

I. CALL TO ORDER

Mayor Rob Schroder called the meeting to order at 6:00 p.m. in the Council Chambers, 525 Henrietta Street, Martinez California with all members present except Councilmember M^cKillop who is excused and Vice Mayor Avila Farias who arrived at 6:25 p.m.

II. PUBLIC COMMENT (Comments are limited only to Closed Session)

There being no comments made, the council adjourned to Closed Session in the City Manager's Office.

III. CLOSED SESSION (City Manager's Office) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION

- A. Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: One potential case.
- B. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: One potential case.

IV. RECONVENE - PLEDGE OF ALLEGIANCE - ROLL CALL

The meeting reconvened at 7:00 p.m. in the Council Chambers. Mayor Schroder reported a Closed Session was held regarding Conference with Legal Counsel, significant exposure and initiation of litigation, one potential case; he noted direction was given to legal counsel.

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

EXCUSED: Debbie M^cKillop, Councilmember.

ABSENT: None.

Mayor Schroder announced that Consent Item #4 would be continued to a date uncertain.

PRESENTATION(S)

- A. Presentation by the Contra Costa Transportation Authority.

Ross Chittenden, Chief Deputy Director of the Contra Costa Transportation Authority (CCTA), provided a presentation regarding a countywide imposition of one half of one percent sales tax to fund transportation improvements in Contra Costa County. He reviewed the history of the CCTA, past successful funding measures (Measure C in 1988 and Measure J in 2004), the proposed Transportation Expenditure Plan and the Growth Management Program. Mr. Chittenden indicated that before the item can be placed on the ballot, the agency needs support from the cities affected. He reviewed the process, outreach to the public, Martinez area projects funded by CCTA and benefits to the cities from the new measure.

Mayor Schroder indicated he was well aware of the proposed measure in part due to his involvement with the County Connection Board. He commented on a letter he received from an organization called Public Advocates and their concern that an environmental impact report (EIR) had not been done and the Expenditure Plan can be changed later without any input from the public.

Mr. Chittenden responded that most of the information in the letter is incorrect - he explained the Expenditure Plan will only be changed if it needs to be brought into compliance with CEQA - it cannot supercede CEQA. He added that changing the expenditure plan would be an extensive process, with much public involvement. Mr. Chittenden also noted that no EIR is required for the expenditure plan, but any individual projects that result will have separate EIR requirements for each. He stated that environmental analysis was done, and the proposed elements will benefit the community and the environment.

Mayor Schroder expressed confidence that CCTA has been and always will be an agency that keeps its promises. He thanked Mr. Chittenden for the presentation.

Councilmember Ross was also appreciative for the information given. He added that the provisions to amend the plan are a good thing, given the recent and upcoming changes to the world of public transit. He pointed out that even people who don't drive will contribute to the funds through purchases they make and will benefit from the improvements. He expressed support for the measure, also noting that the potential ferry service that Martinez residents would like to see and use will be paid for from these funds.

Councilmember DeLaney thanked Mr. Chittenden for the presentation, and she thanked Councilmember Ross for sharing his information. She asked how the funds are allocated and how projects are chosen, which Mr. Chittenden discussed. He also reviewed the types of projects, projected amounts for each category, and said the first call for projects will likely be in 2018. He discussed application criteria and the role of the citizens' oversight committee as well.

Councilmember DeLaney asked about the BART improvements and how much the full amount would be which Mr. Chittenden reviewed.

Councilmember DeLaney said although she doesn't like increased taxes, the income from this measure would be used to make much needed repairs and improvements. She was especially supportive because the voters will make the ultimate decision to approve or not. She also expressed appreciation for the work of the CCTA and the improvements they have made through transportation-related projects.

Vice Mayor Avila Farias commented on affordable housing issues, asking how the housing element will be enforced and how affordable housing will be created within the county. Mr. Chittenden noted that the specific language she asked about was a carryover from the Measure J wording. He also noted that there is a formula applied to determine how a jurisdiction is doing at meeting its goals.

Vice Mayor Avila Farias expressed that if the housing issues are not addressed, transportation infrastructure will always be a problem because those who work here, but can't afford to live here and end up driving from a distance.

Vice Mayor Avila Farias also expressed concern about advocacy for changing workforce policies to encourage employers to enact alternate schedules and relieve some of the rush hour congestion. Mr. Chittenden acknowledged there has been limited efforts to address the issue and limited incentives that can be applied, both countywide and across the state. He noted however, that local jurisdictions are sensitive about giving up too much control to the county or the state.

Mayor Schroder pointed out that this item is on the consent calendar for approval, and the public would have an opportunity to comment on it at that time.

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

Gary Freitas responded to remarks made by Mark Thomson at a previous meeting. He spoke about his request for a general plan amendment, and reviewed past history regarding his application, culminating in past support by four City Councilmembers. He noted he agreed to wait until the General Plan revision was completed, but the 8-year process (thus far) is too long.

Eli Dominguez wished Officer Dave Mathers a happy birthday and thanked the police officers for improving their efforts and hard work. He recommended cameras be used for traffic enforcement.

CONSENT CALENDAR

Mayor Schroder restated that Item #4 had been continued.

Vice Mayor Avila Farias stated she had a conflict of interest on Item #15 since she lived in close proximity of the neighborhood.

Councilmember Ross expressed appreciation to City Engineer Tim Tucker for his work on the Landscaping and Lighting Assessment Districts.

- A. Motion waiving reading of text of all Resolutions and Ordinances.
 - 1. Motion approving City Council Minutes of April 6, and May 4, 2016. [M.Cabral]
 - 2. Motion rejecting Claim against the City by Deja Cook, #16-12. [M.Cabral]
 - 3. Motion approving Check Reconciliation Registers 05/12/16 and 05/26/16. [C.Mosser/2.1.1]
 - 4. Resolution considering request from Contra Costa Building Trades Council supporting Section 25536.7 of the Health and Safety Code, which was adopted by Senate Bill 54 protecting public health, safety and the environment of its residents adjacent to volatile industrial facilities. [M.Cabral/41.00.05]

Item continued.

- 5. Resolution No. 039-16 request and consent to consolidation of a General Municipal Election on November 8, 2016, and set specifications of the election order and amend the Candidate Statement from a 300 word limit to a 250 word limit as requested by Contra Costa County Elections Office. [M.Cabral/40.20.00]

6. Resolution No. 040-16 supporting The Contra Costa Transportation Authority's Countywide Imposition of one half of one percent sales tax to fund transportation improvements in Contra Costa County, adopting the Proposed Transportation Expenditure Plan, and conditionally amending the Growth Management Program in the Measure J Transportation Expenditure Plan to match that found in the Proposed Transportation Expenditure Plan. [T.Tucker/9.2.8&41.00.05]
7. Resolution No. 041-16 approving an Access Agreement with Prop SF and Almar Marina Management Inc. ("Almar") to allow use of the Martinez Marina public dock and a portion of the parking area for private charter ferry service from the Martinez Marina by Prop SF, authorizing the Mayor to execute same subject to minor modifications approved by the City Manager and City Attorney and finding such action exempt from the provisions of the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15301, Existing Facilities. [M.Chandler/14.02.12]
8. Levying assessment for Landscaping and Lighting Assessment District 1979-3, Village Oaks Terrace: [T.Tucker/10.02.34]
 - A. Resolution No. 042-16 describing improvements and changes for fiscal year 2016-17.
 - B. Resolution No. 043-16 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on June 15, 2016 and directing the City Clerk to publish required notices.
 - C. Motion approving the Engineer's Report for Landscaping and Lighting Assessment District 1979-3, Village Oaks Terrace.
9. Levying assessment for Landscaping and Lighting Assessment District 1981-3, Muir Station Park: [T.Tucker/10.02.15]
 - A. Resolution No. 044-16 describing improvements and changes for fiscal year 2016-17.
 - B. Resolution No. 045-16 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on June 15, 2016 and directing the City Clerk to publish required notices.
 - C. Motion approving the Engineer's Report for Landscaping and Lighting Assessment District 1981-3, Muir Station Park.
10. Levying assessment for Landscaping and Lighting Assessment District 1983-3, Vista Oaks: [T.Tucker/10.02.22]
 - A. Resolution No. 046-16 describing improvements and changes for fiscal year 2016-17.
 - B. Resolution No. 047-16 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on June 15, 2016 and directing the City Clerk to publish required notices.
 - C. Motion approving the Engineer's Report for Landscaping and Lighting Assessment District 1983-3, Vista Oaks.
11. Levying assessment for Landscaping and Lighting Assessment District 1988-1, Center Martinez: [T.Tucker/10.02.31]

- A. Resolution No. 048-16 describing improvements and changes for fiscal year 2016-17.
 - B. Resolution No. 049-16 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on June 15, 2016 and directing the City Clerk to publish required notices.
 - C. Motion approving the Engineer's Report for Landscaping and Lighting Assessment District 1988-1, Center Martinez.
12. Levying assessment for Landscaping and Lighting Assessment District 1994-1, Creekside: [T.Tucker/10.02.36]
- A. Resolution No. 050-16 describing improvements and changes for fiscal year 2016-17.
 - B. Resolution No. 051-16 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on June 15, 2016 and directing the City Clerk to publish required notices.
 - C. Motion approving the Engineer's Report for Landscaping and Lighting Assessment District 1994-1, Creekside.
13. Levying assessment for Landscaping and Lighting Assessment District 1997-1, Brittany Hills: [T.Tucker/10.02.37]
- A. Resolution No. 052-16 describing improvements and changes for fiscal year 2016-17.
 - B. Resolution No. 053-16 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on June 15, 2016 and directing the City Clerk to publish required notices.
 - C. Motion approving the Engineer's Report for Landscaping and Lighting Assessment Districts.
14. Levying assessment for Landscaping and Lighting Assessment District 2000-2, Terra Vista: [T.Tucker/10.02.40]
- A. Resolution No. 054-16 describing improvements and changes for fiscal year 2016-17.
 - B. Resolution No. 055-16 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on June 15, 2016 and directing the City Clerk to publish required notices.
 - C. Motion approving the Engineer's Report for Landscaping and Lighting Assessment District 2000-2, Terra Vista.

Mayor Schroder opened public comment on the Consent Calendar.

Eli Dominguez spoke about Item #6 and the estimated costs cited by Mr. Chittenden. He questioned where the money was to come from and whether there were cheaper ways to achieve the same things. He also asked for more information on the Citizens Oversight Committee. He asked the Council what could be done to make the City a destination again, similar to Walnut Creek, rather than just continuing to improve the roads and other infrastructure. Mayor Schroder explained the half-cent sales tax increment that is proposed to raise money for the things Mr. Chittenden discussed.

Nancy Newman commented on Item #6 as well, asking why the metering lights were installed for on-ramps on Highway 4; she thought the money would have been better spent on the Highway 4/680 interchange. Mayor Schroder clarified that the metering lights were done by Caltrans, not CCTA. He also explained that they are currently not operational because they are not needed yet.

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

On motion by Mark Ross, Councilmember, seconded by Lara DeLaney, Councilmember, to approve Item A and Items #1 through #3 and #5 through #14 of the Consent Calendar. Motion unanimously passed 4 - 0. Yes: Rob Schroder, Mayor; Anamarie Avila Farias, Vice Mayor; Lara DeLaney, Councilmember; Mark Ross, Councilmember. Absent: Debbie M^cKillop, Councilmember.

15. Levying assessment for Landscaping and Lighting Assessment District 2001-1 Alhambra Estates: [T.Tucker/10.02.41]

- A. Resolution No. 056-16 describing improvements and changes for fiscal year 2016-17.
- B. Resolution No. 057-16 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on June 15, 2016 and directing the City Clerk to publish required notices.
- C. Motion approving the Engineer's Report for Landscaping and Lighting Assessment District 2001-1, Alhambra Estates.

On motion by Lara DeLaney, Councilmember, seconded by Mark Ross, Councilmember, to approve Item #15 of the Consent Calendar. Motion unanimously passed 3 - 0. Yes: Rob Schroder, Mayor; Lara DeLaney, Councilmember; Mark Ross, Councilmember. Abstain: Anamarie Avila Farias, Vice Mayor. Absent: Debbie M^cKillop, Councilmember.

****CONVENE BOARD OF DIRECTORS OF CONTRA COSTA SANITARY DISTRICT NO. 6.****

CONSENT CALENDAR - Motion waiving reading of text of all Resolutions and Ordinances.

16. Consider levying assessment for Contra Costa County Sanitation District No. 6 (District) for fiscal year 2016-2017: [T.Tucker/30.05.05]

- A. Motion approving Annual Report for Contra Costa County Sanitation District No. 6.
- B. Introduce ordinance prescribing the annual sewer service charges for fiscal year 2016-17 in Contra Costa County Sanitation District No. 6.
- C. Resolution 01-16 SD-6 declaring the City's intent to levy and collect assessments, setting the date for a public hearing on July 20, 2016 and directing the City Clerk to publish required notices.

Mayor Schroder opened public comment on the item.

Eli Dominguez asked for clarification on the assessment, and Mayor Schroder explained its purpose. Mr. Dominguez commended the Sanitation District for their good work.

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

Councilmember Lara DeLaney indicated she received a letter from a resident who strongly opposes the proposed assessment and stated they did not receive notice of the assessment. She asked staff how much notice was given and what the consequence would be if the Council delays action to allow further notification to be given. Mr. Tucker explained that this is the first step in the process, which will be followed by a published 45-day notice period and a subsequent public hearing. He explained also that the increased amount is to bring the District back up to meet maintenance costs, due to inflation.

Councilmember Mark Ross added that this resolution notifies of the City's intent to hold a public hearing on the assessment amount. He further explained that individuals can set up a private system for their house if they prefer.

On motion by Mark Ross, Councilmember, seconded by Anamarie Avila Farias, Vice Mayor, approve the annual report for Contra Costa County Sanitation District No. 6 (District) for fiscal year 2016-2017, introduce an ordinance prescribing the annual sewer service, adopt Resolution No. 01-16 SD-6 to levy and collect assessments, and set a public hearing for July 20, 2016. Motion unanimously passed 4 - 0. Yes: Rob Schroder, Mayor; Anamarie Avila Farias, Vice Mayor; Lara DeLaney, Councilmember; Mark Ross, Councilmember Absent: Debbie M^cKillop, Councilmember.

****RECONVENE AS CITY COUNCIL****

PUBLIC HEARING(S)

CHIEF OF POLICE

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

Chief of Police Manjit Sappal announced that the City received a grant from Tesoro for \$90,000 over a course of three years to assist with the homeless outreach. He noted the grant is timely, since the City is losing its contract with Contra Costa Homeless Outreach on June 30th. He further explained the grant comes at a critical time and will enable the City to hire an additional staff member. He expressed his appreciation to Tesoro for their contribution.

Chief Sappal also announced the Police Department is hosting “Coffee with a Cop” on June 5th from 8:00 a.m. to 11:00 a.m. at Starbucks on Main Street. He indicated Starbucks is sponsoring the event, which he thought will provide a great opportunity for the public to just come and meet staff or discuss an issue.

CITY MANAGER

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

Acting City Manager Sappal expressed his appreciation to all staff present, and noted that staff has done a phenomenal job these last few weeks. He stated projects have not stopped, momentum has not stopped, people have been taking care of business, all of which has made his job a lot easier.

Mayor Schroder thanked Mr. Sappal for acting as City Manager in the few weeks before the new City Manager arrives.

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

Mayor Schroder thanked Councilmember DeLaney for her Commission/Committee suggestions and asked the others to submit theirs since he will make appointments at the next meeting.

CITY COUNCIL

19. Council Subcommittee Reports.

20. City Council Comments.

Councilmember Mark Ross expressed his sympathy to the families of the two police officers in Fremont.

Councilmember Lara DeLaney mentioned a letter she received from Contra Costa Water District about changes to the water conservation program and what they are eliminating. She realized that there have been changes to the State and local agencies programs and seemed somewhat surprised. She requested staff to keep the drought and water conservation on the City's radar to discuss what the City will be doing while still encouraging conservation. She thanked City Engineer Tim Tucker for keeping the Council informed. Councilmember DeLaney stated she is still concerned with the Post Office service issues and will stay on top of the item. She also announced the Boys and Girls Auction "Affair to Remember" at Concord Hilton on Saturday June 4th at 5:00 p.m.

Mayor Rob Schroder requested the meeting be adjourned in memory of Hazel Nelson, former Secretary to City Manager/Council, retired on June 15, 1994, and passed away on May 3, 2016.

ADJOURNMENT

Adjourned at 8:07 p.m. in memory of Hazel Nelson, former City employee, then to a Regular City Council Meeting on June 15, 2016 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 - 7/6/16