

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

**DATE:** March 16, 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 Parent 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 having convened in Closed Session for the following items.

Mayor Parent stated there was no reportable action taken during Closed Session.

1. CONFERENCE WITH LABOR NEGOTIATORS (Section 54957.6):

Agency designated representatives: Marc Grisham, Matt Rodriguez, Marc Fox, Joe Sbranti, Marie Simons; Employee organizations: AFSCME (Miscellaneous A Unit), Teamsters, AFSCME (Management/Professional/Confidential Unit), Police Officers Association, Police Managers Group; and Unrepresented employees

2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

City Manager

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Significant exposure to litigation pursuant to subdivision (b) of Section 54956.8):

One (1) case

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

Property: 2232 Golf Club Road; Agency Negotiator: Marc Grisham, Brad Nail; Negotiating Parties: Monterey Golf Management; Under negotiation: Both price and terms of payment

### **ROLL CALL**

All Members were present.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **PRESENTATION**

City Clerks Association of California

City Clerk Alice Evenson was presented a plaque from the City Clerks Association of California in honor of receiving her Master Municipal Clerk status within the International Institute of Municipal Clerks' organization.

### **COUNCIL MEMBER REPORTS**

Member Kee attended CCTA and eBART meetings. The eBART project is moving forward and will be brought to the BART Board of Directors at their April meeting.

Member Johnson attended several veterans meetings and met with the 50+ Club. He attended the grand opening of Mi Pueblo, the new market on Railroad Avenue.

Mayor Parent attended the Mayors Conference where the topic was the Alameda/Contra Costa County intercommunication system among agencies in the area. At the last meeting she reported that Delta Diablo Sanitation District (DDSD) was awarded the Plant of the Year for the Bay Area. DDSD was subsequently notified that they have now won the state award and are in the running for the nationwide award. The week of March 2 she went to Washington, D.C. to lobby on behalf of DDSD for the recycled water project. She also attended the soft opening of Mi Pueblo.

### **CITY MANAGER REPORT**

City Manager Grisham stated he had nothing to report.

### **CITIZENS REMARKS**

Judy Silva spoke in support of keeping the Senior Center open and against cutting programs there.

Annie Thompson spoke in support of keeping the Senior Center programs.

Darnell Turner also asked that funding not be cut to the Senior Center.

Jess Centeno spoke in support of keeping the programs at the Senior Center.

William Wong spoke regarding his water service being cut off and asked that the Council revisit the procedures for shut off.

Jorge Cabrera was called to speak. He spoke in Spanish and Ana Mason agreed to translate for him. He stated when he was 15, JFK created a program for Greenhouse in Latin America to address the worldwide issues with food and maintaining their lifestyles. Mr. Cabrera teaches and also volunteers in several schools and requested, on behalf of his students, a gardening program. He asked for the process set in place years ago to be followed and the seeds distributed. He has not been able to get a positive response to his many requests. He asked the Council to speak to the Director of the Department of Agriculture in Washington, D.C. to release the seeds.

Tracy Silva spoke in support of keeping the Senior Center open.

Louis Villa spoke in support of keeping the Senior Center open.

Willie Mims asked the Council to be prudent with the cuts that are planned.

Edna Huerta also spoke in favor of keeping the Senior Center and programs open.

## **CITY COUNCIL MEETING**

### **PUBLIC HEARING**

8. Adoption of a City Council Resolution for Approval of Proposed Rate Increases at the Pittsburg Municipal Marina

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

On motion by Member Johnson, seconded by Member Casey and carried unanimously to approve.

9. Introduction and Waive First Reading of an Ordinance Adding Chapter 15.110 to the Pittsburg Municipal Code Relating to Transfer Credit

Mayor Parent opened the Public Hearing.

Willie Mims stated that although he had not read the staff report, he was concerned about the City's Code Enforcement program where property is condemned and destroyed and credits are transferred to others.

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

On motion by Member Kee, seconded by Member Johnson to introduce and waive first reading of the Ordinance, and carried unanimously to approve.

### **COMBINED REDEVELOPMENT AGENCY AND CITY COUNCIL CONSIDERATION**

10. Adoption of both an Agency and City Council Resolution for Approval of the Terms and Conditions for a Sublease Agreement by and between the Redevelopment Agency of the City of Pittsburg and the Greater Pittsburg Chamber of Commerce to Sublease a Portion of the Agency Leased Property Located at 985 Railroad Avenue

On motion by Member Casey, seconded by Member Johnson, and carried unanimously to approve.

### **CONFLICT OF INTEREST DECLARATION**

There were no conflict of interest declarations.

### **COMBINED REDEVELOPMENT AGENCY AND CITY COUNCIL CONSENT CALENDAR**

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

11. Minutes of March 2, 2009

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

Claim #1915, Volcano Construction, Inc.

13. Adoption of an Agency Resolution Approving the Submittal of an Application to the California State Department of Housing and Community Development for Funding Under the Infill Infrastructure Grant Program; the Execution of a Standard Agreement if Selected for Such Funding and Any Amendments Thereto; and Any Related Documents Necessary to Participate in the Infill Infrastructure Grant Program

14. Adoption of both an Agency and City Council Resolution Allocating Funding for Design and Bidding of Contract 2009-02, Power Avenue/California Avenue Pavement Rehabilitation Project

15. Adoption of a City Council Resolution Approving Implementation of Government Code Section 20903 to Grant Two Years Retirement Service Credit

16. Adoption of a City Council Resolution Allocating Funds and Authorizing a Consultant Agreement for Environmental Consultant Services for K2 Pure Solutions

17. Adoption of a City Council Resolution Approving Establishment of the 2009/2010 Annual Stormwater Utility Area Fee

18. Adoption of a City Council Resolution to Amend the Executive Team Benefits and Salary Schedule by Amending the Salary Range for the Director of Records and Council Services

19. Receive and File the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2008, and the Report to the City Council and Management for the Year Ended June 30, 2008 and Other Miscellaneous Audit Reports

### **ADJOURNMENT**

The meeting was adjourned at 8:34 p.m. to Monday, March 30, 2009 at 5:00 p.m. for a Budget Workshop.

Respectfully submitted,

Alice E. Evenson, City Clerk