

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.

6:15 P.M. ROLL CALL for Closed Sessions

PUBLIC COMMENTS for Closed Sessions

CLOSED SESSIONS:

- 1) **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:** Gloria Vaughn, Yvonne White and George Louie for themselves and on behalf of all others similarly situated v. City of Antioch et al., Contra Costa County Superior Court, Case No. C07-00045. This Closed Session is authorized by Government Code §54956.9(a).

- 2) **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:** 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. re: Markley Creek; SPPI-Somersville, Inc. et al. v. TRC et al. (USDC N.D. Cal Case No C04-2648 SI); SPPI-Somersville, Inc. et al. v. Chevron (USDC N.D. Cal. Case No. C07-05824 SI). This Closed Session is authorized pursuant to Government Code §54956.9 (a).

No reportable action

7:00 P.M. ROLL CALL — *All present*

PLEDGE OF ALLEGIANCE

PROCLAMATIONS – *Eden Housing 40th Anniversary*

California Cleanup Day, September 20, 2008

Constitution Week, September 17 – 23, 2008

Family Day – A Day to Eat Dinner with Your Children, September 22, 2008

Falls Prevention Awareness Week, September 21 – 27, 2008

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 JULY 22 and AUGUST 12, 2008

Recommended Action: Motion to approve the minutes

Approved

B. APPROVAL OF COUNCIL WARRANTS

Recommended Action: Motion to approve the warrants

Approved

C. APPROVAL OF TREASURER'S REPORT FOR JULY 2008

Recommended Action: Motion to approve the report

Approved

D. REJECTION OF CLAIM

1. Janice Louisville 08/09-1827 (property damage).

Recommended Action: Motion to reject the listed claim

Denied

E. LEGISLATION AND ADVOCACY

1. Letter of Support for AB 844

Recommended Action: Motion to prepare letter of support for Mayor's signature

Approved

F. DESIGNATION OF VOTING DELEGATE FOR 2008 LEAGUE ANNUAL CONFERENCE

Recommended Action: Motion to designate Arne Simonsen voting delegate for the 2008 League Annual Conference

C/M Simonsen

G. REQUEST FOR OVERNIGHT TRAVEL (FOUR NIGHTS) LEAGUE OF CALIFORNIA CITIES

Recommended Action: Motion to approve overnight travel (four nights) for Councilmember Simonsen

Approved

H. ORDINANCE REZONING APPROXIMATELY 13.5 ACRES, COMPRISING THE BUCHANAN CROSSINGS SHOPPING CENTER SITE (APN 074-080-013), FROM REGIONAL COMMERCIAL (C-3) TO PLANNED DEVELOPMENT DISTRICT (P-D) (Introduced 8/12/08)

Recommended Action: Motion to adopt the ordinance

Ord 2017- C-S, 5/0

COUNCIL CONSENT CALENDAR — Continued

- I. RESOLUTION APPROVING FINAL MAP AND IMPROVEMENT PLANS, ANNEXING TO THE CITY WIDE LIGHTING AND LANDSCAPING DISTRICT 5, ZONE 1 AND AUTHORIZING THE CITY MANAGER TO SIGN THE SUBDIVISION AGREEMENT AND THE “AGREEMENT FOR ACQUISITION OF PROPERTY FOR ROAD IMPROVEMENTS” FOR PHILLIPS LANE IMPROVEMENTS AND RESOLUTION ACCEPTING GRANT DEED FOR ONE-FOOT STRIPS FOR ALMONDRIDGE EAST, UNIT 10, (KB HOME SOUTH BAY, INC.), TRACT NO. 8880 (PW 485-10)

Reso 2008/82, 5/0

Reso 2008/83, 5/0

Recommended Action: Motion to adopt the resolutions

- J. RESOLUTION ACCEPTING WORK AND AUTHORIZING CITY ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE WATER AND SEWER MAIN INSTALLATION AND ROADWAY REHABILITATION PROJECT, (P.W. 503-10)

Reso 2008/84, 5/0

Recommended Action: Motion to adopt the resolution

- K. RESOLUTION AUTHORIZING AN UPDATE TO THE CLASS SPECIFICATION AND ADJUSTMENT TO THE SALARY FOR THE POSITION OF CAPITAL IMPROVEMENT DIRECTOR

Reso 2008/85, 5/0

Recommended Action: Motion to adopt the resolution

END OF COUNCIL CONSENT CALENDAR

PUBLIC HEARINGS

2. RESOLUTION ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE PREWETT PARK COMMUNITY CENTER AND POLICE SERVICE CENTER SITE.

Reso 2008/86, 5/0

Recommended Action: Motion to adopt the resolution

3. RESOLUTION MAKING FINDINGS AND ORDERING EXTENSION OF THE TEMPORARY CLOSURE OF EMPIRE MINE ROAD BETWEEN MESA RIDGE DRIVE AND DEER VALLEY ROAD

Reso 2008/ 87, 5/0

Recommended Action: Motion to adopt the resolution

PUBLIC HEARINGS—Continued

4. CITY GATE/ THE EQUUS GROUP REQUESTS APPROVAL OF A REZONE FROM PLANNED BUSINESS CENTER (PBC) TO PLANNED DEVELOPMENT (PD) AND APPROVAL OF FINAL DEVELOPMENT PLAN LOCATED AT THE INTERSECTION OF HOLUB LANE AND EAST EIGHTEENTH STREET (APN'S: 051-200-025, -26 AND -036) FILE: Z-08-02, PD-08-06

Recommended Action: A) Motion to approve the resolution adopting the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program;

B) Motion to read the ordinance by title only;

C) Motion to introduce the ordinance rezoning 15.92 acres making up the project site to the Planned Development District (PD); and,

D) Motion to adopt the resolution approving the Final Development Plan
Con't to 9/23/08

COUNCIL REGULAR AGENDA

5. APPOINTMENT TO CRIME PREVENTION COMMISSION (3 TERMS – 1 UNEXPIRED, 2 EXPIRED)
Georgia Koch (4 year), Donna Wilson (4 year), Dennis Jeglum (unexpired term)

Recommended Action: Mayor make appointments and Council confirm

6. REVIEW OF ARCHITECTURE AND LANDSCAPING FOR BUCHANAN CROSSINGS SHOPPING CENTER LOCATED ON THE NORTHWEST CORNER OF BUCHANAN AND SOMERSVILLE ROADS (APN-074-080-013) (AR 07-08)

Reso 2008/88, 5/0

Recommended Action: Motion to adopt the resolution approving AR-07-08, subject to the conditions contained in the resolution

7. REQUEST FROM HAPGOOD THEATRE COMPANY FOR FINANCIAL SUPPORT

**Approved \$20k from general fund,
develop funding mechanism for future years**

Recommended Action: Motion to provide direction regarding Hapgood Theatre Company's request for a \$10,000 monetary contribution and in-kind donation of theater space valued at approximately \$9,100

ADDED: 8. RELEASE OF LEGAL OPINION IMMEDIATELY TO PRESS, CITY COUNCIL & PUBLIC RE: MAYOR PRO TEM BALLOT DESIGNATION INFORMATION **5/0 release info.**

ADDED: 9. APPOINTED C/M KALINOWSKI TO CCC INTERJURISDICTIONAL COUNCIL ON HOMELESSNESS **5/0**

**PUBLIC COMMENT
STAFF COMMUNICATIONS
COUNCIL COMMUNICATIONS
ADJOURNMENT — 10:03 p.m.**