

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

DATE: January 20, 2009

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

CITY COUNCIL/AGENCY MEMBERS

Nancy Parent, Mayor/Chair
Salvatore Evola, Vice-Mayor/Chair
Michael Kee, Council/Agency Member
Ben Johnson, Council/Agency Member
Will Casey, 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/Chair Parent 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 having convened at 6:00 p.m. for a Housing Element Workshop.

ROLL CALL

Vice Chair/Mayor Evola was absent and excused.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PROCLAMATIONS

National Blood Donor Month

Council Member Johnson read the proclamation. There was no one from the American Red Cross present to receive it. The proclamation will be mailed to them.

Honoring Paul Flores

A proclamation was presented to Paul Flores by Member Kee on his retirement from the City of Pittsburg. Mr. Flores thanked everyone for the honor.

PRESENTATION

Contra Costa County Civil Grand Jury Overview

Ms. Holderman, a member of the 2008-2009 Contra Costa County Grand Jury presented an overview of the civil grand jury and its process.

COUNCIL MEMBER REPORTS

Member Johnson attended the Board of Realtors installation and the District Meeting for the Disabled Veterans in Oakland as well as other veterans meetings. He also attended the League of California Cities Division Meeting.

Member Kee announced that as a member of Transplan he was appointed to the Contra Costa County Transportation Authority. This is a long-awaited appointment for a member of the Pittsburg City Council.

Mayor Parent announced the largest turnout ever, with 135 attendees at the Mayors Conference on January 8 hosted by Pittsburg at the Yacht Club. The following morning she attended the Delta 6 breakfast with a presentation by ABAG, the railroads, and the County's perspective regarding Delta water. She attended the Martin Luther King Celebration on Monday. She and Member Casey attended the installation dinner at the Delta Board of Realtors. On Saturday, the Mayors Make a Difference Day was held, with 240 students showing up to work cleaning up Power Avenue, City Park, Harbor Street and both sides of the High School. She thanked Rose Mary Tumbaga, Becky Patague, and Josie Esposito and all other city employees who participated by helping.

CITY MANAGER REPORT

City Manager Grisham stated that he had nothing to report.

CITIZENS REMARKS

David Manly thanked the City for its help with The Source and their third annual toy giveaway at City Park.

Note: Agenda Items 1 and 2 were heard on the Housing Authority Agenda. Please see the Housing Authority minutes for disposition of these items.

POWER COMPANY

CONSIDERATION

3. Adoption of a Power Company Resolution Establishing a Capital Improvement Budget for Island Energy's Main Substation "H" Refurbishment

On motion by Member Johnson, seconded by Member Kee to approve. The motion

carried by the following vote:

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

CITY COUNCIL MEETING

PUBLIC HEARING

4. Introduction of an Ordinance Amending Pittsburg Municipal Code, Title 2, Section 2.52.040 Relating to Competitive Service Positions in the City of Pittsburg

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

On motion by Member Kee, seconded by Member Johnson, to approve. The motion carried by the following vote:

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

5. Adoption of a City Council Resolution Amending the City of Pittsburg Master Fee Schedule, Section "Building Division," Tables I, II, III, IV, V, A

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

On Motion by Member Kee, seconded by Member Casey to approve. The motion carried by the following vote:

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

6. Adoption of a City Council Resolution to Approve Amendment No. 2 to the Franchise Agreement for Refuse and Recycling Collection and Disposal between Pittsburg Disposal and Debris Box Service, Inc. and the City of Pittsburg

Mayor Parent opened the Public Hearing.

Sil Garaventa of Pittsburg Disposal presented an overview of the program.

Nicole Adler, Community Relations Representative for Pittsburg Disposal also spoke describing the recycling program which will begin in April 2009.

David Manley spoke against the raise in fees during these economic times.

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

On motion by Member Johnson, seconded by Member Casey to approve. The motion carried by the following vote:

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

CONSIDERATION

7. Appointment to the Contra Costa County Advisory Council on Aging

On motion by Member Johnson, seconded by Member Casey to approve appointment of Community Advisory Commissioner Linda Strickland to the Council on Aging. The motion carried by the following vote:

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

8. Adoption of a City Council Resolution to Approve Trust Lands Use Report to be Submitted to California State Lands Commission in Accordance with AB 2324

On motion by Member Kee, seconded by Member Casey to approve. The motion carried by the following vote:

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

CONFLICT OF INTEREST DECLARATION

There was no conflict of interest declaration.

CONSENT CALENDAR

COMBINED REDEVELOPMENT AGENCY, PITTSBURG POWER COMPANY, PITTSBURG ARTS AND COMMUNITY FOUNDATION INC., AND CITY COUNCIL CONSENT CALENDAR

On motion by Member Kee, seconded by Member Johnson, to approve the Consent Calendar without items 13 and 24 and carried by the following vote:

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

9. Minutes of December 15, 2008 Special Meeting, and minutes of December 15, 2008 Regular Meeting

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

the Office of the City Clerk (Claims Denied)

#1866 Rose Enea; #1886 Frederick Jackson, Ashley Nicole Jackson, Briana Fredranique, Annette Jackson and Shawna Yvette Martin; Claim #1903 Pamela Satlae; Claim #1830 GFM Properties; Claim #1845 Latonia J. Hardy

11. Adoption of an Agency Resolution Awarding an Exclusive Negotiating Rights Agreement by and between the Redevelopment Agency of the City of Pittsburg and Domus Development, LLC
12. Adoption of an Agency resolution for Approval of a Predevelopment Loan Agreement by and between the Redevelopment Agency of the City of Pittsburg and Domus Development, LLC.
14. Acceptance of the Redevelopment Agency's Annual Report for Fiscal Year 2007-2008
15. Adoption of both a City Council and Power Company Resolution Authorizing City Manager/Executive Director to Execute Reimbursement Agreements Between Pittsburg Power Company and Non-Affiliated Entities
16. Adoption of a Power Company Resolution Adopting Renewables Portfolio Standard Targets, Implementation Timelines and Renewables Portfolio Standard Eligibility Rules for Island Energy
17. Adoption of Foundation Resolutions Adopting Bylaws Governing the Pittsburg Arts and Community Foundation and Appointment of Corporate Officers
18. Approval of Letter of Support of Senate Concurrent Resolution No. 4 Introduced by Senator DeSaulnier (Coauthored by Assembly Member Torlakson) Regarding Senator Daniel E. Boatwright Highway
19. Adoption of a Council Resolution Authorizing the City Manager to Release One-half of the Project Retention to Argonaut Constructors of Santa Rosa, California, for Contract 2004-09, Recycled Water Project
20. Adoption of a City Council Resolution Approving Establishment of Annual Condominium Conversion Rate
21. Adoption of a City Council Resolution Authorizing the City Manager to Execute Amendment Number 2 to the Joint Powers Agreement with Delta Diablo Sanitation District Dated September 24, 1999
22. Adoption of a Minute Order Directing Staff to Submit the Draft Housing Element to the Department of Housing and Community Development for a 60-day Review
23. Adoption of an Ordinance Approving a Master Plan and EIR Addendum for the Alves Ranch Development AP-08-516

25. Adoption of a City Council Resolution Accepting Contract 2006-03, Harbor Street Pavement Rehabilitation Project, Federal Aid Project Number STPL 5127 (018) a Complete and Authorizing the City Engineer to File a Notice of Completion

26. Adoption of a City Council Resolution to Authorize Application for Measure WW Local Grant Funds from the East Bay Regional Park District.

27. Adoption of a Council Resolution Authorizing Joinder in Amicus Brief in Support of City of Irvine in the Case of City of Irvine V. Southern California Association of Governments

The following items were removed from the Consent Calendar for discussion:

13. Adoption of an Agency Resolution Authorizing the Executive Director to Execute a \$10,000,000 Line of Credit with The Mechanics Bank

On motion by Member Kee, seconded by member Casey to approve. The motion carried by the following vote:

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

24. Adoption of an Agency Resolution and Two City Council Resolutions Accepting Grant Funds from the Metropolitan Transportation Commission and the Contra Costa Transportation Agency and Appropriating Matching Funds for the Development of the Pittsburg/Bay Point BART Station Master Plan

On motion by Member Johnson, seconded by Member Kee to approve, and include adding that staff will work with the adjacent property owner to establish an MOU letter agreement which would identify parameters for planning on that property. The motion carried by the following vote:

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

ADJOURNMENT

The meeting was adjourned at 8:18 p.m. to Monday, February 2, 2009 at 7:00 p.m.

Respectfully submitted,

Alice E. Evenson, City Clerk