

**ANTIOCH CITY COUNCIL  
ANTIOCH DEVELOPMENT AGENCY**

**Special/Regular Meeting  
6:00 P.M.**

**July 26, 2011  
Council Chambers**

Mayor Davis called the meeting to order at 6:07 P.M. and City Clerk Martin called the roll.

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

**PLEDGE OF ALLEGIANCE**

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

**STUDY SESSION** for Council/Agency Members

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

Director of Capital Improvements/Water Rights Harrington presented the staff report dated July 26, 2011, and recommended to receive and file the staff report regarding the current Bay Delta Conservation Plan and the Delta Stewardship Council.

Matt Emrick, Legal Council, gave a brief Power Point Presentation of the City of Antioch Water Issues' Update.

Director of Capital Improvements/Water Rights Harrington reported the City had not had any responses regarding critical impacts related to increasing the flow and moving the conveyance system north. He stated they looked forward to getting the response so the City could be part of the discussion.

In response to Councilmember Agopian, Director of Capital Improvements/Water Rights Harrington and Mr. Emrick gave a brief history of Antioch's pre-1914 water rights and reported the State Water Resource Control Board was in the development stages to determine what flow criteria was necessary to maintain a healthy Delta.

Councilmember Agopian suggested focusing on capturing water for use rather than drawing water from the Delta.

Mr. Emrick clarified off stream storage had been discussed as a plausible alternative. Additionally he noted the stakeholders were listening and it was worthwhile to continue those discussions.

Director of Capital Improvements/Water Rights Harrington reported the fifth draft should be out for circulation the first week of August and would be incorporated with the draft EIR for the Delta Plan. He provided a timeline for the Bay Delta Conservation Plan, Delta Plan, and Flow Criteria. Mayor Davis thanked Director of Capital Improvements/Water Rights Harrington for his stewardship and participation in the process.

Mayor Davis declared a recess at 6:46 P.M. The meeting reconvened at 7:03 P.M. with all Council/Agency members present.

### **PLEDGE OF ALLEGIANCE**

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

### **ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS - None**

### **PUBLIC COMMENTS**

June Kirk and Dr. Lonnie Bristow, representing the Interfaith Peace Project, announced in celebration of the International Day of Peace, September 11-21, 2011, they would be donating a peace pole to the City of Antioch. They gave a brief history of the Peace Pole Project.

Police Chief Cantando introduced Sean Blackfield and Brandon Williamson as the most recent members of Antioch Police Explorer Program. He announced the 4th Annual Police Activities League Golf Tournament would be held on September 9, 2011, and National Night Out would be held on August 2, 2011. Contact information was given.

Mayor Davis thanked Sean and Brandon for participating in the Police Explorer Program.

### **PRESENTATION**

Curt Schmutte, consultant to Metropolitan Water District, gave a brief overhead presentation of the Delta Restoration Plan. He stated they believed there was a lack of sustainability of the Bay Delta System due to sea level rise, subsidence, earthquakes, fish conflicts, carbon release, non native species, and loss of habitat. He suggested moving the intakes upstream would reduce those risks.

In response to the City Council, Mr. Schmutte clarified available information was used by the engineers to determine seismic risk and he believed moving the intake for Antioch upstream would be beneficial in reducing the impacts on freshwater should a major seismic event damage the levy system. He stated general philosophy was to diversify water sources to weather catastrophes. He stated with the movement of the intake, they would not be taking more water or be changing the salinity. He reported Zone 7 received 80-90% and Southern California receives 30% of their water supply from the Delta. He noted in the event a major earthquake impacted the water supply, Contra Costa County would hook up to the new intake. He stated that jurisdictions planning for this event would want to move their supply intake to be part of the canal tunnel. He announced he was a contract consultant to Metropolitan Water District which has approximately 19 Million customers south of the Tehachapi's.

Mayor Davis thanked Mr. Schmutte for the presentation.

Bill Worrell, Antioch resident, thanked the City Council for their transparency in bringing the water issue before the public. He felt the previous presentation was a misrepresentation of the facts regarding the negative impacts of the proposal on the fish population. He reported the levies had never failed due to an earthquake. He stated in the event of a catastrophic earthquake, he felt it would also damage the peripheral canal. He voiced his appreciation to the City Council for their interest and thanked Director of Capital Improvements/Water Rights Harrington for his participation in the process.

Roger Mammon, representing Restore the Delta, California Stripped Bass Association, and Lower Sherman Island Duck Hunters Association, encouraged the City Council to protect the Delta. He expressed concern stakeholders had not been allowed to participate in Bay Delta Conservation Plan and felt the plan would drain water which would increase salinity and water toxic land that would eventually drain back into the river's drinking water. He stated he believed the Delta was sustainable. He thanked the City Council and provided them with brochures urging them to join Restore The Delta.

In response to Mayor Davis, City Manager Jakel stated Director of Capital Improvements/Water Rights Harrington would look into Restore the Delta to determine if or how to participate in the organization.

Mayor Davis declared a recess at 8:06 P.M. The meeting reconvened at 8:11 P.M. with all Council Members present.

## **COUNCIL SUBCOMMITTEE REPORTS**

Council Members Agopian and Rocha reported on their attendance at the Northeast Antioch Annexation meeting.

In response to Mayor Davis, Council Member Agopian reported various options had been discussed for water and sewer service for the residences in the area.

Councilmember Kalinowski reported on his attendance at a series of Transportation subcommittee meetings.

## **MAYOR'S COMMENTS**

Mayor Davis reported on his attendance at Delta Diablo Sanitation which he noted included a discussion on extending recycled water to the Historical Society and Babe Ruth fields.

## **2. COUNCIL CONSENT CALENDAR**

### **A. APPROVAL OF COUNCIL MINUTES FOR JUNE 28, 2011**

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

- C. **REJECTION OF CLAIM**
  - 1) Heron Fernandez 11/12-2022 (property damage)
- D. **CONSIDERATION OF BIDS FOR THE PUTNAM STREET/CONTRA LOMA BOULEVARD/HILLCREST AVENUE PAVEMENT REHABILITATION (P.W. 392-26)**
- E. **APPROVE AWARD OF BID FOR THE CONTRACT TO PURCHASE GASOLINE AND DIESEL FUEL**
- F. **STC FIVE LLC (CROWN CASTLE) CELL SITE LEASE FOR CITY-OWNED PROPERTY AT 75 WALTON LANE (LONE TREE WATER TANK)**

On motion by Councilmember Harper, seconded by Councilmember Agopian, the Council unanimously approved the Council Consent Calendar.

#### **COUNCIL REGULAR AGENDA**

- 3. **AUTHORIZE RESPONSE TO COUNTYWIDE GRAND JURY REPORT: "ETHICS AND TRANSPARENCY ISSUES IN CONTRA COSTA COUNTY" (REPORT 1105)**

City Attorney Nerland presented the staff report dated July 14, 2011 recommending the City Council approve and authorize the Mayor to sign the response to the Countywide Grand Jury report: "Ethics and Transparency Issues in Contra Costa County"

Mayor Davis thanked City Attorney Nerland for drafting the response.

On motion by Councilmember Rocha, seconded by Councilmember Harper, the City Council unanimously approved and authorized the Mayor to sign the response to the Countywide Grand Jury report.

- 4. **LONE TREE GOLF COURSE AD-HOC SUBCOMMITTEE**

Mayor Davis appointed Councilmember Harper to serve on the ad-hoc subcommittee related to the Lone Tree Golf Course and Event Center.

On motion by Councilmember Rocha, seconded by Councilmember Agopian, the City Council unanimously approved the appointment of Councilmember Harper to serve on the ad-hoc subcommittee.

#### **COUNCIL/AGENCY REGULAR AGENDA**

- 5. **CONSIDERATION OF AN ORDINANCE TO "OPT IN" TO AN ALTERNATIVE VOLUNTARY REDEVELOPMENT PROGRAM UNDER ABX1 27, THE VOLUNTARY PROGRAM ACT**

Community Development Director Wehrmeister presented the staff report dated July 21, 2011 recommending the City Council: 1) read the ordinance by title only; and, 2) introduce the ordinance determining the City of Antioch would comply with the Voluntary Alternative Redevelopment Program pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in order to permit the continued existence and operation of the Antioch Development Agency of the City of Antioch

On motion by Councilmember Rocha, seconded by Councilmember Kalinowski, the City Council unanimously 1) Motioned to read the ordinance by title only; and, 2) Motioned to introduce the ordinance determining the City of Antioch would comply with the Voluntary Alternative Redevelopment Program pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in order to permit the continued existence and operation of the Antioch Development Agency of the City of Antioch.

## **6. AGENCY CONSENT CALENDAR**

### **A. APPROVAL OF AGENCY WARRANTS**

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

**PUBLIC COMMENTS** - None

### **STAFF COMMUNICATIONS**

City Manager Jakel announced National Night Out would be held on August 2, 2011 and the next regular City Council meeting would be held on August 9, 2011. He reported he had been in contact with GWF and PG&E regarding their proposal for closing the local plants.

### **COUNCIL COMMUNICATIONS**

In response to Councilmember Harper, City Manager Jakel reported he authorized Lonnie Karste to update the City's emergency plan.

Councilmember Harper encouraged the City to attract businesses to the vacant commercial spaces to increase economic development.

Councilmember Rocha reported she attended the Supervisorial meeting and reported Antioch would be split into different districts represented by Supervisors Glover and Piepho.

With no further business, Mayor Davis adjourned the meeting at 8:40 P.M. to the next regular Council meeting on August 9, 2011.

Respectfully submitted:

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L. JOLENE MARTIN, City Clerk