

REGULAR MEETING OF THE
CONCORD CITY COUNCIL/CITY
COUNCIL SITTING AS THE LOCAL
REUSE AUTHORITY
CITY COUNCIL CHAMBER
1950 PARKSIDE DRIVE
CONCORD, CALIFORNIA
TUESDAY, MAY 23, 2017

The Concord City Council met in a regular meeting in the Council Chamber located at 1950 Parkside Drive at 6:00 p.m. on Tuesday, May 23, 2017, with Mayor Hoffmeister presiding. The pledge of allegiance was led by Vice Mayor Birsan. Minutes follow in abbreviated form per Resolution 3361 and Council Minutes of September 26, 1966.

ROLL CALL

COUNCILMEMBERS PRESENT: Edi Birsan, Ron Leone, Tim McGallian, Carlyn Obringer, Laura Hoffmeister

STAFF PRESENT: Valerie Barone, City Manager; Susanne Brown, City Attorney; Kathleen Tropa, Assistant City Manager; Joelle Fockler, City Clerk; Victoria Walker, Director of Community and Economic Development; Justin Ezell, Director of Public Works; Guy Swanger, Chief of Police; Elia Bamberger, Director of Human Resources; Steve Voorhies, Director of Parks and Recreation; Karan Reid, Director of Finance; Guy Bjerke, Director of Reuse Planning; Laura Simpson, Planning and Housing Manager; Joan Ryan, Community Reuse Area Planner; Michael Cass, Principal Planner; Leslye Asera, Community Relations Manager

MEMBERS OF THE PUBLIC
WHO ADDRESSED THE COUNCIL: Cindy Siegel, Concord; Arti Kirch, Concord; Darlene Sustaita, Concord; Hope Johnson, Concord; Caleb Hekkila, Concord; Sarah Allen, Concord; Susanne Delbou, Concord; Dan Jameyson, AFL-CIO Labor Council; Norma Roles, Concord; Steve Older, Central Labor Council; Dan Helix, Concord; John Keibel, Concord Historical Society; Robin Kuslits, Rainbow Community Center; Natalie; Harmesh Kumar, Concord; Joe Partansky, Concord

STUDY SESSION – Concord Reuse Project Specific Plan

Joan Ryan, Community Reuse Area Planner, presented a report providing background information, the date the Specific Plan was initiated and what has occurred since, an update on Development Phase One, and reviewed the Specific Plan needs assessment components and options.

Ms. Ryan introduced Rachel Flynn, Vice President of Planning, Lennar FivePoint, who introduced the FivePoint team and reported on community outreach efforts for the Specific Plan and how FivePoint integrated the feedback from the community and the Community Advisory Committee for the CNWS Reuse Project Specific Plan to develop the preliminary findings for the Specific Plan.

Ms. Flynn introduced Aaron Ashley whose presentation was a high level perspective of where Lennar Five Point is with regard to the Specific Plan, noting that the Specific Plan will be a representation of design intent and years and years of community input and the objective is that,

when finished, the Plan produced together over the next 18 months will be every bit the spirit of the Area Plan.

Ms. Flynn reminded the Council of Lennar FivePoint's commitment to Phase I and its 4,392 units of housing; 1.7 million square feet of commercial; 79 acres of open space, parks, and greenways; two community centers; 25 percent of affordable housing; \$20 million in community benefits; the widening of Willow Pass Road, including the construction of a bridge, the Concord Circulator; the assessment of tournament park infrastructure; and a profit-sharing agreement. She requested overall feedback, specific feedback on private development including the village center and campus locations, specific feedback on the Mt. Diablo Creek/Contra Costa Canal: natural greenway or programmed park; the variety of park sizes and locations; street network and connections; and the City's priorities for the Specific Plan.

Councilmember Leone recused himself and left the dais because he lives within 500 feet of the greenbelt area of the Plan and a perceived economic interest in real property within 500 feet of the greenbelt area.

Mr. Ashley spoke of the nature of the green frame from Willow Pass Road to Bailey Road, requesting feedback on how to program and manage it in the best way.

Mayor Hoffmeister opened a public comment period for green frame comments.

Cindy Siegel, Concord, spoke of her concern of narrowing the green frame, arsenic in the soil and the gas pipeline in the area. She commented that it is not density that creates neighborhoods, it is shared values.

Arti Kirch, Concord, spoke in opposition to narrowing the buffer and spoke of landscaping with plants that don't require a lot of maintenance and water. She commented in favor of a bike trail in the green frame.

Darlene Sustaita, Concord, spoke in favor of a bike trail in the green frame.

Hope Johnson, Concord, spoke in opposition to reducing the green buffer.

Caleb Hekkila, Concord, spoke in opposition to reducing the green buffer and suggested building a disc golf park in the buffer.

Sarah Allen, Concord, recommended active use of the green buffer at any width.

Susanne Delbou, Concord, spoke in opposition to reducing the green buffer and spoke of soundscaping to absorb sound.

Mayor Hoffmeister closed the public comment period on the green buffer.

Vice Mayor Birsan spoke in opposition to reducing the green buffer and suggested putting in a vineyard with a local wine center. He spoke in favor of bike trail connections.

Councilmember Obringer spoke in opposition to reducing the green buffer and suggested urban farming as a creative way to use the space.

Councilmember McGallian spoke in opposition to reducing the green buffer. He requested more information on the pipeline easement. He suggested making the buffer larger for alternative forms of transportation including autonomous vehicles.

Mayor Hoffmeister spoke in opposition to reducing the green buffer and suggested a bicycle path that connects to the Mt. Diablo Creek Trail with amenities similar to the American River Trail. She spoke of keeping active recreation away from back yards and in favor of disc golf and horse trails.

Councilmember Leone returned to the dais and the Council focused on its priorities for the Specific Plan.

Mayor Hoffmeister opened a public comment period.

Cindy Siegel, Concord, thanked Council for its support of the green space and cautioned Lennar about the number of cars that will be in the area especially if there are few other transportation options.

Arti Kirch, Concord, spoke in opposition to relocating the retail space to the southern village center and spoke of her concern over having too much retail in the area.

Dan Jameyson, AFL-CIO Labor Council, stated that he is happy to see union jobs included in the project because unions are part of Concord's economic engine. He spoke in support of the One Concord concept.

Hope Johnson, Concord, spoke of the need to spread out high density housing throughout the project and not just have it concentrated near BART and the need of a better definition of walkable for the project.

Norma Roles, Concord, spoke of her concern about traffic once the project is built, as Willow Pass Road is currently almost as impacted as Highway 4 during rush hour.

Steve Older, Central Labor Council, spoke of open space, quality jobs, and affordable housing.

Dan Helix, Concord, CAC Chair, stated that the project is in a transitional process from macro to micro, and that as the project gets into the development, some modifications will be necessary or will become apparent. He stated that the CAC does not yet have the depth or expertise to evaluate the shifts, and requested that the City Council presentation heard tonight be repeated at the next CAC meeting. He stated that the CAC reacted to and would like Council feedback on the TOD, circulation, boundaries and on neighborhoods.

Caleb Hekkila, Concord, stated that he likes thoroughfare streets and residential courts.

Mayor Hoffmeister closed the public comment period, and the City Council discussed the priorities for the Specific Plan.

Councilmember Obringer thanked the CAC and Lennar for their work so far and spoke of her vision of a "world class project," including living wage, sustainable jobs, and potential tech jobs; autonomous vehicles and the Gomentum Station permanently incorporated into future plans; an educational campus of higher learning within a walkable distance to/from BART; technology focus with fiber/broadband installation; incorporating the best in smart city infrastructure including solar, district heating, and purple pipes for reclaimed water; robust public transportation, including true cycle tracks; the project being built by highly skilled local people; architecture – creating interesting infrastructure; and renovating and expanding existing schools in lieu of the one new school planned for Phase 1 as a way to help create one Concord.

Councilmember McGallian stated that he would like to build out the fiber network in both new and existing areas as a potential revenue resource; smart city infrastructure; autonomous vehicle technology; exploration of tournament facility in Phase 1 at its current location with a commercial buffer; spoke in support of the shift of 500 acres for Phase 1 and an accessible Willow Pass Road that isn't turned into a cut through to drive through Concord; supported a campus close to BART and higher density housing; and suggested a convention center.

Vice Mayor Birsan spoke of building the southern center first as it is closer and attached to existing neighborhood and will allow some initial integration; supported a university near BART;

suggested serpentine streets among the main roads to slow traffic and minimize sun glare; supported autonomous vehicles; suggested bike lanes on every street separated by barriers on arterial streets; liked roundabouts; suggested solar operation on land not used for first 10-20 years; does not support old village concept in the southern area; supported labor component with apprentice and labor programs and local hire; and emphasized maintenance of financial balance.

Councilmember Leone spoke of a project that works not only for the developer but also for the City and residents; wants the project to be a regional draw; spoke of his vision for something similar to the San Antonio River Walk with a water feature; suggested something unique about the architecture – possibly a landmark building; supported a campus close to BART; suggested a library; suggested the tournament facility be placed next to the campus or the high school; supported a hotel near the tournament facility, bike lanes, and shifting phases; and emphasized that Willow Pass Road has to be separated for safety.

Vice Mayor Birsan suggested tiny houses as part of affordable housing and looking at the skyline of Shanghai for unique building models.

Councilmember McGallian asked about land for churches, places of worship, and other similar uses.

Councilmember Obringer suggested looking at the Atascadero Civic Center for a good example of remarkable architecture. She would like to see a joint use library and an art gallery with a performing art center incorporated into the university campus concept. She had concerns about traffic and transportation impacting the surrounding neighborhoods if Phase 1 shifted, and in order for her to support shifting Phase 1 boundaries, a very clear, concrete plan as to how to incentivize the new residents and new employees in the area to use public transportation, bicycles, other modes of transportation, and not just cars would need to be implemented.

Councilmember Leone stated support of local hire.

Mayor Hoffmeister suggested incorporating the Contra Costa Canal into the Project; was open to shifting phases with further refinement; spoke of widening Willow Pass Road, stating that four lanes will not be enough, and the need to widen the Olivera frontage; suggested possibly replacing Willow Pass Center across the street and repurposing the site to possibly a library; supported a campus close to BART; expressed concern about retail and emphasized the social experience and need for the right mix of retail and dining; supported tournament facility in Phase 1; opposed the terminology of “coast” housing along the creek, and suggested calling it mountain view or something more appropriate for the area; recommended shared vehicle drop off/pick up locations like taxi line areas; supported road networks that make it easy for buses with an express lane incorporated for both buses and autonomous vehicles; supported a multi-purpose trail network; proposed a BMX track, bocce courts – something like a Campo di Bocce, and a botanical garden with sculptures.

Councilmember Leone spoke in support of a Campo di Bocce, a BMX bike park, and a natural museum of taxidermy. He spoke of a smaller campus with a focus of classes being held on-line.

Vice Mayor Birsan spoke of building a Native American museum.

Director Bjerke thanked the Council for its input, and stated that staff will take the information back and work with its partners on incorporating the suggestions into the Plan.

Mayor Hoffmeister called a recess at 9:00 p.m. The meeting resumed at 9:10 p.m.

PUBLIC COMMENT PERIOD

Mayor Hoffmeister read a comment into the record from Carol Longshore, Concord Historical Society, announcing the soft opening of the Concord Historical Society Event Center on July 16.

John Keibel, Concord Historical Society, announced the 75th anniversary of the Concord Naval Weapons Station.

Robin Kuslits, Rainbow Community Center, thanked the City of Concord for its participation in Pride on the Plaza held Saturday, May 20.

Natalie, spoke of plants she planted at the Markham Regional Arboretum overflow parking lot removal by the Parks Division.

Hope Johnson, Concord, spoke of the CAC members speaking at public comment, and the necessity of clarifying that speakers represent their opinion, not representation of the CAC.

Harmesh Kumar, Concord, announced the 14th Annual Spring Diversity Festival to be held on Saturday, 27, 2017, at Mt. Diablo High School.

PRESENTATIONS

20 YEAR CELEBRATION OF THE KITAKAMI INTERNATIONAL ASSEMBLY HALL

Mayor Hoffmeister introduced Susan Burkitt, Concord Ambassadors, who gave a presentation on the 20-Year Celebration of the Kitakami International Assembly Hall.

COMMUNITY REUSE PROJECT STATUS

Mayor Hoffmeister introduced Guy Bjerke, Director of Community Reuse Planning, who gave a presentation on the status of the Community Reuse Project.

CAMP CONCORD – Upcoming Camp Season

Due to the late hour, this presentation was not held.

ANNOUNCEMENTS – none.

APPROVAL OF MINUTES

Motion was made by Obring and seconded by Birsan to approve the minutes for the meeting of April 11, 2017. Motion passed by unanimous vote of the Council.

CITYWIDE CLIMATE ACTION PLAN – Annual Implementation Review

Motion was made by Obring and seconded by Birsan to receive the Annual Implementation Review of the Citywide Climate Action Plan. Motion passed by unanimous vote of the Council.

ACCEPTANCE OF IMPROVEMENTS – Pavement Rehabilitation Project – Salvio Street Complete Streets and Oak Grove Road, Project Nos. 2331 and 2355

This item was pulled from consideration by staff to return at a later date.

RESOLUTION NO. 17-44 – Accepting a \$71,000 Grant from the Brenden Mann Foundation

Motion was made by Obring and seconded by Birsan to adopt Resolution No. 17-44 entitled, "A RESOLUTION ACCEPTING A \$71,000 GRANT FROM THE BRENDEN MANN FOUNDATION, APPROVING A GRANT LETTER, AUTHORIZING AND APPROPRIATING THE

GRANT FUNDS FOR DOWNTOWN PATROL PROGRAM SERVICES, AMENDING THE MUNICIPAL BUDGET FOR FISCAL YEAR 2016-17 ACCORDINGLY; AND AUTHORIZING THE CITY MANAGER AND/OR DESIGNEE TO EXECUTE ALL ASSOCIATED DOCUMENTS.” Motion passed by unanimous vote of the Council.

RESOLUTION NO. 17-40 – Street Name for Ridge Park Subdivision to be Assigned as Harvest Glen Court

Motion was made by Obringer and seconded by Birsan to adopt Resolution No. 17-40 entitled, “A RESOLUTION APPROVING A STREET NAME FOR THE RIDGE PARK SUBDIVISION TO BE ASSIGNED AS HARVEST GLEN COURT (PL16155-DR).” Motion passed by unanimous vote of the Council.

RESOLUTION NO. 17-41 – Final Map for Subdivision 9180, Poetry Gardens (Assessor’s Parcel No. 126-210-045)

Motion was made by Obringer and seconded by Birsan to approve Resolution No. 17-51 entitled, “A RESOLUTION APPROVING THE FINAL MAP FOR SUBDIVISION 9180, POETRY GARDENS (ASSESSOR’S PARCEL NO. 126-210-045); AND APPROVING THE SUBDIVISION IMPROVEMENT AGREEMENT AND THE STORMWATER MAINTENANCE AGREEMENT;” and authorizing the City Manager to execute the Agreements. Motion passed by unanimous vote of the Council.

AWARD OF PURCHASE – Five Ford Utility Police Interceptors

Motion was made by Obringer and seconded by Birsan to award the purchase of five Ford Utility Police Interceptors to Towne Ford in the amount of \$145,750. Motion passed by unanimous vote of the Council.

RESOLUTION NO. 17-4735.3 – Side Letter Agreement between the City of Concord and the Concord Police Association

Motion was made by Obringer and seconded by Birsan to adopt Resolution No. 17-4735.3 entitled, “A RESOLUTION APPROVING A SIDE LETTER AGREEMENT BETWEEN THE CITY OF CONCORD AND THE CONCORD POLICE ASSOCIATION ADDING BACK-UP DISPATCHER TO THE QUALIFYING LIST OF ASSIGNMENTS FOR THE MASTER POLICE OFFICER DESIGNATION.” Motion passed by unanimous vote of the Council.

ADOPTION OF POSITION OF OPPOSITION FOR ASSEMBLY BILL (AB) 1250 – Contracts for Personal Services

Motion was made by Obringer and seconded by Birsan to adopt a position of opposition for Assembly Bill (AB) 1250 (Jones-Sawyer) – Counties and Cities: Contracts for Personal Services; and authorize the Mayor to send a letter of opposition to the State Assembly on behalf of the City of Concord. Motion passed by unanimous vote of the Council.

ORDINANCE NO. 17-6 – Text Amendment to Development Code – Parking In-Lieu Fees

Motion was made by Obringer and seconded by Birsan to adopt Ordinance No. 17-6 entitled, “AN ORDINANCE AMENDING THE CONCORD MUNICIPAL CODE BY ADOPTING A TEXT AMENDMENT TO THE DEVELOPMENT CODE (PL16000520 – MC), AMENDING SECTIONS 18.160.050 AND 18.160.060 TO CLARIFY THE REVIEW PROCESS AND PROGRAMS FOR PARKING IN-LIEU FEES.” Motion passed by unanimous vote of the Council.

ORDINANCE NO. 17-7 – Residential Rent Review Program

Motion was made by Obringer and seconded by Birsan to adopt Ordinance No. 17-7 entitled, “AN ORDINANCE AMENDING THE CONCORD MUNICIPAL CODE BY ADOPTING

NEW CHAPTER 19.40 'RESIDENTIAL RENT REVIEW PROGRAM.'" Motion passed by unanimous vote of the Council.

APPROVAL OF A 13-MONTH MAINTENANCE SERVICES AGREEMENT – Futures Explored, Inc.

Motion was made by Obringer and seconded by Birsan to approve a 13-month Maintenance Services Agreement with Futures Explored, Inc. in the amount of \$84,500 for custodial maintenance services; and authorize the City Manager to execute the Agreement in a form acceptable to the City Attorney. Motion passed by unanimous vote of the Council.

AWARD OF CONTRACT – National Security Industries & Services

This item was pulled from the Consent Calendar by Councilmember McGallian who requested additional review of the item.

Motion was made by Birsan and seconded by Leone to continue the item awarding a contract for security guard services at the former Concord Naval Weapons Station to National Security Industries & Services to the City Council meeting on June 6, 2017. Motion passed by unanimous vote of the Council.

RESOLUTION NOS. 17-3493.2 and 17-3493.3 – Creating Senior Crimes and Intelligence Analyst and Crimes and Intelligence Analyst

This item was pulled from the Consent Calendar by Concord resident Joe Partansky who spoke in support of the positions.

Motion was made by McGallian and seconded by Leone to adopt Resolution No. 17-3493.2 entitled, "A RESOLUTION APPROVING THE CREATION OF THE SENIOR CRIMES AND INTELLIGENCE ANALYST CLASSIFICATION ASSIGNED TO THE OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL UNION (OPEIU) LOCAL 29 REPRESENTATION UNIT," and Resolution No. 17-3493.3 entitled, "A RESOLUTION APPROVING THE CREATION OF THE CRIMES AND INTELLIGENCE ANALYST CLASSIFICATION ASSIGNED TO THE OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL UNION (OPEIU) LOCAL 29 REPRESENTATION UNIT." Motion passed by unanimous vote of the Council.

The Public Hearing on Community Choice Energy Program was heard at this time.

INTRODUCTION OF ORDINANCE NO. 17-8 AND ADOPTION OF RESOLUTION NO. 17-42 – Marin Clean Energy Joint Powers Agreement and Community Choice Aggregation Program

Michael Cass, Principal Planner, reported that in June 2016 the City Council authorized the County to collect electrical usage data on behalf of the City and allocated funding toward a technical study to evaluate the costs and benefits of establishing or joining a joint powers authority Community Choice Aggregation energy program. He specified that Community Choice Energy (CCE) is a local, not-for-profit governmental program that may buy and generate electrical power on behalf of its residents, businesses, and governmental entities; that the program is for electrical generation only, there is still reliance on PG&E for transmission and distribution; and that it is an opt-out program, meaning that all customers would automatically be enrolled in the program with the option to opt-out by remaining with PG&E or opt-up to a program that has a higher percentage of renewable energy.

Mr. Cass reviewed the benefits of and existing CCE Programs, and he presented a background of the steps Concord has taken toward possible implementation of a CCE Program. Principal Planner Cass reported that the Committee on Policy Development and Internal

Operations studied the available CCE Programs at its February and April 2017 meetings, and recommend the City join Marin Clean Energy (MCE).

Mr. Cass reported that the City Council was being requested to introduce Ordinance No. 17-8 approving the MCE Joint Powers Agreement and authorizing the implementation of Community Choice Aggregation Program, by reading of the title only and waiving further reading; and adopt Resolution No. 17-42 requesting membership in MCE, authorizing the Mayor to execute the MOU with MCE; and authorizing the City Manager or her representative to execute other documents to initiate membership with MCE.

Following questions of staff by the Council, Dawn Weisz, Marin Clean Energy, spoke of a possible name change to better reflect all of the agencies participating in Marin Clean Energy and highlighted some points that resonated with other communities including: Concord's achievement of 25 percent of greenhouse gas reductions in one year with MCE; the ability to pass along energy savings to both commercial and residential customers; relationships with local schools; local development opportunities; net energy metering tariff program that pays customers if they generate more energy than they use; a feed-in tariff that allows land owners and developers the ability to sell energy to MCE at an above market rate; union friendly projects; and possibly opening a local office in Concord.

Following questions to Ms. Weisz by the Council, Mayor Hoffmeister opened a public comment period, and upon receiving no public comment, closed the public comment period.

Motion was made by Birsan and seconded by Obringer to introduce Ordinance No. 17-8 entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CONCORD APPROVING THE MARIN CLEAN ENERGY JOINT POWERS AGREEMENT AND AUTHORIZING THE IMPLEMENTATION OF A COMMUNITY CHOICE AGGREGATION PROGRAM" by reading of the title only and waiving further reading. Motion passed by unanimous vote of the Council.

Motion was made by Birsan and seconded by Obringer to adopt Resolution No. 17-42 entitled, "A RESOLUTION REQUESTING MEMBERSHIP IN MARIN CLEAN ENERGY; AUTHORIZING THE MAYOR TO EXECUTE THE MEMORANDUM OF UNDERSTANDING WITH MARIN CLEAN ENERGY; AND AUTHORIZING THE CITY MANAGER AND/OR HER DESIGNATED REPRESENTATIVE TO EXECUTE OTHER DOCUMENTS TO INITIATE MEMBERSHIP WITH MARIN CLEAN ENERGY." Motion passed by unanimous vote of the Council.

APPOINTMENTS TO THE PERSONNEL BOARD

Motion was made by Hoffmeister and seconded by Birsan to appoint Julianne Averill and John Parodi to the Personnel Board for four-year terms ending February 28, 2021, and Eileen Bissen and Keenan Ng appointed to the Personnel Board for terms ending February 28, 2019. Motion passed by unanimous vote of the Council.

APPOINTMENTS TO THE BICYCLE AND PEDESTRIAN ADVISORY COMMITTEE

Motion was made by Hoffmeister and seconded by Birsan to appoint Sarah Allen, Jack Grant, and Ana Villalobos to the Bicycle and Pedestrian Advisory Committee for four-year terms ending February 28, 2021, and Michelle Hernandez and David Pitman to the Bicycle and Pedestrian Advisory Committee for two-year terms ending February 28, 2019. Motion passed by unanimous vote of the Council.

APPOINTMENTS TO THE MEASURE Q OVERSIGHT COMMITTEE

Motion was made by Hoffmeister and seconded by Leone to affirm Brandi Leidgen as the business representative to the Measure Q Oversight Committee and appoint Brian Freire to the Measure Q Oversight Committee for a term ending December 31, 2019. Motion passed by unanimous vote of the Council.

PLACEMENT OF A STATUE OF DON SALVIO PACHECO IN CELEBRATION OF THE 150TH ANNIVERSARY OF THE FOUNDING OF CONCORD AND IN-KIND CITY SERVICES IN SUPPORT OF THE PROJECT

Councilmembers Leone and Obringer recused themselves from the item due to their association with the fundraising efforts for the statue and left the dais.

Assistant City Manager Kathleen Trepa presented a report on the placement of a statue of Don Salvio Pacheco in celebration of the sesquicentennial anniversary of the founding of Concord. She reported that a community group, led by the Concord Historical Society, is planning, fundraising, and selecting a sculptor to create a bronze statue of one of the City's founders, Don Salvio Pacheco, and the group proposes to place a life-size statue in Todos Santos Plaza. Ms. Trepa conveyed that the group is requesting approval of placement of the statue and the provision of in-kind City services to support the project.

Ms. Trepa noted that the Council Committee on Policy Development and Internal Operations (PDIO) considered the placement of the statue and recommended locating the statue at the entrance to Todos Santos Plaza directly behind the existing archway at the corner of Grant Street and Willow Pass Road. She stated that the PDIO also recommended in-kind services limited to staff labor for activities such as site preparation, electrical work, legal advice and printing – the value estimated to be between \$10-15k. Ms. Trepa emphasized that the costs of designing, fabricating and installing the statue, as well as all costs and time spent fundraising for the statue project, will be borne by the Sesquicentennial Committee.

Assistant City Manager Trepa specified that the PDIO recommended that the City own and maintain the statue once placed in the park, and that a written waiver of certain artist rights, including the right to veto a decision to remove the statue, be obtained from the artist selected to create the statue. She stated that, if approved by the Council, the City Attorney will prepare all necessary documents, and the goal is to install the statue by July 2018 as part of the City's sesquicentennial celebration.

Following questions by the Council, Mayor Hoffmeister opened a public comment period, and upon receiving no public comment, closed the public comment period.

Motion was made by Birsan and seconded by McGallian to approve the placement of a statue of Don Salvio Pacheco in Todos Santos Plaza and the provision of in-kind City services to support the project. Motion passed by the following vote of the Council:

AYES: Birsan, McGallian, Hoffmeister NOES: None ABSENT: Leone, Obringer

Councilmembers Leone and Obringer returned to the dais.

CORRESPONDENCE

- a. Email from East Sun Terrace Neighborhood Alliance dated May 23, 2017
- b. Email from Katherine Dano-Luttjohann dated May 23, 2017
- c. Concord Reuse Project Specific Plan PowerPoint Presentation
- d. Concord Reuse Project Specific Plan City Council Study Session PowerPoint Presentation
- e. Concord Reuse Project Implementation Schedule – May 1, 2017
- f. Benched Correspondence – Item No. 10.a – Marin Clean Energy Joint Powers Agreement
- g. Information Received from Vice Mayor Birsan – Item No. 10.a – Marin Clean Energy Joint Powers Agreement

- h. Don Salvio Pacheco Statue – 150th Anniversary of Concord's Founding Celebration
PowerPoint Presentation

CLOSED SESSION REPORTS – none.

COUNCIL AND STAFF REPORTS

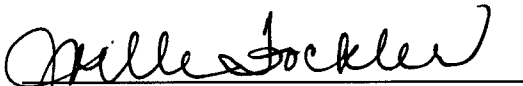
Councilmembers shared information on events and activities in which they had participated since the last meeting and commented on items of interest.

By order of the Mayor, the meeting was adjourned at 11 p.m. in memory of Grey Whipple.



LAURA M. HOFFMEISTER

MAYOR



JOELLE FOCKLER, MMC
CITY CLERK