

CALL TO ORDER - JOINT MEETING

Mayor Schroder called the meeting to order in the Council Chambers at 5:50 p.m. (waited for a quorum of the Planning Commission).

COUNCIL PRESENT: Lara DeLaney, Councilmember, Janet Kennedy, Councilmember, Michael Menesini, Vice Mayor, and Rob Schroder, Mayor.

COUNCIL EXCUSED: Councilmember Mark Ross.

COUNCIL ABSENT: None

PLANNING COMMISSION

PRESENT: Rachael Ford, Jeff Keller, Frank Kluber, and Michael Marchiano.

EXCUSED: Donna Allen, Harriett Burt, and Lynette Busby.

ABSENT: AnaMarie Avila Farias.

HOUSING ELEMENT TASK FORCE: Noralea Gipner and Gail Rodens.

PUBLIC COMMENT Restricted to comments on items listed on the Agenda.

Comments heard at the end of the meeting.

DISCUSSION

1. General Plan Housing Element Update—Policy Directions Report—City Council and Planning Commission Study Session. [T.BLOUNT/A.MEPANI/09.02.05]

City Council and Planning Commission conducted a preliminary discussion and provided staff and the Housing Element Task Force with direction regarding the preparation of the Draft Housing Element Update.

Karen Majors, Assistant City Manager, provided a brief overview of the Housing Element Update and the role of the Housing Element Task Force. Jeff Baird with Baird & Driskell Community Planning provided information on the Policy Direction Report, Community Comments, current Housing Element (2001-2007), and concluded with a PowerPoint presentation.

The Council and Planning Commission discussed and asked questions regarding the Housing Element Update and were appreciative of the work done so far.

2. Other Comments.

Paul Wilson spoke against higher density development in the downtown and why there were no plans for higher density development at the south end of town; he was not in favor of developing homes at the Marina.

Mike Alford spoke against the Housing Element stating that the only reason for building more high density residences was to bring in Section 8. Mr. Alford also stated that the Housing Element was not a State mandate.

Ms. Swetzer spoke in support of the Housing Element. She suggested that the City look into vacant structures such as the apartments on Marina Vista and turned them into affordable housing units.

3. Adjournment.

Adjourned at 7:00 p.m. to a Regular Council meeting.

RECONVENE - PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Schroder called the meeting to order at 7:15 p.m.

PRESENT: Lara DeLaney, Councilmember, Janet Kennedy, Councilmember, Michael Menesini, Vice Mayor, and Rob Schroder, Mayor.

EXCUSED: None.

ABSENT: None.

PRESENTATION(S)/PROCLAMATION(S)

A. Swearing in of Police Officer Miles Williamson.

Chief of Police Tom Simonetti introduced Officer Williamson and described his background. Deputy City Clerk Mercy Cabral performed the Swearing In. The Council expressed their congratulations and welcomed him to the Community.

B. Presentation to Sergeant Jon Sylvia from Veterans of Foreign War.

Chief Simonetti announced that the presentation from the Veterans of Foreign Wars was canceled; he introduced Sergeant Jon Sylvia who received the *Officer of the Year Award*.

Mayor Schroder noted that Item #6 was being continued to a future date, not specified.

PUBLIC COMMENT

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

Barbara Kapsalis, on behalf of Main Street Martinez, announced a city-wide non profit Volunteer Appreciation Day, a new event developed to recognize all those who donate their time to help make Martinez a great place. She indicated that further information could be obtained by contacting her by phone at (925) 408-1338 or bjkapsalis@aol.com. She stated that the event will take place on October 24th at the Shell Club House, and all are encouraged to attend.

Gay Gerlack made several announcements beginning with the Martinez Historic Society's annual Home Tour on Saturday, October 10, Park and Recreation Restaurant Tour on Saturday; and the Ferry Pointe Fall Music Festival on Friday, Saturday, and Sunday. Ms. Gerlack noted that a discounted price of \$5 is available for the music performance if you show your ticket from either the Home Tour or the Restaurant Tour. She further announced that on Saturday and Sunday, the California Native Plant Society is holding the 2009 Native Plant Fair at Tilden Park. Vice Mayor Menesini stated that there was one more event - the Cemetery Clean Up, which will be on Saturday.

Gary Freitas compared the Ostrosky open space case and the Forest Hills project to his proposed development, and he questioned the costs associated with the attorney's fees. Mayor Schroder stated that he could ask the City Attorney after the meeting.

Mike Alford praised the Martinez Historic Society's recent events, noting they were some of the best ever in the City. He thought there should be more events like these, and the City should do more to involve the senior citizens.

CONSENT CALENDAR

MOTION WAIVING READING OF TEXT OF ALL RESOLUTIONS AND ORDINANCES.

1. Motion approving City Council Minutes of September 9, 2009.[M.CABRAL]
2. Motion approving Check Reconciliation Registers dated 09/24/09 and 10/01/09. [C.HEATER/02.01.01]
3. Resolution No. 101-09 awarding a construction contract to Nor-Cal Concrete Inc. for the City of Martinez 2009 Sidewalk Replacement Project. [T.TUCKER/12.02.01]
4. Resolution No. 102-09 accepting the 2009 Paving Project per contract documents and instructing the City Clerk to file a Notice of Completion. [D.SALTS/12.04.00]
5. Resolution No. 103-09 accepting the Alhambra Avenue Paving Project per contract documents and instructing the City Clerk to file a Notice of Completion. [D.SALTS/12.04.39]

Mayor Schroder opened and closed public comment on the Consent Calendar with no speakers coming forward.

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

PUBLIC HEARING(S) ITEM CONTINUED TO NOVEMBER 4, 2009

6. Public hearing to introduce an ordinance amending Martinez Municipal Code, Chapter 22.04 (Definitions) and Section 22.12.250 (Usable Open Space), amending the requirements for the provision of common and private open space in single-family residential subdivisions and all multi-family development on any property within the City. The proposed requirements for each unit's Private Usable Open Space and for Common Usable Open Space are based on the type and size of the proposed development. Minimum dimensional requirements for Open Space areas are also proposed. [C.SIMON/09.04.04.13]

ITEM CONTINUED TO A FUTURE DATE NOT YET SPECIFIED.

CITY MANAGER

7. A. Presentation: Bi-Annual Update by Main Street Martinez; and

John Curtis, President Main Street Martinez, commented on the many volunteers that are members of Main Street and work to make the downtown a better place. He noted that Leanne Peterson, Executive Director, and some of the members of the Board of Directors were also present. He thanked the City for the financial contribution it gave to Main Street, noting that the money goes a long way, together with the volunteer hours. Mr. Curtis reviewed the annual report, summarizing recent accomplishments, future events, outreach, and business development.

Councilmember DeLaney commended Main Street for the exceptional job over the past year, particularly in the area of social media outreach (Facebook, Twitter and the weekly emails). She also thanked them for continuing the tree lights in the downtown and the directories in the kiosk. She expressed hope that plans are still underway to expand the scope and length of the snow park. She was also appreciative of the improvements in the organization over the years.

Vice Mayor Menesini echoed Councilmember DeLaney's comments. Councilmember Kennedy agreed, and was appreciative of the grant funding that Main Street is pursuing. She also commented on the weekly business tips and the improved advertising, especially for the juror packets.

Mayor Schroder agreed as well, highlighting the good job that Ms. Peterson is doing as Executive Director (as had other Councilmembers).

- B. Resolution approving the Main Street Martinez Agreement for the 2009-2010 fiscal year; and authorizing the City Manager to execute agreement. [K.MAJORS/09.12.04]

Mayor Schroder opened and closed public comment on the item with no speakers coming forward.

On motion by Michael Menesini, Vice Mayor, seconded by Janet Kennedy, Councilmember, adopt Resolution No. 104-09 approving the Main Street Martinez Agreement; and authorizing the City Manager to execute same. Motion unanimously passed 4 - 0.

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

City Manager Philip Vince reported that staff is working hard on grants, and there is a good chance the City will receive some money. He added that Councilmember Kennedy has volunteered to assist Public Works Director Dave Scola and himself in writing grants to secure FEMA monies. He asked for direction as to whether the Council wanted staff to bring all grant applications before the Council or to pursue them as a matter of course.

Mr. Vince also commented on the Zocchi buildings, stating that there are two groups that are interested in leasing the 48,000 sq. ft. building for recreation; staff continues to work on the North Pacheco and Alhambra Valley annexations; and that staff is reviewing the sales tax and property tax very carefully and have met with the HDL consultant, as well as watching expenditures closely. Mr. Vince further stated that the Employee Recognition Breakfast was great with a good turnout, and he thanked the Council for their continued support.

9. Chief of Police Comment(s)/Update(s)/Report(s).

No comments made.

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

CITY COUNCIL

10. City Council Comments.

Councilmember Michael Menesini was pleased to read that the Martinez Police did investigate the issue with the racial comments and aggressiveness that was displayed at the Skate Board Park. He reminded the public that Martinez adopted a Resolution reaffirming Martinez has a zero tolerance for racially motivated crimes. He also noted that the Police Officer involved was not a Martinez Police Officer but an East Bay Regional Park District Officer. He recommended that the EBRPD and Martinez Police Department work out any communication problems. Vice Mayor Menesini stated that he would like to bring this issue to the School/Council Liaison meeting on Thursday, October 8th at 7:00 p.m. at the MUSD Office, and would also like to add this item to the next Public Safety Subcommittee agenda. He also reported on a future item that will be coming to the Council for their consideration, which is a Camera Program to be installed city-wide; and he indicated that the Public Safety Subcommittee will be discussing the issue of medical marijuana, and will be bringing it back to the Council with a recommendation.

Councilmember Lara DeLaney announced two events benefiting the Boys and Girls Club - a power lunch on Wednesday, October 14th at noon and a spaghetti feed on Saturday, October 17th. She requested that a grant policy be put in place requiring that all grants be approved by the Council prior to an application being submitted. Mayor Schroder requested that it be brought to Council for consideration.

Councilmember DeLaney also mentioned she looked forward to a future Council discussion on an item she brought forward several months ago regarding the waiving of certain planning and development related fees for certain housing types (i.e., single family development and commercial development) in the downtown to help stimulate housing development and businesses locating in the downtown.

Councilmember Janet Kennedy stated that she attended the ABAG Regional Planning Committee meeting that afternoon. She reported that there was discussion on PDAs, hazard mitigation disaster planning and social equity. She congratulated Martinez Shell and the Martinez Education Foundation on the Shell Run and all the volunteers. She thanked all those who ran, worked and donated; she noted that the Run raised \$50,000, which is \$6,000 more than had ever been raised. Councilmember Kennedy also encouraged everyone to attend the Home Tour and the Restaurant Tour.

Mayor Rob Schroder stated that he had a chance to meet with Lt. Governor John Garamendi, and they discussed the City's problems with the State Lands Commission to renegotiate a marina lease, and Mr. Garamendi agreed to help, and to make sure that his successor is informed of the issues. Mayor Schroder requested that the meeting adjourn in memory of Chuck Evans, a member of the Veterans Commission. He and Vice Mayor Menesini discussed the many contributions made by Mr. Evans in service to the community.

Councilmember Janet Kennedy requested that the meeting also adjourn in memory of Greg McNamer, a lifelong Martinez resident and former Planning Commissioner.

ADJOURNMENT

Adjourned at 8:09 p.m. in memory of *Chuck Evans and Gregory McNamer*, then to a Regular Meeting on October 21, 2009, 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 – 11/4/09