

CITY COUNCIL AGENDA CLOSED SESSION & REGULAR MEETING

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

Mayor Brianne Zorn

Updated 9/17/24

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.

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

- Proclamation Dorrie Langley Appreciation Day Proclamation - Dorrie Langley Appreciation Day
- 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

- 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 (Updated 9/17/24)

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

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

Martinez Refining Company Update



September 18, 2024



Safe Harbor Statements



This presentation contains forward-looking statements made by PBF Energy Inc. and PBF Logistics LP (together, the "Companies", or "PBF" or "PBFX") and their management teams. Such statements are based on current expectations, forecasts and projections, including, but not limited to, anticipated financial and operating results, plans, objectives, expectations and intentions that are not historical in nature. Forward-looking statements should not be read as a guarantee of future performance or results, and may not necessarily be accurate indications of the times at, or by which, such performance or results will be achieved. Forward-looking statements are based on information available at the time, and are subject to various risks and uncertainties that could cause the Companies' actual performance or results to differ materially from those expressed in such statements.

Factors that could impact such differences include, but are not limited to, changes in general economic conditions; volatility of crude oil and other feedstock prices; fluctuations in the prices of refined products; the impact of disruptions to crude or feedstock supply to any of our refineries, including disruptions due to problems with third party logistics infrastructure; effects of litigation and government investigations; the timing and announcement of any potential acquisitions and subsequent impact of any future acquisitions on our capital structure, financial condition or results of operations; changes or proposed changes in laws or regulations or differing interpretations or enforcement thereof affecting our business or industry, including any lifting by the federal government of the restrictions on exporting U.S. crude oil; actions taken or non-performance by third parties, including suppliers, contractors, operators, transporters and customers; adequacy, availability and cost of capital; work stoppages or other labor interruptions; operating hazards, natural disasters, weather-related delays, casualty losses and other matters beyond our control; inability to complete capital expenditures, or construction projects that exceed anticipated or budgeted amounts; inability to successfully integrate acquired refineries or other acquired businesses or operations; effects of existing and future laws and governmental regulations, including environmental, health and safety regulations; and, various other factors.

Forward-looking statements reflect information, facts and circumstances only as of the date they are made. The Companies assume no responsibility or obligation to update forward-looking statements to reflect actual results, changes in assumptions or changes in other factors affecting forward-looking information after such date.

Outline



- Turnaround Recap
- Turnaround Safety Leading Indicators
- Health, Safety, and Environmental (HSE) Update
- Training and Reliability Plan Update
- Investigations Update
- Communicating with the Community



Martinez Refining Company

Turnaround Recap

- Completed ~\$70 Million investment in several refinery process units
- 750+ Building Trades craftworkers completed the work
 - 245,000 total people-hours
- Safety and Environmental Performance
 - 0 Recordable injuries
 - 0 Process Safety Events
 - 0 Flaring during shut down
 - Minor flaring during re-start
 - No exceedance of reportable emission limits
- As part of SB 1300, Cal/OSHA extensively audited our Turnaround and issued us a Notice of No Violation on September 9, 2024



Martinez Refining Company

Turnaround Safety Leading Indicators

- 813 Total Safety Observations
 - 454 Contract Partner-led safety observations
- 81 Total Permitted Work Audits
- 20 Goal Zero Classes
 - 100% attendance
- 66 Contractor Safety Committee (CSC) Meetings (Days/Nights)
 - 60 CSC Safety Walks in the field



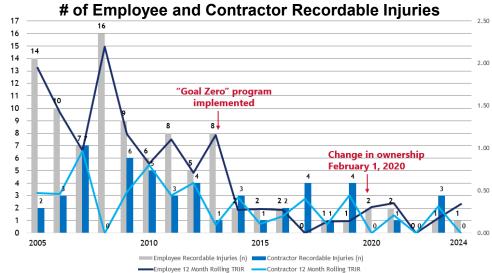


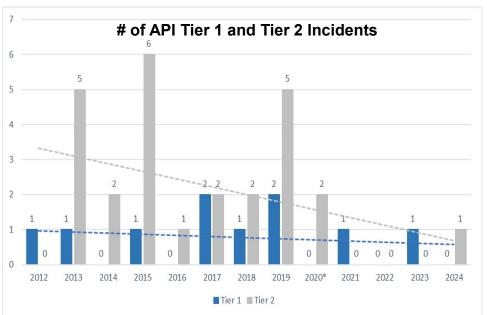




Health, Safety, and Environmental (HSE) Update

- HSE Scorecard (2024)
 - 1 Employee Recordable Injury
 - 0 Contract Partner Recordable Injuries
 - 0 API Tier 1 Incidents
 - 1 API Tier 2 Incident
- Cal/OSHA thoroughly inspected our Fluidized Catalytic Cracking Unit (FCCU)
 - No findings or citations related to the FCCU
 - One non-FCCU related general citation
- Fifth best performing U.S. refinery in process safety (out of 90+ refineries)
 - Martinez Refinery has been awarded the American Fuel & Petrochemical Manufacturers (AFPM) Safety Achievement Award in seven of the past nine years





Training and Reliability Plan Update



 We have been busy implementing our Training and Reliability Plan: "Operation Comeback"

We have:

- Enhanced training and development
- Increased training resources
- Expanded our leadership ranks
- Significantly invested in critical refinery utility systems
- Made excellent progress developing state-of-the-art refinery simulators



Hot Oil Pump Training

Safety Instrumented Functions Test Training





Team Collaboration Skills – Human Factors Workshop





Console Operator Prescreening Assessments



Joint Training with Con Fire

Investigations Update



Completed

- Third-Party Health Risk Assessment
- Unannounced Inspection

Ongoing

- Independent Root Cause Analysis
- Independent Safety Culture Assessment
 - Draft report was released for public comment
 - We are addressing the improvements recommended in the report
 - We will continue to be responsive to requests from Contra Costa Health
 - We are pleased the report recognizes our good performance in specific key safety areas, which reflects well on our employees and contract partners

Communicating with the Community



We continue to:

- Meet with community groups
- Host refinery tours
- Be accessible to our neighbors and the community



















Friendly Reminder!



Family Fun Night

Friday, September 27

6:00 to 8:00 p.m.

MRC Clubhouse

1635 Pacheco Boulevard

in Martinez

22nd Annual

MRC-MEF Run for Education

Saturday, September 28, 2024

Race Start—8:30 a.m.

Race Day Check-In—7:00 to 8:00 a.m.

Main Street Plaza in Downtown Martinez

REGISTER ONLINE:

www.MartinezEdFoundation.org/ run-for-education









Thank You





City Council Visible Wins

Monument Sign Refresh and Citywide Banners

September 18, 2024



Background

February 24 – Council Goal Setting Retreat

June 26 – Council commitment of remaining ARPA funds to fund immediate "visible wins" – expedited process at staff level

- Refresh the five current brick monument entryway signs
- Develop a banner program for city light poles throughout Martinez to market the community

August – City teamed up with the GNU Group, a professional sign design firm, to support this process, which involved evaluating community assets, aligning with the City's branding, all to ensure a strategic approach to refreshing monument signs and creating banners that deliver impactful "quick wins"

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.



Goals

Community Goals

Renewed Character

At the principal roadway entries to Martinez, revitalized signage and banner artwork can welcome visitors and residents alike.

Modernizing these elements add valuable impressions and instill a sense of community identity.

Design Goals

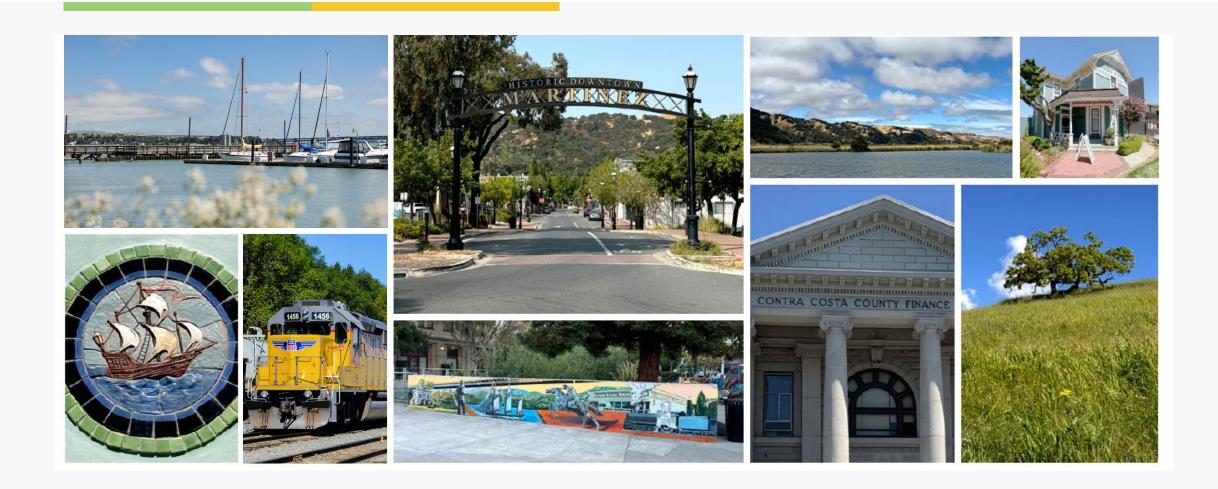
To **reflect the community**, contemporary typography with historic influences are proposed. Banners illustrate the numerous offerings Martinez provides.

Develop a functional upgrade by leveraging the existing signs and locations, allowing the design focus stays on the message and clean-up.

Use Lasting Materials

Design to incorporate materials that will stand up to environmental conditions.

Community



Identity





City of Martinez, CA

The Bay Area's Hidden Gem





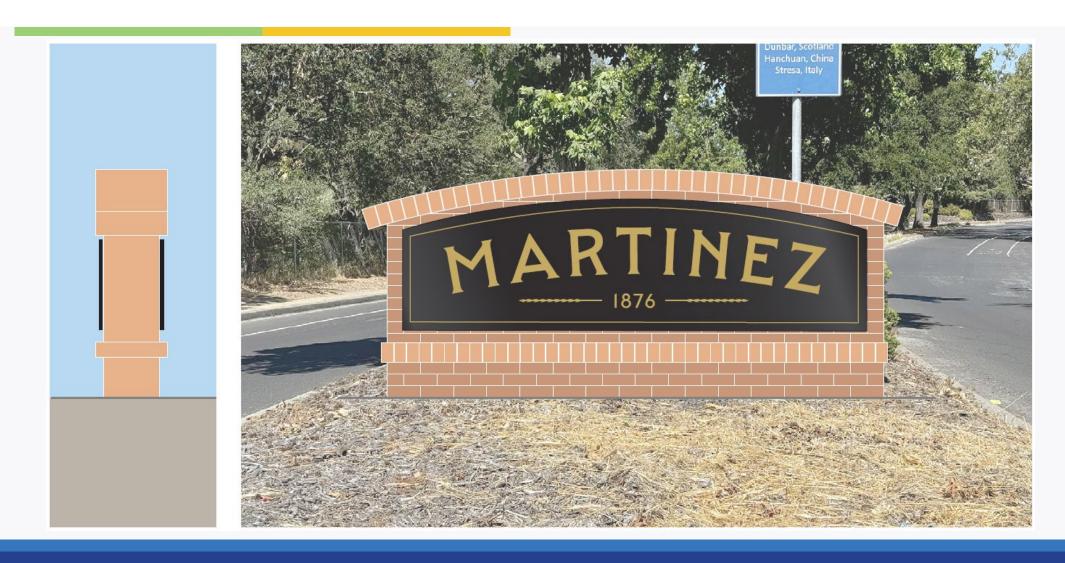




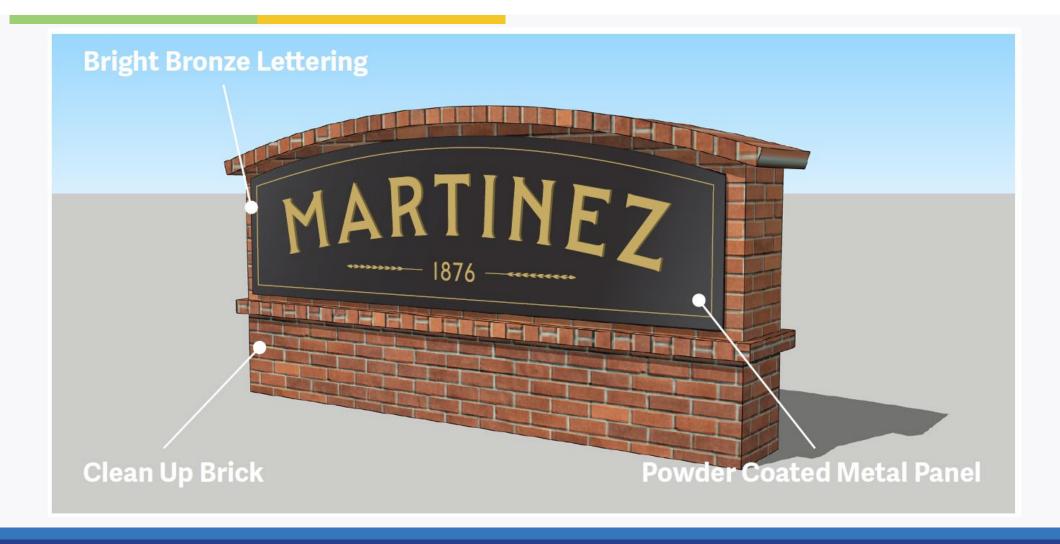




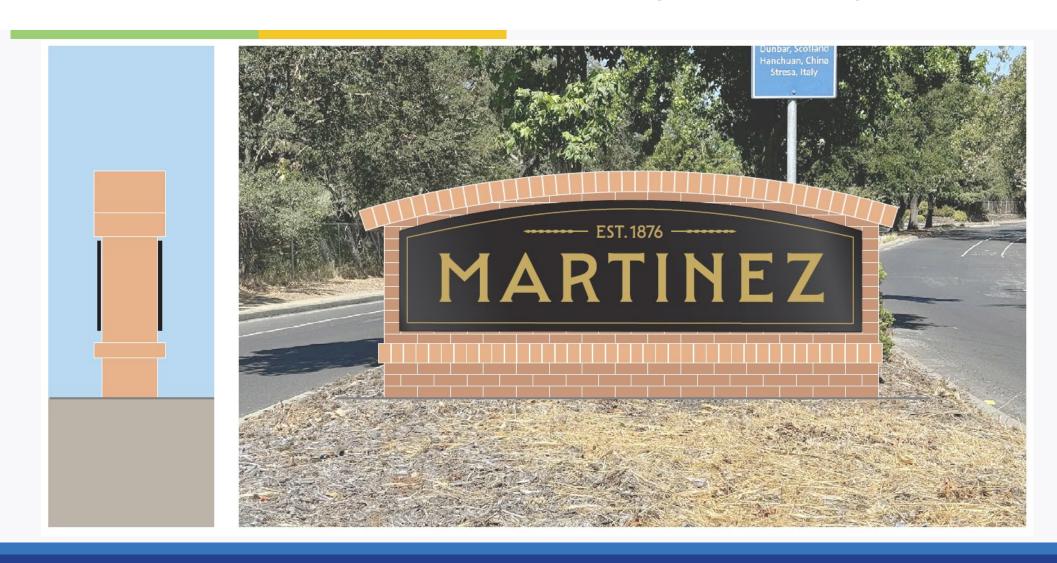
Monument Refresh – Option 1A Curved Lettering



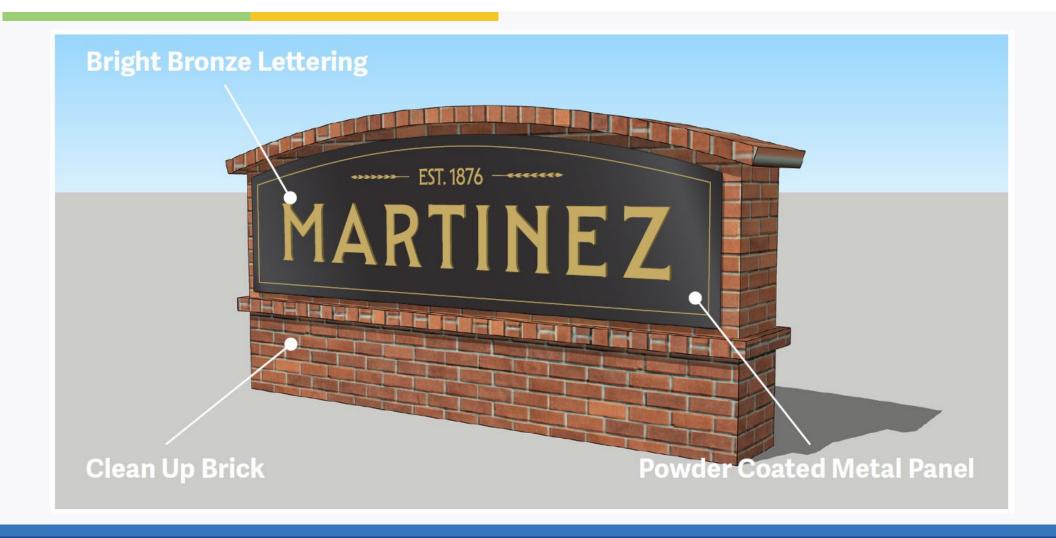
Monument Refresh – Option 1A Curved Lettering



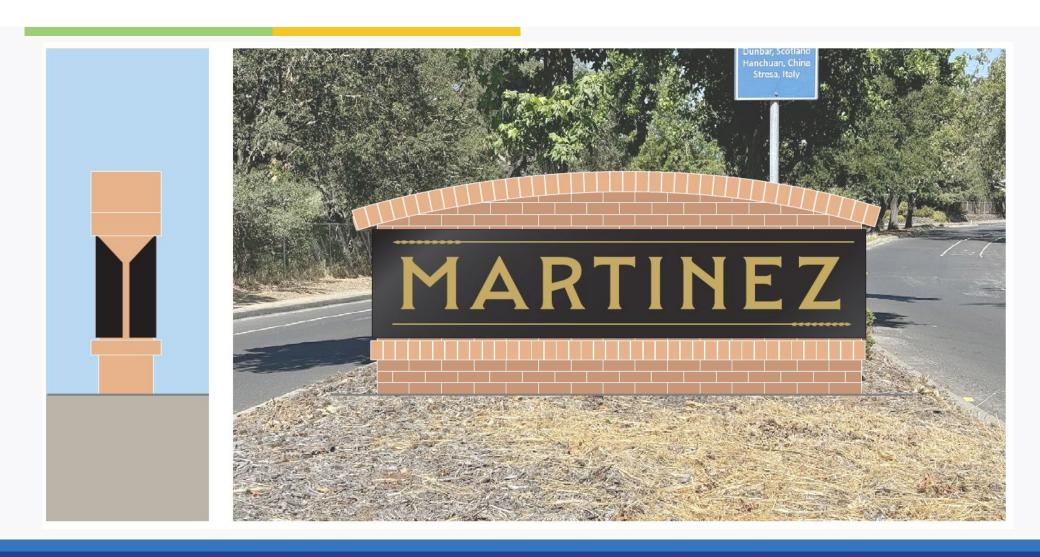
Monument Refresh – Option 1B Straight Lettering



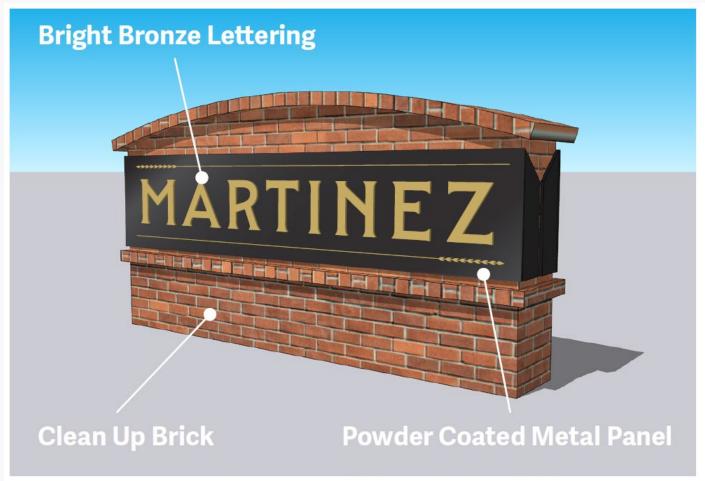
Monument Refresh – Option 1B Straight Lettering

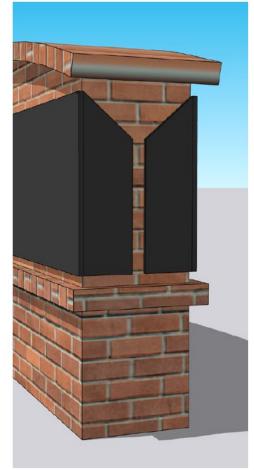


Monument Refresh – Option 2A Text Only

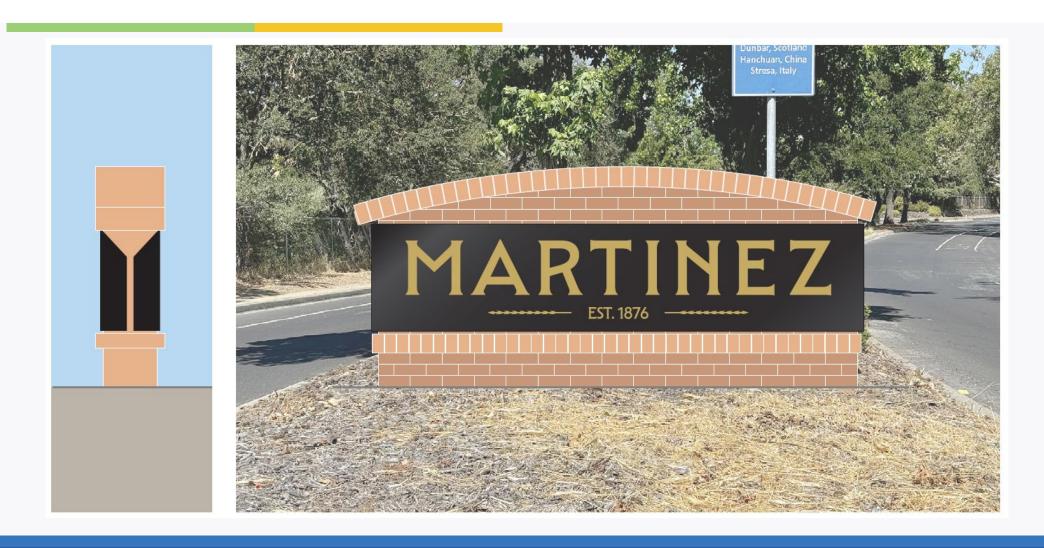


Monument Refresh – Option 2A Text Only

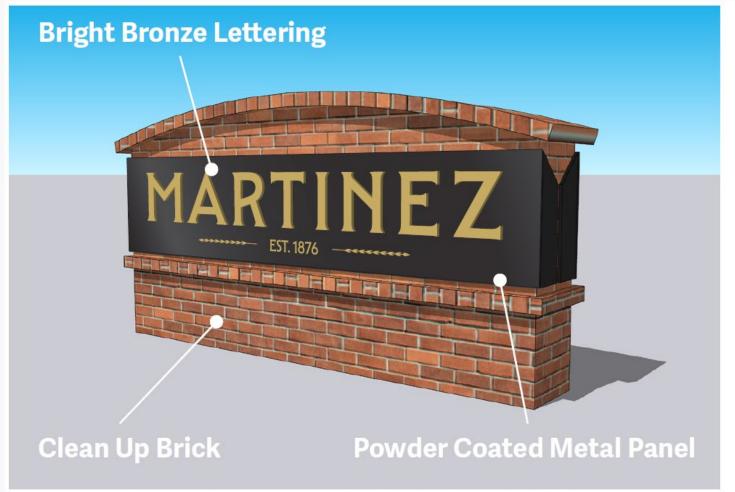


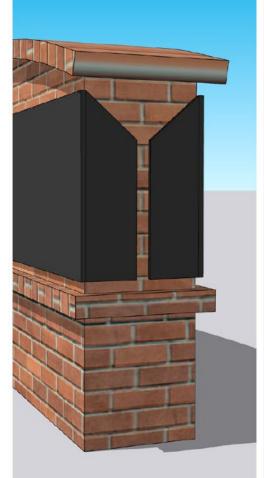


Monument Refresh – Option 2B Text with Est. Date



Monument Refresh – Option 2B Text with Est. Date





Back of Sign for one-sided signs





Council Feedback - All Sign Options



Banners & Themes



Alhambra & CA-4

30" x 94"

- John Muir House
- Plant Life
- Animal Life



Marina Vista

30" x 94"

- Neighborhood
- Waterfront
- History



Downtown

17" x 36"

- Food & Drink
- History
 - Seasonal



Marina Park

30" x 94"

- Sealife
- Waterfront
- Recreation



Pacheco

30" x 94"

- Neighborhood
- Industry
- History



Virginia Hills

30" x 94"

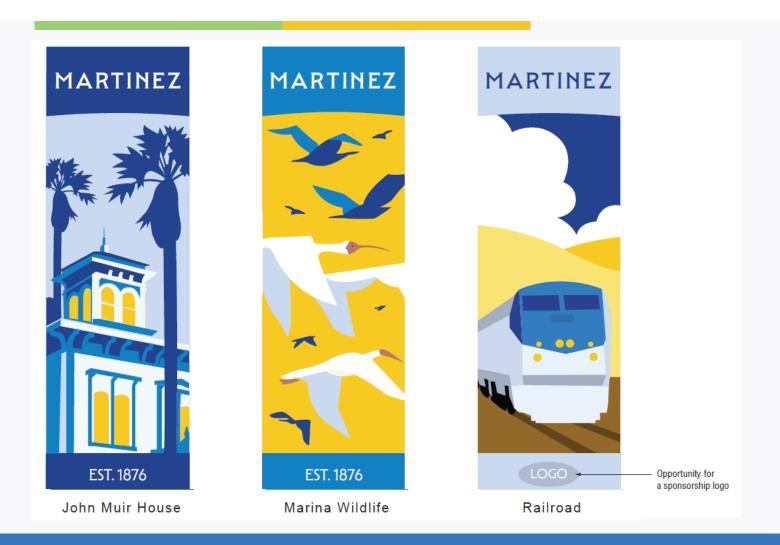
- Parks / Open Space Typography
- Plant Life
- Animal Life



Morello & CA-4

30" x 94"

Banner Graphics – City Wide – Initial Design Options





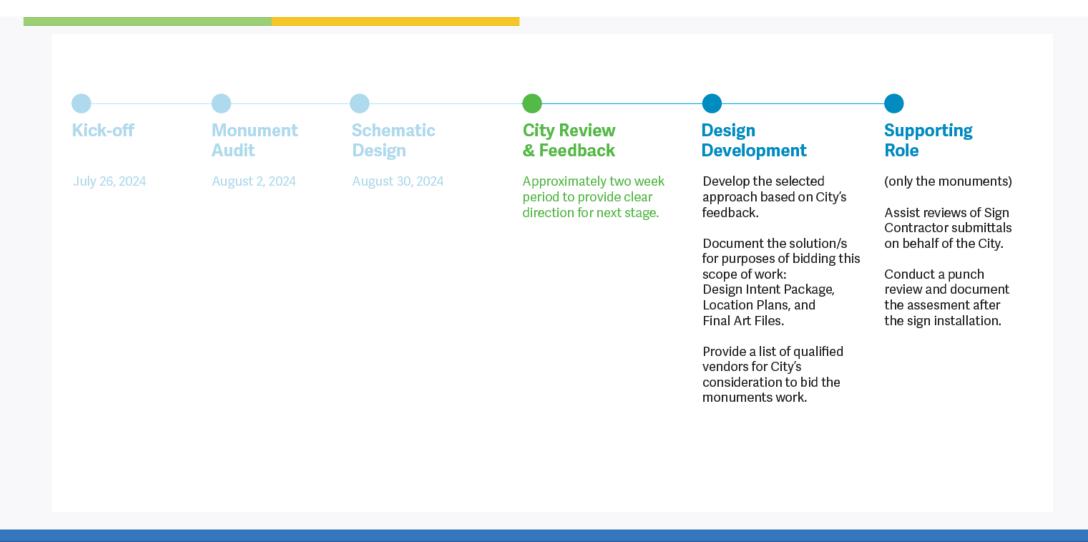
Downtown Banners



Downtown Banners



Schedule



Recommendation

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.

- 1. Which design for the brick monument entryway signs is preferred?
- 2. What additional themes should be included for the light pole banners (flora and fauna, music, boats, the martini, open space, sports, art)?



Questions



Camping Ordinance Revisions

City Council

September 19, 2024

Background

August 17, 2024: Staff directed to draft critical infrastructure ordinance

May 15, 2024: City Council direction to strengthen existing regulations to protect public health, safety and welfare

June 28, 2024: US Supreme court ruling providing enforcement of generally applicable laws regulating camping on public property doesn't violate the Eighth Amendment

July 25, 2024: Governor Newsom issued Executive Order N-1-24 with a call to action to local government related to public camping



Camping in Public Places

- 1. Revised definitions, including expansion of public property definition
- 2. Clarification of prohibited activity related to setting up or maintaining campsites and bedding
- 3. Removal of requirement for subject to be provided shelter and refuse it prior to enforcement

Storage of Personal Property in Public Places

- 1. Incorporation of revised public property definition
- 2. Addition of property owned, managed or controlled by another government entity
- 3. Addition of private property open to the public

Obstructing Access (New)

- Prohibits obstructing public and private rights-of-way by
 - 1. sitting, lying or sleeping, or
 - 2. storing personal property

in a manner that impedes passage, including as provided by Americans with Disabilities Act.

- **Exceptions:** Emergencies, parades, permitted activities, property owner consent when not violating another City code, etc.
- **Enforcement Limitation:** Officer required to warn subject and provide opportunity to cease conduct prior to citation or arrest. Only one warning required every 12 months.

Summary Abatement (New)

- Minimum 72-hour notice to abate and immediate if life, safety hazard or obstructs passage of people or vehicles
- Violation to obstruct an abatement

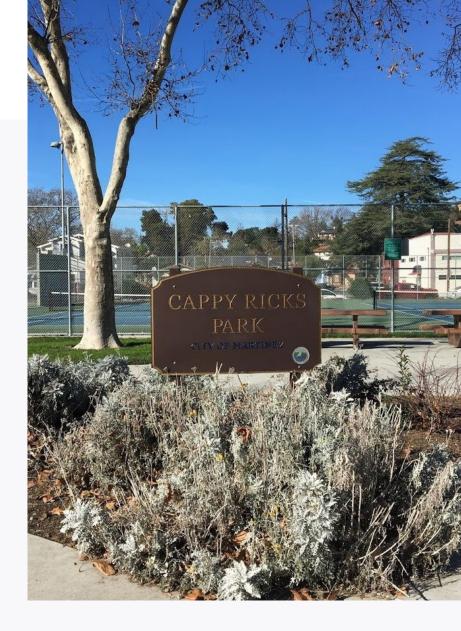
Consumption and Possession of Alcoholic Beverages

- 1. Cleanup of subsection titles
- 2. Expands prohibited areas for open container to match prohibited areas for consumption

Sleeping in Vehicles (Repeal)

Order to Vacate City Property

- 1. Temporarily excludes individuals from city property, as defined, after citations or arrests (except parking/traffic).
- 2. Exclusion periods start at 24 hours, increasing with repeat offenses, up to 6 months.
- 3. Due process for appeals is provided.



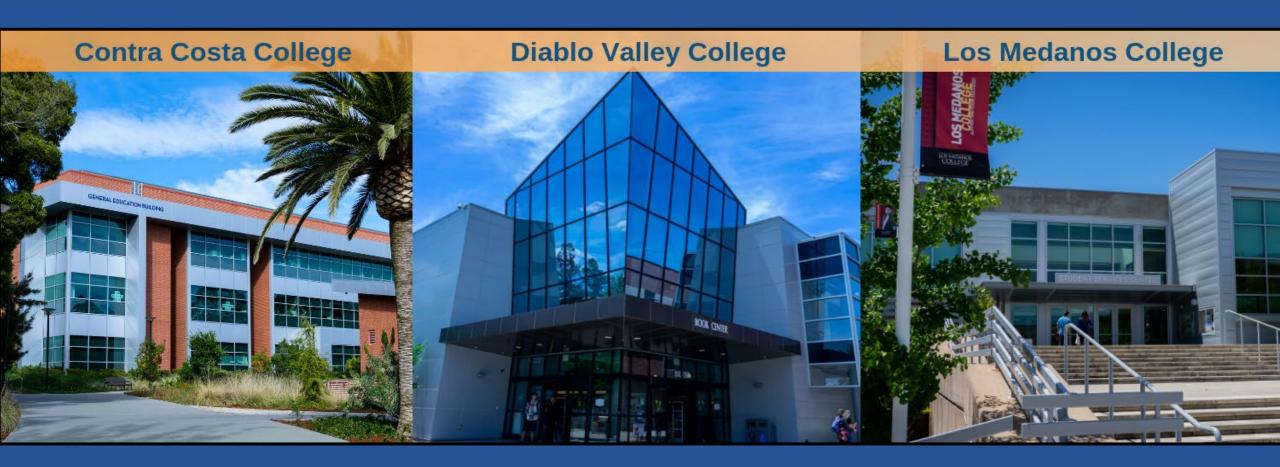
Discussion





CONTRA COSTA COMMUNITY COLLEGE DISTRICT



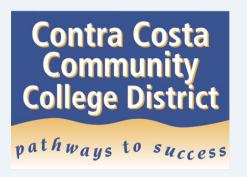




OVERVIEW



- About Us
 - Backward Glance
 - Current and Future Stance
- California Community Colleges
 Landscape















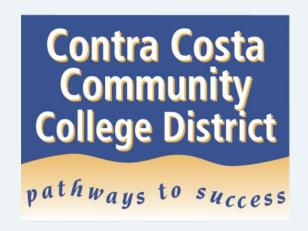


Transforming Our Communities

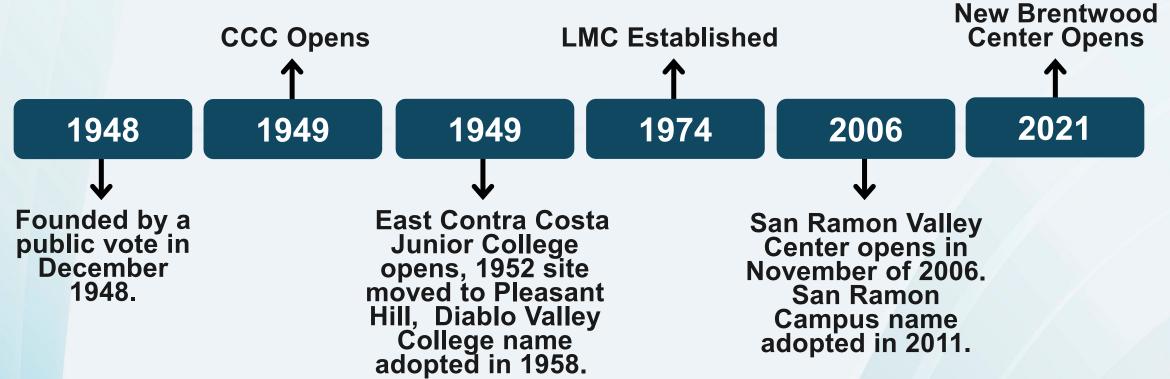


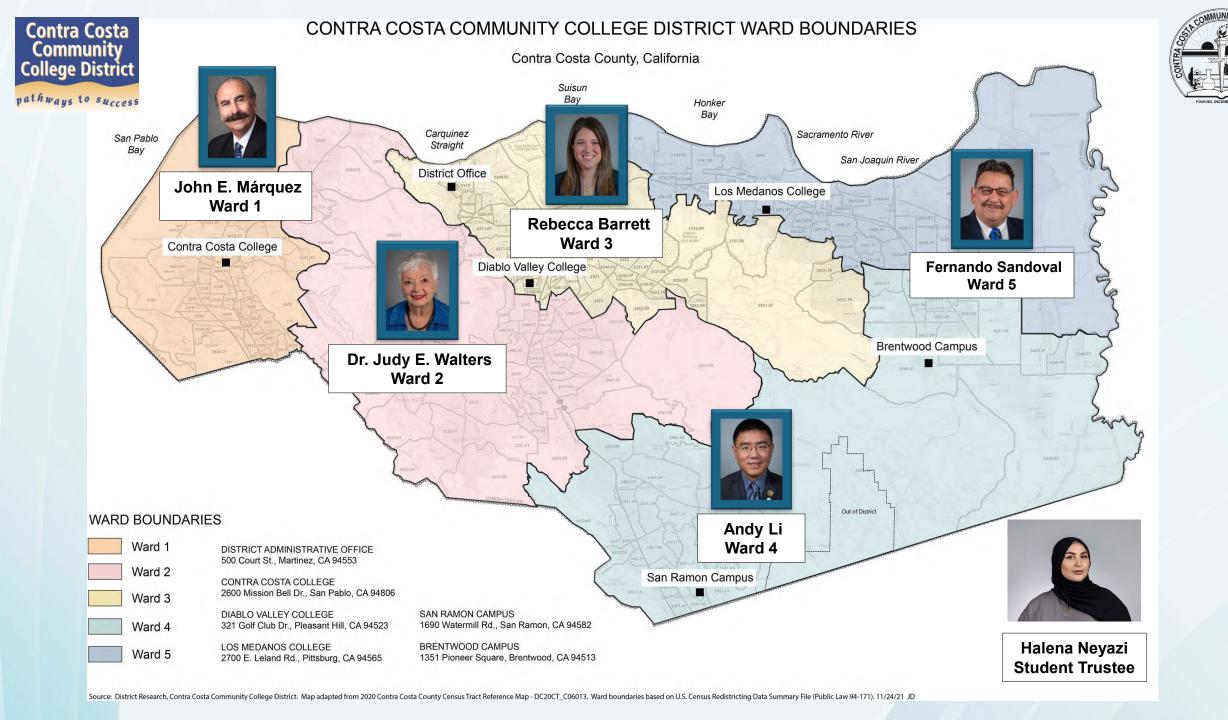
A few facts about us...

- Created in December 1948, the first countywide junior college district in the state
- Celebrating our 75 years as Contra Costa Community College District
- County population
 - 1949: Approx. 249K residents
 - 2024: Approx. 1.16M residents
- The District currently serves over 50,000 students annually





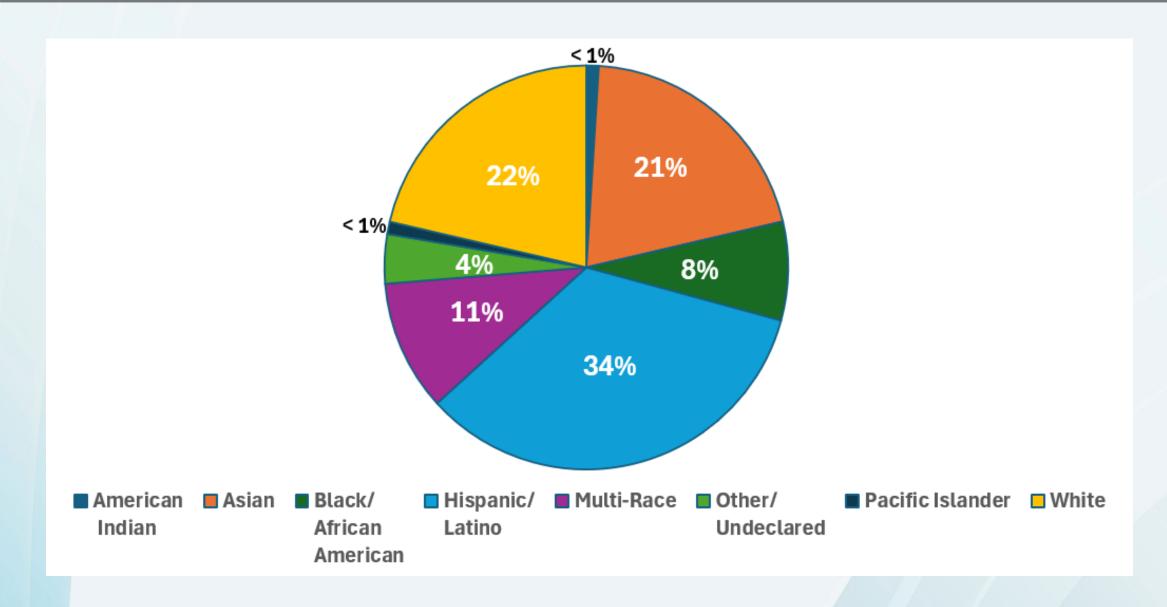






Who We Serve: 4CD Demographics

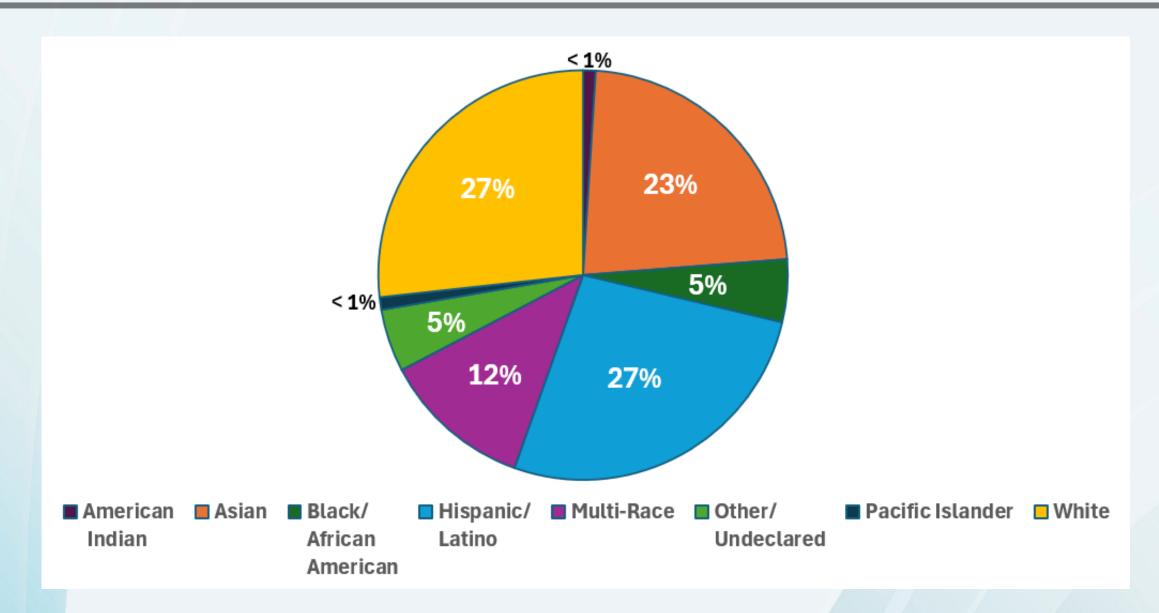






Who We Serve: DVC Demographics







What We Offer



- More than 220 associate degrees and 330 certificates
- 81 transfer pathways with guaranteed admission into California State Universities
- Career training and industry-recognized credentials
- Flexible schedules with day, evening, and weekend classes
- Online, in-person, and hybrid classes and programs



Our Commitment: Affordability and Access



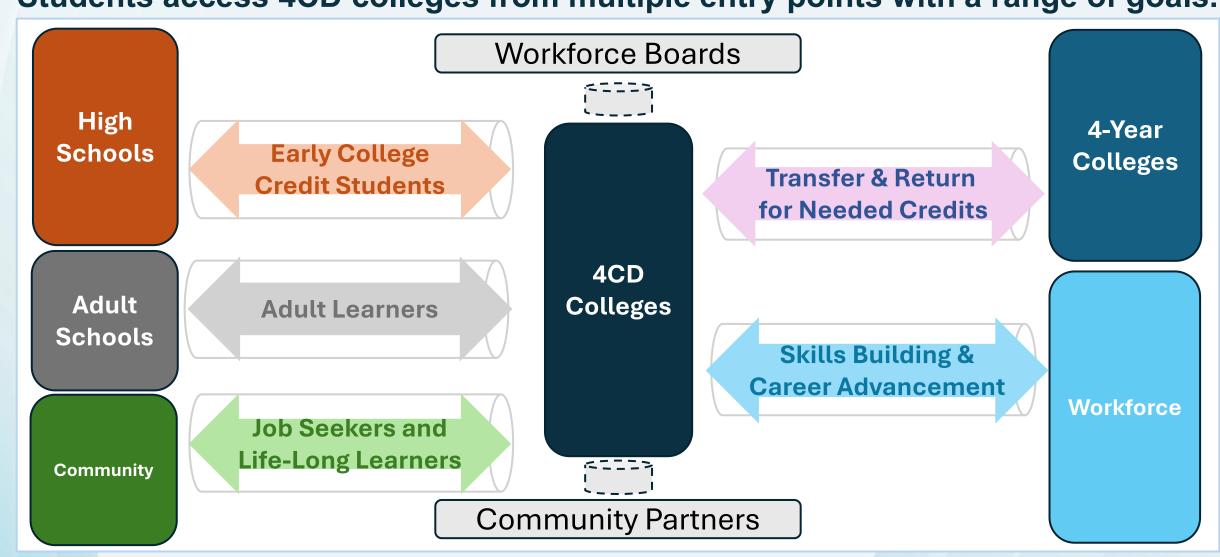
- FREE Tuition Programs
 - 20,712 students received FREE tuition in 2023-2024
- Classes with Reduced or No-Cost Textbooks
- Wellness Centers to Meet Basic Needs
 - Food Pantries
 - Online Mental and Health Services
 - Technology Loan Programs



4CD Colleges as the Educational Hub



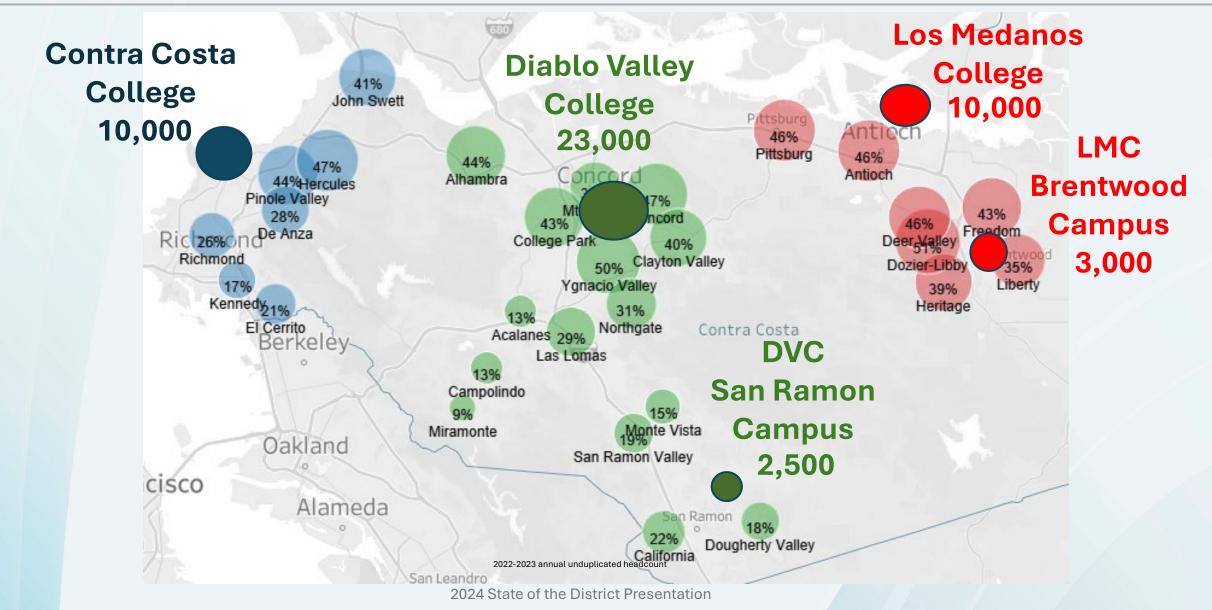
Students access 4CD colleges from multiple entry points with a range of goals.





Partnership Highlight: Local High Schools







Partnership Highlight: Transfer Institutions

























Funding Per Full-Time Equivalent Student

	22-23	23-24
K-12	\$18,665	\$20,158
CA Community Colleges	\$12,605	\$13,278
Cal State University	\$20,385	\$22,217
University of California	\$34,485	\$34,996



Bond Issuance & Financial Stewardship



- 2014 Measure E is approx. 95% spent. The final \$110 million authorization was sold in 2022
- Strong Bond Rating of AA+ (S&P) and Aa1 (Moody's) with a positive outlook affirmed in 2024
- The District refinanced prior bond sales (\$402M) as a measure of fiscal stewardship, successfully saving taxpayers \$44 million
- 4CD continues to monitor existing bonds for opportunities to save taxpayers money







Strong Fiscal Health: Financial Highlights



- Over \$463 million annual budget (includes Bond Measure funds)
- Board required reserve of at least two months of operating expenses
 - 2023-24 unrestricted reserves of \$70.4 million or 26.42% of expenditure budget
 - Continued clean audit findings for District operations and bond measures



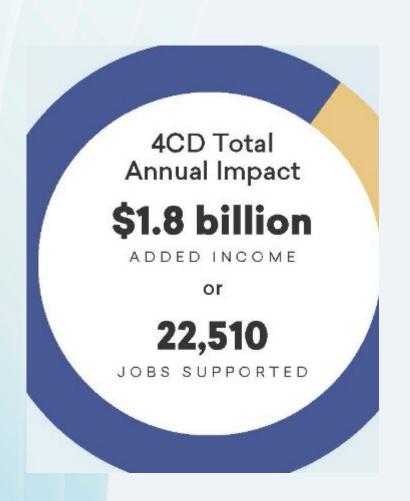


California's Community College System



- 2.1 Million Students across 116 Colleges Largest System of Public Higher Education in the Nation and the World
- 51% of CSU and 21% of UC graduates started at a community college
- More than 70% of California Community College Students are of ethnically diverse backgrounds

4CD Economic Impact







Q & A

