



# A G E N D A

## REGULAR MEETING OF THE CONCORD CITY COUNCIL

Tuesday, May 6, 2014

6:30 p.m.

City Council Chamber

1950 Parkside Drive, Concord, CA

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## CITY COUNCIL REGULAR MEETING 6:30 p.m. – City Council Chamber

### ROLL CALL

PLEDGE TO THE FLAG – Councilmember Leone

### PUBLIC COMMENT PERIOD

#### 1. PRESENTATIONS

- a. **Presentation** – to Anthony Federico, Operations, Membership and Communications Coordinator for East Bay Housing Organization (EBHO) proclaiming May 9 - 18, 2014 as Affordable Housing Week in the City of Concord. **Presentation by Mayor Grayson.**
- b. **Presentation** – to Public Works Director Justin Ezell, proclaiming May 18-24, 2014, as National Public Works Week. **Presentation by Mayor Grayson.**
- c. **Presentation** – by Sergeant Russ Norris on a pilot program to control bed bug infestations. **Introduction by Mayor Grayson.**

#### 2. ANNOUNCEMENTS

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**CITY COUNCIL  
MATTERS**

3. **CITY COUNCIL CONSENT ITEMS:**

- a. **Approving** – the minutes from the meetings of April 8, 2014 (No Fiscal Impact). Recommended by City Clerk.
- b. **Approving** – the purchase of sole-source specialized software from IBMi2 and Pen-Link with unexpended COPS Grants funds (approximately \$41,383.80) supplemented with approximately \$3,000 in General Fund money to purchase two crime analysis and intelligence software programs to aid crime and intelligence analysis at the Police Department, for a total cost of \$44,169.56 (COPS Grant Funds/General Funds). Recommended by Chief of Police.
- c. **Matters to set for Public Hearing** – on Tuesday, May 27, 2014 at 6:30 p.m. in the Council Chamber –
  - 1) **Consideration** – of an ordinance amending Concord Municipal Code Title 3 (Revenue and Finance) adding Chapter 3.20 (Fiscal Sustainability), Article I (Use of One-Time and Budget Surplus Funds). Ordinance No. 14-4 for introduction.
  - 2) **Consideration** – of an ordinance amending Concord Municipal Code Title 10 (Traffic and Vehicles), Sections 10.25.010 (Truck Routes) and 10.25.020 (Commercial vehicles prohibited from using certain streets) to revise the maximum gross weight limit tonnage for commercial vehicles. Ordinance No. 14-5 for introduction.
- d. **Approving** – an amendment to the Memorandum of Understanding between the City of Concord and the Concord Police Managers’ Association representing the Police Managerial Representation Unit for the period July 1, 2014 through June 30, 2015; and authorizing the discontinuation of paying and reporting the value of Employer Paid Member Contributions for Sworn Employees - Police Managers’ Association. Resolution Nos. 14-4735.4 and 14-4735.1 for adoption respectively. (General Funds) Recommended by Director of Human Resources.
- e. **Approving** – an amendment to the Memorandum of Understanding between the City of Concord and the Concord Police Association representing the Peace Officer Representation Unit for the period July 1, 2014 through June 30, 2015; and authorizing the discontinuation of paying and reporting the value of Employer Paid Member Contributions for Sworn Employees – Concord Police Association. Resolution Nos. 14-4735.3 and 14-4735.2 for adoption respectively. (General Funds) Recommended by Director of Human Resources.

- f. **Accepting** – Fiscal Year 2013-14 California Department of Resources Recycling and Recovery Used Oil Payment funding in the amount of \$35,215; and appropriate the funding to the City of Concord Oil Collection Programs. Resolution No. 14-33 for adoption. (Grant Funds) Recommended by Director of Public Works.

#### 4. **CITY COUNCIL PUBLIC HEARING:**

- a. **Consideration** – of the draft FY 2014-15 Action Plan and Substantial Amendment to the 2010-15 Consolidated Plan for Community Grant Funding from Community Development Block Grant (CDBG) and Child Care Developer Fees and the 2015-20 Consolidated Plan Funding Cycle to Include Two (2) Years and Three (3) Years Consecutively. Recommended by Director of Parks and Recreation Services.

**Staff Recommendation: Hear the report; take public testimony; approve the 2014-15 Action Plan and Substantial Amendment to the 2010-15 Consolidated Plan; and adopt Resolution No. 14-32 approving a two-year and three-year consecutive grant cycle during the 2015-20 Consolidated Plan as recommended by the Community Services Commission.**

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#### 6. **CORRESPONDENCE**

- a. Letter dated April 23, 2014 from Mayor Grayson to Assemblymember Achadjian in support of AB 2381 (Bonilla) that clarifies the ability for cities to regulate and enforce parking rules on their properties.
- b. Letter dated April 24, 2014 from Mayor Grayson to Senator M. DeSaulnier in support of SB 1455 (DeSaulnier) for a bond measure to fund library construction and renovation.
- c. Letter dated April 24, 2014 from Mayor Grayson to Assemblyman R. Gordon in support of AB 1970 (Gordon) to provide grant funding to local governments for projects aimed to reduce local carbon footprints.

#### 7. **CLOSED SESSION REPORTS**

#### 8. **COUNCIL AND STAFF REPORTS**

#### 9. **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, May 13, 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>