



A G E N D A

**SPECIAL MEETING OF THE
CONCORD CITY COUNCIL/CITY COUNCIL
SITTING AS THE LOCAL REUSE AUTHORITY**

**Tuesday, November 18, 2014
6:30 p.m. - Special Meeting
City Council Chamber
1950 Parkside Drive, Concord, CA**

**CITY COUNCIL
SPECIAL MEETING
6:30 p.m. – City Council Chamber**

ROLL CALL

PLEDGE TO THE FLAG – Councilmember Birsan

PUBLIC COMMENT PERIOD

1. PRESENTATIONS

- a. **Presentation** – to Tim McGallian, Greater Concord Kiwanis Co-Chair, proclaiming November 2014 as “National Hospice/Palliative Care Month.” **Presentation by Mayor Grayson.**
- b. **Presentation** – by Downtown Program Manager Florence Weiss recognizing and thanking the 2014 Music & Market sponsors, staff, and volunteers. **Introduction by Mayor Grayson.**
- c. **Presentation** – by Mayor Grayson to Sabrina Woo, 5th grade student at Highland Elementary, honoring her for her winning design used on the 2014 Holiday Pin. **Introduction by Downtown Program Manager Florence Weiss.**
- d. **Presentation** – by Community Relations Manager Leslye Asera on the newly redesigned City website. **Introduction by Mayor Grayson.**

2. ANNOUNCEMENTS

- a. **Announcing** – a recruitment to fill two positions on the Board of Appeals, two design professional positions on the Design Review Board, three positions on the Personnel Board, and two positions on the Planning Commission; and set Friday, January 9, 2015 at 5 p.m. as the deadline for receipt of applications by the City Clerk. (No Fiscal Impact) Recommended by the City Clerk.

CITY COUNCIL MATTERS

3. CITY COUNCIL CONSENT ITEMS:

- a. **Approving** – the minutes from the meeting of October 7, 14, and 28, 2014. (No Fiscal Impact) Recommended by the City Clerk.
- b. **Approving** – a Professional Services Agreement with West Coast Arborists, Inc. to provide tree maintenance services in the amount of \$130,000 for Fiscal Year 2014-15, with three annual options of a one-year renewal; and authorizing the City Manager to execute the agreement. (General Fund) Recommended by the Director of Public Works.
- c. **Approving** – the creation of the Public Works Supervisor classification assigned to the Office and Professional Employees International Union (OPEIU) bargaining unit at Pay Grade 012 (Market Rate). Resolution No. 14-3493.1 for adoption. Recommended by the Director of Human Resources.
- d. **Recommending** – the appointment of Judi Waterson to serve on the Contra Costa County Library Commission. Recommended by the Mayor.
- e. **Recommending** – the reappointment of Roseanne Nieto to serve on the Contra Costa County Iron Horse Corridor Advisory Committee. Recommended by the Mayor.
- f. **Approving** – CIP Project No. 2324, Citywide Curb Ramp Improvements, and CIP Project No. 2325, FY 14-15 Citywide Accessibility Improvements in Various Locations, and appropriating the project funding. (CDBG and Measure J Funds) Recommended by the Director of Community and Economic Development.
- g. **Approving** – a Professional Services Agreement with Fehr and Peers Consulting of Walnut Creek in the not-to-exceed amount of \$375,216.62 to provide professional Engineering and Design Services for Project No. 2293, Upgrade Existing and Install New Traffic Signals and Related Improvements at Various Locations in the City of Concord – Phase 1; Project No. 2285, Upgrade Existing and Install New Traffic Signals and Related Improvements at Various Locations in the City of Concord – Phase 2; approving the consolidation of various City Council approved traffic signal projects into Project No. 2285, including the consolidation of the Projects' budgets; and authorizing the City Manager to execute the agreement. (HSIP, CMAQ, Prop. 111 & Measure J Funds) Recommended by the Director of Community and Economic Development.

- h. **Awarding** – a construction contract in the amount of \$165,668.92 to Bay Cities Grading and Paving, Inc. of Concord; approving a related budget transfer in the amount of \$48,000 for Project No. 2296, Concord Boulevard PG&E Utility Pole Relocation and Paving Rehabilitation – Sixth Street to Farm Bureau Road; and authorizing the Mayor to execute the contract. (OSIP, Measure J and Caltrans Grant Funds) Recommended by the Director of Community and Economic Development.
- i. **Awarding** – a contract in the amount of \$150,000 to Overmiller, Inc., dba Roto-Rooter, of Concord, for Project No. 2244, Citywide Sewer Lateral Replacement Program; and authorizing the Mayor to execute the contract. (Sewer Enterprise Funds) Recommended by the Director of Community and Economic Development.
- j. **Authorizing** – the installation of an all-way stop control at the intersection of Salvio Street and Date Street for an estimated total cost of \$3,000. (General Fund) Resolution No. 14-3521.3 for adoption. Recommended by the Director of Community and Economic Development.
- k. **Accepting** – the allocation in the amount of \$196,858 from the Citizens’ Options for Public Safety (COPS) State of California Grant Funds and allocating it for funding one (1) Full Time Equivalent (FTE) Forensic Specialist I position and one FTE contract Forensic Specialist I position. Resolution No. 14-82 for adoption. Recommended by the Chief of Police.
- l. **Awarding** – contracts to various vendors for the purchase of three 2015 Ford Taurus sedans, four 2015 Ford F-150 pickup trucks, one diesel front-mounted mower, and one trailer-mounted leaf collector. (Vehicle Replacement Fund) Recommended by the Director of Public Works.
- m. **Approving** – an amendment to the Memorandum of Understanding between the City of Concord and the Teamsters Local Union No. 856 representing the employees in Administrative, Clerical & Technical and Field & Operations Units for the period July 1, 2014 through June 30, 2015. Resolution No. 14-4735.10 for adoption. Recommended by the Director of Human Resources.
- n. **Accepting** – annual report on implementation of the Citywide Climate Action Plan (CAP) adopted by the City Council on July 23, 2013. Recommended by the Assistant City Manager.

4. CITY COUNCIL PUBLIC HEARINGS:

MAYOR: Madam Clerk, have all the publications been completed and appropriate parties notified?

- a. **Establishing** – a City fee of \$1.75 per hour to recover direct costs associated with the use of an Electric Vehicle Charging Station at the City’s Todos Santos Parking Structure. Resolution No. 14-6042.2 approving and adopting an Electric Charging Station Fee and amending Exhibit A to Resolution No. 78-6042 (Fees and Charges for Various Municipal Services), for adoption. This project is exempt from CEQA under CEQA Guidelines Sections 15273, 15303, 15304, and 15311. **Report by John Montagh, Economic Development and Housing Manager.**

Staff Recommendation: Hear the report; take public testimony; and adopt Resolution No. 14-6042.2

- b. **Approving** – a deductive contract change order for Project Nos. 2148, Concord Community Pool Pump and Boiler Retrofit, and 2198, Police Department Building Management System, and authorizing the City Manager to execute the change order; approving Amendment #2 to the Agreement with Chevron Energy Solutions, and authorizing the City Manager to execute the Amendment; accepting the improvements for various ESCO projects managed by Chevron Energy Solutions Company; and directing the City Clerk to file Notices of Completion. (General Fund) **Report by Robert Ovidia, City Engineer.**

Staff Recommendation: Hear the report; take public testimony; approve deductive contract change order for Project Nos. 2148 and 2198; approve Amendment #2 to the Agreement with Chevron Energy Solutions and authorize City Manager to execute the Amendment; accept the improvements for various ESCO projects; and direct City Clerk to File Notices of Completion.

5. CITY COUNCIL CONSIDERATION ITEM

- a. **Discussion** – of the opening and likely funding approach of the Central County Family Justice Center in Concord; appropriating and allocating \$35,000 in additional funding for the first six months of operation; establishing Project No. 2326; and entering into a three-year lease agreement for a total amount of \$427,680 with Salvio Pacheco Square on behalf of the Central County Family Justice Center. (MULTIPLE SOURCES) **Report by: Guy Swanger, Chief of Police.**

Staff Recommendation: Hear the report; take public testimony; appropriate and allocate \$35,000 in additional funding for the first six months of operation; establish Project No. 2326; enter into a three-year lease agreement with Salvio Pacheco Square on behalf of the Central County Family Justice Center; and authorize the City Manager to execute the agreement.

**CITY COUNCIL SITTING
AS THE LOCAL REUSE AUTHORITY**

6. LOCAL REUSE AUTHORITY CONSENT ITEMS:

- a. **Approving** – a Master Agreement for Professional Services associated with preparation of conceptual flood management plans and creek restoration plans in support of site wide permits for sensitive habitat and species on the Concord Naval Weapons Station with Engineering Science Associates (ESA) in an amount not to exceed \$20,000. Total funding since 2008 is \$220,300. Recommended by the Reuse Project Director.
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7. **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. Quarterly Investment Report

8. PUBLIC COMMENTS ON PRESENTATION ITEMS**9. CLOSED SESSION REPORTS****10. COUNCIL AND STAFF REPORTS****11. 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, November 25, 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/pdf/about/citynews/tvlistings.pdf>