

Notice of Availability of Reports

This agenda is a summary of the actions proposed to be taken by the City Council. For almost every agenda item, materials have been prepared by the City staff for the Council's consideration. These materials include staff reports which explain in detail the item before the Council and the reason for the recommendation. The materials may also include resolutions or ordinances which are proposed to be adopted. Other materials, such as maps and diagrams, may also be included. All of these materials are available at the City Clerk's Office, located on the 1st floor of City Hall, 3rd and H Streets, Antioch, CA 94509, during normal business hours for inspection and (for a fee) copying. Copies are also made available at the Antioch Public Library for inspection. Questions on these materials may be directed to the staff member who prepared them, or to the City Clerk's Office, who will refer you to the appropriate person.

Notice of Opportunity to Address Council

The public has the opportunity to address the Council on each agenda item. To address the Council, fill out a yellow Speaker Request form, available on each side of the entrance doors, and hand it to the City Clerk. See the Speakers' Rules on the inside cover of this Agenda. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section.

6:00 P.M. ROLL CALL for Closed Sessions

PUBLIC COMMENTS for Closed Sessions

CLOSED SESSIONS:

1) CONFERENCE WITH LABOR NEGOTIATOR . Agency Designated Representative: Human Resources Director. Employee Organization: APSMA (Antioch Police Sworn Management Association). This Closed Session is authorized by Government Code §54957.6.

2) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION . This Closed Session is authorized by California Government Code §54956.9(a). Administrative Civil Liability Complaint No. R5-2006-0512 issued by the California Regional Water Quality Control Board . Central Valley Region to the City of Antioch and Somersville-Gentry, Inc.; SPPI-Somersville, Inc. et al. v. TRC Companies, Inc. et al, Case No. C04-2648 SI, United States District Court, Northern District of California.

3) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION . This Closed Session is authorized by California Government Code §54956.9(a): Whiteside Construction Corporation v. J.K. Merz Construction, Inc., Antioch Public Golf Corporation and the City of Antioch, et al.; Davidson Plastering, Inc. v. J.K. Merz Construction, Inc., Contra Costa Superior Court, Case No. Consolidated C06-00730, City of Antioch, Travelers Casualty and Surety Company of America, et al.; J.K. Merz Construction, Inc., v. First Republic Bank, et al., San Francisco Superior Court, Case No. CGC06-454761

7:00 P.M. ROLL CALL

PLEDGE OF ALLEGIANCE

PRESENTATION TO: *Gretchen Morris, Coastal Cleanup*

RECOGNITION FROM ANTIOCH POLICE DEPARTMENT TO:
Police Activities League (PAL)
Antioch Maintenance Service Workers

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

PUBLIC COMMENTS—Only unagendized issues will be discussed during this time

COUNCIL RESPONSE TO PUBLIC COMMENTS

1. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR FEBRUARY 26, 2008 (#301-02)

Recommended Action: Motion to continue to 4/8/08

B. APPROVAL OF COUNCIL WARRANTS (#401-01)

Recommended Action: Motion to approve the warrants

C. APPROVAL OF TREASURER'S REPORT FOR FEBRUARY 2008 (#401-02)

Recommended Action: Motion to approve the report

D. LEGISLATION AND ADVOCACY (#701-04)

Recommended Action: Motion to receive and file

E. REJECTION OF CLAIMS (#704-07)

1. Blehm Page, 07/08-1783 (personal injury, civil rights).
2. Juan Carlos Rivera, 07/08-1784 (personal injury, civil rights).
3. Pamela Sherman, 07/08-1785 (personal injury, civil rights).
4. Benny Pugh, Jr., 07/08-1786 (personal injury, civil rights).
5. Patricia Quesada, 07/08-1787 (personal injury, civil rights).
6. Eric Quesada, 07/08-1788 (personal injury, civil rights).
7. Jesse Johnson, 08/09-1799 (false arrest, personal injury civil rights).

Recommended Action: Motion to reject the claims

F. HILLCREST SUMMIT / BEDROCK VENTURES, INC. APPROVAL OF A PLANNED DEVELOPMENT REZONE AND USE PERMIT FOR A MIXED USE DEVELOPMENT CONSISTING OF RETAIL AND OFFICES LOCATED ON HILLCREST AVENUE AND EAST TREGALLAS ROAD. (APN: 052-100-055 AND -056) FILE: PD-06-04, UP-06-21, AR-06-17, S-08-01 (#202-03) (Introduced 3/11/08)

Recommended Action: Motion to adopt the ordinance

G. APPROVAL OF AWARD OF PROPOSAL FOR WATER TREATMENT REMOVAL/INSTALLATION OF GRANULAR ACTIVATED CARBON, PROPOSAL NO. 968-0128-08F (#601-02)

Recommended Action: Motion to approve the award to the lowest responsible bidder, Calgon Carbon Corp, for the amount of \$246,917.32

COUNCIL CONSENT CALENDAR — Continued

- H.** MARKLEY CREEK REMEDIATION PROJECT: COST-SHARING AGREEMENT AND PARTIAL RELEASE WITH SOMERSVILLE-GENTRY, INC. AND SPPI-SOMERSVILLE, INC. (#814-01)

Recommended Action: Motion to approve the Cost-Sharing Agreement and Partial Release with Somersville-Gentry, Inc. and SPPI-Somersville, Inc. (related to The Seeno Companies) regarding the Markley Creek Remediation Project and authorize the City Manager to execute it

- I.** MARKLEY CREEK REMEDIATION PROJECT: AUTHORIZATION TO ADVERTISE FOR BIDS (P.W. 431-1A) (#814-01)

Recommended Action: Motion to authorize the City Clerk to advertise for bids for the Markley Creek Remediation project

- J.** CONSULTING PLAN CHECK SERVICES FOR STATE ROUTE 4 PROJECT DESIGN (#1102-03)

Recommended Action: Motion to authorize the City Manager to sign a contract with Kimley Horn for plan check services for the State Route 4 Project design in an amount not to exceed \$100,000

- K.** AGREEMENT FOR ON CALL TRAFFIC ENGINEERING SERVICES (#502-01)

Recommended Action: Motion to authorize the City Manager to execute the Design Consulting Services Agreement with Kimley Horn and Associates for on call traffic engineering services

- L.** REVISED PROCLAMATION FORMAT (#301-01)

Recommended Action: Motion to approve the use of the revised Proclamation format

- M.** RESOLUTION AMENDING THE MASTER FEE SCHEDULE TO REDUCE BUILDING PERMIT FEES FOR INSTALLATION OF PHOTOVOLTAIC SYSTEMS (PV/Solar) (#409-01)

Recommended Action: Motion to adopt the resolution

END OF COUNCIL CONSENT CALENDAR

PUBLIC HEARINGS

2. ALMONDRIDGE HOME SIZE MODIFICATIONS / KB HOMES SOUTH BAY, INC. REQUESTS APPROVAL OF MODIFICATIONS TO THE SINGLE FAMILY HOME PRODUCTS AT THE 81 UNIT ALMONDRIDGE DEVELOPMENT LOCATED ON THE EAST SIDE OF PHILLIPS LANE, APPROXIMATELY 700 FEET SOUTH OF EAST EIGHTEENTH STREET (APN: 051-200-015 AND 051-200-053); ON FEBRUARY 20, 2008 THE PLANNING COMMISSION VOTED 5-2 TO RECOMMEND DENIAL UP-04-30 (#202-10) (*Con't from 3/11/08*)

Recommended Action: Motion to uphold the Planning Commission's recommendation and deny the home size and unit mix modification amendments to the use permit

3. HILLCREST VIEW INVESTORS/JIM BONES REQUESTS AN EXTENSION OF THE PREVIOUSLY APPROVED USE PERMIT AND SUBDIVISION MAP WHICH ALLOWED FOR THE CONVERSION OF 64 EXISTING MULTI-FAMILY RESIDENTIAL UNITS TO CONDOMINIUM UNITS LOCATED AT 3001 KODIAK STREET (APN 053-040-070). ON MARCH 5, THE PLANNING COMMISSION VOTED 6 - 0 TO RECOMMEND APPROVAL OF THE USE PERMIT AND SUBDIVISION MAP EXTENSION FILE: UP-06-02 AND PW-656 (#202-10)

Recommended Action: Motion to adopt the resolution extending the Use Permit and Tentative Map for one year

COUNCIL REGULAR AGENDA

4. INFORMATION PRESENTATION ON POLICE DEPARTMENT 3 YEAR STRATEGIC PLAN (#1301-01)

Recommended Action: Motion to receive and file

5. ~~OUT~~ OF AGENCY SERVICE AGREEMENT+ FOR PG&E AND FOR THE NORTHEAST ANNEXATION: ADOPTION OF A NEGATIVE DECLARATION AS ADEQUATE TO ADDRESS ANY ENVIRONMENTAL IMPACTS AND AUTHORIZE STAFF TO SUBMIT TO LAFCO AN APPLICATION FOR AN ~~OUT~~ OF AGENCY SERVICES AGREEMENT,+AND AUTHORIZE STAFF TO NEGOTIATE AND EXECUTE SUCH AN AGREEMENT WITH PG&E FOR THE PG&E POWER PLANT CURRENTLY UNDER CONSTRUCTION LOCATED AT 3225 WILBUR AVE (#202-02)

Recommended Action: 1) Motion to adopt the resolution finding the Negative Declaration adequate to address the environmental impacts of the Out of Agency Service Agreement for PG&E, and for the Northeast Antioch Annexation (AN-2007-1) and,

2) Motion to adopt the resolution to authorize staff to submit to LAFCO an application for an Out of Agency Service Agreement for the purpose of providing sewer collection, sewer treatment, and water supply to the PG&E Power Plant currently under construction located at 3225 Wilbur Ave., within the Northeast Antioch Annexation Area and authorize the City Manager to negotiate and execute an Out of Agency Services Agreement with PG&E subject to the stipulations as spelled out in the resolution, pending approval of the application by LAFCO

6. AGENCY CONSENT CALENDAR

A. APPROVAL OF AGENCY WARRANTS (#401-01)

Recommended Action: Motion to approve the warrants

PUBLIC COMMENT

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS

ADJOURNMENT