



SUBJECT: Amendments to the Brentwood Municipal Code to reflect changes in fire agencies names relating to fire emergencies.

DEPARTMENT: City Manager

STAFF: Melissa Ballesteros, Executive Assistant
Tim Ogden, City Manager

TITLE/RECOMMENDATION

Waive second reading and adopt Ordinance 1075 authorizing the replacement of "East Contra Costa County Fire Protection District" and other Districts with "Current fire services provider" from any applicable sections of the current municipal code.

These text amendments are exempt from the California Environmental Quality Act (CEQA), pursuant to Section 15061(b)(3) of the CEQA Guidelines, as it can be seen with certainty that there is no possibility that the Ordinance may have a significant effect on the environment.

FISCAL IMPACT

There is no fiscal impact associated with this item.

BACKGROUND

On July 1, 2022, the former East Contra Costa Fire Protection District (ECCFPD) merged with the Contra Costa County Fire Protection District. Due to this annexation, updates to the Brentwood Municipal Code are warranted, as references to the now obsolete ECCFPD are found throughout. In undertaking this work, staff also took the opportunity to make certain positions more general, and to avoid the need to make further amendments in the code, simply noting that the services are being provided by the "current fire services provider."

On April 16, 2024, Community Development staff requested the Planning Commission adopt Resolution No. 24-003, recommending that the City Council adopt an Ordinance to replace the words "Fire Chief", "Fire Marshal", "Fire Department", "Fire District", "East Diablo Fire Protection District", "East Contra Costa Fire Protection



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District”, and “Contra Costa County Fire District” with “current fire services provider” in any applicable sections of Title 17 (Zoning) of the Brentwood Municipal Code.

The attached ordinance includes not only those Title 17 amendments reviewed by the Commission, but also changes to Titles 2 (Administration and Personnel), 8 (Health and Safety), and 9 (Public Peace and Welfare).

On June 11, 2024, the City Council provided direction to update Section 2.36.020, as follows: The City Manager shall be appointed by the City Council solely on the basis of his/her executive and administrative qualifications and ability. Residence in the City of Brentwood shall not be required as a condition of employment. However, no later than one year after employment, the City Manager shall reside within the [area of the former](#) boundaries of the East Contra Costa Fire Protection District, as those boundaries existed on September 23, 2014. Upon the City Manager's showing of a good faith effort to relocate pursuant to this section, the City Council may, by motion, extend the one year relocation period. No member of the City Council shall receive such appointment during the term for which he/she shall have been elected or within one year after the expiration of his/her term of office. This change is reflected in the attached Ordinance.

CITY COUNCIL STRATEGIC INITIATIVE

Not Applicable.

PREVIOUS ACTION

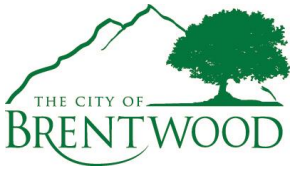
Previous Action is included on Attachment 1.

DATE OF NOTICE

The City of Brentwood published a public hearing notice in the [Brentwood Press](#) on May 31, 2024 for the first reading which was held on June 11, 2024.

ENVIRONMENTAL DETERMINATION

Not Applicable.



ALTERNATIVE OPTION(S)

Alternative Options to the Staff Recommendation:

1. Do not approve staff's recommendation.
2. Modify staff's recommendation based on legally defensible findings, including the proposed change in Section 2.36.020.
3. Continue item to a date certain with direction for staff to return with additional information.

ATTACHMENT(S)

1. Previous Action
2. CC Ordinance
3. Planning Commission Staff Report
4. Planning Commission Resolution No. 24-017