# CITY COUNCIL AGENDA
# CLOSED SESSION & REGULAR MEETING

Mayor Brianne Zorn
Vice Mayor Debbie McKillop
Councilmember Jay Howard
Councilmember Mark Ross
Councilmember Satinder S. Malhi

**DATE**: Wednesday, September 18, 2024

**TIME**: 5:30PM – Closed Session
7:00 PM – Regular Session

**PLACE**: Council Chamber, 525 Henrietta Street, Martinez, CA 94553; and via Zoom

## INFORMATION FOR THE PUBLIC

Information regarding meetings, including agenda materials, schedules and more, please visit the City's Meetings & Agendas webpage: https://www.cityofmartinez.org/government/meetings-and-agendas.

## REMOTE PARTICIPATION

This meeting will be conducted in-person in the City Hall Council Chamber and shall be aired in real time via Zoom. The City cannot guarantee the public's access to teleconferencing technology, nor guarantee uninterrupted access as technical difficulties may occur from time to time. To attend the meeting via Zoom, you must be logged into a registered Zoom account. Click "Join Meeting" and enter the following details:

1. **Zoom Link**
2. **Webinar ID:** 962 5554 8549
3. **Passcode**: 101010

## PUBLIC COMMENTS

Public comments can be made in person at the meeting or submitted in writing. Written comments must be received by 12pm the day of the meeting. For information on how to submit written comments, please visit the City's Meetings & Agendas webpage linked above.

## ADA ACCOMODATIONS

In accordance with the Americans with Disabilities Act and California law, the Council Chamber is wheelchair accessible and disabled parking is available at City Hall. If you are a person with a disability and require modifications or accommodation to attend and/or participate in this meeting, please contact the City Clerk's Office at (925) 372-3512. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility.

*AGENDA CONTINUED TO PAGE 2*

## CLOSED SESSION

**CALL TO ORDER** - *Open Session*

**ROLL CALL** - *Councilmembers Jay Howard, Satinder S. Malhi, Mark Ross, Vice Mayor Debbie McKillop and Mayor Brianne Zorn*

**PUBLIC COMMENT** - *Agenda Items Only*

**CLOSED SESSION ITEMS** - *Adjourn to Closed Session*

1. Public Employee Performance Evaluation (Govt. Code § 54957)
   Title: City Manager

**ADJOURNMENT** - *Adjourn to a Regular City Council meeting on September 18, 2024, at 7:00 p.m.*

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## REGULAR SESSION

**CALL TO ORDER** - *Pledge of Allegiance*

**ROLL CALL** - *Councilmembers Jay Howard, Mark Ross, Satinder S. Malhi, Vice Mayor Debbie McKillop, Mayor Brianne Zorn*

**CIVILITY STATEMENT** - *As your elected Governing Board, we will treat each other and the public with patience, civility, and courtesy as a model of the same behavior we wish to reflect in Martinez for the conduct of all City business and community participation. This includes respect for everyone's First Amendment Right to voice their opinion on matters within the City's subject matter jurisdiction, even if that opinion is different from our own. The decisions made tonight will be for the benefit of the Martinez community and not for personal gain.*

**PRESENTATIONS**

1. Proclamation - Dorrie Langley Appreciation Day
   Proclamation - Dorrie Langley Appreciation Day
2. Proclamation - Constitution Week
   Proclamation - Constitution Week
3. Proclamation - National Senior Center Month
   Proclamation - National Senior Center Month
4. Proclamation - Hispanic Heritage Month
   Proclamation - Hispanic Heritage Month
5. Presentation - State of the Contra Costa Community College District
   Presentation - State of the Contra Costa Community College District

6. Chamber of Commerce Business of the Month - September 2024

**PUBLIC COMMENT** - *Presentations and Non-Agendized Items Only. Non-agenda public comment is limited to matters which are not action items listed elsewhere on the agenda and are within the subject matter jurisdiction of the City Council. Public comments are typically limited to 3 minutes per person. The Mayor may reduce the time limit per speaker depending upon the number of speakers and may limit the total time for public comment to facilitate the completion of business on the agenda. Comments related to items appearing on the following portions of the Agenda will be heard prior to the City Council taking action on each item: Consent Calendar, General Business, Public Hearing, and Appointments to Commissions and/or Agencies.*

**CONSENT CALENDAR**

1. Motion waiving reading text of all Resolutions and Ordinances.
2. Motion to approve City Council Action Minutes for August 21, 2024.
   Action Minutes 8-21-24
3. Motion to approve City Council Action Minutes for September 4, 2024.
   Action Minutes 9-4-24
4. Motion approving Check Reconciliation Register, dated August 29, 2024
   Check Reconciliation Register 8-29-2024
5. Adopt a resolution accepting the bid of Terocons Inc. as the lowest responsive and responsible bidder and authorizing the City Manager to execute a contract and any change orders until completion of the Morello Avenue Sidewalk Gap Closure Project C2014 (LPPSB1L-5024(029)) in accordance with the approved plans and specifications, in an amount not to exceed $310,278, which amount includes a 20% contingency of $51,713.
   Staff Report - Award Construction Contract for Morello Avenue Sidewalk Gap Closure Project
   Resolution - Award Construction Contract for Morello Avenue Sidewalk Gap Closure Project
6. Adopt the following resolutions:
   A. Accepting the bid of DRS Marine Inc. as the lowest responsive and responsible bidder and authorizing the City Manager to execute a contract and any change orders until completion of the Martinez Municipal Fishing Pier Renovation Project C8017 in accordance with the approved plans and specifications, in an amount not to exceed of $2,567,653, which includes a 10% contingency of $233,423; authorizing the City Manager to enter into a reimbursement agreement with the California Department of Water Resources to receive $300,000 for the Martinez Municipal Fishing Pier Renovation Project C8017; and amending the adopted FY 2024-2025 budget by establishing a $300,000 reimbursable expenditure from the Marina CIP Fund (74) fund balance, transferring $50,000 from the ARPA Fund Balance and $40,000 from the Recreation Donation Fund (110004-4802.5-M3401) to the Marina CIP Fund (7420925-

5702), and appropriating a total of $390,000 to the Martinez Municipal Fishing Pier Renovation Project (C8017); and

B. Authorizing the City Manager to execute a Fourth Amendment to the existing Consultant Services Agreement with COWI North America ("COWI"), in a form approved by the City Attorney, to provide engineering services during construction for the Martinez Municipal Fishing Pier Renovation Project C8017, for a new total not-to-exceed amount of $255,885.

Staff Report - Award Construction Contract for Fishing Pier Renovation C8017 Attachment A - COWI Proposal for Engineering Services
Resolution - Award Construction Contract for Fishing Pier Renovation C8017
Resolution - COWI Amendment for Fishing Pier Renovation C8017

7. Adopt a resolution authorizing the City Manager to amend the Police Department's budgeted positions by eliminating one Police Lieutenant (Position Number - 60501) and adding one Police Captain with no impact to the Fiscal Year 2024-25 budget.
Staff Report - Amendment to Police Budgeted Positions
Resolution - Amendment to Police Department Budgeted Positions

8. Adopt a resolution accepting the bid of Corcus Construction Inc. as the lowest responsive and responsible bidder and authorizing the City Manager to execute a contract and any change orders until completion of the Webster Drive Hydropneumatic Rank Replacement Project in accordance with the approved plans and specifications, in an amount not to exceed of $805,202, which amount includes a 10% contingency of $73,200 and approving the allocation of $715,000 and any accrued interest of Water Bond funds to Project C7050.
Staff Report - Award Construction Contract for Webster Drive Hydropneumatic Tank Replacement Project C7050
Resolution - Award Construction Contract for Webster Drive Hydropneumatic Tank Replacement Project C7050

9. Adopt a resolution accepting the bid of Enterprise Roofing Service, Inc. as the lowest responsive and responsible bidder and authorizing the City Manager to execute a contract and any change orders until completion of the City Hall Roof Replacement Project No. C4019 in accordance with the approved plans and specifications, in an amount not to exceed of $634,860, which includes a 10% contingency of $57,714.
Staff Report - City Hall Roof Replacement Award Construction Contract
Resolution - City Hall Roof Replacement Award Construction Contract

10. Adopt a revised and restated Resolution No. 124-24 approving the General Obligation Bond Tax Rate for the 2024-25 property tax roll and directing submittal to Contra Costa County.
Staff Report - Revised and Restated General Obligation Bonds Tax Assessment 2024-25 Tax Roll
Attachment A - Staff Report and Attachment General Obligation Bonds (August 7, 2024)

Attachment B - Resolution No. 124-24
Revised and Restated Resolution No. 124-24 - General Obligation Bonds Tax Assessment 2024-25 Tax Roll

******CONVENE AS THE BOARD OF DIRECTORS OF CONTRA COSTA COUNTY SANITATION DISTRICT NO. 6******

11. Adopt Resolution as constituting the Board of Directors of Contra Costa County Sanitation District No. 6, authorizing the City Manager to execute amendment No. 3 to the Consultant Services Agreement with Woodard & Curran for technical support services for Sanitation District No. 6 increasing the amount by $61,384 for a total of not to exceed amount of $179,849.
    Staff Report - SD6 Amendment No. 3 Woodard & Curran Agreement
    Resolution - SD6 Amendment No. 3 Woodard & Curran Agreement
    Attachment A - SD6 Amendment No. 3 Woodard & Curran Agreement
    Attachment B - Woodard & Curran SD6 Proposal (7-17-24)

******RECONVENE AS THE CITY COUNCIL OF THE CITY OF MARTINEZ******

**GENERAL BUSINESS ITEMS**

1. Receive presentation from PBF Energy/Martinez Refining Company and hold discussion.
    Staff Report - PBF Energy (Martinez Refining Company) Update
    Presentation - PBF Energy (MRC)

2. Hold discussion and provide input on design direction for proposed updates to the brick monument entryway signs and new light pole banners throughout the City.
    Staff Report - Monument Signs and Banners

3. Adopt Urgency Ordinance by 4/5th vote, Marking Certain Findings Under Government Code Section 36937(b) and Amending Title 8 (Health and Safety), Chapter 8.26 (Camping in Public Places); Title 9 (Public Peace, Morals and Welfare); Chapter 9.52 (Consumption and Possession of Alcoholic Beverages); Repealing Chapter 9.56 (Sleeping in Vehicles) and Adding a New Chapter 12.45 (Order to Vacate City Property) to Title 12 (City Real Property) of the Martinez Municipal Code.
    Staff Report - Urgency Ordinance Amending Camping on Public Property
    Urgency Ordinance - Camping on Public Property Amendment
    Attachment A - Redline Version of Amendments to Muni Code

**PUBLIC HEARING ITEMS**

**CHIEF OF POLICE**

1. Comments/Updates

**CITY MANAGER**

1. Comments/Updates
    - DEI Commission Update

**APPOINTMENTS TO COMMISSIONS AND/OR AGENCIES**

**SUBCOMMITTEE REPORTS**

**CITY COUNCIL**

1. Comments/Updates

**ADJOURNMENT** - *Adjourn to a City Council Study Session on October 2, 2024, at 5:30PM*

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*On September 13, 2024, a true and correct copy of this agenda was posted on the City Hall Kiosk, located at 525 Henrietta Street, Martinez, CA 94553, and on the City website at www.cityofmartinez.org.*

*/s/ Kat Galileo, Assistant City Clerk*