

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

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

**May 10, 2016
Council Chambers**

6:00 P.M. - CLOSED SESSION

- 1. CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to California Government Code section 54956.9(d)(1): Successor Agency to the Redevelopment Agency of the City of Antioch, et al v. Michael Cohen, et al., CA Department of State Parks, Division of Boating and Waterways, Sacramento County Superior Court Case No. 34-2015-80002092
- 2. CONFERENCE WITH LABOR NEGOTIATORS** – This Closed Session with the City's Labor Negotiators is authorized by California Government Code § 54957.6; City designated representatives: Nickie Mastay, Denise Haskett and Glenn Berkheimer; Employee organization: Antioch Police Officers' Association.
- 3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION** – This Closed Session is authorized by California Government Code §54957 – City Manager

City Attorney Vigilia reported the City Council had been in Closed Session and gave the following report: **#1 CONFERENCE WITH LEGAL COUNSEL**, No reportable action, **#2 CONFERENCE WITH LABOR NEGOTIATORS**, Direction was given to staff; and, **#3 PUBLIC EMPLOYEE PERFORMANCE EVALUATION**, No reportable action.

Mayor Harper called the meeting to order at 7:19 P.M., and City Clerk Simonsen called the roll.

Present: Council Members Wilson, Ogorchock, Tiscareno, Rocha and Mayor Harper

PLEDGE OF ALLEGIANCE

Mayor Harper led the Council and audience in the Pledge of Allegiance.

1. PROCLAMATIONS

*Be Kind to Animals Month, May 2016
National Public Works Week, May 15 - 21, 2016*

On motion by Councilmember Wilson, seconded by Councilmember Ogorchock, the Council unanimously approved the Proclamations.

Mayor Harper thanked the staff and volunteers at the Antioch Animal Shelter.

Councilmember Rocha presented the proclamation to Antioch Animal Shelter staff and volunteers who thanked the City Council for the recognition.

Barbara Sobalvarro, President of Friends of Animal Services, announced a Be Kind to Animals Month Celebration would be held from 1:00 P.M. – 4:00 P.M. on May 14, 2016, at the Antioch Animal Shelter.

Councilmember Tiscareno presented the proclamation to Todd Northam, President of Local 1, who thanked the City Council for the recognition.

Deputy Director of Public Works Bechtholdt and Assistant City Engineer Filson gave a PowerPoint presentation overview of Public Works Department. Contact information was provided.

Mayor Harper thanked Deputy Director of Public Works Bechtholdt and Assistant City Engineer Filson for the presentation.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Director of Park and Recreation Kaiser announced the following events:

- Antioch Water Park Open House at 12:00 P.M. on May 15, 2016
- Antioch Council of Teens Kick-off Event from 3:30 P.M. – 5:00 P.M. on May 22, 2016 at the Antioch Water Park

Councilmember Rocha announced the following events:

- Youth Summit hosted by Federal Glover at 9:00 A.M. on May 21, 2016 at Pittsburg High School
- CHP Driving Class from 9:00 A.M. – 11:00 A.M. on May 23, 2016 at the Women's Club

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

City Clerk Simonsen announced the following Board and Commission openings:

- Sales Tax Citizens' Oversight Committee: Three (3) vacancies; Extended Deadline Date is May 13, 2016
- Board of Administrative Appeals: One Alternate (1) vacancy; Extended Deadline Date is May 13, 2016
- Police Crime Prevention Commission: Two (2) vacancies; Deadline Date is June 3, 2016

He reported applications would be available in Council Chambers, online at the City's website, and at the City Clerk's and Deputy City Clerks offices.

PUBLIC COMMENTS

Gary Kingsbury, representing the Contra Costa Council on Homelessness and the Antioch Shelter Project, reported the Contra Costa County visible homeless count for Antioch was up 33 percent and they were forwarding the information to church partners and private foundations. He announced they would be hosting a meeting on homeless outreach services at 3:00 P.M. on May 21, 2016 at 2006 "A" Street.

Frederick Rouse, Antioch resident, extended his well wishes to the officers wounded in the line of duty. He provided written comment requesting the City Council consider allowing residents to monitor dispatch calls and encouraging the City to promote the Neighborhood Watch program. Additionally he suggested the City provide training material to advise the public on how to efficiently communicate with Police Dispatch.

Nicholas Costa, Antioch resident, informed the Council of his intention to petition the City of Antioch to build a dog park in County Manor Park.

Willie Mims, representing the East County NAACP and Black Political Association, encouraged the Council to respond to the previous speaker's requests.

Mayor Harper encouraged Mr. Rouse to discuss his concerns with Chief Cantando. He noted Council received the Antioch Shelter Project presentation at the April 12, 2016 City Council meeting.

COUNCIL SUBCOMMITTEE REPORTS

Councilmember Rocha reported on her attendance at the Tri-Delta Transit Meeting.

Councilmember Tiscareno announced a State Route 4 Bypass Meeting would be held on May 12, 2016.

Councilmember Ogorchock reported on her attendance at the League of California Cities and Family Justice Center meetings.

MAYOR'S COMMENTS

Mayor Harper reported on his attendance at the Association of Bay Area Governments meeting and the Mayor's Conference.

PRESENTATION

President Bob Kratochvil, representing the Contra Costa Community College District – Los Medanos College, gave a PowerPoint presentation which included:

- LMC: Past, Present & Future
- Our Students at a Glance
- Key Initiatives: Looking Ahead to 2016-17
- Community Connections & Industry Partnerships
- Facilities Development
- Brentwood Center
- Brentwood Center – New Site
- Brentwood Center – Site Plan Concept
- Building for Success

Councilmember Rocha congratulated Mr. Kratochvil on the success of the College and for the diversity in student population. She also complemented their professional development for faculty and staff.

Mayor Harper thanked Mr. Kratochvil for the presentation.

Chief Cantando presented the First Quarter 2016 Police Statistics including the following information:

- Part 1 Crime Statistics
- Bureau of Support Services
- Bureau of Field Services
- Current Staffing Levels
- New Developments

Councilmember Wilson suggested information on how to efficiently communicate with Police Dispatch be placed on the City's website.

Following discussion, the City Council thanked Chief Cantando for the report and the Antioch Police Department for their service.

Willie Mims, representing the East County NAACP and Black Political Association, thanked Chief Cantando for the transparency in his reporting and questioned if Antioch Police Officers were required to attend Stress Management Classes.

Chief Cantando reported Antioch Police Department Officers were offered Employee Assistance and Peer Support Programs.

2. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR APRIL 12, 2016

B. APPROVAL OF COUNCIL MINUTES FOR APRIL 26, 2016

- C. APPROVAL OF COUNCIL WARRANTS
- D. 2015 ANNUAL HOUSING ELEMENT PROGRESS REPORT AND FY 2014-15 HOUSING SUCCESSOR ANNUAL REPORT
- E. RESOLUTION NO. 2016/40 JOINT EXERCISE OF POWERS AGREEMENT WITH THE CALIFORNIA PUBLIC FINANCE AUTHORITY
- F. RESOLUTION NO. 2016/41 APPROVING CONSOLIDATED ENGINEER'S REPORT AND DECLARING INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE HILLCREST, CITYWIDE, DOWNTOWN, ALMONDRIDGE, LONE TREE, AND EAST LONE TREE LANDSCAPE MAINTENANCE DISTRICTS, AND SETTING PUBLIC HEARING (PW 500)
- G. RESOLUTION NO. 2016/42 AMENDMENT TO THE 2016-2017 MEASURE "J" BUDGET TO REIMBURSE BUCHANAN CROSSINGS, LLC FOR DEDICATED RIGHT TURN LANE (PD-04-2 & UP-04-4)
- H. RECEIVE A REPORT ON THE STATUS OF AUTHORIZED POSITIONS FOR THE 2015-17 BUDGET

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

Item D – Councilmember Rocha thanked CDBG/Housing Consultant House for Housing Element Progress Report.

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

PUBLIC HEARING

3. 2016-17 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN

CDBG/Housing Consultant House presented the staff report dated May 10, 2016 recommending the City Council: 1) Approve the funding recommendations of the CDBG subcommittee and adopt the Resolution approving the draft fiscal year (FY) 2016-17 Action Plan and Substantial Amendment to the 2009-10 Action Plan; and 2) Approve the funding recommendations of the CDBG subcommittee and adopt the Resolution approving Housing Successor funding for homeless services outlined in the 2016-17 Annual Action Plan.

Councilmember Wilson requested CDBG/Housing Consultant House keep the Council informed on the RFP process for homeless outreach services and multi-service centers.

Mayor Harper opened the public hearing.

Willie Mims, representing the East County NAACP and Black Political Association, questioned how much CDBG funding went directly to community based organizations and suggested the carry-over be allocated to those organizations.

Mayor Harper closed the public hearing.

CDBG/Housing Consultant House explained community services were capped by HUD at 15 percent of the grant. She further noted the only money allocated to City functions was for rehabilitation of residential streets near the downtown area. She further explained carry-over funds were from programs that were defunded because they had not performed and those monies would be immediately reallocated for other uses.

RESOLUTION NO. 2016/43
RESOLUTION NO. 2016/44

On motion by Councilmember Tiscareno, seconded by Councilmember Ogorchock, the City Council unanimously 1) Approved the funding recommendations of the CDBG subcommittee and adopted the Resolution approving the draft fiscal year (FY) 2016-17 Action Plan and Substantial Amendment to the 2009-10 Action Plan; and, 2) Approved the funding recommendations of the CDBG subcommittee and adopted the Resolution approving Housing Successor funding for homeless services outlined in the 2016-17 Annual Action Plan.

Mayor Harper declared a recess at 9:01 P.M. The meeting reconvened at 9:13 P.M. with all Councilmembers present.

COUNCIL REGULAR AGENDA

4. ECONOMIC DEVELOPMENT COMMISSION APPOINTMENT FOR ONE (1) PARTIAL-TERM VACANCY EXPIRING JUNE 2019

Mayor Harper nominated Ty K. Robinson to serve on the Economic Development Commission.

On motion by Councilmember Ogorchock, seconded by Councilmember Rocha, the City Council unanimously appointed Ty K. Robinson to the Economic Development Commission to a partial-term expiring June 2019.

5. RESOLUTION CONCERNING THE 1944 PORT CHICAGO, CALIFORNIA DISASTER AND ENSUING EVENTS AND ACTIONS

City Manager Duran presented the staff report dated May 10, 2016 recommending the City Council adopt a resolution concerning the 1944 Port Chicago, California disaster and ensuing events and actions as noted in the resolution.

Willie Mims, representing the East County NAACP and Black Political Association, spoke in support of the resolution.

George Escutia, Senior Field Representative for Senator Glazer, spoke in support of the resolution.

Mayor Harper stated he had submitted this item and was in support of the resolution.

Councilmember Ogorchock spoke in support of the resolution.

City Manager Duran stated there was a typographical error in the resolution and requested Council strike "Secretary of State" and replace it with "City Clerk", in the final Whereas.

RESOLUTION NO. 2016/45

On motion by Councilmember Ogorchock, seconded by Councilmember Wilson, the City Council unanimously adopted a resolution concerning the 1944 Port Chicago, California disaster and ensuing events and actions as noted in the resolution with the following amendment:

- Page 5 of the Resolution final Whereas – Replacing "Secretary of State" with "City Clerk"

6. RECREATION PROGRAMS AND FACILITIES OVERVIEW AND DISCUSSION

Director of Parks and Recreation Kaiser presented the staff report and gave a PowerPoint presentation dated May 10, 2016 recommending the City Council accept the recreation programs and facilities overview presentation and discuss and direct staff.

Councilmember Rocha stated she would support utilizing the Nick Rodriguez Center to expand the preschool program and suggested the Recreation Department consider expanding programming to include Bocce Ball. She complimented Director of Park and Recreation Kaiser on her oversight of the Parks and Recreation Department.

Councilmember Ogorchock spoke in support of creating a disc golf facility.

On motion by Councilmember Ogorchock, seconded by Councilmember Rocha, the City Council unanimously received the presentation and directed staff.

Mayor Harper thanked Director of Park and Recreation Kaiser for the presentation.

7. REPORT OF THE MEASURE C SALES TAX CITIZENS' OVERSIGHT COMMITTEE

City Manager Duran speaking to the issue of transparency, clarified the budget process was televised and the City Council had directed 100 percent of Measure C funding to go toward the Antioch Police Department and Code Enforcement. In addition, he noted Sales Tax Oversight

Committee meetings were publicly noticed and Measure C status reports were mailed out to every resident. He stated the City Council and staff were as transparent as possible with what had been done with the funds and there was ample opportunity for staff to respond to questions from the public.

Finance Director Merchant presented the staff report dated May 10, 2016 recommending the City Council receive and file this report from staff responding to the annual report of the Sales Tax Citizens' Oversight Committee regarding its review of receipts and expenditures of Measure C funds.

Sal Sbranti, Antioch resident, expressed concern for the increase in the citywide administration charges to the Antioch Police Department. He stated that he believed Measure C funds were being utilized for items not related to reducing crime.

David Redford, Antioch resident, requested more transparency, accuracy, and definition in the reporting. He stated if the City failed to respond to their request, they would be filing an "Honesty in Reporting" initiative.

Allen Payton, Antioch resident, spoke in support of the City backfilling \$300k from the Water and Sewer Funds with Measure C Funds.

Finance Director Merchant explained information provided to the Sales Tax Citizens' Oversight Committee included data on staffing levels and the net number of officers gained since Measure C was adopted.

City Manager Duran added the Measure C report to residents also included staffing levels and net officers gained. He clarified the cost allocation plan was developed by consultants and passed by the City Council in 2005. He noted those costs increased due to furloughs ending, employee raises and increased costs for PERS, Workman's Compensation, and Health Care. He stated Finance Director Merchant accounted for all the funds as Council had directed.

Finance Director Merchant agreed with City Manager Duran and also noted the cost allocation plan was standard practice among Cities.

In response to Councilmember Ogorchock, Finance Director Merchant explained the Sales Tax Citizens' Oversight Committee reports included any Council action for expenditures of Measure C funds.

Mayor Harper stated Council took steps to protect Measure C funds and transparency was important in the process.

Councilmember Tiscareno stated he felt the City was utilizing Measure C money correctly to enhance the Antioch Police Department and Code Enforcement.

Councilmember Wilson thanked Finance Director Merchant for the report and the Sales Tax Citizens' Oversight Committee for their service. She questioned if staff explained the citywide administration fee to committee members.

In response to Councilmember Wilson, Mr. Sbranti responded that Mayor Harper had explained their role on the Sales Tax Citizens' Oversight Committee and it wasn't until early 2016 that he questioned citywide administration fees and the increases.

In response to Councilmember Wilson, Finance Director Merchant explained the process used by the consultants to determine the citywide administration charge.

City Manager Duran added when Measure C money came in higher than expected, the City funded 120 officers and additional CSOs and Code Enforcement. He noted response times and crime decreased and the number of officers had increased. He stated 100 percent of Measure C monies were going where Council had directed. He stated based on the percentage of employees in the City and the amount other departments have cutback, he would guess the cost allocation would increase for the Police Department, if there were a review of that process. He stated he would be sending Council the Measure C status reports that were distributed to the community.

Mayor Harper requested the City improve access to the information on Measure C, on the City's Website. He reiterated his support of transparency in the process and recognized the Sales Tax Citizens' Oversight Committee members for their service.

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the City Council unanimously received and filed the report.

8. UPDATE ON THE GENERAL PLAN LAND USE ELEMENT UPDATE

Director of Community Development Ebbs presented the staff report dated May 10, 2016 recommending the City Council receive a report on the status of the General Plan Land Use Element Update.

In response to Mayor Harper, Director of Community Development Ebbs explained the Fairgrounds were out of the City's Jurisdiction and the area adjacent was included in the Downtown Specific Plan.

In response to Councilmember Rocha, Director of Community Development Ebbs stated the vineyards were designated as Farmlands of Statewide Significance and would be addressed in the EIR process. He noted the area was designated light industrial and the farmer of those vineyards would need to decide if they wished to develop the area.

On motion by Councilmember Ogorchock, seconded by Councilmember Tiscareno, the City Council unanimously received a report on the status of the General Plan Land Use Element Update.

9. PRESENTATION OF THE 5-YEAR DRAFT CAPITAL IMPROVEMENT PROGRAM 2016-2021

Public Works Director/City Engineer Bernal presented the staff report and PowerPoint presentation dated May 10, 2016 recommending the City Council provide direction and feedback to staff regarding the proposed 5-Year Draft Capital Improvement Program presented at this meeting. He noted in addition to the report, they have allocated \$200k for park improvement projects this year.

Mayor Harper requested staff provide a list of needed improvements at Contra Loma and Prosserville Park. He also requested security cameras be included.

On motion by Councilmember Tiscareno, seconded by Councilmember Ogorchock, the City Council unanimously provided direction and feedback to staff regarding the proposed 5-Year Draft Capital Improvement Program presented at this meeting.

10. REVIEW AND CONSIDERATION OF A SPONSORSHIP FUNDING REQUEST FOR JULY 4TH EVENT

Director of Parks and Recreation Kaiser presented the staff report dated May 10, 2016 recommending the City Council discuss and direct staff regarding a sponsorship request for City funding of a 4th of July event in the amount of \$20,000.

Ken Turnage, Celebrate Antioch Foundation, stated they were holding the event at the fairgrounds to mitigate the costs associated with liability insurance and the barge. He noted they had increased their request due to rising costs and their efforts to expand the event. He discussed their fundraising efforts and noted they had raised approximately \$23,000.

Councilmember Ogorchock suggested considering holding the event in conjunction with a neighboring City to reduce costs.

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the City Council unanimously approved funding of the 4th of July event in the amount of \$20,000.

PUBLIC COMMENTS – None

STAFF COMMUNICATIONS

City Clerk Simonsen announced absentee ballots were mailed out from the County Elections Office and residents could drop off those ballots at the City Clerk's office. He noted the

multipurpose room at the Antioch Water Park was being utilized as an early voting station for Contra Costa County residents.

City Manager Duran reported on his attendance at the Mayor's Conference.

COUNCIL COMMUNICATIONS

Councilmember Ogorchock suggested the City designate a location for a large refuse container for the community. She also suggested residents adopt a court and be provided with weed killer and paint for the curbs. She requested the disc golf facility and smoke shop ordinance be placed on a future agenda.

ADJOURNMENT

With no further business, Mayor Harper adjourned the meeting in memory of his Stepfather Gregory Stewart Martin at 11:45 P.M. to the next regular Council meeting on May 24, 2016.

Respectfully submitted:

Kitty Eiden

KITTY EIDEN, Minutes Clerk