

CITY OF PITTSBURG
Southwest Pittsburg Geologic Hazard Abatement District II Minutes
January 29, 2007

Chair Ben Johnson called the meeting of the Southwest Pittsburg Geologic Hazard Abatement District II to order at 7:24 P.M. in the City Council Chambers at City Hall, 65 Civic Avenue, Pittsburg, California after having convened with a Presentation at 5:00 P.M. regarding the Priority Workplan Update and New Objectives, and a Workshop at 6:00 P.M. for Citywide CIP and RDA Project List and Housing Bond Plan.

MEMBERS PRESENT: Casey, Evola, Kee, Parent, Johnson

STAFF PRESENT: Executive Director, Marc Grisham
Assistant Executive Director, Matt Rodriguez
Legal Counsel, Ruthann Ziegler
City Clerk, Alice Evenson
Director of Engineering and Building, Joe Sbranti
Director of Economic Development, Brad Nail
Director of Redevelopment, Randy Starbuck
Director of Human Resources, Marc Fox
Director of Public Works, John Fuller
Director of Planning, Melissa Ayres
Director of Recreation, Paul Flores
Director of Finance, Marie Simons
Chief of Police, Aaron Baker

Chair Johnson and City Attorney Ziegler clarified that the following item was incorrectly listed on the agenda as a Consent Calendar item and that in fact it is a Public Hearing.

PUBLIC HEARING

1. **RESOLUTION 07-019** Confirming the Assessment and Ordering the Levy and Collection Thereof for a Portion of the District

Keith Halvorson, Assistant City Engineer, stated ballots need to be opened to certify the Engineers' report and establish the amount of assessments to be assessed against current and future parcels. The area has already been annexed into the District by previous actions.

Chair Johnson opened the public hearing for Resolution 07-019.

There being no one to speak either for or against the Resolution, Chair Johnson closed the public hearing for Resolution 07-019.

City Clerk/District Secretary Alice Evenson reported that four ballots had been received. Ballots were then opened and counted by the City Clerk. Of the number of

votes, four had been confirmed as 'yes' votes with zero 'no' votes. The votes cast 'yes' equaled 100 percent of the total votes cast.

On motion by Member Evola and seconded by Vice Mayor Casey, carried unanimously to adopt Resolution 07-019.

ADJOURNMENT

The meeting of the Southwest Pittsburg Geologic Hazard Abatement District II adjourned at 7:28 P.M.

Respectfully submitted,

Alice Evenson, Secretary

CITY OF PITTSBURG
Redevelopment Agency Minutes
January 16, 2007

Chair Ben Johnson called the meeting of the Redevelopment Agency to order at 7:23 P.M. in the City Council Chambers at City Hall, 65 Civic Avenue, Pittsburg, California after having convened with a Presentation at 5:00 P.M. regarding the Priority Workplan Update and New Objectives, and a Workshop at 6:00 P.M. for Citywide CIP and RDA Project List and Housing Bond Plan.

MEMBERS PRESENT: Casey, Evola, Kee, Parent, Johnson

STAFF PRESENT: Executive Director, Marc Grisham
Assistant Executive Director, Matt Rodriguez
Legal Counsel, Ruthann Ziegler
City Clerk, Alice Evenson
Director of Engineering and Building, Joe Sbranti
Director of Economic Development, Brad Nail
Director of Redevelopment, Randy Starbuck
Director of Human Resources, Marc Fox
Director of Public Works, John Fuller
Director of Planning, Melissa Ayres
Director of Recreation, Paul Flores
Director of Finance, Marie Simons
Chief of Police, Aaron Baker

CONFLICT OF INTEREST DECLARATION

There was no Conflict of Interest Declaration.

CONSENT CALENDAR

On motion by Member Parent, seconded by Member Evola and carried unanimously to adopt the Consent Calendar, as follows:

a. **MINUTES** Dated: January 16, 2007

Approved minutes dated January 16, 2007.

ADJOURNMENT

The meeting of the Redevelopment Agency adjourned at 7:24 P.M. to February 5, 2007.

Respectfully submitted,

Alice Evenson, Secretary

CITY OF PITTSBURG
City Council Minutes
January 16, 2007

Mayor Ben Johnson called the meeting of the City Council to order at 7:29 P.M. in the City Council Chambers at City Hall, 65 Civic Avenue, Pittsburg, California after having convened with a Presentation at 5:00 P.M. regarding the Priority Workplan Update and New Objectives, and a Workshop at 6:00 P.M. for Citywide CIP and RDA Project List and Housing Bond Plan.

MEMBERS PRESENT: Casey, Evola, Kee, Parent, Johnson

MEMBERS EXCUSED: None

STAFF PRESENT City Manager, Marc Grisham
Assistant City Manager, Matt Rodriguez
City Attorney, Ruthann Ziegler
City Clerk, Alice Evenson
Director of Engineering and Building, Joe Sbranti
Director of Economic Development, Brad Nail
Director of Redevelopment, Randy Starbuck
Director of Human Resources, Marc Fox
Director of Public Works, John Fuller
Director of Planning, Melissa Ayres
Director of Recreation, Paul Flores
Director of Finance, Marie Simons
Chief of Police, Aaron Baker

Mayor Johnson considered the following general City Council items at 7:00 P.M. prior to pursuing the Redevelopment Agency agenda.

PLEDGE OF ALLEGIANCE

The City Council led the Pledge of Allegiance.

COUNCILMEMBER REPORTS/REMARKS

Council Member Parent announced that Pittsburg Community Theater was beginning its new run with a play titled "Rumors" written by Neil Simon. The performances begin this coming weekend. Council Member Parent also noted she attended the Chamber of Commerce Installation Dinner which was well attended.

Mayor Johnson stated he also attended the Chamber of Commerce Installation Dinner as well as Veterans meetings with the Disabled Veterans and the American Legion. He stated he was invited to the installation of the Fil-Am officers but was unable to attend as it was a last minute request.

CITY MANAGER REPORTS/REMARKS

City Manager Grisham had nothing to report.

CITIZENS REMARKS

JUNE FORSYTH, Pittsburg, spoke about the value of existing trees. She stated she was upset that trees were cut down the day after the council approved the contract. She stated she would like someone to develop a tree ordinance such as that in Pleasant Hill.

MARTI AIELLO, Pittsburg, spoke to a proposal that she had informed the Council of regarding expanding the Historic District in the City of Pittsburg. The current ordinance does not preclude this expansion. This would set up a welcoming environment with an arched landing at Civic and Railroad as an entrance to the Historic Old Town District. The proposal is well received in the community and would be a positive sign that the City is heading for a renaissance in the area. She is hoping that the item will come back as an agenda item.

MICHAEL LENGYEL, Pittsburg, questioned the GO Pittsburg system where he got an anonymous reply. The system does work and is a good tool, but he would like to see the responses signed by the answering party. His second comment was regarding the number of documents presented at the workshop today and wondered where they are available. He would like to have copies if possible.

Mr. Lengyel was directed to the City Clerk's Office by the City Manager.

Mr. Lengyel welcomed Council Member Evola to the Council and he also agreed with the prior comments by both Ms. Forsyth and Ms. Aiello proposals.

AJ FARDELLA, Pittsburg, apologizes for not coming to the Council sooner, but he had a medical issue. He welcomed Sal Evola and congratulated Nancy Parent and Michael Kee on their election. He commented on the successful forum presented here at City Hall prior to the election. As Chair of the Measure C Committee, he wished to present an education report on Measure C. Frank Aiello originally supported the 11 acres set aside for a school in Vista Del Mar and the community is quite appreciative of this action. He stated Measure C will be fulfilling all the Measure C projects without fail. He also complimented the City on the GO Pittsburg program. Finally, he congratulated Ben Johnson as Mayor for this term.

RICK COATS, Pittsburg, works with the homeowners on Santa Lucia Drive. He wanted to bring to the Council's attention an item that was removed from the initial report on the landslide area; that is, Section 8 of the last report that was issued on investigation of the cause of the landslide. This Section pertains to repair of the stability, which at the direction of the City was removed from the report. The residents still have not been informed as to the status of the area and the report. He stated the relevancy of this

information is important, yet not included in the report. He stated the homeowners are requesting access to the report and request prompt response from the City Council prior to the next council meeting.

CJ NICHOLS of Deer Hill Court in Pittsburg stated he has concerns regarding what he considers a terrible injustice in allowing the William Lyons company to continue to grade and begin building. He does not trust the City staff and does not trust the Engineer. He asked whether the report included the whole grading plan of William Lyons Homes? He is asking the Council to look into this matter.

City Attorney Ziegler stated Mr. Coats correctly points out the difference in content between why did the slide happen and is the area stable. The report that was requested from Kleinfelder was as to causation and the report has been released in its entirety and is a public record. Issue as to stability, it is her understanding that that analysis is not complete and that is why that portion of the report was removed. There is still additional data and/or analysis that has to be prepared before Kleinfelder can reach a final conclusion on the issue as to stability. As to the response to Mr. Sullivan, the letter responding to his request is on her desk waiting for her signature tomorrow morning.

CONFLICT OF INTEREST DECLARATION

Councilmember Evola reported that he would vote on the entire Consent Calendar with the exception of items c and e, of which he would recuse himself based on his financial interest as a source of income from the property owner.

CONSENT CALENDAR

On motion by Vice Mayor Casey, seconded by Council Member Evola and carried unanimously to adopt the Consent Calendar, with the removal of items c and g as follows:

- a. **MINUTES** Dated: January 16, 2007
Approved minutes dated January 16, 2007.
- b. **CLAIMS** #1735 Betsey McQuarrie; #1755, Michelle Kehl
Denied claims #1735 Betsey McQuarrie and #1755 Michelle Kehl.

The following item was removed for discussion. Council Member Evola left the dais at this time.

- c. **ORDINANCE 07-1282** Introduction of an Ordinance Approving Lawlor Estates Development Agreement AP-06-391 (DA)

Council Member Parent had a question regarding the lots identified. She is concerned about one of the smallest lots in the development.

City Engineer Joe Sbranti stated that the developer has identified specific lots that they want to place the units on and they have revised their map to accommodate those units. They are in the process of going through the map revision at this time.

When questioned by Council Member Parent as to whether or not the map attached to the Ordinance is the correct version, Mr. Sbranti stated he was not sure whether or not the map is an attachment; however, the map that was recently submitted by the developer makes accommodation specifically for the additional structures to be constructed.

City Manager Grisham explained that accessory units to lots that size are common and done all the time. He believes that as it related to the lots here the accessory unit can be placed on them.

Mr. Sbranti stated that the maps are still in the review process but that it will meet all of the City standards and that those additional units can be installed on the lots.

On motion by Vice Mayor Casey and seconded by Mayor Johnson to adopt Ordinance 07-1282 by the following vote:

Ayes: Members Casey, Kee and Mayor Johnson
Noes: None
Abstained: Member Parent
Absent: Member Evola (recused)

- d. **ORDINANCE 07-1283** Adoption of an Ordinance Levying a Special Tax for the Fiscal Year 2007-2008 and Following Fiscal Years Solely Within and Relating to the City of Pittsburg Community Facilities District No. 2007-1 (Park Maintenance Services)

Adopted Ordinance 07-1283.

- e. **RESOLUTION 07-10705** Accepting Contract 2004-13, Highlands Ranch Park Project as Complete and Authorizing the City Engineer to File a Notice of Completion

Adopted Resolution 07-10705.

- f. **RESOLUTION 07-10706** Accepting Contract 2005-24 John S. Bryant Park Project as Complete and Authorizing the City Engineer to File a Notice of Completion

Adopted Resolution 07-10706.

The following item was removed for discussion. Council Member Evola returned to the dais at this time.

- g. **MINUTE ORDER** Approval to Extend the Fiscal Years 2005-2006 and 2006-2007 Two-Year Operating Budget Plan by One Additional Year for Fiscal Year 2007-2008

Council Member Evola questioned the process in general for budget approval, being a new Council Member. He asked how long before staff anticipates the budget stabilization plan to be implemented or to be in draft form for Council review. He also requested whether reports were made on a quarterly or biannual basis.

City Manager Grisham explained the process for reporting the financial status of the City to the Council. He stated the stabilization plan would come back for an annual review when the continuation budget is adopted. He also stated the next report would be a six month report. He explained that normally there are three reports a year relating to the financial status of the City.

On Motion by Council Member Parent and second by Vice Mayor Casey, to unanimously adopt the Minute Order.

- h. **RESOLUTION 07-10707** Field Use Agreement with Pittsburg Pony and National Little League

Adopted Resolution 07-10707.

- i. **RESOLUTION 07-10708** Beta Pi Sigma Sorority Request for Community Sponsorship Funds

Adopted Resolution 07-10708.

- j. **RESOLUTION 07-10709** Trans Bay Cable Project EIR Addendum AP-04-157

Adopted Resolution 07-10709.

- k. **RESOLUTION 07-10710** Acceptance of Contract 2006-12, Pittsburg Launch Ramp and Storm Drain Maintenance Dredging Project

Adopted Resolution 07-10710.

- l. **RESOLUTION 07-10711** Authorizing Adoption of the Fiscal Year 2007-08 Council Priority Workplan

Adopted Resolution 07-10711.

ADJOURNMENT

The City Council adjourned at 7:37 P.M to February 5, 2007.

Respectfully submitted,

Alice E. Evenson, City Clerk