CITY OF PITTSBURG
CITY COUNCIL/AGENCY CONCURRENT MEETING MINUTES

DATE: July 18, 2022

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

CITY COUNCIL.AGENCY MEMBERS
Holland Barrett White, Mayor/Chair
Shanelle Scales-Preston, Vice-Mayor/Chair
Juan Antonio Banales, Council/Agency Member
Jelani Killings, Council/Agency Member
Marilyn Craft, Council/Agency Member
S.L. Floyd, Agency Member
Annie Hill Herring, Agency Member

APPOINTED OFFICIALS
Garrett Evans, City Manager/Executive Director
Donna Mooney, City Attorney/Legal Counsel
Alice E. Evenson, City Clerk/Agency Secretary (elected)
Nancy Parent, City Treasurer (elected)

Vice-Mayor Scales-Preston called the meeting to order at 7:00 P.M. in the City Council Chamber at City Hall, 65 Civic Avenue, Pittsburg, CA after convening at 5:00 P.M. for Commission Candidate Interviews and in Closed Session at 5:30 P.M. for the following items:

1. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION pursuant to Section 54956.9(d)(1)

Save Mount Diablo v. City of Pittsburg et al., Contra Costa County Superior Court case no. CIVMSN21-0462

And

City of Long Beach v. Monsanto Company et al., United States District Court, Central District, Case 2:16-cv-03493-FMO-AS (class action)

2. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to Section 54956.9(d)(2)

Number of cases: two

3. CONFERENCE WITH LABOR NEGOTIATORS Pursuant to Section 54957.6:

City designated representatives: Garrett Evans, Maria Aliotti, Jennifer Brizel

Employee organizations: American Federation of State, County, and Municipal Employees Local 512 Management/Professional/Confidential Unit and Miscellaneous A Unit; Pittsburg Police Officers' Association; Pittsburg Police Managers Group; Teamsters Local 856; International Brotherhood of Electrical Workers Local 1295

Unrepresented employees: Management Group; Senior Executive Team

Prior to convening in Closed Session, Amber Wilson spoke regarding Item 2 on the Closed Session agenda.

There was no reportable action taken during Closed Session for Items 2 and 3 and for the existing litigation of Save Mount Diablo v. city of Pittsburg et al. For the City of Long Beach v. Monsanto et al, the City Council, by a vote of 4-0 to opt out of the class action suit and directed staff to send the opt out letter before the July 25 deadline.

ROLL CALL

Mayor White was absent and excused.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PRESENTATIONS

4. Quarterly Overview of Use of Force by Law Enforcement Personnel and Overview of Internal Affairs Investigations

CITY MANAGER REPORTS/REMARKS

Deputy City Manager Aliotti reported on upcoming City events, COVID, and the recent fires.

PUBLIC COMMENTS

Charles Clark, Pittsburg spoke regarding speeding in his neighborhood.

Pam Cunningham, Pittsburg, spoke regarding vandalism, cars being broken into and glass on the sidewalk as a result.

Don Jackson, Pittsburg spoke regarding the smoke from the fires.

Gerry Jackson, Pittsburg, spoke regarding the smoke from the fires.

Siu Ling, Pittsburg, thanked the Fire Department for their efforts with the fires.

Raymond Baldazo, Pittsburg, spoke regarding speeding on Cumberland.

Mark Linde, Pittsburg, spoke regarding an update on the fires.

Ming Chu, Pittsburg, spoke regarding safety issues and a non-working camera in the area behind the California Theatre.

COMMITTEE REPORTS

Member Killings attended the Economic Development subcommittee.

Vice-Mayor Scales-Preston attended the Los Medanos Health Advisory Committee.

JOINT CITY OF PITTSBURG AND PITTSBURG INFRASTRUCTURE FINANCING AUTHORITY

PUBLIC HEARING

5. Adoption of City Council Resolutions Adopting a Reassessment Report, Confirming and Ordering the Reassessment by Summary Proceedings and Authorizing and Directing Related Actions; Declaring the Intention to Establish Reassessment District 2022-1 and Levy Reassessments and to Issue Refunding Bonds; Authorizing the Issuance of Revenue Refunding Bonds and Approving and Authorizing Related Documents and Actions and a Pittsburg Infrastructure Financing Authority Resolution Authorizing the Execution of an Escrow Agreement in Connection with the Refunding of the 2011 Bonds and Approving and Authorizing Related Documents and Actions

Vice-Mayor/Chair Scales-Preston opened the public hearing. There being no one to speak to the item, Vice-Mayor/Chair Scales-Preston closed the public hearing.

On Motion by Member Banales, seconded by Member Killings to adopt all resolutions and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

CITY COUNCIL MEETING

PUBLIC HEARING

6. Adoption of a City Council Resolution to Confirm the Engineer's Report, District Diagram and Assessment, and Levy the Annual Assessment for Citywide Landscaping & Lighting Assessment District 1988-01 for Fiscal Year 2022-23

Vice-Mayor Scales-Preston opened the public hearing. There being no one to speak to the item, Vice-Mayor Scales-Preston closed the public hearing.

On Motion by Member Killings, seconded by Member Banales to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

7. Adoption of a City Council Resolution to Confirm the Engineer's Report, District Diagram and Assessment, and Levy the Annual Assessment for Oak Hills Landscaping & Lighting Assessment District 1988-02 for Fiscal Year 2022-23

Vice-Mayor Scales-Preston opened the public hearing. There being no one to speak to the item, Vice-Mayor Scales-Preston closed the public hearing.

On Motion by Member Killings, seconded by Member Craft to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

8. By Minute Order, Receive Triennial Report on Drinking Water Public Health Goals

Vice-Mayor Scales-Preston opened the public hearing. There being no one to speak to the item, Vice-Mayor Scales-Preston closed the public hearing.

On Motion by Member Craft, seconded by Member Banales to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

9. Adoption of a City Council Resolution to Amend Water Rates

Vice-Mayor Scales-Preston opened the public hearing.

Mark Linde, Pittsburg, asked for a one year extension before implementing the increase.

Two unidentified residents protested the water rate increase.

There being no one to speak further to the item, Vice-Mayor Scales-Preston closed the public hearing.

On Motion by Member Banales, seconded by Member Killings to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

CONSIDERATION

10. By Minute Order, Select Commission Appointments to Vacancies on the Youth Advisory Commission and Planning Commission

On Motion by Member Banales, seconded by Member Killings to appoint Loveleen Badhan to the Youth Commission and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

On Motion by Member Killings, seconded by Member Banales to appoint Morriah

Crose to the Youth Commission and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

On Motion by Member Killings, seconded by Member Craft to appoint Marvin Orozco to the Youth Commission and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

On Motion by Vice-Mayor Scales-Preston, seconded by Member Banales to appoint Dionne Adams to the Planning Commission and carried by the following vote:

AYES: Banales, Killings, Scales-Preston
ABSTAIN: Craft
ABSENT: White

11. Adoption of a City Council Resolution Allocating Funding and Approving the Five-Year Capital Improvement Program for Fiscal Years 2022/23 Through 2026/27

On Motion by Member Banales, seconded by Member Craft to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

12. Adoption of a City Council Resolution Approving a Purchase and Sale Agreement between the City of Pittsburg and Pittsburg Land Holdings LLC

Mark Linde, Pittsburg, inquired about the appraised value of the property.

On Motion by Member Killings, seconded by Member Craft to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

13. Adoption of a City Council Resolution to Approve a Fifth Amendment to the ranchise Agreement for Refuse and Recycling Collection and Disposal between Pittsburg Disposal and Debris Box Service, Inc. and the City of Pittsburg

On Motion by Member Craft, seconded by Member Killings to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

14. Adoption of a City Council Resolution to Amend Lease Agreements at 27 and 31 Marina Boulevard between the City of Pittsburg and Global Resources Trading, LLC.

On Motion by Member Killings, seconded by Member Banales to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

CONFLICT OF INTEREST STATEMENT

There were no conflicts of interest statements.

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

On Motion by Member Killings, seconded by Member Craft to adopt and carried by the following vote:

AYES: Banales, Craft, Killings, Scales-Preston
ABSENT: White

15. Minutes of June 20, 2022

16. Adoption of a City Council Resolution Designating a Voting Delegate at the League of California Cities Annual Conference in September 2022

17. Adoption of a City Council Resolution to Authorize the City Manager to Award a Contract for Water Treatment Plant Chemical Supply – Sodium Chlorite

18. Adoption of a City Council Resolution Accepting Project of Project 5006, Water System Reliability Project Phase IA - Buchanan Road Emergency Waterline Repair as Complete and Direct the City Engineer to File a Notice of Completion

19. Adoption of a City Council Resolution Approving a Consultant Agreement for Design of Contract 2021-20, Delta View Sports Fields, Project 3080

20. Adoption of a City Council Resolution to Accept Project 2207, West Leland Road Safety Improvement Project as Complete and Authorize the City Engineer to File a Notice of Completion

21. Adoption of a City Council Resolution Authorizing the City Manager to Execute Purchase Agreement for Water and Sewer Supplies

22. Adoption of a City Council Resolution Authorizing the City Manager to Negotiate and Execute a Contract for Automatic Meter Reading Supplies

23. Adoption of a City Council Resolution to Temporarily Amend the Police Department Staffing Allocation

24. Adoption of a City Council Resolution Approving the Terms and Conditions of Employment for AFSCME Union, Local 512 for the Period July 1, 2022, through June 30, 2025

25. Adoption of a City Council Resolution Approving the Terms and Conditions of Employment for the Pittsburg Police Officers' Association for the Period July 1, 2022 through June 30, 2025

26. Adoption of a City Council Resolution Amending the Management Group and Senior Executive Team Salary and Benefit Schedules

27. Adoption of a City Council Resolution Approving the Terms and Conditions of Employment for Teamsters Union, Local 856 for the Period July 1, 2022 through June 30, 2025

28. Adoption of a City Council Resolution Approving the Terms and Conditions of Employment for Pittsburg Police Managers Group for the Period July 1, 2022, through June 30, 2025

29. Adoption of a City Council Resolution Making Findings in Support of Continuing to Hold Public Subcommittee Meetings by Teleconference Pursuant to California Government Code Section 54953(e)

COUNCIL REQUEST FOR FUTURE AGENDA ITEMS

There were no requests for future agenda items.

COUNCIL MEMBER REMARKS

Member Craft attended the ceremony for outgoing Police Chief Addington, and welcoming Police Chief Albanese. She also attended the tribute to Guillermo Muniz of New Mecca.

Vice-Mayor Scales-Preston attended the ceremony and dinner for the Police Chiefs.

ADJOURNMENT

The City Council adjourned at 9:41 P.M. to August 1, 2022 ***in memory of Joan Evola***.

Respectfully submitted,

Alice E. Evenson, City Clerk