

**ANTIOCH CITY COUNCIL
ANTIOCH DEVELOPMENT AGENCY**

**Special Meeting
6:00 P.M.**

**Thursday, August 25, 2011
Council Chambers**

Mayor Davis called the meeting to order at 6:00 P.M., and Minutes Clerk Eiden called the roll.

Present: Council/Agency Members Kalinowski, Harper, Rocha, Agopian and
Mayor/Chairperson Davis

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENTS - None

1. ENFORCEABLE OBLIGATIONS OF THE ANTIOCH DEVELOPMENT AGENCY

City Manager Jakel introduced the item before Council/Agency.

Finance Director Merchant presented the staff report dated August 24, 2011 recommending the City Council and Antioch Development Agency take the following actions: 1) The Antioch Development Agency approve the Resolution adopting an Enforceable Obligation Payment Schedule, assuming that ABX1 26 and ABX1 27 are deemed legal by the California Supreme Court, and reaffirming that the annual budget process, including the budgets for Fiscal Years 2011 and 2012, reflect Agency payments for staffing, administration charges and other costs provided by the City of Antioch to the Agency to be reimbursed from future tax increment; and 2) The City Council approve the Resolution reaffirming that the annual budget process, including the budgets for Fiscal Years 2011 and 2012, reflect the understanding and agreement between the City and Agency for the Agency to pay the City for staffing, administration charges and other costs provided by the City of Antioch to the Agency.

City Attorney Nerland clarified there were payments on the enforceable obligation payment schedule that may not be utilized; however, State law required that any money spent be identified on the schedule. Therefore, all possible payments were identified.

In response to Councilmember Kalinowski, City Manager Jakel clarified the amounts identified for the Phillips Lane project were for the original contracts and he did not anticipate further expenditures, however there may be outstanding bills for work already completed.

Councilmember Kalinowski stated his hope was if work was done on Phillips Lane that increased the value for the property owners, there would be a reimbursement to the City.

RESOLUTION ADA-450

On motion by Agency Member Kalinowski, seconded by Agency Member Rocha, the Antioch Development Agency unanimously approved the Resolution adopting an Enforceable Obligation Payment Schedule, assuming that ABX1 26 and ABX1 27 was deemed legal by the California

Supreme Court, and reaffirming that the annual budget process, including the budgets for Fiscal Years 2011 and 2012, reflect Agency payments for staffing, administration charges and other costs provided by the City of Antioch to the Agency to be reimbursed from future tax increment.

RESOLUTION NO. 2011/56

On motion by Councilmember Harper, seconded by Councilmember Agopian, the Antioch City Council unanimously approved the Resolution reaffirming the annual budget process, including the budgets for Fiscal Years 2011 and 2012, reflect the understanding and agreement between the City and Agency for the Agency to pay the City for staffing, administration charges and other costs provided by the City of Antioch to the Agency

PUBLIC COMMENTS - None

COUNCIL/STAFF COMMUNICATIONS

Mayor Davis thanked staff for bringing the item to the City Council for consideration in a timely manner.

City Attorney Nerland announced a new law required a public announcement if the City Council, acting as the Board of another agency, like a redevelopment agency, was receiving more than the statutorily allowed compensation. She reported the amount the Antioch City Council received in compensation when sitting as the Antioch Development Agency was allowed under state law and she would not be required to make that announcement in the future.

With no further business, Mayor Davis adjourned the meeting at 6:09 P.M. to the next regular Council meeting on September 13, 2011.

Respectfully submitted:

Kitty Eiden, Minutes Clerk