



# A G E N D A

## REGULAR MEETING OF THE CONCORD CITY COUNCIL

Tuesday, January 28, 2014



**7:00 p.m. – Regular Meeting**  
City Council Chamber  
1950 Parkside Drive, Concord, CA

**NOTE THE LATER STARTING TIME**

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**CITY COUNCIL  
REGULAR MEETING  
7:00 p.m. – City Council Chamber**

### ROLL CALL

**PLEDGE TO THE FLAG** – Councilmember Hoffmeister

### PUBLIC COMMENT PERIOD

#### 1. PRESENTATIONS

- a. **Presentations** – Update on the City’s Long-term Post-Employment Liabilities and Infrastructure Backlog. **Introduction by City Manager.**

#### 2. ANNOUNCEMENTS

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### CITY COUNCIL MATTERS

#### 3. CITY COUNCIL CONSENT ITEMS:

- a. **Approving** – the minutes from the meeting of January 14, 2014. (No Fiscal Impact) Recommended by City Clerk.

- b. **Approving** – a Professional Services Agreement Amendment with AECOM, of Sacramento in the not-to-exceed amount of \$165,740.44 to Provide Civil Engineering Design & Environmental Services for Project No. 2060 (Citywide Bridge Repair Program BPMP-5135(039)); and authorize the City Manager to Execute the Agreement (Funded by: Gas Tax, Measure C, Measure J and Federal Grant Funds) Recommended by Director of Community and Economic Services.
- c. **Approving** – an amendment to the 4-year Master Professional Services Agreement with TRB and Associates, Inc. for plan checking and building inspection services to increase the compensation level from \$250,000 to the not-to-exceed amount of \$525,000 in each of the fiscal years, extend the contract to June 30, 2017; and authorize the City Manager to execute the amendment. (Paid for by Permit Fees) Recommended by Director of Community and Economic Services.
- d. **Accepting** – Contra Costa County Park Dedication Funds in the amount of \$47,600 and appropriating the funds to Project No. 2297, Shade Structure Installation at Meadow Homes Spray Park; authorizing \$6,142 in residual funds from CIP Project No. 1288 to Project No. 2297; and authorizing the City Manager to sign any supplemental agreements provided by Contra Costa County. (Grant Funds and Transfer) Resolution No. 14-6 for adoption. Recommended by Director of Parks and Recreation.

#### 4. CITY COUNCIL PUBLIC HEARINGS:

**MAYOR: Madam Clerk, have all the publications been completed and appropriate parties notified?**

- a. **Consideration** – of an ordinance amending the Concord Municipal Code Chapter 14 (Buildings and Building Regulations), Article VI (Fire Code), Section 14-151 (Fire Code adopted), Section 14-152 (Contra Costa County Fire Protection District Ordinance adopted), and Section 14-153 (Delegation of enforcement to Fire Chief) to adopt the 2013 California Fire Code and the Contra Costa County amendments to the 2013 California Fire Code. Ordinance No. 14-1 for introduction. (No Fiscal Impact) **Report by Robert Woods, Building Official.**

**Staff Recommendation: Hear the report, take public testimony, introduce Ordinance No. 14-1 by reading of the title and waiving further reading.**

**NOTE TO MAYOR: After motion and second, ask City Attorney to read the ordinance title.**

- b. **Consideration** – of the sale of an unused 11,375 square foot portion of property located at 4050 Port Chicago Highway, Concord California (APN 100-370-009) to Pacific Ranch Investments for an appraised value of \$40,000. The General Plan and Zoning Designation for the property portion is Parks and Recreation. The project is classified as Categorically Exempt pursuant to Section 15305(a), Class 5, “Minor Alterations in Land Use Limitations.” Resolution No. 14-5 for adoption. (Revenue) **Report by John Montagh, Economic and Housing Manager.**

**Staff Recommendation: This item will be continued to the meeting of Tuesday, February 4, 2014.**

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5. **CORRESPONDENCE**

- a. Treasurer’s Report for the period October 1 – December 31, 2013.

6. **CLOSED SESSION REPORTS**

7. **COUNCIL AND STAFF REPORTS**

8. **ADJOURNMENT**

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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) 671-3495.

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**NEXT REGULAR CITY COUNCIL MEETING: 6:30 p.m.; Tuesday, January 28, 2014**

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**CLOSED SESSION: The City Council may convene in closed session immediately prior to or at the conclusion of the above meeting. If a closed session is to be held, an agenda will be posted on the Friday prior to the meeting. For additional information regarding the closed session, contact the City Attorney’s Office at 671-3160.**

**NOTICE TO PUBLIC**

**SPEAKER'S CARD** - Members of the audience who wish to address the City Council are requested to complete a Speaker's Card available at the front bench. Submit the completed card to the City Clerk before the item is called, preferably before the meeting begins.

**AGENDA REPORTS** - Agenda reports are available for public viewing in a binder on the front staff desk.

**PUBLIC COMMENT PERIOD** - This is a fifteen-minute Public Comment Period for items not on this agenda, and 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.

**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.

**PUBLIC HEARINGS** - 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/Agency level for discussion and action. Further comment from the audience will not be received unless requested by the Council/Agency. No public hearing shall commence after 10:00 p.m. unless approved by majority vote of the City Council.

**ADA NOTICE AND HEARING IMPAIRED PROVISIONS** - The Council Chamber is equipped with Easy Listener Sound Amplifier units for use by the hearing impaired. The units operate in conjunction with the Chamber's sound system. You may request the Easy Listener Phonic Ear Personal Sound Amplifier from the City Clerk for personal use during Council meetings.

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) 671-3170, 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
Housing & Economic Development	Grayson/Leone	4 <sup>th</sup> Monday at 5:30 p.m.
Infrastructure & Franchise	Hoffmeister/Helix	2 <sup>nd</sup> Thursday at 5:30 p.m.
Recreation, Cultural Affairs & Comm. Svc.	Birsan/Hoffmeister	4 <sup>th</sup> Thursday at 5:30 p.m.
Policy Development & Internal Operations	Helix/Grayson	2 <sup>nd</sup> Monday at 5:30 p.m.
Youth & Education	Leone/Birsan	3 <sup>rd</sup> Monday at 5:30 p.m.

Correspondence received that constitutes a public record under the Public Records Act concerning any matter on this agenda is available for inspection during normal business hours by contacting the City Clerk's office at 1950 Parkside Drive, Wing A, Concord, CA.

**E-mail:** [cityinfo@ci.concord.ca.us](mailto:cityinfo@ci.concord.ca.us)

**Website:** [www.cityofconcord.org](http://www.cityofconcord.org)

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**MEETING RECORDS**

DVDs of most City Council meetings are available for listening or viewing in the City Clerk's office and at the Concord Public Library. Copies of the DVDs may be purchased. Contact the Community Relations Manager at (925) 671-3272 for further information.

**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 8:00 a.m., 2:00 p.m. and 7:00 p.m. Replays are also broadcast on Thursday, Friday and Saturday. Please check the City website, <http://www.cityofconcord.org/about/citynews/tvlistings.pdf>