



# A G E N D A

**REGULAR MEETING OF THE  
CONCORD CITY COUNCIL/  
CITY COUNCIL SITTING AS  
THE SUCCESSOR AGENCY**

**Tuesday, September 8, 2015**

**7:00 p.m.**

**City Council Chamber  
1950 Parkside Drive, Concord, CA**

**NOTE THE LATER STARTING TIME**

**ROLL CALL**

**PLEDGE TO THE FLAG** – Councilmember Helix

**PUBLIC COMMENT PERIOD**

**1. PRESENTATIONS**

- a. **Presentation** – by John Fenoglio, Scout Executive of the Mt. Diablo Silverado Council of the Boy Scouts of America of the Boy Scouts of America’s North Star Award to City employee Tyce Dekker. **Introduction by Mayor Grayson.**
- b. **Presentation** – to Jim Carlson, Meals on Wheels Falls Prevention Program, proclaiming the week of September 21-27, 2015 as *Fall Prevention Awareness Week*. **Presentation by Mayor Grayson.**
- c. **Presentation** – to the Concord Blue Devils proclaiming September 8, 2015 as “Blue Devils Day” in the City of Concord. **Presentation by Mayor Grayson.**
- d. **Presentations** – of Business Recognition Awards to a) D’Ann Harvey, Owner of D’Ann’s Academy of Dance & Music, b) Jeff Hadley, Branch Manager, Slakey Brothers, and c) Tom Young, General Manager, Concord Chevrolet. Overview of program by Pedro Garcia, Economic Development Specialist; introduction of recipients by Marilyn Fowler, Chief Operations Officer of the Concord Greater Chamber of Commerce. **Presentations by Mayor Grayson.**
- e. **Presentation** – by Downtown Program Manager Florence Weiss to the winning entries in the 2015 4<sup>th</sup> of July Parade and special recognitions to supporters of the 4th of July activities. **Introduction by Mayor Grayson.**

**2. ANNOUNCEMENTS**

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**CITY COUNCIL  
MATTERS****3. CITY COUNCIL CONSENT ITEMS:**

- a. **Approving** – a contract change order and related budget transfer in the amount of \$114,500 for work at the Diablo Creek Golf Course to be added to the construction contract awarded to Intermountain Slurry Seal, Inc. of Reno, Nevada for Pavement Maintenance Project (PJ2329). (Golf Enterprise Fund) Recommended by the Director of Community and Economic Development.
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**4. CITY COUNCIL CONSIDERATION ITEMS:**

- a. **Consideration** – of establishing a non-binding strategy to annex the unincorporated Ayers Ranch portion of the City’s Sphere of Influence by the year 2030. Resolution No. 15-59 for adoption. (General Fund) **Report by Andrew J. Mogensen, AICP, Principal Planner.**

**Staff recommendation: Hear the report, take public testimony, and adopt Resolution No. 15-59.**

- b. **Consideration** – of an ordinance amending the Concord Municipal Code by adopting Development Code update amendments to Sections 18.20.020, Personal Services Restricted Use Classifications; 18.40.020, Mechanical and Electronic Games; 18.200.050, Small Residential Care Facilities in Office and Commercial Districts; 18.300.130, Child Day Care Facilities; 18.200.200, Temporary Events, Uses, and Structures; Section 18.415.100, Decisions and Findings; 18.505.020, Time Limits and Extensions; and 18.540.090, Limitations of Actions. Ordinance No. 15-8 for introduction. (No Fiscal Impact) **Report by Andrew J. Mogensen, AICP, Principal Planner.**

**Staff recommendation: Hear the report, take public testimony, and introduce Ordinance No. 15-8 by reading of the title only and waiving further readings.**

**NOTE TO MAYOR: After motion and second, ask City Attorney to read ordinance title.**

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**CITY COUNCIL SITTING AS  
THE SUCCESSOR AGENCY**

**5. SUCCESSOR AGENCY CONSIDERATION ITEM:**

- a. **Authorizing** – the City Manager to make reasonable changes to the Successor Agency’s Long Range Property Management Plan to comply with Oversight Board and Department of Finance Comments.

**Staff recommendation: hear the report; review the revised Long Range Property Management Plan; take public testimony; provide input and direction to staff to proceed to the Oversight Board for approval of the revised Long Range Property Management Plan; and authorize the City Manager to make any reasonable modifications to the revised Long Range Property Management Plan deemed necessary to address the Oversight Board’s or Department of Finance’s comments.**

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**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 671-3390.

- a. Treasurer’s Report: April 1 – June 30, 2015

**7. PUBLIC COMMENTS ON PRESENTATION ITEMS**

**8. CLOSED SESSION REPORTS**

**9. COUNCIL AND STAFF REPORTS**

**10. ADJOURNMENT**

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**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.

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**NEXT REGULAR CITY COUNCIL MEETING: 6:30 p.m., September 22, 2015**

**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	Helix/Leone	4 <sup>th</sup> Monday at 5:30 p.m.

Infrastructure & Franchise	Hoffmeister/Birsan	2 <sup>nd</sup> Monday at 5:30 p.m.
Recreation, Cultural Affairs & Comm. Svc.	Helix/Grayson	4 <sup>th</sup> Thursday at 5:30 p.m.
Policy Development & Internal Operations	Grayson/Hoffmeister	2 <sup>nd</sup> Thursday at 5:30 p.m.
Youth & Education	Leone/Birsan	3 <sup>rd</sup> 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](mailto:cityinfo@ci.concord.ca.us)

**Website:** [www.cityofconcord.org](http://www.cityofconcord.org)

### **MEETING RECORDS**

City Council meetings are available for viewing on the City's website, [www.cityofconcord.org](http://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>