

**PINOLE SPECIAL CITY COUNCIL
MEETING MINUTES**

June 13, 2017

1. CALL TO ORDER & PLEDGE OF ALLEGIANCE

Mayor Long called the meeting to order at 6:00 p.m. and led the Pledge of Allegiance.

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

A. COUNCIL MEMBERS PRESENT

Mayor Debbie Long
Mayor Pro Tem Tim Banuelos (arrived at 6:11 p.m.)
Council Member Peter Murray
Council Member Roy Swearingen
Council Member Maureen Toms

B. STAFF PRESENT

Michelle Fitzer, City Manager
Eric Casher, City Attorney
Hector De La Rosa, Assistant City Manager

City Clerk Acosta announced the Agenda was posted on June 12, 2017 at 4:00 P.M. All legally required notice was provided. The Council responded to the City's Clerk question, stating there were no conflicts with any items on the agenda.

3. CITIZENS TO BE HEARD (Public Comments)

The following speakers addressed the City Council:

Phil Malgren, Vice President of Pinole Seals Swim Club, stated his willingness to work with the City for the future operation of the pool. He answered questions from Council.

Linda Samules-Rojo, a resident of Pinole, stated her support of the Pinole Seals Swim Club operating the pool. She inquired as to the future operation of a senior aerobics class for members of the senior center.

Cindy Lonex, a resident of Pinole, stated her support for the Pinole Seals Swim Club and requested consideration of adult aerobics classes on Tuesday and Thursday from 12:30 p.m. to 1:30 p.m.

Bob Kopp, a resident of Pinole, stated his concern for the operation of the pool and the potential liability of pool operations.

Kellie Taylor, a resident of Pinole, stated her support for the operation of the swim center by the Pinole Seals Swim Club. She urged the City to support the future operations of the pool and offered her support to assist the Pinole Seals with future operation of the pool.

4. WORKSHOP ITEM

- A. Review and discuss the Pinole Seals Proposal to Operate the Pinole Swim Center for the 2017 Season and Authorize the City Manager to Enter into a One Year Agreement with the Seals in Substantially the Same Form as the Previous Agreement with the YMCA
[Action: Discuss and Provide Direction to Staff (M. Fitzer/H. De La Rosa)]

Assistant City Manager De La Rosa presented the report as proposed by the Pinole Seals Swim Club to operate the swim center. He stated that the Pinole Seals Swim Club has requested to extend operations to October 22nd. In past years, the swim center has operated thru Labor Day. Council asked questions and received responses.

Councilmember Murray questioned background screening of employees working with youth. Assistant City Manager De La Rosa stated that all employees of the City must have a live scan prior to employment; he emphasized that the City complies with current law requirements and requires compliance by organizations serving the youth and partnering with the City.

Mayor Pro Tem Banuelos suggested an increase in admission cost as possible offset to revenue source. Mr. Malgren stated that the organization is in favor of increasing admission cost however, they are mindful of community affordability and usage.

Councilmember Swearingen questioned the organizations prior involvement in pool operations and management; he stated his concern on the City's potential liability. Assistant City Manager De La Rosa stated that the organization is required to hold the City harmless and must provide insurance for operational of the pool. He stated that the Pinole Seals Swim Club umbrella policy is exclusive to swim center coverage.

Mayor Long stated her desire to have operations overseen by the City for accountability, similar to Senior Center operations and requested a quarterly report (August 2017) with attendance and expense accountability.

ACTION: Motion by Council Members Long/Toms to approve operations planned thru September with an evaluation of operations (expenses and revenue) conducted in August 2017 to discuss extension of services thru October. Program revenues will be given directly to the City, with direct expenses paid by the City and payroll related expense reimbursements to the Seals. Increase budget allocation by \$20K from one-time Measure S 2014 funds and operate the program by Model 1, as proposed by the Seals. The Seals may hold concession sales as fundraisers with all supplies purchased by the Seals. Continue with a \$7500 annual contribution to the City, 50/50 split of revenue, City Attorney to review insurance coverage and contract prior to execution of contract.

**Vote: Passed: 5-0
 Ayes: Banuelos, Murray, Long, Swearingen, Toms
 Noes: None
 Abstain: None
 Absent: None**

5. **ADJOURNMENT** to the Regular Council Meeting of **June 20, 2017** and in Remembrance of the Amber Swartz.

At 8:12 p.m., Mayor Long adjourned the Special City Council Meeting of June 13, 2017, in Remembrance of Amber Swartz and our Military personnel all around the world.

Submitted by:

Rosa G. Acosta
City Clerk

Approved by City Council: