

**PINOLE CITY COUNCIL
MINUTES
JUNE 2, 2015**

1. CALL TO ORDER & PLEDGE OF ALLEGIANCE IN HONOR OF THE US MILITARY TROOPS

The Regular Pinole City Council Meeting was held in the Pinole Council Chambers, 2131 Pear Street, Pinole, California. Mayor Murray called the meeting to order at 6:00 PM and led the Pledge of Allegiance.

2. ROLL CALL, CITY CLERK'S REPORT & STATEMENT OF CONFLICT

A. COUNCIL MEMBERS PRESENT

Mayor Peter Murray
Mayor Pro Tem Roy Swearingen
Council Member Phil Green
Council Member Debbie Long

Council Member Tim Banuelos was absent / excused. The voting record reflects his absence.

B. STAFF PRESENT

Belinda Espinosa, City Manager
Hector De La Rosa, Assistant City Manager
Benjamin T. Reyes, City Attorney
Dean Allison, Development Services Director
Neil Gang, Police Chief
Fire Chief, Rob Piper
Sandra Sato, Interim Finance Director
Winston Rhodes, Planning Manager
Patricia Athenour, City Clerk

City Clerk Athenour announced the agenda was posted on May 28, 2015 at 4:00 P.M. and all legally required notice was provided. Following an inquiry by the City Clerk, the Council members stated there were no conflicts on any item on the Agenda.

City Clerk Athenour entered the following items into the record, provided subsequent to the publication of the Agenda:

- Item 8B – PowerPoint Presentation Documents

3. CONVENE TO A CLOSED SESSION

At 6:04 p.m., Mayor Murray convened the Noticed Closed session.

- A. CONFERENCED WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**
Pursuant to GC Section 54956.9(d)(4) (One Matter)
- B. CONFERENCED WITH LABOR NEGOTIATOR - Pursuant to GC §54597.6**
City Labor Negotiators: Belinda Espinosa, City Manager; Hector De La Rosa, Assistant City Manager; and Labor Negotiator Bruce Heid, IEDA
Employee Organizations: Local 1 and AFSCME

Council Member Green asked the topic of the Anticipated Litigation matter.

City Attorney Reyes said it was scheduled because he has reason to believe there is significant exposure to litigation regarding a claim by Verizon Wireless regarding the cellular tower and purpose of the Closed Session is to discuss settlement litigation.

4. RECONVENE IN OPEN SESSION TO ANNOUNCE RESULTS OF CLOSED SESSION

At 7:00 p.m., Mayor Murray reconvened the meeting in open session. He announced there were no reportable actions.

5. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

- A. Proclamations
- B. Presentations / Recognitions
 - 1. EBMUD Presentation on Pipeline Maintenance, Drought Conditions and Sale of Reclaimed Water (15 minutes)

Marquerite Young, EBMUD Director representing Pinole, addressed the Council. She introduced several staff members to also present information. She discussed the goal for residential usage was 35 gallons per person per day and also summarized the outdoor water use guidelines, both of which are on the EBMUD. She encouraged citizens to use their website that has very useful information regarding conservation, including a water use calculator than can help citizens achieve the 35 gallon per day goal. She also discussed the drought assessment.

Xavier Irias, Director of Engineering & Construction, said water conservation staff is willing to work with any customer on their specific circumstances to reduce consumption. Mr. Irias said he was available to discuss the Council's area of focus related to pipes and pipe maintenance.

Mayor Murray asked how EBMUD targets the pipeline system in Pinole and what issues are anticipated.

Mr. Irias said there is 4,200 miles of pipe in the system. EBMUD has a proactive replacement plan and they replace approximately ten miles per year is replaced, based on the need by tracking the performance and leak history. After a pipe has leaked a few times, it generally continues and is placed on the list for replacement. They are increasing the number of miles each year and will plateau at forty miles per year. EBMUD also coordinates with the cities in order to perform pipe replacement in the right order for minimal disruption to the community.

Council Member Long raised the following questions:

1. At forty times per year it will take one hundred years to replace all the pipes, and asked if that was with the assumption that they were dealing with all new pipes. Due to the age of some pipes, will you be able to accomplish this goal.
2. Do you have maps indicating the age of the pipes? Have pipes been replaced in Pinole?

Mr. Irias said they have a GIS system with information on every pipe in the system. Council Member Long asked if that information could be provided to Public Works Director Allison. Irias said they could; right now EBMUD prepares a pipe replacement from information received from the cities.

Council Member Long's questions continued:

3. Is there risk to population with water flowing through asbestos pipes? The response was negative; the risk is exposure by the worker's, but it has good properties for carrying water.
4. She also asked about the age and accuracy of water meters, and the life expectancy?

Mr. Irias deferred that question to another member of the team.

Mayor Pro Tem Swearingen asked if they had a method to look at a customer's water bills and compare usage to determine if they suspect someone has a leak. He spoke to a situation where he had a leak, and the EBMUD representative found it when changing out his meter.

Council Member Green said many families have two or three people and also extended families that visit and asked how you assess fees according to that scenario. Mr. Irias said there is no allocation by the number of persons.

Council Member Green asked if EBMUD was doing anything to encourage water pollution control plans to treat their water for use for landscaping.

Director Young responded, stating that EBMUD has a few satellite plants for reclaiming water for golf courses. City Manager Espinosa and Public Works Director Allison were invited to visit one of their water treatment plant facilities. EBMUD is also performing a study on potable reuse and likely in less than ten years, agencies must comply with new nutrient regulations, and they were looking at it as part of the 2040 supply plan.

Council Member Swearingen asked for an update on desalination plants. Mr. Irias responded that it was one of many long range strategies they are investigating and are working with several other utilities. He said it is not viewed as "the silver bullet", but is one of many options. Pittsburg will be part of a pilot program which is a small component in their overall water supply.

Mayor Murray questioned the condition of the pipes and leakage in Pinole

Clifford Chan, Maintenance Manager, said there are seventy miles of pipe in Pinole; 50-60 percent are asbestos cement and the other 40 percent is steel and PVC. They average six to seven leaks on mains every year; very few leaks in Pinole

Leann Gustafson, EBMUD reported that there was a proactive leak detection group in her unit, and explained the process to detect said if an emergency is called, her staff is there within one hour to investigative emergency leaks. She also confirmed there were very few leaks in Pinole, about six main breaks annually.

Council Member Long made the following comments:

1. Referred to a situation in a store restroom with automatic faucets where the water continues to run and asked if the flow can be reduced.
2. Referred to WCCUSD construction work and their belief that dust control must be done with potable water. She asked if EBMUD could contact the District and insist that they implement a plan using recycled water.

Ms. Gustafson said that she can contact EBMUD to obtain water from their plant for dust control.

3. Contractors that break water lines pay for the repair, but how is the cost of the lost water recovered, stating that the fines should be sufficient to encourage hand digging where appropriate.

Ms. Gustafson said she would take that idea back to the District.

Mayor Murray asked Board Member Young what was protocol for the reuse of water from a publicly owned municipal facility for other purposes.

Director Young said there is State law that specifies that EBMUD is the purveyor of water and part of why they do recycling in concert with a waste district. If you would want to recycle water for a customer, it is open for consideration, but said they would need more information and dialogue before providing any responses. Their conservation office works with cities to distribute conservation materials.

Council Member Long provided said she would provide the information to Public Works Director Dean Allison to arrange for Public Affairs Director Chan to prepare a tape a public service announcement for airing.

Jack Meehan, Pinole resident, directed the following questions through the Chair, requesting a written legal interpretation:

1. Pinole Valley Reservoir site has been reserved for future development but it is not listed in the EBMUD 10-Year Plan and asked if perhaps it has been encumbered by mitigation that would prevent it from being a future reservoir site.

Mayor Murray said he asked that question and was told there was not a future reservoir sited at the upper end of Pinole Valley.

Mr. Meehan continued and stated that constitutes a change in status and would like to read a report from EBMUD on that matter.

2. Regarding the reuse of treated waste water or the sale of wastewater, what right of claim of restricted use does the District assert? The District was formed in the forties and EBMUD encompasses West County, Rodeo and Pinole wastewater districts, but EBMUD is also in the treatment business. When making reference to the treatment of waste water, are they speaking to their facilities or at the other agency facilities? Can't Pinole or other districts free to market or give away treated water? Mr. Meehan said working something out is not an answer and the City is entitled to an answer.
3. He asked if the community members were consumers or customers, or are they buyers or owners or merely users of the potable water, and is the City the absolute owner of the recycled water.

Mr. Meehan, closed, stating he was respectfully asking the Mayor to implore the District to provide a response in writing.

Jim Tillman, Pinole citizen, spoke about the information he received from Mr. Chan and intended to provide it to Hercules, but suggested the City might forward it to them. He also asked the following questions:

1. He suggested that they change their billing to monthly. When EBMUD institutes a new fee, he said many times it is effective within the two-month billing period.
2. In the past, he has made several unsuccessful attempts at obtaining a medical exemption and asked EBMUD staff email him contact information for an appropriate staff member to respond to his questions.

Mr. Tillman said he felt that Pinole-Hercules and Rodeo should form a district to spread the cost further, and to also implement a water recycling program.

Mayor Murray asked Mr. Tillman to submit his questions in an email to him regarding the rates, medical exemptions and recycling and he would review them.

B. Community Announcements and/or Events

Mayor Murray announced the following events:

- Community Service Day - June 13th
- West County Waste Water District was seeking applicants to fill a vacancy on the Board of Directors
- WestCat Youth Bus Passes are available for the summer season
- Haunted House Committee was seeking volunteers to execute the 2015 program
- Pinole Youth Camp seeking leaders in training

Mayor Pro Tem Swearingen announced the following:

- June 6th – 2nd Annual Wine Tasting at the Senior Center

Mayor Murray asked Public Works Director Allison to contact PG&E regarding the turnaround time on street light repairs.

6. CITIZENS TO BE HEARD (Public Comments)

The following citizens addressed the City Council:

Earl B. Curtis, Pinole citizen, tenant at Alvarez Court apartments, thanked the City of Pinole for their efforts and collaboration in helping low income citizens with housing. He discussed the amount of paperwork required annually to verify occupancy and asked if the City of Pinole could coordinate with the San Francisco Housing Authority for the certification process rather than being redundant. He said the City required Social Security numbers and bank records and he was concerned with the providing that personal information and asked if it was protected, as there was no privacy policy included.

Mayor Murray said Pinole and San Francisco were different agencies and the State requires separate certifications. He asked staff to address the privacy issue.

City Attorney Benjamin Reyes said with respect to cooperation with SF Housing, both entities are subject to the same rules and this information for Pinole units is handled through the City of Pinole. They are strict rules under the Public Records Act that the private information is exempt from a request.

Assistant City Manager De La Rosa said he received Mr. Curtis' call earlier but was unable to return it yet. He said the City retained a consultant to perform the survey and there are new regulations which have lowered the requirements for annual income verification sampling from 50% of the residents to 20%. He had forwarded Mr. Curtis' information to Ms. Kuykendall to contact Mr. Curtis the following day.

Council Member Green asked if a privacy policy is provided and staff said they would research the matter.

Anne Prescott, Pinole citizen, asked if the use of Styrofoam could be banned in this community. Ms. Prescott also reported that she had \$5,000 of silver stolen from her residence recently.

Bob Kopp, Pinole citizen, reported on a class being offered in the Alex Clark Room on July 12 entitled "Refuse to be a Victim."

7. CONSENT CALENDAR

Council Member Long removed Item 7A to make a change to the minutes, and a citizen requested removal of Item 7C.

ACTION: Motion By Council Members Swearingen / Long, The City Council Approved the Consent Calendar Items 7B and 7D.

Vote: Passed: 4-0
Ayes: Green, Long, Murray, Swearingen
Noes: None
Abstain: Banuelos
Absent: None

- A. Approved the Minutes of the Meeting of May 19, 2015 **REMOVED FOR CORRECTION ON PAGE 3 - SUBSTITUTION OF "INCREMENTAL TAX" WITH "RESERVE."**
- B. Received the May 16 – 29, 2015 List of Warrants and the May 22, 2015 Payroll in the Amount of \$323,673.22
- C. Received Notice of Sewer Rate Increase on July 1, 2015 **REMOVED**

Mr. Tillman said he has an issue regarding the discrepancy in the charge between single-family and multi-family, stating single-family rates are higher than multi-family and his research indicates that the added cost of the association apportionment of each multi-family unit is higher than single-family, and he asked how this 9.33 differential occurred, when it was imposed and how it could it be changed. He asked that it be considered in the future.

Mayor Murray said if he wanted Council to get the details and revisit this matter, to send a written request outlining his findings to him and Public Works Director Allison.

ACTION: Motion by Council Members Long/Swearingen, the Council Approved Items Consent Calendar 7A and 7C.

Vote: Passed: 4-0
Ayes: Green, Long, Murray, Swearingen
Noes: None
Abstain: Banuelos
Absent: None

- D. Adopted **Resolution 2015-39**, Authorized the City Manager To Enter Into And Execute An Inter-Agency Agreement Between The Contra Costa County Office Of The Sheriff, And The City Of Pinole For Forensic Services [Council Report No. 2015-40; Action: Adopt Resolution Per Staff Recommendation (Gang)]

8. PUBLIC HEARINGS

- A. Conduct a Public Hearing to Confirm The Assessments And Order The Levy For The Pinole Valley Road Landscape And Lighting Assessment District For Fiscal Year 2015/2016 [**Council Report No. 2015-41; Action: Adopt Resolution Per Staff Recommendation (Allison)**]

Dean Allison, Development Services Director presented Council Report 2015-41 into the record. The District was first formed in 2008, and assessments are placed annually on the properties within the District in a defined area on both sides of Pinole Valley Road. The assessments are the same as last year. The District budget is approximately \$38,000. There is a business assistance program and ten businesses have applied for assistance this year totaling just above \$4,000. Mr. Allison recommended that Council conduct the Public Hearing, approve the assessments and order the levy.

Council Member Long said in reference to the drought that there was a restriction on irrigating water ornamental grass and asked if we have such in our right of way.

Mr. Allison responded that he understood the restriction was on ornamental turf only.

At 8:34 p.m., Mayor Murray opened the Public Hearing. No speakers addressed the Council and Mayor Murray closed the Public Hearing and brought the matter to the Council for deliberation and action.

ACTION: Motion By Council Members Swearingen / Long, The City Council Adopted Resolution 2015-40, Confirming The Assessments And Ordering The Levy For The Pinole Valley Road Landscape And Lighting Assessment District For Fiscal Year 2015/2016

Vote:	Passed:	4-0-1
	Ayes:	Green, Long, Murray, Swearingen
	Noes:	None
	Abstain:	None
	Absent:	Banuelos

- B. Conduct a Public Hearing and Consider the Preliminary FY 2015/16 City Budget and Introduce the FY 2015/16 – 2019/20 Capital Improvement Program [**Council Report No. 2015-42; Action: Open and Continue Public Hearing to Wednesday, June 3, 2015 (Sato)**]

Sandra Sato, Interim Finance Director presented Council Report 2015-42 in the record with the PowerPoint Exhibit materials. The proposed FY 2015/16 Budget included Measure S 2006 and Measure S 2014. Revenues were projected at over \$12 Million; with property tax and sales tax increases in excess of five percent, and \$1.8 Million in revenues are anticipated for both Measure S 2006 and 2014.

Sato highlighted some of the expenditures, including a 2.5% one-time pay adjustments from PPEA and IAFF, continuation of the employee health and retirement cost sharing, fire service model with twelve fire personnel. Revenues will exceed expenditures by \$565,905, and it is anticipated to close the current year with a zero fund balance. If the fund balance is greater than zero, staff will check with Council on the allocation. The General Fund reserve will be \$3,220,991 as of June 30, 2015.

Current liabilities not included in the budget and the current unfunded liabilities in the budget were identified as follows:

- Chevron Property Tax Assessment Appeal
- Utility User Tax Claim Form – WCCUSD
- MPA Liability Deductible
- PERB Appeal
- Verizon Wireless
- PERS Employer Rate
- Fire department staffing model
- Swim Center Subsidy
- Funding for Chamber Business Expo

The Finance Subcommittee reviewed the Preliminary budget on May 27, 2015 and provided a list of questions and comments to staff. Staff was able to provide responses to some of the immediate budget related issues and those requiring further research and analysis would be addressed at a future meeting.

Interim Finance Director Sato provided summary information on Measure S 2006 projects in the Fire and Police Departments and Measure S 2014 funding Fire and Recreation and PCTV Departments.

The four components, comprised of Pinole-Hercules shared, Pinole only, Hercules only and the wastewater upgrade were presented.

Ms. Sato closed the presentation and turned it over to City Manager Espinosa. Ms. Espinosa said there were not many changes in the budget from last fiscal year. Mayor Pro Tem Swearingen raised a question regarding the Fire Department overtime and asked the number of firefighters used to arrive at the overtime calculation.

Chief Piper responded that it was twelve firefighters. Ms. Espinosa said we had a negotiated MOU for overtime at just over \$200,000, and they are doing a good job of keeping it down.

She provided the Council with a copy of responses to some of the questions raised at the Finance Subcommittee meeting for discussion, as follows:

- Presented Community Services budget for Community Service Day expenses - \$2,000
- Request to develop a cost for engineering for Shale Hill - \$100,000 for design work only, with possible opportunity for CCTA grants
- Salary breakdown for Recreation Manager position – information was already provided to Council Member Long who asked the question
- Utility line item reduction for Swim Center solar based on the true up resulting in a \$10,000 savings, and a reduction in the budget. Also confirmed there was a \$1,000 savings on the solar at the Youth Center and PCTV.
- Salary costs for Pinole Youth Center programs total \$36,756.

Council Member Long advised staff they may want to look at whether the State proposed increase in the minimum wage will affect the budget.

- Discuss how administrative charges are allocated to the General fund.

Council Member Long said that question was specific to Recreation and she did not agree with the allocation method for the Recreation Manager's salary to all functions and the question remains unanswered. .

City Manager Espinosa offered the option then to budget the salary in the General Fund, but it will require a subsidy to the General Fund.

Ms. Espinosa read the unfunded priorities from prior year budgets into the record.

City Attorney Reyes said the noise and subdivision ordinances were prioritized by Council approximately five years ago and that the subdivision ordinance had been updated, so he did not think they needed to be funded at this time since the Municipal Code Update is budgeted in the Measure S 2014 in a subsequent year.

Council Member Long said she wants to open discussions on the dispatch services contract with Hercules at least six months before the expiration, and said we need to insure we have other options. Council Member Green asked if one the options would be to outsource dispatch.

Ms. Espinosa listed potential options to contract for dispatch services with another agency, try to contract our dispatch service to another city, or keep our dispatch intact.

- The question was raised regarding the need to replace the entire Senior Center roof – and staff does not have a response yet.
- Staff is working on a policy for use of the soccer fields
- Bond financing for streets requires thorough investigation and analysis
- CCC Animal Contract services contract is currently based on \$5.31 per capita and is \$104,495 annually. Espinosa said she was calling County for more information and Council Member Long suggested contacting Supervisor Gioia also.

Council Member Green announced there is graffiti and debris at the former Animal Control Shelter property. .

At 9:12 p.m., Mayor Murray opened the Public Hearing. No speakers addressed Council.

Council reviewed and commented on the budget items by department

Administration

Mayor Pro Tem Swearingen requested clarification on the the Measure S Non-Safety / Non-Capital Projects.

Council Member Green asked staff in the future, to make notations when a page is revised, as several revised budget pages were provided to Council for placement in their budget books.

Police

Council Member Green asked for clarification on the vehicle rotation plan.

Chief Gang said they generally purchase one or two vehicles per year, but maintain no set replacement schedule. Requests are based on need. Ms. Espinosa said they will be initiating policy for a depreciation fund and the costs to implement that plan and set aside funds to replace vehicles. It costs approximately \$45,000 to replace a vehicle. Currently they are taking the equipment off of the old cars and placing it on the new ones.

Council Member Green said his concern is that they have the necessary equipment.

Fire

Council Member Green has the number of firefighters in the current plan. Page 95 has reference to fifteen, and revised page 99 contains notes that there are 12 line positions plus the chief, and two noted as unfunded.

Mr. De La Rosa explained how the fourteen was reduced to twelve when the Council said that the Measure S should be balanced each year to the revenues generated. With that, only twelve positions were funded and that funding level was carried forward to 2015/16, and the Chief's allocation was moved to the General Fund. He said it is a Council decision if they wish to direct staff otherwise to fund fourteen.

Mayor Murray directed to Council Member Green, stating if he wanted to the two additional firefighter positions, something of equal cost would have to be cut from the budget, and the model would have to be amended to fit two more positions into the plan.

Council Member Long said this budget was lean, but with the drought and during the high fire season they may want to consider two engines, and insure the budget does provide a high level of service, but the Council will need to have discussions on fire service delivery in the future.

Public Works

Council Member Long requested clarification on page 106, assuming that the ones listed here, in prior years were shown in another fund and were not new. Sato explained that the allocation had to be moved to the General Fund as some expenses were not eligible for Gas Tax funds. The basis of the allocation was the time that Mr. Allison spent doing regular engineering work and also there is a Public Works Specialist that does encroachment permits and that revenue is placed in the General Plan.

Mayor Pro Tem Swearingen asked if the new Project Manager position was included in the budget. Mr. Allison confirmed it was in the Measure S 2014 budget. Discussion followed regarding the timing of hiring and the funding, the job description and it was concluded it would be approximately four months. The person would be doing projects which also included some work in the Sewer collections. It was noted that the specific projects and tasks would be discussed under Item 9B.

Community Development

Council Member Green asked with regard to the long range plan for business development and improvements, would funds be allocated for public/private projects.

Mr. De La Rosa said when the Successor Agency sells the properties, the City receives nineteen percent and the Council at that time can allocate revenues for economic development. He also stated when a project is a public-private partnership; the project must be prevailing wage

Mayor Murray suggested agendizing a study session in the future to determine the Council's priorities on these properties.

Development Services Director Allison recommended to the Council, looking forward to consider funding a Code Enforcement staff. He reported that the City has been implementing the Rental Inspection Program for about a year and have seen a lot of positive results.

Recreation

Mayor Pro Tem Swearingen noted that the Swim Center subsidy rose, and asked what the YMCA contributes.

Mr. De La Rosa said no contribution is provided by the YMCA. The subsidy will be reduced from \$45,000 to \$35,000 based on the solar savings. Mr. De La Rosa also responded to a question regarding the increase in part-time salaries at the Youth Center, stating it was due to the change in allocation.

Council Member Long said some issues impact her decision to approve this budget. She expressed concern that our organization was planned for Tiny Tots which would dilute the current program. She also expressed the following specifics:

1. Two open positions in Tiny Tots were proposed to be funded at a lower level than the current compensation/classification schedule. Request information that the Tiny Tots program curriculum will remain stable, with enhancements to our Parks and Recreation.
2. The revenue exceeds expenses in some programs and that revenue is used to offset other programs/functions in the Recreation Department.
3. Physical improvements are needed to the Tiny Tots facility
4. Allocation of the Recreation
5. Concern with the Youth Center programs.

Council Member Long closed her comments stating that she was not ready to approve this budget at this time as she still has those concerns, but knows that staff is working on these matters with her.

City Manager Espinosa said she would schedule a joint meeting with Council Member Long and Assistant Manager De La Rosa to discuss the Recreation issues identified above.

On this matter, Mayor Pro Tem Swearingen commented that he thought the items related to Recreation raised several years ago were addressed, based on the financial conditions of the City at that time. He said he did not wish to hold up adoption of the budget for these items

Discussion ensued; City Manager Espinosa offered several options:

1. Increase the salary to the assistants; 12.6 % of the revenues being transferred out to cover a portion of the Recreation Manager Salary
2. Recreation Manager could be funded by the General Fund
3. Stated agreement with Council Member Long on the unsuccessful Youth Center programs

OK to transfer some monies from an unfavorable

Ms. Espinosa stated back for clarity that she understood that Council Member Long supported programs standing on their own financially, and excess revenue should remain in that program, not subsidize an unsuccessful program. Espinosa said that plan would work as long as the program evaluation period does not take too long to determine the programs to be cut. She also understood that the direction was to keep a successful program funded at that level with the same level of personnel that has supported it to date. If it was determined there are excess revenues not needed in a successful program, it would be acceptable to fund other merited programs with the overage.

Mr. De La Rosa said the only programs where expenditures exceed revenues are Recreation administration and the Senior Center. It was decided that Espinosa and De La Rosa would meet with Council Member Long to address her concerns.

Capital Improvement Program (CIP) Projects.

Council Member Long said she had suggested at the Finance Subcommittee add a design engineering remedy for Shale Hill on San Pablo Avenue. Ms. Espinosa said it is unfunded currently; updates from the Finance Subcommittee have not been added until after Council provided input, but will be allocating it in the Measure S 2014 budget.

Mayor Pro Tem Swearingen asked the funding sources for the \$1,450,000 for arterial street pavement. Mr. Allison said it was in Measure J funds from Contra Costa Transportation, a federal grant, and savings.

Council Member Green said there was a safety problem with truck access at the old Animal Shelter property, and asked if the City was going to try to accommodate that issue. Mr. Allison said that was not the case and when the WPCP upgrade begins, there is no place to put storage on site and the City will erect a storage building on that site. The City would not be accommodating the problem, but are planning around a potential remedy, should it be proposed in the future. Council Member Green also reminded Mr. Allison of graffiti there that he mentioned previously.

Mayor Pro Tem Swearingen asked about the funding request for the Chamber Business Expo. Mayor Murray responded that the Chamber needs to submit a budget. Mayor Pro Tem Swearingen endorsed the funding for the Chamber stating it would allow them to attract new businesses, and believed that it is an important venue.

Mayor Murray discussed the unfunded items that need to be addressed in the future, such as the PERS employer rates, the Housing Fund and other important things that cannot be handled now, but are a high priority to address.

Ms. Espinosa suggested conducting a study session in the future to discuss prioritizing the Housing Funds. She suggested discussing options with Veronica Tam to find out options first.

ACTION: At 11 pm, Motion By Council Members Swearingen / Long, The Council Extended the Meeting.

Vote: Passed Ayes 4-0
Ayes: Green, Long, Murray, Swearingen
Noes: None
Abstain: None
Absent: Banuelos

ACTION: Motion by Council Members Swearingen/ Long, the Council Canceled the June 3, 2015 Special Meeting and Continued the FY 2015/16 Budget Public Hearing to June 16, 2015.

Vote: Passed 4-0
Ayes: Green, Long, Murray, Swearingen
Noes: None
Abstain: None
Absent: Banuelos

9. OLD BUSINESS

- A. Consider and Approve the Remaining Measure S 2014 Projects [Council Report No. 2015-43; Action: Approve Remaining Projects By Minute Order (Espinosa)]
- B. Review And Discuss Changes To The Existing Senior Project Manager Job Description And Approve Salary And Job Description For A Full-Time Administrative Fire Battalion Chief [Council Report No. 2015-44; Action: Adopt Resolution Per Staff Recommendation (De La Rosa)]

The Council continued Item s 9A and 9B to June 16th.

10. NEW BUSINESS

11. REPORTS & COMMUNICATIONS

- A. Mayor Report
 - 1. Announcements
None
- B. Mayoral & Council Appointments
- C. City Council Committee Reports

There were no reports.

- D. Council Requests For Future Agenda Items
 - 1. Explain how Fire 911 calls are dispatched (Long)
 - 2. Agendize discussion and report from PW Director on the Moraga stop sign (Long)
 - 3. Receive the Planning Commission minutes as an Informational Item on the Council Consent agenda. (Long)

Council Member Long also announced that there are three components to the EBMUD rate increase; a 25% drought surcharge and additional percentage surcharges for increased water usage above Tier 1, and in addition next week EBMUD is considering a rate increase.

- 4. Repair the stop light on the northeast side of San Pablo and Pinon (Green) FOLLOW UP DIRECTION - NOT AN AGENDA ITEM
- E. City Manager Report / Department Staff
- F. City Attorney Report

There were no reports from the City Manager or the City Attorney.

12. ADJOURNMENT

At 11:14 p.m., Mayor Murray announced that the Special Meeting scheduled for June 3, 2015 was hereby canceled, and adjourned the Regular Meeting to the to the Regular Council Meeting of June 16, 2015, in remembrance of Amber Swartz on the 27th anniversary of her disappearance on June 3, 1988.and noted there was a vigil planned at Amber Swartz Park.

Submitted by:

**Patricia Athenour, MMC
City Clerk**

Approved by City Council: