

**ANTIOCH CITY COUNCIL  
SPECIAL MEETING**

**Special Meeting**  
**5:00 P.M.**

**July 31, 2018**  
**Council Chambers**

Mayor Pro Tem Thorpe called the meeting to order at 5:00 P.M., and City Clerk Simonsen called the roll. Mayor Wright arrived at 5:00 P.M. during roll call.

Present: Council Members Wilson, Thorpe, Tiscareno, Ogorchock and Mayor Wright

**PLEDGE OF ALLEGIANCE**

Mayor Wright led the Council and audience in the Pledge of Allegiance.

**PUBLIC COMMENTS – None**

Mayor Wright acknowledged Mayor Kuki and the President of the Sister-City organization from Chichibu Japan in attendance this evening.

**1. ADOPT A RESOLUTION AMENDING RESOLUTION NO. 2018/92 SECTION 2 BALLOT LANGUAGE**

City Manager Bernal introduced Item #1.

City Manager Bernal presented the staff report dated July 31, 2018 recommending the City Council adopt a Resolution amending Resolution No. 2018/92 Calling for a Municipal Election on November 6, 2018 to request City Voters extend and increase the City's Transaction and Use Tax from One-Half Cent to One Cent to provide for Public Safety and 911 Services, Support Youth, and maintain other Quality of Life Services.

City Manager Bernal announced Interim City Attorney Perez was present this evening via phone.

Administrative Services Director Mastay recommended that the Ordinance be amended to add to Section #2: Section 3-5.405 Transaction Tax Rate.

City Clerk Simonsen requested copies of the ordinance amendment be made available to Council, staff and the public. He announced an email was received from Manny Soliz and Kenny Turnage II, and copies had been made available to Council, staff and the public this evening.

Rich Buongiorno, Antioch resident, spoke in support of Council including a sunset clause and quarterly auditing in the resolution.

Manny Soliz, Antioch resident, thanked Councilmembers Wilson and Thorpe for working on the tax measure. He read an email he submitted to the City with revised language for the Ballot Measure which included an 8-year sunset clause and a Citizen's Oversight Committee.

Dr. Jeffrey Klingler, Antioch resident, expressed concern that it was not accurately represented that the City would have the ability to spend the tax revenue on any legal affair for the City. He spoke in support of a sunset clause.

City Clerk Simonsen explained that an Ordinance Transaction Tax Rate amendment was not on the agenda this evening; therefore, it would need to be considered at a subsequent meeting in which it was properly noticed.

Interim City Attorney Perez (by phone) explained that the Transaction Tax language was an amendment to the Ordinance that should have been included when it was submitted to Council at their last meeting. She recommended that the item come back to Council for consideration at a secondary Special Meeting. She noted Council could proceed with the Ballot Language item this evening.

Council agreed to hold a Special Meeting at 2:30 P.M. on August 3, 2018 to consider the Transaction Tax Rate language for the Ordinance.

Councilmember Thorpe motioned to adopt a resolution amending Resolution No. 2018/92 Ballot Language. The motion was seconded by Councilmember Wilson.

Councilmember Tony Tiscareno stated that in his opinion, this was an extension of Measure C and it would be treated as such. He noted he would consider adding a sunset clause provided it had longevity so the Council would not have to revisit the matter in five to six years.

Councilmember Thorpe explained and City Manager Bernal confirmed that if the ballot measure passed, the oversight committee would remain and they would serve at the direction of Council.

Discussion ensued regarding a sunset clause, with Councilmember Thorpe and Wilson explaining that it was not included as it posed challenges and the City was looking for a permanent solution. They commented that the ballot measure as proposed was a direct result of the data and feedback collected from the community.

Councilmember Tiscareno suggested a 20-year sunset clause be added to the resolution.

Councilmember Thorpe commented that the priorities for this measure were based on community input and cautioned that adding a sunset clause could compromise the measure.

Councilmember Tiscareno reiterated his support for a 20-year sunset clause.

Mayor Wright stated he would also support a 20-year sunset; however, he felt it was important that the Council remain unified in this effort.

City Manager Bernal added that he would not recommend changing any of the wording in the ballot measure because it would not reflect the information the City had gathered in order to come up with what they believed the community wanted and what the subcommittee had brought forward for consideration.

Mayor Wright requested staff explain to the Antioch Unified School District that the City was not taking on school programming.

Councilmember Tiscareno discussed the importance of the City Council remaining unified.

Interim City Attorney Perez commented that the only item before Council this evening was the amendment to the ballot language.

**RESOLUTION NO. 2018/94**

Council took action on the previous motion to adopt the resolution. The motion was approved unanimously.

The Council will hold a subsequent Special Meeting at 2:30 P.M. on Friday, August 3, 2018 to consider the Transaction Tax Rate language for the Ordinance.

**PUBLIC COMMENTS**

Dr. Jeffrey Klingler stated that section 3-5.416 of the Antioch Municipal Code was repealed in the ordinance that was passed, which was the Citizens' Oversight Committee. He stated that while it was the intent of the Council to fund the items listed in the resolution, the community should understand that it may not be possible.

**STAFF COMMUNICATIONS**

City Manager Bernal welcomed the City's guests from Chichibu, Japan and wished them a great visit in Antioch.

**COUNCIL COMMUNICATIONS – None**

**ADJOURNMENT**

With no further business, Mayor Wright adjourned the meeting at 5:55 P.M. to the Special Meeting on August 3, 2018.

Respectfully submitted:

*Kitty Eiden*  
KITTY EIDEN, Minutes Clerk