

Notice of Availability of Reports

This agenda is a summary of the actions proposed to be taken by the City Council. For almost every agenda item, materials have been prepared by the City staff for the Council's consideration. These materials include staff reports which explain in detail the item before the Council and the reason for the recommendation. The materials may also include resolutions or ordinances which are proposed to be adopted. Other materials, such as maps and diagrams, may also be included. All of these materials are available at the City Clerk's Office, located on the 1st floor of City Hall, 3rd and H Streets, Antioch, CA 94509, during normal business hours for inspection and (for a fee) copying. Copies are also made available at the Antioch Public Library for inspection. Questions on these materials may be directed to the staff member who prepared them, or to the City Clerk's Office, who will refer you to the appropriate person.

Notice of Opportunity to Address Council

The public has the opportunity to address the Council on each agenda item. To address the Council, fill out a yellow Speaker Request form, available on each side of the entrance doors, and hand it to the City Clerk. See the Speakers' Rules on the inside cover of this Agenda. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section.

5:45 P.M. ROLL CALL for Closed Session

PUBLIC COMMENTS for Closed Session

CLOSED SESSION — CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – FIRST ASSEMBLY OF GOD CHRISTIAN CENTER V. CITY OF ANTIOCH, Contra Costa Superior Court, Case No. C-07-02206. This Closed Session is authorized by California Government Code §54956.9(a)

6:00 P.M. ROLL CALL for Study Session — *All Present*

1. **RECEIVE UPDATE ON ANTIOCH'S WATER RIGHTS AND ON-GOING DELTA ACTIVITIES**

Received

Recommended Action: Motion to receive and file staff report regarding Antioch's existing Water Rights and updates on current Delta activities

PUBLIC COMMENTS for Study Session

7:00 P.M. ROLL CALL

PLEDGE OF ALLEGIANCE

RECOGNITION — *to Gregory Lenhart*

PROCLAMATIONS – *National Blood Donor Month, January 2009*

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

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

COUNCIL RESPONSE TO PUBLIC COMMENTS

MAYOR'S COMMENTS

2. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR DECEMBER 16 and 18, 2008

Approved, 4/1-P abstain

Recommended Action: Motion to approve the minutes

B. APPROVAL OF COUNCIL WARRANTS

Approved

Recommended Action: Motion to approve the warrants

C. APPROVAL OF TREASURER'S REPORT FOR DECEMBER 2008

Approved

Recommended Action: Motion to approve the report

D. ORDINANCE AMENDING SECTIONS 2-5.103 AND 3-12.03 TO THE ANTIOCH MUNICIPAL CODE TO CHANGE THE SIZE OF THE ECONOMIC DEVELOPMENT COMMISSION

Ord 2021-C-S, 5/0

Recommended Action: Motion to adopt the ordinance

E. DIRECT STAFF TO PREPARE LETTER SUPPORTING BART DISTRICT'S OPPOSITION TO TRANSIT FUNDING CUTS

Approved

Recommended Action: Motion to approve

F. REPORT FROM NATIONAL GOLF FOUNDATION (NGF) CONSULTING REGARDING OPERATIONAL REVIEW FOR LONE TREE GOLF & EVENT CENTER

Received

Recommended Action: Motion to receive and file the report

G. AFTER SCHOOL LIBRARY HOURS FUNDING – DEER VALLEY HIGH SCHOOL

Approved

Recommended Action: Motion to allocate \$25,000 of RDA (Residential Development Allocation) funds to provide after school library hours for the students at Deer Valley High School for the calendar year 2009

H. UPDATE OF MUNICIPAL CODE PROVISIONS RELATED TO THE BOARD OF ADMINISTRATIVE APPEALS AND PROPERTY MAINTENANCE

Recommended Action: 1) Motion to read the Ordinance by title only; and

2). Motion to introduce an Ordinance (Attachment A) amending Sections 1-4.02, 1-5.05, 2-5.302, 5-1.202, 5-1.303, 5-1.304, 5-1.305, 5-1.307 and 5-1.408 of the Antioch Municipal Code, and deleting Section 5-1.306 from the Code.
To 2/10/09 for adoption

COUNCIL CONSENT CALENDAR — Continued

- I. APPROVING A SETTLEMENT AGREEMENT AND RELEASE, ACCEPTING A GRANT DEED FOR A SEWER EASEMENT AND APPROVING A DEFERRED IMPROVEMENT AGREEMENT WITH FIRST ASSEMBLY OF GOD CHRISTIAN CHURCH

Reso 2009/04, 5/0

Recommended Action: Motion to adopt the resolution

- J. APPLICATION FOR EAST BAY REGIONAL PARK DISTRICT'S MEASURE WW GRANT

Reso 2009/05, 5/0

Recommended Action: Motion to adopt the resolution applying for the local grant fund from East Bay Regional Park District under Measure WW Bond fund, in the amount of \$4,586,998. This grant is to be used for capital projects that will provide lands and facilities for recreational activities and services

- K. RESOLUTION FINDING WILLIAM LYON HOMES, INC. (SAND CREEK RANCH DEVELOPMENT) IN GOOD FAITH COMPLIANCE WITH THE TERMS AND CONDITIONS OF THE DEVELOPMENT AGREEMENT FOR THE 2007-2008 FISCAL YEAR

Reso 2009/06, 5/0

Recommended Action: Motion to adopt the resolution

- L. AWARD ANNUAL CONTRACT FOR PARK MAINTENANCE TO PACHECO BROTHERS GARDENING

Approved, 4/1-K-Abstain

Recommended Action: Motion to authorize the Public Works Director to sign the contract for the award of Proposal No. 988-1104-09F for Annual Park Maintenance, to the lowest responsible bidder, Pacheco Brothers Gardening, for the total three year contract amount of \$1,440,064.00.

- M. AWARD THE PURCHASE OF (3) POLICE PATROL VEHICLES

Approved

Recommended Action: Motion to approve the award of Bid No. 070-1205-09F for the purchase of three (3) Police Patrol Vehicles, to the lowest responsible bidder, San Francisco Ford, for the total purchase price of \$71,129.58

- N. AMENDMENTS TO THE FISCAL YEAR 2008-2010 BUDGET

Approved, 4/1-K, w/ changes

Recommended Action: Motion to approve amendments to the Fiscal Year 2008-2010 Budget

- O. SALARY DECREASE FOR ELECTED OFFICIALS DUE TO FINANCIAL CHALLENGES FACING THE CITY

Reso 2009/07, 5/0

Action: Motion to adopt the resolution encouraging each City of Antioch elected official (Mayor, City Council, City Treasurer and City Clerk) to voluntarily agree to a 4.5% reduction in their salaries due to the immediate financial challenges facing the City

COUNCIL CONSENT CALENDAR — Continued

P. CITY MANAGER AND CITY ATTORNEY EMPLOYMENT AGREEMENTS

Approved

Recommended Action: Motion to adopt a motion for the City Manager and City Attorney to forego the 2009 cost of living adjustments to their salaries due to the financial challenges facing the City. In addition, the implementation of a furlough policy for the City would apply as well to the City Manager and City Attorney

END OF COUNCIL CONSENT CALENDAR

PUBLIC HEARINGS

3. GURNAM RASILA/BG MARKET, INC. REQUESTS APPROVAL OF A USE PERMIT FOR THE OPERATION OF A 4,393 SQUARE FOOT CONVENIENCE STORE IN THE LONE TREE LANDING RETAIL CENTER LOCATED AT 5005 LONE TREE WAY (APN 056-470-001) AND THE CITY OF ANTIOCH IS PROPOSING TO RESCIND AND RE-ENACT ARTICLE 31 OF TITLE 9 OF THE ANTIOCH MUNICIPAL CODE §9-5.3831 LIQUOR ESTABLISHMENTS TO SPECIFY HOW THE 500 FOOT RADIUS IS MEASURED. File: UP-08-09, Z-08-04 (*Continued from 12/16/08*)

Con't to 2/10/09

Recommended Action: Motion to continue to 2/10/09

4. RESOLUTION ESTABLISHING UNDERGROUND UTILITY DISTRICT NO. 21 ON SOMERSVILLE ROAD AT THE CROSSING OF HIGHWAY 4 (P.W. 300-21)

Reso 2009/08, 5/0

Recommended Action: Motion to adopt the resolution

5. RESOLUTION ESTABLISHING UNDERGROUND UTILITY DISTRICT NO. 22 ON "L" STREET (P.W. 300-22)

Reso 2009/09, 5/0

Recommended Action: Motion to adopt the resolution

COUNCIL REGULAR AGENDA

6. APPOINTMENTS TO THE ECONOMIC DEVELOPMENT COMMISSION TO FILL TWO VACANCIES
Jim Kyle, Jim Lanter

Recommended Action: Motion to receive and file the applications; the Mayor nominate and Council approve the appointment of two new commissions

7. DESIGN REVIEW PROCESS CHANGES

Reso 2009/10, 5/0

Recommended Action: Motion to adopt the Resolution of Intent to initiate an amendment to Chapter 5 of the Antioch Municipal Code to amend the Design Review process

STUDY SESSION

8. STUDY SESSION ON HILLCREST e-BART SPECIFIC PLAN

Received comments

Recommended Action: Motion to conduct the study session and provide comments and feedback to staff as appropriate

9. AGENCY CONSENT CALENDAR

A. APPROVAL OF AGENCY WARRANTS

Approved

Recommended Action: Motion to approve the warrants

PUBLIC COMMENT

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS

ADJOURNMENT — 9:52 p.m.