



CITY OF PITTSBURG AGENDA

MONDAY, JULY 5, 2005

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

**PRESENTATION FOR CIVIC CENTER MID-RISE PROJECT
5:00 P.M**

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

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

**REDEVELOPMENT AGENCY
PITTSBURG POWER COMPANY
CITY COUNCIL**

PRESIDING

**Nancy Parent, Mayor/Chair
Michael Kee, Vice-Mayor/Vice-Chair
Ben Johnson, Council Member/Board Member
Will Casey, Council Member/Board Member
William Glynn, Council Member/Board 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 City Council meets regularly in the Council Chambers at 65 Civic Avenue, unless otherwise noted above.

PRESENTATION FOR CIVIC CENTER MID-RISE PROJECT – 5:00 p.m.

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 – EXISTING LITIGATION (SECTION 54956.9 (a)):

Name of Case:

Gregory Osorio and California Acorn, Pittsburg Chapter vs. City of Pittsburg, Contra Costa County Superior Court Case No. N04-0209

- b. CONFERENCE WITH LABOR NEGOTIATORS (Section 54957.6):

Agency designated representatives:

Marc Grisham, Marc Fox, Bruce Heid

Employee organization:

AFSCME (Miscellaneous A Unit), AFSCME (Management/Professional/Confidential Unit), Police Officers' Association, Police Managers Group, Teamsters

And

Unrepresented Employees

CONVENE IN OPEN SESSION – 7:00 p.m.

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

PRESENTATIONS

1. New Employee Introductions

COUNCIL MEMBER REPORTS/REMARKS – Council Members may make brief announcements or informal comments at this time. 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 REPORTS/REMARKS – The City Manager may make brief announcements or informal comments at this time and brief the Council on items of interest. (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 REDEVELOPMENT AGENCY MEETING

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

- a. **MINUTES** Dated: June 20, 2005 (Recommend Approval)
- b. **RESOLUTION 05-1058** Authorizing the Award of Ongoing Contracts for Code
Combined w/CC 05-10314 Enforcement and Inspection Services Performed for
Both the City and Redevelopment Agency (Recommend
Adoption)

During the course of fiscal year 2004-2005 the City retained the services of Berryman & Henigar to provide code enforcement and building inspection within the City. Over the next two fiscal years these services will continue to be provided by one or more of the following firms: Berryman & Henigar LLC; Linhart, Peterson, Powers Associates; CSG Consultants Inc.; Willdan.

ADJOURNMENT OF THE REDEVELOPMENT AGENCY To: July 18, 2005

PITTSBURG POWER COMPANY 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 be no separate discussion of these items unless requested by a number of the Council or the public prior to the time the Council votes on the motion to adopt.*

a. **MINUTES**

Dated: June 20, 2005 (Recommend Approval)

ADJOURNMENT OF THE PITTSBURG POWER COMPANY

REGULAR CITY COUNCIL 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 be no separate discussion of these items unless requested by a number of the Council or the public prior to the time the Council votes on the motion to adopt.

- a. **MINUTES** Dated: June 20, 2005 (Recommend Approval)
- b. **RESOLUTION 05-10314** Authorizing the Award of Ongoing Contracts for Code Enforcement and Inspection Services Performed for Both the City and Redevelopment Agency (Recommend Adoption)
Combined w/RDA 05-1058
- See Executive Summary for Redevelopment Agency Resolution No. 05-1058.
- c. **RESOLUTION 05-10324** Adoption of the East Contra Costa County Functionally Equivalent Integrated Regional Water Management Plan (Recommend Adoption)
- Adopt a Functional Equivalent Document (FED) to an Integrated Regional Water Management Plan (IRWMP) and authorize the Public Works Director to sign the document on behalf of the City for transmittal to the State of California Department of Water Resources as part of a Proposition 50 Implementation Grant application.
- d. **RESOLUTION 05-10325** Award Annual Public Works Water and Sewer System Maintenance Supply Contract Purchase Contract (Recommend Adoption)
- The City of Pittsburg Public Works Department has a budget of about \$18 million and requires large quantities of supplies to carry out its responsibilities. The Department has requested, and received bids, from vendors for these supplies. Some of these bids exceed the \$50,000 threshold that requires approval of the City Council. These supplies are necessary to maintain operations of the Department and an open purchase order is ready to be awarded.
- e. **RESOLUTION 05-10326** Subdivision 8845 Rose Glen, Approval of the Final Map, Improvement Plans, Grading Plans, and Subdivision Improvement Agreement (Recommend Adoption)
- The Final Map, Improvement Plans, Grading Plans, Subdivision Improvement Agreement for Subdivision 8845, Rose Glen is ready for acceptance.

- f. **RESOLUTION 05-10327** Approval of Police Department Case Management System (CMS) Project (Recommend Adoption)

A Case Management System (CMS) has been developed by the City of Pittsburg's Information Technology (IT) services provider, CMC Americas. This project will be completely financed by existing grant funds and will not impact the General Fund.

- g. **RESOLUTION 05-10328** Award 2005/2006 Fuel Supplies Purchase Contract (Recommend Adoption)

The City of Pittsburg Public Works and Economic Development Departments each require large quantities of supplies to carry out their responsibilities. These required supplies include fuel supplies, which are necessary to maintain operations. Gasoline services were advertised for bid and a purchase contract for Fiscal Year 05/06 is ready to be awarded by the City Council.

- h. **RESOLUTION 05-10329** Establishing a Water Treatment Plant On-Site Power Generation Project as Part of the City's Capital Improvement Program (Recommend Adoption)

On June 15, 2005, the Public Works Department received an economic evaluation for Water Treatment Plant on-site power generation for peak/partial-peak time of use from Black & Veatch, Consulting Engineers. This project would increase the size of an on-site power generation system currently being designed as part of the new Zone 2 Pumping Station that is being paid for by development. City staff is recommending that the incremental cost of increasing this project's size be added to the City's Capital Improvement Program and funding be allocated from the Water Enterprise Fund.

- i. **RESOLUTION 05-10330** Appoint the Financing Team and Approve a Deposit and Reimbursement Agreement for Community Facilities District No. 2005-2 (Vista Del Mar) (Recommend Adoption)

In accordance with the terms of the Development Agreement between the City of Pittsburg and William Lyon Homes, Inc., a Community Facilities District (CFD) shall be formed to provide funding for police services in the Vista Del Mar subdivision. In addition to funding police services, it has been determined by the City and Developer the need to finance the construction of certain public improvements by a future bond financing within the boundaries of the proposed CFD 2005-2 (Vista Del

Mar). By this resolution the City Council will direct staff to undertake the proceedings toward the establishment of a CFD and a bond financing by appointing the members of the Financing Team, and to approve the Deposit and Reimbursement Agreement between the City of Pittsburg and the Developer.

- j. **RESOLUTION 05-10332** Accepting the 2005 Water Service Replacement Contract as Complete (Recommend Adoption)

The Water Services Replacement Contract is part of a proactive approach to replace existing plastic polybutylene water services before they fail and prepare streets scheduled in the Pavement Rehabilitation Program. W.R. Forde Associates, Inc., of Richmond, California has completed contract work for this project.

- k. **RESOLUTION 05-10333** Awarding a Contract to Pacific Liners of Vacaville, California for Construction of the Stoneman Sanitary Sewer Rehabilitation/Replacement Project (Recommend Adoption)

City Staff opened bids for the Stoneman Sanitary Sewer Rehabilitation/Replacement Project on June 22, 2005. This project will replace an existing sewer line near Stoneman Avenue, which is near failure and needs rehabilitation or replacement. The apparent low bidder for this project is Pacific Liners of Vacaville, California. They submitted a bid proposal in the amount of \$74,250.

ADJOURNMENT To: July 18, 2005

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 - 2005

Updated April 4, 2005

<u>OUTSIDE AGENCY BOARDS</u>	<u>COUNCIL MEMBER(S)</u>	<u>TYPE</u>	<u>MEETS</u>	<u>STAFF</u>
ABAG	Nancy Parent / Michael Kee Alt.	Standing	Annual	B. Nail
BART Station Specific Plan	Michael Kee / William Glynn	Ad Hoc	As needed	M. Ayres
Bay Area Water Quality Dist.	Ben Johnson / Will Casey Alt.	Standing	As needed	M. Ayres
Contra Costa County Fire Dist.	Will Casey / Ben Johnson Alt.	Standing	2 nd Monday	M. Rodriguez
Delta Diablo Sanitation	Nancy Parent / Michael Kee Alt.	Standing	2 nd Wednesday	J. Fuller
East County Habitat Conserv.	Will Casey / Ben Johnson Alt.	Standing	Monthly	R. Jerome
East County Water Mgt.	Nancy Parent / Michael Kee Alt.	Standing	Annual	J. Fuller
E-PAC	William Glynn / Michael Kee Alt.	Standing	2 nd Thursday	J. Sbranti
Fee & Finance Authority/TRANSPLAN	William Glynn / Michael Kee Alt.	Standing	2 nd Thursday	J. Sbranti
Tri-Delta Transit	Nancy Parent & Michael Kee	Standing	Last Wednesday	M. Rodriguez
Water Transit Authority Comm.	Will Casey / Ben Johnson 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	Nancy Parent / Michael Kee Alt.	Standing	3 rd Thursday	B. Nail
Library Commission	Nancy Parent / William Glynn	Standing	As needed	P. Flores
Mayor's Conference	Nancy Parent / Michael Kee Alt.	Standing	1 st Thursday	M. Grisham
School District Liaison	Nancy Parent & William Glynn/Ben Johnson Alt.	Standing	Quarterly	P. Flores

<u>SUBCOMMITTEE</u>	<u>COUNCIL MEMBER(S)</u>	<u>TYPE</u>	<u>MEETS</u>	<u>STAFF</u>
CAC/CDBG	Ben Johnson & Will Casey	Standing	As needed	A. Landry
California Theatre Study	William Glynn & Will Casey	Ad Hoc	As needed	G. Evans
City/County Relations	Michael Kee / Ben Johnson Alt.	Standing	As needed	M. Grisham
Draft ULL Committee	Michael Kee & William Glynn	Ad Hoc	As needed	M. Grisham
Economic Development	Ben Johnson & Will Casey/Nancy Parent Alt.	Standing	Quarterly	B. Nail
Fee & Finance Review	William Glynn & Michael Kee	Ad Hoc	As needed	J. Sbranti
Finance Subcommittee	Ben Johnson & Will Casey	Ad Hoc	As needed	M. Simons
Land Use Subcommittee	Michael Kee & William Glynn	Ad Hoc	As needed	M. Ayres
Mallards Commemoration Signage	Michael Kee	Ad Hoc	As needed	P. Flores
Power Company Advisory	Nancy Parent & William Glynn	Standing	As needed	G. Evans
PEHDC	Will Casey & Bill Glynn	Standing	1 st Thursday	G. Evans
RDA Subcommittee	Nancy Parent & Michael Kee/William Glynn Alt.	Standing	Quarterly	G. Evans