

PIEDMONT CITY COUNCIL

Regular Meeting Minutes for Monday, May 2, 2016

A Regular Session of the Piedmont City Council was held May 2, 2016, in the City Hall Council Chambers at 120 Vista Avenue. In accordance with Government Code Section 54957(b) the agenda for this meeting was posted for public inspection on April 28, 2016.

CALL TO ORDER Vice Mayor Wieler called the meeting to order at 7:30 p.m. with the Pledge of Allegiance.

ROLL CALL Present: Vice Mayor Jeff Wieler and Councilmembers Teddy Gray King, Tim Rood and Robert McBain

Absent: Mayor Margaret Fujioka

Staff: City Administrator Paul Benoit, City Attorney Chad Herrington, Interim Planning Director Kevin Jackson, Public Works Director Chester Nakahara; Chief of Police Rikki Goede; Fire Chief Warren "Bud" McLaren; Interim Finance Director James O'Leary; Police Captain Jeremy Bowers; Assistant Planner Jennifer Gavin; Assistant Planner Emily Alvarez; and City Clerk John Tulloch

CONSENT AGENDA The following items were considered under one vote by the Council:

Minutes Approval of Council Meeting Minutes for 04/18/16

The Council requested the following revisions to the April 18, 2016 minutes:

- On Page 1, Consent Agenda - Everywon Eastbay

Annual Volunteer Reception WHEREAS, volunteers are the keystone of the Piedmont community, enriching our town and improving the quality of life; and

WHEREAS, the City of Piedmont is especially fortunate to have the services of dedicated, hardworking, and intelligent individuals who generously volunteer to serve our City, and do so without monetary or other compensation; and

WHEREAS, the City Council of the City of Piedmont desires to acknowledge these contributions and honor those who have given of their time and talent to benefit their community; and

WHEREAS, a special celebration is planned to recognize individuals in the City who exemplify the spirit of volunteerism;

NOW, THEREFORE, BE RESOLVED, the Piedmont City Council hereby commends

John Q. Public

for services to the City of Piedmont and conveys its gratitude for a job exceedingly well done.
(0890, 1100)

2nd Reading of Ord. 722 N.S. Linda Beach Playfield Approval of the 2nd Reading of Ord. 722 N.S. Modifying Section 3.8 of the City Code to Allow for Expanded Use of Linda Beach Playfield During the Renovation of Piedmont Sports Field (Hampton Field)
(0705)

Agreements with Alameda County Sheriff's Office Approval of Agreements with the Alameda County Sheriff's Office for the following:
a. Critical Incident Handling (Mutual Aid)
b. Evidence Collection and Processing
(0045, 0785)

Agreement with Alameda County Transportation Commission Approval of the Master Programs Funding Agreement between the Alameda County Transportation Commission (ACTA) and the City of Piedmont
(0045)

Extension of Agreement Alameda County First Response Approval of the Extension of an Agreement with Alameda County Regarding Advanced Life Support and Ambulance Transport Services
(0045, 0430-0370)

Prescription Drug Take Back Program Approval of Agreements Related to Prescription Drug Take Back Program in the Police Department
(0045, 0785)

Resolution 41-16

RESOLVED, that the City Council approves Item Nos. 1-7, with the April 18, 2016 Minutes amended as indicated.

Moved by King, Seconded by Rood

Ayes: King, McBain, Rood, Wieler

Noes: None

Absent: Fujioka

PUBLIC FORUM

John White, Piedmont Connect founding member, thanked Mayor Fujioka and staff for assisting with the Paris to Piedmont event and reiterated the need to address climate change.

Suhaib Mumtz and Maddie Young, Piedmont Middle School Green Team, provided a summary of the Paris to Piedmont event including highlights from the discussion groups.

CEREMONIAL MATTERS

Vice Mayor Wieler announced that the proclamation would be deferred until May 12, 2016, Bike to Work Day.

REGULAR AGENDA

The Council considered the following items of regular business:

1st Quarter Crime Report

Receipt of the 1st Quarter 2016 Crime Report from the Chief of Police

Chief of Police Goede provided an overview of the 1st Quarter 2016 Crime Report, indicating an overall decrease with the exception of burglaries. She explained that the majority of burglaries have been committed by groups of youth and that similar incidents have been happening in Oakland. She provided advice on crime prevention efforts including efforts to reduce the theft of construction tools and equipment. The Chief highlighted the department's use of technology, specifically Automated License Plate Readers and digital speed signs.

The Council commended the Police Department on a job well done in reducing of crime and urged residents to take precautions to protect themselves from

crimes of opportunity.
(0785)

**2016 East Bay
SunShares Program**

City Administrator Benoit explained the new 2016 East Bay SunShares program providing incentives for solar installation and the purchase of electric vehicles (EV).

Assistant Planner Emily Alvarez stated the program allowed property owners to finance the installation of new solar panels on their homes with payment on their property tax bills. She discussed how greenhouse gas emission savings were captured for inclusion in the City's Greenhouse Gas Emission Inventory. She explained the process of selecting a solar installer and EV manufacturers for inclusion in the Sun Shares Program.

Resolution No. 42-16

RESOLVED, that the City Council approves signing the Letter of Support, authorizing the City of Piedmont's participation in the 2016 East Bay SunShares program.

Moved by Rood, Seconded by King

Ayes: King, McBain, Rood, Wieler

Noes: None

Absent: Fujioka
(0459, X0775)

**Oakland and El Cerrito
Aves. Pedestrian
Improvement Project**

City Administrator Benoit discussed complaints regarding pedestrian crossing at Oakland Avenue and El Cerrito Avenue and proposed installation of rapid flashing LED signs. He explained the number of pedestrian crossings at this intersection. Mr. Benoit requested the Council approve the contract with Pacific General Engineering to install this pedestrian safety measure at this well used intersection, explaining that resident complaints and observation of the area made this intersection ideal for this type of device. He also indicated that the City was exploring the use of grant funds to purchase additional signs for installation at other intersections heavily used by pedestrians.

The Council concurred with the need for pedestrian safety improvements at the proposed intersection.

Resolution No. 43-16

WHEREAS, in accordance with the requirements of Chapter 2, Article XV of the Piedmont City Code ("Purchasing Ordinance") the City of Piedmont solicited bids for the Oakland & El Cerrito Ave. Intersection Pedestrian Improvement Project ("Project"); and

WHEREAS, two bids were received ranging from \$25,500 to \$35,314, with the low bid being from Pacific General Engineering; and

WHEREAS, staff has determined that the Pacific General Engineering bid satisfies the bidding requirements for the Project; and

WHEREAS, staff has verified that Pacific General Engineering possesses valid California Contractor's Licenses under the requested Class A, number 708637 (expires 6/30/17) as required to qualify to perform the Project; and

WHEREAS, the Project has been found to be exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15301(c)

of Title 14 of the California Code of Regulations as it consists of the repair and maintenance of existing streets and involves negligible or no expansion of existing use; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Piedmont does hereby resolve, declare, determine and order as follows:

SECTION 1. The above recitals are true and correct and are hereby incorporated into this Resolution as findings of the City Council of the City of Piedmont.

SECTION 2. The Project is categorically exempt under CEQA in accordance with Section 15301(c) of Title 14 of the California Code of Regulations.

SECTION 3. In accordance with the Purchasing Ordinance and California Public Contract Code, and other applicable laws, the City Council of the City of Piedmont hereby finds the bid of Pacific General Engineering for the Oakland & El Cerrito Ave. Intersection Pedestrian Improvement Project to be the lowest, responsive bid and waives any irregularities in such bid in accordance with applicable law.

SECTION 4. The contract for the Oakland & El Cerrito Ave. Intersection Pedestrian Improvement Project is hereby awarded to Pacific General Engineering in the amount of \$25,500, conditioned on Pacific General Engineering's timely executing the Project contract and submitting all required documents, including, but not limited to, executed bonds/surety, certificates of insurance, and endorsements, in accordance with the Project bid documents.

SECTION 5. The Mayor is hereby authorized and directed to execute upon submission by Pacific General Engineering all documents required pursuant to the Project bid documents for performance of the Project.

SECTION 6. The overall Project Construction Budget is established at \$28,050.

SECTION 7. The Public Works Director is hereby authorized to execute any contract change orders in accordance with the Project contract documents so long as the total Project cost does not exceed the Estimated Project Construction Budget.

SECTION 8. City staff is hereby directed to issue a Notice of Award to Pacific General Engineering.

SECTION 9. All portions of this resolution are severable. Should any individual component of this Resolution be adjudged to be invalid and unenforceable by a body of competent jurisdiction, then the remaining resolution portions shall be and continue in full force and effect, except as to those resolution portions that have been adjudged invalid. The City Council of the City of Piedmont hereby declares that it would have adopted this Resolution and each section, subsection, clause, sentence, phrase and other portion thereof, irrespective of the fact that one or more section, subsection, clause sentence, phrase or other portion may be held invalid or unconstitutional.

Moved by King, Seconded by McBain

Ayes: King, McBain, Rood, Wieler

Noes: None

Absent: Fujioka
(0045, 0187, 1060)

**Proposed FY 16-17
City Budget**

City Administrator Paul Benoit presented the Council with the proposed FY 16-17 budget for the City of Piedmont. He announced that the Council will consider the proposed budget at a special work session on Saturday, May 21st, and that there will be two public hearings—on June 6 and June 20 in the City Hall Council Chambers—to consider the budget and the levying of the Municipal Services Tax and Sewer Tax. He also announced that the public is invited to attend these meetings and that the budget would be posted on the City's website on Tuesday, May 3, 2016.

As required by the City Charter, City Administrator Benoit presented the City's proposed FY 16-17 operations and capital improvements budget, noting in particular that the City is in a sound and stable financial position. He reported that a positive net income is projected for the General Fund, which will allow for essential transfers to the Facilities Maintenance and Equipment Replacement Funds. City Administrator Benoit stated that, even with these transfers, the City is able to maintain a reasonable reserve of 19% of its operating expenses. He explained the factors that are contributing to the City's financial health, including the parcel tax, real estate market, and changes to employee benefits. He thanked Piedmont residents for supporting the Municipal Services (Parcel) Tax, which makes up a significant portion of the City's General Fund. City Administrator Benoit explained efforts to tackle the technology deficit and facilities maintenance. He discussed savings resulting from the refinancing of the PERS Side Fund and the seven-year revenue and debt projection and potential use of parcel tax funds for the backlog of deferred maintenance.

The Council discussed the need for dealing with deferred maintenance of City facilities and thanked staff for preparation of the budget.
(0165)

**REPORTS AND
ANNOUNCEMENTS**

Arbor Day – Councilmember McBain commended staff for a successful Arbor Day event.

Piedmont Connect - Councilmember Rood announced Piedmont Connect's Annual Green Garden Ramble on May 22, 2016.

Recreation Department – Councilmember King reminded residents to sign up for Summer camps. She announced a call for community input on the Aquatics Master Plan.

Bike to Work Day – Councilmember Rood encouraged residents to participate in the upcoming Bike to Work Day and visit the energizer station sponsored by Piedmont Connect, located at the Ace Hardware on the morning of May 12, 2016.

ADJOURNMENT

There being no further business, Vice Mayor Wieler adjourned the meeting at 9:01 p.m.