

**CITY OF PITTSBURG**  
**Redevelopment Agency Minutes**  
**March 4, 2002**

Chair Frank Aiello called the meeting of the Redevelopment Agency to order at 7:04 P.M. in the City Council Chambers at City Hall, 65 Civic Avenue, Pittsburg, California, after having met at 6:30 P.M. for Conference with Legal Counsel - Anticipated Litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code regarding one (1) case.

City Attorney Linda Daube advised that there was nothing to report from the Closed Session.

**MEMBERS PRESENT:** Beals-Rogers, Lewis, Rios, Aiello

**MEMBERS ABSENT:** Quesada (Excused)

**STAFF PRESENT:** Executive Director, Willis Casey  
Legal Counsel, Linda Daube  
Assistant Legal Counsel, Carol Victor  
City Clerk, Lillian Pride  
Director of Economic Development, Garrett Evans  
Director of Finance, Jim Holmes  
Director of Personnel Services, Marc Fox  
Director of Leisure Services, Paul Flores  
Director of Public Services, John Fuller  
Director of Planning and Building, Randy Jerome  
City Engineer, Wally Girard  
Senior Engineer, Joe Sbranti  
Director of Housing, Buck Eklund  
CDBG Coordinator, Annette Landry  
Police Chief, Aaron Baker  
Executive Assistant to the City Manager, Alice Evenson

**PLEDGE OF ALLEGIANCE**

A Color Guard comprised of members of Girl Scout Troop #353 and Brownie Troop #1739 led the Pledge of Allegiance.

Mayor Frank Aiello ADJOURNED the REDEVELOPMENT AGENCY and CONVENEED THE CITY COUNCIL at this time to consider the following item on the City Council agenda.

**PROCLAMATION**

1. Girl Scout Week March 10-17, 2002

Councilmember Rios presented the Proclamation in honor of Girl Scout Week, March 10 to 17, to the members of Girl Scout Troop #353 and Brownie Troop #1739.

On behalf of the Girl Scouts from East Contra Costa County, Rene Dumont thanked the City Council for the Proclamation.

Chair Aiello RECONVENED THE REDEVELOPMENT AGENCY.

**CITIZEN REMARKS**

There were no citizen remarks.

**MEMBER REMARKS**

There were no member remarks.

**CONSENT**

On motion by Vice Chair Beals-Rogers, seconded by Member Rios and carried unanimously to approve the Consent Calendar, as follows:

a. **MINUTES** Dated: February 19, 2002

Approved Minutes dated February 19, 2002.

**ADJOURNMENT**

The meeting adjourned at 7:07 P.M. to the Goals and Priorities Workshop set for March 11, 2002 and then to the next regular meeting set for March 18, 2002.

Respectfully submitted,

Lillian J. Pride, Secretary

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**CITY OF PITTSBURG**  
**City Council Minutes**  
**March 4, 2002**

Mayor Frank Aiello called the meeting of the City Council to order at 7:08 P.M. in the City Council Chambers at City Hall, 65 Civic Avenue, Pittsburg, California, after having met at 6:30 P.M. for Conference with Legal Counsel - Anticipated Litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code regarding one (1) case.

City Attorney Linda Daube advised that there was nothing to report from the Closed Session.

**MEMBERS PRESENT:** Beals-Rogers, Lewis, Rios, Aiello

**MEMBERS ABSENT:** Quesada (Excused)

**STAFF PRESENT:** City Manager, Willis Casey  
City Attorney, Linda Daube  
Assistant City Attorney, Carol Victor  
City Clerk, Lillian Pride  
Director of Economic Development, Garrett Evans  
Director of Finance, Jim Holmes  
Director of Personnel Services, Marc Fox  
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Police Chief, Aaron Baker  
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**CITIZENS REMARKS**

WILLIE MIMS, representing the Black Political Association (BPA) took this opportunity to thank Director of Leisure Services Paul Flores for supplying the tables and chairs for the Black History Program on February 16, and for assisting at that time. He noted that the chairs and tables were located at the City Gym and while at the Gym he had learned of the Bidy League of three to five year olds where parents were required to be involved. He commented that he had found that program to be quite productive.

Mr. Mims referenced the City Council's adoption of the Purchasing and Policy Procedures at the February 19 meeting and stated that the \$50,000 limit requiring City Council approval was a concern to him. He requested that the City Council revisit that

issue and lower the limit to \$25,000.

Mr. Mims also referred to the sound wall in the downtown that was to have been installed by Calpine and for which staff had recommended that the wall was unnecessary and need not be installed. He suggested that Calpine should have been made to install the sound wall given that it had been promised to the community.

Speaking to the opening and closing of the public comment sections of public meetings, Mr. Mims noted that the Mayor had opened and closed the public session on the sound wall at the previous meeting but had allowed a resident to speak after the fact. He commented that he had previously requested to speak and had not been allowed to speak on those occasions. He noted that there was no law that speakers could not speak in open session and he sought to be allowed the same opportunity as had been allowed others.

## **COUNCIL REPORTS**

Councilmember Lewis reported that he had attended the Economic Development Committee and the Centennial Committee meetings. With respect to the Centennial Committee to consider the City's centennial celebrations, he reported that another meeting had been scheduled for March 14 when the plans would be further refined. At this time, plans called for a year long celebration with the regular recurring events sponsored by the City, such as the Heritage Festival, the Blues Festival and the Scottish Festival, to be given a centennial celebration theme somewhat augmenting the existing budgets for those events. He would provide more reports as the Committee further refined its plans.

Vice Mayor Beals-Rogers reported that she had attended at least one of the staff TableTops from each department. She took this opportunity to publicly commend staff for a job well done. She noted that the meetings were held on Wednesday afternoons at 2:00 P.M. She emphasized the high level of professionalism and information provided to the public and reiterated her commendation to the staff, department heads and participants. The Vice-Mayor also attended the Community Development Block Grant (CDBG) Subcommittee meeting and commended Annette Landry, Tiffany Ashworth and Buck Eklund for guiding the process. Vice Mayor Beals-Rogers reported that the Economic Development, Centennial and Library Committees had also met. She stated that the Economic Development Committee would be reporting to the City Council in March with recommendations and actions.

The Vice-Mayor congratulated the Mayor on a successful Mayors Luncheon when a great list of priorities had been received, which she noted were in accord with the Council's priorities. Vice Mayor Beals-Rogers further reported that she had also attended the East County Library Board meeting where the \$400,000 from Mirant would be used for extended hours, collection and after school programs for East County libraries. Stating that she and Councilmember Rios had attended the General Manager's dedication and revitalization of the Olive Garden, the Vice-Mayor also encouraged members of the community to visit that restaurant, which was an asset to the community.

Mayor Aiello thanked Vice Mayor Beals-Rogers for her community involvement and participation.

Councilmember Rios stated that she and the Vice-Mayor had attended the same events with the exception of the Youth Commission. She had attended the Youth Commission meeting at which time there had been a walk-through of the Neighborhood Center that the Commission was considering for a Teen Center. She noted that the youth had been advised by staff to talk to the Council. She had also advised those interested to lobby Councilmembers, to consider corporate sponsorship, and to consider a special fundraiser to obtain funds for a Teen Center.

Mayor Aiello announced for those who had been unable to attend the Community Goals Input on February 28, the session would be broadcast at 10:00 P.M. this date on Channel 26. He encouraged those who might have ideas of their own to feel free to offer those ideas. He stated that Pittsburg was a community of 58,000 that needed to work as one.

Mayor Aiello reported that the Youth Conference would be held on March 9, and commented this is a great program for the children of the community and for adults as well. He encouraged everyone to attend the Youth Conference.

Mayor Aiello stated that the Forum had been a success because of the citizens that had participated in it. He congratulated the citizens of Pittsburg for the process of reaching the quality of life that all expected. He also thanked staff for all their work in preparing for the Forum, noted that all had been accommodated, and congratulated the Pitt Stop, the ROP Program at Pittsburg High School, which he stated had done an outstanding job serving the community. Mayor Aiello explained that the goals from the community input had been prepared for distribution to those interested. He thanked staff for the expediency with which that had been done and characterized it as a good overview that all segments of the community supported to move forward.

Mayor Aiello added that he had received a notice from Dr. Walker of the Contra Costa Health Services Department identifying the meaning of "urgent care" for the benefit of the community. He stated that urgent care had been defined as not an emergency but something requiring medical attention usually between 24 and 48 hours. He noted that Dr. Walker had reported that there were three points of entry to the clinic, and same day appointments. Mayor Aiello stated that he had a problem with the term urgent as opposed to emergency and he objected to the play in language. The Mayor stated that the City had asked for certain things from the Los Medanos Community Hospital District and the City expected the County to follow through on its contract with the community.

## **PROCLAMATION**

1. Girl Scout Week March 10-17, 2002

Council Member Rios presented the Proclamation in honor of Girl Scout Week, March 10 to 17, to the members of Girl Scout Troop #353 and brownie Troop #1739.

On behalf of the Girl Scouts from East Contra Costa County, Rene Dumont thanked the City Council for the Proclamation.

2. African-American Heritage Recognition – Reverend Samuel “Billy” Kyles

Vice Mayor Beals-Rogers presented the Proclamation in honor of African-American Heritage Month and the Reverend “Billy” Kyles, a Pastor of Monumental Baptist Church in Memphis, Tennessee. She listed Reverend Kyles' many accomplishments and extensive experience.

On behalf of the National Association for the Advancement of Colored People (NAACP), WILFRED SCOTT, Pittsburg, thanked the Vice-Mayor for her work in the preparation of the presentation.

REVEREND SAMUEL "BILLY" KYLES, Memphis, Tennessee, expressed his sincere appreciation for the proclamation and brought greetings from Memphis, Tennessee. He explained that he had been speaking to young people and teacher's organizations in the area to explain that the young people would be in charge sooner than they thought. With that in mind, he congratulated Vice Mayor Beals-Rogers for her accomplishments at a young age. He also thanked the Council for the plaque.

Vice Mayor Beals-Rogers reported that there would be a reception at City Hall on March 5 to honor Reverend Kyles from 6:00 to 8:00 P.M.

Mayor Aiello stated that it was an honor to have Reverend Kyles as a guest in the City. He applauded Reverend Kyles' efforts of working with the young people of America and emphasizing the importance of success and of education.

### **CONSENT CALENDAR**

Mayor Aiello reported that a member of the audience had requested the removal of Item e. from the Consent Calendar.

On motion by Councilmember Rios, seconded by Vice Mayor Beals-Rogers and carried unanimously to approve the Consent Calendar, with the removal of Item e.

a. **DISBURSEMENT LIST**      Period Ending: February 27, 2002

Approved Disbursement List period ending February 27, 2002.

b. **MINUTES** Dated: February 19, 2002

Approved Minutes dated February 19, 2002.

c. **ORDINANCE 02-1191** Adoption of an Ordinance for Extending Interim Zoning Regulations Providing for Issuance of Land Use Entitlements Consistent with the General Plan (RZ-02-01)

Adopted Ordinance 02-1191.

d. **RESOLUTION 02-9567** Revisions to Police Department Class Specifications for Code Enforcement Officer, Code Enforcement Aide and Police Assistant

Adopted Resolution 02-9567.

The following item had been removed at the request of Willie Mims.

e. **RESOLUTION 02-9568** Accept the Buchanan Road Sound Wall Contract as Complete

The City Council awarded the project to AJ Vasconi General Engineering on November 5, 2001. The Sound Wall was completed on February 14, 2002.

WILLIE MIMS, Pittsburg, stated that he had objected to the cost of the sound wall in excess of what staff had recommended. He expressed concern as to why the City had not pursued reimbursement through the original contractor for the portion of the sound wall that had failed. He inquired what guarantee there would be that the 300-foot portion that had failed, and that had cost the taxpayers \$180,000, would not fail again.

Public Services Director John Fuller stated that for public improvements such as the wall the City typically had only one year of warranty. Contractors are required to post bonds to ensure that their work would survive for one year, which was standard operating procedure for most public improvements. He noted that City government was not protected by the same latent defect type of laws that protects private citizens.

Mr. Fuller added that the construction method used on the new wall was completely different than the remainder of the pre-cast wall. He stated that the connection plate on the old wall that held the wall together had rusted causing it to fall over. The construction of the new portion of the wall was built in place with a spread footing and had been built to a retaining wall standard to hold earth to the top. At this time, the earth was only backfilled halfway up the back.

On motion by Vice Mayor Beals-Rogers, seconded by Councilmember Rios and

carried unanimously to adopt Resolution 02-9568.

## **CONSIDERATION**

1. **APPOINTMENT** Appointment to the Contra Costa County Advisory Council on Aging

City Manager Will Casey advised that in accordance with the City of Pittsburg "Policies and Procedures for the City Council" adopted by the City Council on September 4, 2001 by Resolution No. 01-9475, the Mayor and Vice Mayor shall make appointment to standing and ad hoc committees. A need currently exists to appoint a representative to the Contra Costa County Advisory Council on Aging.

Mr. Casey recommended the appointment of Bertha Stobb as the City of Pittsburg's representative to the Advisory Council.

On motion by Vice Mayor Beals-Rogers, seconded by Councilmember Rios and carried unanimously to appoint Bertha Stobb to the Contra Costa County Advisory Council on Aging.

## **PUBLIC HEARING**

1. **RESOLUTION 02-9569** 2002-2003 Local Community Needs for the Community Development Block Grant Program

City Manager Casey reported that as required by the United States Department of Housing and Urban Development, the City of Pittsburg was required to receive public comment on local community needs for the 2002-2003 Community Development Block Grant (CDBG) Program. He recommended that the City Council open the public hearing, receive testimony, close the public hearing and adopt the resolution to acknowledge the public hearing.

By way of clarification, Councilmember Lewis verified that there would be additional public hearings as the process continued.

Mayor Aiello opened the public hearing.

WILLIE MIMS, Pittsburg, requested a clarification of the recommendations.

Vice Mayor Beals-Rogers reported that the current recommendations could not be posted until the recommendations from the CDBG Subcommittee, which had just met, had formally been made to the City Council.

CDBG Coordinator Annette Landry concurred and reported that a public hearing had been scheduled for the March 18 City Council meeting when the Citizens Advisory Commission (CAC) would make their recommendations to the City Council in a public

session.

Mr. Mims clarified with staff that the target areas and the descriptions from the 2001-2002 CDBG report would be the same for the 2002-2003 report. He referred to the definition of the population for different target areas that in some cases detailed the racial makeup of the region while in other areas there was no specificity as to the racial makeup.

Ms. Landry explained that the 2001-2002 report was based on the 1990 Census data while the 2002-2003 report would be using information based on the 2000 Census data. She also noted that an Analysis of Impediment had been done for the 2002-2003 report as part of a consortium from the County using the most up-to-date information from the 2000 Census data, although she was unaware of what had occurred prior to that time.

Mr. Mims stated that he would return at the March 18 meeting for further comment.

There was no one else to speak. Mayor Aiello closed the public hearing.

On motion by Councilmember Rios, seconded by Councilmember Lewis and carried unanimously to adopt Resolution 02-9569.

## **ADJOURNMENT**

The meeting adjourned at 7:43 P.M. to the Goals and Priorities Workshop set for March 11, 2002 and then to the next regular meeting set for March 18, 2002.

Respectfully submitted,

Lillian J. Pride, City Clerk

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