

COUNCILMEMBERS

Edi E. Birsan, Mayor
Carlyn S. Obringer, Vice Mayor
Laura M. Hoffmeister
Ronald E. Leone
Timothy A. McGallian

Civic Center
1950 Parkside Drive
Concord, CA 94519
www.cityofconcord.org



**ANNOTATED AGENDA
Regular Meeting of the
Concord City Council/City
Council Sitting as the
Local Reuse Authority**

Tuesday,
December 12, 2017

6:00 p.m. - Closed Session
7:00 p.m. - Open Session

Council Chamber
1950 Parkside Drive

Information for the public on participation at Council meetings can be found on the back of the Speaker Identification Card located near the Council Chamber entrance. Should you have any questions after consulting the Speaker Identification Card, please contact the City Clerk prior to the Council meeting.

AGENDIZED ITEMS – The public is entitled to address the City Council on items appearing on the agenda before or during the City Council's consideration of that item. Each speaker will be limited to approximately three minutes.

CLOSED SESSION

1. OPENING

Roll Call – all present

2. PUBLIC COMMENT - none

3. CLOSED SESSION

- a. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: One potential case.

ACTION: Closed session held.

4. RECESS TO OPEN SESSION

5. OPENING

Roll Call – All present

Pledge to the Flag – Vice Mayor Obringer

6. PUBLIC COMMENT PERIOD

This is a fifteen minute Public Comment Period for items within the City Council's subject matter jurisdiction that are not on this agenda. Each speaker will be limited to approximately three minutes. State law prohibits the City Council from acting at this meeting on any matter raised during the Public Comment Period.

Shiela Fields, Concord, spoke about homelessness and the need for more shelters.

Jeff Koertzen, Concord, spoke in support of district elections.

Micah Pearce, Concord, spoke in support of district elections and favored an independent committee as the advisory body.

George Fulmore, Concord, spoke of needed repaving of Monument Boulevard, improvements at Ellis Lake Park, in support of a downtown to Monument shuttle, in support of rent stabilization and advocated for more leadership and a task force in the Monument community.

Lino Amaral, Concord, requested that residents in unincorporated areas of Concord be able to serve on boards or commissions.

Greg Colley, Concord Communities Alliance, spoke in support of district elections.

Kristi Laughlin, Concord, spoke in support of district elections and favored an independent commission to draw the districts.

Daryl Bergman, Concord, spoke in support of district elections and favored the districts be drawn based on population and not registered voters or square footage.

Rosa Lassalle, Concord, invited the Council and staff to the Rocketship Academy Winter Wonderland on December 20, 2017 at 5:30 p.m. at Rocketship Academy.

Hope Johnson, Concord, spoke in support in district elections and favored an independent commission to draw the districts.

Rocci Barsotti, Concord, thanked the City for support of the Kiwanis Club of Concord and presented the Walter Zeller Award to Councilmember Laura Hoffmeister as a thank you for her support of the Kiwanis Club.

7. PRESENTATIONS

- a. **Presentation** – to Keiko Usugi, from Concord’s Sister City, Kitakami, Japan, proclaiming December 12, 2017, as "Keiko Usugi Day" in the City of Concord. Introduction by Mayor Birsan.

ACTION: Mayor Birsan presented Keiko Usugi a proclamation declaring December 12, 2017, as “Keiko Usugi Day” in the City of Concord.

8. ANNOUNCEMENTS - none

9. CITY COUNCIL/LOCAL REUSE AUTHORITY CONSENT CALENDAR

The public is entitled to address the City Council on items appearing on the Consent Calendar before or during the City Council’s consideration of the Consent Calendar. Adoption of the Consent Calendar may be made by one motion of the City Council, provided that any Councilmember, individual or organization may request removal of an item from the Consent Calendar for separate consideration. If a request for removal of an item from the Consent Calendar has been received, the Mayor may defer action on the particular item and place the same on the regular agenda for consideration in any order s/he deems appropriate.

CITY COUNCIL CONSENT CALENDAR

- a. **Considering** – approval of the minutes from the meeting of September 12, 2017. Recommended by the City Clerk.

ACTION: Minutes from the meeting of September 12, 2017, adopted.

- b. **Considering** – adoption of Ordinance No. 17-12 entitled, "An Ordinance Amending Concord Municipal Code Title 15 (Building and Building Regulations), by Adding Section 15.120 (Electric Vehicle Charging Systems) to Create an Expedited, Streamlined Permitting Process for Electric Vehicle Charging Systems as Required by Assembly Bill 1236 (Government Code Section 65850.7)." Ordinance No. 17-12 was introduced on September 12, 2017. Recommended by the City Clerk.

CEQA: Exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

ACTION: Ordinance No. 17-12 adopted.

- c. **Considering** – adoption of Resolution No. 17-80 ordering summary vacation of 8,060 sq. ft. of excess public right-of-way located at 2159 Kirker Pass Road, Concord, California, 94521, APN 117-070-026. Recommended by the Director of Community and Economic Development.

CEQA: In accordance with the California Environmental Quality Act (CEQA) of 1970, as amended, the project qualifies for a Categorical Exemption pursuant to CEQA Guidelines Section 15305, "Minor Alterations In Land Use Limitations" and therefore no further environmental review is required.

ACTION: Resolution No. 17-80 adopted.

- d. **Considering** – adoption of Resolution No. 17-83 finding that there remains a reasonable relationship between current needs for the Offsite Street Improvement Program (OSIP), Art in Public Places, and Master Storm Drain Fees, and the purposes for which they were originally charged. (Government Code Section 66000 et. seq.) Recommended by the Director of Community and Economic Development.

ACTION: Resolution No. 17-83 adopted.

- e. **Considering** – reappointment of Carolyn Fong as a City of Concord representative on the John Muir/Mt. Diablo Community Health Fund Board. Recommended by the Mayor.

ACTION: Carolyn Fong reappointed as a City of Concord representative on the John Muir/Mt. Diablo Community Health Fund Board.

LOCAL REUSE AUTHORITY CONSENT CALENDAR

- f. **Considering** – amending an Agreement for Professional Services adding \$9,000 to a not to exceed amount of \$80,000 (new total \$89,000) with Towill, Inc. to provide land surveying services related to the Area Plan for the former Concord Naval Weapons Station; and authorize the Executive Director of the Local Reuse Authority to execute the agreement, subject to approval from the City Attorney. (Funding has been provided by a loan to the Local Reuse Authority (LRA) from the City) Recommended by the Director of Community Reuse Planning.

This item was pulled from the Consent Calendar by Vice Mayor Obringer.

ACTION: Amendment adding \$9,000 to a not to exceed amount of \$80,000 (new total \$89,000) with Towill, Inc. approved and Executive Director of the Local Reuse Authority authorized to execute the agreement, subject to approval from the City Attorney.

10. CITY COUNCIL CONSIDERATION ITEMS

The public is entitled to address the City Council on items appearing on the agenda before or during the City Council's consideration of that item. Each speaker will be limited to approximately three minutes.

- a. **Considering** – the 2018 City Council Meeting Calendar. **Report by Joelle Fockler, City Clerk.**

ACTION: Report heard; opportunity for public testimony given; 2018 City Council Meeting Calendar approved.

- b. **Considering and appointing** – assignments to City Council standing committees and external agencies. **Report by Joelle Fockler, City Clerk.**

ACTION: Report heard; opportunity for public testimony given; assignments made to the City Council standing committees and external agencies.

11. CITY COUNCIL PUBLIC HEARING

Persons who wish to speak on Public Hearings listed on the agenda will be heard when the public hearing is opened, except on public hearing items previously heard and closed to public comment. After the public has commented, the item is closed to further public comment and brought to the Council level for discussion and action. Further comment from the audience will not be received unless requested by the Council. No public hearing shall commence after 10 p.m. unless approved by majority vote of the City Council.

- a. **Considering** – adoption of Resolution No. 17-82 approving the issuance of one or more series of the California Statewide Communities Development Authority Revenue Bonds (John Muir Health), Series 2017 in an aggregate principal amount not to exceed \$140,000,000 for the purpose of refinancing the acquisition, construction, improvement, equipping, renovation, rehabilitation, and remodeling of other capital projects at certain health facilities for John Muir Health and certain other matters relating thereto. Recommended by the Director of Community and Economic Development.

ACTION: Report heard; opportunity for public testimony given; Resolution No. 17-82 adopted.

12. CORRESPONDENCE

Correspondence received at the City Council meeting will be listed here on the Annotated Agenda.

- a. Rocketship Academy Winter Wonderland flyer
- b. Letter submitted from the Raise the Roof Coalition dated December 12, 2017

13. REPORTS AND ANNOUNCEMENTS

Closed Session Announcements

City Attorney Susanne Brown reported in Closed Session the City Council unanimously directed the City of Concord to move forward with exploring district elections and the City would bring a Resolution of Intent forward at the January 2, 2018 Council meeting.

City Manager or Staff Reports - **none**

Council Reports –

Councilmembers shared information on events and activities in which they had participated since the last meeting and commented on items of interest.

14. ADJOURNMENT – at 8:40 p.m. in memory of San Francisco Mayor Ed Lee.

Next Meeting: Regular Meeting

Date: 1/2/18 – 6:30 PM

ADA NOTICE AND HEARING IMPAIRED PROVISIONS - The Council Chamber is equipped with a T-Coil Hearing Loop. This system allows “T” coil reception of the audio proceedings. Please switch your hearing aid or cochlear device to the “T”, “T” Coil or telephone position. If you would like better audio reception, a loop receiver that picks up the audio loop is available from the City Clerk.

In accordance with the Americans with Disabilities Act and California Law, it is the policy of the City of Concord to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. If you are disabled and require a copy of a public hearing notice, or an agenda and/or agenda packet in an appropriate alternative format; or if you require other accommodation, please contact the ADA Coordinator at (925) 671-3031, at least five days in advance of the hearing. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility.