

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



Concord
ANNOTATED AGENDA
Regular Meeting of the
Concord City Council/City
Council Sitting as the
Successor Agency to the
Concord Redevelopment
Agency

Tuesday,
April 24, 2018

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.

1. OPENING

Roll Call – all present

Pledge to the Flag – Councilmember McGallian

2. 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.

Alex Savakis, Concord, spoke of his personal art project to commemorate the Concord 150th Anniversary Celebration.

George Fulmore, Concord, spoke about the need for a park study to see who uses the parks.

Ajit Kaushal, Concord, announced the Spring Diversity Festival to be held Saturday, April 28, 10 a.m. – 5 p.m., and invited the Council to attend.

Mike McDermott, Concord, spoke in support of the action taken April 10 on cannabis.

Debra Taraskewick, Concord, spoke in opposition of inviting any aspect of the cannabis industry to Concord; however, appreciated the reflective thinking and the decision on April 10 to proceed on a limited basis.

Lana Hanlon, Concord, announced the American Association of University Women Art, Wine, and Beer Walk to be held on May 12 at Todos Santos Plaza and around downtown Concord from 1-4 p.m. Money raised from the event goes towards scholarships for women.

Kenji Yamada, Concord, shared concerns about previous comments made regarding cannabis and noted that speakers in support of cannabis are also Concord residents.

Tim Reinholdt, Concord, spoke about the Joan Avenue drainage project and encouraged the City to find money to fund the project.

Natalie, spoke of lifting the warning about the smoke from the fire too soon and informed the public about the May Day rally at Meadow Homes Park on May 1, 4-6 pm.

Steve McCaffree, Concord, spoke in support of the decisions to map out where testing and manufacturing of cannabis could take place and the decision to not allow manufacturing cannabis for the purpose of intoxication.

3. **PRESENTATION**

- a. **Presentation** – of the Daniel C. Helix Award of Excellence to Sean Cofer, Maintenance Worker II, by Director of Public Works Justin Ezell. **Introduction by Mayor Birsan.**

ACTION: Daniel C. Helix Award of Excellence presented to Sean Cofer, Maintenance Worker II.

4. **ANNOUNCEMENTS**

Mayor Birsan announced the retirement of Community Relations Manager Leslye Asera.

5. **CITY COUNCIL/CITY COUNCIL SITTING AS THE SUCCESSOR AGENCY (SUCCESSOR AGENCY) TO THE CONCORD REDEVELOPMENT AGENCY CONSENT CALENDAR**

The public is entitled to address the City Council/Successor Agency on items appearing on the Consent Calendar before or during the City Council's/Successor Agency's consideration of the Consent Calendar. Adoption of the Consent Calendar may be made by one motion of the City Council/Successor Agency, 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 Items

- a. **Considering** – approval of the minutes from the meetings of March 6 and 20, 2018. Recommended by the City Clerk.

ACTION: Minutes approved.

- b. **Considering** – approval of Resolution No. 18-38 supporting the submittal of a grant application to the Contra Costa Transportation Authority, in cooperation with Monument Impact, for funding the operations of the Monument Community Shuttle. Recommended by the Director of Community and Economic Development.

This item was removed from the Consent Calendar by Concord resident George Fulmore.

ACTION: Resolution No. 18-38 adopted.

- c. **Considering** – adoption of Resolution Nos. 18-28, 18-29, 18-30, 18-31, 18-32, 18-33, 18-34, and 18-35 accepting the preliminary Engineer's Reports and ordering improvements in the Downtown Landscape Maintenance District, Pine Hollow Landscape Maintenance District, Landscaping and Lighting Maintenance District No. 3, and the Citywide Street Lighting Assessment District; and setting a Public Hearing For May 22, 2018. Recommended by the Director of Public Works.

ACTION: Resolution Nos. 18-28, 18-29, 18-30, 18-31, 18-32, 18-33, 18-34, and 18-35 adopted; Public Hearing set for May 22, 2018.

- d. **Considering** – adoption of Resolution No.18-37 adopting a List of Projects for Fiscal Year 2018-19 funded by SB 1: The Road Repair and Accountability Act of 2017 – Oak Grove Road Pavement Rehabilitation – Phase II (Project No. 2423): pavement rehabilitation of Oak Grove Road from Whitman Road to Treat Boulevard; \$2 million in RMRA funds. Recommended by the Director of Community and Economic Development.

CEQA: Not a “project” under CEQA Guidelines 15060(c)(2) and 15378; in the alternative, exempt pursuant to Section 15061(b)(3).

ACTION: Resolution No. 18-37 adopted.

- e. **Considering** – approval of a Parking License Agreement with Six Flags Concord LLC to allow temporary employee parking within the City of Concord’s property located on Waterworld Way for a fee of \$875 per month from May through September 2018; and authorizing the City Manager to execute the agreement. Recommended by the Director of Public Works.

CEQA: Categorically exempt pursuant to CEQA Guidelines Sections 15301 – Existing Facilities, 15303 – New Construction and Small Structures and/or 15305 – Minor Alterations in Land Use Limitations.

ACTION: Parking License Agreement with Six Flags Concord LLC approved.

- f. **Considering** – rejection of all bids for the Sanitary Sewer Restoration Service Request for Bid #2396; and directing staff to re-advertise at a later date. (Sewer Operating funds) Recommended by the Director of Public Works.

ACTION: All bids for the Sanitary Sewer Restoration Service Request for Bid #2396 rejected; staff directed to re-advertise at a later date.

- g. **Considering** – a Letter of Understanding between the City of Concord and Teamsters Local Union 856 on the City’s decision to contract out landscape maintenance services within street medians and certain small parks; and authorizing the creation of five new positions in the Public Works Department. (Existing Approved General Fund)

ACTION: Letter of Understanding between the City of Concord and Teamsters Local Union 856 approved.

Successor Agency to the Concord Redevelopment Agency Consent Item

- h. **Considering** – adoption of Successor Agency Resolution No. 18-782S approving an Agreement of Purchase and Sale for \$435,000 and Initial Escrow Instructions between the Successor Agency as Seller, and La Pinata of Concord, Inc. as Buyer, for the property located at 1956 Colfax St., Concord, CA (APN 126-074-019); and authorizing the Agency Chair to execute all documents, deeds, and similar instruments needed to complete the transaction in a form acceptable to the City Council.

CEQA: approving the Purchase and Sale Agreement is not a "Project" as defined by the California Environmental Quality Act (CEQA) pursuant to Public Resources Code sections 21065 and 21080 and CEQA Guidelines sections 15352, or 15378.

This item was removed from the Consent Calendar by Concord resident George Fulmore.

ACTION: Successor Agency Resolution No. 18-782S adopted; Agency Chair authorized to execute all documents, deeds, and similar instruments needed to complete the transaction.

6. 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** – approval of the proposed approach for expending an expected \$27 million in street repair/rehabilitation funding over the next five years for inclusion in the Five-Year Pavement Expenditure Plan and in FY 2018-19 and FY 2019-20 Capital Improvement Plan. **Report by Aldrich Bautista, Associate Civil Engineer.**

CEQA: Not a project under CEQA Guidelines Sections 15060(c)(2), 15061(b)(3), 15262, or 15378.

ACTION: Report heard; public testimony given; approach for expending an expected \$27 million in street repair/rehabilitation funding over the next five years for inclusion in the Five-Year Pavement Expenditure Plan and in FY 2018-19 and FY 2019-20 Capital Improvement Plan approved.

- b. **Considering** – accomplishments related to the City's Capital Improvement Program over the last year and recommendations regarding a proposed Capital Budget for Fiscal Years 2018-2019 and 2019-2020. **Report by Kevin Marstall, Interim City Engineer.**

CEQA: Not a project under CEQA Guidelines Section 15060(c)(2), 15061(b)(3), 15262, or 15378.

ACTION: Report heard; public testimony given; input provided on the proposed Capital Budget.

- c. **Considering** – adoption of the Broadband Master Plan and providing implementation direction to staff. **Report by Jeff Lewis, Director of Information Technology.**

CEQA: Statutorily exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15262 – Feasibility and Planning Studies.

ACTION: Report heard; public testimony given; Broadband Master Plan adopted; proposed two-step implementation strategy approved.

7. CORRESPONDENCE

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

- a. Five-Year Pavement Expenditure Plan PowerPoint Presentation from Pavement Engineering
- b. Five-Year Pavement Expenditure Plan PowerPoint Presentation from City staff
- c. Capital Budget FY 2018-2019 and 2019-2020 PowerPoint Presentation
- d. Fiber Master Plan PowerPoint Presentation
- e. Benched Correspondence submitted by Mayor Birsan on April 24, 2018 regarding North Concord BART Station

8. REPORTS AND ANNOUNCEMENTS

- a. Closed Session Announcements - **none**
- b. City Manager or Staff Reports - **none**
- c. Council Reports -
Councilmembers shared information on events and activities in which they had participated since the last meeting and commented on items of interest.

9. ADJOURNMENT – 11:15 p.m. in memory of Kenneth Hofmann

Next Meeting: Regular Meeting
Date: 5/1/2018 - 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.

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 nd Wednesday at 5:30 p.m.
Housing & Economic Development	Obringer/McGallian	4 th Monday at 5:30 p.m.
Infrastructure & Franchise	Hoffmeister/Leone	2 nd Monday at 6:00 p.m.
Recreation, Cultural Affairs & Comm. Svc.	McGallian/Birsan	3 rd Wednesday at 5:30 p.m.
Youth & Education	Leone/Hoffmeister	3 rd Monday at 6:00 p.m.