



CITY COUNCIL/SUCCESSOR AGENCY MINUTES

October 22, 2024, 7:00 p.m.

A. CALL TO ORDER & ROLL CALL

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

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

B. PLEDGE OF ALLEGIANCE

Vice Mayor Meyer led the Pledge of Allegiance.

C. PUBLIC COMMENTS

Vice Mayor Meyer opened Public Comments.

Written public comments were received from Father Robert Rien regarding an election flyer mailed out to the citizens of Brentwood by Council Member Mendoza and an Anonymous author submitted an email regarding employee labor negotiations.

Danny Dohrmann provided public comments in support of City Council candidates and additional comments regarding the national election.

Gary Parenti, Jaylene Walker, and Gail Knight provided comments regarding employee labor negotiations.

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

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

Council Member Oerlemans reported on attendance at Downtown Brentwood Coalition's Octoberfest, Police Activities League (PAL) board meeting, City Council Closed Session, Digs and Rigs event by the Rotarians, Grand Opening at Athletic Edge, watched the Planning Commission meeting and the City Council Candidate forum, and re-watched Land Use and Development Subcommittee (LUD) from May 29, 2024.

Council Member Pierson reported on attendance at the school dedication of Isaac Montanez, City Council Closed Session, the League of California Cities conference in Long Beach, and watched the Planning Commission meeting.

Council Member Mendoza reported on attendance at Octoberfest, City Council Closed Session, meet and great with Deer Ridge residents, Cal Cities Conference, watched the Planning Commission meeting

Vice Mayor Meyer reported on attendance at a Summerset IV town hall, Octoberfest, Cal Cities Conference, City Council Closed Session, Durga Puja event recognizing Mukhtangan and their woman-led nonprofit, and watched the Planning Commission meeting.

E. CONSENT CALENDAR

Vice Mayor Meyer pulled Item E.12 to be heard separately from the Consent Calendar.

The City Clerk read the title of Ordinance 1076 into the record.

Moved by: Jovita Mendoza, Council Member

Seconded by: Susannah Meyer, Vice Mayor

Adopted the Consent Calendar as recommended by staff, excluding Item E.12.

Ayes (5): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, Tony Oerlemans, Council Member, and Joel Bryant, Mayor

Motion Approved (5 to 0)

- E.1 A Proclamation Proclaiming October as All Abilities Month
- E.2 A Proclamation Proclaiming October 24, 2024, as World Polio Day
- E.3 A Proclamation Proclaiming November as Pancreatic Cancer Awareness Month
- E.4 A Proclamation Proclaiming November as American Diabetes Month
- E.5 A Proclamation Proclaiming November as Native American Heritage Month
- E.6 A Proclamation Proclaiming November 6, 2024, as Shelter in Place Education Day
- E.7 A Proclamation Proclaiming November 11, 2024, as Veterans Day
- E.8 Notice of Completion for work performed by National Aquatic Services, Inc. for the Deer Ridge Frontage Landscaping Improvements Project – Fountain Retrofit, CIP Project No. 352-52440

Adopted Resolution 2024-115 accepting the work performed by National Aquatic Services, Inc. for the Deer Ridge Frontage Landscaping Improvements Project – Fountain Retrofit, CIP Project No. 352-52440 and File a Notice of Completion with the County Recorder.

- E.9 Second Reading of a Zoning Text Amendment (RZ24-007) 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

Waived the second reading of and adopted Ordinance No. 1076, approving an amendment (Rezone No. 24-007) to the Brentwood Municipal Code amending Section 17.800.009(A)(2) of the Brentwood Municipal Code to increase the notification radius for public hearing items from 300 feet to 1,000 feet.

- E.10 Informational Report on Final Map of Subdivision No. 9610, Trumark Trailside, developed by TH Apricot Way Brentwood, LLC

Received an Informational Report on Final Map approval by the City Manager of Subdivision No. 9610, Trumark Trailside, developed by TH Apricot Way Brentwood, LLC located at 1777 Apricot Way (APN's 019-092-013 and 019-092-034).

- E.11 Purchase one new replacement Street Sweeper, and authorize the City Manager or designee to execute any necessary documents in a total amount not to exceed \$431,520 and amend the 2024/25 Operating Budget

Adopted Resolution 2024-112 approving the purchase of one new replacement Schwarze A9 Monsoon street sweeper for the Streets Maintenance Division from Municipal Maintenance Equipment, Inc. in Sacramento, CA; authorizing the City Manager or designee to execute any necessary documents in an amount not to exceed \$431,520; and amending the 2024/25 Vehicle and Equipment Replacement Fund budget by \$96,033.

- E.12 2025 Public Art and Design Academy Project

PADA Students presented the 2024-2025 Public Arts Design Academy Project.

Moved by: Jovita Mendoza, Council Member

Seconded by: Tony Oerlemans, Council Member

Adopted Resolution 2024-113 1) approving a Memorandum of Understanding ("MOU") between the City of Brentwood ("City") and Liberty Union High School District ("District") regarding the Public Art and Design Academy ("PADA") in the amount of \$18,630 2) amending FY 2024/25 or the FY 2025/26 Operating Budget, by increasing the Public Art Acquisition Fund by \$23,630 for the cost to build the artwork and for transportation and installation of the project and 3) authorizing the City Manager or designee to execute the MOU and make minor non-substantive revisions to it, in consultation with the City Attorney.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

City Council recessed at 8:01 p.m. and reconvened in open session at 8:07p.m

F. PUBLIC HEARINGS

- F.1 Adoption of Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the Solid Waste Organics Diversion Project

Casey Wichert, Director of Public Works, presented the item.

Vice Mayor Meyer opened the public hearing.

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

Moved by: Pa'tanisha Pierson, Council Member

Seconded by: Jovita Mendoza, Council Member

Adopted Resolution 2024-114 adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the Solid Waste Organics Diversion Project, CIP Project No. 542-54021

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

- F.2 An amendment to the Brentwood Municipal Code to update Chapter 5.68 (Mobile Vending) to establish new mobile vending regulations and an amendment to Chapter 17.850 (Temporary Use Permits) to add regulations related to Long-Term Mobile Vending Facilities

Moved by: Pa'tanisha Pierson, Council Member

Seconded by: Susannah Meyer, Vice Mayor

The City Council, by motion, continued the item to a date uncertain.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

G. BUSINESS ITEMS

- G.1 Second Reading of an Ordinance Implementing a Modification to the Brentwood Municipal Code to allow Pad-Mounted Transformers within Development Projects

Allen Baquilar, Director of Engineering, presented the item.

Vice Mayor Meyer opened the public comment period.

Danny Dohrmann spoke in opposition of Pad-mounted transformers.

Rod Flohr spoke in opposition of Pad-mounted transformers.

Greg Robinson spoke in support of the item.

Antonio Xavier spoke in support of public safety.

Melissa van Ruiten spoke in opposition of Pad-mounted transformers.

There being no one else wishing to speak on the item, Vice Mayor Meyer closed the public comment period.

Adopted Ordinance No. 1077 of the City Council of the City of Brentwood, approving a modification to 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.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

- G.2 Receive update and provide direction on ongoing implementation of action items from the General Plan's Conservation and Open Space Element

Erik Nolthenius, Planning Manager, presented the item.

Vice Mayor Meyer opened the public comment period.

Rod Flohr inquired on the estimated costs presented.

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

Moved by: Susannah Meyer, Vice Mayor

Seconded by: Pa'tanisha Pierson, Council Member

The City Council, by motion, received an update and provided the following direction on implementation of action items from the General Plan's Conservation and Open Space Element:

Move forward with Action COS 3c and Action COS 4f and to wait on Action COS 6b.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

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

There were no new requests for future agenda items.

I. REQUESTED FUTURE AGENDA ITEM(S)

- I.1 Planning Commission request regarding establishment of pervious surface requirements or guidelines for new projects

Erik Nolthenius, Planning Manager, presented the item.

Vice Mayor Meyer opened the public comment period.

There being no one wishing to speak, Vice Mayor Meyer closed the public comment period.

Moved by: Jovita Mendoza, Council Member

Seconded by: Tony Oerlemans, Council Member

The City Council, by motion, directed staff to not spend time or resources on this request.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

- I.2 Planning Commission request regarding standards and methodology for Vehicle Miles Traveled (VMT)

Erik Nolthenius, Planning Manager, presented the item.

Vice Mayor Meyer opened the public comment period.

There being no one wishing to speak, Vice Mayor Meyer closed the public comment period.

Moved by: Pa'tanisha Pierson, Council Member
Seconded by: Jovita Mendoza, Council Member

The City Council, by motion, directed staff to bring back additional information as to the process for the City to create a city specific VMT standard with costs associated, including staff time.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

- I.3 A request from Council Member Mendoza to remove 2001 Shady Willow Lane from the list of surplus land to become a park

Council Member Mendoza presented the item.

Vice Mayor Meyer opened the public comment period.

Melissa van Ruiten spoke in support of this item.

Rod Flohr spoke in support of this item.

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

Moved by: Pa'tanisha Pierson, Council Member
Seconded by: Jovita Mendoza, Council Member

The City Council, by motion, directed staff to spend time and resources on this item.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

- I.4 A request from Council Member Mendoza requesting the City Council consider an objective design standard regarding shade ratios at new parks

Council Member Mendoza presented the item.

Vice Mayor Meyer opened the public comment period.

There being no one wishing to speak, Vice Mayor Meyer 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 take the item to the Park and Recreation Commission to review and to provide recommendations to the City Council.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

- I.5 A request from Council Member Mendoza requesting the City Council consider adding additional shade at existing parks

Council Member Mendoza presented the item.

Vice Mayor Meyer opened the public comment period.

There being no one wishing to speak, Vice Mayor Meyer closed the public comment period.

Moved by: Pa'tanisha Pierson, Council Member

Seconded by: Jovita Mendoza, Council Member

The City Council, by motion, directed staff to take the item to the Park and Recreation Commission to review and to provide recommendations to the City Council.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

- I.6 A request from Vice Mayor Meyer requesting the consideration of using Ag-Enterprise and/or Art Enterprise funds for John Marsh House

Vice Mayor Meyer presented the item.

Vice Mayor Meyer opened the public comment period.

Jessica Enos submitted a written public comment requesting the item be brought to the Ag-Enterprise.

Barry Margesson submitted a written public comment in support of the requested item.

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

Moved by: Susannah Meyer, Vice Mayor

Seconded by: Jovita Mendoza, Council Member

The City Council, by motion, directed staff to work with the John Marsh Historic Trust for an understanding of the visuals and further descriptions of the project; that the Art Enterprise discussion go to the Art Commission; and that the Ag-Enterprise discussion to go to the Ag-Enterprise Committee.

Ayes (4): Jovita Mendoza, Council Member, Susannah Meyer, Vice Mayor, Pa'tanisha Pierson, Council Member, and Tony Oerlemans, Council Member

Absent (1): Joel Bryant, Mayor

Motion Approved (4 to 0)

J. ADJOURNMENT

It was moved/seconded by Pierson/Meyer to adjourn the meeting at 10:02 p.m. and the motion carried unanimously.