



CONCORD ANNOTATED AGENDA

REGULAR MEETING OF THE CONCORD CITY COUNCIL

Tuesday, January 28, 2014
7:00 p.m. – Regular Meeting
City Council Chamber
1950 Parkside Drive, Concord, CA

CLOSED SESSION 5:30 p.m. – City Council Conference Room

I. ROLL CALL – Councilmember Hoffmeister absent

II. PUBLIC ANNOUNCEMENT (Open Session)

III. PUBLIC COMMENT (Open Session) - None

IV. CLOSED SESSION:

a. Personnel matter pursuant to Government Code Section 54957(b)(1)
Public Employee Appointment – Director of Human Resources

b. Conference with Labor Negotiators pursuant to Government Code Section 54957.6.

City Negotiators: Valerie Barone, City Manager
Kay Winer, City Consultant
Charles Sakai, Esq. of Renne, Sloan, Holtzman & Sakai

Employee Organizations: Employee Organizations:
Administrative, Technical & Clerical Representation
Unit and Field & Operations Representation Unit of
International Brotherhood of Teamsters Local 856;
Professional Representation Unit of OPEIU Local 29;
Peace Officer Representation Unit of Concord Police
Officers Association and Police Managerial
Representation Unit of Police Management
Association.

Unrepresented Units: Executive, Management & Confidential Employees

ACTION: Closed session held.

- V. **ADJOURNMENT – at 6:50 p.m. to reconvene in regular session in the City Council Chambers.**
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**CITY COUNCIL
REGULAR MEETING
7:00 p.m. – City Council Chamber**

ROLL CALL – All present (Councilmember Hoffmeister arrived at 7:35 p.m.)

PLEDGE TO THE FLAG – Councilmember Helix

PUBLIC COMMENT PERIOD

Lynn Keuhl, Concord, shared information regarding an event the Concord Small Business Association was hosting on Friday, February 9th, which would feature Senator Mark DeSaulnier discussing Senate Bill 1, Replacing California’s Redevelopment. He advised that the event would be held at Contra Costa Water District office commencing at 5:00 p.m.

Sonia Romera, Concord, presented photographs of areas of sidewalk which she felt were in disrepair and hazardous to senior residents who walk them.

Jeannette Green, Concord, invited the Council to the first Holbrook Heights Neighborhood meeting scheduled for Wednesday, January 29th at 7:00 p.m. at the Concord Senior Center; and announced that she had been appointed to the Tesoro Community Committee.

1. **PRESENTATIONS**

- a. **Presentations** – Update on the City’s Long-term Post-Employment Liabilities and Infrastructure Backlog. **Introduction by City Manager.**

ACTION: Presentations given by City Manager Valerie Barone; Budget Official Jovan Grogan; Director of Finance Karan Reid; Director of Public Works Justin Ezell and City Engineer Robert Ovadia.

2. **ANNOUNCEMENTS** - None

**CITY COUNCIL
MATTERS**

3. CITY COUNCIL CONSENT ITEMS:

- a. **Approving** – the minutes from the meeting of January 14, 2014. (No Fiscal Impact) Recommended by City Clerk.

ACTION: Minutes approved.

- b. **Approving** – a Professional Services Agreement amendment with AECOM, of Sacramento in the not-to-exceed amount of \$165,740.44 to Provide Civil Engineering Design & Environmental Services for Project No. 2060 (Citywide Bridge Repair Program BPMP-5135(039)); and authorize the City Manager to Execute the Agreement (Funded by: Gas Tax, Measure C, Measure J and Federal Grant Funds) Recommended by Director of Community and Economic Services.

ACTION: Agreement amendment approved; City Manager authorized to execute it.

- c. **Approving** – an amendment to the 4-year Master Professional Services Agreement with TRB and Associates, Inc. for plan checking and building inspection services to increase the compensation level from \$250,000 to the not-to-exceed amount of \$525,000 in each of the fiscal years, extend the contract to June 30, 2017; and authorize the City Manager to execute the amendment. (Paid for by Permit Fees) Recommended by Director of Community and Economic Services.

ACTION: Amendment to Master Agreement approved; City Manager authorized to execute it.

- d. **Accepting** – Contra Costa County Park Dedication Funds in the amount of \$47,600 and appropriating the funds to Project No. 2297, Shade Structure Installation at Meadow Homes Spray Park; authorizing \$6,142 in residual funds from CIP Project No. 1288 to Project No. 2297; and authorizing the City Manager to sign any supplemental agreements provided by Contra Costa County. (Grant Funds and Transfer) Resolution No. 14-6 for adoption. Recommended by Director of Parks and Recreation.

ACTION: Resolution No. 14-6 adopted accepting the Contra Costa County Park Dedication Funds; budget transfer of Project No. 1288 funds to Project No. 2297 authorized; and City Manager authorized to sign supplemental agreements provided by the County.

4. CITY COUNCIL PUBLIC HEARINGS:

MAYOR: Madam Clerk, have all the publications been completed and appropriate parties notified?

- a. **Consideration** – of an ordinance amending the Concord Municipal Code Chapter 14 (Buildings and Building Regulations), Article VI (Fire Code), Section 14-151 (Fire Code adopted), Section 14-152 (Contra Costa County Fire Protection District Ordinance adopted), and Section 14-153 (Delegation of enforcement to Fire Chief) to adopt the 2013 California Fire Code and the Contra Costa County amendments to the 2013 California Fire Code. Ordinance No. 14-1 for introduction. (No Fiscal Impact) **Report by Robert Woods, Building Official.**

ACTION: Report heard, public testimony taken, Ordinance No. 14-1 introduced by reading of the title and waiving further reading. After motion and second, City Attorney Mark Coon read the ordinance title.

- b. **Consideration** – of the sale of an unused 11,375 square foot portion of property located at 4050 Port Chicago Highway, Concord California (APN 100-370-009) to Pacific Ranch Investments for an appraised value of \$40,000. The General Plan and Zoning Designation for the property portion is Parks and Recreation. The project is classified as Categorically Exempt pursuant to Section 15305(a), Class 5, “Minor Alterations in Land Use Limitations.” Resolution No. 14-5 for adoption. (Revenue) **Report by John Montagh, Economic and Housing Manager.**

ACTION: This item was continued to the meeting of Tuesday, February 4, 2014.

5. CORRESPONDENCE – City Council correspondence not selectively included in the following list is available for inspection during normal business hours by contacting the City Clerk at 671-3495.

- a. Treasurer’s Report for the period October 1 – December 31, 2013.
- b. Letter dated January 28, 2014 submitted during public comment period by Sonia Romero concerning local sidewalks.
- c. Transcript of comments read into the record by Dr. Harmesyh Kumar.
- d. List of events and meetings attended by Vice Mayor Leone between January 15, 2014 and January 27, 2014.

6. **CLOSED SESSION REPORTS** - None

7. **COUNCIL AND STAFF REPORTS**

Councilmember Hoffmeister shared information regarding the Walnut Creek Watershed Council and received support from her fellow Councilmembers to have staff bring back information on the issues for Council consideration.

Councilmember Leone shared information regarding his recent attendance at the Downtown Specific Plan and at the League of California Cities' Policy Committee. He gained support from his fellow Councilmembers to have the policy on street naming reviewed by the Policy Development and Internal Operations Council Sub-committee.

Councilmember Hoffmeister stated that she had attended the State of the Campus presentation at Cal State Hayward – Concord Campus, and announced that they would be switching to the semester system. She also stated that the State would be reviewing a ban of plastic bags at the statewide level and gained support from her fellow Councilmembers to write a letter of support.

8. **ADJOURNMENT – at 9:50 p.m.**

NOTICE

There is a 90-day limit for the filing of a challenge in the Superior Court to certain City administrative decisions and orders which require a hearing by law, the receipt of evidence, and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge an action taken by the City Council in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a decision if the request is made prior to the next City Council meeting, regardless of whether it is a regular or special meeting (Policy and Procedure No. 2, Section 4.24). For information on the next regular or special City Council meeting, please call (925) 671-3495.

NEXT REGULAR CITY COUNCIL MEETING: 6:30 p.m.; Tuesday, February 4, 2014

MEETING RECORDS

DVDs of most City Council meetings are available for listening or viewing in the City Clerk's office and at the Concord Public Library. Copies of the DVDs may be purchased. Contact the Community Relations Manager at (925) 671-3272 for further information.

TELEVISED MEETINGS

All meetings are broadcast live on Comcast channel 28, Astound Broadband channel 29, and AT&T U-Verse channel 99. The meeting is replayed on the Wednesday following the meeting at 8:00 a.m., 2:00 p.m. and 7:00 p.m. Replays are also broadcast on Thursday, Friday and Saturday. Please check the City website, <http://www.cityofconcord.org/about/citynews/tvlistings.pdf>