



# ANNOTATED AGENDA

## REGULAR JOINT MEETING OF THE CONCORD CITY COUNCIL/ REDEVELOPMENT AGENCY

**Tuesday, January 12, 2010  
6:30 p.m. – Regular Joint Meeting  
City Council Chamber  
1950 Parkside Drive, Concord, CA**

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**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** - All matters listed under the Consent Calendar are considered by the Council/Agency to be routine and will be acted upon in a single motion. There will not be separate discussions of these items unless a request is made prior to the time the Council/Agency considers the motion to adopt.

**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.

**E-mail:** [cityinfo@ci.concord.ca.us](mailto:cityinfo@ci.concord.ca.us)

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

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	Peterson/Bjerke	1st Wednesday at 5:30 p.m.
Infrastructure & Franchise	Allen/Hoffmeister	2 <sup>nd</sup> Wednesday at 5:30 p.m.
Neighborhood & Community Services	Hoffmeister/Shinn	4 <sup>th</sup> Wednesday at 5:30 p.m.
Policy Development & Internal Operations	Bjerke/Allen	4 <sup>th</sup> Thursday at 5:30 p.m.
Recreation & Cultural Affairs	Shinn/Peterson	2 <sup>nd</sup> Thursday 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.

**6:30 p.m. – Regular Meeting  
Council Chamber**

**ROLL CALL – Vice Mayor Allen and Councilmember Shinn absent.**

**PUBLIC COMMENT PERIOD**

Edi Birsan, Concord, expressed his desire to see a living holiday tree in Todos Santos Park next year, and suggested that the City begin preparation for that at this point in time.

**1. PRESENTATIONS**

- a. **Presentation** – of Concord Business Recognition Awards to Tony Akins, owner of Concord Feed & Fuel and Stuart and Claudia Wentworth, owners of Quick Mount PV. **Introduction by Joyce Davidson Seitz, Economic Development Specialist; Presentation by Mayor Bjerke.**

**ACTION: Following an introduction by Joyce Davidson Seitz of the Business Recognition program, Chamber of Commerce President Curtis Lindskog gave a brief introduction of the two businesses, Concord Feed and Fuel and Quick Mount PV. Mayor Bjerke presented each business with their award.**

- b. **Presentation** – on the current State budget impacts on local agencies by Eric Figueroa, Regional League Representative with the League of California Cities. **Introduction by Mayor Bjerke.**

**ACTION: Eric Figueroa, Regional Manager, League of California Cities, presented an overview of the current State budget impacts upon local government and requested the City Council adopt a Resolution of Support for the League’s proposed Initiative scheduled for the November 2010 Statewide Ballot. Council directed staff to prepare a Resolution for adoption at a future meeting.**

- c. **Presentation** – on Information Technology activities by Ron Puccinelli, Director of Information Technology. **Introduction by Mayor Bjerke.**

**ACTION: Director Ron Puccinelli made a presentation.**

2. **ANNOUNCEMENTS**

**Mayor Bjerke shared news of the recent passing of former Director of Information Technology Ben Tarver, and extended condolences to his family.**

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**CITY COUNCIL  
MATTERS**

3. **CITY COUNCIL CONSENT ITEMS:**

**MAYOR: "The next item is the City Council Consent Calendar which is considered in a single motion. If any member of the Council or the public wishes to remove any item from the Consent Calendar, please indicate now; otherwise I will consider a motion for approval."**

**Staff Recommendation: Adopt the Consent Calendar as recommended.**

- a. **Approval of minutes** – of the meetings held December 7 and December 14, 2009. Recommended by City Clerk.

**ACTION: Minutes approved.**

- b. **Authorizing** – a Grant Agreement with Boundless Playgrounds, Inc. of Hartford, Connecticut for Project No. 2152, Replace Playground Equipment at Cambridge Park, in the amount of \$223,501.75; and accepting a \$75,000 Grant from CVS Caremark Charitable Trust, Inc. and appropriating it to the project. Resolution No. 10-3 for adoption. Recommended by Director of Public Works and Engineering.

**ACTION: Resolution No. 10-3 adopted. (3-0-2; Allen, Shinn absent.)**

- c. **Accepting** – the City of Concord Redevelopment Agency’s State Controller’s Annual Report for Fiscal Year 2008-09 as presented to the Redevelopment Agency on December 14, 2009. Recommended by Community Development Director.

**ACTION: Annual Report accepted.**

- d. **Accepting** – the improvements for Project No. 2131, Clayton Road Pavement Rehabilitation at Various Intersections, constructed by Bay Cities Paving and Grading of Concord; and directing the City Clerk to file a Notice of Completion. Recommended by Director of Public Works and Engineering.

**ACTION: Improvements accepted; City Clerk directed to file Notice of Completion.**

4. **CITY COUNCIL CONSIDERATION ITEMS:**

- a. **Consideration** – of the placement of a measure before the voters asking them to consider the question of whether the City Treasurer position should be appointed. Resolution Nos. 10-4 and 10-5 for consideration. **Report by Katharine Wisinski, Deputy City Attorney.**

**ACTION:** This item was pulled from the calendar and will be considered on January 26, 2010.

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5. **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. Treasurer’s Report for the month of October, 2009.
  - b. Treasurer’s Report for the month of November, 2009.
6. **CLOSED SESSION REPORTS** - None
7. **COUNCIL AND STAFF REPORTS** - None
  - a) Recent Conference Attendance - None
8. **ADJOURNMENT** – at 7:40 p.m. in memory of Patrick Dolan, founder and owner of Dolan Lumber Company.

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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) 671-3495.

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**NEXT REGULAR CITY COUNCIL MEETING: Tuesday, January 26, 2010**

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**MEETING RECORDS**

DVDs of City Council meetings are available for viewing at the City Clerk’s office and copies can be purchased for a period of one year following the meeting. Copies are also available for check-out at the Concord Public Library. City Council meetings from 7/11/08 forward can be viewed from the City’s Website at [http://www.cityofconcord.org/city\\_gov/agendas/council/](http://www.cityofconcord.org/city_gov/agendas/council/). Contact the Community Relations Manager at (925) 671-3272 for further information.