

**Antioch City Council
Antioch Public Financing Authority
Antioch Development Agency**

**Study Session - 6:00 P.M.
Regular Meeting - 7:00 P.M.**

**June 28, 2005
Council Chambers**

Mayor Freitas called the Study Session to order at 6:02 P.M., and City Clerk Martin called the roll.

Present: Council Members Davis, Kalinowski, Conley, Simonsen and Mayor Freitas

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Kalinowski led the Council and audience in the Pledge of Allegiance.

6:00 P.M. - 2005-2006 BUDGET STUDY SESSION

1. BUDGET DEVELOPMENT FISCAL YEAR 2005-06.....#410-01

City Manager Jakel presented the staff report dated June 21, 2005 recommending the City Council take public comments on the proposed City of Antioch 2005-06 Budget, approve the resolutions adopting the FY 2005-06 budgets for the City's Operation Funds, Capital Improvement Program, Antioch Development Agency and Antioch Public Financing Authority.

Councilmember Simonsen requested the City Council consider a policy in the future related to compliance of annual unfunded State mandates.

In response to Councilmember Conley, Chief Moczulski clarified the reduction to the Police Department training budget was a portion of the training program incorporated as a perk for the retention of officers and they would be ceasing the program at this time due to current budget restraints.

Councilmember Conley stated he felt the City Council travel budget was excessive and requested it be reduced by half. He suggested the funds be put into the City Manager's emergency funds.

Councilmember Kalinowski reported following a review of the City Council travel budget, he felt there had been inappropriate spending and requested an audit of Council expenditures for the last two years. He agreed with Councilmember Conley, the City Council travel budget should be reduced. He noted multiple Councilmembers and staff members should not be attending the same conferences at the same time.

Councilmember Simonsen offered to provide a report to the City Council with a list of events attended while traveling at the City's expense. He added there had been occasions when he had covered City travel expenses out of his pocket without reimbursement.

Councilmember Kalinowski stated he felt the travel policy should be consistent throughout all City travel budgets and requested future Council travel be pre-approved on the Consent Calendar in advance of travel.

Councilmember Davis requested internet usage for the last two years be included in the review of expenses.

Councilmember Simonsen stated he did not support reducing the Council travel budget by half and suggested the City Council consider the importance of Antioch staying involved in the League of California Cities policy committees.

Following discussion, the City Council consensus agreed to wait until July to make any changes to the travel budget. They requested staff provide Council with detailed accounting of travel and resources provided to the City Council members as well as travel and membership for senior staff. In addition, pending policy direction, all future travel would come before the City Council on the Consent Calendar for approval prior to travel.

Councilmember Simonsen requested the City Council consider membership in the National League of Cities.

In response to Councilmember Simonsen, Finance Director Tasker stated he would provide details regarding decrease of \$50,140 in liability insurance deductible.

The City Council directed the \$80,000 targeted for Crossing Guards be placed in the General Plan until a program was brought forward from the Recreation Department for consideration. Mayor Freitas stated following a meeting with staff and the School Board, the City Manager and Antioch Unified School District Superintendent had been directed to look at various options for consideration.

Following discussion, the City Council directed staff to, as soon as possible, provide an analysis on how to fund the Economic Development Director and the Assistant to the City Manager. Councilmember Kalinowski discussed the importance of having sufficient staff to answer the phones in the Economic Development Department and encouraged the City Manager to consider structural changes in the management program if needed.

Mayor Freitas clarified Council direction was to use RDA funding for Capital projects only.

With regards to the Library, Mayor Freitas stated Council's direction was the City would pay for the 12 additional hours of operation, however, should the County grant a salary increase it would be the responsibility of the County to absorb the costs increase themselves.

Council requested the budget document reflect the fact the proposed operational reorganization had been postponed. Following discussion of the Future for Operation Funds, the Council accepted staff's recommendations.

City Manager Jakel stated he would have a policy related to travel and telephone usage for City Council consideration in August.

Mayor Freitas declared a recess of the Study Session at 6:54 P.M.

Mayor Freitas called the Regular Council meeting to order at 7:09 P.M., and City Clerk Martin called the roll.

Present: Council Members Davis, Kalinowski, Conley, Simonsen and Mayor Freitas

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Kalinowski led the Council and audience in the Pledge of Allegiance.

PRESENTATION AND PROCLAMATION

The winner of the Mr. Funnelhead Used Motor Oil Recycling Program, Angela Del Rosario, was present to accept recognition for her entry into the drawing/coloring contest.

On motion by Councilmember Simonsen, seconded by Councilmember Davis, the Council unanimously approved the proclamation.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Bob Oliver reported he had filed a request and was waiting for a response from the 4th of July parade committee regarding the participation of the handicapped in the hometown parade. He also announced he was attempting to assemble a group of handicapped individuals to make a trip to Madera on Amtrak for lunch.

Councilmember Davis reported Mr. Oliver's request for participation had been accepted and read the schedule of events for the 4th of July celebration.

Mayor Freitas reported the American Cancer Society *Relay for Life* event had been a very successful event and thanked those who participated. He encouraged the community to participate in the event next year.

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

City Clerk Martin thanked those who applied for the Economic Development Commission and Investment Advisory Committee. She announced the following Board and Commission openings for the City of Antioch:

- § One unexpired term on the Antioch Crime Prevention Commission
- § Three four-year terms on the Planning Commission

The filing deadline for applications for the Antioch Crime Prevention Commission was August 12, 2005 at 5:00 P.M. and the deadline for applications for the Planning

Commission was set for September 9, 2005 at 5:00 P.M. Contact information was given for those interested in applying.

PUBLIC COMMENTS

Richard Enea, Antioch resident, questioned whether the unused tennis courts at Mahogany Park could be converted to a basketball court.

Mayor Freitas suggested Mr. Enea contact Recreation Services Manager Sanderson to discuss having his concerns agendized for discussion at a Parks and Recreation Commission meeting.

Emil Stein, Antioch resident, requested the City Council's support acquiring land for a Veterans cemetery at the Concord Navel Weapons Station. He provided the Council with petitions and requested they procure signatures in support from members of the community.

Mayor Freitas reported there had also been a request from Mr. Johnson regarding a Veterans cemetery and requested the issue be agendized for Council consideration as soon as possible.

Mr. Stein reported rocks were still blocking the sidewalk on Verne Roberts Circle and requested a response from the City on the issue.

Ken Lee questioned how the recent ruling by the Supreme Court regarding imminent domain would affect the City=s plans regarding the "A" Street corridor.

2. PRESENTATION BY TIM FORESTER, ANTIOCH UNIFIED SCHOOL DISTRICT REGARDING THE MAGNET SCHOOL#1401-01

Tim Forester, representing the Antioch Unified School District, thanked Mayor Freitas and staff for their assistance in securing a site for the Magnet School and gave a brief update on the School District's vision and timeline for the facility. In addition, he announced Bidwell School had been converted to a Continuation High School, which would be opening in the fall.

Mayor Freitas thanked Mr. Forester for the presentation and wished the School District the best of luck moving forward.

3. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR JUNE 7, 2005#301-02

B. APPROVAL OF COUNCIL WARRANTS#401-02

C. APPROVAL OF TREASURER'S REPORT FOR MAY 2005#401-02

- D. **REJECTION OF CLAIM.....#704-07**
 - 1. **Stephen Henry, #05/06-1567 (property damage)**
- E. **LEGISLATION AND ADVOCACY.....#701-04**
 - 1. **SB 1059 (Escutia);(Electric transmission corridors) OPPOSE**
- F. **ORDINANCE 1050-C-S REZONING APPROXIMATELY 9.5 ACRES MAKING UP THE PROJECT SITE TO THE PLANNED DEVELOPMENT DISTRICT (PD) (LONE TREE LANDING).....#202-03**
- G. **RESOLUTION No. 2005/65 ESTABLISHING THE APPROPRIATIONS LIMIT FOR THE 2005-06 FISCAL YEAR.....#401-01**
- H. **CONSIDERATION OF BIDS FOR THE WATER AND SEWER MAIN INSTALLATION AND ROADWAY REHABILITATION (PW 503-10)#1202-03**
- I. **REQUEST FOR FUNDING - TACTICAL REMOTE VIEWING INSTRUMENTS#1301-01**

On motion by Councilmember Conley, seconded by Councilmember Kalinowski, the Council unanimously approved the Council Consent Calendar with the exception of item 1B, which was removed for further discussion.

Item 1B: Following discussion the City Council approved \$25,000 from the General Fund for the Tactical Remote Viewing Instruments, pending a policy with regards to the RDA funds. They directed staff to bring a policy forward as soon as possible.

On motion by Councilmember Simonsen, seconded by Councilmember Davis the City Council unanimously approved item 1B.

PUBLIC HEARINGS

- 4. **URGENCY ORDINANCE No. 1051-C-S EXTENDING THE EFFECTIVENESS OF ORDINANCE NO. 1047-C-S, REQUIRING CONDITIONAL USE PERMITS FOR CONVENIENCE STORES DURING STUDY PERIOD.....#701-05**

Senior Planner Wehrmeister presented the staff report dated June 3, 2005 recommending the City Council adopt the urgency ordinance.

Senior Planner Wehrmeister opened the public hearing.

OPPONANT

Ralph Hernandez, Antioch resident speaking on behalf of Bottoms Up Liquor and Grocery Market stated as the ordinance was currently written, it was questionable whether or not an

existing business, wanting to improve and/or change locations within the same city, would be required to have a use permit. He reported the owners were requesting a premise transfer from the ABC and noted with the move of Ernie's Liquor store out of the area, the relocation of the convenience store would be less of an impact to the City. He further noted the owners were willing to work with the City to create a high tax revenue business in the City.

Councilmember Simonsen stated there were inconsistencies in the ordinance regarding convenience stores, which would need to be addressed by the City Council.

Prem Arora, representing Bottoms Up Liquor and Convenience Store, reported with the transfer of Ernie's liquor license to Brentwood, there would be less of a concentration of liquor businesses in the proposed location. He stated he had complied with requests from the City and he felt the urgency ordinance was brought forward to target his business, which was both unreasonable and unethical. He agreed the City needed to improve the existing ordinance, however he felt an application submitted prior to the issue coming forward should be processed under the previous ordinance.

In response to Councilmember Simonsen, Mr. Arora stated he could open his store without a liquor license, however, without the liquor component, it would not be financially profitable.

Mayor Freitas closed the floor to public hearing.

Councilmember Kalinowski stated the location, as proposed, was not appropriate for a convenience/liquor store. He further stated the City already had a high concentration of similar types of business within the City, he felt there should be a community-wide moratorium on liquor stores. He noted all parties were in agreement the ordinance was flawed and he felt appropriate action would be to adopt the urgency ordinance to correct the issues before additional problems were created.

On motion by Councilmember Davis, seconded by Councilmember Conley, the City Council unanimously adopted the urgency ordinance.

- 5. MARK MARCOTTE/PARK LAKE CONDOMINIUMS REQUESTS APPROVAL OF A USE PERMIT, A VARIANCE FROM MINIMUM SETBACK REQUIREMENTS, A TENTATIVE MAP AND A REZONE TO DEVELOP A 60 UNIT CONDOMINIUM COMPLEX ON APPROXIMATELY 3.2 ACRES LOCATED AT THE SOUTHEAST CORNER OF JAMES DONLON BOULEVARD AND TABORA DRIVE (APN 072-011-062) FILES: UP-04-19, Z-04-03, V-04-14#202-10**

Staff recommended the item be continued to July 26, 2005.

On motion by Councilmember Conley, seconded by Councilmember Simonsen the City Council unanimously continued this item to July 26, 2005.

6. **RESOLUTION 2005/66 - EVANGELHO SUBDIVISION/ JANIN ASSOCIATES (BERMUDA II) REQUESTS APPROVAL OF A NEW PLANNED DEVELOPMENT, ASSOCIATED REZONING TO PLANNED DEVELOPMENT (PD), USE PERMIT, AND MINOR SUBDIVISION FOR THE CONSTRUCTION OF THREE SINGLE FAMILY HOMES. THE PROJECT SITE IS APPROXIMATELY ONE ACRE AND IS LOCATED AT 1840 EAST EIGHTEENTH STREET (APN 051-170-048) PD-05-02, UP-05-05#202-03**

Senior Planner Wehrmeister presented the staff report dated June 9, 2005 recommending the City Council take the following actions: A) Introduce the ordinance by title only; B) Introduce the ordinance to change the zoning of the project site to Planned Development District (PD); and C) Adopt the resolution approving a Final Planned Development, Parcel Map and Use Permit.

Mayor Freitas declared a recess at 8:09 P.M. The meeting reconvened at 8:21 P.M. with all Councilmembers present.

Mayor Freitas directed staff to insert language into project specific condition #55 indicating the applicant would construct concrete curb, gutter and sidewalk.

Andrew Morris, representing Janin Associates, stated they were in agreement with the conditions of approval and were looking forward to the completion of Bermuda Way. He recognized the Campbells' for being cooperative and clarified the completion of the cul-de-sac would be concrete as per City standards.

Mayor Freitas closed the public hearing.

On motion by Councilmember Conley, seconded by Councilmember Simonsen, the City Council unanimously: A) Introduced the ordinance by title only; B) Introduced the ordinance to change the zoning of the project site to Planned Development District (PD), and; C) Adopted the resolution approving a Final Planned Development, Parcel Map and Use Permit, with the following addition:

#55. Clarify the applicant shall construct from concrete; full curb, gutter and sidewalk

COUNCIL REGULAR AGENDA

7. **RESOLUTION NO. 2005/69 AUTHORIZING THE MAYOR TO EXECUTE THE MEMORANDUM OF UNDERSTANDING AMONG THE BAY AREA RAPID TRANSIT DISTRICT, THE CITY OF ANTIOCH, AND OTHER EASTERN CONTRA COSTA COUNTY AGENCIES.....#1107-03**

City Manager Jakel presented the staff report dated June 22, 2005 recommending the City Council provide comments on the Memorandum of Understanding and authorize its execution by the Mayor, incorporating any modifications.

Following discussion regarding the City of Oakley's correspondence related to their position on the MOU, the City Council agreed the MOU needed flexibility in the language regarding the targets beyond the City's existing General Plans, however they did not support any changes to language in the dispute resolution as it related to an opt out clause.

City Manager Jakel reported City Attorney Galstan had suggested the following sentence be deleted from the MOU – "The allowance of higher density development within a specific plan area shall be as-of-right and not subject to conditional approvals by planning commissions or city councils" to be replaced with: "Each city's specific plan or general plan shall accommodate higher densities at the eBART, TOD station locations or sites."

Councilmember Kalinowski stated he would be supporting the following motion, although he had concerns related to the effectiveness of eBART as a feeder into the BART system. He added BART would need to be constructed prior to high-density development.

On motion by Councilmember Conley, seconded by Councilmember Simonsen the City Council authorized the execution of the Memorandum of Understanding by the Mayor incorporating the following:

- Deleting: The allowance of higher density development within a specific plan area shall be as-of-right and not subject to conditional approvals by planning commissions or city councils.
- § Replacing the previous sentence with: "Each city's specific plan or general plan shall accommodate higher densities at the eBART, TOD station locations or sites."

The original motion was amended to include the following:

- § Motion to authorize City Manager Jakel, City Attorney Galstan and Mayor Freitas to make minor changes if deemed necessary. Any significant changes will be subject to City Council approval

The motion was unanimously approved.

8. RESOLUTION NO. 2005/67 MODIFYING CONDITION 29 OF RESOLUTION 2004/106 APPROVAL OF A USE PERMIT AND TENTATIVE MAP FOR THE BAYWOODS APARTMENT COMPLEX CONVERSION TO CONDOMINIUM (AGI CAPITAL GROUP, INC.) UP-03-24, PW 673.....#202-10

Assistant City Engineer Bernal presented the staff report dated June 21, 2005 recommending the City Council adopt the resolution modifying Condition 29 of Resolution 2004/106 to say: *Approval of a Use Permit and Tentative Map for the Baywoods Apartment Complex conversion to Condominium UP-03-24, PW 673.*

Eric Tao, representing AGI Capital presented the City Council with revised wording for project specific condition #29, which he noted supported the original intent of the condition.

Attorney Riback and Director of Community Development Brandt indicated the revised wording, as being presented to Council by the applicant, was acceptable to City staff.

Councilmember Kalinowski stated due to recent allegations against the Mayor, he would not be supporting any future development program coming forward from this project's consultant.

On motion by Councilmember Simonsen, seconded by Councilmember Davis the City Council unanimously adopted the resolution modifying project specific condition #29 of Resolution 2004/106 as follows:

“ all revisions and repairs to the exiting development necessary to achieve conformance with the conditions included in this resolution be completed prior to the approval of the final map. A single final map shall be acceptable, subject to the City Engineer’s approval, and may be filed provided the common area and buildings A, E, F, H, J, K, L, M, and N, as depicted on Exhibit “A”@ must be deemed complete by the City Engineer. Prior to filing the final map, the applicant shall provide a surety in a form acceptable to the City Attorney in the amount of \$200,000. If applicant enters into a sales contract for any unit in buildings B, C, D, or G before all improvements to such building is approved by the City Engineer, applicant shall forfeit to City \$50,000 per unit. Applicant may offer units for sale in any buildings B, C, D or G only upon completion of such building as required by the conditions of approval and release of such building by the City Engineer.”

9. RESOLUTION DENYING WITHOUT PREJUDICE THE APPLICATION OF SIMPSON HOUSING SOLUTIONS, LLC, FOR THE LAKESIDE VILLAGE FAMILY APARTMENTS PROJECT UP-04-20, PW 357-04-32, Z-05-02#202-10

Mr. Riback reported he had received information from the applicant and property owner advising they had reached an agreement on the purchase and acquisition of the spite strip.

He stated the applicant was requesting consideration of the project this evening, however he advised Council this was not the item on the Council's agenda and questioned whether or not the applicant might wish to address the Council, suggested they want to request it be placed on the next agenda.

Ralph Garrow Jr. reported, based on a letter received this evening from Mr. Boseman, a verbal agreement had been reached regarding the spike strip property. In addition, he noted they had received a draft legal agreement consistent with the verbal agreement, which should be finalized within the next week. He further noted with the conditions on the tentative combined with the verbal agreement, they did not believe Council should delay or deny the project due to property related issues.

Mo Mohanna, representing Simpson Housing Solutions, had, to the best of his ability, satisfied all the issues brought forward by staff, Design Review Board, Planning Commission and the Lake Alhambra Property Owners Association. He noted it was their

understanding from staff the project would be exempt from the RDA process and noted they had agreed to 6 lots at the request of the LAHOA. He reported they were providing affordable family housing as needed in the community and urged the City Council to take action or provide any concerns so they could be addressed.

In response to Councilmember Simonsen, he reported the submittal deadline for the Tax Credit Allocation Committee was July 14, 2005 and if they did not make this deadline, they would lose site control and the project would die.

Councilmember Kalinowski stated he did not think this was an appropriate location for a low income apartment project and felt now was the time to set a higher standard for the community. He stated he would like this item re-agendized as an action item for the next available Council date.

City Engineer/Community Development Director Brandt clarified the City requires projects with over 4 single-family residential units to go through the RDA process, however, he believed the Planning Commission suggested this application be exempt as they were adding units at the request of the adjoining property owners.

Councilmember Simonsen stated based on the pending agreement, he did not feel adoption of the resolution on this agenda would be an appropriate action. He voiced his support to reagendize the application with staff's clarification on the appeal process. He agreed the project should be exempt from the RDA process due to the fact the applicant has added the units in response to a request from the Lake Alhambra Property Owners Association.

Mayor Freitas cautioned the City Council they have been very consistent throughout the entire implementation process not to exclude the RDA process where it is applicable.

Councilmember Conley cautioned the applicant, if this project went through the RDA process at a regular Council meeting, it would be a lengthy process and he would need the authority to make adjustments to the application both monetary and in design.

Mr. Mohanna stated if it was Council's desire, proven by a majority vote, the multifamily be approved, he suggested the single family portion be segregated out for further debate and to address the RDA issue. This would allow them to meet the deadline for the Tax Credit program.

Following discussion, the City Council agreed if the single family portion of the project was more than 4 units, it would be required to go through the RDA process.

A motion by Councilmember Simonsen, seconded by Councilmember Kalinowski to reagendize the application for July 12, 2005 was withdrawn.

On motion by Councilmember Simonsen, seconded by Councilmember Kalinowski the City Council unanimously directed staff to place this item on the July 12, 2005 agenda and include addressing all policy issues at that time.

10. RESOLUTION APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AND SALE AGREEMENT AND RELATED DOCUMENTS WITH RESPECT TO THE SALE OF THE SELLER'S VEHICLE LICENSE FEE RECEIVABLE FROM THE STATE; AND DIRECTION AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH
.....#409-01

Finance Director Tasker presented the staff report dated June 21, 2005 recommending the City Council adopt a resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement.

On motion by Councilmember Conley, seconded by Councilmember Simonsen the City Council moved to not participate in the program. The motion carried by the following vote:

Ayes: Davis, Conley, Simonsen and Freitas
Noes: Kalinowski

Mayor Freitas declared a recess at 9:37 P.M The meeting reconvened at 9:47 P.M with the exception Kalinowski who arrived at 9:48 P.M

11. RESOLUTION NO 2005/70 APPROVING AND ADOPTING AN ANNUAL OPERATING BUDGET AND CAPITAL IMPROVEMENT BUDGET FOR FISCAL YEAR 2005-06 AND THE 2005-10 CAPITAL IMPROVEMENT PROGRAM AND APPROPRIATING THE FUNDS NECESSARY TO MEET THE EXPENDITURES SET FORTH THEREIN AND REVISING THE 2004-05 OPERATING BUDGET
.....#410-02

Discussion ensued regarding the 2005-2006 Proposed Budget with the City Council giving the following direction:

- § City Manager Jakel provide City Council with first draft form of the Budget Message for input prior to it being incorporated into the document.
- § Identify elected positions on the Position Master
- § Animal Control Support B verify which figure (\$360,000 or \$369,000) is accurate and make corrections throughout the document
- § Page P-6 B modify to include sworn as well as sworn and CSOs police personnel

Following discussion, Finance Director Tasker summarized the Council direction and stated he would be adjusting the 2004-05 operating budget as follows: A) Adding \$25,000 for the equipment for the police department; B) Remove \$80,000 from recreation placing it into the General Fund; C) Adjust numbers for the Enterprise Fund to reflect the fact the operational reorganization proposed has been postponed; D) Reinstate \$10,000 for the Police

Department Training budget; E) Adjust final numbers by approximately \$125,000 into all funds from costs off of medical etc., and; F) Put Prewett Park in next fiscal year.

Councilmember Kalinowski requested staff provide the 2006-07 base budget, and then show and identify any changes.

Councilmember Conley suggested starting next years budget review with the mid-year update.

On motion by Councilmember Conley, seconded by Councilmember Davis the City Council unanimously adopted the resolution approving and adopting an annual operating budget and Capital Improvement Budget for Fiscal Year 2005-06 and the 2005-10 Capital Improvement program and appropriate the funds necessary to meet the expenditures set forth therein with revision to the 2005-06 operating budget including the revisions as previously outlined by Finance Director Tasker.

Mayor Freitas adjourned to the Antioch Public Financing Authority with all Authority Members present.

ANTIOCH PUBLIC FINANCING AUTHORITY

12. RESOLUTION 2005/71 ADOPTION OF THE CITY OF ANTIOCH PUBLIC FINANCING AUTHORITY 2005-06 ANNUAL BUDGET AND REVISING THE 2004-05 BUDGET#410-02

On motion by Authority Member Kalinowski, seconded by Authority Member Conley the Public Financing Authority unanimously adopted the resolution.

Chairperson Freitas adjourned to the Antioch Development Agency with all Agency Members present.

ANTIOCH DEVELOPMENT AGENCY

13. ADA NO-401 ADOPTION OF THE ANTIOCH DEVELOPMENT AGENCY BUDGET FOR 2005-06 AND REVISING THE 2004-05 BUDGET.....#410-02

On motion by Agency Member Conley, seconded by Agency Member Simonsen the Antioch Development Agency unanimously adopted the resolution.

14. APPROVAL OF AGENCY WARRANTS#401-02

Agency Member Conley expressed concern regarding warrant #86685 Contra Costa County Rehab Brochures for the amount of \$52,331.30. He requested the amount and title be checked and adjusted if necessary. He noted if the amount was correct he suggested looking for a less expensive printer.

On motion by Agency Member Kalinowski, seconded by Agency Member Davis the Antioch Development Agency unanimously approved the warrants with the understanding an adjustment may occur related to warrant #86685.

Chairperson Freitas adjourned to the Antioch City Council with all Councilmembers present.

PUBLIC COMMENTS - None

STAFF COMMUNICATIONS

City Manager Jakel reported the tug operator volunteered in previous years to haul the barge for the City's fireworks display had said he would not be able to participate in 2005. He stated there would be a charge of over \$5,000 with no assurance the 4th of July group would be able to raise the funds therefore it had to become incumbent upon the City to locate the funds to make certain the fireworks display occurs. He stated as a result the staff had begun the process of pricing out the various levels of support given to all community events.

On motion by Councilmember Conley, seconded by Councilmember Davis the City Council unanimously placed consideration of funding up to \$6000 for the fireworks presentation on the agenda with the understanding the \$6000 may be repaid by the organization raising funds.

Councilmember Kalinowski stated it was his understanding this was a one-time bailout and requested staff provide an explanation as to what had occurred.

City Manager Jakel clarified the funding would come from the City Manager's fund.

On motion by Councilmember Conley, seconded by Councilmember Davis, the City Council unanimously approved funding up to \$6,000 for the fireworks presentation and requested the Agency reimburse the City if possible.

City Manager Jakel reminded the City Council interviews would be occurring on June 29, 2005 for the Master Waterfront Developers, which was scheduled to begin at 8:30 A.M at the Corporation Yard. He announced the City of Antioch would be hosting the Mayor's Conference on July 7, 2005 at the Lone Tree Golf Course.

COUNCIL COMMUNICATIONS

Mayor Freitas thanked Mr. Riback for filing in for City Attorney Galstan this evening.

Mayor Freitas announced a service would be held at 11:00 A.M on June 30, 2005 at Golden Hills Church for Public Works Inspector, Tim Harris who passed away suddenly. On behalf of the City Council he expressed sympathy to Mr. Harris' family and fellow employees.

ADJOURNMENT

With no further business, Mayor Freitas adjourned the meeting in honor of Tim Harris at 10:40 P.M to the next regular Council meeting on July 22, 2005.

Respectfully Submitted

L. JOLENE MARTIN, CMC

Approved

DONALD P. FREITAS, Mayor

Attest

L. JOLENE MARTIN, CMC