

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

DATE: May 1, 2017

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

CITY COUNCIL/AGENCY MEMBERS

Marilyn Craft, Mayor/Chair
Dwayne "Pete" Longmire, Vice-Mayor/Chair Member
Sal Evola, Council/Agency Member
Juan Antonio Banales, Council/Agency Member
Jelani Killings, Council/Agency Member
Michelle King, 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 Craft called the meeting of the City Council to order at 7:34 P.M. in the City Council Chamber at City Hall, 65 Civic Avenue, Pittsburg, CA after convening at 6:00 P.M. in Closed Session for the following items:

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

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

2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION FOR THE SUCCESSOR AGENCY; Significant exposure to litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9:

Two (2) cases

3. CONFERENCE WITH LABOR NEGOTIATORS (Section 54957.6):

Agency designated representatives: Joe Sbranti, Garrett Evans; Employee organizations: Police Managers' Group (PMG) and Police Officers' Association (POA)

Mayor Craft stated there was no reportable action taken in Close Session.

ROLL CALL

All Members were present.

PLEDGE OF ALLEGIANCE

Chief Brian Addington led the Pledge of Allegiance.

CITY MANAGER REPORTS/REMARKS

City Manager Sbranti clarified budget items were not being discussed at today's meeting, and that there will be a budget workshop at 5:00 P.M. on Monday, May 15.

Assistant City Manager Evans announced upcoming events throughout the City.

CITIZENS REMARKS

Monisha Whigham, Antioch, expressed concerns about being sexually harassed when going to her dialysis appointments in Pittsburg. She asked for assistance from the police department.

Dianna Schepers, Pittsburg, spoke against budget cuts for events and in support of the California Theatre and other events.

Wolfgang Croskey, Pittsburg, hoped the Council could find other avenues to address budget shortfalls, including business sponsorships.

Adrian Badger, Pittsburg, spoke regarding budget cuts for community events and the California Theatre and asked why budget cuts were necessary.

Tina Ton, Pittsburg, was concerned about cuts that would affect the renovated downtown with flourishing businesses.

Sharon Idul, Pittsburg, spoke in support of maintaining the California Theatre and downtown events.

Ona Alvarez, San Francisco, spoke in support of maintaining the California Theatre and downtown events.

Willie Mims, Pittsburg, spoke about the workshop that was held on sanctuary cities.

Sean Smith, Pittsburg, spoke in favor of maintaining the budget for the California Theatre and downtown events.

PUBLIC HEARING

4. Introduce and Waive First Reading of an Ordinance to Rescind and Amend the

Pittsburg Municipal Code, Title 15, Buildings and Construction, to Adopt by Reference the 2016 California Building Code, Residential Code, Electrical Code, Mechanical Code, Plumbing Code, Historical Building Code, Green Building Standards Code, Existing Building Code and Energy Code with State of California and Local Amendments

Mayor Craft opened the public hearing. There being no one to speak to the item, Mayor Craft closed the public hearing.

On motion by Member Evola, seconded by Vice Mayor Longmire, to introduce and waive first reading of the ordinance and carried unanimously.

5. Adoption of a City Council Ordinance Authorizing an Amendment to the Contract between the City and the Board of Administration of the California Public Employees' Retirement System (CalPERS)

Mayor Craft opened the public hearing. There being no one to speak to the item, Mayor Craft closed the public hearing.

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

6. Adoption of a City Council Resolution to Adopt a Mitigated Negative Declaration Prepared for the Americana Park Bypass Channel

Mayor Craft opened the public hearing. There being no one to speak to the item, Mayor Craft closed the public hearing.

On motion by Vice Mayor Longmire, seconded by Member Killings, to adopt the resolution and carried unanimously.

CONSIDERATION

7. Adoption of a City Council Resolution Approving the City's Proposed Framework for the Development of a Green Infrastructure Plan

On motion by Vice Mayor Longmire, seconded by Member Banales, to adopt and carried unanimously.

8. By Minute Order, Authorize Community Outreach Program and Distribution of Open Letter to the Community Regarding Diversity

Willie Mims, Pittsburg, felt the Council didn't listen to the public at the workshop held last month.

Durie Foster, Pittsburg, stated he felt we did not need a letter.

Wolfgang Croskey, Pittsburg, also felt we did not need a letter.

Tom LaFleur, Pittsburg, noted that this is a divisive issue and the state is looking to approve a policy.

Tony Jiminez, Pittsburg, stated there should be more teeth in the letter as well as clarity and concrete items that the Council wants to achieve.

On motion by Member Banales to adopt the Minute Order authorizing a Community Outreach Program, fact sheet and distribution of an Open Letter to the Community regarding diversity. The motion failed for lack of a second.

On motion by Member Killings, seconded by Member Evola, to adopt the Minute Order with the direction to authorize outreach by the Police Department and staff, but with no letter to the community, and carried unanimously.

CONFLICT OF INTEREST STATEMENT

There were no conflict of interest statements.

COMBINED CITY COUNCIL, PITTSBURG ARTS AND COMMUNITY FOUNDATION, AND SUCCESSOR AGENCY CONSENT CALENDAR

On motion by Vice Mayor/Chair Longmire, seconded by Member Killings, to adopt the Consent Calendar and carried unanimously.

9. Minutes of April 17, 2017
10. Rejected Claim #17-0019 Vaughn, Marcia
11. Adoption of a PACF Resolution Approving a Sublease Agreement between the Pittsburg Arts and Community Foundation, Inc. and Iman Jamel Hussein-Garcia dba AIM Moda Men's Suit Outlet for 690 Railroad Avenue
12. Adoption of a City Council Resolution Approving Contra Costa Transportation Authority's Measure J Growth Management Program Compliance Checklist for Calendar Years 2014 and 2015
13. Adoption of a City Council Resolution Approving a Purchase and Sale Agreement between the City of Pittsburg and BARIC Services LLC for the Property Located at 14 Alturas Avenue (087-114-011)
14. Adoption of a City Council Ordinance Levying Special Tax in Community Facilities District (CFD) No. 2017-1, Fire Facilities and Fire Safety and Emergency Services
15. Request for Reinstatement and a Leave of Absence for Planning Commissioner Belleci-Shipe, Through June 2017

COUNCIL MEMBER REPORTS/REMARKS

Member Killings stated he attended the Civic Pride Day event and was at Buchanan Park. He applauded the event and hoped it would continue not only as a yearly event, but possibly monthly as well.

Member Evola commented on the upcoming budget and noted the Council has been proactive in past years preparing for unforeseen expenditures.

Mayor Craft also attended the Civic Pride Day event, but was most impressed by the crowds at the California Theatre and the positive comments about Pittsburg in general by those attending that event.

ADJOURNMENT

The City Council meeting was adjourned at 9:33 P.M. to May 1, 2017 ***in honor of Joan and Nolan Evola's 50th Anniversary.***

Respectfully submitted,

Alice E. Evenson, City Clerk