

REGULAR MEETING OF THE
CONCORD CITY COUNCIL/CITY
COUNCIL SITTING AS THE LOCAL
REUSE AUTHORITY
CITY COUNCIL CHAMBER
1950 PARKSIDE DRIVE
CONCORD, CALIFORNIA
TUESDAY, DECEMBER 12, 2017

The Concord City Council met in a regular meeting in the City Council Conference Room located at 1950 Parkside Drive at 6:00 p.m. on Tuesday, December 12, 2017, with Mayor Birsan presiding. The meeting was recessed and immediately reconvened in a closed session under 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.

The meeting recessed at 7:00 p.m. to reconvene in regular session in the Council Chamber.

The Concord City Council met in a regular meeting in the Council Chamber located at 1950 Parkside Drive at 7:00 p.m. on Tuesday, December 12, 2017, with Mayor Birsan presiding. The pledge of allegiance was led by Vice Mayor Obringer. Minutes follow in abbreviated form per Resolution 3361 and Council Minutes of September 26, 1966.

ROLL CALL

COUNCILMEMBERS PRESENT: Laura Hoffmeister, Ron Leone, Tim McGallian, Carlyn Obringer, Edi Birsan

STAFF PRESENT: Valerie Barone, City Manager; Susanne Brown, City Attorney; Patti Barsotti, City Treasurer; Joelle Fockler, City Clerk; Guy Swanger, Chief of Police; Karan Reid, Director of Finance; Andrea Ouse, Director of Community and Economic Development; Justin Ezell, Director of Public Works; Jeff Lewis, Director of Information Technology; Guy Bjerke, Director of Community Reuse Planning; Michael Cass, Principal Planner; Donna Lee, Budget Officer; Leslye Asera, Community Relations Manager

MEMBERS OF THE PUBLIC WHO ADDRESSED THE COUNCIL: Shiela Fields, Concord; Jeff Koertzen, Concord; Micah Pearce, Concord; George Fulmore, Concord; Lino Amaral, Concord; Greg Colley, Concord; Kristi Laughlin, Concord; Daryl Bergman, Concord; Rosa Lassalle, Concord; Hope Johnson, Concord; Rocci Barsotti, Concord

CLOSED SESSION REPORT

City Attorney Susanne Brown reported out of Closed Session that 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.

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 design the district boundaries.

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 committee 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 committee 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.

PRESENTATIONS

PROCLAMATION – Keiko Usugi Day

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

ANNOUNCEMENTS – none.

CITY COUNCIL CONSENT CALENDAR

APPROVAL OF MEETING MINUTES – September 12, 2017

Motion made by Hoffmeister and seconded by McGallian to approve the minutes from the meeting of September 12, 2017. Motion passed by unanimous vote of the Council.

ORDINANCE NO. 17-12

Motion made by Hoffmeister and seconded by McGallian to adopt 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).” The ordinance was introduced on

September 12, 2017, by reading of the title only and waiving further reading. Motion passed by unanimous vote of the Council.

RESOLUTION NO. 17-80 – Summary Vacation

Motion made by Hoffmeister and seconded by McGallian to adopt Resolution No. 17-80 entitled, "A Resolution Ordering Summary Vacation of 8,060 Square Feet of Excess Public Right-of-Way, Located at 2159 Kirker Pass Road, Concord, California 94521, APN 117-070-026." Motion passed by unanimous vote of the Council.

RESOLUTION NO. 17-83 – Relationship between Offsite Street Improvement Program, Art in Public Places, and Master Storm Drain Fees

Motion made by Hoffmeister and seconded by McGallian to adopt Resolution No. 17-83 entitled, "A Resolution 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.)." Motion passed by unanimous vote of the Council.

REAPPOINTMENT – John Muir/Mt. Diablo Community Health Fund Board

Motion made by Hoffmeister and seconded by McGallian to reappoint Carolyn Fong as a City of Concord representative on the John Muir/Mt. Diablo Community Health Fund Board for a term ending December 31, 2020. Motion passed by unanimous vote of the Council.

LOCAL REUSE AUTHORITY CONSENT CALENDAR

AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES – Towill, Inc.

This item was pulled from the Local Reuse Authority Consent Calendar by Vice Mayor Obringer who asked why the City was paying for a land survey at the request of the Navy and if the Council could get an explanation of the Concord Reuse Project Program Report providing current and historical expenditures made by the City to perform tasks related to redeveloping the former Concord Naval Weapons Station prepared by Director Bjerke at the next update to Council.

Motion made by Obringer and seconded by McGallian to approve the amendment to the Agreement for Professional Services with Towill, Inc., adding \$9,000 to a not-to-exceed amount of \$89,000 (new total \$89,000) 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. Motion passed by unanimous vote of the Council.

CITY COUNCIL CONSIDERATION ITEMS

2018 CITY COUNCIL MEETING CALENDAR

City Clerk Joelle Fockler made a presentation regarding the 2018 expected meetings, including any meetings cancelled due to City holidays and special meetings that were already scheduled. In addition, Ms. Fockler pointed out the historical practice of the Council recessing in August. She noted that practice originally started when public schools went back into session in September, and pointed out the tentative start dates for the local school districts were now in mid-August. City Clerk Fockler asked the Council to adopt the calendar and determine dates for the Council's summer break.

Mayor Birsan opened a public comment period.

George Fulmore, Concord, spoke about a recent meeting of the Mount Diablo School District regarding the start date in August 2018.

Mayor Birsan closed the public comment period.

Following discussion of the Council, Mayor Birsan opened another public comment period, and upon receiving no public comment, closed the public comment period.

Motion made by Obringer and seconded by McGallian to cancel the July 10 and July 24, 2018, Council meetings and adopt the remainder of the 2018 City Council Meeting calendar as presented. Motion passed by unanimous vote of the Council.

ASSIGNMENTS TO CITY COUNCIL STANDING COMMITTEES AND EXTERNAL AGENCIES

The Council discussed their previous Committee assignments and shared their preference for 2018 Committee assignments. Based on the preferences shared by the councilmembers, Mayor Birsan proposed appointments to the Standing Committees for 2018 as follows:

	APPOINTEES	
	CHAIR	MEMBER
Standing Committees		
Policy Development and Internal Operations	Birsan	Obringer
Infrastructure and Franchise	Hoffmeister	Leone
Housing and Economic Development	Obringer	McGallian
Recreation, Cultural Affairs & Community Services	McGallian	Birsan
Youth and Education	Leone	Hoffmeister

Mayor Birsan opened a public comment period, and upon receiving no public comment, closed the public comment period.

Motion made by Obringer and seconded by McGallian to confirm the appointments to the 2018 City Council Standing Committees as recommend by Mayor Birsan. Motion passed by unanimous vote of the Council.

The Council discussed their preferences for serving on external agencies as the City of Concord representative.

Mayor Birsan proposed the 2018 appointments to the external agencies as follows:

ORGANIZATION	MEETING SCHEDULE	MEMBER	SECOND MEMBER OR ALTERNATE
Association of Bay Area Governments (ABAG) General Assembly	The General Assembly must be held by April 1 of each year, the Spring Meeting is usually held in March, and the Fall General Assembly is held in October or November.	McGallian	Birsan
Central Contra Costa Transit Authority (The County Connection)	3rd Thursday of each month, 9 a.m.	Hoffmeister	Obringer
East Bay Division of League of CA Cities Board of Directors	3rd Thursday of each month, 6 p.m.	Leone	Birsan
Transportation Partnership and Cooperation Regional Committee (TRANSPAC)	2nd Thursday of each month, 9 a.m.	Obringer	Leone
Citizen Corps Community Emergency Response Team (CERT)	Quarterly	Hoffmeister	Birsan
Marin Clean Energy Board		Birsan	McGallian

Mayor Birsan opened a public comment period, and upon receiving no public comment, closed the public comment period.

Motion made by Obringer and seconded by McGallian to confirm 2018 appointments to external agencies as recommended by Mayor Birsan. Motion passed by unanimous vote of the Council.

PUBLIC HEARING

RESOLUTION NO. 17-82 – California Statewide Communities Development Authority Revenue Bonds (John Muir Health)

Presentation made by Business Development Manager Brian Nunnally regarding the request from John Muir Health to conduct a Tax Equity and Fiscal Responsibility Act of 1986 (TEFRA) hearing in order for John Muir Health to refinance up to \$140,000,000 in tax exempt bonds through the California Statewide Communities Development Authority (CSCDA) to realize

cost savings on a series of bonds issued in 2009. Mr. Nunnally noted the City of Concord would have no responsibility for bond payments and the issuance of the bond would not impact the City of Concord's debt rating.

Following questions from members of the Council, Mayor Birsan opened a public comment period, and upon receiving no public comment, closed the public comment period.

Motion made by Obringer and seconded by Leone to adopt Resolution No. 17-82 entitled, "A Resolution 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 and other Capital Projects at Certain Health Facilities for John Muir Health and Certain other Matters Relating Thereto." Motion passed by unanimous vote by the Council.

CORRESPONDENCE

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

COUNCIL AND STAFF REPORTS

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

By order of the Mayor, the meeting was adjourned in memory of San Francisco Mayor Ed Lee at 8:40 p.m.



EDI E. BIRSAN
MAYOR



JOELLE FOCKLER, MMC
CITY CLERK