



# **CONCORD ANNOTATED AGENDA**

## **REGULAR MEETING OF THE CONCORD CITY COUNCIL**

**Tuesday, April 7, 2015  
6:30 p.m. – Study Session  
7:00 p.m. – Open Session  
City Council Chamber  
1950 Parkside Drive, Concord, CA**

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

- I. ROLL CALL** – Vice Mayor Hoffmeister absent.
- II. PUBLIC ANNOUNCEMENT (Open Session)**
- III. PUBLIC COMMENT (Open Session)**
- IV. CLOSED SESSION:**
  - a. Public Employee Appointment: Local Reuse Authority Executive Director (Government Code Section 54957(b)(1).
  - b. Conference with Legal Counsel – Anticipated Litigation (Government Code Section 54956.9 (d)(2))
- V. ADJOURNMENT**

**ACTION: Closed session held.**

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

**ROLL CALL** – Vice Mayor Hoffmeister absent.

**PLEDGE TO THE FLAG** – Councilmember Birsan

**PUBLIC COMMENT PERIOD**

Paul Poston, Concord, spoke of an informative and productive meeting he had with Stephen Proud of Lennar.

Juan Carlos Mendoza, Concord, spoke of a cockroach, rat, and bedbug infestation at his apartment complex on Diane Court, and along with members of Tenants Together, requested help from the City.

I. **STUDY SESSION** – on the City of Concord Sewer Enterprise.

**ACTION: Study session held.**

1. **PRESENTATIONS**

a. **Presentation** – to Chris Llata, Parks Service Maintenance Team Leader, proclaiming April 7, 2015 as Arbor Day in the City of Concord. **Presentation by Mayor Grayson.**

**ACTION: Mayor Grayson presented Chris Llata, Parks Service Maintenance Team Leader, a proclamation declaring April 7, 2015 as Arbor Day in the City of Concord.**

b. **Presentation** – to Ricardo Simental, Monument Corridor Anti-Drug & Alcohol Coalition proclaiming April 2015 as Alcohol Awareness month. **Presentation by Mayor Grayson.**

**ACTION: Mayor Grayson presented Ricardo Simental, Monument Corridor Anti-Drug & Alcohol Coalition, a proclamation declaring April 2015 Alcohol Awareness month.**

2. **ANNOUNCEMENTS** – none.

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**CITY COUNCIL  
MATTERS**

3. **CITY COUNCIL CONSENT ITEMS:**

a. **Approving** – the minutes from the meeting of February 24, March 10, and March 14, 2015. (No Fiscal Impact) Recommended by City Clerk.

**ACTION: Minutes approved.**

- b. **Awarding** – a construction contract in the amount of \$1,209,534 to Granite Rock Company of San Jose; rejecting a bid protest submitted by Ghilotti Construction Company; and approving a Professional Services Agreement with Vali Cooper of Emeryville in the amount of \$194,040 for construction management services for Project No. 2144 (Clayton Rd/Treat Blvd. Intersection Capacity Improvements); and authorizing the Mayor and City Manager to the agreements. (Measure J, Measure C & OSIP Funds) Recommended by the Director of Community and Economic Development.

**ACTION: Construction contract in the amount of \$1,209,534 awarded to Granite Rock Company of San Jose; bid protest submitted by Ghilotti Construction Company rejected; Professional Services Agreement with Vali Cooper of Emeryville in the amount of \$194,040 for construction management services for Project No. 2144, Clayton Rd/Treat Blvd. Intersection Capacity Improvements, approved; and Mayor and City Manager authorized to execute the agreements.**

- c. **Accepting** – the improvements for Project No. 2267 (FY 2013-14 Slurry and Cape Seal Pavement Maintenance Project - Various Locations) constructed by Intermountain Slurry Seal, Inc. of Reno, Nevada; and directing the City Clerk to file a Notice of Completion. (Measure J Funds) Recommended by the Director of Community and Economic Development.

**ACTION: Improvements for Project No. 2267, FY 2013-14 Slurry and Cape Seal Pavement Maintenance Project – Various Locations, accepted; City Clerk directed to file a Notice of Completion.**

- d. **Appropriating** – funds from the Police Department’s Operating Budget in the amount of \$105,713.65 for the purchase of protective, ballistic vests for sworn members of the Police Department. (General Fund) Recommended by the Chief of Police.

**ACTION: Appropriated \$105,713.65 from the Police Department Operating Budget for the purchase of protective, ballistic vests.**

- e. **Awarding** – 2015 Weed Abatement and V-Ditch Cleaning Maintenance Service Contract to Apex Grading, Inc. in the amount of \$79,900. (General Fund) Recommended by the Director of Public Works.

**ACTION: Contract in the amount of \$79,900 awarded to Apex Grading, Inc. for 2015 Weed Abatement and V-Ditch Cleaning Maintenance Service.**

- f. **Approving** – an amendment to the agreement with Hello Housing by increasing the payment limit of the contract for administration of the Housing Rehabilitation Loan and Grant Program from \$49,000 to 54,000 for the period July 1, 2014 - June 30, 2015; and authorizing the City Manager to execute the amendment. (Federal Funds) Recommended by the Director of Community and Economic Development.

**ACTION: Amendment to the agreement with Hello Housing increasing the payment limit of the contract for administration of the Housing Rehabilitation Loan and Grant Program to \$54,000 for the period July 1, 2014 – June 30, 2015 approved; City Manager authorized to execute the amendment.**

- g. **Matter to set for Public Hearing** – on Tuesday, April 28, 2015 at 6:30 p.m. in the Council Chamber - Consideration of the Draft 2015-16 Action Plan for Community Grant Funding from Community Development Block Grant Funds (CDBG) and Child Care Developer Fees. Recommended by the Director of Community and Economic Development.

**ACTION: Public Hearing set for Tuesday, April 28, 2015, at 6:30 p.m. in the City Council Chamber.**

4. **CITY COUNCIL CONSIDERATION ITEM:**

- a. **Consideration** – of the appointment of four applicants to serve on the City’s Concord Pavilion Community Outreach Committee for two-year terms ending February 28, 2017. (No Fiscal Impact) **Report by Council Committee on Recreation, Cultural Affairs & Community Service.**

**ACTION: Report heard, opportunity for public comment given, and LaMar Anderson, Orin C. Cross, III, Elizabeth De La Campa, and Mark Weinmann appointed to serve on the Concord Pavilion Community Outreach Committee for terms ending February 28, 2017.**

- b. **Consideration** – of the appointment of five applicants to serve on the City of Concord Measure Q Oversight Committee, two for two-year terms ending December 31, 2017 and three for four-year terms ending December 31, 2019. (No Fiscal Impact) **Report by Council Committee on Policy, Development and Internal Operations.**

**ACTION: Report heard, opportunity for public comment give, and Brian Beckon and Guy Bjerke appointed to serve on the City of Concord Measure Q Oversight Committee for terms ending December 31, 2017 and Gregory Grassi, Matthew Hohenstreet, and Diane Sprouse appointed for terms ending December 31, 2019.**

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**5. CITY COUNCIL PUBLIC HEARING:**

- a. **Consideration** – of the separation of the Community Services Commission (CSC) and the Concord Pleasant Hill Health Care District (CPHHCD) into two separate bodies, with the CSC consisting of seven (7) members and the CPHHCD consisting of five (5) members appointed by Concord and two (2) appointed by Pleasant Hill; approval of revisions to Policy and Procedure No. 89; and amendment to the Concord Municipal Code Title 2, Administration, Chapter 2.20, Boards, Commissions and Committees. Ordinance No. 15-3 for introduction. **Report by Joelle Fockler, City Clerk.**

**ACTION: Report heard, opportunity for public comment given, the separation of the Community Services Commission and the Concord Pleasant Hill Health Care District into two separate bodies approved; revisions to Policy and Procedure No. 89 approved; and Ordinance No. 15-3 introduced by reading of the title only and waiving further readings.**

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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 671-3390.

- a. PowerPoint presentation on Sanitary Sewer System Overview  
b. Benched Item No. 5.a – Revisions to Policy & Procedure No. 89 Item No. 4.2  
c. PowerPoint presentation on Utility Box Art

6. **PUBLIC COMMENTS ON PRESENTATION ITEMS** – none.

7. **CLOSED SESSION REPORTS** – none.

**8. COUNCIL AND STAFF REPORTS**

Councilmember Leone gave a brief presentation on Utility Box Art and requested that the item be sent to the Youth and Education Committee. The item received support and will be scheduled at a Youth and Education Committee meeting.

Mayor Grayson noted that Vice Mayor Hoffmeister was absent because she was in Washington, D.C. with a delegation from Mt. Diablo High School advocating for health education.

9. **ADJOURNMENT** – 7:45 p.m.

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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.

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**NEXT REGULAR CITY COUNCIL MEETING: 6:30 p.m.; Tuesday, April 14, 2015.**

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**MEETING RECORDS**

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**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 a.m., 2 p.m. and 7 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>