

### **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, located on the 1<sup>st</sup> floor of City Hall, 3<sup>rd</sup> and H Streets, Antioch, CA 94509, 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.

**6:15 P.M. ROLL CALL** for Closed Sessions

**PUBLIC COMMENTS** for Closed Sessions

#### **CLOSED SESSIONS:**

**1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** – This Closed Session is authorized by California Government Code §54956.9(a): Evangelho v. City of Antioch; William G. McCullough Co., Contra Costa Superior Court, Case 07-02205; City of Antioch v. Evangelho et al., Contra Costa Superior Court, Case Nos. C06-02345, C06-02391, C06-02392

**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. re: Markley Creek; SPPI-Somersville, Inc. et al. v. TRC et al. (USDC N.D. Cal Case No C04-2648 SI); SPPI-Somersville, Inc. et al. v. Chevron (USDC N.D. Cal. Case No. C07-05824 SI). This Closed Session is authorized pursuant to Government Code §54956.9 (a).

***No reportable action***

**7:00 P.M. ROLL CALL – All Present**

**PLEDGE OF ALLEGIANCE**

**PROCLAMATION – Steven Sachs, Retiring CDBG Representative  
added: Holiday De-Lites, December 6, 2008**

**PRESENTATION – Nunn / Wilson Fundraising Program**

**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 OCTOBER 14, 2008**

***Approved***

Recommended Action: Motion to approve the minutes

**B. APPROVAL OF COUNCIL WARRANTS**

***Approved***

Recommended Action: Motion to approve the warrants

**C. REJECTION OF CLAIMS**

***Denied***

1. Lynn Confetti-Ledbetter 08/09-1835 (personal injury).
2. Karla Manahan 08/09-1846 (property damage)

Recommended Action: Motion to reject the listed claims

**D. LEGISLATION AND ADVOCACY**

***Received***

Recommended Action: Motion to receive and file

**E. AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS FOR THE PREWETT PARK COMMUNITY FACILITIES PROJECT (ANTIOCH COMMUNITY CENTER) 4703 LONE TREE WAY (PW PROJECT – 567-C)**

***Approved***

Recommended Action: Motion to authorize the City to advertise for construction bids for the Prewett Park Community Facilities Project (Antioch Community Center) including the three prioritized additive alternates

**F. APPROVAL OF CONTRACT FOR DESIGN AND ENGINEERING SERVICES BY RHAA FOR THE REDESIGN OF THE EASTERN PARKING LOT AND CENTER MEDIAN AT PREWETT PARK**

***Approved***

Recommended Action: Motion to award a contract to RHAA in the amount of \$70,899 for design services for the Prewett Park eastern parking lot and center median redesign

**G. APPROVE AWARD OF ANNUAL CONTRACT TO PURCHASE ASPHALT AND STREET MATERIALS, BID NO. 745-1001-09F**

***Approved***

Recommended Action: Motion to approve award of Bid No. 745-1001-09F, for the Annual Contract to Purchase Asphalt and Street Materials, to Antioch Building Materials for a total annual expenditure of approximately \$600,000.00

**COUNCIL CONSENT CALENDAR — Continued**

- H. CANCELLATION OF CONTRACT TO ACQUIRE PROPERTY AT 1323 W. 4<sup>TH</sup> STREET (APN 066-121-009) (ARATA)

**Received**

Recommended Action: Motion to receive and file the report

**END OF COUNCIL CONSENT CALENDAR**

**PUBLIC HEARING**

2. SUBSTANTIAL AMENDMENT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN FOR FISCAL YEAR 2008-09 TO INCLUDE THE NEIGHBORHOOD STABILAZATION PROGRAM

**Reso 2008/103, 5/0**

Recommended Action: Motion to adopt the substantial amendments to the Community Development Block Grant (CDBG) Action Plan for Fiscal Year 2008-09 in order to receive \$4,049,228 from the HUD Neighborhood Stabilization Program

**COUNCIL REGULAR AGENDA**

3. CITY OF ANTIOCH CELEBRATION AND CONTEST EVENT IN HONOR OF DR. MARTIN LUTHER KING

**Approved**

Recommended Action: Motion to approve first annual City of Antioch contest and celebration in honor of Dr. Martin Luther King and appropriate \$6000 for the event

**4. AGENCY CONSENT CALENDAR**

- A. APPROVAL OF AGENCY WARRANTS

**Approved**

Recommended Action: Motion to approve the warrants

- B. CONSIDERATION AND APPROVAL OF THE REALLOCATION OF ANTIOCH DEVELOPMENT AGENCY LOW INCOME HOUSING FUNDS FROM FISCAL YEAR 2007-08 TO THE FIRST TIME HOMEBUYER PROGRAM FOR FISCAL YEAR 2008-09

**Reso ADA-431, 5/0**

Recommended Action: Motion to approve the reallocation of funds from Fiscal Year 2007-08 to Fiscal Year 2008-09 in the amount of \$201,510 for continuation of the First Time Homebuyer program

**PUBLIC COMMENT**

**STAFF COMMUNICATIONS**

**COUNCIL COMMUNICATIONS**

**ADJOURNMENT – 8:35 p.m. to December 9, 2008 @ 6:00 p.m.**