

PIEDMONT CITY COUNCIL

Regular Meeting Minutes for Tuesday, September 4, 2018

A Regular Session of the Piedmont City Council was held September 4, 2018, 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 August 30, 2018.

CALL TO ORDER

The Council met in Closed Session for (a) Conference with Legal Counsel – Existing Litigation (Govt. Code 54956.9) – Name of Case: Crown Castle NG West, LLC v. City of Piedmont. Following the 6:00 p.m. Closed Session, Mayor McBain called the meeting to order at 7:31 p.m. with the Pledge of Allegiance.

ROLL CALL

Present: Mayor Bob McBain, Vice Mayor Teddy Gray King, and Councilmembers Jennifer Cavanaugh, Tim Rood and Betsy Smegal Andersen

Staff: City Administrator Paul Benoit, City Attorney Michelle Marchetta Kenyon, Police Chief Jeremy Bowers, Interim Fire Chief Warren “Bud” McLaren, Public Works Director Chester Nakahara, Parks and Project Manager Nancy Kent, Fire Captain Mike Carlisle, and Assistant City Administrator/City Clerk John Tulloch

CONSENT CALENDAR

The Consent Calendar consisted of the following items:

Council Meeting Minutes

Approval of Council Meeting Minutes for 08/06/18, 08/20/18 (Special & Regular)

Body Worn Cameras

Approval of the Purchase of Replacement Body Worn Cameras for the Police Department in the Amount of \$95,353.30 for Five Years (0045, 0785)

Salary for Plans Examiner

Approval of a Resolution Aligning the Salary for the Plans Examiner Position with the Recommendations of the 2017 Classification Study (0750)

Resolution No. 64-18

RESOLVED, that the City Council approves Consent Calendar items 1, 2 and 3 Moved by King, Seconded by Andersen

Ayes: Andersen, Cavanaugh, King, Rood, McBain

Noes: None

Note: Vice Mayor King and Councilmember Cavanaugh abstained from vote on August 6, 2018 Minutes.

Appoint of Interim Fire Chief

Councilmember Cavanaugh indicated that she had pulled this item from the consent calendar in order to commend Fire Chief Warren “Bud” McLaren for his years of service to the residents of Piedmont. She also wished to thank Captain Scott Barringer for assuming the role of Interim Fire Chief.

The Council thanked Chief McLaren for his excellent service to the City of Piedmont.

There was no **Public Testimony** on the matter.

Resolution No. 65-18

RESOLVED, that the City Council appoints Captain Scott Barringer as Interim Fire Chief, effective September 7, 2018

Moved by Cavanaugh, Seconded by Rood
Ayes: Andersen, Cavanaugh, King, Rood, McBain
Noes: None
(0750)

PUBLIC FORUM

Maeve Gilbert urged the Piedmont community to intensify its efforts to promote diversity education.

CEREMONIAL MATTERS

Interim Fire Chief Warren “Bud” McLaren announced the promotion of Michael Carlisle to Fire Captain. Captain Carlisle has been with the department for over twenty years and has served in several leadership roles within the department.

Captain Carlisle’s daughter Lilly pinned the newly promoted Captain with his new badge.

REGULAR AGENDA

The Council considered the following items of regular business:

**2nd Reading of
Ord. 741 N.S.
Code Updates Related
to Animals**

City Administrator Benoit summarized the Council’s prior action regarding this ordinance. He also summarized the direction given by Council at its July 16, 2018 meeting, specifically to return with two options for off leash hours at Dracena Park, one matching park hours (5:00 a.m. to 10:00 p.m.) and another matching the off leash hours at Linda Park (7:00 a.m. to 8:00 p.m. weekdays and 8:00 a.m. to 8:00 p.m. on the weekends), as recommended by the Park Commission. He indicated Park Commission Chair Goodman was available to respond to questions.

Public Testimony was received from:

Leila Hebshi, Garrett Keating, Lilla Lundgrew, Karen Markopoulos, Patricia O’Neil, Mike Parks, and Lynne Wright expressed support for maintaining the existing off-leash hours at Dracena Park from 5:00 a.m. to 10:00 p.m. as passed by the Council in the first reading of the ordinance. Speakers cited the need of working people to be able to exercise their dogs before work and after daily activities had completed.

Steve Fraser, Brian Mahany, and John Lambert expressed support for following the Park Commission’s recommendation to match the off leash hours in Dracena Park to those at Linda Park. Speakers expressed concern regarding the noise impacts dogs in Dracena Park have on park neighbors

The Council thanked the community for its input on this matter over the past three and a half years. Councilmembers expressed understanding of concerns by park neighbors regarding noise. They also expressed that each of them are dog owners and understand the desire by owners to exercise their dogs before and after work.

After extensive discussion, the Council decided to allow off leash dogs in the designated off leash areas of Dracena Park between 6:00 a.m. to 9:00 p.m. daily.

Resolution No. 66-18

RESOLVED, that the City Council approves the 2nd reading of Ordinance 741 N.S., as amended.

Moved by Andersen, Seconded by King
Ayes: Andersen, Cavanaugh, King, Rood, McBain
Noes: None

(0705)

Resolution No. 67-18

RESOLVED, that the City Council approves a fine of \$100 per violation of the provisions of Ordinance 741 N.S.

Moved by Rood, Seconded by Andersen

Ayes: Andersen, Cavanaugh, King, Rood, McBain

Noes: None

(0705)

**2018 Pavement
Project Report**

City Administrator Benoit explained the recommendations made by staff for streets to be paved as a part of the 2018 Pavement Project. He recommended that Council approve a supplemental agreement with Coastland Civil Engineers for the design work for the project, if Council found merit in the proposed work plan.

Public Works Director Chester Nakahara indicated that Magnolia Avenue between Hillside and Nova Avenues, Craig Avenue, and Annerley Rd. are the streets included in this project. He indicated that the paving of Magnolia Avenue has been put off for several years due to replacement on the sanitary sewer lines in the street. Mr. Nakahara also confirmed that the costs of the proposed project were funded.

Mr. Nakahara discussed pedestrian safety measures at the intersection of Highland and Craig Avenues which would be installed as a part of this project. Mr. Benoit discussed different types of flashing pedestrian beacons and their efficacy.

There was no **Public Testimony** on the matter.

Resolution No. 68-18

RESOLVED, that the City Council approves the Project Specific Supplemental Agreement for the 2018 Pavement Project with Coastland Engineers in the amount of \$98,076.

Moved by Cavanaugh, Seconded by Rood

Ayes: Andersen, Cavanaugh, King, Rood, McBain

Noes: None

(0045, 1000)

**REPORTS AND
ANNOUNCEMENTS**

Councilmember Andersen announced the Local Hazard Mitigation Plan kick off meeting on September 6th as well as the an update on the Design Review Guidelines project which will happen at the September 10th Planning Commission meeting.

Councilmember Rood announced the formation of a group called Friends of EBCE, which is intended to help educate the community about East Bay Community Energy.

Councilmember Cavanaugh announced the Joint Park Commission and Recreation Commission meeting on September 5th to receive an update on the Linda Beach Master Plan. She also announced the Coffee, Cars and Cops event to be held by the Police Department on September 8th at the Community Hall Parking Lot.

Councilmembers Andersen and Cavanaugh announced the Harvest Festival weekend, September 29th and 30th. This event will include Fallfest Challenge on September 29th and the Harvest Festival on September 30.

ADJOURNMENT

There being no further business, Mayor McBain adjourned the meeting at 9:10 p.m.