



# ANNOTATED AGENDA

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

**Tuesday, April 6, 2004  
5:00 p.m. - Council Chamber  
7:00 p.m. - Council Chamber  
1950 Parkside Drive, Concord, CA**

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**SPECIAL JOINT MEETING OF THE  
CONCORD CITY COUNCIL AND  
CONCORD PLANNING COMMISSION**

**5:00 p.m. - Council Chamber**

**ROLL CALL – All Councilmembers and Commissioners present**

- I. JOINT STUDY SESSION** - to present the General Plan Update Sketch Plan Workbook to the City Council and Planning Commission for review and discussion. The Sketch Plan Workbook represents the next step in the General Plan Update process and provides alternatives for the General Plan Opportunity Areas that illustrates ideas for the City's future in the form of schematic land use plan and transportation options, along with a potential development framework for the Concord Naval Weapon Station (CNWS) planning area. **Report from Principal Planner Phillip Woods.**

**ACTION: Staff and consultant presented the General Plan Update Sketch Plan Workbook and alternatives for Opportunity Areas and received input.**

- II. RECESS – at 7:00 p.m.**
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**REGULAR JOINT MEETING OF THE  
CONCORD CITY COUNCIL  
AND REDEVELOPMENT AGENCY**

**7:15 p.m. - City Council Conference Room**

**I. ROLL CALL – All present**

**II. CLOSED SESSION:**

Conference with Legal Counsel to discuss significant exposure to potential litigation against the City pursuant to Government Code Section 54956.9(b)(3)(c):

Claim of Mark, Dana, and Ross Deniston

**ACTION: Closed session held.**

**III. RECESS - at 7:40 p.m. to reconvene in the Council Chamber.**

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**7:45 p.m. - Council Chamber**

**ROLL CALL – All present**

**PLEDGE TO THE FLAG - Councilmember Peterson**

**PUBLIC COMMENT PERIOD**

**Dianne Cole invited Councilmembers to a fundraiser for The Friends of Concord Airport Coalition on April 24, 2004.**

- 1. PRESENTATION - to Maureen Kilmurray, Concord Branch Librarian, proclaiming April 2004 as “Library Month” in the City of Concord. Report from Mayor Allen.**

**ACTION: Proclamation presented.**

**2. ANNOUNCEMENTS**

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**Mayor Allen read a letter from Concord resident Steve Lake, who remitted his Vehicle License Fee refund to the City of Concord, stating that he felt that the funds more appropriately belonged the City.**

**ANNOUNCING** - openings on the following Boards and Commissions and setting Friday, May 7, 2004, as the deadline for receipt of applications:

- a. Six openings on the Community Services Commission for two-year terms ending June 30, 2006; one opening for an alternate for a one-year term ending June 30, 2005.
- b. Three openings on the Status of Women Commission for two-year terms ending June 30, 2006; one opening for an alternate for a one-year term ending June 30, 2005.
- c. Six openings on the Commission on Aging for two-year terms ending June 30, 2006; one opening for an alternate for a one-year term ending June 30, 2005.

**ACTION: Openings and deadline announced.**

**City Manager Ed James introduced the new Manager of Infrastructure Maintenance Bruce Good.**

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## **CITY COUNCIL MATTERS**

### **3. CITY COUNCIL CONSENT CALENDAR**

- a. **Matter to be set for public hearing** - on Tuesday, April 27, 2004.

**2004-05 Community Services Grant Funding Allocations** - consideration of the Community Services Commission's recommendations for funding in all project categories from Community Development Block Grant Funds, Child Care Developer Fees, Program Income, and the City of Concord General Fund.

**ACTION: Public hearing set for April 27, 2004, with the addition of consideration of funding requests for Fiscal Year 2005/06 (Human Services only).**

### **3. CITY COUNCIL CONSENT CALENDAR – contd.**

- b. **Approving** - nomination of Patricia Howlett for reappointment by the Board of Supervisors to serve as the City's representative on the Contra Costa County Aviation Advisory Committee for a term ending February 28, 2006. Recommended by Mayor Allen.

**ACTION: Patricia Howlett nominated as recommended.**

- c. **Approving** - an agreement with Motorola to perform maintenance of hardware for one year for the Police Department mobile data computers at a total cost of \$120,986.52, and authorizing the City Manager to execute the agreement. Recommended by Chief of Police.

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

- d. **Awarding** – construction contract for Project No. 237, Willow Pass Park Lighting Improvements (RFQ #1959) to Brown and Fesler, Inc. as the lowest responsible bidder in the amount of \$17,000. Bids were opened on March 11, 2004. Recommended by Director of Public Works-Engineering Services.

**ACTION: Contract awarded as recommended.**

- e. **Awarding** – equipment and installation contract in the amount of \$108,096.26 to GameTime for Project No. 106, Boatwright Youth Sports Complex Playground Equipment, and Project No. 225, Playground Equipment for Camp Concord, utilizing U.S. Communities Government Purchasing Alliance. Recommended by Director of Public Works-Engineering Services.

**ACTION: Contract awarded as recommended.**

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## **JOINT CITY COUNCIL/ REDEVELOPMENT AGENCY MATTERS**

### **4. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR**

**Approving** - loan request from Standard Housing Company, LLC in an amount not to exceed \$600,000 for the acquisition and rehabilitation of 1181 Detroit Avenue in accordance with the Multi-Family Housing Rehabilitation Program Guidelines, and executing the necessary actions to complete the project. Approval recommended by Council Committee on Housing and Economic Development. City Council Resolution 04-27 and Redevelopment Agency Resolution 04-666 for adoption. Recommended by Director of Building and Neighborhood Services.

**ACTION: City Council Resolution 04-27 not adopted (determined by staff to be unnecessary); Redevelopment Agency Resolution 04-666 adopted as recommended.**

### **5. CLOSED SESSION REPORTS**

**The City Attorney reported that in closed session, the City Council unanimously approved an out-of-court settlement with the family of Sarah Deniston, the eight year old child who tragically drowned at the Concord Community Pool last August. The total settlement amount is \$3 million. \$250,000 will be paid by the City, and the remainder will be paid by the City's excess insurance pool, the California Public Entities Insurance Authority. This settlement is contingent upon court approval of a minor's compromise. Although not part of the formal settlement, the City will be discussing with the Deniston family the possibility of establishing a rose garden or other appropriate memorial site on City property.**

### **6. COUNCIL AND STAFF REPORTS - None**

### **7. ADJOURNMENT – at 8:03 p.m. in memory of Sarah Deniston, who tragically drowned at the Concord Community Pool in August, 2003.**

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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) 671-3292.

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**NEXT REGULAR CITY COUNCIL MEETING: Tuesday, April 13, 2004**

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**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.