

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 LEGAL COUNSEL – EXISTING LITIGATION** – Evangelho v. City of Antioch; William G. McCullough Co., Contra Costa Superior Court, Case 07-02205; City of Antioch v. Evangelho et al., Contra Costa Superior Court, Case Nos. C06-02345, C06-02391, C06-02392. This Closed Session is authorized by California Government Code §54956.9(a)
- 2) **CONFERENCE WITH LABOR NEGOTIATOR** – Employee organizations: Public Employees' Union Local No. 1, Operating Engineers Local Union No. 3, Antioch Police Officers' Association, Antioch Police Sworn Management Association, Management Group, Confidential Group, Treatment Plant Employees' Association. This Closed Session is authorized by California Government Code §54957.6.
- 3) **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** — Onita Tuggles v. City of Antioch et al, Northern District Court Case No. C 08-01914; Santeya Danyell Williams, Mary Ruth Scott, Karen Latreece Coleman, Priscilla Bunton, Alyce Denise Payne, v. City of Antioch et al., Northern District Court Case No. C08-2301BZ. This Closed Session is authorized by California Government Code §54956.9.
- 4) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION.** Title: City Manager. This Closed Session is authorized by Government Code §54957.
- 5) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION.** Title: City Attorney. This Closed Session is authorized by Government Code §54957.

7:00 P.M. ROLL CALL for *Council/Agency Members — All Present*

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

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

COUNCIL RESPONSE TO PUBLIC COMMENTS

MAYOR'S COMMENTS

1. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR JANUARY 27, 2009

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 JANUARY 2009

Recommended Action: Motion to approve the report

Approved

D. REJECTION OF CLAIM

1. Albert J. Solis 09/10-1858 (property loss, civil rights violation)

Recommended Action: Motion to reject the claim

Rejected

E. RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A DEFERRED IMPROVEMENT AGREEMENT FOR CERTAIN IMPROVEMENTS WITHIN HIDDEN GLEN UNIT 1, SUBDIVISION 6909 (ARCADIA DEVELOPMENT COMPANY), PW 557-1

Recommended Action: Motion to adopt the resolution

Reso 2009/13, 5/0

F. RESOLUTION ACCEPTING COMPLETED IMPROVEMENTS FOR HIDDEN GLEN, UNIT 2 (ARCADIA DEVELOPMENT COMPANY), TRACT NO. 7505 (PW 557-2), AND AUTHORIZING THE CITY MANAGER TO SIGN A DEFERRED IMPROVEMENT AGREEMENT FOR CERTAIN IMPROVEMENTS WITHIN THE SUBDIVISION

Recommended Action: Motion to adopt the resolution

Reso 2009/14, 5/0

G. RESOLUTION ACCEPTING COMPLETED IMPROVEMENTS FOR HIDDEN GLEN, UNIT 3 (ARCADIA DEVELOPMENT COMPANY), TRACT NO. 8387 (PW 557-3), AND AUTHORIZING THE CITY MANAGER TO SIGN A DEFERRED IMPROVEMENT AGREEMENT FOR CERTAIN IMPROVEMENTS WITHIN THE SUBDIVISION

Recommended Action: Motion to adopt the resolution

Reso 2009/15, 5/0

COUNCIL CONSENT CALENDAR — Continued

- H. RESOLUTION ACCEPTING COMPLETED IMPROVEMENTS FOR HIDDEN GLEN, UNIT 4 (ARCADIA DEVELOPMENT COMPANY), TRACT NO. 8388 (PW 557-4), AND AUTHORIZING THE CITY MANAGER TO SIGN A DEFERRED IMPROVEMENT AGREEMENT FOR CERTAIN IMPROVEMENTS WITHIN THE SUBDIVISION

Reso 2009/16, 5/0

Recommended Action: Motion to adopt the resolution

- I. APPROVAL OF CONTRACT FOR CONSTRUCTION MANAGEMENT SERVICES TO CRITICAL SOLUTIONS, INC. FOR THE ANTIOCH COMMUNITY CENTER, THE NEXT PHASE OF THE PREWETT PARK COMMUNITY FACILITIES PROJECT

Approved

Recommended Action: Motion to award a contract to Critical Solutions, Inc. in the amount of \$898,305 for construction management services for the "Antioch Community Center", the next phase of the Prewett Park Community Facilities Project

- J. RESOLUTION FOR LOCAL SUPPORT, AUTHORIZING AN APPLICATION FOR FEDERAL FUNDING FOR THE HILLCREST AVENUE PAVEMENT REHABILITATION PROJECT UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, (P.W. 276-10)

Reso 2009/17, 5/0

Recommended Action: Motion to adopt the resolution

- K. 43RD ANNUAL INTERNATIONAL CHILDREN'S GAMES

Approved

Recommended Action: Motion to approve recognition of application as a team from Antioch for 1 boys and 1 girls volleyball team to the 43rd Annual International Children's Games in Athens, Greece June 23-28 2009

END OF COUNCIL CONSENT CALENDAR

PUBLIC HEARING

2. GURNAM RASILA/BG MARKET, INC. REQUESTS APPROVAL OF A USE PERMIT FOR THE OPERATION OF A 4,393 SQUARE FOOT CONVENIENCE STORE IN THE LONE TREE LANDING RETAIL CENTER LOCATED AT 5005 LONE TREE WAY (APN 056-470-001) AND THE CITY OF ANTIOCH IS PROPOSING TO RESCIND AND RE-ENACT ARTICLE 31 OF TITLE 9 OF THE ANTIOCH MUNICIPAL CODE §9-5.3831 LIQUOR ESTABLISHMENTS TO SPECIFY HOW THE 500 FOOT RADIUS IS MEASURED. File: UP-08-09, Z-08-04 (Continued from 12/16/08, 1/27/09 and 2/10/09)

Table 3/2-M,R

Recommended Action: Motion to continue to date uncertain

COUNCIL REGULAR AGENDA

3. AFTER SCHOOL LIBRARY HOURS FUNDING – DEER VALLEY HIGH SCHOOL

Recommended Action: Provide direction to staff

No Action

4. AGENCY CONSENT CALENDAR

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

Recommended Action: Motion to approve the warrants

Approved

ADDED: Antioch Indoor Sports Complex Temporary Certificate of Occupancy

Recommended Action: Motion to approve temporary certificate of occupancy & direct applicant to comply w/ conditions of approval or application to amend project's conditions

5/0 approve

PUBLIC COMMENT

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS

ADJOURNMENT *to adjourned regular meeting on March 17, 2009*

Adjourned at 8:16 pm. to March 17, 2009.