

BOARD OF ADMINISTRATIVE APPEALS ADMINISTRATIVE REVIEW PANEL

Council Chambers 200 "H" Street

MAY 3, 2018 - AMENDED 3:00 P.M.

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson

Ademuyiwa "Ade" Adeyemi, Vice Chairperson

Andrew Schleder Farideh Faraji Marie Livingston Vacant, Alternate

PLEDGE OF ALLEGIANCE

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR APRIL 5, 2018

Recommended Action:

Motion to approve the minutes.

B. APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & ABATEMENTS FOR THE MONTH OF MARCH 2018

Recommendation:

The Board of Administrative Appeals shall confirm each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property. The Board shall also direct that the same be recorded with the Contra Costa County Recorder's Office and thereafter the assessment shall constitute a special assessment and lien against the property.

2. <u>REGULAR AGENDA</u>

OATH for all intending to testify

- A. <u>CITATION NO. 26401</u> APPEAL OF ADMINISTRATIVE CITATION ISSUED REGARDING <u>"PROPERTY INADEQUATELY MAINTAINED INOPERABLE EQUIPMENT" [§5-1.202(A)(1)(a)]</u> TO SYLVIA MCDOWELL, 3216 ASHLEY WAY, ANTIOCH, CA.
- B. <u>CITATION NO. 5176</u> APPEAL OF ADMINISTRATIVE CITATION ISSUED REGARDING <u>"THIRD CITATION BUSINESS LICENSE REQUIRED" AMC §3-1.103</u> TO BARJINDER TOOR, 1709 SPRINGWOOD WAY, ANTIOCH, CA.

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

WRITTEN/ORAL COMMUNICATIONS

ADJOURNMENT

Notice of Availability of Reports

This agenda is a summary of the discussion items/actions proposed to be taken by the Board of Administrative Appeals. Materials provided regarding the agenda items will be available at the following website: http://www.ci.antioch.ca.us/CityGov/Agendas/default.asp or at the City Clerk's Office, City Hall, 200 H Street, Antioch, CA 94509, Monday through Friday, 8:00 a.m. to 5:00 p.m., for inspection and copying (for a fee). Copies are also made available at the Antioch Public Library for inspection. The meetings are accessible to those with disabilities. Auxiliary aides will be made available for persons with hearing or vision disabilities upon request in advance at (925) 779-7009 or TDD (925) 779-7081.

Notice of Opportunity to Address the Committee

The public has the opportunity to address the Board on each agenda item. To address the Board, fill out a yellow Speaker Request form, available on each side of the entrance doors, and place in the Speaker Card Tray. This will enable us to call upon you to speak. Each speaker is limited to not more than 3 minutes. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section on the agenda. No one may speak more than once on an agenda item or during "Public Comments".

PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.

CITATIONS ABATEMENTS FOR BOARD OF APPEALS - MAY 3, 2018 ATTACHMENT A

| AR | Case | APN | Amount | Amount Site Address | Owner last Owner first | | Mailing address | Paid |
|----------|---------------------------------|-------------|------------|--------------------------------|------------------------|----------------------------|-----------------------------------------------|------|
| | | | | | | | | |
| AR152724 | AR152724 CE1712-028 056-040-010 | 056-040-010 | \$750.00 | 4541 SHANNONDALE DR | FERNANDEZ JUAN C | | 4541 SHANNONDALE DR | |
| | | | | | | | | |
| AR153039 | AR153039 CE1712-028 | 056-040-010 | \$1,300.00 | \$1,300.00 4541 SHANNONDALE DR | FERNANDEZ JUAN C | | 4541 SHANNONDALE DR | |
| | | | | | | | 2054 BONIFACIO ST #A. | |
| AR152780 | AR152780 PE1802-077 076-350-039 | 076-350-039 | \$310.00 | 2916 GARFIELD PL | GREEN | RICHARD 0 | CONCORD, CA | |
| | | | | | | | 2160 STONE HOUSE CIR. | |
| AR152781 | AR152781 CE1712-035 | 065-102-002 | \$420.00 | 310 NASH AVE | KNOBLICH | SOTIRIA E TRE LINCOLN, CA | LINCOLN, CA | |
| | | | | | | | 8665 EAST HARTFORD | |
| AR152725 | AR152725 CD1801-004 071-034-006 | 071-034-006 | \$2,400.00 | \$2,400.00 513 SAN JOAQUIN AVE | SWH 2017-1 | BORROWER LP | SWH 2017-1 BORROWER LP DR. SCOTTSDALE, AZ | |
| | | | | | | | 4464 LONE TREE WAY. | |
| AR152723 | AR152723 CE1712-018 | 056-320-050 | \$750.00 | 5557 SUNVIEW WAY | WALTON | JIMMY | ANTIOCH CA | |
| TOTAL | | | \$5,930.00 | | | | | |

BOARD OF ADMINISTRATIVE APPEALS ADMINISTRATIVE REVIEW PANEL

Regular Meeting April 5, 2018 3:00 P.M. Council Chambers

Chairperson Simpson called the meeting to order at 3:01 P.M. on Thursday, April 5, 2018 in the Council Chambers.

ROLL CALL:

Present: Board Members Adeyemi, Faraji, Livingston and Chairperson Simpson

Absent: Board Members Schleder

Staff Present: Interim City Attorney, Elizabeth Perez

City Clerk, Arne Simonsen Minutes Clerk, Kitty Eiden

Code Enforcement Assistant, Denise Skaggs Code Enforcement Manager, Curt Michael Finance Services Supervisor, Lisa Saunders

PLEDGE OF ALLEGIANCE

Chairperson Simpson led the board, staff and public in the Pledge of Allegiance.

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MINUTES FOR MARCH 1, 2018

On motion by Board Member Adeyemi, seconded by Board Member Faraji, the Board of Administrative Appeals approved the Minutes for March 1, 2018. The motion carried the following vote:

Ayes: Adeyemi, Faraji, Livingston, Simpson Absent: Schleder

B. APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & ABATEMENTS FOR THE MONTH OF FEBRUARY 2018.

On motion by Board Member Faraji, seconded by Board Member Livingston, the Board of Administrative Appeals confirmed each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property. The Board also directed that the same be recorded with the Contra Costa County Recorder's Office. The motion carried the following vote:

Ayes: Adeyemi, Faraji, Livingston, Simpson Absent: Schleder

OATH

Interim City Attorney Perez announced that in the absence of an appellant, explaining the proceedings and administering the Oath was not necessary.

2. REGULAR AGENDA

A. ADMINISTRATIVE CITATION NO. 4380 – APPEAL FILED BY SON LE FOR THE PROPERTY LOCATED AT 2918 MORRO COURT, ANTIOCH, REGARDING ANTIOCH MUNICIPAL CODE "BUSINESS LICENSE REQUIRED" [§3-1.103].

In response to Board Member Faraji, Finance Services Supervisor Saunders explained that in order to file the appeal all fees and citations had to be paid.

Interim City Attorney Perez added that appellants had to be current to appeal the citation and if the Board chose to override the citation, there was eligibility for reimbursement.

City Clerk Simonsen explained that the staff reports attachment "R" included the reason the appellant was filing the appeal.

On motion by Board Member Adeyemi, seconded by Board Member Faraji, the Board of Administrative Appeals unanimously upheld Administrative Citation No. 4380 and denied the appeal.

Ayes: Adeyemi, Faraji, Livingston, Simpson Absent: Schleder

PUBLIC COMMENTS - None

WRITTEN/ORAL COMMUNICATIONS

City Clerk Simonsen announced the Board of Administrative Appeals was accepting applications for the alternate vacancy and the deadline date for applications was April 6, 2018.

ADJOURNMENT

Chairperson Simpson adjourned the Administrative Board of Appeals meeting at 3:10 P.M.

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|------|-------------|
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| | |
| | |
| | Kitty Eiden |
| Mi | nutes Clerk |

Respectfully Submitted.

STAFF REPORT TO THE BOARD OF ADMINISTRATIVE APPEALS FOR CONSIDERATION AT THE HEARING ON MAY 3, 2018

Prepared by:

Curt Michael, Code Enforcement Manager

Date:

April 18, 2018

Subject:

Approval of the Levy of Special Assessments on Certain

Properties for Unpaid Administrative Citations & Abatements

for the Month of March, 2018

RECOMMENDATION

The Board of Administrative Appeals shall confirm each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property (Attachment "A"). The Board shall also direct that the same be recorded with the Contra Costa County Recorders Office and thereafter the assessment shall constitute a special assessment and lien against the property.

FISCAL IMPACT

The action will enable the City of Antioch to collect outstanding receivables against properties for the month of March in the amount of **\$5,930.00**

BACKGROUND INFORMATION

Pursuant to Antioch Municipal Code §1-5.09 the City may collect any past due Administrative Citation fines, Abatements or late payment charges by use of special assessment liens and all action for recovery of money.

A Notice of Intent to Record Lien was sent to each property owner who is entitled to notice reflecting the property address directly connected to conditions or activities on the subject real property, assessors parcel number, the municipal code violation, administrative citation fine and copy of the administrative citations.

ATTACHMENT

A: List of assessments

CITATIONS ABATEMENTS FOR BOARD OF APPEALS - MAY 3, 2018 ATTACHMENT A

| AR | Case | APN | Amount | Site Address | Owner last | Owner first | Mailing address | Paid |
|----------|------------|-------------|------------|---------------------|------------|---------------|------------------------------------------|------|
| AR152724 | CE1712-028 | 056-040-010 | \$750.00 | 4541 SHANNONDALE DR | FERNANDEZ | JUAN C | 4541 SHANNONDALE DR | |
| AR153039 | CE1712-028 | 056-040-010 | \$1,300.00 | 4541 SHANNONDALE DR | FERNANDEZ | JUAN C | 4541 SHANNONDALE DR | |
| AR152780 | PE1802-077 | 076-350-039 | \$310.00 | 2916 GARFIELD PL | GREEN | RICHARD O | 2054 BONIFACIO ST #A, CONCORD, CA | |
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| TOTAL | | | \$5,930.00 | | | | 4 11111-1111 | |

STAFF REPORT TO THE ADMINISTRATIVE REVIEW PANEL FOR CONSIDERATION AT THE HEARING ON MAY 3, 2018

PREPARED BY:

Jeff Gallegos, Code Enforcement Officer

PREPARED FOR: Administrative Board of Appeals

APPROVED BY:

Curt Michael, Code Enforcement Manager

DATE:

May 3, 2018

SUBJECT:

Case No. CE1802-006

Violation of Antioch Municipal Codes:

§5-1.202(A)(1)(a)

REQUEST:

Sylvia McDowell has requested a hearing to appeal Citation #26401 on issued March 26, 2018, for the following violation of the Antioch Municipal Code:

\$5-1.202 SPECIFIC NUISANCES PROHIBITED.

It is unlawful and a public nuisance for any property owner or any person leasing, occupying or having possession or control or dominion of any premises in this city to maintain such premises or to permit, suffer or allow such premises to be maintained in such a manner that any one or more of the conditions or activities described in the following divisions are found to exist, with such list not intended to be exclusive:

- (A) Property inadequately maintained.
- (1) (a) The keeping, storage, depositing or accumulation on the premises of any personal property, including, but not limited to, abandoned, wrecked, dismantled, discarded or inoperable equipment, appliances, furniture, containers, packing materials, scrap metal, wood, building materials, junk, solid waste, rubbish, trash and debris, dirt, sand, gravel, concrete or similar materials that is visible from the public right-of-way and:
 - 1. Poses a risk of harm to the public; or
 - 2. Constitutes visual blight or reduces the aesthetic appearance of the neighborhood; or
 - 3. Is offensive to the senses; or
 - 4. Is detrimental to the use and enjoyment of nearby properties; or
 - 5. Reduces nearby property values due to the visibility from the public right-ofway

BACKGROUND INFORMATION:

On <u>02-02-2018</u>, the Code Enforcement Department received a complaint for major auto repairs occurring at the residential property.

On <u>02-05-2018</u>, I went to the property and saw three people working on a vehicle. I spoke with resident "Chris" and advised that major auto repairs cannot be performed in a residential neighborhood. I further advised to remove the items associated with the auto repairs including an engine lift and an engine on the driveway, out of public view. I issued a Notice of Violation for the prohibited auto repair activity and equipment in public view. The Notice of Violation provided 10 days to correct the violations.

Between <u>02-20-2018</u> and <u>03-26-2018</u>, several re-inspections occurred and the vehicle parts and engine lift had been removed; I did not see any auto repairs occurring at the time of inspection. Based upon the complaint for on-going auto repairs, the case remained active.

On <u>03-26-2018</u>, I re-inspected the property and saw an automobile transmission on the driveway. I issued Citation #26401 in the amount of \$300, including a \$200 re-inspection fee.

On <u>04-03-2017</u>, property owner Sylvia McDowll submitted a Citation Appeal Application appealing Citation #26401 in the amount of \$300, including a \$200 reinspection fee.

RECOMMENDATION:

Recommendation to uphold Citation #26401 in the amount of \$300, including a 200 reinspection fee, issued to Sylvia McDowell on March 26, 2018, for violations of Antioch Municipal Code section 5-1.202(Λ)(1)(a).













April 19, 2018

Sylvia McDowell shley Way Antioch, CA 94509

RE:

Board of Administrative Appeals Hearing

Property Address:

Ashley Way, Antioch

Violation Date:

03/26/18

Citation #:

26401

Dear Ms. McDowell,

This is a follow up to our letter dated April 12, 2018. Please be advised your appeal is scheduled for *Thursday, May 3, 2018, at 3:00 p.m.* in the Council Chambers, 200 H Street, Antioch, CA (across the breezeway from City Hall). A copy of the Board of Administrative Appeals Agenda is attached.

All people who wish to speak at the hearing, including you, will be required to take an Oath. This case will be heard and a decision rendered by the Board of Administrative Appeals. If the decision before the Board of Administrative Appeals is upheld, the full amount of the \$300 will be due at that time.

The Agenda and Staff Reports will be posted onto our City's Website 72 hours before the Board of Administrative Appeals Hearing date listed above. To view the Agenda information, simply click on the following link and then double click 'Board of Administrative Appeals': http://www.ci.antioch.ca.us/CityGov/agendas/. Other locations to view the Agenda are the City Council Chambers front window, City Clerk's Office, Antioch Branch Library, Senior Center on 2nd Street, and the Antioch Community Center on Lone Tree Way.

Thank you.

Sincerely,

CHRISTINA GARCIA Deputy City Clerk

cc:

Code Enforcement

Enclosures



PROOF OF SERVICE BY MAIL

45 9

STATE OF CALIFORNIA)
COUNTY OF CONTRA COSTA) ss

I am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is Office of the City Clerk for the City of Antioch, 200 "H" Street, P.O. Box 5007, Antioch, California 94531-5007. On April 19, 2018, I served the within Notice, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Antioch, California addressed as follows:

Sylvia McDowell shley Way Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on April 19, 2018, at Antioch, California.

Mustine Dancia



BOARD OF ADMINISTRATIVE APPEALS ADMINISTRATIVE REVIEW PANEL

Council Chambers 200 "H" Street MAY 3, 2018 3:00 P.M.

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson Ademuyiwa "Ade" Adeyemi, Vice Chairperson Andrew Schleder Farideh Faraji Marie Livingston Vacant, Alternate

PLEDGE OF ALLEGIANCE

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Recommended Action:

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Recommendation:

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A. <u>CITATION NO. 26401</u> — APPEAL OF ADMINISTRATIVE CITATION ISSUED REGARDING "PROPERTY INADEQUATELY MAINTAINED - INOPERABLE EQUIPMENT" [§5-1.202(A)(1)(a)] TO SYLVIA MCDOWELL, ASHLEY WAY, ANTIOCH, CA.

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| AR152723 | CE1712-018 | 056-320-050 | \$750.00 | 5557 SUNVIEW WAY | WALTON | YMMIL | 4464 LONE TREE WAY. ANTIOCH, CA | |
| TOTAL | | | \$5,930.00 | | | | | |



April 12, 2018

Sylvia McDowell Ashley Way Antioch, CA 94509

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Board of Administrative Appeals Hearing

Property Address:

Ashley Way, Antioch

Violation Date:

03/26/18

Citation #:

26401

Dear Ms. McDowell,

We are in receipt of your written appeal, hardship waiver application with supporting documentation, and \$50 appeal fee filed on April 5, 2018, regarding the above-referenced citation.

Upon reviewing the hardship waiver application presented, the <u>Hardship Waiver has been approved</u>. This approval of your hardship waiver defers the \$300. If the decision before the Board of Administrative Appeals is upheld, the full amount of \$300 will be due at that time.

Please be advised your appeal is scheduled for <u>Thursday, May 3, 2018, at 3:00 p.m.</u> in the Council Chambers, 200 H Street, Antioch, CA (across the breezeway from City Hall).

All people who wish to speak at the hearing, including you, will be required to take an Oath. This case will be heard and a decision rendered by the Board of Administrative Appeals. A General Information sheet is enclosed to answer any questions you may have regarding the appeal.

The Agenda and Staff Reports will be posted onto our City's Website 72 hours before the Board of Administrative Appeals Hearing date listed above. To view the Agenda information, simply click on the following link and then double click 'Board of Administrative Appeals': http://www.ci.antioch.ca.us/CityGov/agendas/. Other locations to view the Agenda are the City Council Chambers front window, City Clerk's Office, Antioch Branch Library, Senior Center on 2nd Street, and the Antioch Community Center on Lone Tree Way.

Thank you.

Sincerely,

CHRISTINA GARCIA Deputy City Clerk

cc:

Code Enforcement

Enclosures



PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA)
COUNTY OF CONTRA COSTA) ss

I am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is Office of the City Clerk for the City of Antioch, 200 "H" Street, P.O. Box 5007, Antioch, California 94531-5007. On April 12, 2018, I served the within Notice, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Antioch, California addressed as follows:

Sylvia McDowell Ashley Way Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on April 12, 2018, at Antioch, California.

Christine Darcie



CITY OF ANTIOCH ADMINISTRATIVE BOARD OF APPEALS

General Information for Persons Appealing Citations

The Administrative Board of Appeals is comprised of five Antioch residents, who are appointed by the Mayor and have volunteered their time to hear your appeal. The Board Members do not receive monetary compensation for their time and they are not employees of the City. They do not make or control the law. They are hearing officers who will review your appeal because you have requested the City do so. As the person making the appeal (the appellant) please keep in mind the below:

Schedule of Hearing:

- When an appeal is requested, it is typically scheduled for the first Thursday of every month.
- You will receive written notice of the date and time of the appeal hearing from the City Clerk's office 10 days after you file your appeal.
- The Agenda and Staff Reports will be posted onto our City's Website 72 hours before the Board of Administrative Appeals Hearing date. To view the Agenda information, click on the following link and then double click 'Board of Administrative Appeals': http://www.ci.antioch.ca.us/CityGov/agendas/. Other locations to view the Agenda are the City Council Chambers front window, City Clerk's Office, Antioch Branch Library, Senior Center on 2nd Street, and the Antioch Community Center on Lone Tree Way.

When You Don't Show For Your Hearing:

If you do not appear at the hearing time and date you have been notified of, and unless you have provided the City Clerk forty-eight (48) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without you being there.

How You Will Act At Your Appeal Hearing:

- You and anyone else who is attending the appeal at your request will maintain a respectful attitude at all times,
- If you or anyone else does not maintain a respectful attitude, you may be asked to leave the hearing by the Board Chairperson.
- Your appeal is not an opportunity to debate or argue with City staff or Board members. Any questions should be directed to the Board Chairperson.
- When you speak, you should talk about the reasons why you feel the citation was wrongfully issued.

How The Appeal Hearing Will Go:

- The Board will read your item of appeal from its Agenda.
- The Board will then ask City staff to present an oral report with regard to your citation. The Board may ask questions of City staff after the oral report. This oral report will be for **five (5)** minutes.
- After staff has provided its report, and the Board is finished with its questions of staff, you will then be called to the podium to speak. Please come up and speak at the podium, not from the audience.
- You will have five (5) minutes to present the reasons why you are appealing the citation.
- Any other additional persons who may oppose or support your appeal can fill out speaker cards and speak for three (3) minutes.
- The Board may then ask City staff for a rebuttal to the statements you or others made in support or opposition of your appeal. This rebuttal is only for **three (3) minutes**.
- Then the hearing is completed and the Board will then issue its ruling on your appeal.

Your Burden:

- It is your appeal and therefore you bear the burden to prove that the citation was wrongfully issued.
- To win your appeal, you must have a majority of the Board uphold your appeal (3 of 5, or 2 of 3).
- If the Board determines there was in fact good reason to issue the citation, your appeal will be denied and the citation amount that you deposited to have your appeal will not be refunded.

How The Board Will Rule:

The Board can only rule one of two ways:

- To uphold your appeal and dismiss the citation.
- To deny your appeal and uphold the citation.

Written Findings and Order:

- The Board will render their findings and recommendations after the hearing is concluded or as soon as possible.
- You will be mailed the written decision of hearing within ten (10) days of the hearing.
- The decision of the Board is the final ruling on your appeal from the City.

RECEIVED



City of Antioch Citation Appeal Application

APR 4 2018

CITY OF ANTIOCH CITY CLERK

| CITY OF ANTIOCH | | | | | | | |
|----------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------|--|--|--|--|--|--|
| ATTN: CITY CLERK | | | | | | | |
| P.O. BOX 5007 ANTIOCH CA 94531-5007 | | | | | | | |
| ANTIOCH, CA 94531-5007 (925) 779-7009 | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| Date of Citation: 3-26-18 | Citation #: 26401 | | | | | | |
| | | | | | | | |
| Name: SYLVIA McDOWELL | | | | | | | |
| 1 STATIST I COURTE | | | | | | | |
| | | | | | | | |
| Property Address: A SHLEY WA | LY, ANTIOCH CA 94509 | | | | | | |
| , | · ' | | | | | | |
| Mailing Address: ASHIEV MAA | ANTÍOCH, CA 94509 | | | | | | |
| / ISACE Y WILL | 1 / NOTOCA (21 1430) | | | | | | |
| | | | | | | | |
| Home Phone: / | Work Phone: N/A | | | | | | |
| | | | | | | | |
| with me REASON FO | DR APPEAL | | | | | | |
| To date no one has discussed what kind of disturbance the vehicles in my driveway are causing. It would be | | | | | | | |
| courteous and respectful if the complainant would address this with me personally. | | | | | | | |
| | | | | | | | |
| Relative to the City Code 5-1.202(A)(1)(a) the car, to | ruck and RV parked in my driveway do not constitute: n the premises of any personal property, including, but | | | | | | |
| | arded or inoperable equipment, appliances, furniture, | | | | | | |
| containers, packing materials, scrap metal, wood, building materials, junk, solid waste, rubbish, trash and | | | | | | | |
| debris, dirt, sand, gravel, concrete or similar materials that is visible from the public right-of-way and: | | | | | | | |
| 1. Poses a risk of harm to the public; or 2. Constitutes visual blight or reduces the aesthetic appearance of the neighborhood; or | | | | | | | |
| 3. Is offensive to the senses; or | | | | | | | |
| 4. Is detrimental to the use and enjoyment of nearby properties; or | | | | | | | |
| 5. Reduces nearby property values due to the visibility from the public right-of-way." | | | | | | | |
| The vehicles in my driveway are not damaged or uns | sightly. They are clean, with no broken paint or parts. | | | | | | |
| They have good tires and appear well maintained. T | here are no tools, car parts, ramps, or whatever else | | | | | | |
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ADMINISTRATIVE CITATION City of Antioch

Citation # 26401

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ADMINISTRATIVE CITATION City of Antioch

Citation # 26401

Code Enforcement - (925) 779-7042 Police Department - (925) 779-6900 Animal Control - (925) 779-6989 Date of Violation Day of Week Time a AM of Violation Adudm ASHLEY WAY

creation Issued To (owner/resident/business) Date Issued Squ V A Me Dowell
Address if different than violation 1-26-18 SAME. Authoral Driver's License DOB State Verlicle License State You are being issued an Administrative Citation for the above violation(s). Additional violations may result in additional Administrative (ines and/or legal Refer to the back of this citation b 1" Violation \$100,00 o 2nd Violation \$200.00/\$500.00 for information on paying the amount indicated. o 3 Violation \$500.00/\$1,000.00 AMC Violation Description of Violation(s) Code Section 5-1-202(12)(1)(1) INDREPARLY EDUIPHINA \$ TENUMERATION FAS Case #/F | 902 - 006 Issuing Officer ID number Date 3-26-18 T GALLEGOS ESS 39 3-26-18
TO AVOID ADDITIONAL CITATIONS, YOU MUST ABATE THE ABOVE VIOLATION(S) ON OR BEFORE: 4 - 16-13 Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. Mail payment to: City of Antioch Finance Department P.O. Box 5007. Antioch, CA 94531-5007 To pay in person, the Cashlers are located on the First Floor of City Hall, 200 H Street, Antioch, California Monday – Friday – 8:00 a.m. – 4:30 p.m. except holidays See Reverse Side WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY

CITY OF ANTIOCH P.O. BOX 5007 ANTIOCH, CA 94531-5007

ORDER: You are ordered to immediately cease the commission of the Municipal Code violation(s) listed on the reverse of this Administrative Citation.

ADMINISTRATIVE CITATION: Pursuant to Section 1-2.01(E) of the Antiloch Municipal Code, each day the Violation continues is a separate and distinct offense and subject to additional citations. Fines per each count of the Antioch Municipal Code Section Violated are as follows: first Citation \$100.00, second Citation \$200.00, third and subsequent Citations \$500.00. Notwithstanding the above Violations of local building and safety codes are punishable by lines of \$500 for second Citation and \$1,000 for third and subsequent Citations.

RIGHTS OF APPEAL: You have the right to contest this Administrative Citation at a public hearing before a "Administrative Review Panel" ("ARP"). To request a hearing, you must pay an advance deposit in the full amount of the fine and submit that amount with the written appeal either by mail to the Cly Clerk, P.O. Box 5007, Antioch, CA 94531-5007, or in person to the Cly Clerk's office at Cly Hali, 200 H Street, Antioch, within ten (10) days from the date of the Administrative Citation. A properly filed appear will result in written notification of the date and time set for your noting? Failure to appear at your hearing will constitute a failure to exhaust your administrative remedies. Any person who requests an appeal of an administrative citation and is unable to make the advance deposit of the filme required under AMC \$15.05(B) may file an advance deposit of the filme required under AMC \$15.05(B) may file an advance deposit of the filme required under AMC \$15.05(B) may file an advance deposit of the filme required under AMC \$15.05(B) may file an advance deposit at \$100 and \$100 and

The amount of the Administrative Fine(s) is listed on the reverse of this Administrative Citation and must be paid to the City of Anticch within ten (10) days from the date of this Citation. You may pay and deliver the Administrative Fine(s) to the City by mail (P.O. Box 5007, Anticch, CA 94531-5007) or in person to the Cashiers in the Finance Department, First Floor of City Hall, 200 H Street, Anticch, Payment should be in the form of a personal check, cashier's check, money order, VISA, Master Card or Discover Card. Unless you have requested a hearing to appeal the Administrative Citation, you will be subject to the Imposition of a ten percent (30%) late payment penalty if the Administrative Fine(s) is not paid. Payment of Administrative Fine(s) does not permit any continuation or repeated occurrence of the Municipal Code violation(s) listed on this Administrative Citation.

CONSEQUENCES OF FAILURE TO PAY THE FINE(S): The City will collect any unpaid Administrative Citation fines on late payment charges by use of all available legal means, including, but not limited to, those means available for the collection of judgments, special assessment liens on real property and all actions for recovery of money. The City has the authority to collect all costs and attorney fees associated with the filling of such actions.

RIGHT TO JUDICIAL REVIEW: Any person aggrieved by an administrative decision of the ARP on an Administrative Citation may obtain review of the administrative decision by filing a petition for review with the Superior Court in Contra Costa County in accordance with the timelines and provisions set forth in California Government Code Section 53069.4.

IMPORTANT
PLEASE HAVE THE INFORMATION ON THIS FORM
TRANSLATED FOR YOU.

"advance deposit hardshep wawer application"

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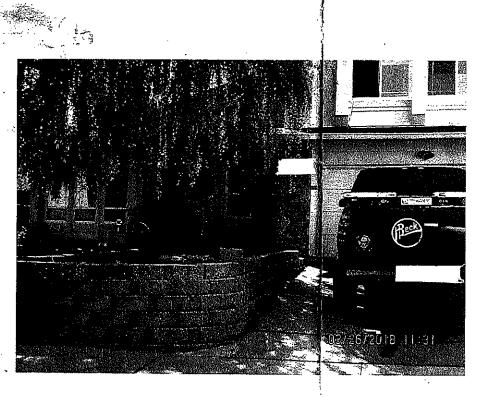
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STAFF REPORT TO THE ADMINISTRATIVE REVIEW PANEL FOR CONSIDERATION AT THE HEARING ON May 3, 2018

DATE:

April 24, 2018

PREPARED BY:

Lisa Saunders, Finance Services Supervisor

APPROVED BY:

Dawn Merchant, Finance Director

SUBJECT:

ADMINISTRATIVE CITATION NO. 5176 — Appeal filed by Barjinder Singh Toor for the property located at

SPRINGWOOD WAY, ANTIOCH, Regarding Antioch Municipal

Code "BUSINESS LICENSE REQUIRED" [§3-1.103].

REQUEST:

Barjinder Singh Toor requests to appeal the citation fee issued by the City of Antioch on 4/17/2018 in the amount of \$500. Barjinder Toor failed to comply with the Measure O ordinance after several attempts by MuniServices DBA Avenu and the City of Antioch were made.

BACKGROUND INFORMATION:

The Council Meeting held on June 24, 2014, adopted Resolution No. 2014/61 to present to Voters a Measure to update the existing Business License Tax Ordinance to include a Residential Landlord Business License Tax (Attachment A). In September 2014, the "Frequently Asked Questions" document (Attachment B), was included and mailed out with water bills. The Contra Costa County Elections Division mailed the November 4, 2014 General Election Sample Ballot and Voter Informational Pamphlet (Attachment C) to all Registered Voters in the City of Antioch. The pamphlet contained the Local Measure Submitted to the Voters for the City of Antioch "Measure O – Business License Tax". This included the Full Text, Impartial Analysis, Argument For, and Argument Against the Measure. Also included in the November 4, 2014 General Election Sample Ballot and Voter Informational Pamphlet were the Candidates running for Antioch City Council.

November 4, 2014 General Election

The City Council adopted Resolution No. 2014/97 at the December 9, 2014, Council Meeting confirming canvass by the County Clerk of Contra Costa of ballots cast at the November 4, 2014 General Municipal Election. Measure O – Residential Landlord Business License Tax was approved by the Voters and Ordinance No. 2094-C-S was adopted by Council (Attachment D).

MuniServices Contract approved by City Council

At the February 24, 2015 Council Meeting, City Council approved the contract with MuniServices after issuing a Request for Proposal (Attachment E) to help identify business owners in the City of Antioch.

Their primary functions are to identify owners of both commercial and residential businesses, collect the revenue, and submit the applications with payment to the City of Antioch at which time the Business License Representative enters them in to the City of Antioch's Business License System and collects any money through renewals going forward.

• Regarding Antioch Municipal Code:

\square § 3-1.103 LICENSE REQUIRED.

- (A) Except as provided in § 3-1.120, it shall be unlawful for any person to commence, conduct or purport to commence or conduct, either directly or indirectly, any business activity in the city without having an unrevoked license under this chapter so to do, valid and in effect at the time, and without paying the required taxes and fees therefore and complying with any and all regulations of such business provided in this chapter, unless such person is exempt under this chapter. Licensees shall promptly inform the city of any change in operation, ownership, location and/or name of licensed businesses. No person who is an employee, or who is the direct representative of a licensee, shall be required to pay a license tax for doing any part of the work of such licensee.
- (B) No person may advertise or announce a business activity in the city until he or she has obtained a business license, and where required by this Code, a permit. Advertising or announcement includes, but is not limited to, disseminating pamphlets or handbills, publishing newspaper announcements, electronic advertisement on the internet or otherwise, and purchasing radio and television spots.

(Ord. 2082-C-S, passed 3-25-14)

\square § 3-1.217 RESIDENTIAL LANDLORD.

(A) In lieu of any other business license tax and subject to division (B) below, all those in the business of renting living quarters, including but not limited to a rental dwelling unit as defined in § 5-20.201 of the Antioch Municipal Code, shall pay the annual license amount indicated in the table immediately below based on the total number of units they are renting or have available for rent within the city and the type of unit as defined in the Municipal Code:

| Type of Unit | Annual Tax |
|----------------------------------------------------------------------------|----------------|
| Single family dwelling unit | \$250 per unit |
| Multi-family dwelling unit including duplexes, condominiums and apartments | \$150 per unit |

- (B) The following living quarters are excepted from this requirement to pay a business license tax based on dwelling units but still must pay the tax based on gross receipts:
 - (1) Those that fit within the definition of hospital, hotel, motel, and convalescent and extended care facility and residential care facility as defined in $\S 9-5.203$ of the Antioch Municipal Code;
 - (2) Those that are exempt as a matter of law; and
 - (3) Those that the Director of Financial Services reasonably determines to be substantially similar in nature to one of the excepted living quarters listed above.
- (C) The Director of Financial Services may promulgate policies and procedures to administer this tax. (Ord. 2094-C-S, passed 12-9-14)

RENTAL DWELLING UNIT AS DEFINED IN OUR MUNICIPAL CODE:

"Any building or portion of a building in the city that contains living facilities, including provisions for sleeping, eating, cooking, and sanitation, which is hired, rented or leased by a person within the meaning of Cal. Civ. Code § 1940. A "rental dwelling unit" includes a single family dwelling, either attached or detached, or a unit in a multifamily or multipurpose dwelling, or a unit in a condominium or cooperative housing project, or any room or group of rooms located within a dwelling and forming a single unit with facilities that are used or intended to be used for living, sleeping, cooking or eating. The definition of "rental dwelling unit" applies to any dwelling space that is actually used or available for residential purposes whether or not the residential use is legally permitted."

DISCUSSION

Barjinder Singh Toor received the following notifications for the rental property located at SPRINGWOOD WAY requesting compliance with Measure O (please refer to Attachments F-I for the notifications mailed to Barjinder Singh Toor on the property located at SPRINGWOOD WAY):

- 9/26/2016 MuniServices sent 1st letter along with a declaration of information and business license application to the county records address on file at this time.
- 11/2/16 MuniServices sent 2nd letter along with a declaration of information and business license application to the county records address on file at this time.
- 11/30/16 MuniServices sent 3rd letter along with a declaration of information and business license application to the county records address on file at this time.
- 9/7/2017 MuniServices sent a follow up notice of violation to the county records address on file at this time.

All letters mailed by MuniServices included an application with instructions to complete and return.

• Per Antioch Municipal Code:

□§ 3-1.203 PENALTIES.

- (A) Unless otherwise specified by the terms of a particular license, taxes are due and payable within 30 days following expiration date of the license.
- (B) Any business license tax not paid when it becomes due and payable shall be delinquent and the following penalties added to it as follows:
- (1) Ten percent of the business license tax for a delinquency after 30 days from the expiration date;
- (2) Thirty percent of the business license tax for a delinquency of 60 days from the expiration date plus a new application fee as provided in § 3-1.120; and
- (3) Fifty percent of license tax for a delinquency of 90 days from the expiration date plus a new application fee as provided in § 3-1.120.
- (C) Failure to pay the business license tax is a violation of the Antioch Municipal Code and a public nuisance. The city may seek any remedies available to it for such violation and public nuisance.
- (D) Any business operating in violation of the Antioch Municipal Code or as a nuisance is subject to water service disconnection, subject to noticing requirements under the law. (Ord. 2082-C-S, passed 3-25-14)
 - Per State statute of limitation:

Section 6501(a) of the Internal Revenue Code (Tax Code) and section 301.6501(a)-1(a) of the Income Tax Regulations (Tax Regulations), the IRS is required to assess tax within 3 years after the tax return was filed with the IRS. Similarly, under 301.6501(a)-1(b) of the Tax Regulations no proceeding in court by the IRS without assessment for the collection of any tax can begin after the expiration of 3 years.

The final letter sent from MUNI Services on 9/7/2017 contained the following statement (fifth and sixth paragraphs) notifying that if compliance was not made, Barjinder Singh Toor could be subject to citation from the City:

Required correction: Within 15 calendar days from the date of this notice, you must contact MuniServices, LLC by phone at 1-800-987-0999 or in person at 200 H Street, Antioch, CA and obtain a business license for the above property or file an appeal with the office of the City Clerk.

I hope you take this one-time opportunity to voluntarily abate the above violation(s) and public nuisance without the need for the City to issue Administrative Citations, which carry fines that range from \$100 to \$1,000 for every day the violation(s) are permitted to remain and/or take other action to compel your compliance.

The following actions were taken by the City when Barjinder Singh Toor continued to fail to comply with the Measure O ordinance for SPRINGWOOD WAY;

- <u>12/7/2017</u> No application or payment was received from Barjinder Singh Toor through MuniServices or the City of Antioch. Invoice No. 3063 for \$783 was issued from the Business License system for business license taxes and fees due per Ordinance. The invoice was due 12/18/17. (<u>Attachment J</u>).
- <u>12/7/17</u> A call was received by MuniServices aka Avenu from the property owner confirming correspondence received and the property IS being rented out. Customer was referred to the City to resolve, pay and comply.
- 12/14/17 Emails were received from toorbarjinder@yahoo.com Barjinder Singh Toor confirming receipt of the above invoice and anu sharma57@yahoo.com Anna Sharma with a request to make payment installments of four (4) payments; the first payment of \$195.75 paid immediately and then three (3) remaining monthly payments. These emails were promptly replied to and payments as proposed were accepted and expected as promised immediately, in January, February and March 2018. (Full email string is Attachment K).
- <u>12/21/17</u> Invoice AR151384 for \$783 was created in the City's Accounts Receivable system and sent. (<u>Attachment L</u>).
- 12/22/17 No application or payment was received from Barjinder Singh Toor through MuniServices or the City of Antioch. A \$100 Administrative Citation No. 3468 was issued for non compliance with Measure O with a due date of 1/2/2018. (Attachment M).
- <u>1/22/2018</u> A payment was processed on account for \$226.75 which <u>partially</u> paid invoice AR151384 as follows; \$30.00 application fee, \$1.00 state fee and \$195.75 of the \$250.00 for the business license tax.
- <u>1/29/18</u> An underpayment letter was sent advising of the unpaid balance due of \$656.25. (<u>Attachment N</u>).
- 3/27/18 No application or payment as agreed was received from Barjinder Singh Toor through MuniServices or the City of Antioch. A \$200 Administrative Citation No. 4852 was issued for non compliance with Measure O with a due date of 4/6/18. (Attachment O).
- <u>4/3/18</u> Email was received again from <u>anu_sharma57@yahoo.com</u> Anna Sharma asking if payment was acceptable over the phone with credit card. Further, that the property was now vacant and vandalized and asked how to remove from licensing requirements. (Attachment K).
- 4/4/18 Staff replied advising payments were accepted online, by mail or in person; we do not take or process credit card phone payments. Further, exemptions require the review of income tax returns for determination of eligibility for an exemption. (Attachment K).
- <u>4/5/18</u> Email was received again from <u>anu sharma57@yahoo.com</u> Anna Sharma stating payment would be made by check to the City. (<u>Attachment K</u>).

- <u>4/6/18</u> Email was received from <u>toorbarjinder@yahoo.com</u> Barjinder Singh Toor questioning the reason for the \$200.00 citation dated 3/27/18. (Attachment K).
- <u>4/6/18</u> Staff replied advising of the above agreement via email from 12/14/17 that payments were NOT paid as agreed. (<u>Attachment K</u>).
- 4/17/18 No application or payment was received from Barjinder Singh Toor through MuniServices or the City of Antioch. A \$500 Administrative Citation No. 5176 was issued for non compliance with Measure O with a due date of 4/27/18. (Attachment P).
- 4/23/18 Property owner Barjinder Singh Toor came in to office and complied with Measure O ordinance and filed appeal for the \$500 Administrative Citation No. 5176 (Attachments Q & R).

RECOMMENDATION:

It is staff's recommendation to uphold the \$500 Administrative Citation No. 5176 issued on April 17, 2018 for violation of the Antioch Municipal Code Business License Required and Residential Landlord Business License Tax (Measure O).

ATTACHMENTS:

- A. Resolution No. 2014/61 adopted at the 6/24/14 Council Meeting
- B. "Frequently Asked Questions" mailed out with water bill in September 2014
- **C.** Contra Costa County Sample Ballot and Voter Information Pamphlet for Nov. 4, 2014 General Election
- **D.** Resolution 2014/97 and Ordinance No. 2094-C-S adopted at the 12/09/14 Council Meeting
- E. Proposal No. 946-1231-15F for Business License Discovery / Recovery Contract with MuniServices
- F. 9/26/2016 1st letter mailed from MuniServices
- **G.** 11/2/16 2nd letter mailed from MuniServices
- H. 11/30/16 3rd letter mailed from MuniServices
- I. 9/7/2017 MuniServices Notice of Violation mailed
- J. 12/7/17 Business License Invoice No. 3063 mailed for \$783
- **K.** Full email string between customer and City staff
- L. 12/21/17 Accounts Receivable bill mailed for \$783
- M. 12/22/17 Administrative Citation No. 3468 mailed for \$100
- N. 1/29/2018 Underpayment letter mailed for \$656.25
- O. 3/27/18 Administrative Citation No. 4852 mailed for \$200
- P. 4/17/18 Administrative Citation No. 5176 mailed for \$500
- Q. 4/23/18 Property owner came in and complied with Measure O ordinance
- R. 4/23/18 Barjinder Singh Toor Appeal filed for \$500 Administrative Citation No. 5176 SPRINGWOOD WAY) issued 4/17/18

ATTACHMENT A

RESOLUTION NO. 2014/61

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH
CALLING FOR AND NOTICING A MUNICIPAL ELECTION ON NOVEMBER 4, 2014
TO PRESENT TO VOTERS A MEASURE TO
UPDATE THE EXISTING BUSINESS LICENSE TAX ORDINANCE
TO INCLUDE A RESIDENTIAL LANDLORD BUSINESS LICENSE TAX AND
TO CONFIRM THE EXISTING BUSINESS LICENSE TAX,
WITH AN INCREASE IN THE MINIMUM TAX

WHEREAS, the Antioch City Council desires to place a ballot measure before the voters at the November 4, 2014 regular municipal election to update the City's existing business license tax ordinance as set forth in Chapter 1 of Title 3 of the Antioch Municipal Code; impose a residential landlord business license tax; and maintain the existing business license taxes for all other businesses with an increase in the minimum tax to \$100.00 for those businesses subject to the gross receipts tax formula except for certain home occupation businesses, with such ordinance attached as Exhibit 1; and

WHEREAS, under existing ordinances, some residential apartment landlords are assessed an annual business license tax based on their gross annual income and others were not assessed any business license tax at all; and

WHEREAS, renting out property in the City of Antioch is a business and such business owners should pay a business license tax like other businesses owners in the City of Antioch to fund municipal services to those businesses and their tenants; and

WHEREAS, the majority of residential landlords do not pay a business license tax; although they benefit financially from tax advantages, including depreciation for tax purposes, while historically enjoying asset appreciation; and

WHEREAS, the City has insufficient funds to provide the necessary services to the Antioch community, which has only been exacerbated by the national economic recession and State's dissolution of redevelopment agencies, requiring severe cuts to City services, including reduced Police services with the elimination of School Resource Officers and Traffic Enforcement, virtual elimination of Code Enforcement, reduced street repairs and maintenance, reduced services at the Animal Shelter and Recreation Programs and less access for the public given the weekly closures of City facilities; and

WHEREAS, confirming and updating the City's existing business license tax ordinance as set forth in Chapter 1 of Title 3 of the Antioch Municipal Code by imposing a residential landlord business license tax and maintaining the existing business license taxes for all other businesses with an increase in the minimum tax to \$100.00 for those businesses subject to the gross receipts tax formula except for home occupation businesses that are not defined as professionals whose minimum tax shall remain \$25.00, the revenues of which are legally required to stay in Antioch to maintain local services for

general governmental purposes is vital to the preservation of the public health, safety and welfare; and

WHEREAS, the City Council is authorized to request and order that this general municipal election be consolidated with other elections to be held on November 4, 2014 and in the same territory (California Elections Code sections 10400 *et seq.*) so that within the City, the precincts, polling places, and election officers for the two elections be the same; that the Contra Costa County Registrar of Voters canvass the returns of the general municipal election; and this general municipal election and the November 4, 2014 general election be held in all respects as if there were only one election;

WHEREAS, this resolution is adopted by a two-thirds vote of all five council members as required by Government Code section 53724(b) and consolidated with the Statewide general election as required by Government Code section 53724(c);

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ANTIOCH DOES RESOLVE AS FOLLOWS:

Section 1. Call for Election

Pursuant to California Constitution Article XIIIC, Section 2(b), Government Code Section 53723, and Elections Code Section 9222, the City Council of the City of Antioch hereby submits to the qualified voters of the City a measure that, if approved, would confirm and update the City's existing business license tax ordinance as set forth in Chapter 1 of Title 3 of the Antioch Municipal Code and state that the rental or leasing of real property is a business subject to taxation; impose an annual business license tax on the rental or leasing of detached single family dwelling units at \$250.00 per unit and attached multifamily units at \$150.00 per unit; and maintain the existing business license taxes for all other businesses with an increase in the minimum tax to \$100.00 for those businesses subject to the gross receipts tax formula except for home occupation businesses that are not defined as professionals whose minimum tax shall remain \$25.00.

This measure shall be designated by letter by the Contra Costa County Elections Department. Pursuant to California Election Code Sections 10400 et seq., the election for this measure shall be consolidated with the Statewide general election to be conducted on November 4, 2014.

Section 2. Ballot Language

The question to be presented to the voters shall be as follows:

| BUSINESS LICENSE TAX. To provide funding that cannot be seized by the State, to maintain such general City services as police services, code enforcement, street repairs, senior services and youth programs, shall the City of Antioch adopt a residential landlord business license tax based on the type and number of units and confirm the existing gross receipts business license tax with an increased minimum tax, which is not a tax on the general public? | YES | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|--|
| | NO | |

The measure shall be designated on the ballot by a letter, as provided in California Election Code section 13116.

Section 3. Proposed Ordinance

The Ordinance authorizing the general tax to be approved by the voters is as set forth in Exhibit 1 to this resolution.

Section 4. Specifications of the Election Order

a. Request to Consolidate, Conduct Election and Canvass Returns

The Board of Supervisors of the County of Contra Costa is hereby requested to authorize the County Registrar of Voters to render services necessary for the conduct of the general municipal election called by this Resolution. Pursuant to California Elections Code section 10403, the City Council hereby requests that the Contra Costa County Board of Supervisors consolidate that election with the Statewide general election to be conducted on November 4, 2014 and order the general municipal election to be conducted by the Registrar of Voters. The Contra Costa County Elections Department is authorized to canvass the returns of the election, and the elections shall be held in all respects as only one election. The ballots to be used in the election shall be in form and content as required by law.

The City Clerk's Office is authorized, instructed and directed to work with the County Elections Division as needed to properly and lawfully conduct the election. In all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

The notice of the time and place of holding the election is hereby given, and the City Clerk and County Registrar of Voters are authorized to give further notice of the election, as required by law.

b. Costs

The City will reimburse the County for the actual cost incurred in conducting the election upon receipt of a bill stating the amount due as determined by the Registrar of Voters.

c. Wording of the Measure

The working of the ballot measure is as specified in Section 2 of this resolution.

d. Full Text of the Measure

The full text of the "Ordinance of the City of Antioch to Update the Existing Business License Tax Ordinance to include a Residential Landlord Business License Tax and to Confirm the Existing Business License Tax with an increase in the Minimum Tax," which is attached as Exhibit 1 to this resolution, shall be completely printed in the Voter Information Pamphlet.

e. Passage of the Measure

This business license tax ballot measure is a general tax requiring the approval of a majority of qualified electors casting votes. While the measure lists several of the various municipal purposes to be funded, the list is illustrative only and the City Council retains complete discretion to expend the tax proceeds for any lawful purpose of the City of Antioch.

f. Boundaries

The City of Antioch's boundaries have changed since the November 5, 2013 election and information about that change has been provided to the County Clerk-Recorder/Registrar of Voters.

Section 5. Publication of Measure

The City Clerk's Office is hereby directed to cause notice of the measure to be published once in accordance with Section 12111 of the Elections Code, in the form attached as Exhibit 2 to this resolution.

Section 6. Submission of Ballot Arguments

Per the direction of the Registrar of Voters, the City Clerk's Office has fixed 5:00 p.m. on Wednesday, August 20, 2014 as the deadline for submittal of arguments for or against the measure.

The direct arguments ("in support and against") shall not exceed three hundred (300) words, and shall not be signed by more than five (5) persons. The City Council does not adopt the provisions of Elections Code Section 9285(a) and repeals any previous resolution implementing that section which might remain in effect; there shall be no rebuttal arguments.

Section 7. Council Preparation of Argument In Support of Measure

The City Council hereby authorizes the Mayor or Mayor Pro Tem to prepare and file the written primary argument on behalf of the City Council in support of the ballot measure described above, pursuant to Article 4 of Chapter 3 of Division 9 of the California Elections Code. The City Council authorizes the Mayor and Mayor Pro Tem to determine the signatories to the ballot argument.

Section 8. Impartial Analysis

Pursuant to California Elections Code Section 9280, the City Council hereby directs the City Clerk's Office to transmit a certified copy of the measure to the City Attorney. The City Attorney shall prepare an Impartial Analysis of the measure, not to exceed 500 words in length, showing the effect of the measure on the existing law and the operation of the measure. Per the direction of Registrar of Voters, the Impartial Analysis shall be transmitted to the City Clerk and Registrar of Voters by no later than 5:00 p.m. on Friday, August 15, 2014.

Section 9. Implementation.

The City Clerk's Office is directed to file with the Board of Supervisors certified copies of this resolution, with a copy to the Registrar of Voters of Contra Costa County, pursuant to California Elections Code section 10403.

Section 10. CEQA

The approval of this Resolution is exempt from the California Environmental Quality Act (Public Resources Code §§ 21000 et seq., "CEQA," and 1.4 Cal. Code Reg. §§ 15000 et seq., "CEQA Guidelines"). The business license tax update to be submitted to the voters is a general tax that can be used for any legitimate governmental purpose; it is not a commitment to any particular action or actions. As such, under CEQA Guidelines section 15378(b)(4), the tax is not a project within the meaning of CEQA because it creates a government funding mechanism that does not involve any commitment to any specific

project that may result in a potentially significant physical impact on the environment. If revenue from the tax were used for a purpose that would have either such effect, the City would undertake the required CEQA review for that particular project. Therefore, under CEQA Guidelines section 15060 review under CEQA is not required.

Section 11. Passage of this Resolution.

This Resolution shall become effective immediately upon its passage and adoption.

I HEREBY CERTIFY that the foregoing resolution was passed and adopted by the City Council of the City of Antioch at a regular meeting thereof, held on the 24th day of June, 2014, by the following vote:

AYES:

Council Members Wilson, Rocha, Tiscareno, and Mayor Harper

NOES:

None

ABSENT:

Council Member Agopian

ARNE SIMONSEN

CITY CLERK OF THE CITY OF ANTIOCH

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF ANTIOCH TO UPDATE THE EXISTING BUSINESS LICENSE TAX ORDINANCE TO INCLUDE A RESIDENTIAL LANDLORD BUSINESS LICENSE TAX AND TO CONFIRM THE EXISTING BUSINESS LICENSE TAX, WITH AN INCREASE IN THE MINIMUM TAX

The people of the City of Antioch do ordain as follows:

SECTION 1. BUSINESS LICENSING. The following sentence is added to the definition of "Business" in Section 3-1.102 of the Antioch Municipal Code:

"The rental or lease of real property is a Business subject to taxation under this chapter."

SECTION 2. RESIDENTIAL LANDLORD BUSINESS LICENSE TAX. The following provision is added to Chapter 1 of Title 3 of the Antioch Municipal Code to read as follows:

"Section 3-1.217 RESIDENTIAL LANDLORD

(A) In lieu of any other business license tax and subject to subsection (B) below, all those in the business of renting living quarters, including but not limited to a rental dwelling unit as defined in Section 5-20.201 of the Antioch Municipal Code, shall pay the annual license amount indicated in the table immediately below based on the total number of units they are renting or have available for rent within the City of Antioch and the type of unit as defined in the Municipal Code:

| Type of Unit | Annual Tax |
|----------------------------------------------------------------------------|-------------------|
| Single family dwelling unit | \$250.00 per unit |
| Multi-family dwelling unit including duplexes, condominiums and apartments | \$150.00 per unit |

(B) The following living quarters are excepted from this requirement to pay a business license tax based on dwelling units but still must pay the tax based on gross receipts: (i) those that fit within the definition of hospital, hotel, motel, and convalescent and extended care facility and residential care facility as defined in Section 9-5.203 of the Antioch Municipal Code; (ii) those that are exempt as a matter of law; and (iii) those that the Director of Financial Services reasonably determines to be substantially similar in nature to one of the excepted living quarters listed above.

(C) The Director of Financial Services may promulgate policies and procedures to administer this tax.

SECTION 3. CONFIRMATION OF THE EXISTING BUSINESS LICENSE TAX ORDINANCE AND RATE. The business license tax provisions in Chapter 1 of Title 3 of the Antioch Municipal Code are hereby confirmed. Any business not specifically enumerated in Chapter 1 of Title 3 of the Antioch Municipal Code, which the City may tax, shall pay a business license tax according to the average annual gross receipts as defined according to the existing formula in Section 3-1.201 of the Antioch Municipal Code, with the exception that the minimum tax is raised to \$100.00, except for Home Occupation Businesses as defined in Title 9 that are not "Professionals" as defined in Title 3, as to whom the minimum tax shall remain \$25.00:

| From | То | Tax |
|------------------------|----------------|-----------------------------------------------------------------------------------------------------|
| \$0.00 | \$20,000.00 | \$100.00 (except for non- Professional Home Occupation businesses which shall pay \$25.00) |
| \$20,001.00 | \$1,000,000.00 | \$1.25 / \$1,000.00 of gross receipts |
| \$1,000,001.00 & above | | \$1,250.00 plus 20 ¢ / thousand dollars of gross receipts over \$1,000,000.00 |

SECTION 4. AMENDMENT. This Ordinance may be repealed or amended by the City Council without a vote of the People except as follows: as required by Article XIIIC of the California Constitution, any amendment that increases the amount or rate of tax beyond the levels authorized by this Ordinance may not take effect unless approved by a vote of the People. The City Council may impose the tax in any amount or rate which does not exceed the rate approved by the voters of the City.

SECTION 5. REVENUE MEASURE. The tax adopted by this Ordinance is enacted solely to raise revenue for municipal purposes and is not intended for the purpose of regulation. The People of the City determine the tax to be an appropriate general tax for the purpose of raising revenue. Proceeds of the tax will be deposited in the general fund of the City and will be available for any lawful municipal purpose. This Ordinance does not, in itself, authorize the conduct of any business or activity in the City, but merely provides for the taxation of such businesses or activities.

SECTION 6. SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby. The voters of the City hereby declare that they would have adopted this Ordinance and each portion thereof regardless of the fact that an invalid portion or portions may have been present in the Ordinance.

SECTION 7. CEQA. This business license tax to be submitted to the voters is a general tax that can be used for any legitimate governmental purpose. As such, under CEQA Guidelines section 15378(b)(4), the tax is not a project within the meaning of CEQA because it creates a government funding mechanism that does not involve any commitment to any specific project that may result in a potentially significant impact on the environment. Therefore, under CEQA Guidelines section 15060, review under CEQA is not required.

SECTION 8. EFFECTIVE DATE. This ordinance relates to the levying and collecting of the City's business license tax and shall not take effect until ten days after the certification of its approval by the majority of the voters voting at the general municipal election to be held on November 4, 2014 pursuant to Elections Code section 9217

SECTION 9. CERTIFICATION; PUBLICATION. Upon approval by the voters, the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause it to be published according to law.

| Arne Simonsen, |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| I hereby certify that the foregoing is a true and correct copy of an ordinance dul and regularly adopted by the People of the City of Antioch, California. |
| AYES: NOES: ABSENT: |
| This Ordinance was thereby adopted by the voters at the November 4, 201 election and took effect 10 days following adoption of a resolution declaring the results of the election at a regular meeting of the City Council held of by the following vote: |
| YES: NO: |
| Ordinance No was submitted to the People of the City of Antioch at the November 4, 2014 municipal election. It is hereby certified that this Ordinance was APPROVED by the following vote of the People of Antioch: |
| |

City Clerk of the City of Antioch

ATTACHMENT B



Frequently Asked Questions about Measure O Residential Landlord and Business License Tax Update

Q: Why does Antioch need to update the Business License Tax?

A: Antioch continues to face a severe fiscal crisis due to very low revenues. We are among the poorest city governments in the County. With Measure C, our budgeted General Fund revenue for fiscal year 2014/15 is \$43,046,381. With a population of 106,455, that puts our per capita (per person) revenue at only \$404.36 (which means \$404 per year per resident to provide all services including Police, streets, parks, recreation, senior and youth programs, administration, etc). Compare this to our neighboring cities of Brentwood at \$817.35 and Pittsburg at \$555.84. Comparable sized cities Concord and Richmond are at \$681.68 and \$1255.75 - a General Fund three times as large as Antioch's.

Q: Why can't the City just cut costs?

A: Since 2007, the City has taken severe actions to reduce costs and avoid bankruptcy, including:

- Reducing staffing by 30% through layoffs, retirements and attrition.
- Eliminating cost-of-living increases and decreasing management salaries 10%.
- Implementing furloughs and closing City business offices on Fridays.
- Reducing benefit payments by increasing employee contributions towards retirement costs and drastically reducing medical after retirement benefits for new employees.
- Reducing other expenditures by cutting service, supply and equipment costs, and deferring vehicle, building and equipment maintenance.

Q: What about the Measure C (sales tax measure) funding?

- A: With approval of the 2014/15 budget, the City Council directed 100% of Measure C revenues toward the hiring of more Police Officers, which is well in progress, and augmenting Code Enforcement services. However, even with Measure C funds:
 - The General Fund revenue is still down \$4.2 million from the height in 2007. That is an 8.9% reduction.
 - Multi-million dollar budget deficits are projected starting in fiscal year 2016/17. At this
 pace, the City's reserves will be exhausted by June of 2019.
 - Measure C is only approved for seven (7) years, expiring in 2021, so sustainable, ongoing revenue needs to be identified.

Q: What is Measure O?

A: Measure O is an increase in the minimum Business License Tax and it will get **residential landlords to pay a tax based on the number of units rented**. In June, the City Council authorized placing a measure on the local November ballot to specifically add the business of renting or leasing of residential property as a business and subject to taxation:

Q: How much will landlords have to pay?

A: Residential landlords will pay \$250 per year for single family dwelling rentals (e.g. houses) and \$150 per year for multi-family rental units (e.g. apartments and condos).

Q: Are there exemptions from the new Business License Tax on Landlords?

A: Hotel/motel, hospital, convalescent, extended care (nursing) and residential care (assisted living) facilities are exempt from the proposed per unit fee. Non-profits continue to be exempt from the Business License Tax.

Q: How much will businesses have to pay?

A: The minimum annual Business License Tax will go from \$25, where it was in the 1960's, to \$100. The City Council heard the request of the Chamber of Commerce to not raise the tax on smaller home-based businesses, which will remain at \$25.

Q: How did Measure O come to be?

A: In 2013, a group of citizens requested that the City Council add the rental or leasing of residential property to the business license ordinance at a rate of \$240 per unit per year. The City Council decided to only bring one measure forward, and moved ahead with the sales tax ordinance (Measure C). However, the Council directed staff to work with the citizens group and the California Apartment Association to develop a measure for 2014. The citizens group agreed with the City's compromise proposal, but the Apartment Association did not.

Q: Why did the City Council put Measure O on the ballot?

A: In 2013 the City Council declared a Fiscal Emergency, and, although Measure C was successful, the City's approved budget still has projected budget deficits of over \$3,000,000 per year starting in FY 2016/17. The City Council felt that City services have already been cut to unacceptable levels and, given the temporary nature of Measure C funding and the projected multi-million dollar deficits, that having residential landlords pay a per unit Business License Tax was the best alternative to stabilize the City's finances.

The purpose of Measure O is to provide General Fund revenue to help eliminate the projected structural deficits and improve essential community services such as:

- Reopening City Hall, the Public Works office, and the Police Department lobby five (5) days a week.
- Further enhancing Police, Code Enforcement and blight elimination activities, such as graffiti and dumping abatement.
- Reinvesting in infrastructure and maintenance, such as streets, landscaping and buildings to improve the appearance of the community and increase property values.

Q: Can the City provide a full range of services without additional revenue?

A: No. Without additional revenue the City will be deficit spending by fiscal year 2015/16. This will require further cuts in expenditures, necessitating staffing reductions in General Fund departments, including the Police Department.

Q: How do we know these funds will be spent responsibly?

A: The City's finances are independently audited every year. City budgets are posted on the City web site. In addition, all City revenues are reported and discussed at public meetings during the annual budget process.

Q: Can these funds be taken by Sacramento?

A: No. By law, these are locally approved funds and <u>can only be used for local Antioch</u> <u>services</u>. Not a penny can be taken by the State or the County.

Q: When is the election?

A: Tuesday, November 4, 2014.

Q: How can I find out more factual information about Measure O?

A: For the full text of Measure O and the City Attorney's Impartial Analyses, visit www.ci.antioch.ca.us or call 779-7011 for more information.

ATTACHMENT C



CONTRA COSTA COUNTY

CONDADO DE CONTRA COSTA

SAMPLE BALLOT AND **VOTER INFORMATION PAMPHLET**

MUESTRA DE BALOTA FOLLETO DE INFORMACION AL VOTANTE



John Muir National Historic Site

General Election Tuesday, November 4, 2014

Elección General Martes, Noviembre 4, 2014

Joseph E. Canciamilla County Clerk-Recorder and Registrar of Voters
Secretario-Escribano del Condado y Registrador de Votantes
555 Escobar Street, Martinez, CA 94553 925.335.7800 www.cocovote.us



POLLS OPEN AT 7 AM AND CLOSE AT 8 PM

Polling Place

Please check the back of this booklet for the name of your precinct & your polling place location.

Election Information Online

Visit our website at www.cocovote.us for:

- Registration Status Am I registered?
- Vote by Mail Status Where is my ballot?
- Military and Overseas voters Voting away from home?
- Polling Place locations Where do I vote?
- Maps

For statewide information about candidates and propositions visit the Secretary of State website: <u>www.sos.ca.gov</u>

Volunteer

If you would like to serve as a poll worker, email <u>EO.Recruitment@vote.cccounty.us</u> or call Contra Costa Elections' Division at 925.335.7800.

LUGARES DE VOTACION ABREN A LAS 7 AM Y CIERRAN A LAS 8 PM

Lugar de Votación

Favor de revisar el reverso de este folleto para el nombre de su recinto y la localidad de su lugar de votación.

Información de Elecciones en Línea

Visite nuestro sitio web en <u>www.cocovote.us</u> para:

- Estatus de Inscripción ¿Estoy inscrito?
- Estatus de Voto por Correspondencia ¿Dónde está mi balota?
- Votantes Militares y Elector en el Extranjero ¿Votar lejos de casa?
- Localidades de Lugares de Votación
- Mapas

Para información acerca de los candidatos o propuestas estatales visite el sitio web: <u>www.sos.ca.gov</u>

Voluntario

Si le gustaría servir como Trabajador Electoral, mande un correo electrónico <u>EO.Recruitment@vote.cccounty.us</u> o llame a la Oficina de Elecciones de Contra Costa al 925.335.7800. Administration 925,335,7899 925,335,7893 fax

Elections Division 925,335,7800 925,335,7836 fax

Contra Costa County Clerk-Recorder-Elections Department

555 Escobar Street Martinez, CA 94553 Joseph E. Canciamilla County Clerk-Recorder and Registrar of Voters

Deborah Cooper Deputy County Clerk-Recorder

> Scott Konopasek County Assistant Registrar



Dear Voter,

We strive to continually update and improve our service to you. Our recent changes have proven to be very well received and have streamlined many of the processes and options available for you to access our services. We want to take this opportunity to highlight some of the recent changes and remind you of the options available to you.

- The Sample Ballot is in a new booklet format. On the back cover is a removable application for an
 absentee ballot. Return this only if you are not a regular vote by mail voter, IF YOU ARE ALREADY A
 VOTE BY MAIL VOTER THEN YOU DON'T NEED TO RETURN THE REQUEST, you will automatically
 receive your ballot in the mail. Remember that you can track the status of your ballot on our website
 www.cocoyote.us.
- This booklet lists your precinct name and number on the back cover. Many polling places will house
 more than one precinct so please remember your precinct number when you go to your polling place
 as it will speed you through the process.
- Standardizing voting locations as well as identifying your individual precinct by name and number will
 reduce the confusion that is caused when polling places are moved between elections. Barring an
 unusual circumstance, your precinct and polling place should not change for years to come.
- Our redesigned website at <u>www.cocovote.us</u> makes it easier to browse and search for helpful
 information and resources. You may register to vote, request to be a Vote-by-Mail voter, change your
 address or any other personal information or party affiliation. You can also track the status of your
 ballot online.

We are interested to hear about your experience with our office. If you have any questions, comments or wish to provide feedback please email our office at candidate.services@vote.cccounty.us or call us at 925-335-7800.

Thank you for your participation in the voting process!

Sincerely,

Joseph E. Canciamilla

County Clerk-Recorder and Registrar of Voters

VOTER INFORMATION PAMPHLET

The following pages contain voter information applicable to your ballot which may include the following items:

- CANDIDATE STATEMENTS
- BALLOT MEASURES
- LEGAL ANALYSES
- ARGUMENTS IN SUPPORT & IN OPPOSITION

Pursuant to the provisions of Sections 13307, 13308 and 13312 of the Elections Code and 85601(c) of the Government Gode

ARGUMENTS IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED LAWS ARE THE OPINIONS OF THE AUTHORS.

This pamphlet may not contain statements for all candidates; however, a complete list of candidates appears on the facsimile ballot in this booklet. Candidate statements are submitted by the candidate and are printed as submitted. Statements are printed at the expense of the candidate unless otherwise determined by the governing body for the office.

Visit our website at: www.cocovote.us

If you have questions email us at Candidate.Services@vote.cccounty.us or call 925.335.7800

CITY OF ANTIOCH, COUNCILMEMBER

LORI OGORCHOCK Local Business Woman

No mistaking, I'm passionate about Antioch! After graduating Antioch High, with Richard, my husband of 31 years, we raised our 3 children here. Later graduated LMC's Police Reserve Academy and was a former Walnut Creek Police Reserve Officer.

Twelve years ago I retired from CSAA to run my own Real Estate business. After work I give back to the community I love. I've sat on Sutter Elementary School Site Council, several boards for youth baseball, football, helped design and install City Park.

On Keller Williams leadership team, I organized civic events, planting community gardens and assisting Veterans. I'm the incoming Treasurer for the Delta Association of Realtors, future Director for California Association of Realtors, a Rotarian and the incoming Club Service Chair.

Antioch will flounder if it remains reactive. We must grab the bull by the horns with fearless leadership. Let me bring my candid, roll-up your sleeves approach to our City Council.

My Four Main Goals:

 Community Safety 1stl | I will Insure Measure C funds are used as promised for police, plain and simple
 Revitalize Downtown; Our seniors deserve only the best treatment, building condos where there should be a park is just foolishness

Tax Business Reasonably; simplify taxes, be fair Economic Growth; safety and business friendly attitudes will stimulate our city and economy

"A" should stand for Antioch, not "Afraid", I am a successful business woman, a proven doer with common sense and spine. I can't bring results alone, though. I need your support!

LAWAR THORPE

Community College Administrator

In 1981, I was born in prison to a mother addicted to heroin. At two days old, I was placed in foster care and raised by a family who immigrated to the US from Mexico. As a result, my first language is Spanish. In 5th grade, I was placed in Special Education and subsequently graduated high school not knowing how to read and write. After two semesters in junior college, I was asked to leave because I was illiterate. With nowhere else to go, I enlisted in the

Today, I'm a proud 8 year Navy veteran, two time graduate of The George Washington University, higher education administrator, and member of the Antioch Economic Development Commission.I'm running for city council to create opportunities for our residents to build a more secure livelihood and a sense of dignity. I chose to raise my family in Antioch, but what I did not choose was violent crime, an 8% local unemployment rate, and an imbalance between lobs and housing.

Since the foreclosure crisis, many in Antioch have resorted to working two to three part-time jobs, often receiving low wages to keep their homes and put food on the table. As a councilmember, I will fight to advance policies that are going to:

Incentivize high paying job growth in manufacturing, research and development and biotechnology;

Bulld Antioch's police and code enforcement divisions; and,

Streamline government to foster a collaborative environment between business, labor and Clty Hall.

I humbly ask for your vote.

DIANE GIBSON-GRAY

Executive Director/Trustee

The city of Antioch is at a crisis point and good leadership requires experience. My business, community service, elected and appointed office experiences, combined with my lifetime knowledge of Antioch qualifies me to serve on the Antioch City Council.

Below are my three top priorities:

Quickly hire public safety employees and get additional "boots on the ground". Police officers, code enforcement and support staff must be hired now!

Increase city services to the public by bringing back city employee's 40-hour work week.

Transportation improvements (widening Highway 4, E-Bart and Highway 160 connector ramps) makes Antioch an attractive development opportunity; now is the time for discussions with potential new business entities.

I have worked 28 years in the cable telecommunications industry, 10 years as a nonprofit Executive Director for the Arts & Cultural Foundation, and over 25+ years as an active community volunteer. I am in my second term as a Trustee for the Antioch Unified School District. I currently serve on the Executive Board for the Antioch Chamber of Commerce and have been a Planning and Recreation Commissioner. I am a Rotarian and a Women's Club member and a 50+ year resident of Antioch.

The residents of Antioch deserve to live in a safe community, have access to public services and have smart growth that will leave a lasting positive legacy.

Elect a Council Member with experience, willing to make needed changes and ready to do the job today. Vote for Diane Gibson-

Diane Glbson-Gray www.DianeGibsonGray.com (925) 325-9897

TONY G. TISCARENO

Appointed Antioch Councilmember

Last year, I was appointed to fill the vacancy on the Antioch City Council. I've resided in Antioch for 44 years. My wife, Olivia, and I raised our children here. It is my great honor to represent you.

Antioch has many challenges to overcome to become the great city I know we can be. Getting a handle on crime being the most important:

Hiring More Police:

We are aggressively recrulting EXPERIENCED police officers and training dozens more at the Police Academy. We are making progress, with the goal of getting 22 additional officers on the streets.

Fighting Gangs, Drugs and Illegal Weapons:

While we're hiring more officers, Antioch Police and the FBI are working overtime to PROACTIVELY take down criminals BEFORE they engage in violent behavior against citizens. I WHOLEHEARTEDLY SUPPORT THIS EFFORT.

Taking CRIME PREVENTION into Our Own Hands:

I'm proud of our residents who participate in monthly Antioch Police neighborhood cleanups; get involved in Neighborhood Watch (we have 480 "Block Captains"); even our garbage collectors and postal workers now CALL IN SUSPICIOUS NEIGHBORHOOD

Hiring more code enforcement officers to cite and fine negligent property owners, revitalizing RIVERTOWN, making City Hall more "business friendly", and attracting a great restaurant at Humphrey's - are also priorities.

Today requires a new kind of Councilmember - one who is accessible 24/7. Please call me anytime. As your representative, I will continue to work hard to improve this great city. I would be honored to earn your vote.

Tony Tiscareno Cell (925) 234-3639

LOCAL MEASURES SUBMITTED TO VOTERS

City of Antioch

MEASURE O

BUSINESS LICENSE TAX. To provide funding that cannot be seized by the State, to maintain such general City services as police services, code enforcement, street repairs, senior services and youth programs, shall the City of Antioch adopt a residential landlord business license tax based on the type and number of units and confirm the existing gross receipts business license tax with an increased minimum tax, which is not a tax on the general public?

CITY ATTORNEY'S IMPARTIAL ANALYSIS OF MEASURE O

The City Council voted unanimously to put Measure O on the ballot to ask voters to:

- Confirm that the rental of real property (e.g. land or building) is a business subject to taxation;
- Impose an annual business license tax on residential landlords renting Antioch property at \$250 per detached, single-family dwelling unit (e.g. house) and \$150 per attached, multi-family dwelling unit (e.g. apartment); and
- Maintain existing business license taxes for all other businesses, but with an increase in the annual minimum tax to \$100 for businesses subject to the gross receipts tax formula, except for certain home occupation businesses for which the minimum tax remains \$25.

Applicability of Business License Taxes

Business license taxes are not taxes on the general public. Businesses operating in Antioch pay the tax to provide funding for municipal services in Antioch. These municipal services, like police, code enforcement, street repair, park and median landscaping and maintenance, benefit businesses and residences in Antioch.

Landlords of commercial properties already pay business license taxes based on the existing gross receipts formula. Likewise, their commercial tenants pay business license taxes. Historically, the majority of residential landlords (single-family and multi-family) have not paid a business license tax. The proposed per dwelling unit business license tax would replace the gross receipts business license tax that some apartment owners have paid.

Nonprofits -- including nonprofit senior housing -- are exempt from paying the existing business license tax and would be exempt from this proposed tax.

Business License Tax Formulas

Cities may use different formulas for taxing different kinds of businesses. This may include using flat dollar amounts for some businesses and a percentage of gross receipts for other kinds of businesses. Sometimes cities use a particular formula because it is more efficient method of tax collection.

The proposed tax on residential landlords would only apply to properties located in Antioch. This meets Constitutional requirements to be nondiscriminatory and apportioned so not to burden interstate commerce.

General Revenue for All City Services

The tax revenue would be deposited in the City's general fund. It could be used for any legal municipal purpose including: police and emergency response; code enforcement; local economic development and job creation; street repair; and any other City program or service.

Effect of Weasure O

Voting "Yes" on Measure O is a vote to: 1) confirm that the rental of property is a business subject to taxation; 2) impose an annual business license tax on residential landlords; and 3) maintain the existing business license taxes for all other businesses but with an increase to the minimum business license tax for businesses subject to the gross receipts formula, with some exceptions.

Voting "No" on Measure O is a vote against the tax on residential landlords and the increased minimum business license tax.

If a majority of voters vote "Yes" on Measure O, it passes. Respectfully submitted,

Lynn Tracy Nerland Antioch City Attorney

ARGUMENT IN FAVOR OF MEASURE O

The City of Antioch lacks the revenue to provide adequate levels of municipal services to the community. Suffering from staffing and operating expense cuts of 30% since 2007, all General Fund functions are significantly understaffed, including Police, Code Enforcement, Public Works, Planning, Building and administrative departments. As a result the police department, the public works office and City Hall are closed on Fridays.

Antioch does not have a spending problem. Antioch has a <u>revenue</u> problem. Low property values, low property tax revenue, and low sales tax revenue give Antioch much lower General Fund revenues than comparably sized cities in the County, at \$404.36 per resident (2014-15 budget). In comparison, Concord receives \$681.68 and Richmond, at \$1,255.75, receives more than triple the revenue of Antioch. Pittsburg and Brentwood receive \$555.84 and \$817.35 respectively.

A group of Antioch citizens started an initiative to adjust the Business License Tax for residential landlords to \$240 per unit per year. After months of negotiations between the California Apartment Association, the citizen's initiative leaders and the City, the City proposed a \$250 per unit annual charge for detached houses being rented and \$150 per unit for multi-family rental units. This will equate to \$20.83 per month for rental houses and \$12.50 a month for apartments – about one percent (.8% to 1.2%) of gross rent, which will be paid by landlords. The citizens agreed. The Apartment Association did not.

Many wealthy investors that purchased houses in Antioch have not been paying Business License Taxes. It's time they did. They are making millions in Antioch, while enjoying the tax advantages of real estate investment. Measure O will ensure they pay their fair share in Antioch. After all, all property owners will benefit greatly from the additional services the City will fund with this revenue.

JOIN ANTIOCH CITIZENS IN SUPPORTING MEASURE O.

Antioch City Council, Wade Harper, Mayor Hansel Hon Tao Ho, Former Crime Prevention Commissioner James Kenneth Gray Jr., Boardmember – East Contra Costa Transit Authority Donald P. Freitas, Former Mayor – City of Antioch Robin Agopian, Resident

ARGUMENT AGAINST MEASURE O

In June, the Contra Costa Times reported that the City of Antioch has a budget surplus according to the City's own Finance Director. But once again, the Antioch City Council is trying to increase taxes on its citizens.

And once again the City Council has proposed a tax measure that side-steps the two-thirds vote requirement, thus making it even easier to increase taxes without requiring the City to reveal how the money will be spent.

Last year, Antioch voters supported a massive tax increase – Measure C. The City Council claimed (falsely) that the money would be used to hire 22 new police officers. But the Contra Costa Times uncovered that Measure C money was never used to hire 22 new officers; and another news report stated that Antioch voters were "hoodwinked on the use of Measure C funds."

With Measure O, the City Council is trying to take advantage of the voters again!

- Many senior citizens will ultimately be paying for the Measure O tax.
- There are absolutely no guarantees how the Measure O money will be spent.
- Antioch's Finance Director said that the City has a budget surplus.

It is irresponsible for the City Council to raise taxes resulting in higher costs for senior citizens — many on fixed incomes and elderly — and least able to afford increased monthly payments.

The City Council should simply trust the voters and provide a detailed spending plan when asking for new taxes. But instead, the City Council is asking for another blank check, and using scare tactics to influence unsuspecting voters.

So if the City Council won't trust the voters, why should we trust the City Council with yet another tax increase? Please join senior citizens, home owners, and business owners in Voting NO on Measure O.

California Apartment Association, Contra Costa Division, Aaron Meadows, Board Member Lisa Alotte, Antioch Senior Citizen Scott MacIntyre, Antioch Realtor/Resident Perry Shusta, Antioch Resident/Business Owner Charles Caballero, Antioch Senior Citizen

FULL TEXT OF MEASURE O

AN ORDINANCE OF THE CITY OF ANTIOCH TO UPDATE THE EXISTING BUSINESS LICENSE TAX ORDINANCE TO INCLUDE A RESIDENTIAL LANDLORD BUSINESS LICENSE TAX AND TO CONFIRM THE EXISTING BUSINESS LICENSE TAX, WITH AN INCREASE IN THE MINIMUM TAX

The people of the City of Antioch do ordain as follows:

SECTION 1. BUSINESS LICENSING. The following sentence is added to the definition of "Business" in Section 3-1.102 of the Antioch Municipal Code:

"The rental or lease of real property is a Business subject to taxation under this chapter."

SECTION 2. RESIDENTIAL LANDLORD BUSINESS LICENSE TAX. The following provision is added to Chapter 1 of Title 3 of the Antioch Municipal Code to read as follows:

"Section 3-1,217 RESIDENTIAL LANDLORD

(A) In lieu of any other business license tax and subject to sub-section (B) below, all those in the business of renting living quarters, including but not limited to a rental dwelling unit as defined in Section 5-20.201 of the Antioch Municipal Code, shall pay the annual license amount indicated in the table immediately below based on the total number of units they are renting or have available for rent within the City of Antioch and the type of unit as defined in the Municipal Code:

| Type Of Unit | Annual tax |
|-------------------------------------------------------------------------------------|-------------------|
| Single family dwelling unit | \$250.00 per unit |
| Multi-family dwelling unit including duplexes, condominiums and apartments | \$150.00 per unit |

(B) The following living quarters are excepted from this requirement to pay a business license tax based on dwelling units but still must pay the tax based on gross receipts: (i) those that flt within the definition of hospital, hotel, motel, and convalescent and extended care facility and residential care facility as defined in Section 9-5.203 of the Antioch Municipal Code; (ii) those that are exempt as a matter of law; and (iii) those that the Director of Financial Services reasonably determines to be substantially similar in nature to one of the excepted living quarters listed above.

(C) The Director of Financial Services may promulgate policies and procedures to administer this tax.

SECTION 3. CONFIRMATION OF THE EXISTING BUSINESS LICENSE TAX ORDINANCE AND RATE. The business license tax provisions in Chapter 1 of Title 3 of the Antioch Municipal Code are hereby confirmed. Any

business not specifically enumerated in Chapter 1 of Title 3 of the Antioch Municipal Code, which the City may tax, shall pay a business license tax according to the average annual gross receipts as defined according to the existing formula in Section 3-1.201 of the Antioch Municipal Code, with the exception that the minimum tax is raised to \$100.00, except for Home Occupation Businesses as defined in Title 9 that are not "Professionals" as defined in Title 3, as to whom the minimum tax shall remain \$25.00:

| From | То | Tax |
|---------------------------|----------------|----------------------------------------------------------------------------------------------------|
| \$0.00 | \$20,000.00 | \$100.00 (except for non-Professional Home Occupation businesses which shall pay \$25.00) |
| \$20,001.00 | \$1,000,000.00 | \$1.25 / \$1,000.00 of gross receipts |
| \$1,000,001.00 & above | | \$1,250.00 plus 20 ¢ / thousand dollars of gross receipts over \$1,000,000.00 |

SECTION 4. AMENDMENT. This Ordinance may be repealed or amended by the City Council without a vote of the People except as follows: as required by Article XIIIC of the California Constitution, any amendment that increases the amount or rate of tax beyond the levels authorized by this Ordinance may not take effect unless approved by a vote of the People. The City Council may impose the tax in any amount or rate which does not exceed the rate approved by the voters of the City.

SECTION 5. REVENUE MEASURE. The tax adopted by this Ordinance is enacted solely to raise revenue for municipal purposes and is not intended for the purpose of regulation. The People of the City determine the tax to be an appropriate general tax for the purpose of raising revenue. Proceeds of the tax will be deposited in the general fund of the City and will be available for any lawful municipal purpose. This Ordinance does not, in itself, authorize the conduct of any business or activity in the City, but merely provides for the taxation of such businesses or activities.

SECTION 6. SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby. The voters of the City hereby declare that they would have adopted this Ordinance and each portion thereof regardless of the fact that an invalid portion or portions may have been present in the Ordinance.

SECTION 7. CEQA. This business license tax to be submitted to the voters is a general tax that can be used for any legitimate governmental purpose. As such, under CEQA Guidelines section 15378(b)(4), the tax is not a project within the meaning of CEQA because it creates a government funding mechanism that does not involve any commitment to any specific project that may result in a potentially significant impact on the environment.

Therefore, under CEQA Guidelines section 15060, review under CEQA is not required.

SECTION 8. EFFECTIVE DATE. This ordinance relates to the levying and collecting of the City's business license tax and shall not take effect until ten days after the certification of its approval by the majority of the voters voting at the general municipal election to be held on November 4, 2014 pursuant to Elections Code section 9217

SECTION 9. CERTIFICATION: PUBLICATION.

Upon approval by the voters, the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause it to be published according to law.

Ordinance No. ___ was submitted to the People of the City of Antioch at the November 4, 2014 municipal election. It is hereby certified that this Ordinance was **APPROVED** by the following vote of the People of Antioch:

YES: NO:

This Ordinance was thereby adopted by the voters at the November 4, 2014 election and took effect 10 days following adoption of a resolution declaring the results of the election at a regular meeting of the City Council held on ______ by the following vote:

AYES: NOES:

ABSENT:

I hereby certify that the foregoing is a true and correct copy of an ordinance duly and regularly adopted by the People of the City of Antloch, California.

Arne Simonsen, City Clerk of the City of Antioch

★ Voting-by-Mail ★

Can I vote-by-mail for this election only?

Yes! Fill out and return the vote-by-mail application on the back cover of your <u>Voter Information</u> <u>Pamphlet</u>. If you want to vote by mail for this election, just check the box on the application to request a ballot for this election only.

When will I get my vote-by-mail ballot?

Your ballot goes in the mail starting 29 days before the election. If you do not receive your ballot around that time, call us. We will send you a replacement ballot. If there is not enough time to mail it, you can pick one up at our office.

How can I vote before Election Day?

You can vote at the Elections' Office beginning 29 days before the election.

If I am traveling, can I get my vote-by-mail ballot at a different address?

Yes. Contact us and give us your temporary out oftown address. Or if you prefer, you can vote early at the Elections' Office starting 29 days before the election.

Will the Post Office forward my vote-bymail ballot to my new address?

Nol Vote-by-mail ballots cannot be forwarded. Update your registration at www.registertovote.ca.gov or fill out a new voter registration form with your updated information. It must be postmarked no later than 15 days before the election in order for a vote-by-mail ballot to be sent to you.

What if I lose my ballot?

Call us. If it is too late to mail you a replacement ballot, you may pick one up at the Elections Office.

What if I make a mistake on my ballot?

You may make a correction in a manner that clearly indicates your intended vote, or contact our office to ask for a replacement ballot.

Can I vote at the polls if I am a vote-by-mail voter?

Yes. Take your vote-by-mail ballot and envelope to the polling place, and ask for a poll b allot. If you do not have **both** your vote-by-mail ballot and envelope, you must vote a provisional ballot, which will be counted after the election.

How do I turn in my vote-by-mail ballot?

You must return your ballot in the envelope provided. You can:

- · Mail your ballot.
- · Drop it off at the Elections' Office, or
- Take it to a polling place on Election Day between 7 a.m. and 8 p.m.

Deadline: Your ballot must be at the Elections' Office or a polling place by 8 p.m. Election Night – no exceptions!

What if I forgot to sign my return envelope?

Your ballot will **not** be counted. But if we receive your unsigned ballot envelope before the election, we will try to contact you.

Can I check to see if you have received my vote-by-mail ballot?

Yes. Go to our website at www.cocovote.us or call: 925.335.7800



If the Elections Office receives your vote-by-mail ballot before Election Day, it will be counted by 8 p.m. on Election Day. If you drop off your voteby-mail ballot on Election Day, it will be counted after Election Day.

Contra Costa County Elections Office

Open 8 am to 5 pm weekdays, and from 7 am to 8 pm on Election Day 555 Escobar St., Martinez, CA 94553 Tel. 925.335.7800 * www.cocovote.us

ALTERNATE LANGUAGE ASSISTANCE

Federal and State laws recognize that many Americans require voting information and ballots in non-English languages in order to be informed voters and participate effectively in our representative democracy.



Contra Costa County provides the following services on Election Day:

- Bilingual ballots in English and Spanish at all polling places.
- In selected precincts, ballot facsimiles are available in Chinese, Tagalog, Japanese, Korean, Vietnamese and Hindi.
- ♣ Automark ™ touchscreen / audio device to assist voters in reading and marking their ballot in English or Spanish.
- Bilingual Poll Workers we are actively recruiting volunteers!

CONTACT OUR OFFICE FOR FURTHER INFORMATION

Email: <u>outreach@vote.cccounty.us</u>

Phone: 925.335.7821

ACCESSIBILITY INFORMATION



Contra Costa County is proactive in reducing or eliminating barriers to increase voter access for participation on Election Day. The following resources are available at **all polling places** to ensure that voting is accessible to voters with disabilities.

Curbside Voting: is available for voters who are unable to enter the polling place; poll workers will bring the necessary voting materials to the voter in front of the polling place.

Accessible Voting Equipment:

- ✓ Voting booths that allow voters to vote while sitting in a chair or wheelchair
- ✓ Magnifying sheets to enlarge the print on the ballot
- ✓ AutoMARK™ touchscreen / audio device to assist voters with vision or various motor skill limitations to mark their ballot privately and independently

Large Print or Audio Format Information is available upon request by calling 925.335.7821 or via email to outreach@vote.cccounty.us

INFORMACIÓN SOBRE ACCESIBILIDAD



El Condado de Contra Costa es proactivo para reducir o eliminar obstáculos y aumentar el acceso a la participación de los votantes el dia de elecciones. Los siguientes recursos están disponibles en todos los lugares de votación para garantizar que el voto sea accesible para los votantes con discapacidades

Votación desde la acera: esta disponible para votantes que no tengan la abilidad para entrar al lugar de votación; los trabajadores electorales pueden traer los materiales electorales necesarios para que el votante vote afuera del lugar de votación.

Equipo de votación accessible:

- ✓ Cabinas de voto que permiten a los votantes votarmientrasse está sentado en una silla o silla de ruedas
- √ Hojas de aumento para ampliar la imagen impresa en la balota
- ✓ AutoMARK™ dispositivo de pantalla táctil /audio para ayudar a los votantes con limitaciones visuales o motrices para marcar su balota en privado y de forma independiente

Información impresa con letra grande o formato de audio puede ser solicitada llamando al 925.335.7821 o por correo electrónico a: outreach@vote.cccounty.us

Important Dates for this Election

| October 6, 2014 | FIRST DAY TO RECEIVE A VOTE-BY-MAIL BALLOT – This is the first day our office can issue you a vote-by-mail ballot. |
|------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| October 20, 2014 | LAST DAY TO REGISTER TO VOTE IN THIS ELECTION — You must be registered by this date to vote in this election. |
| October 28, 2014 | LAST DAY FOR THE REGISTRAR TO MAIL YOU A BALLOT — Your written request for a vote-by-mail ballot must be received in our office no later than 5:00 pm on this date. |
| November 4, 2014 | ELECTION DAY — Polls will be open from 7:00 am to 8:00 pm. Return your voted vote-by-mail ballot to this office or any polling place in Contra Costa County by 8:00 pm. |

3 Ways to Vote

Contra Costa County offers multiple voting options to fit your style of voting.

- 1. Vote at the Polls on Election Day! Your assigned polling place is located on the back cover. Be aware that your polling place may have changed since the previous election.
- 2. Vote Early The Contra Costa County Elections' Division office is open as a polling place for the November 4, 2014 Election, beginning on Monday, October 6, 2014 through Tuesday, November 4, 2014. You may vote a vote-by-mail ballot at the Elections' Division office:

Location:

555 Escobar Street, Martinez

Voting Hours:

Oct, 6th - Nov 4th

Monday - Friday 8 am to 5 pm

Nov. 4, 2014 (Election Day)

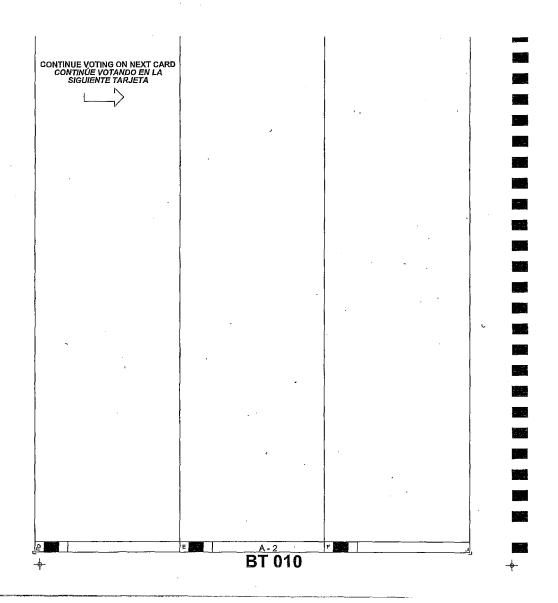
7:00 am to 8:00 pm

3. Vote-by-Mail — The application on the back of this pamphlet must be completed, signed only by the voter, sent by mail or fax to 925.335.7838, and must be received by the Elections' Division no later than Oct. 28th. Voters may also send a letter providing their name, residence address, mailing address if different, birth date, and signature.

To become a permanent vote-by-mail voter, just sign the vote-by-mail application. You will automatically receive your vote-by-mail ballot before every election in which you are eligible to vote.

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| CITY OF ANTIOCH I CIUDAD DE ANTIOCH | THIS COLUMN INTENTIONALLY BLANK COLUMNA EN BLANCO APROPOSITO | THIS COLUMN INTENTIONALLY BLANK COLUMNA EN BLANCO APROPÓSITO |
| Member, City Council / Miembro, Concej Municipal Four Year Term / Término de cuatro años Vote for Two / Vote por Dos | 0 | |
| JEFFREY HALL-COTTRELL Site Salety Assistant Assistant Sido de Seguridad ANTHONY SEGOVIA | | |
| Financial Analyst Analyst Analyst Analyst LORI OGORCHOCK LORU OGORCHOCK LOCA Business Woman | | |
| Local Husiness woman Emplessed Local DIANE GIBSON-GRAY Executive Director Trustee Director a Executive Protection | | |
| STEVEN BADO General Sales Manager Gerante de Ventas en General KARL DIETZEL | | |
| Commercial Sales Representative Representante de Ventas Comerciales I AMAR THORPE | | |
| Community College Administrator Administrator de Colegio Comunitario TONY G TISCARENO Appointed Antioch Councilmember Nombrado Melembro Concejal de Antioch | | |
| Write-In / Candidato por escrito | | |
| Write-in / Candidato por escrito | | |
| EAST BAY REGIONAL PARK DISTRICT / DISTRITO REGIONAL DE PARQUES DEI ESTE DE LA BAHÍA | | |
| Director, Ward 7 / Director, Subdivisión Four Year Term / Término de cuatro años Vote for One / Vote por Uno | 7 | |
| DIANE BURGIS Conservation Director/Councilwoman Director de Conservación/Concelal MARK FOLEY Syriems Analyst - EBMJD Arasista de Sistemas - EBMJD | | - |
| Write-In / Candidato por escrito | 1 | |

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Administration 925,335,7899 925,335,7893 fax

Elections Division 925.335.7800 925.335.7836 fax

Contra Costa County Clerk-Recorder-Elections Department

555 Escobar Street Martinez, CA 94553 Joseph E. Canciamilla County Clerk-Recorder and Registrar of Volers

Deborah Cooper Deputy County Clerk-Recorder

> Scott Konopasek County Assistant Registrar





Estimado Votante,

Continuamente, nos esforzamos para actualizar y mejorar nuestro servicio hacia ustedes. Nuestros cambios recientes han probado ser bien recibidos y han mejorado mucho los procesos y opciones reestructurados para que usted obtenga nuestros servicios. Queremos tomar esta oportunidad para resaltar alguno de los últimos cambios y recordarle las opciones que tiene a su disponibilidad.

- La Muestra de Balota está en el nuevo folleto. En el reverso del folleto hay una solicitud desglosable para solicitar una balota de Voto por Correspondencia. Devuélvala solamente si usted no es un votante de Voto por Correspondencia. SI USTED YA ES UN VOTANTE DE VOTO POR CORRESPONDENCIA NO NECESITA DEVOLVER LA SOLICITUD, usted recibirá automáticamente su balota en el correo. Recuerde que puede seguir el estado de su balota en nuestra página web www.cocovote.us
- Este fólleto indica el nombre y número de su recinto electoral en la contraportada. Muchos lugares de votación tendrán más de un recinto electoral, por favor, acuérdese de su número de recinto electoral cuando vaya a su lugar de votación, esto le ayudará a avanzar más rápido durante el proceso.
- La estandarización de los lugares de votación así como la identificación de recintos electorales por nombre y número reducirá la confusión causada cuando los lugares de votación son movidos entre elecciones. Con la excepción de circunstancias especiales, su recinto electoral y lugar de votación no debe cambiar en los años venideros.
- Nuestras páginas web rediseñadas en www.cocovote.us ayudan para que el explorar y buscar por información y recursos sea más fácil. Usted puede inscribirse para votar, solicitar ser un votante de Voto por Correspondencia, actualizar su dirección o cualquier otra información personal o afiliación política. Usted también puede hacer el seguimiento de su balota en-línea.

Estamos interesados en escuchar sobre su experiencia con nuestra oficina. Si tiene alguna pregunta, comentario, o desea darnos su opinión, por favor envíelo por correo electrónico a candidate.services@vote.cccounty.us o llámenos al 925-335-7800.

Gracias por participar en el proceso electoral!

Sinceramente,

Joseph E. Canciamilla

See homewith

Secretario- Escribano y Registrador de Votantes del Condado

FOLLETO DE INFORMACIÓN PARA EL VOTANTE

Las siguientes páginas contienen información para el votante que es aplicable a su balota que puede incluir los siguientes artículos:

- DECLARACIONES DE LOS CANDIDATOS
- MEDIDAS
- ANÁLISIS LEGAL
- LOS ARGUMENTOS A FAVOR Y EN CONTRA

De conformidad con las disposiciones de las Secciones 13307,13308 y 13312 del Código Electoral y 85601(c) del Código de Gobierno

LOS ARGUMENTOS A FAVOR O EN CONTRA
DE LA MEDIDA PROPUESTA
SON LAS OPINIONES DE SUS AUTORES.

Existe la posibilidad de que este folleto no contenga las declaraciones de todos los candidatos; sin embargo, en la Muestra de Balota aparece una lista completa de todos ellos. Las declaraciones de los candidatos son presentadas por el candidato y se imprimen tal como son presentadas. El costo de imprimir cada declaración queda a cargo del candidato, a no ser que el órgano ejecutivo determine lo contrario.

Visite nuestro sitio web en: www.cocovote.us

Si usted tiene alguna pregunta envíenos un correo electrónico a <u>Candidate.Services@vote.cccounty.us</u>

o llámenos al 925.335.7800

CIUDAD DE ANTIOCH, MIEMBRO DEL CONCEJO MUNICIPAL

LORI OGORCHOCK

Empresaria Local

¡No cabe ninguna duda, me apasiona Antioch! Luego de graduarme en Antioch High, con Richard, mi esposo hace 31 años, criamos a nuestros 3 hijos aquí. Luego me gradué en la Academia de Reserva de la Policía de LMC y fui ex Agente de Policía de Reserva de Walnut Creek.

Doce años atrás me retiré de CSAA para dirigir mi propio negocio de Bienes Raíces. Luego del trabajo le retribuyo a la comunidad que amo. Presidí el Consejo Escolar de la Escuela Primaria Sutter, varias juntas de béisbol juvenil, fútbol, ayudé a diseñar e instalar el Parque Municipal.

En el equipo de liderazgo de Keller Williams, organicé eventos cívicos, plantando jardines comunitarios y asistiendo a los Veteranos. Soy la Tesorera entrante de la Asociación de Agentes Inmobiliarios del Delta, futura Directora de la Asociación de Agentes Inmobiliarios de California, una Rotaria y la Presidenta entrante del comité Club Service.

Antioch fracasará si sigue inactiva. Debemos tomar al toro por las astas con un liderazgo vallente. Déjeme traer mi enfoque cándido de arremangarse las mangas a nuestro Concejo Municipal.

Mis Cuatro Metas Principales:

I.a Seguridad de la Comunidad 1^{ro}l Aseguraré que los fondos de la Medida C sean utilizados según lo prometido para la policía, lisa y llanamente
 Revitalizar el Centro Urbano; Nuestros ciudadanos mayores merecen solo el mejor tratamiento, construir condominios donde debería haber un parque es simplemente una tontería
 Gravar a los Negocios Razonablemente; simplificar los impuestos, ser justos
 Crecimiento Económico; las actitudes favoreciendo la seguridad y los negocios estimularan nuestra cludad y economía

"A" debería ser por Antloch, no por "Asustado". Soy una empresaria exitosa, una hacedora comprobada con sentido común y fuerza de voluntad.

No obstante, no puedo traer resultados yo sola. ¡Necesito su apoyo!

LAMAR THORPE

Administrador de Colegio Comunitario

En 1981, nací en prisión por una madre adicta a la heroína. A los dos días de vida, fui colocado en el cuidado de acogida y criado por una familia de inmigrantes de México a EE. UU. Como resultado, mi primer idioma es el español. En 5° grado, fui colocado en Educación Especial y subsiguientemente me gradué en la escuela secundaria sin saber leer y escribir. Luego de dos semestres en la universidad menor, me pidieron que me retirara porque era analfabeto. Sin tener a dónde ir, me enlisté en la Marina de los EE. UU.

Hoy, soy un orgulloso veterano de la Marina de 8 años, graduado dos veces en la Universidad The George Washington, administrador de educación superior, y miembro de la Comisión de Desarrollo Económico de Antioch. Me postulo para el concejo municipal para crear oportunidades para que nuestros residentes construyan un sustento más seguro y un sentido de la dignidad. Elegí criar a mí familia en Antioch, pero lo que no elegí fue el delito violento, una tasa de desempleo local del 8%, y un desequilibrio entre los empleos y la vivienda.

Desde la crisis de las ejecuciones hipotecarias, muchos en Antioch han recurrido a tener de dos a tres empleos de medio tiempo, recibiendo a menudo bajos salarios para mantener sus hogares y llevar comida a la mesa. Como concejal, lucharé para promover políticas que:

Incentivarán el crecimiento de los empleos blen remunerados en manufactura, investigación y desarrollo y biotecnología;

Construirán las divisiones de policía y cumplimiento de códigos de Antioch; y, Simplificarán al gobierno para fomentar un entorno colaborador entre los negocios, la mano de obra y el Ayuntamiento. Le pido humildemente su voto.

DIANE GIBSON-GRAY

Directora Ejecutiva/Fidelcomisaria

La ciudad de Antioch está en un punto de crisis y el buen liderazgo requiere experiencia. Mis experiencias en negocios, servicio comunitario, cargos electos y designados por nombramiento, combinadas con mi conocimiento de toda la vida de Antioch me califica para desempeñarme en el Concejo Municipal de Antioch. Abajo están mis tres principales prioridades:

1. Contratar rápidamente empleados de seguridad pública y obtener "botas en el campo" adicionales, ¡Los agentes de policía, el personal de cumplimiento de códigos y de apoyo deben ser contratados ahora!

deben ser contratados anora!

2. Aumentar los servicios municipales al pueblo devolviendo la semana laboral de 40 horas a los empleados municipales.

3. Mejorar los transportes (ampliación de las rampas conectoras de la Carretera 4, el E-Bart y la Carretera 160) hace de Antioch una atractiva oportunidad de desarrollo; ahora es el momento de las discusiones con las potenciales entidades

momento de las discusiones con las potenciales consideres comerciales nuevas
He trabajado 28 años en la industria de telecomunicaciones por cable, 10 años como Directora Ejecutiva de la Fundación de Arte y Cultura sin fines de lucro, y más de 25 años como voluntaria de la comunidad activa. Estoy en mi segundo mandato como Fideicomisaria del Distrito Escolar Unificado de Antioch, estrumento mo decempaño en la funta Fiecutiva de la Cámara. actualmente me desempeño en la Junta Ejecutiva de la Cámara de Comercio de Antioch y he sido Comisiónada de Planificación y Recreación. Soy una Rotaria y miembro del Club de Mujeres y residente hace más de 50 años de Antioch.

Los residentes de Antioch merecen vivir en una comunidad segura, tener acceso a los servicios públicos y tener un crecimiento inteligente que deje un legado positivo duradero.

Elija una Concejala con experiencia, con voluntad de hacer los cambios necesarios y preparada para hacer el trabajo hoy. Vote por Diane Gibson-Gray.

Dlane Gibson-Gray www.DianeGibsonGray.com (925) 325-9897

TONY G. TISCARENO

Concejal Designado de Antioch

El año pasado, fui designado para ocupar la vacante en el Concejo Municipal de Antioch. Hace 44 años que resido en Antioch. Mi-esposa, Olivia, y yo criamos a nuestros hijos aquí. Es mi gran honor representario.

Antioch tiene muchos desafíos que superar para convertirse en la gran cludad que sé que podemos ser. Lo más importante es lidiar con la delincuencia:

Contratar Was Policías: Estamos reclutando activamente agentes de policía EXPERIMENTADOS y capacitando a docenas más en la Academia de Policía. Estamos progresando, con la meta de tener 22 agentes adicionales en las calles.

Combatir las Pandillas, Drogas y Armas Ilegales; Si blen estamos contratando más agentes policiales, la Policía de Antioch y el FBI están trabajando horas extras para desmantelar PROACTIVAMENTE a los delincuentes ANTES de que participen en comportamientos violentos en contra de los cludadanos. APOYO ESTE ESFUERZO CON TODO EL CORAZÓN.

Llevar la PREVENCIÓN DE DELITOS a Nuestras Propias Manos: Estoy orgulioso de nuestros residentes que participan en las limpiezas vecinales mensuales de la Policía de Antioch; participan de la Vigilancia Vecinal (tenemos 480 "Capitanes de Cuadra"); incluso nuestros recolectores de basura y trabajadores del correo ahora LLAMAN ANTE ACTIVIDADES SOSPECHOSAS EN EL VECINDARIO

Contratar más agentes del orden para citar y multar a los propietarios negligentes, revitalizar RIVERTOWN, hacer al Ayuntamlento más "favorable para los negocios", y atraer un gran restaurante en Humphrey's – son prioridades también.

El hoy requiere un nuevo tipo de Concejal – uno que sea accesible 24/7. Por favor, llámeme en cualquier momento. Como su representante, seguiré trabajando duro para mejorar esta gran ciudad. Me sentiría honrado de obtener con su voto.

Tony Tiscareno Celular (925) 234-3639

MEDIDAS LOCALES PRESENTADAS A LOS VOTANTES

Ciudad de Antioch

MEDIDA O DE LA CIUDAD DE ANTIOCH

IMPUESTO A LA LICENCIA COMERCIAL. Para brindar financiamiento que no pueda ser apoderado por el Estado, para mantener los servicios Municipales generales tales como los servicios policiales, el cumplimiento de los códigos, las reparaciones de calles, los servicios para ciudadanos mayores y los programas para jóvenes, ¿deberá la Ciudad de Antioch adoptar un Impuesto a la licencia comercial sobre las propiedades residenciales basado en el tipo y la cantidad de unidades y confirmar los ingresos brutos del impuesto a la licencia comercial existente con un impuesto mínimo mayor, que no es un impuesto aplicado al pueblo en general

ANALISIS IMPARCIAL DE LA MEDIDA O POR EL ABOGADO DE LA CIUDAD

El Concejo Municipal votó unánimemente para colocar la Medida O en la balota para pedir a los votantes que:

- Confirmen que el alquiler de una propiedad inmueble (por ej.: un terreno o una construcción) es un negocio sujeto a gravamen;
- Apliquen un impuesto anual a las licencias comerciales sobre los propietarios residenciales que alquilen propiedades en Antioch a \$250 por unidad de vivienda unifamiliar independiente (por ej. una casa) y \$150 por unidad de vivienda multifamiliar conjunta (por ej.: un departamento); y
- Mantengan el impuesto a las licencias comerciales existente para todos los demás negocios, pero con un aumento en el impuesto mínimo anual de \$100 para los negocios sujetos a la fórmula impositiva de los ingresos brutos, excepto algunos negocios de alojamiento por los cuales el impuesto mínimo se mantiene en \$25.

Aplicabilidad de las Impuestos a las Licencias Comerciales

Los impuestos a las licencias comerciales no son impuestos sobre el pueblo en general. Los negocios que operen en Antioch pagan el impuesto para brindar financiamiento para los servicios municipales en Antioch. Estos servicios municipales, como policía, cumplimiento de los códigos, reparaciones de calles, paisajismo y mantenimiento de parques y líneas medias, benefician a los negocios y las residencias de Antioch.

Los propietarios de propiedades comerciales ya pagan los impuestos a las licencias comerciales basados en la fórmula de ingresos brutos existente. Del mismo modo, sus inquilinos comerciales pagan los impuestos a las licencias comerciales. Históricamente, la mayoría de los propietarios residenciales (uni y multifamiliares) no han pagado un impuesto a las licencias comerciales. El impuesto a las licencias comerciales por unidad de vivienda propuesto reemplazaría al impuesto a las

licencias comerciales sobre los ingresos brutos que algunos dueños de departamentos han pagado.

Las viviendas sin fines de lucro – Incluyendo las viviendas sin fines lucrativos para ciudadanos mayores — están exentas de pagar el Impuesto a las licencias comerciales existente y estarían exentas de este impuesto propuesto.

Fórmulas del Impuesto a las Licencias Comerciales

Las ciudades pueden usar diferentes fórmulas para gravar distintos tipos de negocios. Esto puede incluir la utilización de tarifas planas en dólares para algunos negocios y un porcentaje de los ingresos brutos por otros tipos de negocios. A veces las ciudades usan una fórmula en particular porque es un método más eficiente de recaudación impositiva.

El impuesto propuesto sobre los propietarios residenciales solo se aplicaría a las propiedades ubicadas en Antioch. Esto cumple con los requisitos Constitucionales de ser imparcial y distribuido para no cargar al comercio interestatal.

Ingresos Generales para Todos los Servicios Municipales

Los ingresos provenientes del impuesto serían depositados en el fondo general de la Ciudad. Se podrían usar para cualquier propósito municipal legal incluyendo: policía y respuesta frente a emergencias; cumplimiento de los códigos; desarrollo de la economía local y creación de empleos; reparación de calles; y cualquier otro programa o servicio de la Ciudad.

Efecto de la Medida O

Votar "Sí" en la Medida O es un voto para: 1) confirmar que el alquiler de una propiedad es un negocio sujeto a gravamen; 2) aplicar un impuesto anual a las licencias comerciales sobre los propietarios residenciales; y 3) mantener los impuestos a las licencias comerciales existentes para todos los demás negocios pero con un aumento del impuesto a las licencias comerciales mínimo para los negocios sujetos a la fórmula de ingresos brutos, con algunas excepciones.

Votar "No " en la Medida O es un voto en contra del impuesto a las licencias comerciales sobre los propietarios residenciales y al aumento del impuesto a las licencias comerciales.

Si la mayoría de los votantes votan "Sí" en la Medida O, esta se aprueba.

Respetuosamente,

Lynn Tracy Nerland, Abogada de la Ciudad de Antioch

ARGUMENTO A FAVOR DE LA MEDIDA O

La Ciudad de Antioch carece de ingresos para brindar los niveles adecuados de servicios municipales a la comunidad. Sufriendo los recortes de personal y de los gastos operativos del 30% desde 2007, todas las funciones del Fondo General están significativamente sub-dotadas de personal, incluyendo la Policía, el Cumplimiento de Códigos, Obras Públicas, Planificación, Construcción, y los departamentos administrativos. Como resultado, el departamento de policía, la oficina de obras públicas y el Ayuntamiento están todos cerrados los viernes.

Antioch no tiene un problema de gastos. Antioch tiene un problema de *ingresos*. Los bajos valores de las propiedades, los bajos ingresos provenientes del impuesto a la propiedad y del impuesto a las ventas le dan a Antioch ingresos al Fondo General mucho menores que las ciudades del Condado comparables en tamaño, a \$404.36 por residente (presupuesto 2014-15). En comparación, Concord recibe \$681.68 y Richmond, a \$1,255.75, recibe más del triple de los ingresos de Antioch. Pittsburg y Brentwood reciben \$555.84 y \$817.35 respectivamente.

Un grupo de ciudadanos de Antioch comenzaron una iniciativa para ajustar el Impuesto a las Licencias Comerciales para los propietarios residenciales a \$240 por unidad por año. Luego de meses de negociaciones entre la Asociación de Departamentos de California, los líderes de la iniciativa de los ciudadanos y la Ciudad, la Ciudad propuso un cargo anual de \$250 por unidad para las casas separadas que se alquilen y \$150 por unidad para unidades de alquiler multifamiliares. Esto equivaldrá a \$20.83 por mes para las casas de alquiler y a \$12.50 por mes para los departamentos - aproximadamente el uno por clento (.8% a 1.2%) de la renta bruta, que será pagado por los propietarios. Los ciudadanos estuvieron de acuerdo. La Asociación de Departamentos no.

Muchos inversores acaudalados que compraron casas en Antioch no han estado pagando el Impuesto a las Licencias Comerciales. Es hora de que lo hagan. Están haciendo millones en Antioch, mientras disfrutan de las ventajas impositivas de la inversión en bienes raíces. La Medida O asegurará que paguen la parte que les corresponde en Antioch. Después de todo, todos los propietarios se beneficiarán enormemente de los servicios adicionales que la Ciudad financiará con estos ingresos.

ÚNASE A LOS CIUDADANOS DE ANTIOCH PARA APOYAR A LA MEDIDA O.

Concejo Municipal de Antioch, Wade Harper, Alcalde de Antioch

Hansel Hon Tao Ho, Ex Comisionado de Prevención de Delitos

James Kenneth Gray Jr., Miembro de la Junta - Autoridad de Tránsito de Contra Costa Este

Donald P. Freitas, Ex Alcalde – Ciudad de Antioch Robin Agopian, Residente

ARGUMENTO EN CONTRA DE LA MEDIDA O

En junio, el Contra Costa Times informó que la Ciudad de Antioch tiene un superávit presupuestario según el propio Director de Finanzas de la Ciudad. Pero una vez más, el Concejo Municipal de Antioch está tratando de aumentar los impuestos a sus ciudadanos.

Y una vez más el Concejo Municipal ha propuesto una medida impositiva que evade el requisito del voto de los dos tercios, facilitando así aún más el aumento de los impuestos sin exigir a la Ciudad que revele de qué manera se gastará el dinero.

El año pasado, los votantes de Antioch apoyaron un aumento masívo de impuestos – la Medida C. El Concejo Municipal declaró (falsamente) que el dinero sería utilizado para contratar 22 agentes de policía nuevos. Pero el Contra Costa Times reveló que el dinero de la Medida C nunca se utilizó para contratar 22 agentes de policía nuevos; y otro informe periodístico declaró que los votantes de Antioch estaban siendo "embaucados sobre el uso de los fondos de la Medida C".

¡Con la Medida O, el Concejo Municipal está tratando de aprovecharse de los votantes otra vez!

- Muchos ciudadanos mayores en última instancia pagarán el impuesto de la Medida O.
- No existe absolutamente ninguna garantía de cómo se gastará el dinero de la Medida O.
- El Director de Finanzas de Antioch dijo que la Ciudad tiene un superávit presupuestario.

Es irresponsable que el Concejo Municipal aumente los impuestos dando como resultado costos más altos para los ciudadanos mayores — muchos que viven de sus ingresos fijos y son ancianos — y con la menor capacidad para afrontar el aumento de los pagos mensuales.

El Concejo Municipal debería simplemente confiar en los votantes y brindar un plan de gastos detallado cuando pide nuevos impuestos. Pero en cambio, el Concejo Municipal está pidiendo otro cheque en blanco, y usando una campaña de amedrentamiento para influenciar a los votantes desprevenidos.

Entonces si el Concejo Municipal no va a confiar en los votantes, ¿por qué deberíamos confiar en el Concejo Municipal con otro aumento impositivo más? Por favor, únase a los ciudadanos mayores, los propietarios de viviendas y los propietarios de negocios en Votar NO en la Medida O.

Asociación de Departamentos de California, División de Contra Costa, Aaron Meadows, Miembro de la Junta Lisa Alotte, Ciudadana Mayor de Antioch

Scott MacIntyre, Agente Inmobiliario/Residente de Antioch Perry Shusta, Residente/Propietario de un Negocio de Antioch

Charles Caballero, Ciudadano Mayor de Antioch

TEXTO COMPLETO DE LA MEDIDA O SOBRE

UNA ORDENANZA DE LA CIUDAD DE ANTIOCH
PARA ACTUALIZAR LA ORDENANZA DEL
IMPUESTO A LAS LICENCIAS COMERCIALES
EXISTENTE PARA QUE INCLUYA UN IMPUESTO
A LAS LICENCIAS COMERCIALES SOBRE LOS
PROPIETARIOS RESIDENCIALES Y PARA
CONFIRMAR EL IMPUESTO A LAS LICENCIAS
COMERCIALES EXISTENTE, CON UN AUMENTO DEL
IMPUESTO MÍNIMO

El pueblo de la Ciudad de Antioch ordena lo siguiente:

SECCIÓN 1. OTORGAMIENTO DE LICENCIAS COMERCIALES. Se agrega la siguiente oración a la definición de "Negocio" en la Sección 3-1.102 del Código Municipal de Antioch:

"El alquiler o arrendamiento de propiedades inmuebles es un Negocio sujeto a gravamen bajo este capítulo."

SECCIÓN 2. IMPUESTO A LAS LICENCIAS COMERCIALES SOBRE LOS PROPIETARIOS RESIDENCIALES. La siguiente disposición se agrega al Capítulo 1 del Título 3 del Código Municipal de Antioch para que diga lo siguiente:

"Sección 3-1.217 PROPIETARIOS RESIDENCIALES

(A) En lugar de cualquier otro impuesto a las licencias comerciales y sujeto a la subsección (B) debajo, todos aquellos en el negocio de alquiler de espaclos habitables, incluyendo sin limitaciones una unidad de vivienda de alquiler según lo definido en la Sección 5-20.201 del Código Municipal de Antioch, deberán pagar el monto de la licencia anual indicado en la tabla inmediatamente debajo basado en la cantidad total de unidades que alquilen o tengan disponibles para alquilar dentro de la Ciudad de Antioch y el tipo de unidad según lo definido en el Código Municipal:

| Tipo de Unidad | Impuesto Anual |
|---------------------------------------------------------------------------------|------------------------|
| Unidad de vivienda unifamiliar | \$250.00 por unidad |
| Unidad de vivienda multifamiliar incluyendo dúplex, condominios y departamentos | \$150.00 por unidad |

(B) Los siguientes espacios habitables están exceptuados de este requisito de pagar un impuesto a las licencias comerciales basado en unidades de vivienda pero igualmente deben pagar el impuesto basado en los ingresos brutos: (i) aquellos que coincidan con la definición de hospital, hotel, motel, e instalaciones de reposo y cuidado extendido

e instalaciones de cuidado residencial según lo definido en la Sección 9-5.203 del Código Municipal de Antioch; (ii) aquellos que están exentos por cuestiones legales; y (iii) aquellos que el Director de Servicios Financieros determine razonablemente que sean sustancialmente similares en su naturaleza a alguno de los espacios habitables exceptuados enumerados arriba.

(C) El Director de Servicios Financieros puede promulgar políticas y procedimientos para administrar este impuesto.

SECCIÓN 3. CONFIRMACIÓN DEL IMPUESTO A LAS LICENCIAS COMERCIALES EXISTENTE

ORDENANZA Y TASA. Por el presente, son confirmadas las disposiciones del impuesto a las licencias comerciales en el Capítulo 1 del Título 3 del Código Municipal de Antioch. Todo negocio que no esté específicamente enumerado en el Capítulo 1 del Título 3 del Código Municipal de Antioch, que la Ciudad pueda gravar, deberá pagar un impuesto a las licencias comerciales de acuerdo con los ingresos brutos anuales promedio según lo definido de acuerdo con la fórmula existente en la Sección 3-1.201 del Código Municipal de Antioch, con la excepción de que el impuesto mínimo se eleva a \$100.00, excepto para los Negocios en Casa según lo definido en el Título 9 que no sean "Profesionales" según lo definido en el Título 3, para quienes el impuesto mínimo seguirá siendo de \$25.00:

| Desde | Hasta | Impuesto |
|-------------------------|----------------|----------------------------------------------------------------------------------------------|
| \$0.00 | \$20,000.00 | \$100.00 (excepto para negocios En Casa no Profesionales que deberán pagar \$25.00) |
| \$20,001.00 | \$1,000,000.00 | \$1.25 / \$1,000.00 de ingresos brutos |
| \$1,000,001.00 y más | | \$1,250.00 más 20 ¢ / mil dólares de ingresos brutos que excedan \$1,000,000.00 |

SECCIÓN 4. ENMIENDA. Esta Ordenanza puede ser revocada o enmendada por el Concejo Municipal sin el voto del Pueblo excepto lo siguiente: según lo requerido por el Artículo XIIIC de la Constitución de California, toda enmienda que aumente el monto o la tasa del impuesto por encima de los niveles autorizados por esta Ordenanza no puede entrar en vigencia a menos que sea aprobada por el voto del Pueblo. El Concejo Municipal puede aplicar el impuesto por cualquier monto o tasa que no exceda la tasa aprobada por los votantes de la Ciudad.

SECCIÓN 5. MEDIDA DE INGRESOS. El impuesto adoptado por esta Ordenanza es aprobado únicamente para recaudar ingresos con propósitos municipales y no

está destinado para fines regulatorios. El Pueblo de la Ciudad determina que el impuesto es un impuesto general apropiado con el fin de recaudar ingresos. Los ingresos provenientes del impuesto serán depositados en el fondo general de la Ciudad y estarán disponibles para cualquier propósito municipal legítimo. Esta Ordenanza en sí misma no autoriza la realización de algún negocio o actividad en la Ciudad, sino que simplemente establece el gravamen de dichos negocios o actividades.

SECCIÓN 6. DIVISIBILIDAD. Si alguna disposición de esta ordenanza o su aplicación a alguna persona o circunstancia es considerada inválida, el resto de esta ordenanza y la aplicación de dicha disposición a otras personas o circunstancias no resultarán afectados por dicha invalidez. Los votantes de la Ciudad por el presente declaran que habrían adoptado esta Ordenanza y cada parte de la misma independientemente del hecho que la Ordenanza contuviera una parte o más partes inválida(s).

SECCIÓN 7. LEY DE CALIDAD AMBIENTAL DE CALIFORNIA (CEQA). Este impuesto a las licencias comerciales que será presentado a los votantes es un impuesto general que puede ser utilizado para cualquier fin legítimo del gobierno. Como tal, bajo la sección 15378(b)(4) de las Pautas de CEQA, el impuesto no es un proyecto dentro del significado de CEQA porque crea un mecanismo de financiamiento del gobierno que no implica ningún compromiso con un proyecto específico que pueda generar un impacto físico potencialmente significativo en el medioambiente. Por lo tanto, según la sección 15060 de las Pautas CEQA, no se requiere la revisión de CEQA.

SECCIÓN 8. FECHA DE ENTRADA EN VIGENCIA. Esta ordenanza se relaciona con la aplicación y recaudación del impuesto a las licencias comerciales de la Ciudad y no entrará en vigencia hasta diez días después de la certificación de su aprobación por la mayoría de los votantes que votan en la elección municipal general que se realizará el 4 de noviembre de 2014 de conformidad con la sección 9217 del Código Electoral

SECCIÓN 9. CERTIFICACIÓN: PUBLICACIÓN. Con la aprobación de los votantes, el Secretario Municipal deberá certificar la aprobación y adopción de esta Ordenanza y ordenará su publicación de acuerdo a las leyes.

La Ordenanza N° _____ fue presentada al Pueblo de la Ciudad de Antioch en la elección municipal del 4 de noviembre de 2014. Por el presente se certifica que esta Ordenanza fue **APROBADA** por el siguiente voto del Pueblo de Antioch:

SÍ: NO:

La Ordenanza fue, de este modo, adoptada por los votantes en la elección del 4 de noviembre de 2014 y

entró en vigencia 10 días después de la adopción de una resolución que declaró los resultados de la elección en una asamblea regular del Concejo Municipal Ilevada a cabo el ______, con la siguiente votación:

SÍ: NO: AUSENTES:

Por la presente certifico que lo que antecede es una copia verdadera y correcta de una ordenanza debida y regularmente adoptada por el Pueblo de la Ciudad de Antioch, California.

Arne Simonsen, Secretario Municipal de la Ciudad de Antioch

Fechas Importantes para esta Elección

| Octubre 6, 2014 | PRIMER DÍA PARÁ VOTAR POR CORRESPONDENCIA Este es el primer día que nuestra oficina puede emitir una balota de voto por correspondencia. |
|-------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Octubre 20, 2014 | ULTIMO DIA DE REGISTRO PARA ESTA ELECCION Debe estar registrado para esa fecha para votar en esta elección. |
| Octubre 28, 2014 | ULTIMO DIA PARA MANDAR UNA BALOTA - Su solicitud por escrito para una balota de voto por correspondencia debe ser recibida en nuestra oficina a más tardar a las 5:00 pm. |
| Noviembre 4, 2014 | DIA DE ELECCION — Lugares de votación estarán abiertos de 7:00 am a 8:00 pm. Regrese su balota de voto por correspondencia a nuestra oficina o en cualquier lugar de votación en el Condado de Contra Costa antes de las 8:00 pm. |

3 Formas de Votar

El Condado de Contra Costa ofrece múltiples opciones de voto para adaptarse a su estilo.

- 1. ¡Vote en los Lugares de Votación el día de la Elección! La ubicación de su lugar de votación se indica en la contraportada. Tenga en cuenta que su lugar de votación podría haber cambiado desde la(s) elección(es) anterior(es).
- 2. Vote Temprano: A partir del 6 de octubre 2014, el Departamento de Eleccions del Condado de Contra Costa se encuentra abierta como lugar de votación para la Elección del 4 de noviembre de 2014:

Ubicación:

555 Escobar Street, Martinez

Horario de Votación: Oct. 6 - Nov 4

Lunes - Viernes 8 am to 5 pm

Nov. 4, 2014 (Día de Elección).

7:00 am to 8:00 pm

3. Voto por Correspondencia: La aplicación al reverso de este folleto debe estar firmada solo por el votante, enviada por correo o fax al 925.335.7838, y ser recibida por el el Departamento de Eleccions a más tardar el 28 de octubre 2014. También puede mandar una carta con su nombre, domicilio, dirección de envío si es diferente, fecha de nacimiento y su firma.

Para convertirse en votante por correo permanente, solo firme la solicitud de voto por correo. Usted recibirá automáticamente su balota de voto por correspondencia para cada elección en la cual sea elegible para votar.

* Voto por Correspondencia *

¿Puedo Votar por Correspondencia solo para esta elección?

¡Sil Tiene que llenar y devolver la aplicación en la contraportada de su Folleto de Información al Votante. Si desea votar por correspondencia solo para esta elección, simplemente marque la casilla en la aplicación que indica solicitar una balota solo para esta elección.

¿Cuándo recibiré mi balota de Voto por Correspondencia?

Su balota es enviada a partir de 29 días antes de la elección. Si no recibe su balota alrededor de ese tiempo, llámenos. El departamento de elección le enviara una balota de reemplazo. Si no hay suficiente tiempo para enviarla, usted puede venir a recoger una en la oficina.

¿Cómo puedo votar antes de la elección? Puede votar en la oficina del Departamento de Elecciones comenzando 29 días antes de la elección.

¿Si estoy de viaje, puedo recibir mi balota de Voto por Correspondencia en una dirección diferente?

Si. Contáctenos y dénos su dirección temporal. O si prefiere, puede venir y votar temprano en la oficina comenzando 29 días antes de la elección.

¿La oficina de correo reenviara mi balota de Voto por Correspondencia a mi nueva dirección?

¡No! Balotas de Voto por Correspondencia no son reenviadas. Actualice su inscripción en www.registertovote.ca.gov o llene un formulario de inscripción electoral con su nueva dirección. Debe tener el sello postal a más tarde de 15 días antes de la elección.

¿Si pierdo la balota?

Llámenos. Si es muy tarde para enviarle su reemplazo, podrá venir a recoger una balota nueva en la oficina de elecciones. ¿Qué pasa si cometo un error en mi balota? Usted puede hacer una corrección de una manera que indica claramente su intención de voto. Contacte nuestra oficina para pedir una balota de reemplazo.

¿Puedo votar en mi lugar de votación si Voto por Correspondencia?

¡Si! Lleve su balota de Voto por Correspondencia y el sobre al lugar de votación y pida una balota de recinto. Si no tiene su balota de Voto por Correspondencia y el sobre tendrá que votar una balota provisional, que será contada después de la elección.

¿Cómo regreso mi balota de Voto por Correspondencia?

Debe devolver su balota en el sobre adjunto. Usted puede:

- Enviar por correo su balota
- Entregarlo en la oficina de elecciones, o
- Llevarlo a un lugar de votación el día de elección entre las 7 a.m. y 8 p.m.

Fecha limite: Su balota debe estar en la oficina de elección o lugar de votación a las 8 p.m. la noche de elección – sin excepción!

¿Si me olvide de firmar el sobre de mi balota?

Su balota no será contada. Pero si recibimos su sobre de balota sin firma antes de la elección, trataremos de ponernos en contacto con usted.

¿Puedo comprobar si ha recibido mi balota de Voto por Correspondencia?

¡Si! Visite nuestra página de Web: www.cocovote.us o llame: 925.335.7800

Si la oficina de Elecciones recibe su balota de Voto por Correspondencia antes de la elección, será contada el día de la elección a las 8:00 pm. Si entrega su balota de Voto por Correspondencia el día de la elección en la casilla, será contada después del día de la elección.

Contra Costa County Elections Office

Abiertos de 8 a.m. a 5 p.m. entre semana, y de 7 a.m. a 8 p.m. el Día de Elección. 555 Escobar St., Martinez, CA 94553 Tel. 925.335.7800 ★ www.cocovote.us

ABANDONE LA LINEA

AHORRE TIEMPO

VOTE POR CORREO

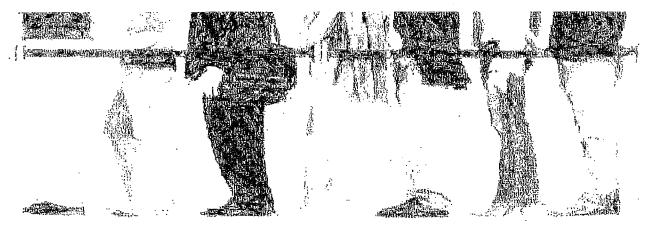
No más buscar estacionamiento, o tomarse tiempo para ir al lugar de votación el Día de la Elección.

Al Votar-por-Correspondencia puede votar en la comodidad de su casa al tiempo que le sea conveniente.

Para comenzar solo complete la solicitud al reverso de este folleto. Las solicitudes deben ser recibidas a más tardar siete días antes del Día de la Elección.

Como regresar su balota:

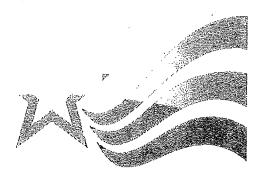
- Regrésela por correo a más tardar 5 días antes del Día de Elección.
 - Entréguela en la Oficina de Elecciones durante horas de oficina.
- Entréguela en cualquier lugar de votación en el Condado de Contra Costa de 7am a 8pm el Día de la Elección.



COMPLETE LA SOLICITUD AL REVERSO DE ESTE FOLLETO

Responsabilidades del Votante

- ☐ Es RECOMENDADO separar y marcar su voto en la muestra de balota y llevarla a su lugar de votación el día de elección para usar como referencia. Esto permitirá que vote la balota rápidamente. Recuerde recoger su muestra de balota de la casilla después de haber completado la votación.
- ☐ LEA todas las instrucciones en su Folleto de Información para familiarizarse con los procedimientos de votación.
- ACTUALICE su preferencia de idioma si no está recibiendo materiales en el idioma que eligió.
- ☐ ASEGÚRESE de que su partido político de preferencia sea el correcto.
- ☐ ACTUALICE su registro cuando: 1) Se mude; 2) Cambie su nombre; 3) Desee cambiar su preferencia de partido.
- ☐ ENCUENTRE la ubicación de su lugar de votación asignado en la parte posterior de su Folleto de Información.
- □ VOTE. Los lugares de votación están abiertos de 7:00 a.m. a 8:00 p.m. el Día de la Elección.
- APAGUE su localizador electrónico y/o teléfono celular antes de entrar al lugar de votación.
- REVISE en detalle su Balota. Asegúrese de que su Balota esté correcta antes de emitirla.
- ☐ COMUNÍQUESE con el Departamento de Elecciones si tiene preguntas al 925.335.7800, sin cargo al 877.335.7802 o visite nuestro sitio web <u>www.cocovote.us</u>.



| FROM / DE: |
|------------------------------------|
| |
| <u> </u> |
| DID VOLLGIAN VOLUM A DDI LO OTIONO |





PLACE 1ST CLASS LETTER POSTAGE STAMP HERE

DID YOU SIGN YOUR APPLICATION? ¿FIRMO SU APLICACION?

> CONTRA COSTA COUNTY CLERK ELECTIONS DIVISION P O BOX 271 MARTINEZ CA 94553-0027

> > իկկնինակերմակիրկիրինորի իրա<u>կ</u>

ACH HERE ----- CORTE A

VOTE-BY-MAIL VOTE-POR-CORREO

- Vote at Home
- Vote When You Want
- Save Time and Gas
- No more waiting in line at the Polls
- Carefully evaluate each issue at your leisure.
- Vote en casa
- Vote cuando guste
- Ahorre tiempo y gas
- No más esperas en línea en la casilla electoral
 - Cuidadosamente evalúe cada contienda cómodamente



To apply, sign & return the application above.

Para aplicar, complete y regrese la aplicación arriba.

(If you already receive your ballot by mail no action is required.)

(Si usted recibe su balota por correo no necesita hacer nada más.)

CONTRA COSTA COUNTY CLERK ELECTIONS DIVISION P.O. BOX 271 MARTINEZ, CA 94553-0027



NON-PROFIT ORG. U.S. POSTAGE PAID CONTRA COSTA COUNTY CLERK

CHANGE SERVICE REQUESTED

POLLING PLACE LOCATION AND PERMANENT VOTE-BY-MAIL BALLOT APPLICATION

DETACH HERE

LOCALIDAD DE LUGAR DE VOTACION Y APLICACIÓN PARA VOTAR-POR-CORREO PERMANENTE

C DESPRENDA AQUÍ D

Mail or deliver this application directly to the Contra Costa County Registrar of Voters.

Application must be received seven days prior to election to permit a ballot to be received, voted and returned by Election Day.

Please mail me a ballot for each election in which I am eligible to vote.

Favor de enviarme una balota para cada elección en la cual soy elegible para votar.

I only wish to receive a Vote-By-Mail ballot for this election.

Solo deseo recibir Votó-por-Correspondencia en esta elección.

Regrese o entregue esta aplicación directamente al Registro de Votantes del Condado de Contra Costa.

La aplicación debe ser recibida siete días antes de elección para permitir tiempo para recibir, votar y regresar para el día de elección.

MAILING ADDRESS FOR BALLOT (IF DIFFERENT FROM ADDRESS BELOW) Dirección de envio para la Bálota (SI ES DIFERENTE DE LA DIRECCIÓN DE ABAJO)

STREET OR BOX / CALLE O CAJA POSTAL

CITY / CIUDAD

STATE / ESTADO

ZIP / ZONA

AQUI

SIGNATURE OF APPLICANT (DON'T PRINT) / FIRMA DEL APLICANTE (NO EN LETRA DE MOLDE)

DATE / FECHA
Latlest under penalty of perfuny under the laws of the State of California that the contents of my application are true and correct to day to bejo pena de penjuro bajo las leyes del Estado de California que el contenido de mi aplicación es verdadero y correcto.

YOUR POLLING PLACE IS / SU LUGAR DE VOTACION ES

TO / PARA:

010

S DETACH HERE

Questions? ¿Preguntas?

925.335.7800 www.cocovote.us > DESPRENDA AQUÍ > €

For further Vote-By-Mail Information:

Para más información de Voto-por-Correspondencia:



POLLS OPEN AT 7 AM AND CLOSE AT 8 PM

LUGARES DE VOTACION ABREN A LAS 7 AM Y CIERRAN A LAS 8 PM

ATTACHMENT D

RESOLUTION NO. 2014/97

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH CONFIRMING CANVASS BY THE COUNTY CLERK OF CONTRA COSTA OF BALLOTS CAST AT THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 4, 2014

WHEREAS, the County Clerk of Contra Costa County, pursuant to the request of and under direction of the City Clerk for the City of Antioch, has duly canvassed the votes cast in the General Election held on November 4, 2014, for the election of two Council Members seats and the Residential Landlord Business License Tax (Measure O) as hereinafter set forth, and has certified to this City Council the results of the votes cast thereon, certification of which is now on file in the office of the Antioch City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Antioch that said canvass by the County Clerk as shown by said certification and the results shown thereby are hereby ratified, confirmed and approved, and the votes cast for the various candidates and measure are attached as in "Exhibit A".

IT IS THEREFORE, FURTHER RESOLVED, FOUND AND DETERMINED as follows:

- LORI OGORCHOCK was elected as City Councilmember for a term of four
 (4) years, commencing forthwith;
- 2) TONY TISCARENO was elected as City Councilmember for a term of four (4) years, commencing forthwith.
- 3) Residential Landlord Business License Tax (Measure O) was approved.

I HEREBY CERTIFY that the foregoing Resolution was duly passed and adopted by the City Council of the City of Antioch at a regular meeting thereof held on the 9th day of December, 2014, by the following vote:

AYES:

Council Members Wilson, Rocha, Tiscareno and Mayor Harper

NOES:

None

ABSENT:

None

ARNE SIMONSEN -

CITY CLERK OF THE CITY OF ANTIOCH

RECEIVED

DEC 0 1 2014

CITY OF ANTIOCH CITY CLERK

CERTIFICATE OF COUNTY CLERK AS TO THE RESULTS OF THE CANVASS OF THE

CITY OF ANTIOCH

NOVEMBER 4, 2014 GENERAL ELECTION

| State of California |) |
|------------------------|-------|
| |) ss. |
| County of Contra Costa |) |

I, JOSEPH E. CANCIAMILLA, County Clerk in and for the County of Contra Costa, State of California, do hereby certify that, pursuant to the provisions of the Elections Code, I did canvass the returns of the votes cast in the CITY OF ANTIOCH in said county at the General Election held on November 4, 2014 for said city candidates and Measure O submitted to the vote of the voters. I further certify that the statement of the votes cast, to which this certificate is attached, shows the whole number of votes cast in said City and each respective precinct therein, and that the totals of the respective columns and the totals as shown for each candidate and measure are full, true and correct.

WITNESS my hand and Official Seal this 26th day of November, 2014.

JOSEPH E. CANCIAMILLA, County Clerk

197.191 To 197.191 To

Rosa Mena, Deputy Clerk

PRINTED 11/26/14, 09:27 AM

| | . 05.27 . | ~. | | | | | | | | | | | FAUL Z |
|--------------------------|-----------|-----------------------|---------------------|--------------------------------------------------|---------------------------------------------------------------|-----------------------------------|------------------------------------------------------------|------------------------------------------------------------------------|---------------------------------------------|--------------------------------------------------|-----------------------------------------------|--------------------------------------------------------------|------------------------------------------|
| | İ | | | | City of 2 TO BE | | Member, | City Cou | ıncil | | | | |
| 49 PRECINCTS | | R V O T E R S E R E D | B C A A S L T O T S | T P U E R C O E U N T A G E | JH EA FL FL R - EC YO T R E L L (NON) | A S N E T G H O O V N I Y A (NON) | L O O G R O I R C H O C K (NON) | D G I I A B N S E O N - G R A Y (NON) | S B T A E D V O E N (NON) | K D A I R E L T Z E L (NON) | L T A H M O A R R P E (NON) | T G T O I N S Y C A R E N O (NON) | W R I T E I N (NON) |
| Antioch101 | A | 1171 | 201 | 17.16 | 20 | 28 | 52 | 68 | 4 | 11 | 63 | 72 | 2 |
| Antioch101 | ٧j | 1171 | 113 | 9.65 | 13 | 11 | 33 | 36 | 8 | 7 | 28 | 25 | . 0 |
| Antioch102 | A | 907 | 225 | 24.81 | 11 | 27 | 62 | 85 | 16 | 6 | 41 | 102 | 0 |
| Antioch102 | V - | 907 | 110 | 12.13 | 2 | 18 | 48 | 39 | 6 | 4 | 11 | 41 | 0 |
| Antioch103 | A | 993 | 158 | 15.91 | 3 | 26 | 49 | 39 | 8 | 4 | 43 | 73 | 1 |
| Antioch103 Antioch104 | V I | 993 1080 | 108 246 | 10.88 22.78 |] 3 9 | 15 27 | 31 81 | 35 73 | 4 6 | 3 | 32 59 | 35 | 0 |
| Antioch104 | νί | 1080 | 148 | 13.70 | j 5 | 19 | 59 | 73 38 | 11 | 11 5 | 25 | 112 62 | 0 0 |
| Antioch105 | Αί | 845 | 221 | 26.15 | 12 | 22 | 82 | 58 | 2 | 11 | 82 82 | 89 | 0 |
| Antioch105 | Ÿ | ·845 | 103 | 12.19 | 5 | 13 | 38 | 29 | 4 | 6 | 30 | 30 | 1 |
| Antioch106 | Αİ | 749 | 219 | 29.24 | 9 | 22 | 76 | 69 | 14 | 18 | 66 | 62 | 5 |
| Antioch106 | νį | 749 | 138 | 18.42 | 8 | 16 | 50 | 44 | 6 | 14 | 34 | 37 | 7 |
| Antioch107 | Αİ | 851 | 188 | 22.09 | j 6 | 26 | 72 | 60 | 9 | 7 | 70 | 73 | 3 |
| Antioch107 | νį | 851 | 107 | 12.57 | 4 | 20 | 36 | 23 | 8 | 10 | 34 | 38 | 0 |
| Antioch108 | Α | 1247 | 425 | 34.08 | 20 | 54 | 210 | 143 | 16 | 19 | 93 | 162 | 3 |
| Antioch108 | ٧١ | 1247 | 187 | 15.00 | 7 | 17 | 97 | 47 | 9 | 25 | 37 | 63 | 1 |
| Antioch109 Antioch109 | A V | 1001 1001 | 291 168 | 29.07 | 8 | 24 | 118 | 107 | 5 | 16 | 70. | 109 | 1 |
| Antioch110 | A I | 1001 | 319 | 16.78 31.06 | 8 15 | 21 31 | 50 158 | 62 | 7 | 9 | 49 | 50 | 0 |
| Antioch110 | νĺ | 1027 | 174 | 16.94 | 15 5 | 19 | 81 | 123 61 | 8 | 11 8 | 60 27 | 101 58 | 14 1 |
| Antioch111 | Ă | 1159 | 308 | 26.57 | 3 9 | 45 | 130 | 105 | 10 | 20 | 68 | 119 | 1 |
| Antioch111 | ν̈́ | 1159 | 236 | 20.36 | 20 | 29 | 99 | 59 | 11 | 19 | 52 | 90 | 0 |
| Antioch112 | Α | 664 | 185 | 27.86 | 10 | 26 | 69 | 65 | 7 | 12 | 32 | 74 | . 2 |
| Antioch112 | V | 664 | 113 | 17.02 | 6 | 16 | 41 | 20 | 6 | 1 | 26 | 47 | 1 |
| Antioch113 | Α | 1170 | 200 | 17.09 | 17 | 25 | 55 | 57 | 10 | 4 | 53 | 94 | 1 |
| Antioch113 | V | 1170 | 156 | 13.33 | j B | 22 | 35 | 45 | 6 | 9 | 43 | 56 | 1 |
| Antioch114 | A | 792 | 164 | 20.71 | 11 | 12 | 58 | 67 | 5 | 7 | 52 | 56 | 1 |
| Antioch114 | ۷۱ | 792 | 149 | 18.81 | 7 | 16 | 48 | 58 | 3 | 6 | 44 | 43 | 1 |
| Antioch115 | A I | 859 | 240 | 27.94 | 10 | 25 | 79 | 103 | 8 | 14 | 49 | 109 | 5 |
| Antioch115 | ۷۱ | 859 | 137 | 15.95 |] 3 | 16 | 47 | 61 | 5 | 10 | 37 | 43 | 2 |
| Antioch116 Antioch116 | A V | 640 640 | 117 118 | 18.28 18.44 | 8 1 11 | 17 8 | 40 | 35 | 6 | 2 | 24 | 42 | 3 |
| Antioch117 | Αİ | 1002 | 272 | 27.15 | 18 | 31 | 45 120 | 29 88 | 10 11 | 10 23 | 25 56 | 39 99 | 2 7 |
| Antioch117 | Ŷ | 1002 | 176 | 17.56 | . 6 | 13 | 89 | 45 | 7 | 13 | 43 | 67 | 4 |
| Antioch118 | Àİ | 707 | 213 | 30.13 | 12 | 24 | 106 | 75 | 7 | 7 | 54 | 72 | 1 |
| Antioch118 | νi | 707 | 109 | 15,42 | 4 | 13 | 47 | 31 | 5 | 11 | 39 | 26 | ō |
| Antioch119 | Αİ | 1227 | 308 | 25.10 | 28 | 34 | 110 | 112 | 10 | 12 | 75 | 109 | 3 |
| Antioch119 | νj | 1227 | 133 | 10.84 |] 1 | 21 | 46 | 35 | 10 | 6 | 37 | 47 | Ō |
| Antioch120 | Αį | 1129 | 368 | 32.60 | j 11 | 42 | 183 | 133 | 12 | 18 | 68 | 125 | 0 |
| Antioch120 | V | 1129 | 184 | 16.30 | 1 4 | 16 | 100 | 64 | 6 | 18 | 28 | 62 | 0 |
| Antioch121 | A I | 782 | 188 | 24.04 | 6 | 16 | 62 | 42 | 11 | 12 | 63 | 78 | 4 |
| Antioch121 | νį | 782 | 96 | 12.28 | 7 | 14 | 24 | 25 | 3 | 8 | 32 | 30 | 1 |
| Antioch122 | Α | 1093 | 227 | 20.77 | 8 | 23 | 63 | 79 | 6 | 6 | 83 | 78 | 4 |

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| | | : : ! | | | City of A 2 TO BE I | | Member, | City Cou | ncil | | | | |
|--------------------------|------------|------------------------------------------------------------|-----------------------------------------|-------------------------------|-------------------------------------------------------------|--------------------------------------------------------|--------------------------------------------------------------|------------------------------------------------------------------------|---------------------------------------------|--------------------------------------------------|-----------------|-----------------------------------------------------|------------------------------------------|
| 49 PRECINCTS | | R V E O G T I E S R T S E R E D | 8 C A A L S L T O T S | T P U E R R O E U N T T A G E | J H E A F L F C Y O T T R E L (NON) | A S N E T G H O O V N I Y A (NON) | L O O G R O I R C H O C . K (NON) | D G I I A B N S E O N - G R A Y (NON) | S B T A E D V O E N (NON) | K D A I R E L T Z E L (NON) | LTAHMOARPE(NON) | T G T O I N S Y C A R E N O | W R I T E I N (NON) |
| Antioch122 | V | 1093 | 144 | 13.17 | 3 | 19 | 50 | 31 | 3 | 5 | 48 | 37 | 3 |
| Antioch123 Antioch123 | A I | 1108 1108 | 243 210 | 21.93 18.95 | 10 11 | 27 20 | 80 65 | 67 67 | 7 6 | 9 8 | 78 80 | 92 42 | 0 0 |
| Antioch124 | Å | 1062 | 275 | 25.89 | 10. | 25 | 92 | 100 | 5 | 7 | 89 | 104 | 2 |
| Antioch124 | ۷ | 1062 | 122 | 11.49 | 6 | 14 | 33 | 29 | 0 | 6 | 54 | 43 | ō |
| Antioch125 | Α | 890 | 194 | 21.80 | 5 | 26 | 68 | 55 | 8 | 15 | 54 | 63 | 0 |
| Antioch125 | νļ | 890 | 148 | 16.63 29.07 | 7 | 14 | 60 | 52 | 6 | 17 | 27 | 41 | 1 |
| Antioch126 Antioch126 | A V | 1345 1345 | 391 195 | 29.07 14.50 | 20 | 55 25 | 176 66 | 112 53 | 11 9 | 18 12 | 98 68 | 170 59 | 1 1 |
| Antioch127 | Ă | 946 | 340 | 35.94 | 20 | 35 | 144 | 134 | 13 | 17 | 67 | 129 | 2 |
| Antioch127 | V | 946 | 105 | 11.10 | 3 | 14 | 40 | 42 | 2 | 6 | 29 | 29 | ī |
| Antioch128 | A | 843 | 216 | 25.62 | 12 | 28 | 82 | 60 | 10 | 10 | 64 | 94 | 0 |
| Antioch128 | ٧į | 843 | 120 | 14.23 | 1 | 12 | 49 | 44 | 4 | 10 | 36 | 37 | 0 |
| Antioch129 Antioch129 | A V | 583 583 | 171 69 | 29.33 11.84 | 12 5 | 22 3 | 59 21 | 61 26 | 13 2 | 8 | 39 15 | 56 | 0 1 |
| Antioch130 | A | 665 | 169 | 25.41 | 5 | 20 | 62 | 26 53 | 2 | 2 8 | 37 | 34 68 | 3 |
| Antioch130 | Ÿ | 665 | 111 | 16.69 | 9 | 9 | 29 | 31 | 9 | 3 | 39 | 38 | 0 |
| Antioch131 | A | 968 | 254 | 26.24 | 14 | 27 | 93 | 105 | 15 | 3 | 60 | 94 | 1 |
| Antioch131 | ٧ | 968 | 141 | 14.57 | 8 | 10 | 49 | 55 | 7 | 6 | 46 | 40 | 2 |
| Antioch132 | Α | 736 | 164 | 22.28 | 6 | 22 | 48 | 63 | 9 | 11 | 48 | 37 | 2 |
| Antioch132 Antioch133 | V A | 736 811 | 130 167 | 17.66 20.59 | 10 10 | 9 19 | 43 40 | 41 45 | 5 6 | 10 6 | 39 85 | 36 46 | 3 0 |
| Antioch133 | ν | 811 | 139 | 17.14 | 10 | 16 | 28 | 28 | 8 | 8 | 77 | 34 | 0 |
| Antioch134 | A. | 972 | 181 | 18.62 | 14 | 16 | 54 | 65 | 6 | 5 | 66 | 53 | Õ |
| Antioch134 | V | 972 | 146 | 15.02 | j 5 | 19 | 49 | 46 | 0 | 4 | 56 | 44 | 0 |
| Antioch135 | Α] | 861 | 212 | 24.62 | 9 | 32 | 83 | 63 | 6 | 3 | 69 | 70 | 5 |
| Antioch135 | ۷ | 861 1370 | 107 | 12.43 24.96 | 9 | 11 | 39 | 29 | 5 17 | 4 | 36 | 26 | 0 |
| Antioch136 Antioch136 | A] V I | 1370 | 342 204 | 24.96 14.89 | 10 6 | 31 16 | 121 80 | 113 66 | 17 5 | 15 6 | 112 60 | 138 56 | 1 0 |
| Antioch137 | Ā | 850 | 187 | 22.00 | 8 | 27 | 66 | 68 | 4 | 12 | 52 | 64 | 2 |
| Antioch137 | ٧ | 850 | 135 | 15.88 | 4 | 17 | 56 | 43 | 4 | 12 | 42 | 36 | 1 |
| Antioch138 | A | 1119 | 279 | 24.93 | 16 | 37 | 95 | 72 | 8 | 12 | 96 | 98 | 2 |
| Antioch138 | Ϋ́ | 1119 | 171 | 15.28 | 7 | 12 | 51 | 56 | 6 | 10 | 62 | 44 | 1 |
| Antioch139 Antioch139 | A] V] | 870 870 | 185 122 | 21.26 14.02 |] 6 5 | 32 22 | 52 43 | 58 21 | 6 2 | 3 10 | 68 38 | 53 23 | 1 0 |
| Antioch140 | A | 1188 | 239 | 20.12 | 13 | 31 | 85 | 81 | 9 | 9 | 58 | 23 81 | 7 |
| Antioch140 | νί | 1188 | 177 | 14.90 | 11 | 19 | 52 | 47 | 14 | 11 | 44 | 50 | í |
| Antioch141 | Αİ | 1013 | 258 | 25.47 | j 5 | 35 | 104 | 94 | , 9 | 11 | 66 | 91 | 3 |
| Antioch141 | Λİ | 1013 | 172 | 16.98 | 6 | 18 | 66 | 51 | . 4 | 15 | 41 | 46 | 0 |
| Antioch142 | Αļ | 644 644 | 190 | 29.50 14.44 | 8 | 19 | 53 | 68 30 | 9 | 7 | 65 22 | 68 | 1 |
| Antioch142 Antioch143 | V A | 644 1056 | 93 230 | 21.78 | 10 9 | 11 41 | 31 88 | 30 72 | 3 5 | 4 7 | 33 72 | 22 80 | 0 7 |
| Antioch143 | ν̈́ | 1056 | 163 | 15.44 | | 25 | 43 | 45 | 2 | 8 | 66 | 36 | 0 |

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| | | | | City of A | | Member, | City Cou | ncil | | | | |
|-------------------------------|-----------------------|-----------------------------------------|-----------------------------|--------------------------|--------------|------------------------------------------------------------|-------------------------------------------------------------------|---------------------------------------------|-----------------------------|-----------------------------------------------|--------------|------------------------------------------|
| 49 PRECINCTS | R V O T E R S E R E D | B C A A L S L T O T S | T P U E R R N C U N T T G E | JHEAFLFL CYOTT RELL(NON) | ASNETGHOOVNI | L 0 0 G R 0 I R C H 0 C K (NON) | D G I I A B N S E O N G R A Y (NON) | S B T A E D V O E N (NON) | K D A I R E L T Z E L (NON) | L T A H M O A R R P E (NON) | TGTOINSYC | W R I T E I N (NON) |
| Antioch144 A | 575 | 151 | 26.26 | 4 | 11 | 59 | 60 | 10 | 5 | 36 | 51 | 4 |
| Antioch144 V | 575 | 93 | 16.17 | 5 | 13 | 36 | 26 | 8 | 5 | 21 | . 24 | 1 |
| Antioch145 A | 757 | 142 | 18.76 | 15 | 19 | 40 | 35 | 10 | 11 | 36 | 57 | 1 |
| Antioch145 V | 757 | 77 | 10.17 | 5 | 8 | 26 | 24 | 3 | 4 | 26 | 20 | 1 |
| Antioch146 A | 864 | 220 | 25.46 | 8 | 31 | 95 57 | 70 | 8 | 9 | 38 | 86 | 4 |
| Antioch146 V Antioch147 A | 864 1007 | 147 232 | 17.01 23.04 | 11 10 | 18 21 | 57 96 | 41 97 | 7 15 | 17 | 37 | 53 | 0 |
| Antioch147 A Antioch147 V | 1007 | 252 151 | 25.04 15.00 | 9 | 15 | 86 38 | 87 34 | 15 8 | 3 6 | 64 54 | 92 54 | 2 0 |
| Antioch801 A | 4 | 3 | 75.00 | 0 | 2 | 1 | 0 | 0 | 0 | 0 | 3 | 0 |
| Antioch801 V | 4 | 0 | 75100 | 0 | 0 | Ô | 0 | Ö | 0 | 0 | 0 | Ö |
| Antioch802 A | 19 | 9 | 47.37 | 2 | Õ | 4 | 4 | Ö | Ö | 1 | ő | Ö |
| Antioch802 V | 19 | 1 | 5.26 | 0 | Ō | 1 | Ö | 1 | Ö | 0 | . 0 | 0 |
| COUNTY TOTAL | 44221 | 17483 | 39.54 | 832 | 2040 | 6410 | 5595 | 684 | 886 | 4829 | 6041 | 151 |
| _ | | | | | | | | | | | | |
| ABSENTEES | 44221 | 10927 | 24.71 | 526 | 1298 | 4065 | 3651 | 411 | 475 | 2942 | 4048 | 112 |
| VOTING PRECINCTS | 44221 | 6556 | 14.83 | 306 | 742 | 2345 | 1944 | 273 | 411 | 1887 | 1993 | 39 |
| 9TH CONGRESSIONAL DST | 33501 | 13692 | 40.87 | 622 | 1577 | 5137 | 4404 | 520 | 726 | 3860 | 4589 | 131 |
| 11TH CONGRESSIONAL DST | 10720 | 3791 | 35.36 | 210 | 463 | 1273 | 1191 | 164 | 160 | 969 | 1452 | 20 |
| CONGRESSIONAL TOTAL | 44221 | 17483 | 39.54 | 832 | 2040 | 6410 | 5595 | 684 | 886 | 4829 | 6041 | 151 |
| | | | | | | | | | | | | |
| 7TH SENATORIAL | 44221 | 17483 | 39.54 | 832 | 2040 | 6410 | 5595 | 684 | 886 | 4829 | 6041 | 151 |
| STATE SENATE TOTAL | 44221 | 17483 | 39.54 | 832 | 2040 | 6410 | 5595 | 684 | 886 | 4829 | 6041 | 151 |
| 11TH ASSEMBLY DST | 44221 | 17483 | 20 E4 | 832 | 2040 | 6410 | FEOF | COA | 006 | 4829 | CO41 | 101 |
| STATE ASSEMBLY TOTAL | 44221 | 17483 | 39.54 39.54 | 832 | 2040 2040 | 6410 6410 | 5595 5595 | 684 684 | 886 886 | 4829 4829 | 6041 6041 | 151 151 |
| SINIE ASSEMBLI TOTAL | 11 221 | 17403 | 33.34 | UJ2 | 2040 | 0410 | 5555 | 004 | 660 | 4023 | 0041 | 101 |
| Bd Of Equalization | 44221 | 17483 | 39.54 | 832 | 2040 | 6410 | 5595 | 684 | 886 | 4829 | 6041 | 151 |
| BD OF EQUALIZATION TOT | | 17483 | 39.54 | 832 | 2040 | 6410 | 5595 | 684 | 886 | 4829 | 6041 | 151 |
| | | | | İ | | | | | | | | |
| 3RD SUPERVISORIAL | 37170 | 15046 | 40.48 | 688 | 1754 | 5627 | 4771 | 578 | 769 | 4182 | 5133 | 131 |
| 5TH SUPERVISORIAL | 7051 | 2437 | 34.56 | 144 | 286 | 783 | 824 | 106 | 117 | 647 | 908 | 20 |
| SUPERVISORIAL TOTAL | 44221 | 17483 | 39.54 | 832 | 2040 | 6410 | 5595 | 684 | 886 | 4829 | 6041 | 151 |
| CITY OF ANTIOCH | 44221 | 17/102 | 20 E4 | l 832 | 2040 | 6410 | EEOE | E0.4 | nne | 4829 | 6041 | 161 |
| CITY OF ANTIOCH CITY TOTAL | 44221 | 17483 17483 | 39.54 39.54 | 832 832 | 2040 2040 | 6410 6410 | 5595 5595 | 684 684 | 886 886 | 4829 4829 | 6041 6041 | 151 151 |
| OTIL INIUE | 77661 | 11400 | JJ. J4 | 1 002 | LV4V | 0-110 | 5555 | JU4 | 000 | 7023 | 1400 | TJI |
| MAIL BALLOT PRECINCT | 23 | 13 | 56.52 | 2 | 2 | 6 | 4 | 1 | 0 | 1 | 3 | 0 |

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| | ı | R V | | ΤP | l Measure | 0 - City | of Antioch B | usiness | license | Tax . | Majority |
|--------------------------|----------|--------------|--------------------|----------------|--------------|-------------------|----------------|---------|---------|-------|-----------|
| | | ΕO | | ÜE | Ticasarc | 0 010, | Of Allefoldi b | us mess | License | IUX | najor rej |
| | j | GΤ | | RR | İ | | | | | | |
| | ļ | ΙE | ВС | NC | | | | | | | |
| | | SR | A A | 0 E | | | | | | | |
| | | T S | LS | UN | Y | | | | | | |
| | | E ' R | L T O | T T A | j i Le | N | | | | | |
| | , | E | Ť | Ĝ | S | 0 | | | | | |
| 49 PRECINCTS | i | Ď, | Š | Ē | (NON) | (NON) | | | | | |
| | i | | | | | | • | | | | |
| Antioch101 | A | 1171 | 201 | 17.16 | 96 | 104 | | | | | |
| Antioch101 | ۷ | 1171 | 113 | 9.65 | 50 | 59 | | | | | |
| Antioch102 Antioch102 | A I | 907 907 | 225 110 | 24.81 12.13 | 95 36 | 115 71 | | | | | |
| Antioch103 | A | 993 | 158 | 15.91 | 65 | 88 | | | | | |
| Antioch103 | - v | 993 | 108 | 10.88 | 43 | 57 | | | | | |
| Antioch104 | A | 1080 | 246 | 22.78 | 130 | 106 | | | | | |
| Antioch104 | νj | 1080 | 148 | 13.70 | 62 | 82 | | | | | |
| Antioch105 | Αį | 845 | 221 | 26.15 | 115 | 103 | | | | | |
| Antioch105 | ٧j | 845 | 103 | 12.19 | 47 | 53 | | | | | |
| Antioch106 | A | 749 | 219 | 29.24 | 112 | 105 | | | | | |
| Antioch106 | ٧ | 749 | 138 | 18.42 | 73 | 60 | | | | | |
| Antioch107 | A | 851 | 188 | 22.09 | 94 | 93 57 | | | | | |
| Antioch107 Antioch108 | ١٧١ | 851 1247 | 107 42 5 | 12.57 34.08 | 46 228 | 57 1 90 | | | | | |
| Antioch108 | A] V | 1247 | 187 | 15.00 | 75 | 105 | | | | | |
| Antioch109 | Ă | 1001 | 291 | 29.07 | 171 | 113 | | | | | |
| Antioch109 | Ÿ | 1001 | 168 | 16.78 | 87 | 76 | | | | | |
| Antioch110 | A | 1027 | 319 | 31.06 | 134 | 172 | | | | | |
| Antioch110 | νj | 1027 | 174 | 16.94 | 65 | 104 | | | | | |
| Antioch111 | Αį | 1159 | 308 | 26.57 | 168 | 134 | | | | | |
| Antioch111 | ۷ | 1159 | 236 | 20.36 | 108 | 125 | | | | | |
| Antioch112 | A | 664 | 185 | 27.86 | 79 | 100 | | | | | |
| Antioch112 | ۷ | 664 | 113 | 17.02 | 50 | 60 100 | | | | | |
| Antioch113 Antioch113 | A V | 1170 1170 | 200 156 | 17.09 13.33 | 93 78 | 100 76 | | | | | |
| Antioch114 | Ă | 792 | 164 | 20.71 | 84 | 73 | | | | | |
| Antioch114 | νĺ | 792 | 149 | 18.81 | 73 | 69 | | | | | |
| Antioch115 | À | 859 | 240 | 27.94 | 135 | 98 | | | | | |
| Antioch115 | v j | 859 | 137 | 15.95 | 76 | 59 | | | | | |
| Antioch116 | Αj | 640 | 117 | 18.28 | 58 | 57 | | | | | |
| Antioch116 | ۷Į | 640 | 118 | 18.44 | 51 | 65 | | | | | |
| Antioch117 | A J | 1002 | 272 | 27.15 | 128 | 143 | | | | | |
| Antioch117 | ١٧ | 1002 | 176 | 17.56 | 72 | 97 105 | | | | | |
| Antioch118 | A V | 707 707 | 213 | 30.13 | 75 48 | 125 57 | | | | | |
| Antioch118 Antioch119 | A I | 1227 | 109 308 | 15.42 25.10 | 153 | 151 | | | | | |
| Antioch119 | Ŷ | 1227 | 133 | 10.84 | 54 | 74 | | | | | |
| Antioch120 | Αİ | 1129 | 368 | 32.60 | 179 | 173 | | | | | |
| Antioch120 | Ÿ | 1129 | 184 | 16,30 | 93 | 88 | | , | | | |
| Antioch121 | Α | 782 | 188 | 24.04 | 115 | 67 | | | | | |
| Antioch121 | V | 782 | 96 | 12.28 | 46 | 46 | | | | | |
| Antioch122 | A | 1093 | 227 | 20.77 | 106 | 114 | | | | | |
| Antioch122 | ٧ | 1093 | 144 | 13.17 | 81 | 59 | | | | | |
| Antioch123 | A | 1108 | 243 | 21.93 | 151 | 82 | | | | | |
| Antioch123 | ۷ | 1108 | 210 | 18.95 | 107 | 93 101 | | | | | |
| Antioch124 Antioch124 | A V | 1062 1062 | 275 122 | 25.89 11.49 | 162 .75 | 101 46 | | | | | |
| Antioch125 | A | 890 | 194 | 21.80 | 110 | 79 | | | | | |
| Antioch125 | v | 890 | 148 | 16.63 | | | | | | | |
| , | • 1 | | 2.3 | | ' ' | | | | | | |

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| | | RV | | ΤP | l Measure (|) - City | of Antioch Business License Tax - Majority |
|--------------------------|----------|--------------|------------|----------------|-------------|-----------|--------------------------------------------|
| | i | ΕO | | ÜE | | - · • • | |
| | İ | GТ | | RR | İ | | |
| | İ | ΙE | ВC | NC | | | |
| | 1 | \$ R | АА | 0 E | | | |
| | | T S | LS | UN | | | |
| |] | E | LT | ΤŢ | Y | | |
| | ! | R | 0 | A | e | N | |
| 40 PRESTUCTS | ļ | E | T | G | S | 0 | |
| 49 PRECINCTS | | D | S | E | (NON) | (NON) | |
| Antioch126 | ΑÌ | 1345 | 391 | 29.07 | 195 | 186 | |
| Antioch126 | v j | 1345 | 195 | 14.50 | 74 | 117 | |
| Antioch127 | Αį | 946 | 340 | 35.94 | 130 | 199 | |
| Antioch127 | νj | 946 | 105 | 11.10 | 38 | 65 | |
| Antioch128 | Α | 843 | 216 | 25.62 | 86 | 125 | |
| Antioch128 | ۷ | 843 | 120 | 14.23 | 55 | 61 | |
| Antioch129 | ΑĮ | 583 | 171 | 29.33 | 76 | 86 | |
| Antioch129 | V | 583 | 69 | 11.84 | 30 | 35 | |
| Antioch130 | A J | 665 | 169 | 25.41 | 78 | 84 | |
| Antioch130 | V | 665 | 111 | 16.69 | 57 | 52 | |
| Antioch131 | A] | 968 | 254 | 26.24 | 141 | 102 | |
| Antioch131 | ٧ | 968 | 141 | 14.57 | 68 | 68 | |
| Antioch132 | A | 736 | 164 | 22.28 | 97 | 59 | |
| Antioch132 | ٧Į | 736 | 130 | 17.66 | 76 | 51 | |
| Antioch133 | A] | 811 | 167 | 20.59 | 99 | 64 | |
| Antioch133 | ١٧ | 811 | 139 | 17.14 | 62 | 72 | |
| Antioch134 | A | 972 | 181 | 18.62 | 103 75 | 76 | |
| Antioch134 | ۷ | 972 861 | 146 212 | 15.02 24.62 | 102 | 63 99 | |
| Antioch135 Antioch135 | A V | 861 | 107 | 12.43 | 59 | 46 | |
| Antioch136 | Ă | 1370 | 342 | 24.96 | 206 | 123 | |
| Antioch136 | ν̈́ | 1370 | 204 | 14.89 | 106 | 81 | |
| Antioch137 | À | 850 | 187 | 22.00 | 112 | 71 | |
| Antioch137 | νί | 850 | 135 | 15.88 | 81 | 49 | |
| Antioch138 | À | 1119 | 279 | 24.93 | 159 | 113 | |
| Antioch138 | νi | 1119 | 171 | 15.28 | 103 | 64 | |
| Antioch139 | À | 870 | 185 | 21.26 | 88 | 93 | |
| Antioch139 | V | 870 | 122 | 14.02 | 52 | 62 | |
| Antioch140 | Αİ | 1188 | 239 | 20.12 | 143 | 91 | |
| Antioch140 | v i | 1188 | 177 | 14.90 | 86 | 82 | |
| Antioch141 | Αİ | 1013 | 258 | 25.47 | 138 | 109 | |
| Antioch141 | νį | 1013 | 172 | 16.98 | 92 | 74 | |
| Antioch142 | A | 644 | 190 | 29.50 |] 104 | 77 | |
| Antioch142 | ۲۱ | 644 | 93 | 14.44 | 59 | 34 | • |
| Antioch143 | A | 1056 | 230 | 21.78 | 124 | 103 | |
| Antioch143 | ١٧ | 1056 | 163 | 15.44 | 83 | 67 | |
| Antioch144 | A | 575 | 151 | 26.26 | 85 | 63 | |
| Antioch144 | γļ | 575 | 93 | 16.17 | 57 | 32 | |
| Antioch145 | A 1 | 757 | 142 | 18.76 | 68 | 68 | |
| Antioch145 | ٧١ | 757 | 77 | 10.17 | 46 | 31 | |
| Antioch146 | A | 864 | 220 | 25.46 | 94 | 120 | |
| Antioch146 | V I | 864 1007 | 147 | 17.01 | 69 | 76 | |
| Antioch147 | A J | 1007 1007 | 232 151 | 23.04 | 104 | 120 76 | |
| Antioch147 | ۷۱ | | 151 | 15.00 75.00 | 67 | 76 | |
| Antioch801 Antioch801 | A I | 4 4 | 3 0 | 75.00 | 1 0 | 2 | |
| Antioch802 | A | 19 | 9 | 47.37 | 1 3 | 6 | |
| Antioch802 | Ÿ | 19 | 1 | 5.26 | 1 0 | 1 | |
| AITETOCHOUL | • | 13 | | 3,20 | İ | 1 | |
| COUNTY TOTAL | | 44221 | 17483 | 39.54 | 8737 | 8189 | |

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| 49 PRECINCTS | R V E O G T I E S R T S E R E D | B C A A L S L T O T S | T P U E R R N C O E U N T T A G E | Measure Y e s (NON) | O - City N O (NON) | of Antioch B | Business | License T | ax - M | lajority |
|------------------------------------------------------------------------|------------------------------------------------------------|-----------------------------------------|--------------------------------------------------------------|----------------------------------------------|----------------------|--------------|----------|-----------|--------|----------|
| ABSENTEES VOTING PRECINCTS | 44221 44221 | 10927 6556 | 24.71 14.83 | 5572 3165 | 5025 3164 | | | | | |
| 9TH CONGRESSIONAL DST 11TH CONGRESSIONAL DST CONGRESSIONAL TOTAL | 33501 10720 44221 | 13692 3791 17483 | 40.87 35.36 39.54 | 7000 1737 8737 | 6256 1933 8189 | | | | | |
| 7TH SENATORIAL STATE SENATE TOTAL | 44221 44221 | 17483 17483 | 39.54 39.54 | 8737 8737 8737 | 8189 8189 | | | | | |
| 11TH ASSEMBLY DST STATE ASSEMBLY TOTAL | 44221 44221 | 17483 17483 | 39.54 39.54 | 8737 8737 | 8189 8189 | | | | | |
| Bd Of Equalization BD OF EQUALIZATION TOT | 44221 44221 | 17483 17483 | 39.54 39.54 | 8737 8737 | 8189 8189 | | | | | |
| 3RD SUPERVISORIAL 5TH SUPERVISORIAL SUPERVISORIAL TOTAL | 37170 7051 44221 | 15046 2437 17483 | 40.48 34.56 39.54 | 7588 1149 8737 | 6977 1212 8189 | | | | | |
| CITY OF ANTIOCH CITY TOTAL | 44221 44221 | 17483 17483 | 39.54 39.54 | 8737 8737 | 8189 8189 | | | | | |
| MAIL BALLOT PRECINCT | 23 | 13 | 56.52 | 4 | 9 | | | | | |

ORDINANCE NO. 2094-C-S

AN ORDINANCE OF THE CITY OF ANTIOCH TO UPDATE THE EXISTING BUSINESS LICENSE TAX ORDINANCE TO INCLUDE A RESIDENTIAL LANDLORD BUSINESS LICENSE TAX AND TO CONFIRM THE EXISTING BUSINESS LICENSE TAX, WITH AN INCREASE IN THE MINIMUM TAX

The people of the City of Antioch do ordain as follows:

SECTION 1. BUSINESS LICENSING. The following sentence is added to the definition of "Business" in Section 3-1.102 of the Antioch Municipal Code:

"The rental or lease of real property is a Business subject to taxation under this chapter."

SECTION 2. RESIDENTIAL LANDLORD BUSINESS LICENSE TAX. The following provision is added to Chapter 1 of Title 3 of the Antioch Municipal Code to read as follows:

"Section 3-1.217 RESIDENTIAL LANDLORD

(A) In lieu of any other business license tax and subject to sub-section (B) below, all those in the business of renting living quarters, including but not limited to a rental dwelling unit as defined in Section 5-20.201 of the Antioch Municipal Code, shall pay the annual license amount indicated in the table immediately below based on the total number of units they are renting or have available for rent within the City of Antioch and the type of unit as defined in the Municipal Code:

| Type of Unit | Annual Tax |
|----------------------------------------------------------------------------|-------------------|
| Single family dwelling unit | \$250.00 per unit |
| Multi-family dwelling unit including duplexes, condominiums and apartments | \$150.00 per unit |

- (B) The following living quarters are excepted from this requirement to pay a business license tax based on dwelling units but still must pay the tax based on gross receipts: (i) those that fit within the definition of hospital, hotel, motel, and convalescent and extended care facility and residential care facility as defined in Section 9-5.203 of the Antioch Municipal Code; (ii) those that are exempt as a matter of law; and (iii) those that the Director of Financial Services reasonably determines to be substantially similar in nature to one of the excepted living quarters listed above.
- (C) The Director of Financial Services may promulgate policies and procedures to administer this tax.

SECTION 3. CONFIRMATION OF THE EXISTING BUSINESS LICENSE TAX

ORDINANCE AND RATE. The business license tax provisions in Chapter 1 of Title 3 of the Antioch Municipal Code are hereby confirmed. Any business not specifically enumerated in Chapter 1 of Title 3 of the Antioch Municipal Code, which the City may tax, shall pay a business license tax according to the average annual gross receipts as defined according to the existing formula in Section 3-1.201 of the Antioch Municipal Code, with the exception that the minimum tax is raised to \$100.00, except for Home Occupation Businesses as defined in Title 9 that are not "Professionals" as defined in Title 3, as to whom the minimum tax shall remain \$25.00:

| From | То | Tax |
|------------------------|----------------|-----------------------------------------------------------------------------------------------------|
| \$0.00 | \$20,000.00 | \$100.00 (except for non- Professional Home Occupation businesses which shall pay \$25.00) |
| \$20,001.00 | \$1,000,000.00 | \$1.25 / \$1,000.00 of gross receipts |
| \$1,000,001.00 & above | | \$1,250.00 plus 20 ¢ / thousand dollars of gross receipts over \$1,000,000.00 |

SECTION 4. AMENDMENT. This Ordinance may be repealed or amended by the City Council without a vote of the People except as follows: as required by Article XIIIC of the California Constitution, any amendment that increases the amount or rate of tax beyond the levels authorized by this Ordinance may not take effect unless approved by a vote of the People. The City Council may impose the tax in any amount or rate which does not exceed the rate approved by the voters of the City.

SECTION 5. REVENUE MEASURE. The tax adopted by this Ordinance is enacted solely to raise revenue for municipal purposes and is not intended for the purpose of regulation. The People of the City determine the tax to be an appropriate general tax for the purpose of raising revenue. Proceeds of the tax will be deposited in the general fund of the City and will be available for any lawful municipal purpose. This Ordinance does not, in itself, authorize the conduct of any business or activity in the City, but merely provides for the taxation of such businesses or activities.

SECTION 6. SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby. The voters of the City hereby declare that they would have adopted this Ordinance and each portion thereof regardless of the fact that an invalid portion or portions may have been present in the Ordinance.

SECTION 7. CEQA. This business license tax to be submitted to the voters is a general tax that can be used for any legitimate governmental purpose. As such, under CEQA Guidelines section 15378(b)(4), the tax is not a project within the meaning of CEQA because it creates a government funding mechanism that does not involve any commitment to any specific project that may result in a potentially significant impact on the environment. Therefore, under CEQA Guidelines section 15060, review under CEQA is not required.

<u>SECTION 8. EFFECTIVE DATE.</u> This ordinance relates to the levying and collecting of the City's business license tax and shall not take effect until ten days after the certification of its approval by the majority of the voters voting at the general municipal election to be held on November 4, 2014 pursuant to Elections Code section 9217

SECTION 9. <u>CERTIFICATION</u>; <u>PUBLICATION</u>. Upon approval by the voters, the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause it to be published according to law.

Ordinance No. 2094-C-S was submitted to the People of the City of Antioch at the November 4, 2014 municipal election. It is hereby certified that this Ordinance was **APPROVED** by the following vote of the People of Antioch:

YES: 8,737 NO: 8,189

This Ordinance was thereby adopted by the voters at the November 4, 2014 election and took effect 10 days following adoption of a resolution declaring the results of the election at a regular meeting of the City Council held on December 9, 2014, by the following vote:

AYES: Council Members Wilson, Rocha, Tiscareno and Mayor Harper

NOES: None ABSENT: None

I hereby certify that the foregoing is a true and correct copy of an ordinance duly and regularly adopted by the People of the City of Antioch, Kalifornia.

WADE HARPER

MAYOR OF THE CITY OF ANTIOCH

ATTEST

ARNE SIMONSEN

CITY CLERK OF THE CITY OF ANTIOCH

ATTACHMENT E



REQUEST FOR PROPOSAL

BUSINESS LICENSE DISCOVERY/RECOVERY

PROPOSAL NO. 946-1231-15F

PROPOSAL DUE DATE: THURSDAY, JANUARY 29, 2015 AT 2:00 PM

CITY OF ANTIOCH REQUEST FOR PROPOSAL RFP No. 946-1231-15F

BUSINESS LICENSE DISCOVERY/RECOVERY

RELEASE DATE:

December 31, 2014

CLOSING DATE:

Proposals must be received by Thursday, January 29, 2015

at 2:00 p.m. PST at the address listed below.

CONTACT PERSON:

Lisa Saunders, Finance Services Supervisor

925-779-6150 925-779-7054 (fax)

lsaunders@ci.antioch.ca.us

Mailing address:

City of Antioch Finance Department P.O. Box 5007

Antioch, CA 94531-5007

Delivery Address:

City of Antioch/Finance Department

200 H St

Antioch, CA 94509

Office Hours: M-T 8:00 a.m. – 5:00 p.m. (through January 8, 2015)

M-F 8:30 a.m. – 4:30 p.m. (effective January 12, 2015)

NOTICE TO BIDDERS

Notice is hereby given that the City of Antioch invites sealed bids for Business License Discovery/Recovery Services. Each proposal shall be in accordance with the conditions and specifications on file in the Office of the Finance Department, City Hall, 200 H St, Antioch, California 94509, where copies of said conditions and specifications may be inspected or obtained. All bids must be in the format specified, enclosed in a sealed envelope and clearly identified with bid title, name of bidder and date of bid opening.

Sealed bids shall be delivered to the Finance Department at the above indicated address on or before 2:00 p.m., Thursday, January 29, 2015. It is the bidder's responsibility to ensure that bids are received prior to the 2:00 p.m. bid closing time as <u>late bids will not be accepted</u>. The City of Antioch reserves the right to award or reject bids in part or in whole and on any basis it deems in the best interest of the City. Reference is hereby made to said specifications for further details which specifications, general conditions, and this "Notice to Bidders" shall be considered part of any contract made pursuant thereto.

If you downloaded this document from the City of Antioch's website, www.ci.antioch.ca.us/CityGov/Finance/Purchasing/RFPs.htm, it is the vendor's responsibility to check back with the website for any addenda that may have been issued, prior to the proposal due date. Or you may contact the Finance Department at 925-779-7055.

I. BACKGROUND

The City of Antioch was incorporated in 1872 as a general law city operating under the City Council/City Manager form of government. Antioch is a suburban city providing quality police, water, streets, parks, engineering, planning, and administrative services. The City has approximately 285 employees and an annual operating budget in excess of \$124 million.

The City has approximately 3,200 active business licenses, with a fiscal year 2015 budget of \$1,111,000 in business license tax revenue. In November 2014, Antioch voters approved Measure O, an update to the City's existing business license tax. Specifically, Measure O imposes an annual business license tax on residential landlords on the rental or leasing of detached single family dwelling units at \$250.00 per dwelling unit and attached multi-family dwelling units at \$150.00 per dwelling unit. The minimum tax for those businesses subject to the gross receipts tax formula, except for certain home occupation businesses, will be increased to \$100. Measure O became effective December 9, 2014. The ordinance language of Measure O can be found in Exhibit A to the RFP.

Section 1, Chapter 1 of Title 3 of the City's Municipal Code governs the City's business licenses and associated tax. The Municipal Code Chapter can be found at http://www.amlegal.com/antioch ca/.

The City will endeavor to administer the proposal process in accordance with the terms and dates outlined in this RFP, however, the City reserves the right to modify the activities, time line, or any other aspect of the process at any time, as deemed necessary. By requesting proposals, the City is in no way obligated to award a contract or pay the expenses of proposing vendors in connection with the preparation or submission of a proposal. The award of any contract shall be contingent on the requisite staff and Council approvals if required. Determination of best value to the City shall be based upon, but not limited to, the following considerations: cost; the ability, capacity, and skill of the proposer to provide the services; the ability of the provider to deliver timely services; the character, integrity, reputation, judgment, experience, and efficiency of the provider. No single factor will determine the final award decision. Please describe all other services that may be used in the determination for award of bid.

II. QUALIFYING REQUIREMENTS

The intent of this RFP is to identify a firm that can offer the highest quality of service at the lowest overall cost to the City of Antioch. The City plans to establish a two (2) year contract, if awarded, commencing approximately March 2, 2015, with an option to renew for an additional two (2) years. The City desires fixed pricing for the four-year contract period.

The City of Antioch reserves the right to cancel the awarded contract with a 30-day written notice for non-compliance of agreed upon proposed specifications.

The firm chosen by the City will be required to obtain a City business license prior to starting services.

III. SCOPE OF WORK

The City of Antioch is seeking to enter into contract with a firm that has demonstrated its ability in providing business license discovery and recovery for a public agency of equal or greater size than the City of Antioch. Business license administration is currently handled by multiple Finance staff and recruitment of a dedicated Business License Representative is in progress. The City utilizes Progressive Solutions Inc. for processing of business license transactions.

A. Required Services

- 1. Review of City business licenses to ensure that all persons/companies doing business with the City have a current business license. Review may include physical inventory of businesses and/or analyses of State databases such as State Board of Equalization or Franchise Tax Board.
 - a. This review may include assisting the City in determining those persons/businesses that fall in the category of "Residential Landlord" as defined in business license ballot Measure O approved by the voters on November 4, 2014 and effective December 9, 2014 (see Exhibit A). If there is an additional cost associated with this particular service, please detail in the sealed Cost Proposal.
- 2. For any business that does not have a current business license, achieve licensing compliance from those businesses.
 - a. This may include assisting in achieving licensing compliance from those persons/businesses that fall in the category of "Residential Landlord" (see 1a. above). If there is an additional cost associated with this particular service, please detail in the sealed Cost Proposal.
- 3. Provide assistance to City in verifying accuracy of "gross receipts" reported by businesses as basis of business license tax amount due.

B. Optional Services

Please detail any additional services your firm provides that it believes may be of value to the City in the administration of Business License. Any additional services detailed may or may not be selected by the City.

IV. PROPOSAL REQUIREMENTS

A. General Requirements

- a. Inquiries concerning the RFP must be submitted via email to Lisa Saunders, Finance Services Supervisor, at the following email address: Isaunders@ci.antioch.ca.us
- b. Responses will not be made to telephone inquiries.
- c. Proposal Submittal: An <u>original and five copies</u> of the complete request for proposal are required. The original must be clearly marked and contain original signatures and must be easily reproducible. Failure to clearly mark the original and provide original signatures will result in a proposal being found non-responsive and given no consideration. The form of the RFP may be found at www.ci.antioch.ca.us/CityGov/Finance/Purchasing/RFPs.htm. There, the document can be downloaded.

The proposal should be delivered as follows:

Mailing address:

City of Antioch Finance Department P.O. Box 5007 Antioch, CA 94531-5007

Delivery Address:

City of Antioch Finance Department 200 H St Antioch, CA 94509

B. Format of Technical Proposal

- a. Title Page showing the RFP subject and proposal number; the firm's name; the name, address, telephone number and email address of the contact person and date of proposal.
- b. Table of Contents identifying the materials submitted by section and page number.
- c. Signed Cover Letter briefly stating the proposer's understanding of the services to be performed; the commitment to perform the services within the specified time period and the person authorized to represent the proposer.
- d. Detailed proposal organized in the order set forth in Section C below.

C. Contents of Technical Proposal

The purpose of the Technical Proposal is to demonstrate the qualifications, competence and capacity of the firm seeking to provide assistance to the City with Business License services in conformity with the requirements of this RFP. As such, the substance of the proposals will carry more weight than the form or manner of the presentation. The Technical Proposal should demonstrate the qualifications of the firm and of the particular staff to be assigned to the engagement.

The Technical Proposal should address all points outlined in the RFP, excluding cost information, which should only be included in the sealed Cost Proposal. The Technical Proposal should be prepared in a straightforward and economical manner, providing a concise description of the proposer's capabilities to satisfy the requirements of this RFP. While additional information may be presented, the following items must be included. They represent the criteria which the proposal will be evaluated. Specific sections of the Technical Proposal should address:

1. Company Qualifications and Experience

- a. To qualify, the firm must have comprehensive experience in business license processes of local governments. The proposal should state the size of the firm, the location of the office from which the work on this engagement is to be performed, and the number and nature of the professional staff to be employed in this engagement.
- b. The proposer must provide a list of all current municipal clients for its business license services it provides.
- c. The proposer must identify the principal staff who will be assigned to this engagement, including resumes.

2. Similar Engagements with Other Government Entities

- a. List the most significant engagements performed in the last three (3) years that are similar to the engagement listed in this RFP.
- b. Provide three (3) local government references that are of similar size and scope of services being requested by the City. For each reference, include the organization name, dates for which the services are being provided, type of service(s) being provided, and the name, address and telephone number of the responsible person within the organization that we may contact. The City reserves the right to contact any or all of the listed references regarding services performed by the proposer.

3. Specific Approach to Discovery/Recovery

- a. The proposal should set forth a work plan, including an explanation of the methodology to be followed for both the Required Services and Optional Services as described in this RFP.
- b. The proposal should set forth approach taken to gain an understanding of the City's policies and procedures related to business licensing.

4. City's Consulting Services Agreement

The successful proposer shall be required to execute a Consulting Services Agreement, a

template of which is attached as Exhibit B. If proposer has any questions or proposed deviations to the provisions in this Agreement, those must be set forth in writing in the proposal. Otherwise, the proposer shall be deemed to have accepted all provisions of the Agreement.

No Proposal: If a service requirement or section of the proposal cannot be met by a proposer, then "No Proposal" should be indicated in the Technical Proposal. An alternative equivalent service may be offered.

Contracted Services: If a service is provided by a third party, please indicate this clearly on in the Technical Proposal.

D. Cost Proposal

The sealed cost proposal should identify the detailed pricing information relative to the Required Services and then Optional Services proposer may provide. If a contingency fee structure is proposed, the specific contingency percentage and methodology must be described.

V. EVALUATION OF PROPOSALS

All proposals submitted will be reviewed by a City of Antioch evaluation panel. At the completion of the proposal review, finalists will be asked to provide an in-depth presentation. The panel will select the proposal which best fulfills the City's requirements and represents the best value to the City of Antioch. No single factor will determine the final award decision.

Overall responsiveness to the Request for Proposal is an important factor in the evaluation process. Proposals will be evaluated on the basis of:

- Proposer's professional qualifications for performing work
- The proposer's past experience and performance in similar engagements
- Proposer's success with other clients in achieving full recovery of business license taxes due
- Cost proposal

VI. TENTATIVE RFP SCHEDULE (Subject to Change)

| Mail/publish RFP | December 31, 2014 |
|------------------------------------------|-------------------------------|
| Proposal Deadline | January 29, 2015 @ 2:00 p.m. |
| Evaluation of Proposals | January 30 – February 6, 2015 |
| Interviews with Finalists | Week of February 9, 2015 |
| Notification of Award | February 17, 2015 |
| Council Meeting / Approval (if required) | .February 24, 2015 |
| Implementation Kick-off Date | .March 2, 2015 |
| | |

EXHIBIT 'A'

Exhibit A

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF ANTIOCH TO UPDATE THE EXISTING BUSINESS LICENSE TAX ORDINANCE TO INCLUDE A RESIDENTIAL LANDLORD BUSINESS LICENSE TAX AND TO CONFIRM THE EXISTING BUSINESS LICENSE TAX, WITH AN INCREASE IN THE MINIMUM TAX

The people of the City of Antioch do ordain as follows:

SECTION 1. BUSINESS LICENSING. The following sentence is added to the definition of "Business" in Section 3-1.102 of the Antioch Municipal Code:

"The rental or lease of real property is a Business subject to taxation under this chapter."

SECTION 2. RESIDENTIAL LANDLORD BUSINESS LICENSE TAX. The following provision is added to Chapter 1 of Title 3 of the Antioch Municipal Code to read as follows:

"Section 3-1,217 RESIDENTIAL LANDLORD

(A) In lieu of any other business license tax and subject to subsection (B) below, all those in the business of renting living quarters, including but not limited to a rental dwelling unit as defined in Section 5-20.201 of the Antioch Municipal Code, shall pay the annual license amount indicated in the table immediately below based on the total number of units they are renting or have available for rent within the City of Antioch and the type of unit as defined in the Municipal Code:

| Type of Unit | Annual Tax |
|-----------------------------------------------------------------|-------------------|
| Single family dwelling unit | \$250.00 per unit |
| Multi-family dwelling unit including duplexes, condominiums and | \$150.00 per unit |
| apartments | |

(B) The following living quarters are excepted from this requirement to pay a business license tax based on dwelling units but still must pay the tax based on gross receipts: (i) those that fit within the definition of hospital, hotel, motel, and convalescent and extended care facility and residential care facility as defined in Section 9-5.203 of the Antioch Municipal Code; (ii) those that are exempt as a matter of law; and (iii) those that the Director of Financial Services reasonably determines to be substantially similar in nature to one of the excepted living quarters listed above.

(C) The Director of Financial Services may promulgate policies and procedures to administer this tax.

SECTION 3. CONFIRMATION OF THE EXISTING BUSINESS LICENSE TAX ORDINANCE AND RATE. The business Ilcense tax provisions in Chapter 1 of Title 3 of the Antioch Municipal Code are hereby confirmed. Any business not specifically enumerated in Chapter 1 of Title 3 of the Antioch Municipal Code, which the City may tax, shall pay a business license tax according to the average annual gross receipts as defined according to the existing formula in Section 3-1.201 of the Antioch Municipal Code, with the exception that the minimum tax is raised to \$100.00, except for Home Occupation Businesses as defined in Title 9 that are not "Professionals" as defined in Title 3, as to whom the minimum tax shall remain \$25.00:

| From | То | Tax |
|------------------------|----------------|-----------------------------------------------------------------------------------------------------|
| \$0.00 | \$20,000.00 | \$100.00 (except for non- Professional Home Occupation businesses which shall pay \$25.00) |
| \$20,001.00 | \$1,000,000.00 | \$1,25 / \$1,000.00 of gross receipts |
| \$1,000,001.00 & above | | \$1,250.00 plus 20 ¢ / thousand dollars of gross receipts over \$1,000,000.00 |

SECTION 4. AMENDMENT. This Ordinance may be repealed or amended by the City Council without a vote of the People except as follows: as required by Article XIIIC of the California Constitution, any amendment that increases the amount or rate of tax beyond the levels authorized by this Ordinance may not take effect unless approved by a vote of the People. The City Council may impose the tax in any amount or rate which does not exceed the rate approved by the voters of the City.

SECTION 5. REVENUE MEASURE. The tax adopted by this Ordinance is enacted solely to raise revenue for municipal purposes and is not intended for the purpose of regulation. The People of the City determine the tax to be an appropriate general tax for the purpose of raising revenue. Proceeds of the tax will be deposited in the general fund of the City and will be available for any lawful municipal purpose. This Ordinance does not, in itself, authorize the conduct of any business or activity in the City, but merely provides for the taxation of such businesses or activities.

SECTION 6. SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby. The voters of the City hereby declare that they would have adopted this Ordinance and each portion thereof regardless of the fact that an invalid portion or portions may have been present in the Ordinance.

SECTION 7. CEQA. This business license tax to be submitted to the voters is a general tax that can be used for any legitimate governmental purpose. As such, under CEQA Guidelines section 15378(b)(4), the tax is not a project within the meaning of CEQA because it creates a government funding mechanism that does not involve any commitment to any specific project that may result in a potentially significant impact on the environment. Therefore, under CEQA Guidelines section 15060, review under CEQA is not required.

SECTION 8. EFFECTIVE DATE. This ordinance relates to the levying and collecting of the City's business license tax and shall not take effect until ten days after the certification of its approval by the majority of the voters voting at the general municipal election to be held on November 4, 2014 pursuant to Elections Code section 9217

SECTION 9. CERTIFICATION; PUBLICATION. Upon approval by the voters, the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause it to be published according to law.

Ordinance No. _____ was submitted to the People of the City of Antioch at the November 4, 2014 municipal election. It is hereby certified that this Ordinance was APPROVED by the following vote of the People of Antioch:

YES:
NO:

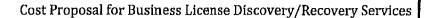
This Ordinance was thereby adopted by the voters at the November 4, 2014 election and took effect 10 days following adoption of a resolution declaring the results of the election at a regular meeting of the City Council held on _____ by the following vote:

AYES:
NOES:
ABSENT:
I hereby certify that the foregoing is a true and correct copy of an ordinance duly and regularly adopted by the People of the City of Antioch, California.

Arne Simonsen, City Clerk of the City of Antioch

Page 3 of 3

EXHIBIT B - COST PROPOSAL





Cost Proposal

Local Tax Compliance Discovery Services

MuniServices' compensation for providing Discovery Services will be a contingency fee of 32.5% of the additional revenue received by the City from the services. The 32.5% will apply to the current tax year, all eligible prior period revenues, and any applicable penalties, interest, and late charges. The contingency fee only applies to revenue actually received by the City. The term "current tax year" shall mean the most recent tax year for which local taxes are due and payable to the City, and in which MuniServices has identified deficiencies.

Discount

Should the City also use MuniServices Business Tax Administration service, the contingency fee is reduced to a 30% contingency fee.

Local Tax Compliance Audit Services

MuniServices' compensation for the Audit Service will be a contingency fee of 32.5%. The 32.5% contingency fee will apply to revenue received by the City as a result of deficiencies identified in the review and will include any eligible prior period revenues together with all applicable penalties, interest and late charges. The City agrees to use reasonable and diligent efforts to collect deficiencies identified by MuniServices.

Discount

Should the City also use MuniServices Business Tax Administration service, the contingency fee is reduced to 30%.

Optional Service - Local Tax Compliance Turn-key Administration Services

MuniServices' compensation for providing the Business License Tax Administration Services will be \$10.00 per license issued. Additionally we offer to administer the City's Transient Occupancy Tax and returns as part of the Administration service.

The per-license fee is adjusted at the beginning of each calendar year by the percentage change in the Consumer Price Index – West Urban (CPI-WU) as reported by the Bureau of Labor Statistics. The initial CPI-WU used for the first CPI adjustment will be the CPI-WU for the month in which the agreement is fully signed. The adjustments thereafter will be based on the CPI-WU from December of the prior calendar year. Each annual adjustment will not be less than two percent (2%) or greater than ten percent (10%).

Included in the above compensation for Tax Administration Services are:

- 1. Printing and Mailing costs (for notifications, license issuance, etc.)
- 2. Ongoing database management and back-up (taxpayer information)
- 3. Forms processing and funds disbursement (secure lockbox operation)
- 4. Development and support of an on-line business license filing and payment application.



STAFF REPORT TO THE CITY COUNCIL

DATE:

Regular Meeting of February 24, 2015

TO:

Honorable Mayor and Members of the City Council

SUBMITTED BY:

Dawn Merchant, Finance Director

SUBJECT:

Business License Discovery/Recovery Contract

RECOMMENDED ACTION

It is recommended that the City Council approve entering into a contract for business license discovery/recovery services with MuniServices for a two year term, with the option to renew for an additional two years. The fee is on a contingency basis and will be 32.5% of new revenues generated directly by MuniServices. The fee will apply to revenues for the current tax year, all eligible prior period revenues and any applicable penalties, interest and late charges.

STRATEGIC PURPOSE

This action is essential to Strategy L-4 in the Strategic Plan: "Implement City Council policies and direction," as well as Strategy N-2: "Ensure the City achieves long-term fiscal sustainability." The City Council placed Measure O on the ballot to generate additional revenues for the City's General Fund by instituting a residential landlord tax and raising the minimum business license tax. Measure O aids the City in achieving long-term fiscal sustainability. Council further directed that a Business License Representative and outside discovery/recovery firm be hired. It is important to have tools in place to ensure the City is implementing Measure O and collecting all revenues entitled to achieve the maximum financial impact.

FISCAL IMPACT

The cost of this contract will fluctuate depending on the new revenues generated by MuniServices under the scope of work. The fixed contingent fee will be 32.5% of new revenues collected. For example, \$400,000 in new revenue would equate to \$130,000 in fees. Should the company assist in discovery of rental units under Measure O, \$2,000,000 in new revenue would equate to \$650,000. The fees will be paid out of the new revenue generated and will not be paid from any other General Fund sources or reserves.

DISCUSSION

On December 31, 2014 the City issued Request for Proposal No. 946-1231-15F for business license discovery/recovery services. Bids were due January 29, 2015. Three bids were received. Interviews of two finalists were conducted on February 9, 2015 by a panel of staff members. After careful review of proposals submitted and the results of the interview process, City staff is recommending that the contract be awarded to

MuniServices for a two year term, with the option to renew for another two years. Staff feels that MuniServices qualifications and services that can be provided are best suited for the City's needs. In addition, MuniServices currently provides the City with sales tax services and therefore has a strong working relationship with the City.

MuniServices will provide local tax compliance discovery and audit to assist the City in identifying businesses that are conducting business in the City but are not currently licensed. As part of this, MuniServices will work directly with the business to achieve compliance and explain the City's Municipal Code and policies. MuniServices can also provide deficiency audit services to identify businesses that may not be paying the full amount of tax to which they are subject to under the ordinance.

ATTACHMENTS

A. Consulting Services Agreement with MuniServices

CONSULTING SERVICES AGREEMENT BETWEEN THE CITY OF ANTIOCH AND MUNISERVICES, LLC

THIS AGREEMENT for consulting services is made by and between the City of Antioch ("City") and MuniServices, LLC ("Consultant") as of February XX, 2015.

Section 1. SERVICES. Subject to the terms and conditions set forth in this Agreement, Consultant shall furnish all technical and professional services including labor, material, equipment, transportation, supervision and expertise to provide to City the services described in the Scope of Work attached as Exhibit A at the time and place and in the manner specified therein. In the event of a conflict in or inconsistency between the terms of this Agreement and Exhibit A, the Agreement shall prevail.

- 1.1 <u>Term of Services.</u> The term of this Agreement shall begin on the date first noted above and shall end February XX, 2017, the date of completion specified in the Request for Proposal included in <u>Exhibit A</u>, and Consultant shall complete the work described in <u>Exhibit A</u> prior to that date, unless the term of the Agreement is otherwise terminated or extended, as provided for in Section 8. The time provided to Consultant to complete the services required by this Agreement shall not affect the City' right to terminate the Agreement, as provided for in Section 8.
- 1.2 <u>Standard of Performance.</u> Consultant represents that it is experienced in providing these services to public clients and is familiar with the plans and needs of City. Consultant shall perform all services required pursuant to this Agreement in the manner and according to the standards observed by a competent practitioner of the profession in which Consultant is engaged in the geographical area in which Consultant practices its profession.
- 1.3 <u>Assignment of Personnel.</u> Consultant shall assign only competent personnel to perform services pursuant to this Agreement. In the event that City, in its sole discretion, at any time during the term of this Agreement, desires the reassignment of any such persons, Consultant shall, immediately upon receiving notice from City of such desire of City, reassign such person or persons.
- 1.4 <u>Time.</u> Consultant shall devote such time to the performance of services pursuant to this Agreement as may be reasonably necessary to meet the standard of performance provided in Section 1.1 above and to satisfy Consultant's obligations hereunder.

<u>COMPENSATION.</u> City hereby agree to pay Consultant a sum not to exceed 32.5% of new revenues generated by MuniServices for work described in <u>Exhibit A</u>; this fee will apply to revenues for the current tax year, all eligible prior period revenues and any applicable penalties, interest and late charges, notwithstanding any contrary indications that may be contained in Consultant's proposal, for services to be performed and reimbursable costs incurred under this Agreement. In the event of a conflict between this Agreement and Consultant's proposal, attached as <u>Exhibit A</u>, regarding the amount of compensation (outlined in <u>Exhibit B</u>), the Agreement shall prevail. City shall pay Consultant for services rendered pursuant to this Agreement at the time and in the manner set forth below. The payments specified below shall be the only payments from City to Consultant for services rendered pursuant to this Agreement. Except as specifically authorized by City, Consultant shall not bill City for duplicate services performed by more than one person.

Consultant and City acknowledge and agree that compensation paid by City to Consultant under this Agreement is based upon Consultant's estimated costs of providing the services required hereunder, including salaries and benefits of employees and subcontractors of Consultant. Consequently, the parties further agree that compensation hereunder is intended to include the costs of contributions to any pensions and/or annuities to which Consultant and its employees,

agents, and subcontractors may be eligible. City therefore has no responsibility for such contributions beyond compensation required under this Agreement.

- 2.1 <u>Invoices.</u> Consultant shall submit invoices, not more often than once a month during the term of this Agreement, based on the cost for services performed and relmbursable costs incurred prior to the invoice date. Invoices shall contain the following information:
 - Serial identifications of progress bills: i.e., Progress Bill No. 1 for the first invoice, etc.;
 - The beginning and ending dates of the billing period;
 - A Task Summary containing the original contract amount, the amount of prior billings, the total due this period, the balance available under the Agreement, and the percentage of completion;
 - At City' option, for each work item in each task, a copy of the applicable time entries or time sheets shall be submitted showing the name of the person doing the work, the hours spent by each person, a brief description of the work, and each reimbursable expense;
 - The total number of hours of work performed under the Agreement by Consultant and each employee, agent, and subcontractor of Consultant performing services. The Consultant's signature.

2.2 Payment Schedule.

- 2.2.1 City shall make incremental payments, based on invoices received, [according to the cost proposal attached as Exhibit B], for services satisfactorily performed, and for authorized reimbursable costs incurred. City shall have 30 days from the receipt of an invoice that complies with all of the requirements of Section 2.1 to pay Consultant. To the extent permitted by law, upon failure to pay any amount owed to Consultant within thirty (30) days of receipt of such invoice, City shall pay interest at the rate of the lower of the Wall Street Journal Prime Rate plus three percent (3%) per annum, or the highest legal rate, and City shall pay a late charge in the amount of (5%) of the outstanding amount of any such invoice more than thirty (30) days in arrears to cover the extra expense involved in handling delinquent payments. City further agrees to pay or reimburse Consultant reasonable attorneys' fees and court costs incurred by Consultant in connection with the collection of amounts owed by City to Consultant.
- 2.2.2 City shall pay the last 10% of the total sum due pursuant to this Agreement within sixty (60) days after completion of the services and submittal to City of a final invoice, if all services required have been satisfactorily performed.]
- 2.3 <u>Total Payment.</u> City shall pay for the services to be rendered by Consultant pursuant to this Agreement. City shall not pay any additional sum for any expense or cost whatsoever incurred by Consultant in rendering services pursuant to this Agreement.

In no event shall Consultant submit any invoice for an amount in excess of the maximum amount of compensation provided above either for a task or for the entire Agreement, unless the Agreement is modified prior to the submission of such an invoice by a properly executed change order or amendment.

| 2.4 | Hourly Fees. Fees for work performed by Consultant on an hourly basis shall not exceed the amount |
|-----|---------------------------------------------------------------------------------------------------|
| | shown on the following fee schedule: not applicable |

2.5 <u>Reimbursable Expenses.</u> Separate reimbursable expenses are not included in this agreement and compensation will only be provided as outlined in <u>Exhibit B</u>.

- **2.6** Payment of Taxes. Consultant is solely responsible for the payment of employment taxes incurred under this Agreement and any similar federal or state taxes.
- 2.7 <u>Authorization to Perform Services.</u> The Consultant is not authorized to perform any services or incur any costs whatsoever under the terms of this Agreement until receipt of authorization from the Contract Administrator.
- Section 3. FACILITIES AND EQUIPMENT. Except as set forth herein, Consultant shall, at its sole cost and expense, provide all facilities and equipment that may be necessary to perform the services required by this Agreement. City shall make available to Consultant only the facilities and equipment listed in this section, and only under the terms and conditions set forth herein.

City shall furnish physical facilities such as desks, filing cabinets, and conference space, as may be reasonably necessary for Consultant's use while consulting with City employees and reviewing records and the information in possession of the City. The location, quantity, and time of furnishing those facilities shall be in the sole discretion of City. In no event shall City be obligated to furnish any facility that may involve incurring any direct expense, including but not limited to computer, long-distance telephone or other communication charges, vehicles, and reproduction facilities.

- Section 4. INSURANCE REQUIREMENTS. Before beginning any work under this Agreement, Consultant, at its own cost and expense, shall procure insurance against claims for injuries to persons or damages to property that may arise from or in connection with the performance of the work by the Consultant and its agents, representatives, employees, and subcontractors. Consultant shall provide proof satisfactory to City of such insurance that meets the requirements of this section and under forms of insurance satisfactory in all respects to the City. Consultant shall maintain the insurance policies required by this section throughout the term of this Agreement. The cost of such insurance shall be included in the Consultant's proposal. Consultant shall not allow any subcontractor to commence work on any subcontract until Consultant has obtained all insurance required herein for the subcontractor(s) and provided evidence thereof to City. Verification of the required insurance shall be submitted and made part of this Agreement prior to execution. Insurers shall have an A.M. Best's rating of no less than A:VII unless otherwise accepted by the City in writing:
- 4.1. Commercial General Liability (CGL): Insurance Services Office Form CG 00 01 or policy equivalent covering CGL on an "occurrence" basis, including products and completed operations, property damage, bodily injury and personal & advertising injury with limits no less than \$1,000,000 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit. If Consultant's services include work within 50 feet of a railroad right of way, the Contractor shall have removed any exclusion on their liability policy limiting coverage for work near a railroad, or shall provide a Railroad Protective Liability policy in favor of the City. Limits for such coverage shall be no less than \$5,000,000.
- 4.2. <u>Automobile Liability Insurance</u>. ISO Form Number CA 00 01 or policy equivalent covering any auto (Code 1), or if Contractor has no owned autos, hired, (Code 8) and non-owned autos (Code 9), with limit no less than \$1,000,000 per accident for bodily injury and property damage.
- 4.3. <u>Workers' Compensation Insurance</u>. as required by the State of California, with Statutory Limits, and Employer's Liability Insurance with limit of no less than \$1,000,000 per accident for bodily injury or disease.
- **4.4. Professional Liability (Errors and Omissions)**: Insurance appropriate to the Contractor's profession, with limit no less than \$1,000,000 per occurrence or claim, \$2,000,000 aggregate.
- **4.5.** Other Insurance Provisions. The insurance policies are to contain, or be endorsed to contain, the following provisions:

- 4.5.1 Additional Insured Status. The City, its officers, officials, and employees, are to be covered as additional insureds on the CGL policy with respect to liability arising out of work or operations performed by or on behalf of the Contractor including materials, parts, or equipment furnished in connection with such work or operations. General liability coverage can be provided in the form of an endorsement to the Contractor's insurance (at least as broad as ISO Form CG 20 10 11 85 or if not available, through the addition of both CG 20 10 and CG 20 37 if a later edition is used).
- 4.5.2 *Primary Coverage*. For any claims related to this contract, the Contractor's insurance coverage shall be primary insurance as respects the City, its officers, officials, and employees. Any insurance or self-insurance maintained by the City, its officers, officials, or employees, shall be excess of the Contractor's insurance and shall not contribute with it.
- 4.5.3 Notice of Cancellation. Each insurance policy required above shall provide that coverage shall not be canceled, except with notice to the City.
- 4.5.4 Waiver of Subrogation. With respect to commercial general liability insurance and automobile liability insurance required hereunder, Contractor hereby grants to City a waiver of any right to subrogation which any insurer of said Contractor may acquire against the City by virtue of the payment of any loss under such insurance. Contractor agrees to obtain any endorsement that may be necessary to affect this waiver of subrogation, but this provision applies regardless of whether or not the City has received a waiver of subrogation endorsement from the insurer.
- 4.5.5 Deductibles and Self-Insured Retentions. Any deductibles or self-insured retentions must be declared to and approved by the City. The City may require the Contractor to purchase coverage with a lower deductible or retention or provide proof of ability to pay losses and related investigations, claim administration, and defense expenses within the retention.
 - 4.5.6 Claims made policies. If any of the required policies provide claims-made coverage:
- 4.5.6.1 The Retroactive Date must be shown, and must be before the date of the contract or the beginning of contract work.
- 4.5.6.2 Insurance must be maintained and evidence of insurance must be provided for at least two (2) years after completion of the contract of work.
- 4.5.6.3 If coverage is canceled or non-renewed, and not replaced with another claims-made policy form with a Retroactive Date prior to the contract effective date, the Contractor must purchase "extended reporting" coverage for a minimum of two (2) years after completion of contract work.
- 4.6. <u>Certificate of Insurance and Endorsements</u>. Contractor shall furnish the City with original certificates and amendatory endorsements or copies of the applicable policy language effecting coverage required by this clause. All certificates and endorsements are to be received and approved by the City before work commences. However, failure to obtain the required documents prior to the work beginning shall not waive the Contractor's obligation to provide them. In the event that Contractor materially breaches any provision of this Agreement, the City reserves the right to require complete, certified copies of all applicable insurance policies, including endorsements required by these specifications.
- 4.7. <u>Subcontractors</u>. Contractor shall include all subcontractors as insured under its polices or shall furnish separate certificates and endorsements for each subcontractor. All coverages for subcontractors shall be subject to all of the requirements stated in this Agreement, including but not limited to naming additional insureds.

- 4.8. <u>Higher limits</u>. If the contractor maintains higher limits than the minimums shown above, the City requires and shall be entitled to coverage for the higher limits maintained by the Contractor. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the City.
- 4.9 <u>Special Risks or Circumstances</u>. City reserves the right to modify these requirements, including limits, based on the nature of the risk, prior experience, insurer, coverage or other special circumstances.
- **4.10** Remedies. In addition to any other remedies City may have if Consultant fails to provide or maintain any insurance policles or policy endorsements to the extent and within the time herein required, City may, at its sole option exercise any of the following remedies, which are alternatives to other remedies City may have and are not the exclusive remedy for Consultant's breach:
 - Obtain such insurance and deduct and retain the amount of the premiums for such insurance from any sums due under the Agreement;
 - Order Consultant to stop work under this Agreement or withhold any payment that becomes due to Consultant hereunder, or both stop work and withhold any payment, until Consultant demonstrates compliance with the requirements hereof; and/or
 - Terminate this Agreement.

Section 5. INDEMNIFICATION AND CONSULTANT'S RESPONSIBILITIES

- 5.1. CONSULTANT shall, to the fullest extent permitted by law, indemnify; defend (with counsel acceptable to the CITY) and hold harmless CITY, and its employees, officials and agents ("Indemnified Parties") from and against any and all losses, claims, damages, costs and liability arising out of any personal injury, loss of life, damage to property, or any violation of any federal, state, or municipal law or ordinance, arising out of or resulting from the negligent performance of this Agreement by CONSULTANT, its officers, employees, agents, subcontractors or sub-consultants, excepting only liability arising from the sole negligence, active negligence or intentional misconduct of CITY. To the maximum extent permitted by law, in no event shall Consultant, its employees, contractors or agents be liable for any indirect, incidental, special, punitive or consequential damages, lost data or cost of procurement of substitute goods or services arising from or related to the services herein, whether for, among other things, breach of warranty or any obligation arising therefrom, and whether liability is asserted in contract or tort (including but not limited to negligence and strict product liability) whether or not CONSULTANT has been advised of the possibility of any such loss or damage.
- 5.2. In the event that Consultant or any employee, agent, sub-consultant or subcontractor of Consultant providing services under this Agreement is determined by a court of competent jurisdiction or the California Public Employees Retirement System (PERS) to be eligible for enrollment in PERS as an employee of City, Consultant shall indemnify, defend, and hold harmless City for the payment of any employee and/or employer contributions for PERS benefits on behalf of Consultant or its employees, agents, sub-consultants or subcontractors, as well as for the payment of any penalties and interest on such contributions, which would otherwise be the responsibility of City.
- **5.3**. Acceptance by City of insurance certificates and endorsements required under this Agreement does not relieve Consultant from liability under this indemnification and hold harmless clause. This indemnification and hold harmless clause shall apply to any damages or claims for damages whether or not such insurance policies shall have been determined to apply.
- **5.4.** By execution of this Agreement, Consultant acknowledges and agrees to the provisions of this Section and that it is a material element of consideration, and that these provisions survive the termination of this Agreement.

Section 6. STATUS OF CONSULTANT.

- Independent Contractor. At all times during the term of this Agreement, Consultant shall be an independent contractor and shall not be an employee of City. City shall have the right to control Consultant only insofar as the results of Consultant's services rendered pursuant to this Agreement and assignment of personnel pursuant to Subparagraph 1.3; however, otherwise City shall not have the right to control the means by which Consultant accomplishes services rendered pursuant to this Agreement. Notwithstanding any other City, state, or federal policy, rule, regulation, law, or ordinance to the contrary, Consultant and any of its employees, agents, and subcontractors providing services under this Agreement shall not qualify for or become entitled to, and hereby agree to waive any and all claims to, any compensation, benefit, or any incident of employment by City, including but not limited to eligibility to enroll in the California Public Employees Retirement System (PERS) as an employee of City and entitlement to any contribution to be paid by City for employer contributions and/or employee contributions for PERS benefits.
- 6.2 <u>Consultant No Agent.</u> Except as City may specify in writing, Consultant shall have no authority, express or implied, to act on behalf of City in any capacity whatsoever as an agent. Consultant shall have no authority, express or implied, pursuant to this Agreement to bind City to any obligation whatsoever.

Section 7. LEGAL REQUIREMENTS.

- 7.1 Governing Law. The laws of the State of California shall govern this Agreement.
- **7.2** Compliance with Applicable Laws. Consultant and any subcontractors shall comply with all laws applicable to the performance of the work hereunder.
- 7.3 Other Governmental Regulations. To the extent that this Agreement may be funded by fiscal assistance from another governmental entity, Consultant and any subcontractors shall comply with all applicable rules and regulations to which City is bound by the terms of such fiscal assistance program.
- 7.4 <u>Licenses and Permits.</u> Consultant represents and warrants to City that Consultant and its employees, agents, and any subcontractors have all licenses, permits, qualifications, and approvals of whatsoever nature that are legally required to practice their respective professions. Consultant represents and warrants to City that Consultant and its employees, agents, any subcontractors shall, at their sole cost and expense, keep in effect at all times during the term of this Agreement any licenses, permits, and approvals that are legally required to practice their respective professions. In addition to the foregoing, Consultant and any subcontractors shall obtain and maintain during the term of this Agreement valid Business Licenses from City.
- Nondiscrimination and Equal Opportunity. Consultant shall not discriminate, on the basis of a person's race, religion, color, national origin, age, physical or mental handicap or disability, medical condition, marital status, sex, sexual orientation or any other legally protected status, against any employee, applicant for employment, subcontractor, bidder for a subcontract, or participant in, recipient of, or applicant for any services or programs provided by Consultant under this Agreement. Consultant shall comply with all applicable federal, state, and local laws, policies, rules, and requirements related to equal opportunity and nondiscrimination in employment, contracting, and the provision of any services that are the subject of this Agreement, including but not limited to the satisfaction of any positive obligations required of Consultant thereby.

Consultant shall include the provisions of this Subsection in any subcontract approved by the Contract Administrator or this Agreement.

7.6 Prevailing Wages. Should the scope of work fall under the requirements of the California Labor Code and implementing regulations for the payment of prevailing wages, then Consultant shall comply and pay prevailing wages.

Section 8. TERMINATION AND MODIFICATION.

8.1 Termination. City may cancel this Agreement at any time and without cause upon 30 days' written notification to Consultant.

Consultant may cancel this Agreement upon 30 days' written notice to City and shall include in such notice the reasons for cancellation.

In the event of termination, Consultant shall be entitled to compensation for services performed to the effective date of termination; City, however, may condition payment of such compensation upon Consultant delivering to City any or all documents, photographs, computer software, video and audio tapes, and other materials provided to Consultant or prepared by or for Consultant or the City in connection with this Agreement.

- 8.2 Extension. City may, in their sole and exclusive discretion, extend the end date of this Agreement beyond that provided for in Subsection 1.1. Any such extension shall require a written amendment to this Agreement, as provided for herein. Consultant understands and agrees that, if City grants such an extension, City shall have no obligation to provide Consultant with compensation beyond the maximum amount provided for in this Agreement. Similarly, unless authorized by the Contract Administrator, City shall have no obligation to reimburse Consultant for any otherwise reimbursable expenses incurred during the extension period.
- **8.3** Amendments. The parties may amend this Agreement only by a writing signed by all the parties.
- 8.4 Assignment and Subcontracting. City and Consultant recognize and agree that this Agreement contemplates personal performance by Consultant and is based upon a determination of Consultant's unique personal competence, experience, and specialized personal knowledge. Moreover, a substantial inducement to City for entering into this Agreement was and is the professional reputation and competence of Consultant. Consultant may not assign this Agreement or any interest therein without the prior written approval of the Contract Administrator. Consultant shall not subcontract any portion of the performance contemplated and provided for herein, other than to the subcontractors noted in the proposal, without prior written approval of the Contract Administrator.
- 8.5 <u>Survival.</u> All obligations arising prior to the termination of this Agreement and all provisions of this Agreement allocating liability between City and Consultant shall survive the termination of this Agreement.
- **8.6** Options upon Breach by Consultant. If Consultant materially breaches any of the terms of this Agreement, City' remedies shall include, but not be limited to, the following:
 - 8.6.1 Immediately terminate the Agreement;
 - **8.6.2** Retain the plans, specifications, drawings, reports, design documents, and any other work product prepared by Consultant pursuant to this Agreement; and/or

8.6.3 Retain a different consultant to complete the work described in <u>Exhibit A</u> not finished by Consultant in which case the City may charge Consultant the difference between the cost to have a different consultant complete the work described in <u>Exhibit A</u> that is unfinished at the time of breach and the amount that City would have paid Consultant pursuant to Section 2 if Consultant had completed the work.

Section 9. KEEPING AND STATUS OF RECORDS.

- 9.1 Records Created as Part of Consultant's Performance. Except for Consultant's pre-existing proprietary information and/or processes, all reports, data, maps, models, charts, studies, surveys, photographs, memoranda, plans, studies, specifications, records, files, or any other documents or materials, in electronic or any other form, that Consultant prepares or obtains pursuant to this Agreement and that relate to the matters covered hereunder shall be the property of the City. Consultant hereby agrees to deliver those documents to the City upon termination of the Agreement. It is understood and agreed that the documents and other materials, including but not limited to those described above, prepared pursuant to this Agreement are prepared specifically for the City and are not necessarily suitable for any future or other use.
- 9.2 <u>Confidentiality.</u> All reports, data, maps, models, charts, studies, surveys, photographs, memoranda, plans, studies, specifications, records, files, or any other documents or materials, in electronic or any other form, that Consultant prepares or obtains pursuant to this Agreement and that relate to the matters covered hereunder shall be kept confidential by Consultant. Such materials shall not, without the prior written permission of City, be used by Consultant for any purpose other than the performance of this Agreement nor shall such materials be disclosed publicly. Nothing furnished to Consultant which is otherwise known to Consultant or is generally known, shall be deemed confidential. Consultant shall not use the City's name or logo or photographs pertaining to the services under this Agreement in any publication without the prior written consent of the City.
- 9.3 Consultant's Books and Records. Consultant shall maintain any and all ledgers, books of account, invoices, vouchers, canceled checks, and other records or documents evidencing or relating to charges for services or expenditures and disbursements charged to the City under this Agreement for a minimum of three (3) years, or for any longer period required by law, from the date of final payment to the Consultant to this Agreement.
- 9.4 Inspection and Audit of Records. Any records or documents that Section 9.2 of this Agreement requires Consultant to maintain shall be made available for inspection, audit, and/or copying at any time during regular business hours, upon oral or written request of the City, within reasonable notice. Under California Government Code Section 8546.7, if the amount of public funds expended under this Agreement exceeds TEN THOUSAND DOLLARS (\$10,000.00), the Agreement shall be subject to the examination and audit of the State Auditor, at the request of City or as part of any audit of City, for a period of three (3) years after final payment under the Agreement.
- 9.5 Intellectual Property. Except for Consultant's pre-existing proprietary information and/or processes, the City shall have and retain all right, title and interest, including copyright, patent, trade secret or other proprietary rights in all plans, specifications, studies, drawings, estimates, materials, data, computer programs or software and source code, enhancements, documents and any other works of authorship fixed in any tangible medium or expression, including but not limited to physical drawings or other data magnetically or otherwise recorded on computer media ("Intellectual Property") prepared or developed by or on behalf of Consultant under this Agreement. Consultant further grants to City a non-exclusive and perpetual license to copy, use, modify or sub-license any and all Intellectual Property otherwise

owned by Consultant which is the basis or foundation for any derivative, collective, insurrectional or supplemental work created under this Agreement.

Section 10 MISCELLANEOUS PROVISIONS.

- 10.1 Venue. In the event that either party brings any action against the other under this Agreement, the parties agree that trial of such action shall be vested exclusively in the state courts of California in the County of Contra Costa or in the United States District Court for the Northern District of California.
- Severability. If a court of competent jurisdiction finds or rules that any provision of this Agreement is invalid, void, or unenforceable, the provisions of this Agreement not so adjudged shall remain in full force and effect. The invalidity in whole or in part of any provision of this Agreement shall not void or affect the validity of any other provision of this Agreement.
- **No Implied Waiver of Breach.** The waiver of any breach of a specific provision of this Agreement does not constitute a waiver of any other breach of that term or any other term of this Agreement.
- **Successors and Assigns.** The provisions of this Agreement shall inure to the benefit of and shall apply to and bind the successors and assigns of the parties.
- **10.5** <u>Use of Recycled Products.</u> Consultant shall prepare and submit all reports, written studies and other printed material on recycled paper to the extent it is available at equal or less cost than virgin paper.
- Conflict of Interest. Consultant may serve other clients, but none whose activities within the corporate limits of City or whose business, regardless of location, would place Consultant in a "conflict of interest," as that term is defined in the Political Reform Act, codified at California Government Code Section 81000 et seq. Notwithstanding the foregoing, Consultant may perform similar services for other government sector clients during the term of this Agreement and City acknowledges that Consultant's representation of such clients in not a conflict of interest.

Consultant shall not employ any official of City in the work performed pursuant to this Agreement. No officer or employee of City shall have any financial interest in this Agreement that would violate California Government Code Sections 1090 *et seq.*

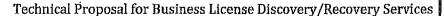
Consultant hereby warrants that it is not now, nor has it been in the previous twelve (12) months, an employee, agent, appointee, or official of the City. If Consultant was an employee, agent, appointee, or official of City in the previous twelve months, Consultant warrants that it did not participate in any manner in the forming of this Agreement. Consultant understands that, if this Agreement is made in violation of Government Code § 1090 et.seq., the entire Agreement is void and Consultant will not be entitled to any compensation for services performed pursuant to this Agreement, including reimbursement of expenses, and Consultant will be required to reimburse the City for any sums paid to the Consultant. Consultant understands that, in addition to the foregoing, it may be subject to criminal prosecution for a violation of Government Code § 1090 and, if applicable, will be disqualified from holding public office in the State of California.

- 10.7 <u>Inconsistent Terms.</u> If the terms or provisions of this Agreement conflict with or are inconsistent with any term or provision of any attachment or Exhibit attached hereto, then the terms and provisions of this Agreement shall prevail.
- 10.8 <u>Solicitation.</u> Consultant agrees not to solicit business at any meeting, focus group, or interview related

| | to this Agreement, either orally o | r through any written materials. |
|----------------------------------------------|-----------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10.9 | | Agreement shall be administered by Dawn Merchant, Finance Directo prespondence shall be directed to or through the Contract nee. |
| 10.10 | | onsultant shall be sent to: |
| | | |
| | Any written notice to City shall be | e sent to: |
| | City Manager City of Antioch P. O. Box 5007 Antioch, CA 94531-5007 | |
| 10.11 | Exhibit A, and all other attachmer | cluding the scope of work attached hereto and incorporated herein as its, represents the entire and integrated agreement between City and for negotiations, representations, or agreements, either written or oral. |
| CITY: | | CONSULTANT: |
| CITY OF ANTI- | OCH . | MUNISERVICES, LLC |
| Charton Duran | City Managar | Ву: |
| Steven Duran, City Manager | | Name: |
| Attest: | | Title: |
| Arne Simonsen, City Clerk of City of Antioch | | Ву: |
| | | Name: |
| Approved as to | Form' | Title: |
| , ippicated at to | | |

Lynn Tracy Nerland, City Attorney
[Two signatures are required for a corporation or one signature with the corporate bylaws indicating that one person can sign on behalf of the corporation]

EXHIBIT A - SCOPE OF WORK





Specific Approach and Methodology - Scope of Work

Local Tax Compliance Discovery and Audit

The objective is to assist the City in identifying businesses that are conducting business in City and are not registered with the City. MuniServices Local Tax Compliance ("LTC") Services include identifying any person engaged in or carrying on any profession, trade, calling, occupation or business within the City that are not registered with the City to ensure that the business is properly registered and has made all appropriate payments to the City.

The LTC service to be contracted for will not replace or duplicate the current tax discovery and collections efforts undertaken by the City's employees. Our LTC Services are intended to complement the current efforts by brining to the City more sophisticated technology, data and door-to-door investigations that may not presently be available to the City.

Program Objectives and Methods

Our LTC service is designed to assist the City in locating tax revenue that the City may not be receiving from its local tax registry MuniServices provides detection, documentation and correction of errors and omissions causing deficiencies thereby producing new revenue that would not otherwise have been realized by the City. Moreover, our team of 12 full-time, local tax compliance employees works in full and collaborative partnership with City revenue staff to supplement the operations and procedures currently in place.

The LTC service also aims to reduce future errors by informing the businesses that are identified as having errors or omissions about the proper methods of compliance informing business owners of the requirements of the ordinance helps to prevent future mistakes by businesses making future enforcement efforts by the City less burdensome for the City.

Local Tax Discovery Services

Local Tax Discovery Services are designed to provide a full service solution to City's business license enforcement procedures. It does not replace current functions, but provides a focused and full-time solution to the identification of entities subject to taxation by the City, which are not properly registered, or otherwise not reporting taxes to the City. In performing the Discovery Services, MuniServices will:

- 1. Establish a comprehensive inventory of the entities subject to taxation by the City and the database elements needed to facilitate a comprehensive comparative analysis with the City's records of those entities that are properly registered;
- 2. Compare MuniServices' database of business records with the City's records to identify potential non-reporting and non-registered entities subject to taxation;
- For each unregistered or non-reporting entities identified and confirmed, assist the
 entities, as necessary, to complete the City's applicable registration form(s) and
 determine the amount of tax due for current and prior periods (plus applicable interest
 and penalties, where appropriate);

EXHIBIT A - SCOPE OF WORK

Pq. 2

Technical Proposal for Business License Discovery/Recovery Services



- Invoice entities (including supporting documentation) on behalf of the City for the amount of identified deficiencies, with payment to be remitted to MuniServices;
- 5. Ensure that all submitted registration forms are completed correctly and in their entirety;
- Forward all completed registration forms and associated payments to the City in batches at the frequency directed by the City. Applications will be forwarded with copies of the payments and payments deposited into an account designated by the City;
- 7. Collect the amount of identified deficiencies, together with supporting documentation, and remit payment received to the City in weekly batches. (MuniServices will follow the City's business rules in collecting partial payments or the tax in full at the City's direction.);
- 8. Establish a call center open during normal business hours to assist entities with questions concerning application of the City's taxes, and reporting and remittance requirements;
- 9. Educate entities regarding the City's reporting requirements to prevent recurring deficiencies in future years;
- 10. Contact personnel in sales, operations and/or tax accounting at each target business to determine whether a business license fee is due, when necessary and appropriate. This is accomplished with the highest regard to discretion and professional conduct. MuniServices' LTC audits are predicated on a non-controversial, constructive public relations approach that emphasizes the importance of each business to the City and the mutual benefits of correcting non-reporting errors;
- 11. Provide reports addressing each taxpayer not reporting, including the business name, address, and telephone number to the City; and
- 12. Monitor and analyze the business license registration files of the City each quarter in order to determine non-reporting businesses.

Deficiency Audit Services

Local Tax Deficiency Audit Services are designed to identify entities subject to taxation by the City that are not properly reporting the full amount of tax to which they are subject to under the City's ordinances. These Audit Services identify entities that are potentially underreporting, or not reporting all applicable taxes, and MuniServices reviews the entity's records to ensure compliance with the City's taxes. In performing the Audit Services, MuniServices will:

- Establish a comprehensive inventory of the registered entities subject to taxation by the City and the database elements needed to facilitate an analysis of records of those entity's current and prior year's tax remittance;
- 2. Compare MuniServices' records with the City's records to identify potential underreporting entities subject to taxation;

EXHIBIT A - SCOPE OF WORK



Technical Proposal for Business License Discovery/Recovery Services



- 3. Meet with designated City staff to review and discuss potential audit candidates and mutually agree which entities will be subject to review. Only entities mutually agreed by MuniServices and the City to be reviewed shall be subject to MuniServices' audit services.
- 4. For potential under-reporting entities identified, MuniServices will obtain authorization from the City to conduct a review of the entities' records and determine the amount of tax due for current and prior periods (plus applicable interest and penalties, where appropriate).
- 5. Submit audit summaries (also referred to as "Deficiency Notice") to the City to permit the City to determine the amount of a deficiency owed, if any,
- 6. Invoice entity for the amount of identified deficiencies, together with supporting documentation, and remit payment received to the City;
- 7. If the City elects to have MuniServices conduct payment deposit services, applications will be forwarded with copies of the payments and payments deposited into an account designated by the City; and
- 8. Educate entity regarding the City's reporting requirements to prevent recurring deficiencies in future years.

Additional Performance Metrics

- 1. Meet with the City's designated staff to review service objectives, scope, work plan schedule, public relations and logistical matters. MuniServices will also establish an appropriate liaison with the City's coordinator and logical checkpoints for reviewing progress;
- 2. Review applicable provisions of the City's municipal code and ordinances adopted by the City;
- 3. Represent the City for purposes of examining records pertaining to the Business Tax to identify and confirm any errors/omissions that are resulting in deficient payment to the
- 4. As necessary, meet with designated City officials to review MuniServices' findings and recommendations: and
- 5. Provide additional assistance, as necessary, to support the City in recovering and preventing tax deficiencies.

ATTACHMENT

800 987-0999 (p) 559 275-0289 (f)

9/26/2016

TOOR BARJINDER SINGH SWALLOW WAY HERCULES, CA 94547

Reference #:

ANT151716505

Property Address: SPRINGWOOD WAY

Dear TOOR BARJINDER SINGH:

MuniServices has been retained by the City of Antioch to conduct a business license compliance review. The primary purpose of this evaluation is to identify all businesses that may be operating in the City without a business license.

You have received this notice because our records indicate that you may be conducting business in the City of Antioch without a business license and have not paid a business tax.

The City of Antioch Municipal Code (Section 3-1.103) states that it shall be unlawful for any person to commence, conduct or purport to commence or conduct, either directly or indirectly, any business activity in the city without having an unrevoked license under this chapter to do so, valid and in effect at the time, and without paying the required taxes and fees therefore and complying with any and all regulations of such business provided in this chapter, unless such person is exempt under this chapter.

If you believe you are not liable to pay these taxes, we still require a reply from you to remove you from future mailings. In order to resolve your account, please assist us by completing one of the following items:

If you are conducting business in the City of Antioch and do not have a current business license, please complete and return the enclosed application in the envelope provided within 30 days of the date of this letter. An invoice detailing the taxes owed will be mailed to you upon receipt of your application information.

If you already have a valid business license, please provide a copy of your business license and return it within 30 days of the date of this letter in the enclosed envelope, or fax a copy of your license to (559) 275-0289.

If you believe you are not required to procure a City of Antioch business license, please provide a written statement describing your circumstances and explaining your position. Upon review you will be cleared from our system or contacted for additional information.

Thank you for your cooperation. If you need assistance completing the application, require information, or believe that this notice does not apply to you, please contact one of our Tax Specialists Monday through Friday between 8:00 a.m. and 5:00 p.m. Pacific Time at 800-987-0999.

Please refer to your account reference number ANT151716505 when calling. Please mail your application directly to the City of Antioch, C/O Business License Processing P.O. Box 27947, Fresno, CA 93729-7947 within 30 days of the date of this letter. Information obtained during this compliance review will be held in strict confidence.

Sincerely,

Compliance Division MuniServices, LLC

ATTACHMENT G

800 987-0999 (p) 559 275-0289 (f)

11/02/2016

SECOND NOTICE

TOOR BARJINDER SINGH SWALLOW WAY HERCULES, CA 94547

Reference #:

ANT151716505

Property Address: SPRINGWOOD WAY

Dear TOOR BARJINDER SINGH:

MuniServices has been retained by the City of Antioch to conduct a business license compliance review. The primary purpose of this evaluation is to identify all businesses that may be operating in the City without a business license.

You have received this notice because our records indicate that you may be conducting business in the City of Antioch without a business license and have not paid a business tax.

The City of Antioch Municipal Code (Section 3-1.103) states that it shall be unlawful for any person to commence, conduct or purport to commence or conduct, either directly or indirectly, any business activity in the city without having an unrevoked license under this chapter to do so, valid an din effect at the time, and without paying the required taxes and fees therefore and complying with any and all regulations of such business provided in this chapter, unless such person is exempt under this chapter.

If you believe you are not liable to pay these taxes, we still require a reply from you to remove you from future mailings. In order to resolve your account, please assist us by completing one of the following items:

If you are conducting business in the City of Antioch and do not have a current business license, please complete and return the enclosed application in the envelope provided within 30 days of the date of this letter. An invoice detailing the taxes owed will be mailed to you upon receipt of your application information.

If you already have a valid business license, please provide a copy of your business license and return it within 30 days of the date of this letter in the enclosed envelope, or fax a copy of your license to (559) 275-0289.

If you believe you are not required to procure a City of Antioch business license, please provide a written statement describing your circumstances and explaining your position. Upon review you will be cleared from our system or contacted for additional information.

Thank you for your cooperation. If you need assistance completing the application, require information, or believe that this notice does not apply to you, please contact one of our Tax Specialists Monday through Friday between 8:00 a.m. and 5:00 p.m. Pacific Time at 800-987-0999.

Please refer to your account reference number ANT151716505 when calling. Please mail your application directly to the City of Antioch, C/O Business License Processing P.O. Box 27947, Fresno, CA 93729-7947 within 30 days of the date of this letter. Information obtained during this compliance review will be held in strict confidence.

Sincerely,

Compliance Division MuniServices, LLC

ATTACHMENT H

800 987-0999 (p) 559 275-0289 (f)

11/30/2016

FINAL NOTICE

TOOR BARJINDER SINGH SWALLOW WAY HERCULES, CA 94547

Reference #: ANT151716505

Property Address: SPRINGWOOD WAY

Dear TOOR BARJINDER SINGH:

MuniServices has been retained by the City of Antioch to conduct a business license compliance review. The primary purpose of this evaluation is to identify all businesses that may be operating in the City without a business license.

You have received this notice because our records indicate that you may be conducting business in the City of Antioch without a business license and have not paid a business tax.

The City of Antioch Municipal Code (Section 3-1.103) states that it shall be unlawful for any person to commence, conduct or purport to commence or conduct, either directly or indirectly, any business activity in the city without having an unrevoked license under this chapter to do so, valid an din effect at the time, and without paying the required taxes and fees therefore and complying with any and all regulations of such business provided in this chapter, unless such person is exempt under this chapter.

If you believe you are not liable to pay these taxes, we still require a reply from you to remove you from future mailings. In order to resolve your account, please assist us by completing one of the following items:

If you are conducting business in the City of Antioch and do not have a current business license, please complete and return the enclosed application in the envelope provided within 30 days of the date of this letter. An invoice detailing the taxes owed will be mailed to you upon receipt of your application information.

If you already have a valid business license, please provide a copy of your business license and return it within 30 days of the date of this letter in the enclosed envelope, or fax a copy of your license to (559) 275-0289.

If you believe you are not required to procure a City of Antioch business license, please provide a written statement describing your circumstances and explaining your position. Upon review you will be cleared from our system or contacted for additional information.

Thank you for your cooperation. If you need assistance completing the application, require information, or believe that this notice does not apply to you, please contact one of our Tax Specialists Monday through Friday between 8:00 a.m. and 5:00 p.m. Pacific Time at 800-987-0999.

Please refer to your account reference number ANT151716505 when calling. Please mail your application directly to the City of Antioch, C/O Business License Processing P.O. Box 27947, Fresno, CA 93729-7947 within 30 days of the date of this letter. Information obtained during this compliance review will be held in strict confidence.

Sincerely,

Compliance Division MuniServices, LLC

ATTACHMENT I



TOOR BARJINDER SINGH SWALLOW WAY HERCULES, CA 94547

Date: 9/07/2017

Reference Number: ANT151716505

Property Address:

SPRINGWOOD WAY

Several attempts have been made to contact you by MuniServices, LLC regarding the requirement of a business license for your residential rental property(s) located at SPRINGWOOD WAY per Measure O, effective December 9, 2014.

The condition listed below is a violation of the Antioch Municipal Code. As a courtesy to you, the City is providing you with this opportunity to voluntarily abate this violation. In order to do so it will be necessary for you to take the following action:

Violation:

YOU ARE RENTING YOUR RESIDENTIAL PROPERTY(s) LOCATED AT 1709 SPRINGWOOD WAY WITHOUT A VALID CITY OF ANTIOCH BUSINESS LICENSE.

AMC Section §3-1.103 BUSINESS LICENSE REQUIRED - It shall be unlawful for any person to be engaged in business in the city without having an un-revoked license from the city, valid and in effect at the time, and without complying with any and all regulations of such business provided in this chapter, unless such person is exempt under the provisions of this chapter.

Required Correction: Within 15 calendar days from the date of this notice, you must Contact MuniServices, LLC by phone at 1-800-987-0999 or in person at 200 H Street, Antioch, CA and obtain a business license for the above property or file an appeal with the office of the City Clerk.

I hope you take this one-time opportunity to voluntarily abate the above violation(s) and public nuisance without the need for the City to issue Administrative Citations, which carry fines that range from \$100 to \$1,000 for every day the violation(s) are permitted to remain and/or take other action to compel your compliance.

We will be following up at the end of the above compliance deadline to confirm your required compliance. Thank you in advance for your cooperation in abating these violation(s). If you have any questions, you may contact MuniServices, LLC at 1-800-987-0999.

Sincerely,

The City of Antioch

ATTACHMENT J

Invoice Number: 3063

Issued: 12/07/2017 Due Date: 12/18/2017

TOOR BARJINDER
SWALLOW WAY
HERCULES, CA 94547-1648

RE: Account number: 3018045

Location: SPRINGWOOD WAY

Charges:

Issuing Officer:

| CHARGE | YEAR | DESCRIPTION | AMOUNT |
|--------|------|---------------------------------|----------|
| LLSFD | 2016 | Landlord Single Family Dwelling | \$250.00 |
| SB1186 | 2017 | State Mandated Fee | \$1.00 |
| SB1186 | 2015 | State Mandated Fee | \$1.00 |
| LLSFD | 2015 | Landlord Single Family Dwelling | \$250.00 |
| LLSFD | 2017 | Landlord Single Family Dwelling | \$250.00 |
| SB1186 | 2016 | State Mandated Fee | \$1.00 |
| APP | 2017 | Application Fee | \$30.00 |

Charges for this invoice \$783.00

TO AVOID THE ISSUANCE OF CITATIONS, YOU MUST ABATE THE ABOVE VIOLATIONS ON OR BEFORE 12/18/2017

| | TOOR BARJINDER | |
|------------------------------------|----------------|---------|
| CITY OF ANTIOCH FINANCE DEPARTMENT | Account Number | 3018045 |
| P. O. BOX 5007 | Invoice Number | 3,063 |

ANTIOCH, CA 94531-5007 Due Date 12/18/2017 925-779-7059 Due Amount Due \$ 783.00

φ 700.00

Amount Enclosed



ATTACHMENT K

Saunders, Lisa

From:

Rosales, Vanessa

Sent:

Tuesday, April 24, 2018 7:33 AM

To:

Saunders, Lisa

Subject:

Toor, Barjinder emails

Vanessa Rosales

Business License Representative

City of Antioch | 200 H Street | Corner of H and Third Street Phone (925) 779-7059 | Fax (925) 779-7054 www.ci.antioch.ca.us

----Original Message----

From: Rosales, Vanessa

Sent: Monday, April 09, 2018 7:49 AM To: 'Barjinder Toor'; Anna Sharma

Cc: FinanceBusLic

Subject: RE: Springwood way, Antioch

Hello,

Yes I understand that she agreed to payment installments as long as payments were being made consistently. We show your first payment was received on 12/20/2017 and we did send an underpayment letter as she advised on 1/19/2018. You stated in your email date 12/14/2017, that you would make payments each month and we held the account out of citations for 3 months, however we cannot continue holding the account. To avoid further citations and possible liens on the property, the balance is due.

Thank you,

Vanessa Rosales

Business License Representative

City of Antioch | 200 H Street | Corner of H and Third Street Phone (925) 779-7059 | Fax (925) 779-7054 www.ci.antioch.ca.us

----Original Message----

From: Barjinder Toor [mailto:

Sent: Friday, April 06, 2018 10:55 AM

To: Anna Sharma

Cc: Rosales, Vanessa; FinanceBusLic

Subject: Re: Springwood way, Antioch

Hi Vanessa,

Why I have received a notice of \$200 citations. I spoke to Sonia and advised that I can make partial payments to cover this invoice. See the below thread of this email.

Please remove the citation as I am going to make second payment of the invoice.

Please adjust the invoice and remove the citation.

```
Thank you,
Barjinder
> On Apr 5, 2018, at 4:34 PM, Anna Sharma
                                                                    wrote:
> Thanks. So should I leave payable memo blank?
>
> Thank you,
>> On Apr 5, 2018, at 4:08 PM, Rosales, Vanessa <vrosales@ci.antioch.ca.us> wrote:
>>
>> Hello,
>>
>> Please reference the account number on the check and send a copy of the invoice with it.
You can mail to PO Box 5007, Antioch CA 94531.
>>
>> Thank you,
>>
>> Vanessa Rosales
>> Business License Representative
>> City of Antioch | 200 H Street | Corner of H and Third Street Phone
>> (925) 779-7059 | Fax (925) 779-7054 www.ci.antioch.ca.us
>>
>>
>> ----Original Message----
>> From: Anna Sharma [mailto
>> Sent: Thursday, April 05, 2018 3:30 PM
>> To: Rosales, Vanessa
>> Cc: Barjinder Toor; FinanceBusLic
>> Subject: Re: Springwood way, Antioch
>>
>> Hello,
>>
>> Thank you for the information. I would like to send payment by check. What should I write
in memo and where I can send the payment too.
>> Invoice no. 4852
>> Account no. 3018045
>>
>> Thank you,
>> Please advise
>> Barjinder Toor
>>
>>
>>
>>> On Apr 4, 2018, at 7:57 AM, Rosales, Vanessa <vrosales@ci.antioch.ca.us> wrote:
>>>
>>> Good morning,
>>>
>>> We cannot take payment by phone, however payments can be made online, mailed or in
person.
>>>
>>> To exempt you from landlord license tax, we will need to see your taxes. I show the
account has only been paid for 1 year and so we will need to see taxes from 2015 and 2016.
After review of the taxes, we can determine if you are eligible to be exempt from the
landlord license tax.
```

>>>

```
>>> Please update your records with the correct email address:
Fianancebuslic@ci.antioch.ca.us. Sonia no longer works for the City and if you email this
email that will send to the two of us that can assist you.
>>>
>>> Thank you,
>>>
>>> Vanessa Rosales
>>> Business License Representative
>>> City of Antioch | 200 H Street | Corner of H and Third Street Phone
>>> (925) 779-7059 | Fax (925) 779-7054
>>>
>>> www.ci.antioch.ca.us
>>>
>>>
>>>
>>> ----Original Message----
>>> From: Anna Sharma [mailto]
>>> Sent: Tuesday, April 03, 2018 12:43 PM
>>> To: Johnsen, Sonia
>>> Cc: Barjinder Toor
>>> Subject: Re: Springwood way, Antioch
>>>
>>> Hello Sonia,
>>>
>>> I have 2 queries.
>>>
>>> 1. Can I pay invoice no. 4852 to call over the phone with credit card.
>>>
>>> 2. My property is vandalized and there is no renter anymore. It is going under the
construction process. How do I remove it from the business license.
>>>
>>> Please advise
>>> Thank you,
>>> Barjinder Toor
>>>
>>>> On Dec 14, 2017, at 10:19 AM, Anna Sharma
                                                                         wrote:
>>>>
>>>> Hello Sonia,
>>>>
>>>> Good day. Just to confirm, we are going to make 4 payments to cover this invoice. I will
send out check payment today of $195.75. And we can make remaining balance of payments on
each month.
>>>>
>>>> Thank you for your cooperation.
>>>>
>>>> Please advise,
>>>> Anna Sharma
>>>>
>>>> 'Happy Holidays'
>>>>
>>>> On Dec 14, 2017, at 10:04 AM, Johnsen, Sonia <sjohnsen@ci.antioch.ca.us> wrote:
>>>>>
>>>> You can submit partial payment and I will send you an underpayment letter for the
balance.
>>>>
>>>> ----Original Message----
>>>> From: Barjinder Toor [mailto:
```

```
>>>> Sent: Thursday, December 14, 2017 10:04 AM
>>>> To: Johnsen, Sonia
>>>> Cc: Aanu Toor
>>>> Subject: Re: Springwood way, Antioch
>>>>>
>>>>> Sonia,
>>>>>
>>>> I am surprised and wonder why my property mgmt. did not know about it. This should have
been taken care by them. I have ccd their Rep. in this email.
>>>> Anyway, I would like to make payment in installments. How would I go about it.
>>>>>
>>>> Thank you.
>>>> Barjinder
>>>>>
>>>>> On Dec 14, 2017, at 9:19 AM, Johnsen, Sonia <sjohnsen@ci.antioch.ca.us> wrote:
>>>>>
>>>>> Good Morning,
>>>>>
>>>>> Per the correspondence sent to you, Measure O became effective in December 2014. Any
property owner that has a rental is required to obtain a business license. Muni Services has
sent out 4 letters and we have now invoiced you for the amount due. This is our last attempt
to gain compliance before we start issuing citations. Please let me know if you have any
questions.
>>>>>
>>>>> Thank you,
>>>>>
>>>>> Sonia Johnsen
>>>>> Business License Representative
>>>>> Phn: 925-779-7059
>>>>> Fax: 925-779-7054
>>>>>
>>>>>
>>>>>
>>>>>
>>>>> ----Original Message-----
>>>>> From: Barjinder Toor [mailto:
>>>>> Sent: Thursday, December 14, 2017 9:06 AM
>>>>> To: FinanceBusLic
>>>>> Cc: Aanu Toor
>>>>> Subject Springwood way, Antioch
>>>>>
>>>>> Hello,
>>>>> I have received a bill in the amount of $783. I don't know what is that bill is
exactly for and why I am receiving it.
>>>>> The account no. on bill is 3018045. I have also left messages and haven't received a
call back yet.
>>>>>
>>>>> Please advise.
>>>>> Thank you.
>>>>>
>>>>> Barjinder Toor
>>>>>
>>>
```

>>

ATTACHMENT L

CITY OF ANTIOCH ATTN: A/R DEPT P.O. BOX 5007 ANTIOCH, CA 94531-5007



Invoice Number: Invoice Date:

Customer ID:

AR151384 12/21/2017 C218546

Bill To:

TOOR, BRJINDER SINGH **SWALLOW WY** HERCULES, CA 94547

Issuing Department FINANCE DEPT (925) 779-7055

| REFERENCE | DESCRIPTION | QUANTITY | UNIT PRICE | EXTENSION |
|--------------|------------------------------------------------|----------|------------|-----------|
| 100125041130 | RESIDENTIAL LANDLORD BUS LIC FOR SPRINGWOOD WY | 3.00 | 250.00 | 750.00 |
| 100125041150 | APPLICATION FEE FOR SPRINGWOOD WY | 1.00 | 30.00 | 30.00 |
| 100000025003 | STATE FEE FOR SPRINGWOOD WY | , 3.00 | 1.00 | 3.00 |

Total Due: 783.00

Invoices Are Due And Payable Upon Receipt. For questions, please call the phone number above for the issuing department.

PLEASE RETURN THIS PORTION WITH YOUR PAYMENT

Please make checks payable to: CITY OF ANTIOCH

PAYMENT AMOUNT: _

Customer ID: Invoice Number: AR151384

Invoice Date:

C218546

12/21/2017

ATTACHMENT M



CITY OF ANTIOCH ADMINISTRATIVE CITATION

Invoice Number: 3468

Issued: 12/22/2017

Due Date: 01/02/2018

TOOR BARJINDER SINGH **SWALLOW WAY** HERCULES, CA 94547-1648

RE: Account number: 3018045

Starting Balance

\$783.00

Location: SPRINGWOOD WAY

Charges:

| | • | Charges for this invoice | \$100.00 |
|-----------|------|-----------------------------------|----------|
| Admin Cit | 2017 | Business License Required 3-1.103 | \$100.00 |
| CHARGE | YEAR | DESCRIPTION | AMOUNT |

Amount Due

\$883.00

TO AVOID THE ISSUANCE OF CITATIONS, YOU MUST ABATE THE ABOVE VIOLATIONS ON OR BEFORE 01/02/2018

Issuing Officer: LS

P.O. BOX 5007

925-779-7059

ANTIOCH, CA 94531-5007

CITY OF ANTIOCH FINANCE DEPARTMENT

TOOR BARJINDER SINGH

Account Number

3018045

Invoice Number

3,468

Due Date

1/2/2018

Due Amount Due

\$883.00

Amount Enclosed



ATTACHMENT N



January 19, 2018

TOOR BARJINDER SINGH
SWALLOW WAY
HERCULES, CA 94547-1648

Due Date: 1/29/2018

RE: License Number: 3018045

Dear Business Owner:

Thank you for submitting your renewal or application. At this time the City of Antioch is unable to issue your license as the payment submitted in the amount of \$226.75 was incorrect. The correct amount due is \$883.00 and the remaining amount due is \$656.25. Additional fees may be due to the following:

| Miscalculation of annual license fee due based upon reported gross receipts. |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Late payment penalty due based on date received by the City (10% after 30 days; 30% after 60 days plus a \$30 re-application fee; 50% after 90 days plus a \$30 re-application fee). |
| \$30 application fee not paid with a new business license application. |
| Other: |

Please consider this letter an invoice and remit the balance to our office by the above due date to avoid additional penalty. Please enclose a copy of this correspondence and reference your Business License Number in the memo section of your check when remitting payment to insure proper credit to your account.

If you have any questions or need additional information, please call the business license department at (925) 779-7059. City's offices are open Monday through Friday and our business hours are 8:30 a.m. - 4:30 p.m.

Business License Department City Of Antioch

ATTACHMENT O



CITY OF ANTIOCH ADMINISTRATIVE CITATION

Invoice Number: 4852

Issued: 03/27/2018 Due Date: 04/06/2018

TOOR BARJINDER SWALLOW WAY HERCULES, CA 94547-1648

RE: Account number: 3018045

Starting Balance

\$656.25

Location: SPRINGWOOD WAY

Charges:

| ÷ | | Charges for this invoice | \$200.00 |
|-----------|------|-----------------------------------|----------|
| Admin Cit | 2018 | Business License Required 3-1.103 | \$200.00 |
| CHARGE | YEAR | DESCRIPTION | AMOUNT |

Amount Due

\$856.25

TO AVOID THE ISSUANCE OF CITATIONS, YOU MUST ABATE THE ABOVE VIOLATIONS ON OR BEFORE 04/06/2018

Issuing Officer: CA

CITY OF ANTIOCH FINANCE DEPARTMENT P.O. BOX 5007 ANTIOCH, CA 94531-5007 925-779-7059

TOOR BARJINDER

Account Number

3018045

Invoice Number

4,852

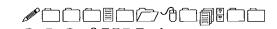
Due Date

04/06/2018

Due Amount Due

\$ 856.25

Amount Enclosed



ATTACHMENT P



CITY OF ANTIOCH ADMINISTRATIVE CITATION

Invoice Number: 5176 Issued: 04/17/2018

Due Date: 04/27/2018

TOOR BARJINDER
SWALLOW WAY
HERCULES, CA 94547-1648

RE: Account number: 3018045

Location: SPRINGWOOD WAY

Starting Balance

\$856.25

Charges:

| | • | Charges for this invoice | \$500.00 |
|-----------|------|-----------------------------------|----------|
| Admin Cit | 2018 | Business License Required 3-1.103 | \$500.00 |
| CHARGE | YEAR | DESCRIPTION | AMOUNT |

Amount Due

\$1,356.25

TO AVOID THE ISSUANCE OF CITATIONS, YOU MUST ABATE THE ABOVE VIOLATIONS ON OR BEFORE 04/27/2018

Issuing Officer: VR

P.O. BOX 5007

925-779-7059

ANTIOCH, CA 94531-5007

. .-

CITY OF ANTIOCH FINANCE DEPARTMENT

TOOR BARJINDER

Account Number

3018045

Invoice Number

5,176

Due Date

04/27/2018

Due Amount Due

\$ 1,356.25

Amount Enclosed



ATTACHMENT Q

CITY OF ANTIOCH

CITY OF ANTIOCH

TIDATAAAODDIOSE PAY TICKET FORMILS 13018

CSR'S PAY SHEET

REC#: 01116876 4/23/2018 1:38 PM TRAN: 87.2000 BUSINESS LICENSE

OPER: FCI TERM: 001

REF#:

| NAME: | · · · · · · · · · · · · · · · · · · · | 3018045 |
|---------------------------------|---------------------------------------|-----------------------------------------------------------------------------------------------------------------|
| TRAN ACCOUNT CODE | DESCRIPTION | BUSINESS'(ITEMSE AP 30.00CR SB1186 BUS LIC \$4.0 3.00CR LL Owner AND UNIT 523.25CR Business License CI 300.00CR |
| 118 100-1250-41130 | BUSINESS LICENSES | TENDERED: 856.25 1 CREDIT C APPLIED: 956.25 |
| 120 100-1250-41140 · | BUSINESS LIC PENALTY | CHANGE: 0.00 |
| 122 100-1250-41150 | BUSINESS LICENSE APP FEE | |
| 123 100-0000-25003 | SB1186 \$4.00 STATE FEE | |
| 900 100-1250-41131 | LL OWNER, MEAS O PER UNIT BL TA | 4X |
| 124 100-1250-41160 | CONTRACTORS BUS LIC | |
| 132 100-1250-46010 | OTHER SERVICE CHGS/COPIES | |
| 134 100-1250-46400 | ADMINISTRATION FEE | |
| <u> </u> | | |
| NEW BUSINESS LIST | MONTH(S) | \$5.00 PER MOS . |
| NEW BUSINESS LIST | FROM / YRTO / YR | \$60.00 YEAR = 12 MOS |
| | ONE TIME ACTIVE/CURRENT LIST | · \$50.00 |
| EMAIL: | | |
| PAPER OR CD & MAILING AD | DDRESS: | |
| 137 100-1250-47010 | RETURNED CHECK CHARGE | |
| 130 100-1250-41205 | TRANSIENT OCCUP TAX (70%) | |
| 232 215-4320-41205 | TRANSIENT OCCUP TAX (30%) | |
| 602 611-1230-47010 | WATER RECOVERY/CHARGE OFFS | , |
| 604 611-2310-46830 | PROCESSING SVC CHARGE | • |
| 604 611-2310-46830 | DISCONNECTION SVC CHARGE | |
| 604 611-2310-46830 | SAME DAY FEE | |
| 610 611-2310-47010 | OTHER WATER CHARGES | • |
| 171 100-5140-46020 | CODE ENFORCEMENT CITATIONS | |
| 176 214-3320-42020 | ANIMAL CITATIONS | |
| 177—100 -3 160-46025 | POLICE DEPT CITATIONS | |
| 900 100-3110-46315 | ALARM PERMIT FEE (NO AR INVOICE) | |
| 900 | OTHER | |
| TOTAL | | |
| REPARED BY | NOT VALID UNI ECC VALIDATED | 15625 |

CITY OF ANTIOCH 925-779-7055

RECEIP T**** **** R E P R I N T

REC#: 01116866

4/23/2018

1:16 PM

OPER: FC1 TERM: 001

'REF#: 1582

TRUE MISC RECEIPTS TRAN: 900.0000

BARJINDER TOOR

BUSINESS LICENCE CITATION

BUSINESS LICENSES

500.00CR

TRAN: 900.0000 TRUE MISC RECEIPTS

BARJINDER TOOR APPEAL FEE

Miscellaneous Reven

50,00CR

TENDERED:

550.00 CHECK

APPLIED:

550.00-

CHANGE:

0.00

925-779-7055

**** REPRINT RECEIPT****

REC#: 01116876

4/23/2018

1:38 PM

OPER: FC1 TERM: 001

REF#:

ACCT #: XXXX-XXXX-XXXX-5392

AUTH #: 103489

TRAN #: 000001116876

TYPE: PURCHASE

APP NAME:

ENTRY MODE: CHIP

AMOUNT USD\$

856.25

EMV DETAILS:

AID: A000000031010

ARC: 00

IAD: 06010A03600000

TSI: 6800

TVR: 8080008000

BUSINESS LICENSE TRAN: 89.2000

3018045

BUSINESS LICENSE AP

30.00CR

SB1186 BUS LIC \$4.0

3.00CR

LL Owner Bus Lic

523.25CR

Business License CI

300.00CR

TENDERED:

856.25 CREDIT CARD

APPLIED:

856.25-

CHANGE:

0.00

ATTACHMENT R



April 25, 2018

Barjinder Toor Swallow Way Hercules, CA 94547

RE: Board of Administrative Appeals Hearing

Property Address: Springwood Way, Antioch

Citation Date:

04/17/18

Citation No.:

5176

Dear Barjinder Toor,

This is a follow up to your written appeal filed on April 23, 2018, regarding the above-referenced Administrative Citation received for Business Licensing.

Please be advised your appeal is scheduled for <u>Thursday. May 3. 2018. at 3:00 p.m.</u> in the Council Chambers, 200 H Street, Antioch, CA (across the breezeway from City Hall).

All people who wish to speak at the hearing, including you, will be required to take an Oath. This case will be heard and a decision rendered by the Board of Administrative Appeals. A General Information sheet is enclosed to answer any questions you may have regarding the appeals.

The Agenda and Staff Reports will be posted onto our City's Website 72 hours before the Board of Administrative Appeals Hearing date listed above. To view- the Agenda information, simply click on the following link and then double click 'Board of Administrative Appeals': http://www.ci.antioch.ca.us/CityGov/agendas./ Other locations to view the Agenda are the City Council Chambers front window, City Clerk's Office, Antioch Branch Library, Senior Center on 2nd Street, and the Antioch Community Center on Lone Tree Way.

Thank you.

ARNE SIMONSEN, CMC

City Clerk

CC:

Business License

Enclosures

Phone: (925) 779-7009/ Fax: (925) 779-7007



PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA)
COUNTY OF CONTRA COSTA)ss

I am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is Office of the City Clerk for the City of Antioch, 200 "H" Street, P.O. Box 5007, Antioch, California 94531-5007. On April 25, 2018, I served the within Notice, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Antioch, California addressed as follows:

Barjinder Toor 1650 Swallow Way Hercules, CA 94547-1648

I, Arne Simonsen, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on April 25, 2018, at Antioch, California.

Office of the City Clerk 200H Street P.O. Box 5007 Antioch CA 94531-5007

Phone: (925) 779-7009/ Fax: (925) 779-7007

CITY OF ANTIOCH ADMINISTRATIVE BOARD OF APPEALS

General Information for Persons Appealing Citations

The Administrative Board of Appeals is comprised of five Antioch residents, who are appointed by the Mayor and have volunteered their time to hear your appeal. The Board Members do not receive monetary compensation for their time and they are not employees of the City. They do not make or control the law. They are hearing officers who will review your appeal because you have requested the City do so. As the person making the appeal (the appellant) please keep in mind the below:

Schedule of Hearing:

- When an appeal is requested, it is typically scheduled for the first Thursday of every month.
- You will receive written notice of the date and time of the appeal hearing from the City Clerk's office 10 days after you file yourappeal.
- The Agenda and Staff Reports will be posted onto our City's Website 72 hours before
 the Board of Administrative Appeals Hearing date. To view the Agenda information,
 click on the following link and then double click 'Board of Administrative Appeals':
 http://www.ci.antioch.ca.us/CityGov/agendas/. Other locations to view the Agenda are
 the City Council Chambers front window, City Clerk's Office, Antioch Branch Library,
 Senior Center on 2nd Street, and the Antioch Community Center on Lone Tree Way.

When You Don't Show For Your Hearing:

 If you do not appear at the hearing time and date you have been notified of, and unless you have provided the City Clerk forty-eight (48) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without you being there.

How You Will Act At Your Appeal Hearing:

- You and anyone else who is attending the appeal at your request will maintain a respectful attitude at all times,
- If you or anyone else does not maintain a respectful attitude, you may be asked to leave the hearing by the Board Chairperson.
- Your appeal is not an opportunity to debate or argue with City staff or Board members.

 Any questions should be directed to the Board Chairperson.
- When you speak, you should talk about the reasons why you feel the citation was wrongfully issued.

How The Appeal Hearing Will Go:

- The Board will read your item of appeal from its Agenda.
- The Board will then ask City staff to present an oral report with regard to your citation. The Board may ask questions of City staff after the oral report. This oral report will be for **five (5)** minutes.
- After staff has provided its report, and the Board is finished with its questions of staff, you
 will then be called to the podium to speak. Please come up and speak at the podium, not
 from the audience.
- You will have **five (5) minutes** to present the reasons why you are appealing the citation.
- Any other additional persons who may oppose or support your appeal can fill out speaker cards and speak for **three (3) minutes.**
- The Board may then ask City staff for a rebuttal to the statements you or others made in support or opposition of your appeal. This rebuttal is only for **three (3) minutes.**
- Then the hearing is completed and the Board will then issue its ruling on your appeal.

Your Burden:

- It is your appeal and therefore you bear the burden to prove that the citation was wrongfully issued.
- To win your appeal, you must have a majority of the Board uphold your appeal (3 of 5, or 2 of 3).
- If the Board determines there was in fact good reason to issue the citation, your appeal will be denied and the citation amount that you deposited to have your appeal will not be refunded.

How The Board Will Rule:

The Board can only rule one of two ways:

- To uphold your appeal and dismiss the citation.
- To deny your appeal and uphold the citation.

Written Findings and Order:

- The Board will render their findings and recommendations after the hearing is concluded or as soon as possible.
- You will be mailed the written decision of hearing within ten (10) days of the hearing.
- The decision of the Board is the final ruling on your appeal from the City.



City of Antioch Citation Appeal Application

| CITY OF ANTIOCH ATTN: CITY CLERK | |
|-----------------------------------------|----------------------------------------------|
| P.O. BOX 5007 ANTIOCH, CA 94531-5007 | |
| (925) 779-7009 | · . |
| | |
| Date of Citation: 4/17/18 Citation #: | 3018045 |
| | |
| Name: BARJINDER TOOK | |
| | |
| Property Address: 1709 SPRINGWOOD WAY | <u>. </u> |
| ANTIOCH CA 94509 | |
| Mailing Address: 1650 SWALLOW WAY | · |
| HERCULES, 1A 94547 | |
| Home Phone: 925-339-2548 Work Phone: | |
| | |
| REASON FOR APPEAL | |
| UNEMPLOYED / Economic Hardel | иD |
| Tenant moved out. Property V | 1 |
| , , , , , , , , , , , , , , , , , , , | ut on 4/9/2018 |
| but city did not received it. | I called Sovia |
| and got to know that she left | |
| vanessa of left number of | 09 . |
| a sent emails to remove e | |
| Insted susponding I got anoth | |
| The amount of \$500. It is | requested to remove |
| the citations. I shall be tho | incful to the |
| dopt. | U |
| · · · · · · · · · · · · · · · · · · · | Date 4/23/2018 |
| | • |



CITY OF ANTIOCH ADMINISTRATIVE CITATION

Invoice Number: 5176 Issued: 04/17/2018 Due Date: 04/27/2018

TOOR BARJINDER SWALLOW WAY HERCULES, CA 94547-1648

RE: Account number: 3018045

SPRINGWOOD WAY

Starting Balance

\$856.25

Charges:

Location:

| | CHARGE | YEAR | DESCRIPTION | AMOUNT |
|---|-----------|------|-----------------------------------|----------|
| ě | Admin Cit | 2018 | Business License Required 3-1,103 | \$500.00 |
| | | | Charges for this invoice | \$500.00 |

Amount Due

\$1,356.25

TO AVOID THE ISSUANCE OF CITATIONS, YOU MUST ABATE THE ABOVE VIOLATIONS ON OR BEFORE 04/27/2018

Issuing Officer: VR

CITY OF ANTIOCH FINANCE DEPARTMENT P. O. BOX 5007 ANTIOCH, CA 94531-5007 925-779-7059 TOOR BARJINDER

Account Number

3018045

Invoice Number

5,176

Due Date

04/27/2018

Due Amount Due

\$ 1,356.25

Amount Enclosed



CITY OF ANTIOCH

CSR'S PAY SHEET

| NAME | Berjinde | r Toor | _ DATE: <u>4/23/13</u> |
|--------|----------------------|-------------------------------------|------------------------|
| TRAN | ACCOUNT CODE | DESCRIPTION | AMOUNT |
| 118 | 100-1250-41130 | BUSINESS LICENSES | |
| 120 | 100-1250-41140 | BUSINESS LIC PENALTY | |
| 122 | 100-1250-41150 | BUSINESS LICENSE APP FEE | |
| 123 | 100-0000-25003 | SB1186 \$1.00 STATE FEE | • |
| 900 | 100-1250-41130 | LL OWNER, MEAS O PER UNIT BL TAX | |
| 900 | 100-1250-46020 | BL CITATION | 500.00 |
| 124 | 100-1250-41160 | CONTRACTORS BUS LIC | |
| 132 | 100-1250-46010 | OTHER SERVICE CHGS/COPIES | · |
| 134 | 100-1250-46400 | ADMINISTRATION FEE | |
| 136 | 100-1250-47010 | MISCELLANEOUS REVENUE | |
| NEW | BUSINESS LIST | MONTH(S) | \$5.00 PER MOS |
| | | ONE TIME ACTIVE/CURRENT LIST | \$50.00 |
| EMAIL | | | |
| PAPE | R OR CD & MAILING AI | DDRESS: | |
| 137 | 100-1250-47010 | RETURNED CHECK CHARGE | |
| 130 | 100-1250-41205 | TRANSIENT OCCUP TAX (70%) | |
| 232 | 215-4320-41205 | TRANSIENT OCCUP TAX (30%) | - |
| 602 | 611-1230-47010 | WATER RECOVERY/CHARGE OFFS | |
| 604 | 611-2310-46830 | PROCESSING SVC CHARGE | |
| 900 | 100-1140-47010 | SCHOLARSHIP AWARD | |
| 900 | 100-1140-47010 | DVD COPY CHARGE (\$10 per DVD) | |
| 900 | 100-1140-47010 | FPPC COPY CHARGE (10 cents per page | e) |
| 900 | 100-1140-47010 | COPY CHARGE (20 cents per page) | |
| 900 | 100-1140-47010 | CANDIDATE STATEMENT | |
| 900 | 100-1140-47010 | CANDIDATE FILING FEE | |
| 900 | 100-1140-47010 | LATE FPPC FILING FEE (\$10 per day) | |
| 900 | 100-1140-47010 | ADMINISTRATIVE APPEAL FEE (\$50 per | appeal) 50.00 |
| ΓΟΤΑ | | | \$ 550,00 |
| PREPAF | RED BY Arne Simonsen | NOT VALID UNLESS VALIDATED | |
| | | HOLITALID VILLOU VALIDATED | |

H/DATA/WORD/CSR PAY TICKET FORM/LS 7.1.15

| | Bank of Ame | erica Advantage° | |
|----------------|------------------------------------------------------|------------------|--------------------------------|
| Harland Clarke | BARJINDER S TOOR SWALLOW WAY HERCULES CA. 94547-1648 | 4/23/2018 | 1582 11-35/1210 GA 90029 |
| | Pay CITY OF ANT to the order of FIVE HUNDEED | ا الماسية | 550.00 |
| | Bank of America | | |
| | Memo Citation Appeal | 1582 | <u>№ ме</u> |

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