



ANNOTATED AGENDA

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

Tuesday, February 24, 2004

**5:00 p.m. - Council Chamber
7:00 p.m. - Council Chamber
1950 Parkside Drive, Concord, CA**

5:00 p.m. - Council Chamber

ROLL CALL - All present (Vice Mayor Hoffmeister arrived at 5:08 p.m.)

- 1. STUDY SESSION - status of City of Concord Budget and Ten-Year Financial Plan.
Report from City Manager Ed James.**

ACTION: Study session held.

- 2. RECESS - at 6:45 p.m. to reconvene at 7:00 p.m. in the Council Chamber.**

7:00 p.m. - Council Chamber

ROLL CALL - All present

PLEDGE TO THE FLAG - Councilmember Bonilla

PUBLIC COMMENT PERIOD

Joe Partansky stated that, in his opinion, the City is violating the Brown Act by not putting the names of applicants to boards and commissions, and by omitting dollar amounts, on agenda items. He requested that the matter be scheduled for consideration by the Council Committee on Policy Development and Internal Operations. He submitted an excerpt from the National Criminal Justice Reference System Catalog regarding police conduct.

Vondell Bankert and Arnetta Jones, representing the Black Families Association, invited Councilmembers to attend the annual banquet to be held on Saturday, February 28, 2004.

1. **PRESENTATION** - of award of service for 35 years to Captain Jim Jennings. **Report from Chief of Police Ron Ace.**

ACTION: Award presented.

2. **ANNOUNCEMENTS**

Mayor Allen announced the extension of the recruitment period for openings on the Design Review Board.

CITY COUNCIL MATTERS

3. **CITY COUNCIL CONSENT CALENDAR**

- a. **Approving** - final map for Tract 8772, Willow Walk Subdivision, APN 113-021-003, 008, 009, 010, 011, 015, 019, 020, 022, 024 and 025; approving the Subdivision Agreement with Olson 737-Concord 56, LLC; and authorizing the City Manager to execute the agreement. Resolution 04-12 for adoption. Recommended by Director of Public Works-Engineering Services.

ACTION: Resolution 04-12 adopted, approving final map and subdivision agreement; City Manager authorized to execute the agreement.

- b. **Authorizing** - acceptance of the Advanced Community Policing and Community Oriented Government grant from the United States Department of Justice in the amount of \$200,000, and authorizing its use for community policing and community-oriented government efforts. Recommended by Chief of Police.

ACTION: Grant accepted and use of funds authorized as recommended.

4. **CITY COUNCIL PUBLIC HEARINGS**

Concordia Residential Subdivision General Plan Amendment (GPA 03-004), Rezoning (RZ 03-005) and Preliminary Development Plan (PD 03-009) -

consideration of the following applications by Silverwing Development in connection with construction of ten detached single-family homes on a 0.95-acre parcel located at 2906 Concord Boulevard, on the southeast corner of Concord Boulevard and Parkside Drive. Approval recommended by Planning Commission. **Report from Principal Planner Cathy Munneke.**

- (a) Application to amend the General Plan land use diagram from Low Density Residential to Medium Density Residential; and adoption of a mitigated negative declaration as the appropriate environmental document. Resolution 04-4823.1 for adoption.

ACTION: Resolution 04-4823.1 adopted, approving the General Plan Amendment and adopting the mitigated negative declaration as the appropriate environmental document (4-1; Peterson, No).

- (b) Application to amend the Zoning Map from the zoning designation of Single Family Residential (R-6) to Planned District (PD). Rezoning Ordinance 04-425.1 for introduction.

ACTION: Rezoning Ordinance 04-425.1 introduced by reading of the title only and waiving further reading, amending the Zoning Map as recommended (4-1; Peterson, No).

- (c) Application for approval of a Preliminary Development Plan. Resolution 04-20 for adoption.

ACTION: Resolution 04-20 adopted, approving the Preliminary Development Plan and Conditions of Approval, with the addition of the requirement to enhance the drainage condition at the southerly end of the Parkside Drive and The Alameda intersection by installing a drainage system (inlet and pipe) and connecting this system to the terminus of the existing 42-inch storm drain pipe near the intersection (4-1; Peterson, No).

5. **CONSIDERATION** - of authorizing the Mayor to send a letter to the Contra Costa Transportation Authority commenting on the Contra Costa Countywide Transportation Plan and Measure C Extension. **Reports from Transportation Manager John Templeton, and Contra Costa Transportation Authority Deputy Director for Planning Martin Engelmann.**

ACTION: Transportation Manager John Templeton directed to work with Councilmember McManigal to reword the letter to incorporate Council comments, and Mayor authorized to send the letter when completed.

6. **APPOINTMENT** - of two applicants to the Planning Commission for terms ending

February 28, 2006. **Report from Mayor Allen.**

ACTION: Bill Brumley and Gene Sylls reappointed to serve on the Planning Commission for terms ending February 28, 2006.

JOINT CITY COUNCIL/ REDEVELOPMENT AGENCY MATTERS

7. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR

Approving – amendment to Appendix "A" of Resolution 81-6601, the City of Concord's Conflict of Interest Code, and confirming that the Redevelopment Agency Conflict of Interest Code remains unchanged. City Council Resolution 04-14 for adoption. Recommended by City Attorney.

ACTION: Resolution 04-14 adopted.

8. CORRESPONDENCE

- a. City of Concord Treasurer's Report for December, 2003.
- b. Copy of comments made by Joe Partansky during the Public Comment Period and an excerpt from the National Criminal Justice Reference System Catalog regarding police conduct.

9. CLOSED SESSION REPORTS - None

10. COUNCIL AND STAFF REPORTS

Councilmember Bonilla reported on the recent Literacy Round Table held at the City of Concord.

11. ADJOURNMENT - at 9:24 p.m.

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: Tuesday, March 2, 2004

MEETING RECORDS

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