

**MAY 16, 2017  
CITY OF ORINDA  
CITY COUNCIL MINUTES**

**6:00 P.M. – SPECIAL MEETING – GARDEN ROOM, ORINDA LIBRARY**

**A. CLOSED SESSION**

- (1) OPEN SESSION IDENTIFICATION of Closed Session Matters
- (2) PUBLIC COMMENTS of Closed Session Matters
- (3) CLOSED SESSION

**CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code Section 54957.6, conference with the City's designated labor negotiators, Steve Salomon (Interim City Manager), Bruce Heid (IEDA) and Pamela Foster (Human Resources Manager), to review the City's position and instruct the City's designated representatives regarding negotiations with the City's employees represented by Teamsters Local Union No. 856 as well as the City's unrepresented management employees.

**CONFERENCE WITH LEGAL COUNSEL-POTENTIAL LITIGATION**

Pursuant to Government Code Section 54956.9(d)(2), conference with legal counsel regarding significant exposure to litigation (one potential case).

**7:00 P.M. – REGULAR MEETING - LIBRARY AUDITORIUM**

**A. CALL TO ORDER / ROLL CALL:**

Mayor Phillips called the meeting to order at approximately 7:00 p.m.

COUNCILMEMBERS PRESENT: Darlene Gee, Inga Miller, Dean Orr,  
Vice Mayor Amy Worth, Mayor Eve Phillips

COUNCILMEMBERS ABSENT: None

**B. PLEDGE OF ALLEGIANCE: (Led by Mayor Phillips)**

**C. CLOSED SESSION REPORT**

Mayor Phillips reported that there was no reportable action as a result of the Closed Session.

**D. ADOPTION OF AGENDA**

Mayor Phillips and Councilmembers thanked Mr. Haet for his involvement, presented him with an award, and a round of applause followed.

F. **PUBLIC FORUM**

Sarah Butler said she attended the Board of Supervisors meeting on May 2<sup>nd</sup> at which time two community choice energy providers were considered. The Board chose Marin Clean Energy (MCE) and she cited the importance of the City's June 30<sup>th</sup> deadline to join MCE. She urged the Council to agendize the matter to discuss it and consider moving forward.

Carol Weed, Walnut Creek and customer of MCE, urged the City Council to join MCE, spoke about environmental benefits of solar energy, compensation and perks to those with solar panels on their roofs.

Melissa Yu, Sierra Club, thanked the Council for working with County staff to conduct Orinda's technical study for implementing the community choice energy program. She spoke briefly of the many benefits of clean energy and urged the Council to agendize the matter for discussion at its next Council meeting.

Michael Roemer spoke of his volunteer work for organizations which analyze, monitor and lobby in favor of legislation at the state-wide level to address climate change, which he briefly described. He urged the City Council to agendize the matter at its next meeting.

Kelly Cannon echoed comments of speakers, supported MCE as the City's community choice energy provider and asked that the Council agendize the matter.

Jim Ulrick, geologist, spoke about the speed at which climate change is occurring, statistics about climate and pollution, and he asked that the Council provide the choice for renewable energy by joining a community choice energy provider.

Lori Patel, Library volunteer, said the Library is the jewel of Orinda and asked that the Council allow residents the ability to make a choice in their energy provider and supported moving forward to discuss joining MCE.

Tanden Ericson voiced her support and asked the Council to agendize the discussion, cited benefits of joining MCE and asked that the Council allow her to have the choice to use clean energy.

Andy Norrell, electrical engineer/physicist, echoed comments of speakers, spoke about bad air in the Sierra Foothills, advocated for clean energy, and asked the Council to agendize the matter at its next meeting.

Rev. Michele Robbins, Pastor at St. Mark's United Methodist Church, asked to allow residents to be able to make a choice in their energy provider, introduced her 3 year old grandson and questioned what the world will look like in his adult years. She asked that the Council agendize the matter at its next Council meeting.

Charles Porges said he lives on a private road and sent a late submission to the Council raising issues of why Mira Loma partly private/partly public. He asked the Council to agendize this issue on the agenda.

Jennifer Wallace said neighbors on Mira Loma Road attended the CIOC meeting to ask how they could get their road to be made public. Their request was submitted to the City Clerk and attended a follow-up COIC meeting where this topic was discussed and it was decided that the COIC would bring their request to make Mira Loma Road public to the City Council for guidance.

Melissa Roeder echoed comments of Ms. Wallace and spoke about their research regarding the process, urged the Council to consider making Mira Loma Road public and spoke about COIC's assistance in this process.

Lawrence Burr said he has not driven a car for 10 years, voiced concerns about energy use and pollution and questioned why fossil fuel debris blowers to be used in Orinda as they are illegal in many communities. He asked that this subject be agendized for discussion.

Councilmember Miller made a motion for the Council to support agendizing the MCE topic for its next meeting on June 6, 2017 and for the City Council to return with a resolution, an ordinance and memorandum so the City Council can consider joining MCE two meetings prior to June 30<sup>th</sup> in order to qualify for MCE without penalty. There was no second to her motion, and the motion died.

Councilmember Miller made a motion to agendize general discussion regarding MCE for the June 6, 2017 Council meeting. There was no second to her motion, and the motion died.

Vice Mayor Worth referred to the Mira Loma Road neighbor issue and asked the Interim City Manager to comment on the process.

Interim City Manager Steve Salomon stated neighbors have attended COIC meetings and staff has received their request. He and the Public Works Director can return to the City Council once they have reviewed the request.

**MOTION by Councilmember Gee and seconded by Councilmember Miller to direct staff, with the input of the COIC, to return to the Council with a recommendation on a new City policy for adding private roads in Orinda to the public roads network, which would apply to new roads and existing roads. Said motion carried by unanimous voice vote.**

#### **G. CONSENT CALENDAR**

Interim City Manager Salomon referred to Item G.5 and explained that the Council interviewed and is recommending appointment of Tara L. Presnell to the Parks and Recreation Commission and there is one remaining vacancy.