

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.

6:45 P.M. ROLL CALL for Closed Session

PUBLIC COMMENTS for Closed Session

CLOSED SESSION — CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –

Significant exposure to litigation pursuant to subdivision (b) of California Government Code §54956.9: Claim of William G. McCullough Co. regarding Downtown Trunk Sewer Improvements, Phase II.

7:00 P.M. ROLL CALL — C/M Kalinowski absent

PLEDGE OF ALLEGIANCE

PROCLAMATIONS – *Philippine Heritage Day, June 12, 2007*

Flag Day, June 14, 2007

Recognition of the 232nd Birthday of the United States Army

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

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

COUNCIL RESPONSE TO PUBLIC COMMENTS

1. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR APRIL 24, 2007 (#301-02)

Recommended Action: Motion to approve the minutes

3/1/ F abstain

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

Recommended Action: Motion to approve the warrants

Approved

COUNCIL CONSENT CALENDAR — Continued

C. REJECTION OF CLAIMS (#704-07)

Denied

1. Nordin Anderson, #06/07-1731 (property damage)
2. Ruth Neal, #07/08-1739 (property damage)

Recommended Action: Motion to deny the claims

D. LEGISLATION AND ADVOCACY (#701-04)

Received

Recommended Action: Motion to receive and file

E. CONSIDERATION OF BIDS FOR THE JAMES DONLON BOULEVARD ROADWAY REHABILITATION, PHASE II (PW 368-4) (#1102-04)

Approved

Recommended Action: Motion to award the project and the alternate bid item to the low bidder in the amount of the unit prices bid

F. APPROVE AWARD OF PROPOSAL NO. 968-0508-07F FOR THE ROADWAY MAINTENANCE REPAIRS TO ADJUST UTILITIES TO GRADE PROJECT (#601-02)

Approved

Recommended Action: Motion to award to the low bidder, Union City Construction, for the total project cost of \$60,805.00

G. APPROVE AWARD OF PROPOSAL NO. 968-0503-07F FOR THE SUNSET DRIVE IMPROVEMENT PROJECT (#601-02)

Approved

Recommended Action: Motion to award to the low bidder, Granite Construction Company, for the total project cost of \$130,311.50

H. APPROVE AWARD OF PROPOSAL NO. 968-0504-07F FOR THE DAVISON DRIVE PAVEMENT REHABILITATION PROJECT (#601-02)

Approved

Recommended Action: Motion to award to the low bidder, Granite Construction Company, for the total project cost of \$234,716.50

I. RESOLUTION AUTHORIZING SUBMITTAL OF APPLICATIONS TO ABAG REQUESTING "PRIORITY DEVELOPMENT AREA" DESIGNATION OF PORTIONS OF THE RIVERTOWN FOCUS AREA AND THE SR4 INDUSTRIAL FRONTAGE FOCUS AREA LOCATED WITHIN THE CITY OF ANTIOCH (#202-01)

Reso 2007/41, 4/0

Recommended Action: Motion to adopt the resolution

COUNCIL CONSENT CALENDAR — Continued

- J.** RESOLUTION ACCEPTING COMPLETED IMPROVEMENTS FOR MARKLEY CREEK PARK AT BLACK DIAMOND RANCH SUBDIVISION, TRACT NO. 7487 (BLACK DIAMOND LAND INVESTORS, LLC) PW 512-P (#1402-03)
Reso 2007/42, 4/0
Recommended Action: Motion to adopt the resolution
- K.** RESOLUTION ACCEPTING WORK AND DIRECTING CITY ENGINEER TO FILE A NOTICE OF COMPLETION AND AUTHORIZING FINAL PAYMENT TO PACIFIC STATES ENVIRONMENTAL CONTRACTORS, INC FOR THE INTERIM SITE STABILIZATION WORK FOR MARKLEY CREEK (#814-04)
Reso 2007/43, 4/0
Recommended Action: Motion to adopt the resolution
- L.** APPROVAL TO COMPLETE REPAIR WORK ON SIERRA CRETE CATEGORY II STREETS, (PW 392-23) (#1102-04)
Approved
Recommended Action: Motion to approve an extension of the existing contract for MCK Services, Inc. for additional Sierra Crete Category II Street Repair Work
- M.** CONSIDERATION OF BIDS FOR THE LANDSCAPE IMPROVEMENTS AT VARIOUS LOCATIONS WITHIN THE CITY OF ANTIOCH (PW 225-L) (#806-03)
Reject Bid
Recommended Action: Motion to reject the bid

END OF COUNCIL CONSENT CALENDAR

PUBLIC HEARINGS

- 2.** THE POINTE PRELIMINARY DEVELOPMENT PLAN – DISCOVERY BUILDERS, INC. REQUESTS REVIEW OF A PRELIMINARY DEVELOPMENT PLAN FOR THE DEVELOPMENT OF UP TO 72 SINGLE FAMILY HOMES ON APPROXIMATELY 21 ACRES LOCATED WEST OF THE INTERSECTION OF SOMERSVILLE ROAD AND JAMES DONLON BOULEVARD (APN: 089-160-009). PDP-06-03 (#202-03)
Direction Provided
Recommended Action: Motion to provide direction to the applicant regarding the Final Development Plan submittal

PUBLIC HEARINGS — Continued

3. THE ORCHARD AT SLATTEN RANCH/CAPITAL AND COUNTIES USA, INC. REQUESTS APPROVAL OF A FINAL DEVELOPMENT PLAN AND A USE PERMIT FOR A PROPOSED PROJECT LOCATED ON THE WEST SIDE OF EMPIRE AVENUE, NORTH OF THE SLATTEN RANCH AND EMPIRE SHOPPING CENTERS, IN SOUTHEAST ANTIOCH BOUNDED ON THE WEST BY THE FUTURE NORTHERN EXTENSION OF SLATTEN RANCH ROAD, EAST OF THE STATE ROUTE 4 BYPASS (APNS 056-120-060, 050, 051). FILE: PD-06-05, UP-06-32 (#202-03)

Recommended Action: A) Motion to introduce the ordinance by title only; and,
B) Motion to introduce the ordinance rezoning approximately 13.64 acres making up the project site to the Planned Development District (PD);
to 6/26/07 for adoption
C) Motion to approve the resolution adopting a Mitigated Negative Declaration and Mitigation and Monitoring Reporting Program and approving a Final Development Plan and Use Permit.
Reso 2007/44, 4/0 w/ changes

COUNCIL REGULAR AGENDA

4. APPOINTMENTS TO BOARD OF ADMINISTRATIVE APPEALS TO FILL 4 VACANCIES (3 EXPIRED TERMS/1 UNEXPIRED TERM) (#302-12)

**Busenbarrick, Rouse full terms
Fitzer unexpired term to 2009
Schleder, Alternate to 2009**

Recommended Action: Motion to make appointments deemed appropriate

5. UPDATE ON THE WILBUR AVENUE/EAST EIGHTEENTH STREET ANNEXATION (#202-02)

Received

Recommended Action: Motion to receive the update

AGENCY REGULAR AGENDA

6. KARP/BASES LOADED - TENTATIVE ALLOCATION REQUEST AND REVIEW OF DRAFT RESTAURANT INCENTIVE AGREEMENT - 601 W. 4th STREET (#901-01)

Increase from \$250 to \$300k

Recommended Action: Motion to determine whether to increase the tentative allocation and provide comments on the draft Restaurant Incentive Agreement

7. EXCLUSIVE NEGOTIATING AGREEMENT FOR 5 MONTHS WITH RIVERTOWN PARTNERS I, LLC REGARDING REDEVELOPMENT OF PROPERTY AT 801 W. 2ND STREET (#901-01)

Approved

Recommended Action: Motion to authorize the Executive Director to execute the proposed agreement

PUBLIC COMMENT

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS

ADJOURNMENT *11:35 p.m. in memory of Mickie Lowry to June 19, 2007*