

ANTIOCH CITY COUNCIL

Regular Meeting
7:00 P.M.

December 13, 2005
City Council Chambers

6:00 P.M. - CLOSED SESSION

- 1) PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Title: City Manager. This Closed Session is authorized by Government Code §54957.
- 2) CONFERENCE WITH LABOR NEGOTIATOR. Agency Negotiator: Holly Bock-Cohn; Employee Organization: All represented groups. This Closed Session is authorized by Government Code §54957.6

Mayor Freitas called the regular business meeting to order at 7:04 P.M.; City Clerk Martin called the roll with all member present.

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

Mayor Freitas stated there was no reportable action from the Closed Session.

City Manager Jakel requested Item Nos. 4 and 6 be held over to the next regularly scheduled City Council meeting of January 10, 2006.

On motion by Councilmember Simonsen and seconded by Councilmember Conley, the City Council unanimously moved to continue Item Nos. 4 and 6 to the next regularly scheduled City Council meeting to be held on January 10, 2006.

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Devi Lanphere, representing the Antioch Chamber of Commerce, announced the Citizen and Business of the Year process should be completed by the end of the week and the ceremony would be held on January 27 at 6:30 P.M. at the Lone Tree Event Center.

PRESENTATIONS - Elizabeth Rimbault representing the Antioch Historical Society

Elizabeth Rimbault, representing the Antioch Historical Society, presented a book entitled "The Image of America for Antioch" to each Councilmember and provided information about the contents of the book as well as the author.

PUBLIC COMMENTS

Walt Bartlett, 6801 Deer Valley Road, Antioch, expressed his concern regarding a recent incident when a low flying airplane flew over his residence. Mr. Bartlett had called the FAA, and was informed the area was designated as a "practice zoned area." Mr. Bartlett further questioned the

current status on the road improvements in the same area. Mayor Freitas noted he would get a response to Mr. Bartlett in the near future regarding the road improvements.

In responding to Mr. Bartlett, Councilmember Conley requested a letter be sent to the FAA to eliminate the city limits of Antioch as a "Practice Zone Area" and that Congresswoman Tauscher also be contacted regarding this matter. The City Council concurred and it was so directed by Mayor Freitas.

Daniel Ruxin, P.O. Box 863, Antioch, representing Antioch Citizens for Smart Growth, stated his neighbors, along with other Antioch residents, would like to know the process, events and the order in which the construction of the 24-Hour Wal-Mart Super Center, located on Lone Tree Way, and also when the public would be able to respond to these actions. Mayor Freitas suggested he contact City Attorney Galstan regarding the appropriate process to be taken through the City.

Ken Lee, Antioch resident, expressed concerns to garbage and light standard issues at the Antioch Auto Center. He also asked when the Council would follow up with a Study Session regarding the City's code enforcement.

Mary Peinado, 5364 Thunderbird Ct, Antioch, announced an event entitled "Christmas at El Campanil" would be held at the El Campanil Theatre on December 17 at 3:00 P.M.

Emil Stein, 1705 Tulip Drive, Antioch, expressed concerns to lighting standards at the Antioch Auto Center.

**1. RESOLUTION APPROVING EMPLOYMENT AGREEMENT FOR NEW CITY ATTORNEY
#502-01**

City Attorney Galstan provided an overview of the Staff Report.

RESOLUTION NO. 2005/134

On motion by Councilmember Conley and seconded by Councilmember Davis, the City Council unanimously approved the Employment Agreement with Lynn Tracy Nerland.

Ms. Nerland introduced herself to the City Council and audience.

CONSENT CALENDAR

Councilmember Kalinowski pulled Item No. 2D and Councilmember Davis pulled Item No. 2A.

2. COUNCIL CONSENT CALENDAR

- A. APPROVAL OF COUNCIL MINUTES FOR NOVEMBER 8 AND 22, 2005..... #301-02**
- B. APPROVAL OF COUNCIL WARRANTS #401-02**
- C. REJECTION OF CLAIMS #704-07**

1. Richard and Candance Anderson, #05/06-1584 (personal injury)
 2. Christopher Terrell, #05/06-1590 (vehicle damage)
- D. LEGISLATION AND ADVOCACY..... #701-04
- E. ORDINANCE NO. 1063-C-S ADOPTING AMENDED ZONING MAPS FOR THE CITY OF ANTIOCH (introduced 11/22/05) #202-05
- F. ORDINANCE NO. 1064-C-S AMENDING VARIOUS SECTIONS OF TITLE 9, CHAPTER 5 OF THE ANTIOCH MUNICIPAL CODE, DEALING WITH AN UPDATE OF THE ZONING ORDINANCE (introduced 11/22/05) #202-05
- G. RESOLUTION NO. 2005/135 APPROVING RECLASSIFICATION OF RECREATION OFFICE SPECIALIST TO SECRETARY III..... #502-02
- H. RESOLUTION NO. 2005/136 APPROVING RECLASSIFICATION OF PUBLIC WORKS ADMINISTRATIVE SECRETARY TO ANALYST I..... #502-02
- I. FY 2005-2006 OPERATING BUDGET - 1ST QUARTER REPORT FOR THE 2005-06 OPERATING BUDGET #410-02
- J. PROCUREMENT OF DESKINS QUICK-DRY FILTERING SYSTEM AND ACTIFLO WATER CLARIFIERS #1202-01
- K. RESOLUTION NO. 2005/137 APPROVING THE APPLICATION FOR CALTRANS BICYCLE TRANSPORTATION ACCOUNT, (BTA) GRANT FUNDING FY 2006-07
..... #1402-02
- L. RESOLUTION NO. 2005/138 ACCEPTING COMPLETED IMPROVEMENTS FOR BLACK DIAMOND KNOLLS SUBDIVISION, UNIT 19, TRACT NO. 8325 (MERITAGE HOMES OF NORTHERN CALIFORNIA) PW 581-21 #802-02
- M. RESOLUTION NO. 2005/139 ACCEPTING COMPLETED IMPROVEMENTS FOR BLACK DIAMOND KNOLLS SUBDIVISION, UNIT 21, TRACT NO. 8466 (MERITAGE HOMES OF NORTHERN CALIFORNIA) PW 581-21 #802-02
- N. RESOLUTION NO. 2005/140 ACCEPTING COMPLETED IMPROVEMENTS FOR BLACK DIAMOND KNOLLS SUBDIVISION, UNIT 23, TRACT NO. 8525 (MERITAGE HOMES OF NORTHERN CALIFORNIA) PW 581-23 #802-02
- O. RESOLUTION NO. 2005/141 APPROVING FEE PROPOSAL FROM GEORGE MEIRS AND ASSOCIATES FOR DESIGN SERVICES FOR THE REMODEL/EXPANSION OF THE COMMUNITY ROOM AT THE ANTIOCH POLICE FACILITY (PW 590-3)..... #1301-01

On motion by Councilmember Conley and seconded by Councilmember Simonsen, the City Council unanimously approved the Consent Calendar with the exception of Item Nos. 2A and D, which were pulled for further discussion.

Item A - On motion by Councilmember Conley and seconded by Councilmember Simonsen, the City Council approved the Council minutes for November 8, 2005.

AYES: Davis, Conley, Simonsen and Freitas

ABSTAIN: Kalinowski

On motion by Councilmember Conley and seconded by Councilmember Simonsen, the City Council approved the Council Minutes of November 22, 2005.

AYES: Kalinowski, Conley, Simonsen and Freitas

ABSTAIN: Davis

Item D - Councilmember Kalinowski requested Councilmember Simonsen follow the League of California Cities, Assembly Constitutional Amendment 223 regarding the issuance of pensions and specific language related to law enforcement, firefighters and public safety in general. He expressed his concern regarding this issue and felt the City Council should stay informed on its progress. Councilmember Simonsen affirmed he would follow this issue and keep the Council informed.

On motion by Councilmember Kalinowski and seconded by Councilmember Conley, the City Council unanimously approved this item as received and filed.

Mayor Freitas explained the Public Hearing process.

PUBLIC HEARINGS

3. APPEAL OF PLANNING COMMISSION DECISION REGARDING UP-05-9 CONVENIENCE STORE AT 611 EAST EIGHTEENTH STREET PREM SAGAR ARORA (UP-05-09)(Continued from 08/09, 09/13 and 10/25/05)..... #704-13

Mayor Freitas stated it was recommended by Staff to continue this item to January 24, 2006.

Councilmember Conley requested this item be re-advertised, due to its past continuances. He further requested a limit be placed on all continuances on any Public Hearing. City Attorney Galstan stated the applicant would be made responsible to pay the cost of re-noticing this item. Furthermore, it would be necessary for the City to have received the cost of re-noticing by the continuation date; he further stated any further continuances of this item would result in the item being tabled.

Councilmember Kalinowski stated he would not support another continuance on this item.

On motion by Councilmember Conley and seconded by Councilmember Kalinowski, the City Council unanimously moved to continue this item to January 24, 2006. Councilmember Conley's

requested Staff to re-notice the item with the caveat the item could be continued to February 14, 2006 if there was not enough time to notice the item for January 24, 2006.

4. APPROVAL OF 2005 URBAN WATER MANAGEMENT PLAN UPDATE FOR EXISTING AND FIXTURE DEMANDS FOR WATER TO THE YEAR 2030

..... #1202-01

Mayor Freitas reported this item had been continued to January 10, 2006.

5. GERALD CHENEY REQUESTS A GENERAL PLAN AMENDMENT FROM NEIGHBORHOOD COMMERCIAL TO MEDIUM LOW DENSITY RESIDENTIAL AND A REZONE FRM C-1 (CONVENIENCE COMMERCIAL) TO r-6 (SINGLE-FAMILY MEDIUM LOW DENSITY RESIDENTIAL) FOR PROPERTY LOCATED ON WOODLAND DRIVE, APPROXIMATELY 160 FEET SOUTH OF EAST EIGHTEENTH STREET. (APN 068-514-027) GP-04-05, Z-04-05

..... #202-04

Assistant Planner Gentry provided an overview of the Staff Report dated December 7, 2005.

The Public Hearing was opened.

Gerald Cheney, applicant, distributed a handout to the Council which included photographs and signatures from adjacent residents in favor of his proposed project. He provided a brief history of the area and requested approval of the proposed project, he felt the construction of a residential home on this lot would be a benefit to the neighborhood. Furthermore, the City was in no danger of contradicting the intent of the General Plan.

David Estes, 1712 Crestview Drive, Antioch, part owner of Big-O Tires, spoke to the past expansion of East Eighteenth Street stating the result of the previous expansion, the rear of his business was the only area available for future expansion. He also spoke to the possible future need of expansion for Fosters Freeze, which was also restricted to the rear of their business due to the previous widening. Mr. Estes expressed concern regarding a parcel adjacent to the proposed project, purchased by Mr. Cheney, and stated there was a conflict of interest with Big-O Tires regarding the location of the property line, and he felt this conflict of interest could interfere with the proposed project. He requested this dispute to be resolved prior to any decision from Council. Mr. Estes further requested this parcel remain zoned for commercial.

Mr. Miller, 1813 Woodland Drive, Antioch, stated he was opposed to the proposed amendment and rezoning for several reasons: 1) the proposed plan would allow a driveway exiting onto Woodland Drive, to be placed on property with an existing easement; and 2) he distributed photographs depicting a homeless encampment on an adjoining parcel owned by Mr. Cheney and expressed his concern the lot would become dilapidated and unsafe. Furthermore, Mr. Miller's property had been subjected to damage stemming from Mr. Cheney's adjacent vacant lot where children were allowed to play.

Richard Waxman, 1111 Broadway, 24th Floor, Oakland, representing property owners at 412 East Eighteenth Street and the Big-O Tire business, distributed a drawing depicting Parcel No. 4, owned

by Mr. Cheney, abutted Lot No. 27. He stated his clients would both support keeping the property in commercial status because of the mix of both residential and commercial coupled with the fact he was in support of the commercial development, hoped it would continue to grow in this area. He felt it was important for Mr. Cheney to submit a set of development plans prior to any approvals to affirm the existence of a clear understanding of the proposed development, stating it would impact the current dispute between the adjacent owners and his clients.

Mr. Cheney responded the drawing, as provided by Mr. Waxman, had been offered many months ago as a means of settling a land dispute between Big-O Tire and himself, on an entirely different piece of property. Furthermore, if the City Council is to approve his request and restrict the development of the lot, specifically to the said proposed single-family residence, he would approve and agree with Council.

The Public Hearing was closed.

On motion by Councilmember Kalinowski and seconded by Councilmember Conley, to deny the General Plan amendment and rezone, directing Staff to return with written findings supporting this decision.

Before the motion was moved, Councilmember Kalinowski stated he felt it would not be in the best interest of the City to approve the General Plan amendment and rezone, specifically related to the impacts of Foster's Freeze. Furthermore, he questioned whether or not the applicant had either retained an option or purchased the property behind the Big-O Tire.

Responding to a request from Councilmember Simonsen, City Attorney Galstan explained the easement issues of Parcel 4 were referencing Attachment A-1 of the Staff Report . Councilmember Simonsen further spoke to the areas to the south of the said property and felt additional issues would need to be resolved. He also expressed his concern regarding the present condition of Parcel No. 4 and Lot No. 27 and felt they should be better maintained. He agreed with Staff's recommendation.

On motion by Councilmember Kalinowski and seconded by Councilmember Conley, the City Council unanimously moved to deny the General Plan amendment and rezone and directed staff to return with written findings supporting this decision.

AGENCY PUBLIC HEARING

6. ANTIOCH DEVELOPMENT AGENCY IMPLEMENTATION PLAN 2005-2010 #902-01

Mayor Freitas reported this item had been continued to January 10, 2006.

COUNCIL REGULAR AGENDA

7. UPDATE ON CHARACTER COUNTS PROGRAM #1301-01

Alan Cantando, Captain of Antioch Police Department, provided an overview of the Staff Report dated December 7, 2005.

Councilmember Kalinowski commended the Antioch Police Department for implementing and taking a lead role in being involved in this program.

Mayor Freitas stated he approved of the October joint meeting between the City Council and the Antioch Unified School District and expressed his appreciation to City Staff, the Antioch School Board and the Police Department for their participation, and hoped the community as a whole would embrace the principals under the Character Counts Program.

Councilmember Conley stated his appreciation to the Police Department in their efforts on this program.

On motion by Councilmember Conley and seconded by Councilmember Kalinowski, the City Council unanimously approved to receive and file the update on the Character Count Program.

8. EAST COUNTY BASEBALL GROUP FUNDING OPTIONS #1402-01

City Manager Jakel provided an overview of the Staff Report dated December 6, 2005.

Councilmember Kalinowski spoke to the feasibility study that was conducted and felt that per the financial analysis and the facilities analysis, this would be a successful project for the region. He felt it was important for this project to move forward, in terms of providing an important role model experience for the Antioch youth, and felt this was a regional facility that would serve the youth of all Eastern Contra Costa County. Furthermore, it was the intent of the non-profit in conjunction with Los Medanos College and other entities to build the stadium, but felt it was more important to commit funding to this project in order to have to the authority to address the Youth Sports Complex issue.

Councilmember Conley commended Councilmember Kalinowski for his work and support on this project, stating it would benefit all county youth. He felt it was important for the nonprofit to attract private investors and felt Staff and a subcommittee of the City Council could confer with the Antioch Youth Sports Complex and Babe Ruth organizations to look for future funding prospects and additional needs.

Councilmember Simonsen commended Councilmember Kalinowski for the work and effort he had put into this project. He felt there was a need to further research additional funding avenues stating he felt there was a need for additional soccer facilities. He supported Councilmember Kalinowski's recommendation to appoint Councilmembers Kalinowski and Conley to continue serving on the subcommittee and work with both the Antioch Youth Complex and the Babe Ruth organizations.

Mayor Freitas felt that this project had always envisioned as a regional facility with the focus being on youth activities. He commended Councilmember Kalinowski for bringing together representatives from East County communities and voiced appreciation of his endeavor. He further spoke to the current youth programs that benefit the community. Mayor Freitas recommended the

subcommittee be composed of Councilmembers Conley and Kalinowski to meet with representatives of Antioch Youth Sports Complex and the Babe Ruth organization. He further requested the meeting take place as soon as possible. Following said meeting, he hoped information would be presented at the City Council on January 10, 2006 with a recommendation for consideration.

On motion by Councilmember Simonsen and seconded by Councilmember Davis, the City Council unanimously approved:

1. The subcommittee to further continue all work.
2. The subcommittee to meet with the Board of Directors of the Antioch Youth Sports Complex and the Babe Ruth Organization.
3. The subcommittee to bring to the City Council on January 10, 2006 a consideration by the Antioch City Council.
4. The funding would be up to \$850,000 or another amount approved by the City Council, with regards to reimbursement.

A break was called at 8:30 P.M.. The Antioch City Council resumed at 8:50 P.M. with all members present.

9. MEMORANDUM OF UNDERSTANDING FOR ALIGNMENT OF SAND CREEK ROAD AND LETTER OF ACCEPTANCE FOR MAGNET SCHOOL OFF-SITE INFRASTRUCTURE
..... #1102-04

City Engineer/Community Development Director Brandt provided an overview of the Staff Report, dated December 6, 2005. Mr. Brandt further elaborated on two additional handouts labeled "Exhibits A and B" which depicted graphic versions of aerial photographs. He also referenced the Memorandum of Agreement (MOA) that was distributed to the Council, as well as a handout entitled "Item No. 9 - Red Line" depicting the changes of the MOA. Referencing Item No. 9, he requested the following changes be made:

- 1) On page 2, No. 2(a)(i) changing the date from "March 31, 2006" to "May 31, 2006".
- 2) On page 3, (iv), last sentence, changing the word "eastern" to "southern".
- 3) On page 4, (iv), last sentence, changing the word "eastern" to "southern".

Mr. Brandt stated the recommendation tonight would be to authorize the City Manager and City Attorney to continue to work with all parties involved to make minor changes to the MOA, with a possible subcommittee comprised of City Councilmembers to work with the City Manager and City Attorney. He requested the Council not authorize the City Manager to sign the Development Agreement for Pulte/Del Webb until the MOA had been signed by all parties; furthermore, he requested the Council authorize Mr. Brandt to sign the letter for off-site infrastructure for the school district in order for them to meet the December 16, 2006 deadline for funding.

Mary Peinado, 5364 Thunderbird Ct, Antioch, representing "Residents of Antioch for Improved School Education (RAISE)," spoke to the need of the MOA and read a prepared statement that requested support of MOA on behalf of RAISE.

Dennis Goettsch, 510 G St., Antioch, Superintendent of Antioch School District, stated his approval of the proposed site and felt that the Medical Magnet School would be an asset to the community and meet the needs of a majority of students. In speaking to the MOA he stated should a temporary easement be needed through the Kaiser property at some point and if the options to the south and north fail, he felt that stronger language was needed, and that negotiations were needed for a temporary easement for a period of five years. Mr. Goettsch requested the Council provide the City Attorney and the City Manager the ability to make changes on any non-substantive changes on the MOA and also have the Letter of Acceptance signed, per City Staff's request.

Tim Forrester, 909 Lela Way, Antioch, stated his appreciation to the City Council for their support on this issue, and requested the City Council approve Staff's recommendations.

Cecily Talbert, 1331 No. California Blvd., S. 210, Walnut Creek, representing Pulte/Del Webb, stated she was in support of this item and requested Council to approve Staff's recommendations.

Mayor Freitas asked that due to the request to bifurcate the Letter of Acceptance versus the MOA, if the City Council were to take action he requested all good faith efforts be made by the various property owners or developers to approve the agreement and sign off as soon as possible. Ms. Talbert and Mr. Serpa with Del Webb concurred.

Gary Agopian, Antioch Unified School Board (AUSD) Member, voiced his appreciation to the Council and City Staff for the efforts they had put forth, and stated his support of the Magnet School and felt it would benefit the community.

Mitchell Randall, 101 Ygnacio Valley Road #450, Walnut Creek, representing Kaiser Permanente, voiced his support and felt all issues could be resolved. He requested the City Manager hold off on certifying the Del Webb Development Agreement was in full force and effect, until the two-party agreement between Kaiser Permanente and Del Webb was finalized. City Attorney Galstan concurred.

Michael Monaldo, 5601 Deer Valley Road, Antioch, representing Kaiser Permanente, stated his appreciation to the Council and City Staff on keeping the construction moving in a timely fashion.

On motion by Councilmember Conley and seconded by Councilmember Davis, the City Council unanimously authorized the City Manager to sign and deliver to the AUSD by December 14, 2005, Attachment "B", a letter addressed to Mr. Goettsch regarding infrastructure for the school site and that the date on the letter labeled Attachment "B" be changed from December 6, 2005 to December 13, 2005.

Through discussions, the Council concurred to have the Mayor and one Councilmember represent the Council to work with the City Manager, City Attorney and the Community Development Director to make non-substantive changes to finalize and authorize the MOA.

On motion by Councilmember Simonsen and seconded by Councilmember Davis, the City Council unanimously moved to accept the MOA, identified as Item No. 9 in the Staff Report, with the incorporated changes made by Community Development Director Brandt and agreed a City Council

subcommittee, comprised of Mayor Freitas and Councilmember Simonsen, would work with the City Manager, City Attorney and Community Development Director Brandt to complete the MOA. During this process they would make *non-substantive* changes to finalize and authorize the MOA by Thursday, December 15, 2005.

10. URGENCY ORDINANCE DECLARING AN INTERIM STUDY PERIOD FOR LAND USE ENTITLEMENTS WITHIN THE RIVERTOWN AREA #701-05

City Attorney Galstan provided an overview of the Staff Report dated December 2, 2005.

Stan Davis, 1404 St. Francis Drive, Antioch, representing Antioch Historical Society, stated his support of the proposed Urgency Ordinance.

Don Bright, 301 West Fourth St., Antioch, representing the Rivertown Preservation Society, affirmed his support of the proposed Urgency Ordinance.

Mayor Freitas read a prepared statement to be entered into the record from Curtis Holter, representing the Antioch Rivertown Business Association, stating his support of the proposed Urgency Ordinance.

ORDINANCE NO. 1065-C-S

On motion by Councilmember Kalinowski and seconded by Councilmember Conley, the City Council unanimously adopted an Urgency Ordinance to declare an interim study period for land use entitlements within the Rivertown area.

11. ORDINANCE ADDING ARTICLE 3 TO CHAPTER 10 OF TITLE 5 OF THE ANTIOCH MUNICIPAL CODE, DEALING WITH SOLICITATION OF MOTORISTS #701-05

City Attorney Galstan provided an overview of the Staff Report, dated November 28, 2005.

Councilmember Kalinowski directed City Staff to notify the individual who initially wrote an e-mail to the City, and inform them of the action Council has taken.

Councilmember Conley requested the "Human Sign Holders" be added to this Ordinance, stating he felt the practice posed a safety risk. City Attorney Galstan recommended the proposed Ordinance be approved as is, and be brought back later for an amendment. The Council concurred.

In responding to Mayor Freitas, Antioch Police Captain Cantando stated enforcement provisions would consist of a traffic citation, noting he would return to the City Council in 6 months with an update.

On motion by Councilmember Conley and seconded by Councilmember Kalinowski, the City Council unanimously moved to:

- 1) Introduce the Ordinance by Title Only;

- 2) Introduce the Ordinance adding Article 3 to Chapter 10 of Title 5 of the Antioch Municipal Code, dealing with solicitation of motorists, with a provision that an amendment will follow.

12. RESOLUTION CERTIFYING ELECTION RESULTS FOR THE NOVEMBER 8, 2005 STATEWIDE SPECIAL ELECTION #702-02

City Clerk Martin provided an overview of the Staff Report, dated December 1, 2005.

RESOLUTION NO. 2005/143

On motion by Councilmember Simonsen and seconded by Councilmember Conley, the City Council unanimously approved a resolution confirming the Canvass by the City Clerk of Contra Costa of ballots at the Special Statewide Election held on November 8, 2005.

13. NEXT STEPS CONCERNING THE IMPLEMENTATION OF MEASURE K #202-02

Community Development Deputy Director Carniglia provided an overview of the Staff Report dated December 7, 2005.

Steve Garrett, Castle Companies, expressed his appreciation to City Staff for their aid in the preparation of this application for LAFCO.

On motion by Councilmember Conley and seconded by Councilmember Simonsen, the City Council unanimously moved to direct City Staff to work with LAFCO Staff to prepare the various application materials along with the Resolution of Application for the annexation of the "Horse Valley" portion of the Roddy property, consistent with the Urban Limit Line as adopted by Measure K.

On motion by Councilmember Conley and seconded by Councilmember Simonsen, the City Council unanimously moved to direct Staff to retain a consultant to prepare the necessary environmental documentation for the annexation of the Horse Valley portion of the Roddy property.

On motion by Councilmember Conley and seconded by Councilmember Simonsen, the City Council unanimously moved to direct City Staff to coordinate with County Staff utilizing the existing "Master Tax Transfer Agreement" with the County (Attachment #1 of the Staff Report) as part of the annexation process for the Horse Valley portion of the Roddy property.

On motion by Councilmember Conley and seconded by Councilmember Simonsen, the City Council unanimously moved to direct Staff to forward the Measure K election results to the Contra Costa Transportation Authority (CCTA) as fully complying with the provision of the Sales Tax Extension (Measure J) which required jurisdictions to obtain voter approval of an Urban Limit Line (ULL), with an amended change directing Mayor Freitas to hand deliver the appropriate documents.

PUBLIC COMMENTS - None.

COUNCIL COMMUNICATIONS

Councilmember Conley extended a Happy Holiday Season to the City Council, Staff and audience.

Councilmember Simonsen extended a Happy Holiday Season to the City Council, Staff and audience.

Mayor Freitas expressed his appreciation to City Staff for all their efforts in 2005 and extended a Happy Holiday Season to the City Council, Staff and audience. He further requested the microphone system be improved.

Councilmember Kalinowski requested Code Enforcement remove the signs from the past election regarding Highway 4.

STAFF COMMUNICATIONS

City Manager Jakel reminded the City Council the next regularly scheduled City Council meeting would be held on January 10, 2006. Furthermore, City Hall would be open between the period of Christmas and New Years with a limited staffing level.

There being no further business, Mayor Freitas adjourned the City Council meeting at 10:10 P.M. to the next regularly scheduled meeting of January 10, 2006.

RESPECTFULLY SUBMITTED

L. JOLENE MARTIN, CMC
Antioch City Clerk