

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

ANNOTATED AGENDA

for
October 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 place in the Speaker Card Tray. 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.

6:00 P.M. ROLL CALL for Closed Session

PUBLIC COMMENTS for Closed Session

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION — Onita Tuggles v. City of Antioch et al., Northern District Court Case No. C 08-01914 JCS; Santeya Danyell Williams, Mary Ruth Scott, Karen Latreece Coleman, Priscilla Bunton, Alyce Denise Payne, v. City of Antioch et al., Northern District Court Case No. C08-02301 SBA; Riaz Patras, Maryam Patras and Mark Patras v. City of Antioch et al., Northern District Court Case No. CV-09-1891. Dearmand E., a minor, by and through Dearmand Ellis Jr., his father /legal guardian et al v. City of Antioch et al., Northern District Court Case No. C08-01709 SI. This Closed Session is authorized by California Government Code §54956.9. ***No reportable action/ direction given to staff***

7:00 P.M. ROLL CALL for Council/Agency Members — ***All present***

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

PROCLAMATION — *Family History Month, October 2009*

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

COUNCIL RESPONSE TO PUBLIC COMMENTS

CITY COUNCIL SUBCOMMITTEE REPORTS

MAYOR'S COMMENTS

1. PRESENTATION BY BART BOARD MEMBER JOEL KELLER REGARDING e-BART UPDATE
Received

2. **COUNCIL CONSENT CALENDAR**

- A. APPROVAL OF COUNCIL MINUTES FOR SEPTEMBER 22, 2009
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
Rejected
 1. Discovery Builders 09/10-1924 (property damage)
 2. James Rivera 09/10-1914 (property damage)
 3. Lesa To'o (Farmers Insurance) 09/10-1906 (property damage)
 4. Elizabeth Tinsley 09/10-1912 (property damage)Recommended Action: Motion to reject the listed claims

- D. AMENDMENT TO THE CONSULTANT SERVICE AGREEMENT FOR PROFESSIONAL SERVICES WITH ANN B. SPAULDING
Approved
Recommended Action: Motion to approve the Third Amendment to the Consultant Service Agreement with Ann B. Spaulding for assistance in support of our negotiations with the California State Department of Water Resources (DWR) and interactions regarding the Bay Delta Conservation Plan

- E. CONSIDERATION OF BIDS FOR THE CANAL WEST PUMP STATION UPGRADES, (P.W. 246-23)
Approved
Recommended Action: Motion to award the project to the low bidder, McFadden Construction, Inc., in the amount of \$500,126.00

- F. PROPOSITION 1A SECURITIZATION PROGRAM
Reso 2009/93, 5/0
Recommended Action: Motion to adopt a resolution approving the form of and authorizing the execution and delivery of a Purchase and Sale Agreement and related documents with respect to the sale of the City's Proposition 1A receivable from the State; and directing and authorizing certain other actions in connection therewith

COUNCIL CONSENT CALENDAR — Continued

- G.** RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT FOR A GARAGE SALES OFFICE CONVERSION WITH STANDARD PACIFIC HOUSING IN NELSON RANCH SUBDIVISION, TRACT 6893, LOT 3 (PW 547-1)

Reso 2009/94, 5/0

Recommended Action: Motion to adopt the resolution

- H.** RESOLUTION AUTHORIZING AN AGREEMENT FOR A GARAGE SALES OFFICE CONVERSION WITH KB HOMES SOUTH BAY, IN THE RENAISSANCE AT BLUEROCK, TRACT 8884, LOT 81 (PW 671)

Reso 2009/95, 5/0

Recommended Action: Motion to adopt the resolution

- I.** RESOLUTION ADOPTING THE PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS) HEALTH PROGRAM FOR POLICE TRAINEES

Reso 2009/96, 5/0

Recommended Action: Motion to adopt the resolution

END OF COUNCIL CONSENT CALENDAR

COUNCIL REGULAR AGENDA

- 3.** JOINT TRANSPLAN COMMENTS ON THE CONCORD COMMUNITY REUSE PROJECT (NAVAL WEAPONS STATION)

Recommended Action: 1) Motion to authorize the Mayor to sign the letter substantially in the form provided; and **Approved**

2) Motion to authorize the City's TRANSPLAN representative to approve any additional changes that are in the best interest of the City and Eastern Contra Costa County **Approved**

PUBLIC COMMENT

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS

ADJOURNMENT — 8:27 p.m.