

CALL TO ORDER

Mayor Schroder called the meeting to order and the Special Meeting at 5:45 p.m. with all members present. The Council adjourned to closed session in the City Manager's Office.

CLOSED SESSION

- A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to California Government Code Section 54956.8.
Property: 630 Court Street
Agency Negotiators: Don Blubaugh, City Manager; Karen Majors, Asst. City Manager; Jeff Walter, City Attorney; Veronica Nebb, Asst. City Attorney
Negotiating Parties: City and Goldenberg & Associates.
Under Negotiation: Price, terms of payment and other conditions of sale or disposition.
- B. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION
Initiation of litigation pursuant to subdivision (c) of Section 54956.9: (Two Cases)
- C. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION pursuant to California Government Code Subdivision (a) of Section 54956.9.
Name of Case: Gonzales v. City of Martinez, Claim #: CV081754

ADDED FROM SPECIAL AGENDA:

- D. PUBLIC EMPLOYEE APPOINTMENT AND PUBLIC EMPLOYMENT pursuant to Section 54957. Title: City Manager

RECONVENE - PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Schroder reconvened the meeting at 7:00 p.m. in the Council Chambers. He reported that Council met in Closed Session, with direction given to legal counsel, and there was a Special Meeting combined with the Closed Session regarding Public Employee Appointment and Public Employment pursuant to Section 54947 of the Government Code; Title--City Manager.

Mayor Schroder reported that the Council unanimously agreed to authorize Counsel to defend the City in Gonzales v. City of Martinez, et. al. There was nothing else reported.

PRESENTATION(S)/PROCLAMATION(S)

- A. Presentation by EBRPD regarding possible extension of its capital bond act on the November 2008 ballot.

Presentation was made by Board Director Ted Radke. Mr. Radke provided packets to the Council and announced that EBRPD is considering placing a bond on the November 2008 Ballot. He provided information on the overall measure, specific per capita allocation, and regional projects within the service area of Martinez. Mr. Radke reported that the bond would be an extension of the original bond approved by the voters in 1988, and would not increase the current tax rate. The 2008 Regional Park Bond would be extended for an additional 20 years and is proposed to authorize a total bond amount of \$500 million.

Mayor Schroder asked whether any money received by Martinez needs to be spent on capital improvement projects. Mr. Radke said yes, or refurbishing facilities or building new ones, or similar capital projects (no salaries or programs), and they must be related to parks or recreation.

Councilmember Menesini asked which two projects Mr. Radke made reference to. Mr. Radke mentioned Marina Playground and Rankin Park.

Vice Mayor Ross asked about the kayaking, and Mr. Radke referred to the Baywater Trail, which will include the entire shoreline trail.

PUBLIC COMMENT

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

Nancy Hobert submitted a petition (with 150 signatures) requesting that the Council stop spending public funds on the beaver project unless it is for the purpose of moving them out of town. She indicated that not everyone supports the beavers.

Art Pagnini, City employee, and on behalf of the City employees, presented City Manager Don Blubaugh with a plaque for being upfront and fair with the employees. Mr. Pagnini expressed his appreciation for all that Mr. Blubaugh had done.

Joseph Metz invited the public and Council to his home for the 2008 Build It Green Home Tour on June 1st at 10:00 a.m. He explained the Build It Green Program and what different jurisdictions are doing to implement it. Councilmember Kennedy asked about cost considerations for green building. Mr. Metz said it actually doesn't cost that much more.

Jennifer Gillette, Program Leader for Chinese Exchange Students, expressed the need for host families in Martinez. She commented on benefits for the host family as well as the students; if anyone is interested, they should contact her at 925.899.3656 or jgillette88@aol.com.

Councilmember DeLaney said she thought it would be nice for the Council to recognize the students while they are here. Mayor Schroder said plans were being made for them to tour City Hall.

Mike Alford contended that the beavers do not pose any liability threat to Ms. Hobert's property, and he noted that more than 200 people showed support for the beavers. He expressed appreciation to the Council Ad Hoc Committee for their work, and he urged the Council to negotiate with Mr. Dunivan and to reinforce his creek bank, but leave the beavers alone.

Rose Martin expressed her frustration with the Marina administration and their lack of cooperation with the public. She stated that her vessel would be removed from the Marina. She admonished the Council for their lack of attention to the Marina, noting that there is no longer a Marina Commission to address these issues.

CONSENT CALENDAR

MOTION WAIVING READING OF TEXT OF ALL RESOLUTIONS AND ORDINANCES.

1. Motion approving Check Reconciliation Registers dated 4/10/08 and 4/17/08. [C.Heater/02.01.01]
2. Motion introducing an ordinance amending the Martinez Municipal Code Title 9, Public Peace Morals and Welfare, Chapter 9.52, Drinking Alcoholic Beverages in Public, to include the Consumption and Possession of Alcoholic Beverages in certain public places; and amend Title 1, General Provisions, Chapter 1.12, Violations - Infractions to include the amended provisions of Chapter 9.52. [G.Peterson/4.8.12]
3. Resolution No. 026-08 authorizing destruction of City files pertaining to the City Clerk's Office and the Finance Division. [M.Cabral/40.10.01]
4. Resolution No. 027-08 approving a trust agreement with the California Public Employees' Retirement System and authorizing the delegation of authority to request disbursements on behalf of the employer from the other post employment prefunding plan. [L.Marshall/4.5.13]
5. Resolution No. 028-08 authorizing the City Manager to execute an agreement with SPL Integrated Solutions to furnish, install and integrate audiovisual equipment and technology upgrades for the City Council Chamber. [K.Devries/17.06.24]

Mayor Schroder announced that Item #2, amending Title 9, was pulled from the Agenda.

Mayor Schroder opened and closed public comment on Items #1, 3, 4 and 5, with no speakers coming forward.

On motion by Janet Kennedy, Councilmember, seconded by Lara DeLaney, Councilmember, approve Items #1, #3, #4, and #5 of the Consent Calendar. Motion unanimously passed 5 - 0.

PUBLIC HEARING(S)

6. Conduct public hearing and adopt Resolution approving the final disposition of the 630 Court Street property, authorizing the Mayor to execute a Purchase and Sale Agreement between the City of Martinez and Goldenberg and Associates, Inc., and reallocating up to \$100,000 from the Ferry Pier Removal Project to the 630 Court St. Hazardous Material Contingency account.[K.Majors/5.15.00]

Assistant City Manager Community & Economic Development Karen Majors presented the staff report, giving brief background on the project, details of the Goldenberg proposal, and required remediation and documentation. She offered to answer questions from the Council and noted members of the development were also present to respond to questions.

Vice Mayor Ross confirmed that the City's liability for groundwater or soils contamination was capped at \$300,000. He also asked how the historic integrity of the building would be protected, and Ms. Majors explained the U.S. Department of the Interior Secretary's standards for the rehabilitation of historic buildings. She also referenced the adaptive reuse provisions, and Vice Mayor Ross confirmed the proposed 3rd story would come under that section. Ms. Majors noted that the first and second floors would look very much as they were originally.

Councilmember DeLaney commended staff for the presentation and for negotiating on behalf of the City. She asked for a review of the process, which Ms. Majors provided, approximately 6-9 months until building permits are pulled.

Mayor Schroder opened the public hearing.

Kristin Henderson noted that the sale of 630 Court Street is a discretionary action and does come under environmental review and is not exempt from CEQA. She expressed concern that without plans, there is no way to determine whether there are substantive changes to the historic design of the building. She also reminded the Council of the potential tax breaks possible if the City uses a Mills Act program to assist the developer with entitlements.

Paul Wilson commented on the purchase price and asking price of the building, as well as financial assistance that will be given to the developer, resulting in a \$400,000 loss to the City. Mayor Schroder clarified that the maximum cost to the City is \$300,000, but the intended purpose of the City's purchasing the building was for economic revitalization, which this project will certainly bring.

Mike Alford commented that he made a proposal from Mandalay to purchase the building for \$600,000 in 2006. He expressed confusion as to why the City is spending \$300,000 to "sell" the building to someone else. Mayor Schroder explained that some of the costs are for environmental cleanup that the City is required to do. Mr. Alford expressed concern that two previous deals fell through and this one has no plans yet. He offered to do future negotiations for the City. Mayor Schroder responded that anyone, including Mr. Alford's contact, could have responded to the City's RFP when it was issued.

David Piersall questioned whether a high-end restaurant, as proposed, would be economically viable for the entire 15 year term, or whether changes could be made if necessary.

Mayor Schroder agreed it might be difficult to restrict the type and usage of the restaurant, which is why the proposal doesn't go into much detail.

Seeing no further speakers, Mayor Schroder closed public comment.

Councilmember Kennedy commented on the long process involved, expressing satisfaction that the City was able to keep and meet their vision for the building. She also noted that the final project is actually a combination from two different developers, which gives her confidence that it can be successful. She was appreciative to Ms. Majors and City Attorney Veronica Nebb for their assistance.

Councilmember DeLaney added that the restaurateur involved, Ernie Guerrero, is already invested in the community. She was confident that he and the developer would be successful in their efforts, to their benefit and to the City's benefit. She was also hopeful that this project will be the needed catalyst for economic revitalization in the area.

Vice Mayor Ross thanked staff and the committee for their efforts on the project. He acknowledged some challenges to the property which is why the process took so long. He also commented on the needed remediation that was unknown to the City when the property was purchased.

Councilmember Menesini was also appreciative of all the hard work involved, agreeing that the City needs to move forward now with the necessary protections in place. He was also hopeful that the project will be beneficial to the economic health of the downtown.

On motion by Lara DeLaney, Councilmember, seconded by Janet Kennedy, Councilmember, adopt Resolution No. 029-08 approving the final disposition of the 630 Court Street property, authorizing the Mayor to execute a Purchase and Sale Agreement between the City of Martinez and Goldenberg and Associates, Inc., and reallocating up to \$100,000 from the Ferry Pier Removal Project to the 630 Court St. Hazardous Material Contingency account. Motion unanimously passed 5 - 0.

CITY MANAGER

7. Marina Progress:

Deputy Director of Parks and Community Services Joann Tool presented the staff report, together with Tom Hogan and Tim Leathers from Martinez LLP, and Booker Holton from TOVA. Ms. Tool discussed the current stage of the lease process, with CEQA requirements, loans from the Department of Boating & Waterways.

Mr. Hogan discussed details of the proposed lease and the land/water use plan, parking.

Councilmember DeLaney asked about the possibility of a hotel or conference center. Mr. Hogan said it would be possible, but he was unsure about the income potential from a bed and breakfast.

Vice Mayor Ross mentioned having a banquet facility on the second floor for special events. Mr. Hogan indicated that was being contemplated for the restaurant itself. He also commented on the need to get the entitlements finished soon so that progress could be made on the rest of the project.

Vice Mayor Ross asked what DBAW thought about the proposal. Mr. Hogan said they were pleased with it.

Vice Mayor Ross noted that the life expectancy of a marina is 45 years, and this one is currently at 44 years. He asked how long this one will last. Mr. Hogan said it should last 45-50 years, with proper maintenance.

Councilmember Menesini commented on "Humphrey's" at the Antioch marina. Mr. Hogan agreed the Martinez marina had a wonderful site for a restaurant.

Mr. Hogan resumed his report with a review of financial projections.

Vice Mayor Ross asked, and Mr. Hogan confirmed that Martinez LLP will be investing money themselves in the marina, not depending on the City for all the improvements.

Vice Mayor Ross asked what return on their investment Martinez LLP was expecting. Mr. Hogan said 10-12%.

Mayor Schroder opened public comment.

Paul Wilson asked when and by whom Martinez LLP was authorized to develop City property - it was supposed to be about water-side developments only. Mayor Schroder noted that the Council was not approving landside developments, but discussing development concepts to present to DBAW as possible ideas for the future. Mr. Wilson was concerned whether the Negative Declaration and EIR could apply to land projects in the future.

Mike Alford asked the purpose of the lease agreement, and Mayor Schroder explained it was necessary to extend the loan from DBAW. Mr. Alford asked how it was possible for the loans to be renewed, given the poor payment history in the past. He questioned why nothing has been done so far.

Rich Verrilli commented on difficulty hearing some of the Councilmembers through their microphones. Mr. Verrilli asked if there would be opportunity for public comment on the school bond issue. Mayor Schroder said yes. Mr. Verrilli expressed concern that no one responded to Ms. Martin's comments regarding her difficulties with the marina. He felt she deserved a response.

Mayor Schroder confirmed that both the City and marina have been in contact with Ms. Martin, but ultimately she does not like the answers she has been given.

Ms. Tool said she had been in contact with the marina operators and they have worked out a plan to address Ms. Martin's concerns.

Seeing no further speakers, Mayor Schroder closed public comment.

Vice Mayor Ross commented on the long-term difficulties with the marina development, noting that this plan fiscally and conceptually is one of the best yet, which will benefit everyone in the City. Vice Mayor Ross also noted that Martinez was going to be named a "Clean Marina," the 70th one in the State.

Councilmember DeLaney agreed with Vice Mayor Ross about the difficulties in the process, as well as the benefits from this plan. She acknowledged the process has been a long one, but the City has not been idle in the meantime. She also noted that State approval is a big step forward, together with the upcoming interim dredge.

Vice Mayor Ross expressed appreciation to Joann Tool and staff for their work.

Councilmember Kennedy noted that financing has to be in place before work is started. Since the state is offering funding, adequate planning has to be done first.

Councilmember Menesini agreed it has been a long process, expressing appreciation to staff and Martinez LLP for their patience and hard work.

Mayor Schroder agreed with the other comments, noting this has been one of the most complex issues before the Council. He thanked Tom Hogan for his continued efforts. He also mentioned some physical improvements that have taken place in recent years.

- A. Update on Marina improvements, and authorize extension of the long-term lease original entitlement period to December 31, 2008.[J.Tool/14.01.00]

On motion by Michael Menesini, Councilmember, seconded by Mark Ross, Vice Mayor, authorize extension of the long-term lease original entitlement period to December 31, 2008. Motion unanimously passed 5 - 0.

- B. Adopt Resolution No. 030-08 approving a Negative Declaration for the Martinez Marina waterside Improvements project, and directing staff to continue as required by the State Lands Commission prior to their consideration of a new Marina lease.[A.Lopez/14.01.00]

On motion by Mark Ross, Vice Mayor, seconded by Lara DeLaney, Councilmember, adopt Resolution No. 030-08 approving a Negative Declaration for the Martinez Marina waterside Improvements project, and directing staff to continue as required by the State Lands Commission prior to their consideration of a new Marina lease. Motion unanimously passed 5 - 0.

- C. Reallocate \$400,000 of the \$500,000 previously approved for the removal of the old ferry pier to perform an interim dredge to open the entrance of the marina.[J.Tool/14.05.05]

On motion by Lara DeLaney, Councilmember, seconded by Janet Kennedy, Councilmember, to approve Reallocation of \$400,000 of the \$500,000 previously approved for the removal of the old ferry pier to perform an interim dredge to open the entrance of the marina. Motion unanimously passed 5 - 0.

Mr. Hogan made closing remarks about the requirement for a master plan, even though their focus is on the water portion of the development. He also made a commitment to work with Ms. Martin to resolve her situation.

Vice Mayor Ross asked, and Mr. Hogan confirmed that in no way are houses or condos being contemplated for the marina.

8. Comment(s)/Update(s)/Report(s).

No comments made.

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

CITY COUNCIL

9. Review and possibly act on Council priorities for future Utility Undergrounding projects.
[T.Tucker/10.03.00]

Assistant City Manager Community and Economic Development Karen Majors presented the staff report.

In response to a comment from Mayor Schroder, City Engineer Tim Tucker discussed the priorities of the various proposed undergrounding projects.

Councilmember DeLaney asked how many poles would be undergrounded in the Ward Street district as opposed to the Alhambra district. Mr. Tucker said he didn't have the exact number of poles, but it would be based on the length of the road, and the Ward Street area is shorter than Alhambra.

Councilmember DeLaney commented on the desire of the residents to have the undergrounding done, and her desire for there to be some way that the City can work with them to prioritize, share the costs, and get it done.

Vice Mayor Ross asked if there is anyway to put pressure on PG&E to motivate them to complete undergrounding. Mr. Tucker discussed negotiations with PG&E on various projects to include undergrounding.

Councilmember Menesini said he was disappointed that the undergrounding was not included in the original project. He indicated he would like to see as many poles disappear as possible to clean up the entrance to the City.

Councilmember Kennedy noted that some residents are afraid of poles coming down. She would really like to see undergrounding of the Alhambra Ave area done before Ward Street.

Mayor Schroder opened public comment.

Paul Wilson asked what the cost will be to the property owners. Mayor Schroder said it would be premature at this point, since it will be at least six years. Mr. Tucker confirmed that the

property owners served from those access points would primarily bear the cost.

Seeing no further speakers, Mayor Schroder closed public comment.

On motion by Michael Menesini, Councilmember, seconded by Mark Ross, Vice Mayor, direct staff to change priorities and place the Alhambra Avenue Undergrounding prior to the Ward Street Undergrounding. Motion unanimously passed 5 - 0.

10. Discuss and take action regarding placement of a Parks/Library Bond on the November 2008 ballot.[J.Tool/40.20.03]

Deputy Director of Parks and Community Services Joann Tool presented the staff report, noting that a survey showed the November ballot is the best time to place a parks bond on the ballot. Mayor Schroder confirmed that there would need to be a pricing and prioritization process before the ballot item is formally placed.

Mayor Schroder opened public comment.

Katherine Hern, Citizens for a Better Library and Parks, discussed campaign organization efforts and the kick-off event scheduled for June 8th at Rankin Park. She thanked Mayor Schroder and Councilmember Kennedy for their assistance, and she invited the others to join. She asked for continued Council support of the ballot measure.

Rich Verrilli commented on competing bonds scheduled for the ballot and the need for voters to prioritize. He was especially concerned about the school bond issue itself. He asked for the Council to issue a resolution of support for the school bond as well.

David Piersall noted it is important for this bond to be successful, but he suggested holding off on creating another measure until we see if the county parks bond will also be on the ballot.

Marta Van Loan asked whether the school district has made a presentation to the City yet. Mayor Schroder said not yet, they are still surveying. Ms. Van Loan said she felt time is of the essence with this bond and she asked for the Council's endorsement.

Seeing no further speakers, Mayor Schroder closed public comment.

Mayor Schroder expressed agreement with Ms. Van Loan and Ms. Hern, especially with the need to make a statement of intent as soon as possible. He noted that doing so does not mean the City has to follow through, but will give the supporters a chance to begin work. He acknowledged that the County parks bond could be a conflict, but he also felt that the school bond could work with the City's bond. He expressed support for moving forward.

Vice Mayor Ross expressed his firm commitment to the cause. He commented on much of the City infrastructure that needs to be renewed.

Councilmember DeLaney said she needs more information before she could move forward. She indicated she would abstain at this time.

Councilmember Kennedy said she intends to support the bond, as she has from the beginning. She said there was no reason to wait.

Councilmember Menesini also indicated he was fully supportive of putting it on the ballot, but obviously the details need to be fleshed out. He was also supportive of the proposed improvements to the public library, the school bonds and the park bonds. He agreed it is important to get the campaign moving forward.

On motion by Michael Menesini, Councilmember, seconded by Janet Kennedy, Councilmember, to move forward with the placement of a Parks/Library Bond on the November 2008 ballot. Motion unanimously passed 4 - 0. Yes: Janet Kennedy, Councilmember, Michael Menesini, Councilmember, Mark Ross, Vice Mayor, and Robert Schroder, Mayor, Abstain: Lara DeLaney, Councilmember.

**Mayor Schroder called a recess at 9:30 p.m. and turned the meeting over to Vice Mayor Ross. Meeting reconvened at 9:45 p.m.

11. Discussion and possible action to adopt a resolution regarding the determination that the public convenience and necessity either are or are not served by the issuance of a Department of Alcoholic Beverage Control License to a proposed convenience market at 6606 Alhambra Avenue.[T.Simonetti/4.8.09]

Police Chief Tom Simonetti presented the staff report, discussing ABC requirements and limitations. Ms. Majors commented on a potential remodel of the building that the applicant will be presenting to the City through the Planning Commission (thus far it has not been submitted).

Chief Simonetti reviewed his conversations with Mr. Baragoush, as well as research into the crime statistics in the neighborhood.

Councilmember Menesini asked Chief Simonetti his recommendation. Chief Simonetti said he had none at this time, although he acknowledged that the proposed remodel is a project the City will probably benefit from.

Vice Mayor Ross opened public comment.

Ebi Baragoush, applicant, commented on his goals for the property - including remodeling, beer and wine sales (as a small portion of his business), car wash and gasoline sales. He expressed confidence that his business would be convenient to the public's needs. He also discussed proposed hours of operation.

Councilmember DeLaney asked whether Mr. Baragoush would go ahead with the remodel, etc., without beer and wine sales. Mr. Baragoush reviewed Chevron's requirements for the "Extra Mile" store, including beer and wine sales.

Councilmember DeLaney referred to a letter from a neighbor regarding empty liquor bottles on the premises currently. Mr. Baragoush said there is constant monitoring of the building through video, and he doubted there was a problem from his business. He was confident it would continue to be nice and clean after the remodel also.

David Bowdish, neighbor, said he liked the current setting of the business. He was opposed to the remodel and the expansion, especially because of potential noise from the carwash. He also questioned why approve a liquor license now, when it would have to be re-applied for once the remodel is finished. He questioned the advisability of selling alcohol at a gas station anyway, and he felt there were too many already in the neighborhood. He also complained about litter from the station all around the perimeter of the property.

Steven Cole, Virginia Hills Homeowners, presented a petition (81 names) in opposition to the application. He agreed there are already enough businesses selling alcohol. He was not opposed to the expansion, however, only the alcohol sales. He also commented on recent positive changes in the City, expressing concern that adding alcohol sales here will benefit the community. He asked the Council to especially consider the concerns of people who live in the area.

An unidentified female speaker said she did not think the alcohol sales would be a necessity or a convenience to the community. She was supportive of the expansion and the car wash, however.

David Piersall agreed the ABC requirement to determine whether the business will serve the public convenience or necessity is the issue. He commented on a Consent Calendar item that was pulled, which dealt with changes to the Municipal Code related to alcohol sales and consumption primarily due to issues in the downtown. He was opposed to the application.

An unidentified male speaker, a neighboring property owner, commented on the litter on a lot adjacent to the gas station. He strongly urged firm limits for hours, etc, and some way to limit teenage drinking as a result.

Lee Sutherland discussed his efforts to enlist neighbors in opposition to the license application, and the great concern about it.

Paul Wilson said it sounds like there's already a problem in the area with the littering nearby.

Vice Mayor Ross asked, and Chief Simonetti confirmed that the City received a grant to conduct sting operations on underage drinking and has been doing very well as a result.

Seeing no further speakers, Vice Mayor Ross closed public comment.

Councilmember Menesini said he could not support the permit since the neighborhood is opposed to it.

Councilmember Kennedy said she knows Safeway closes the area of alcohol sales in the evening due to theft. She said she would like to see the station restored to a full service gas station, but she could not approve the alcohol license.

Councilmember DeLaney, although supportive of business entrepreneurship, said she also could not ignore the will of the people in this matter.

Vice Mayor Ross agreed, although he admitted he would like to see some economic development of the station.

In response to a question from the audience, Councilmember Kennedy explained that the gas station remodel would be an item to come before the Planning Commission, with opportunity for public input at that time.

On motion by Michael Menesini, Councilmember, seconded by Janet Kennedy, Councilmember, adopt Resolution No. 031-08 determining that the public convenience and necessity are not served by the issuance of a Department of Alcoholic Beverage Control License to a proposed convenience market at 6606 Alhambra Avenue. Motion unanimously passed 4 - 0. Yes: Lara DeLaney, Councilmember, Janet Kennedy, Councilmember, Michael Menesini, Councilmember, and Mark Ross, Vice Mayor, Absent: Robert Schroder, Mayor.

12. Approve contract for cost estimating services for park Improvements with Borreco/Killian & Associates, Inc., Landscape Architects.[J.Tool/11.02.00&17.04.07]

Deputy Director of Parks and Community Services Joann Tool presented the staff report.

Councilmember Kennedy asked, and staff confirmed that the estimates would be in current dollars, not future.

Councilmember DeLaney asked if the cost estimates include maintenance expenses or just capital costs. Ms. Tool said just capital costs. In response to a further question from Councilmember DeLaney, Ms. Tool discussed prioritization of the areas under consideration, and the staging for the funding. Councilmember DeLaney said it is unfortunate that the maintenance costs are not included.

Vice Mayor Ross opened the item for public comment with no one coming forward.

On motion by Michael Menesini, Councilmember, seconded by Janet Kennedy, Councilmember, approve contract for Cost Estimating Services for Park Improvements with Borreco/Killian & Associates, Inc., Landscape Architects and appropriate \$57,420 from the Park and Recreation Impact Fees (34378019). Motion unanimously passed 4 - 0. Yes: Lara DeLaney, Councilmember, Janet Kennedy, Councilmember, Michael Menesini, Councilmember, and Mark Ross, Vice Mayor, Absent: Robert Schroder, Mayor.

13. City Council Comments.

Councilmember Kennedy thanked Main Street and all those who made the Art and Wine Stroll a great event. She introduced Janine Sanders with the Martinez School District. Ms. Sanders informed the City of project Kitchen Aide which is a benefit fundraiser for the Martinez Community Academy that works with students 18-22 years old. The funds will be used to help build a kitchen classroom for their cooking classes. The event will be held on Sunday May 18th from noon to 6:00 PM at Armando's and will feature jazz, blues, and rock music. Tickets are \$18.00 in advance or \$20.00 at the door. Call 228-3276 ext 238 or 229-4172 for more information or tickets. The Council made suggestions to Ms. Sanders regarding other resources for the Academy.

Councilmember DeLaney stated that she probably would not be attending the next Council meeting.

Vice Mayor Ross thanked all those who worked on the John Muir/Earth Day Event.

ADJOURNMENT

Adjourned at 10:30 p.m. to a Regular City Council Meeting on May 21, 2008, at 7:00 p.m. in the Council Chambers.

Approved by the City Council

Rob Schroder, Mayor

Mercy G. Cabral, Deputy City Clerk--6/4/08