

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

**DATE:** August 4, 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)

**AUDIENCE REMARKS**

David Trotter, Attorney for Marine Express, commented on Closed Session Item 2 and urged the Council to work with his client.

**CALL TO ORDER**

Mayor Casey called the meeting of the City Council to order at 7:12 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 REAL PROPERTY NEGOTIATOR (Section 54956.8):

Property: 1044 Cumberland Street (APN 085-204-010); Agency Negotiator: Marc Grisham, Randy Starbuck, Kerry Lyman; Negotiating Parties: Sabina Velez, Daisy Covarrubias; Under Negotiation: Both price and terms of payment

Property: 472 W. 8<sup>th</sup> Street (APN 085-233-005-9); Agency Negotiator: Marc Grisham, Joe Sbranti, Ron Nevels; Negotiating Parties: William Katzemayer and Carol Andrews Gail; Under Negotiation: Both price and terms of payment

Property: 456 W. 8<sup>th</sup> Street (APN 085-233-004-2); Agency Negotiator: Marc Grisham, Joe Sbranti, Ron Nevels; Negotiating Parties: Imelda Martinez; Under Negotiation: Both price and terms of payment

2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Section 54956.9(a)):

Presidio Village Senior Housing Inc. v. Redevelopment Agency of the City of Pittsburg, Contra Costa County Superior Court, Case No. C08-00532

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

Perla Vega, Barbara Vega, Norma Salazar v. Pal G. Robinson, et al., Contra Costa County Superior Court Case No. C06-00459

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

Two (2) cases

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

**ROLL CALL**

Members Evola and Kee were absent/excused.

**PLEDGE OF ALLEGIANCE**

Marc Fox led the Pledge of Allegiance.

**COUNCIL MEMBER REPORTS/REMARKS**

Vice Mayor Parent stated that Monday, the City and Delta Diablo Sanitation District will turn on the recycled water project. Recycled water will be utilized at the golf course and other city parks. She also apologized for mis-speaking that there was never swimming pool at City Park; there was indeed a pool there at one time. She also attended the Old Town music event.

Council Member Johnson attended the car show on Thursday.

**CITY MANAGER REPORTS/REMARKS**

Assistant City Manager Rodriguez announced Hot Summer Nights in Old Town with the PHD's featuring Pete Escovedo, along with a fireworks show. Delta Discovery Cruises will also hold a fireworks cruise that night.

National Night Out is on Tuesday at Small World Park from 5:00 to 8:00 p.m.

## **CITIZENS REMARKS**

Saifi Raniwala asked for help from the Council to allow certain health programs to use their newly opened pharmacy.

AJ Fardella stated he supports the pharmacy and would like the City to help if they are able.

Willie Mims criticized the 5-0 vote for the City Park Master Plan at the last meeting. He noticed some trees that do need to be cut, but otherwise tree removal should not be funded.

## **CITY COUNCIL MEETING**

### **PUBLIC HEARING**

4. Adoption of a City Council Resolution Amending Various Water and Sewer Service Fees

Mayor Casey opened the Public Hearing.

Willie Mims questioned residents having to pay for water meter testing.

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

On motion by Vice Mayor Parent, seconded by Member Johnson and carried by the following vote:

AYES: Casey, Johnson, Parent

ABSENT: Evola, Kee

### **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**

City Attorney Ziegler stated that staff requests item 12 be removed from the Consent Calendar and continued to September 2, 2008.

On motion by Vice Mayor Parent, seconded by Member Johnson to approve the Consent Calendar without items 9 and 12 and carried by the following vote:

AYES: Casey, Johnson, Parent  
ABSENT: Evola, Kee

5. Minutes of July 21, 2008
6. CLAIMS - Claims against the City which may cause expenditure of funds; on file in the Office of the City Clerk.  
  
#1833 Joseph Pastor, Karina Gould, KC Bryan Quick; #1853 Cordelia Anderson (Claims denied)
7. Adoption of an Agency Resolution for Consideration of a Second Amendment to the Real Property Exchange Agreement with the Judicial Council of California, Administrative Office of the Courts ("AOC"), for a New Courthouse in Pittsburg
8. Adoption of an Agency Resolution Adopting Tariff Language of the Public Benefits Program, the Solar Incentive Program and the Investment Recovery Charges for Island Energy

**Item 9 was pulled and continued to September 2, 2008.**

9. Adoption of a City Council Resolution of Intent to Study Amendments of Certain Zoning and General Plan Designs in the Southeast Hills from Residential to Open Space
10. Adoption of a City Council Resolution to Appropriate Funds for the Sullenberger Swim Center
11. Adoption of City Council Resolutions Establishing Administrative Fees for Periodic Review of Subdivision Development Agreements
13. Second Reading and Adoption of an Ordinance Adopting Miscellaneous Changes to Pittsburg Municipal Code Title 13 "Waters and Sewers"
14. Adoption of a City Council Resolution for Acceptance and Approval of the Mayor's Youth Golf Tournament Teen Arts and Cultural Donation

The following item was removed from the Consent Calendar for discussion, and voted on separately:

12. Adoption of a City Council Resolution in Support of Leaving Local Revenues Local, and Submission of Letters to Local Representatives Regarding the State Budget

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

AYES: Casey, Johnson, Parent  
ABSENT: Evola, Kee

**ADJOURNMENT**

The meeting was adjourned at 7:45 p.m. to Monday, September 2, 2008 (no meeting August 18, 2008).

Respectfully submitted,

Alice E. Evenson, City Clerk