



**CITY OF PLEASANT HILL
CITY COUNCIL MEETING AGENDA
MARCH 4, 2013
7:30 P.M.**

City Council Chambers, 100 Gregory Lane, Pleasant Hill, CA 94523-3323

Telephone (925) 671-5267

MAYOR MICHAEL HARRIS
VICE MAYOR JACK WEIR

COUNCILMEMBER KEN CARLSON
COUNCILMEMBER DAVID DURANT
COUNCILMEMBER TIM FLAHERTY

WELCOME TO THE CITY COUNCIL MEETING

Members of the audience may speak on any matter within the City Council's jurisdiction. Please fill out a speaker's card, available at the lectern and turn it in to the City Clerk. **All comments on matters not listed on the agenda will be taken during the "Public Comment" section of the agenda including items listed on the Consent Calendar or for the Closed Session. Comments on matters listed on the agenda will be taken during the consideration of that agenda item.** Comments are generally limited to three minutes.

Agenda Packets Available for Review: At City Hall - City Clerk's Office (100 Gregory Lane); Contra Costa County Library, 1750 Oak Park Boulevard, Pleasant Hill; and the Pleasant Hill Police Department (330 Civic Drive).

Attention Hearing Aid Wearers: The Council Chamber is equipped with an Assistive Listening System. A receiver with headphone or Tel Coil antenna is available from the ADA Coordinator.

City Council Meeting Broadcasts: City Council meetings are videotaped and broadcast on Comcast Channel 28 and AT&T U-Verse Channel 99 on the Wednesday following the meeting. Meetings also may be viewed on the City's website at <http://www.ci.pleasant-hill.ca.us> by clicking "Council Webcasts" under City Links.

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's office during normal business hours. Such documents are also available on the City of Pleasant Hill's website at <http://www.ci.pleasant-hill.ca.us> subject to staff's ability to post the documents before the meeting.

Times noted on specific items are estimated times for staff presentations and questions and answers from the City Council.

1. **PLEDGE OF ALLEGIANCE**

2. **ROLL CALL**

3. **PRESENTATION**

3.1 PRESENTATION of Proclamation and Recognition of "Congenital Heart Defect Awareness Week" Held February 7-14, 2013. (5 minutes)

[Proclamation](#)

3.2 PROCLAMATION Declaring March, 2013 as "American Red Cross Month." (5 minutes)

[Proclamation](#)

3.3 AWARDS of Appreciation to Tim Flaherty in Recognition of His Service on the Pleasant Hill Planning Commission from 2010 to 2012 and on the Civic Action Commission from 2001 to 2012. (5 minutes)

4. CITY MANAGER COMMENTS

(Brief updates on pending City business without discussion by the City Council.)

5. COUNCIL ANNOUNCEMENTS AND REPORTS

5.1 REPORTS from Councilmembers on Meetings or Conferences Attended at City Expense. (5 Minutes)

(A) Report on Contra Costa County Mayors' Conference Held on February 7, 2013 by the Town of Moraga.

(B) Other

5.2 ANNOUNCEMENTS from Councilmembers. (5 minutes)

6. PUBLIC COMMENT: The public is welcome at this time to address the City Council on items on the Consent Calendar, Closed Session Calendar, or other items not listed on the agenda but within the Council's jurisdiction. There is an opportunity for the public to comment on other agenda items at the time they are discussed. Comments are limited to three minutes per speaker.

7. CONSENT CALENDAR: (5 minutes) All matters listed under "Consent Calendar" are considered by the Council to be routine and will be enacted by one motion. There will be no separate Council discussion of these items unless requested by a Councilmember prior to the time Council votes on the motion to adopt.

7.1 ACCEPT Checks Dated January 24, 2013; January 31, 2013; February 8, 2013; February 15, 2013; and February 22, 2013.

ACTION: Motion (Weir/Carlson) to Approve CONSENT CALENDAR [Items 7.1, 7.3-7.10 only]. carried as follows:

AYES: Carlson, Durant, Flaherty, Weir, Harris

NOES: None

7.2 APPROVE Minutes for City Council Meetings on September 10, 2012 and October 15, 2012.

ACTION: Motion (Weir/Durant) to Approve Minutes for City Council Meetings on September 10, 2012 and October 15, 2012. carried as follows:

AYES: Durant, Weir, Harris

NOES: None

ABSTAIN: Carlson, Flaherty

7.3 UPDATE on Contra Costa Transportation Authority and TRANSPAC.

[Report](#)

7.4 ADOPT Resolution No. 11-13 Accepting the Fair Oaks Market Underground Storage Tank (UST) Removals and Site Demolition Project No. 10-12 as Complete and Authorizing the City Engineer to Issue a Notice of Completion.

[Staff Report](#)

[Proposed Resolution](#)

[Approved Resolution No. 11-13](#)

7. **CONSENT CALENDAR** - Continued.

7.5 ASSESSMENT DISTRICT NO. 20 (Commercial Area Landscaping and Lighting).

[Staff Report](#)
[Proposed Resolutions for A and B](#)
[Exhibit A](#)

(A) ADOPT Resolution No. 12-13 Directing the Preparation and Filing of 2013/2014 Annual Report for Assessment District No. 20.

[Approved Resolution No. 12-13](#)

(B) ADOPT Resolution No. 13-13 Requesting Consent from the City of Concord for Ordering of Improvements and Assessments of Costs for Benefited Property in Assessment District No. 20.

[Approved Resolution No. 13-13](#)

7.6 ADOPT Resolution No. 14-13 Directing the Preparation and Filing of 2013/2014 Annual Report for Assessment District No. 22.

[Staff Report](#)
[Proposed Resolution](#)
[Boundary Maps and LCC Proposal](#)
[Approved Resolution No. 14-13](#)

7.7 ADOPT Resolution No. 15-13 Authorizing the City Manager to Execute an Agreement for Professional Services with Ghirardelli Associates for Construction Management and Material Testing for the Buskirk Avenue Widening Phase II Improvements Project No. 09-12.

[Staff Report](#)
[Proposed Resolution](#)
[Approved Resolution No. 15-13](#)

7.8 ADOPT Resolution No. 16-13 Authorizing a Third Amendment to the Agreement for Professional Engineering Services with T.Y. Lin International for the Buskirk Avenue Widening Phase II.

[Staff Report](#)
[Proposed Resolution](#)
[Approved Resolution No. 16-13](#)

7.9 ADOPT Resolution No. 17-13 Awarding a Construction Contract for the Buskirk Avenue Widening Phase II Improvements Project No. 09-12 and Authorizing the City Manager to Execute the Construction Contract with Ghilotti Brothers, Inc.

7. **CONSENT CALENDAR** - Continued.

[Staff Report](#)

[Proposed Resolution](#)

[Approved Resolution No. 17-13](#)

- 7.10 ADOPT Ordinance No. 874 Amending Section 18.25.020 of the Pleasant Hill Municipal Code to Establish Emergency Homeless Shelters As a Use Permitted “By Right” within the LI (Limited Industrial) Zone District, Amending Section 18.020.085 to Establish Management Standards for Emergency Homeless Shelters and Various Related Revisions to Section 18.55.030 A. (Parking Provisions) and Section 18.20.020 (Land Use Schedules).

[Proposed Ordinance](#)

[Approved Ordinance No. 874](#)

8. **ADMINISTRATION AND FINANCE**

- 8.1 DISCUSSION of Financial Update for Second Quarter 2012/2013. (20 minutes)

[Staff Report](#)

[Financial Report](#)

- 8.2 DISCUSSION of Scheduling a Joint Meeting of the City Council and the Mt. Diablo School District Board Regarding Education Issues Affecting Pleasant Hill Students. (5 minutes)

[Memo](#)

9. **REDEVELOPMENT SUCCESSOR AGENCY**

All actions taken by the City under this section are in its capacity as Successor Agency to the Pleasant Hill Redevelopment Agency pursuant to Resolution No. 3-12 adopted on January 9, 2012 and Health and Safety Code Sections 34170 et seq. (AB 1x 26).

- 9.1 ADOPT Resolution No. 18-13 Extending the Settlement and Release Agreement By and Between the City of Pleasant Hill, as Successor Agency to the Pleasant Hill Redevelopment Agency and Loja Pleasant Hill, LLC. (20 minutes)

[Staff Report](#)

[Proposed Resolution](#)

[Settlement Agreement](#)

[Approved Resolution No. 18-13](#)

ACTION: Motion (Durant/Weir) to Approve Resolution No. 18-13. carried as follows:

AYES: Carlson, Durant, Flaherty, Weir, Harris

NOES: None

10. CLOSED SESSION

10.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9(a)

City of Pleasant Hill v. Christina J. Meyer, et al.

Contra Costa Superior Court Case No. C 12-00064

11. ADJOURNMENT

Future City Council Meetings: March 18, 2013; April 1, 2013; April 15, 2013