



A G E N D A

**REGULAR MEETING OF THE
CONCORD CITY COUNCIL AND CITY COUNCIL
SITTING AS THE SUCCESSOR AGENCY**

**Tuesday, September 9, 2014
6:30 p.m. – Regular Meeting
City Council Chamber
1950 Parkside Drive, Concord, CA**

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

ROLL CALL

PLEDGE TO THE FLAG – Councilmember Birsan

PUBLIC COMMENT PERIOD

1. PRESENTATIONS

- a. **Presentation** – by Jack Hlavac, Chair of the Concord Tourism Improvement District. **Introduction by Mayor Grayson.**
- b. **Presentation** – to Father Marin of the St. Demetrios Greek Orthodox Church proclaiming September 12-14, 2014 as Greek Festival Days in Concord. **Presentation by Mayor Grayson.**
- c. **Presentation** – to Virginia Brunk, Meals on Wheels Falls Prevention Program, proclaiming the week of September 21-27, 2014 as *Fall Prevention Awareness Week*. **Presentation by Mayor Grayson.**
- d. **Presentation** – Certificates of Commendation to Veronica Fiorella Tucker and Grace McAdoo for saving Veronica's father from drowning in Lake Tahoe on July 24, 2014. **Presentation by Mayor Grayson.**
- e. **Presentation** – to the Concord Blue Devils proclaiming September 9, 2014 as Concord Blue Devil Day in the City of Concord. **Presentation by Mayor Grayson.**

2. ANNOUNCEMENTS

**CITY COUNCIL
MATTERS****3. CITY COUNCIL CONSENT ITEMS:**

- a. **Approving** – the minutes from the meeting of August 26, 2014. (No Fiscal Impact) Recommended by the Deputy City Clerk.
- b. **Accepting** – funding in the amount of \$270,000 from the Mt. Diablo Unified School District and appropriating for use in the City’s School Resource Officer program. Resolution No. 14-68 for approval. Recommended by the Chief of Police.
- c. **Accepting** – the improvements for Project No. 2179 (ADA Barriers at Baldwin Park and other Concord locations) constructed by McNabb Construction of Lafayette; and direct the City Clerk to file a Notice of Completion. (CDBG, Measure WW, Measure J, and Parkland Funds) Recommended by the Director of Community and Economic Development.
- d. **Approving** – an agreement in the amount of \$262,912.32 between the City of Concord and PG&E for the undergrounding of overhead lines in the area of Clayton Road at Treat Boulevard as required for Project No. 2144 (Clayton Road/Treat Boulevard Intersection Capacity Improvements); and authorize the City Manager to execute the agreement. (Measure J, Measure C, and OSIP Funds) Recommended by the Director of Community and Economic Development.
- e. **Approving** – a five-year Capital Lease Agreement with Quest Technology Management in the amount of \$27,204 annually, for a total amount not to exceed \$136,020, to replace the City’s Technology Security Equipment; and authorizing the City Manager to execute the agreement. (General Funds) Recommended by the Director of Information Technology.
- f. **Approving** – the Sewer System Management Plan to comply with State Order No. 2006-0003 and Executive Order WQ-2013-0058.EXE, which call for statewide general waste discharge requirements for sanitary sewer systems. (Sewer Enterprise Funds) Recommended by the Director of Public Works.
- g. **Approving** – a Professional Services Agreement with West Coast Arborists, Inc. in the amount of \$130,000 to provide tree maintenance services for Fiscal Year 2014-15, with three annual options of a one-year renewal; and authorizing the City Manager to execute the agreement. (General Funds) Recommended by the Director of Public Works.

- h. **Approving** – a deductive contract change order for Project No. 2198 (Police Department Building Management System); authorizing the City Manager to execute the change order; approving Amendment No. 2 to the agreement with Chevron Energy Solutions; authorizing the City Manager to execute the amendment; accepting improvements for various ESCO projects managed by Chevron Energy Solutions Company; and directing the City Clerk to file Notices of Completion. (General Funds) Recommended by the Director of Community and Economic Development.
 - i. **Approving** – the creation of the Public Works Supervisor classification assigned to the Office and Professional Employees International Union (OPEIU) bargaining unit at pay grade 012, \$5,847 - \$7,462 per month (market rate). Resolution No. 14-3493.1 for adoption. (General Funds) Recommended by the Director of Human Resources.
 - j. **Approving** – an agreement with Contra Costa County in the amount of \$130,500 to provide coordinated support of AB 109 law enforcement requirements; appropriating the funds to be used to offset the cost of one full-time police officer; and authorizing the City Manager to execute the agreement. Resolution No. 14-67 for adoption. (AB 109 Funds) Recommended by the Chief of Police.
 - k. **Awarding** – a contract to Questica, Inc. in an amount not to exceed \$218,000 to license and implement citywide budget management software for Information Technology Capital Project No. 2306 approved in the FY 2014-15 budget; authorizing the City Manager to execute the agreement; and allocating \$38,000 (Information Technology Replacement Fund) to augment the FY 2014-15 budget for Project No. 2306. Resolution No. 14-73 for adoption. Recommended by the Director of Information Technology.
4. **CITY COUNCIL CONSIDERATION ITEMS:**
- a. **Consideration** – of approval of a resolution supporting the development of the Central County Family Justice Center. Resolution No. 14-74 for adoption. **Report by Guy Swanger, Chief of Police.**

Staff recommendation: Hear the report, take public testimony, and adopt Resolution No. 14-74.

- b. **Consideration** – of suspension of fee to Concord Senior Citizen’s Club for Thursday Morning use of the Concord Senior Center. **Report by Joan Carrico, Director of Parks and Recreation.**

Staff recommendation: Hear the report, take public testimony, and direct staff to continue to suspend the Thursday morning facility use fee to the Concord Senior Citizen’s Club through the end of calendar year 2014. Staff further recommends that the Council review the budget allocation for the Senior Center at the mid-year budget review to determine if a change in operations and funding is warranted.

**JOINT MEETING OF THE CITY COUNCIL AND
THE CITY COUNCIL SITTING AS
THE SUCCESSOR AGENCY**

5. CONSENT ITEM:

- a. **Approving** – an agreement with the City of Concord in the amount of \$305,407 regarding expenditure of excess bond proceeds, and authorizing the Mayor to execute the Agreement for the City and the City Manager to execute the Agreement for the Successor Agency. City Council Resolution No. 14-70 and Successor Agency of the Redevelopment Agency Resolution No. 14-776S for adoption. (Successor Agency Funds) Recommended by the Director of Community and Economic Development.

6. CONSIDERATION ITEM:

- a. **Approving** – the form and authorizing distribution of a Preliminary Official Statement in connection with the issuance and sale by the Successor Agency of the Redevelopment Agency of the City of Concord of Tax Allocation Bonds to refinance redevelopment activities within and for the benefit of the Central Concord Redevelopment Project Area of the Former Redevelopment Agency of the City of Concord, approving related documents and actions, and approving continuing disclosure procedures (savings). Successor Agency of the Redevelopment Agency Resolution No. 14-777S and City Council Resolution No. 14-71 for approval. **Report by Karan Reid, Director of Finance.**

Staff recommendation: Hear the report, take public testimony; and a) as the Successor Agency of the Redevelopment Agency adopt Resolution No. 14-777S, and b) as the City Council adopt Resolution No. 14-71.

7. **CORRESPONDENCE** – City Council correspondence not selectively included in the following list is available for inspection during normal business hours by contacting the City Clerk at 671-3390.
8. **PUBLIC COMMENTS ON PRESENTATION ITEMS**
9. **CLOSED SESSION REPORTS**
10. **COUNCIL AND STAFF REPORTS**
11. **ADJOURNMENT**

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) 671-3390.

NEXT REGULAR CITY COUNCIL MEETING: 6:30 p.m.; Tuesday, September 23, 2014

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

Website: www.cityofconcord.org

MEETING RECORDS

City Council meetings are available for viewing on the City's website, www.cityofconcord.org and at the Concord Public Library. Copies of DVDs of the Council Meeting are available for purchase. Contact the City Clerk's Office at (925) 671-3390 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/pdf/about/citynews/tvlistings.pdf>