



A G E N D A

**REGULAR MEETING OF THE
CONCORD CITY COUNCIL/CITY COUNCIL
SITTING AS THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY/
JOINT POWERS FINANCING AUTHORITY**

**Tuesday, June 24, 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

PLEDGE TO THE FLAG – Vice Mayor Leone

PUBLIC COMMENT PERIOD

1. PRESENTATIONS

- a. **Presentation** – by Chief of Police Guy Swanger recognizing Doug Schuster for his 17 years of Leadership with the Neighborhood Patrol program. **Introduction by Mayor Grayson.**

2. ANNOUNCEMENTS

**CITY COUNCIL
MATTERS**

3. CITY COUNCIL CONSENT ITEMS:

- a. **Approving** – the minutes from the meeting of June 3, 2014. (No Fiscal Impact)
Recommended by City Clerk.

- b. **Approving** – a Professional Services Agreement with Hello Housing in the not-to-exceed amount of \$35,000 to administer portions of the City’s Affordable Housing Program including its First-time Home Buyer and Inclusionary Housing Programs; and authorizing the City Manager to execute the agreement. (Affordable Housing Funds) Recommended by the Director of Community and Economic Development.
- c. **Approving** – a month-to-month extension to the agreement with R-Computer in the amount of \$40,613.42 per month for a maximum of six months to December 31, 2014, to continue help desk and desktop support to the City of Concord; and authorize the City Manager to execute the agreement. (General Fund) Recommended by Director of Information Technology.
- d. **Authorizing** – the expenditure of Fiscal Year 2014-15 funds, pending budget approval, for the following annual license and maintenance contract renewals required to support the systems and applications used by the City; and authorizing the Director of Information Technology to execute any supporting documents. (General Fund) Recommended by Director of Information Technology.

SYSTEM	MANUFACTURER/SUPPLIER	TERM	AMOUNT*
Computer Aided Dispatch (CAD)	TriTech Software Systems	7/31/14 -8/1/15	\$116,230.52
Accela Automation	Accela Government Software	12/21/14-12/20/15	46,882.00
HR/Finance System	Infor (name change from Lawson)	7/1/14-6/30/15	104,462.07
Class Registration/Point of Sale/Hosting	The Active Network	7/1/14-6/30/15	24,920.91
ACCJIN (Criminal Justice System)	Contra Costa County	FY 2013/2014	16,069.73
ARIES (Sheriff’s Office Info Exchange)	Contra Costa County	FY 2014/2015	33,400.00
East Bay Regional Communications System	EBRCSA - JPA	7/1/14-6/30/15	188,000.00
SmartNet Maintenance	Cisco/Quest	7/1/14-6/30/15	69,557.00
			\$599,522.23

* Estimated cost based on either contract amount or prior year’s invoice amount.

- e. **Approving** – a three-year Professional Services Agreement with York Risk Services, Inc. in the amount of \$126,432 for Fiscal Year 2014/15, \$132,753 for Fiscal Year 2015/16 and \$139,390 for Fiscal Year 2016/17, subject to future annual budget approvals; and authorizing the City Manager to execute the agreement. (General Fund) Recommended by Director of Human Resources.
- f. **Approving** – a Transportation Partnership and Cooperation (TRANSPAC) Joint Exercise of Powers Agreement (JPA); and authorize the Mayor to sign the agreement. (Measure J) Recommended by Director of Community and Economic Development.

- g. **Awarding** – a contract to Future Ford of Concord for the purchase of three 2015 Ford Utility Police Interceptors (RFB #2286) in the amount of \$80,849.40. (Replacement Funds) Recommended by Director of Public Works.
- h. **Awarding** – a contract to Pape Material Handling, Inc. for the purchase of a 2015 5,000 lb. forklift (RFB#2288) in the amount of \$24,995. (Replacement Funds) Recommended by Director of Public Works.
- i. **Awarding** – a contract to Future Ford of Concord for one unmarked 2015 Ford Utility Police Interceptor (RFB #2290) in the amount of \$26,530. (Replacement Funds) Recommended by Director of Public Works.
- j. **Awarding** – a contract to Towne Ford Sales for one 2015 Ford F-250 Extended Cab Pickup (RFB#2287) in the amount of \$22,058.00. (Replacement Funds) Recommended by Director of Public Works.
- k. **Awarding** – a contract to Sonsrey Machinery for one 2015 Backhoe (RFB #2291) in the amount of \$89,988.00. (Replacement Funds) Recommended by Director of Public Works.
- l. **Approving** – a sole-source lease agreement with Enterprise, Inc. in the not-to-exceed amount of \$65,000 to provide supplemental fleet vehicles; and authorize the City Manager to execute the agreement. (General Fund) Recommended by Chief of Police.
- m. **Approving** – an amendment to the current agreement with the City of Clayton to provide for dispatch, computer aided dispatch system services, and temporary holding and detention services extending the services for six months to December 31, 2014; and authorizing the City Manager to execute the agreement. (No Fiscal Impact) Recommended by Director of Information Technology.
- n. **Awarding** – a contract to Future Ford for two 2015 Ford Escape Vehicles (RFB #2292) in the amount of \$37,267.12. (Replacement Funds) Recommended by Director of Public Works.
- o. **Approving** – the annual review and update of the City’s Investment Policy to ensure compliance with the provisions of the California Government Code governing investment of public funds. Staff is proposing two modifications to the Investment policy as recommended by the City’s investment advisor, Public Financial Management (PFM), and supported by the City’s Treasurer and the City’s Director of Finance. (No Fiscal Impact) Recommended by Director of Finance.

-
- p. **Approving** – clarification of Resolution No. 14-22 by approving corrected legal descriptions and plat maps and replacing the legal description and plat maps for the acquisition of a permanent Right-of-Way and Utility Easement and a Temporary Construction easement for the Clayton Road/Treat Boulevard/Denkinger Road Intersection Capacity Improvement Project, 4300 Clayton Road and 4420 – 4498 Treat Boulevard. Resolution No. 14-51 for adoption. (Measure J funds)
Recommended by City Attorney
- q. **Accepting** – the improvements for Project No. 2297 (Shade Structure Installation at Meadow Homes Spray Park) constructed by Gametime, Inc./MRC Recreation; direct the City Clerk to file a Notice of Completion. (County Grant Funds)
Recommended by Director of Community and Economic Development.
- r. **Matter to set for public hearing** – on Tuesday, July 8, 2014, at 6:30 p.m. in the City Council Chamber – to consider an amendment of the Concord Municipal Code Sections 10.25.010 (Truck routes), 10.25.020 (Commercial vehicles prohibited from using certain streets) and 10.25.030 (Restrictions on use of Pine Hollow Road) to update the City’s weight limit for commercial vehicles that are required to use truck routes from three tons to five tons, in accordance with State policy for registering commercial motor vehicles. Ordinance No. 14-5 for consideration. Recommended by Director of Community and Economic Development.
4. **CITY COUNCIL PUBLIC HEARING:**
- a. **Approving** – the Addendum to the Final Supplemental Environmental Impact Report (SEIR) to the 2030 Concord General Plan EIR for the Concord Development Code Project and adopting the Downtown Concord Specific Plan General Plan Amendment as Volume IV to the 2030 Concord General Plan. Resolution No. 14-4823.1 for adoption. **Report by Joan Ryan, Senior Planner.**
- Staff Recommendation: Hear the report, take public testimony, adopt Resolution No. 14-4823.1.**
- b. **Consideration** – of an ordinance amending the Concord Municipal Code by adopting a Development Code Update Text Amendment to the Development Code to revise various articles and sections by adding Micro-Breweries/Micro-Distilleries and Tasting Room and by Amending Title 12 (Streets, Sidewalks, and Other Public Places); and Title 6 Animals. Ordinance No. 14-6 for introduction. (No Fiscal Impact) **Report by Jason Hade, Associate Planner.**
- Staff Recommendation: Hear the report, take public testimony, introduce Ordinance No. 14-6 by reading of the title and waiving further reading.**

- c. **Approval of Fiscal Year 2014-15 Budget for the City of Concord, Ten-Year Financial Plans and Related Items** – continue the Public Hearing opened on Tuesday, June 3, 2014 and consider Fiscal Year 2014-15 Budgets for the City of Concord, Ten-Year Financial Forecast and Related Items, which include:
- 1) **Proposed Amendment to Exhibit A to Resolution No. 78-6042 (Establishing Fees and Charges for Various Municipal Services in the City of Concord)** - consideration of amending Exhibit A to the Master Fees and Charges Resolution for fees relating to various municipal services, including but not limited to Administrative Fees; Business, Professional and Trades Fees; Parks and Recreation Fees; Permit Center Fees; Police Fees; Off-Site Street Improvement Program (OSIP) Fees; and Parkland In-Lieu Fees. Data is available, as required by Government Code Title 7, Division 1, Chapter 8 Section 66016. Resolution No. 14-6042.1 for adoption.
 - 2) **Annual Appropriation Limits and Adjustment Factors** - approving annual appropriation limits and adjustment factors for Fiscal Year 2014-15, pursuant to Article XIII B of the California Constitution and reaffirming Policy & Procedure No. 129, “Budget and Fiscal Policies” in order to ensure the City’s continued financial health. Resolution No. 14-46 for adoption.
 - 3) **Establishment of the Minimum Purchase Threshold** for Fiscal Year 2014-15 over which City Council approval is required in accordance with Concord Municipal Code Article VIII Sec. 2-644(a). Resolution No. 14-47 for adoption.
 - 4) **2014-15 City of Concord Budget, Ten-Year Financial Forecast and Capital Improvement Program** - consideration of Fiscal Year 2014-15 City of Concord Budget and Ten-Year Financial Forecast, and adoption of the 2014-15 Capital Improvement Program. Resolution No. 14-48 for adoption.

Staff Recommendation: Hear the report; take public testimony; close the public hearing; adopt the Fiscal Year 2014-15 Budget, Ten-Year Financial Forecast and Capital Improvement Program, all related items, and all associated Resolutions.

**CITY COUNCIL/CITY COUNCIL SITTING AS THE
SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY/
JOINT POWERS FINANCING AUTHORITY**

5. CITY COUNCIL/CITY COUNCIL SITTING AS THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY/ JOINT POWERS FINANCING AUTHORITY CONSIDERATION ITEMS:

- a. **Consideration** – of the refunding of the City of Concord Joint Powers Financing Authority Lease Revenue Bonds (Concord Avenue Parking Structure), Series 2001 (the “2001 Bonds”) secured, pursuant to a reimbursement agreement, by tax increment revenues from the Redevelopment Project, and the City of Concord (Central Concord Redevelopment Project) Tax Allocation Refunding Bonds, Series 2004 (the “2004 Bonds”) as noted below. **Report by Karan Reid, Director of Finance.**
- 1) **Authorizing** – the issuance and sale of tax allocation bonds by the Successor Agency to refinance redevelopment activities within and for the benefit of the Central Concord Redevelopment Project Area of the Former Agency, authorizing execution and delivery of an escrow agreement and approving related documents and actions. City Council Resolution No. 14-50 for adoption.
 - 2) **Authorizing** – the issuance and sale of tax allocation bonds to refinance redevelopment activities within and for the benefit of the Central Concord Redevelopment Project Area of the Former Agency and approving related documents and actions including i) Indenture of Trust; ii) Escrow Deposit and Trust Agreements with Joint Powers Financing Authority, the City and Successor Agency; iii) Bond Purchase Agreement and all official actions. Successor Agency of the Redevelopment Agency Resolution No. 14-775S for adoption.

- 3) **Authorizing** – the execution and delivery of an escrow agreement in connection with the issuance and sale of tax allocation bonds by the Successor Agency to refinance redevelopment activities within and for the benefit of the Central Redevelopment Project Area of the Former Redevelopment Agency of the City of Concord (“Former Agency”) and approve related actions. Joint Powers Financing Authority Resolution No. 14-1 for adoption.

Staff Recommendation: Hear the report; take public testimony; convene as City Council and adopt Resolution No. 14-50; convene as the City Council sitting as the Successor Agency of the Redevelopment Agency and adopt Resolution No. 14-775S; convene as the Joint Powers Financing Authority and adopt Resolution No. 14-1.

6. **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 from Deputy City Clerk to Mr. Joseph Canciamilla, Contra Costa County City Clerk.
 - b. Letter from Mayor Grayson to Sen. DeSaulnier opposing Assembly Joint Resolution No. 35 – Relative to wages.
7. **PUBLIC COMMENT ON PRESENTATION ITEMS**
8. **CLOSED SESSION REPORTS**
9. **COUNCIL AND STAFF REPORTS**
10. **ADJOURNMENT**
-

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, June 24, 2014

CLOSED SESSION: The City Council may convene in closed session immediately prior to or at the conclusion of the above meeting. If a closed session is to be held, an agenda will be posted on the Friday prior to the meeting. For additional information regarding the closed session, contact the City Attorney's Office at 671-3160.

NOTICE TO PUBLIC

SPEAKER'S CARD - Members of the audience who wish to address the City Council are requested to complete a Speaker's Card available at the front bench. Submit the completed card to the City Clerk before the item is called, preferably before the meeting begins.

AGENDA REPORTS - Agenda reports are available for public viewing in a binder on the front staff desk.

PUBLIC COMMENT PERIOD - This is a fifteen-minute Public Comment Period for items not on this agenda, and 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.

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.

PUBLIC HEARINGS - Persons who wish to speak on Public Hearings listed on the agenda will be heard when the public hearing is opened, except on public hearing items previously heard and closed to public comment. After the public has commented, the item is closed to further public comment and brought to the Council/Agency level for discussion and action. Further comment from the audience will not be received unless requested by the Council/Agency. No public hearing shall commence after 10:00 p.m. unless approved by majority vote of the City Council.

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) 671-3170, 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
Housing & Economic Development	Grayson/Leone	4 th Monday at 5:30 p.m.
Infrastructure & Franchise	Hoffmeister/Helix	2 nd Thursday at 5:30 p.m.
Recreation, Cultural Affairs & Comm. Svc.	Birsan/Hoffmeister	4 th Thursday at 5:30 p.m.
Policy Development & Internal Operations	Helix/Grayson	2 nd Monday at 5:30 p.m.
Youth & Education	Leone/Birsan	3 rd Monday at 5:30 p.m.

Correspondence received that constitutes a public record under the Public Records Act concerning any matter on this agenda is available for inspection during normal business hours by contacting the City Clerk's office at 1950 Parkside Drive, Wing A, Concord, CA.

E-mail: cityinfo@ci.concord.ca.us

Website: www.cityofconcord.org

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 8:00 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>