

**CITY COUNCIL MEETING
INCLUDING THE ANTIOCH CITY COUNCIL
ACTING AS SUCCESSOR AGENCY/HOUSING SUCCESSOR
TO THE ANTIOCH DEVELOPMENT AGENCY**

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

**August 14, 2012
Council Chambers**

6:15 P.M. - CLOSED SESSION

- 1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:** Initiation of litigation pursuant to subdivision (c) of Section 54956.9: 1 potential case

Mayor Davis called the meeting to order at 7:03 P.M., and City Clerk Skaggs called the roll.

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

PLEDGE OF ALLEGIANCE

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

City Attorney Nerland reported the City Council had been in Closed Session as the City Council and Housing Successor to the Antioch Development Agency and gave the following report: #1 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**, direction was given to staff.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS - None

PUBLIC COMMENTS

Martin Fernandez provided Council with a report that indicated the Antioch fault does not exist and expressed concern the Council had gifted the Hard House property because they were informed it was useless based on the existence of the fault. He stated based on misinformation provided to the Council, he felt the transfer of the property should be voided and the property should be sold for its current value.

In response to Mayor Davis, City Manager Jakel stated he would provide a report on the status of the Antioch fault.

For the record, Mayor Davis clarified he would have voted to approve the transfer of the property regardless of the fault status.

Walter Ruelig, representing the 4th of July Committee, reported on the success of the event and noted a video of the event was available to view or purchase, on the internet. Contact information was provided. He announced they were seeking volunteers to organize next year's event.

Sheila White, owner of the Red Caboose Restaurant and Lounge, discussed a recent incidence in which she had voluntarily cleaned up and disposed of garbage illegally dumped on the road adjacent to her business. She expressed concern since she had been instructed by City Staff to dispose of the garbage she cleaned up at the Fulton Shipyard Boat Ramp, which she noted was not sufficient to accommodate excess refuse.

Noel Pinto introduced himself and announced his candidacy for City Council for the upcoming election. Website information was provided.

COUNCIL SUBCOMMITTEE REPORTS

Councilmember Harper reported he and Councilmember Rocha had attended the City/School subcommittee meeting.

Councilmember Rocha reported she and Councilmember Agopian had attended Coffee with Cops and announced there would be a Coffee with the Cops event for the Spanish speaking population on October 13, 2012. She reported "National Night Out" was a very successful event and she thanked Lieutenant Brooks for driving.

Councilmember Agopian reported on his attendance at the "National Night Out" event, Coffee with the Cops, the Chamber of Commerce Economic and Government Affairs subcommittee, and TRANSPLAN, ECCRAFA and the Joint Powers Authority meetings. He updated the Council on the status of the water transit system for Antioch and spoke to the importance of moving forward with the project.

MAYOR'S COMMENTS

Mayor Davis reported on his attendance at "National Night Out" and thanked the Crime Prevention Commissioners and block party participants for organizing a successful event. He announced the tenants of the Hudson Townhouse Apartments had air conditioning units installed in their apartments and he recognized staff for working with management and ownership to get this issue resolved.

PRESENTATION

"Mayor's Golf Tournament - Recognitions"

Ron Parrish, representing the Lone Tree Golf and Event Center on behalf of the Mayor's Cup Golf Tournament with Chief Allen Cantando and Judy Norseen, President of Senior Center, recognized committee members Lonnie Karste, Gina Lombardi-Gravert, Kay Power, and Eddie Bodine. They announced over \$11,000 was raised for community charities. Checks were presented to the following organizations: Antioch Senior Center, Antioch Sports Legends, Police Activities League, and the First Tee of Contra Costa. He spoke to success of the program.

Mayor Davis recognized Mr. Parrish for organizing the event.

1. **COUNCIL CONSENT CALENDAR**
 - A. **APPROVAL OF COUNCIL MINUTES FOR JULY 24, 2012**
 - B. **APPROVAL OF COUNCIL WARRANTS**
 - C. **REJECTION OF CLAIM**
 1. **Monica Meadors-Washington 12/13-2044A & B (civil rights)**
 - D. **APPROVAL OF TREASURER'S REPORT FOR JUNE 2012**
 - E. **RESOLUTION NO. 2012/56 STATEMENT OF INVESTMENT POLICY**
 - F. **RESOLUTION NO. 2012/57 ADOPTION OF A COMPLETE STREETS POLICY**
 - G. **RESOLUTION NO. 2012/58 APPROVING UPDATED REVISIONS TO THE CLASS SPECIFICATIONS OF ADMINISTRATIVE ANALYST I AND II (CONFIDENTIAL UNIT)**
 - H. **NEW PROCEDURES FOR ESTABLISHING WATER ACCOUNTS**
 - I. **APPROVAL OF PROPOSAL AND AUTHORIZATION FOR THE CITY MANAGER TO SIGN AN AGREEMENT WITH BROWN AND CALDWELL FOR ENGINEERING SERVICES FOR UPDATING THE CITY'S WATER SYSTEM MASTER PLAN (PW 340-9)**
 - J. **APPROVE AMENDMENT NO. 3 TO THE AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH MARK THOMAS AND COMPANY, INC. FOR CONSTRUCTION SUPPORT SERVICES FOR THE WILBUR AVENUE OVERHEAD WIDENING PROJECT (P.W. 259-B)**
 - K. **APPROVE AMENDMENT NO. 3 TO THE CONSULTANT SERVICES AGREEMENT FOR MONITORING WELLS CLOSURE SUPPORT WITH NICHOLS CONSULTING ENGINEERS, CHTD. (P.W. 143-P, 514-4 AND 516-A)**
 - L. **LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE**

On motion by Councilmember Harper, seconded by Councilmember Agopian, the City Council unanimously approved the Council Consent Calendar with the exception of Item H, which was removed for further discussion.

Item H – Councilmember Rocha cautioned that the new procedure for establishing water accounts would be effective immediately.

On motion by Councilmember Rocha, seconded by Councilmember Harper, the Council unanimously approved Item H.

COUNCIL REGULAR AGENDA

- 2. ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY AND THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) FOR LOCAL SAFETY MEMBERS (Introduced 7/24/12)**

ORDINANCE NO. 2058 C-S

On motion by Councilmember Agopian, seconded by Councilmember Rocha, the Council unanimously adopted the ordinance.

City Clerk Skaggs called the roll of the City Council and City of Antioch as Successor Agency to the Antioch Development Agency. All members were present, with the exception of Councilmember Kalinowski who was excused.

CITY COUNCIL AND CITY OF ANTIOCH AS SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY

- 3. CONFLICT OF INTEREST CODES FOR THE CITY OF ANTIOCH AND CITY AS SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY**

City Attorney Nerland presented the staff report dated August 7, 2012 recommending the City Council 1) Approve the resolution adopting the updated Conflict of Interest Code for the City, 2) Approve the resolution adopting the Conflict of Interest Code for the City as Successor Agency to the Antioch Development Agency.

RESOLUTION NO. 2012/59 **SA RESOLUTION NO. 2012/02**

On motion by Councilmember Rocha, seconded by Councilmember Harper, the Council unanimously approved the resolutions.

- 4. CITY OF ANTIOCH AS SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY**
- A. RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) AND UPDATE ON AB1484**

Finance Director Merchant presented the staff report dated August 9, 2012 recommending the City Council motion to adopt the resolution approving the ROPS.

SA RESOLUTION NO. 2012/03

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

PUBLIC COMMENTS

Chief Cantando reported on the success of the Junior Giants program and thanked staff of the Recreation Department for assisting in the closing event. He noted monies received for the PAL program, through the Mayor's Golf Tournament, helped fund the program. He thanked everyone who had participated in "National Night Out" and spoke to the success of the event. He announced they had opened up police officer hiring and contact information was provided. He reminded the public Coffee with the Cops for the Hispanic population would be held in October. He noted he would be introducing himself to Pastor Kirkland Smith's congregation on August 19, 2012.

Mayor Davis thanked the command staff of the Antioch Police Department for their participating in the "National Night Out" Event.

Councilmember Rocha suggested a program be established for recognizing volunteers of the Junior Giants program.

Mayor Davis suggested in the future, the closing event be scheduled on a non Council night.

STAFF COMMUNICATIONS

City Manager Jakel reminded the Council and community there was no Council meeting on August 28, and the next scheduled meeting was scheduled for September 11, 2012. He announced a Regional Economic Summit hosted by the Antioch Chamber of Commerce in conjunction with the Brentwood, Oakley, and Pittsburg Chambers was scheduled on September 27, 2012 from 9:00 A.M. – 2:00 P.M. at the Antioch Community Center. He recognized Finance Director Merchant and City Attorney Nerland for the excessive time they had devoted to the Successor Agency Oversight Board.

City Attorney Nerland announced notices had been posted at City Hall and on the City's website regarding the extension of the nomination period for certain elected positions.

COUNCIL COMMUNICATIONS - None

ADJOURNMENT

With no further business, Mayor Davis adjourned the meeting at 7:50 P.M. to the next regular Council meeting on September 11, 2012.

Respectfully submitted:

DENISE SKAGGS, City Clerk