move forward. One possibility is discussing in a public study session with a representative of organized labor presenting.

Councilmember Avila Farias asked for a list of potential projects a PLA might be used for. Mr. Jakel stated public works staff could put one together. Councilmember Avila Farias also asked for a breakdown of the logistical and administrative work needed to implement a PLA, in order to help see if it would be worth it for the City.

Councilmember DeLaney asked if staff could provide a list of the most significant differences between the two templates. City Attorney Jeff Walter stated some of the differences are technical, but many are policy-driven, which is something the Council will have to decide.

Councilmember Ross agreed there is value in having the agreement to improve the efficiency of the project and keep labor unrest to a minimum during the process.

Vice Mayor Menesini agreed with the advantages of PLAs and expressed his support for their use. He noted this will help ensure City projects use local labor and support training and apprenticeship programs. He suggested starting with a lower cost threshold of about \$100,000.

Mayor Schroder opened the Item for public comment.

Greg Ferre, Contra Costa County Building and Construction Trades Council, commented on the benefits of PLAs and successful uses of them by local governments to help develop local labor. He suggested \$100,000-\$250,000 would be a good project cost threshold. He noted his organization works hard to provide jobs to veterans.

Bob Lilley thanked the Council for its attention to this issue. He commented on the income multiplier impact on the economy of using local labor. He suggested that \$175,000 would be a good starting point for a threshold, since that is the current threshold between formal and informal bidding.

Mike Alford commented on the importance of unions and local labor to support the community.

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

Mayor Schroder suggested that an Ad Hoc Committee be established to meet once with the City Attorney and City Manager to discuss Council's concerns and make recommendations with respect to entry levels, differences between the County's PLA and the current PLA, etc., for action at the next Council meeting. He appointed himself and Vice Mayor Menesini to the Committee and requested a list of projects.

Councilmember DeLaney stated she would support a threshold of \$175,000 as a starting point.

15. City Manager Comment(s)/Update(s).

Interim City Manager Jim Jakel noted that Veterans Day Ceremonies will be held on Tuesday, November 11th at 10:00 a.m. at the Alhambra Cemetery and 11:00 a.m. at the All Veterans Memorial.

Mr. Jakel stated that this is his last meeting as Interim City Manager and it has been an honor to serve and to work again with Council and staff. He expressed appreciation to City Attorney Walter, Interim Chief Ghisletta, and the rest of staff, and thanked the Council for the privilege of serving.

Mayor Schroder thanked Mr. Jakel for serving again and bringing stability back to City staff during a difficult time. The Council agreed it has been a pleasure to have Mr. Jakel serving.

CHIEF OF POLICE

16. Chief of Police Comment(s)/Update(s).

Interim Chief Eric Ghisletta expressed his appreciation to Mr. Jakel for his support and stated the Department has gained a great deal from working with him.

Chief Ghisletta noted that there is a Sharps Collection Box in the Police lobby. He noted that Proposition 47 went into effect immediately upon being approved, and he has been attending workshops with the County Chiefs to determine how to address the changes. The County has a plan and is moving forward. Vice Mayor Menesini noted the provisions related to the threshold for Grand Theft are particularly significant.

Councilmember DeLaney suggested asked if the Department had discussed the Safe Streets program with the residents of Pacheco Blvd. Chief Ghisletta stated it has not been discussed yet, but the Department is currently working to gather information on the situation and there have been fourteen arrests just in the last twelve months. The jurisdictional question has been resolved.

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

17. Consider reappointment of Daniel Pellegrini to the Board of Trustees for the Contra Costa Mosquito and Vector Control Board for a four year term. [M.Cabral/06.03.03]

On motion by Rob Schroder, Mayor, no second required to approve reappointment of Daniel Pellegrini to the Board of Trustees for the Contra Costa Mosquito and Vector Control Board for a four year term. Motion unanimously passed 5 - 0. Yes: AnaMarie Avila Farias, Councilmember; Lara DeLaney, Councilmember; Mark Ross, Councilmember; Michael Menesini, Vice Mayor; Rob Schroder, Mayor.

CITY COUNCIL

18. Council Subcommittee Reports.

Mayor Schroder reported out on the Budget Subcommittee that he and Councilmember Ross attended on October 29, 2014. The City's financial position is strong and sales and property tax revenue is increasing. On the Consent Calendar today, the Council approved allocating reserves for capital improvements and deferred maintenance.

Councilmember Avila Farias commented that it would be ideal if a better way of planning these expenses could be achieved, and Councilmember DeLaney suggested the formation of an Enhanced Infrastructure Finance District. Councilmember Ross added that the use of overages and surpluses also needs to be discussed.

The Council thanked staff for their hard work.

19. City Council Comments.

Councilmember AnaMarie Avila Farias expressed her congratulations to Mayor Schroder and Councilmember DeLaney. She lamented Vice Mayor Menesini's departure and expressed her appreciation for all his years of service to the community.

Councilmember Mark Ross also congratulated Mayor Schroder and Councilmember DeLaney, and thanked Vice Mayor Menesini for his dedication.

Vice Mayor Michael Menesini offered his congratulations to Councilmember Lara DeLaney and Mayor Schroder. He commented that it has been a pleasure to serve and he is very grateful for the support over the years, and thanked the Council for their kind comments.

Councilmember Ross noted that running for office is a lot of uncertainty and responsibility and commended those who had run.

Councilmember Lara DeLaney stated that she looked forward to a more formal recognition of Vice Mayor Menesini's contributions to the community, and she congratulated the Mayor on his re-election.

Mayor Rob Schroder congratulated Councilmember DeLaney, and he noted that Vice Mayor Menesini started his career as well as Councilmember Ross' since Vice Mayor Menesini appointed both of them to the Planning Commission.

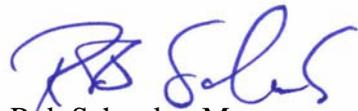
Councilmember DeLaney announced the Joe DiMaggio 100th Birthday Celebration on November 18th at the Shell Club House at 5:30 p.m. For reservations call Ann Mobley at 788-8824; all proceeds will benefit the "Joltin' Joe" boat restoration. She encouraged all to attend.

Mayor Schroder adjourned the meeting in honor of Gene Edwards who passed away on October 26th and was a member of the Planning Commission during the years of 1971-1983. A memorial service will be held on Saturday, November 8th at 1:00 p.m. at Connolly & Taylor, 4000 Alhambra Avenue, Martinez.

ADJOURNMENT

Adjourned at 8:39 p.m. in memory of Gene Edwards then to a Regular City Council Meeting on November 19, 2014 at 7:00 p.m. in the Council Chambers, 525 Henrietta Street, Martinez, California.

Approved by the City Council,



Rob Schroder, Mayor

Mercy G. Cabral, Deputy City Clerk – 12/02/14