PINOLE CITY COUNCIL
AGENDA

TUESDAY
JULY 21, 2015

6:00 P.M.

2131 Pear Street, Pinole, California

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

Public Comment: The public is encouraged to address the City Council on any matter listed on the agenda or on any other matter within its jurisdiction subject to the rules of decorum described in Council Resolution 2014-67. If you wish to address the City Council, please complete the gold card that is provided at the rear entrance to the Council Chambers and hand the card to the City Clerk. City Council will hear public comment on items listed on the agenda during discussion of the matter and prior to a vote. City Council will hear public comment on matters **not** listed on the agenda during Citizens to be Heard, Agenda Items 6.

Americans With Disabilities Act: In compliance with the Americans With Disabilities Act of 1990, if you need special assistance to participate in a City Meeting or you need a copy of the agenda, or the agenda packet in an appropriate alternative format, please contact the City Clerk's Office at (510) 724-8928. Notification at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service. Assisted listening devices are available at this meeting. Ask the City Clerk if you desire to use this device.

Note: Staff reports are available for inspection at the Office of the City Clerk, City Hall, 2131 Pear Street during regular business hours, 8:00 a.m. to 4:30 p.m. Monday – Thursday, and on the City Website at www.ci.pinole.ca.us. You may also contact the City Clerk via e-mail at pathenour@ci.pinole.ca.us

COUNCIL MEETINGS ARE TELEVISED LIVE ON CHANNEL 26. They are retelecast the following Thursday at 6:00 p.m. The Community TV Channel 26 schedule is published on the city's website at www.ci.pinole.ca.us. City Council meetings are video-streamed live on the City's website, and remain archived on the site for six months.

Ralph M. Brown Act. G.C. § 54950. *In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils and the other public agencies in this State exist to aid in the conduct of the people's business. It is the intent of the law that their actions be taken openly and that their deliberations be conducted openly. The people of this State do not yield their sovereignty to the agencies, which serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may retain control over the instruments they have created.*

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

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

An official who has a conflict must, prior to consideration of the decision: (1) publicly identify in detail the financial interest that causes the conflict; (2) recuse himself /herself from discussing and voting on the matter; and (3) leave the room until after the decision has been made, Cal. Gov't Code § 87105.

3. CONVENE TO A CLOSED SESSION

Citizens may address the Council regarding a Closed Session item prior to the Council adjourning into the Closed Session, by first providing a speaker card to the City Clerk.

Closed Sessions are held in the Council Caucus/Community Meeting Room located at 2131 Pear Street, Pinole, California.

A. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to GC §54597.6
City Labor Negotiators: Hector De La Rosa, Assistant City Manager and Labor Negotiator Bruce Heid, IEDA
Employee Organizations: Local 1 and AFSCME

B. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Pursuant to Government Code §54956.8

Property Location:	2361 San Pablo Avenue, Pinole CA 94564 Bank of Pinole building / APN No. 401-162-003
City Negotiator:	Hector De La Rosa, Assistant City Manager
Negotiating Parties:	Jason Sterlino/Angelo Dalo and Orton Development
Under Negotiation:	Price & Terms

C. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Pursuant to Government Code §54956.8

Property Location:	2301 San Pablo Avenue, Pinole CA 94564 Corner Lot / APN No. 401-162-001
City Negotiator:	Hector De La Rosa, Assistant City Manager
Negotiating Parties:	Orton Development
Under Negotiation:	Price & Terms

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

5. RECOGNITIONS / PRESENTATIONS / COMMUNITY EVENTS

A. Proclamations
B. Presentations / Recognitions

6. CITIZENS TO BE HEARD (Public Comments)

Citizens may speak under any item not listed on the Agenda. The time limit is 3 minutes, and is subject to modification by the Mayor. Pursuant to provisions of the Brown Act, no action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The City Council may direct staff to investigate and/or schedule certain matters for consideration at a future Council meeting.

7. CONSENT CALENDAR

All matters under the Consent Calendar are considered to be routine and noncontroversial. These items will be enacted by one motion and without discussion. If, however, any interested party or Council member(s) wishes to discuss a consent item, it will be removed from the Consent Calendar and taken up in order after the last item on the Consent Calendar.

A. Approve the Minutes. **No Minutes Included.**

B. Receive the July 4 - 17, 2015 List of Warrants and the July 17, 2015 Payroll in the Amount of $341,298.05.

C. Authorize the City Manager to Execute an Agreement with West Contra Costa Unified School District For Three School Resources Officers In the Amount of $480,000 for A One-Year Period Ending June 30, 2016 **[Council Report No. 2015-60; Action: Adopt Resolution Per Staff Recommendation (Gang)]**

D. Reject All Bids for the Construction of a Storage Facility at 651 Pinole Shores Drive and Authorize the City Manager to Advertise a Revised Project **[Council Report No. 2015-62; Action: Adopt Resolution Per Staff Recommendation (Allison)]**

8. PUBLIC HEARINGS

9. OLD BUSINESS

A. Authorize the City Manager To Execute a General Services Agreement with CBX Technologies, Inc, in the Amount of $30,000 for Annual Maintenance on the City's Surveillance Camera System **[Council Report No. 2015-56; Action: Adopt Resolution Per Staff Recommendation (Gang)] CONTINUED FROM JULY 7**

B. Award Contracts for the Rehabilitation of San Pablo Avenue, Phase II; Appian Way to Sunnyview Drive **[Council Report No. 2015-63; Action: Adopt Two Resolutions Per Staff Recommendation (Allison)]**

1. Adopt Resolution 2015-xx, a Resolution of the City Council for the City of Pinole Authorizing the City Manager to Award and Execute a Contract in the Amount of $575,832 with Interstate Grading and Paving for the Rehabilitation of San Pablo Avenue from Appian Way to Sunnyview Drive - And Authorize the Expenditure of up to $57,583 for Possible Extra Work for a Total Authorization of $633,415

2. Adopt Resolution 2015-xx, a Resolution of the City Council for the City of Pinole Authorizing the City Manager to Expend up to $5,000 Under an Existing On-Call Contract with Cornerstone Earth Group for Geotechnical Engineer Services for the Rehabilitation of San Pablo Avenue from Appian Way to Sunnyview Drive

C. Continue Discussion Regarding Reinstating Membership with ABAG **[Report from Mayor Murray Council Report No. 2015-64; Council Discussion/Council Discretion to Approve Membership]**

10. NEW BUSINESS

A. Discussion Regarding the Possibility of an Emergency Public Safety Ordinance Prohibiting Off Road Dirt Bike Riding Due to Extreme Fire Conditions **[No Report; Council Discussion]**

11. REPORTS & COMMUNICATIONS

A. <u>Mayor Report</u>

1. Announcements

B. Mayoral & Council Appointments

1. Selection Of A Voting Delegate At The Annual Conference Of The League Of Ca Cities **[Council Report No. 2015-61; Action: Council Discretion (Athenour)]**

C. City Council Committee Reports

D. Council Requests for Future Agenda Items

E. City Manager Report / Department Staff

F. City Attorney Report

12. **ADJOURNMENT** to the Regular City Council Meeting of August 18, 2015 in remembrance of Joseph A. Athenour Jr. and Amber Swartz.

Note: The Regular meeting of August 4, 2015 is canceled

.

I hereby certify under the laws of the State of California that the foregoing Agenda was posted on the bulletin board at the main entrance of Pinole City Hall, 2131 Pear Street Pinole, CA, and on the City's website, not less than 24 hours prior to the meeting set forth on this agenda.

POSTED: July 16, 2015 at 4:00 P.M.

_____

Patricia Athenour, MMC
City Clerk