

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

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

**August 12, 2014
Council Chambers**

6:00 P.M. - CLOSED SESSION

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS** pursuant to California Government Code section 54956.8; Property – 1811 “C” Street (Bedford Center); Agency Negotiator –City Manager and City Attorney; Parties – Rehabilitation Services of Northern California; Under negotiation: price and terms of payment
2. **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 Unit

City Attorney Nerland reported the City Council had been in Closed Session and gave the following report: **#1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS**, Direction was given to the Real Property Negotiators, and; **#2 CONFERENCE WITH LABOR NEGOTIATORS**, Direction was given to the Labor Negotiators.

Mayor Harper called the meeting to order in memory of Councilmember Gary Agopian, at 7:02 P.M., and City Clerk Simonsen called the roll.

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

PLEDGE OF ALLEGIANCE

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

1. IN MEMORY OF COUNCIL MEMBER GARY AGOPIAN

PROCLAMATION

In Memory of Gary Agopian

The City Council recognized Councilmember Gary Agopian’s contributions to the City and acknowledged he was an honorable man. They stated he would be missed and thanked the Agopian family for supporting him and allowing him to serve the community.

Erica Rodriguez-Langley, on behalf of Assemblymember Frazier, recognized the passing of Councilmember Agopian and announced his family received a memorial resolution from the California State Legislature. She read a letter of condolence from Assemblymember Frazier.

Keith Archeletta, read a letter of condolence from the Board and Membership of the East Bay Leadership Council.

On motion by Councilmember Rocha, seconded by Councilmember Wilson, the Council unanimously approved the Proclamation.

The City Council presented the proclamation to Robin Agopian and family.

Robin Agopian, on behalf of the Agopian family, spoke to Gary's commitment to his family and the City. She thanked the City for honoring him with the proclamation.

Mayor Harper declared a recess at 7:26 P.M. The meeting reconvened at 7:35 P.M. with all Councilmembers present.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Frank Lozano, Inland Marine and members of the Rivertown Jamboree committee and Delta Boat Racing Association, announced the Delta Thunder Powerboat Race would be held on Oct 4-5, 2014, in Antioch. He requested assistance for funding and sponsorships for the event.

Ron Parish, General Manager of the Lone Tree Golf Course and representatives from the Mayor's Cup Golf Tournament, reported it was a great event and they raised money for five (5) community charities. They presented checks to the Antioch Senior Center, Lone Tree Youth Scholarship, Police Activities League (PAL), the Antioch Sports Legends and the First Tee program. He announced next year's event would be held on June 7, 2015 and they would be hosting a range night at 6:00 P.M. on August 22, 2014.

Members of the East County NAACP Youth and College Division, requested the City Council and community support their Knowledge is Power rally which would be held from 6:00 P.M. – 7:30 P.M. on August 30, 2014, at the Prewett Park Community Center.

Sean Wright, Antioch Chamber of Commerce, announced there would be a ribbon-cutting for eight (8) new businesses in downtown Antioch at 10:00 A.M. on August 30, 2014. He thanked everyone who participated in the Antioch/Chichibu Sister City organization and stated anyone wishing to participate in the future, could contact him for information.

Mayor Harper stated he was pleased that eight (8) new businesses were opening in downtown and asked the community to support them.

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

City Clerk Simonsen had received notification of vacancies for the Planning Commission, Park and Recreation Commission and Economic Development Commission.

PUBLIC COMMENTS

Sam Khashabi, stated he owned property on West 6th Street which had become a location for many illegal activities. He reported several attempts to secure the property had been unsuccessful and he requested the City allow him to place a 24-hour security guard onsite.

Mayor Harper directed Mr. Khashabi to discuss the issue with Captain Orman.

Karl Rodriguez King, Antioch resident, stated she did not support the demolition of the Nick Rodriguez Community Center. She reported the center was dedicated to her father and gave a background of his service in the community. She stated if the Nick Rodriguez Center were demolished, she requests the City name another landmark in his honor.

Valerie Byrne, Antioch resident, reported on criminal activity occurring in the Sycamore Drive area and stated they would be starting to file small claim lawsuits against landlords of problem properties. She asked the City to address the problems related to section 8 residents and proposed they develop a marketing campaign to advertise the positive aspects of the community.

Kevin Byrne, Antioch resident, requested the City allocate more funding for additional police staff or overtime for the Police Department. He expressed concern regarding police response times to non-emergency calls. He discussed criminal activity in the area and suggested Antioch Police conduct foot patrol in the Sycamore corridor. He stated crime statistics were eroding the image of Antioch.

Mayor Harper announced the City had authorized overtime for the Police Department and there was a violent crime suppression team. He suggested Mr. Byrnes like the Police Department facebook page and review City Manager Duran's weekly reports. He clarified the City was hiring police officers as fast as possible and they had dedicated all Measure C funds to police and code enforcement.

Walter Ruehlig, County Library Commission and Jessica Hudson, Contra Costa County Head Librarian, discussed the increase in criminal activity at the Antioch Library on 18th Street and reported they were taking proactive safety and security measures to address the issue.

Latasha Wallace, Antioch resident expressed concern for criminal activity and the lack of cleanliness in downtown Antioch. She stated she was opposed to more housing to 3rd Street and the demolition of the Nick Rodriguez Center. She suggested the City develop an event center downtown.

Antonio Martinez, Antioch resident, expressed concern for crime in Antioch and questioned how the City was addressing drought conditions in California.

City Attorney Neland announced drought regulations would be on the next City Council agenda.

F Sterling, Antioch resident, expressed concern that some officers in the Antioch Police Department used excessive force while attempting to restrain suspects. He urged the City to address the situation and if not, stated he would start a cop watch program in the community.

Willie Mims, representing the East Contra Costa County NAACP and the Black Political Association, stated he was sorry to hear of Councilmember Agopians' passing and he hoped the person selected to fill his vacancy would be like-minded. He encouraged the City to increase staffing in the Police department to address the increase in criminal activity.

Jeff and Carmen Bell, Antioch residents, expressed concern regarding the homeless population in Antioch and suggested the City consider developing a plan to provide services to them. They suggested the City research how the cities of Sacramento, California, Seattle, Washington and Orem, Utah had serviced their communities. In addition, they suggested the City form an adhoc committee to address these concerns.

Mayor Harper reported the Antioch Chamber of Commerce was dealing with the homeless and there was a committee formed. He urged Mr. Bell to discuss this issue with Deputy Director of Community Development/Recreation Graham who could inform him with regards to how information was dispersed.

COUNCIL SUBCOMMITTEE REPORTS - None

MAYOR'S COMMENTS - None

PRESENTATION

Nancy Jones, Managing Director Public Finance Management (PFM), presented the Second Quarter 2014 Review of Portfolio.

Mayor Harper thanked Ms. Jones for the report.

2. **COUNCIL CONSENT CALENDAR for City /City as Successor Agency to the Antioch Development Agency**
- A. **APPROVAL OF COUNCIL MINUTES FOR JULY 22, 2014**
- B. **APPROVAL OF COUNCIL WARRANTS**
- C. **ORDINANCE NO. 2092 C-S BUSINESS LICENSE ORDINANCE AMENDMENTS
(Introduced on 07/22/14)**
- D. **RESOLUTION NO. 2014/72 APPROVING THE CLASS SPECIFICATION OF LEAD WAREHOUSE WORKER IN THE LOCAL 1 BARGAINING UNIT AND ESTABLISHING A SALARY RANGE (Continued from 06/24/14)**

- E. **RESOLUTION NO. 2014/73 ESTABLISHING A SALARY RANGE FOR GIS TECHNICIAN**
- F. **REQUEST TO WAIVE RENTAL FEES FOR THE ANNUAL BLACK HISTORY ART AND ARTIFACTS EXHIBIT IN 2015**
- G. **RESOLUTION ACCEPTING WORK AND AUTHORIZING THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE LONE TREE WAY INTERSECTION IMPROVEMENTS, DEER VALLEY ROAD TO HILLCREST AVENUE (P.W. 555-12C)**

City of Antioch Acting as Successor Agency to the Antioch Development Agency

- H. **SA RESOLUTION NO. 2014/14 RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE CITY OF ANTIOCH AS SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY FOR THE PERIOD OF JANUARY 2015-JUNE 2015 (ROPS 14-15B)**
- I. **ARTS & CULTURAL FOUNDATION OF ANTIOCH SERVICES AGREEMENT AND USE OF THE LYNN HOUSE**

Councilmember Rocha thanked the committee who organized the Annual Black History Art and Artifacts Exhibit.

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the City Council unanimously approved the Council Consent Calendar with the exception of Items G and I, which were removed for further discussion.

Item G – Staff recommended this item be continued to August 26, 2014.

On motion by Councilmember Rocha, seconded by Councilmember Wilson, the Council unanimously continued Item G.

Item I – Fred Hoskins, Antioch resident, urged the City to go to Sacramento to advocate for the Hard House exempt status.

In response to Councilmember Tiscareno, City Attorney Nerland clarified the supplemental staff report was necessary to reflect the contract provision which was modified from the original agenda item.

On motion by Councilmember Tiscareno, seconded by Councilmember Wilson, the Council unanimously approved Item I.

COUNCIL REGULAR AGENDA

3. FILLING A CITY COUNCIL VACANCY

City Attorney Nerland presented the staff report dated August 7, 2014 recommending the City Council: 1) Call a special election to fill the vacant seat, which would arguably not require the City Council to do anything further because the seat is already up for the regular election on November 4, 2014 and the City Council has already called for that regular election; or 2) Appoint a person to fill the City Council vacancy until the election results in November are certified and the elected Council Member seated.

Willie Mims, representing the East Contra Costa County NAACP and the Black Political Association, stated the City should fill the vacant seat with the formal application process. He also urged Council to adopt an ordinance regarding City Council vacancies.

City Attorney Nerland stated the City was not required to have an ordinance and not having one allowed the Council to consider each vacancy situation separately. She stated she could bring an ordinance forward, if Council so directed.

Following discussion, the Council agreed that leaving the vacancy open until the general election was the most appropriate action.

On motion by Councilmember Rocha, seconded by Councilmember Wilson, the Council unanimously moved to leave the Councilmember seat vacant until the November 4, 2014 election.

4. DESIGNATION OF A VOTING DELEGATE AND ALTERNATE FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE – SEPTEMBER 3-5, LOS ANGELES

City Manager Duran presented the staff report dated July 30, 2014 recommending the City Council consider whether or not to appoint a voting delegate and alternate delegate to attend the 2014 League of California Cities Annual Conference.

On motion by Councilmember Wilson, seconded by Councilmember Tiscareno, the Council unanimously appointed Councilmember Rocha as the voting delegate to attend the 2014 League of California Cities Annual Conference.

5. DISCUSSION OF CONSIDERING A MINIMUM WAGE ORDINANCE FOR THE CITY OF ANTIOCH

City Manager Duran presented the staff report dated July 30, 2014 recommending the City Council receive the staff report; discuss whether or not the City should consider a minimum wage ordinance; and direct staff.

Mark Jordan, Antioch resident, thanked the City Council for placing this item on the agenda and spoke in support of a minimum wage ordinance for the City.

Lori Ogorchock, Antioch resident, spoke in opposition to Antioch establishing their own local minimum wage and requested the Council table this issue after the close of public comments.

Sean Wright, Antioch Chamber of Commerce, spoke in opposition to Antioch establishing a local minimum wage. He requested the Council table this matter and allow the State to determine minimum wage increases.

Willie Mims, representing the East Contra Costa County NAACP and the Black Political Association, encouraged the City to increase the local minimum wage.

Councilmember Wilson stated she would need more information before she could consider supporting a minimum wage ordinance in Antioch.

Councilmember Rocha stated she was in support of the State determining minimum wage increases.

Councilmember Tiscareno stated he would like to see more information on city's of similar size who had implemented a minimum wage ordinance. Additionally, he stated he would be interested in considering a regional approach.

Mayor Harper thanked Mr. Jordan for requesting this item be placed on the agenda. He voiced his support for the state determining minimum wage increases. He stated he would be interested in considering a local hiring preference for new businesses.

No consensus was reached and the Council took no action on Item #5.

6. COMMUNITY OUTREACH AND COMMUNICATIONS PLAN FOR THE PROPOSED ANTIOCH DOWNTOWN EAST RESIDENTIAL DEVELOPMENT PROJECT

City Manager Duran presented the staff report dated August 6, 2014 recommending the City Council receive and file the report.

Judy Norseen, Antioch Senior Center, invited the Council to visit the Senior Center and voiced her support for keeping the Senior Center at its current location.

John Frederickson, Antioch Senior Center, gave an overview of services and programs provided for senior citizens in the community. He requested the Senior Center to be included in the future planning process.

Joseph Zamora, Antioch resident, stated he was opposed to the demolition of the Senior Center and suggested the City utilize the funds to upgrade the facility. He urged the City to survey the Senior Citizens to determine how they would like to proceed.

John Reynolds, Antioch resident, stated he was opposed to more residential development in downtown Antioch and suggested the City build a park on the city-owned parcels.

Mayor Harper read written comment from Antioch resident, Susan Welch, requesting citizens be included in the communication plan and that the Beede lumber parcel be included in the discussions.

Kerry Motts, Antioch resident, reported that there had been no public input into the Arcadis plan and expressed concern that the plan before Council this evening did not address the Beede lumber parcel. He suggested the Council delay the Request for Qualifications and Proposals (RFQ/P) process and receive public input prior to moving forward.

Lee Ballesteros, Antioch resident, stated she felt the RFQ/P was flawed and she urged the Council to postpone the RFQ/P process to allow them to put together a comprehensive plan.

Barbara Sobalvarro, Antioch resident, Music Teachers Association of California, voiced her support for postponing the RFQ/P process, preserving the Nick Rodriguez Center and developing a park on the adjacent city-owned parcels.

Susan Dragon, Antioch resident, stated she supported comments made by Lee Ballesteros. She discussed the importance of preserving the theater and allowing for community input into the RFQ/P process.

Jenna Miles-Faye, Antioch resident, expressed concern that City staff had refused to allow the community to book events at the theater. She reported that everyone she had talked to regarding the RFQ/P had informed her that they were not aware of the project and they opposed the demolition of the theater. She stated if the item were tabled, the community would request redevelopment within the existing structure. She voiced her support for a park and community garden for the adjacent city-owned parcels.

William Chapman, Antioch resident, spoke in support of maintaining the Senior Center in downtown Antioch and suggested the City continue and improve upon the current facility. He suggested the City receive input from the senior citizens.

Joy Motts, Antioch resident, requested the Council postpone the RFQ/P process and let the community provide input into what their vision is for the revitalization of Rivertown.

City Manager Duran stated the meeting schedule would be dispersed on the City's website and through Council updates. He clarified that the Senior Center would only be demolished if there was enough economic gain for the City to build a new facility and if a new center was not economically feasible, staff would recommend Council put the money toward improving existing facilities. Speaking to concerns raised regarding language within the RFQ/P, he clarified legal disclaimers were included so developers could not object if they were not chosen or if the City decided to delay the process.

Following discussion, the Council agreed that extending the deadline for the RFQ/P would allow them to receive community input prior to moving forward with the RFQ/P.

A motion was made by Councilmember Rocha to start the focus groups, no later than September 1, 2014. The motion was seconded by Councilmember Wilson. Following discussion, the maker and second amended the motion as follows:

On motion by Councilmember Rocha, seconded by Councilmember Wilson, the Council unanimously directed staff to start focus groups as soon as possible in September 2014.

A motion was made by Councilmember Tiscareno to extend the bidding process to October 1, 2014. Following discussion, he withdrew his motion.

On motion by Councilmember Rocha, seconded by Councilmember Tiscareno, the Council unanimously directed City Manager Duran to extend the bidding process to October 31, 2014.

Mayor Harper declared a recess at 10:05 P.M. The meeting reconvened at 10:14 P.M., with all Councilmembers present.

7. RESOLUTION SUPPORTING THE CONSTRUCTION OF THE JAMES DONLON BOULEVARD EXTENSION PROJECT

City Manager Duran presented the staff reported dated August 4, 2014 recommending the City Council motion to adopt a resolution that: 1) Expresses continued support for the James Donlon Boulevard Extension project implementation and the construction of the project; and 2) Supports the City of Pittsburg as lead agency to move the project forward within all applicable laws to keep a commitment to the residents of eastern Contra Costa County.

Juan Pablo Galvan, Save Mount Diablo, stated they opposed the project due to its negative impacts on the environment and traffic. He urged the Council to visit the site and view the land that would be impacted, prior to their consideration of this item.

Willie Mims, representing the East Contra Costa County NAACP and the Black Political Association, stated they opposed the project because of the negative impact the project would have on the environment and the property owners. He suggested the City Council delay consideration of this item until the Pittsburg City Council takes action.

On motion by Councilmember Rocha, seconded by Councilmember Wilson, the Council continued this item until the City of Pittsburg takes action.

PUBLIC COMMENTS

Fred Hoskins, Antioch resident, stated he had conducted outreach in the homeless community who indicated they were in need of services in the community. He stated dispersing contact information for homeless services was not an effective approach and urged the City to contact the homeless and see how they could be helped. Additionally, he stated he was opposed to the City handing off the crime issues to non-profits and homeless issues to the Chamber of Commerce.

Barbara Sobalvarro, Antioch resident, stated she would oppose any demolition of the Nick Rodriguez Center.

Jenna Miles-Faye, Antioch resident, questioned how the community could stop the RFQ/P process from moving forward and asked what the process was for submitting a proposal for the revitalization of downtown.

Joe Goralka, Antioch resident, thanked the City Council and City Manager for the community communication plan. He stated the common focus was that everyone wanted what was best for the City. He suggested the City provide their vision for the entire downtown area when focus groups are conducted.

Lee Ballesteros, Antioch resident, agreed with Mr. Goralka and thanked the City Council for extending the RFQ/P timeline. She questioned if they would be allowed to present their business plan to the City.

Mayor Harper reiterated that the Council agreed to listen to the community through focus groups and prior to consideration of the RFQ/P.

STAFF COMMUNICATIONS

City Manager Duran reported on his attendance at the Mayor's conference and a meeting with BART representative Joel Keller.

Councilmember Tiscareno reported on his attendance at Mad Cash Money, the Mayor's Healthy Cook-off, opening day for Delta Youth Soccer, and National Night Out.

Councilmember Rocha announced her neighborhood had started a Neighborhood Watch group. She reported on her attendance at the Twin Tunnels rally. She announced the Association of Bay Area Governments (ABAG) Water Conference would be held on September 24, 2014.

Councilmember Wilson reported on her attendance at National Night Out and stated she had spent quality time with her nephew, Jackson, this past weekend.

COUNCIL COMMUNICATIONS

Mayor Harper reported on his attendance at the community baby shower, Mayor's Conference, meetings with non-profit organizations interested in improving the Sycamore area and National Night Out. He announced there would be a meeting with Delta Diablo Sanitation on August 13, 2014.

Councilmember Rocha reported on her attendance at the community baby shower and announced the next event would be held from 9:00 A.M. - 2:00 P.M. on September 20, 2014.

At the request of Mayor Harper and with Council consensus, they agreed to agendaize the consideration of a midyear budget amendment to re-establish the hours of operation at the Antioch Library.

Mayor Harper recognized Councilmember Agopian's commitment to the community and stated he had a strong finish because he had strong faith.

ADJOURNMENT

With no further business, Mayor Harper adjourned the meeting in honor of Gary Agopian at 10:47 P.M. to the next regular Council meeting on August 26, 2014.

Respectfully submitted:

Kitty Eiden

KITTY EIDEN, Minutes Clerk