ANTIOCH CITY COUNCIL

Regular Meeting 7:00 р.м. June 10, 2003 Council Chambers

6:00 P.M. - CLOSED SESSION

- CONFERENCECONFERENCE WITH LEGAL COUNSEL Anticipate Anticipated Anticipated Anticipate -
- PUBLICPUBLIC EMPLOYPUBLIC EMPLOYEE APUBLIC EMPLOYEE APPOINTMENT/EMPL closed session is authorized by Government Code §54957.

UponUpon return from Closed Council, Mayor Freitas announced no taken no action had been taken by Council and there was nothing to report.

CouncilmemberCouncilmember Davis announced he would be leaving this evenings meeting to attend t ProspectProspect High School GraduationProspect High School Graduation ceremony on behalf of Pros returning as soon as possible.

MayorMayor Freitas called theMayor Freitas called the meeting toMayor Freitas called the meeting to o all members in attendance.

PLEDGE OF ALLEGIANCE

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

MayorMayor Freitas stateMayor Freitas stated JMayor Freitas stated Joe Marks had requested the honor of Flag Day, June 14, 2003.

OnOn motion by Councilmember Conley, seconded by CoOn motion by Councilmember Conley CouncilCouncil unanimously amended the agenda to include a proclamation inCouncil unanimously amended the 14, 2003.

PROCLAMATIONS

Relay for Life, A Team Event to Fight Cancer, June 21 and 22, 2003

Councilmember Davis presented the proclamation proclaiming June 21 and 22, 2003 as RelayRelay for Life - A Team Event to FiRelay for Life - A Team Event to FightRelay for Life - A Te committee, committee, thanked the City and committee, thanked the City and Councilcommittee, thank aa contact number for anyone wishing to participate in the Relay foa contact number for anyone wish Trapenese thanked the City for participating. MayorMayor Freitas and Councilmember ConleyMayor Freitas and Councilmember Conley encouraged RelayRelay for Life event. Mayor Freitas recognized Tammy Leach and Denise Relay for Life eve coordinating the City teams as well as Nancy Duarte for coordinating the Mayor's team.

Flag Day June 14, 2003

CouncilmemberCouncilmember Conley presented the proclamCouncilmember Conley presented the DayDay to Mr. MarksDay to Mr. Marks who thanked the CityDay to Mr. Marks who thanked the CityCou ceremony.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Wall of Heroes

CouncilmemberCouncilmember Kalinowski, Mayor Freitas, CouncCouncilmember Kalinowski, Mayor Simonsen announced names to be added to the Wall of Heroes.

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

CityCity Clerk Martin announced theCity Clerk Martin announced the City is accepting applications for four PlanningPlanning CommiPlanning Commission, whiPlanning Commission, which will expire in Septer applyingapplying to contact the City Clerks office for an application or to download anapplying to contact fromfrom the City's website. She noted the deadline for sufrom the City's website. She noted the dead 2003 at 5:00 P.M.

MayorMayor Freitas announcedMayor Freitas announced he would beMayor Freitas announced he wandand Economic Development Commission and requested any Councilmember interested in participating in interviewing to let him know.

PUBLIC COMMENTS

ElvinElvin Scott thanked Dave Sanderson, City of AntElvin Scott thanked Dave Sanderson, City o PittsburgPittsburg City Council. He announced he hadPittsburg City Council. He announced he had app publicpublic on his efforts to provide information pertaining to pension benefits. public on his efforts to provide he had app has had a difficult time in his efforts to receive his military medals.

DavidDavid Yount reaDavid Yount read his letDavid Yount read his letter expressing concern regardi restroomsrestrooms and pathwaysrestrooms and pathways at the community park on James Donlon Bo datesdates and times of the occurrences. He provided the City Council with pictures of the truck parking at the park and noted the past couple of days it had not been there.

Susan Yount stated the trucks were parked adjacent to the restrooms.

MayorMayor Freitas stated after speaking with Mr. Yount on this issuMayor Freitas stated after sp presentation from staff. RecreationRecreation Services Director SandersRecreation Services Director Sanderson clarifRecre wouldwould be completed this weekend; adding the use of the tractor/trailer waswould be completed the sites for youth league functions. Hesites for youth league functions. He noted equipment would sites suppliessupplies and maintain the complex. He gave a briefsupplies and maintain the complex. He gave area adjacent to the restrooms as well as accessibility to the restroom facilities.

CouncilmemberCouncilmember Simonsen stated his wifeCouncilmember Simonsen stated his wife fre commercial food vendors had been parking on the path.

RecreationRecreation Services DirectorRecreation Services Director Sanderson responded the linesR indicate indicate vehicle parking and staff would indicate vehicle parking and staff would regulate and more snacksnack basnack bar deliveries were made by part-time personnel who park just long enough unload.

InIn response to Councilmember Simonsen, RecreationIn response to Councilmember Simonse clarified clarified bicycling inclarified bicycling in the park was a safety

CouncilmemberCouncilmember Kalinowski statedCouncilmember Kalinowski stated staff was responsil toto park and there was adequate space for ato park and there was adequate space for accto park parked at that location.

CouncilmemberCouncilmember Conley clarified the trail was adjacent to the baseball diamond which high pedestrian use, therefore the walking of bicycles was reasonable.

Inln response to Councilmember Conley, Recreation ServicesIn response to Councilmember Conley, Rehadhad not received any complaints regarding this issue. He notedhad not received any complaints regarding this issue and and his wife had mentioned this issue and his wife had mentioned this issue before and makemake sure there was access to themake sure there was access to the restroom facilities. make sure staff handle this issue as a training issue.

MayorMayor Freitas clarified due to the safeMayor Freitas clarified due to the safety issMayor Freita earlier in the evening. He thanked staff on behalf of the council for the presentation and notednoted henoted he hadnoted he had never received a complaint regarding this issue. He directed s this and any future problems related to this area.

Councilmember Davis arrived at 8:00 р.м.

1. COUNCIL CONSENT CALENDAR

Α.	APPROVAL OF COUNCIL MINUTES FOR MAY 13 and 20, 2003	#301-02
В.	APPROVAL OF COUNCIL WARRANTS	#401-02
C.	REJECTION OF CLAIM 1) Claim of Gregory Hartman for Brittney Hartman, #02/03-1361	#704-07

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D. LEGISLATION AND ADVOCACY 1) AB 1160

#701-04

E. <u>ORDINANCEORDINANCE 1005 C-S</u> AMENDING VARIOUS PORTIONS OF TITLE AMEN ADDINGADDING SECTION 8-16.01 TO THE ANTIOCH MUNICIPAL CODE, DEALING WITH 2001 UNIFORM BUILDING CODES #706-01

F. <u>RESOLUTIONRESOLUTION NO. 2003/73</u> APPROVING AN AGREEMENT WITH BROWN AND CALDWELLCALDWELL FORCALDWELL FOR DESIGN OF MODIFICATIONSCALDWELL FOR BB AND ALLOCATING B AND ALLOCATING \$137,400 IB AND ALLOCATING \$137,400 IN W #1202-01

OnOn motion by CouncOn motion by CounciOn motion by Councilmember Conley, seconded by Councilmember unanimously approved the Consent Cale removed for further discussion.

<u>ItemItem D</u> - Councilmember Simonsen reported AB - Councilmember Simonsen reported AB 1221 war 1/2 percent of Bradley Burns sales tax and shift it to property tax.

OnOn motion by Councilmember Simonsen, seconded by Councilmember ConOn motion by Co Council unanimously approved item D.

PUBLIC HEARINGS

2. RESOLUTIONRESOLUTION ORDERING IMPROVEMENTS AND LEVYIRESOLUTION ASSESASSESSMASSESSMENTSASSESSMENTS FOR LANDSCAPE MAINTENANCE DI 2003/2004 FISCAL YEAR (PW 500) #806-03

CityCity Engineer/Community Development Director Brandt presented the stafCity Engineer/Commun MayMay 29, 2003May 29, 2003 recommending the City Council adopt theMay 29, 2003 recommending and levying annual assessments for Landscape Maintenanceand levying annual assessments for Lan 10 for the Fiscal Year 2003/2003 based on a 3 -year increment to maximum base rates.

MayorMayor Freitas opened and closedMayor Freitas opened and closed the public hearing with no spea

Inln response to CouncilmemberIn response to Councilmember Conley, City Engineer/CommunityIn r BrandtBrandt stated the additional revenues were primarily going tBrandt stated the additional rever contribution.contribution. He added one area to see a benefit would be 9.3, which would see approximately \$20,000.

InIn response to Councilmember Kalinowskin response to Councilmember Kalinowski, Ciln re DirectorDirector Brandt stated the proposed budget for next year wasDirector Brandt stated the propose soso there would be a \$200,000 shiftso there would be a \$200,000 shift inso there would be a \$200 increase the assessment revenue and decrease the General Fund obligation.

CouncilmemberCouncilmember Kalinowski stated he would support the first year incrementCouncilme

budgetbudget crisis andbudget crisis and nextbudget crisis and next year the decision to continue wouk position.

CityCity Engineer/Community Development Director Brandt stated flexibility would be provided to determine if the assessments should continue into future years.

RESOLUTION NO. 2003/74

OnOn motion by Councilmember Conley, secOn motion by Councilmember Conley, secoOn motior unanimously adopted the resolution.

COUNCIL REGULAR AGENDA

3. ANNUAL UPDATE FROM ARTS AND CULTURAL FOUNDATION OF ANTIOCH (#1407-03)

AssistantAssistant to the City Manager Gegg presented the staff report dated JuAssistant to the recommending the City Council receive and file the report.

GaryGary Reiman, President of the Arts and Cultural Foundation, gave a brief overhead presentationpresentation of thepresentation of the services and activities the Arts and Culturalpresentatoto the community in the last year.to the community in the last year. He introduced Board Members V andand Joel Summerhill asand Joel Summerhill as well as stand Joel Summerhill as well as staff Cu Putnum.Putnum. He thanked Ms. Roberts and Ms. Putnum for their dedication to thePutnum. He thanked HeHe provided a website address for anyone wishing to receive inHe provided a website address ProgramsPrograms and announced they had openings on the BoardPrograms and announced they had a brief overview of future Lynn House Art Exhibits.

MayorMayor FreitasMayor Freitas commended the staffMayor Freitas commended the staff of the Art C work noting they were making a positive statement for the City.

4. ORDINANCEORDINANCE DELETING AND RE-ENACTING SECTION 9-5.3805 OF THE ANTIOCH MUNICIPAL CODE, DEALING WITH SECOND RESIDENTIAL UNITS #701-05

CityCity Attorney Galstan stated this ordinance was before Council for a second reading; due toto the fact it had not received ato the fact it had not received a unato the fact it had not received Councils regular agenda.

CouncilmemberCouncilmember Simonsen requested when this ordinance is entered into theCouncil code it be cross-referenced to the Assembly Bill.

CityCity Attorney Galstan staCity Attorney Galstan statedCity Attorney Galstan stated he would add cross-reference.

MayorMayor Freitas stated due to his previous comments regarding this ordinance he would not be supporting the motion.

CouncilmemberCouncilmember Simonsen statedCouncilmember Simonsen stated the City should ado fromfrom dictating how this would be handled in the future. He further stated Coufrom dictating how continue to oppose AB1160 with the removal of the owner occupancy requirement.

ORDINANCE 1006 C-S

OnOn motion by CouOn motion by CouncOn motion by Councilmember Conley, seconded by Council approved the ordinance. The motion carried the following vote:

Ayes: Kalinowski, Davis, Conley, Simonsen

Noes: Freitas

PUBLIC COMMENTS

DavidDavid Yount stated the truck was blocking the doorway to the restroom David Yount stated the JamesJames Donlon Park, which he had documented in the photo provided to the CityJames Donlon earlierearlier in the evening. He stated his support for a 15-minuteearlier in the evening. He stated his support for a 15-minuteearlier in the evening.

COUNCIL REPORTS/COMMUNICATIONS - None

STAFF COMMUNICATIONS

CityCity Attorney Galstan reported the VistaCity Attorney Galstan reported the Vista Diablo Mobile Esta regards to theregards to the amendments toregards to the amendments to the Mobile Home Rent Sub thethe program will become effective July 1, the program will become effective July 1, 2003. He noted slightlyslightly more then \$50.00 a month due to cost of living adjustments that have occurred overover the last 5 years. Heover the last 5 years. He noted he would agenda to fine tune the amount the City will be paying.

ActingActing City Manager Pappas Diaz reminded CouncilActing City Manager Pappas Diaz remine meetingmeeting of the City Council and Antiochmeeting of the City Council and Antioch Schoolmeeting of at Lone Tree Elementary.

WithWith no further business, Mayor Freitas adjourned the With no further business, Mayor Freitas meetingmeeting of the City Council and Antiochmeeting of the City Council and Antioch Board School on June 17, 2003 at 7:00 P.M.

Respectfully Submitted

L. JOLENE MARTIN, City Clerk

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DONALD P. FREITAS, Mayor

Attest

L. JOLENE MARTIN, City Clerk