

# ANNOTATED AGENDA

for

September 28, 2010

## *CITY COUNCIL/ADA MEETING*

Order of Council vote: AYES: Council Members Kalinowski, Rocha, Moore, Parsons and Mayor Davis

Order of Agency Vote: AYES: Agency Members Kalinowski, Rocha, Moore, Parsons and Chairman Davis

### **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 1<sup>st</sup> floor of City Hall, 3<sup>rd</sup> 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 place in the Speaker Card Tray. 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.

**5:45 P.M. ROLL CALL** for Closed Sessions

**PUBLIC COMMENTS** for Closed Sessions

#### **CLOSED SESSIONS:**

1) **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. **No action taken**

2) **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9: One potential case. **Waive attorney/client privilege and make Jarvis opinion public information – 3/2**

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

**PLEDGE OF ALLEGIANCE**

**INTRODUCTION** of New Fire Chief Daryl Louder

**PROCLAMATION** — *Domestic Violence Awareness Month, October 2010*  
*Driftwood Yacht Club Day and Make a Wish Day, October 2, 2010*

**ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

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

**CITY COUNCIL SUBCOMMITTEE REPORTS**

**MAYOR'S COMMENTS**

**A. COUNCIL CONSENT CALENDAR**

**A. APPROVAL OF COUNCIL MINUTES FOR AUGUST 17, and SEPTEMBER 14, 2010**

***Approved***

Recommended Action: Motion to approve the minutes

**B. APPROVAL OF COUNCIL WARRANTS**

***Approved***

Recommended Action: Motion to approve the warrants

**C. APPROVAL OF TREASURER'S REPORT FOR AUGUST 2010**

***Approved***

Recommended Action: Motion to approve the report

**D. RESOLUTION APPROVING AMENDMENT NO. 2 WITH DELTA DIABLO SANITATION DISTRICT FOR THE OPERATION OF THE DELTA HOUSEHOLD HAZARDOUS WASTE COLLECTION FACILITY**

***Reso 2010/65, 5/0***

Recommended Action: Motion to adopt the resolution

**E. RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN EASEMENT GRANT DEED OVER PORTIONS OF LOT 92, "DRAINAGE EASEMENT" AND LOT "A" OF SUBDIVISION 3904 (126 M 44) TO PACIFIC GAS AND ELECTRIC COMPANY (STATE PARCEL NO. 61129-3) AND A QUITCLAIM DEED FOR A PARCEL LOCATED ON SUNSET DRIVE TO CONTRA COSTA COUNTY (STATE PARCEL NO. 61210)**

***Reso 2010/66, 5/0***

Recommended Action: Motion to adopt the resolution

***END OF COUNCIL CONSENT CALENDAR***

***PUBLIC HEARINGS***

**2. ADOPTION OF THE 2007-2014 HOUSING ELEMENT**

***Con't to 10/12/10***

Recommended Action: Motion to continue to 10/12/10

**3. APPEAL OF THE FINAL ENVIRONMENTAL IMPACT REPORT CERTIFICATION AND DESIGN REVIEW APPROVAL FOR THE WALMART REMODEL AND EXPANSION PROJECT (AR-04-25)  
(Continued from 7/27 and 8/17/10)**

***Reso 2010/67, 4/1-R***

***Approving the project and denying appeal***

Action: Given the action by the City Council on August 17, 2010, staff recommends that the City Council not take further action on the EIR and approve the design review application and deny the appeals

**4. AGENCY CONSENT CALENDAR**

**A. APPROVAL OF AGENCY WARRANTS**

*Approved*

Recommended Action: Motion to approve the warrants

**PUBLIC COMMENT**

**STAFF COMMUNICATIONS**

**COUNCIL COMMUNICATIONS**

**ADJOURNMENT 9:07 p.m.**