



CONCORD ANNOTATED AGENDA

REGULAR MEETING OF THE CONCORD CITY COUNCIL

Tuesday, October 14, 2014
6:30 p.m. – Regular Meeting
City Council Chamber
1950 Parkside Drive, Concord, CA

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- 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
- b. Personnel matter pursuant to Government Code Section 54957(b)(1).
Public Employee Appointment – City Clerk
- ACTION: Closed session held.**
- V. ADJOURNMENT** – at 6:25 p.m. to reconvene in regular session in the Council Chamber.

**CITY COUNCIL
REGULAR MEETING
6:30 p.m. – City Council Chamber**

ROLL CALL – All present

PLEDGE TO THE FLAG – Councilmember Birsan

PUBLIC COMMENT PERIOD

Sandra Sherer, Monument Crisis Center, presented the Council with a packet of materials sharing information on the workshops, activities and services provided by the Center.

Carol Prell, President of the Blue Star Moms, and Blue Star Mom Linda Graham invited the Council and the public to participate in a Veterans Day 5K/10K Run & Walk being held on Saturday, November 8, 2014 at Hillcrest Park starting at 8:15 a.m.

Jim Bordelon, Concord, expressed his concern that rabbits were being sold as feeder material for snakes at a local business.

Joseph V. A. Partansky, Concord, suggested Council candidates be allowed to use the Concord Bulletin Board for their campaign materials at no cost, and be able to use City meeting rooms for uncensored campaign speeches.

Brian Cory, Concord, shared his concern over air quality issues and referenced the recent incident at Tesoro Refinery.

Carlyn Obringer, Concord, announced an upcoming Soroptimist International of Diablo Vista presentation on Modern Day Slavery being held at Queen of All Saints Church Hall on Wednesday, October 22, 2014 at 6 p.m. and invited the public to attend.

1. PRESENTATIONS

- a. **Presentation** – to Thania Balcorta, County and Program Coordinator, Contra Costa County Friday Night Live Program proclaiming October 23-31, 2014 as “Red Ribbon Week” in the City of Concord. **Presentation by Mayor Grayson.**

ACTION: Mayor Grayson announced that a proclamation was presented to Thania Balcorta proclaiming October 23-31, 2014 as “Red Ribbon Week” in the City of Concord and that Ms. Balcorta had to leave prior to the presentation.

- b. **Presentation** – Monument Community Parks Assessment & Recommendations. **Introduction by Director of Community and Recreation Services Joan Carrico.**

ACTION: Presentation made.

- c. **Presentation** – by Gail McPartland, Deputy County Librarian, providing an update on library activities. **Introduction by Mayor Grayson.**

ACTION: Presentation made.

- d. **Presentation** – by Assemblywoman Susan Bonilla, providing a 2014 legislative update. **Introduction by Mayor Grayson.**

ACTION: Presentation made.

- e. **Presentation** – by Mayor Grayson to Karan Reid, Finance Director, commending the Finance Department's receipt of the Government Finance Officers' Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting for year ended June 30, 2013, GFOA Distinguished Budget Presentation Award for Fiscal Year beginning July 1, 2013, and National Procurement Institute's Achievement of Excellence in Procurement Award for 2014. **Introduction by Mayor Grayson.**

ACTION: Presentation made.

- f. **Presentation** – to City Clerk Mary Rae Lehman proclaiming October 14, 2014 as *Mary Rae Lehman Day* in the City of Concord, in honor of her retirement and 23 years of services to the citizens of Concord. **Presentation by Mayor Grayson.**

ACTION: Presentation made.

2. **ANNOUNCEMENTS** - None

**CITY COUNCIL
MATTERS**

3. **CITY COUNCIL CONSENT ITEMS:**

- a. **Approving** – the minutes from the meeting of September 23, 2014 and September 30, 2014. (No Fiscal Impact) Recommended by the Deputy City Clerk.

ACTION: Minutes of September 23, 2014 and September 30, 2014 approved.

- b. **Matter to set for public hearing** – on Tuesday, November 18, 2014, at 6:30 p.m. in the City Council Chamber - to confirm the approval of final changes to the Citywide Energy Services Company Energy Efficiency contract and acceptance of the improvements completed under the Energy Efficiency program. Recommended by the Director of Community and Economic Development.

Matter set for public hearing on Tuesday, November 18, 2014 at 6:30 p.m. in the Council Chamber.

- c. **Matter to set for public hearing** – on Tuesday, November 18, 2014, at 6:30 p.m. in the City Council Chamber to consider amending the Master Fees and Charges, Section A, Administrative Fees, adding Subsection 19, Electrical Charging Station Fee. Recommended by the Director of Community and Economic Development.

ACTION: Matter set for public hearing on Tuesday, November 18, 2014 at 6:30 p.m. in the Council Chamber.

- d. **Fixing** – the employer’s contribution under the Public Employees’ Medical and Hospital Care Act (PEMHCA) for all Unrepresented Employees and Elected Officials, to include Council-appointed Employees, Elected Officials, Executive Management, Mid-management and Confidential Unit; members of the Administrative, Technical & Clerical Representation Unit; members of the Field & Operations Representation Unit; Professional Representation Unit; Peace Officer Representation Unit; and Police Managerial Representation Unit. Resolution Nos. 14-76, 14-77, 14-78, 14-79, 14-80, and 14-81 for adoption. Recommended by the Director of Human Resources.

ACTION: Resolution Nos. 14-76, 14-77, 14-78, 14-79, 14-80, and 14-81 adopted.

- e. **Accepting** – the improvements for Project No. 2245 (Willow Pass Road Trunk Sewer Upgrade) constructed by California Trenchless, Inc. of Dublin; and directing the City Clerk to file a Notice of Completion. (Sewer Enterprise Funds) Recommended by the Director of Community and Economic Development.

ACTION: Improvements accepted for Project No. 2245, Willow Pass Road Trunk Sewer Upgrade; City Clerk directed to file a Notice of Completion.

- f. **Approving** – a Professional Services Agreement with Municipal Financial Services Group of Annapolis, MD, in the not-to-exceed amount of \$86,700 to prepare a sewer rate assessment and study for Project No. 2313 (Sewer Rate Study); and authorizing the City Manager to execute the agreement. (Sewer Enterprise Funds) Recommended by the Director of Community and Economic Development.

ACTION: Professional Services Agreement with Municipal Financial Services Group in the not-to-exceed amount of \$86,700 approved; City Manager authorized to execute the agreement.

- g. **Approving** – a Professional Services Agreement with RBF Consulting of Walnut Creek, CA, in the not-to-exceed amount of \$204,722.43 to provide civil engineering design, environmental review, and right-of-way services for Project No. 2276 (Detroit Avenue Pedestrian and Bicycle Improvements - Clayton Road to Monument Boulevard). (Measure J & CMAQ/OBAG Grant Funds) Recommended by the Director of Community and Economic Development.

This item was pulled from the Consent Calendar by Adam Foster, Concord.

ACTION: Professional Services Agreement with RBF Consulting in the not-to-exceed amount of \$204,722.43; City Manager authorized to execute the agreement.

- h. **Awarding** – a contract to Verde Design in the not to exceed amount of \$149,966 for RFP #2298, Parks Facilities Condition Assessment and Maintenance Analysis. Recommended by the Director of Public Works.

ACTION: Contract awarded to Verde Design; City Manager authorized to execute the contract.

- i. **Recommending** – reappointment of Ernesto Avila to serve on the John Muir/Mt. Diablo Community Health Fund Board of Directors. Recommended by the Mayor.

ACTION: Ernesto Avila reappointed to serve on the John Muir/Mt. Diablo Community Health Fund Board of Directors.

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4. **CORRESPONDENCE** – City Council correspondence not selectively included in the following list is available for inspection during normal business hours by contacting the Deputy City Clerk at 671-3390.
- a. Brochures and materials on Monument Crisis Center presented by Sandra Sherer during public comment.
- b. Flyers regarding the Veterans Day 5K/10K Run & Walk presented by Carol Prell during public comment.

- c. Flyer concerning the Soroptimist International of Diablo Vista presentation on Modern Day Slavery submitted by Carlyn Obringer during public comment.
 - d. Copy of the Powerpoint presentation made by the Monument Impact delegation; reference Item 1.b.
 - e. Copy of the Monument Community Park Assessment Results Spring 2014 submitted by Monument Impact delegation; reference Item 1.b.
 - f. Flyer submitted by Gail McPartland during her presentation; reference Item 1.c.
 - g. List of events and activities in which Vice Mayor Leone had participated in during the period October 1, 2014 – October 14, 2014.
5. **PUBLIC COMMENTS ON PRESENTATION ITEMS - None**
6. **CLOSED SESSION REPORTS - None**
7. **COUNCIL AND STAFF REPORTS**
- Councilmembers shared information of the events and activities in which they had participated over the past couple of weeks.
8. **ADJOURNMENT** – at 9:30 p.m. in recognition of retiring City Clerk, Mary Rae Lehman.
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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) 671-3390.

NEXT REGULAR CITY COUNCIL MEETING: 6:30 p.m.; Tuesday, October 28, 2014

Tonight's meeting is replayed on the Wednesday following the meeting at 8:00 a.m. and 2:00 p.m.

10/16/14 – Revision to 10/14/14 Annotated Agenda. Page 6, Correspondence Item Numbering

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/pdf/about/citynews/tvlistings.pdf>