



Concord ANNOTATED AGENDA

**REGULAR MEETING OF THE
CONCORD CITY COUNCIL/
CITY COUNCIL SITTING AS THE
CONCORD/PLEASANT HILL HEALTH CARE DISTRICT**

**Tuesday, May 27, 2014
7:00 p.m. – Regular Meeting
City Council Chamber
1950 Parkside Drive, Concord, CA**

**CLOSED SESSION
CITY COUNCIL CONFERENCE ROOM
5:30 p.m.**

- I. ROLL CALL – All present**
- II. PUBLIC ANNOUNCEMENT (Open Session)**
- III. PUBLIC COMMENT (Open Session) – None**
- IV. CLOSED SESSION:**

- a. Conference with Labor Negotiators pursuant to Government Code Section 54957.6.

City Negotiators: Valerie Barone, City Manager
Laura Brunson, Director of Human Resources
Charles Sakai, Esq. of Renne, Sloan, Holtzman & Sakai

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

Unrepresented Units: Executive, Management & Confidential Employees

ACTION: Closed session held.

- b. Conference with Real Property Negotiator pursuant to Government Code Section 54956.8.

Property: Area within Concord Community Reuse Plan

Negotiating Parties: Michael Wright – City of Concord
Alan Lee – Department of Navy, BRAC Project Office

Under Negotiation: Price, Terms of Payment

ACTION: Closed session held.

V. ADJOURNMENT – at 6:45 p.m.

**CITY COUNCIL
REGULAR MEETING
7:00 p.m. – City Council Chamber**

ROLL CALL – Councilmember Helix absent.

PLEDGE TO THE FLAG – Mayor Grayson

PUBLIC COMMENT PERIOD

Marla Parada, Program Manager, Parks and Recreation Department, invited the community to participate in the Community Needs Survey administered by the Contra Costa Consortium, which will help the City of Concord determine how to spend Community Block Grant Program Funding (CDBG) for the period 2015-2020.

Rudy Rodrigues, Walnut Creek, inquired about the status of the Human Relations Commission and spoke of a recent incident at a Concord restaurant where he experienced discrimination.

1. **PRESENTATIONS**

- a. **Presentation** – by Linda Best, East Bay Broadband Consortium. **Introduction by Mayor Grayson.**

ACTION: Presentation made by Linda Best giving an overview of the East Bay Broadband Consortium’s *Let’s Get Fast Pledge*. By minute order Council moved to endorse the pledge.

- b. **Presentation** – to VIPS Volunteer of the Year Ben Hornstein. **Presentation by Mayor Grayson.**

ACTION: Mayor Grayson presented a proclamation to Volunteer in Police Services (VIPS) Ben Hornstein proclaiming Tuesday, May 27, 2014 as “VIPS Ben Hornstein Day” in the City of Concord.

2. **ANNOUNCEMENTS** – None

**CITY COUNCIL
MATTERS**

3. **CITY COUNCIL CONSENT ITEMS:**

- a. **Approving** – the minutes from the meeting of May 6, 2014. (No Fiscal Impact) Recommended by Deputy City Clerk.

ACTION: Minutes approved.

- b. **Authorizing** – the acceptance of the Edward Byrne Memorial Justice Assistance Grant (JAG) grant funding in the amount of \$37,787 from the Federal Justice Assistance Grant (JAG) Program; and appropriating the funds to be used to partially fund two limited service officer trainee positions and their attendance at the basic POST academy. Resolution No. 14-43 for adoption. (Grant funds) Recommended by Chief of Police.

ACTION: Resolution No. 14-43 adopted. (4-0-1; Helix absent)

- c. **Authorizing** – the calling of a general municipal election in Concord on November 4, 2014, under the provisions of laws relating to General Law cities in the State of California, for the purpose of electing three members to the City Council and one City Treasurer, each for full terms of four years. (General Fund) Resolution 14-31 for adoption. Recommended by City Clerk.

ACTION: Resolution No. 14-31 adopted. (3-1-1; Birsan no, Helix absent)

- d. **Certification** – of the final Measure J Calendar Years 2012 and 2013 Growth Management Program Compliance Checklist for receipt of fiscal years 2013-14 and 2014-15 Local Street Maintenance and Improvement funds. (No Fiscal Impact) Recommended by Director of Community and Economic Development.

ACTION: Measure J Calendar Years 2012 and 2013 Growth Management Program Compliance Checklist for receipt of Fiscal Years 2013-14 and 2014-15 Local Street Maintenance and Improvement funds certified and Mayor authorized to sign the Checklist.

- e. **Approving** – a Professional Services Agreement with Francisco & Associates in the not-to-exceed amount of \$79,000 to provide professional services related to assessments; and authorizing the City Manager to execute the agreement. (Assessment District Funds) Recommended by Director of Public Works.

ACTION: Professional Services Agreement with Francisco & Associates approved; City Manager authorized to execute the agreement.

- f. **Authorizing** – the acceptance and appropriation of funds for a State Homeland Security Grant in the amount of \$20,000 to be used to fund Spanish speaking outreach, training and equipment for the Monument Corridor. Resolution No. 14-45 for adoption. (Grant Funds) Recommended by the Chief of Police.

ACTION: Resolution No. 14-45 adopted. (4-0-1; Helix absent)

- g. **Awarding** – a construction contract in the amount of \$326,130 to California Trenchless, Inc. of Dublin for Project No. 2245 (Willow Pass Road Trunk Sewer Upgrade) (Sewer Enterprise Funds and Developer Contribution) Recommended by Director of Community and Economic Development.

ACTION: Contract awarded.

- h. **Authorizing** – the lien on various properties for failure to pay abatement costs, administrative citation fines, inspections and re-inspection fees; and directing the Contra Costa County Auditor Controller to assess the property owners’ regular property tax bills for the amounts shown therein. Resolution No. 14-37 for adoption. (General Fund Reimbursement) Recommended by Chief of Police and Director of Community and Economic Development.

ACTION: Resolution No. 14-37 adopted. (4-0-1; Helix absent)

- i. **Authorizing** – the acceptance of \$588,103 in non-recurring revenues and appropriating \$75,000 for Finance Department expenditures, \$76,240 for Information Technology expenditures, and \$436,763 for General Fund Project No. 2304, and authorizing the City Manager to execute an Amendment for Financial and Accounting Services Agreement with A. Maze, Inc. in the amount of \$75,000 and a new Professional Service Agreement for Information Technologies Consulting Services with Truepoint Solutions, Inc. in the amount of \$76,340, both in connection with the development and implementation of financial and business processes in the Accela Permitting System. Resolution No. 14-42 for adoption. (General Fund) Recommended by Karan Reid, Director of Finance.

ACTION: Resolution No. 14-42 adopted. (4-0-1; Helix absent); amendment to agreement with A. Maze, Inc. and agreement with Truepoint Solutions, Inc. approved and City Manager authorized to execute the agreement and amendment.

5. **CITY COUNCIL PUBLIC HEARING:**

- a. **Consideration** – of an amendment to the Concord Municipal Code Title 3 (Revenue and Finance) adding Chapter 3.20 (Fiscal Sustainability), Article 1 (Use of One-Time and Budget Surplus Funds). Ordinance 14-4 for introduction. **Report by Scott P. Johnson, Assistant City Manager.**

ACTION: Report heard; public testimony taken; and Ordinance No. 14-4 introduced by reading of the title only and waiving further reading.

- b. **Landscape and Lighting Maintenance Districts** – consider confirming the assessment diagrams and levying the annual assessments for Fiscal Year 2014-15 related to the following landscape and lighting maintenance districts. (Funded by Landscape and Lighting Assessment Districts) **Report by Justin Ezell, Director of Public Works.**

- 1) Confirming the Assessment Diagram and Levy of Assessments for the Downtown Landscape Maintenance District for Fiscal Year 2014-15. Resolution No. 14-38 for adoption.

ACTION: Resolution No. 14-38 adopted. (4-0-1; Helix absent)

- 2) Confirming the Assessment Diagram and Levy of Assessments for the Pine Hollow Estates Landscape and Lighting Maintenance District for Fiscal Year 2014-15. Resolution No. 14-39 for adoption.

ACTION: Resolution No. 14-39 adopted. (4-0-1; Helix absent)

- 3) Confirming the Assessment Diagram and Levy of Assessments for the Landscaping and Lighting Maintenance District No. 3 for Fiscal Year 2014-15. Resolution No. 14-40 for adoption.

ACTION: Resolution No. 14-40 adopted. (4-0-1; Helix absent)

- 4) Confirming the Assessment Diagram and Levy of Assessments for the Citywide Street Lighting Assessment District for Fiscal Year 2014-15. Resolution No. 14-41 for adoption.

ACTION: Resolution No. 14-41 adopted. (4-0-1; Helix absent)

**CONCORD/PLEASANT HILL HEALTH
CARE DISTRICT**

6. CONCORD/PLEASANT HILL HEALTH CARE DISTRICT CONSIDERATION ITEMS:

- a. **Consideration** – of granting funds in the amount of \$290,333 to 20 community based organizations in Fiscal Year 2014-15. Resolution No. 14-008 for adoption. **Report by Marla Parada, Community Services Program Manager.**

ACTION: Report heard, public testimony taken, and Resolution No. 14-008 adopted. (4-0-1; Helix absent)

7. **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. Letter from Mayor Grayson to California State Senator De Lone in support of SB 1455 – California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2016.
 - b. Letter from Mayor Grayson to California State Assemblymember Muratsuchi in opposition of AB 2188 – Solar Permits (as amended May 5, 2014).
 - c. Treasurer’s Report for the period January 1 – March 31, 2014.
 - d. Revised Exhibit A to Resolution No. 14-37.
 - e. FY 2014-15 Concord/Pleasant Hill Health Care District Evaluation Criteria.
 - f. List of events and activities in which Vice Mayor Leone participated during the period May 14 – May 27, 2014.
8. **CLOSED SESSION REPORTS** - None
9. **COUNCIL AND STAFF REPORTS**
- The Councilmembers shared highlights of some of the events and activities in which they had participated over the past couple of weeks.
10. **ADJOURNMENT – at 8:45 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, June 3, 2014

MEETING RECORDS

City Council meetings are available for viewing on the City's website, www.cityofconcord.org and at the Concord Public Library. Copies of DVDs of the Council Meeting are available for purchase. Contact the City Clerk's Office at (925) 671-3390 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>