



ANNOTATED AGENDA

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

Tuesday, January 24, 2006

**5:30 p.m. – STUDY SESSION – City Council Chamber
6:30 p.m. – City Council Chamber
1950 Parkside Drive**

5:30 p.m. – Council Chamber

ROLL CALL – All present

PUBLIC COMMENT - None

I. STUDY SESSION – to review the proposed Salvation Army Community Center. Report by Mark Deven, Assistant City Manager.

ACTION: Report heard and staff directed to proceed.

II. RECESS – at 6:40 p.m. to reconvene in regular joint session.

6:30 p.m. – Council Chamber

ROLL CALL – All present

PLEDGE TO THE FLAG – Councilmember Allen

PUBLIC COMMENT PERIOD

Joseph V. A. Partansky, Concord, spoke on the need for civic transparency, Comcast negotiations, video streaming, and the upcoming Mayor's Breakfast.

Rick Connett, Concord, requested the establishment of a process for design review of improvements to single family homes to ensure the structure remains visually compatible with the rest of the homes in the neighborhood.

1. **PRESENTATION** – to the American Heart Association of the Bay Area proclaiming February 3, 2006 as “Wear Red for Women Day” in support of the fight against heart disease in women. Report by Mayor Bonilla.

ACTION: Mayor Bonilla made the presentation to Liz Wright of the American Heart Association.

2. **PRESENTATION** – Contra Costa Homeless Continuum of Care Overview. Report by Teri House, Community Services Manager.

ACTION: Reports were presented by Teri House, Community Services Manager, and Cynthia Belon, Director of Contra Costa County Homeless Program.

3. **ANNOUNCEMENTS**

City Manager Lydia Du Borg introduced the City’s new Human Resource Analyst, Stacy Shell.

CITY COUNCIL MATTERS

4. **CITY COUNCIL CONSENT CALENDAR**

- a. **Approval of Minutes** – of November 22, December 6, December 13, 2005 and January 3, 2006. Recommended by City Clerk.

ACTION: Minutes approved.

- b. **Adoption of Ordinance 06-1 – Amendment of Concord Municipal Code – Massage Ordinance** - repealing in its entirety Concord Municipal Code Chapter 18, Article IX, Sections 18-271 through 18-296 entitled “Massage Parlors, Out-Call Massage Services, and Masseurs,” and inserting in its place new Chapter 18, Article IX, Sections 18-271 through 18-300 entitled “Massage Establishments, Out-Call Massage Therapy, and Massage Therapy Technicians,” to update provisions and to prohibit illegal activity. Ordinance 06-1 introduced on January 10, 2006. Recommended by Chief of Police.

ACTION: Ordinance 06-1 adopted.

- c. **Matters to be set for public hearing** - on Tuesday, February 14, 2006.
- 1) **Proposed Amendment to the Concord Municipal Code - Animal Control** - Chapter 1, General Provisions, Sections 1-24, County Animal Control Ordinance, relating to dangerous animals.
- ACTION: Public Hearing set for February 14, 2006.**
- 2) **Bay Built Appeal** – Application to appeal the Planning Commission denial (4-1) of a modern art/body art studio (tattoo) at 1924 Grant Street, #6. The General Plan designation is Central Area Multiple Use; Zoning classification is DB (Downtown Business); APN 126-073-008.
- ACTION: Public Hearing set for February 14, 2006.**
- d. **Approving** – an amendment to the Professional Services Agreement with Brown and Caldwell in an amount of \$95,000 for Project No. 1169.3, Concrete Trunk Sewer Main Replacement/Rehabilitation, for engineering design and construction administration services; and authorizing the City Manager to execute the amendment to the agreement. Recommended by Director of Public Works – Engineering Services.
- ACTION: Amendment to the agreement approved; City Manager authorized to execute it.**
- e. **Authorizing** - the Contra Costa County Flood Control and Water Conservation District to establish an annual parcel assessment for Fiscal Year 2006-07 for drainage system maintenance and the National Pollutant Discharge Elimination System (NPDES) Program by maintaining the current Equivalent Runoff Unit (ERU) rate of \$35.00 per single-family parcel. Resolution 06-1 for adoption. Recommended by Director of Public Works-Maintenance Services.
- ACTION: Resolution 06-1 adopted.**

5. CONSIDERATION ITEMS

- a. **CONSIDERATION** – of AB 1600 annual report on development fee transactions, in compliance with State Government Code Section 66006, and finding that there remains a reasonable relationship between current needs for developer fees and the purposes for which they were originally charged (Government Code Section 66001(d)). Data is available as required by G.C. Title 7, Division 1, Chapter 8, Section 66006. Resolution No. 06-3 for adoption. Recommended by the Director of Public Works - Engineering Services

ACTION: Resolution 06-3 adopted.

- b. **CONSIDERATION** – of appointment of five members to the Concord Parks, Recreation and Open Space for staggered terms ending June 30, 2007 and June 30, 2008. Report from Council Committee on Recreation and Cultural Affairs.

ACTION: Elizabeth Lamach and Kandi Lancaster were appointed for terms ending June 30, 2007; Christopher Lucas, Michael Miller, and Wayne Schafer were appointed to terms ending June 30, 2008; and Orrin C. Cross III and Mark Sinclair were appointed as alternates for terms ending June 30, 2007.

**JOINT CITY COUNCIL/
REDEVELOPMENT AGENCY MATTERS**

6. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT ITEM:

- a. **Approving** – the execution of a \$59,000 contract amendment with Housing Rights, Inc. to provide administration services for the Emergency Rental Assistance Program (ERAP) for tenants at Adobe and Diablo Mobile Home Lodges; and authorizing the Executive Director to execute the amendment. Recommended by the Director of Planning and Economic Development.

ACTION: Amendment approved; Executive Director authorized to execute it.

7. CONSIDERATION ITEM:

- a. **CONSIDERATION** – of accepting the Preliminary Plan for proposed Amendment No. 13 to the Redevelopment Plan for the Central Concord Redevelopment Project and authorizing transmittal of the required information to taxing entities and State and Local officials, and adopting City Council Resolution No. 06-5 finding that a Project Area Committee is not required in connection with the proposed amendment. Redevelopment Agency Resolution 06-682 and City Council Resolution 06-5 for adoption. Report by Helen Bean, Economic Development/Redevelopment Manager.

ACTION: Redevelopment Agency Resolution 06-682 and City Council Resolution 06-5 adopted.

8. CORRESPONDENCE

- Design Guidelines Study Packet submitted by Rick Connett.
- Contra Costa County Homeless Data submitted by Cynthia Belon.

9. CLOSED SESSION REPORTS - None

10. COUNCIL AND STAFF REPORTS

Councilmember Allen addressed the recent name change of Mt. Diablo Hospital to John Muir Hospital – Concord Campus.

Mayor Bonilla reported on the recent public outreach meeting and upcoming Mayor’s Breakfast.

11. ADJOURNMENT – at 8:17 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) 671-3495.

NEXT REGULAR CITY COUNCIL MEETING: Tuesday, February 7, 2006

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.