



CITY COUNCIL/SUCCESSOR AGENCY MINUTES

October 8, 2024, 7:00 p.m.

A. CALL TO ORDER & ROLL CALL

Mayor Bryant called the meeting to order at 7:05 p.m.

Roll Call found the following members present: Mendoza, Meyer, Oerlemans, and Mayor Bryant.

Council Member Pierson was absent.

B. PLEDGE OF ALLEGIANCE

Mayor Bryant led the Pledge of Allegiance.

C. PUBLIC COMMENTS

Mayor Bryant opened Public Comments.

Meghan Oliveria provided comments expressing the concerns and negative impacts of the ongoing employee labor negotiations and the classification and compensation study.

Danny Dorhmann provided comments regarding virtual public comments and requested the City introduce an ordinance to ban autonomous vehicles in Brentwood.

Antonio Fagundes provided comments regarding traffic and safety concerns at Empire Avenue and Amber Lane.

Carolina Villaseca provided comments regarding traffic and safety concerns at Empire Avenue and Amber Lane.

J. Walker provided comments regarding High Road leaders and stated her support for Gerald Johnson, Faye Maloney, and Brian Oftedal for City Council.

There being no one else wishing to speak, Mayor Bryant closed Public Comments.

D. PRESENTATIONS

There were no presentations.

E. INFORMATIONAL REPORTS FROM COUNCIL MEMBERS, COMMITTEES, LIAISONS, AND STAFF

Council Member Oerlemans reported on attendance at a Tri Delta Transit meeting, American Public Transportation Association (APTA) Conference in

Anaheim, Farmers Market, a Chamber of Commerce ribbon cutting, and a tour at City Hall with Krey Elementary Third Grade students.

Vice Mayor Meyer reported on attendance on a tour at City Hall with Krey Elementary Third Grade students, a webinar with Bay Area News Group on the housing crisis, and the Mayors Conference.

Council Member Mendoza reported on attendance at a tobacco enforcement seminar, a tour at City Hall with Krey Elementary Third Grade students, LMC Fundraiser for TEACH, watched Brown Act and legislative, and a Moms of Brentwood (MOB) meeting.

Mayor reported on attendance at a Tri Delta Transit meeting.

F. CONSENT CALENDAR

Moved by: Jovita Mendoza, Council Member

Seconded by: Susannah Meyer, Vice Mayor

Adopted the Consent Calendar as recommended by staff.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Tony Oerlemans, Council Member, and Joel Bryant, Mayor

Absent (1): Pa'tanisha Pierson, Council Member

Motion Approved (4 to 0)

F.1 A Proclamation Proclaiming October 14, 2024, as Indigenous Peoples' Day

F.2 Approve and authorize the City Manager or designee to execute necessary documents to purchase Toro DXi Central Control System Irrigation Controllers from SiteOne Landscape Supply; and amend the Operating Budget and CIP.

Adopted Resolution 2024-104 1) approving and authorizing the City Manager or his designee to execute necessary documents to purchase Toro DXi Central Control System Irrigation Controllers for the Irrigation Controllers, CIP Project No. 352-52451, from SiteOne Landscape Supply in an amount not to exceed \$280,852 in FY 2024/25, \$274,155 plus a funding authorization contingency amount of \$25,210 for a not to exceed funding authorization amount of \$299,365 in FY 2025/26, \$288,132 plus a funding authorization contingency amount of \$55,639 for a not to exceed funding authorization amount of \$343,771 in FY 2026/27, for a grand total not to exceed spending authority of \$923,988 for the project; 2) amending the 2024/25 - 2025/26 Operating Budget for the associated funding transfers; and 3) amending the 2024/25 - 2028/29 Capital Improvement Program (CIP).

- F.3 Award a Contract for the Windsor Way Park Playground Replacement and amend the 2024/25 – 2028/29 Capital Improvement Program and 2024/25 Operating Budget

Adopted Resolution 2024-105 1) approving the purchase and installation of playground equipment for Windsor Way Park, and authorizing the City Manager or his designee to execute a contract, in substantial conformance with the attached draft (and any necessary documents) in the amount of \$213,611.00, plus funding authorization for a 10% contingency amount of \$21,361.10, for a total spending authorization not to exceed amount of \$234,972.10 with Yosso Group Inc., dba Specified Play Equipment Co. (SPEC) for the Windsor Way Park Playground Replacement, CIP Project No. 352-52452, 2) amending the 2024/25 – 2028/29 Capital Improvement Program, and 3) amending the 2024/25 Operating Budget for the associated project funding transfer.

- F.4 Purchase one new solid waste collection truck, and authorize the City Manager or designee to execute any necessary documents in a total amount not to exceed \$479,000

Adopted Resolution 2024-106 approving the purchase of one new collection truck, a Wittke front load truck, for the Solid Waste Division from Arata Equipment Company in San Carlos, CA; and authorizing the City Manager or designee to execute any necessary documents in an amount not to exceed \$479,000.

- F.5 Resolution to approve and authorize the City Manager to execute necessary documents to purchase police vehicle equipment for the outfitting of emergency vehicles with Strommel Inc., dba LEHR Auto Electric for a total not to exceed \$155,984

Adopted Resolution 2024-107 approving and authorizing the City Manager or designee to execute necessary documents with Stommel Inc., dba LEHR Auto Electric for a total not to exceed amount of \$155,984.05 for fiscal year 2024/25 for the purchase of police vehicle equipment required for the outfitting of police vehicles.

- F.6 An agreement with W.M. Lyles Co. for SCADA System Upgrade Services for the Water and Wastewater SCADA System Upgrade, CIP Project No. 562-56402 and an amendment to the 2024/25 Operating Budget

Adopted Resolution 2024-108 authorizing the City Manager or designee to execute an agreement and necessary documents for SCADA System Upgrade Services for the Water and Wastewater Supervisory Control and Data Acquisition (SCADA) System Upgrade, CIP Project No. 562-56402 in the amount of \$1,785,125, plus funding authorization for a 15% contingency of \$267,769, for a total not to exceed funding authorization amount of \$2,052,894 with W.M. Lyles Co.; 2) amending the 2024/25 – 2028/29 CIP to increase the Water

and Wastewater SCADA System Upgrade project sheet by \$1,258,917 for a total project cost not to exceed \$4,949,917; and 3) amending the 2024/25 Operating Budget for the associated project funding transfers.

- F.7 An Agreement with The Shalleck Collaborative, Inc. for City Facility Audiovisual System for Design and Consulting services for the City Facility Audiovisual System Upgrade, CIP Project No. 337-37259

Adopted Resolution 2024-109 approving and authorizing the City Manager or designee to execute an Agreement for City Facility Audiovisual ("AV") System Design and Consulting Services for the City Facility Audiovisual System Upgrade, CIP Project No. 337-37259 ("Project") in the amount of \$86,700, plus funding authorization for a 5% contingency of \$4,335, for a total not to exceed funding authorization amount of \$91,035, with The Shalleck Collaborative, Inc.

G. PUBLIC HEARINGS

- G.1 Consideration of Fifth Amendment to Joint Exercise of Powers Agreement for East Contra Costa Regional Fee and Financing Authority and East Contra Costa Regional Fee Program 2024 Update Report

Allen Baquilar, Director of Engineering, presented the item.

Mayor Bryant opened the Public Hearing.

Danny Dorhmann spoke in opposition of the item.

There being no one else wishing to speak, it was moved/seconded by Mendoza/Meyer to close the public hearing and the motion carried unanimously.

Moved by: Jovita Mendoza, Council Member

Seconded by: Susannah Meyer, Vice Mayor

Adopted Resolution 2024-110 (1) approving and authorizing the City Manager, or designee, to execute a Fifth Amendment to Joint Exercise of Powers Agreement ("JEPA") for the East Contra Costa Regional Fee and Financing Authority ("ECCRFFA") and (2) approving and adopting the East Contra Costa Regional Fee Program 2024 Update Report.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Tony Oerlemans, Council Member, and Joel Bryant, Mayor

Absent (1): Pa'tanisha Pierson, Council Member

Motion Approved (4 to 0)

- G.2 Waive the first reading and introduce an ordinance approving a Zoning Text Amendment (RZ 24-007) to the Brentwood Municipal Code to update Section 17.800.009(A)(2) to increase the notification radius for public hearing items from 300 feet to 1,000 feet

Jennifer Hagen, Senior Planner, presented the item.

Mayor Bryant opened the Public Hearing.

There being no one to speak on the item, it was moved/seconded by Meyer/Mendoza to close the Public Hearing and the motion carried unanimously.

City Clerk read the Ordinance title into the record.

Moved by: Joel Bryant, Mayor

Seconded by: Susannah Meyer, Vice Mayor

Introduced and waived the first reading of Ordinance 1076 approving an amendment (RZ 24-007) to the Brentwood Municipal Code, amending Section 17.800.009(A)(2) to increase the notification radius for public hearing items from 300 feet to 1,000 feet.

The proposed permanent ordinance is not an action subject to the California Environmental Quality Act (CEQA), as the action has no potential for resulting in physical change to the environment. (14 Cal. Code. Regs. § 15358.) Further, adoption of the permanent ordinance is exempt under CEQA because it will not cause a change in any of the physical conditions within the area affected by the ordinances. (14 Cal. Code Regs. § 15061(b)(3).)

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Tony Oerlemans, Council Member, and Joel Bryant, Mayor

Absent (1): Pa'tanisha Pierson, Council Member

Motion Approved (4 to 0)

H. BUSINESS ITEMS

- H.1 Waive the first reading and introduce an ordinance approving a modification to the Brentwood Municipal Code to allow Pad-Mounted Transformers within Development Projects

Allen Baquilar, Director of Engineering, presented the item.

Mayor Bryant opened the public comment period.

Danny Dohrmann spoke in opposition of the item.

There being no one else wishing to speak in the item, Mayor Bryant closed the public comment period.

City Clerk read the Ordinance title into the record.

Moved by: Jovita Mendoza, Council Member

Seconded by: Susannah Meyer, Vice Mayor

Introduced and waived the first reading of Ordinance 1077 to amend Brentwood Municipal Code Section 16.120.120, allowing Permittees to install pad-mounted transformers within development projects in certain circumstances, while the City monitors the nationwide supply chain issues related to underground transformers, to be reassessed in 2025.

The proposed permanent ordinance is not an action subject to the California Environmental Quality Act (CEQA), as the action has no potential for resulting in physical change to the environment. (14 Cal. Code. Regs. § 15358.) Further, adoption of the permanent ordinance is exempt under CEQA because it will not cause a change in any of the physical conditions within the area affected by the ordinances. (14 Cal. Code Regs. § 15061(b)(3).)

Ayes (3): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, and Joel Bryant, Mayor

Noes (1): Tony Oerlemans, Council Member

Absent (1): Pa'tanisha Pierson, Council Member

Motion Approved (3 to 1)

I. REQUEST FOR FUTURE AGENDA ITEMS - NEW REQUEST(S)

Council Member Mendoza requested 2001 Shady Willow Lane be removed from the list of surplus land to be designated as a park.

Council Member Mendoza requested the City Council consider an objective design standard regarding shade ratios at new parks and that the City Council consider adding additional shade at existing parks.

Vice Mayor Meyer requested the City Council consider using Ag-Enterprise and/or Art Enterprise funds towards the Interpretive Center at the John Marsh House.

J. REQUESTED FUTURE AGENDA ITEM(S)

J.1 A request from Council Member Mendoza requesting staff hold a townhall related to permitting and business license processes

Council Member Mendoza presented the item.

Mayor Bryant opened the public comment period.

Denise Duran spoke in favor of the item.

There being no one else wishing to speak, Mayor Bryant closed the public comment period.

Moved by: Jovita Mendoza, Council Member

Seconded by: Susannah Meyer, Vice Mayor

The City Council, by motion, directed staff to spend time and money on the item.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Tony Oerlemans, Council Member, and Joel Bryant, Mayor

Absent (1): Pa'tanisha Pierson, Council Member

Motion Approved (4 to 0)

K. ADJOURNMENT

It was moved/seconded by Mendoza/Meyer to adjourn the meeting at 8:29 p.m. and the motion carried unanimously.