



CONCORD ANNOTATED AGENDA

REGULAR MEETING OF THE CONCORD CITY COUNCIL

Tuesday, October 13, 2015
7:00 p.m.
City Council Chamber
1950 Parkside Drive, Concord, CA

NOTE THE LATER STARTING TIME

SPECIAL MEETING OF THE CONCORD CITY COUNCIL

Tuesday, October 13, 2015
5:30 p.m.
City Council Conference Room
1950 Parkside Drive, Concord

- I. ROLL CALL – all present.
- II. PUBLIC ANNOUNCEMENT (Open Session) – None
- III. PUBLIC COMMENT (Open Session)

Terry Murphy, Concord, stated that he felt the Sun Terrace neighborhood was not represented with regard to the Reuse Project and that he does not want high density housing in the Project.

The Council recessed at 5:50 p.m. to reconvene in closed session in the City Council Conference Room.

IV. CLOSED SESSION:

- a. Conference with Labor Negotiators pursuant to Government Code Section 54957.6.

City Negotiators: Valerie Barone, City Manager
Kay Winer, Interim Director of Human Resources –
Negotiations
Charles Sakai, Esq. and Don Turko of Renne, Sloan,
Holtzman & Sakai

Employee Organizations: Administrative, Technical & Clerical Representation Unit and Field & Operations Representation Unit of International Brotherhood of Teamsters Local 856; Professional Representation Unit of OPEIU Local 29; Peace Officer Representation Unit of Concord Police Officers Association and Police Managerial Representation Unit of Police Management Association.

Unrepresented Units: Executive, Management & Confidential Employees

ACTION: Closed session held.

- b. Conference with Real Property Negotiator pursuant to Government Code Section 54956.8.

Property: Area within Concord Community Reuse Plan

Negotiating Parties: Michael Wright – City of Concord
 Guy Bjerke – City of Concord
 Alan Lee – Department of Navy, BRAC Project Office
 Suheil Totah – Lennar Concord LLC
 Steve Buster – Catellus Development Corporation

Under Negotiation: Price and Terms of Payment

ACTION: This item was not held.

- V. **ADJOURNMENT – at 6:40 p.m. to reconvene in regular session in the Council Chamber.**

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

ROLL CALL

PLEDGE TO THE FLAG – Vice Mayor Hoffmeister

PUBLIC COMMENT PERIOD

Hope Johnson, Concord, asked the City Council to take responsibility and call for an independent investigation to address the demand for investigation submitted by Reuse Project master developer finalist Catellus and hold a public hearing to inform the public the next steps that will be taken in regard to the investigation and the Reuse Project.

George Fulmore, Concord, spoke of the spray park and play structures at Meadow Homes Park and reformatting Ellis Lake Park.

Ralph Oliver, Concord, spoke of concerns for the Reuse Project, including traffic, housing,

and representation for the Sun Terrace neighborhood.

Suzanne Delbou, Concord, spoke of concerns for the Reuse project and requested that an independent investigation be conducted regarding the demand for investigation submitted by Reuse Project master developer finalist Catellus.

Roylen Stack, Concord, spoke of the lack of safety at Ellis Lake Park.

Mark Harris, Concord, spoke of the lack of follow-up by the Concord Police Department regarding the recent break in and robbery of tools from Mr. Harris' van.

Fro Butler, Concord, spoke as a representative of the North Todos Santos Neighborhood Watch and requested a traffic study conducted at Grant Street and Almond Avenue and a stop sign installed.

Mike Van Hofwegen, Executive Director, Monument Impact, expressed appreciation for the collaboration with Monument Impact in serving the Monument community, and invited the Council, staff, and the public to attend the Second Annual Monument Awards scheduled for 7 a.m. on Tuesday, October 27, at the Pleasant Hill Senior Center.

Casilda Gonzales, Concord, spoke of a code enforcement issue at an apartment complex on Frisbee Court.

1. **PRESENTATIONS**

- a. **Presentation** – by Margaret Romiti, Emergency and Volunteer Services Manager, and Doug Elloway, Information Technology Manager, on Emergency Preparedness. **Introduction by Mayor Grayson.**

ACTION: Presentation made.

2. **ANNOUNCEMENTS – None**

**CITY COUNCIL
MATTERS**

3. **CITY COUNCIL CONSENT ITEMS:**

- a. **Approving** – the minutes from the meeting of July 24, September 1, September 8, September 16, September 22, and September 29, 2015. (No Fiscal Impact) Recommended by the City Clerk.

ACTION: Minutes of July 24, September 1, September 8, September 16, September 22, and September 29, 2015 approved.

- b. **Recommending** – the reappointment of Vice Mayor Hoffmeister to serve on the John Muir/Mt. Diablo Community Health Fund Board of Directors. (No Fiscal Impact) Recommended by the Mayor.

ACTION: Vice Mayor Hoffmeister appointed to serve on the John Muir/Mt. Diablo Community Health Fund Board of Directors for a term ending December 31, 2018.

- c. **Authorizing** – the installation of all-way stop control at the intersection of Almond Avenue and Mt. Diablo Street. (General Fund) Adoption of Resolution No. 15-3521.1. Recommended by the Director of Community and Economic Development.

ACTION: Resolution No. 15-3521.1 adopted.

- d. **Approving** – the final map for Subdivision 9383, La Vista Villas (Assessor's Parcel Nos. 132-030-041, 042, 043, 044, and 045); approving the private street name Callie Court, approving the Subdivision Improvement Agreement and the Stormwater Maintenance Agreement; and authorizing the City Manager to execute the agreements. Resolution No. 15-61 for adoption. Recommended by the Director of Community and Economic Development.

ACTION: Resolution No. 15-61 adopted; private street name Callie Court approved, Subdivision Improvement Agreement and Stormwater Maintenance Agreement approved; and City Manager authorized to execute the agreements.

- e. **Approving** – a contract change order and related budget transfer in the amount of \$31,000; accepting the improvements for Concord Boulevard PG&E Utility Relocation and Paving Rehabilitation, Project No. 2296, constructed by Bay Cities Paving and Grading, Inc. of Concord; and directing the City Clerk to file a notice of completion. (OSIP, Measure J, and Caltrans Grant Funds) Recommended by the Director of Community and Economic Development.

ACTION: Contract change order and related budget transfer in the amount of \$31,000 approved; improvements for Concord Boulevard PG&E Utility Relocation and Paving Rehabilitation, Project No. 2296 accepted; and City Clerk directed to file a notice of completion.

- f. **Accepting** – grant monies in the amount of \$176,000 from the State of California's Office of Traffic Safety and appropriating the funds for use in the City's Selective Traffic Enforcement Program. Resolution No. 15-60 for adoption. Recommended by the Chief of Police.

ACTION: Resolution No. 15-60 adopted.

- g. **Awarding** – contract in the amount of \$106,840 to Waterproofing Associates, Inc. for the Willow Pass Recreation Center Reroof Project, RFB #2334. (Measure Q) Recommended by the Director of Public Works.

ACTION: Contract in the amount of \$106,840 awarded to Waterproofing Associates, Inc. for the Willow Pass Recreation Center Reroof Project.

- h. **Awarding** – contract in the amount of \$125,625 to Martinez Sheet Metal, Inc. for the Walk-In Evidence Freezer Equipment Upgrade for the Concord Police Department, RFB #2332. (Facilities Replacement Fund) Recommended by the Director of Public Works.

ACTION: Contract in the amount of \$125, 625 awarded to Martinez Sheet Metal, Inc. for the Walk-In Evidence Freezer Equipment Upgrade for the Concord Police Department, RFB #2332.

- i. **Fixing** – the City’s contribution to the PERS Health program under the Public Employees’ Medical and Hospital Care Act (PEMHCA) for all Unrepresented Employees and Elected Officials, to include Council-appointed Employees, Elected Officials, Executive Management, Mid-management and Confidential Unit; members of the Administrative, Technical & Clerical Representation Unit; members of the Field & Operations Representation Unit; members of the Professional Representation Unit; members of the Peace Officer Representation Unit; and members of the Police Management Representation Unit. Resolution Nos. 15-62, 15-63, 15-64, 15-65, 15-66, and 15-67 for adoption. Recommended by the Interim Director of Human Resources.

ACTION: Resolution Nos. 15-62, 15-63, 15-64, 15-65, 15-66, and 15-67 adopted.

- j. **Receiving** – the Annual Climate Action Plan Implementation Review. (No Fiscal Impact) Recommended by the Director of Community and Economic Development.

ACTION: Annual Climate Action Plan Implementation Review received.

- k. **Approving** – the purchase of new pool covers, cover reels, and covers for the equipment at Concord Community Pool in the amount of \$61,890 from Lincoln Aquatics. (Measure Q) Recommended by the Director of Parks and Recreation.

ACTION: Purchase of new pool covers, cover reels, and covers for the equipment at Concord Community Pool in the amount of \$61,890 from Lincoln Aquatics approved.

4. CITY COUNCIL CONSIDERATION ITEM:

- a. **Approving** – the Measure Q Expenditure Plan and related CIP projects - Measure Q Pavement Repair Projects 1 – 4: Pavement Rehabilitation of Hillsborough Drive, Project No. 2359; Pavement Rehabilitation of Solano Way, Project No. 2361; Pavement Rehabilitation of Walters Way, Project No. 2362; and Pavement Pothole/Base Repairs at various locations Citywide, Project No. 2364; and appropriate project funding. (Measure Q Debt Financing Revenues) **Report by Robert Ovadia, City Engineer.**

Staff recommendation: Report heard, public testimony given, the Measure Q Expenditure Plan and related CIP projects approved; and project funding appropriated.

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 671-3390.

- a. Concord Police Report submitted by Mark Harris (not released to the public pursuant to California Penal Code regulation)
- b. PowerPoint Presentation – Item 1.a
- c. PowerPoint Presentation – Item 4.a

6. PUBLIC COMMENTS ON PRESENTATION ITEMS - None**7. CLOSED SESSION REPORTS - None****8. COUNCIL AND STAFF REPORTS**

Councilmembers shared information on events and activities in which they had participated since the last meeting and commented on items of interest.

9. ADJOURNMENT - at 9:05 p.m. in memory of City Attorney Mark Coon.

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, October 27, 2015.

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 a.m., 2 p.m. and 7 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>