

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

DATE: December 18, 2017

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

CITY COUNCIL/AGENCY MEMBERS

Dwaine "Pete" Longmire, Mayor/Chair
Sal Evola, Vice-Mayor/Chair
Juan Antonio Banales, Council/Agency Member
Jelani Killings, Council/Agency Member
Marilyn Craft, Council/Agency Member
Michelle Wood, Agency Member
Annie Hill Herring, Agency Member

APPOINTED OFFICIALS

Joe Sbranti, City Manager/Executive Director
Ruthann Ziegler, City Attorney/Legal Counsel
Alice E. Evenson, City Clerk/Agency Secretary (elected)
Nancy Parent, City Treasurer (elected)

Mayor Longmire called the meeting of the City Council to order at 7:09 P.M. in the City Council Chamber at City Hall, 65 Civic Avenue, Pittsburg, CA after convening at 5:30 P.M. for a Study Session with the Planning Commission Related to Cannabis Regulations and at 6:46 P.M. in Closed Session for the following items:

Prior to Closed Session, Wolfgang Croskey of Croskey Realty, on behalf of his client and the property negotiations for 610 Railroad Avenue, commented that his client presented a counter-offer for the property.

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Pursuant to Section 54956.8):

Property: 6 Bayside Drive; Negotiators for the Successor Agency: Joe Sbranti and Maria Aliotti; Negotiating Parties: Frank Macaluso; Under negotiation: both price and terms of payment

Property: 610 Railroad Avenue; Negotiators for the Successor Agency: Joe Sbranti and Maria Aliotti; Negotiating Parties: TPM Management Group LLC; Under negotiation: both price and terms of payment

2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION FOR THE CITY OF PITTSBURG (Paragraph (1) of subdivision (d) of Section 54956.9):

Genon Energy, Inc. Chapter 11, US Bankruptcy Court for the Southern District of Texas, Houston Division, Case No. 17-33695(DRJ)

Wade Derby v. City of Pittsburg, et al; United States District Court, Northern District of California, Case No. 3:16-cv-05469-SI

Michael Sibbitt, Jr. v. City of Pittsburg et al.; United States District Court Northern District of California Case No. 3:16-cv-04377-SK

Elisabeth Anne Terwilliger v. City of Pittsburg et al.; United States District Court Northern District of California Case No. 3:16-cv-04373-MEJ

Nevarez v. City of Pittsburg, U.S. District Court, Northern District of CA, Case No. 3:17-cv-02791-CRB

3. CONFERENCE WITH LEGAL COUNSEL – ANITICIPATED LITIGATION FOR THE CITY OF PITTSBURG; Significant exposure to litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9:

One (1) case

4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Section 54957):

City Attorney
City Manager

Mayor Longmire stated there was no reportable action taken in Closed Session.

ROLL CALL

All Members were present.

PLEDGE OF ALLEGIANCE

Chief Addington led the Pledge of Allegiance.

PRESENTATIONS

Rancho Medanos Junior High School Civic Projects

Students from Rancho Medanos Junior High School presented their projects to the Council.

CITY MANAGER REPORTS/REMARKS

City Manager Sbranti invited Chief Addington to come to the podium for a presentation to Community Services Specialist Louise Reeves, who was presented with an Anchor Award for her outstanding work in handling human trafficking cases not only in the City of Pittsburg, but County and Statewide.

CITIZENS REMARKS

Mark Linde, Pittsburg, asked the Council to form a committee to begin the process of district elections and election reform to include multi-lingual campaigns.

Marcela Vazquez, Livermore, Community Affairs for MCE, gave an update on MCE activities and the call center doing community outreach.

Wolfgang Croskey, Pittsburg, thanked the City for the holiday downtown décor.

Mike Nazari, Pittsburg, asked for a waiver of Planning appeal fees of \$1600.

PITTSBURG POWER COMPANY

PUBLIC HEARING

7. Adoption of a Pittsburg Power Company Resolution to Adopt the Revised Electric Tariff Schedules Applicable to Island Energy

Chair Longmire opened the Public Hearing. There being no one to speak to the item, Chair Longmire closed the Public Hearing.

On motion by Member Evola, seconded by Member Banales, to adopt and carried unanimously.

CITY COUNCIL MEETING

PUBLIC HEARING

8. Introduction and Waive First Reading of an Ordinance Amending Title 18 of the Pittsburg Municipal Code Related to the CP District, AP-17-1277 (RZ)

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

On motion by Member Evola, seconded by Member Killings, to introduce and waive further reading and carried unanimously.

CONSIDERATION

9. Adoption by Minute Order of Council Member Committee Assignments for 2018

On motion by Member Killings, seconded by Member Banales, to adopt and carried unanimously.

10. Adoption of a City Council Resolution to Approve the Freeway Security Network Project, Allocate Grant Funds and Authorize the City Manager to Execute a Contract for the Project

Community Development Director Jill Hecht noted receipt of a \$3.5M grant for the project, which several local cities are participating in. A task force was convened by CalTrans, the District Attorney, the Highway Patrol, and local Law Enforcement Agencies, with the City of Pittsburg in the lead to expand the camera system regionally.

Chief Addington cited stats showing the value of the project, and the success the City has had with camera placement on Highway 4. A task force was convened by CalTrans, the District Attorney, the Highway Patrol, and local Law Enforcement Agencies, with the City of Pittsburg in the lead to expand the camera system regionally.

Dan McElhinney, Chief Deputy Director for CalTrans, commended the leadership that was shown by the City of Pittsburg that was instrumental in this project.

Jim Libby, California Highway Patrol Assistant Chief, Golden Gate Division, thanked the District Attorney's Office and the Pittsburg Police Department for their commitment to the safety of the motoring public.

Wolfgang Croskey, Pittsburg, speaking as the President of the Chamber of Commerce, questioned not using local companies for the project.

Ryan Brown, Brentwood, stated he was in the surveillance industry and commended the City for being proactive with this project.

Tracy Rosenberg, of Oakland Privacy, noted the loss of civil liberties regarding data retention, storage, and mass bulk surveillance and that 99% of vehicles on Highway 4 have no actionable enforcement.

Susan Harman, of Oakland Privacy, also voiced concerns about privacy.

On motion by Member Evola, seconded by Member Banales, to adopt and carried unanimously.

CONFLICT OF INTEREST STATEMENT

Member Craft stated she would recuse herself from Item 12 due to her financial interest and would leave the dais for that vote.

COMBINED CITY COUNCIL, PITTSBURG ARTS AND COMMUNITY FOUNDATION, PITTSBURG POWER COMPANY, SOUTHWEST PITTSBURG GHAD II DISTRICT CONSENT CALENDAR

City Manager Sbranti asked that Items 12, 13, 18, and 31 be removed and considered separately.

City Manager Sbranti also clarified the term of the bike share pilot program agreement, Item 29, as being a minimum of 24 months rather than the proposed 18 months as in the staff report recommendation. The vote cast for this item would incorporate this correction.

On motion by Member Craft, seconded by Member Killings, to adopt without Items 12, 13, 18 and 31 and carried unanimously.

11. Minutes of November 20, 2017 and December 4, 2017

14. Annual Southwest Pittsburgh Geologic Hazard Abatement District II Pre Winter Inspection Report 2017

15. Adoption of a City Council Resolution to Accept Contract 2013-25, Ambrose Aquatic Center Renovation Project as Complete and Authorize the City Engineer to File a Notice of Completion

16. Adoption of a City Council Resolution Approving a Consultant Agreement for Design of Contract 2015-11, West Leland Corridor Safety Improvements

17. Adoption of a City Council Resolution to Create a Master Pay Schedule as Required by California Public Employees' Retirement System

19. Adoption of a City Council Resolution to Approve a Revision to the Recreation and Planning Fees

20. Adoption of a City Council Resolution to Accept the Plans and Specifications, Re-allocate Funds, and Authorize the Award of Contract 2017-12, Water Treatment Plant Filter Media Replacement Project

21. Adoption of a City Council Resolution to Authorize Allocation of U.S. Department of Justice – Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (J.A.G.)

22. Adoption of a City Council Resolution Approving the Purchasing Agreement with Axon Enterprise, Inc.

23. Adoption of a City Council Resolution Declaring the City Council's Intent to Vacate a Portion of Los Medanos Street

24. Adoption of a City Council Resolution to Accept the Public Improvements within Subdivision 9405 Belle Harbor for Continuous Maintenance

25. Adoption of a City Council Resolution Accepting the Plans and Specifications, and Authorizing Award of Contract 2017-01, 2017/2018 CDBG ADA Sidewalk Replacement Project

26. Adoption of City Council Resolution Awarding a Purchase Contract for a Combination Sewer Truck

27. Receive and File Staff's Report on the Review of Development Impact Fees Received by the City of Pittsburgh that are Subject to AB 1600 Reporting Requirements

28. Receive and File the Comprehensive Annual Financial Report ("CAFR") for the Fiscal Year Ended June 30, 2017, the Report to the City Council and Management for the

Year Ended June 30, 2017, and Other Miscellaneous Audit Reports

29. Adoption of a Minute Order to Authorize City Manager to Negotiate and Execute an Agreement with Zagster, Inc., to Implement a Bike Share Pilot Program Within the City of Pittsburg

30. Adoption of a City Council Resolution Authorizing the Acceptance and Appropriation of State of California Office of Traffic Safety Grant Funds for Selective Traffic Enforcement

32. Adoption of a City Council Resolution to Submit Grant Proposal for Funding and Participation in the California Violence Prevention and Intervention (CALVIP) Grant

The following items were considered separately:

Member Craft left the dais prior to this item being discussed.

12. Adoption of a Pittsburg Power Company Resolution Accepting a \$35,000 Grant from the Y & H Soda Foundation and to Increase the Instructional Budget of the Future Build Program

On motion by Member Killings, seconded by Vice-Chair Evola, to adopt and carried by the following vote:

AYES: Banales, Evola, Killings, Longmire
ABSENT: Craft [Recused]

Member Craft returned to the dais for the balance of the Consent Calendar.

13. Adoption of City Council and Pittsburg Power Company Resolutions Approving a Reimbursement Agreement between the City of Pittsburg and the Pittsburg Power Company for the Purchase of Property Located on Frontage Road (087-277-001)

Wolfgang Croskey, Pittsburg, asked what the terms were on the loan were as the closing costs seemed high.

On motion by Vice-Mayor/Chair Evola, seconded by Member Craft, to adopt and carried unanimously.

18. Adoption of a City Council Resolution to Allocate Funding for Contract 2017-15, West Leland Road/Burton Avenue Traffic Signal Modification Project

Bruce Ohlson, Pittsburg, voiced his concern about the road width and asked the Council to not move forward with this project.

On motion by Member Banales, seconded by Member Killings, to adopt and carried unanimously.

31. Adoption of a City Council Resolution Awarding a Professional Services Agreement to Vision Internet for Website Design and Services

Wolfgang Croskey, Pittsburg, voiced concerns about not using a local vendor.

Mark Linde, Pittsburg, asked for involvement from the community.

On motion by Member Banales, seconded by Member Killings, to not adopt the resolution, refer the item back to staff to create an RFP, to include community input, and return to Council, and carried unanimously.

COUNCIL MEMBER REPORTS/REMARKS

Member Killings reported that he attended the Tri-Delta Transit meeting in Mayor Longmire's stead. He also attended the Holiday Parade.

Member Banales noted that the Police Department was collecting toys for their Holiday Toy Drive.

Member Craft announced that the Doris Manley Center in El Pueblo received 60 passes from Maya Cinemas for their toy drive.

At 9:05 P.M. the Council adjourned back into Closed Session to continue the session.

ADJOURNMENT

The City Council meeting was adjourned at 10:50 P.M. to January 16, 2018 ***in memory of San Francisco Mayor Ed Lee.***

Respectfully submitted,

Alice E. Evenson, City Clerk

**CITY OF PITTSBURG
HOUSING AUTHORITY MEETING MINUTES**

DATE: December 18, 2017

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

CITY COUNCIL/AGENCY MEMBERS

Dwaine "Pete" Longmire, Mayor/Chair Member
Sal Evola, Vice-Mayor/Chair
Member Juan Antonio Banales, Council/Agency Member
Jelani Killings, Council/Agency Member
Marilyn Craft, Council/Agency Member
Michelle Wood, Agency Member
Annie Hill Herring, Agency Member

APPOINTED OFFICIALS

Joe Sbranti, City Manager/Executive Director
Ruthann Ziegler, City Attorney/Legal Counsel
Alice E. Evenson, City Clerk/Agency Secretary (elected)
Nancy Parent, City Treasurer (elected)

CALL TO ORDER

Chair Longmire called the meeting of the Housing Authority to order at 7:53 P.M. in the City Council Chamber at City Hall, 65 Civic Avenue, Pittsburg, California.

ROLL CALL

All Members were present.

CONSENT CALENDAR

On motion by, seconded by Member Killings, seconded by Member Craft to adopt and carried unanimously.

5. Minutes of November 20, 2017
6. Disbursement List of November 30, 2017

ADJOURNMENT

The Housing Authority was adjourned at 7:540 P.M. to January 16, 2018.

Respectfully submitted,

Alice E. Evenson, Secretary