

CITY COUNCIL MEETING

Regular Meeting
7:00 P.M.

July 9, 2013
Council Chambers

6:30 P.M. - CLOSED SESSION

1. **CONFERENCE WITH LABOR NEGOTIATORS** – This Closed Session is authorized by California Government Code section 54957.6. City designated representatives; Michelle Fitzer and Denise Haskett; Employee organization: APSMA

At 6:30 P.M., the City Council met in closed session with all members present and no members of the public wishing to comment.

The City Attorney reported that a Closed Session Urgency Item had come to her attention, since the posting of the agenda, when she spoke to counsel in the State of Indiana regarding a case filed by the Cincinnati Specialty Underwriters Insurance Company against F.D. Deskins and the City of Antioch regarding insurance coverage in the underlying lawsuit that the City filed regarding the water treatment plant. The City needs to decide how to handle this lawsuit before the next Council meeting because of court deadlines. Therefore, by unanimous vote, the City Council added the following Urgency Item to the Closed Session Agenda:

2. **URGENCY ITEM – CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**—Pursuant to Government Code section 54956.9(d)(1): *City of Antioch vs. Black & Veatch Corporation, F.D. Deskins Company, Inc., TW Associates dba MISCOWater, Contra Costa Superior Court Case No. 00227; The Cincinnati Specialty Underwriters Insurance Company v. F.D. Deskins Company Inc. and City of Antioch, Hamilton Circuit Court, Indiana, Cause No. 29C01 1306 CT511.*

Coming out of closed session, on the first Item, the Council gave direction to the Labor Negotiators.

On the second added Urgency Item (#2), the Council gave direction to the City Attorney.

City Attorney Nerland announced there was another Urgency Item staff would like to bring forward for the regular agenda and copies of that staff report were available in Council Chambers.

Mayor Harper called the meeting to order at 7:05 P.M., and City Clerk Simonsen called the roll.

Present: Council Members Wilson, Rocha, Tiscareno, Agopian and Mayor Harper

PLEDGE OF ALLEGIANCE

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

The City Attorney reported that staff recommended that an Urgency Item be added as Item 5 to the Regular Agenda regarding the letter received yesterday from Joseph Canciamilla, County Clerk-Recorder and Registrar of Voters. The letter indicated that despite numerous emails and phone calls between the County Elections Office and the City over the past several months regarding the July 9, 2013 deadline for ballot arguments on Antioch's sales tax ballot measure, Mr. Canciamilla determined yesterday that the City needed to accept ballot arguments until August 16, 2013. There was a need to take action since the deadline for the ballot arguments had been 5:00 p.m. July 9, 2013 at which time the documents would become public. If the deadline were being extended by the County Elections Office, then the electorate would need to be notified immediately. By unanimous vote, the Council added the Urgency Item to the Regular Agenda as Item 5.

5. URGENCY ITEM – REGULAR AGENDA: COMMUNICATIONS FROM THE COUNTY CLERK'S OFFICE REGARDING THE DEADLINE FOR SUBMISSION OF BALLOT ARGUMENTS ON THE "RESTORING ANTIOCH SERVICES SALES TAX"

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS - None

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

City Clerk Simonson announced the following Board, Commission and Committee openings:

- Board of Administrative Appeals – 1 (Alternate) vacancy, 4-year term
- Parks and Recreation Commission - 2 partial vacancies, expiring April 2014
- Planning Commission – 1 partial vacancy – expiring October 2013
- Contra Costa Transportation Authority Citizen Advisory Committee – 1 vacancy – 4-year term

Deadline for applications was 5:00 P.M. July 25, 2013.

PUBLIC COMMENTS

Fred Hoskins, Antioch resident, spoke in opposition to the Sales Tax Ballot Measure and encouraged the City to engage the community to support activities through neighborhood groups.

Karl Dietzel, Antioch resident, encouraged the Council to reduce their salaries to fund an additional Code Enforcement Officer.

Marty Fernandez, Antioch resident, discussed articles published in the Contra Costa Times regarding the City of Richmond collecting code enforcement fines and the Fire Chief in San Ramon who negotiated contracts for the union.

Michelle Rand, Antioch resident, gave a brief personal history and discussed her desire to regain custody of her children.

Daniel Avalar, Antioch resident, stated his neighborhood had received road improvements, which had left the road in poor condition. He requested the City address the situation. Mayor Harper stated he would give his information to the Public Works department so they could review his concerns.

COUNCIL SUBCOMMITTEE REPORTS

Councilmember Wilson reported on her attendance at the League of California Cities meeting.

Councilmember Tiscareno reported the Lone Tree Golf Course subcommittee meeting had been rescheduled for August.

MAYOR'S COMMENTS - None

PRESENTATIONS

Life Saving Recognition, presented by Chief Allan Cantando

Chief Cantando reported on June 5, 2013, after finding Antioch resident Mr. Cooper unresponsive, Kevin Brady and Antioch Police Officer Ryan McDonald performed CPR and used a defibrillator to get his heart back into rhythm. He acknowledged Mr. Brady and Officer McDonald for being heroes who saved Mr. Cooper's life.

Mayor Harper and the City Council presented Mayor's Hero Awards to Kevin Brady and Officer Ryan McDonald and thanked them for being exemplary citizens.

Mr. Brady thanked the City Council and stated it was an honor to be recognized by the City of Antioch and Antioch Police Department. He stated he was very pleased that Mr. Cooper had recovered.

Mr. Cooper stated he was very thankful to be alive and acknowledged Mr. Brady and Officer McDonald for making it possible.

Erica Rodriguez-Langley, on behalf of Assemblyman Jim Frasier's Office, presented Certificates of Recognition to Kevin Brady and Officer Ryan McDonald, from the California State Assembly.

Officer McDonald thanked the City and Assemblyman Frasier for the recognition and stated the real award was seeing Mr. Cooper this evening.

Municipal Internship Program, presented by Jeffery Belle

Jeff Belle, Senior Fellow Public Policy and Leadership Development, gave a brief overhead presentation of the Municipal Internship Program (A-MIP).

In response to Mayor Harper, Mr. Belle stated the internship information was on the City's Website.

Councilmember Rocha stated she had met with three participants of the Municipal Internship Program and she had been impressed by their presentations.

1. COUNCIL CONSENT CALENDAR

- A. APPROVAL OF COUNCIL MINUTES FOR JUNE 25, 2013 TO BE CONTINUED TO ADJOURNED REGULAR MEETING ON JULY 30, 2013 AT 7:00 P.M. AT THE PUBLIC WORKS BUILDING TRAINING ROOM LOCATED AT 1201 WEST FOURTH STREET, ANTIOCH, CA**
- B. APPROVAL OF COUNCIL WARRANTS**
- C. ORDINANCE 2069 C-S ADOPTION OF AN ORDINANCE FOR DAVIDON HOMES DEVELOPMENT AGREEMENT APPLICABLE TO THE APPROXIMATELY 170 ACRE PROPERTY GENERALLY LOCATED EAST OF CANADA VALLEY ROAD AND WEST OF STATE ROUTE 4 (BYPASS). DAVIDON HOMES HAS ENTITLEMENTS TO DEVELOP THE SUBJECT PROPERTY WITH 525 SINGLE FAMILY HOMES. THE PLANNING COMMISSION RECOMMENDED APPROVAL OF THE DEVELOPMENT AGREEMENT BY A 5-0 VOTE WITH TWO ABSENCES ON JUNE 5, 2013 (*Introduced on 06/25/13*).**
- D. ASSESSING FISCAL RISK – RESPONSE TO GRAND JURY REPORT (REPORT 1311)**
- E. AUTHORIZE RESPONSE TO GRAND JURY REPORT NO. 1305 “GETTING TO CLEAN WATER IN CONTRA COSTA COUNTY – WHAT’S THE PLAN AND WHERE’S THE MONEY?”**
- F. APPROVE AMENDMENT NO. 4 TO THE CONSULTANT SERVICES AGREEMENT FOR MONITORING WELLS CLOSURE SUPPORT WITH NICHOLS CONSULTING ENGINEERS, CHTD. (P.W. 143-P, 514-4 AND 516-A)**
- G. RESOLUTION NO. 2013/34 OF LOCAL SUPPORT AND AUTHORIZING THE FILING OF A GRANT APPLICATION TO MTC FOR FEDERAL FUNDING FOR THE NINTH STREET ROADWAY IMPROVEMENTS (P.W. 687)**
- H. RESOLUTION NO. 2013/35 OF LOCAL SUPPORT AND AUTHORIZING THE FILING OF A GRANT APPLICATION TO MTC FOR FEDERAL FUNDING FOR THE SIDEWALK, HANDICAP RAMPS AND PEDESTRIAN IMPROVEMENTS AT VARIOUS LOCATIONS PROJECT (P.W. 409-3)**

On motion by Councilmember Rocha, seconded by Councilmember Wilson, the City Council unanimously approved the Council Consent Calendar with the exception of Items D and G, which were removed for further discussion.

Item D – George Briggs, Antioch resident, stated he felt the response to the County Grand Jury Report indicated a lack of understanding on the aspects of an internal control. He suggested the City have an auditor review their cash position before they start taking from reserves and noted he felt the City's liabilities were understated.

Finance Director Merchant explained that every year the financial statements are audited and the auditors test the validity of the reserve balance. She stated she was confident the audit proceedings in the City were transparent and rigorous and gave accurate information to the Council and public. She clarified the grand jury was asking for internal audit committees because some cities have significant and continual findings. She noted, the recommendation was geared toward cities that cannot seem to cure those internal control problems. She added that it was noted that Antioch's problems were not recurring issues.

Councilmember Agopian stated it had been his experience that the City had good internal control and external auditors were thorough, provided accurate reports on deficiencies, and were completely unbiased. He stated there was value in including the public and, in the future, the City could consider how to proceed with that endeavor.

Finance Director Merchant stated typically the auditors are rotated every 5-6 years.

On motion by Councilmember Agopian, seconded by Councilmember Rocha, the Council unanimously approved Item D.

Item G - Fred Hoskins, Antioch resident, stated he felt 9th Street was a safety hazard and encouraged the City to include in the resolution, traffic calming measures.

Director of Public Works/City Engineer Bernal stated residents could make a request for traffic calming measures to the Public Works Department. He discussed the City and State requirements for the installation of speed tables and stop signs. He stated he would look at the street to determine what could be done to slow traffic and he offered to check with the Antioch Police Department regarding the availability of the speed trailer for the area.

On motion by Councilmember Tiscareno, seconded by Councilmember Agopian, the Council unanimously approved Item G.

PUBLIC HEARING

- 2. Z-13-03 - THE CITY OF ANTIOCH IS REQUESTING APPROVAL OF THE PREZONING FOR THE NORTHEAST ANTIOCH AREA. THERE ARE THREE SUBAREAS CONSIDERED FOR PREZONING, WHICH ARE ALL LOCATED WITHIN UNINCORPORATED CONTRA COSTA COUNTY, CONSISTING OF APPROXIMATELY**

678 ACRES. THE ZONING FOR AREA 1 (470 ACRES) IS BEING PROPOSED AS HEAVY INDUSTRIAL AND OPEN SPACE, AREA 2A AS URBAN WATERFRONT, (94 ACRES), AND AREA 2B (103 ACRES) AS A STUDY ZONE. THE THREE SUBAREAS ARE LOCATED GENERALLY SOUTH OF THE SACRAMENTO COUNTY LINE ALONG THE SAN JOAQUIN RIVER IN THE VICINITY OF WILBUR AVENUE, WEST OF THE CITY OF OAKLEY, NORTH AND EAST OF THE BOUNDARIES OF THE CITY OF ANTIOCH. THE PLANNING COMMISSION RECOMMENDED TO THE CITY COUNCIL APPROVAL OF THE PREZONING BY A 6-0 VOTE WITH ONE MEMBER ABSENT. ALSO FOR CONSIDERATION BY THE CITY COUNCIL WILL BE THE ANNEXATION AND TAX REVENUE ALLOCATION AGREEMENT BETWEEN THE CITY OF ANTIOCH AND THE COUNTY FOR THE NORTHEAST ANTIOCH ANNEXATION AND AGREEMENT BETWEEN THE CITY OF ANTIOCH AND THE COUNTY FOR THE FUNDING AND CONSTRUCTION OF INFRASTRUCTURE IMPROVEMENTS SERVING ANNEXATION AREA 2B. A MITIGATED NEGATIVE DECLARATION IS ALSO BEING CONSIDERED FOR ADOPTION.

Staff recommended the City Council motion to continue to the Adjourned Regular Meeting on July 30, 2013 at 7:00 P.M. at the Public Works Building Training Room located at 1201 W. Fourth Street, Antioch.

Mayor Harper opened the public hearing. There were no requests to speak.

On motion by Councilmember Rocha, seconded by Councilmember Wilson, the Council unanimously continued the public hearing to July 30, 2013 at 7:00 P.M. at the Public Works Building Training Room.

3. PUBLIC HEARING TO CONFIRM ASSESSMENTS FOR THE LANDSCAPE MAINTENANCE DISTRICTS 1, 2A, 4, 5, 9, AND 10 FOR FISCAL YEAR 2013/2014 (PW 500)

Public Works Director Bernal presented the staff report dated July 1, 2013 recommending the City Council adopt the resolution.

Mayor Harper opened and closed the public hearing. There were no requests to speak.

RESOLUTION NO. 2013/36

On motion by Councilmember Agopian, seconded by Councilmember Tiscareno, the Council unanimously approved the resolution.

4. ADOPTION OF AN URGENCY ORDINANCE EXTENDING A TEMPORARY MORATORIUM ON THE ESTABLISHMENT AND OPERATION OF TOBACCO AND PARAPHERNALIA RETAILERS AND INCLUDING THE PROHIBITION ON COMPUTER GAMING AT TOBACCO AND PARAPHERNALIA RETAILERS

City Attorney Nerland stated that on the dais were materials from the Contra Costa County Health Services Department provided in support of the moratorium. Extra copies of this information were available in the Council Chambers for members of the public.

City Attorney Nerland presented the staff report dated June 27, 2013 recommending the City Council adopt the urgency ordinance.

Mayor Harper opened the public hearing.

In response to Mayor Harper, City Attorney Nerland explained that an update of the City's Zoning Ordinance and General Plan was labor intensive and required resources the City did not have at this time. She added that staff was focusing on uses that have the most negative impacts.

Councilmember Rocha requested a review of the City's policy regarding smoking in outdoor spaces.

Jamie Jenett, Policy Coordinator for the Tobacco Prevention Project through Contra Costa Health Services, provided information and technical assistance on tobacco retailer license ordinances. She offered her department as a resource for the City of Antioch.

In response to Mayor Harper, Ms. Jenett offered to provide additional information on the citations given during sting operations for the sale of tobacco products to minors.

In response to Councilmember Agopian, City Attorney Nerland explained a business fee for conducting enforcement and administering the program would not need to be voted on by the electorate.

Councilmember Agopian stated he was in support of the moratorium to allow staff sufficient time to study all the issues and bring back an enforceable and effective ordinance. He stated zoning for these types for businesses, should also be considered.

Mayor Harper closed the public hearing.

Discussion ensued regarding computer gaming uses wishing to locate in liquor stores and other businesses. Chief Cantando explained there were challenges being made regarding the legality of these types of businesses and until there was a definitive answer from the Attorney General, the City needed to be cautious.

City Attorney Nerland reiterated the challenges of completing a comprehensive review of the entire municipal code.

ORDINANCE 2070 C-S

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

REGULAR AGENDA

5. URGENCY ITEM – REGULAR AGENDA ITEM #5: COMMUNICATIONS FROM THE COUNTY CLERK’S OFFICE REGARDING THE DEADLINE FOR SUBMISSION OF BALLOT ARGUMENTS ON THE “RESTORING ANTIOCH SERVICES SALES TAX”

The City Attorney indicated that staff had been scrambling since yesterday when they received a letter from the County Clerk’s Office to resolve this matter without bringing to the Council. Those efforts failed, so a staff report and related materials were put together quickly, with copies on the dais and in the back of the Council Chambers for the public.

The City Attorney reported that yesterday, the City Clerk received a letter from Joseph Canciamilla, County Clerk-Recorder and Registrar of Voters. Despite numerous emails and phone calls between the County Elections Office and the City over the past several months regarding the July 9, 2013 deadline for ballot arguments on Antioch’s Sales Tax Ballot Measure, Mr. Canciamilla determined yesterday, the City needed to accept ballot arguments until August 16, 2013.

Since yesterday, City staff had tried, without success, to understand Mr. Canciamilla’s abrupt departure from long-standing past practice. Phone conversations with the County Elections Office provided few answers as to the motivation for changing procedures in the middle of an election cycle or to the logistical questions such as the fact that City Hall is closed on Fridays, including Friday, August 16, 2013. County Elections has admitted that this changed procedure was not communicated to Antioch previously. The email received today from County Elections simply stated that the County would not accept the City Council’s resolution calling the election on the ballot measure.

The City Clerk sent a letter today to Mr. Canciamilla to which no response was received.

Given these issues and the desire to maintain the integrity of the elections process, the City Clerk’s Office accepted ballot arguments today, as well as the City Attorney’s Impartial Analysis, but has kept them under seal (not made them public).

The City Attorney indicated that reluctantly, she and the City Manager were recommending that the City Council adopt the amended resolution indicating that as directed by the County Clerk-Recorder, the City Clerk’s Office will accept ballot arguments on the Sales Tax Ballot Measure until 5:00 p.m. on Friday, August 16, 2013 and that the City Clerk will keep any ballot arguments received sealed (confidential) until that date, along the Impartial Analysis. The City Clerk will make arrangements to keep City Hall opened on the furlough day of Friday, August 16, 2013, 8:00 a.m. – 5:00 p.m. Further, pursuant to Elections Code Section 9163, any ballot arguments already submitted can be changed up to 5:00 p.m. on Friday, August 16, 2013.

City Manager Jakel then stated that he concurred with comments made by City Attorney Nerland adding key staff had spent too much time in the past 30 hours working on an issue created on July 8, 2013, by the County Elections Department. He noted it was frustrating and inefficient as the City and community had more important issues to face.

The City Manager reported that the County Elections office, without a phone call but rather an email and without respect to past practices and in spite of months of contact by the City regarding our intents, had abruptly decided to change the election procedures for November 2013. He stated they do not know the purpose or motivation for the change and it is not in his view the way for the County to handle its business. He noted last minute changes that suddenly alter a course of action and affect people's ability to vote was the type of government behavior that contributed to the public's dissatisfaction with government.

The City Manager stated he would suggest that the City proceed as planned, however it was more respectful to the voters to extend the date to August 16, 2013 so that there was no further uncertainty introduced into what was a simple election issue. He noted they could then continue to understand what the County's intent was and establish a cooperative working relationship with the Elections Department.

City Clerk Simonsen then stated that according to California election code, he was the City's Election Official and when Council called for an election; his duty was to follow through with all requirements. He clarified there was no provision in the California Election Code for the submittal of ballot argument period, to exceed 14 days.

Additionally, he stated he had contacted members of the City Clerks' Association which included four Master Municipal Clerks and explained that on June 25, 2013, the City Council did the second reading and notification calling for an election on November 5, 2013, and the Board of Supervisors and County Clerk's Office were notified. He also noted that he had announced ballot argument forms would be available in the City Clerk's office and the deadline for submittals was 5:00 P.M. Tuesday July 9, 2013.

City Clerk Simonsen reported each Master Municipal Clerk indicated it was the City Clerk's duty to run the election for the City of Antioch once Council made a notification that the City had a 14 day period for the submittal of ballot arguments to the City Clerk, who was then responsible to transmit those materials to the County Elections Clerk's Office. Additionally, they clarified that according to elections code, the City hired the County to print materials, send them out, conduct the election, certify counts and send to the City Clerk to certify and send to Council. He added the Master Municipal Clerks agreed that the City was correct in their interpretation of the procedure.

City Clerk Simonsen stated he informed the Assistant County Clerk's office that the City could not receive ballot arguments on August 16, 2013 because City Hall would be closed and if they received arguments until 5:00 P.M. on August 15, 2013, it would be impossible to deliver the packet to Martinez by the time their office closed. He stated he then requested the deadline be moved to August 14, 2013 and he was told by the Assistant County Clerk that August 14, 2013, would be acceptable. City Clerk Simonsen questioned how the County Elections Office could arbitrarily change the date of August 16, 2013 to August 14, 2013 and not accept the date of July 9, 2013.

City Clerk Simonsen stated if Council agreed to extend the deadline, he suggested extending it to August 14, 2013, however personally, he would recommend Council retain the deadline date of July 9, 2013. He stated he was serious in the performance of his duties according to elections

code and it was not acceptable to have procedures absorbed by another agency who was attempting to take away the City's duties.

Mayor Harper thanked City Clerk Simonsen for his due diligence and corresponding with the County Elections Office since the beginning of the process.

City Clerk Simonsen reported that he had received one ballot argument in favor and two ballot arguments in opposition to the Sales Tax Ballot Measure and they had remained sealed and locked inside the vault. He added ballot arguments could be taken back and revised until the deadline.

City Attorney Nerland clarified in part, this Item was brought forward as an Urgency Item, as under the elections code, once the deadline was hit, the ballot arguments and impartial analysis become public. She noted they did not want to make them public if the County Clerk was going to force the City to extend the time into August. She stated she was concerned that the Assistant Registrar at the County had not indicated in writing that the August 14, 2013 date was acceptable and the City had two documents that indicated they were not going to accept the City Council's resolution unless it stated August 16, 2013. She noted if the County continues to refuse the City's resolution; the ballot measure would not go to the voters.

City Clerk Simonsen responded that he had retained the voicemail recording received from the Assistant County Clerk's Office indicating the County would accept the August 14, 2013, deadline.

City Attorney Nerland added that the City had been led to believe the issue had been resolved and then they were told they had to comply with the County's request to extend the deadline. She noted that was why the City Clerk's letter was sent at 4:30 P.M. on July 9, 2013.

In response to Councilmember Rocha, City Clerk Simonsen stated if the City did not extend the deadline and the County refused to put the Item on the ballot, he would challenge it in Superior Court. He added that if the Council were to extend the deadline per the County's request, he would be pursuing this issue through the League of California Cities and City Clerk's Association.

Speaking to the letter from Joseph Canciamilla, City Attorney Nerland stated that a draft resolution had been sent to the County Elections Office which included the date for the ballot argument and the County Elections Office approved it and indicated the City could submit all information as one package emailed and delivered on July 10, 2013. Speaking to the letters reference to Election Code 9286, City Clerk Simonsen clarified that this ballot measure was not consolidated with another election overlapping boundaries with the City of Antioch.

Councilmember Agopian stated he agreed with staff's analysis of the code and procedures; however, he felt not extending the deadline would result in further complications regarding the election. He suggested the Council agree with the staff recommendation to extend the deadline to August 16, 2013. He encouraged City Clerk Simonsen to pursue this item further.

Councilmember Tiscareno agreed with Councilmember Agopian and suggested a City launch a formal complaint.

City Attorney Nerland stated it would be for a court to determine if the County's position could be challenged however she was not sure it was advisable based on their relationship with the County as well as the City's finances and keeping the process as clear as possible for the electorate.

City Attorney Nerland reported ballot arguments are public records one minute after the deadline and all ballot arguments and the impartial analysis have stayed sealed and confidential. She noted if the Council were to adopt the resolution to extend the period to August 16, 2013, those submittals would remain sealed and locked in the vault and under the elections code, anyone wishing to revise their argument, could do so and resubmit them, by 5:00 P.M. on August 16, 2013.

City Clerk Simonsen expressed concern that he would not be able to get the ballot arguments to the County Clerk's office by the time they close, if the deadline were extended to 5:00 P.M. on August 16, 2013.

City Attorney Nerland stated in prior elections, the City emailed the County the information immediately following the 5:00 P.M. deadline on Friday and then the documents were delivered on Monday morning.

City Manager Jakel stated he would seek clarification from the County Recorder regarding when the information needed to be transmitted. He added the only written information the City had from County Clerk Canciamilla stated the deadline was August 16, 2013 and he feels deviating from that date would add a level of risk and confusion. He noted after Council makes a determination, staff would contact the County and clarify how to proceed.

City Attorney Nerland stated she would be willing to meet with County Clerk Canciamilla on Friday August 16, 2013 at 6:00 P.M. to give him all the pertinent information.

RESOLUTION NO. 2013/37

On motion by Councilmember Agopian, seconded by Councilmember Tiscareno, the Council unanimously adopted the resolution indicating that as directed by County Clerk-Recorder, the City Clerk's Office will accept ballot arguments on the Sales Tax Ballot Measure until 5:00 P.M. on Friday, August 15, 2013 and that the City Clerk will keep any ballot arguments received sealed (confidential) until that date, along the Impartial Analysis. The City Clerk will make arrangements to keep City Hall opened on the furlough day of Friday, August 16, 2013.

PUBLIC COMMENTS - None

STAFF COMMUNICATIONS

City Manager Jakel reminded the public that the July 23, 2013 City Council meeting had been cancelled and rescheduled for July 30, 2013 at the Public Works Building Training Room, 1201 West Fourth Street, Antioch. He noted the location had been changed due to upgrades being made in the Council Chambers. He announced Council would be meeting one time in August on August 13, 2013.

COUNCIL COMMUNICATIONS

Councilmember Agopian stated Council had received a letter from the Building Industry Association regarding planning around ABAG recommendations and MTC Governing Board adopting policy. He stated after reading the letter, he suggested Council direct City Manager Jakel to write a letter asking them to postpone their decision so more time can be given to how best to achieve the stated objectives.

In response to Councilmember Agopian, City Manager Jakel stated he had received a copy of the letter and he would work with Director of Community Development Wehrmeister to craft a letter expressing the City's reservations.

Councilmember Tiscareno thanked the 4th of July committee for putting on a fantastic event. He reported on his attendance at the Jr. Giants opening day and thanked Chief Cantando and the Antioch Police Department Police Activities League (PAL) for sponsoring the event.

Councilmember Rocha reported on her attendance at the Jr. Giants opening day and the Blues Concert held downtown on July 6, 2013. She invited the public to attend the concert in downtown at 6:00 P.M. on July 13, 2013.

Councilmember Wilson reported on her attendance at the 4th of July event and the opening day of the Jr. Giants program. She thanked Director of Public Works/City Engineer Bernal and Mike Bechtoldt for taking her on a tour of the Public Works facilities.

Councilmember Rocha announced *One Justice Free Worker Right Clinic* would be held on July 15, 2013 from 1:00 P.M. – 5:00 P.M. at the Antioch Library.

Mayor Harper acknowledged the entire City Council for attending many events throughout the community. He requested staff consider looking at the feasibility of a moratorium on Cash for Gold establishments. He stated this Council meeting had been very heartfelt and interesting.

ADJOURNMENT

With no further business, Mayor Harper adjourned the meeting at 9:36 P.M. to the next Adjourned Regular Council meeting on July 30, 2013 at the Public Works Building Training Room.

Respectfully submitted:

Kitty Eiden

KITTY EIDEN, Minutes Clerk