

City Manager
City Attorney
City Clerk
City Treasurer
Community Dev Director
Janet Chalk
Debbie Smith

ANNOTATED AGENDA

for
January 13, 2009

CITY COUNCIL/ADA MEETING

Order of Council vote: AYES: Council Members Kalinowski, Rocha, Moore, Parsons and Mayor Davis

Order of Agency Vote: AYES: Agency Members Kalinowski, Rocha, Moore, Parsons and Chairman Davis

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 1st floor of City Hall, 3rd 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.

5:30 P.M. ROLL CALL for Closed Session

PUBLIC COMMENTS for Closed Session

CLOSED SESSION:

- 1) **CONFERENCE WITH LABOR NEGOTIATOR.** Employee organization: Public Employees' Union Local No. 1, Operating Engineers Local Union No. 3, Antioch Police Officers' Association, Antioch Police Sworn Management Association, Management Group, Confidential Group, Treatment Plant Employees' Association. Agency Designated Representative: Human Resources Director. This closed session is authorized pursuant to Government Code §54957.6. ***no action***

6:00 P.M. ROLL CALL for Budget Study Session – ***All present***

1. BUDGET STUDY SESSION: UPDATE ON FINANCIAL STATUS AND PROVIDE DIRECTION TO STAFF ON OPTIONS TO CONSIDER FOR THE FISCAL YEAR 2008-10 BUDGET

Recommended Action: Provide direction to staff on FY 2008-2010 budget options

Con't to end of meeting

7:00 P.M. ROLL CALL for City Council/Antioch Development Agency/Antioch Public Financing Authority

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

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

COUNCIL RESPONSE TO PUBLIC COMMENTS

MAYOR'S COMMENTS

2. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR NOVEMBER 18 AND DECEMBER 9, 2008

Recommended Action: Motion to approve the minutes

Approved

B. APPROVAL OF COUNCIL WARRANTS

Recommended Action: Motion to approve the warrants

Approved

C. APPROVAL OF COUNCIL TREASURER'S REPORT FOR NOVEMBER 2008

Recommended Action: Motion to approve the report

Approved

D. REJECTION OF CLAIMS

1. Robert Mederos 08/09-1848 (property damage).
2. Don Adler 08/09-1836 (property damage).
3. Duane Thurston 08/09-1849 (property damage).
4. Lance Johnson 08/09-1837A (personal injury, civil rights).
5. Arthur Lee Johnson 08/09-1837B (civil rights).
6. Josephine Anadola Johnson 08/09-1837C (civil rights).

Recommended Action: Motion to reject the listed claims:

Rejected

E. ORDINANCE TO REZONE APPROXIMATELY 2.38 ACRES, COMPRISING THE BANK AND CAR WASH PROJECT (APN: 055-071-080), FROM PLANNED DEVELOPMENT (PD) TO PLANNED DEVELOPMENT DISTRICT (PD) FOR RICHARD MILLER/THE BANK OF AGRICULTURE (File: PW 357-306-06, Z08-03, UP-06-14) (*Introduced 12/16/08*)

Recommended Action: Motion to adopt the ordinance

Ord No. 2020-C-S, 5/0

F. REQUEST FOR OVERNIGHT TRAVEL (1 NIGHT) LEAGUE OF CALIFORNIA CITIES

Recommended Action: Motion to approve the travel request for Councilmember Parsons

Approved

G. AUTHORIZATION TO ENTER INTO A CONTRACT WITH CIRCLEPOINT TO PREPARE THE CEQA DOCUMENT FOR THE TIERRA VILLAS RESIDENTIAL SUBDIVISION

Recommended Action: Motion to authorize the City Manager to enter into a contract with CirclePoint, to prepare the CEQA document for the Tierra Villas residential subdivision

Approved

COUNCIL CONSENT CALENDAR — Continued

- H. AMEND THE CONTRACT WITH MARK SCOTT CONSTRUCTION, INC. FOR ADDITIONAL REPAIRS AT THE POLICE FACILITY, (P.W. 590-4)

Approved

Recommended Action: Motion to amend the existing contract with Mark Scott Construction, Inc. to include additional repairs at the police facility in the amount of \$67,235.11

- I. EXTENSION OF COPIER LEASE CONTRACT FOR AN ADDITIONAL 27 MONTHS

Approved

Recommended Action: Motion to authorize the Finance Director to sign an extension of the copier lease contract with Sharp Business Systems for an additional 27 months

- J. APPROVAL OF CONTRACT FOR DESIGN AND ENGINEERING SERVICES WITH GATES AND ASSOCIATES – UPDATE OF THE MASTER PLANS FOR SAND CREEK AND LINDSEY BASINS FOR FUTURE RECREATION FACILITIES

Approved

Recommended Action: Motion to award a contract to Gates and Associates in the amount of \$51,710 for design services update of master plans for Sand Creek and Lindsey Basins for the future recreation facilities

- K. CITY OF ANTIOCH GUARANTEE TO A LOAN MADE TO THE EL CAMPANIL THEATRE BY THE ANTIOCH COMMUNITY FEDERAL CREDIT UNION

Approved

Recommended Action: Motion to authorize staff to develop and execute a Corporate Guarantee to the Antioch Community Federal Credit Union, which will guarantee its loan to the El Campanil Theatre Preservation Foundation in an amount up to a limit of \$285,000. Authorize the City Manager to execute the Corporate Guarantee and any other documents necessary to preserve the rights of the City

- L. CITY OF ANTIOCH REPRESENTATIVES TO THE MUNICIPAL POOLING AUTHORITY

Reso 2009/01, 5/0

Recommended Action: Motion to adopt the resolution naming the Assistant City Manager as the City's Board Member to the Municipal Pooling Authority of Northern California ("Authority") and the City Attorney as the Alternate Board Member

- M. CITY OF ANTIOCH – COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2008

Received

Recommended Action: Motion to receive and file

- N. SINGLE AUDIT REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2008

Received

Recommended Action: Motion to receive and file

END OF COUNCIL CONSENT CALENDAR

PUBLIC HEARING

3. CONDUCT PUBLIC HEARING ON WATER AND SEWER RATE INCREASES FOR FISCAL YEAR 2008/09 AND 2009/10 AND ADOPT RESOLUTIONS APPROVING AN AMENDMENT TO THE MASTER FEE RESOLUTION INCREASING THE AMOUNTS OF THE CITY'S WATER QUANTITY AND WATER AND SEWER SERVICE CHARGES

Recommended Action:

- 1) Motion to conduct a public hearing on Water and Sewer Rate Increases for Fiscal Year 2008/09 and Fiscal Year 2009/10,
- 2) Motion to adopt the Resolution approving an amendment to the Master Fee Resolution and Increasing the Amounts of the City's Water Quantity and Water Service Charges; and **Reso 2009/02, 5/0**
- 3) Motion to adopt the Resolution approving an amendment to the Master Fee resolution increasing the amounts of the City's Sewer Service Charges **Reso 2009/03, 5/0**

COUNCIL REGULAR AGENDA

4. APPOINTMENTS TO ANTIOCH PLANNING COMMISSION – TWO (2) FULL TERMS

Manuel, Langford

Recommended Action: Motion to receive and file the applications; the Mayor nominate and Council approve the appointment of two new commission members

5. ORDINANCE AMENDING SECTIONS 2-5.103 AND 3-12.03 OF THE ANTIOCH MUNICIPAL CODE CHANGING THE SIZE OF THE ECONOMIC DEVELOPMENT COMMISSION

Recommended Action:

- 1) Motion to introduce the ordinance by title only;
- 2) Motion to introduce the Ordinance changing the size of the Economic Development Commission; and **to 1/27/09 for adoption**
- 3) Motion to direct staff to announce two (2) openings for the Economic Development Commission
return to 1/27/09 with the received applications

PUBLIC FINANCING AUTHORITY CONSENT CALENDAR

6. ANTIOCH PUBLIC FINANCING AUTHORITY – INDEPENDENT AUDITOR'S REPORT, MANAGEMENT'S DISCUSSION AND ANALYSIS, BASIC FINANCIAL STATEMENTS AND SUPPLEMENTAL INFORMATION FOR THE FISCAL YEAR ENDED JUNE 30, 2008

Received

Recommended Action: Motion to receive and file

7. AGENCY CONSENT CALENDAR

- A.** ANTIOCH DEVELOPMENT AGENCY – INDEPENDENT AUDITOR’S REPORT, MANAGERMENTS DISCUSSION AND ANALYSIS, BASIC FINANCIAL STATEMENTS AND SUPPLEMENTAL INFORMATION FOR THE FISCAL YEAR ENDED JUNE 30, 2008

Received

Recommended Action: Motion to receive and file

- B.** RESOLUTION APPROVING THE TRANSFER OF \$46,000 FROM THE LOW INCOME HOUSING FUND FOR THE CONTRA COSTA COUNTY HOME EQUITY PREVENTION ALLIANCE (HEPA) PROGRAM FOR FISCAL YEAR 2008-2009

Reso ADA-432, 5/0

Recommended Action: Motion to adopt the resolution

- Con’t 1.** BUDGET STUDY SESSION: UPDATE ON FINANCIAL STATUS AND PROVIDE DIRECTION TO STAFF ON OPTIONS TO CONSIDER FOR THE FISCAL YEAR 2008-10 BUDGET

Received direction and approved options

Recommended Action: Provide direction to staff on FY 2008-2010 budget options

PUBLIC COMMENT

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS

ADJOURNMENT at 9:27 to Closed Session

ROLL CALL for Closed Session

PUBLIC COMMENTS for Closed Session

CLOSED SESSION:

- 2) CONFERENCE WITH REAL PROPERTY NEGOTIATOR** – Pursuant to Government Code §54956.8: Property: Delta Fair Blvd (APN# 074-080-034), Negotiator: Guy Bjerke, Negotiating Parties: Bay Area Rescue Mission, under negotiation: availability, price and terms of payment