



CITY OF PITTSBURG

AMENDED

****Amended items in bold and italicized***
AGENDA

TUESDAY, FEBRUARY 17, 2004

**CITY HALL COUNCIL CHAMBERS
65 CIVIC AVENUE, PITTSBURG, CA**

**WORKSHOP - OVERVIEW OF REDEVELOPMENT PROJECTS AND FUNDING
5:00 P.M. – 6:00 P.M.**

**CLOSED SESSION
6:00 P.M. – 7:00 P.M.**

**REGULAR MEETINGS
7:00 P.M.**

**HOUSING AUTHORITY
REDEVELOPMENT AGENCY
CITY COUNCIL
PUBLIC FINANCING AUTHORITY**

PRESIDING

**Aleida Rios, Mayor/Chair
Nancy Parent, Vice-Mayor/Vice-Chair
Michael Kee, Council Member/Board Member
William Glynn, Council Member/Board Member
Yvonne Beals, Council Member/Board Member**

**FOR HOUSING AUTHORITY:
Dana Leatherwood, Housing Authority Member
Cathy Wallen, Housing Authority Member**

Pittsburg City Council meetings are held the first and third Mondays of each month at 7:00 p.m. The Housing Authority meets in conjunction with the City Council on the third Monday of each month. The Pittsburg City Council meets regularly in the Council Chamber at 65 Civic Avenue, unless otherwise noted above.

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.*

CONVENE IN CLOSED SESSION – 6:00 p.m.

a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:

* **Three (3) cases**

b. PUBLIC EMPLOYMENT

Title: City Manager

RECONVENE IN OPEN SESSION – 7:00 p.m.

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

1. Watershed Appreciation Day
2. Patriotism Week

PRESENTATION

1. CCTA Presentation on Measure C

COUNCIL MEMBER REMARKS – *Council Members may make brief announcements or informal comments at this time. (No Action Required)*

CITY MANAGER REMARKS – *The City Manager may make brief announcements or informal comments at this time. (No Action Required.)*

CITIZENS REMARKS – *Members of the audience who wish to address the City Council or Agency Boards on issues that are not scheduled for the agenda 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 of residence in a clear and audible tone of voice. (No action required.)*

REGULAR HOUSING AUTHORITY MEETING

CONSENT

- a. **DISBURSEMENT LIST** Period Ending January 31, 2004 (Recommend Approval)
- b. **MINUTES** Dated: January 20, 2004 (Recommend Approval)

ADJOURNMENT OF THE HOUSING AUTHORITY To: March 15, 2004

REGULAR REDEVELOPMENT AGENCY MEETING

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 no separate discussion of these items unless requested by a member of the Council or the public prior to the time the Council votes on the motion to adopt.*

a. **MINUTES**

Dated: February 2, 2004 (Recommend Approval)

ADJOURNMENT OF THE REDEVELOPMENT AGENCY To: March 1, 2004

REGULAR CITY COUNCIL MEETING

CONSIDERATION

- *1. **RESOLUTION 04-10003** *Approving Plans and Specifications and Approving a Mitigated Negative Declaration for Contract 00-08, West Leland Road Extension* (Recommend Adoption)
 Combined w/CC 04-10004

Contract 00-08, West Leland Road Extension Project consists of constructing a new two lane road from the existing terminus of West Leland Road to San Marco Boulevard. The new road will connect residential and commercial areas of Pittsburg and serve as a parallel route to State Highway 4. The City's design consultant, Harris & Associates has completed plans and specifications for this project. This Resolution will accept the completed plans and specifications.
2. **RESOLUTION 04-10004** Accepting Plans and Specifications for Contract 00-08, West Leland Road Extension Project (Recommend Adoption)
 Combined w/CC 04-10003

This item is combined with CC Resolution 04-10003. See Executive Summary under CC 04-10003.
3. **RESOLUTION 04-10005** Intent to Form a Mello-Roos Community Facilities District (CFD) for the San Marco Subdivision (Recommend Adoption)

San Marco subdivision is a 639-acre residential project approved in 1993 (Planned Development zoning and tentative map for 2938 total units (1363 single-family & 1575 multi-family).
4. **RESOLUTION 04-10006** Approval and Authorization of the City and Public Financing Authority to Issue and Sell Series 2004 Wastewater Revenue Refunding Bonds (Recommend Adoption)
 Combined w/ PFA 04-017

The proposed City Council action will authorize staff to move forward with the issuance of the City of Pittsburg Public Financing Authority Wastewater Revenue Refunding Bonds, Series 2004. The Bonds will refund the currently outstanding Series 1994A Wastewater Revenue Bonds, providing substantial savings. At this

time, the refunding generates savings of approximately 6.18% or \$55,340 per year for the remaining life of the bonds.

5. **MINUTE ORDER**

Televising City Council Meetings (Recommend Adoption)

Staff has received a Council referral to analyze the possibility of televising City Council Meetings. This has been a topic of discussion for several years during goal setting workshops. Staff has reviewed several options and is recommending a preferred option.

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a. **MINUTES**

Dated: February 2, 2004 (Recommend Approval)

b. **CLAIMS**

#1571 Pacific Gas and Market, Nghie Hoc Nguy and Phuong Ngo Nguy (Recommend Denial)

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

c. **RESOLUTION 04-10007**

Approving a List of Civil Engineering Firms for On-Call Professional Engineering Services as Required by City Staff and Authorizing the City Manager to Enter into Agreements with Selected Firms (Recommend Adoption)

The civil engineering on-call list will allow Staff to use pre-qualified civil engineering firms on an as-needed basis to perform design work and studies as required.

d. **RESOLUTION 04-10008**

Allocating Funding, Accepting Plans and Specifications, and Authorizing the Engineering Department to Solicit Bid Proposals for Contract 03-03, Traffic Signal Installation, San Marco Boulevard and West Leland Road Extension (Recommend Adoption)

An engineering and traffic study indicates that a traffic signal will be warranted on San Marco Blvd. at the intersection of West Leland Road upon completion of the planned extension of West Leland Road. Completion of the West Leland Road Extension is expected in September of 2004. Contract 03-03 will provide for the construction of a traffic signal at the intersection. The Engineering Department has prepared plans and specifications for the procurement of traffic signal equipment and for the traffic signal construction. At this

time, the Engineering Department requests that the City Council allocate funding for the project, approve the plans and specifications, and authorize the solicitation of bid proposals.

- e. **RESOLUTION 04-10009** Accepting Plan and Specifications, and Authorizing the Engineering Department to Solicit Bid Proposals for Contract 00-05, Phase II, Traffic Signal Installation, State Route E/B Off Ramp and San Marco Boulevard / Willow Pass Road (Recommend Adoption)

On March 20, 2000, the City Council adopted Resolution Number 00-9125, approving a budget for the design and installation of four traffic signals in the City of Pittsburg. Contract 00-05, Phase I, was for the installation of a signal at Ventura Drive and Loveridge Road. Contract 00-05, Phase II is for construction of a traffic signal at the intersection of Route 4 E/B Off Ramp and San Marco Boulevard / Willow Pass Road. This signal is warranted upon completion of the planned extension of West Leland Road. Completion of the West Leland Road Extension is expected in September of 2004. The Engineering Department has prepared plans and specifications for the traffic signal installation. At this time, the Engineering Department requests that the City Council accept the plans and specifications, and authorize the solicitation of bid proposals.

- f. **RESOLUTION 04-10010** Acceptance of Public Improvements within Subdivision 8642, Railroad Terrace, for Continuous Maintenance (Recommend Adoption)

The Developer has completed the public improvements within Subdivision 8642, Railroad Terrace, and they are ready for acceptance and continuous maintenance by the City.

- g. **RESOLUTION 04-10011** Acceptance of Public Improvements within Subdivision 8423, San Marco Unit 5, for Continuous Maintenance (Recommend Adoption)

The Developer has completed the public improvements within Subdivision 8423 San Marco Unit 5, and they are ready for acceptance and continuous maintenance by the City.

- h. **RESOLUTION 04-10012** Acceptance of Public Improvements within Subdivision 8393, San Marco Unit 4, for Continuous Maintenance (Recommend Adoption)

The Developer has completed the public improvements within Subdivision 8393 San Marco Unit 4, and they are ready for acceptance and continuous maintenance by the City.

- i. **RESOLUTION 04-10013** Acceptance of Public Improvements within Subdivision 8651, San Marco Unit 2B, for Continuous Maintenance (Recommend Adoption)

The Developer has completed the public improvements within Subdivision 8651 San Marco Unit 2B, and they are ready for acceptance and continuous maintenance by the City.

- j. **RESOLUTION 04-10014** Acceptance of Public Improvements within Subdivision 8693, Cardinale Terrace, for Continuous Maintenance (Recommend Adoption)

The Developer has completed the public improvements within Subdivision 8693, Cardinale Terrace, and they are ready for acceptance and continuous maintenance by the City.

- k. **RESOLUTION 04-10015** Authorization of Crossing Guard Payment 2003-04 to Pittsburg Unified School District (Recommend Adoption)

A Pittsburg Unified School District billing statement in the amount of \$25,000 has been submitted to the City for 2003 – 2004 school crossing guard services. Past crossing guarding service statements and their payments have been addressed per a letter of agreement and a continued interest from the City to assist in this community service. In order to provide payment for 2003 – 2004 City Council authorization is requested.

- l. **RESOLUTION 04-10016** Approval of Lease Agreement by and Between the City of Pittsburg and R&L Brosamer, Inc. for a Contractor's Yard (Recommend Adoption)

R&L Brosamer, Inc. has been awarded the construction contract for the Highway 4 Expansion Project. They need a corporation yard for the purpose of storing construction equipment and supplies for the Project. They have approached the City of Pittsburg requesting to lease the property bounded on the north by Power Avenue, on the easterly side by Railroad Avenue and on the southerly

side by State Highway 4, for the purpose of a contractor's yard.

- m. **REPORT** Receive and File Quarterly Investment Report as of December 31, 2003 (Recommend Acceptance)

The State of California requires the Treasurer or Chief Fiscal Officer at a minimum to submit a comprehensive quarterly report to the legislative body containing detailed information on all securities, investments and funds under the management and oversight of a public agency.

COUNCIL REPORTS - *Council members may ask questions for clarification from City staff, and make a 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.)*

1. Neighborhood Preservation Team Status Report

ADJOURNMENT OF THE CITY COUNCIL To: March 1, 2004

PUBLIC FINANCING AUTHORITY MEETING

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 no separate discussion of these items unless requested by a member of the Council or the public prior to the time the Council votes on the motion to adopt.*

- a. **MINUTES** Dated: May 15, 2003 (Recommend Approval)

CONSIDERATION

- a. **RESOLUTION 04-017** Approval and Authorization of the City and Public
Combined w/ CC 04-10006 Financing Authority to Issue and Sell Series 2004
Wastewater Revenue Refunding Bonds (Recommend
Adoption)

The proposed City of Pittsburg Public Financing Authority action will authorize staff to move forward with the issuance of the City of Pittsburg Public Financing Authority Wastewater Revenue Refunding Bonds, Series 2004. The Bonds will refund the currently outstanding Series 1994A Wastewater Revenue Bonds, providing substantial savings. At this time, the refunding generates savings of approximately 6.18% or \$55,340 per year for the remaining life of the bonds.

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 agenda 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.

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.

There is a 90-day limit for the filing of a challenge in the Superior Court to certain City administrative decisions and orders which require a hearing by law, the receipt of evidence, and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge an action take by the City Council in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a decision if the request is made prior to the next City Council meeting, regardless of whether it is a regular or special meeting.

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 slanderous 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 - 2004

<u>OUTSIDE AGENCY BOARDS</u>	<u>COUNCIL MEMBER(S)</u>	<u>TYPE</u>	<u>MEETS</u>	<u>STAFF</u>
ABAG	Aleida Rios / Nancy Parent Alt.	Standing	Annual	B. Nail
BART Station Specific Plan	Michael Kee / Yvonne Beals Alt.	Ad Hoc	As needed	R. Jerome
Bay Area Water Quality Dist.	William Glynn / Yvonne Beals Alt.	Standing	As needed	R. Jerome
Contra Costa Consolid. Fire Dist.	Michael Kee / William Glynn Alt.	Standing	2 nd Monday	N. Shirazi
Delta Diablo Sanitation	Aleida Rios / Nancy Parent Alt.	Standing	2 nd Wednesday	J. Fuller
East County Habitat Conserv.	Michael Kee / Yvonne Beals Alt.	Standing	Monthly	R. Jerome
East County Water Mgt.	William Glynn / Yvonne Beals Alt.	Standing	Annual	J. Fuller
Fee & Finance Authority/TRANSPLAN	William Glynn / Michael Kee Alt.	Standing	2 nd Thursday	N. Shirazi
Tri-Delta Transit	Aleida Rios & Nancy Parent	Standing	Last Wednesday	N. Shirazi
Water Transit Authority Comm.	William Glynn / Yvonne Beals 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	Aleida Rios / Nancy Parent Alt.	Standing	3 rd Thursday	B. Nail
Library Commission	Aleida Rios & Yvonne Beals	Standing	As needed	P. Flores
LMC Foundation Scholarship	Aleida Rios / Nancy Parent Alt.	Standing	As needed	P. Flores
Mayor's Conference	Aleida Rios / Nancy Parent Alt.	Standing	1 st Thursday	L. White
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
California Theatre Study	William Glynn & Michael Kee	Ad Hoc	As needed	G. Evans
City/County Relations	Nancy Parent / Michael Kee Alt.	Standing	As needed	L. White
Economic Development	William Glynn & Yvonne Beals	Standing	Quarterly	B. Nail
Fee & Finance Review	William Glynn & Michael Kee	Ad Hoc	As needed	J. Sbranti
Finance Subcommittee	Aleida Rios & William Glynn	Ad Hoc	As needed	M. Simons
Power Company Advisory	William Glynn & Nancy Parent	Standing	As needed	G. Evans
PEHDC	Michael Kee & Yvonne Beals	Standing	1 st Thursday	G. Evans
RDA Subcommittee	Aleida Rios & Michael Kee	Standing	Quarterly	G. Evans
Shaping Our Future	Michael Kee & William Glynn	Ad Hoc	As needed	L. White