

**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  
Special Meeting of the  
Concord City Council**

Tuesday,  
March 20, 2018

5:30 p.m. - Closed Session  
6:30 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 LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6.**

Agency designated representatives: Valerie Barone, City Manager; Justin Ezell, Director of Public Works; Jasmin Loi, Director of Human Resources; Jonathan Holtzman, Esq. of Renne Public Law Group  
Employee organization: Field & Operations Representation Unit of International Brotherhood of Teamsters Local 856

**ACTION: Closed session held.**

**4. RECESS TO OPEN SESSION**

**5. OPENING**

**Roll Call – Councilmember Hoffmeister arrived at 7:30 p.m.**

**Pledge to the Flag – Councilmember Leone**

**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.

**None.**

**7. PRESENTATIONS**

- a. **Presentation** – to Ricardo Simental, Monument Corridor Anti-Drug & Alcohol Coalition, proclaiming March 2018 as "Prescription Drug Abuse Awareness Month" in the City of Concord. **Introduction by Mayor Birsan.**

**ACTION: Presentation made; opportunity for public testimony given.**

- b. **Presentation** – by John Kopchik, Contra Costa County Director of Conservation and Development, on Preliminary Working Draft Framework for Regulating Cannabis in the Unincorporated Areas of Contra Costa County. **Introduction by Mayor Birsan.**

**ACTION: Presentation made; public testimony given; feedback provided to Contra Costa County.**

**8. ANNOUNCEMENTS - none**

**9. CITY COUNCIL 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.

- a. **Considering** – approval of the minutes from the meeting of February 5, 2018. Recommended by the City Clerk.

**ACTION: Minutes from the meeting of February 5, 2018, approved.**

- b. **Considering** – the deletion of the Forensic Specialist 1 and Forensic Specialist 2 job classifications within the Police Department and approve the layoff of two Forensic Specialist 1 employees. Recommended by the Director of Human Resources.

**This item was removed from consideration by the Director of Human Resources to the meeting of April 10, 2018.**

- c. **Considering** – approval of an Amendment to a Professional Services Agreement with Bellecci and Associates, Inc. in the amount of \$7,380 for design engineering services for Measure Q Pavement Repair Project #2 – Solano Way, Wren Avenue, Sixth Street Pavement Rehabilitation, Project No. 2361, authorizing the City Manager to execute the agreement, subject to the approval of the City Attorney; accepting improvements for Pavement Repair Project #2 - Solano Way, Wren Avenue, & Sixth Street Pavement Rehabilitation, Project No. 2361; and directing the City Clerk to file a Notice of Completion. Recommended by the Director of Community and Economic Development.

**ACTION: Amendment to Professional Services Agreement with Bellecci and Associates, Inc. in the amount of \$7,380 for design engineering services for Measure Q Pavement Repair Project #2 – Solano Way, Wren Avenue, Sixth Street Pavement Rehabilitation, Project No. 2361 approved; City Manager authorized to execute the Amendment; improvements for Pavement Repair Project #2 – Solano Way, Wren Avenue, Sixth Street Pavement Rehabilitation, Project No. 2361 approved; City Clerk directed to file a Notice of Completion.**

- d. **Considering** – acceptance of the *Concord 2030 General Plan* Annual Progress Report, including the Housing Element Annual Progress Report and Downtown Specific Plan Annual Progress Report, and authorization for submittal to state agencies as required. Recommended by the Director of Community and Economic Development.

CEQA: Not a project under Guidelines Section 15378(b).

**ACTION: *Concord 2030 General Plan* Annual Progress Report, including the Housing Element Annual Progress Report and Downtown Specific Plan Annual Progress Report, accepted; submittal to state agencies as required authorized.**

**10. CITY COUNCIL CONSIDERATION ITEM**

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** – acceptance of Fiscal Year 2017-18 Mid-Year Review and adoption of Resolution No. 18-19 amending the Fiscal Year 2017-18 Municipal Budget (continued from February 13, 2018.) **Report by Donna Lee, Budget Officer.**

None of the activities addressed herein constitute a "project" within the meaning of Public Resources Code Section 21065, 14 Cal Code Regs. Sections 15060 (c)(2), 15060(c)(3), or 15378 because none of the activities has the potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment; even if any activity was a project under CEQA, each is exempt under 14 Cal. Code Regs, Sections 15061(b)(2), 15061(b)(3) and 15378(b)(4).

**ACTION: Report heard; opportunity for public testimony given; Resolution No. 18-19 adopted.**

**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** – the continuation of the review of Zoning Administrator Order #17-10 for a wireless communications facility within the public right-of-way, adjacent to 1039 Oak Grove Road, to a date uncertain, as requested by ExteNet (continued from February 13, 2018.) Report by G. Ryan Lenhardt, Senior Planner.

CEQA: Categorically exempt under CEQA Guidelines Section 15301 "Existing Facilities."

**ACTION: Report heard; opportunity for public testimony given; item continued to a date uncertain.**

**12. CORRESPONDENCE**

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

- a. Preliminary Framework for Cannabis Regulation in Unincorporated Contra Costa County PowerPoint Presentation
- b. 2017 Accessory Dwelling Units Data with Building and Planning Status
- c. Fiscal Year 2017-18 Mid-Year Budget Report PowerPoint Presentation

- d. Benched Correspondence - email dated March 20, 2018, from Joan McDavid – Agenda Item No. 11.a

### 13. **REPORTS AND ANNOUNCEMENTS**

Closed Session Announcements – **none**

City Manager or Staff Reports – **none**

Council Reports

**Councilmember McGallian reported out on his attendance at the National League of Cities Conference, stating he attended sessions on affordable housing, tax reform, cannabis, stormwater, gun violence, spoke of the opportunity to talk with large cities and share best practices, and learned the Lifeline Program has been cut.**

**Vice Mayor Obringer reported out on her attendance at the National League of Cities Conference, thanked the citizens of Concord for allowing her attendance, reported on her attendance at sessions regarding job creation, learned about Opportunity Zones, participated in discussions in preparation of the 2020 Census, and participated in advocacy day on Capitol Hill.**

**Councilmember Hoffmeister applauded Michael Cass and Sophia Sidhu on their work on the General Plan report, commented on the upcoming City of Concord Broadband Master Plan, and shared information on other events and activities in which she had participated since the last meeting.**

**Councilmember Leone showed a photo of the statue of Don Salvio Pacheco that will be unveiled on the 4th of July and asked for public feedback about what to put in the time capsule.**

**Mayor Birsan requested that the Policy Development and Internal Operations Committee receive a review of restrictions on home occupations for tutoring. Vice Mayor Obringer and Councilmember Hoffmeister were okay with that review.**

### 14. **ADJOURNMENT – 8:45 p.m.**

Next Meeting: Special Meeting  
Date: 3/24/2018 - 9:00 AM

**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.

The following is a list of regular **Council Committee** meeting dates. Most meetings are held in the Garden Conference Room, 1950 Parkside Drive, Concord. **NOTE: Meetings are subject to change or cancellation. For latest information and committee agendas please call 671-3158.**

Committee	Chair/Member	Meeting Time
Policy Development & Internal Operations	Birsan/Obringer	2 <sup>nd</sup> Wednesday at 5:30 p.m.
Housing & Economic Development	Obringer/McGallian	4 <sup>th</sup> Monday at 5:30 p.m.
Infrastructure & Franchise	Hoffmeister/Leone	2 <sup>nd</sup> Monday at 6:00 p.m.
Recreation, Cultural Affairs & Comm. Svc.	McGallian/Birsan	3 <sup>rd</sup> Wednesday at 5:30 p.m.
Youth & Education	Leone/Hoffmeister	3 <sup>rd</sup> Monday at 6:00 p.m.