

## ANTIOCH CITY COUNCIL

**Regular Meeting**  
**7:00 P.M.**

**January 11, 2011**  
**Council Chambers**

### **6:00 P.M. - CLOSED SESSION**

- 1. CONFERENCE WITH LABOR NEGOTIATOR** . Employee organizations: Public Employeesq Union Local No. 1, Operating Engineers Local Union No. 3, Antioch Police Officersq Association, Antioch Police Sworn Management Association, Management Group, Confidential Group, Treatment Plant Employeesq Association. This Closed Session is authorized by California Government Code §54957.6.

City Attorney Nerland reported the City Council had been in Closed Session on January 6, 2011 on one matter; CONFERENCE WITH LABOR NEGOTIATOR . Employee organizations, no action was taken, direction was given to staff. She further reported the City Council was in Closed Session this evening on the same matter, direction was given to staff to go back into closed session after this evening's Council meeting

Mayor Davis called the meeting to order at 7:16 P.M., and City Clerk Martin called the roll.

Present: Council Members Kalinowski, Harper, Rocha, Agopian and Mayor Davis

### **PLEDGE OF ALLEGIANCE**

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

### **ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

Barbara Sobalvarro, representing the Friends of Animal Services, announced a New Year Celebration would be held on January 15, 2011 from 10:00 . 5:00 at the Antioch Animal Shelter. She announced they would be paying the spay and neuter as well as immunization fees for all black and black and white, dogs and cats adopted.

### **PRESENTATION**

Acting Chief of Police Cantando recognized Riley Spainhower, presenting him with a Certificate of Recognition for assisting the Antioch Police which resulted in the detention and arrest of two individuals involved in a residential burglary,

Mr. Spainhower thanked the Antioch Police Department for the recognition and spoke to the negative impacts of the budget cuts on staffing levels at the Antioch Police Department.

### **PROCLAMATION**

*National Blood Donor Month, January 2011*

On motion by Councilmember Rocha, seconded by Councilmember Kalinowski, the Council unanimously approved the proclamation.

Councilmember Harper presented the proclamation proclaiming January 2011 as *National Blood Donor Month* to Christine Galeotti, representative of the American Red Cross, who thanked the City Council for recognizing the importance of Blood Donor Month and announced the date of the next blood drive, January 31, 2011 at the Church of Christ in Antioch from 1:30 . 7:30 P.M. Contact information was given.

## **PUBLIC COMMENTS**

Jon Frederickson, Antioch resident, questioned the layoff of police officers in the community. He discussed increases in criminal activity and suggested the laying off of police officers be a last resort when addressing the budget deficit.

Brittney Gougeon, Antioch resident, representing Take Back Antioch, announced they were a group dedicated to keeping the community safe and keeping communication open with City leaders. She noted they were willing to volunteer time to improve the quality of life in Antioch during the fiscal crisis.

Barbara Sobalvarro, representing Friends of Animal Services, expressed concern Animal Services was closed for the holidays. She noted they were willing to work with the City to assure the shelter remained open for future holiday seasons.

Douglas Tokes suggested the City consider having the non-profits pay impact fees for City services, in an effort to generate revenue.

Ralph Hernandez, Citizens for Democracy, noted the pay of employees and felt decision makers were at fault. He requested a cost of retirement for employees be provided.

Karen Kops, President of Homeless Animals Response Program (HARP) and Spay Neuter Impact Program (SNIP) discussed the benefits of the formation of an Animal Services Commission and requested the City inform them when the item would be agendaized.

Gil Murrillo, Antioch resident, suggested the City consider cancelling the Martin Luther King Jr. event given the cost savings that could be utilized for police services.

Donna Wilson, Antioch resident, stated she felt the community was deteriorating and requested the City reinstate code enforcement, increase revenue and bring back business. She further suggested the City utilize volunteers, hire part time and temporary employees along with Quality of Life forums.

Chandra Wallace, Antioch resident and Community Volunteer, working to organize a celebration to commemorate the life and legacy of Dr. Martin Luther King Jr., invited the Council and residents to attend the event to be held on January 17, 2011 from 1:00 . 3:00 P.M. at Deer Valley High School. She invited everyone to attend.

Alma Medina, Antioch Business Owner, expressed concern for the City's plan to layoff Antioch Police Officers and the negative impact it would have on an already increasing crime rate.

Phyllis Loya, Antioch resident and mother of Pittsburg Police Officer Larry Lassiter, who lost his life in the line of duty in Antioch, spoke in support of law enforcement and the daily

sacrifices Antioch Police Officers make to insure the safety of the residents. She requested the City Council retain police jobs in the city.

### **COUNCIL SUBCOMMITTEE REPORTS**

Councilmember Rocha reported on the Mello Roos Subcommittee on January 10, 2011, noting the Mello Roos Board would be meeting quarterly; Walter Ruelig was the new president; Councilmember Rocha was the Vice President.

Councilmember Harper announced Larry Osario was appointed to the Mello Roos Board.

Councilmember Kalinowski reported he attended the Tri-Delta Transit meeting on December 15, 2010, along with Mayor Davis. There would be a full compendium of transportation meetings on January 13, 2011 at the Tri Delta facility for issues related to eBART, Highway 4 widening and Highway 4 Bypass.

### **MAYOR'S COMMENTS**

Mayor Davis announced there would be a community forum in the February timeframe and one topic will be volunteerism in the community.

James Bumgard commended Antioch on their dedication to their community and heritage by hosting the Memorial Day and Veterans Day celebrations and showing support and enthusiasm for the Huey Helicopter flyover and military. He played for the audience a video from NBC on the 2010 Veterans Day event. He introduced Wayne Terry and Chief Mechanic Brandon Carr and presented Mayor Davis with a copy of the video presentation.

Mayor Davis, on behalf of the City of Antioch and City Council, thanked Mr. Terry for his participation and presented him with a certificate of recognition.

Mr. Terry on behalf of the pilots, crew and volunteers of EMU Inc. stated it was an honor to support a community with such civic spirit and they are proud to be a part of Antioch's celebration.

Mr. Bumgard thanked the citizens of Antioch for their support of Veterans.

Councilmember Rocha expressed her appreciation to the community for their response this evening and requested Mayor Davis direct City Manager Jakel and City Attorney Nerland to research the opportunities for volunteers. She recognized the financial contributions of Tom Nokes and she presented a donation check to the City.

Mayor Davis stated the Council had heard the comments from the public and they would be responding accordingly.

### **1. COUNCIL CONSENT CALENDAR**

#### **A. APPROVAL OF COUNCIL MINUTES FOR NOVEMBER 30, 2010**

#### **B. APPROVAL OF COUNCIL WARRANTS**

**C. REJECTION OF CLAIMS**

1. Lewis Randall Decker 10/11-1989A (personal injury)
2. Laura Sheehan 10/11-1989B (stress-related injury)

**D. RESOLUTION NO. 2011/01 ELIMINATION OF EARTHQUAKE INSURANCE PREMIUM**

**E. APPROVAL TO INCREASE FUNDS FOR THE CANAL WEST PUMP STATION UPGRADES PROJECT (P.W. 246-23)**

**F. RESOLUTION NO. 2011/02 APPROVING AND AUTHORIZING THE CITY MANAGER TO SIGN A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ANTIOCH AND CONTRA COSTA TRANSPORTATION AUTHORITY REGARDING SANITARY SEWER MODIFICATIONS ALONG L STREET/CONTRA LOMA BOULEVARD ASSOCIATED WITH THE STATE ROUTE 4 WIDENING PROJECT - SOMERSVILLE ROAD TO STATE ROUTE 160 (SEGMENT 2)**

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

Item C . Councilmember Kalinowski requested the item be continued to the January 25, 2011 meeting, for further review.

On motion by Councilmember Kalinowski, seconded by Councilmember Rocha, the City Council unanimously continued Consent Calendar item C to January 25, 2011.

Item D . Gil Murillo, Antioch resident, requested the City's protocol and disaster recovery information be made available to the public.

City Manager Jakel clarified in the event of an earthquake, the City's emergency operations center and plan would be deployed. He further stated the information was available for review at the Antioch Police Department.

City Attorney Nerland clarified the issue was placed on the Consent Calendar as a result of discussions at prior Council meetings regarding the City's financial conditions and priorities.

On motion by Councilmember Rocha, seconded by Councilmember Harper, the City Council unanimously approved item D.

**COUNCIL REGULAR AGENDA**

**2. IMPLEMENTATION OF A JOINT CITY/COUNTY ECONOMIC DEVELOPMENT STRATEGY FOR THE NORTHEAST ANTIOCH AREA, AND THE APPOINTMENT OF A CITY COUNCIL MEMBER TO SERVE ON A COMMITTEE TO OVERSEE THE COMPLETION OF THE WORK PROGRAM**

City Consultant Carniglia presented the staff report dated January 3, 2011 recommending the City Council: 1) adopt the resolution authorizing City Staff to work with Contra Costa County

staff to carry out the tasks as generally described in the Work Program for the purpose of implementing a joint City/County Economic Development Strategy for the Northeast Antioch Area; and 2) approve the Mayor's appointment of a City Council Member to serve on the committee.

Councilmember Harper volunteered to serve on the committee.

Mayor Davis requested Council support the appointment of two members of the City Council to sit on the committee and appointed Councilmembers Rocha and Agopian who, he noted, had requested appointment to the committee.

In response to Councilmember Kalinowski, City Manager Jakel stated General Fund money would not be obligated without coming back to the City Council for an authorization of expenditures.

Councilmember Kalinowski stated he would not support using the same consultant. He cautioned staff should the redistricting line be drawn as suggested, that it would include the Highway 160 split, and not stop at the current Antioch City limit line.

**RESOLUTION NO. 2011/03**

On motion by Councilmember Kalinowski, seconded by Councilmember Harper, the City Council unanimously approved the resolution and the appointments of Councilmember Rocha and Agopian to serve on the committee.

**3. ANIMAL SERVICES STRATEGIC PLAN UPDATE**

Interim Police Chief Cantando gave a brief overhead presentation of the Antioch Animal Services Strategic Plan 2009-2012 and Animal Shelter Facility Upgrades recommending the City Council receive and file and provide direction to staff.

Councilmember Harper commented on his visit to the shelter, which was in excellent condition.

Interim Police Chief Cantando reported ex-Councilmember Moore had conducted an impromptu inspection which resulted in an outstanding review.

Councilmember Rocha requested a copy of the power point presentation.

**4. ANTIOCH POLICE DEPARTMENT ACTION PLAN**

Interim Police Chief Cantando presented the staff report dated January 5, 2011, and gave a brief overhead presentation of the Antioch Police Department Action Plan recommending the City Council receive and file the report.

Councilmember Agopian thanked Interim Police Chief Cantando for the presentation and for being proactive with the available resources.

In response to Council, Interim Police Chief Cantando discussed the advantages of a volunteer driven graffiti abatement program and noted the corporation yard was responsive when it was reported.

Nancy Fernandez, Antioch resident, gave a history of the graffiti abatement program and noted due to the weather and her husband's injuries, they were currently inactive in the program. She urged property owners to be responsible for the removal of graffiti.

Interim Police Chief Cantando urged residents to report graffiti to property owners and discussed the advantages of the Neighborhood Watch program. He noted information for public education could be sent out on flyers funded by the business community and distributed by volunteers.

Councilmember Harper requested the presentations be distributed to the City Council in their packets prior to the meeting.

In response to Councilmember Kalinowski, Interim Police Chief Cantando stated he would work with the IS department to discuss the feasibility of implementing an online reporting system.

Councilmember Kalinowski requested a breakdown of officer productivity, by shift. He stated the Council was trying to avoid the bankruptcy issue and he was confident there would be an agreement that would not create additional layoffs in the Police Department. He requested Interim Police Chief Cantando provide a priority plan for when the City began to implement positions back into the organization.

In response to Councilmember Rocha, Interim Police Chief Cantando noted the Sycamore area was receiving extra patrol.

Mayor Davis urged Interim Police Chief Cantando to continue looking into federal grants available to fund Shot Spotter for the Sycamore/L Street corridor.

City Attorney Nerland reported the selling of paint to minors was a State law and the City had a graffiti abatement ordinance under the property maintenance nuisance ordinance. She noted the Code Enforcement division no longer existed therefore citations were not being issued. She noted they could look into further regulating the security paint cans so that they would not be shoplifted.

Mayor Davis announced there were two openings on the Crime Prevention Commission and urged the public to apply.

Mayor Davis announced an account had been set up to benefit Antioch Police Services and up to \$100k was pledged to be donated in matching funds by Tom Nokes. He noted anyone wishing to make a donation could do so at City Hall and the Antioch Police Department. He thanked Interim Police Chief Cantando for the report.

Ralph Hernandez, Chair Citizens for Democracy, reiterated their support for appointing Interim Police Chief Cantando as permanent Chief of Police.

**PUBLIC COMMENTS** - None

**STAFF COMMUNICATIONS**

City Manager Jakel stated staff would provide electronic copies of the reports prior to the meetings. He spoke to the quality of work done by the Antioch Police Department and City staff especially during the current budget crisis and noted every effort was being made by the City to avoid bankruptcy.

**COUNCIL COMMUNICATIONS**

Councilmember Agopian reported action was being taken to eliminate security onsite at the Crossing Shopping Center. He encouraged residents to urge their management to continue providing security onsite.

Councilmember Harper suggested a joint School Board and City Council meeting be placed on a future agenda.

Following discussion the City Council suggested holding a joint School District / Quality of Life Forum on February 26, 2011.

With no further business, Mayor Davis adjourned to Closed Session in honor of Walt Pierce at 9:36 P.M.

Respectfully Submitted:

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L. JOLENE MARTIN, CMC  
City Clerk