

REGULAR MEETING OF THE
CONCORD CITY COUNCIL
CITY COUNCIL CHAMBER
1950 PARKSIDE DRIVE
CONCORD, CALIFORNIA
TUESDAY, JANUARY 6, 2015

The Concord City Council met in a regular meeting in the City Council Conference Room located in Wing A at 1950 Parkside Drive at 5:30 p.m. on Tuesday, January 6, 2015, with Mayor Grayson presiding. All Councilmembers were present. The meeting was recessed and immediately reconvened in a closed session to (a) confer with Real Property Negotiator pursuant to Government Code Section 54956.8. Property: A portion of property on the southern boundary of the leasehold interest currently held by CNL Income Waterworld/Parc Waterworld ("Waterworld"), and a portion of property owned by the Contra Costa Flood Control and Water Conservation District associated with Pine Creek. Negotiating parties: Valerie Barone, City of Concord; Victoria Walker, City of Concord; Robert Ovadia, City of Concord; Mark S. Coon, City of Concord; Paul Kimura, Waterworld; Mike Carlson, Contra Costa Flood Control and Water Conservation District. Under negotiation: price, terms of payment.

The meeting adjourned at 6:15 p.m. to reconvene in regular session in the Council Chamber.

The Concord City Council met in a regular meeting in the Council Chamber located at 1950 Parkside Drive at 7:00 p.m. on Tuesday, January 6, 2015, with Mayor Grayson presiding. The pledge of allegiance was led by Councilmember Helix. Minutes follow in abbreviated form per Resolution 3361 and Council Minutes of September 26, 1966.

ROLL CALL

COUNCILMEMBERS PRESENT: Edi Birsan, Dan Helix, Ron Leone, Laura Hoffmeister, Tim Grayson

COUNCILMEMBERS ABSENT: None

STAFF PRESENT: Valerie Barone, City Manager; Mark Coon, City Attorney; Joelle Fockler, City Clerk; Victoria Walker, Director of Community and Economic Development; Justin Ezell, Director of Public Works; Jeff Lewis, Director of Information Technology; Karan Reid, Director of Finance; Laura Brunson, Director of Human Resources; Jovan Grogan, Budget Officer; Tim Stuart, Information Technology Manager; Laura Simpson, Planning Manager; Jeff Roubal, Program Manager; Kathie Leavitt, Program Manager; Joan Ryan, Senior Planner; Leslye Asera, Community Relations Manager

MEMBERS OF THE PUBLIC WHO ADDRESSED THE COUNCIL: Roseanne Nieto, Concord; Paul Poston, Concord; Joe Partansky, Concord; Ed Roth, R Computer; Woody Karp, Eden Housing/East Bay Housing Organization

PUBLIC COMMENT PERIOD

Roseanne Nieto, Concord, spoke of development of the Naval Weapons Station and the possible traffic problems that will occur and stressed the importance of the master developer of the Naval Weapons Station addressing the traffic issues sooner rather than later.

PRESENTATIONS – None

ANNOUNCEMENTS

City Clerk Fockler announced the closing of the recruitment for the Board of Appeals; Bike, Pedestrian and Safe Routes Committee; Design Review Board; Personnel Board; and Planning Commission on Friday, January 9, 2015, at 5 p.m. and encouraged members of the public to submit applications.

CITY COUNCIL
MATTERS

APPROVAL OF MINUTES

Motion was made by Hoffmeister and seconded by Birsan to approve the minutes from the meetings of November 5, 25, and December 2, 2014. Motion passed by unanimous vote of the Council.

ADOPTION OF RESOLUTION NO. 15-3493.1 – Deputy City Manager

Motion was made by Hoffmeister and seconded by Birsan to adopt Resolution No. 15-3493.1 entitled, "A RESOLUTION ADOPTING THE CLASSIFICATION OF DEPUTY CITY MANAGER." Motion passed by unanimous vote of the Council.

ADOPTION OF RESOLUTION NO. 15-1 – NPDES Program

Motion was made by Hoffmeister and seconded by Birsan to adopt Resolution No. 15-1 entitled, "A RESOLUTION AUTHORIZING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ESTABLISH AN ANNUAL PARCEL ASSESSMENT FOR FY 2015-16 FOR DRAINAGE MAINTENANCE AND NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM." Motion passed by unanimous vote of the Council.

ACCEPTANCE OF IMPROVEMENTS FOR PROJECT NO. 2295 (Downtown Sanitary Sewer Upgrade – Phase II)

Motion was made by Hoffmeister and seconded by Birsan to accept the improvements for Project No. 2295, Downtown Sanitary Sewer Upgrade – Phase II, constructed by Bay Pacific Pipelines, Inc.; and direct the City Clerk to file a Notice of Completion. Motion passed by unanimous vote of the Council.

APPROVAL OF AGREEMENT WITH MJL ENTERPRISES, INC. – Batting Cage Services at Willow Pass Park

Motion was made by Hoffmeister and seconded by Birsan to approve an agreement between the City of Concord and MJL Enterprises, Inc. to provide batting cage services at Willow Pass Park and authorize the City Manager to execute the agreement. Motion passed by unanimous vote of the Council.

APPROVAL OF AMENDMENT TO EMPLOYMENT AGREEMENTS – City Manager and City Attorney

Motion was made by Hoffmeister and seconded by Birsan to approve an amendment to employment agreements between the City of Concord and City Manager Valerie Barone and the City of Concord and City Attorney Mark Coon each providing for a salary increase of 2.6 percent. Motion passed by unanimous vote of the Council.

ADOPTION OF ORDINANCE NO. 14-10 – Permit Parking

This item was pulled from the Consent Calendar by Concord resident Paul Poston who thanked the City Council for making this change to the placement of stickers for parking permits.

Motion was made by Leone and seconded by Hoffmeister to adopt Ordinance No. 14-10 entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CONCORD AMENDING CONCORD MUNICIPAL CODE TITLE 10 (TRAFFIC AND VEHICLES), CHAPTER 10.30 (STOPPING, STANDING, AND PARKING), ARTICLE VI (PERMIT PARKING AREAS), SECTION 10.30.420 (ISSUANCE OF RESIDENT PARKING PERMITS) AND SECTION 10.30.440 (GUEST PARKING PERMITS)," which was introduced on December 9, 2014 by reading of the title and waiving further reading. Motion passed by unanimous vote of the Council.

AWARD OF RFP NO. 2285, DESKTOP MANAGED SERVICES – Axiom Technologies

Jeff Lewis, Director of Information Technology, gave a report, referring to his memorandum dated January 6, 2015, stating that this item was continued from the December 9, 2014 meeting so that staff could further research its recommendation regarding the award of contract. Mr. Lewis reported that the additional research confirmed staff's conclusion that Axiom Technologies should be awarded the contract for RFP No. 2285, Desktop Managed Services, in the amount of \$419,112 for a one-year term with the option to renew for up to four additional one-year terms.

Following questions from the City Council, Mayor Grayson opened a public comment period.

Joe Partansky, Concord, spoke in favor of the agreement with Axiom Technologies.

Ed Roth, R Computer, spoke of his concern of the City's use of Savant Solutions as a neutral third-party consultant when Savant Solutions is currently under contract with the City of Concord and concern over Savant Solutions reviewing his company's proposal without taking into account its track record with the City.

Mayor Grayson closed the public comment period.

Following comments from the City Council, a motion was made by Helix and seconded by Birsan to approve a Professional Services Agreement with Axiom Technologies to provide Desktop Management Services in the amount of \$419,112 for Fiscal Year 2014-15; and authorize the City Manager to execute the agreement. Motion passed by unanimous vote of the Council.

ADOPTION OF RESOLUTION NO. 15-2 – Negative Declaration for the Housing Element Update 2014-2022 and RESOLUTION NO. 15-4823.1- Housing Element Update 2014-2022 General Plan Amendment (PL14-339-GP) to the Housing Element

A notice of the public hearing was published in the Contra Costa Times on December 16 and December 23, 2014 and posted at the Concord Civic Center at least 10 days prior to the hearing.

Joan Ryan, Senior Planner, gave a report, referring to her memorandum dated January 6, 2015, stating that the purpose of the City's Housing Element Update 2014-2022 ("2014 Housing Element Update") is to make adequate provisions for the existing projected housing needs of all economic segments of the community and to determine how the City will meet its "fair share" of regional housing needs, as is required by State Housing Element regulations.

Following questions from the City Council, Mayor Grayson opened a public comment period.

Joe Partansky, Concord, spoke of the City preparing a master list of reports that are sent to various agencies via mandate and posting the master list on the City's website.

Woody Carp, East Bay Housing Organization, spoke in favor of both the process to prepare the City of Concord Housing Element and City of Concord's Housing Element and thanked the staff for being responsive to their recommendations.

Mayor Grayson closed the public comment period.

Following comments from the City Council, a motion was made by Helix and seconded by Hoffmeister to adopt Resolution No. 15-2 entitled, "A RESOLUTION ADOPTING A NEGATIVE DECLARATION FOR THE HOUSING ELEMENT UPDATE 2014-2022 GENERAL PLAN AMENDMENT (PL 14-339-GP) TO THE HOUSING ELEMENT AS VOLUME V OF THE *CONCORD 2030 GENERAL PLAN*," and adopt Resolution No. 15-4823.1 entitled, "A RESOLUTION ADOPTING THE HOUSING ELEMENT UPDATE 2014-2022 GENERAL PLAN AMENDMENT (PL14-339-GP) TO THE HOUSING ELEMENT AS VOLUME V OF THE *CONCORD 2030 GENERAL PLAN*." Motion passed by unanimous vote of the Council.

CORRESPONDENCE

- a. Concord Housing Element Update 2014-2022 PowerPoint Presentation

PUBLIC COMMENT ON PRESENTATIONS MADE - None

CLOSED SESSION REPORTS

City Attorney Mark Coon reported that at its November 25, 2014 closed session, the City Council, by a vote of five - zero, authorized payment of \$220,000 to settle that certain United States District Court Action entitled "Walther Weiland V. City of Concord, USDC No. C13 - 05570 - JSC. Following court-ordered mediation supervised by the Hon. Judge Kandis Westmore, the case was settled as to all parties for the sum of \$220,000. The settlement provides a global release for all parties and claims.

COUNCIL AND STAFF REPORTS

Mayor Grayson announced his appointments of Councilmembers to serve on Council Standing Committees and City Representatives to External Agencies for terms ending December 2015.

Standing Committee appointments made:

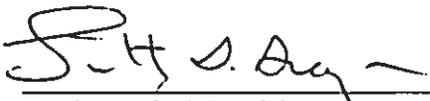
Committee	Chair	Member
Policy Development & Internal Operations	Grayson	Hoffmeister
Infrastructure and Franchise	Hoffmeister	Helix
Housing and Economic Development	Helix	Leone
Recreation, Cultural Affairs & Community Services	Birsan	Grayson
Youth and Education	Leone	Birsan

City Representatives to External Agencies:

Organization	Member	Alternate
Association of Bay Area Governments (ABAG) General Assembly	Grayson	Helix
Central Contra Costa Transit Authority (The County Connection)	Hoffmeister	Leone
East Bay Division of League of CA Cities Board of Directors	Leone	Grayson
Transportation Partnership and Cooperation Regional Committee (TRANSPAC)	Leone	Birsan
Citizen Corps Community Emergency Response Team (CERT)	Grayson	Helix
Central County Literacy Coalition	Birsan	Hoffmeister

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

By order of the Mayor, the meeting was adjourned at 8:16 p.m.



 TIMOTHY S. GRAYSON
 MAYOR



 JOELLE FOCKLER, CMC
 CITY CLERK