

**CITY OF PITTSBURG  
MEETING OF THE HOUSING AUTHORITY, REDEVELOPMENT AGENCY, CITY  
COUNCIL, PITTSBURG POWER COMPANY and SOUTHWEST PITTSBURG  
GEOLOGIC HAZARD ABATEMENT DISTRICT II (GHAD)**

**HOUSING AUTHORITY AGENDA**

65 Civic Avenue  
PITTSBURG, CALIFORNIA

5:00 pm  
August 18, 2003

**CALL TO ORDER: Mayor Yvonne Beals**

**COMMISSION REVIEW WORKSHOP** - 5:00 p.m.

**AUDIENCE REMARKS**

**CONVENE IN CLOSED SESSION** - 6:30 p.m.

**RECONVENE CITY COUNCIL MEETING IN OPEN SESSION** - 7:00 pm

**MEMBERS OF THE HOUSING AUTHORITY**

Dana Leatherwood \_\_\_\_\_  
Cathy Wallen \_\_\_\_\_  
William Glynn \_\_\_\_\_  
Michael Kee \_\_\_\_\_  
Nancy Parent \_\_\_\_\_  
Aleida Rios \_\_\_\_\_  
Chair Yvonne Beals \_\_\_\_\_

**PLEDGE OF ALLEGIANCE**

**CITIZENS REMARKS**

**MEMBERS REMARKS**

**CONSENT**

- a. **DISBURSEMENT LIST**      Period Ending July 31, 2003 (Recommend Approval)
- b. **MINUTES**                      Dated: July 21, 2003 (Recommend Approval)

**PUBLIC HEARING**

- 1. **RESOLUTION 03-211**      Budget Adoption (Recommend Adoption)

On August 11 and August 13, budget workshops were held to review the proposed budget for FY 2003/2004. The budget must be adopted to provide ongoing financing for Housing Authority activities in the next fiscal

year.

**ADJOURNMENT:** To: September 15, 2003

**CITY OF PITTSBURG  
REDEVELOPMENT AGENCY AGENDA**

65 Civic Avenue  
PITTSBURG, CALIFORNIA

5:00 pm  
August 18, 2003

**CALL TO ORDER: Mayor Yvonne Beals**

**COMMISSION REVIEW WORKSHOP** - 5:00 p.m.

**AUDIENCE REMARKS**

**CONVENE IN CLOSED SESSION** - 6:30 p.m.

**RECONVENE CITY COUNCIL MEETING IN OPEN SESSION** - 7:00 pm

**MEMBERS OF THE REDEVELOPMENT AGENCY**

William Glynn \_\_\_\_\_  
Michael Kee \_\_\_\_\_  
Nancy Parent \_\_\_\_\_  
Aleida Rios \_\_\_\_\_  
Chair Yvonne Beals \_\_\_\_\_

**PLEDGE OF ALLEGIANCE**

**CITIZENS REMARKS**

**MEMBERS REMARKS**

**CONSENT**

a. **MINUTES** Dated: July 21, 2003 (Recommend Approval)

**CONSIDERATION**

1. **RESOLUTION 03-908** Approval of a Relocation Impact Statement and Last Resort Housing Plan (Recommend Adoption)

The Redevelopment Agency of the City of Pittsburg acquired the property commonly referred to as 1611A&B and 1611-1/2A&B Railroad Avenue through a voluntary sale on May 28, 2003. The property was occupied with four households and the Agency is responsible for relocating those households. Pursuant to the *Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended* and the *California Code of Regulations, Title 25*, the Agency must approve a Relocation Impact Statement whenever a residential tenant is displaced due to Agency acquisition.

2. **RESOLUTION 03-909**

Approval of an Amendment to the Lease Agreement By and Between the Redevelopment Agency of the City of Pittsburg and the County of Contra Costa (Recommend Adoption)

The Redevelopment Agency entered into a lease agreement with the County of Contra Costa for the premises commonly referred to as 415 Railroad Avenue on April 1, 2002. The Agreement is scheduled to expire on December 31, 2003. There is an option provision in the Agreement for a three year option. However, the County has determined that it will move to another facility prior to December 31, 2006. The County has requested that the Agreement is amended to include a 60 day termination clause. The County has indicated that they will consider moving at the end of the original term should such Amendment not be approved. Since it is in the Agency=s best interest to keep the County=s tenancy for as long as possible it is necessary to amend the Agreement.

**PUBLIC HEARING**

1. **RESOLUTION 03-910**  
(Combined w/RDA 03-911)

Authorizing the Transmittal of the Draft Fifth Amendment to the Community Development Plan for the Los Medanos Community Development Project, Report on the Plan Amendment, and Related Environmental Documentation (Recommend Adoption)

These two resolutions are part of the process required to amend the Los Medanos Community Development Project. These resolutions are the first in a series of required actions to complete the plan amendment process initiated in 2001. These resolutions are largely administrative in nature ad comprise necessary procedural steps.

2. **RESOLUTION 03-911**  
(Combined w/RDA 03-910)  
(Combined w/CC 03-9894)

Authorizing a Joint Public Hearing of the City Council and Redevelopment Agency of the City of Pittsburg to Consider Adoption of the Proposed Fifth Amendment to the Community Development Plan for the Los Medanos Community Development Project (Recommend Adoption)

These two resolutions are part of the process required to amend the Los Medanos Community Development Project. These resolutions are the first in a series of required actions to complete the plan amendment

process initiated in 2001. These resolutions are largely administrative in nature and comprise necessary procedural steps.

3. **RESOLUTION 03-912**

Budget Adoption (Recommend Adoption)

On August 11 and August 13, budget workshops were held to review the proposed budget for FY 2003/2004. The budget must be adopted to provide ongoing financing for Redevelopment Agency activities in the next fiscal year.

**ADJOURNMENT:** To: September 15, 2002 **NOTE: No Meeting September 2, 2003**

**CITY OF PITTSBURG  
CITY COUNCIL AGENDA**

65 Civic Avenue  
PITTSBURG, CALIFORNIA

**5:00 PM  
August 18, 2003**

**CALL TO ORDER: Mayor Yvonne Beals**

**COMMISSION REVIEW WORKSHOP** - 5:00 p.m.

**AUDIENCE REMARKS**

**CONVENE IN CLOSED SESSION** - 6:30 p.m.

**RECONVENE CITY COUNCIL MEETING IN OPEN SESSION** - 7:00 pm

**MEMBERS OF THE CITY COUNCIL**

William Glynn \_\_\_\_\_  
Michael Kee \_\_\_\_\_  
Nancy Parent \_\_\_\_\_  
Aleida Rios \_\_\_\_\_  
Mayor Yvonne Beals \_\_\_\_\_

**PLEDGE OF ALLEGIANCE**

**CITIZENS REMARKS** - Members of the audience who wish to address the City Council on issues that are not scheduled for the agenda and on any items listed as part of the consent calendar should complete a Speaker=s Card available at the dais. Please read the card carefully in order to fill out the card properly. Submit the completed card to the City Clerk before the item is called, preferably before the meeting begins. Individuals will be given three minutes to address the Council unless additional time is allowed as provided for spokespersons. Prior to speaking, each member of the public shall state their name and business and City residence in a clear and audible tone of voice. (No Action Required)

**COUNCIL REPORTS** - Council members may ask questions for clarification from City staff, and make a brief announcement or report on their activities, including reports on committee assignments (see attached list of ad hoc committees and other public agencies in which Council members participate). (No Action Required)

**CITY MANAGER REPORT** - City Manager may brief the Council on items of interest. (No Action)

**CONSENT CALENDAR** - All matters listed under Consent Calendar are considered by the Council to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Council prior to the time the Council votes on the motion to adopt.

a. **MINUTES** Dated: August 4, 2003 (Recommend Approval)

b. **CLAIMS** #1505, Leslie Edwins and Leigh Ann Lombardo  
(Recommend Denial)

(Claims against the City which may cause expenditure of funds - on file in the Office of the City Clerk)

- c. **RESOLUTION 03-9883** Accept the 2003 Patch Paving Contract to AJW Construction as Complete (Recommend Adoption)
- The City Council awarded this Patch Paving Contract on May 19, 2003, to AJW Construction. All work on the 2003 Patch Paving Contract has been completed and the contract is ready to be accepted by the City Council.
- d. **RESOLUTION 03-9884** Award Filter Media Replacement Contract for the Pittsburg Water Treatment Plant (Recommend Adoption)
- The City of Pittsburg Public Works Department has requested bids for replacement of Filter Media at the Pittsburg Water Treatment Plant. Bids have been received and the contract is ready to be awarded.
- e. **RESOLUTION 03-9885** Subdivision 8625, Heritage Pointe, approval of the Final Map, Improvement Plans, and Subdivision Improvement Agreement (Recommend Adoption)
- The Final Map, Improvement Plans, and Subdivision Improvement Agreement for Subdivision 8625, Heritage Pointe, are ready for approval.
- f. **RESOLUTION 03-9886** Approving Plans and Specifications and Authorizing Bidding for Contract 03-01, 8<sup>th</sup> Street/Century Boulevard Reconstruction Project (Recommend Adoption)
- Contract 03-01, 8<sup>th</sup> Street/Century Blvd. Reconstruction Project will reconstruct 8<sup>th</sup> Street from Harbor Street to Herb White Way as well as Century Blvd. from Delta Fair Boulevard to the dividing median on Century Boulevard. The project will also reconfigure the pavement striping to include bicycle lanes, repair curb and gutter, and construct parking on 8<sup>th</sup> Street.
- g. **RESOLUTION 03-9887** Approve Letter to the State Assembly=s Appropriations Committee Supporting Senate Bill 802 (Recommend Adoption)
- Attached is a draft letter from the City of Pittsburg to the Assembly Appropriations Committee supporting SB 802, designating SR 239 and SR 84 as part of the state=s Interregional Road System. SB 802 is an important step toward improving the transportation network in Eastern Contra Costa County.
- h. **RESOLUTION 03-9888** Authorization to Adopt and Implement the Cal-Card Program to Reduce Administrative Costs Associated with Low Dollar Purchases for Staff, Citywide

(Recommend Adoption)

Implementation of the Cal Card AVisa® Program Citywide will reduce the administrative costs by eliminating those processes associated with low dollar purchases. The purchasing function has realized the administrative savings associated with Cal Card. During the six-month trial period as adopted by Council, the Recreation Services Department has reduced the number of requisitions for processing from 85% to 2%.

- i. **RESOLUTION 03-9889** Acceptance of Calpine=s Completion of the Mitigation Requirements Contained in the Transition Station Agreement (Recommend Adoption)  
As a condition of the Transition Station Agreement (Resolution 01-9318) in which the City granted Calpine a new easement over the portion of the City property actually utilized to construction the 115 kv Transmission Line and transition station, Calpine in turn agreed to mitigate the impact of their easement construction errors. The mitigation items have been completed and ready for acceptance.
- j. **RESOLUTION 03-9890** Endorsing Policies to Encourage Investment in Local Telecommunications Services (Recommend Adoption)  
  
This is asking for support of a resolution endorsing policies to encourage investment in local telecommunications services in California, investment in local communities and increased employment opportunities.
- k. **RESOLUTION 03-9891** Approval of Alice C. Tyler Perpetual Grant Application (Recommend Adoption)  
  
The Recreation Department is applying for the Alice C. Tyler Perpetual Trust Grant in the amount of \$25,000. the City of Pittsburg=s process for any grant application requires a City Council resolution that supports the department=s application efforts. The grant as awarded will be applied to youth and teen services in the Pittsburg Summer Youth Corps.
- l. **RESOLUTION 03-9892** Awarding a Copier Lease Agreement to Caltronics Business Systems of San Jose, California to Support the Printing and Copier Needs of Staff, Citywide (Recommend Adoption)

City staff received quotes for a 48-month copier lease



agreement on June 9, 2003. The service proposed is a 48-month copier lease agreement for Adigital copiers, maintenance, supplies and service to support the printing and copier needs of staff citywide. The lowest responsive bidder was Caltronics Business Systems of San Jose, California. Caltronics Business Systems submitted a quote in the amount of \$70,056 annually.

## **CONSIDERATION**

1. **RESOLUTION 03-9893**

Awarding a Professional Services Agreement to Baton Rouge International, Inc. for IT Services (Recommend Adoption)

On July 21, 2003, by Resolution No. 03-9872, the City Council authorized staff to negotiate an agreement with Baton Rouge International, Inc., (BRI) for Information Technology Services. A final scope of services, cost, and form of agreement for the IT services has been successfully negotiated. The agreement will provide for network administration, hardware maintenance and desk side support for a one year period.

2. **MINUTE ORDER**

Grievance Appeal Review (Recommend Adoption)

AFSCME has filed grievances asserting that collective bargaining agreements for the term of July 1, 2001 through June 30, 2002 required the City to make a retroactive payment of salaries to July 1, 2001. The City Manager rejected that assertion and claims that the parties never intended to have a retroactive salary payment. The grievances were received by the City Council and the City Council has been conducting its review of the matter.

3. **MINUTE ORDER**

Library Commissioner Appointment (Recommend Adoption)

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 Library Commission. The current term of appointment is July 1, 2003 through June 30, 2005. Staff has advertised, and one application has been received. The candidate was interviewed on August 11, 2003.

## **PUBLIC HEARING**

1. **RESOLUTION 03-9894**  
(Combined w/RDA 03-911) Consenting to and Calling for a Joint Public Hearing on the Fifth Amendment to the Community Development Plan for the Los Medanos Community Development Project and Related Environmental Documentation (Recommend Adoption)

This resolution, together with the two resolutions being considered by the Redevelopment Agency, is part of the process required to amend the Los Medanos Community Development Project initiated in 2001. These resolutions are the first in a series of required actions to complete the plan amendment. This resolution is largely administrative in nature and represents a necessary procedural step.

2. **RESOLUTION 03-9896** Increasing the Regional Transportation Mitigation Fee Imposed Under Chapter 15.100 of the Pittsburg Municipal Code (Recommend Adoption)

This resolution would raise the Regional Transportation Mitigation Fee imposed on new development within the City of Pittsburg based upon the East Contra Costa Fee Program Update, dated May 2001, prepared by Fehr & Peers Associates, Inc. The new fee increase will be collected by the City and deposited in an escrow account until the City successfully negotiates with the East Contra Costa Regional Fee and Finance Authority (ECCRFFA) and the East County Transportation Improvement Authority (ECTIA) on a revised fee project list, whereupon the monies collected will be applied towards such list.

3. **RESOLUTION 03-9895** Budget Adoption (Recommend Adoption)

On August 11 and August 13, budget workshops were held to review the proposed budget for FY 2003/2004. The budget must be adopted to provide ongoing financing for City activities in the next fiscal year.

**ADJOURNMENT** To: September 15, 2003 **NOTE: No meeting September 2, 2003**

**CITY OF PITTSBURG  
PITTSBURG POWER COMPANY**

65 Civic Avenue  
PITTSBURG, CALIFORNIA

5:00 pm  
August 18, 2003

**CALL TO ORDER: Mayor Yvonne Beals**

**COMMISSION REVIEW WORKSHOP** - 5:00 p.m.

**AUDIENCE REMARKS**

**CONVENE IN CLOSED SESSION** - 6:30 p.m.

**RECONVENE CITY COUNCIL MEETING IN OPEN SESSION** - 7:00 pm

**MEMBERS OF THE PITTSBURG POWER COMPANY**

William Glynn \_\_\_\_\_  
Michael Kee \_\_\_\_\_  
Nancy Parent \_\_\_\_\_  
Aleida Rios \_\_\_\_\_  
Chair Yvonne Beals \_\_\_\_\_

**PLEDGE OF ALLEGIANCE**

**CITIZENS REMARKS**

**MEMBERS REMARKS**

**CONSENT**

a. **MINUTES** Dated: June 16, 2003 (Recommend Approval)

**PUBLIC HEARING**

1. **RESOLUTION 03-090** Budget Adoption (Recommend Adoption)

On August 11 and August 13, budget workshops were held to review the proposed budget for FY 2003/2004. The budget must be adopted to provide ongoing financing for Power Company activities in the next fiscal year.

**ADJOURNMENT**

**CITY OF PITTSBURG**  
**SOUTHWEST PITTSBURG GEOLOGIC HAZARD ABATEMENT DISTRICT II (GHAD)**

65 Civic Avenue  
PITTSBURG, CALIFORNIA

5:00 pm  
August 18, 2003

**CALL TO ORDER: Mayor Yvonne Beals**

**COMMISSION REVIEW WORKSHOP** - 5:00 p.m.

**AUDIENCE REMARKS**

**CONVENE IN CLOSED SESSION** - 6:30 p.m.

**RECONVENE CITY COUNCIL MEETING IN OPEN SESSION** - 7:00 pm

**MEMBERS OF THE GHAD**

William Glynn \_\_\_\_\_  
Michael Kee \_\_\_\_\_  
Nancy Parent \_\_\_\_\_  
Aleida Rios \_\_\_\_\_  
Chair Yvonne Beals \_\_\_\_\_

**PLEDGE OF ALLEGIANCE**

**CITIZENS REMARKS**

**MEMBERS REMARKS**

**CONSENT**

a. **MINUTES** Dated: December 2, 2002 (Recommend Approval)

**PUBLIC HEARING**

1. **RESOLUTION 03-009** Budget (Recommend Adoption)

On August 11 and August 13, budget workshops were held to review the proposed budget for FY 2003/2004. The budget must be adopted to provide ongoing financing for GHAD activities in the next fiscal year.

**ADJOURNMENT**

## **NOTICE TO PUBLIC**

### **SPEAKER=S CARD**

Members of the audience who wish to address the City Council on issues that are not scheduled for the agenda and on any items listed as part of the consent calendar should complete a Speaker=s Card available at the dais. Please read the card carefully in order to fill out the card properly. Submit the completed card to the City Clerk before the item is called, preferably before the meeting begins. Individuals will be given three minutes to address the Council unless additional time is allowed as provided for spokespersons. Prior to speaking, each member of the public shall state their name and business and City residence in a clear and audible tone of voice.

### **AUDIENCE REMARKS**

The Audience Remarks period is for the public to comment on any items scheduled to be heard during the Closed Session portion of the meeting, if applicable.

### **CITIZENS REMARKS**

The Citizens Remarks period is the time when the public may come forward to address the Council on any issues they wish that are not scheduled for the agenda and on any items listed as part of the consent calendar.

### **PRESENTATIONS AND PROCLAMATIONS**

Presentations are directed to the City Council. Proclamations are issued by the Mayor at his/her sole discretion. Accordingly, the public may address the Council on items scheduled as a Presentation or Proclamation during the time allowed for Citizens Remarks.

### **CONSENT CALENDAR**

All matters listed under Consent Calendar are considered by the Council to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Council prior to the time the Council votes on the motion to adopt.

### **PUBLIC HEARINGS**

Persons who wish to speak on Public Hearings listed on the agenda will be heard when the Public Hearing is opened, except on Public Hearing items previously heard and closed to public comment. After the public has commented, the item is closed to public comment and brought to the Council/Agency level for discussion and action. Further comment from the audience will not be received unless requested by the Council/Agency.

### **NOTICE TO THE DISABLED AND VISUALLY OR HEARING IMPAIRED**

In compliance with the Americans with Disabilities Act, the City of Pittsburg will provide special assistance for disabled citizens. Upon request, an agenda for any meeting shall be made available in appropriate alternative formats. The Council Chamber is equipped with sound amplifier units for use by the hearing impaired. The units operate in conjunction with the Chamber=s sound system. You may request the sound amplifier from the City Clerk for personal use during Council meetings. If you need special assistance to participate in this meeting, or are requesting a specially formatted agenda, please contact the City Clerk at 925-252-4850. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting or provide the requested agenda format. (28 CFR 35.102-35.104 ADA Title II)

### **DISRUPTIVE CONDUCT**

The Council requests that you observe the order and decorum of our Council Chamber by turning off or setting to vibrate all cellular telephones and pagers, and that you refrain from making personal, impertinent, or

slandrous remarks. Boisterous and disruptive behavior while the Council is in session, and the display of signs in a manner which violates the rights of others or prevents others from watching or fully participating in the Council meeting, is a violation of our Municipal Code and any person who engages in such conduct can be ordered to leave the Council Chamber by the Mayor.

**City Council Outside Agency/Liaison/ Sub-Committees Assignments - 2003**

<u>OUTSIDE AGENCY BOARDS</u>	<u>COUNCIL MEMBER(S)</u>	<u>TYPE</u>	<u>MEETS</u>	<u>STAFF</u>
ABAG	Yvonne Beals / Aleida Rios Alt.	Standing	Annual	B. Nail
BART Station Specific Plan	Michael Kee / William Glynn Alt.	Ad Hoc	As needed	R. Jerome
Bay Area Water Quality Dist.	William Glynn / Nancy Parent Alt.	Standing	As needed	R. Jerome
Contra Costa Consolid. Fire Dist.	Michael Kee / William Glynn Alt.	Standing	2 <sup>nd</sup> Monday	N. Shirazi
Delta Diablo Sanitation	Yvonne Beals / Aleida Rios Alt.	Standing	2 <sup>nd</sup> Wednesday	J. Fuller
East County Habitat Conserv.	Aleida Rios / Michael Kee Alt.	Standing	Monthly	R. Jerome
East County Water Mgt.	William Glynn / Nancy Parent Alt.	Standing	Annual	J. Fuller
Fee & Finance Authority/TRANSPLAN	William Glynn / Michael Kee Alt.	Standing	2 <sup>nd</sup> Thursday	N. Shirazi
Tri-Delta Transit	Yvonne Beals & Nancy Parent	Standing	Last Wednesday	N. Shirazi
Water Transit Authority Comm.	William Glynn / Nancy Parent Alt.	Standing	Monthly/Thursdays	J. Fuller

<u>LIAISON TO</u>	<u>COUNCIL MEMBER(S)</u>	<u>TYPE</u>	<u>MEETS</u>	<u>STAFF</u>
East Bay League of Calif. Cities	Yvonne Beals / Aleida Rios Alt.	Standing	3 <sup>rd</sup> Thursday	B. Nail
Library Commission	Yvonne Beals & Aleida Rios	Standing	As needed	P. Flores
LMC Foundation Scholarship	Yvonne Beals / Aleida Rios Alt.	Standing	As needed	P. Flores
Mayor=s Conference	Yvonne Beals / Aleida Rios Alt.	Standing	1 <sup>st</sup> Thursday	W. Casey
School District Liaison	Nancy Parent & William Glynn	Standing	Quarterly	P. Flores

<u>SUBCOMMITTEE</u>	<u>COUNCIL MEMBER(S)</u>	<u>TYPE</u>	<u>MEETS</u>	<u>STAFF</u>
CAC/CDBG	Nancy Parent & Michael Kee	Standing	As needed	A. Landry
Centennial Celebration	Yvonne Beals & William Glynn	Ad Hoc	As needed	P. Flores
City/County Relations	Nancy Parent / Michael Kee Alt.	Standing	As needed	W. Casey
City Commission Review	Michael Kee & William Glynn	Ad Hoc	As needed	W. Casey
Economic Development	Yvonne Beals & William Glynn	Standing	Quarterly	B. Nail
Fee & Finance Review	William Glynn & Michael Kee	Ad Hoc	As needed	J. Sbranti
Finance Subcommittee	Aleida Rios & Nancy Parent	Ad Hoc	As needed	M. Simons
Power Company Advisory	William Glynn & Nancy Parent	Standing	As needed	G. Evans
PEHDC	Michael Kee & William Glynn	Standing	1 <sup>st</sup> Thursday	G. Evans
RDA Subcommittee	Aleida Rios & Michael Kee	Standing	Quarterly	G. Evans

**Exhibit "A"**

This exhibit is attached to and made a part of the agenda for the meeting of the City Council and Redevelopment Agency, held on August 18, 2003.

The following description of closed session agenda item(s) is provided pursuant to Government Code section 54954.5.<sup>1</sup>

A. LICENSE/PERMIT DETERMINATION (Section 54956.7)

Applicant(s): (Specify number of applicants)

B. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Section 54956.8)

Property: (Specify street address, or if no street address, the parcel number or other unique reference, of the real property under negotiation)

Agency Negotiator: (Specify names of negotiators attending the closed session) (If circumstances necessitate the absence of a specified negotiator, an agent or designee may participate in place of the absent negotiator so long as the name of the agent or designee is announced at an open session held prior to the closed session.)

Negotiating Parties: (Specify name of party (not agent))

Under negotiation: (Specify whether instruction to negotiator will concern price, terms of payment, or both)

C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Section 54956.9)

Name of case: (Specify by reference to claimant's name, names of parties, case or claim numbers)

AFSCME Local 512, AFL-CIO v. City of Pittsburg, Unfair Practice Charge No. SF-CE-108-M

and

Paulino Lopez and Banana Bug, LLC v. City of Pittsburg, Superior Court Case No. 03-01781

or

Case name unspecified: (Specify whether disclosure would jeopardize service of process or existing settlement negotiations)

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<sup>1</sup> Government Code section 54954.5 provides in part: "No legislative body or elected official shall be in violation of section 54954.2 or 54956 if the closed session items were described in substantial compliance with this section. Substantial compliance is satisfied by including the information provided [in this section], irrespective of its format."



X CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

X Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:  
(Specify number of potential cases)

One (1) case

(In addition to the information noticed above, the agency may be required to provide additional information on the agenda or in an oral statement prior to the closed session pursuant to subparagraphs (B) to (E), inclusive, of paragraph (3) of subdivision (b) of Section 54956.9.)

\_\_\_ Initiation of litigation pursuant to subdivision b) of Section 54956.9: (Specify number of potential cases)

\_\_\_ D. LIABILITY CLAIMS (Section 54956.95)

Claimant: (Specify name unless unspecified pursuant to Section 54961)

Agency claimed against: (Specify name)

\_\_\_ E. THREAT TO PUBLIC SERVICES OR FACILITIES (Section 54957)

Consultation with: (Specify name of law enforcement agency and title of officer)

\_\_\_ F. PUBLIC EMPLOYEE APPOINTMENT

Title: (Specify description of position to be filled)

\_\_\_ G. PUBLIC EMPLOYMENT

Title: (Specify description of position to be filled)

\_\_\_ H. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: (Specify position title of employee being reviewed)

\_\_\_ I. PUBLIC EMPLOYEE DISCIPLINE/RELEASE

(No additional information is required in connection with a closed session to consider discipline, dismissal, or release)

\_\_\_ J. CONFERENCE WITH LABOR NEGOTIATORS (Section 54957.6)

Agency designated representatives: (Specify names of designated representatives attending the closed session) (If circumstances necessitate the absence of a specified designated representative, an agent or designee may participate in place of the absent representative so long as the name of the agent or designee is announced at an open session held prior to the closed session.)

Employee organization: (Specify name of organization representing employee)

And/Or

Unrepresented employee: (Specify position title of unrepresented employee who is the subject of the negotiations)

\_\_\_ K. CASE REVIEW/PLANNING (with respect to closed sessions called pursuant to Section 54957.8)

\_\_\_ L. REPORT INVOLVING TRADE SECRET; HEARINGS (Section 54962 and Sections 1461, 32106, and 32155 of the Health and Safety Code or Sections 37606 and 37624.3 of the Government Code)

\_\_\_ REPORT INVOLVING TRADE SECRET

Discussion will concern: (Specify whether discussion will concern proposed new service, program, or facility)

Estimated date of public disclosure: (Specify month and year)

\_\_\_ HEARINGS

Subject matter: (Specify whether testimony/deliberation will concern staff privileges, report of medical audit committee, or report of quality assurance committee)