

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

DATE: November 17, 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 7:10 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

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

ROLL CALL

All Members were present.

PLEDGE OF ALLEGIANCE

Joe Sbranti led the Pledge of Allegiance.

COUNCIL MEMBER REPORTS/REMARKS

Vice Mayor Parent stated she attended the Big Little Game Luncheon sponsored by the Kiwanis Club. She attended the opening of the Recycling Center and a retirement at the Delta Diablo Sanitation District. She attended the National Women's Political Caucus and the Veterans Day Ceremony.

Council Member Johnson attended the Veterans Day Ceremony. He also attended the Mayors Conference on behalf of the Mayor.

CITY MANAGER REPORTS/REMARKS

City Manager Grisham announced the final Farmers Market this coming Saturday with music, artwork, raffles and prizes. He also commented on the Old Town Holiday Celebration coming up December 6 with music, story-telling, carolers, Christmas crafts and a tree lighting ceremony.

CITIZENS REMARKS

Theresa Miller introduced herself as the Pittsburg Red Cross liaison along with team member Patti Endo. She stated they would be returning to the Council early next year with a presentation.

Frank Wright spoke as Chair of ACORN's Pittsburg Heights Chapter. He voiced concerns about the waterfront development and plans for a port. He is requesting a forum or workshop be scheduled for the community to attend.

Marie Dryer also voiced concerns about waterfront development and potential traffic. She also asked for a workshop to be held.

The Nutcracker group was called to speak. A 30 second ad for The Nutcracker was shown. Vice Mayor Parent reported her fundraising efforts to bring this presentation to the CAB. A check in the amount of \$23,000 was presented to CAB as a result of the Poker Tournament sponsored in part by the Elks. Members of the cast were present to receive the check. A total of \$35,000 was raised to offset the \$38,000 cost of production.

Sheree McIntyre works with ACORN and voiced concern about an industrial port coming in to town. She also asked for a forum or workshop to discuss the port.

John Bellando stated he is the Co-Chair of the Heights Community ACORN Group and also voiced concerns about the port.

Frank Gordon stated regarding a port, that he has seen the plans, pro forma and satellite drawings showing the closure of Harbor and 3rd Streets. He asked for transparency and that the Council conduct a workshop.

REDEVELOPMENT AGENCY

PUBLIC HEARING

5. Public Hearing Regarding the Award of Contract 2006-17B Marina Commercial Building Project and the Allocation of Funds

Staff asked that the public hearing be opened and continued to December 15, 2008.

Chair Casey opened the Public Hearing. No one came forward to speak to the item. The Public Hearing remains open until December 15, 2008.

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

Council Member Evola stated he would recuse himself from item 19 as a result of his financial interest in one of the agreements involved.

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

City Manager Grisham stated he would like item 10 removed for discussion, and the following corrections be made to items 12 and 19. Item 12 reflected the Economic Development Director's retirement date as 2008; it should be 2009. Item 19, the Lawlor Estates Development Agreement had some minor changes to be made in the attachment.

On motion by Vice Mayor Parent, seconded by Member Johnson, and carried unanimously to approve the Consent Calendar without item 10 and incorporating the above changes to items 12 and 19.

6. Minutes of November 3, 2008

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

#1884A, B, C, D, E, F – Dad's BBQ (Claims denied)

8. Adoption of an Agency Resolution for Consideration of an Agreement Regarding Real Property that Would Delete Block C (7th to 8th Street) from the Vidrio Project

9. Adoption of an Agency Resolution Authorizing the Executive Director to Execute a Contract for the Implementation of a Remedial Action Plan to Clean Up Environmental Contamination at 695 E. 3rd Street

11. Adoption of both an Agency and City Council Resolution Accepting as Complete Contract 2006-05, Gateway Off-Site Improvements

12. Receive Staffing Allocation Changes and Adoption of an Agency Resolution, a Power Company Resolution, and a City Council Resolution Adjusting Fiscal Year 2008/09 Budgets

13. Adoption of a City Council Resolution to Amend the Human Resources Department Staffing
14. Adoption of a City Council Resolution to Amend Catastrophic Leave Donation Program Eligibility in Unrepresented Employees and Executive Team Benefit Schedules
15. Adoption of a City Council Resolution Allocating Funding for Contract 2008-26, 2008/9 Citywide Sewer Rehabilitation Project
16. Adoption of a City Council Resolution to Award the City Facilities Janitorial Maintenance Contract
17. Adoption of a City Council Resolution to Establish and Fund a 2008/09 Water Main/Service/Valve Replacement Capital Improvement Program
18. Adoption of a City Council resolution Amending Public Works Department - Citywide Street Lighting Budget (205-43012) for Street Light Repairs
19. Adoption of City Council Resolutions Finding William Lyon Homes, Lawlor Estates LLC, KB Home South Bay, and Trans Bay Cable Developments in Compliance with Their Respective Development Agreements
20. Adoption of a City Council Resolution Authorizing the Design of Contract 2008-09, Buchanan Swim Center Rehabilitation Project
21. Adoption of a City Council Resolution Approving the Transfer of Prior Year Grant Balances as of June 30, 2008 into the FY 08-09 Budget for the City of Pittsburg in the Amount of \$680,999

The following item was removed from the Consent Calendar for discussion.

10. Adoption of Agency Resolutions for Approval of Reductions and Adjustments to the Agency Fiscal Year 2008-09 Operating Budget and Capital Projects List

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

ADJOURNMENT

The meeting was adjourned at 8:00 p.m. to Monday, December 1, 2008.

Respectfully submitted,

Alice E. Evenson, City Clerk