

# ANTIOCH CITY COUNCIL

Regular Meeting  
7:00 P.M.

January 9, 2001  
Council Chambers

**CLOSED SESSION—PUBLIC EMPLOYEE PERFORMANCE EVALUATION:** City Manager and City Attorney. This closed session is authorized by Government Code §54957.

Mayor Freitas called the meeting to order at 7:03 P.M., and City Clerk Martin called the roll.

Present: Councilmembers Davis, Kalinowski, Conley, Simonsen, and Mayor Freitas

## **PLEDGE OF ALLEGIANCE**

Councilmember Kalinowski led the Council and audience in the Pledge of Allegiance.

## **ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

Jean Kuberra invited the public to use her email address to respond to her comments at Council meetings and address their concerns regarding local and regional government issues.

## **PUBLIC COMMENTS**

Elvin Scott updated the Council on his efforts to protect pension fund benefits. He provided a website address for his organization.

Jean Kuberra invited the public to review and provide input for the following websites, [antiochonline.com](http://antiochonline.com) and [cybercouncil2000.com](http://cybercouncil2000.com). She encouraged the RFP's include fiber optics and suggested the formation of a subcommittee to develop a formal specific plan for the Rivertown District in conjunction with the General Plan update.

## **COUNCIL REGULAR AGENDA**

### **1. FORMATION OF ECONOMIC DEVELOPMENT SUBCOMMITTEE #302-10**

Mayor Freitas presented the staff report dated January 4, 2001, recommending the formation of a citizen's advisory body, the Economic Development Committee, to provide input on economic development issues facing the City of Antioch. He proposed the committee to comprise of seven members, five members appointed by the City Council, one member appointed by the Antioch Chamber of Commerce and one member appointed by the Antioch Rivertown Business Association. He reviewed the conceptual goals and objectives of the committee.

Councilmember Kalinowski voiced his support of the formation of the subcommittee and

requested ongoing reports from Economic Development Director Naffah to keep the Council informed on the type of businesses seeking to locate in Antioch.

Councilmember Conley voiced his support for the formation of the subcommittee and requested the committee supply guidelines for City sponsorship of jobs as well as streamlining approval. He requested information on how to apply for the committee, time line for implementation and how to obtain a copy of the strategy.

Mayor Freitas stated copies of the strategy are available for the public on the third floor of City Hall.

City Attorney Galstan clarified this was a conceptual discussion and if favorable with the Council, staff would return with a resolution prior to advertising for the committee positions.

Councilmember Davis stated he was in favor of the subcommittee and requested the City's demographics be updated and agreed with Councilmember Kalinowski regarding a regional effort.

Don Peckham suggested the Council consider workshops for the affected property owners, addressing the issue of blight and coordination between Planning, Redevelopment and the Public Works Departments.

Jean Kuberra stated she felt the economic development strategy should include technology and growth as well as reports updating the Council and public. She requested the subcommittee have input in the General Plan update. She voiced her support of a regional approach for subcommittees in the area and the establishment of a written mission statement. She discussed the importance of offering the services incoming businesses seek.

Nancy McCaffery, CEO of the Antioch Chamber of Commerce, voiced her support and welcomed the Chamber's participation on the Economic Development Subcommittee.

Connie Gauyer expressed her interest in developing the former KMart property on Somersville Road into an ice-skating rink.

Mayor Freitas requested Economic Development Director Naffah to contact Ms. Gauyer regarding her interest in the KMart property.

Mayor Freitas stated he would be working with the Antioch Chamber of Commerce, the Rivertown Business Association and staff to provide Council with a complete report and proposal the first meeting in February.

Councilmember Conley volunteered to work with Mayor Freitas in developing the proposal.

In response to Councilmember Simonsen, Mayor Freitas stated his recommendation was the Economic Development Subcommittee be a permanent committee.

Councilmember Simonsen voiced his support of an Economic Development Subcommittee.

**2. RESOLUTION ALLOCATING AN ADDITIONAL \$100,000 FROM THE DELTA FAIR PROPERTY FUND FOR THE NEW PARKING LOT AT ANTIOCH COMMUNITY PARK (PW 394-7P) #1402-03**

Public Works Director Brandt presented the staff report dated January 3, 2001, recommending the City Council adopt the resolution allocating an additional \$100,000 from the Delta Fair Property Fund for construction of a new parking lot at the Antioch Community Park on James Donlon Blvd.

In response to Councilmember Conley's suggestion to make the parking lot one-way, Public Works Director Brandt stated he would redesign the parking lot with diagonal parking spaces.

**RESOLUTION NO. 2000/01**

On motion by Councilmember Kalinowski, seconded by Councilmember Conley, the City Council unanimously adopted the resolution.

**3. CONSIDERATION OF BIDS FOR THE "A" STREET EXTENSION PROJECT (PW 516-A) #1102-04**

Public Works Director Brandt presented the staff report dated January 3, 2001, recommending the City Council award the contract for the "A" Street extension project to the low bidder in the amount of unit prices bid contingent on the acquisition of right-of-way through the Chow parcel. He stated there had been an error in the low-bid packet, a number had been transposed, however, the final bid amount had not changed, and was still the lowest bid.

City Attorney Galstan stated it was his opinion there was no change to the bid submitted and he recommended the Council award the bid to the William McCullough, Co. as the low bidder.

Public Works Director Brandt clarified the error made in the bid proposal would not affect the administrative implementation of the contract.

William McInerney Jr., representing the protest of McGuire and Hester, stated they were requesting Council reject the recommendation to award the "A" Street extension to William McCullough, Co. He noted they felt the bid discrepancy affected the bid, giving William McCullough, Co. an advantage over the other bidders. Therefore, the contract should be awarded to McGuire & Hester.

Jean Kuberra urged the City Council to review all information regarding this matter to avoid a lawsuit. She suggested an amendment to add fiber optics installation be included, and stated her objection to William McCullough, Co. was based on their performance record.

Public Works Director Brandt reviewed the original bid document clarifying where the incorrect entries had occurred. He clarified \$602,525.10 was the correct bid, making William McCullough, Co. the low bidder.

On motion by Councilmember Kalinowski, seconded by Councilmember Conley, the Council unanimously awarded the contract to the low bidder, William McCullough, Co., in the amount of \$2,565,614.85 for the "A" Street extension project.

#### **4. LEGISLATION AND ADVOCACY**

**#701-04**

Councilmember Conley requested the City adopt formal action to support Senator Torlakson's task force for highway improvements.

On motion by Councilmember Conley, seconded by Councilmember Kalinowski, the Council unanimously approved formal action to support Senator Torlakson's task force for highway improvements.

Councilmember Simonsen requested information from staff regarding applying for SB 1785 (Hayden - Chapter 752, Statutes of 1998) reimbursable state mandate.

On motion by Councilmember Conley, seconded by Councilmember Simonsen, the Council unanimously received and filed the report.

#### **PUBLIC HEARINGS**

#### **5. RESOLUTION ESTABLISHING UNDERGROUND UTILITY DISTRICT NO. 17 ON SOMERSVILLE ROAD BETWEEN WEST TENTH STREET AND STATE HIGHWAY 4 (PW 300-17)**

**#1201-07**

Councilmember Davis excused himself from this item.

Public Works Director Brandt presented the staff report dated January 3, 2001, recommending the City Council adopt the resolution establishing the Underground Utility District No. 17 on Somersville Road between West 10th Street and State Highway 4.

Mayor Freitas opened and closed the public hearing with no speakers requesting to comment.

**RESOLUTION NO. 2000/02**

On motion by Councilmember Conley, seconded by Councilmember Simonsen, the Council approved the adoption of the resolution. The motion carried by the following vote.

Ayes: Simonsen, Conley, Kalinowski, Freitas

Abstain: Davis

#### **COUNCIL CONSENT CALENDAR**

- A. APPROVAL OF COUNCIL MINUTES – November 14, 28, December 12, and 19, 2000 #301-03**
- B. APPROVAL OF COUNCIL WARRANTS #401-02**
- C. REJECTION OF CLAIMS #704-07**
  - 1. Claim of Marvin Norona (a minor) #00/01-1197**
  - 2. Claim of Rick Harris #00/01-1192**
  - 3. Claim of James A. Vossen #00/01-1207**
  - 4. Claim of Paul Landers #00/01-1193**
- D. UPDATE OF AGREEMENT WITH ALLIED WASTE INDUSTRIES TO ADD COLLECTION OF OIL FILTERS TO THE RESIDENTIAL CURB SIDE RECYCLING PROGRAM WITH ADDITIONAL COSTS PAID FROM THE USED OIL BLOCK GRANT FUNDS #1206-03**
- E. RESOLUTION NO. 2001/03 APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE CONSTRUCTION OF RESTROOMS AT ANTIOCH COMMUNITY PARK AND MOUNTAIRE PARK (PW 394-16) #1402-03**
- F. ANNOUNCEMENT OF SETTLEMENT OF CLAIM OF C.R. FEDRICK CONSTRUCTION, INC. #704-01**
- G. RESOLUTION NO. 2001/04 APPROVING FINAL MAP AND IMPROVEMENT PLANS AND RESOLUTION NO. 2001/05 ACCEPTING GRANT DEED FOR ONE-FOOT STRIPS FOR VIERA RANCH II, PHASE II, TRACT 7219 (KAUFMAN AND BROAD), (PW 553-2B) #802-02**

On motion by Councilmember Conley, seconded by Councilmember Davis, the Council Consent Calendar was unanimously approved with the exception of items A and F, which were pulled for further discussion.

**Item A** — On motion by Councilmember Kalinowski, seconded by Councilmember Conley, the minutes of November 14, 2000 were approved as written. The motion carried by the following vote:

Ayes: Freitas, Davis

Abstain: Kalinowski, Simonsen, Conley

On motion by Councilmember Simonsen, seconded by Councilmember Conley, the minutes of November 28, 2000 were approved as written. The motion carried by the following vote:

Ayes: Freitas

Abstain: Kalinowski, Simonsen, Conley, Davis

On motion by Councilmember Conley, seconded by Councilmember Davis, the minutes of December 12, 2000 were unanimously approved as written.

On motion by Councilmember Conley, seconded by Councilmember Simonsen, the minutes of December 19, 2000 were approved as written. The motion carried by the following vote:

Ayes: Freitas, Kalinowski, Simonsen, Conley

Abstain: Davis

**Item F** — In response to Jean Kuberra, City Attorney Galstan clarified this item was a pipeline for established sanitary sewer facilities for Southeast Antioch paid for through the Assessment District funds.

On motion by Councilmember Kalinowski, seconded by Councilmember Conley, the Council unanimously approved item F.

## **PUBLIC COMMENTS**

Mike Malody stated visibility at the intersection of Ninth and "G" Streets was extremely poor and requested red curb marking on the north side of Ninth Street on the east and west side of "G" Street. He further requested 508 West Tregallas Road (a preschool) be reviewed, noting the parking space between the entrance and exit blocks visibility when exiting the parking lot and suggest no parking in that space between certain hours.

Public Works Director Brandt stated he would discuss Reverend Malody's concerns with him.

## **COUNCIL REPORTS/COMMUNICATIONS**

Councilmember Davis reported there was a reorganization of the Mello Roos Board and he would be serving as President this year.

Councilmember Kalinowski reported he had attended the swearing in ceremony for the Board of Supervisors on January 9, 2001.

Councilmember Simonsen thanked Councilmember Kalinowski for representing Antioch at the swearing in ceremony for the Board of Supervisors. He reported he had attended the Tri-Delta Transit Operations Committee meeting on January 8, 2001, noting bike lockers had been installed at the Hillcrest Park and Ride lot and the Delta Express buses to Livermore Lab were extended to Sandia. He discussed the possibility of using the Deltas Express busses to attend local professional sporting events on weekends. He further noted former Mayor Mary Rocha had been assigned to the policy advisory committee for para-transit.

Councilmember Conley requested an update on FUA2 and the low to moderate housing on Third and Fourth Street.

Mayor Freitas reported on the Mayor's Conference with the Board of Supervisors stating they would be moving forward with the need to return moneys to local government. He stated there would be a Delta 5 meeting with the Fifth District Supervisor to discuss issues of concern. He announced a TRANSPLAN meeting scheduled for January 11, 2001 and a Council study session on January 16, 2001 at 6:00 P.M. to focus on planning issues. He stated after the study session was completed a joint meeting with the Planning Commission, Design Review Board and Council would be scheduled for the purpose of Council giving direction regarding their vision of growth. He discussed the possibility of a joint meeting of the City Council with the School Board to discuss the overcrowding of the schools. Mayor Freitas invited the public to attend a "Goals and Objectives Discussion" on January 20, 2001. He stated these meetings would not be broadcast.

### **STAFF COMMUNICATIONS**

Public Works Director Brandt introduced the City Council to Environmental Coordinator Julie Haas-Wajdowicz.

### **ADJOURNMENT**

With no further business, Mayor Freitas adjourned the meeting at 8:29 P.M. to the next regular meeting on January 23, 2001.

Respectfully Submitted:

---

L. JOLENE MARTIN, City Clerk

Approved:

\_\_\_\_\_  
DONALD P. FREITAS, Mayor

Attest:

\_\_\_\_\_  
L. JOLENE MARTIN, City Clerk