

Notice of Availability of Reports

This agenda is a summary of the actions proposed to be taken by the City Council. For almost every agenda item, materials have been prepared by the City staff for the Council's consideration. These materials include staff reports which explain in detail the item before the Council and the reason for the recommendation. The materials may also include resolutions or ordinances which are proposed to be adopted. Other materials, such as maps and diagrams, may also be included. All of these materials are available at the City Clerk's Office during normal business hours for inspection and (for a fee) copying. Copies are also made available at the Antioch Public Library for inspection. Questions on these materials may be directed to the staff member who prepared them, or to the City Clerk's Office, who will refer you to the appropriate person.

Notice of Opportunity to Address Council

The public has the opportunity to address the Council on each agenda item. To address the Council, fill out a yellow Speaker Request form, available on each side of the entrance doors, and hand it to the City Clerk. See the Speakers' Rules on the inside cover of this Agenda. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section.

5:45 P.M.. ROLL CALL for Closed Sessions

PUBLIC COMMENTS for Closed Sessions

CLOSED SESSIONS – 1)CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.

Significant exposure to litigation, one case. This closed session is authorized by Government Code §54956.9(b)(1).

2)CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Administrative Civil Liability Complaint No. R5-2006-0512 issued by the California Regional Water Quality Control Board - Central Valley Region to the City of Antioch and Somersville-Gentry, Inc. This Closed Session is authorized by Government Code §54956.9(a)

3)AGENCY/COUNCIL CONFERENCE WITH REAL PROPERTY NEGOTIATORS – Negotiations with the City Manager/Executive Director and Economic Development Director concerning a Master Disposition and Development Agreement with Arcadis/Rivertown Development LLC regarding the terms of any conveyance of City and/or Agency property in the downtown area and along the Antioch waterfront (Redevelopment Agency Project Area No. 1 plus some adjoining areas). This Closed Session is authorized by Government Code §54956.8

No reportable action

7:00 P.M ROLL CALL

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

PUBLIC COMMENTS—*Only unagendized issues will be discussed during this time*

1. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR JUNE 27, and JULY 11, 2006 (#301-02)

Recommended Action: Motion to approve the minutes

Approved

COUNCIL CONSENT CALENDAR–Continued

- B.** APPROVAL OF COUNCIL WARRANTS (#401-01) **Approved**
Recommended Action: Motion to approve the warrants
- C.** STATEMENT OF INVESTMENT POLICY#101-04) **Hold to 9/12/06**
Recommended Action: Motion to approve the report
- D.** REJECTION OF CLAIM (#704-07) **Denied**
1. Joyce Smith-Brown, #06/07-1657 (vehicle tow)
Recommended Action: Motion to deny the claim
- E.** LEGISLATION AND ADVOCACY (#701-04) **Received**
Recommended Action: Motion to receive and file
- F.** AUTHORIZATION TO HIRE A COMMUNITY CENTER PROJECT MANAGER (#509-03) **Reso 2006/83, 5/0;**
contact Tom McNell & other interested parties when item going to be heard by P&R
Recommended Action: 1) Motion to adopt the resolution, and
2) Motion to amend the fiscal year 2006/07 Operating and CIP budgets
- G.** RESOLUTION APPROVING FINAL MAP AND IMPROVEMENT PLANS AND RESOLUTION ACCEPTING GRANT DEED FOR ONE-FOOT STRIPS FOR NELSON RANCH UNIT 2 SUBDIVISION, (STANDARD PACIFIC HOUSING), TRACT NO. 8850 AND ANNEXING TO THE CITY WIDE LIGHTING AND LANDSCAPING DISTRICT 1, ZONE 1 (PW 547-2) (#802-02) **Reso 2006/84, 5/0**
Reso 2006/85, 5/0
Recommended Action: Motion to adopt the resolutions
- H.** RESOLUTION FINDING WILLIAM LYON HOMES (SAND CREEK RANCH DEVELOPMENT) IN GOOD FAITH COMPLIANCE WITH THE TERMS AND CONDITIONS OF THE DEVELOPMENT AGREEMENT FOR THE 2005 CALENDAR YEAR (#802-02) **Reso 2006/86, 5/0**
Recommended Action: Motion to adopt the resolution
- I.** CONSIDERATION OF BIDS FOR THE SIERRA CRETE PAVEMENT ROADWAY REPAIRS (P.W. 392-23) (#1102-04) **Approved**
Recommended Action: Motion to award the project to the low bidder MCK Services Inc

COUNCIL CONSENT CALENDAR—Continued

- J. AUTHORIZE ADDITIONAL ENGINEERING SERVICES TO BKF ENGINEERS, INC. FOR ADDITIONAL RIGHT-OF-WAY ENGINEERING SERVICES AND DESIGN WORK FOR SAKURAI STREET (P.W. 528-SP1) (#1102-04)

Approved

Recommended Action: Motion to approve the request

END OF COUNCIL CONSENT CALENDAR

PUBLIC HEARINGS

2. RESOLUTION DECLARING FORMATION OF LANDSCAPE, LIGHTING AND PARK MAINTENANCE ASSESSMENT DISTRICT, APPROVING ENGINEER'S REPORT WITHOUT MODIFICATION, LEVYING ASSESSMENTS FOR 2006-07, AND ORDERING LANDSCAPING, LIGHTING AND PARK MAINTENANCE SERVICES FOR BLACK DIAMOND RANCH LANDSCAPE, LIGHTING AND PARK MAINTENANCE ASSESSMENT DISTRICT NO. 2A-10, LOCATED NORTH OF BUCHANAN ROAD, WEST OF SOMERSVILLE ROAD AND NORTH AND SOUTH OF JAMES DONLON BLVD (#806-03)

Reso 2006/87, 5/0

Recommended Action: Motion to adopt the resolution

3. LA PALABRA DIOS IS APPEALING THE PLANNING COMMISSION'S DECISION TO DENY A USE PERMIT FOR RELIGIOUS ASSEMBLY LOCATED AT 611 WEST THIRD STREET. (APN: 066 062 015) UP 06 05 (#202-10) (*Public Hearing Closed, Con't from 8/8/06*)

Reso 2006/88, 4/1-S abstain;

Over rule PC's decision & approve the UP

Recommended Action: Motion to uphold the Planning Commission's denial of a Use Permit

END OF PUBLIC HEARINGS

COUNCIL REGULAR AGENDA

4. STUDY SESSION RE: DISCUSSION OF THE GENERAL PLAN CONSISTENCY OF A CONCEPTUAL DEVELOPMENT PLAN FOR THE ZEKA PROPERTY, LOCATED WITHIN THE SAND CREEK FOCUS AREA WEST OF EMPIRE MINE ROAD (#202-01)

Direction given to applicant & staff

Recommended Action: Motion to hold Study Session and provide feedback and direction to the applicant on the consistency of certain aspects of the proposal with the City's General Plan

5. DISCUSSION OF INFORMATION FROM COMMUNITY FORUM HELD ON JULY 22 AND THE NEXT STEPS TO BE UNDERTAKEN (#301-01)

**Council report from forum to 9/12;
next forum Sat 9/16/06 8:30 – 1pm.**

Recommended Action: Motion to provide direction to staff related to the next steps as a follow-up to the July 22nd Community Forum

COUNCIL REGULAR AGENDA—Continued

6. URGENCY ORDINANCE DECLARING AN INTERIM STUDY PERIOD (“MORATORIUM”) FOR MASSAGE PARLORS AND OTHER ESTABLISHMENTS PRIMARILY PROVIDING MASSAGE SERVICES IN ALL ZONING DISTRICTS (#701-05)

Ord 1075-C-S, 5/0

Recommended Action: Motion to adopt the urgency ordinance (4/5 vote required)

7. CITY COUNCIL POLICY RELATED TO RESPONDING TO PUBLIC COMMENTS ON THE CITY COUNCIL AGENDA (#301-01)

No action

Recommended Action: Provide direction to staff

8. **ANTIOCH DEVELOPMENT AGENCY CONSENT CALENDAR**

- A. APPROVAL OF COUNCIL WARRANTS (#401-01)

Approved

Recommended Action: Motion to approve the warrants

- B. AMEND THE 2005/06 ANTIOCH DEVELOPMENT AGENCY BUDGET BY (1) APPROPRIATING \$82,010.33 TO THE LOW AND MODERATE CIP BUDGET AND (2) TRANSFERRING FUNDS IN THE AMOUNT OF \$82,010.33 FROM THE LOW AND MODERATE INCOME HOUSING BUDGET TO THE LOW AND MODERATE CIP BUDGET (#410-02)

Reso ADA-412, 5/0

Recommended Action: Motion to adopt the resolution re-allocating Appropriations in the 2005/06 Fiscal Year Budget to include the transfer of funds from the Low and Moderate Housing Budget to the Low and Moderate Housing Income Housing Capital Improvement Projects Budget in the amount of \$82,010.33

PUBLIC COMMENT

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS

ADJOURNMENT - 11:28 p.m.