



ANNOTATED AGENDA

**REGULAR JOINT MEETING OF THE
CONCORD CITY COUNCIL
AND REDEVELOPMENT AGENCY**

**Tuesday, May 27, 2003
6:30 p.m. - Council Chamber
1950 Parkside Drive, Concord, CA**

6:30 p.m. - Council Chamber

ROLL CALL - All present

PLEDGE TO THE FLAG - Cub Scout Pack 490

PUBLIC COMMENT PERIOD

Joe Partansky stated that the Third Annual Report of the Frail Elderly and Persons with Disabilities will be presented at the Concord Human Relations Commission meeting on July 7, 2003.

William McDonald submitted a letter regarding the pedestrian crossing at Concord Boulevard and Farm Bureau Road, stating that the access ramps do not line up with the sidewalks and pose a hazard.

- 1. PROCLAMATION - proclaiming May 31- June 8, 2003 as "Affordable Housing Week" in the City of Concord. Report from Mayor Peterson.**

ACTION: Mayor Peterson presented the proclamation to Diane Kennedy, representing Monument Community Partnership.

- 2. ANNOUNCEMENTS**

Mayor Peterson proclaimed May 29-June 1, 2003 as "Contra Costa County Fair Week" in the City of Concord and presented the proclamation to Steve Limrite, 2nd Vice President of the 23rd District Agricultural Association.

CITY COUNCIL MATTERS

3. CITY COUNCIL CONSENT CALENDAR

- a. **Approval of Minutes** - of April 22, 2003. Recommended by City Clerk.

ACTION: Minutes approved.

- b. **Approving** - reappointment of Charles “Chuck” Carpenter as the City’s representative on the Contra Costa Transportation Authority’s Citizens’ Advisory Committee for a two-year term ending July 31, 2005. Recommended by Mayor Peterson.

ACTION: Chuck Carpenter reappointed for two-year term as recommended.

- c. **Approving** - reappointment of Patricia Howlett as the City’s representative and John Simutis as alternate to serve on the Contra Costa County Library Commission for a two-year term ending June 30, 2005. Recommended by Mayor Peterson.

ACTION: Patricia Howlett and John Simutis reappointed for two-year terms as recommended.

- d. **Awarding** - contract for landscape maintenance services for the Pine Hollow Landscape Maintenance District, RFQ No. 1929, to North Bay Landscape Management Inc. as the lowest responsible bidder in the amount of \$14,680. Bids were opened at 10 a.m. on April 14, 2003. Recommended by Director of Parks and Recreation.

ACTION: Contract awarded as recommended (\$12,480 lump sum, with \$2,200 for extra work).

- e. **Awarding** - contract for landscape maintenance services for the Kirkwood Landscape Maintenance District, RFQ No. 1930, to North Bay Landscape Management Inc. as the lowest responsible bidder in the amount of \$13,300. Bids were opened at 10:30 a.m. on April 14, 2003. Recommended by Director of Parks and Recreation.

ACTION: Contract awarded as recommended (\$11,100 lump sum, with \$2,200 for extra work).

3. CITY COUNCIL CONSENT CALENDAR - contd.

- f. **Awarding** - construction contract for Project No. 992, Salvio Street Parking Structure, to E. A. Sparacino as the lowest responsible bidder in the amount of \$549,000 (base bid); rejecting the bid from Metropolitan Elevator Co. as non-responsive; and approving a related budget transfer in the amount of \$30,000. Bids were opened at 10:30 a.m. on April 3, 2003. Recommended by Director of Public Works-Engineering Services.

ACTION: Contract awarded; non-responsive bid rejected; budget transfer in the amount of \$30,000 approved as recommended.

- g. **Approving**- a professional services agreement with Kleinfelder, Inc. in the amount of \$64,800 to conduct groundwater monitoring at the City's Corporation Yard, Project No. 095, and authorizing the City Manager to execute the agreement. Recommended by Director of Public Works-Maintenance Services.

ACTION: Agreement approved; City Manager authorized to execute it.

- h. **Accepting** - improvements for Project No. 709, Willow Pass and Concord Parks Tennis Court Renovations, constructed by Rick Armstrong Engineering and Building, and directing the City Clerk to file the Notice of Completion. Recommended by Director of Public Works-Engineering Services.

ACTION: Improvements accepted; Notice of Completion to be filed.

- i. **Accepting** - improvements for Project No. 945, Gelbke Lane Improvements, constructed by Bruce Carone Grading and Paving, Inc., and directing the City Clerk to file the Notice of Completion. Recommended by Director of Public Works-Engineering Services.

ACTION: Improvements accepted; Notice of Completion to be filed.

- j. **Accepting** - improvements for Project No. 115, Uplands and Green Dell Acres - Replacement of Curb and Gutter, constructed by Sposeto Engineering, and directing the City Clerk to file the Notice of Completion. Recommended by Director of Public Works-Engineering Services.

ACTION: Improvements accepted; Notice of Completion to be filed.

3. CITY COUNCIL CONSENT CALENDAR - contd.

- k. **Accepting** - improvements for Project No. 153, Curb, Gutter and Sidewalk Repair Program (FY 2002-03); Project No. 154, Removal of Barriers to the Mobility Impaired (FY 2002-03); and Project No. 173, Citywide Sidewalk Improvements Program (FY 2002-03), constructed by Sposeto Engineering, and directing the City Clerk to file the Notice of Completion. Recommended by Director of Public Works-Engineering Services.

ACTION: Improvements accepted; Notice of Completion to be filed.

- l. **Approving** - purchase agreement with Peter Gumina, private property owner, in the amount of \$79,125 for the sale of City-owned property, a 3165 sq. ft. land remnant located at 2051 Salvio Street (portion of APN 112-138-020), and authorizing the City Manager to execute the purchase agreement and any other related documents. Recommended by Director of Planning and Economic Development.

ACTION: Agreement approved; City Manager authorized to execute agreement and related documents.

4. CITY COUNCIL PUBLIC HEARINGS

Proposed Amendment to the Municipal Code – Secondary Living Units – consideration of amending Concord Municipal Code Chapter 122 to eliminate requirements for discretionary review of secondary living units, as mandated by State law. Approval recommended by Planning Commission. Ordinance 03-4 for introduction.
Report from Principal Planner Cathy Munneke.

ACTION: Continued to June 10, 2003. Staff directed to prepare a draft of revised ordinance wording relating to architectural review, outside stairways, and parking.

5. CONSIDERATION - of appointments to the following City of Concord Boards and Commissions:

- a. Design Review Board - appointment of two applicants for two-year terms ending March 31, 2005. **Report from Council Committee on Housing and Economic Development.**

ACTION: Peter Harmon and James Swanson reappointed for two-year terms ending March 31, 2005.

5. CONSIDERATION - contd.

-
- b. Human Relations Commission - appointment of three applicants for two-year terms ending May 31, 2005 and appointment of one applicant to fill an unscheduled vacancy for a one-year term ending May 31, 2004. **Report from Council Committee on Recreation and Cultural Affairs.**

ACTION: Stuart Fong, Linda Hidzick Meneken and La Shawn Wells appointed for two-year terms ending May 31, 2005; Kathleen McGuire appointed for a one-year term ending May 31, 2004.

- c. Personnel Board - appointment of one applicant to fill an unscheduled vacancy for a one-year term ending February 28, 2004. **Report from Council Committee on Policy Development and Internal Operations.**

ACTION: Sharon Giampapa appointed for a one-year term ending February 28, 2004.

- d. Mobilehome Rent Review Board - appointment of two applicants to fill unscheduled vacancies for one-year terms ending February 28, 2004. **Report from Council Committee on Housing and Economic Development.**

ACTION: Charles Carpenter and Arthur Kroeger appointed for one-year terms ending February 28, 2004; Ronald Fray appointed as alternate.

JOINT CITY COUNCIL/ REDEVELOPMENT AGENCY MATTERS

6. CORRESPONDENCE

- a. City of Concord Treasurer's Report for March, 2003.
- b. City of Concord Redevelopment Agency Investment Report dated March 31, 2003.
- c. Letter dated May 27, 2003 from William McDonald regarding the pedestrian crossing at Concord Boulevard and Farm Bureau Road.

7. CLOSED SESSION REPORTS - None

8. COUNCIL AND STAFF REPORTS

Vice Mayor Allen announced the upcoming distribution of the summer edition of City

News.

Councilmember Hoffmeister reported on her and Councilmember Bonilla's attendance at the Legislative Action Days held by the League of California Cities earlier in the month, and stated that she would be attending a meeting hosted by Senator Torlakson next Saturday. She also spoke of her attendance at various Memorial Day events in Concord and encouraged residents to attend upcoming Contra Costa Transportation Authority Public Hearings regarding reductions in service.

Councilmember Bonilla encouraged participation by residents at Senator Torlakson's meeting on Saturday, May 31, 2003, stating that it is a Budget Workshop and that it will be held at Mt. Diablo High School from 9 a.m. to noon.

Mayor Peterson expressed sympathy to the friends and family of Kathy Aiello Loreck who was killed on the canal trail in Concord. He stated that a \$35,000 reward is being offered for information leading to the arrest and conviction of the perpetrator.

9. ADJOURNMENT - at 7:21 p.m. in memory of Kathy Aiello Loreck.

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) 671-3292.

NEXT REGULAR CITY COUNCIL MEETING: 6:30 p.m., Tuesday, June 3, 2003

MEETING RECORDS

Audio cassette tapes and videotapes of most City Council meetings are available for listening or viewing at the City Clerk's office. Copies of the videotapes may be purchased. Contact the Community Relations Manager at (925) 671-3272 for further information.