

**CITY OF PITTSBURG
CITY COUNCIL/AGENCY CONCURRENT MEETING MINUTES**

DATE: October 20, 2008

LOCATION: Council Chambers, City Hall, 65 Civic Avenue, Pittsburg, CA 94565

CITY COUNCIL/AGENCY MEMBERS

Will Casey, Mayor/Chair
Nancy Parent, Vice-Mayor/Chair
Salvatore Evola, Council/Agency Member
Michael Kee, Council/Agency Member
Ben Johnson, Council/Agency Member

APPOINTED OFFICIALS

Marc S. Grisham, City Manager/Executive Director
Ruthann Ziegler, City Attorney/Legal Counsel
Alice E. Evenson, City Clerk/Agency Secretary (elected)
James Holmes, City Treasurer (elected)

CALL TO ORDER

Mayor Casey called the meeting of the City Council to order at 7:00 P.M. in the City Council Chambers at City Hall, 65 Civic Avenue, Pittsburg, California after convening in Closed Session for the following:

1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Initiation of Litigation Pursuant to subdivision (c) of Section 54956.9):

One (1) case

2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

City Attorney

3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Section 54956.8):

Property: 78 West Blvd; Agency Negotiator: Marc Grisham, Randy Starbuck;
Negotiating Parties: Jim Mann, Better Homes Mann & Associates; Under
Negotiation: both price and terms of payment

Property: 45 West Blvd; Agency Negotiator: Marc Grisham, Randy Starbuck;
Negotiating Parties: Cheryl Carter, Coldwell Banker Coon McCreary; Under
Negotiation: both price and terms of payment

Mayor Casey stated there was nothing to report from Closed Session.

ROLL CALL

All Members were present.

PLEDGE OF ALLEGIANCE

Chief Aaron Baker led the Pledge of Allegiance.

PRESENTATION

New Employee Introductions

New employees from the following departments were introduced: City Clerk's Office, Finance, Police Department and Public Works.

COUNCIL MEMBER REPORTS/REMARKS

Council Member Johnson attended the American Legion meeting and the East Bay League of California Cities Committee Meeting.

Vice Mayor Parent was not present at the last meeting as she was attending the American Public Transit Association Meeting in San Diego. She also attended the Delta 6 meeting last week. Upcoming this Friday at the Elks Club is the Poker Tournament fundraiser for the Creative Arts Building presentation of The Nutcracker. Also upcoming is the Holiday decorations fundraiser and fundraiser dinner on November 1 at Small World Park for the Pittsburg High School Marching Show Band.

CITY MANAGER REPORTS/REMARKS

City Manager Grisham stated there was nothing to report.

CITIZENS REMARKS

Ken Johnson addressed a recent burglary that he suffered and wondered what measures he can take and do for the community to help folks that this has happened to. He feels the Police Department is doing their job but may need some outside help.

PUBLIC HEARING

Council Member Kee recused himself from the following item as RAMAR International Corporation is a client of his. He left the dais at this time.

6. Adoption of a City Council Resolution for Approval of \$10,000,000 Issuance of California Enterprise Development Authority Revenue Bonds for the Benefit of RAMAR International Corporation and/or Related Entity

Mayor Casey opened the Public Hearing.

Paula Connors, Executive Director of the California Enterprise Development Authority, thanked staff for their timely response when requested to put this matter on the agenda.

There being no one further to speak to the item, Mayor Casey closed the Public Hearing.

On motion by Vice Mayor Parent, seconded by Member Evola and carried to approve by the following vote:

AYES: Salvatore Evola, Will Casey, Nancy Parent, Ben Johnson
ABSENT: Michael Kee

Council Member Kee returned to the dais at this time.

7. Public Hearing Regarding Revising Water Facility Reserve Charge

Staff advised the Council that this item was noticed as a Public Hearing; however, it was not quite ready to be heard at this time. Staff asked that the Public Hearing be opened, testimony be taken, and the item continued to a date uncertain.

Mayor Casey opened the Public Hearing. There was no one to speak to the item. The Public Hearing remains open to a date uncertain.

CONSIDERATION

8. Adoption of a Minute Order Appointing a Planning Commissioner

On motion by Member Johnson, seconded by Member Evola to appoint AJ Fardella to the recently vacated seat, for the remainder of the term expiring June 30, 2009, and carried unanimously.

CONFLICT OF INTEREST DECLARATION - City Council/Agency Members may make any conflict of interest declarations pertaining to Consent Calendar items at this time.

There was no conflict of interest declaration.

COMBINED REDEVELOPMENT AGENCY, PITTSBURG POWER COMPANY, PUBLIC FINANCE AUTHORITY, AND CITY COUNCIL CONSENT CALENDAR

On motion by Vice Mayor Parent, seconded by Member Johnson, and carried unanimously to approve the Consent Calendar.

9. Minutes of October 6, 2008

10. Claims - Claims against the City which may cause expenditure of funds; on file in the Office of the City Clerk.

#1893 Ofelia Villena Morgan (Claims denied)

11. Adoption of an Agency Resolution Increasing the Contract Amount for Contract 2006-17 Marina Commercial Building Utility Relocation

12. Adoption of both an Agency and City Council Resolution for Consideration of the Purchase of Approximately 1.3 Acres of Real Property from Caltrans to Complete Assembly of the Proposed Project Site for the Civic Center Mid-Rise Office Building and Adjacent Stand-Alone Restaurant

13. Adoption of a Pittsburg Power Company Resolution Approving a Five-Year Evergreen Gas Service Agreement with the State Department of General Services to Purchase Natural Gas for Resale on Mare Island

14. Adoption of a City Council Resolution Accepting Consultant Contract for Wastewater Collection System Rehabilitation Program as Complete

15. Adoption of a City Council Resolution for Sewer System Management Plan – Plan Adoption

16. Adoption of a City Council Resolution Awarding Contract 2008-18 Water Treatment Plant Filter Rebuild Project to Kaweah Construction Company

17. Adoption of a City Council Resolution Accepting Contract 2006-14, El Dorado Heights Pavement Rehabilitation Project as Complete and Authorizing the City Engineer to File a Notice of Completion

ADJOURNMENT

The meeting was adjourned at 7:37 p.m. to Monday, November 3, 2008.

Respectfully submitted,

Alice E. Evenson, City Clerk