

**CITY COUNCIL MEETING
INCLUDING THE ANTIOCH CITY COUNCIL
ACTING AS SUCCESSOR AGENCY/HOUSING SUCCESSOR
TO THE ANTIOCH DEVELOPMENT AGENCY**

**Special/Regular Meeting
7:00 P.M.**

**September 10, 2013
Council Chambers**

5:30 P.M. - CLOSED SESSION

1. **CONFERENCE WITH LABOR NEGOTIATORS** – This Closed Section is authorized by California Government Code Section 54957.6. City designated representatives: Michelle Fitzer, Denise Haskett, and Glenn Berkheimer; Employee organizations: Management and Confidential Units
2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant exposure to litigation pursuant to California Government Code Section 94956.9(d)(2): Claim of Albert Seeno Construction Co. and Discovery Builders, Inc., regarding fee credit dispute related to Mira Vista Hills Subdivision
3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Initiation of Litigation pursuant to California Government Code Section 54956.9(d)(4): 1 potential case.
4. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS** – Property: 074-080-029; Agency Negotiators: Jim Jakel, Michelle Fitzer, Brian Nunnally; Negotiating Parties: MESA OUTDOOR, LLC; Under Negotiation: price and terms of payment.

SPECIAL MEETING

Mayor Harper called the Special Meeting to order at 6:20 P.M., and City Clerk Simonsen called the roll.

Present: Council Members Rocha, Tiscareno, Agopian and Mayor Harper
Absent: Council Member Wilson

City Manager Recruiter to discuss qualifications and experience for the City Manager position.

City Manager Jakel introduced Phil McKenney, City Manager Recruiter for the City of Antioch.

Mr. McKenney gave a brief overview of the process for recruiting a City Manager and encouraged the public to provide written or oral comments and questions via email or phone. He reported the City had received fourteen (14) applications, to date, and he provided the following timeline for the hiring process:

- Closing deadline for applications, September 30, 2013
- Recruiter screening of candidates, October 2 – 18, 2013
- Return to Council with recommended list of candidates, October 22, 2013
- First Step in final interview process, November 4, 2013

PUBLIC COMMENTS – None

In response to Councilmember Rocha, Mr. McKenney encouraged the Council to participate in the process and generate questions for candidates.

Councilmember Tiscareno thanked Mr. McKenney for the report.

Councilmember Agopian suggested Council allow an additional public comment period for this item at the September 24, 2013 Council Meeting.

Council adjourned to hear the remaining Closed Session item at 6:34 P.M.

Mayor Harper called the Regular Meeting to order at 7:01 P.M., and City Clerk Simonsen called the roll.

Present: Council Members Rocha, Tiscareno, Agopian and Mayor Harper
Absent: Council Member Wilson

City Attorney Nerland reported the City Council had been in Closed Session and gave the following report:

#1 CONFERENCE WITH LABOR NEGOTIATORS, Direction given to staff; **#2 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**, No action was taken; **#3 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**, No action was taken; and **#4 CONFERENCE WITH REAL PROPERTY NEGOTIATORS**, Direction given to staff.

PLEDGE OF ALLEGIANCE

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

PROCLAMATIONS

Contra Costa County Foster Family Network, September 2013
Fall Prevention Awareness Week, Sept. 22-28 2013
Constitution Week, Sept. 17-23 2013

On motion by Councilmember Rocha, seconded by Councilmember Tiscareno, the Council unanimously approved the Proclamations.

Mayor Harper presented the proclamation proclaiming September 22-28, 2013 as *Fall Prevention Awareness Week* to Iris Villegas, Community Outreach Coordinator for Meals on Wheels and Senior Outreach Service, who gave a brief overview of services they provided the community and thanked the City Council for the proclamation.

Mayor Harper announced the *Contra Costa County Foster Family Network* and *Constitution Week* proclamations would be given to the appropriate agency.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Debbie Toth, representing the Bedford Center, invited the community to attend an Italian dinner fundraiser beginning at 6:00 P.M. on October 12, 2013, at the Antioch Senior Center.

Walter Ruehlig, representing the 4th of July subcommittee, announced they had received their 501c status and had voted unanimously to consider the Contra Costa County Fairgrounds venue for next year's event. On behalf of the Interfaith Peace Project, he announced the International Day of Peace celebration would be held at 5:00 P.M. on Sept 22, 2013 at the Seventh Day Adventist Church in Antioch and an evening prayer and peace pole dedication would be held at 5:00 P.M. on September 21, 2013, at the Islamic Center of East Bay.

Dick Lamb, Veteran's Day Planning Committee, invited the community to attend the Veteran's Day Ceremony and Parade starting at 9:30 A.M. on November 11, 2013. He provided a schedule of events and requested the City Council support the use of the event usage of the City's stage and sound system. He discussed efforts to have Antioch native and Medal of Honor recipient Army Staff Sergeant Ty Carter, participate in the event.

Wendy Shearer and members of the Delta Association of Realtors Community Service Foundation announced the Delta Harvest Run would be held on September 15, 2013 beginning at 7:30 A.M. at Liberty High School in Brentwood. She invited the Council to attend a Pasta Feed from 6:00 P.M. – 8:00 P.M. on September 14, 2013, at Diamond Hills Sports Club and Spa.

Councilmember Agopian reported he served on the subcommittee for the Realty group which had presented scholarships to students at every high school in the area.

Al Anthony, Recreation Specialist, invited the community to attend the ribbon-cutting ceremony and exhibition matches at the Multi-use Sports Complex at 10:00 A.M. on October 5, 2013.

Councilmember Rocha announced La Clinica de La Raza was hosting a health event on September 14, 2013 at St. Anthony's Church in Oakley and the African American Coalition was hosting a health expo from 9:00 A.M. – 2:00 P.M. on September 21, 2013, at Pittsburg High School.

City Clerk Simonsen announced the Police Crime Prevention Commission was seeking applications for vacancies on the Commission. Deadline for applications was September 19, 2013 at 5:00 P.M.

PUBLIC COMMENTS

Charles Slatten, Antioch resident, stated he had a petition from citizens residing on Tulip Drive, Poppy Way, and Crestview Drive with regards to cut-through traffic in their neighborhood. He expressed concern for insufficient lighting in the neighborhood and requested the City assist with the reformation of the Next Door Neighborhood Watch program for their area.

Ralph Burns, Antioch resident, thanked Councilmember Agopian for responding to his letter. He agreed with Mr. Slatten with regards to eliminating through traffic in their neighborhood.

Beverly Knight, Antioch resident, requested that Code Enforcement make the property at 2528 Desrys Boulevard, a priority. She provided Council with photos of the violations occurring on the property.

Mayor Harper stated he would forward the information to Code Enforcement.

Nancy Northrop, Antioch resident, requested the City provide resources and shelters to assist the homeless population in Antioch.

Mayor Harper stated City Manager Jakel would get contact information to explain the available resources.

Debbie Rawlings, Antioch resident and Neighborhood Watch Captain, requested the City consider installing a sound wall in the middle and on both sides of James Donlon Boulevard to mitigate noise and light issues.

Mayor Harper thanked Ms. Rawlings for participating in the Neighborhood Watch Program and stated staff would look into her concerns.

Julie Young, Antioch resident, expressed concern that the City had not included property owners in discussions with regards to the construction of the sound wall project at Nelson Ranch Park. She requested the City provide an update on the project.

Mayor Harper referred Ms. Young to City Attorney Nerland, as the contact person on this issue.

COUNCIL SUBCOMMITTEE REPORTS

Councilmember Agopian acknowledged his daughter Heather and son-in-law Ryan and announced the birth of his first grandchild Kaylei Anne on September 9, 2013.

MAYOR'S COMMENTS - None

PRESENTATION

Positive Impact Volunteers and Waste Haulers can have on increasing litter collection, presented by Julie Haas-Wajdowicz

Julie Haas-Wajdowicz gave a brief overhead presentation on the positive impact Volunteers and Waste Haulers had on increased litter collection and the reduction of illegal dumping in Antioch. She invited the community to participate in Coastal Cleanup Day on September 21, 2013.

The City Council thanked Ms. Haas-Wajdowicz for the presentation and her enthusiasm for the City's litter collection programs.

1. **COUNCIL CONSENT CALENDAR**
 - A. **APPROVAL OF COUNCIL MINUTES FOR AUGUST 13, 2013**
 - B. **APPROVAL OF COUNCIL WARRANTS**
 - C. **APPROVAL OF TREASURER'S REPORT FOR JULY 2013**
 - D. **RESOLUTION NO. 2013/48 and RESOLUTION NO. 2013/49 UPDATES TO PREVIOUSLY ADOPTED CITY COUNCIL RESOLUTIONS DIRECTING STAFF TO SUBMIT REVISED REORGANIZATION APPLICATIONS FOR NORTHEAST ANTIOCH TO INCLUDE DETACHMENT FROM COUNTY COMMUNITY SERVICE AREAS (CSA'S) L-100 AND CSA P-6 FOR ANNEXATION AREAS 1 AND 2B, AND DETACHMENT FROM CSA P-6 FOR ANNEXATION AREA 2A. ALL THREE AREAS ARE LOCATED IN NORTHEAST ANTIOCH.**
 - E. **RESOLUTION NO. 2013/50 APPROVING A STREET NAME CHANGE FOR SUNSET DRIVE, EAST OF HILLCREST AVENUE, TO SLATTEN RANCH ROAD**
 - F. **ANNUAL PURCHASE ORDER FOR WATER DISTRIBUTION AND SERVICE MATERIALS**
 - G. **BIDS FOR THE MARINA BOAT LAUNCH FACILITY RESTROOM (P.W. 523-16R)**
 - H. **FIRST AMENDMENT TO THE DESIGN CONSULTANT SERVICE AGREEMENT WITH BEALS ALLIANCE, INC. IN THE AMOUNT OF \$69,443 FOR THE ANTIOCH COMMUNITY PARK SYNTHETIC TURF FIELDS PROJECT (P.W. 394-7F)**
 - I. **RESOLUTION NO. 2013/51 APPROVING THE CLASS SPECIFICATION FOR MARINA LEADWORKER/PROPERTY MANAGER AND ESTABLISHING AN ASSOCIATED SALARY RANGE**

- J. **RESOLUTION NO. 2013/52 APPROVING CLASS SPECIFICATIONS FOR FLEET LEADWORKER, LEAD COLLECTIONS SYSTEMS WORKER, AND LEAD WATER DISTRIBUTION OPERATOR, AND ESTABLISHING ASSOCIATED SALARY RANGES**
- K. **RESOLUTION NO. 2013/53 OF THE CITY COUNCIL OF THE CITY OF ANTIOCH AMENDING THE MASTER FEE SCHEDULE TO INCLUDE RENTAL PRICING FOR THE NEW TURF FIELDS AT ANTIOCH COMMUNITY PARK**
- L. **AGREEMENT WITH THE CITY OF ANTIOCH AS SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY FOR MAINTENANCE OF SUCCESSOR AGENCY PROPERTIES**
- City of Antioch Acting as Successor Agency/Housing Successor to the Antioch Development Agency**
- M. **SA RESOLUTION NO. 2013/09 RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE CITY OF ANTIOCH AS SUCCESSOR AGENCY/HOUSING SUCCESSOR TO THE ANTIOCH DEVELOPMENT AGENCY FOR THE PERIOD OF JANUARY 2014 – JUNE 2014 (ROPS 13-14B)**
- N. **SA RESOLUTION NO. 2013/10 AGREEMENT WITH THE CITY OF ANTIOCH FOR MAINTENANCE OF SUCCESSOR AGENCY PROPERTIES**

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the City Council unanimously approved the Council Consent Calendar with the exception of Item D, which was removed for further discussion.

Item D – City Consultant Victor Carniglia reported the City was working with the County to resolve the remaining issues.

Councilmember Agopian gave a brief history of the annexation process. He stated the City wanted to remain as flexible as possible; however, the annexation should only move forward if it is financially feasible and does not put the City at risk.

Councilmember Rocha spoke to the benefits of annexation for the East Contra Costa County region. She thanked Mr. Carniglia for working on this issue for the City.

On motion by Councilmember Agopian, seconded by Councilmember Rocha, the Council unanimously approved Item D.

COUNCIL REGULAR AGENDA

2. AMENDMENT NO. 1 TO THE APRIL 11, 1968 AGREEMENT BETWEEN THE STATE OF CALIFORNIA AND THE CITY OF ANTIOCH REGARDING PAYMENT BY THE STATE FOR ANTIOCH'S USE OF WATER FROM THE SAN JOAQUIN RIVER

Public Works Director/City Engineer Bernal presented the staff reports dated September 5 and 10, 2013 recommending the City Council approve Amendment No. 1 (Attachment A of the Supplemental Staff Report) to the April 11, 1968 Agreement between the State of California and the City of Antioch.

There were no requests to speak.

Councilmember Agopian thanked Public Works Director/City Engineer Bernal for negotiating the terms of the agreement.

In response to Councilmember Agopian, Public Works Director/City Engineer Bernal clarified the agreement would not limit the City with regards to the location of the diversion.

Councilmember Tiscareno thanked Public Works Director/City Engineer Bernal for negotiating the agreement.

RESOLUTION NO. 2013/54

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the Council unanimously approved the resolution.

3. THIRD AMENDMENT TO THE JOINT EXERCISE OF POWER AGREEMENT FOR EAST CONTRA COSTA REGIONAL FEE AND FINANCING AUTHORITY

Public Works Director/City Engineer Bernal presented the staff report recommending the City Council adopt a Resolution approving the Third Amendment to the Joint Exercise of Powers Agreement for East Contra Costa Regional Fee and Financing Authority, authorizing the City Manager in consultation with the City Attorney to approve minor modifications to the final version of the Third Amendment, and authorizing the City Manager to execute the Third Amendment.

There were no requests to speak.

Councilmember Agopian thanked Public Works Director/City Engineer Bernal and past Councilmember Kalinowski for advocating on behalf of the East Contra Costa County and the City of Antioch with the East Contra Costa Regional Fee and Financing Authority.

RESOLUTION NO. 2013/55

On motion by Councilmember Agopian, seconded by Councilmember Tiscareno, the Council unanimously approved the resolution.

PUBLIC COMMENTS – None

STAFF COMMUNICATIONS

City Manager Jakel announced the next Regular Council meeting would be held on September 24, 2013 and the Multi-use Sports Complex ribbon-cutting would be held at 10:00 A.M. on October 5, 2013.

COUNCIL COMMUNICATIONS

Councilmember Tiscareno reported on his attendance at the Hobby Lobby ribbon-cutting ceremony. He stated he looked forward to the Multi-use Sports Complex being available for the youth and commended the Antioch Recreation Department for doing an excellent job.

Councilmember Agopian reported the Multi-use Sports Complex would provide more opportunities for families in Antioch.

Mayor Harper reported the City Council was in the process of strategic planning and would be holding Community Café meetings to get ideas on direction for the future of the City.

Councilmember Rocha reported on the joint City Council/Commission meeting.

Mayor Harper reported on his attendance at the Hobby Lobby ribbon-cutting ceremony and announced Tailgaters opened on September 8, 2013.

ADJOURNMENT

With no further business, Mayor Harper adjourned the meeting at 8:27 P.M. to the next regular Council meeting on September 24, 2013.

Respectfully submitted:

Kitty Eiden
KITTY EIDEN, Minutes Clerk