



# ANNOTATED AGENDA

**REGULAR JOINT MEETING OF THE  
CONCORD CITY COUNCIL/  
REDEVELOPMENT AGENCY AND THE CITY COUNCIL  
SITTING AS THE LOCAL REUSE AUTHORITY**

**Tuesday, February 9, 2010  
6:30 p.m. – Regular Joint Meeting  
City Council Chamber  
1950 Parkside Drive, Concord, CA**

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**6:30 p.m. – Regular Meeting  
Council Chamber**

**ROLL CALL – All present**

Moment of silence in memory of PFC Scott G. Barnett, 24, who died January 28, 2010, of injuries he suffered while supporting combat operations in Tallil, Iraq.

**PLEDGE TO THE FLAG – Councilmember Hoffmeister**

**PUBLIC COMMENT PERIOD**

Joseph Partansky, Clayton, shared information on the Bay Area Air Quality Management District Task Force on air pollution standards.

**1. ANNOUNCEMENTS**

Mayor Bjerke announced the extension of the recruitment for applicants interested in serving as Concord's representative on the Contra Costa County Aviation Advisory Committee.

Assistant City Manager Valerie Barone introduced Ken Diehm, Director of Water and Asset Management, who is visiting from Queensland, Australia on the International Manager Exchange Program.

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**CITY COUNCIL  
MATTERS**

2. **CITY COUNCIL CONSENT ITEMS:**

- a. **Matter to be set for public hearing** – on Tuesday, March 9, 2010, at 6:30 p.m. in the Council Chamber – consideration of the formation of an underground utility district on Market Street from Willow Pass Road to a point (riser pole) north of the driveway entering Parcel No. 126-281-010, a parking lot in the proximity of Tommy T’s Comedy Club in the Park and Shop Shopping Center, to accommodate the undergrounding of the current overhead utility lines. Recommended by Director of Public Works and Engineering.

**ACTION: Matter set for public hearing on March 9, 2010, at 6:30 p.m. in the Council Chamber.**

- b. **Approving** – a Street Light License Agreement with Pacific Gas and Electric (PG&E) to install communication equipment for their Smart Meter Network on a city-owned street light pole; and authorizing the City Manager to execute the Agreement. Resolution No. 10-12 for adoption. **Report by Alex Pascual, Director of Public Works and Engineering.**

**ACTION: Resolution No. 10-12 adopted; Agreement approved and City Manager authorized to execute it.**

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**CITY COUNCIL SITTING AS THE  
LOCAL REUSE AUTHORITY**

**3. CITY COUNCIL SITTING AS THE LOCAL REUSE AUTHORITY PUBLIC  
HEARING:**

- a. **Consideration** – of a Final Environmental Impact Report (FEIR) that has been prepared for the City of Concord’s (City) Concord Community Reuse Project (Project) pertaining to the Concord Naval Weapons Station. Adopt Findings of Fact and a Statement of Overriding Considerations regarding unavoidable and significant environmental impacts and a Mitigation Monitoring and Reporting Plan pursuant to the California Environmental Quality Act. Approve the preferred alternative as the Reuse Plan to be submitted to the U.S. Department of Housing and Urban Development and the U.S. Navy. **Report by Michael Wright, Reuse Project Director.**

**ACTION:** Report heard, public testimony taken, and matter continued to Tuesday, February 23, 2010, at 6:30 p.m. in the Concord Senior Center, Wisteria Room to consider taking the following actions following the conclusion of testimony and deliberations: (1) Adopt Local Reuse Authority Resolution No. 10-7 certifying the Final Environmental Impact Report for the Concord Community Reuse Project, and (2) Adopt Local Reuse Authority Resolution No. 10-8 approving the Concord Community Reuse Project, adopting Findings of Fact and a Statement of Overriding Considerations under the California Environmental Quality Act, and adopting a Mitigation Monitoring and Reporting Plan.

**Consideration** – of revisions to the Legally Binding Agreements for homeless assistance in connection with the Concord Naval Weapons Station to be submitted to the U.S. Department of Housing and Urban Development and the U.S. Navy. **Report by Craig Labadie, City Attorney.**

**Staff Recommendation:** Report heard, public testimony taken, and discussions continued to Tuesday, February 23, 2010, at 6:30 p.m. in the Concord Senior Center, Wisteria Room to consider taking the following action following the conclusion of testimony and deliberations: Adopt Local Reuse Authority Resolution No. 10-9 approving revisions to the Legally Binding Agreements for homeless assistance in connection with the Concord Naval Weapons Station.

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4. **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 671-3495.
    - a. Treasurer’s Report for the month of December, 2009.
    - b. E-mail from Christina Rodgers dated February 9, 2010, entitled “Responses to SmartMeter License Agreement Questions” associated with Item 2.b.
    - c. Letter dated February 9, 2010, from Larry Sly, Executive Director of Food Bank of Contra Costa and Solano, regarding Legally Binding Agreement associated with Item 3.b.
  
  5. **CLOSED SESSION REPORTS**
  
  6. **COUNCIL AND STAFF REPORTS**
    - a) Pleasant Hill hosted the Mayors’ Conference on January 4th; all attended.
    - b) Ellen Tauscher Breakfast at Crowne Plaza on January 19th; Bjerke and Hoffmeister attended.
    - c) East Bay League Meeting in Orinda on January 21<sup>st</sup>; Shinn attended.
    - d) League Public Safety Meeting in Sacramento on January 22<sup>nd</sup>; Shinn attended.
    - e) Contra Costa Council event at the Hilton on January 27<sup>th</sup>; Bjerke, Shinn, Hoffmeister and Peterson attended.
    - f) New Mayors’ Orientation in Orinda on January 28<sup>th</sup>; Bjerke attended.
    - g) Richmond hosted the Mayors’ Conference on February 4<sup>th</sup>; Bjerke, Hoffmeister and Peterson attended.
  
  7. **ADJOURNMENT – at 10:00 p.m. in memory of PFC Scott Barnett.**
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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: Tuesday, February 23, 2010**

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**MEETING RECORDS**

DVDs of City Council meetings are available for viewing at the City Clerk's office and copies can be purchased for a period of one year following the meeting. Copies are also available for check-out at the Concord Public Library. City Council meetings from 7/11/08 forward can be viewed from the City's Website at <http://www.cityofconcord.org/citygov/agendas/council/>. Contact the Community Relations Manager at (925) 671-3272 for further information.