

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

**DATE:** May 7, 2018

**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 Bond, 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)

The following Planning Commission Appeal was scheduled to be heard at 5:30 P.M. As Vice Mayor Evola was running late, the Mayor asked for a 15-minute recess. At the end of the recess, the Mayor called for Closed Session, which was convened at 6:01 P.M. Vice Mayor Evola arrived at 6:20 P.M. and joined the Closed Session in progress. The Appeal was heard at 7:04 P.M.

1. Appeal of the Planning Commission's Decision to Recommend Denial, of an Ordinance to Amend Pittsburg Municipal Code Title 18 Related to Cannabis Regulations, AP-18-1308 (RZ)

After staff's presentation, Mayor Longmire opened the Public Hearing.

City Manager Sbranti, Appellant, presented his appeal.

Nancy Parent, Pittsburg, spoke in favor of upholding the Appeal.

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

On motion by Vice Mayor Evola, seconded by Member Banales, to uphold the appeal was adopted by the following vote:

AYES: Banales, Craft, Evola, Longmire  
NAYES: Killings

Mayor Longmire called the meeting of the City Council to order at 7:20 P.M. in the City Council Chamber at City Hall, 65 Civic Avenue, Pittsburg, CA after convening at 6:01 P.M. for Closed Session for the following items:

Wolfgang Croskey, on behalf of Natalie Cooper dba Lumpy's, addressed the Council on that item (Number 2 below) and presented a new Disclosure Agreement.

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

Property: 3745 Railroad Avenue, APN 088-061-025; Agency Negotiators: Joe Sbranti, Maria Aliotti; Negotiating Parties: Douglas Manful; Under negotiation: Both price and terms of payment

Property: 615 Railroad Avenue APN 085-171-012; Pittsburg Power Company Negotiators: Joe Sbranti, Garrett Evans, and Maria Aliotti; Negotiating Parties: Natalie Cooper dba Lumpy's; Under negotiation: both price and terms of payment

Property: 385 East 3rd Street (APN – 073-010-005), 389 East 3rd Street (APN – 073-010-004), East 3rd Street (APN – 073-010-003), and 495 East 3rd Street (APN – 073-010-002); Agency Negotiators: Joe Sbranti, Garrett Evans, and Maria Aliotti; Negotiating Parties: MWF Holdings, LLC, a Delaware limited liability company; Under negotiation: both price and terms of payment

3. 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

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

One (1) case

5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION FOR THE CITY OF PITTSBURG; Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9:

One (1) case

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.

## **PROCLAMATIONS**

National Bike Month and Bicycle Safety Month

Bruce Ohlson, Pittsburg, on behalf of Delta Pedalers, accepted the proclamation.

## **CITY MANAGER'S REMARKS**

Assistant City Manager Evans reported on upcoming events throughout the city.

## **CITIZENS REMARKS**

Lonell Nolen, Pittsburg, described the treatment he received from the operators of the California Theater regarding an event he had scheduled there and that the theater operators arbitrarily cancelled his event.

## **CITY COUNCIL MEETING**

### **PUBLIC HEARING**

6. Introduction and Waive First Reading of an Ordinance to Amend Pittsburg Municipal Code Title 18 Related to Cannabis Regulations, AP-18-1308 (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 Vice Mayor Evola, seconded by Member Banales to introduce and waive first reading of the ordinance and carried by the following vote:

|       |                                 |
|-------|---------------------------------|
| AYES: | Banales, Craft, Evola, Longmire |
| NOES: | Killings                        |

### **CONSIDERATION**

7. Adoption of a City Council Resolution Providing Staff with Direction Related to the Delta View Golf Course

The following spoke in favor of keeping the golf course open:

Wolfgang Croskey, Pittsburg  
Joseph Antoine, Pittsburg  
Anthony Siino, Pittsburg  
Brandon Johnson, Brentwood  
Jacqueline Salvador, Antioch  
James Couchman, Pittsburg

The following spoke in favor of a multi-use sports and community center:

Marshall Collins, Pittsburg  
Rolanda Hartfield, Pittsburg  
Tammie Mosley, Brentwood  
Elane Johnson, Pittsburg

Lori Tucker, on behalf of the residents on Golf Club Road noted the current disrepair and the vagrant activities going on. She asked for a community meeting when a decision has been reached.

The Council reached a consensus on the direction of the acreage at the golf course with priorities being economic development and multi-purpose recreation. No motion or vote on a resolution was brought forward.

### **CONFLICT OF INTEREST STATEMENT**

There were no conflict of interest statements.

### **COMBINED CITY COUNCIL, PITTSBURG POWER, SOUTHWEST PITTSBURG GHAD II, AND SUCCESSOR AGENCY CONSENT CALENDAR**

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

8. Minutes of April 16, 2018
9. Adoption of an Ordinance Regarding the Use of the City Seal and City Logo Allowing for Their Limited Use; and Approval of the Use of City Seal and Logo Application
10. Adoption of a City Council Resolution to Direct the Engineer of Work to Prepare and File an Annual Report for the Citywide Landscaping and Lighting Assessment District 88-01 for Fiscal Year 2018-2019
11. Adoption of a City Council Resolution to Direct the Engineer of Work to Prepare and File an Annual Report for the Oakhills Landscaping and Lighting Assessment District 88-02 for Fiscal Year 2018-2019
12. Adoption of a City Council Resolution to Approve Revisions to the Marina Rules and Regulations

### **COUNCIL MEMBER REPORTS/REMARKS**

Vice Mayor Evola asked that tonight's meeting be closed in memory of Ken Hoffman.

Mayor Longmire noted that tonight's meeting would also be adjourned in memory of Roger Tumbaga.

## **ADJOURNMENT**

The City Council meeting was adjourned at 9:11 P.M. to May 21, 2018 ***in memory of Ken Hoffman and Roger Tumbaga.***

Respectfully submitted,

Alice E. Evenson, City Clerk