

**ANTIOCH CITY COUNCIL
ANTIOCH DEVELOPMENT AGENCY**

Regular Meeting
7:00 P.M.

February 27, 2007
Council Chambers

Mayor Freitas called the meeting to order at 7:02 P.M., and Deputy City Clerk Chalk called the roll.

Present: Council Members Kalinowski, Davis, Moore, Simonsen, and Mayor Freitas

PLEDGE OF ALLEGIANCE

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

ANNOUNCEMENTS OF BOARDS AND COMMISSION OPENINGS

Deputy City Clerk Chalk announced the following Commission openings for the City of Antioch:

- Three expiring terms and three alternative members on the Board of Administrative Appeals
- One unexpired term on the Economic Development Commission

Contact information was given for those interested in applying. Filing date is March 16, 2007 at 5:00 p.m.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Priscilla Friemering announced the Antioch Mayor's Prayer Breakfast to be held on March 23, 2007 from 7:00 – 9:00 a.m. at Humphrey's on the Delta. Contact information was given.

Devi Lanphere, Antioch Chamber of Commerce, announced the East County Women's Conference would be held on April 5, 2007 at Los Medanos College and the State of the City Luncheon will be held on May 9, 2007 at the Bluerock Center. Contact information was given for anyone wishing to attend.

Jason Miller, representing the Delta Education Group, announced they were attempting to bring a Performing Arts Public High School to Antioch and they would be holding an informational meeting on March 7, 2007 at 7:30 at Prewett Park Community Center.

PUBLIC COMMENTS

Mayor Freitas stated he had received a significant number of speaker cards indicating they would like to address the RV/Boat ordinance and suggested the City Council could put the ordinance on the agenda for the March 27, 2007 meeting to provide the speakers with the opportunity to engage in dialog with the City Council.

Mayor Freitas read written comment from Antioch resident Jerry Davis and Thomas Judge in opposition to the RV and Boat ordinance.

Antioch residents, Steve Gross, Lloyd Erickson Jr., John Ira McClock and Larry Rogers indicated they would hold their comments to the March 27, 2007 meeting.

Romano Marchetti, speaking on behalf of himself and the Lynwood Heights Neighborhood, complimented the City Council on taking action to enhance the Code Enforcement Program.

Antioch residents Michelle Ruslits, Ron Daniel, Joe Horn, Craig Fulchir, Rebecca Reed, Teresa Greenwell, Chris Oberg, Mark Justice, Chris Valenta, Sherri DelChiaro, Charles Kuslits, Joseph Stanton, Jason Carter, Paige Scarborough, Alexis Oberg, Frederick Glaser, Don Gorselli, Paul Chamberlain, Donald Jackson, Norma Hernandez, and Janelle Mota spoke in opposition to the RV/Boat ordinance stating: it was biased, discriminatory and violations would be opinion based, difficult for those on fixed incomes, puts neighbor against neighbor, concern for physically challenged residents, registered and legal RV's/Boats should be allowed to be parked on private property, sterile neighborhood environment, negatively impacts residents and creates a financial burden, rights are being invaded, Council might look into appointing a committee to review complaints and the City should only address the issue if it is determined they are depreciating the neighborhood,

Ken Lee, Antioch resident, expressed concern the Antioch Auto Dealerships had not advertised in the 2007 Chamber of Commerce community guide. He reported his complaints regarding City Hall property have been addressed.

Emil Stein, Antioch resident, reported the City had failed to respond to his request for handicapped ramps and if they do not provide the handicapped ramps as required by federal law, he will be taking legal action.

Joe Zamora, Antioch resident, expressed concern solar permit fees in Antioch are too high. He requested Antioch lower their rates and he provided the City Council with the rates for solar permits in nearby cities. He felt the City Council should allow residents to store their RVs and boats on their properties.

Mayor Freitas stated the Rental Inspection Program and Code Enforcement would be on the March 27, 2007 agenda.

COUNCIL RESPONSE TO PUBLIC COMMENTS - None

Mayor Freitas declared a recess at 8:11 p.m. The meeting reconvened at 8:14 p.m. with all Councilmembers present with the exception of Councilmember Simonsen who returned at 8:15 p.m.

1. COUNCIL CONSENT CALENDAR

**A. APPROVAL OF COUNCIL MINUTES FOR FEBRUARY 13, 2007 #301-02
(Continued)**

- B. APPROVAL OF COUNCIL WARRANTS #401-01
- C. APPROVAL OF TREASURER'S REPORT FOR JANUARY 2007 #401-02
- D. REJECTION OF CLAIM #704-07
 - 1. Susan Farmer, #06/07-1715 (towing fees)
- E. LEGISLATION AND ADVOCACY #701-04
- F. RESOLUTION NO. 2007/12 TRANSPORTATION DEVELOPMENT ACT (TDA) GRANT APPLICATION FOR FISCAL YEAR 2007/2008 #1402-02
- G. APPROVAL OF CHANGE ORDERS TO MCK SERVICES, INC. FOR ADDITIONAL PAVING AND ROADWAY WORK (P.W. 503-10, 392-23 & 368-3) 1102-04
- H. APPROVAL OF PROPOSAL FROM TRIDENT ENVIRONMENTAL AND ENGINEERING, INC. FOR REMOVAL OF TANKS AT 4TH STREET AND "L" STREET (P.W. 234-L) #1102-04
- I. AGREEMENT WITH THE EASTERN CONTRA COSTA TRANSIT AUTHORITY REGARDING BUS SHELTERS AND POLES #1107-02
- J. RESOLUTION NO. 2007/13 ESTABLISHING CLASS SPECIFICATION AND SALARY FOR THE POSITION OF FINANCE SERVICES SUPERVISOR #502-02
- K. RESOLUTION NO. 2007/14 APPROVING FINAL MAP AND IMPROVEMENT PLANS FOR SIERRA VISTA SUBDIVISION, (SUNCREST HOMES 26, LLC), TRACT NO. 7722 AND ANNEXING TO THE CITY WIDE LIGHTING AND LANDSCAPING DISTRICT 2A, ZONE 8 (PW 584) #802-02
- L. RESOLUTION NO. 2007/15 ACCEPTING COMPLETED IMPROVEMENTS FOR BLACK DIAMOND ESTATES, UNIT 8, TRACT NO. 8319 (MERITAGE HOMES) (PW 599-8) #802-02
- M. RESOLUTION NO. 2007/16 ACCEPTING COMPLETED IMPROVEMENTS FOR BLACK DIAMOND ESTATES, UNIT 9, TRACT NO. 8320 (MERITAGE HOMES) (PW 599-9) #802-02
- N. REQUEST FOR OVERNIGHT TRAVEL (TWO NIGHTS) FOR PLANNING COMMISSIONERS TO ATTEND LEAGUE OF CALIFORNIA CITIES #302-06
- O. UPDATE ON SPORT FIELDS #1402-03

P. SAKURAI STREET SEWER MAIN #1102-04

1) SETTLEMENT IN CITY OF ANTIOCH v. BELLECCI FAMILY LIMITED PARTNERSHIP ET AL., CONTRA COSTA COUNTY SUPERIOR COURT CASE NO. C06-02394

2) SETTLEMENT IN CITY OF ANTIOCH v. GAYLORD CONTAINER COMPANY ET AL., CONTRA COSTA COUNTY SUPERIOR COURT CASE NO. C06-02393

3) SETTLEMENT IN CITY OF ANTIOCH v. VINEYARD BUSINESS PARK IV LLC ET AL., CONTRA COSTA COUNTY SUPERIOR COURT CASE NO. C06-02390

On motion by Councilmember Moore, seconded by Councilmember Kalinowski, the Council unanimously approved the Council Consent Calendar with the exception of items G and I, which were removed for further discussion.

Item G – Mayor Freitas stated he would not support a motion to approve the change orders to MCK Services Inc. due to the fact he was dissatisfied with the work to date.

Director of Capital Improvements Harrington clarified the entire road surface will receive a treatment to address the uneven asphalt and he would notify the City Council prior to the project being finalized.

On motion by Councilmember Kalinowski, seconded by Councilmember Simonsen, the City Council approved item G. The motion carried by the following vote:

Ayes: Kalinowski, Davis, Moore, Simonsen
Freitas

Noes:

Item I – Mayor Freitas requested attachment #1 page #2, item #4 clarify that Section 10.2 relates to ADA standards. Additionally, he recommended it provide flexibility in the event the City would like to advertise.

Councilmember Kalinowski suggested if the City Council amended the agreement, it go back to the Tri-Delta Board to ensure all cities are treated equally.

Following discussion the City Council agreed to hold the item over to March 13, 2007 to allow Councilmember Kalinowski to discuss the item at the Tri-Delta Board meeting on February 28, 2007.

PUBLIC HEARINGS

2. RESOLUTION UPDATING THE RESIDENTIAL DEVELOPMENT ALLOCATION ORDINANCE OBJECTIVES #204-01

Senior Planner Morris presented the staff report dated February 22, 2007 recommending the City Council adopt the resolution. She provided the City Council with a memorandum dated February 27, 2007 for modifications to the RDA Schedule.

Councilmember Simonsen expressed his concern the unused allocations could accumulate and be used at a time that would put the City over the annual unit cap. He requested applicants with unused allocations return to the City Council for review.

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

The City Council directed staff to consider a mechanism within the RDA ordinance with regards to the allocation rotation process.

RESOLUTION NO. 2007/17

On motion by Councilmember Davis, seconded by Councilmember Moore, the City Council unanimously adopted the resolution with the modifications to the RDA Schedule dated February 27, 2007.

3. ASHLEIGH ESTATES SUBDIVISION / FREDERICK "FRITZ" LAMB REQUESTS APPROVAL OF A ONE YEAR TENTATIVE MAP EXTENSION FOR 12 SINGLE FAMILY HOME LOTS LOCATED ON WORRELL ROAD (APN 071-072-015) (FILE: PW 672) #204-05

Senior Planner Morris presented the staff report dated February 22, 2007 recommending the City Council adopt the resolution.

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

In response to Councilmember Simonsen, Senior Planner Morris stated no permits had been pulled for the project.

Councilmember Simonsen stated he felt the project should come back to the City Council for reconsideration of the RDA allocations.

RESOLUTION NO. 2007/18

On motion by Councilmember Moore, seconded by Councilmember Simonsen, the City Council unanimously adopted the resolution.

COUNCIL REGULAR AGENDA

4. PRESENTATION AND DISCUSSION OF ANTIOCH FERRY TERMINAL ALTERNATIVES REPORT PREPARED BY THE WATER TRANSIT AUTHORITY #1107-01

Deputy Director of Community Development Carniglia presented the staff report dated February 16, 2007 recommending the City Council receive the presentation and direct staff to work with WTA to prepare appropriate environmental documentation for the ferry terminal sites.

Michael Bernick, Consultant, stated planning, financing and the City's interest make the ferry terminal a valid project and he was pleased the City Council was considering their options.

Trent Lethco representing ARUP and in association with the Water Transit Authority gave a brief overhead presentation of the planning process and terminal alternatives for the City.

Councilmember Simonsen thanked Mr. Lethco and the Water Transit Authority for the report. He discussed the importance of conducting the proper studies for the project and questioned what the timeline would be for the project and who would operate the facility. He suggested the wake study be made available and a link to the Water Transit Authority be added to the City's website. He reported there could be funds available from Homeland Defense and Emergency Preparedness for the project.

Mayor Freitas stated due to limited parking it may be a detriment to locate the facility downtown (option #2), however he felt a terminal would be an advantage for the area with regards to economic development, transit alternatives and emergency services.

Steve Castleberry, C.E.O. San Francisco Bay Area Water Transit Authority stated they were pursuing funding alternatives for an Antioch EIR and a planning study. He noted they were hopeful they would have funding by summer.

Mayor Freitas discussed the importance of project readiness in receiving funding and therefore if the City Council supported moving forward he would like to direct staff to meet with the WTA to determine how to advance the project.

In response to Councilmember Kalinowski, Mr. Castleberry estimated on a fast schedule the project could take 3 years.

Councilmember Kalinowski suggested run times and capacity for rail options from Antioch to Hercules could assist in determining ridership for the ferry service.

In response to Councilmember Moore, Mr. Castleberry stated with regards to capitol costs they had pursued federal funds for ferryboats and the infrastructure bond. With regards to operating costs, the need for subsidies was potentially less, however funding sources are not readily available.

Councilmember Moore requested more information with regards to relationship and partnership of the WTA and the City.

Mayor Freitas, on behalf of the City Council and community thanked Mr. Castleberry for making the project a priority and the importance he placed on the issue.

Douglas Tokes, Antioch resident, stated with a commute time of 85 minutes, riders would be in downtown when there are very few businesses open therefore timing of the ferry was very important to benefit downtown. He voiced his support of the Fulton Shipyard location.

Norma Hernandez, Antioch resident, expressed concern for adequate parking in the downtown area and high-density apartment units being required within a half a mile radius around the parking lots.

Emil Stein, Antioch resident, expressed concern the ferry would not be cost efficient.

William LeRoy, Antioch resident, expressed concern regarding the maintenance costs of operating the ferry and the high density housing required to insure ridership.

Devi Lanphere, representing the Antioch Chamber of Commerce, stated the project had the potential for providing a very good opportunity for alternative transportation; however, she expressed concern regarding available parking in the downtown area. She requested the EIR address how the downtowns of other cities had been impacted economically from a ferryboat system. She reported Governor Schwarzenegger supported water transit in the Bay Area.

Mayor Freitas read written comments from Michele Kuslits suggesting the City consider the Dupont site for a ferry terminal.

Mr. Lethco clarified the EIR would consider all the impacts from the ferry terminal. He reported for terminal sites A and B, there were sufficient existing housing to comply with MTC housing threshold, therefore no additional housing units were necessary. With regards to parking they would start at 125 spaces and expand over time; regarding intermodel, he noted there were opportunities available.

Mayor Freitas reported the sense of the Council was to request staff meet with WTA and come back with proposals in the future.

5. APPOINTMENTS TO DESIGN REVIEW BOARD – 3 FULL TERMS #302-09

Mayor Freitas thanked everyone who applied to the Design Review Board. He nominated Jonathan Clark to the Design Review Board.

On motion by Councilmember Simonsen, seconded by Councilmember Davis, the City Council unanimously appointed Jonathan Clark to the Design Review Board.

Mayor Freitas nominated Ralph Lotito to the Design Review Board.

On motion by Councilmember Moore, seconded by Councilmember Davis, the City Council unanimously appointed Ralph Lotito to the Design Review Board.

Mayor Freitas nominated Fernando Peniche to the Design Review Board.

On motion by Councilmember Davis, seconded by Councilmember Kalinowski, the City Council unanimously appointed Fernando Peniche to the Design Review Board.

6. AUTHORIZATION TO PURCHASE SECURITY GLASS FOR THE ANIMAL SHELTER FACILITY FRONT COUNTER #1302-01

At the request of staff, the City Council held the item over to March 13, 2007.

7. RESOLUTION ALLOCATING \$50,000 IN RDA FUNDS FOR THE ANTIOCH HISTORICAL SOCIETY MUSEUM LEGENDS OF SPORTS PROGRAM #1407-01

Deputy Director of Leisure Services Sanderson presented the staff report dated February 21, 2007 recommending the City Council adopt the resolution.

Stan Davis, on behalf of the Antioch Historical Society, thanked the City Council for their consideration of the item.

Tom Menasco recognized those who participated in the development of the Legends of Sports Program and gave a brief overview of the history, mission and vision for the project. He reviewed the fundraising efforts and invited the community to attend the Outback Steak House Barbeque fundraiser on June 10, 2007.

The City Council thanked all the volunteers and voiced their support for the project.

Councilmember Kalinowski requested the City Council allocate an additional \$10,000 to be administered by the City Manager for issues that arose with the project in conjunction with the Historical Society Building.

Councilmember Simonsen stated he fully supported the appropriation of \$50,000 of RDA funds, however he felt any future financial assistance should be at the discretion of the City Council.

RESOLUTION NO. 2007/19

On motion by Councilmember Davis, seconded by Councilmember Simonsen, the City Council unanimously adopted the resolution.

On motion by Councilmember Kalinowski, seconded by Councilmember Moore, the City Council approved allocating \$10,000 for the general benefit of the Antioch Historical Society Museum in conjunction with the existing construction and update to be reviewed and approved by the City Manager.

The motion carried by the following vote:

Ayes: Kalinowski, Davis, Moore, Freitas,
Simonsen

Abstain:

Mayor Freitas declared a recess at 9:58 p.m. The meeting reconvened at 10:12 p.m. with all Councilmembers present.

8. RESOLUTION UPHOLDING THE APPEALS AND DETERMINING NOT TO CERTIFY THE FINAL ENVIRONMENTAL IMPACT REPORT PREPARED FOR THE PROPOSED WAL-MART EXPANSION (STATE CLEARINGHOUSE NO. 2005052009) #202-03

Senior Planner Oshinsky presented the staff report dated February 22, 2007 recommending the City Council adopt the resolution.

Mayor Freitas announced he had received written comment from Antioch resident, Manny Soliz supporting the expansion which was received February 27, 2007 at 12:48 a.m., which will become part of the public record.

Jennifer Renk, representing Steefel, Levitt and Weiss, speaking on behalf of Wal-Mart, stated it was their position the findings attached to the resolution before the City Council were inadequate to justify the Council's determination not to certify the Wal-Mart EIR and they were inconsistent with staff's previous position, which was reflected in the record.

Mark Wolfe, on behalf of the California Healthy Communities, stated the project as presented was over their entitlement for gross square footage. He noted super centers are a different land use therefore limiting the use is reasonable.

In response to Mayor Freitas, Mr. Wolfe reviewed the process taken to determine the square footage compilations.

Mayor Freitas stated the garden area was sales floor area that should have been counted in the computation for gross square footage. He noted urban decay would result with the expansion of the building due to increased calls for service and inadequate security. For those reasons, he suggested the City Council never consider the expansion as a 24-hour operation. Additionally, he felt the Wal-Mart EIR was not adequately mitigated for traffic. With regards to the four causes of action, he felt there was more than enough information and interpretation from the City Council to find Wal-Mart did not mitigate all the negative impacts to their proposal, therefore he supported upholding the appeal.

Councilmember Kalinowski stated he felt the EIR should not be certified due to the fact that he took exception to the square footage usage in the calculations. He felt the project would lead to urban decay and noted that Wal-Mart had previously responded to him they would not gate down the grocery area after traditional hours therefore he

would not support a 24 hour operation. Additionally, he indicated the traffic impacts and mitigation listed was inadequate.

Councilmember Moore concurred with earlier Council comments regarding square footage, urban decay and 24 hour operations.

Councilmember Kalinowski clarified his family shops at Wal-Mart and he was basing his decision solely on the fact the project did not meet the standards.

Councilmember Simonsen stated the cash register was not within the garden area, it was inside the building.

Mayor Freitas stated for the record he disagreed with Councilmember Simonsen on his exertion the cash register was not within the garden area.

Councilmember Simonsen urged the City Council to apply standards equally. He expressed concern the City Council did not go through the proper proceedings due to the fact there was no motion at the previous City Council meeting to uphold the appeal and direct staff to draft the findings. With regards to the four findings, he noted they were inadequate due to the following:

- #1 – Staff did not use a local jurisdiction to justify the finding and due to historical practices the finding was not adequate.
- #2 – There is no nexus between Urban Decay and the project
- #3 – Zoning ordinance was mute on the issue, regulations were changed during application process and there are other 24-hour retail businesses in Antioch
- #4 – With the opening of the Highway 4 bypass, traffic would decrease significantly along Lone Tree Way

Councilmember Simonsen stated he could not support the following motion for the previous reasons.

City Attorney Nerland clarified staff had not presented the City Council with a resolution not certifying the EIR on March 13, 2007, therefore they had nothing to act on or react to as is the case in other planning and land use entitlement projects. She noted the resolution to deny the appeals and certify the EIR failed, which was followed by direction to staff to come back with a resolution and findings. She further noted direction was not objected to by any member of the City Council and was consistent with past practices, staff did as directed. She clarified the findings were based on several hours of testimony at two Council meetings.

In response to Councilmember Kalinowski, City Attorney Nerland clarified staff had responded to the City Council direction and she was not aware there were issues until this evening.

RESOLUTION NO. 2007/20

On motion by Councilmember Kalinowski, seconded by Councilmember Moore, the City Council adopted the resolution upholding the appeals and determining not to certify the EIR prepared for the Wal-Mart expansion for the reasons listed in the findings attached to the resolution (exhibit #2). The motion carried by the following vote:

Ayes: Kalinowski, Moore, Freitas
Simonsen

Noes: Davis,

9. ENTRY SIGNAGE LOCATIONS #202-01

Deputy Director of Community Development Wehrmeister presented the staff report dated February 15, 2007 recommending the City Council provide direction on the location of the entry signage located at the State Route 4 Bypass and confirm location of all other first priority sign locations.

On motion by Councilmember Kalinowski, seconded by Councilmember Moore the City Council unanimously approved location #2 on attachment "B" of the staff report, with deletion of sign #1.

10. CONTRA COSTA WATER DISTRICT'S ph- SUPPRESSION PROJECT #1202-01

Acting Director of Public Works Scott presented the staff report dated February 13, 2007 recommending the City Council provide direction to staff.

Mayor Freitas stated that CCWD is the water purveyor and the agreement indicates they were solely responsible for insuring the water quality. Additionally, the City as a customer would pay the actual operating costs and maintenance. He noted with regards to bromate, CCWD was in compliance with EPA standards. He voiced his support for staff to meet with CCWD to review the agreement for more clarity and recommended the City not participate in the pH suppression project.

Councilmember Simonsen and Moore agreed with Mayor Freitas and requested discussions between CCWD and staff are limited to clarifying the agreement.

On motion by Councilmember Kalinowski, seconded by Councilmember Moore, the City Council unanimously directed Mayor Freitas to work with staff and CCWD to clarify the existing agreement.

11. RESCINDING AND REENACTING ARTICLE 1 OF CHAPTER 3 OF TITLE 6 OF THE ANTIOCH MUNICIPAL CODE DEALING WITH SOLID WASTE COLLECTION AND RECYCLING #1206-03

Administrative Analyst Haas-Wajdowicz presented the staff report dated February 15, 2007 recommending the City Council A) introduce the ordinance by title only; B) introduce the ordinance rescinding and reenacting Article 1, Title 3, Chapter 6.

Norma Hernandez, Antioch resident, suggested the item be reagendaized to allow the community to provide input and the City to inform residents of the ordinance changes.

Ken Lee, Antioch resident, questioned the appropriate hours for service when residential abuts commercial development. He suggested a limit on the amount of accumulation that can occur and requested businesses found to be out of compliance be cited by the City.

William LeRoy, Antioch resident, expressed concern that municipal codes are being changed, which could affect his right to privacy.

Councilmember Moore stated he was in support of updating the ordinance however, he recommended the City Council consider bringing the ordinance back as an earlier agenda item to allow for public input.

In response to Councilmember Simonsen, Administrative Analyst Haas-Wajdowicz clarified there was no recycling exemption.

Councilmember Simonsen requested in the future, services be identified as separate cost items. He stated the action considered was to codify the franchise agreement, which was previously heard as a public hearing item.

In response to Mayor Freitas, Administrative Analyst Haas-Wajdowicz clarified if a resident does not want to use the large sized containers there were alternatives for smaller garbage carts.

On motion by Councilmember Simonsen, seconded by Councilmember Kalinowski, the City Council unanimously: A) Introduced the ordinance by title only; B) Introduced the ordinance rescinding and reenacting Article 1, Title 3, Chapter 6.

Mayor Freitas adjourned to the Antioch Development Agency with all Agency Members present.

12. AGENCY CONSENT CALENDAR

A. APPROVAL OF AGENCY WARRANTS #401-01

On motion by Agency member Kalinowski, seconded by Agency member Davis the Antioch Development Agency unanimously approved the Agency Warrants.

Chairperson Freitas adjourned to the Antioch City Council, with all members present.

PUBLIC COMMENTS

William LeRoy, Antioch resident, spoke to the recent changes the City Council had made to the Municipal Code.

STAFF COMMUNICATIONS

City Manager Jakel reported Superintendent Simms from the AUSD had confirmed the March 20, 2007 date at 7:00 p.m. for a joint meeting.

Mayor Freitas requested once the venue was determined that Mary Pinado be informed.

COUNCIL COMMUNICATIONS

Councilmember Moore stated he would be absent from the March 13, 2007 City Council meeting as he would be in Washington D.C. representing Tri-Delta Transit.

Councilmember Simonsen reported the president of ABAG appointed him to their Legislation and Organizational Committee.

Assistant City Manager Hildebrand gave a brief update on the Board of Supervisors meeting as it related to the County Housing Authority.

Mayor Freitas requested City Attorney Nerland review the information from the Board of Supervisors staff report related to criminal background checks at recertification and provide the City Council with a legal opinion.

Councilmember Kalinowski suggested contacting HUD for clarity on criminal background checks at recertification.

ADJOURNMENT

With no further business, Mayor Freitas adjourned the meeting at 11:45 p.m. to the next regular Council meeting on March 13, 2007.

Respectfully submitted:

JANET CHALK, Deputy City Clerk