

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

DATE: October 6, 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 7:15 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 – EXISTING LITIGATION (Section 54956.9(a)):

Redevelopment Agency of the City of Pittsburg v. Marine Express, Inc., Contra Costa County Superior Court Case No. C08-00960

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

One (1) case

Prior to convening in closed session, David Trotter, Attorney for Marine Express addressed the Council regarding settlement of the case.

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

ROLL CALL

Vice Mayor Parent was absent and excused.

PLEDGE OF ALLEGIANCE

Brad Nail led the Pledge of Allegiance.

PROCLAMATION

Domestic Violence Awareness Month

A proclamation was read proclaiming October as Domestic Violence Awareness Month.

PRESENTATION

Delta Diablo Sanitation District – Pharmaceuticals and Wastewater

Amanda Roa of Delta Diablo Sanitation District narrated a power point presentation on the Pharmaceuticals and Wastewater Campaign.

COUNCIL MEMBER REPORTS/REMARKS

Council Member Johnson attended the League of California Cities Seminar in Long Beach where he was sworn in on the East Bay Division Board. He attended several veterans meetings. He also attended the Tri Delta Transit meeting.

Council Member Kee conducted a tour of City Hall for the PHS Government Class.

CITY MANAGER REPORTS/REMARKS

City Manager Grisham stated there was nothing to report.

CITIZENS REMARKS

Greg Almand stated he was pleased to see that the item on the Alarm Fee Ordinance was removed from the agenda and is happy that the ordinance will be re-drafted. He stated that yearly fees would be burdensome on people.

Tony Admundsen stated he agreed with Mr. Almand.

PUBLIC HEARING – JOINT WITH REDEVELOPMENT AGENCY AND CITY COUNCIL

3. Adoption of both an Agency and City Council Resolution Approving a Second Amendment to the Disposition, Development, and Loan Agreement by and between the Redevelopment Agency of the City of Pittsburg and Resources for Community Development, a California Nonprofit Public Benefit Corporation

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

On motion by Member Kee, seconded by Member Johnson and carried unanimously to approve by the following vote:

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

CITY COUNCIL MEETING CONSIDERATION – JOINT WITH REDEVELOPMENT AGENCY, PUBLIC FINANCE AUTHORITY AND CITY COUNCIL

4. Adoption of a Redevelopment Agency, Public Finance Authority and City Council Resolution for Approval of the Refunding and Restructuring of the Pittsburg Redevelopment Agency's Series 1999, 2003A and 2006A Tax Allocation Bond Issue Including All Related Documents and Other Actions

On motion by Member Kee, seconded by Member Evola and carried unanimously to approve by the following vote:

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

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, AND CITY COUNCIL CONSENT CALENDAR

On motion by Member Johnson, seconded by Member Kee and carried unanimously to approve the Consent Calendar by the following vote:

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

5. Minutes of September 15, 2008

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

#1843 Gerardo Arteaga; #1878 Joe Cywinski, Jr. (Claims denied)

7. Adoption of an Agency Resolution to Approve Revision to First Amendment to Owner Participation and Loan Agreement by and between the Redevelopment Agency of the City of Pittsburg and BioZone Laboratories, Inc.

8. Adoption of a City Council Resolution Directing the Formation of a Nonprofit Corporation, the Pittsburg Arts and Community Foundation to Engage in Activities to

Benefit the City of Pittsburgh

9. Adoption of an Agency Resolution Approving the Carryover of FY 2007-08 Redevelopment Agency Capital Improvement and Administrative Project Balances at June 30, 2008 into the Current Fiscal Year 08-09 Budget for the Redevelopment Agency of the City of Pittsburgh
10. Adoption of a Pittsburgh Power Company Resolution Approving an Agreement for Consultant Service for the Pittsburgh Power Company
11. Adoption of a Pittsburgh Power Company Resolution Approving an Agreement for Attorney Service for the Pittsburgh Power Company
12. Adoption of an Agency Resolution Approving the Carryover of FY 2007-08 Pittsburgh Power Capital Improvement and Administrative Project Balances at June 30, 2008 into the Current Fiscal Year 08-09 Budget for the Pittsburgh Power Company
13. Adoption of a City Council Resolution Approving the Carryover of FY 2007-08 Capital Improvement and Administrative Project Balances at June 30, 2008 into the Current Fiscal Year 08-09 Budget for the City of Pittsburgh
14. Adoption of an Ordinance Adding Chapter 1.26 "Maintenance of Foreclosed Property" to the Pittsburgh Municipal Code
15. Adoption of a City Council Resolution Awarding Contract 2008-21 for Ambrose Park Master Plan to RJM Design Group of San Juan Capistrano
16. Adoption of a City Council Resolution for Acceptance and Approval of 2008-09 Afterschool Contract between the City of Pittsburgh and the Pittsburgh Unified School District
17. Receive Fiscal Year 2007-2008 Year-End Financial Review and Adoption of a City Council Resolution Authorizing Year-End Adjustments and Reimbursements to and from the General Fund

ADJOURNMENT

The meeting was adjourned at 7:48 p.m. to Monday, October 20, 2008.

Respectfully submitted,

Alice E. Evenson, City Clerk