

**ANTIOCH CITY COUNCIL
ANTIOCH DEVELOPMENT AGENCY
ANTIOCH PUBLIC FINANCING AUTHORITY**

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

**June 28, 2011
Council Chambers**

Mayor Davis called the meeting to order at 7:01 P.M., and City Clerk Martin called the Council/Agency/Public Financing roll.

Present: Council/Agency/Public Financing 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

George Van Hasselt, representing East County Democrats for Action, invited the community to attend a Mayor's Symposium at 7:00 P.M. on July 29, 2011 in the Antioch City Council Chambers.

Becky Nielson, representing the Antioch Public Library and Prewett Library, reported circulation of books at Prewett Library had increased every month since it had opened. She announced the Museum Pass Program and the Summer Reading Program were currently underway. She reported they had assisted in making technology equipment available at the Antioch Library for residents with vision impairments.

Walter Ruehlig, representing the 4th of July committee, invited the community to attend the 4th of July parade beginning at 10:00 A.M. on Second and "E" Streets. Contact information was provided.

PRESENTATION

Lt. Scott Willerford, Antioch Police Department, gave a brief overhead presentation of the Citizen Online Police Reporting System.

Councilmember Harper thanked Lt. Willerford and Acting Chief Cantando for providing the community with the convenience of online reporting and returning the hours back to patrol. He challenged the Police Department to implement the iPHONE and Droid Government Outreach application.

Councilmember Agopian commended the Police Department for using technology to improve the effectiveness of the department.

Councilmember Rocha thanked the Police Department for improving response time for residents.

Mayor Davis thanked Lt. Willerford for the report.

PUBLIC COMMENTS

Martha Burgess, Antioch Business Owner on G Street, discussed chronic illegal and unsanitary conditions in the parking lot behind her business. She requested the City's assistance and suggestions in restricting access to the area. She offered to cover costs of chaining off the driveway entrance.

Mayor Davis stated he would look into the issue and report back to Ms. Burgess.

Sheila White, Antioch resident and owner of the Red Caboose Restaurant and Lounge discussed illegal and unsanitary conditions on McElheny Road. She requested the City's assistance and suggestions for restricting access to the area. She noted her landlord had offered free use of gates to restrict access.

Mayor Davis requested City Manager Jakel follow up and report back on the issue. He apologized to Ms. White for the situation.

Loretta Green-Williams announced Antioch Film and Arts Festival would be held September 3-5, 2011 in Antioch. She noted many downtown merchants would be participating in the event.

Gil Murillo, Antioch resident, requested the City Council confirm whether or not the eBART station at Hillcrest would have escalators and if not, he requested the City Council reconsider in an effort to provide access for ADA,

COUNCIL SUBCOMMITTEE REPORTS

Councilmember Agopian reported on his attendance at the Northeast Antioch Working Group subcommittee.

Councilmember Rocha reported on her attendance at the League of California Cities and Senior Citizens Club. She announced the Senior Olympics would be held in August and encouraged the City Council to attend.

MAYOR'S COMMENTS

Mayor Davis reported the Memorial Day program, in joint effort with VFW, American Legion and Boy Scouts was a well attended event.

James Bundgaard gave a brief overview of the Memorial Day event and Living History program. He acknowledged the Armbruster Manufacturing Company for providing tents and Justin Spawn and Steven Greegee who performed taps at the event. He also read a letter from Major Armbruster who indicated it was a pleasure to support Camp Patriot.

Tim Forester acknowledged the hard work and dedication of Mr. Bundgaard in making the Memorial and Veteran's Day events successful.

Mayor Davis thanked Mr. Bundgaard and presented him with a Certificate of Recognition for himself and the Armbruster Manufacturing Company.

1. **COUNCIL CONSENT CALENDAR**
 - A. **APPROVAL OF COUNCIL MINUTES FOR MAY 24, 2011**
 - B. **APPROVAL OF COUNCIL WARRANTS**
 - C. **APPROVAL OF TREASURER'S REPORT FOR MAY 2011**
 - D. **REJECTION OF CLAIMS**
 1. Darcy Cussimonio-Schaap 11/12-2001 (personal injury)
 2. Rosalind Sharp 11/12-2019 (personal injury)
 - REJECT THE APPLICATION FOR LEAVE TO SUBMIT A LATE CLAIM**
 3. Lura Lee Harrold, Gail Lee Downing and Greg Eugene Harrold 11/12-2020 (fatal auto accident on Highway 4 Bypass)
 - E. **ORDINANCE TO INCREASE INFORMAL BID THRESHOLD FOR PUBLIC PROJECTS**
 - F. **PROPOSAL AWARD FOR RENTAL OF CHRISTMAS TREE LOT LOCATED AT DELTA FAIR AND CENTURY BOULEVARDS**
 - G. **RESOLUTION NO. 2011/42 AUTHORIZATION TO APPLY FOR GRANT FROM THE CALIFORNIA DEPARTMENT OF WATER RESOURCES FOR RECREATION PROGRAM FUNDING**
 - H. **RESOLUTION NO. 2011/43 ACCEPTING WORK AND AUTHORIZING CITY ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE DELTA FAIR BOULEVARD PAVEMENT RECONSTRUCTION (P.W. 439-3)**
 - I. **RESOLUTION NO. 2011/44 APPROVING PROGRAM SUPPLEMENT AGREEMENT WITH CALTRANS FOR THE PUTNAM, CONTRA LOMA, HILLCREST PAVEMENT REHABILITATION PROJECT PW 392-26**
 - J. **RESOLUTION NO. 2011/45 ACCEPTING WORK AND AUTHORIZING CITY ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE LONE TREE WAY INTERSECTION IMPROVEMENTS FROM DEER VALLEY ROAD TO HILLCREST AVENUE, ASSESSMENT DISTRICT NO. 26 AND ASSESSMENT DISTRICT NO. 27/31R, LONE TREE CORRIDOR (P.W. 555-12B)**
 - K. **EXTEND THE CONTRACT FOR THE CURB, GUTTER, AND SIDEWALK REPAIR INCLUDING TREE REMOVAL AND STUMP GRINDING AND INSTALLATION OF CONCRETE HANDICAPPED ACCESSIBLE RAMPS AT MISCELLANEOUS LOCATIONS 2010-2011 FOR A PERIOD OF ONE YEAR (P.W. 507-13)**

- L. LANDSCAPE MAINTENANCE CONTRACT STORM CHANNELS AND VARIOUS LOCATIONS WITHIN THE CITY OF ANTIOCH
- M. ASPHALT AND STREET MATERIALS FOR THE DEPARTMENT OF PUBLIC WORKS, MAINTENANCE DIVISION
- N. LEE'S BUILDING MAINTENANCE ANNUAL CONTRACT FOR JANITORIAL SERVICES
- O. APPROVE AWARD OF BID FOR THE CONTRACT TO PURCHASE WATER TREATMENT CHEMICALS

On motion by Councilmember Harper, seconded by Councilmember Rocha, the Council unanimously approved the Council Consent Calendar with the exception of items E, F and N which were removed for further discussion.

Item E - City Attorney Nerland introduced and thanked Law Intern Sohrab Dibadin for his service. Mr. Dibadin presented the staff report dated June 6, 2011 recommending the City Council read the ordinance by title only and introduce the ordinance amending the Antioch Municipal Code, Article III, Chapter 4 of Title 3.

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

Item F - Councilmember Kalinowski stated he had pulled the item from the Consent Calendar as he could not support the RFP process for the property.

On motion by Councilmember Rocha, seconded by Councilmember Agopian, the City Council approved item F. The motion carried by the following vote:

Ayes: Davis, Harper, Rocha, Agopian

Noes: Kalinowski

Item N - Councilmember Kalinowski stated he had pulled the item to request the City do an RFP for janitorial services for the next fiscal year.

On motion by Councilmember Kalinowski, seconded by Councilmember Agopian, the City Council unanimously approved item N.

PUBLIC HEARINGS / COUNCIL

- 2. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH ORDERING IMPROVEMENTS AND LEVYING ANNUAL ASSESSMENTS FOR LANDSCAPE MAINTENANCE DISTRICTS FOR THE 2011/2012 FISCAL YEAR (PW 500)

Administrative Analyst Hoffmeister presented the staff report dated June 14, 2011 recommending the City Council adopt the resolution.

In response to Councilmember Agopian, Administrative Analyst Hoffmeister clarified staff was interested in opportunities to conserve resources when planning landscape areas throughout the community.

Mayor Davis opened and closed public hearing with no requests from the public to speak.

RESOLUTION NO. 2011/46

On motion by Councilmember Agopian, seconded by Councilmember Harper, the City Council unanimously adopted the resolution.

- 3. REQUEST FROM MERITAGE HOMES FOR APPROVAL OF A USE PERMIT AND DESIGN REVIEW TO INTRODUCE A NEW SINGLE FAMILY PRODUCT TYPE INTO THE RESIDENTIAL SUBDIVISION GENERALLY LOCATED AT HILLCREST AVENUE AND HIDDEN GLEN DRIVE (VARIOUS PARCEL NUMBERS). THE PLANNING COMMISSION REVIEWED THIS REQUEST AND RECOMMENDED APPROVAL ON JUNE 1, 2011**

Community Development Director Wehrmeister presented the staff report dated June 22, 2011, recommending the City Council adopt the resolution.

Skip Spiering, representing Meritage Homes, clarified their new plans were within 10% of the original approvals and they were not proposing to amend lot sizes or the conditions of approval for the project.

Councilmember Agopian thanked Mr. Spiering for the product they had built and stated he was pleased the applicant was responding to the current demands placed on the industry.

Director of Community Development Wehrmeister clarified there was a State mandated ordinance where all new landscaping must comply with the requirements to reduce water usage.

Mr. Spiering thanked staff for the efforts made to assist in the permit process as the project had moved forward.

Councilmember Harper stated it was a quality product and he was looking forward to the project moving forward.

Mayor Davis opened and closed the public hearing with no requests from the public to speak.

Councilmember Kalinowski commented, some of the home concepts were 10-20 years old and felt since the project was delayed, it was incumbent upon the City Council to recognize there was a change in how development was done with a more sufficient use of space; and it was

because of the change he would support the home size modification. Additionally, he noted the changes were within 10% of the previous approval.

RESOLUTION NO. 2011/47

On motion by Councilmember Kalinowski, seconded by Councilmember Harper, the City Council unanimously adopted the resolution.

PUBLIC HEARINGS / COUNCIL / ANTIOCH DEVELOPMENT AGENCY

4. 5-YEAR REDEVELOPMENT IMPLEMENTATION PLAN (ADA)

Economic Development Analyst Nunnally presented the staff report dated June 22, 2011 recommending the City Council approve the resolution adopting the Five-Year Redevelopment Implementation Plan

Following discussion, the City Council consensus voiced their opposition to Governor Brown abolishing redevelopment agencies to help balance the state budget.

Mayor Davis opened and closed public hearing with no requests from the public to speak.

RESOLUTION ADA-448

On motion by Councilmember Rocha, seconded by Councilmember Harper, the City Council unanimously adopted the resolution.

COUNCIL REGULAR AGENDA

5. DRAFT OPERATING BUDGET FOR THE FISCAL YEAR 2011-12 WITH PROPOSED REVISIONS TO THE FISCAL YEAR 2010-11 BUDGET, AND COMMITMENTS OF FUND BALANCE AS OF JUNE 30, 2011

PUBLIC FINANCING AUTHORITY AGENDA

6. RESOLUTION OF THE CITY OF ANTIOCH PUBLIC FINANCE AUTHORITY ADOPTING THE 2011-12 AND REVISING THE 2010-11 BUDGET

7. AGENCY CONSENT CALENDAR

B. RESOLUTION OF THE ANTIOCH DEVELOPMENT AGENCY ADOPTING THE 2011-12 BUDGET AND REVISING THE 2010-11 BUDGET

Items 5, 6, and 7 were discussed in unison.

City Manager Jakel introduced the Fiscal Year 2011-12 Operating Budget. He gave a brief overview of the budget study session process and decisions made by the City Council, with staff, to bring the budget forward for adoption. He noted items of uncertainty included the City's property tax numbers, the State's action with regards to Redevelopment Agencies and economic recovery. He announced he intended to appoint Acting Chief Cantando as Chief of Police effective July 1, 2011.

Finance Director Merchant presented the staff report dated June 9, 2011 recommending the City Council: 1) adopt the resolution Approving and Adopting an Operating Budget for Fiscal Year 2011-12, Appropriating the Funds Necessary to Meet the Expenditures set Forth Therein, and Revising the Fiscal Year 2010-11 Operating Budget, and; 2) Adopt the Resolution Defining and Approving Committed Components of Fund Balances as Defined in Governmental Accounting Standards Board Statement No. 54.

City Clerk Martin called the Council/Agency/Public Financing Authority roll call with all Councilmembers/Agency Members and Public Financing Authority Members present.

In response to Councilmember Agopian, Finance Director Merchant and City Manager Jakel discussed the financial impacts if the State eliminated redevelopment agencies.

Speaking to the July 19, 2011 Council Priority Setting Session, the City Council requested the following items be brought forward for further discussion:

- The City's liabilities directly related to the costs associated with the expiring MOUs and restoring core services
- Placeholder for money associated with the redevelopment agency, should the state eliminate the program.
- Costs associated to restoring all funds to appropriate levels
- Differential between pay goes for medical after retirement
- Costs of restoring vacant staff positions
- Proactive approach to keep parks and pathways open
- Policy on support of non-profits
- Branding of the City
- Mirant Community Foundation – timeline of delivery of funds

In response to Councilmember Rocha, Mayor Davis stated he would report back to Council on a timeline associated with the possibility of using reclaimed water at the Antioch Historical Society.

Councilmember Kalinowski stated the goal was for the City to move off the concept of taxpayers funding of water at the Antioch Historical Society, Antioch Babe Ruth and Antioch Youth Sports Complex.

Councilmember Rocha, speaking to the Child Care Fund, requested a report on programming at the Nick Rodriguez Center and programming that could be supplemented at the location.

Councilmember Kalinowski requested in the future the City Council hold discussions with regards to staffing for the Antioch Police Department. He noted if the City would be below authorized staffing for Police Officers, recruiting for those positions should begin as soon as possible.

Councilmember Agopian stated he felt good with the position of the City and the budget before the City Council. He cautioned it was momentary stability and he remained concerned for the future projections. He commended staff for being successful in bringing a healthy budget program forward.

RESOLUTION NO. 2011/48
RESOLUTION NO. 2011/49
RESOLUTION NO. 2011/50
RESOLUTION NO. ADA449

On motion by Council/Agency/Finance Authority Member Agopian, seconded by Council/Agency/Finance Authority Member Harper, the Antioch City Council/Development Agency/Public Finance Authority unanimously adopted the resolutions.

Mayor Davis thanked Finance Director Merchant and City Manager Jakel for their hard work on the budget.

7. AGENCY CONSENT CALENDAR

A. APPROVAL OF AGENCY WARRANTS

On motion by Agency Member Kalinowski, seconded by Agency Member Harper, the Antioch Development Agency unanimously approved the Agency Warrants.

PUBLIC COMMENTS - None

STAFF COMMUNICATIONS

City Manager Jakel announced the following City Council meeting schedule for July and August:

- Regular Meeting - July 12, 2011
- Council Priority Setting Session - July 19, 2011

- Regular Meeting - July 26, 2011
- Regular Meeting - August 9, 2011

COUNCIL COMMUNICATIONS

Councilmember Rocha encouraged the community to attend the 4th of July parade and announced Saturday Concerts would begin on July 2, 2011 at Waldie Plaza.

With no further business, Mayor Davis adjourned the meeting at 8:59 P.M. to the next regular Council meeting on July 12, 2011.

Respectfully Submitted:

L. Jolene Martin, CMC
L. JOLENE MARTIN, CMC
City Clerk