

**Minutes of the Regular Joint Meeting of the Oakley City Council/
Oakley City Council Acting as the Successor Agency to the Oakley
Redevelopment and Special Meeting of the Oakley Public Financing Authority
held
Tuesday, February 28, 2017**

1.0 OPENING MATTERS

***Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley
Redevelopment Agency/Oakley Public Financing Authority***

**1.1 Call to Order and Roll Call of the Oakley City Council/Oakley City Council Acting as
the Successor Agency to the Oakley Redevelopment Agency/Oakley Public
Financing Authority**

Mayor Sue Higgins called the meeting to order at 6:30pm in the Oakley City Council Chambers located at 3231 Main Street, Oakley, California. In addition to Mayor Sue Higgins, Vice Mayor Randy Pope and Councilmembers Doug Hardcastle, Claire Alaura and Kevin Romick were present.

1.2 Pledge of Allegiance to the Flag led by Bella Beltram, Student at Almond Grove School

Almond Grove Student Bella Beltram led the Pledge of Allegiance.

The City Council thanked her.

Prior to hearing Item 3.1, Mayor Higgins called upon City Attorney Derek Cole.

City Attorney Derek Cole requested the City Council hear two "off-agenda" items. He explained the Ralph M. Brown Act provides that if a closed session matter arises after the agenda has been posted and a need exists for immediate action, the City Council, by a two-third vote, can hear the item.

Mr. Cole mentioned the first item involves the City's purchase of the former Ace building which is in dispute; notification was received Monday from the property owner which requires an immediate response for settlement negotiations before the next meeting date of the City Council.

It was moved by Councilmember Romick and seconded by Councilmember Hardcastle to approve hearing the item. Motion was unanimous and so ordered. (5-0)

Mr. Cole mentioned the second item involves work the City would like to commence on the Ghilarducci property; the City received correspondence after the agenda was posted affirming that the City needs to move quickly to perform work to avoid damage to surrounding properties which must begin before the next meeting date of the City Council.

It was moved by Councilmember Romick and seconded by Councilmember Hardcastle to approve hearing the item. Motion was unanimous and so ordered. (5-0)

1.3 Update from the Contra Costa Library Commission (Arnold Fitzpatrick, Jr., Appointee)

Contra Costa Appointee Arnold Fitzpatrick, Jr. provided an update including information regarding the new library administration location, the need for a library commission alternate, proposed legislation (SCA 3-Dodd), and State funding for libraries.

Mayor Higgins inquired how many meetings are held each year.

Mr. Fitzpatrick responded that six meetings are held each year, every other month, and an ad-hoc committee has been formed to accomplish work that is unable to get done between such few meetings.

Councilmember Hardcastle requested clarification on the amount of State funding for libraries.

Mr. Fitzpatrick replied that the amount is \$3.1 million.

The City Council thanked Mr. Fitzpatrick for the update.

1.4 Update from the Oakley Library (Andrea Freyler, Library Manager)

Oakley Library Manager Andrea Freyler provided an update including information regarding Library programs such as Lego Creators Club, Game Night, Storytime, drop-in computer and eBook assistance, Teen Haven, table top activities, Contra Costa Reads!, Kindergarten Countdown (pilot program), S.T.E.A.M., and Insiders program to encourage adults with developmental disabilities to become comfortable using the library.

Mayor Higgins inquired when the next maker faire will be held.

Ms. Freyler responded that the maker faire will be held in the summer, but due to space constraints it may not be as big of an event as in other locations.

Councilmember Alaura inquired if registration is available for S.T.E.A.M.

Ms. Freyler indicated that the Library would not offer pre-registration but those who show up will have something fun to do.

The City Council thanked Ms. Freyler for the update.

2.0 PUBLIC COMMENTS

Public Comment Cards

None.

Online Comment Forms

None.

3.0 CONSENT CALENDAR

Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency/Oakley Public Financing Authority

- 3.1 Approve the Minutes of the Regular Joint Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency/Oakley Public Financing Authority Meeting held February 14, 2017 (Libby Vreonis, City Clerk)**

Oakley City Council

- 3.2 Accept Report Out of Closed Session Memo (William Galstan, Special Counsel)**
- 3.3 Adopt a Resolution Renaming Two Street Segments at the Intersections of Neroly Road, Live Oak Avenue and Laurel Road (Kevin Rohani, Director of Public Works/City Engineer)**

Public Comment Cards

None.

Online Comment Forms

None.

It was moved by Councilmember Romick and seconded by Councilmember Alaura to approve the Consent Calendar. Motion was unanimous and so ordered. (5-0)

4.0 PUBLIC HEARINGS

Oakley City Council

4.1 Villa Grove Subdivision 8807 Tentative Map Extension (TME 01-17) A request to extend the Tentative Map approval for an additional three years. (Ken Strelo, Senior Planner)

Senior Planner Ken Strelo presented the staff report.

Councilmember Alaura inquired how many other projects Discovery Builders currently has in Oakley and outside of the area.

Mr. Strelo responded that he does not know what project Discovery Builders has outside of Oakley; however, in addition to the two projects (Villa Grove and Rosewood) on the agenda this evening, he is aware of three other projects Discovery Builders is working on in Oakley (Aspen Place, Aspen Lane and Duarte Ranch) which should break ground this year. He mentioned he can follow up after the meeting and provide a list to the City Council of any additional projects of which Discovery Builders has entitlements in Oakley.

Public Comment Cards

None.

Online Comment Forms

None.

It was moved by Councilmember Romick and seconded by Councilmember Hardcastle to adopt the resolution. Motion was unanimous and so ordered. (5-0)

4.2 Rosewood Subdivision 8787 Tentative Map Extension (TME 02-17) A request to extend the Tentative Map approval for an additional three years. (Ken Strelo, Senior Planner)

Senior Planner Ken Strelo presented the staff report.

The City Council had no questions or comments.

Public Comment Cards

None.

Online Comment Forms

None.

It was moved by Vice Mayor Pope and seconded by Councilmember Hardcastle to adopt the resolution. Motion was unanimous and so ordered. (5-0)

**4.3 Brownstone Subdivision 8803 Tentative Map Extension (TME 03-17)
A request to extend the Tentative Map approval for an additional three years. (Ken Strelo, Senior Planner)**

Senior Planner Ken Strelo presented the staff report. He mentioned a type error will be corrected on page 1 of the resolution in the paragraph beginning with the 4th "WHEREAS" to reflect the Brownstone Subdivision rather than Rosewood Subdivision. He mentioned he received a comment letter requesting additional disclosure for lots 22-44 and the applicant has agreed. He also mentioned staff recommends the standard language be adopted rather than the suggested language for the disclosure. He added an 8-foot wall was requested in the letter but a 6-foot masonry wall was approved which meets CEQA standards; an 8-foot wall is typically used when commercial construction is built next to residential; here, residential is being proposed next to commercial. He explained that staff is not supportive of an 8-foot wall and the applicant would have to approve it since the tentative map has already been approved.

Vice Mayor Pope inquired what the commercial use is on the adjacent property.

Mr. Strelo explained it consists of an HVAC shop and other businesses, but the property could probably provide more detail.

Public Comment Cards

John Peterson, on behalf of Clyde Miles Construction Company, mentioned he is available to answer any questions of the City Council.

Frank Favalora submitted a speaker card but did not comment.

Juli Del Barba Favalora commented that she owns property adjacent to the subdivision site and when the project was initially proposed she addressed concern with drainage across her property and she would like to see a stronger fence in place than a "good neighbor fence" as she has horses and vineyards located on her property which will abut the backyard fences of homes to be built. She mentioned she wants the City Council to be aware of the significant impact these items can have on her property.

Ron Sudweeks, General Manager of Sudweeks, LLC, commented he owns the building next to the proposed project site and his tenants are involved in excavation, metal fabrication, HVAC and bakery supply which produce noise. He expressed concern with future residents complaining about the noise and explained he wants to be a good neighbor. He requested that his business be protected so that his tenants are not placed out of business from any future noise complaints. He proposed an 8-foot (from top grade) masonry wall to help mitigate any noise.

Online Comment Forms

None.

Councilmember Romick asked what hours the tenants at Mr. Sudweek's building operate business.

Mr. Sudweeks explained they generally conduct business 8am-5pm; however, there are trucks coming to and from the property and other work that sometimes extends earlier or later.

Councilmember Romick commented that he understands the concerns, but he believes the language provides sufficient notification "as-is"; the tenants are not making noise all night long.

Councilmember Pope inquired about the bakery supply tenant's business hours.

Mr. Sudweeks confirmed the tenant generally has the same standard business hours.

Mayor Higgins inquired if the City Council is only approving the extension of the tentative map, not the change in drainage or other items already approved.

Mr. Strelo confirmed that the only item the City Council is considering is the extension of the tentative map. He explained unless there is new information that would impact the health, safety and welfare of the public, no changes would be allowed to the map already approved.

Mayor Higgins inquired when a good time to address drainage issues would occur.

Mr. Strelo explained the drainage was already addressed February 12, 2007 when the City Council approved the map.

Councilmember Pope inquired if the 6-foot fence from the highest grade was addressed in the existing plan.

Mr. Strelo explained the requirements are in the Oakley Municipal Code and the fence is measured from the highest grade.

Councilmember Romick requested clarification that staff's recommendation is to notify neighbors without new language in the notice and to keep the wall at 6 feet.

Mr. Strelo confirmed that is staff's recommendation.

Councilmember Alaura commented she approves the 6 foot wall as long as it is set from the highest grade. She asked for a legal opinion regarding whether or not the builder must agree for the wall height to be increased.

City Attorney Derek Cole explained that the builder receives vested rights when the tentative map is approved; therefore, if the 6-foot wall was approved when the tentative map was approved, the builder would have to agree for the wall height to be increased. He added that the City cannot impose additional conditions unless a new issue arises regarding the health, safety and welfare of the public.

Vice Mayor Pope expressed that he would encourage the applicant to consider an 8-foot wall to be a good neighbor and it would likely also appeal to prospective purchasers of homes in the proposed development.

It was moved by Councilmember Hardcastle and seconded by Councilmember Romick to adopt the resolution as amended. Motion was unanimous and so ordered. (5-0)

5.0 REGULAR CALENDAR

Oakley City Council

5.1 Award of Construction Contract to Ghilotti Bros. Inc. for the Main Street Downtown Improvements Project (Second Street to Fifth Street)—Capital Improvement Project Number 165B (Kevin Rohani, Director of Public Works/City Engineer)

Director of Public Works/City Engineer Kevin Rohani presented the staff report.

Vice Mayor Pope commented the work will provide a beautiful addition to Oakley's Downtown when complete. He commented that traffic is congested in the Downtown during good conditions and asked Mr. Rohani to share traffic management plans during construction.

Mr. Rohani assured the City Council that staff is working to minimize traffic inconvenience by scheduling work on medians at night, providing a detour route, working on the project in sections and working with businesses to reduce construction impact. He commented staff wants to ensure the safety of the public as well as the construction workers.

Councilmember Hardcastle inquired if there will always be two lanes open during construction.

Mr. Rohani responded that there will always be two lanes open; however, there will be road closures at night in which traffic will be detoured.

Councilmember Hardcastle inquired if drivers will be able to make a U-turn at Main Street and O'Hara Avenue to access businesses such as the chiropractic office and Scheer's electronic store.

Mr. Rohani explained that drivers will not be able to make a U-turn at that intersection, but if they drive further east on Main Street, they can make a U-turn past Second Street.

Councilmember Hardcastle expressed concern that drivers trying to access those businesses would be caught in traffic in both directions.

City Manager Bryan Montgomery explained that a parking lot is being constructed on the lot behind the chiropractic office, Scheer's and other businesses; drivers will be able to turn left onto Norcross to access the parking lot and businesses.

Councilmember Alaura commented she is excited to see the project and appreciates staff's efforts. She requested notices be provided to the schools for children to take home so parents are aware of possible heavier traffic during construction.

Mr. Rohani responded that staff is working on the notices and will hand-deliver notice to the schools, place information online, and place notice on electronic message boards. He commented the new parking lot behind the businesses on Main Street will provide a safer area for patrons to park.

Public Comment Cards

None.

Online Comment Forms

None.

It was moved by Councilmember Romick and seconded by Councilmember Alaura to adopt the resolution. Motion was unanimous and so ordered. (5-0)

Councilmember Romick inquired if the lights will be synchronized along Main Street to allow traffic to flow easily.

Mr. Rohani confirmed that all of the signals will be synchronized along Main Street from Empire Avenue to O'Hara Avenue.

5.2 Consideration of License Agreements with Alan Lucchesi to Plant Grape Vines on certain City-owned Properties, specifically on a 1-acre Parcel located on Live Oak Avenue (APN 041-021-014) and within a portion of a 17-acre parcel north of the BNSF Railroad at about 7th Street (APN 037-191-025) (Bryan Montgomery, City Manager)

City Manager Bryan Montgomery presented the staff report.

Councilmember Hardcastle inquired if the document attached to the staff report is the entire agreement.

Mr. Montgomery confirmed it is.

Public Comment Cards

None.

Online Comment Forms

None.

It was moved by Councilmember Alaura and seconded by Councilmember Romick to adopt the resolution. Motion was unanimous and so ordered. (5-0)

6.0 REPORTS

6.1 CITY MANAGER

(a) City Manager

City Manager Bryan Montgomery reported that the Recreation and Economic Development departments worked together to create the 2017 Oakley coupon book, copies of which have been provided to each Councilmember and additional copies are available to all in the lobby.

6.2 OAKLEY CITY COUNCIL/OAKLEY CITY COUNCIL ACTING AS THE SUCCESSOR AGENCY TO THE OAKLEY REDEVELOPMENT AGENCY

(a) Reports from Council Liaisons to Regional Committees, Commissions and Boards AND Oakley City Council/Oakley City Council Acting as the Successor Agency to the Oakley Redevelopment Agency Comments

Vice Mayor Pope announced the next Habitat Conservancy meeting will be held Monday, March 6 at Brentwood City Hall beginning at 2pm and the City's Arbor Day celebration will be held Tuesday, March 7 at Crockett Park beginning at 5pm.

Councilmember Romick reported that he met with Better Homes and Garden Mason McDuffie realtors and he updated them on things being done in the City of Oakley. He mentioned he also met with the City of Antioch, Supervisor Glover, representatives from Supervisor Burgis' office, County staff, Home Depot, Wells Fargo, and the Turner Construction Group to make a presentation to the San Francisco Foundation regarding the Northern Waterfront Initiative and the Oakley-Antioch Economic Development Opportunities which is a collective plan to develop small business incubators in Oakley and Antioch. He commented the discussion was regarding a Construction Resource Center similar to those that exist in Oakland and Richmond; the Center provides 1- stop assistance to contractors and tradespersons offering trade specific classes, bid and employment information, vendor and loan discounts for construction, and a database for local licensed contractors. He added that Oakley Economic Development Manager Dwayne Dalman has been working with Antioch and the hope is that the Center will help fund building once the location is determined. Councilmember Romick also announced he

attended a Tri-Delta meeting and they approved a \$50 unlimited ride pass for youth 5-17 years old as well as a "see something, say something" mobile app to report crimes or activities. He mentioned he met with a subcommittee from Brentwood, along with Supervisors Burgis and Mitehoff, to discuss continuing funding of Fire Station 4 and nothing has been resolved.

Councilmember Alaura shared that she attended her first meeting with Diablo Water District; there were no significant topics to report and she looks forward to attending more meetings.

Councilmember Hardcastle announced East County Little League will hold its opening day ceremony Saturday, March 5 beginning with a parade at 8:45am on Main Street in front of City Hall. He mentioned he is getting up to speed on the Fire Board and looks forward to helping as fire services is a priority in our community.

Mayor Higgins shared that she and Councilmember Alaura attended a dog park meeting to discuss configurations of the dog park, approximately 10-15 residents attended the meeting, and it was decided that it would be best to have the park separated for big dogs and little dogs with separate entrances. She mentioned the Oakley Veterans hosted the first memorial for a local Veteran on February 18. She added that she and Councilmember Hardcastle attended the East County Voters meeting.

(b) Requests for Future Agendas

Councilmember Alaura requested an item be added to a future agenda to add an alternate for the Contra Costa Library Commission.

Councilmember Romick requested a future agenda item to introduce an alternative transportation proposal.

Mayor Higgins requested staff look into flags honoring Veterans such as in Brentwood.

7.0 WORK SESSIONS

Oakley City Council

7.1 3351 Doyle Road Preliminary General Plan Amendment (PA 01-17) (Ken Strelo, Senior Planner)

Senior Planner Ken Strelo presented the staff report. He mentioned staff received two comments; a property owner on Doyle Road would like to see Doyle Road punched through and a nearby property owner does not believe Doyle Road frontage should have curb, gutter or sidewalk as most of Doyle Road does not have it. He added that staff does not recommend that Doyle Road be punched through.

Public Comment Cards

Art Hoover mentioned he lives across the street from the proposed site and inquired if there was a passage way between the adjacent park and Doyle Road. He expressed concern that a passageway would provide an area for criminal activity such as drug deals and other unwanted traffic.

Councilmember Romick commented that the detail of such matter would be discussed at a later date; the Council is only making a decision on whether or not to change the general plan this evening.

Mr. Strelo commented that the area would be dedicated, improved and would likely become part of the park.

Online Comment Forms

None.

Councilmember Romick commented he would not be in favor of Doyle Road punching through.

Mayor Higgins commented she does not like the proposal because it pushes the whole rural side of Hill Avenue to become higher density and it loses the rural feel on one side of the street.

City Manager Bryan Montgomery commented the proposal would provide improvements and widening on Hill Avenue, something that may never occur without development, and the area behind the lots would still remain rural.

Councilmember Hardcastle pointed out that the improvements would just be on the portion of Hill Avenue in front of the parcels, not the entire street.

Vice Mayor Pope commented that Doyle Road should not connect with Hill Avenue to preserve conditions on Doyle as well as provide improvements on Hill Avenue. He inquired if the lot split makes the zoning R-6 or R-7.

Mr. Strelo explained that if the southern portion of the property is dedicated then the square footage is reduced affecting the zoning designation; it would change from R-7 as shown to R-6.

Vice Mayor Pope inquired of the use of the dedication.

Mr. Strelo responded it is for the Doyle Road dedication.

Vice Mayor Pope commented he is open to the concept if Doyle Road does not connect with Hill Avenue.

Councilmember Alaura commented she approves of the lot sizes and likes the Hill Avenue improvements, but she does not want Doyle Road to break through to meet Hill Avenue.

Applicant Stephen Cockman commented he never planned on Doyle Road extending through and the proposal is designed to transition from rural to residential. He mentioned Hill Avenue is a narrow street and approval of his project would allow him to widen the street and install curb, gutter and sidewalk to match the park.

7.2 Discussion Regarding East Contra Costa Fire Protection District Services (Bryan Montgomery, City Manager)

City Manager Bryan Montgomery presented the staff report. He mentioned a placeholder bill regarding fire services has recently been added by a legislator.

Vice Mayor Pope requested a report what happened at the meeting and ideas that were brainstormed.

Councilmember Romick reported that the meeting he attended was focused on continuing to fund the 4th fire station. He commented the main stakeholder, the Fire District, was not invited to the meeting but will be included in the next meeting to be held March 21.

Vice Mayor Pope commented that a plan to consider would be to address the matter with legislators on the State level and encourage reallocation of the tax supporting fire services, let the County finish consolidating districts, save the portion of increase of property tax received by the City and contribute it to the Fire District and ask other agencies to also contribute.

Councilmember Hardcastle commented the number of homes being built is increasing yet fire services continue to decline.

Councilmember Romick commented that if legislation is passed at the State level it would likely allow Contra Costa County to reallocate the property tax which would be addressed with the voters.

Mr. Montgomery explained that regionalization would be good as it is needed, but the State would leave it up to local agencies to deal with and there would be little support from agencies to give up their share, especially as schools receive largest shares and they would have to ask the State to backfill the amount given up; the State would need to compel all agencies to contribute or it will not happen.

Councilmember Romick commented that there are currently 10 different fire services entities in Contra Costa which may need to consolidate. He added that everyone should receive the same coverage. He mentioned it is critical that the State consider the

placeholder bill as the revenue from Oakley and other agencies without the school districts' participation is insufficient.

Mayor Higgins shared that she attended the East County Voters meeting and the proposal was that all agencies should contribute, yet no one agreed to contribute.

Councilmember Hardcastle inquired if staff could draft a resolution to send to the State.

Mr. Montgomery responded that while staff could prepare a resolution, the State would unlikely compel the schools to participate.

Vice Mayor Pope clarified he is not recommending a reduction in service but rather a reduction in the increase of service.

Mr. Montgomery stated he disagrees that there would not be a reduction of service as there are many existing unmet needs that will be further reduced.

Councilmember Romick commented that the small allocation that would be taken from a reduction in the increase of service would be insufficient to meet the financial needs of adding three stations as \$10 million would be needed each year to operate the stations. He indicated a more stable source of funding is needed because the amount received through property taxes fluctuates (i.e., How will it be funded if the revenue doesn't increase, especially if there is another recession?).

Mr. Montgomery mentioned that the City provides many services which would be impacted if it gave up revenue. He indicated staff can bring a resolution to the City Council for consideration at the next meeting and if it is voted down then other options could be considered. He commented he would recommend inviting Assemblymember Frazier's office to attend and provide information about the proposed bill.

Mayor Higgins commented that there is no actual bill in place yet through Assemblymember Frazier's office; there is only a bill placeholder with no text. She inquired if the 4th fire station will remain open for another year.

Vice Mayor Pope responded that current funding for the 4th fire station ends June 30.

Councilmember Romick mentioned more information should be available after the March 21st meeting regarding what funding the District has for the 4th station.

Mayor Higgins inquired if the City can explore its budget for possible funds for the 4th station.

Mr. Montgomery responded that the City can look at the budget, but he wouldn't recommend it as the amount needed would likely eliminate some City departments.

Vice Mayor Pope commented with the East County Voters plan, funds would be set aside a little at a time as assessed valuation increases. He mentioned alone it would not

be enough to fund fire services, but it would help, and other things such as imposing fire impact fees on new development could also help fund fire services. He requested at minimum a letter be provided to the legislature like in the Fire District letter and he wants to hear from Assemblymember Frazier's office.

Councilmember Hardcastle agreed.

Mayor Higgins commented that there is no harm, no foul in presenting a general letter asking for the legislators' help.

Mr. Montgomery pointed out that some local agencies such as the school districts may not be pleased if the letter supports reallocation; a general letter is better.

Councilmember Alaura commented she is comfortable with the letter and an invitation to our representatives to speak on the matter at a future Council meeting.

Public Comment Cards

None.

Online Comment Forms

None.

7.3 Work Session Regarding Potential Regulations the City may Implement Regarding Marijuana (Derek Cole, City Attorney)

City Attorney Derek Cole presented the staff report. He mentioned recently the Trump Administration has indicated it does not intend to support states allowing recreational marijuana; however, no guidance has been issued yet.

Councilmember Romick inquired what the City's current regulations prohibit.

Mr. Cole responded that the City's current regulations prohibit cultivation, but do not ban retail establishments or delivery service.

Councilmember Romick expressed his preference would be to regulate indoor use, ban deliveries, let the State affirm its decision and then the City can decide on retail establishments and taxes. He inquired how indoor regulation will work for rental properties and if permission must be granted from the landlord. He indicated there is too much ambiguity in the law at this time and therefore he believes the City should tighten up its regulations now.

Vice Mayor Pope expressed that he supports residents doing as they please on their property as long as it does not bother neighbors and neighbors' safety should be considered, greenhouses should be secured as they would be at higher risk for theft, and neighbors should be protected from nauseating smells. He mentioned he doesn't want to encourage people driving around under the influence or hauling large amounts of marijuana for safety concerns.

He also mentioned he is not ready for retail storefronts and would not support commercial activity. He added that the City should have a safety compliance inspection mechanism for growth with a fee charged to cover the City's expense.

Councilmember Alaura commented that the ordinance to be drafted should reiterate the current ban on outdoor cultivation for recreational use and the same regulations on medical marijuana should be enforced for recreational use. She recommended banning door-to-door deliveries and retail establishments. She inquired if smoke shops would be allowed to sell marijuana products.

Mr. Cole indicated the smoke shop would need a separate license to sell marijuana products, but the regulations may be silent on whether or not they can sell. He mentioned he would look into it and added that if the City passes an ordinance banning retail establishments, smoke shops would have to comply.

Councilmember Hardcastle expressed his preference is no retail sales and to continue the ban on outdoor cultivation and deliveries.

Mayor Higgins inquired if it would be possible to ban certain associated items such as butane which is highly flammable or processes such as making hash.

Mr. Montgomery commented there could be a compliance review and fire codes may already address those concerns.

Mr. Cole announced he will bring an ordinance back soon for the City Council's review.

Public Comment Cards

None.

Online Comment Forms

None.

Mayor Higgins announced a five minute recess at 9:18pm. The City Council reconvened at 9:23pm.

8.0 CLOSED SESSIONS

Oakley City Council

8.1 CONFERENCE WITH LABOR NEGOTIATORS Pursuant to Government Code Section 54957.6(a)

**City Designated Representatives: Bryan Montgomery, City Manager and
Nancy Marquez, Assistant to the City Manager/Human Resources Manager)**

Unrepresented Employees: Records Management Clerk, Receptionists (3), Paralegal/City Clerk, Program Coordinator/Human Resources Assistant, Human Resources Manager/Assistant to the City Manager, Facilities Maintenance/Code Enforcement Technician, Finance Director, Senior Accountant, Senior Accounting Technician, Accounting Assistant, Permit Technician, Building Inspector II, Code Enforcement Manager, Code Enforcement/Building Inspector II, Chief of Police, Administrative Assistants (3), Police Services Assistant, Assistant to the Chief, Police Services Assistant/ Code Enforcement Technician, Economic Development Manager, Planning Manager, Senior Planner, Public Works Director/City Engineer, Senior Engineer, Associate Engineer, Assistant Engineer, Public Works Administrative Specialist, Public Works Inspector II, Public Works Maintenance Worker, Public Works Maintenance Laborer, Recreation Manager/Website Coordinator, Recreation & Events Coordinator, Senior Recreation Leader, Recreation Leaders(3), Recreation Aides(2), Facilities Maintenance, Parks & Landscape Maintenance Division Manager, Maintenance Foreman, Public Works Laborer II, Tree Maintenance Laborer, Seasonal Parks and Maintenance Laborers(3), Sports Field Maintenance Laborer, Park Monitor, Facilities Attendant, Police Lieutenant, Police Sergeant, Police Officers, Parks Superintendent and Parks Crew Leader.

**8.2 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Pursuant to Government Code Section 54956.9(d)(1))**

City of Oakley v. James M. Scelsi
Contra Costa Superior Court Case No. MSN16-1620

8.3 Report Out of Closed Sessions (Derek Cole, City Attorney)

There was no reportable action. Direction was given to staff.

9.0 ADJOURN

There being no further business, the meeting was adjourned at 10:15pm.

Respectfully Submitted,

Libby Vreonis
City Clerk