



**CITY OF PLEASANT HILL
CITY COUNCIL MEETING AGENDA
APRIL 7, 2014**

ANNOTATED AGENDA

REGULAR MEETING – 7:30 P.M.

City Council Chambers, 100 Gregory Lane, Pleasant Hill, CA 94523-3323

Telephone (925) 671-5267

MAYOR TIM FLAHERTY
VICE MAYOR KEN CARLSON

COUNCILMEMBER DAVID DURANT
COUNCILMEMBER MICHAEL HARRIS
COUNCILMEMBER JACK WEIR

WELCOME TO THE CITY COUNCIL MEETING

Members of the audience may speak on any matter within the City Council's jurisdiction. Please fill out a speaker's card, available at the lectern and turn it in to the City Clerk. **All comments on matters not listed on the agenda will be taken during the “Public Comment” section of the agenda including items listed on the Consent Calendar or for the Closed Session. Comments on matters listed on the agenda will be taken during the consideration of that agenda item.** Comments are generally limited to three minutes.

Agenda Packets Available for Review: At City Hall - City Clerk's Office (100 Gregory Lane); Pleasant Hill Library (1750 Oak Park Boulevard); and the Pleasant Hill Police Department (330 Civic Drive).

Attention Hearing Aid Wearers: The Council Chamber is equipped with an Assistive Listening System. A receiver with headphone or Tel Coil antenna is available from the ADA Coordinator.

City Council Meeting Broadcasts: City Council meetings are videotaped and broadcast on Comcast Channel 28, Astound Channel 29 and AT&T U-Verse Channel 99 on the Wednesday following the meeting. Meetings also may be viewed on the City's website at <http://www.pleasant-hill.net> by clicking “Media Center.”

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's office during normal business hours. Such documents are also available on the City of Pleasant Hill's website at <http://www.pleasant-hill.net> subject to staff's ability to post the documents before the meeting.

Times noted on specific items are estimated times for staff presentations and questions and answers from the City Council.

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. PRESENTATIONS

3.1 PRESENTATION of John Muir/Mt. Diablo Community Health Fund Annual Report. (5 minutes)

4. CITY MANAGER COMMENTS

(Brief updates on pending City business without discussion by the City Council.)

5. COUNCIL ANNOUNCEMENTS AND REPORTS

5.1 REPORTS from Councilmembers on Meetings or Conferences Attended at City Expense.
(5 minutes)

5. **COUNCIL ANNOUNCEMENTS AND REPORTS** - continued

(A) Contra Costa County Mayors' Conference Held on April 3, 2014 by the City of Richmond.

(B) Other. (5 minutes)

5.2 ANNOUNCEMENTS from Councilmembers. (5 minutes)

6. **PUBLIC COMMENT:** The public is welcome at this time to address the City Council on items on the Consent Calendar, Closed Session Calendar, or other items not listed on the agenda but within the Council's jurisdiction. There is an opportunity for the public to comment on other agenda items at the time they are discussed. Comments are limited to three minutes per speaker.

7. **CONSENT CALENDAR:** (5 minutes) All matters listed under "Consent Calendar" are considered by the Council to be routine and will be enacted by one motion. There will be no separate Council discussion of these items unless requested by a Councilmember prior to the time Council votes on the motion to adopt.

7.1 APPROVE Checks Dated: March 21, 2014, and March 28, 2014.

[Check Register](#)

ACTION: Motion (Weir/Carlson) to approve CONSENT CALENDAR Item 7.1 only. The motion carried as follows:

AYES: Carlson, Durant, Harris, Weir, Flaherty
NOES: None

7.2 ADOPT Resolution No. ___-14 Denying the Appeal, Finding the Project Categorically Exempt Under CEQA, and Modifying the Architectural Review Commission's Decision to Approve Architectural Review Permit PLN 13-0187 and Thereby Approving a New 3,897 Square Foot Two-Story Single Family Home and Related Landscape Improvements for Property Located at 1941 Buttner Road.

[Staff Report](#)

[Attachment A – Proposed Resolution](#)

[Attachment B – Proposed Conditions of Approval](#)

[Adopted Resolution No. 21-14](#)

ACTION: Item 7.2 was pulled from the CONSENT CALENDAR for a separate vote.

Motion (Flaherty/Durant) to Approve Resolution No. -14 Denying the Appeal, and Modifying the Architectural Review Commission's Decision to Approve Architectural Review Permit PLS 13-0187 and Thereby Approving a New 3,897 Square Foot Two-Story Single Family Home and Related Landscape Improvements for Property Located at 1941 Buttner Road. The motion carried as follows:

AYES: Carlson, Durant, Flaherty
NOES: Harris, Weir

- 7.3 APPROVE Minutes for Regular City Council Meetings on: February 4, 2013 (uncertified); March 4, 2013 (uncertified); April 15, 2013 (uncertified); May 6, 2013 (certified); June 3, 2013 (uncertified); July 1, 2013 (uncertified); July 15, 2013 (uncertified); August 19, 2013 (uncertified); September 9, 2013 (uncertified); October 21, 2013 (uncertified); and Special Meeting September 30, 2013 (uncertified).

[Tentative Minutes – February 4, 2013 \(uncertified\)](#)

[Tentative Minutes – March 4, 2013 \(uncertified\)](#)

[Tentative Minutes – April 15, 2013 \(uncertified\)](#)

[Tentative Minutes – May 6, 2013 \(certified\)](#)

[Tentative Minutes – June 3, 2013 \(uncertified\)](#)

[Tentative Minutes – July 1, 2013 \(uncertified\)](#)

[Tentative Minutes – July 15, 2013 \(uncertified\)](#)

[Tentative Minutes – August 19, 2013 \(uncertified\)](#)

[Tentative Minutes – September 9, 2013 \(uncertified\)](#)

[Tentative Minutes – October 21, 2013 \(uncertified\)](#)

[Tentative Minutes – Special Meeting – September 30, 2013 \(uncertified\)](#)

ACTION: Motion (Durant/Flaherty) to continue CONSENT CALENDAR Item 7.3 to the May 12, 2014, City Council meeting. The motion carried as follows:

AYES: Carlson, Durant, Harris, Weir, Flaherty

NOES: None

8. ADMINISTRATION AND FINANCE

- 8.1 UPDATE on PG&E Pipeline Pathways Tree Removal Program. (45 minutes)

[Memorandum](#)

- 8.2 CONSIDERATION of Resolution No. ____-14 Authorizing the City Manager to Execute an Agreement with Pacific Coast Farmer’s Market Association to Manage and Operate the Pleasant Hill Farmers’ Market on Trelany Road in 2014. (10 minutes)

[Staff Report](#)

[Attachment 1 – Resolution & Agreement](#)

[Attachment 2 – Map of Proposed Market Location](#)

[Adopted Resolution No. 22-14](#)

ACTION: Motion (Durant/Harris) to Adopt Resolution No. -14 Authorizing the City Manager to Execute an Agreement with Pacific Coast Farmers’ Market Association (PCFMA) to Manage and Operate the Pleasant Hill Farmers’ Market on Trelany Road in 2014. The motion carried as follows:

AYES: Carlson, Durant, Harris, Weir, Flaherty

NOES: None

9. PUBLIC WORKS AND COMMUNITY DEVELOPMENT

- 9.1 PUBLIC HEARING to Consider an Appeal by the Applicant (Vink) of the Planning Commission's Decision to deny Minor Exception (PLN 13-0330) for a 15% Reduction in the Required 20 Foot Front Yard Setback for a Master Bedroom/Bathroom Expansion for a Single Family Residence Located at 143 Jennie Drive, and ADOPTION of Resolution No. ____-14 upholding the Planning Commission's Decision, and Finding the Project Categorically Exempt Under CEQA. (1 hour)

[Staff Report](#)
[Exhibit A – Proposed Resolution](#)
[Exhibit B – Location Map](#)
[Exhibit C – Appeal Dated “Received February 24, 2014”](#)
[Exhibit D – Project Plans](#)
[Exhibit E-Part1 PC Staff Report Dated February 11, 2014](#)
[Exhibit E-Part2 PC Staff Report Dated February 11, 2014](#)
[Exhibit F – PC Commission Minutes Excerpt 01-28-14 & 02-11-14](#)
[Exhibit G – PC Action Letter Dated February 14, 2014](#)
[Exhibit H – Public Hearing Notice for 4-7-14 City Council Meeting](#)
[Adopted Resolution No. 23-14](#)

ACTION: Motion (Durant/Weir) to Adopt Resolution No. -14 Denying an Appeal and Upholding the Decision of the Planning Commission to Deny Minor Exception (PLN 13-0330) For an Addition to Encroach Three Feet (15% Reduction) into the Required 15 Foot Front Yard Setback at 143 Jennie Drive.

The motion carried as follows:

AYES: Carlson, Durant, Weir
NOES: Harris, Flaherty

10. REDEVELOPMENT SUCCESSOR AGENCY

- 10.1. ADOPT Resolution No. ____-14 Approving Execution of Consent to (1) an Assignment of Certain Tax Increment Revenue to Monument Investments, L.P., and (2) a Declaration of Covenants and Restrictions Relating to Performance of Developer Obligations under Owner Participation Agreement. (10 minutes)

[Staff Report](#)
[Attachment A – Proposed Resolution](#)
[Attachment B – Second Phase Assignment](#)
[Attachment C – Second Phase Declaration](#)

ACTION: Motion (Harris/Durant) to continue Item 10.1 to the next City Council meeting on April 21, 2014. The motion carried as follows:

AYES: Carlson, Durant, Harris, Weir, Flaherty
NOES: None

11. **OTHER**

ACTION: Motion (Harris/Durant) to continue Items 11.1 through 11.3 to the next City Council meeting on April 21, 2014. The motion carried as follows:

AYES: Carlson, Durant, Harris, Weir, Flaherty
NOES: None

- 11.1 AUTHORIZE City Staff to Proceed with the Development of a Proposed Ordinance Prohibiting the Distribution of Single-Use Plastic Bags at Retail Establishments in the City of Pleasant Hill and to Conduct a Public Outreach and Engagement Program with City Businesses and Residents. (30 minutes)

[Staff Report](#)

[Attachment A – Ordinance](#)

[Attachment B – Staff Report from March 24, 2014 Meeting](#)

- 11.2 DIRECT the Preparation of a Ballot Measure Argument in Support of Changing the Position of City Clerk from Elected to Appointed. (10 minutes)

[Staff Report](#)

[Attachment A – Ballot Measure Argument from Walnut Creek](#)

[Attachment B – Ballot Measure Argument from Concord](#)

[Attachment C – Ballot Measure Argument from Pinole](#)

[Attachment D – Ballot Measure Argument from Ukiah](#)

- 11.3 REPORTS from Council Committees (Economic Development Committee – Carlson). (5 minutes)

12. **ADJOURNMENT**

Future City Council Meetings: April 21, 2014; May 12, 2014; May 19, 2014