

CALL TO ORDER – ROLL CALL

Vice Mayor Mark Ross called the meeting to order at 6:08 p.m. with Councilmembers Janet Kennedy and Michael Menesini.

Vice Mayor Ross announced that Mayor Schroder had recused himself from all discussions due to a potential conflict of interest until such time he is cleared by the Fair Political Practices Commission.

PRESENT: Janet Kennedy, Councilmember, Michael Menesini, Councilmember, and Mark Ross, Vice Mayor.

EXCUSED: None.

ABSENT: Lara DeLaney, Councilmember.

PUBLIC COMMENT (Only those item(s) listed on the Agenda)

Igor Skaredoff requested that the technical studies be made public for review and not confined to Closed Session. He stated that the beavers should unify and be a positive asset to the community.

Moses Silva encouraged the Council to make a thoughtful decision and live up to the spirit of John Muir.

Mike Alford questioned the status of the meeting, and reviewed his discussion with Mr. Dunivan, and the costs of litigation. He questioned why the public was not told the truth and reminded the Council that they need to respect the will of the people.

Unknown Speaker commented on the beauty of the Alhambra Creek since the beavers arrived.

Kathy McLaughlin reviewed the flooding history stating that there was flooding before the beavers arrived. She stated that when you buy along the creek, there are consequences, you pay your insurance, and accept the responsibility of maintaining the creek bank. Ms. McLaughlin stated that she had requested information as was denied it by City staff. She reiterated her requested to Council.

Kit Dalton spoke in favor of the beavers. Ms. Dalton believed that everything was settled, and the recommendation from the Beavers in Alhambra Creek Subcommittee was accepted..

Adjourned to Closed Session at 6:40 p.m.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Cal. Gov't Code section 54956.9(b):

One potential case.

There was no action reported.

ADJOURNMENT

Adjourned at 8:40 p.m. to a Regular Meeting on October 1, 2008 at 7:00 p.m. at City Hall in the Council Chambers, 525 Henrietta Street, Martinez, California.

Approved by the City Council,

Mark Ross, Vice Mayor

Mercy G. Cabral, Deputy City Clerk – 10/15/08