



ANNOTATED AGENDA

REGULAR JOINT MEETING OF THE CONCORD CITY COUNCIL AND REDEVELOPMENT AGENCY

Tuesday, April 27, 2004
6:30 p.m. - Council Chamber
1950 Parkside Drive, Concord, CA

6:30 p.m. - Council Chamber

ROLL CALL – Councilmember Peterson absent
PLEDGE TO THE FLAG - Vice Mayor Hoffmeister

PUBLIC COMMENT PERIOD

Jack Hohenstein addressed the City Council regarding lack of police presence in the vicinity of 2222 Pacheco Boulevard and requested that the police patrol the area of Pacheco and Colfax.

Pierre Noble, Todd Culley, Karen Thompson, Sofra Seerdian and Edward Gaede complained of loitering and harassment by day laborers on Reganti Drive and asked the City Council to resolve the problem.

Diane Cole, Friends of Concord Airport, urged the City Council to remain proactive and provide input to the Board of Supervisors regarding the proposal by Supervisor DeSaulnier to redevelop Buchanan Field Airport.

1. ANNOUNCEMENTS

Mayor Allen announced the upcoming City of Concord Budget Workshop to be held in the Council Chamber on Tuesday, May 4, 2004.

CITY COUNCIL MATTERS

2. CITY COUNCIL CONSENT CALENDAR

- a. **Approval of Minutes** – of March 2, March 23, April 6 and April 13, 2004.
Recommended by City Clerk.

ACTION: Minutes approved; Allen abstained on the minutes of March 2 and Bonilla abstained on the minutes of April 13 due to absence.

2. CITY COUNCIL CONSENT CALENDAR – contd.

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- b. **Matters to be set for public hearing** – on Tuesday, May 25, 2004.

Dana Plaza Preliminary Development Plan Amendment (PDA 03-001) – consideration of an application by Architectural Dimensions to amend an existing Preliminary Development Plan to construct a 3,000 square foot retail building and allow a drive-through use at the Dana Plaza Shopping Center located at 4125 Concord Boulevard, APN: 114-690-059, and adopting a Mitigated Negative Declaration and Mitigation and Monitoring Program as the appropriate environmental document. Approval recommended by Planning Commission.

ACTION: Public hearing set for May 25, 2004.

- c. **Approving** – professional service agreements for Project No. 169, Concrete Trunk Sewer Main Replacement/Rehabilitation, with Brown and Caldwell, and Harris and Associates for design services; and Cole Management and Engineering, Inc., for design coordination services; and authorizing the City Manager to execute the agreements. Recommended by Director of Public Works-Engineering Services.

ACTION: Agreements approved; City Manager authorized to execute them.

- d. **Approving** – extension of cable television franchise agreement with Comcast to May 4, 2005. Resolution 04-25 for adoption. Recommended by Director of City Management.

ACTION: Resolution 04-25 adopted, extending the franchise agreement to May 4, 2005.

- e. **Authorizing** – acceptance of California Seat Belt Compliance grant funds from the Office of Traffic Safety in the amount of \$49,955.78, to be used to increase the level of seat belt enforcement hours. Recommended by Chief of Police.

ACTION: Grant funds accepted and use authorized as recommended.

- f. **Approving** – new classification of Web Coordinator, ATC Pay Grade 10, and reclassification of incumbent with status. Resolution 04-3493.1 for adoption. Recommended by Assistant City Manager.

ACTION: Resolution 04-3493.1 adopted as recommended.

2. CITY COUNCIL CONSENT CALENDAR – contd.

- g. **Approving** – budget transfer in the amount of \$18,000 from Asset Forfeiture funds for continued funding of the CALEA (Commission on Accreditation for Law Enforcement Agencies) re-accreditation process through March 2006. Recommended by Chief of Police.

ACTION: Budget transfer approved.

- h. **Rejecting** – the bid from Dan Electric as non-responsive and awarding the contract for Project No. 872, East Street Undergrounding, to Columbia Electric, Inc. as the lowest responsible bidder in the amount of \$199,050 for the installation of street lights in the East Street Underground Utility District. Bids were opened at 11:00 a.m. on February 26, 2004. Recommended by Director of Public Works-Engineering Services.

ACTION: Non-responsive bid rejected and contract awarded as recommended.

- i. **Awarding** – contract for Project No. 076, Galindo Creek Channel Repair (RFQ # 1964) to Sposeto Engineering as the lowest responsible bidder in the amount of \$210,760; waiving a minor bid defect; and approving a related budget transfer in the amount of \$103,000. Bids were opened at 11:00 a.m. on March 25, 2004. Recommended by Director of Public Works-Engineering Services.

ACTION: Bid defect waived; contract awarded and budget transfer approved.

- j. **Awarding** - contract for Project No. 201, Wren Avenue Elementary School Pedestrian Corridor Improvement Project, to B & B Grading and Paving, Inc. as the lowest responsible bidder in the amount of \$322,270.62, and approving a \$17,000 increase in the Task Order amount for Harrison Engineering for design services. Bids were opened on Thursday, March 11, 2004, at 2:30 p.m. Recommended by the Director of Public Works - Engineering Services

ACTION: Contract awarded and Task Order increase approved.

2. CITY COUNCIL CONSENT CALENDAR – contd.

- k. **Accepting** – improvements for Project No. 864, Clayton Road/SR 242 and Market Street Traffic Signal Modification, constructed by Steiny and Company; approving a related budget transfer in the amount of \$34,776; and directing the City Clerk to file the Notice of Completion. Recommended by Director of Public Works-Engineering Services.

ACTION: Improvements accepted and Notice of Completion to be filed; budget transfer approved.

- l. **Approving** – agreement with Maze and Associates for auditing services for the year ending June 30, 2004 in the amount of \$74,153, with the option of auditing the City’s financial statements for June 30, 2005 at an amount not to exceed \$75,710; and authorizing the City Manager to execute the agreement. Recommended by Director of Finance.

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

- m. **Accepting** – public improvements for Tract 7425, Ridge View Estates, a 6-lot subdivision located on the south side of Cowell Road near Stafford Avenue, APN 130-160-092, 093, 094, 095, 096 and 097. Resolution 04-27 for adoption. Recommended by Director of Public Works-Engineering Services.

ACTION: Resolution 04-27 adopted, accepting public improvements.

3. CITY COUNCIL PUBLIC HEARINGS

2004-05 Community Services Grant Funding Allocations - consideration of the Community Services Commission’s (CSC) 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 for Fiscal Year 2004/05, and for Fiscal Year 2005/06 (Human Services only). Resolution 04-37 for adoption. **Report from Community Services Manager Teri House.**

ACTION: Resolution 04-37 adopted, setting public service and other funding as recommended by the CSC and contained in the Report to Council dated April 27, 2004; staff directed to provide a status report in six months on the Loaves and Fishes Program’s compliance with the grant requirements relating to monitoring problems with clients; second year of funding to be contingent upon successful compliance. Adoption of the Resolution also constitutes adoption of the Concord One-Year Action Plan for specific use of CDBG funds in FY 2004-05, and commitment of Public Services funds for FY 2005-06.

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4. **CONSIDERATION** – of authorizing the Mayor to send a letter to the Contra Costa Transportation Authority commenting on the Draft Expenditure Plan and Growth Management Program for the Measure C Extension. **Report from Transportation Manager John Templeton.**

ACTION: Mayor authorized to send a letter to the Contra Costa Transportation Authority commenting on the Draft Expenditure Plan and Growth Management Program to be included in the Measure C Extension, incorporating comments made by Councilmembers.

REDEVELOPMENT AGENCY MATTERS

5. REDEVELOPMENT AGENCY CONSENT CALENDAR

- a. **Accepting** – partial repayment of Agency revolving credit loan to Contra Costa Software Business Incubator and cancellation of the loan. Recommended by Director of Planning and Economic Development.

ACTION: Partial repayment accepted and loan cancelled as recommended.

- b. **Approving** – second Exclusive Negotiating Rights Agreement with The Olson Company for an additional 180 days for the redevelopment of an 4.04-acre site on the west side of Galindo Street between Laguna Street and Oakmead Drive and authorizing the Executive Director to execute the agreement. Recommended by Director of Planning and Economic Development.

ACTION: Exclusive Negotiating Rights agreement approved; Executive Director authorized to execute it.

JOINT CITY COUNCIL/ REDEVELOPMENT AGENCY MATTERS

6. CORRESPONDENCE

- a. Comments submitted by Jack Hohenstein regarding car theft at 2222 Pacheco Boulevard.
- b. Information submitted by Bonnie Phillips regarding the Loaves and Fishes Program.
- c. Informational material submitted by Dianne Cole regarding Buchanan Field Airport.

7. CLOSED SESSION REPORTS - None

8. COUNCIL AND STAFF REPORTS

Councilmember Bonilla announced the upcoming Monument Futures event to be held on April 29 and the Day of the Child event to be held on May 2.

Mayor Allen announced the annual Budget Workshop to be held on May 4.

Mayor Allen stated that the Garaventa family has offered a reward of \$1,000 for information leading to the apprehension of the individual or individuals who vandalized the Daniel Boatwright soccer fields.

Mayor Allen asked staff to look into the problem of speeding cars in the business park near the Garaventa and Zocchi properties.

9. ADJOURNMENT – at 9:18 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, May 4, 2004

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.