

CALL TO ORDER

The meeting was called to order at 5:35 p.m. in the Council Chambers with all members present except Councilmember Menesini and Vice Mayor Kennedy. Councilmember DeLaney arrived shortly after the meeting started.

BUDGET PRESENTATION

Mayor Schroder noted that Councilmember Menesini and Vice Mayor Kennedy would not be able to attend, but Lara DeLaney would be here shortly. Since this is a workshop, a quorum is not required, so he suggested going forward. He reviewed the membership and work of the Budget Subcommittee, and noted that he also had met with Senior Center staff himself to resolve some of the issues. He expressed appreciation for all the hard work, adding that Martinez is much better off financially than other jurisdictions.

Assistant City Manager Alan Shear reviewed the budget timeline and the steps taken in the budget process. He reviewed City fiscal policies, budget highlights covering projected revenues vs. expenditures noting that no salary increases are included in the projections, except for MOU provisions and employee merit increases.

Mr. Shear reviewed salary savings achieved by freezing and eliminating positions and reducing hours, and responded to questions from the Council regarding the various recommendations. He also reviewed budget highlights related to revenues, property tax, and sales tax. He reported that General Fund Revenue Projections for fiscal year 2011-12 is \$18,569,179 and for fiscal year 2012-13 it is \$18,610,330. He discussed major General fund revenues for 2011-13 by category. Councilmember DeLaney asked for clarification on the Senior Center Coordinator position that is proposed to be eliminated, which Mr. Shear provided.

Mr. Shear also discussed the General Fund Expenditure Projections for fiscal year 2011-12 (\$18,566,286) and for fiscal year 2011-13 (\$18,608,429); and he reviewed the General Fund balance for fiscal years 2011-13 (ending Fund Balance for fiscal year 2011-12 will be \$2,921,535 and for fiscal year 2012-13 will be \$2,924,428).

Mr. Shear continued with a review of the Enterprise Fund Summary: Water System, Marina, and Parking Services; Special Revenue Fund Summary, and Internal Service Fund Summary. Councilmember DeLaney requested a list of the vehicles being replaced. Mr. Shear explained the 2011-13 Summary of all Funds Expenditures: for fiscal year 2011-12 (total projected is \$42,018,520 and for fiscal year 2012-13 total projected is \$38,467,838).

City Manager Philip Vince reviewed City Council goals and objectives to provide efficient and effective public safety services, publicize major successes, focus on economic development efforts, and develop, maintain and improve infrastructure. He also discussed the Capital Improvement program 2011-2013 key objectives (Measure H projects and parking projects); and the Enterprise Fund 2011-13 key objectives (Water System, Marina, and Parking).

Councilmember Ross asked about potential conflict between construction of the sports complex and improvement of the neighboring parking lot. Mr. Vince acknowledged there could be some conflict; staff will look to see if one or the other could be fast-tracked.

Mr. Vince concluded with a discussion of the Community Groups Funding budget highlights, stating that a total of \$23,250 was requested from community groups, and the Budget Subcommittee approved \$7,500.

Councilmember DeLaney asked why the sale of 630 Court Street is not in the budget, since there is a good chance that we will have the building disposed of. Finance Manager Cathy Spinella indicated the budget does not reflect the sale since there is no commitment; as soon as it does happen, we will adjust the budget.

Councilmember DeLaney noted that the budget shows the contribution the General Fund made to the Marina, in the amount of \$180,000, which we allocated Measure WW funds in the hopes we will be repaid if awarded. Ms. Spinella stated that the budget needs to be based on actual funds, not potential.

Councilmember DeLaney also asked about the increased budget for police lab fees; she also commented on a pending bill that will allow for increased fee recovery from criminal offenders, asked whether the County considered that in its cost estimates. Chief Peterson noted that last year the budget was set at \$78,000, but the actual cost was \$203,000, which is why this year's budget is set at \$200,000. Councilmember DeLaney said she hoped that uncollected offender fees at the County level were not being passed on to the City. Staff acknowledged it was something that should be watched.

Councilmember Ross said he was not as optimistic about the pending project with 630 Court Street; he would like to see the check clear first since we have been here before. He also questioned whether the Measure WW funding would be able to replace the General Fund contribution, as it might be needed to cover other fees associated with the project.

Councilmember Ross also questioned the property tax assumptions, due to the amount of current short sales. Mr. Vince agreed, noting that is why staff continues to develop conservative budgets. Mayor Schroder discussed sales tax revenue and businesses that left Martinez and have come back and impacts on the City's income.

Mayor Schroder also asked about current personnel and staffing issues, which Mr. Vince discussed including future considerations. Chief Peterson also discussed the proposed reduction in police staffing, and he reassured the Council and the community that public safety will remain a top priority.

Councilmember Ross also requested a copy of the proposed vehicle purchase list, noting that the Air District has a vehicle purchase program, which gives out grants to help purchase vehicles; he offered his assistance to staff. Ms. Spinella briefly discussed how the list was developed.

Councilmember DeLaney asked for an update on a potential new project, such as Staples, that might be going in near to Walmart. Mr. Vince said it is going through the process; if and when approved the budget can be adjusted accordingly.

Councilmember DeLaney also asked about potential surplus property that the City can sell. Mr. Vince said good question - he will research the possibilities with staff.

Councilmember DeLaney also asked about potential rebates from insurance policies for good records; Finance Director Cathy Spinella reviewed the determination process and where the City stands now.

Councilmember Ross asked about the Information Systems budget, which Ms. Spinella reviewed. Mayor Schroder noted that the amount on the related handout was incorrect.

COUNCIL DISCUSSION

PUBLIC COMMENTS (on items listed on agenda)

Joey Becker requested to know if the old AMTRAK station could be rented out to generate revenue especially if the City is going to spend \$100,000 for improvements. Councilmember DeLaney indicated that the money was not coming out of the General Fund but Capital Improvements. City Manager Phil Vince indicated that the City is also looking for a place to house the Martinez Arts Association; one of the options may be the historic train depot.

Mike Alford questioned why the Council is letting the City workers down; he noted that the City could not run without these people. He urged the Council not to lay anyone off but to discuss and figure out how to make everything work. Mr. Alford reminded everyone that the employees are not asking for anything only security which we all want. He reminded the Council that they were all supported by these people. Mr. Alford asked for clarification on 630 Court Street, and urged the Council to make the transaction happen so that City money isn't spent.

Mayor Schroder reminded Mr. Alford that the City Manager had indicated that no layoffs were proposed. He also noted that the Council is currently in contract negotiations with the unions, which cannot be discussed.

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

Councilmember DeLaney noted that the Capital Improvement Program for next year did not have any improvements proposed for the amphitheatre. She questioned whether any costs recouped from 630 Court Street could be used for that purpose because that could in turn generate revenue for the City. Mr. Vince indicated that was something that could be considered. Ms. Spinella commented on the very difficult budget process, primarily due to the fact that the City does not have enough revenue to cover its operating expenses.

Councilmember DeLaney asked about litigation expenses in the budget, particularly compared to last year. Ms. Spinella said it has gone back to the base amount of \$250,000.

Meeting adjourned at 6:50 p.m. to a regular meeting of the City Council.

RECONVENE--PLEDGE OF ALLEGIANCE - ROLL CALL

Mayor Schroder called the meeting to order at 7:05 p.m. in the Council Chambers.

PRESENT: Lara DeLaney, Councilmember, Mark Ross, Councilmember, and Rob Schroder, Mayor.

EXCUSED: Michael Menesini, Councilmember, and Janet Kennedy, Vice Mayor.

ABSENT: None.

PRESENTATION(S)

A. SUSTAINABLE COMMUNITIES STRATEGY--Initial Vision Scenario.

* Discuss and provide feedback to staff on the Sustainable Communities Strategy Initial Vision Scenario.

Planning Manager Terry Blount provided a presentation on the Initial Vision Scenario, provided background on SB375 requirements and on regional growth overview in households, employment, roadway, transportation, and Green House Gas Emissions from autos. The Council discussed and answered questions that were compiled from MTC and ABAG.

B. Neighborhood Policing Program. *Continued to next meeting.*

C. Channel 28 Overview.

Sr. Management Analyst Michael Chandler presented background and content information on the new Government Access Channel run by Martinez, Pleasant Hill, and Clayton, and indicated that the launch date will be June 1st. The new channel will be 28 and will replace channels 24 and 26. Councilmember DeLaney asked if the channel could sell advertising time, and Mr. Chandler stated it could not be used for commercial advertising purposes, although sponsorships and promotions of City events and programs were possible. Councilmember Ross confirmed with Mr. Chandler that the cities would have final approval over all content. Mr. Chandler noted that the channel was intended for government programming, not public access programming.

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

Doug Stewart indicated that the outreach is now officially Martinez Pacheco Outreach. Mr. Stewart provided an update on the homeless situation in Martinez. They have also made partnerships with Pacifica Pizza and Creekside Church.

Kristen Henderson stated for the record that Main Street Martinez has not provided minutes as requested which is in violation of the Brown Act. Ms. Henderson spoke to the legalities of the use of the term Main Street.

Mike Alford spoke on the Grand Jury's report indicating that the blogs were foolish, and we need to support the City. He also stated that the City needs to do more self-promotion and bring in more businesses, and requested that staff look into Shell's bunker fueling. Mayor Schroder requested that staff bring it to the attention of the City's Sales Tax Auditor.

Mark Sparacino commended the efforts of Mr. Stewart and urged citizens to assist the Outreach; he further stated that the City of Martinez employees are dedicated and hard working. He complained about the graffiti on the Pony Express monument.

CONSENT CALENDAR

MOTION WAIVING READING OF TEXT OF ALL RESOLUTIONS AND ORDINANCES.

1. Motion accepting Check Reconciliation Register dated 05/05/11 and 05/12/11. [C.Spinella/2.1.1]
2. Motion approving the City of Martinez Investment Policy. [C.Spinella/2.1.0]
3. Landscaping and Lighting Assessment District 1979-3, Village Oaks Terrace: [T.Tucker/10.02.34]
 - A. Resolution No. 046-11 describing improvements and changes; and
 - B. Resolution No. 047-11 of intention to levy and collect assessments, set date for public hearing on June 15, 2011, and direct the City Clerk to give and publish all required notices.
 - C. Motion approving the Engineer's Report.
6. Landscaping and Lighting Assessment District 1988-1, The Center Martinez: [T.Tucker/10.02.31]
 - A. Resolution No. 052-11 describing improvements and changes.
 - B. Resolution No. 053-11 of intention to levy and collect assessments, set date for public hearing on June 15, 2011, and direct the City Clerk to give and publish all required notices.
 - C. Motion approving the Engineer's Report
7. Landscaping and Lighting Assessment District 1994-1, Creekside: [T.Tucker/10.02.36]
 - A. Resolution No. 054-11 describing improvements and changes.
 - B. Resolution No. 055-11 of intention to levy and collect assessments, set date for public hearing on June 15, 2011, and direct the City Clerk to give and publish all required notices.
 - C. Motion approving the Engineer's Report.

8. Landscaping and Lighting Assessment District 1997-1, Brittany Hills: [T.Tucker/10.02.37]
 - A. Resolution No. 056-11 describing improvements and changes.
 - B. Resolution No. 057-11 of intention to levy and collect assessments, set date for public hearing on June 15, 2011, and direct the City Clerk to give and publish all required notices.
 - C. Motion approving the Engineer's Report.
9. Landscaping and Lighting Assessment District 2000-2, Terra Vista: [T.Tucker/10.02.40]
 - A. Resolution No. 058-11 describing improvements and changes.
 - B. Resolution No. 059-11 of intention to levy and collect assessments, set date for public hearing on June 15, 2011, and direct the City Clerk to give and publish all required notices.
 - C. Motion approving the Engineer's Report.
10. Landscaping and Lighting Assessment District 2001-1, Alhambra Estates: [T.Tucker/10.02.41]
 - A. Resolution No. 060-11 describing improvements and changes.
 - B. Resolution No. 061-11 of intention to levy and collect assessments, set date for public hearing on June 15, 2011, and direct the City Clerk to give and publish all required notices.
 - C. Motion approving the Engineer's Report.

Councilmember DeLaney requested Items #4 and #5 be pulled from the Consent Calendar.

Mayor Schroder opened public comment on Items #1-3 and #6-10.

Regarding Item #2, Mike Alford asked for elaboration on the Martinez Investment Policy. Councilmember Ross explained that it was a report on the annual review of the City's Investment Portfolio, which was required to be presented at the beginning of each fiscal year. Mr. Alford asked how the public could find out what the City invested in, and Councilmember DeLaney explained that the City only invested in the Local Agency Investment Fund, which is mainly in municipal securities and other governmental bonds.

Seeing no further speakers, Mayor Schroder closed public comment on Items #1-3 and #6-10 of the Consent Calendar.

On motion by Lara DeLaney, Councilmember, seconded by Mark Ross, Councilmember, to approve Items #1 through #3 and #6 through #10 of the Consent Calendar.

Motion unanimously passed 3 - 0.

4. Landscaping and Lighting Assessment District 1981-3, Muir Station Park: [T.Tucker/10.02.15]
 - A. Resolution No. 048-11 describing improvements and changes.

- B. Resolution No. 049-11 of intention to levy and collect assessments, set date for public hearing on June 15, 2011, and direct the City Clerk to give and publish all required notices.
 - C. Motion approving the Engineer's Report.
5. Landscaping and Lighting Assessment District 1983-3, Vista Oaks: [T.Tucker/10.02.22]
- A. Resolution No. 050-11 describing improvements and changes.
 - B. Resolution No. 051-11 of intention to levy and collect assessments, set date for public hearing on June 15, 2011, and direct the City Clerk to give and publish all required notices.
 - C. Motion approving the Engineer's Report.

Councilmember Lara DeLaney stated that these Assessment Districts were supported partly by the General Fund, and requested staff and the Council to end the subsidization. City Engineer Tim Tucker explained that the districts were older and cost-of-living increases had not been incorporated when they were established, and noted that although the subsidies were a small fraction of the General Fund, they represented a significant fraction of the District's budget.

Mayor Schroder opened public comment on Items #4-5 of the Consent Calendar.

Mike Alford suggested that some of the landscaping and maintenance work could be done by residents who owed fines to the City. Mr. Tucker noted that the City did have a program like that.

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

On motion by Mark Ross, Councilmember, seconded by Rob Schroder, Mayor, approve Item #4, Landscaping and Lighting Assessment District 1981-3, Muir Station Park and Item #5, Landscaping and Lighting Assessment District 1983-3, Vista Oaks.
Motion unanimously passed 3 - 0.

PUBLIC HEARING(S)

CITY MANAGER

- 11. Consider and provide direction to staff regarding the potential sale of Surplus Property at the end of Glendora Drive, APN 370-095-005. [T.Tucker/5.10.13]

City Engineer Tim Tucker presented the staff report, explaining the property's history, including how the City had obtained it. He displayed a map and pictures of the property. Mr. Tucker explained the process of the appraisal and sale and stated that the terms of the sale could limit what could be built.

Mayor Schroder confirmed with Mr. Tucker that the City obtained the land through lawsuits and that the land is not buildable. Mr. Tucker explained that one really has to weigh the value of the

lot against the cost of the slide repair before that can be determined. Mayor Schroder confirmed too that the purchasers have no plans to build anything on the lot except play equipment and a fence. Mr. Tucker reiterated that the City can restrict the future use of the property.

Councilmember DeLaney confirmed with Mr. Tucker that staff did not foresee the property being of future use to the City.

The Council briefly debated the issue of selling surplus property, the precedent that could be set, and future requests. Mayor Schroder pointed out that there will be more opportunities for discussion once the appraisal of the property has been done. He supported going forward with the appraisal at least. Councilmember Ross was hesitant and said he would prefer leasing the property instead, but Councilmember DeLaney noted each application should be considered on its own merits.

Mayor Schroder opened public comment on the item.

Carol Mendoza explained their intent for the property is to expand their backyard and allow for greater recreation space for their children, and to plant a garden, but they would like to fence it in.

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

There was further discussion among the Council regarding the merits of selling surplus property rather than leasing it. Mayor Schroder reiterated that the appraisal is the first step in the process, with more time to discuss it in the future.

On motion by Lara DeLaney, Councilmember, seconded by Mark Ross, Councilmember, approve staff's recommendation and proceed with the appraisal of surplus property, APN 370-095-005. Motion unanimously passed 3 - 0.

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

City Manager Phil Vince updated the Council on potential revisions to the State's budget, with unresolved issues; but the Governor has decided to wait and see what the voters do in 2012 with the tax extensions. He also noted that the schools are not happy with their funding, and redevelopment is still subject to cuts.

Chief Peterson reported on impacts to police funding and potential grants.

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

Chief of Police Peterson stated that he was in Washington D.C. last week during National Police Week. He reported that Officer Fred Ferrer and Shannon Starzyk completed the Police Unity Tour, which is a 300 mile bike ride from New Jersey to Washington D.C. Officer Ferrer's wife worked the support van, and he along with Sgt. Walkup, Sgt. Gaul, and Officer Leong were there to greet them, and the other 1500 riders. The Tour raised \$1.5 million to support the memorial site and the development of the National Police Museum.

APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES

CITY COUNCIL

14. Council Subcommittee Quarterly Reports.
 - A. Economic Development Subcommittee Report regarding options for Sharkey Building, 630 Court Street. [P.Vince/5.15.00]

City Manager Philip Vince presented the staff report, discussing the history of the building and staff efforts to work with the David Fischer and the South Portland and Commercial Company, noting that the applicant may also be interested in 601 Court Street.

As a member of the Subcommittee, Councilmember DeLaney expressed satisfaction that there is financing already in place and that the restaurant use will still prevail. Mayor Schroder opened public comment on the item.

David Fischer and Kirsten Fischer of South Portland and Commercial Company noted that the company they represent is 150 years old and is California's oldest stock corporation. He agreed with the information presented by City Manager Vince and Councilmember DeLaney, commenting on his desire to take the proposal back to his board as soon as possible. He also discussed the level of improvements that will be included and the historic elements that will be preserved. He noted that the project will be financed directly by South Portland, which already has the cash available, and he reviewed the potential progression of work and approvals.

Mayor Schroder expressed excitement at the possibilities, especially since the City has been looking for a developer for the site for many years.

Kristen Henderson said thank you.

Mike Alford commented on other historic buildings Mr. Fischer has worked on. He expressed appreciation for the consistency of his work.

Mark Sparacino asked about the proposal for use of the old train station. Mr. Vince indicated that it was tentative at this point. Mr. Sparacino recommended it be a combined use between the Martinez Historical Society and the Martinez Arts Association.

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

On motion by Lara DeLaney, Councilmember, seconded by Mark Ross, Councilmember, direct staff to start development of an exclusive negotiating agreement with South Portland and Commercial Company for the renovation and disposition of the Sharkey building, located at 630 Court Street. Motion unanimously passed 3 - 0.

15. Consider letter in opposition to bill AB 752, Sea Level Rise Action Plans as requested by Councilmember DeLaney. 41.01.01

Councilmember DeLaney explained the reason for her opposition for the bill; not that she is opposed to developing sea level rise action plans, but because she objects to the unfunded mandate that the State is imposing on local jurisdictions. Councilmember DeLaney indicated she would like the letter to indicate that the City is opposed to the bill unless amended.

Mayor Schroder suggested adding a statement that the City must oppose this bill "unless amended to provide a consistent and sufficient funding source to comply with this new proposal."

Councilmember Ross noted that the City would be willing to take the land off the State, if it is a burden. There was some discussion of the marina negotiations, with Councilmember DeLaney noting the additional requirement for the City to provide 20% of the revenues back to the State, which will not work.

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

On motion by Lara DeLaney, Councilmember, seconded by Mark Ross, Councilmember, approve letter in opposition to bill AB 752, Sea Level Rise Action Plans, unless amended to provide a consistent and sufficient funding source to comply with this new proposal. Motion unanimously passed 3 - 0.

16. City Council Comments.

Mark Ross thanked staff for the diligent work on the budget. He expressed appreciation for the minimal employee and service cuts.

Rob Schroder agreed; he thanked Alan Shear, Cathy Spinella, Dave Scola, Gary Peterson, and Philip Vince for their joint efforts to come up with a workable solution.

Councilmember DeLaney said it would have been good to get the copies of the budget sooner, to allow adequate review time, but she agreed that staff's efforts were to be commended.

ADJOURNMENT

The meeting adjourned at 9:02 p.m. to a Regular Council Meeting on June 1, 2011, 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 – 7/6/11