



CONCORD ANNOTATED AGENDA

REGULAR MEETING OF THE CONCORD CITY COUNCIL

**Tuesday, February 11, 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 – All present

PLEDGE TO THE FLAG – Councilmember Birsan

PUBLIC COMMENT PERIOD

Joe Partansky, Clayton, shared a copy of a brochure produced by the City of Pleasant Hill and suggested that the two cities should cross promote their activities and classes.

Shannon Sterling, Bay Point, announced that the Pixie Play School, a parent Co-op pre-school, would be celebrating their 60th Anniversary in May, and invited the Council to share in the festivities and to drop by to read a book to the students.

Marc Ventura, Clayton, spoke on behalf of the Word Weavers Toastmasters and invited the Council and staff to join their “Speechcraft” course which is held on Monday nights at 4756 Clayton Road at 7:00 p.m.

Mike Van Hofwegan, Executive Director of Monument Impact, the new name for the merged Michael Chavez Center and Monument Partnership, thanked the City, City Council and community for the support given to their organization to secure matching funds for a grant late last year. He announced that while \$35,000 was needed; \$44,000 was realized.

Carlyn Obringer, Concord, joined Mike Van Hofwegan, in thanking the Council and staff for their assistance in making the necessary contacts to meet their goals.

Nati Flores, of Monument Impacts, advised that the Concord Police Department and Dolan Lumber also provided support and advised that free tax preparation was now available at Monument Impacts for those who earn less than \$52,000.

1. **PRESENTATIONS**

- a. **Presentation** – of a Medal of Honor to Mr. John Heinrich of Concord, California, the Great Grand Nephew of Seattle Police Officer Henry Harris, who was killed while on foot patrol in the Washington Street District (known as Pioneer Square today) on Tuesday, July 4, 1911. **Presentation by Mayor Grayson.**

ACTION: Mayor Grayson and Chief of Police Guy Swanger made the presentation to Mr. John Heinrich.

2. **ANNOUNCEMENTS**

City Manager Valerie Barone introduce Rebecca Ryan, a visitor from South Wales Australia under the City Manager Exchange Program.

**CITY COUNCIL
MATTERS**

3. **CITY COUNCIL CONSENT ITEMS:**

- a. **Approving** – the minutes from the meeting of January 28, 2014. (No Fiscal Impact) Recommended by City Clerk.

ACTION: Minutes were approved.

- b. **Adoption of Ordinance No. 14-1** – 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 was introduced on January 28, 2014. (No Fiscal Impact) Recommended by City Clerk.

ACTION: Ordinance No. 14-1 adopted.

- c. **Accepting** – the improvements for Project No. 2185 (Downtown Sanitary Sewer Upgrade – Phase 1) constructed by Ranger Pipelines, Inc.; and direct the City Clerk to file a Notice of Completion. (Sewer Enterprise Fund) Recommended by Director of Community and Economic Development.

ACTION: Improvements accepted; City Clerk directed to file a Notice of Completion.

- d. **Awarding** – a contract to Workers.com to provide temporary, seasonal laborers for Parks and Landscape maintenance (RFB #2263, Temp Agency Provides Part Time Landscape Laborers) in the amount not to exceed \$772,364 per year for a two-year term with the option to extend for one additional year. (General Fund savings). Recommended by Director of Public Works.

ACTION: Contract awarded to Workers.com for RFB #2263, Temp Agency Provides Part Time Landscape Laborers.

- e. **Awarding** – the purchase of five 2014 Ford F-150 Pickups (RFB #2275) to Future Ford of Concord in the amount of \$82,189. (Vehicle Replacement Funds) Recommended by Director of Public Works.

ACTION: Contract awarded to Future Ford for RFB #2275 for five 2014 Ford F-150 Pickups.

- f. **Awarding** – a contract to Tesco Controls Inc. in the amount of \$169,653.05 for the purchase of 31 battery backup systems and 110 24VDC Backup Battery Packs for Signal Controllers. (Gas Tax Funds) Recommended by Director of Public Works.

ACTION: Contract awarded to Tesco Controls Inc. for 31 battery back-up systems and 110 24VDC Backup Battery Packs.

- g. **Approving** – Project No. 2298 (FY14/15 Pavement Condition Assessment); and appropriating \$30,000 from Project No. 2157 (Pavement Management Annual Program) to fully fund the local match contribution to receive P-TAP Grant funding. (P-Tap Grant and Gas Tax Funds) Recommended by Director of Community and Economic Development.

ACTION: Project No. 2298 (FY14/15 Pavement Condition Assessment) approved with the authorization of a \$30,000 budget transfer from Project No. 2157 (Pavement Management Annual Program) to fully fund the local match contribution.

4. CITY COUNCIL CONSIDERATION ITEM:

- a. **Consideration** – of a Fiscal Year 2013-14 Mid-Year Budget Review with recommendations for new appropriations amending the current municipal budget. Resolution No. 14-12 for adoption. (General Fund) **Report by City Manager.**

ACTION: Report heard as presented by Budget Officer Jovan Grogan, opportunity for public testimony, Resolution No. 14-12 adopted amending the current Fiscal Year 2013-14 budget.

5. 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. Letter dated January 28, 2014 from Mayor Grayson to Assemblymember J. Gomez in support of AB 1147, Massage Therapy.
- b. Copy of “the Spotlight” published by the Pleasant Hill Recreation and Park District submitted by Joe Partansky during Public Comment period.
- c. Copy of a brochure regarding the “Speechcraft” course offered by Toastmasters International submitted by Marc Ventura during Public Comment period.
- d. Vice Mayor Ron Leone submitted a list of the events and activities in which he had participated between the period February 5, 2014 and February 11, 2014.

6. CLOSED SESSION REPORTS

City Attorney Mark Coon announced that a settlement agreement in the amount of \$160,000 had been reached in the matter of Anthony Sanchez vs. City of Concord.

7. COUNCIL AND STAFF REPORTS

Councilmember Birsan asked for consensus to have the Youth and Education Subcommittee review a Monument Impacts program for touring school children to local business, suggesting it might be implemented City wide. Consensus received to schedule the matter with the Youth and Education Subcommittee.

Councilmember Birsan asked for consensus to have the Recreation, Cultural Affairs and Community Services Commission Subcommittee consider identifying 10 significant locations within Concord and place historic markers. Consensus was not obtained.

8. **ADJOURNMENT** – at 7:50 p.m.

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.

NEXT REGULAR CITY COUNCIL MEETING: 6:30 p.m.; Tuesday, February 25, 2014

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>