

COUNCIL MEMBERS
Laura M. Hoffmeister, Mayor
Ronald E. Leone, Vice Mayor
Edi E. Birsan
Timothy S. Grayson
Daniel C. Helix

Civic Center
1950 Parkside Drive
Concord, CA 94519
www.cityofconcord.org



**Regular Meeting of the
Concord City Council/City Council Sitting as the
Concord/Pleasant Hill Health Care District Board/City Council
Sitting as the Local Reuse Authority**

ANNOTATED AGENDA

Tuesday,
December 6, 2016

5:30 p.m. - Closed Session
6:30 p.m. - Open Session

Closed Session:
City Council Conference
Room, Wing A
1950 Parkside Drive

Open Session:
Council Chamber
1950 Parkside Drive

Information for the public on participation at Council meetings can be found on the back of the Speaker Identification Card located near the Council Chamber entrance. Should you have any questions after consulting the Speaker Identification Card, please contact the City Clerk prior to the Council meeting.

AGENDIZED ITEMS – The public is entitled to address the City Council on items appearing on the agenda before or during the City Council’s consideration of that item. Each speaker will be limited to approximately three minutes.

CLOSED SESSION

1. OPENING

Roll Call – all present

2. PUBLIC COMMENT - none

3. CLOSED SESSION

- a. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Government Code Section 54956.9(d)(1)) Name of case: Dutcher v. Lawson, et al., United States District Court Case No. C12-01981 CRB

Action: Closed Session held.

- b. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Government Code Section 54956.9(d)(1)) Name of case: Valentine v. City of Concord, et al., United States District Court Case No. C16-00279MEJ

Action: Closed Session held.

4. RECESS TO OPEN SESSION – at 5:47 p.m.

5. OPENING

Roll Call – all present

Pledge to the Flag – Councilmember Helix

6. PUBLIC COMMENT PERIOD

This is a fifteen minute Public Comment Period for items within the City Council's subject matter jurisdiction that are not on this agenda. 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. If Public Comment extends beyond 15 minutes, the item may be moved to the end of the meeting.

Rosanne Nieto, Concord, thanked the Council for appointing her to the Community Advisory Committee.

Ajit Kaushal, Concord, thanked the Council for appointing him to the Community Advisory Committee and thanked outgoing Councilmembers Helix and Grayson for their service.

Jesse Skeets, Concord, spoke of enforcement of storage of commercial vehicles for personal use.

Lauren Alarcon, Concord, spoke of putting rent control back on the City Council agenda calendar.

Zuleika Godinez, Raise the Roof, expressed her disappointment with Council not passing a moratorium on rent control.

Brandy Batze, Together We Will Contra Costa County, requested that Concord become a sanctuary city to ensure that all citizens can feel safe and asked that the City Council put rent control on its agenda calendar.

Bill Stephenson, Concord, spoke of Project No. 2144 at the intersection of Treat Blvd and Clayton Road, and the delays associated with the project.

Dan Torres, Sprinkler Fitters Local 483, informed the Council that Sprinkler Fitters Local 1483 is accepting applications for its apprenticeship program, spoke to the use of non-union labor by CenterCal and spoke of the importance of enforcing the building codes in light of the fire in Oakland.

7. PRESENTATIONS

- a. **Presentation** – to Michele Fravel, Public Works Administrative Clerk III, the Public Works Department Award of Excellence by Director of Public Works Justin Ezell.

Action: Presentation made.

8. ANNOUNCEMENTS – none

9. CITY COUNCIL CONSENT CALENDAR

The public is entitled to address the City Council on items appearing on the Consent Calendar before or during the City Council's consideration of the 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.

- a. **Considering** – approval of the minutes from the meetings of July 19 and 26, and August 2, 2016. Recommended by the City Clerk.

ACTION: Minutes from the meetings of July 19 and 26, and August 2, 2016 approved.

- b. **Considering** – award of purchase of a 2017 Tymco Model 600 Street Sweeper to Tymco Inc. in the amount of \$267,943.88. (Annual Vehicle Replacement Fund) Recommended by the Director of Public Works.

ACTION: Purchase of a 2017 Tymco Model 600 Street Sweeper from Tymco Inc. in the amount of \$267,943.88 approved.

- c. **Considering** – amendment to Employment Agreement between the City of Concord and City Manager Valerie Barone providing for an annual salary increase of 4 percent effective November 1, 2016 and a future increase of 4 ½ percent (non-compounding) effective July 1, 2017. Recommended by the Mayor.

This item was pulled from the Consent Calendar by Concord Resident Joe Partansky.

ACTION: Amendment to Employment Agreement between the City of Concord and City Manager Valerie Barone providing for an annual salary increase of 4 percent effective November 1, 2016, resulting in an annual salary of \$255,083, and a future increase of 4.5 percent (non-compounding) effective July 1, 2017, resulting in an annual salary of \$266,120, approved.

- d. **Considering** – adoption of Resolution No. 16-87 approving a Compensation Agreement with the City of Concord and Concord/Pleasant Hill Health Care District. Recommended by the Director of Community and Economic Development.

ACTION: Compensation Agreement with the City of Concord and Concord/Pleasant Hill Health Care District approved; and City Manager authorized to execute the agreement; Resolution No. 16-87 adopted.

- e. **Considering** – acceptance of improvements for the Traffic Sign Replacement Project; and directing the City Clerk to file a Notice of Completion. Recommended by the Director of Public Works.

ACTION: Acceptance of improvements for the Traffic Sign Replacement Project approved; City Clerk directed to file notice of completion.

10. REORGANIZATION

- a. **Welcome and Introduction.**

ACTION: Mayor Hoffmeister extended a welcome to other elected officials and visiting dignitaries.

- b. **Recognition and comments by outgoing Councilmember Daniel C. Helix.**

ACTION: Mayor Hoffmeister and the Council recognized outgoing Councilmember Helix and outgoing Councilmember Helix made comments.

- c. **Recognition and comments by outgoing Councilmember Timothy S. Grayson.**

ACTION: Mayor Hoffmeister and the Council recognized outgoing Councilmember Grayson and outgoing Councilmember Grayson made comments.

- d. **Considering** – Resolution No. 16-89 accepting the results of the November 8, 2016 Consolidated Municipal Election. **Report by City Clerk Joelle Fockler.**

ACTION: Resolution 16-89 adopted.

- e. **Comments** – on her first year as Mayor. **Report by Mayor Hoffmeister.**

ACTION: Comments made.

- f. **Oath of Office** – for Councilmembers-elect Birsan and Obringer. **Conducted by Joelle Fockler, City Clerk.**

ACTION: City Clerk Fockler administered the Oath of Office to Councilmembers-elect Birsan and Obringer.

- g. **Comments** – by Mayor, Councilmembers and Treasurer.

ACTION: Comments made.

11. CITY COUNCIL REORGANIZATION PROCEEDINGS

The public is entitled to address the City Council on items appearing on the agenda before or during the City Council's consideration of that item. Each speaker will be limited to approximately three minutes.

- a. **Considering** – adoption of Resolution No. 16-90 confirming Laura M. Hoffmeister as Mayor of the City of Concord. Recommended by the City Clerk.

ACTION: Resolution No. 16-90 adopted.

- b. **Considering** – adoption of Resolution No. 16-91 confirming and designating Edi E. Birsan as Vice Mayor. Recommended by the City Clerk.

ACTION: Resolution No. 16-91 adopted.

12. LOCAL REUSE AUTHORITY REORGANIZATION CONFIRMATION

- a. **Consideration** – of confirmation of the designation of the Mayor and new Vice Mayor to serve as the Chair and Vice Chair of the Local Reuse Authority for the Concord Naval Weapons Station Reuse Plan as authorized by Resolution No. 06-01 adopted January 10, 2006. **Report by Mayor Hoffmeister.**

ACTION: Designation of Mayor Hoffmeister and Vice Mayor Birsan as the Chair and Vice Chair of the Local Reuse Authority for the Concord Naval Weapons Station Reuse Plan confirmed.

13. CORRESPONDENCE

Correspondence received at the City Council meeting will be listed here on the Annotated Agenda.

- a. PowerPoint – Item 7a
- b. Concord Municipal Code 18.160.160 Parking and storage of recreational vehicles
- c. Flyer for Applications to Sprinkler Fitters Local 483 Apprenticeship Program
- d. Benched item 10.d
- e. Benched Correspondence item 11.b

14. ADJOURNMENT – 8:45 p.m. in memory of the 75th Anniversary of Pearl Harbor, all soldiers who lost their lives on December 7, 1941, all soldiers who have lost their lives since, and all soldiers who are still with us who served during that time.

Next Meeting: Regular Meeting

Date: 12/13/2016 - 6:30p.m.

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) 671-3021, 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
Policy Development & Internal Operations	Hoffmeister/Leone	2 nd Thursday at 5:30 p.m.
Housing & Economic Development	Leone/Helix	4 th Monday at 5:30 p.m.
Infrastructure & Franchise	Helix/Birsan	2 nd Monday at 5:30 p.m.
Recreation, Cultural Affairs & Comm. Svc.	Grayson/Hoffmeister	3 rd Wednesday at 5:30 p.m.
Youth & Education	Birsan/Grayson	3 rd Monday at 5:30 p.m.