

*Revised

ANNOTATED AGENDA

Antioch City Council REGULAR MEETING

Date:	Tuesday, September 10, 2019
Time:	5:30 P.M. – Closed Session
	7:00 P.M. – Regular Meeting
Place:	ANTIOCH COMMUNITY CENTER
	4703 Lone Tree Way, Community Hall A
	Antioch, CA 94531 RULES

Council Meetings Are Televised Live on Comcast Channel 24 *Please Turn Off Cell Phones Before Entering Council Meeting*

Sean Wright, Mayor Joyann Motts, Mayor Pro Tem Monica E. Wilson, Council Member Lamar Thorpe, Council Member Lori Ogorchock, Council Member Arne Simonsen, CMC, City Clerk James D. Davis, City Treasurer

Ron Bernal, City Manager Thomas Lloyd Smith, City Attorney

Online Viewing: https://www.antiochca.gov/government/city-council-meetings/ **Electronic Agenda Packet**: https://www.antiochca.gov/government/agendas-and-minutes/city-council/ **Project Plans**: https://www.antiochca.gov/fc/community-development/planning/Project-Pipeline.pdf **Hard Copy Viewing**: Antioch Public Library, 501 W 18th St, Antioch, CA

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, City Hall, 200 H Street, 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 near the entrance doors, and place in the Speaker Card Tray near the City Clerk's table, before the Council Meeting begins. 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.

5:30 P.M. ROLL CALL – CLOSED SESSIONS – for Council Members – All Present

PUBLIC COMMENTS for Closed Sessions

CLOSED SESSIONS:

 CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION – Potential Litigation pursuant to California Government Code section 54956.9 (d)(4): Water Rights BDCP/WaterFix (Bay Delta Conservation Plan/WaterFix).

No reportable action

2) CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to California Government Code section 54956.8: Orton/Libitzky owned Assessor's Parcel Numbers (APN No.'s): 066-110-009; 074-040-035; 066-101-001. City and Agency Negotiator, City Manager Ron Bernal; Parties – Orton/Libitzky, Antioch Marina LLC.

No reportable action

7:00 P.M. ROLL CALL – REGULAR MEETING – for Council Members – All Present

PLEDGE OF ALLEGIANCE

1. **PROCLAMATION**

• In Honor of California Coastal Clean Up Day, September 21, 2019

Recommended Action: It is recommended that the City Council approve the proclamation.

Approved, 5/0

OPENINGS

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

PARKS AND RECREATION COMMISSION

PUBLIC COMMENTS – Members of the public may comment only on unagendized items. The public may comment on agendized items when they come up on this Agenda.

CITY COUNCIL COMMITTEE REPORTS/COMMUNICATIONS

MAYOR'S COMMENTS

2. CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR AUGUST 27, 2019

Approved, 5/0

Recommended Action: It is recommended that the City Council continue the Meeting Minutes to the next meeting.

STAFF REPORT

B. APPROVAL OF COUNCIL WARRANTS

Approved, 5/0

Recommended Action: It is recommended that the City Council approve the warrants.

STAFF REPORT

- C. SECOND READING CITY COUNCIL MEMBERS' SALARIES (Introduced on 08/27/19) Ord. No. 2171-C-S, Adopted 4/1 (Ogorchock)
 - Recommended Action: It is recommended that the City Council adopt the ordinance amending 2-1.203 and 2-1.206 of the Antioch Municipal Code to increase the salaries for the City Council Members.

STAFF REPORT

CONSENT CALENDAR – Continued

D. VARIOUS ASPHALT REPAIRS – SERVICE CUTS BID AWARD

Reso No. 2019/138 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution awarding the Various Asphalt Repairs – Service Cuts contract to G&S Paving Inc., in the amount of \$268,105 for the first year and \$270,534.50 for the second year with an additional \$100,000 for unscheduled repairs for each year leaving a total budget not to exceed \$738,639.50 over the two-year period. The estimated start time will be September 15, 2019.

STAFF REPORT

E. FOURTH AMENDMENT TO THE DESIGN SERVICES AGREEMENT WITH SWATT MIERS ARCHITECTS FOR THE CITY HALL COUNCIL CHAMBERS INTERIOR REMODEL (P.W. 247-P)

Recommended Action: It is recommended that the City Council adopt a resolution to:

Reso No. 2019/139 adopted, 5/0

- 1) Authorize the City Manager to execute the fourth amendment to the Design Consultant Services Agreement with Swatt Miers Architects for the City Hall Council Chambers Interior Remodel and increase the contract by \$40,430.00 for a total contract amount of \$187,202.50.
- 2) Extend the term of the agreement with Swatt Miers Architects to June 30, 2020.

STAFF REPORT

F. VETERANS' MEMORIAL – ESTABLISH A CAPITAL IMPROVEMENT PROJECT AND APPROPRIATE FUNDS

Reso No. 2019/140 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution to:

- 1) Establish a Capital Improvement project to relocate the Veterans' Memorial.
- 2) Appropriate \$65,000 from the Marina Fund and \$10,000 from Gas Tax Funds for a total amount of \$75,000 to construct the project.

STAFF REPORT

STAFF REPORT

CONSENT CALENDAR – Continued

G. CITY CLERK OVERNIGHT TRAVEL

Approved, 5/0

- Recommended Action: It is recommended that the City Council authorize overnight travel and expenditures for the City Clerk, as follows:
 - Master Municipal Clerks Academy (Series 501) September 17 through September 20, 2019 at CalPoly Pomona. Estimated cost \$1,550 (The City Clerk received a \$450 Scholarship from the CCAC to reduce the cost to \$1,100).
 - City Clerks New Law & Elections Seminar in December 10 through December 13, 2019 at Garden Grove. Estimated cost \$1,150.
 - Master Municipal Clerks Academy (Series 601) February 5 through February 7, 2020 in San Jose. Estimated cost \$1,450.
 - 4) League of California Cities Policy Committee meetings in January, March and June, 2020 (locations to be determined three meetings). Estimated cost \$600.
 - City Clerks Association of California Advanced Academy and Annual Conference in April 14 through April 17, 2020 in Burlingame. Estimated cost \$1,450 and the City Clerk has applied for a CCAC Scholarship).

STAFF REPORT

PUBLIC HEARING

3. CONTRA COSTA FARMS CANNABIS BUSINESS (UP-18-23, AR-18-24, V-19-03)

Recommended Action: It is recommended that the City Council take the following actions:

STAFF REPORT

STAFF REPORT

Reso No. 2019/141 adopted, 4/1(Ogorchock)

1) Adopt the resolution approving the Contra Costa Farms Initial Study/Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program.

Reso No. 2019/142 adopted amending K.34, 4/1 (Ogorchock)

2) Adopt the resolution approving a use permit, design review, and variance for a cannabis business, subject to the conditions of approval (UP-18-23, AR-18-24, V-19-03).

COUNCIL REGULAR AGENDA

- 4. RESOLUTION AUTHORIZING THE CITY ATTORNEY, IN CONSULTATION WITH THE CANNABIS AD HOC COMMITTEE, TO NEGOTIATE OPERATING AGREEMENTS SUBJECT TO CITY COUNCIL APPROVAL, IN LIEU OF DEVELOPMENT AGREEMENTS, WITH THOSE CANNABIS BUSINESS APPLICANTS WHOSE APPLICATIONS WERE DEEMED COMPLETE PRIOR TO THE APRIL 2019 AMENDMENT OF CHAPTER 5 OF TITLE 9 OF THE ANTIOCH MUNICIPAL CODE
 - Recommended Action: It is recommended that the City Council adopt a resolution authorizing the City Attorney, in consultation with the Cannabis Ad Hoc Committee, to negotiate operating agreements subject to City Council approval, instead of development agreements, with those cannabis business applicants whose applications were deemed complete prior to the effective date of the April 2019 Amendment to Chapter 5 of Title 9 of the Antioch Municipal Code.

STAFF REPORT

5. DISCUSS AND DECIDE IMPLEMENTATION OF IMMEDIATE RECOMMENDED ACTIONS OF THE HOMELESS ENCAMPMENT TASK FORCE COMMITTEE

Direction given to Staff

Recommended Action: It is recommended that the City Council discuss and decide if they want to implement the immediate recommended actions of the Homeless Encampment Task Force Committee.

STAFF REPORT

6. RESOLUTION APPROVING A NEW CLASS SPECIFICATION OF UNHOUSED RESIDENT COORDINATOR, ASSIGNMENT OF A SALARY RANGE AND PLACEMENT OF THIS SALARY RANGE ON THE HOURLY CLASSIFICATIONS SALARY SCHEDULE, AND AUTHORIZATION THE APPROPRIATE BUDGET ADJUSTMENT

Reso No. 2019/144 adopted as amended, 3/2 (Wright/Ogorchock) Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Approving the class specification of Unhoused Resident Coordinator.
- 2) Assigning the Unhoused Resident Coordinator classification to a salary range and placing this salary range on the hourly classification salary schedule.
- 3) Authorizing the appropriate budget adjustments.

STAFF REPORT

7. 701 WILBUR AVENUE CODE ENFORCEMENT VIOLATIONS

Direction given to Staff

Recommended Action: It is recommended that the City Council discuss and provide direction to the City Manager. **STAFF REPORT**

8. CREATION OF CITY-SCHOOL STANDING COMMITTEE

*Reso No. 2019/147 adopted appointing Council Members Ogorchock and Motts, 5/0

Recommended Action: It is recommended that the City Council:

- 1) Adopt a resolution to form a City-School Standing Committee.
- 2) Confirm the appointment of the two (2) members of the standing committee.

STAFF REPORT

9. CREATION OF A SEXUAL VIOLENCE PREVENTION AD HOC COMMITTEE

Reso No. 2019/145 adopted, 5/0

Recommended Action: It is recommended that the City Council take the following actions:

- 1) Adopt a resolution to form the Sexual Violence Prevention Ad Hoc Committee;
- 2) Confirm the appointment of two (2) members for the Sexual Violence Prevention Ad Hoc Committee; and

Appointed Council Members Motts and Wilson

3) Confirm the duration of the Sexual Violence Prevention Ad Hoc Committee.

STAFF REPORT

10. CITY COUNCIL OVERNIGHT TRAVEL – NATIONAL STRATEGY CONVENING ON ENDING HUMAN TRAFFICKING CONFERENCE

Approved for Council Member Wilson to attend, 4/1 (Ogorchock)

Recommended Action: It is recommended that the City Council discuss and appoint up to two (2) Council Members for travel to Arlington, Virginia, October 2 – 3, 2019 for the National Strategy Convening on Ending Human Trafficking in the Illicit Massage Industry conference. It is further recommended that the City Council authorize the associated meeting expenses in an amount not to exceed \$1,869 per participant.

STAFF REPORT

11. NEW CLASS SPECIFICATION, ASSIGNMENT OF A SALARY RANGE, ASSIGNMENT OF THE CLASSIFICATION TO THE BARGAINING UNIT, AND AUTHORIZATION THE APPROPRIATE BUDGET ADJUSTMENT FOR ANIMAL SERVICES TECHNICIAN

Reso No. 2019/146 adopted, 5/0

Recommended Action: It is recommended that the City adopt a resolution approving a new class specification for Animal Services Technician, assigning a salary range, assigning the classification to the Operating Engineers Local Union No. 3 Bargaining Unit, and authorizing the appropriate budget adjustments.

STAFF REPORT

12. LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE RESOLUTIONS PACKET Direction provided

Recommended Action: It is recommended that the City Council review and discuss the League of California Cities Annual Conference Resolutions Packet and provide direction to the voting delegate (Councilmember Ogorchock).

STAFF REPORT

PUBLIC COMMENT – None

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS AND FUTURE AGENDA ITEMS – Council Members report out various activities and any Council Member may place an item for discussion and direction on a future agenda. Timing determined by Mayor and City Manager – no longer than 6 months.

MOTION TO ADJOURN – After Council Communications and Future Agenda Items, the Mayor will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.

Motioned to adjourn meeting at 11:19 p.m., 5/0

IN HONOR OF CALIFORNIA COASTAL CLEAN UP DAY SEPTEMBER 21, 2019

WHEREAS, the State of California has more than 2,000 miles of varied coastline from sandy beaches to rocky shores, and from productive estuaries, marshes, tidal flats & rivers to urban areas and harbors; and

WHEREAS, Antioch's creeks are an important resource of the coastal zone that connect to the global California coastline, the ocean, and the vast amount of open space that all resident's value and enjoy; and

WHEREAS, the City of Antioch is committed to managing the creeks and the river shoreline in our community to ensure that the environmental and economic value of these aquatic habitats are sustained; and

WHEREAS, Coastal Cleanup Day is a chance for residents to join people around the world in expressing their respect for our creeks, oceans and waterways; and

WHEREAS, protecting the San Joaquin River and our network of waterways is a responsibility shared by individual citizens, the business community and public institutions, and requires year-round public awareness; and

WHEREAS, the California Coastal Commission has sponsored the State's largest annual volunteer event for more than thirty-five years and this year, will sponsor the statewide Annual Coastal Cleanup Day on September 21, 2019; and

WHEREAS, the City of Antioch will host an important clean-up this year at the Antioch Marina – on land Saturday, September 21st and a pre-event paddle & pickup on Friday, September 20th in the water along the shoreline.

NOW, THEREFORE, I, SEAN WRIGHT, Mayor of the City of Antioch, do hereby proclaim Saturday, September 21, 2019, as "COASTAL CLEANUP DAY" in the City of Antioch and encourage all citizens, businesses, and groups to get involved with cleaning our coastal and water environments for the benefit of all residents.

SEPTEMBER 10, 2019

SEAN WRIGHT, Mayor

CITY OF ANTIOCH CALIFORNIA OPPORTUNITY LIVES HERE

BOARDS / COMMISSION / COMMITTEE VACANCY ANNOUNCEMENTS

The City of Antioch encourages residents to become involved in their local community. One way to do so is to serve on various commissions, boards and committees. Any interested resident is encouraged to apply for the vacancy listed below. To be considered for this volunteer position, a completed application must be received in the Office of the City Clerk by Friday, September 27, 2019. Applications are available at https://www.antiochca.gov/# and at the City Clerk's Office, City Hall, 200 H Street, Antioch, CA 94509, (925) 779-7009.

> PARKS AND RECREATION COMMISSION

Your interest and desire to serve our community is appreciated.



PARKS AND RECREATION COMMISSION

(Deadline date: 09/27/19)

One (1) Partial-Term Vacancy expiring April 2022

- Parks and Recreation Commission serves in an advisory capacity to the City Council in matters pertaining to Parks and Recreation functions.
- Must be a resident of the City of Antioch.
- Surveying all current and future public and private recreation facilities.
- Recommend coordinated recreation programs for the City.
- Survey current and future park and recreational needs of the community to provide a sound and year-round recreational program for all ages.
- 7 member board 4 year terms. These terms expire April 2022.
- Meetings are held the third Thursday of every month at 7:00 p.m.
- Commissioners are required to submit a FPPC Form 700 (Statement of Economic Interests) upon assuming office, and every year thereafter no later than April 1st.
- Newly appointed Commissioners are also required to complete the AB 1234 Ethics training within 1-year of their appointment. All Commissioners must then take the AB 1234 Ethics training every two years thereafter. The Ethics training is available online.

STAFF REPORT TO THE CITY COUNCIL

DATE:Regular Meeting of September 10, 2019TO:Honorable Mayor and Members of the City CouncilSUBMITTED BY:Christina Garcia, CMC, Deputy City Clerk CgAPPROVED BY:Nickie Mastay, Administrative Services Director MSUBJECT:City Council Meeting Minutes of August 27, 2019

RECOMMENDED ACTION

It is recommended that the City Council continue the Meeting Minutes of August 27, 2019 to the next meeting.

FISCAL IMPACT None

DISCUSSION N/A

ATTACHMENT None.



100 General Fund		
Non Departmental		
00383055 CALIFORNIA BUILDING STANDARDS		2,967.30
00383070 DEPT OF CONSERVATION	QUARTERLY SMI FEE FILING	12,001.19
00383150 WILLIAMS, CRAIG D	CONSULTING SERVICES	49,513.44
00383208 FCS INTERNATIONAL INC	PROFESSIONAL SERVICES	10,103.00
City Attorney		
00383176 COLE HUBER LLP	LEGAL SERVICES RENDERED	10,418.17
00383252 OFFICE DEPOT INC	OFFICE SUPPLIES	18.79
00383275 SHRED IT INC	SHRED SERVICES	67.88
00934858 CANON FINANCIAL SERVICES	COPIER LEASE	131.86
00934869 RAY MORGAN COMPANY	COPIER USAGE	188.05
City Manager		
00383188 CRYSTAL CLEAR LOGOS INC	LOGO SHIRT	41.67
00383209 FEDERAL ADVOCATES INC	CONSULTING SERVICES	4,166.67
00383252 OFFICE DEPOT INC	OFFICE SUPPLIES	66.60
00383304 VERIZON WIRELESS	DATA SERVICES	38.01
00934858 CANON FINANCIAL SERVICES	COPIER LEASE	131.86
00934869 RAY MORGAN COMPANY	COPIER USAGE	188.05
City Clerk		
00383139 SIMONSEN, ARNE	EXPENSE REIMBURSEMENT	1,030.54
00383252 OFFICE DEPOT INC	OFFICE SUPPLIES	77.22
City Treasurer		
00383084 GARDA CL WEST INC	ARMORED CAR PICKUP	284.47
Human Resources		
00383044 BANK OF AMERICA	RECRUITMENT EXPENSE	237.72
00383071 DIABLO LIVE SCAN	FINGERPRINTING FEES	20.00
00383094 IEDA INC	PROFESSIONAL SERVICES	4,885.34
00383098 JACKSON LEWIS LLP	PROFESSIONAL SERVICES	280.00
00383111 MUNICIPAL POOLING AUTHORITY	PROFESSIONAL SERVICES	530.76
00383210 FEDEX	SHIPMENT	29.29
00383252 OFFICE DEPOT INC	OFFICE SUPPLIES	114.41
00383275 SHRED IT INC	SHRED SERVICES	67.87
Economic Development		
00383153 ZEPEDA, MARIA LIZEHT	MILEAGE REIMBURSEMENT	37.99
00383154 ZEPEDA, MARIA LIZEHT	TRAVEL REIMBURSEMENT	159.64
00383304 VERIZON WIRELESS	DATA SERVICES	53.80
00934858 CANON FINANCIAL SERVICES	COPIER LEASE	131.85
00934869 RAY MORGAN COMPANY	COPIER USAGE	188.05
Finance Administration		
00383031 ALPHAGRAPHICS	BUDGET TABS	361.74
00383187 CRYSTAL CLEAR LOGOS INC	LOGO SHIRTS	28.14



Finance Accounting		
00383146 TYLER TECHNOLOGIES	SOFTWARE RENEWAL	12,480.00
00383187 CRYSTAL CLEAR LOGOS INC	LOGO SHIRTS	28.14
00383210 FEDEX	SHIPMENT	33.52
00383275 SHRED IT INC	SHRED SERVICES	67.88
00934872 SUPERION LLC	ASP SERVICES	17,076.45
Finance Operations		,
00383117 OFFICE DEPOT INC	OFFICE SUPPLIES	51.57
00383187 CRYSTAL CLEAR LOGOS INC	LOGO SHIRTS	147.80
00383300 UNITED PARCEL SERVICE	WEEKLY PRINTER SERVICE FEE	105.00
Non Departmental		
00383141 STANDARD LIFE INSURANCE	POLICY PREMIUM	329.50
00383204 EMERY COMPANIES INC	OVER PAYMENT REFUND	216.00
00383211 FRANK ESPOSITO ORTHODONTIC	OVER PAYMENT REFUND	232.62
00383225 JEFFCO PAINTING AND COATING	OVER PAYMENT REFUND	512.50
00934955 RETIREE	MEDICAL AFTER RETIREMENT	1,787.98
Public Works Administration		
00383304 VERIZON WIRELESS	DATA SERVICES	38.01
Public Works Street Maintenance		
00383033 ANTIOCH ACE HARDWARE	SUPPLIES	5.88
00383053 C AND J FAVALORA TRUCKING INC	EQUIPMENT RENTAL	3,771.50
00383108 LOWES COMPANIES INC	SUPPLIES	41.46
00383130 ROYAL BRASS INC	SUPPLIES	59.07
00383160 ANTIOCH ACE HARDWARE	SUPPLIES	86.22
00383161 ANTIOCH AUTO PARTS	SUPPLIES	10.25
00383162 ANTIOCH BUILDING MATERIALS	ASPHALT	6,585.45
00383166 BAY AREA BARRICADE	TRAFFIC CONTROL	803.22
00383192 DELTA GRINDING CO INC	EQUIPMENT RENTAL	3,050.00
00383222 INTERSTATE SALES	SUPPLIES	2,667.89
00383230 KENTS OIL SERVICE	SUPPLIES	496.51
00383237 LOWES COMPANIES INC	SUPPLIES	73.90
00383273 SHERWIN WILLIAMS CO	SUPPLIES	135.00
00383287 SUBURBAN PROPANE	PROPANE	1,161.47
00383304 VERIZON WIRELESS	DATA SERVICES	38.01
00934868 QUENVOLDS	SAFETY SHOES - E LOPEZ	300.00
00934884 RED WING SHOE STORE	SAFETY SHOES - PARRA	300.00
Public Works-Signal/Street Lights		
00383032 AMERICAN GREENPOWER USA INC	LIGHTING MATERIALS	8,997.78
00383149 WESCO RECEIVABLES CORP	LIGHT POLES	36,579.12
00383165 AT AND T MCI	PHONE	1,506.94
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	1,307.22
00383258 PACIFIC GAS AND ELECTRIC CO		5,936.86
00934861 CONSOLIDATED ELECTRICAL DIST	SUPPLIES	62.11



00934866ICR ELECTRICAL CONTRACTORSELECTRICAL SERVICES7,664.5900934879ICR ELECTRICAL CONTRACTORSELECTRICAL SERVICES3,934.38Public Works-Striping/SigningELECTRICAL SERVICES3,934.3800383089HOME DEPOT, THESUPPLIES216.4100383108LOWES COMPANIES INCSUPPLIES239.2900383130ROYAL BRASS INCSUPPLIES382.940038304VERIZON WIRELESSDATA SERVICES38.01Public Works-Facilities MaintenanceSUPPLIES194.3700383045BANK OF AMERICASUPPLIES235.9500383108LOWES COMPANIES INCSUPPLIES194.3700383089HOME DEPOT, THESUPPLIES194.3700383108LOWES COMPANIES INCSUPPLIES2,100.0000383124RICKIES ROOF REPAIRREPAIR SERVICES2,100.0000383160ANTIOCH ACE HARDWARETOOLS45.6800383165AT AND T MCIPHONE123.6000383237LOWES COMPANIES INCSUPPLIES113.09
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00383237 LOWES COMPANIES INC SUPPLIES 113.09
00383252 OFFICE DEPOT INC OFFICE SUPPLIES 462.19
00383257 PACIFIC GAS AND ELECTRIC CO GAS 23.80
00383258 PACIFIC GAS AND ELECTRIC CO GAS 14,951.51
00383304 VERIZON WIRELESS DATA SERVICES 38.01
Public Works-Parks Maint
00383108 LOWES COMPANIES INC SUPPLIES 184.10
00383119 PACIFIC COAST ENGINEERING INC PAVING WORK 1,309.32
00383158 ALTA FENCE REPAIR SERVICES 912.00
00383165 AT AND T MCI PHONE 211.50
00383237 LOWES COMPANIES INC SUPPLIES 24.88
00383257 PACIFIC GAS AND ELECTRIC CO ELECTRIC 146.28
00383258 PACIFIC GAS AND ELECTRIC CO ELECTRIC 840.64
00383285 STEWARTS TREE SERVICE INC TREE SERVICES 1,825.00
00934862 DEL CONTES LANDSCAPING INC WATER FOUNTAIN REPLACEMENT 6,550.00
00934871 SITEONE LANDSCAPE SUPPLY PARTS 1,698.67
Public Works-Median/General Land
00383028 AL FRESCO LANDSCAPING INC LANDSCAPE SERVICES 4,782.40
00383041 AT AND T MCI PHONE 225.00
00383045 BANK OF AMERICA BOOTS 164.01
00383108 LOWES COMPANIES INC SUPPLIES 142.12
00383142 STEWARTS TREE SERVICE INC PARTS 1,105.28
00383156 AL FRESCO LANDSCAPING INC LANDSCAPE SERVICES 5,299.76
00383160 ANTIOCH ACE HARDWARE PARTS 462.88
00383165 AT AND T MCI PHONE 472.38
00383165 AT AND T MCI PHONE 472.38 00383218 HORIZON SUPPLIES 876.72
00383165 AT AND T MCI PHONE 472.38

	PACIFIC GAS AND ELECTRIC CO	ELECTRIC	1,746.37
	ROBERTS AND BRUNE CO	PIPE FITTINGS	150.90
	TARGET SPECIALTY PRODUCTS	HERBICIDE	3,404.27
	SITEONE LANDSCAPE SUPPLY	PARTS	4,127.24
	SITEONE LANDSCAPE SUPPLY	PARTS	4,643.09
		TRAINING	4 050 00
	CONTRA COSTA COUNTY	TRAINING	4,950.00
	GALLS LLC	EQUIPMENT	886.78
	JOHNSON, GABRIELLE M		61.00
	LC ACTION POLICE SUPPLY		3,585.80
	LOS ANGELES UNIFIED SCHOOL	BILINGUAL TESTING	90.00
	BEDGOOD, JAMES R	TRAINING PER DIEM	198.00
	BROOKS III, TAMMANY N		264.00
	CRIME SCENE CLEANERS INC	CRIME SCENE CLEANUP	1,170.00
	CRITES, BRITTNEY D		198.00
	CRUMP INVESTIGATIONS	PROFESSIONAL SERVICES	1,709.39
	CRYSTAL CLEAR LOGOS INC	UNIFORMS	588.70
	DOUBLETREE HOTEL	LODGING - C KIDD	793.44
	EMBASSY SUITES	LODGING - M SUMMERS	739.91
	EMBASSY SUITES	LODGING - B PADILLA	739.91
	EMBASSY SUITES	LODGING - E JOHNSEN	739.91
	EMBASSY SUITES	LODGING - J BEDGOOD	739.91
00383210		SHIPMENT	669.41
	GALLS LLC	POLICE SAFETY EQUIPMENT	1,453.02
	HYATT REGENCY	LODGING - R GRAGG	581.07
	JOHNSEN, ERIC Y	TRAINING PER DIEM	198.00
	LIEBERT CASSIDY WHITMORE	TRAINING - T MENDES	625.00
	LIEBERT CASSIDY WHITMORE	TRAINING - M KOCH	625.00
	MENDES, TARRA L	TRAINING PER DIEM	198.00
	MILNER, BRAYTON THOMAS	MEAL ALLOWANCE	34.50
	NET TRANSCRIPTS	TRANSCRIPTION SERVICE	1,870.66
	OFFICE DEPOT INC	OFFICE SUPPLIES	144.82
	PADILLA, BEN C	TRAINING PER DIEM	198.00
	PITNEY BOWES INC	POSTAGE	317.61
	RESOLUTION VIDEO	TRAINING - C KIDD	895.00
	RODRIGUEZ, ANDREA ALEJANDRA	TRAINING PER DIEM	198.00
	SHRED IT INC	SHRED SERVICES	523.85
	SPRINGHILL SUITES FRESNO	LODGING - T CHANG	477.52
	SPRINGHILL SUITES FRESNO	LODGING - J FORTNER	477.52
	SPRINGHILL SUITES FRESNO	LODGING - C MEALS	477.52
	SPRINGHILL SUITES FRESNO	LODGING - M SUMMERS	477.52
	SPRINGHILL SUITES FRESNO	LODGING - J COLLEY	477.52
00383288	SUMMERS, MATHEW V	TRAINING PER DIEM	198.00

00383294 THIRD DEGREE COMMUNICATIONS	TRAINING - R GRAGG	375.00
00934867 MOBILE MINI LLC	EVIDENCE STORAGE	120.74
00934878 DELL COMPUTER CORP	COMPUTER EQUIPMENT	931.75
00934883 PROFORCE MARKETING INC	EQUIPMENT	4,962.69
Police Community Policing		
00383030 ALLENDORPH, MATTHEW JEFFREY	MILEAGE REIMBURSEMENTS	160.08
00383057 CHANG, THEODORE	MEAL REIMBURSEMENTS	22.45
00383067 CRIME SCENE CLEANERS INC	CRIME SCENE CLEAN UP	200.00
00383072 DOWNIE, JONATHAN ROBERT	MILEAGE REIMBURSEMENTS	46.40
00383075 DUFFY, ADAM JAMES	MEAL REIMBURSEMENTS	32.81
00383077 FACHNER, DANIEL E	MILEAGE REIMBURSEMENTS	29.00
00383088 HARRIS, DANIEL JAMES	EXPENSE REIMBURSEMENTS	71.50
00383090 HUGHES, AARON	OT MEALS	39.67
00383110 MOORE K9 SERVICES	K9 TRAINING	800.00
00383114 OCCUPATIONAL HEALTH CENTERS	MEDICAL EXAMS	2,037.50
00383116 OCCUPATIONAL HEALTH CENTERS	MEDICAL EXAMS	411.50
00383121 PRIETO, CALVIN GEOVANI	EXPENSE REIMBURSEMENTS	87.98
00383122 PSYCHOLOGICAL RESOURCES INC	CONTRACTS PSYCHOLOGICAL	500.00
00383127 RODRIGUEZ, ANDREA ALEJANDRA	OT MEALS	34.50
00383128 ROMBOUGH, ERIC A	EXPENSE REIMBURSEMENTS	43.91
00383129 ROSE, BRIAN C	EXPENSE REIMBURSEMENTS	46.20
00383144 TORRES, MARCOS ANGEL	OT MEALS	38.87
00383157 ALLENDORPH, MATTHEW JEFFREY	MILEAGE REIMBURSEMENTS	106.72
00383169 BLUMBERG, FREDRICK C.	EXPENSE REIMBURSEMENTS	34.60
00383195 DUFFY, ADAM JAMES	OT MEAL REIMBURSEMENTS	31.16
00383196 EAST BAY VETERINARY EMERG.	VETERINARY SERVICES	91.00
00383227 JOHNSEN, ERIC Y	EXPENSE REIMBURSEMENTS	17.80
00383264 PRIETO, CALVIN GEOVANI	MEAL REIMBURSEMENTS	23.00
00383268 ROSE, BRIAN C	EXPENSE REIMBURSEMENTS	46.00
00383277 SP PLUS CORPORATION	PARKING ENFORCEMENT SERVICE	27,318.16
Police Investigations		
00383026 ADAMS, JONATHAN B	MEAL REIMBURSEMENTS	45.26
00383051 BROGDON, CASEY AMON	MEAL REIMBURSEMENT	32.80
00383074 DS WATERS OF AMERICA	WATER SERVICE	236.96
00383095 INABNETT, KELLY	MEAL REIMBURSEMENT	56.65
00383099 JEONG, JISEOK	EXPENSE REIMBURSEMENTS	46.65
00383136 SEROLOGICAL RESEARCH INST.	DNA ANALYSIS	1,100.00
Police Communications		
00383038 AT AND T MCI	LONG DISTANCE LINES	55.70
00383056 CAMALI CORP	MAINTENTANCE SERVICES	4,347.00
00383165 AT AND T MCI	PHONE	2,480.15
Office Of Emergency Management		400 70
00383165 AT AND T MCI	PHONE	488.79



00934860 COMPUTERLAND	COMPUTER EQUIPMENT	2,174.75
Police Facilities Maintenance		400.04
00383042 AUTOMATIC DOOR SYSTEMS INC		462.31
00383045 BANK OF AMERICA	SUPPLIES	152.92
00383063 CONTRA COSTA FIRE EQUIPMENT	SUPPLIES	169.50
00383089 HOME DEPOT, THE	SUPPLIES	104.33
00383126 ROBINS LOCK AND KEY	SUPPLIES	230.00
	PHONE	642.68
00383237 LOWES COMPANIES INC	SUPPLIES	682.16
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	27,081.89
		4 540 04
00383046 BANK OF AMERICA	FAMILY MOVIE NIGHT	1,512.94
Community Development Land Planning Service 00383043 BANK OF AMERICA		704 66
	BUSINESS EXPENSES	731.66
00383199 EIDEN, KITTY J	MINUTES CLERK	56.00
		444.07
00383043 BANK OF AMERICA	CONFERENCE DUES	141.67
00383071 DIABLO LIVE SCAN	FINGERPRINTING FEES	60.00
00383114 OCCUPATIONAL HEALTH CENTERS	MEDICAL EXAMS	432.00
00383115 OCCUPATIONAL HEALTH CENTERS	MEDICAL EXAMS	864.00
PW Engineer Land Development		4 000 04
00383045 BANK OF AMERICA		1,239.01
00383054 CALIF DEPARTMENT OF JUSTICE	FINGERPRINTING FEES	12.80
00383069 DAVID TAUSSIG AND ASSOCIATES	CONSULTING SERVICES	1,100.00
00383071 DIABLO LIVE SCAN	FINGERPRINTING FEES	20.00
00383133 SALABER ASSOCIATES INC	INSPECTION SERVICES	34,040.00
00383135 SEFNCO COMMUNCIATIONS	INSPECTION FEE REFUND	810.00
00383165 AT AND T MCI	PHONE	81.30
00383216 HEWLETT PACKARD COMPANY	COMPUTER EQUIPMENT	2,794.56
00383304 VERIZON WIRELESS	DATA SERVICES	76.02
00934864 GRAINGER INC	SUPPLIES	306.78
00934870 RED WING SHOE STORE	SAFETY SHOES - TRAVELS	196.99
Community Development Building Inspection		
00383043 BANK OF AMERICA	BUSINESS EXPENSES	2,340.95
00383117 OFFICE DEPOT INC	OFFICE SUPPLIES	634.81
00934870 RED WING SHOE STORE	SAFETY SHOES - ANDREWS	230.27
Capital Imp. Administration		
00383107 LOS ANGELES UNIFIED SCHOOL	BILINGUAL TESTING	90.00
	OFFICE SUPPLIES	91.98
00383304 VERIZON WIRELESS	DATA SERVICES	38.01
Community Development Engineering Services		
00383045 BANK OF AMERICA	BUSINESS EXPENSES	531.01



212 CDBG Fund		
CDBG00383105LOCAL GOVERNMENT COMMISSION00383118OPEN OPPORTUNITIES INC213Gas Tax FundStreets	CIVIC SPARK SERVICES CDBG SERVICES	14,475.47 1,082.98
00383027AL FRESCO LANDSCAPING INC00383120PLANETBIDS INC00383155AL FRESCO LANDSCAPING INC00383257PACIFIC GAS AND ELECTRIC CO00383258PACIFIC GAS AND ELECTRIC CO00383298TREESAP FARMS LLC214Animal Control Fund	LANDSCAPE SERVICES SUPPORT SERVICES LANDSCAPE SERVICES ELECTRIC ELECTRIC MEDIAN PLANTS	6,740.00 1,335.00 5,820.00 649.43 32,178.96 4,643.77
Animal Control00383180CONCORD FEED00383190DATAMARS PETLINK00383197EAST BAY VETERINARY EMERG.00383198EAST HILLS VETERINARY HOSPITAL00383217HILLS PET NUTRITION00383231KOEFRAN SERVICES INC00383248MWI VETERINARY SUPPLY CO00383258PACIFIC GAS AND ELECTRIC CO00383292TECHAIR00383295TONY LA RUSSA'S ANIMAL RESCUE0038309WEDGEWOOD PHARMACY00334860COMPUTERLAND00934867MOBILE MINI LLC215Civic Arts Fund	SUPPLIES DISPOSAL SERVICES SUPPLIES GAS SUPPLIES	$\begin{array}{c} 349.50\\ 2,582.81\\ 5,682.19\\ 7,607.93\\ 772.10\\ 1,850.00\\ 2,636.31\\ 20.87\\ 37.12\\ 115.00\\ 1,870.43\\ 65.82\\ 36.02\\ 121.90\end{array}$
Civic Arts00383073DPH SOUND219Recreation FundNon Departmental	SUMMER CONCERTS	6,162.17
00383092 IBARRA, ROSA 00383134 SANCHEZ, RAFAEL 00383163 ANTIOCH CHARTER ACADEMY 00383240 MCCREE, CHRISTY 00383296 TOPETE, JUANA <i>Nick Rodriguez Community Cent</i> 00383258 PACIFIC GAS AND ELECTRIC CO	SECURITY SERVICE REFUND RENTAL DEPOSIT REFUND CHECK REPLACEMENT RENTAL DEPOSIT REFUND EVENT SECURITY REFUND ELECTRIC	1,356.00 1,000.00 500.00 500.00 1,160.00 5,387.35
Senior Programs 00383165 AT AND T MCI 00383258 PACIFIC GAS AND ELECTRIC CO	PHONE GAS	166.04 608.20



Recreation Sports Programs		
00383165 AT AND T MCI	PHONE	42.30
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	2,850.05
00383303 US FOODSERVICE INC	CONCESSION SUPPLIES	1,924.91
Recreation-Comm Center		.,
00383037 AT AND T MCI	PHONE	66.08
00383054 CALIF DEPARTMENT OF JUSTICE	FINGERPRINTING FEES	128.00
00383086 GEDDES MUSIC BRENTWOOD	CONTRACTOR PAYMENT	547.20
00383092 IBARRA, ROSA	EQUIPMENT RENTAL REFUND	77.00
00383108 LOWES COMPANIES INC	SUPPLIES	232.75
00383117 OFFICE DEPOT INC	OFFICE SUPPLIES	54.94
00383165 AT AND T MCI	PHONE	47.25
00383172 CALICA, JOANN	CUSTOMER REFUND	238.00
00383206 FAST SIGNS	SUPPLIES	1,040.00
00383213 GARDA CL WEST INC	ARMORED CAR SERVICE	567.84
00383228 JUMP BUNCH	CONTRACTOR PAYMENT	554.40
00383237 LOWES COMPANIES INC	SUPPLIES	101.71
00383257 PACIFIC GAS AND ELECTRIC CO	GAS	10,750.94
00383296 TOPETE, JUANA	RENTAL CHARGES REFUND	2,631.00
00383299 UNIQUE PEST CONTROL	BIRD CONTROL	400.00
00383304 VERIZON WIRELESS	DATA SERVICES	3.73
Recreation Water Park		
00383046 BANK OF AMERICA	BUSINESS EXPENSES	1,294.39
00383048 BIG SKY LOGOS AND EMBROIDERY		1,025.97
00383050 BRIGHT GUARD LLC	SIGNAGE	692.64
00383054 CALIF DEPARTMENT OF JUSTICE	FINGERPRINTING FEES	1,173.00
00383058 COLE SUPPLY CO INC	CUSTODIAL SUPPLY	419.52
00383059 COLE SUPPLY CO INC	SUPPLIES	1,048.69
00383071 DIABLO LIVE SCAN	FINGERPRINTING FEES	40.00
00383089 HOME DEPOT, THE	SUPPLIES	389.53
00383102 KELLY MOORE PAINT CO	PAINT	1,831.43
00383104 LESLIES POOL SUPPLIES	CHEMICALS	200.32
00383112 NEOPOST	POSTAGE	142.87
00383131 ROYAL WHOLESALE ELECTRIC	ELECTRICAL EQUIPMENT	332.43
00383140 ST PAULS EPISCOPAL	SECURITY DEPOSIT REFUND	500.00
00383147 UNIVAR USA INC	CHEMICALS	3,289.08
00383165 AT AND T MCI	PHONE	244.09
00383177 COLE SUPPLY CO INC	SUPPLIES	303.00
00383178 COMCAST	CONNECTION SERVICES	58.67
00383179 COMMERCIAL POOL SYSTEMS INC	MAINTENANCE SERVICES	16,424.69
00383229 KELLY MOORE PAINT CO	SUPPLIES	14.30
00383233 LESLIES POOL SUPPLIES	CHEMICALS	226.50
00383237 LOWES COMPANIES INC	SUPPLIES	17.61



00383249NATIONAL AQUATICS INC00383258PACIFIC GAS AND ELECTRIC CO00383269ROYAL WHOLESALE ELECTRIC00383271SAFETY COMPLIANCE MANAGEMENT00383301UNIVAR USA INC00383303US FOODSERVICE INC00934879ICR ELECTRICAL CONTRACTORS222Measure C/J FundStreets0038312500383125ROBERTS AND BRUNE CO	CHEMICALS GAS ELECTRICAL EQUIPMENT SAFETY TRAINING SERVICE CHEMICALS CONCESSION SUPPLIES ELECTRICAL SERVICES	20.00 16,370.85 731.67 895.00 1,948.08 2,243.41 129.06 9,855.72
00934887TESTING ENGINEERS INC226Solid Waste Reduction Fund	PROFESSIONAL SERVICES	12,802.00
Solid Waste		
00383043 BANK OF AMERICA	BUSINESS EXPENSES	157.96
00383065 CONTRA COSTA TELEVISION	BROADCAST SERVICES	397.20
229 Pollution Elimination Fund		
Channel Maintenance Operation		7 000 00
00383028 AL FRESCO LANDSCAPING INC	LANDSCAPE SERVICES	7,200.00
00383082 FURBER SAW INC 00383089 HOME DEPOT, THE	PARTS	218.86
00383089 HOME DEPOT, THE 00383108 LOWES COMPANIES INC	SUPPLIES SUPPLIES	403.59 98.57
00383113 NOMAD ECOLOGY LLC	CONSULTING SERVICES	550.00
00383113 NOMAD ECOLOGI ELC	SUPPLIES	217.81
Storm Drain Administration	SOFFLIES	217.01
00383062 CONTRA COSTA COUNTY	JEPA COST AGENCY SHARE	20,250.81
238 PEG Franchise Fee Fund		20,200.01
Non Departmental		
Non Departmental		
00383132 SABOO INC	COUNCIL CHAMBERS PROJECT	171,630.29
251 Lone Tree SLLMD Fund		,
Lonetree Maintenance Zone 1		
00383165 AT AND T MCI	PHONE	169.20
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	852.28
00383285 STEWARTS TREE SERVICE INC	TREE SERVICES	2,312.50
00383293 TERRACARE ASSOCIATES	TURF MOWING	136.60
Lonetree Maintenance Zone 2		
00383165 AT AND T MCI	PHONE	292.13
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	782.04
Lonetree Maintenance Zone 3		
00383138 SILVA LANDSCAPE	LANDSCAPE SERVICES	4,782.40
		126.90
00383276 SILVA LANDSCAPE	LANDSCAPE SERVICES	4,782.40



Lonetree Maintenance Zone 4		
00383293 TERRACARE ASSOCIATES	TURF MOWING	218.56
252 Downtown SLLMD Fund		
Downtown Maintenance		
00383045 BANK OF AMERICA	BUSINESS EXPENSES	972.99
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	147.41
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	205.59
00383293 TERRACARE ASSOCIATES	TURF MOWING	136.60
00934879 ICR ELECTRICAL CONTRACTORS	ELECTRICAL SERVICES	5,592.74
253 Almondridge SLLMD Fund		
Almondridge Maintenance		
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	84.80
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	127.20
254 Hillcrest SLLMD Fund		
Hillcrest Maintenance Zone 1		
00383028 AL FRESCO LANDSCAPING INC	LANDSCAPE SERVICES	9,564.80
00383142 STEWARTS TREE SERVICE INC	LANDSCAPE SERVICES	1,925.00
00383165 AT AND T MCI	PHONE	84.60
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	313.51
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	498.25
00383293 TERRACARE ASSOCIATES	TURF MOWING	355.16
Hillcrest Maintenance Zone 2		
00383165 AT AND T MCI	PHONE	296.10
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	329.22
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	460.73
00383285 STEWARTS TREE SERVICE INC	LANDSCAPE SERVICES	2,175.00
00383293 TERRACARE ASSOCIATES	TURF MOWING	486.30
Hillcrest Maintenance Zone 4		
00383156 AL FRESCO LANDSCAPING INC	LANDSCAPE SERVICES	8,369.20
00383165 AT AND T MCI	PHONE	250.50
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	273.39
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	400.31
00383293 TERRACARE ASSOCIATES	TURF MOWING	273.20
255 Park 1A Maintenance District Fund		
Park 1A Maintenance District		
00383165 AT AND T MCI	PHONE	42.30
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	109.21
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	91.21
00383285 STEWARTS TREE SERVICE INC	TREE SERVICES	1,800.00
00383293 TERRACARE ASSOCIATES	TURF MOWING	355.16
256 Citywide 2A Maintenance District Fur	nd	
Citywide 2A Maintenance Zone 3		04.00
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	34.29

CLAIMS BY FUND REPORT FOR THE PERIOD OF AUGUST 16 - AUGUST 29, 2019 FUND/CHECK#

00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	51.44
00383293 TERRACARE ASSOCIATES	TURF MOWING	5.46
Citywide 2A Maintenance Zone 4		
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	140.09
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	199.10
00383276 SILVA LANDSCAPE	LANDSCAPE SERVICES	804.00
00934866 ICR ELECTRICAL CONTRACTORS	ELECTRICAL SERVICES	6,037.46
Citywide 2A Maintenance Zone 5		
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	156.50
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	220.10
Citywide 2A Maintenance Zone 6		
00383142 STEWARTS TREE SERVICE INC	LANDSCAPE SERVICES	225.00
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	120.89
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	172.67
00383293 TERRACARE ASSOCIATES	TURF MOWING	327.84
Citywide 2A Maintenance Zone 8		
00383293 TERRACARE ASSOCIATES	TURF MOWING	27.32
Citywide 2A Maintenance Zone 9		
00383138 SILVA LANDSCAPE	LANDSCAPE SERVICES	4,020.00
00383142 STEWARTS TREE SERVICE INC	LANDSCAPE SERVICES	150.00
00383165 AT AND T MCI	PHONE	169.20
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	213.11
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	317.51
00383276 SILVA LANDSCAPE	LANDSCAPE SERVICES	3,216.00
00383293 TERRACARE ASSOCIATES	TURF MOWING	81.96
Citywide 2A Maintenance Zone10		
00383257 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	55.42
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	70.82
257 SLLMD Administration Fund		
SLLMD Administration		
00383045 BANK OF AMERICA	BUSINESS EXPENSES	430.08
00383054 CALIF DEPARTMENT OF JUSTICE	FINGERPRINTING FEES	32.00
00383108 LOWES COMPANIES INC	SUPPLIES	115.98
00383117 OFFICE DEPOT INC	OFFICE SUPPLIES	36.27
00383252 OFFICE DEPOT INC	OFFICE SUPPLIES	314.31
00383293 TERRACARE ASSOCIATES	TURF MOWING	327.84
00383304 VERIZON WIRELESS	DATA SERVICES	76.02
280 CFD 2016-01 Police Protection Fund		
Police Community Policing		
00383069 DAVID TAUSSIG AND ASSOCIATES	CONSULTING SERVICES	1,202.50
311 Capital Improvement Fund		
Non Departmental		

Non Departmental



Northeast Annexation		
00383085 GARNEY PACIFIC INC	NE ANTIOCH WATER PROJECT	1,439,596.03
376 Lone Diamond Fund		
Assessment District		
00383174 CENTRAL SELF STORAGE ANTIOCH	STORAGE	302.00
570 Equipment Maintenance Fund		
Non Departmental		
00383091 HUNT AND SONS INC	FUEL	18,963.97
Equipment Maintenance		
00383036 ARMOUR PETROLEUM SERVICE	REPAIR	2,737.84
00383045 BANK OF AMERICA	BUSINESS EXPENSES	648.75
00383130 ROYAL BRASS INC	SUPPLIES	314.19
00383161 ANTIOCH AUTO PARTS	AUTO PARTS	3,754.06
00383168 BILL BRANDT FORD	MAINTENANCE SERVICES	672.81
00383175 CHUCKS BRAKE AND WHEEL SERV	BATTERIES	2,010.42
00383215 HARLEY DAVIDSON	BRAKES	2,206.32
00383232 LES SCHWAB TIRES OF CALIFORNIA	TIRE REPLACEMENT	1,446.96
00383237 LOWES COMPANIES INC	SUPPLIES	62.27
00383239 MATCO TOOLS	PROFESSIONAL SERVICES	928.63
00383246 MUNICIPAL MAINT EQUIPMENT INC	SUPPLIES	1,661.21
00383255 OREILLY AUTO PARTS	SUPPLIES	8,154.25
00383272 SGS TESTCOM	FULL INSPECTIONS	2.17
00383274 SHIELDS HARPER AND CO	AUTO PARTS	1,706.46
00383286 STOMMEL INC	AUTO PARTS	543.08
00383290 SYNTECH SYSTEMS INC	PHONE SUPPORT	33.75
00383297 TRED SHED, THE	TIRES	2,040.61
00383304 VERIZON WIRELESS	DATA SERVICES	38.01
00383306 WALNUT CREEK CHRYSLER JEEP	AUTO PARTS	29.96
00383307 WALNUT CREEK FORD	AUTO PARTS	3,329.14
00934880 KIMBALL MIDWEST	SUPPLIES	1,598.00
00934882 PETERSON TRACTOR CO	SUPPLIES	1,729.68
573 Information Services Fund		
Information Services		
00383165 AT AND T MCI	PHONE	155.96
Network Support & PCs		
00383165 AT AND T MCI	PHONE	172.36
00383178 COMCAST	CONNECTION SERVICES	255.01
Telephone System		
00383037 AT AND T MCI	PHONE	482.31
00383040 AT AND T MCI	PHONE	628.62
00383164 AT AND T MCI	LONG DISTANCE LINES	23.88
00383165 AT AND T MCI	PHONE	2,616.88



GIS Support Services		
00383045 BANK OF AMERICA	ESRI CONFERENCE	1,795.00
00383139 SIMONSEN, ARNE	FRAMED MAPS REIMBURSEMENT	1,030.54
Office Equipment Replacement		1,000.04
00383096 INSIGHT PUBLIC SECTOR INC	MICROSOFT LICENSE	17,377.92
00934863 DELL COMPUTER CORP	SUPPLIES	10.32
00934877 COMPUTERLAND	COMPUTER EQUIPMENT	724.83
00934878 DELL COMPUTER CORP	COMPUTER EQUIPMENT	1,863.51
577 Post Retirement Medical-Police Fun		1,000.01
Non Departmental		
00383109 MACLEOD WATTS INC	GASB75 REPORT	483.34
00383311 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00383312 RETIREE	MEDICAL AFTER RETIREMENT	768.25
00383316 RETIREE	MEDICAL AFTER RETIREMENT	1,093.20
00383319 RETIREE	MEDICAL AFTER RETIREMENT	1,093.20
00383327 RETIREE	MEDICAL AFTER RETIREMENT	403.35
00383330 RETIREE	MEDICAL AFTER RETIREMENT	955.99
00383332 RETIREE	MEDICAL AFTER RETIREMENT	1,239.98
00383338 RETIREE	MEDICAL AFTER RETIREMENT	248.13
00383341 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00383345 RETIREE	MEDICAL AFTER RETIREMENT	511.48
00934889 RETIREE	MEDICAL AFTER RETIREMENT	511.48
00934890 RETIREE	MEDICAL AFTER RETIREMENT	1,861.45
00934894 RETIREE	MEDICAL AFTER RETIREMENT	955.99
00934895 RETIREE	MEDICAL AFTER RETIREMENT	286.54
00934897 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00934898 RETIREE	MEDICAL AFTER RETIREMENT	1,022.99
00934902 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00934903 RETIREE	MEDICAL AFTER RETIREMENT	1,124.82
00934910 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00934915 RETIREE	MEDICAL AFTER RETIREMENT	972.43
00934917 RETIREE	MEDICAL AFTER RETIREMENT	886.00
00934920 RETIREE	MEDICAL AFTER RETIREMENT	584.82
00934922 RETIREE	MEDICAL AFTER RETIREMENT	1,332.57
00934934 RETIREE	MEDICAL AFTER RETIREMENT	1,124.82
00934935 RETIREE	MEDICAL AFTER RETIREMENT	1,536.50
00934940 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00934941 RETIREE	MEDICAL AFTER RETIREMENT	886.00
00934942 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00934954 RETIREE	MEDICAL AFTER RETIREMENT	248.13
00934957 RETIREE	MEDICAL AFTER RETIREMENT	511.48
00934958 RETIREE	MEDICAL AFTER RETIREMENT	1,344.66
00934959 RETIREE	MEDICAL AFTER RETIREMENT	275.71

00934960 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00934966 RETIREE	MEDICAL AFTER RETIREMENT	187.74
00934967 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00934980 RETIREE	MEDICAL AFTER RETIREMENT	1,089.10
00934982 RETIREE	MEDICAL AFTER RETIREMENT	632.25
00934983 RETIREE	MEDICAL AFTER RETIREMENT	258.83
00934994 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00934995 RETIREE	MEDICAL AFTER RETIREMENT	584.82
00934996 RETIREE	MEDICAL AFTER RETIREMENT	955.99
00934998 RETIREE	MEDICAL AFTER RETIREMENT	1,016.38
00935008 RETIREE	MEDICAL AFTER RETIREMENT	569.53
00935009 RETIREE	MEDICAL AFTER RETIREMENT	1,423.72
00935018 RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
00935020 RETIREE	MEDICAL AFTER RETIREMENT	768.25
00935025 RETIREE	MEDICAL AFTER RETIREMENT	511.48
00935029 RETIREE	MEDICAL AFTER RETIREMENT	248.13
00935039 RETIREE	MEDICAL AFTER RETIREMENT	632.25
00935041 RETIREE	MEDICAL AFTER RETIREMENT	67.50
00935042 RETIREE	MEDICAL AFTER RETIREMENT	632.25
578 Post Retirement Medical-Misc Fund		
Non Departmental		
00383109 MACLEOD WATTS INC	GASB75 REPORT	483.33
00383310 RETIREE	MEDICAL AFTER RETIREMENT	218.69
00383313 RETIREE	MEDICAL AFTER RETIREMENT	491.84
00383317 RETIREE	MEDICAL AFTER RETIREMENT	100.69
00383320 RETIREE	MEDICAL AFTER RETIREMENT	100.69
00383322 RETIREE	MEDICAL AFTER RETIREMENT	709.38
00383328 RETIREE	MEDICAL AFTER RETIREMENT	218.69
00383333 RETIREE	MEDICAL AFTER RETIREMENT	100.69
00383335 RETIREE	MEDICAL AFTER RETIREMENT	100.69
00383336 RETIREE	MEDICAL AFTER RETIREMENT	337.38
00383337 RETIREE	MEDICAL AFTER RETIREMENT	100.69
00383340 RETIREE	MEDICAL AFTER RETIREMENT	100.69
00383343 RETIREE	MEDICAL AFTER RETIREMENT	100.00
00383344 RETIREE	MEDICAL AFTER RETIREMENT	100.69
00383346 RETIREE	MEDICAL AFTER RETIREMENT	573.38
00934891 RETIREE	MEDICAL AFTER RETIREMENT	258.83
00934892 RETIREE	MEDICAL AFTER RETIREMENT	163.37
00934896 RETIREE	MEDICAL AFTER RETIREMENT	573.38
00934901 RETIREE	MEDICAL AFTER RETIREMENT	100.69
00934906 RETIREE	MEDICAL AFTER RETIREMENT	218.69
00934908 RETIREE	MEDICAL AFTER RETIREMENT	218.69
00934911 RETIREE	MEDICAL AFTER RETIREMENT	218.69



00383314	RETIREE	MEDICAL AFTER RETIREMENT	877.90
00383109		GASB75 REPORT	483.33
Non Depa			
579	Post Retirement Medical-Mgmt Fund		
00935040		MEDICAL AFTER RETIREMENT	100.69
00935038		MEDICAL AFTER RETIREMENT	337.38
00935032		MEDICAL AFTER RETIREMENT	709.38
00935030		MEDICAL AFTER RETIREMENT	573.38
00935028		MEDICAL AFTER RETIREMENT	187.74
00935027		MEDICAL AFTER RETIREMENT	23.70
00935023		MEDICAL AFTER RETIREMENT	337.38
00935013		MEDICAL AFTER RETIREMENT	100.69
00935007		MEDICAL AFTER RETIREMENT	337.38
00935003		MEDICAL AFTER RETIREMENT	100.69
00935000		MEDICAL AFTER RETIREMENT	100.69
00934991		MEDICAL AFTER RETIREMENT	337.38
00934990		MEDICAL AFTER RETIREMENT	100.69
00934989		MEDICAL AFTER RETIREMENT	187.74
00934978		MEDICAL AFTER RETIREMENT	100.69
00934975		MEDICAL AFTER RETIREMENT	337.38
00934974		MEDICAL AFTER RETIREMENT	337.38
00934972		MEDICAL AFTER RETIREMENT	573.38
00934969		MEDICAL AFTER RETIREMENT	100.69
00934965		MEDICAL AFTER RETIREMENT	103.69
00934963		MEDICAL AFTER RETIREMENT	100.69
00934962		MEDICAL AFTER RETIREMENT	218.69
00934956		MEDICAL AFTER RETIREMENT	100.69
00934953		MEDICAL AFTER RETIREMENT	337.38
00934949		MEDICAL AFTER RETIREMENT	117.78
00934948		MEDICAL AFTER RETIREMENT	100.69
00934947		MEDICAL AFTER RETIREMENT	100.69
00934946		MEDICAL AFTER RETIREMENT	709.38
00934939		MEDICAL AFTER RETIREMENT	187.74
00934938		MEDICAL AFTER RETIREMENT	573.38
00934937		MEDICAL AFTER RETIREMENT	573.38
00934933		MEDICAL AFTER RETIREMENT	100.69
00934930		MEDICAL AFTER RETIREMENT	100.69
00934927		MEDICAL AFTER RETIREMENT	218.69
00934926		MEDICAL AFTER RETIREMENT	100.69
00934923		MEDICAL AFTER RETIREMENT	337.38
00934916		MEDICAL AFTER RETIREMENT	573.38
00934913		MEDICAL AFTER RETIREMENT	337.38
00934912	RETIREE	MEDICAL AFTER RETIREMENT	573.38

CLAIMS BY FUND REPORT FOR THE PERIOD OF AUGUST 16 - AUGUST 29, 2019 FUND/CHECK#

RETIREE	MEDICAL AFTER RETIREMENT	158.69
RETIREE	MEDICAL AFTER RETIREMENT	100.69
RETIREE	MEDICAL AFTER RETIREMENT	218.69
RETIREE	MEDICAL AFTER RETIREMENT	877.90
RETIREE	MEDICAL AFTER RETIREMENT	187.74
RETIREE	MEDICAL AFTER RETIREMENT	400.00
RETIREE	MEDICAL AFTER RETIREMENT	573.38
RETIREE	MEDICAL AFTER RETIREMENT	1,861.45
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	738.38
RETIREE	MEDICAL AFTER RETIREMENT	877.90
RETIREE	MEDICAL AFTER RETIREMENT	1,861.45
RETIREE	MEDICAL AFTER RETIREMENT	573.38
RETIREE	MEDICAL AFTER RETIREMENT	573.38
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	190.74
RETIREE	MEDICAL AFTER RETIREMENT	187.74
RETIREE	MEDICAL AFTER RETIREMENT	158.70
RETIREE	MEDICAL AFTER RETIREMENT	100.69
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	573.38
RETIREE	MEDICAL AFTER RETIREMENT	573.38
RETIREE	MEDICAL AFTER RETIREMENT	709.38
RETIREE	MEDICAL AFTER RETIREMENT	653.66
RETIREE	MEDICAL AFTER RETIREMENT	163.37
RETIREE	MEDICAL AFTER RETIREMENT	1,013.90
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	453.38
RETIREE	MEDICAL AFTER RETIREMENT	100.69
RETIREE	MEDICAL AFTER RETIREMENT	258.83
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	426.90
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	359.91
RETIREE	MEDICAL AFTER RETIREMENT	709.38
RETIREE	MEDICAL AFTER RETIREMENT	877.90
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	337.38
RETIREE	MEDICAL AFTER RETIREMENT	1,400.50
RETIREE	MEDICAL AFTER RETIREMENT	46.16

00383321 R 00383323 R 00383324 R 00383325 R 00383326 R 00383329 R 00383331 R 00383334 R 00383339 R 00383342 R 00934893 R 00934899 R 00934900 R 00934904 R 00934905 R 00934907 R 00934909 R 00934914 R 00934918 R 00934919 R 00934921 R 00934924 R 00934925 R 00934928 R 00934929 R 00934931 R 00934932 R 00934936 R 00934943 R 00934944 R 00934945 R 00934950 R 00934951 R 00934952 R 00934961 R 00934964 R 00934968 R 00934970 R 00934971 R

00383315 R 00383318 R

00934973 R 00934976 R



00004077	DETIDEE		227.20
	RETIREE	MEDICAL AFTER RETIREMENT MEDICAL AFTER RETIREMENT	337.38
	RETIREE RETIREE	MEDICAL AFTER RETIREMENT MEDICAL AFTER RETIREMENT	1,121.26 224.41
	RETIREE	MEDICAL AFTER RETIREMENT MEDICAL AFTER RETIREMENT	258.83
	RETIREE	MEDICAL AFTER RETIREMENT MEDICAL AFTER RETIREMENT	158.69
	RETIREE	MEDICAL AFTER RETIREMENT MEDICAL AFTER RETIREMENT	1,861.45
	RETIREE	MEDICAL AFTER RETIREMENT MEDICAL AFTER RETIREMENT	337.38
	RETIREE	MEDICAL AFTER RETIREMENT	337.38
	RETIREE	MEDICAL AFTER RETIREMENT MEDICAL AFTER RETIREMENT	100.69
	RETIREE	MEDICAL AFTER RETIREMENT	100.69
	RETIREE	MEDICAL AFTER RETIREMENT	610.47
	RETIREE	MEDICAL AFTER RETIREMENT	100.69
	RETIREE	MEDICAL AFTER RETIREMENT MEDICAL AFTER RETIREMENT	337.38
	RETIREE	MEDICAL AFTER RETIREMENT	337.38
	RETIREE	MEDICAL AFTER RETIREMENT	218.69
	RETIREE	MEDICAL AFTER RETIREMENT	158.70
	RETIREE	MEDICAL AFTER RETIREMENT	218.69
	RETIREE	MEDICAL AFTER RETIREMENT	337.38
	RETIREE	MEDICAL AFTER RETIREMENT	337.38
	RETIREE	MEDICAL AFTER RETIREMENT	100.69
	RETIREE	MEDICAL AFTER RETIREMENT	258.83
	RETIREE	MEDICAL AFTER RETIREMENT	653.66
	RETIREE	MEDICAL AFTER RETIREMENT	100.69
	RETIREE	MEDICAL AFTER RETIREMENT	337.38
	RETIREE	MEDICAL AFTER RETIREMENT	453.38
	RETIREE	MEDICAL AFTER RETIREMENT	223.89
	RETIREE	MEDICAL AFTER RETIREMENT	100.69
	RETIREE	MEDICAL AFTER RETIREMENT	573.38
	RETIREE	MEDICAL AFTER RETIREMENT	709.38
	RETIREE	MEDICAL AFTER RETIREMENT	337.38
	RETIREE	MEDICAL AFTER RETIREMENT	100.69
	RETIREE	MEDICAL AFTER RETIREMENT	229.69
	RETIREE	MEDICAL AFTER RETIREMENT	1,652.77
	RETIREE	MEDICAL AFTER RETIREMENT	100.69
	RETIREE	MEDICAL AFTER RETIREMENT	1,861.45
611	Water Fund	-	,
Non Depa			
-	ALL PRO PRINTING SOLUTIONS	PRINTING SERVICES	3,939.00
	ANTIOCH AUTO PARTS	SUPPLIES	1,309.91
	BISHOP CO	SUPPLIES	777.98
	COLE SUPPLY CO INC	SUPPLIES	2,337.61
00383068	CRYSTAL CLEAR LOGOS INC	UNIFORMS	197.87
	EAST BAY WORK WEAR	UNIFORMS	134.32



00383093 IDN WILCO	SUPPLIES	264.56
00383117 OFFICE DEPOT INC	OFFICE SUPPLIES	1,731.25
00383125 ROBERTS AND BRUNE CO	SUPPLIES	7,408.58
00383149 WESCO RECEIVABLES CORP	SUPPLIES	90.68
00383237 LOWES COMPANIES INC	SUPPLIES	196.10
00934864 GRAINGER INC	SUPPLIES	1,228.89
00934865 HAMMONS SUPPLY COMPANY	SUPPLIES	522.86
Water Supervision		
00383252 OFFICE DEPOT INC	OFFICE SUPPLIES	21.48
00383304 VERIZON WIRELESS	DATA SERVICES	152.04
Water Production		
00383035 ARAMARK UNIFORM SERVICES	PROFESSIONAL SERVICES	49.61
00383037 AT AND T MCI	PHONE	99.09
00383039 AT AND T MCI	PHONE	33.03
00383066 CONTRA COSTA WATER DISTRICT	PROFESSIONAL SERVICES	1,024,626.64
00383078 FASTENAL CO	SUPPLIES	41.76
00383081 FISHER SCIENTIFIC COMPANY	LAB SUPPLIES	401.40
00383087 GUALCO GROUP INC, THE	PROFESSIONAL SERVICES	4,000.35
00383101 KARL NEEDHAM ENTERPRISES INC	CENTRIFUGE RENTAL	29,096.16
00383108 LOWES COMPANIES INC	SUPPLIES	47.70
00383142 STEWARTS TREE SERVICE INC	LANDSCAPE SERVICES	4,200.00
00383143 TARGET SPECIALTY PRODUCTS	WATER PROJECTS	3,740.49
00383147 UNIVAR USA INC	CHEMICALS	50,147.40
00383148 US BANK	COPIER LEASE	79.74
00383160 ANTIOCH ACE HARDWARE	SUPPLIES	95.30
00383161 ANTIOCH AUTO PARTS	AUTO PARTS	154.75
00383165 AT AND T MCI	PHONE	2,133.27
00383191 DELTA FENCE CO	REPAIR SERVICES	905.00
00383205 EXPONENT INC	WATER RIGHTS CONSULTING	1,485.00
00383214 HACH CO	LAB SUPPLIES	493.98
00383237 LOWES COMPANIES INC	SUPPLIES	93.41
00383257 PACIFIC GAS AND ELECTRIC CO	GAS	104,579.33
00383258 PACIFIC GAS AND ELECTRIC CO	ELECTRIC	135,933.69
00383304 VERIZON WIRELESS	DATA SERVICES	38.01
00383308 WALTER BISHOP CONSULTING	PROFESSIONAL SERVICES	3,937.50
00934857 AIRGAS SPECIALTY PRODUCTS	CHEMICALS	2,504.10
00934859 CHEMTRADE CHEMICALS US LLC	CHEMICALS	19,161.33
00934864 GRAINGER INC	SUPPLIES	901.77
Water Distribution		
00383034 ANTIOCH AUTO PARTS	SUPPLIES	48.05
00383045 BANK OF AMERICA	BUSINESS EXPENSES	761.76
00383071 DIABLO LIVE SCAN	FINGERPRINTING FEES	30.00
00383079 FASTLANE TEK INC	CONSULTING SERVICES	6,295.00
		0,200.00

00383089 HOME DEPOT, THE	SUPPLIES	1,157.10
00383097 JACK DOHENY SUPPLIES INC	SUPPLIES	217.59
00383108 LOWES COMPANIES INC	SUPPLIES	306.07
00383117 OFFICE DEPOT INC	OFFICE SUPPLIES	246.03
00383120 PLANETBIDS INC	SUPPORT SERVICES	2,670.00
00383125 ROBERTS AND BRUNE CO	SUPPLIES	29,985.71
00383130 ROYAL BRASS INC	SUPPLIES	747.04
00383152 WQI	CERTIFICATION RENEWALS	2,400.00
00383160 ANTIOCH ACE HARDWARE	SUPPLIES	45.25
00383161 ANTIOCH AUTO PARTS	AUTO PARTS	143.05
00383165 AT AND T MCI	PHONE	42.30
00383183 CRESCO EQUIPMENT RENTALS	EQUIPMENT RENTAL	1,068.60
00383189 CWEA SFBS	MEMBERSHIP RENEWAL	192.00
00383207 FASTENAL CO	SUPPLIES	551.21
00383221 INFOSEND INC	POSTAGE COSTS	4,273.52
00383224 JACK DOHENY SUPPLIES INC	SUPPLIES	640.72
00383237 LOWES COMPANIES INC	SUPPLIES	217.65
00383238 M AND L OVERHEAD DOORS	EQUIPMENT	1,536.15
00383244 MT DIABLO LANDSCAPE CENTERS	CONCRETE MIX	138.06
00383250 NATIONAL METER & AUTOMATION	METER PARTS	15,749.12
00383252 OFFICE DEPOT INC	OFFICE SUPPLIES	701.54
00383270 RT LAWRENCE CORP	LOCKBOX PROCESSING	475.84
00383289 SYAR INDUSTRIES INC	ASPHALT	2,005.26
00383300 UNITED PARCEL SERVICE	WEEKLY PRINTER SERVICE FEE	105.00
00383304 VERIZON WIRELESS	DATA SERVICES	380.10
00934864 GRAINGER INC	SUPPLIES	240.04
00934870 RED WING SHOE STORE	SAFETY SHOES - VARIOUS	845.86
00934877 COMPUTERLAND	COMPUTER EQUIPMENT	795.95
00934879 ICR ELECTRICAL CONTRACTORS	ELECTRICAL SERVICES	166.56
Water Meter Reading		
00383034 ANTIOCH AUTO PARTS	SUPPLIES	314.25
00383304 VERIZON WIRELESS	DATA SERVICES	38.01
Public Buildings & Facilities		
00383151 WOODARD AND CURRAN	PROFESSIONAL SERVICES	6,461.79
00383171 BROWN AND CALDWELL INC	PROFESSIONAL SERVICES	38,097.25
00383173 CA DEPT OF FISH AND WILDLIFE	PERMIT FEE	25,570.00
00383245 MUNICIPAL FINANCIAL SERVICES	PROFESSIONAL SERVICES	3,680.00
00934876 CAROLLO ENGINEERS INC	PROFESSIONAL SERVICES	213,381.95
621 Sewer Fund		-,
Swr-Wastewater Administration		
00383052 BROOKS, TAMMANY	TRAINING REIMBURSEMENT	185.00
00383078 FASTENAL CO	SUPPLIES	250.95
00383079 FASTLANE TEK INC	CONSULTING SERVICES	6,295.00
		0,200.00

00383080 FERNANDEZ LOPEZ, KIM ANGEL				
00383117 OFFICE DEPOT INC	OFFICE SUPPLIES	246.01		
00383125 ROBERTS AND BRUNE CO	SUPPLIES	939.55		
00383149 WESCO RECEIVABLES CORP		332.66		
00383160 ANTIOCH ACE HARDWARE	SUPPLIES	32.53		
00383237 LOWES COMPANIES INC	SUPPLIES	60.83		
00383238 M AND L OVERHEAD DOORS		1,536.15		
00383244 MT DIABLO LANDSCAPE CENTERS		192.43		
00383263 PONDER ENVIRONMENTAL SERVIC	E HAULING SERVICES	3,274.21		
00383270 RT LAWRENCE CORP	LOCKBOX PROCESSING	475.85		
00383289 SYAR INDUSTRIES INC	ASPHALT	2,005.26		
00383304 VERIZON WIRELESS	DATA SERVICES	76.02		
00934879 ICR ELECTRICAL CONTRACTORS	ELECTRICAL SERVICES	166.56		
00934882 PETERSON TRACTOR CO	SUPPLIES	254.49		
00934885 SCOTTO, CHARLES W AND DONNA	F BUILDING LEASE	4,750.00		
Sewer-Wastewater Collection				
00383049 BISHOP CO	SUPPLIES	740.96		
00383054 CALIF DEPARTMENT OF JUSTICE	FINGERPRINTING FEES	19.20		
00383071 DIABLO LIVE SCAN	FINGERPRINTING FEES	30.00		
00383076 EAST BAY WORK WEAR	UNIFORMS	178.56		
00383078 FASTENAL CO	SUPPLIES	278.63		
00383116 OCCUPATIONAL HEALTH CENTERS		112.00		
00383117 OFFICE DEPOT INC	OFFICE SUPPLIES	36.25		
00383120 PLANETBIDS INC	SUPPORT SERVICES	2,670.00		
00383125 ROBERTS AND BRUNE CO	SUPPLIES	3,037.59		
00383165 AT AND T MCI	PHONE	92.47		
00383221 INFOSEND INC	POSTAGE COSTS	4,273.51		
00383252 OFFICE DEPOT INC	OFFICE SUPPLIES	373.01		
00383304 VERIZON WIRELESS	DATA SERVICES	228.06		
00934864 GRAINGER INC	SUPPLIES	123.76		
631 Marina Fund				
Non Departmental				
Marina Administration				
00383045 BANK OF AMERICA	BUSINESS EXPENSES	672.24		
00383059 COLE SUPPLY CO INC	SUPPLIES	39.53		
00383060 COMCAST	CONNECTION SERVICES	221.04		
00383123 RECREATION PUBLICATIONS	PUBLICATION SERVICES	509.50		
00383237 LOWES COMPANIES INC	SUPPLIES	533.70		
00383257 PACIFIC GAS AND ELECTRIC CO	GAS	1,746.16		
00383258 PACIFIC GAS AND ELECTRIC CO	GAS	2,283.44		
	Major Projects			
00383145 TRANSYSTEMS CORPORATION	PROFESSIONAL SERVICES	3,085.59		
00383241 MCNABB CONSTRUCTION INC	MARINA BOAT LAUNCH PROJECT	241,874.45		



721 Employee Benefits Fund

Non Departmental

00383181	CONTRA COSTA COUNTY	PAYROLL DEDUCTIONS	400.00
00383182	COURT ORDERED DEBT COLLECT	PAYROLL DEDUCTIONS	107.79
00383193	DIAMOND HILLS SPORT CLUB	PAYROLL DEDUCTIONS	282.00
00383220	IN SHAPE HEALTH CLUBS	PAYROLL DEDUCTIONS	706.00
00383223	IRVIN DEUTSCHER YMCA	PAYROLL DEDUCTIONS	92.00
00383236	LINA	PAYROLL DEDUCTIONS	3,517.81
00383247	MUNICIPAL POOLING AUTHORITY	PAYROLL DEDUCTIONS	2,079.67
00383253	OPERATING ENGINEERS LOCAL 3	PAYROLL DEDUCTIONS	3,264.00
00383260	PARS	PAYROLL DEDUCTIONS	7,416.93
00383262	PLANET FITNESS	PAYROLL DEDUCTIONS	21.99
00383283	STANDARD LIFE INSURANCE	PAYROLL DEDUCTIONS	1,003.25
00383284	STATE OF CALIFORNIA	PAYROLL DEDUCTIONS	200.00
00383302	US DEPT OF EDUCATION	PAYROLL DEDUCTIONS	296.67
00934873	ANTIOCH PD SWORN MGMT ASSOC	PAYROLL DEDUCTIONS	770.00
00934874	ANTIOCH POLICE OFFICERS ASSOC	PAYROLL DEDUCTIONS	20,407.30
00934875	APWEA	PAYROLL DEDUCTIONS	3,960.71
00934881	NATIONWIDE RETIREMENT SOLUT	PAYROLL DEDUCTIONS	41,544.05
00934888	VANTAGEPOINT TRANSFER AGENTS	PAYROLL DEDUCTIONS	5,284.44

STAFF REPORT TO THE CITY COUNCIL

DATE:	Regular Meeting of September 10, 2019
TO:	Honorable Mayor and Members of the City Council
SUBMITTED BY:	Thomas Lloyd Smith, City Attorney 725
SUBJECT:	City Council Members' Salaries – Second Reading

RECOMMENDED ACTION

It is recommended that the City Council consider adopting the ordinance amending 2-1.203 and 2-1.206 of the Antioch Municipal Code to increase the salaries for the City Council Members. This item was introduced at the August 27, 2019 Council Meeting.

FISCAL IMPACT

A mid-year budget amendment may be necessary for the FY19-21 Budget. The budget amendment would be for six months for the timeframe of January 1, 2021 through June 30, 2021.

DISCUSSION

The City of Antioch is a General Law City that may adopt an ordinance providing for salaries to the council members. (Cal. Gov't Code section 36516) The maximum salary can be determined by a statutory formula based on population or by increases of no more than five percent for each calendar year from when the last salary adjustment was adopted pursuant to an ordinance. The California Attorney General's Office has opined that this calculation is on a simple, non-compounded basis (Cal. Att'y Gen. Opinion No. 06-504). State law does not allow automatic future increases in salary. An ordinance amending council members' salaries does not become effective until after the next municipal election.

The salaries for the Antioch City Council Members were last increased in 2006. Pursuant to Ordinance No. 1076-C-S adopted on September 12, 2006, the salary for a Council Member was set at \$941.20 per month.

Applying the allowed five percent increase for fourteen years (on a simple, noncompounded basis) to the \$941.20 amount effective January 1, 2007, State law would permit an increase to \$1,600.04 per month effective January 1, 2021. City Council may consider the following options:

- No increase in salaries
- Increase salaries to an amount less than \$1,600.04
- Increase salaries to \$1,600.04

ATTACHMENT

A. Ordinance amending Antioch Municipal Code sections 2-1.203 and 2-1.206 to increase the salaries of the City Council Members.

ORDINANCE NO. [_____]

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANTIOCH AMENDING SECTIONS 2-1.203 AND 2-1.206 OF THE ANTIOCH MUNICIPAL CODE RELATING TO CITY COUNCIL SALARIES

The City Council of the City of Antioch does ordain as follows:

Section 1: Amending Antioch Municipal Code § 2-1.203

Antioch Municipal Code Section 2-1.203 is hereby amended to read as follows:

§ 2-1.203 SETTING AND PAYMENT OF SALARY.

Each member of the Council shall receive as salary the sum of money as prescribed in Cal. Gov't Code § 36516 for cities of more than 75,000 in population and up to and including 150,000 in population, which salary shall be payable from and after the operative date of this article at the same time and in the same manner as salaries are paid to other officers and employees of the city.

Section 2: Amending Antioch Municipal Code § 2-1.206

Antioch Municipal Code Section 2-1.206 is hereby amended to read as follows:

§ 2-1.206 COUNCIL MEMBER SALARY; OPERATIVE DATE.

Pursuant to Cal. Gov't Code § 36516, the salary for each member of the City Council is hereby set at \$1,600.04 per month. The provisions of this section shall become operative on January 1, 2021.

Section 3: Severability.

If any section, subsection, clause or phrase of this Ordinance is for any reason declared invalid, such declaration shall not affect the validity of the remaining portion or sections of the Ordinance. The City Council hereby declares that it should have adopted the Ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

Section 4: Publication and Effective Date of Ordinance

This ordinance shall take effect and be enforced thirty (30) days from and after the date of its adoption and shall be published once within fifteen (15) days upon passage and adoption in a newspaper of general circulation printed and published in the City of Antioch.

I HEREBY CERTIFY that the foregoing ordinance was introduced at a regular meeting of the City Council of the City of Antioch, held on the 27th day of August 2019, and passed and adopted at a regular meeting held on the 10th day of September 2019.

AYES:

NOES:

ABSENT:

ABSTAIN:

MAYOR OF THE CITY OF ANTIOCH

ATTEST:

CITY CLERK OF THE CITY OF ANTIOCH

ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE:	Regular Meeting of September 10, 2019	
TO:	Honorable Mayor and Members of the City Council	
SUBMITTED BY:	UBMITTED BY: Carlos Zepeda, Operations Supervisor	
APPROVED BY:	Jon Blank, Public Works Director/City Engineer 🎢	
SUBJECT:	Various Asphalt Repairs – Service Cuts Bid Award	

RECOMMENDED ACTION

It is recommended that the City Council adopt the resolution awarding the Various Asphalt Repairs – Service Cuts contract to G&S Paving Inc., in the amount of \$268,105 for the first year and \$270,534.50 for the second year with an additional \$100,000 for unscheduled repairs for each year leaving a total budget not to exceed \$738,639.50 over the two-year period. The estimated start time will be September 15, 2019.

FISCAL IMPACT

Funding for this expenditure is included in the adopted fiscal year 2019-21 budget in the Water and Sewer Enterprise Funds.

DISCUSSION

This service contract provides permanent asphalt repairs to roadways after water and sewer utility service repairs are completed. The contract amount is for service repairs that are necessary at this time. The additional funding is for new service cuts that may occur during the contract period.

The Department of Public Works published the Various Asphalt Repairs - Service Cuts request for bids on August 6, 2019; the bid closed on August 20, 2019. Bids were solicited and one complete and qualified submittal was received. G&S Paving Inc. is the lowest, responsible bidder at a cost comparable to the previous contract.

ATTACHMENTS

A. Resolution

ATTACHMENT "A"

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH APPROVING THE AWARD OF VARIOUS ASPHALT REPAIRS – SERVICE CUTS CONTRACT TO G&S PAVING INC.

WHEREAS, the City of Antioch requested formal bid responses to permanently repair asphalt service cuts following Water Distribution and Sewer Collection utility service repair;

WHEREAS, G&S Paving submitted the lowest bid in the amount of \$268,105 for the first year and \$270,534.50 for the second year to complete these asphalt service cuts; and

WHEREAS, an additional \$100,000 has been budgeted each year for unscheduled repairs.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Antioch hereby approves an agreement with G&S Paving Inc. to permanently repair asphalt due to utility service cuts in the amount not to exceed \$738,639.50 in a form to be approved by the City Attorney.

* * * * * * * * * * * *

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 10th day of September 2019, by the following vote:

AYES:

ABSENT:

ABSTAIN:

NOES:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

	Fourth Amendment to the Design Services Agreement with Swatt Miers Architects for the City Hall Council Chambers Interior Remodel (P.W. 247-P)
SUBJECT:	Fourth Amendment to the Design Services Agreement with Swett
APPROVED BY:	Jon Blank, Public Works Director/City Engineer 🍞
SUBMITTED BY:	Scott Buenting, Project Manager
TO:	Honorable Mayor and Members of the City Council
DATE:	Regular Meeting of September 10, 2019

RECOMMENDED ACTION

It is recommended that Council adopt a resolution to:

- 1. Authorize the City Manager to execute the fourth amendment to the Design Consultant Services Agreement with Swatt Miers Architects for the City Hall Council Chambers Interior Remodel and increase the contract by \$40,430.00 for a total contract amount of \$187,202.50.
- 2. Extend the term of the agreement with Swatt Miers Architects to June 30, 2020.

FISCAL IMPACT

The Capital Improvement Budget includes \$150,000 from the General Fund for design and implementation of office modifications within City Hall and \$1,293,000 for design services and physical remodeling of the Council Chambers through the Public, Educational and Government (PEG) Fund. PEG funds can only be used for equipment, capital improvement projects and maintenance of facilities that produce PEG video content.

DISCUSSION

In September of 2017, Swatt Miers Architects (SMA) was selected to provide architectural design services for a minimal remodeling of the City's Council Chambers. On March 13, 2018, the City Council reviewed various design options and construction cost estimates related to the proposed remodeling of the facility. Staff was directed to include a raised, reconfigured dais to provide better sightlines between Council and other committee members into the design. Audience seating will be rearranged to improve flow within the chambers. The ceiling and wall treatments of the chambers will be renovated to give a more modern feel to the space and LED lighting will be installed to brighten the room and decrease energy cost. In addition, the breezeway between City Hall and the Council Chambers will be enclosed to create an improved entrance to these two buildings.



On April 24, 2018, Council approved a second amendment to SMA's agreement to include additional design and structural engineering activities related to installing the new ceiling, alterations to the breezeway and lighting modifications throughout the project.

On February 5, 2019 Council approved a third amendment to SMA's agreement to include additional design and structural engineering activities related to adjustments to existing concrete slabs in order to comply with ADA slope requirements; extended coordination with light, audiovisual and electrical consultants; modifications to the proposed breezeway entrance; enlargement of the human resource conference room, including alteration of the lighting and HVAC systems; preparation of separate bid documents for audiovisual, seating and the structural remodel portions of the project; development of an additional cost estimate, plans, details and specifications and additional construction administration to provide consulting services through the duration of the project.

Staff is recommending amending SMA's Design Consultant Service Agreement to provide additional design services that include the reconfiguration of the Human Resources, Finance, City Clerk, City Treasurer and City Attorney office spaces within City Hall. Lighting, electrical, communication and HVAC facilities will be adjusted as necessary to support the modifications. Various areas on the first floor of City Hall will receive added signage, new carpeting and fresh painting to blend with the renovated Council Chambers. The approval of this agreement amendment will increase the contract by \$40,430.00 for a total contract amount of \$187,202.50.

ATTACHMENTS

A: Resolution

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH APPROVING THE FOURTH AMENDMENT TO THE DESIGN CONSULTANT SERVICES AGREEMENT WITH SWATT MIERS ARCHITECTS FOR THE CITY HALL COUNCIL CHAMBERS INTERIOR REMODEL P.W. 247-P

WHEREAS, on September 22, 2017, Swatt Miers Architects entered into a Design Consultant Services Agreement in the amount of \$49,200 to provide architectural design services for a minimal remodeling of the City's Council Chamber;

WHEREAS, on April 4, 2018, City increased the compensation for Swatt Miers Architects in the amount of \$12,000 bringing the total compensation to an amount not to exceed \$61,200;

WHEREAS, on April 24, 2018, City increased the compensation for Swatt Miers Architects in the amount of \$42,917.50 bringing the total compensation to an amount not to exceed \$104,117.50 and extended the term of the contract to December 31, 2018;

WHEREAS, on February 5, 2019, City increased the compensation for Swatt Miers Architects in the amount of \$42,655.00 bringing the total compensation to an amount not to exceed \$146,772.50 and extended the term of the contract to December 31, 2019;

WHEREAS, the City desires to authorize the City Manager to execute the fourth amendment to the Design Consultant Services Agreement with Swatt Miers Architects to provide office reconfiguration; lighting, electrical, communication and HVAC modifications; and other miscellaneous interior modifications in City Hall in the amount of \$40,430.00 for a total contract amount of \$187,202.50; and

WHEREAS, the City desires to authorize extending the term of the Design Consultant Services Agreement with Swatt Miers Architects to June 30, 2020.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Antioch hereby authorizes the City Manager to execute the fourth amendment to the Design Consultant Services Agreement with Swatt Miers Architects; authorize extending the term of the Design Consultant Services Agreement with Swatt Miers Architects to June 30, 2020; and increase the contract by \$40,430.00 for a total contract amount of \$187,202.50 in a form approved by the City Attorney.

* * * * * * * * *

RESOLUTION NO. 2019/** September 10, 2019 Page 2

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 10th day of September 2019, by the following vote:

AYES:

ABSENT:

ABSTAIN:

NOES:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE:	Regular Meeting of September 10, 2019
TO:	Honorable Mayor and Members of the City Council
SUBMITTED BY:	Scott Buenting, Project Manager
APPROVED BY:	Jon Blank, Public Works Director/City Engineer 🕉
SUBJECT:	Veterans' Memorial - Establish a Capital Improvement Project and Appropriate Funds

RECOMMENDED ACTION

It is recommended that the City Council adopt a resolution to:

- 1. Establish a Capital Improvement project to relocate the Veterans' Memorial consistent with Attachment B.
- 2. Appropriate \$65,000 from the Marina Fund and \$10,000 from Gas Tax Funds for a total amount of \$75,000 to construct the project.

FISCAL IMPACTS

Once the appropriation of funds is approved, there will be \$75,000 in the Capital Improvement Budget for this project.

DISCUSSION

On August 27, 2019 Staff provided an exhibit and recommendations to City Council requesting direction to move forward with relocating the Veterans' Memorial. City Council directed staff to return to City Council with a request to establish a Capital Improvement project, provide a cost estimate, and appropriate funds.

The estimated project cost to construct the improvements shown in Attachment B is \$75,000.

ATTACHMENTS

- A. Resolution
- B. Site Plan

ATTACHMENT "A"

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH ESTABLISHING A CAPITAL IMPROVEMENT PROJECT TO RELOCATE THE VETERANS' MEMORIAL AND APPROPRIATE FUNDS

WHEREAS, On August 27, 2019 Staff provided an exhibit and recommendations to City Council requesting direction to move forward with relocating the Veterans' Memorial;

WHEREAS, City Council directed staff to return to City Council with a request to establish a Capital Improvement Project, provide a cost estimate, and appropriate funds; and

WHEREAS, the estimated project cost is \$75,000.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Antioch hereby establishes the Veterans' Memorial Relocation Project and approves a Capital Improvement Budget in an amount of \$75,000 and appropriates \$60,000 from the Marina Fund and \$10,000 from the Gas Tax Fund.

* * * * * * *

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 10th day of September, by the following vote:

AYES:

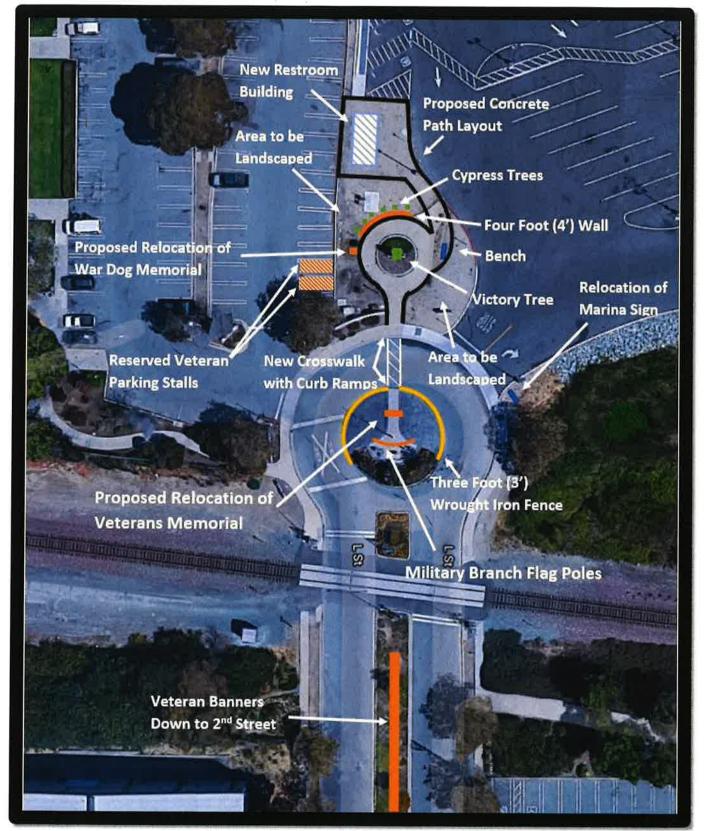
NOES:

ABSTAIN:

ABSENT:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

Attachment B Site Plan

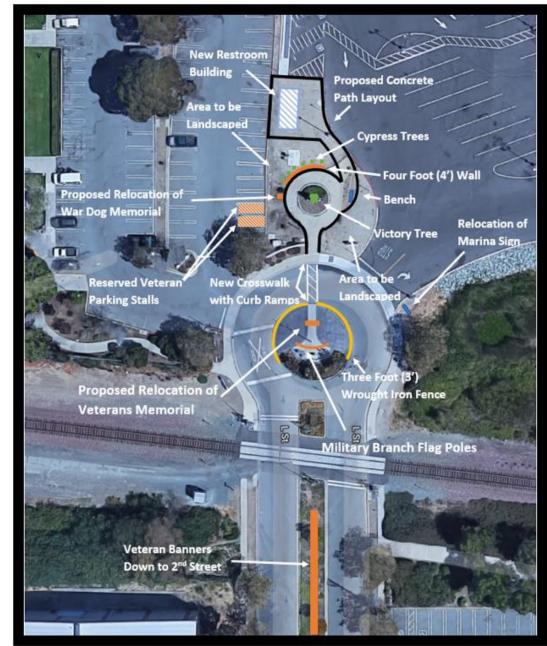


Attachment A

Vicinity Map



Attachment B Site Plan



Attachment C

Proposed Veterans Memorial Site



Attachment D New Restroom Facility



ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE:	Regular Meeting of September 10, 2019
TO:	Honorable Mayor and Members of the City Council
SUBMITTED BY:	Arne Simonsen, CMC, City Clerk
APPROVED BY:	Nickie Mastay, Administrative Services Director
SUBJECT:	City Clerk Overnight Travel

RECOMMENDED ACTION

It is recommended that the City Council authorize overnight travel and expenditures for the City Clerk, as follows:

- Master Municipal Clerks Academy (Series 501) September 17 through September 20, 2019 at CalPoly Pomona. Estimated cost \$1,550 (The City Clerk received a \$450 Scholarship from the CCAC to reduce the cost to \$1,100).
- 2) City Clerks New Law & Elections Seminar in December 10 through December 13, 2019 at Garden Grove. Estimated cost \$1,150.
- 3) Master Municipal Clerks Academy (Series 601) February 5 through February 7, 2020 in San Jose. Estimated cost \$1,450.
- 4) League of California Cities Policy Committee meetings in January, March and June, 2020 (locations to be determined three meetings). Estimated cost \$600.
- 5) City Clerks Association of California Advanced Academy and Annual Conference in April 14 through April 17, 2020 in Burlingame. Estimated cost \$1,450 and the City Clerk has applied for a CCAC Scholarship).

FISCAL IMPACT

The academies, conference, seminar and policy committee meetings were included in the FY19/20 City Clerk's Budget.

DISCUSSION

• Master Municipal Clerks Academy (Series 501 & 601)

The Master Municipal Clerk Academy is designed specifically for those working on attaining the Master Municipal Clerk designation. Courses are designed and content is created with the more tenured and experienced municipal and county clerk in mind.

2G Agenda Item # Recognizing that these needs are unique, the Academy if designed specifically with those needs in mind. The content is applicable and value-added for County Clerks to the Board of Supervisors, Special District clerks, and City and Deputy Clerks. All gather with the common bond of a desire for lifelong learning, as these professionals continue to lead in their respective fields. The content of the sessions in this Academy are designed at an advanced level and trained by Master Municipal Clerks, Certified Clerks of the Board, and professionals in the field of local government and leader development.

Each series has a distinct curriculum and adheres to the International Institute of Municipal Clerks core curriculum and is recognized by the City Clerks Association of California (CCAC) and the California Clerk of the Board of Supervisors Association (BSA) as an official training program leading to the professional accreditation of Master Municipal Clerk (MMC) and Certified Clerk of the Board (CCB) and is an affiliate of the League of California Cities.

• City Clerks New Law & Elections Seminar

The 2019 City Clerks New Law and Elections Seminar program covers new changes to the Elections Code; Elections, New Law and Fair Political Practice update; Public Records Act; Initiatives, Referendums and Recalls; and the Diversity Challenge.

• League of California Cities Policy Committees

The City Clerk will be receiving a 2020 Presidential appointment to two League of California Cities Policy Committees: Housing, Community & Economic Development; and Governance, Transparency and Labor Relations.

<u>City Clerks Advanced Academy</u>

The City Clerks Advanced Academy takes place the day before the CCAC Annual Conference. This 7-hour academy has been approved by the IIMC for 3 MMC Advanced Educations Points.

• City Clerks Association of California Annual Conference

The CCAC Annual Conference takes place in April. Attendees are scanned in to every session. The IIMC has approved MMC Advanced Education points for attending all sessions of the conference.

The City of Antioch Travel and Expense Policy for Elected and Appointed (nonemployee) Officials is attached as Attachment A. contained therein, the Authorization Process states: "Overnight travel by Elected Official shall be pre-approved by placing the item on the City Council Consent Calendar."

ATTACHMENTS

A. Travel and Expense Policy

PURPOSE

This document establishes the expense and reimbursement policy for all Elected and Appointed (non-employee) Officials of the City of Antioch. As Elected Officials, individuals may incur expenses related to the execution of their duties and responsibilities. These expenses may include the following: personal vehicle use, communication needs (cell phones, internet, and personal phone lines, newspaper subscriptions), and conferences and meetings related to the City's interests. As to Appointed Officials on the Administrative Appeals Board, Design Review Board, Economic Development Commission, Parks and Recreation Commission, Planning Commission, Police Crime Prevention Commission and Investment Committee, there may be opportunities for individuals to attend educational seminars or meetings related to the City's interests as approved by the City Council. Therefore, this policy establishes procedures for requesting and receiving payment for expenses incurred while representing the City on official business.

ADOPTION AND IMPLEMENTATION

The Council is responsible for adopting the expense and reimbursement policy for Elected and Appointed Officials and for approving any subsequent policy revisions.

EXCEPTIONS

The City Council may approve exceptions to this policy on a case-by-case basis for special or unique circumstances.

I. PERSONAL VEHICLE USE

In recognition of the fact that Elected Officials may use their private vehicles while performing their duties, a monthly vehicle allowance will be provided, as allowed pursuant to California Government Code section 1223. In addition to expenses associated with direct use of a private vehicle, this allowance shall also cover related expenses such as bridge tolls and routine parking fees. In order to be eligible for the reimbursement allowance, Elected Officials shall annually provide proof of liability insurance to the City Clerk. The monthly cap on reimbursement of automobile expenses for personal vehicle usage shall be as follows: Mayor: \$450; Council Members: \$350; City Clerk: \$350; City Treasurer: \$350.

II. COMMUNICATION EQUIPMENT AND SERVICES

In recognition of the fact that City Council members have a significant responsibility to stay in touch with their constituents and City management employees, reimbursement of communication equipment shall be allowed for cell phone service and equipment, internet service and equipment, local and long distance telephone and fax line service and equipment. Individual council members will be responsible for establishing their own communication service providers and all bills for such service will be paid by the individual. Expense reports shall be submitted on the City's form within 30 days of an expense being incurred. The monthly cap on reimbursement of communication equipment and services shall be as follows: Mayor \$100; Council Members \$50. Any communication service expenditures beyond that amount will be borne by the individual elected official.

III. MEMBERSHIPS

The City Council shall decide which groups to join as an entity, such as the League of California Cities or the Antioch Chamber of Commerce, through City Council action including the budget process. Individual memberships in groups by Elected or Appointed Officials shall be the personal expense of those individuals unless otherwise approved in advance by the City Council.

IV. LOCAL CITY EVENTS

Elected City Officials may be reimbursed for the cost of attending local events related to the City's business upon completion of an expense report and documentation of expenses. City funds shall not be used to purchase alcohol or reimburse Elected Officials for alcohol related costs, unless as part of a set price for the event that happens to include alcohol. If a guest accompanies an Elected Official, only the cost of the Elected Official will be reimbursed.

V. TRAVEL

In recognition of the fact that Elected Officials may need to represent the City at conferences and meetings and may incur expenses in the course of their travel, this policy establishes procedures for requesting and receiving payment for travel and travel-related expenditures. Appointed Officials must be specifically authorized by the City Council to attend educational seminars or other meetings in order to seek reimbursement.

(A) **PROCEDURE**

The key document in the administrative process is the Travel Authorization/Warrant Request (TA/WR). Besides ensuring that travel by Elected and Appointed Officials is conducted within this policy, the TA/WR summarizes the total cost of attending conferences, meetings, and seminars and provides documentation for cash advances, vendor payments and credit card purchases. General instructions for completing and processing this form are provided in a separate document.

(B) AUTHORIZATION PROCESSS

All travel by an Appointed Official shall be pre-approved by having the item placed on the City Council Consent Calendar. Overnight travel by an Elected Official, shall be pre-approved by having the item placed on the City Council Consent Calendar.

After travel, the Travel Authorization report must be finalized. Finance will review for receipts and policy compliance.

(C) METHODS OF REIMBURSEMENT

There are three ways to request and receive payment for travel and travel- related expenditures: (1) advance payment, (2) reimbursement for actual expenditures, and (3) credit card usage.

(1) <u>Advance payments:</u> Elected Officials may request a cash advance for meals. The advance will be within the IRS approved per diem rates for meals and incidental expenses (M&IE) for the location/area visited as listed in Publication 1542. The value of meals provided at conferences, training, or other travel programs will be deducted from the cash advance at the following rate:

Breakfast - 20% Lunch - 30% Dinner - 50%

Other items, such as conference registration, lodging, and air fare may be paid directly to the vendor in advance of travel.

Upon return from travel, all cash advances must be documented with original itemized receipts.

(2) <u>Reimbursement:</u> Elected and Appointed Officials shall be reimbursed for all eligible expenditures upon return from travel for items that have original receipts. A Travel Authorization/Warrant Request with original receipts will be paid by Finance within the regular accounts payable time

schedule. Reimbursement claims should be submitted within 30 days from the return from travel, and no reimbursements may be made that cross over fiscal years.

(3) <u>Credit Card Usage:</u> Elected and Appointed Officials may use personal credit cards to pay for travel expenses. Original receipts must be included with the Travel Authorization/Warrant Request to be eligible for reimbursement.

(D) ELIGIBLE EXPENDITURES

Meals and Incidental Expenses (M & IE)

• **Meals:** City funds shall not be used to purchase alcohol or reimburse Elected or Appointed Officials for alcohol related costs. Meal costs will be reimbursed as supported by original itemized receipts.

• **Personal Meals:** All expenditures must be documented and reimbursement will not exceed the meal schedule listed above.

• **Business Meals:** To qualify as a business meal, the identity of the participants and the business purpose of the discussion must be substantiated.

• **Incidental Expenses:** Those related to City business will be reimbursed at cost as supported by original receipts (e.g., tolls and taxi cabs).

In no event shall the reimbursement for meals and incidental expenses exceed the IRS approved per diem rates for the location visited as listed in Publication 1542.

• Lodging: The City will pay lodging expenses for Elected or Appointed Officials during official travel requiring one or more overnight stays. The City will pay for lodging for the evening preceding or subsequent to a meeting or business event when the Elected or Appointed Official would have to travel at unreasonably early or late hours to reach his or her destination.

Elected or Appointed Officials shall make an effort to obtain lodging at or near the facility where official City business is to take place to minimize travel time and transportation costs. The City will pay only for standard single rooms for individual Elected Officials. If lodging is in connection with a conference, lodging expenses must not exceed the group rate published by the conference sponsor. If conference rates are not available, government rates must be requested. A

list of hotels offering government rates in different areas of the country is available in the Finance Department. Lodging rates that are equal to or less than the government rates are presumed to be reasonable and hence reimbursable for purposes of this policy.

If a double room is requested by an Elected or Appointed Official because he or she is accompanied by a spouse or other person, the difference between the single and double room rate shall be considered the Elected or Appointed Official's personal expense.

Elected or Appointed Officials shall cancel any reservations for lodging they will not use. Any charge for an unused reservation shall be considered the Elected or Appointed Official's personal expense unless failure to cancel the reservation was due to circumstances beyond the Elected Official's control.

• **Personal Entertainment:** No reimbursement will be made for personal entertainment.

• **Guests:** If a guest accompanies an Elected or Appointed Official, only the cost of the Elected or Appointed Official will be reimbursed. All costs above a single person will be borne by the Elected or Appointed Official.

• **Discounts:** If offered early registrations should be obtained whenever possible.

• **Telephone/Internet:** The City will pay for all City-related business telephone calls or internet use by an Elected or Appointed Official while traveling on authorized City business. If approved prior to travel, the City may pay for personal internet use up to \$5.00 per day for authorized overnight business travel within California and up to \$10.00 per day for all other authorized overnight business travel.

• **Transportation:** All travel will be made by the method most cost effective for the City. Considerations such as time, distance traveled and cost of transportation should be factors in arriving at the lowest cost.

Elected and Appointed Officials shall endeavor to book air travel to take advantage of discounts and nonrefundable ticket fares where practical. All flights shall be booked at coach class or equivalent level. Any additional costs incurred due to personal travel added on before or after the trip will be paid by the Elected or Appointed Official.

Elected and Appointed Officials are encouraged to use their personal vehicles as transportation to and from airports. The cost of traveling from home to the airport will be paid for from monthly stipend. If a personal vehicle is left at the airport for more than one day, parking will be reimbursed per day based on long term parking rates or other transportation to and from the airport, whichever is less. Parking will not be reimbursed at the short-term parking rate.

The use of rental vehicles is discouraged and shall be authorized only when no other mode of transportation is available or when alternate transportation would be more expensive or impractical. Elected or Appointed Officials must understand that the City's vehicle insurance coverage does not cover the individual driver of a rental car. Therefore, the City Official shall confirm personal coverage under their personal insurance or purchase additional insurance from the rental agency at their own expense. Rental vehicles shall be driven only by Elected or Appointed Officials included on the car rental agreement. Elected or Appointed Officials shall be reimbursed for reasonable taxi fare, airport van, or other public transportation in order to travel from their destination airport to their hotel.

VI. REPORTING OF EXPENDITURES

If the City reimburses an Elected or Appointed Official for attending a "meeting" as defined under the Brown Act¹, the Official shall provide a brief written or oral report regarding the "meeting" at the next regular meeting of the Council or applicable commission, board or committee to which the Official belongs. For other educational seminars or events for which expenses were reimbursed by the City, the Official may provide a brief written or oral report at the next regularly scheduled meeting of the Council or applicable commission, board or committee to which the Official belong or oral report at the next regularly scheduled meeting of the Council or applicable commission, board or committee to which the Official belongs.

VII. ACKNOWLEDGEMENT

After being sworn in, Elected or Appointed Officials will be required to sign a statement formally acknowledging receipt and acceptance of this policy.

¹ The Brown Act (California Government Code section 54952.2) defines a meeting as including "any congregation of majority of the members of a legislative body at the same time and place to hear, discuss, or deliberate upon any item that is within the subject matter jurisdiction of the legislative body or the local agency to which it pertains."

CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE: Regular Meeting of September 10, 2019

TO: Honorable Mayor and Members of the City Council

SUBMITTED BY: Zoe Merideth, Associate Planner

APPROVED BY: Forrest Ebbs, Community Development Director

SUBJECT: Contra Costa Farms Cannabis Business UP-18-23, AR-18-24, V-19-03

RECOMMENDED ACTION

It is recommended that the City Council take the following actions:

- 1. Adopt the resolution approving the Contra Costa Farms Initial Study/Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program.
- Adopt the resolution approving a use permit, design review, and variance for a cannabis business, subject to the conditions of approval (UP-18-23, AR-18-24, V-19-03).

FISCAL IMPACT

The proposed business will generate sales tax revenue for the City of Antioch. In addition to the sales tax revenue the business will be required to enter into a development agreement with the City as a condition of approval. The development agreement will likely include additional revenue based on sales from the business.

DISCUSSION

Requested Approvals

The applicant, Contra Costa Farms, LLC, requests approval of an Initial Study / Mitigated Negative Declaration, Use Permit, Variance, and Design Review approval of a cannabis business consisting of cultivation, manufacturing, distribution, and a retail dispensary with delivery. The project would consist of the demolition of one existing building, renovations to two existing buildings, and the construction of four new buildings, new parking areas,

and other associated improvements. The project site is located at 3400 Wilbur Avenue (APN 051-051-021). Each request is described in detail below:

- 1. Mitigated Negative Declaration: The City Council must approve the Initial Study/Mitigated Negative Declaration prior to taking action on the other resolution for the project.
- 2. Use permit (UP-18-23): The Zoning Ordinance requires that a use permit be approved by the City Council for all cannabis businesses.
- 3. Design review (AR-18-24): Design review of the project's site design, architecture, design and landscaping.
- 4. Variance (V-19-03): Variance to place a fence in the required 30-foot front setback.

Environmental

In accordance with the requirements of CEQA, a Mitigated Negative Declaration was prepared for the project that determined that all significant environmental impacts could be mitigated to a less-than-significant level with incorporation of mitigation. A copy of the public review draft of the Initial Study/Mitigated Negative Declaration and Final IS/MND, Mitigation Monitoring and Reporting Program (MMRP) and appendices can be found at the following link:

https://www.antiochca.gov/community-development-department/planningdivision/environmental-documents/

Potentially significant impacts to biological resources, cultural resources, geology and soils, greenhouse gas emissions, hazards and hazardous materials, hydrology and water quality, and tribal cultural resources were identified in the IS/MND. All impacts would be reduced to a less than significant level with the implementation of mitigation measures.

The draft Mitigated Negative Declaration was released for public review from July 16, 2019 to August 5, 2019. No comments on the Mitigated Negative Declaration were received during the comment period.

Background

With the passage of Proposition 64 in November of 2016, California residents over the age of 21 can legally use marijuana without a medicinal card if not in a public place. Californians can carry and use up to one ounce of marijuana and grow up to six plants for personal use. Recreational sales of marijuana did not go into effect until January 1, 2018. The possession, sale and distribution of cannabis is now legal under California State law, subject to provisions contained in the law, including a state licensing requirement.

On May 2, 2018 the Planning Commission recommended to the City Council approval of an Ordinance amending Title 9, Chapter 5 of the Antioch Municipal Code, thereby creating new provisions for the consideration of cannabis businesses in the City of Antioch. The City Council introduced the ordinance on May 22, 2018 and approved the ordinance on June 26, 2018. The ordinance went into effect on July 26, 2018. The Code Amendment established new definitions, imposed basic standards, and created a new Cannabis Business (CB) Zoning Overlay District. Within the CB Zoning Overlay District, a party may apply for a Use Permit from the City Council for the establishment of a Cannabis Business. Unlike the typical use permit process, a cannabis use permit must be reviewed by the City Council after a recommendation by the Planning Commission.

On September 11, 2018 the Antioch City Council adopted Cannabis Guidelines by approval of Resolution No. 2018/117. The purpose of the guidelines is to provide the public and potential applicants with the City of Antioch's general expectations relating to the design and operation of a Cannabis Business.

On April 9, 2019 the City Council introduced an ordinance to amend Chapter 5 of Title 9 of the Antioch Municipal Code to update the cannabis ordinance to include requirements for a development agreement, make minor changes to the definitions, and require a 600-foot separation from cannabis uses and child care centers. The City Council approved the ordinance on April 23, 2019, and the ordinance went into effect 30 days later. The amendment to the ordinance requires each cannabis business to enter into a development agreement that contractually defines the benefits that the cannabis business will provide to the City. Existing Use Permit applications are subject to new ordinances and amendments only if the ordinance goes into effect before the application is deemed "complete." In this case, the application was deemed complete prior to the April amendments and, therefore, is not subject to the ordinance amendments. Nevertheless, the applicant has stated to staff that they are willing to enter into a development agreement, and the site is not located within 600 feet of a child care center (discussed in greater detail below).

At the Planning Commission meeting on August 21, 2019, the Planning Commission voted 4-1, with two commissioners absent, recommending that the City Council approve the Initial Study/Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and the project. As part of the motion, the Planning Commission amended condition of approval K.34 regarding the development agreements. The condition originally required that the applicant enter into a development agreement prior to obtaining a Certificate of Occupancy or business license. The applicant requested that the Planning Commission modify the condition to ensure the development agreement did not postpone the opening of the business. Planning Commission agreed to this request. The condition now reads that if the development agreement is not ready by the time the applicant is ready to open, a Certificate of Occupancy will be granted and the development agreement will be retroactive from the date of the Certificate of Occupancy.

Project Overview

The applicant proposes to develop an approximately 9.2-acre site for a commercial cannabis business consisting of cultivation, non-volatile manufacturing, distribution, retail and delivery uses at 3400 Wilbur Avenue. The site was most recently used as an industrial power plant, which ceased operations in 2012. While the equipment was removed, three buildings from the operation remain on site today. The smallest building, a 500 square foot shed will be removed from the site. The other two buildings: a 2,400 square foot building and a 5,000 square foot building will be renovated for the proposed cannabis business. The applicant is also proposing to construct four new, two-story buildings. One building will be 56,440 square feet, one will be 32,000 square feet, and the remaining two buildings will be 58,000 square feet. In total, the applicant is proposing a 211,8000 square foot facility. The applicant's project overview is included as Attachment "C".

The applicant is proposing to construct the facility over two main phases. Phase I will include the removal of the 500 square foot existing building and renovations to the 5,000 square foot building for manufacturing, distribution, and retail sales. Later in this phase, renovations will be made to the other existing building. This phase will also include the construction of the 32,000 square foot grow building. During Phase II, the applicant will construct the remaining buildings.

The applicant plans to begin operations with manufacturing, distribution, and retail sales at the dispensary. The retail sales will be conducted in a sales area that can only be accessed by customers presenting a valid identification to a security guard.

As part of the dispensary, the applicant is proposing to sell vape pens, vape pen cartridges, vape pen batteries, and chargers, which are used to administer cannabis concentrates. The applicant is also proposing to sell the following smoking accessories: rolling papers, pipes, and grinders. The cannabis guidelines prohibit the sale of cannabis related paraphernalia unless explicitly authorized through the use permit. Therefore, staff has included a condition of approval limiting the cannabis paraphernalia sold on site to vape pens, vape pen cartridges, vape pen batteries, chargers, rolling papers, pipes, and grinders, unless approved in writing by the Community Development Director.

The applicant plans to use up to thirteen vehicles for delivery operations, which will be available to make deliveries during the same hours as the retail business hours. The delivery vehicles will not have any marking or other indications on the exterior of the vehicle that may indicate that the delivery employee is carrying cannabis goods for delivery.

In Phase I of the operations, the applicant will begin distribution operations. A licensed distributor is responsible for: transporting cannabis goods, arranging for the testing of cannabis products, conducting quality assurance reviews of cannabis goods to ensure that they comply with all of the packaging and labeling requirements, and transporting cannabis goods between licensees.

The applicant is also planning to manufacture a variety of products on site. Eventually, these products will be manufactured from cannabis grown on-site. The manufacturing will be non-volatile, meaning that volatile solvents, such as butane or propane, will not be used. Non-volatile manufacturing uses a mechanical extraction method or non-volatile solvents, such as carbon dioxide, ethanol, water, or cooking oils, to extract cannabis oils. The applicant plans to manufacture pre-rolls, extracts, and edibles. The edibles will be made in a commercial kitchen at the site.

The largest part of the proposed business will be the cultivation operation. The applicant is proposing to develop the site to hold six Type 3A - Medium Indoor Grow licenses through the State. This license type limits the cultivation area to 22,000 square feet of indoor cultivation under grow lights. The cultivation will not use pesticides, fumigation, or fogging. The applicant has indicated that minimal amounts of fertilizer may be used. The plants will be watered on a drip irrigation system that limits the amount of run-off of the plants. The small amounts of water that may end up running off the plants will be collected and recycled. Any additional wastewater that would be disposed would be used to water the site's exterior landscaping.

At buildout, the applicant is estimating that 269 employees will be needed to run the facility. The retail and delivery portion of the business are limited to operations between 8 am and 8 pm by the City's Cannabis Guidelines. Other portions of the business require two shifts a day to operate, one daytime shift and one nighttime shift, seven days a week.

General Plan, Zoning, and Land Use

The site is located within the General Plan's Eastern Waterfront Employment Focus Area and is designated as Industrial. The zoning of the site is Heavy Industrial (M-2) and Cannabis Overlay District (CB). All cannabis businesses allowed by the State are allowed in the Cannabis Overlay District subject to the approval of a use permit by the City Council.

The Antioch Municipal Code § 9-5.3845(B) prohibits a cannabis business from locating closer than 600 feet from any private or public school serving students grade kindergarten through high school; any public park owned or operated by the City; any property occupied by a residential land use or with a residential or general plan land use designation or zoning designation; or a child care center, as defined by the Antioch Municipal Code. Additionally, the Cannabis Guidelines require cannabis dispensaries to be located at least 600 feet apart. No dispensaries are located near the project site. No schools, private or public, are near the project site. The proposed project is not near any residential uses. The child care center requirement is not applicable to the proposed project, due to the date the ordinance went into effect; nevertheless, the project site is not within 600 feet of any child care centers.

The surrounding land uses and zoning designations are noted below:

North:	Industrial Concrete Plant / City of Oakley
South:	Railroad Tracks, Markstein Beverage Sales and Self-Storage / Planned
	Development (P-D) and Heavy Industrial (M-2) and Cannabis Overlay
West:	Vineyards / Heavy Industrial (M-2) and Cannabis Overlay
East:	Industrial Uses / Heavy Industrial (M-2) and Cannabis Overlay

Architecture, Site Design and Landscaping

The applicant is requesting design review approval for the entire site and both phases of the project. The phasing of the project is designed to remodel the existing buildings first and construct the new buildings second. The applicant would build the required parking and drive aisles as needed to support each use. The applicant would use the site's existing driveway to access the existing, dispensary building. This driveway would serve as the only customer entrance and exit to the site. As more buildings are developed, the applicant would construct a second employee and service driveway to the north of the existing driveway.

The applicant has submitted two alternative site plans. One site plan shows heating and air conditioning equipment located within the existing PG&E easement on the southern property line. The other site plan shows this equipment outside of the easement. The applicant is working to obtain written permission from PG&E to place the equipment within the easement. Staff has added a recommended condition of approval that the equipment would remain outside of the easement unless satisfactory written permission from PG&E is received. This change would not impact the circulation or landscaping planned for the site.

The proposed buildings would be constructed of metal. Each new building would have a beige painted, metal finish with a forest green metal roof. The bottom eight feet of the building would have eight foot-faux stone exterior panels affixed to it. The buildings would also have large two-story glass entry storefronts that would look into the proposed office space of each building. The cannabis cultivation and operations would not be visible through any of the windows. The buildings would also feature striped beige and maroon awnings. Finally, the building closest to Wilbur would have a metal trellis with vines on the façade facing Wilbur.

The existing buildings would be remodeled to incorporate the design features of the new buildings. The existing building that would be used for the dispensary would feature the same beige body color, stone paneling, glass entry storefront, and awnings as the new buildings. The other existing building, which is located at the rear of the site would feature the same awnings as the rest of the site.

The project plans did not include complete details about a few operations items. First, only one trash enclosure is shown for the site, and would be located at the existing dispensary. Staff is concerned this will not provide enough refuse storage for the entire business operation. Second, the proposed buildings do not include any roll-up doors,

which staff believes may be necessary for full business operations. Recommended conditions of approval have been added that address both of these concerns at the time of building permit submittal.

The conceptual landscape plan includes landscaping for the project frontage and the internal site. The applicant has chosen to plant Chinese Pistache trees along the project frontage and within the parking lot's planting area. The Chinese Pistache is included in the Citywide Design Guidelines' plant palette. This tree tolerates a range of conditions, is drought-resistant, and produces colorful fall foliage. The applicant is proposing a variety of smaller accent plants including verbena and bottle brush. These plants will offer a variety of contrasting colors. The applicant is proposing to use Lodi stone gravel that will not blow away in the delta winds and will provide a neutral, earth tone base for the landscaping.

The applicant is planning to install one monument sign near the customer's entrance to the site. The proposed monument sign meets the cannabis guidelines' requirement of not including any images of cannabis leaves, green crosses, or other cannabis-related imagery. Staff has included a recommended condition of approval that the sign be redesigned to meet the City's eight-foot height limit.

The applicant will be removing the existing fencing and installing a new eight-foot tall wrought iron fence along the site perimeter. New fencing would also be provided around the perimeter of the dispensary building and the building's parking lot. Staff has included recommended conditions of approval to ensure that the fencing design would still allow for adequate on-site turnaround space for vehicles.

Infrastructure and Off-Site Improvements

The developer is required to provide all infrastructure necessary to serve the site. This includes utility tie-ins such as water, streets, sanitary sewer and storm drainage systems.

The project will connect to the existing water, sewer and storm drain systems in the Wilbur Avenue right-of-way. In addition, the proposed stormwater system will include several bio-retention facilities throughout the site that will filter and release the majority of all onsite runoff.

The existing driveway on the northeastern corner of the site will be the only access point for the first phase of the project. A second driveway is proposed to be constructed to the west of the existing driveway when future phases are developed. The proposed driveway may be too close to the existing driveway to provide safe circulation in and out of the site. The project is conditioned to conduct a study of the proposed driveway location to determine if the proposed spacing is safe, and if not, recommend an alternate location.

Wilbur Avenue adjacent to the project site will eventually be widened to four lanes. The project is conditioned to dedicate additional right-of-way along the project frontage prior to final certificates of occupancy for Phase 2. The project will also be required to construct the new Wilbur Avenue frontage improvements adjacent to their project, including curb,

sidewalk and drainage facilities. It is possible the City Engineer will allow these frontage improvements to be deferred to another date in the future should it work better with the timing of the Wilbur Avenue widening.

Fence Variance

The applicant is proposing an approximately eight-foot-high black wrought iron fence along the perimeter of the property. A fence up to eight feet high is allowed on the side and rear property lines in the heavy industrial zoning district with approval of a use permit, but a variance is required for anything over three feet high in the required 30-foot front landscaped setback.

In order to grant a variance, four findings must be made (Antioch Municipal Code Section 9-5.2703). If an application can meet all four of the findings, then the variance can be granted. Conversely, if any one of the findings cannot be made, the variance should be denied.

The four findings and their applicability to the variance request for an encroachment into the required front yard setback are as follows:

1. That there are exceptional or extraordinary circumstances or conditions applicable to the property involved, or to the intended use of the property, that do not apply generally to the property or class of use in the same zone or vicinity.

The intended use of the property is a cannabis facility consisting of cultivation, manufacturing, distribution, and a retail dispensary with delivery. The City of Antioch's Cannabis Business Operational Guidelines encourage cannabis businesses to provide adequate security on the premises, including secured fencing and gates. Due to the locations of the buildings on the project site, a security fence is most effectively placed in front of the buildings within the required front landscaped setback.

2. That the granting of such variance will not be materially detrimental to the public health or welfare or injurious to the property or improvements in such zone or vicinity.

The proposed approximately eight-foot-high fence in the front setback will be an attractive wrought iron design that will provide visibility into the site for law enforcement and will not create visual obstructions for drivers using the project's driveways. Therefore, the proposed fence will not be detrimental to the public health or injurious to the properties in the area.

3. That because of special circumstances applicable to the subject property, including size, shape, topography, location, or surroundings, the strict application of the zoning provisions is found to deprive the subject property of privileges enjoyed by other properties in the vicinity under the identical zone classifications.

The project site is located in the Cannabis Overlay Zone. Providing robust security for customers, employees and inventory is a unique aspect of cannabis businesses and is encouraged for cannabis businesses in the City of Antioch. Restricting the project to a 3' high fence in the front setback would limit the project's ability to provide adequate security for the site.

4. That the granting of such variance will not adversely affect the comprehensive General Plan.

The proposed use of the project site is consistent with the General Plan designation of Industrial. The applicant's request would not adversely affect the comprehensive General Plan.

Site Security

As part of their application the applicant submitted a security plan for the site. The security plan addressed the following issues:

- Physical elements of the site such as location of the building, outdoor lighting, and parking areas.
- Electronic security such as motion sensors, controlled access areas, and surveillance cameras.
- Compliance and procedures such as inventory management, cash handling, and employee training.

The security plan was reviewed by the Antioch Police Department. After the review was complete, the Police Department, Planning staff, and the applicant met to review the plan. Given that this is a new industry in the City of Antioch, this meeting provided staff an opportunity to gain a better understanding of how the business would operate and how security measures would be implemented on the site. During the meeting, Police Department staff provided the applicant with feedback on their security plan, as well as additional site-specific security measures that they would like. The applicant was amenable to the Police Department's suggestions, such as having two-armed security guards on site during the dispensary's business hours. The Police Department and applicant will work together to determine the number of guards needed to patrol the non-public buildings at the site. Currently, at least one guard will be required. The proposed security measures are consistent with the security expectations detailed in the Cannabis Guidelines.

Staff has included a condition in the attached resolution requiring the Antioch Police Department conduct a site inspection to assess the security of the site prior to a Certificate of Occupancy being issued for each phase of the project. Any changes that the Antioch Police Department deem necessary upon site inspection will be incorporated into a revised site security plan that will then be submitted for their review and approval. No Certificate of Occupancy will be issued without final approval of a site security plan by the Antioch Police Department. In addition to the security inspection prior to issuance of a Certificate of Occupancy, the business is required to submit to annual security audits conducted by a third party or City staff.

Operational Issues

The applicant has submitted an odor mitigation plan that discusses the measures they will take to ensure that cannabis odors will not be detected at or beyond the site. Staff had the applicant's odor mitigation plan peer reviewed by the Engineering firm Blair, Church, & Flynn to ensure that the odor mitigation plan was adequate for the size and type of facility. Staff has taken Blair, Church, & Flynn's recommendations regarding the odor mitigation plans and added them as recommended conditions of approval. Once building permits are submitted for the project, Blair, Church, & Flynn will review the plans for compliance with the recommended odor mitigation measures. Staff has also included a condition of approval requiring that adequate on-site odor control measures are maintained at all times and that cannabis odors cannot be readily detected outside the structures in which the business operates.

Staff has also included a condition of approval addressing site management and requiring the cannabis business operator to take "reasonable steps" to discourage and address any objectionable conditions that constitute a nuisance in parking areas, sidewalks, and areas surrounding the premises during business hours if directly related to patrons of the business. Staff has also included a condition of approval prohibiting the smoking or ingestion of cannabis products on-site.

Neighborhood Responsibility Plan

As part of the application, the applicant submitted a neighborhood responsibility plan detailing their efforts to mitigate any potential impacts that the business may cause (Attachment D). The site is located in an industrial area that does not have many pedestrians or retail establishments. The business will discourage criminal nuisances and traffic by monitoring the site with the on-site security guards. The applicant will work to prevent an eradicate littering by performing daily site clean ups.

ATTACHMENTS

- A: CEQA Resolution
- B: Use Permit, Variance, Design Review Resolution
- C: Project Overview
- D: Neighborhood Responsibility Plan
- E: Project Plans

ATTACHMENT "A"

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH ADOPTING THE MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE CONTRA COSTA FARMS PROJECT AS ADEQUATE FOR ADDRESSING THE ENVIRONMENTAL IMPACTS OF THE PROPOSED PROJECT

WHEREAS, the City received an application from Contra Costa Farms, LLC, for approval of an Initial Study / Mitigated Negative Declaration, a Use Permit to operate a cannabis business, a Variance, and Design Review for the development of the site for cannabis operations (UP-18-23, V-19-03, AR-18-24). The project site is located at 3400 Wilbur Avenue (APN 051-051-021);

WHEREAS, the City, as lead agency, prepared an Initial Study and Mitigated Negative Declaration, to evaluate the potential environmental impacts of the Project in conformance with Section 15070 of Title 14 of the California Code of Regulations (the "CEQA Guidelines");

WHEREAS, a draft Initial Study and Mitigated Negative Declaration ("IS/MND") was circulated for a 20-day review period, with the public review period commencing on July 16, 2019 and ending on August 5, 2019, and with no public comments being received;

WHEREAS, on August 21, 2019, the Planning Commission duly held a public hearing on the matter, and received and considered evidence, both oral and documentary and recommended adoption to the City Council of the Final IS/MND, and Mitigation Monitoring and Reporting Program (MMRP);

WHEREAS, the City Council has reviewed the IS/MND for this Project;

WHEREAS, the City Council gave notice of public hearing as required by law;

WHEREAS, on September 10, 2019, the City Council duly held a public hearing on the matter, and received and considered evidence, both oral and documentary and recommended adoption to the City Council of the Final IS/MND, and Mitigation Monitoring and Reporting Program (MMRP); and,

WHEREAS, the custodian of the Final IS/MND and MMRP is the Community Development Department and the Final IS/MND and MMRP is available for public review on the second floor of City Hall in the Community Development Department, Monday - Friday 8:00 am – 5:00 pm and the MMRP is attached as Exhibit A to this Resolution.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED, as follows:

1. The foregoing recitals are true and correct.

- 2. The City Council of the City of Antioch hereby FINDS, on the basis of the whole record before it (including the Initial Study) that:
 - a. The City of Antioch exercised overall control and direction over the CEQA review for the Project, including the preparation of the Final Initial Study and Mitigated Negative Declaration, and independently reviewed the Final IS/MND and MMRP;
 - b. There is no substantial evidence that the Project will have a significant effect on the environment once mitigation measures have been followed; and,
 - c. The Final IS/MND and MMRP reflect the City's independent judgment and analysis.
- 3. The City Council of the City of Antioch hereby APROVES AND ADOPTS the Initial Study / Mitigated Negative Declaration and Mitigation Monitoring and Report Program (Exhibit A) for the Project.

* * * * * * *

I HEREBY CERTIFY the foregoing resolution was duly adopted by the City Council of the City of Antioch, County of Contra Costa, State of California, at a regular meeting of said City Council held on the 10th day of September 2019, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

Contra Costa Farms Project Mitigation Monitoring and Reporting Program

August 2019

The California Environmental Quality Act (CEQA) and CEQA Guidelines require Lead Agencies to adopt a program for monitoring the mitigation measures required to avoid the significant environmental impacts of a project. The Mitigation Monitoring and Reporting Program (MMRP) ensures that mitigation measures imposed by the City are completed at the appropriate time in the development process.

The mitigation measures identified in the Initial Study/Mitigated Negative Declaration for the Contra Costa Farms Project are listed in the MMRP along with the party responsible for monitoring implementation of the mitigation measure, the milestones for implementation and monitoring, and a sign-off that the mitigation measure has been implemented.

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	MITIGATION MONITORING AND REPORTING PROGRAM CONTRA COSTA FARMS PROJECT							
	Mitigation Measure	Implementation Schedule	Monitoring Agency	Sign-Off				
 IV-1. Prior to the initiation of any ground disturbing activities, a qualified biologist shall conduct preconstruction roosting bat surveys for all suitable roosting habitat (i.e., trees and manmade structures) that would be impacted during construction activities. If impacted suitable roosting habitat is identified for Townsend's big eared bat, a qualified biologist shall conduct an evening bat emergence survey that may include acoustic monitoring to determine whether bats are present. If Townsend's big eared bat or other special-status bat species are found, consultation with CDFW shall be required prior to the initiation of any construction activities. If special-status bats are not found during the preconstruction surveys, further measures pertaining to special-status bats are not necessary. All survey results shall be submitted to the City of Antioch Planning Division prior to the initiation of any construction activities or when construction has been halted for 30 days or more. 		Prior to initiation of ground- disturbing activities	City of Antioch Planning Division					
	 following conditions: Comply with the applicable terms and conditions of the ECCC HCP/NCCP, as determined in written "Conditions of Coverage" by the Conservancy, provided that the City has first entered into an agreement with the Conservancy for coverage of impacts to ECCC HCP/NCCP Covered Species; or Comply with a habitat conservation plan and/or natural community conservation plan developed and adopted by the City, including payment of applicable fees, provided that CDFW and USFWS have approved the conservation plan. 							
IV-2.	Prior to the initiation of any ground disturbing activities for each phase, burrowing owl surveys shall be conducted by a qualified biologist walking the entire project site, including all off-site improvement areas, and (where possible) in areas within 150 meters (approx. 500 feet) of the proposed project impact zone. The 150-meter buffer zone is surveyed to identify burrows and owls	Prior to initiation of ground- disturbing activities	City of Antioch Planning Division					

MITIGATION MONITORING AND REPORTING PROGRAM CONTRA COSTA FARMS PROJECT						
Mitigation Measure	Implementation Schedule	Monitoring Agency	Sign-Off			
outside of the proposed project area which may be impacted by factors such as noise and vibration (heavy equipment) during project construction. If the qualified biologist does not find evidence of burrowing owls, further mitigation is not required. All survey results shall be submitted to the City of Antioch Planning Division prior to the initiation of any construction activities or where construction has been halted for 30 days or more.						
If the qualified biologist finds evidence of burrowing owls during the burrowing owl breeding season (February 1 through August 31), all project-related activities shall avoid nest sites during the remainder of the breeding season or while the nest remains occupied by adults or young (nest occupation includes individuals or family groups foraging on or near the site following fledging). Avoidance is establishment of a minimum 300-foot buffer zone around nests. Construction and other project-related activities may occur outside of the 300-foot buffer zone. Construction and other project-related activities may be allowed inside of the 300-foot non- disturbance buffer during the breeding season if the nest is not disturbed, and the project activities are monitored by a qualified biologist and subject to review and approval by the appropriate resource agencies (i.e., CDFW, USFWS, and the City of Antioch Planning Division).	-					
If monitoring by the qualified biologist indicates that the nest is abandoned prior to the end of nesting season and the burrow is no longer in use, the non-disturbance buffer zone may be removed if approved by CDFW. The qualified biologist shall excavate the burrow in accordance with the latest CDFW guidelines for burrowing owl to prevent reoccupation subject to review and approval from CDFW.						
As an alternative to completion of MM IV-1, the project applicant could comply with one of the following conditions:						
 Comply with the applicable terms and conditions of the ECCC HCP/NCCP, as determined in written "Conditions of 						

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	Mitigation Measure	Implementation Schedule	Monitoring Agency	Sign-Off
	 Coverage" by the Conservancy, provided that the City has first entered into an agreement with the Conservancy for coverage of impacts to ECCC HCP/NCCP Covered Species; or Comply with a habitat conservation plan and/or natural community conservation plan developed and adopted by the City, including payment of applicable fees, provided that CDFW and USFWS have approved the conservation plan. 			
IV-3.	If pre-construction surveys required by Mitigation Measure IV-2 determine that burrowing owls occupy the site during the non- breeding season (September 1 through January 31), then a passive relocation effort (e.g., blocking burrows with one-way doors and leaving them in place for a minimum of three days) shall be necessary to ensure that the owls are not harmed or injured during construction. Once it has been determined that owls have vacated the site, the burrows shall be collapsed and ground disturbance may proceed.	Prior to initiation of ground- disturbing activities, if burrowing owls are determined to occupy the site during the non-breeding season (September 1 through January 31)	City of Antioch Planning Division	
IV-4.	Prior to any project-related ground disturbance that occurs during the nesting season (March 15 th to September 15 th), a qualified biologist shall conduct a preconstruction survey at least two survey periods prior to the start of construction. Surveys shall follow the protocol in the Recommended Timing and Methodology for Swainson's Hawk Nesting Surveys in California's Central Valley (Swainson's Hawk Technical Advisory Committee 2000), including the survey period lengths identified therein. A written summary of the survey results shall be submitted to the City of Antioch Community Development Department.	Prior to initiation of ground- disturbing activities that occur during the nesting season (March 15 to September 15)	City of Antioch Community Development Department	
	If an active nest is found within any off-site trees, a minimum buffer distance of 600 feet shall be established for a nest that is already active prior to construction, and a minimum buffer distance of 150 feet shall be used for a nest that starts after construction has already initiated. Such minimum distances are based on potential impact distances stated in the Swainson's Hawk Technical Advisory Committee's Recommended Timing and Methodology for Swainson's Hawk Nesting Surveys in California's Central Valley			

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Mitigation Measure and a second		Monitoring Agency	Sign-Off
(2000). Appropriate buffer distances shall be determined on the ground by a qualified biologist and shall be based on actual observations of the nest and parent behavior, the stage of nesting, and level of potential disturbance. The buffer(s) shall be identified on the ground with flagging or fencing, and shall be maintained until a qualified biologist has determined that the young have fledged and the nest is inactive. The biologist shall have the authority to stop construction if construction activities are likely to result in nest abandonment.			
Alternatively, the project applicant could comply with one of the following:			
 Comply with the applicable terms and conditions of the ECCC HCP/NCCP, as determined in written "Conditions of Coverage" by the East Contra Costa County Habitat Conservancy (Conservancy), provided that the City has first entered into an agreement with the Conservancy for coverage of impacts to ECCCHCP/NCCP Covered Species; or Comply with a habitat conservation plan and/or natural community conservation plan developed and adopted by the City, including payment of applicable fees, provided that CDFW and USFWS have approved the conservation plan. 			
IV-5. Pre-construction surveys for nesting birds shall be conducted by a qualified biologist within on-site nesting habitat and a 250-foot buffer around the project site boundaries, if feasible, not more than 14 days prior to site disturbance during the breeding season (February 1 st to August 31 st). If site disturbance commences outside the breeding season, pre-construction surveys for nesting birds are not required. If active nests of migratory birds are not detected within approximately 250 feet of the project site, further mitigation is not required.	Not more than 14 days prior to site disturbance during the breeding season (February 1 to August 31)	City of Antioch Community Development Department	
If nesting raptors or other migratory birds are detected on or adjacent to the site during the survey, an appropriate construction-			

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	Mitigation Measure	Implementation Schedule	Monitoring Agency	Sign-Off
	free buffer shall be established around all active nests. Actual size of the buffer would be determined by the project biologist, and would depend on species, topography, and type of activity that would occur in the vicinity of the nest. Typical buffers are 25 feet for non-raptors and up to 250 feet for raptors. The project buffer would be monitored periodically by the project biologist to ensure compliance. After the nesting is completed, as determined by the biologist, the buffer would no longer be required. Buffers shall remain in place for the duration of the breeding season or until a qualified biologist has confirmed that all chicks have fledged and are independent of their parents.			
	Alternatively, the project applicant could comply with one of the following:			
	 Comply with the applicable terms and conditions of the ECCC HCP/NCCP, as determined in written "Conditions of Coverage" by the East Contra Costa County Habitat Conservancy (Conservancy), provided that the City has first entered into an agreement with the Conservancy for coverage of impacts to ECCCHCP/NCCP Covered Species; or 			
	 Comply with a habitat conservation plan and/or natural community conservation plan developed and adopted by the City, including payment of applicable fees, provided that CDFW and USFWS have approved the conservation plan. 			
IV-6.	 All trees that are legally removed as part of the proposed project shall be replaced according to the following schedule: 1. Each established tree: two 24-inch box trees. 2. Each mature tree: two 48-inch box trees. 	During construction	City of Antioch Community Development Department	
	Legally removed indigenous and land-mark trees shall be replaced by boxed specimens at a rate and size to be established by the decision-making body at the time of regular development application approval.			

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V-1.	In the event of the accidental discovery or recognition of any human remains, further excavation or disturbance of the find or any nearby area reasonably suspected to overlie adjacent human remains shall not occur until compliance with the provisions of CEQA Guidelines Section 15064.5(e)(1) and (2) has occurred. The Guidelines specify that in the event of the discovery of human remains other than in a dedicated cemetery, no further excavation at the site or any nearby area suspected to contain human remains shall occur until the County Coroner has been notified to determine if an investigation into the cause of death is required. If the coroner determines that the remains are Native American, then, within 24 hours, the Coroner must notify the Native American Heritage Commission, which in turn will notify the most likely descendants who may recommend treatment of the remains and any grave goods. If the Native American Heritage Commission is unable to identify a most likely descendant or most likely descendant fails to make a recommendation within 48 hours after notification by the Native American Heritage Commission, or the landowner or his authorized agent rejects the recommendation by the most likely descendant and mediation by the Native American Heritage Commission fails to provide a measure acceptable to the landowner, then the landowner or his authorized representative shall rebury the human remains and grave goods with appropriate dignity at a location on the property not subject to further disturbances. Should human remains be encountered, a copy of the resulting County Coroner report noting any written consultation with the Native American Heritage Commission shall be submitted as proof of compliance to the City's Community Development Department.	In the event of the accidental discovery or recognition of any human remains during ground-disturbing activities	City of Antioch Community Development Department County Coroner Native American Heritage Commission	
V-2.	In the event any potentially significant prehistoric or historic artifacts, or other indications of cultural deposits, such as historic privy pits or trash deposits, are found once ground disturbing activities are underway, all work within the vicinity of the find(s) shall cease, the City shall be notified, and the find(s) shall be immediately evaluated by a qualified archaeologist. If the find is determined to be a historical or unique archaeological resource, contingency funding and a time allotment to allow for	If any prehistoric or historic artifacts, or other indications of cultural deposits are found during ground-disturbing activities	City of Antioch Community Development Department Qualified Archaeologist	

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	Mitigation Measure	Implementation Schedule	Monitoring Agency	Sign-Off
	implementation of avoidance measures or appropriate mitigation shall be made available (CEQA Guidelines Section 15064.5). Work may continue on other parts of the project site while historical or unique archaeological resource mitigation takes place (Public Resources Code Sections 21083 and 21087).			
VII-1.	All grading and foundation plans for the development shall be designed by a Civil and Structural Engineer and reviewed and approved by the City of Antioch Building Division prior to issuance of grading and building permits to ensure that all geotechnical recommendations specified in the Geotechnical Investigation prepared for the proposed project are properly incorporate and utilized in the project design in order to minimize any potential impacts related to liquefaction.	Prior to issuance of grading and building permits	City of Antioch Building Division	
VII-2.	Prior to issuance of grading and building permits, the project applicant shall submit, for the review and approval by the City Engineer, an erosion control plan that utilizes standard construction practices to limit the erosion effects during construction of the proposed project. Measures shall include, but are not limited to, the following:	Prior to issuance of grading and building permits	City of Antioch City Engineer	
	Hydro-seeding;			
	 Placement of erosion control measures within drainage ways and ahead of drop inlets; 			
	 The temporary lining (during construction activities) of drop inlets with "filter fabric" (a specific type of geotextile fabric); 			
	 The placement of straw wattles along slope contours; 			
	 Directing subcontractors to a single designation "wash- out" location (as opposed to allowing them to wash-out in any location they desire); 			- - -
	 The use of siltation fences; and 			
	 The use of sediment basins and dust palliatives. 			
VII-3.	Prior to initiation of ground-disturbing activities, the applicant shall retain the services of a professional paleontologist to educate the construction crew that will be conducting grading and excavation at the project site. The education shall consist of an introduction to	Prior to initiation of ground- disturbing activities and during ground-disturbing activities	City of Antioch Community Development Department	

	MITIGATION MONITORING AND REPORTING PROGRAM CONTRA COSTA FARMS PROJECT						
	Mitigation Measure	Implementation Schedule	Monitoring Agency	Sign-Off			
VIII-1.	constructed within the project site, the project applicant shall demonstrate a reduction in GHG emissions of 6.46 MTCO ₂ e/yr per 1,000 sf of building area proposed (equating to a project-wide total of 710.25 MTCO ₂ e/yr). Examples of measures that may be used by the project applicant include, but are not limited to, the following:	Prior to issuance of a certificate of occupancy	City of Antioch Community Development Department				
	 Exceedance of Title 24 Energy Efficiency requirements; Inclusion of on-site renewable energy; Indoor water use efficiency; Institution of a composting and recycling program in excess of local standards; Use of energy efficient lighting fixtures; Inclusion of Electric Vehicle parking infrastructure; and Purchase of off-site mitigation credits.¹ 						

¹ Purchase of off-site credits shall be negotiated with the City and BAAQMD at the time that credits are sought.

	MITIGATION MONITORING AN CONTRA COSTA FA		1//////	
	Mitigation Measure	Implementation Schedule	Monitoring Agency	Sign-Off
	Thus, as development progresses within the project site, each individual phase of development would be required to show GHG emissions reductions in keeping with the project-wide reduction requirement.			
IX-1.	Prior to the issuance of grading permits and removal of existing structures on the project site, a surficial soil sample laboratory analysis shall be conducted in areas around existing structures on the project site. Once the soils are collected, the soils are to be tested for pesticides, including chlordane. If soil contaminates are not found, further action is not required; however, if concentrations of pesticides are detected in excess of established thresholds, the assessment shall include the appropriate mitigation including, but not limited to, soil remediation to an acceptable total threshold limit concentration (TTLC) level per applicable State and federal regulations. All recommended mitigation measures shall be implemented by the project applicant, subject to review and approval by the Contra Costa County Health Services Department, as well as the City of Antioch Community Development Department.	Prior to issuance of grading permits and removal of existing structures	City of Antioch Community Development Department Contra Costa County Health Services Department	
IX-2.	Prior to initiation of construction or demolition activities, the existing on-site septic system shall be abandoned in an approved manner as determined by the Contra Costa County Health Services Department. Proof of abandonment shall be provided to the City of Antioch Community Development Department.	Prior to initiation of construction or demolition activities	City of Antioch Community Development Department	
IX-3.	Prior to issuance of a demolition permit for any on-site structures, the Developer shall consult with certified Asbestos and/or Lead Risk Assessors are to complete and submit for review to the Community Development Department an asbestos and lead survey. If asbestos-containing materials ACMs or lead-containing materials are not discovered during the survey, further mitigation related to ACMs or lead containing materials will not be required. If ACMs and/or lead-containing materials are discovered by the survey, the project applicant shall prepare a work plan to	Prior to issuance of a demolition permit	City of Antioch Community Development Department	
	survey, the project applicant shall prepare a work plan to demonstrate how the on-site ACMs and/or lead-containing materials shall be removed in accordance with current California Occupational Health and Safety (Cal-OSHA) Administration			

Implementation Schedule	Monitoring Agency	Sign-Off
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Prior to issuance of grading permits	City of Antioch Director of Public Works/City Engineer	
See Mitigation Measures V-1	See Mitigation	
	permits	permits Director of Public Works/City Engineer See Mitigation Measures V-1

ATTACHMENT "B"

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH APPROVING A USE PERMIT (UP-18-23), VARIANCE (V-19-03) AND DESIGN REVIEW (AR-18-24) FOR THE CONTRA COSTA FARMS CANNABIS BUSINESS

WHEREAS, the City received an application from Contra Costa Farms, LLC, for approval of an Initial Study / Mitigated Negative Declaration, a Use Permit to operate a cannabis business, Variance, and Design Review for the development of the site for cannabis operations (UP-18-23, V-19-03, AR-18-24). The project site is located at 3400 Wilbur Avenue (APN 051-051-021);

WHEREAS, an Initial Study and Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program (MMRP) was prepared in accordance with the California Environmental Quality Act (CEQA) Guidelines Section 15070, and considered by the City Council on September 10, 2019;

WHEREAS, on August 21, 2019, the Planning Commission recommended adoption of the Final Initial Study and Mitigated Negative Declaration and MMRP to the City Council;

WHEREAS, on August 21, 2019 the Planning Commission, duly held a public hearing and received and considered evidence, both oral and documentary and recommended approval of the project;

WHEREAS, the City Council duly gave notice of public hearing as required by law; and,

WHEREAS, on September 10, 2019, the City Council duly held a public hearing on the matter, and received and considered evidence, both oral and documentary.

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby make the following findings for approval of a Cannabis Business Use Permit:

1. The granting of such Use Permit will not be detrimental to the public health or welfare or injurious to the property or improvements in such zone or vicinity.

The proposed cannabis business is required to comply with multiple conditions of approval that address the project's impact on public health and the properties in the vicinity. On-site armed security is required at all times with annual audits of the site security plan required. The business shall also maintain on-site odor control so that cannabis related odors are not readily detected outside the structure. Based upon the conditions imposed, the cannabis dispensary use will not create adverse impacts to the surrounding businesses and residents. 2. The use applied at the location indicated is properly one for which a Use Permit is authorized.

The site is zoned Cannabis Overlay District. The Cannabis Overlay District allows cannabis businesses with the approval of a use permit.

3. That the site for the proposed use is adequate in size and shape to accommodate such use, and all parking, and other features required.

The proposed cannabis business will take place in an existing commercial building with ample parking. The site has a secure area for cannabis deliveries.

4. That the site abuts streets and highways adequate in width and pavement type to carry the kind of traffic generated by the proposed use.

The project site is currently developed and is located on Wilbur Avenue, which is adequate in width and pavement type to carry the traffic generated by the proposed use.

5. The granting of such Use Permit will not adversely affect the comprehensive General Plan.

The use will not adversely affect the comprehensive General Plan because the project is consistent with the General Plan designation for the site of Heavy Industrial.

6. That the location and site characteristics of the proposed cannabis business are consistent with all applicable State laws and City standards or guidelines, that all provisions have been made to ensure that the operation of the cannabis business will not create excessive demands for police service or other public services, and that the cannabis business will benefit the City of Antioch.

The conditions of approval on the project are consistent with the cannabis guidelines. The security plan has been reviewed by the Antioch Police Department and security conditions have been included per their direction. The sales taxes generated by the sale of cannabis will provide a financial benefit to the City of Antioch. The forthcoming development agreement will likely include additional revenue based on sales from the business.

BE IT FURTHER RESOLVED that the City Council does hereby make the following findings for the approval of a Variance for an approximately eight-foot-high fence located within the required 30-foot front yard setback:

1. That there are exceptional or extraordinary circumstances or conditions applicable to the property involved, or to the intended use of the property, that do not apply generally to the property or class of use in the same zone or vicinity.

The intended use of the property is a cannabis facility consisting of cultivation, manufacturing, distribution, and a retail dispensary with delivery. The City of Antioch's Cannabis Business Operational Guidelines encourage cannabis businesses to provide adequate security on the premises, including secured fencing and gates. Due to the locations of the buildings on the project site, a security fence is most effectively placed in front of the buildings within the required landscaped setback.

2. That the granting of such variance will not be materially detrimental to the public health or welfare or injurious to the property or improvements in such zone or vicinity.

The proposed approximately eight-foot-high fence in the front setback will be an attractive wrought iron design that will provide visibility into the site for law enforcement agencies and will not create visual obstructions for drivers using the project's driveways. Therefore, the proposed fence will not be detrimental to the public health or injurious to the properties in the area.

3. That because of special circumstances applicable to the subject property, including size, shape, topography, location, or surroundings, the strict application of the zoning provisions is found to deprive the subject property of privileges enjoyed by other properties in the vicinity under the identical zone classifications.

The project site is located in the Cannabis Overlay Zone. Providing robust security for customers, employees and inventory is a unique aspect of cannabis businesses and is encouraged for cannabis businesses in the City of Antioch. Restricting the project to a 3' high fence in the front setback would limit the project's ability to provide adequate security for the site.

4. That the granting of such variance will not adversely affect the comprehensive General Plan.

The proposed use of the project site is consistent with the General Plan designation of Industrial. The applicant's request would not adversely affect the comprehensive General Plan.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Antioch does hereby APPROVE the Use Permit (UP-18-23) to operate a cannabis business, a Variance (V-19-03), and Design Review (AR-18-24) for the development of the site for cannabis operations located at 3400 Wilbur Avenue (APN 051-051-021), subject to the following conditions:

A. <u>GENERAL CONDITIONS</u>

- 1. The project shall comply with the Antioch Municipal Code. All construction shall conform to the requirements of the California Building Code and City of Antioch standards.
- 2. The applicant shall defend, indemnify, and hold harmless the City in any action brought by a third party to challenge the land use entitlement. In addition, if there is any referendum or other election action to contest or overturn these approvals, the applicant shall either withdraw the application or pay all City costs for such an election.
- 3. The project shall be implemented as indicated on the application form and accompanying materials provided to the City and in compliance with the Antioch Municipal Code, or as amended by the Planning Commission or City Council.
- 4. No building permit will be issued unless the plan conforms to the project description and materials as approved by the City Council and the standards of the City.
- 5. This approval expires two years from the date of approval, September 10, 2021, unless a building permit has been issued and construction has diligently commenced thereon and has not expired, or an extension has been approved by the Zoning Administrator. Requests for extensions must be received in writing with the appropriate fees prior to the expiration of this approval. No more than one one-year extension shall be granted.
- 6. No permits or approvals, whether discretionary or ministerial, shall be considered if the applicant is not current on fees, reimbursement payments, and any other payments that are due.
- 7. City staff shall inspect the site for compliance with conditions of approval prior to the issuance of a Certificate of Occupancy or commencement of the business.
- 8. The applicant shall obtain an encroachment permit for all work to be done within the public right-of-way.

- 9. All existing easements shall be identified on the site plan and all plans that encroach into existing easements shall be submitted to the easement holder for review and approval, and advance written permission shall be obtained from any property owner or easement holder for any work done within such property or easement.
- 10. That all required easements or rights-of-way for improvements shall be obtained by the developer at no cost to the City of Antioch. Advance permission shall be obtained from all pertinent property owners and easement holders, if applicable, for any work done within such property or easements.
- 11. All on-site curbs, gutters and sidewalks shall be constructed of Portland cement concrete.
- 12. Asphalt paving shall be designed for a minimum traffic index (TI) of 5.5 and shall have a minimum slope of 2%, concrete paving shall have a minimum slope of 0.75%, and asphalt paving for identified accessible parking stalls and access routes may have a minimum slope of 1.5% and a maximum 2% slope, or as approved by the City Engineer.
- 13. All access drive aisles shall be constructed per current ADA and City standards, subject to review and approval by the City Engineer.
- 14. The parking lot striping and signing plan shall be approved by the City Engineer.
- 15. All parking spaces shall be double-striped, and all parking lot dimensions shall meet minimum City of Antioch Municipal Code requirements.
- 16. The applicant shall show a turning template on the site plan verifying that delivery trucks can safely ingress, egress, and successfully maneuver throughout the site.
- 17. Any cracked, broken or damaged concrete curb, gutter and/or sidewalks shall be removed and replaced as required by the City Engineer.

B. <u>CONSTRUCTION CONDITIONS</u>

- 1. The use of construction equipment shall be as outlined in the Antioch Municipal Code § 5-17.05. Requests for alternative days/times may be submitted in writing to the City Manager for consideration.
- 2. The project shall comply with and supply all the necessary documentation for AMC § 6-3.2: Construction and Demolition Debris Recycling.

- 3. Standard dust control methods shall be used to stabilize the dust generated by construction activities. The developer shall post dust control signage with the contact number of the Developer, the Bay Area Air Quality Management District and the City.
- 4. Driveway access to neighboring properties shall be maintained at all times during construction.

C. <u>UTILITIES</u>

- 1. All existing and proposed utilities (e.g. transformers and PMH boxes) shall be undergrounded and subsurface in accordance with the Antioch Municipal Code, except existing P.G.& E. towers, if any, or as approved by the City Engineer.
- 2. Prior to issuance of a building permit, the applicant shall submit hydrologic and hydraulic calculations for review to the City for design and construction of storm drain facilities that adequately collect and convey stormwater entering or originating within the development to the nearest adequate man-made drainage facility or natural watercourse, without diversion of watershed.
- 3. All storm water flows shall be collected onsite and discharged into an approved public storm drain system.
- 4. The sewer collection system shall be constructed to function as a gravity system and a City-standard connection and sanitary sewer cleanout or manhole shall be provided as approved by the City Engineer.
- 5. A reduced pressure backflow preventer assembly shall be installed on all City water meter services.
- 6. All onsite utilities outside a public utility easement or as determined by the City Engineer, shall be privately owned and maintained and connected to public facilities in accordance with City Standards.
- 7. A City standard double detector check valve backflow assembly shall be installed on the fire line and enclosed within a public easement granted to the City.
- 8. The developer shall provide adequate water pressure and volume to serve this development, as approved by the City Engineer. This will include a minimum residual pressure of 20 psi with all losses included at the highest point of water service and a minimum static pressure of 50 psi.

- 9. The applicant shall install all infrastructure to serve the site. Infrastructure for access to the site (sewer, water, storm, joint trench, and surface improvements) shall be completed prior to issuance of a building permit, as approved by the City Engineer.
- 10. All proposed drainage facilities, including open ditches, shall be constructed of Portland Concrete Cement or as approved by the City Engineer.

D. LANDSCAPING

- 1. Sight distance triangles shall be maintained per AMC § 9-5.1101, Site Obstructions at Intersections, or as approved by the City Engineer. Landscaping and signage shall not create a sight distance problem.
- 2. Detailed landscaping and irrigation plans for the entire site shall be submitted to the City for review and approval. All landscaping and irrigation shall be installed in accordance with approved plans prior to the issuance of Certificates of Occupancy.
- 3. Landscaping for the project shall be designed to comply with the applicable requirements of City of Antioch Ordinance No. 2162-C-S The State Model Water Efficient Landscape Ordinance (MWELO). Prior to issuance of a building permit, the applicant shall demonstrate compliance with the applicable requirements of the MWELO in the landscape and irrigation plans submitted to the City.
- 4. Landscape shall show immediate results. Landscaped areas shall be watered, weeded, pruned, fertilized, sprayed, and/or otherwise maintained as necessary. Plant materials shall be replaced as needed to maintain the landscaping in accordance with the approved plans.
- 5. All trees shall be a minimum 15-gallon size and all shrubs shall be a minimum 5gallon size.
- 6. Frontage landscaping shall remain weed and litter free throughout the life of the project.

E. <u>FIRE REQUIREMENTS</u>

- 1. All requirements of the Fire District shall be met.
- 2. The developer shall submit a minimum of two (2) complete sets of building plans and specifications of the subject project, including plans for any of the following required deferred submittals, to the Fire District for review and approval prior to construction to ensure compliance with minimum requirements related to fire and life safety. Plan review and inspection fees

shall be submitted at the time of plan review submittal. (105.4.1) CFC, (901 .2) CFC, (107) CBC

- Private underground fire service water mains
- Fire sprinklers
- Fire alarm
- High-pile storage
- Aboveground/underground flammable/combustible liquid storage tanks
- Special suppression systems
- Provide safety during construction. (Ch.33) CFC

F. <u>FEES</u>

- 1. The developer shall pay all City fees which have been established by the City Council and as required by the Antioch Municipal Code.
- 2. The developer shall pay all pass-through fees. Fees include but are not limited to:
 - East Contra Costa Regional Fee and Financing Authority (ECCRFFA) Fee in effect at the time of building permit issuance.
 - Contra Costa County Fire Protection District Fire Development Fee in effect at the time of building permit issuance.
 - Development Impact Fee
 - Traffic Signal Fees
 - Gravity Flow Sewer Assessment Fee
 - School Impact Fees
 - Delta Diablo Sewer Fee
 - Contra Costa Water District Fee
- 3. The applicant shall pay the Contra Costa County Flood Control District Drainage Area fee at a time specified by the Flood Control District.

G. <u>GRADING</u>

- 1. The grading operation shall take place at a time and in a manner so as not to allow erosion and sedimentation. The slopes shall be landscaped and reseeded as soon as possible after the grading operation ceases. Erosion measures shall be implemented during all construction phases in accordance with an approved erosion and sedimentation control plan.
- 2. The final grading plan for this development shall be approved by the City Engineer and signed by a California licensed civil engineer. No grading is allowed without a grading permit issued by the Building Department.

- 3. All elevations shown on the grading and improvement plans shall be on the USGS 1929 sea level datum or NAVD 88 with conversion information, or as approved by the City Engineer.
- 4. All slopes shall drain to approved drainage facilities as approved by the City Engineer.
- 5. Wall and fence locations and elevations shall be included on the grading plan.
- 6. Any existing wells or septic systems on the property shall be properly abandoned under permit from the Contra Costa County Environmental Health Department.
- 7. All grading shall be accomplished in a manner that precludes surface water drainage across any property line.
- 8. Swales adjacent to structures shall have a minimum of a 1% slope or as directed by the City Engineer.
- 9. All off-site grading is subject to the coordination and approval of the affected property owners and the City Engineer. The developer shall submit written authorization to "access, enter, or grade" adjacent properties prior to performing any work.
- 10. Retaining walls shall be of masonry construction and shall not be constructed in City right-of-way or other City maintained parcels unless approved by the City Engineer.
- 11. All retaining walls shall be reduced in height to the maximum extent practicable and any walls or signage shall meet the height requirements in the setback and sight distance triangles as required by the City Engineer.

H. <u>CONSERVATION/NPDES</u>

- 1. Water conservation measures, including low volume toilets, flow restrictors in showers and the use of drought tolerant landscaping, shall be used.
- 2. That the project shall comply with all Federal, State, and City regulations for the National Pollution Discharge Elimination System (NPDES) (AMC § 6-9). (Note: Per State Regulations, NPDES Requirements are those in affect at the time of the Final Discretional Approval.) Under NPDES regulations, the project is subject to provision C.3: New development and redevelopment regulations for storm water treatment. Provision C.3 requires that the project include storm water treatment and source control measures, as well run-off flow controls, so that post-project runoff does not exceed estimated pre-project runoff. C.3 regulations require the submittal of a Storm Water Control Plan (SWCP) that demonstrates how

compliance will be achieved. The SWCP shall be submitted simultaneously with the project plans. For the treatment and flow-controls identified in the approved SWCP, a separate Operation and Maintenance Plan (O&M) shall be submitted and approved before the Building Department will issue Certificate of Occupancy permits. Both the approved SWCP and O&M plans shall be included in the project CC&Rs. Prior to building permit final and issuance of a Certificate of Occupancy, the developer shall execute any agreements identified in the Storm Water Control Plan that pertain to the transfer of ownership and/or long-term maintenance of storm water treatment or hydrograph modification BMPs.

- 3. The following requirements of the federally mandated NPDES program (National Pollutant Discharge Elimination System) shall be complied with as appropriate, or as required by the City Engineer:
 - a. Prior to issuance of permits for building, site improvements, or landscaping, the developer shall submit a permit application consistent with the developer's approved Storm Water Control Plan, and include drawings and specifications necessary for construction of site design features, measures to limit directly connected impervious area, pervious pavements, selfretaining areas, treatment BMPs, permanent source control BMPs, and other features that control storm water flow and potential storm water pollutants.
 - b. The Storm Water Control Plan shall be certified by a registered civil engineer, and by a registered architect or landscape architect as applicable. Professionals certifying the Storm Water Control Plan shall be registered in the State of California and submit verification of training, on design of treatment measures for water quality, not more than three years prior to the signature date by an organization with storm water treatment measure design expertise (e.g., a university, American Society of Civil Engineers, American Society of Landscape Architects, American Public Works Association, or the California Water Environment Association), and verify understanding of groundwater protection principles applicable to the project site (see Provision C.3.i of Regional Water Quality Control Board Order R2 2003 0022).
 - c. Prior to building permit final and issuance of a Certificate of Occupancy, the developer shall submit, for review and approval by the City, a Master Storm Water BMP Operation and Maintenance Plan in accordance with City of Antioch guidelines. This O&M plan shall incorporate City comments on the draft O&M plan and any revisions resulting from changes made during construction.
 - d. Prior to building permit final and issuance of a Certificate of Occupancy, the developer shall execute and record any agreements identified in the Master

Storm Water Control Plan which pertain to the transfer of ownership and/or long-term maintenance of storm water treatment or hydrograph modification BMPs.

- e. Prevent site drainage from draining across sidewalks and drive aisles in a concentrated manner.
- f. Collect and convey all storm water entering, and/or originating from, the site to an adequate downstream drainage facility without diversion of the watershed. Submit hydrologic and hydraulic calculations with the Improvement Plans to Engineering Services for review and approval.
- g. Prior to issuance of the grading permit, submit proof of filing of a Notice of Intent (NOI) by providing the unique Waste Discharge Identification Number (WDID#) issued from the Regional Water Quality Control Board.
- h. Submit a copy of the Storm Water Pollution Prevention Plan (SWPPP) for review to the Engineering Department prior to issuance of a building and/or grading permit. The general contractor and all subcontractors and suppliers of materials and equipment shall implement these BMP's. Construction site cleanup and control of construction debris shall also be addressed in this program. Failure to comply with the approved construction BMP may result in the issuance of correction notices, citations, or a project stop work order.
- i. Install appropriate clean water devices at all private storm drain locations immediately prior to entering the public storm drain system. Implement Best Management Practices (BMP's) at all times.
- j. Install "No Dumping, Drains to River" decal buttons on all catch basins.
- k. If sidewalks are pressure washed, debris shall be trapped and collected to prevent entry into the storm drain system. No cleaning agent may be discharged into the storm drain. If any cleaning agent or degreaser is used, wash water shall be collected and discharged to the sanitary sewer, subject to the approval of the sanitary sewer District.
- I. Include erosion control/storm water quality measures in the final grading plan that specifically address measures to prevent soil, dirt, and debris from entering the storm drain system. Such measures may include, but are not limited to, hydro seeding, gravel bags and siltation fences and are subject to review and approval of the City Engineer. If no grading plan is required, necessary erosion control/storm water quality measures shall be shown on the site plan submitted for an on-site permit, subject to review and approval of the City Engineer. The developer shall be responsible for ensuring that

all contractors and subcontractors are aware of and implement such measures.

- m. Sweep or vacuum the parking lot(s) a minimum of once a month and prevent the accumulation of litter and debris on the site. Corners and hard to reach areas shall be swept manually.
- n. Ensure that the area surrounding the project such as the streets stay free and clear of construction debris such as silt, dirt, dust, and tracked mud coming in from or in any way related to project construction. Areas that are exposed for extended periods shall be watered regularly to reduce wind erosion. Paved areas and access roads shall be swept on a regular basis. All trucks shall be covered.
- o. Clean all on-site storm drain facilities a minimum of twice a year, once immediately prior to October 15 and once in January. Additional cleaning may be required if found necessary by City Inspectors and/or City Engineer.
- p. Install full trash capture device(s) in storm water catch basins that collect water from the project site. A "full trash capture device" is defined as any device or series of devices that traps all particles retained by a 5mm mesh screen and has a design treatment capacity of not less than the peak flow rate resulting from a one-year, one-hour, storm in the tributary drainage catchment area. Selected devices must be detailed on the building permit plan submittal and approved by Public Works prior to installation.
- 4. All impervious surfaces to be constructed as part of the project, including off-site roadways, are subject to C.3 requirements per State Regulations.

I. PROPERTY MAINTENANCE

- 1. The following requirements which shall be the responsibility of the property owner:
 - a. Maintenance of the storm water detention basin.
 - b. Compliance with all City Codes regarding property maintenance.
 - c. Maintenance of all slopes to property line.
 - d. Maintenance of all onsite and frontage landscaping.
- 2. A parking lot sweeping program shall be implemented that, at a minimum, provides for sweeping immediately prior to the storm season and prior to each storm event.
- 3. The site shall be kept clean of all debris (boxes, junk, garbage, etc.) at all times.

J. <u>FINAL IS/MND AND MITIGATION MONITORING AND REPORTING</u> <u>PROGRAM</u>

- 1. The applicant shall comply with all mitigation measures identified in the Mitigation Monitoring and Reporting Program.
- 2. The applicant shall mitigate any impacts on wildlife, including State and Federally listed threatened and endangered species, and their habitat by compliance with one of the following:
 - a. Implementing, or making enforceable commitments to implement, all applicable mitigation measures in the project environmental documents, as well as any additional measures as may be required by the California Department of Fish & Wildlife (CDFW) or the U.S. Fish & Wildlife Service (FWS), and obtaining a letter(s) from CDFW and FWS stating that the project has fulfilled the requirements of applicable State and Federal wildlife protection laws and regulations; or
 - b. Complying with applicable terms and conditions of the ECCC HCP/NCCP, as determined in written "Conditions of Coverage" by the East Contra Costa County Habitat Conservancy (Conservancy), provided that the City has first entered into an agreement with the Conservancy for coverage of impacts to ECCCHCP/NCCP Covered Species; or
 - c. Complying with a habitat conservation plan and/or natural community conservation plan developed and adopted by the City, including payment of applicable fees, provided that CDFW and FWS have approved the conservation plan.

K. PROJECT SPECIFIC CONDITIONS

- 1. This approval applies to the construction and operation of a cannabis business consisting of cultivation, manufacturing, distribution, and a retail dispensary with delivery, as depicted on the project plans and application materials submitted to the Community Development Department. Any forthcoming plans submitted for any purpose shall be entirely consistent with these received plans and application materials and conditions of approval herein.
- 2. The dispensary's hours of operation shall be from 8:00 AM 8:00 PM.
- 3. Thirteen delivery vehicles shall be permitted. Requests for additional vehicles shall be subject to review and approval by the Zoning Administrator.
- 4. All necessary licenses from the State of California shall be obtained prior to opening.

- 5. All persons entering the business must be at least 21 years of age with a valid identification card. An electronic reader shall be used to read and validate identification cards.
- 6. The dispensary's lobby shall be secured from the retail area. A customer entering the retail area shall be buzzed through a locked door into the retail area by a security guard or employee.
- 7. No smoking or ingestion of cannabis products on-site is allowed.
- 8. No free samples of cannabis products are allowed.
- 9. Cannabis products that are not used for display purposes or immediate sale shall be stored in a secured and locked room, safe, or vault, and in a manner reasonably designed to prevent diversion, theft, and loss.
- 10. Cannabis related waste shall be stored and secured in a manner that prevents diversion, theft, loss, hazards and nuisance.
- 11. The operator shall take reasonable steps to discourage and correct objectionable conditions that constitute a nuisance in parking areas, sidewalks and areas surrounding the premises during business hours if directly related to patrons of the business.
- 12. A copy of this use permit and City of Antioch business license, as well as any other State licenses, shall be on display during business hours and in a conspicuous place so that they may be readily seen by all persons entering the facility.
- 13. No signs, tinting, or other graphic material may be used to obscure the storefront windows.
- 14. No drive-through, drive-up, or walk-up window services are allowed.
- 15. No fewer than two uniformed and armed security guards who are employed by a Private Patrol Operator (Security Company) who is currently licensed with the California Department of Consumer Affairs shall be on-site during dispensary business operating hours. One armed security guard shall be on-site at all times, even when the facility is closed. At least one additional unarmed security guard shall be required 24 hours a day to patrol the non-dispensary buildings, once Certificates of Occupancy have been obtained for those buildings. The required number of additional security guards shall be determined by the Antioch Police Department prior to building occupancy. A copy of the contract with the Security Company shall be provided to the Community Development Director for review and approval prior to issuance of any Certificate of Occupancy. Should there be a change in the security private patrol operator or in the liability insurance of the

applicant, the Community Development Director shall be notified within 5 business days.

- 16. The name of the Security Company, proof of liability insurance including a copy of all exceptions, their State license number, and the guard registration numbers for the employed guards shall be provided to the Community Development Department. Should there be a change in the security private patrol operator or in the liability insurance of the applicant, the Community Development Director shall be notified within 5 business days.
- 17. The City Council may require modification, discontinuance or revocation of this use permit if it finds that the use is operated or maintained in a manner that it:
 - Adversely affects the health, peace or safety of persons living or working in the surrounding area; or
 - Contributes to a public nuisance; or
 - Has resulted in excessive nuisance activities including disturbances of the peace, illegal drug activity, diversion of Cannabis or Cannabis Products, public intoxication, smoking in public, harassment of passersby, littering, or obstruction of any street, sidewalk or public way; or
 - Has resulted in or has been the target of criminal activity requiring undue attention and dedication of the Antioch Police Department resources; or
 - Violates any provision of Antioch Municipal Code or condition imposed by a City issued permit, or violates any provision of any other local, state, regulation, or order including those of state law or violates any condition imposed by permits or licenses issued in compliance with those laws.
 - Results in more than three distinct unresolved odor complaints in a twelve (12) month period.
- 18. The business shall incorporate and maintain adequate on-site odor control measures in such a manner that the odors of cannabis and cannabis-related products shall not be readily detected from outside of the structure in which the business operates or from other non-Cannabis businesses adjacent to the site.
- 19. During regular business hours, all cannabis business premises shall be accessible, upon request, to an authorized City employee or representative for random and/or unannounced inspections. The cannabis business may be charged a fee for any inspections.
- 20. An annual audit of the site's security plan shall be submitted to the Antioch Police Department. The audit shall be conducted by City staff or a third-party company subject to the approval of the Antioch Police Department.

- 21. All points of ingress and egress to the business shall be secured with Building Code compliant commercial-grade, non-residential door locks and/or window locks. Entry and exit doors to restricted cannabis areas shall be made of reinforced metal with metal frames and have a security lock system.
- 22. Building signage shall not state that cannabis or cannabis products are stored, sold or handled on the site. Images of cannabis leaves, green crosses, or similar commonly-identifiable graphics are not allowed. All building signage shall be subject to staff review and approval.
- 23. Any proposed exterior changes to the site shall be shown on the building permit plan submittal. Exterior changes may be subject to administrative design review approval.
- 24. The only cannabis paraphernalia allowed to be sold at the site are vape pens, vape pen cartridges, vape pen batteries, chargers, rolling papers, pipes, and grinders, unless approved in writing by the Community Development Director.
- 25. The delivery vehicle shall not contain identifiable markings that associate the delivery service with the cannabis business.
- 26. The loading and unloading of vehicles for delivery of cannabis shall be conducted in a secured, gated or enclosed area.
- 27. All delivery of cannabis to the site shall take place in an enclosed delivery area with a dedicated armed security guard to be present during all deliveries.
- 28. Visible signage shall be placed at the entrance of the facility notifying the public of surveillance on site.
- 29. Prior to a Certificate of Occupancy being issued for each project phase, the Antioch Police Department shall conduct a site inspection to assess the security of the site. Any changes the Antioch Police Department deems necessary upon site inspection shall be incorporated into a revised site security plan that is then submitted for their review and approval. No Certificate of Occupancy will be issued without final approval of a site security plan by the Antioch Police Department.
- 30. Security measures shall be designed to ensure emergency access is provided to the Antioch Police Department and the Contra Costa Fire Department for all areas on the premises in case of an emergency.
- 31. Security surveillance cameras shall be installed and maintained in good working order to provide coverage on a twenty-four (24) hour real-time basis of all internal and external areas of the site where cannabis is stored, transferred and dispensed, where any money is handled, and all parking areas. The cameras shall be oriented

in a manner that provides clear and certain identification of all individuals within those areas. Cameras shall remain active at all times and be capable of operating under any lighting condition. Security video must use standard industry format to support criminal investigations and shall be maintained for a minimum of sixty (60) days.

- 32. A professionally monitored security alarm system shall be installed and maintained in good working condition. The alarm system shall include sensors to detect entry exit from all secure areas and all windows. The name and contact information of the alarm system installation and monitoring company shall be kept as part of the onsite books and records.
- 33. A local contact who will be responsible for addressing security and safety issues shall be provided to, and kept current with, the Antioch Police Department.
- 34. The applicant shall enter into a development agreement with the City of Antioch prior to a Certificate of Occupancy being issued for any part of the project, if possible. If the development agreement is not ready at the time the applicant is able to open, a Certificate of Occupancy and a business license shall be granted and the development agreement shall be retroactive from the date of the Certificate of Occupancy.
- 35. Manufacturing and processing equipment used by the business must be UL listed or otherwise certified by an approved third-party testing agency or engineer and approved for the intended use by the City's Building Official and Contra Costa County Fire Protection District. Such compliance shall be demonstrated to the satisfaction of the Building Official prior to occupancy of the manufacturing potion of the site.
- 36. The cannabis cultivation shall be conducted within a fully enclosed space.
- 37. The cultivation of cannabis shall be conducted in accordance with all applicable federal, state, and local laws and regulations governing the use of pesticides.
- 38. All mechanical equipment shall be screened from public view.
- 39. The monument sign shall be reduced in height to eight feet. The copy on the monument sign shall be modified to include only the name of the business.
- 40. All mechanical equipment shall be located outside of the PG&E easement located in the southern portion of the site, unless written permission from PG&E is provided specifically allowing mechanical equipment to be placed within the easement.
- 41. Building #1's square footage shall be revised on the civil plans to reflect the dimensions shown on the architecture plans.

- 42. Because this is a phased project, minor alterations to the square footage, building elevations, or building placement shall be subject to review and approval by the Zoning Administrator. Larger alterations shall be subject to review and approval by the Planning Commission.
- 43. Prior to the issuance of a building permit for Phase 1, the trash enclosure shown on the west side of Building #3 shall be modified, as required, to meet the following requirements:
 - The walls of the trash enclosure structure shall be constructed of solid masonry material with a decorative exterior surface finish compatible to the main structure.
 - The trash enclosure structure shall have solid heavy gauge metal gates.
 - The trash enclosure shall have a roof.
 - The trash enclosure walls shall be a minimum six feet in height. The minimum dimensions for the trash enclosure shall be adequate for the size and number of dumpster units and recycling bins.
 - Signage identifying the types of recyclable materials accepted for collection at the trash enclosure shall be conspicuously posted within the enclosure.
- 44. Prior to the issuance of a building permit, the applicant shall provide a trash management plan that shows where all on-site waste for all phases of the project, including cannabis waste, will be stored on site.
- 45. The Odor Mitigation Plan shall be updated and resubmitted to the Planning Division to address the comments from the June 14, 2019 Odor Mitigation Plan Review Memorandum:
 - The applicant shall provide a certification statement by a Certified Professional Engineer or Certified Industrial Hygienist for the project site.
 - The applicant shall provide an Operation and Maintenance plan that includes inspection frequency and maintenance of odor mitigation controls.
 - The applicant shall provide a document detailing staff training procedures for inspections and maintenance of odor mitigation controls.
 - The applicant shall provide an updated table in the odor mitigation plan that is consistent with the site plan. The revised table shall provide calculations that reference the building number, floor, number of HVAC units, and number of ion generators for each.
 - The applicant shall provide HEPA filter manufacturer information and Negative Ion Generator manufacturer information.
 - No Odor Control Mitigation Measures are proposed at Building #3 and Building #5. The applicant shall confirm that all items within these buildings will already be packaged and no manufacturing or growing will occur in these buildings. If unpackaged material will be handled in these buildings,

the applicant shall submit an updated Odor Control Plan for these two buildings.

- Recirculation of air with no chemical neutralizer or carbon filtration is not a demonstrated method of odor control and is not suggested for this size of facility. To obtain approval of the Odor Mitigation Plan with the proposed method of odor mitigation, the applicant shall provide the following documents for review:
 - o Procedural protocols to avoid odor releases at doors/windows/etc. o Certified engineering statement certifying performance

o Verification of the performance success of this odor mitigation method. Example verification documents include: Case studies prepared by certified engineers, performance data, performance audits, relevant similar approvals, and other information that can provide performance information.

- The applicant may change their proposed odor mitigation methods to a demonstrated method that includes chemical neutralizers and/or carbon filtration media with appropriate calculations and manufacturer information. Choosing demonstrated odor mitigation methods would remove the requirement to submit the documents listed in the above condition. If the applicant chooses to use a demonstrated odor mitigation method, the applicant shall submit a new Odor Mitigation Plan.
- 46. The Stormwater Control plan shall be modified as required by Phil Hoffmeister in an email to the project engineer and applicant dated July 12, 2019 and any other conditions contained herein.
- 47. The developer shall provide for this phased project, with the first building permit submittal, 1) a conceptual plan for the site improvements, including new paving and parking lots, for each phase of work that corresponds to the below phases, 2) a conceptual or master storm water control plan ("SWCP") which describes and illustrates how the drainage for the project will comply with C.3 requirements and corresponds to the phases of the project, and 3) a more detailed SWCP for each phase of the project. The certificate of occupancy will not be granted until the C.3 maintenance agreement and the operations and maintenance ("O&M") plan has been submitted and approved for each phase.
- 48. Adequate on-site turn-around area shall be provided for any gates or fencing installed at the beginning or end of a driveway. All gates shall be setback a minimum of 25 feet from the property line along Wilbur Avenue.
- 49. Gated entrances to the site shall include rapid access technology for Fire, Police and other emergency responders.
- 50. When the implementation of C.3 treatment and flow-control measures are required the following conditions shall apply:

- a. Per Contra Costa Flood Control District and as shown on the hydrology map for Drainage Area 29G, the storm runoff from the project site drains to the 48" inch line at Wilbur Avenue. Before directing the project site's runoff upstream to the 24" line, a hydraulic analysis shall be conducted to verify that the line can adequately convey the additional storm water runoff. The analysis shall be reviewed by the Contra Costa County Flood Control District at no cost to the City and approved by the City Engineer.
- b. The project shall connect to Line "A" in Drainage Area 29G for the purposes of flood control. The developer should perform a title search to determine if any drainage easement has been dedicated, and if not, shall obtain all easements necessary to connect to Line "A", at no cost to the City.
- <u>PHASE 1 IMPROVEMENTS</u> (This phase provides for the use of the existing buildings (including tenant improvements), and minor improvements necessary to operate, such as on-site paving for parking, on-site lighting, street/driveway lighting, street landscaping, fencing, and security.)
- 51. The developer shall repair the existing driveway and pavement to the satisfaction of the City Engineer prior to the certificate of occupancy for any building in Phase 1.
- 52. Prior to issuance of a building permit, the developer shall revise the fencing and entry/access gates to allow for adequate vehicle storage and turnaround on-site).
- 53. All fencing at the property frontage needed to secure the dispensary building shall be installed prior to a certificate of occupancy for the dispensary.
- 54. Frontage landscaping and frontage lighting shall be provided. The developer may provide temporary private streetlights (in lieu of public street lighting) at the intersection of Wilbur Avenue and the east entrance to the project as approved by the City Engineer and defer public street lighting to Phase 2.
- 55. The developer shall approve the assignment of the County deferred improvement agreement to the City or execute a new agreement substantially the same as the existing recorded agreement.
- <u>PHASE 2 IMPROVEMENTS</u> (This phase provides for the construction of any new buildings/structures and appurtenances and associated physical improvements.)

- 56. Prior to issuance of certificate of occupancy for any portion of Phase 2, the developer shall dedicate additional right-of-way along the project frontage as necessary for the widening of Wilbur Avenue to accommodate a half-width section (within a 100-foot wide arterial roadway), to the satisfaction of the Director of Public Works. This will amount to an approximate 33.3' dedication by the developer/owner.
- 57. The developer shall determine the kV required for development of the entire project, and provide the City with a utility plan. If the voltage required is less than 12kV, the developer shall underground the utilities along Wilbur Avenue. If the voltage required exceeds 12kV, the City may approve deferral of overhead utilities after evaluating the utility work needed to provide additional power to the property, the cost, and the benefit of undergrounding overhead utilities on Wilbur Avenue.
- 58. Prior to issuance of a certificate of occupancy, the developer shall design and construct full frontage improvements unless a deferral is approved by the City Engineer. If a deferral is approved, a form of security or other approved mechanism to ensure the construction of frontage improvement shall be provided prior to issuance of a building permit and as approved by the City Engineer. Additional revisions to the deferral agreement may be imposed based on the proposed construction.
- 59. Full frontage improvements shall include: design and construction of left-turn pockets or a two-way left turn lane to provide access to driveways on Wilbur Avenue as required by the City Engineer. The developer shall apply for and obtain a County encroachment permit if necessary to accomplish this work. Additional frontage improvements shall include, but are not limited to: pavement widening, constructing barrier curb and sidewalk (consistent with existing development on the north side of Wilbur Avenue west of the proposed project at APN 051-031-020, with 1-foot wide curb cuts approximately 10 feet on center and 6-foot wide sidewalk), public street lighting, storm drainage, signing, marking and striping, and include transition pavement tapers, as required by the City Engineer.
- 60. The developer shall provide a study performed by a licensed traffic engineer and approved by the City Engineer demonstrating that the proposed driveway spacing is safe.
- 61. The widening of Wilbur Avenue shall include roadside C.3 bio-retention, or other appropriate green infrastructure, between curb and sidewalk to provide for the treatment of stormwater runoff from the public street, to the satisfaction of the City Engineer. The C.3 treatment facility and all pipes connecting it to public facilities shall be maintained by the property owner.

62. Prior to a certificate of occupancy for this phase, the developer shall annex into Street Light and Landscape Maintenance District 2A Zone 3 and accept a level of annual assessments sufficient to maintain public street lights and landscaping. The annual assessment shall cover the actual annual cost of maintenance as described in the Engineer's Report.

* * * * * * *

I HEREBY CERTIFY the foregoing resolution was duly adopted by the City Council of the City of Antioch, County of Contra Costa, State of California, at a regular meeting of said City Council held on the 10th day of September 2019, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

ATTACHMENT "C"

Contra Costa Farms LLC

Project Detailed Description

- We propose to create and operate a Commercial Cannabis facility with the following entitlements:
 - Phase I A Type 12 Microbusiness entitlement consisting of an existing 5,000sf building and a new 32,000sf building. With this entitlement, we will conduct the following Cannabis activities: Cultivation, Manufacturing, Distribution and Retail (storefront and delivery).
 - Phase I or Phase II A Type 11 Distributor entitlement consisting of an existing 2,400sf building. With this entitlement, we will conduct Distribution activities.
 - Phase II A multi-year project to construct three buildings with two stories each.
 Each building will house two Premises. Each Premise will be a Type 3A Medium Indoor Grow facilities. Altogether, there will be six Licensed Premises in this Phase.
- In Phase I, our plan is to :
 - First prepare the existing 5,000sf building for the following activities: Cultivation, Manufacturing, Distribution and Retail. To accomplish this, we will need to:
 - Weather-proof the building;
 - Partition the interior of the building to support these four activities;
 - Install Electrical, HVAC and Water/Sewer.
 - Outfit the building for each of these activities;
 - Install the drive and parking as needed to support the existing building;
 - Landscape and fence as needed to support the existing building;
 - Install a Security System.
 - Then erect the two-story 16,000sf footprint building and outfit it for Cultivation and Manufacturing. To accomplish this, we will need to:
 - Prepare a full building permit application with supporting Engineered Plans;
 - Erect and install as planned.
- In Phase I or Phase II, our plan is to:
 - Prepare the existing 2,400sf building for the Distribution activities: To accomplish this, we will need to:
 - Weather-proof the building;
 - Partition the Interior of the building to support these four activities;
 - Install Electrical, HVAC and Water/Sewer.
 - B Outfit the building for Distribution activities;
 - Install the drive and parking as needed to support the existing building;
 - Landscape and fence as needed to support the existing building;

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- Install a Security System.
- In Phase II, our plan is to develop three two-story 29,000sf footprint buildings to house six Medium Indoor Grows. This license Type limits the amount of cultivation area to 22,000sf under Grow lights. To accomplish this, we will need to:
 - Prepare a full building permit application with supporting Engineered Plans;
 - Erect and install as planned.
 - The three buildings will be identical. So we plan to rouse the Engineered Plans for the first Medium Grow facility.
 - * The pace of development will be approximately two buildings per year.
 - * Phase II will begin after the Phase I operation is stable.

	· ·	Phase I Typ	e 12 Microbusin	ess - Existing B	uilding Only	
	Cultivation		Distribution	Retail	Office/Other	Total
Square Feet	•	660		2,000		
Employees	-	. 5,	. 2	7		17
· · · · ·		Phase	Type 12 Microb	usiness - All Bu	ildings	
	Cultivation	Manufacturing				Total
Square Feet	10,000	: 11,660	1,200	2,000	12,140	37,000
Employees	20			7,		55
a an an an an an an	•••••	 	ann Lou II Wenn A	A Manufla i shawala	 In	
• • • • • •	Cultivation	Manufacturing.	ase I or II Type 1 Distribution			Total
Square Feet	· · · ·		2,000 -		400	2,400
Employees	•		. 8			10
•	-	Phase I	l Type 3A Mediu	ım Indoor Culti	vation	
		Each	•	i	All Six Premises	
· ·	Cultivation	Office/Other	Total	Cultivation	Office/Other	Total
Square Feet	22,000	8,000 -	30,000	132,000	48,000	180,000
Employees	32	2	34	192	12	204
•				:		
			All Phases Wh	en Complete		
	Cultivation	Manufacturing			Office/Other	Total
Square Feet	142,000	11,660	3,200 /	2,000	60,540	219,400
Employees	212	15	16 .	7	19	269

• The table below overviews the two Phases and their respective activities.

Generally, the hours of operation will be as follows:

- Cultivation activities -- 7am to 8pm every day.
- Manufacturing & Distribution activities 7am to 8pm Monday through Friday

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- Retail activities 10am to 8pm Monday through Saturday and 10am to 5pm on Sunday
- Office activities -- 8am to 5pm Monday through Friday

Products will be produced and distributed as follows:

- Cannabis will be produced from all License Type Premises.
- This will then be introduced commercially in the following forms: Flower, Kief, Prerolls and manufactured products such as Edibles, Tinctures, Ointments and the like.
- The Type 12 Microbusiness premise and the Type 11 Distributor premise will serve as the Distributors for all other Licensed Premises.
- All Manufacturing will be conducted at the Microbusiness Premise.
- All Retail sales will be conducted from the Type 12 Microbusiness Premise.
- All sales to other Distributors and Dispensaries will be conducted from either the Type 12 Microbusiness Premise or the Type 11 Distributor Premise.

This parcel is currently owned by 502 South 8th Street LLC and is being sold to Contra Costa Farms LLC under the terms of a Purchase and Sale Agreement dated November 28, 2018. The Seller's Managing Member is Anthony J. Alegre (209-334-2112).

ATTACHMENT "D"

Contra Costa Farms LLC

Neighborhood Responsibility Plan

The neighborhood is Zoned Heavy Industrial and is tenanted by...

- An industrial business to the North of the CCF parcel.
- An industrial business to the East of the CCF parcel.
- A vintage vinyard to the West of the CCF parcel.
- A Railroad to the South of the CCF parcel.

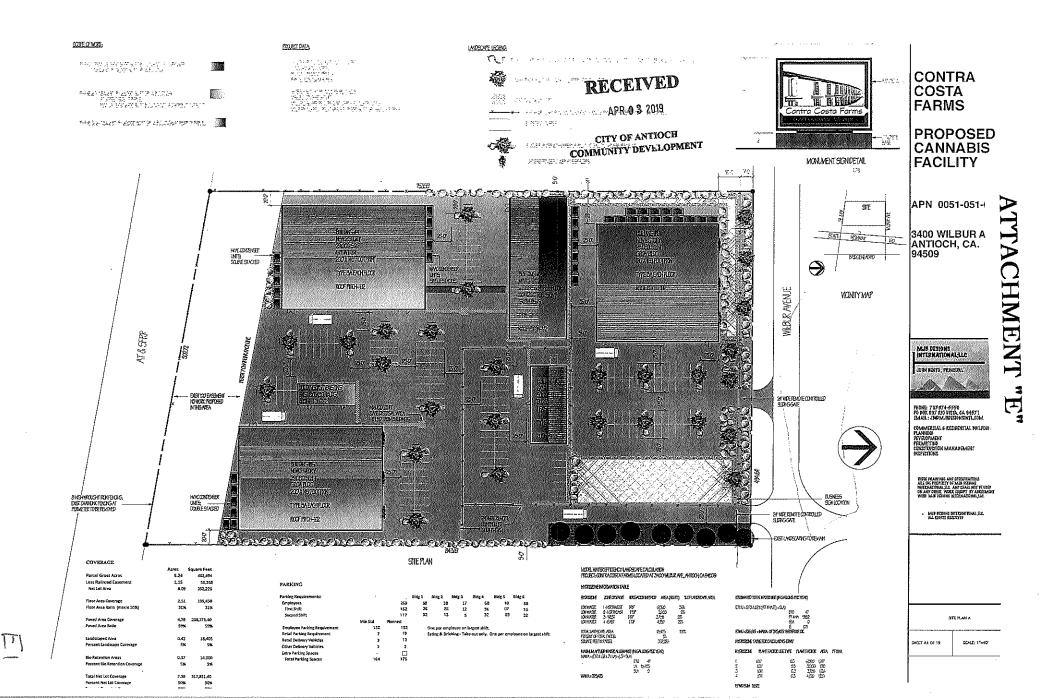
As such, traffic is generally commercial and industrial in nature.

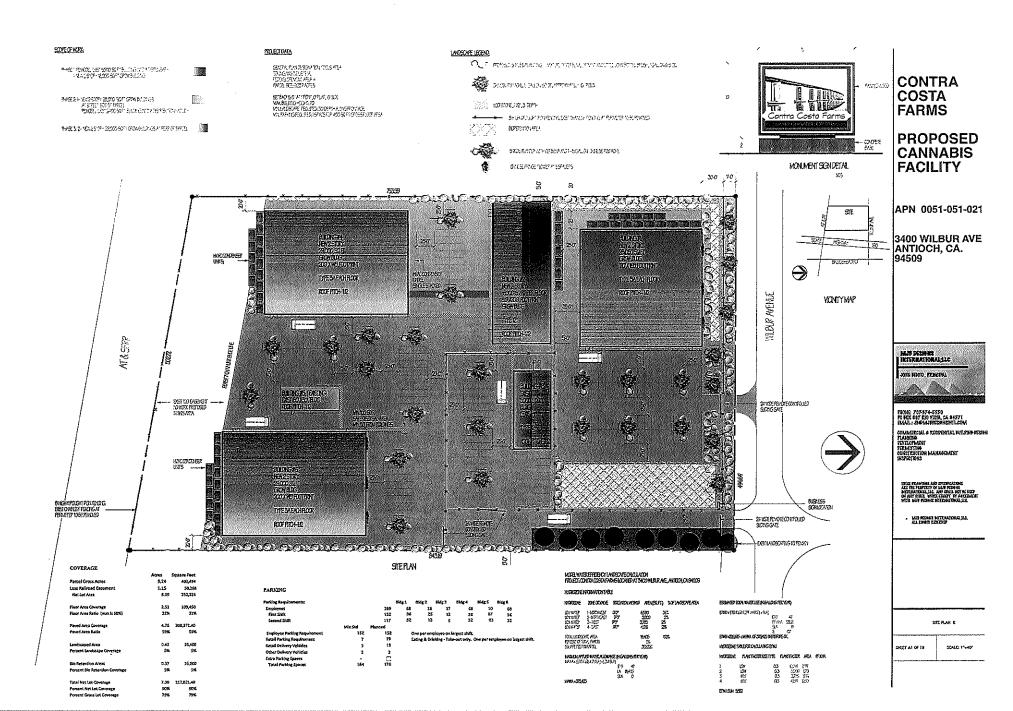
There is no pedestrian traffic. There are no retail establishments.

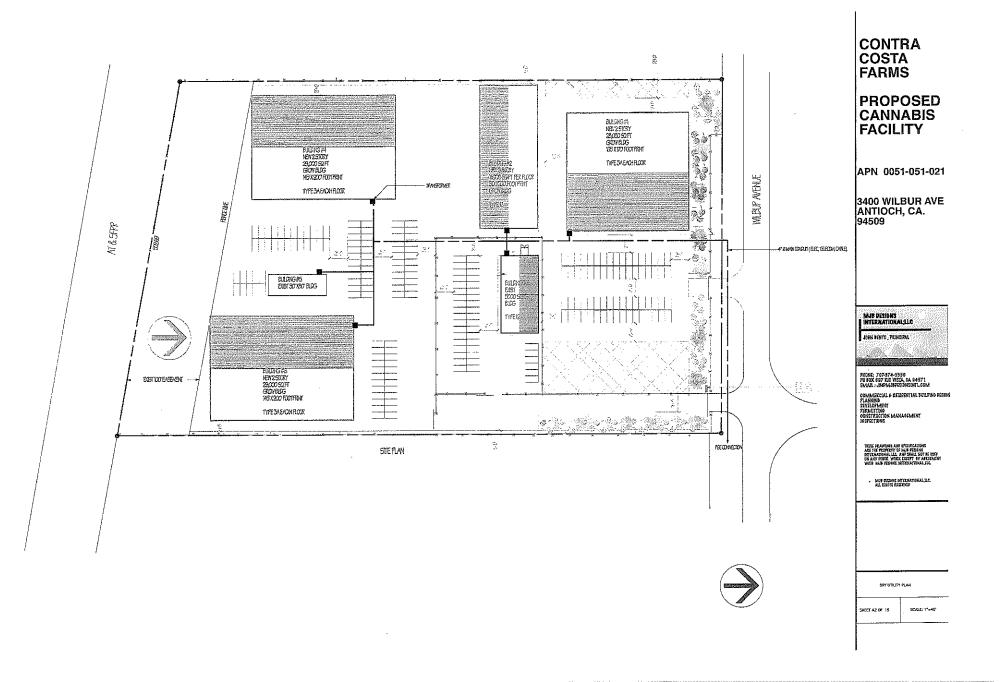
So, Responsible Neighboring will largely consist of the following:

- Discourage criminal nuisances and traffic.
 - o Monitoring by Security Guards.
 - o Prompt calls to City Police.
- Prevent and eradicate littering.
 - o Install trash receptacles.
 - o Daily cleanup.
- Discourage on-street parking,
 - o Signage
 - o Use of aesthetic discouragements, such as boulders.

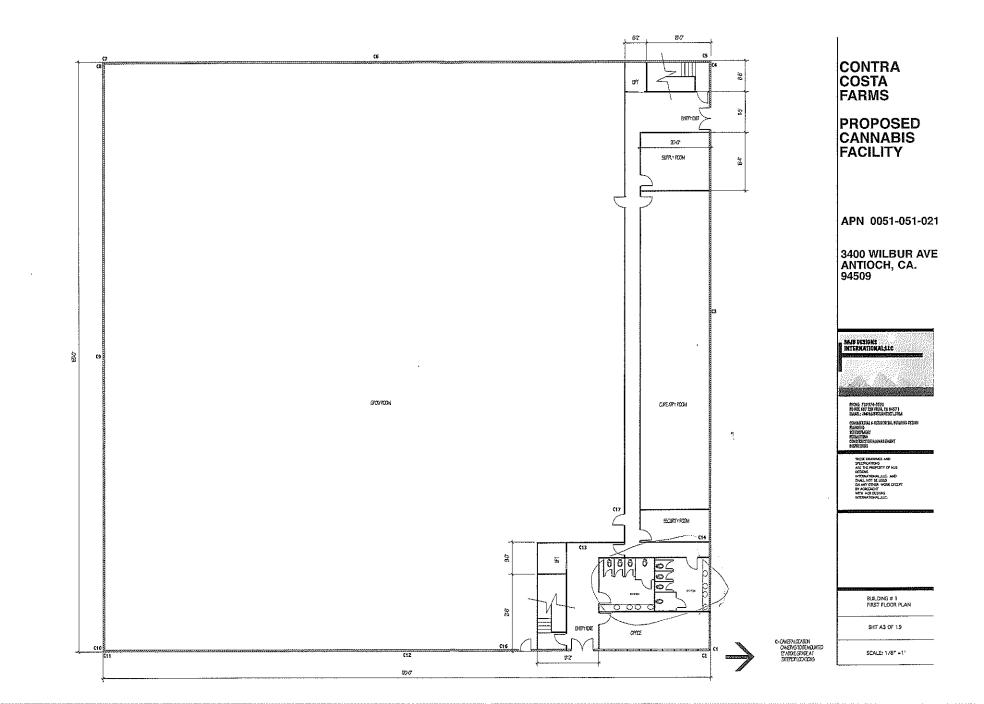
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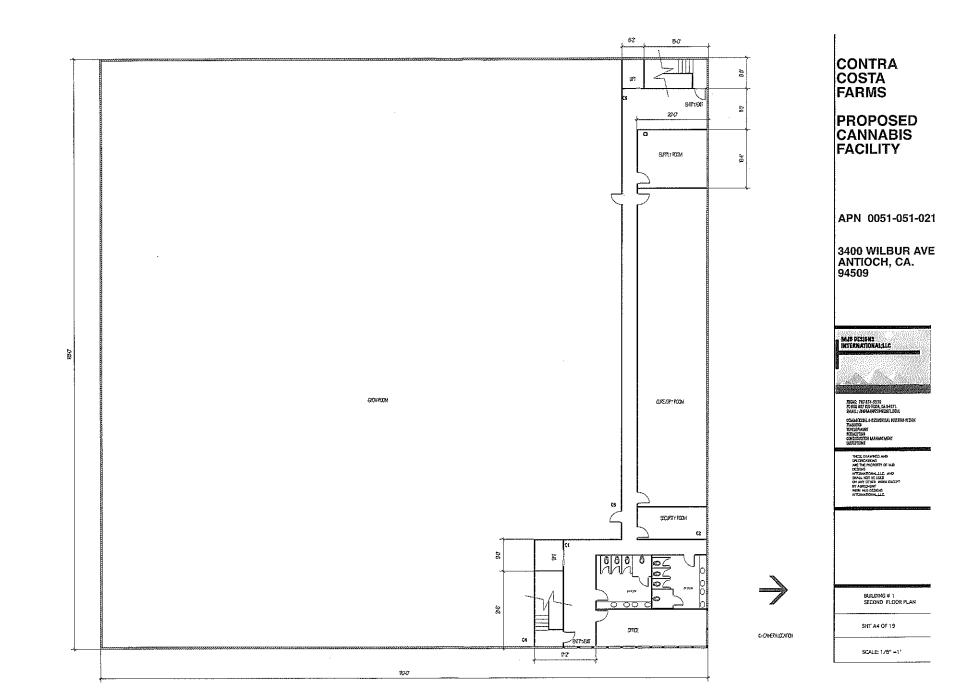




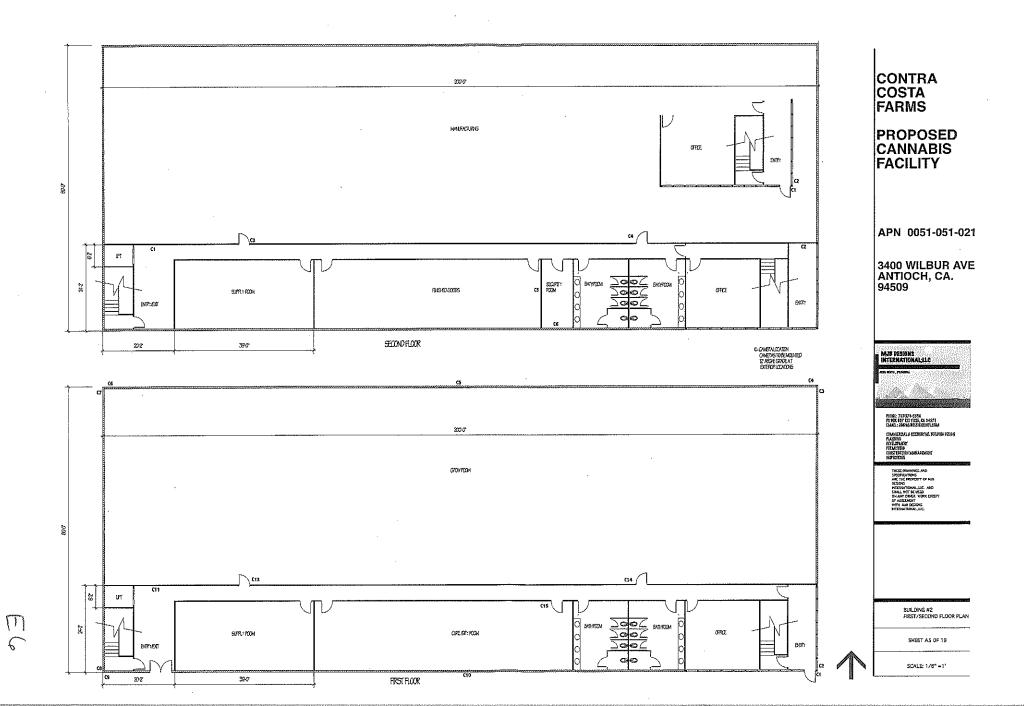
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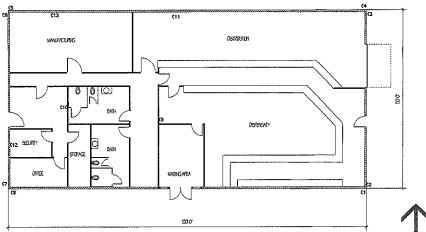


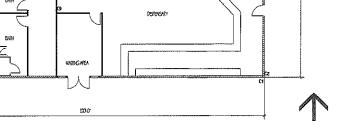
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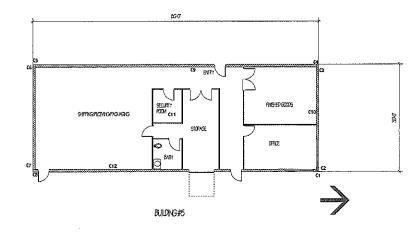
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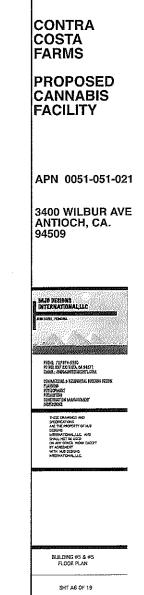


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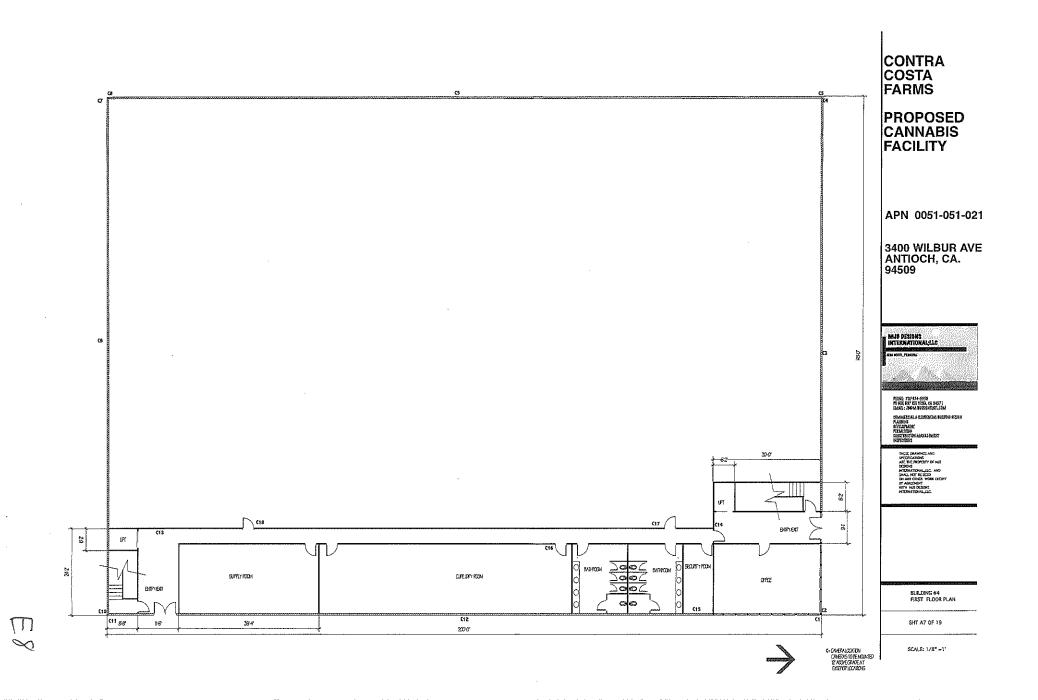


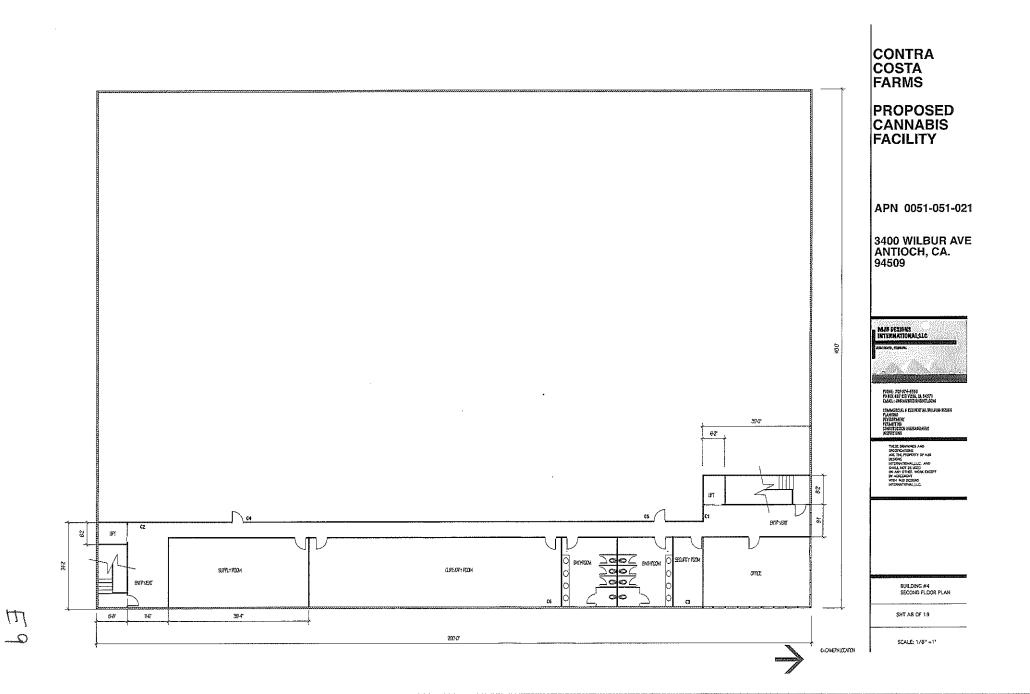
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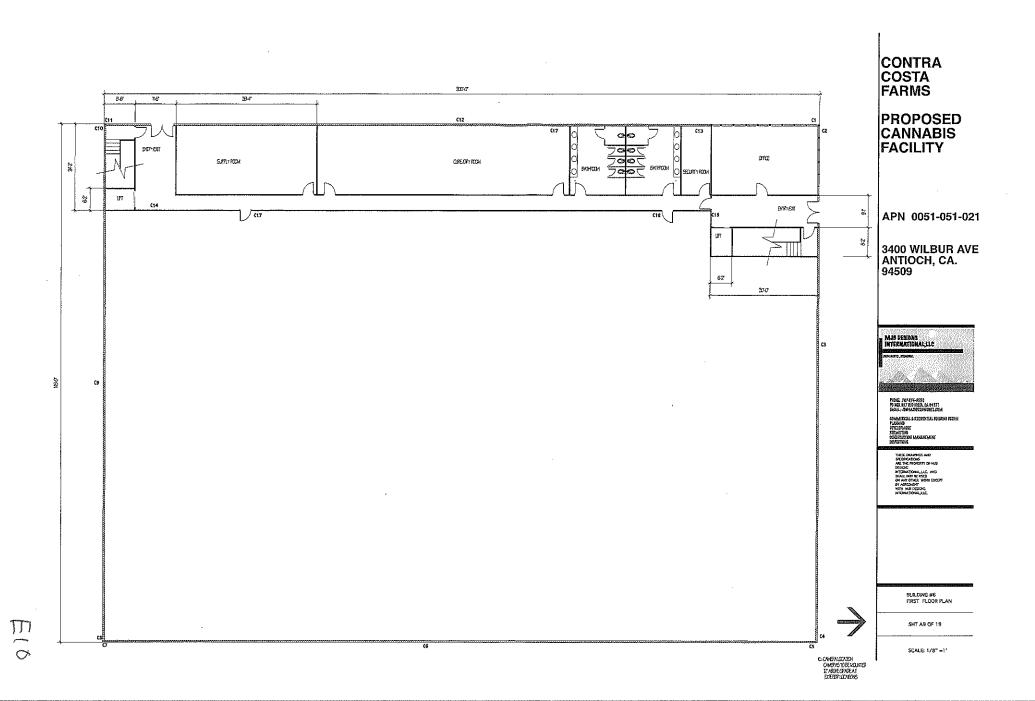
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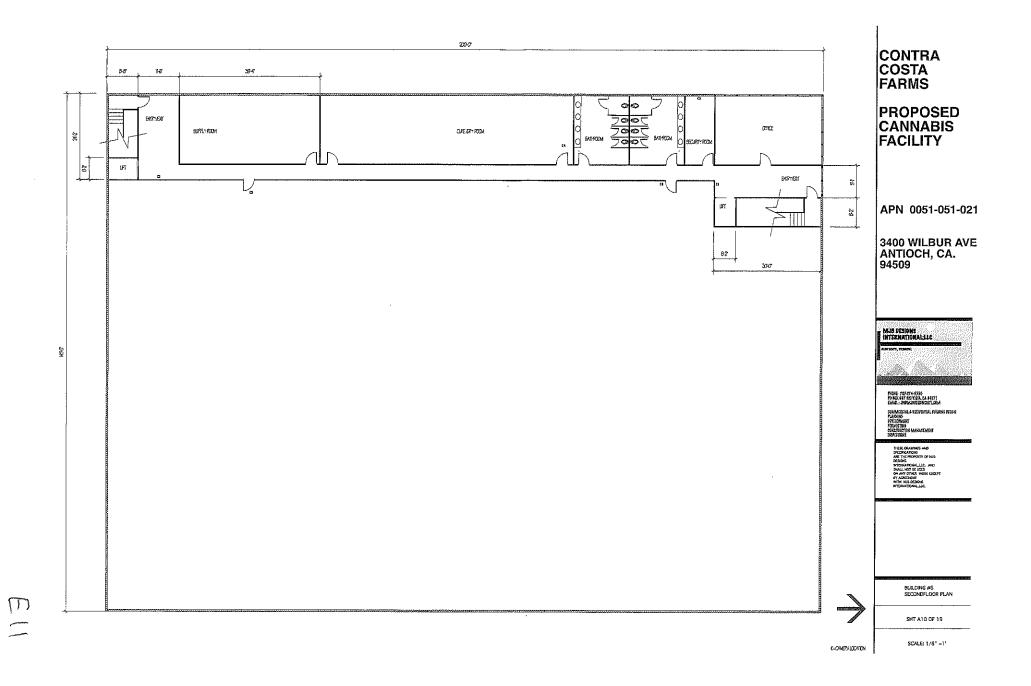


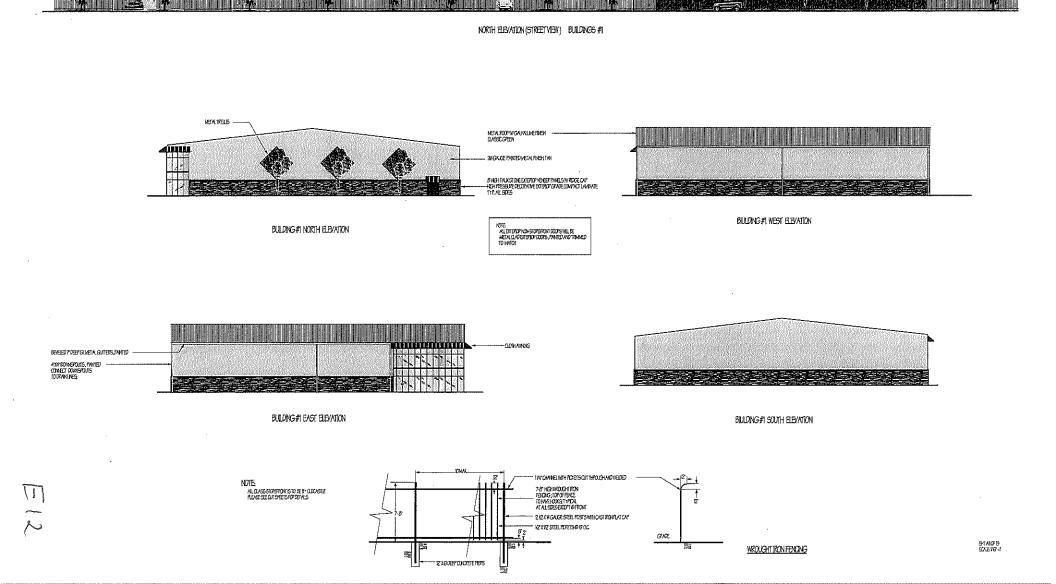
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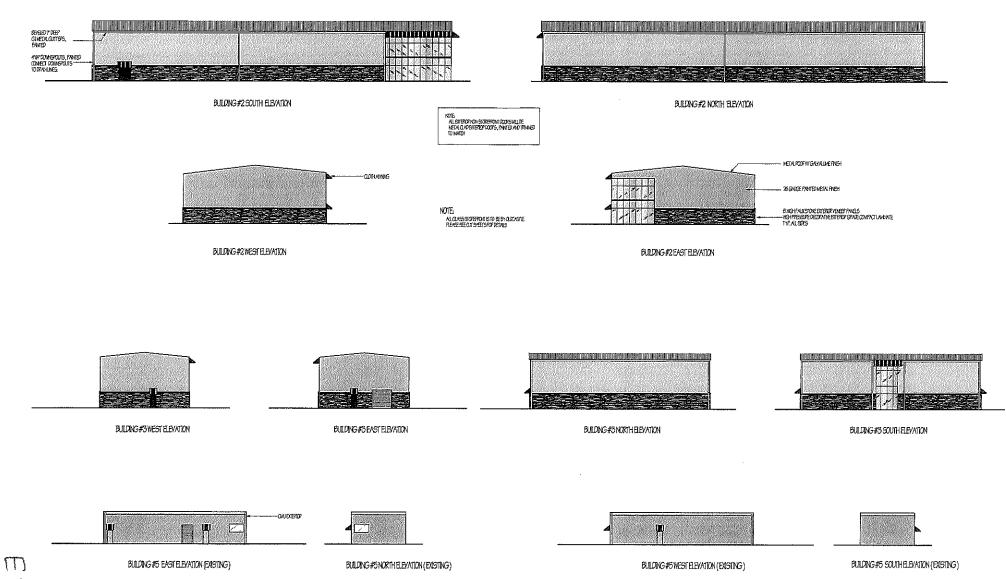




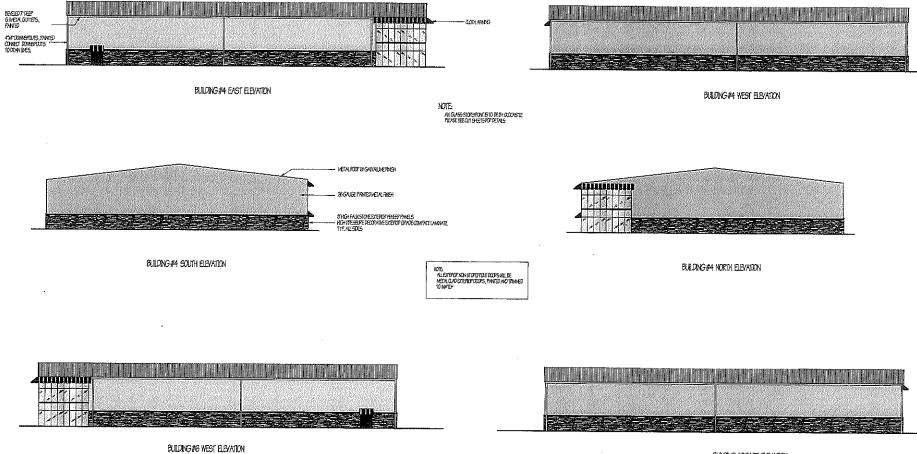


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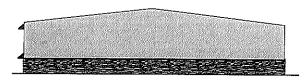


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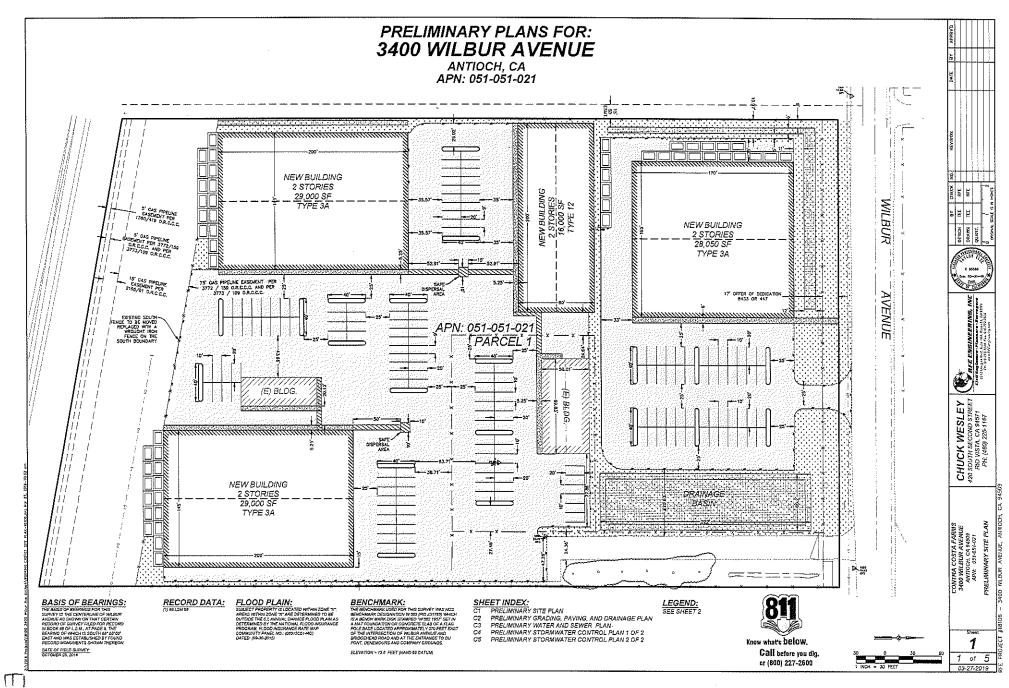




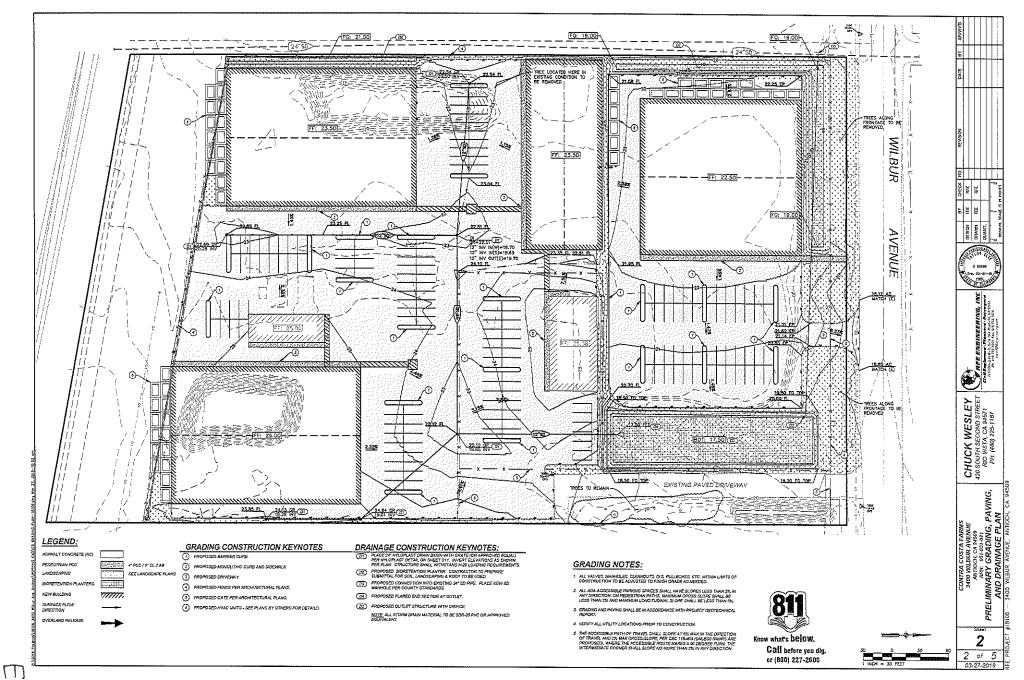




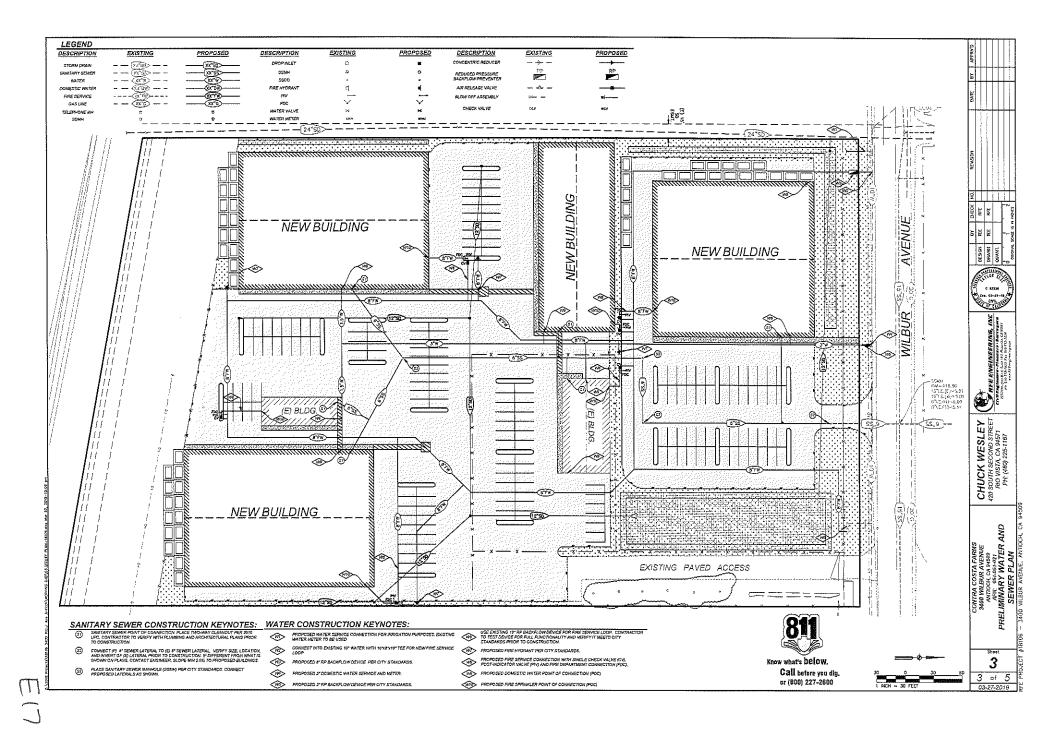


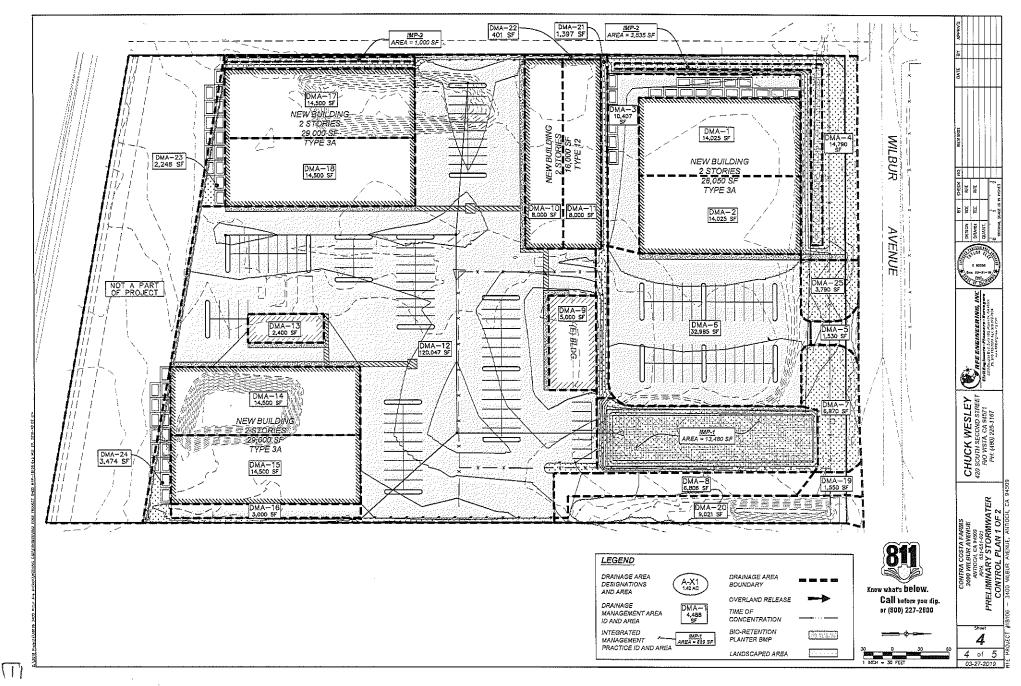


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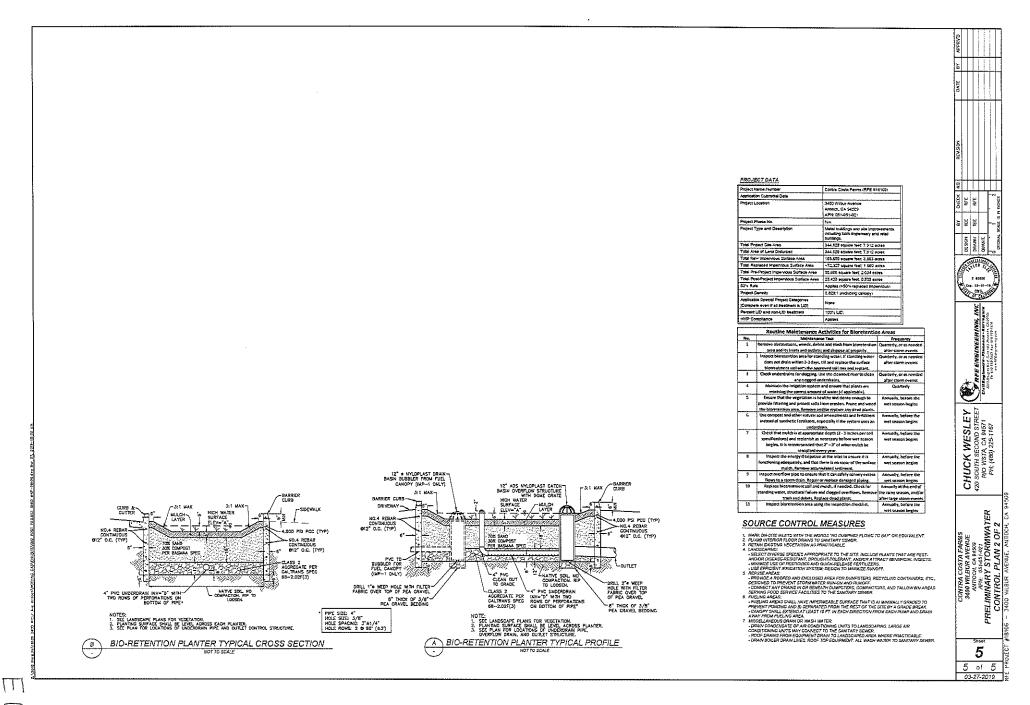


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CONTRA COSTA FARMS LLC

City Council Presentation September 10, 2019

coco farms,

Our Mission

- To grow a significant company in the region which will drive the following key benefits for the City of Antioch and its <u>Residents</u>:
 - Create a significant number of good paying jobs.
 - Create significant tax dollars and license fees for the City.
 - Ensure that the "cannabis experience" is a positive one for our community.



Who Are We?



Managing Members



Experienced Management Team of Operators



Successfully developed Rio Vista Farms LLC from a green field to a \$12 Million Revenue cannabis microbusiness in 15 months.



Prior to RVF, our expertise was in marketing technology, big data, controllership, project management and turnarounds.



Experienced & Legitimate Operator

- Security and Safety First:
 - 24 hour on-site armed security.
- Great Partner:
 - Pay all of our city and state license fees and taxes.
- Experience in Areas of Focus:
 - Zero "incidents" at current operations.
 - Odor mitigation.
 - Meaningful contributor to the community



Other Notables from RVF



Our Proposal





coco farms

Our Path to this Evening

- We are already significantly invested in Antioch.
 - Purchased ~ 9 acre parcel in the green/industrial zone that had limited use, no power, and in disrepair.
 - Completed all the City required paperwork and achieved a "deemed complete" cannabis application for the City of Antioch back in March 2019.
 - Due to the magnitude of our operation, we have paid for and successfully completed a CEQA study.
 - We are excited to be here this evening to continue to move the ball forward on what we believe is a great opportunity for the City, Antioch Residents, and CoCo Farms.



Overview of CoCo Farms

- We are a very different type of cannabis operation than what you have seen before you to date.
 - Type 12 Microbusiness at our core. This represents 10,000 sq ft of indoor Cultivation, Non-Volatile Manufacturing, Distribution, Storefront Retail Sales, and Delivery.
 - Six 3A Indoor Cultivations Sites which will comprise 132,000 sq ft of indoor cultivation.
 - Distribution License



Positive Community Impact

- We are a vertically stacked licensee which enables the following very significant benefits to Antioch. This is a magnitude larger than the basic dispensaries you have approved to date.
 - 1. Real Jobs: Hundreds of jobs vs. tens of jobs.
 - 2. Real Revenue for the City: Millions of dollars annually in license fees and taxes vs. thousands.
 - 3. Real Contributions to City of Antioch First Responders: 0.5% of Gross Sales pledged to the City of Antioch's First Responders which will grow to ~\$1,000,000 per year.
 - 4. Real Contributions to City of Antioch Schools: 0.5% of Gross Sales pledged to Antioch Public Schools which will grow to ~\$1,000,000 per year.



Benefits for Antioch

269 Good-Paying Jobs (a)

Annual "Square Footage" Fee... \$640,200 (b)

Gross Receipts Fees... \$6,090,000 (c)

- When all facilities are operational.
- Year 3 following the occupancy of all buildings. \$3 psf x 213,400sf
- When all facilities are operational, based on a 3% third year Fee Rate.

coco farms

Addressing Concerns

	facility was certified as "odor free" by Yorke Engineering.
Security	Zero security incidents in 14 months of operation in RV.
Good for the	
Community	RV Chamber of Commerce New Busine
Community	of the Year
Community	of the Year Benefactor of the RV High School Arts Program

Odor Control... We know how to control odor. Our RV

Timing of the DA

- Our application was deemed complete before the DA was added to the Ordinance.
- Therefore, the City has the legal latitude to permit us to occupy and open without a DA.
- Of course we are agreeing to a DA.
- What we are requesting is permission to occupy and open and then, when the DA is ready, apply it to us retroactive to the date of occupancy.

Risks

- Use Permit Conditions prove to be uneconomical.
- Development Agreement Fees prove to be uneconomical.





ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE: Regular Meeting of September 10, 2019

TO: Honorable Mayor and Members of the City Council

SUBMITTED BY: Thomas Lloyd Smith, City Attorney 728

SUBJECT: Resolution Authorizing the City Attorney, In Consultation with the Cannabis Ad Hoc Committee, to Negotiate Operating Agreements Subject to City Council Approval, In Lieu of Development Agreements, with Those Cannabis Business Applicants Whose Applications Were Deemed Complete Prior to the April 2019 Amendment of Chapter 5 of Title 9 of the Antioch Municipal Code

RECOMMENDED ACTION

It is recommended that the City Council adopt a resolution authorizing the City Attorney, in consultation with the Cannabis Ad Hoc Committee, to negotiate operating agreements subject to City Council approval, instead of development agreements, with those cannabis business applicants whose applications were deemed complete prior to the effective date of the April 2019 Amendment to Chapter 5 of Title 9 of the Antioch Municipal Code.

FISCAL IMPACT

There is no additional cost to the City anticipated by adoption of this resolution. It is possible that changing the requirement from a development agreement to an operating agreement may result in a slight cost-savings in that this change streamlines the process of a cannabis business becoming operational, with less demand on City staff resources.

DISCUSSION

On April 9, 2019 the City Council introduced an ordinance to amend Chapter 5 of Title 9 of the Antioch Municipal Code to update the cannabis ordinance to include requirements for a development agreement. The City Council approved the ordinance on April 23, 2019, and the ordinance went into effect 30 days later. The amendment to the ordinance requires each cannabis business to enter into a development agreement that contractually defines the benefits that the cannabis business will provide to the City.

The Zoning Ordinance requires that a use permit be approved by the City Council for all cannabis business. Existing use permit applications are subject to new ordinances and amendments only if the ordinance goes into effect before the application is deemed

4

"complete." Several cannabis business applicants had applications that were deemed complete prior to the April amendment to update the cannabis business ordinance. Therefore, these applicants were not subject to the ordinance amendments. However, each of the applicants that has come before City Council for approval of a use permit has stated that they are willing to enter into a development agreement with the City.

This resolution would only apply to those cannabis business applicants that have applications that vested <u>prior</u> to the City's adoption of an amendment to its cannabis ordinance on April 23, 2019. The resolution authorizes use of an operating agreement rather than a development agreement for these cannabis business applicants and specifies that the City Council is the body which must approve the operating agreement.

Staff recommends that the City negotiate an operating agreement with these cannabis businesses instead of a development agreement because in these cases the goals of a development agreement can be met more quickly through use of an operating agreement, which would streamline the approval process and enable these businesses to get up and running faster.

There is no Government Code or other statute specifying the method by which an operating agreement must be adopted, so the agreement could be negotiated by the City Attorney, in consultation with the Cannabis Ad Hoc Committee, and subject to approval by the City Council.

In contrast, the procedure for adopting a development agreement is mandated by the Government Code sections 65864 *et seq.* It includes a noticed hearing before the Planning Commission, and then adoption of the development agreement by ordinance which requires a first and second reading and then the ordinance takes effect 30 days thereafter.

ATTACHMENT

A. Resolution

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH AUTHORIZING THE CITY ATTORNEY IN CONSULTATION WITH THE CANNABIS AD HOC COMMITTEE TO NEGOTIATE OPERATING AGREEMENTS SUBJECT TO CITY COUNCIL APPROVAL WITH CERTAIN CANNABIS BUSINESSES THAT ARE NOT SUBJECT TO THE DEVELOPMENT AGREEMENT REQUIREMENT UNDER CHAPTER 5 OF TITLE 9 OF THE ANTIOCH MUNICIPAL CODE

WHEREAS, the Chapter 5 of Title 9 of the Antioch Municipal Code requires that a use permit be approved by the City Council for all cannabis businesses;

WHEREAS, existing use permit applications are subject to new ordinances and amendments only if the ordinance goes into effect before the application is deemed "complete";

WHEREAS, on April 9, 2019, the City Council introduced an ordinance (Ordinance No. 2165) to amend Chapter 5 of Title 9 of the Antioch Municipal Code to update the cannabis ordinance to include requirements for a development agreement, the City Council approved the ordinance on April 23, 2019, and the ordinance went into effect 30 days later (the "April 2019 Amendment");

WHEREAS, the April 2019 Amendment requires each cannabis business to enter into a development agreement that contractually defines the benefits that the cannabis business will provide to the City;

WHEREAS, several cannabis business applicants had applications that were deemed complete prior to the April 2019 Amendment, which exempted these businesses from the amendment's development agreement requirement under the Antioch Municipal Code;

WHEREAS, each of the cannabis business applicants whose applications were deemed complete prior to the April 2019 Amendment have come before the City Council for approval of a use permit has agreed to enter into a development agreement with the City prior to beginning operations;

WHEREAS, this resolution only applies to cannabis business applicants that completed their applications <u>prior</u> to the City's adoption of the April 2019 Amendment to the cannabis business ordinance;

WHEREAS, negotiating an operating agreement with these cannabis businesses instead of a development agreement would streamline the approval process, enable these businesses to launch faster, and aid the City in accomplishing its goals more quickly.

RESOLUTION NO. 2019/** September 10, 2019 Page 2

WHEREAS, this resolution authorizes use of an operating agreement rather than a development agreement for those cannabis businesses whose applications were deemed complete prior to the April 2019 Amendment and specifies that the City Council is the body which must approve the operating agreement; and

WHEREAS, no Government Code or other statute specifies the method by which an operating agreement must be adopted, therefore, the agreement may be negotiated by the City Attorney in consultation with the Cannabis Ad Hoc Committee and approved by the City Council.

NOW, THEREFORE, BE IT RESOLVED that the City Council authorizes the City Attorney, in consultation with the Cannabis Ad Hoc Committee, to negotiate operating agreements subject to City Council approval, in lieu of development agreements, with those cannabis business applicants whose applications were deemed complete prior to the April 2019 Amendment of Chapter 5 of Title 9 of the Antioch Municipal Code.

* * * * * * *

I HEREBY CERTIFY the foregoing resolution was duly adopted by the City Council of the City of Antioch, County of Contra Costa, State of California, at a regular meeting of said City Council held on the 10th day of September 2019, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE:	Regular Meeting of September 10, 2019
TO:	Honorable Mayor and Members of the City Council
SUBMITTED BY:	Nickie Mastay, Administrative Services Director
	Ron Bernal, City Manager
SUBJECT:	Discuss and Decide Implementation of Immediate Recommended Actions of the Homeless Encampment Task Force Committee

RECOMMENDED ACTION

It is recommended that the City Council discuss and decide if they want to implement the immediate recommended actions of the Homeless Encampment Task Force Committee.

FISCAL IMPACT

The cost of recommended actions has not been calculated. The salary range for the Unhoused Resident Coordinator would be dependent upon the type of position if created and funding authorized.

DISCUSSION

At the August 27, 2019 City Council meeting, the Homeless Encampment Task Force Committee, comprised of Mayor Pro Tem Motts and Council Member Thorpe, gave an update and a power point presentation to City Council and citizens of Antioch on the growing homeless crisis in Antioch, the effects of homelessness including encampments on the community and temporary measures to alleviate homeless encampments until the completion of an East Contra Costa County Care Center.

Overall takeaways from the process included public health concerns needing to be immediately addressed, providing immediate temporary shelter and safety, and building/providing and administering transitional housing as further described below.

In response to the immediate public health challenges, immediate recommended actions included:

- Portable Restrooms
- Mobile Showers
- Laundry facilities (mobile, lease/rent)
- Sharps disposals

- Dumpsters for trash for the unhoused
- Identify locations

Relative to the immediate need for shelter, immediate recommended actions included:

- Safe parking lot
- RV/Trailer parking locations (public/private)
- Conestoga Hut/Tuff Shed Cabins (community build)
- Master Leasing agreement hotel/motel rooms
- Rent fairground trailer park when not in use
- Identify locations

In response to long term transitional housing, the following recommended actions included:

- Build/Develop Transitional Housing Villages
 - Re-furnished shipping containers
 - Ready built tiny homes

Purchasing and/or Master Leasing Agreements

- Hotel
- Apartment Complex/Units
- Single Family Homes

Consideration of a No Camping ordinance once shelter/housing is available.

The task force also recommended the creation of an Unhoused Resident Coordinator that would, among other things, be tasked with the following:

- Build the City's unhoused resident services network/collaborative (including database & MOU's) of public/private agencies, nonprofits, CBO's that serve individuals and families.
- Coordinate plan/response to immediate public health concerns identified by task force and community in collaboration with Public Works, Police Department, Community Development and/or other staff as necessary.
- Develop and implement plan for temporary shelter and safety (i.e. parking lots, private/public lands, hotel/motel leasing agreements, etc.) until the production of City's transitional housing program.
- Coordinate the delivery and successful transition/permanent housing program to house all of Antioch's unhoused residents.

Agenda item #6 establishes a job description and hourly rate range for an Unhoused Resident Coordinator for City Council consideration.

ATTACHMENTS

None



STAFF REPORT TO THE CITY COUNCIL

DATE: Regular Meeting of September 10, 2019

TO: Honorable Mayor and Members of the City Council

SUBMITTED BY: Nickie Mastay, Administrative Services Director

APPROVED BY: Ron Bernal, City Manager

SUBJECT: Resolution Approving a New Class Specification of Unhoused Resident Coordinator, Assignment of a Salary Range and Placement of this Salary Range on the Hourly Classifications Salary Schedule, and Authorization the Appropriate Budget Adjustment

RECOMMENDED ACTION

It is recommended that the City Council adopt a resolution:

- 1) Approving the class specification of Unhoused Resident Coordinator.
- 2) Assigning the Unhoused Resident Coordinator classification to a salary range and placing this salary range on the hourly classification salary schedule.
- 3) Authorizing the appropriate budget adjustments.

FISCAL IMPACT

The salary range for the Unhoused Resident Coordinator is \$50.00/hr - \$60.00/hr. This is a part-time position with the cost of this position not to exceed \$120,000. This position will be funded by the General Fund.

DISCUSSION

The Homeless Encampment Task Force has recommended to the City Council an Unhoused Resident Coordinator position be created to address the issues raised during the Homeless Encampment Task Force Committee meetings. In tonight's previous agenda item, the City Council considered the creation of this position and, if approved, leads to this item now before Council for their consideration.

At the August 27, 2019 City Council meeting, the Homeless Encampment Task Force Committee, comprised of Mayor Pro Tem Motts and Council member Thorpe, gave an update and a PowerPoint presentation to City Council and citizens of Antioch on the growing homeless crisis in Antioch, the effects of homelessness including encampments on the community and temporary measures to alleviate homeless encampments in conjunction with the planned opening of an East Contra Costa County Care Center.

The Unhoused Resident Coordinator would assist unhoused individuals and families in transitioning into permanent housing by developing an unhoused network/collaborative and a database identifying services currently being offered to unhoused individuals and families and the organizations providing those services. The Unhoused Resident Coordinator would also assist in providing a coordinated plan/response to immediate public health concerns involving Contra Costa County Health Services, Public Works, Police Department, Community Development and/or other staff as necessary.

The salary range and part-time cost of this position is similar to the salary range and part-time cost of the Youth Services Network Manager position. This position would be under the general direction of the City Manager or his designee.

ATTACHMENTS

A. Resolution

Exhibit A to Resolution – Unhoused Resident Coordinator Class Specification

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH APPROVING A NEW CLASS SPECIFICATION FOR AN UNHOUSED RESIDENT COORDINATOR, ASSIGNING A SALARY RANGE, AND AUTHORIZING THE APPROPRIATE BUDGET ADJUSTMENTS

WHEREAS, the City has an interest in the effective and efficient management of the classification plan;

WHEREAS, a new classification of Unhoused Resident Coordinator is needed;

WHEREAS, the recommended salary range for the Unhoused Resident Coordinator classification is \$50.00 - \$60.00 per hour; and

WHEREAS, funding for this position will require a General Fund budget amendment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Antioch as follows:

<u>Section 1.</u> The class specification for the classification of Unhoused Resident Coordinator, attached hereto as Exhibit "A", is hereby adopted and incorporated by reference into the City of Antioch employees' Classification System.

<u>Section 2.</u> The Unhoused Resident Coordinator classification is hereby assigned an hourly salary range of \$50.00 - \$60.00.

<u>Section 3.</u> The hourly salary range is hereby placed on the hourly classification salary schedule.

<u>Section 4.</u> The Finance Director hereby is hereby authorized to make the appropriate budget adjustments to the fiscal year 2019-20 General Fund budget to carryout Sections 1, 2, and 3 of this resolution upon its adoption and passage.

This resolution shall become effectively immediately upon its passage and adoption.

* * * * * * * * *

RESOLUTION NO. 2019/** September 10, 2019

Page 2

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 10th day of September, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

CITY OF ANTIOCH

UNHOUSED RESIDENT COORDINATOR

Class specifications are intended to present a descriptive list of the range of duties performed by employees in the class. Specifications are **<u>not</u>** intended to reflect all duties performed within the job.

SUMMARY DESCRIPTION

Under general supervision of the City Manager or designee, initiate and cultivate collaborative partnerships with agencies and groups that work with or provide services/support to the unhoused in the City in order to develop an unhoused network/collaborative. Advocate for housing services to the community at large.

REPRESENTATIVE DUTIES

The following duties are typical for this classification. Incumbents may not perform all of the listed duties and/or may be required to perform additional or different duties from those set forth below to address business needs and changing business practices.

- 1. Develop an unhoused resident services network/collaborative (including database and memorandums of understanding) of public/private agencies, nonprofits, community based organizations that serve unhoused individuals and families.
- 2. Coordinate plan/response to immediate public health concerns identified by task force and community in collaboration with Contra Costa County Health Services, public works, police department, community development and/or city staff as necessary.
- 3. For immediate public health challenges develop initial cost and ongoing operation cost estimates, and determine potential locations for portable restrooms, mobile showers, laundry facilities (mobile, lease/rent), sharps disposal, dumpsters for trash for the unhoused.
- 4. For immediate shelter/safety develop list of potential locations, initial and operational cost estimates, and determine locations for automobile/RV/Trailer parking (public/private), Conestoga Hut, Tuff Shed cabins (community build), refurbished shipping containers, ready built tiny homes, master leasing agreement hotel/motel rooms, rental of fairground trailer park when not in use, or other types of shelter opportunities.
- 5. Develop and implement a plan for temporary shelter and safety (i.e. parking areas, private/public lands, hotel/motel leasing agreements, etc.) until the production of the City's transitional housing program including implementation and operational costs.
- 6. Work with network to identify services gaps, redundancy, and opportunities for growth.
- 7. Explore appropriate models of quality unhoused services and programs and provide recommendations for what would best meet Antioch's needs.
- 8. Coordinate the delivery of a successful transitional/permanent housing program to house Antioch's unhoused residents.
- 9. Provide strategic guidance to City Manager and periodic updates to the Homeless Encampment Task Force Committee and City Council in the implementation of the progress of the network.

- 10. Identify funding costs and prospective philanthropic opportunities in and outside of Antioch.
- 11. Attend community events to provide education and advice to community members on the unhoused.
- 12. Strong written and verbal communication skills to deliver public presentations and staff reports to City Council.
- 13. Prepares spreadsheets, reports and correspondence as required.
- 14. Perform related duties as required.

QUALIFICATIONS

The following generally describes the knowledge and ability required to enter the job and/or be learned within a short period of time in order to successfully perform the assigned duties.

Knowledge of:

- The implementation of unhoused programs
- Office procedures, methods, and equipment including computers and applicable software applications such as word processing, spreadsheets, and databases.

Ability to:

- Handle multiple activities or interruptions at once and prioritize work tasks prudently and independently or while working in a team environment.
- Plan and facilitate meetings community-based organizations, churches, community leaders and volunteers of diverse backgrounds.
- Understand, interpret, and apply general and specific administrative and departmental policies and procedures as well as applicable federal, state, and local policies, laws, and regulations.
- Maintain confidentiality of information.
- Prepare clear and concise records, reports, correspondence and other written material.
- Use good judgment and common sense in handling difficult situations.
- Communicate clearly and concisely, both orally and in writing.
- Establish and maintain effective working relationships with those contacted in the course of work.

Education and Experience Guidelines

Education/Training:

Bachelors Degree from an accredited College or University, with major or course work in Urban Planning, Public Policy, Public Administration, Business Administration, Urban Studies or closely related field.

Experience:

Minimum of Three (3) years of full time (or the equivalent of full time) experience in public or private affordable housing. Experience in financing of affordable housing is desirable.

License or Certificate:

Possession of an appropriate, valid driver's license. An out-of-state valid Motor Vehicle Operator's License will be accepted during the application process, but a valid California license must be obtained within six (6) months of appointment to the position.

PHYSICAL DEMANDS AND WORKING ENVIRONMENT

The conditions herein are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential job functions.

Environment: Work is performed primarily in a standard office setting with travel to different sites; incumbents may be required to work extended hours including evenings and weekends and may be required to travel outside City boundaries to attend meetings.

Physical: Primary functions require sufficient physical ability and mobility to work in an office setting; to stand or sit for prolonged periods of time; to occasionally stoop, bend, kneel, crouch, reach, and twist; to lift, carry, push, and/or pull moderate amounts of weight; to operate office equipment requiring repetitive hand movement and fine coordination including use of a computer keyboard; to travel to other locations using various modes of private and commercial transportation; and to verbally communicate to exchange information.

Part-Time, Hourly

Created: September 2019

This class specification identifies the essential functions typically assigned to positions in this class. Other duties <u>not described</u> may be assigned to employees in order to meet changing business needs or staffing levels but will be reasonably related to an employee's position and qualifications. Other duties outside of an individual's skill level may also be assigned on a short term basis in order to provide job enrichment opportunities or to address emergency situations.

ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE: Regular Meeting of September 10, 2019

TO: Honorable Mayor and Members of the City Council

SUBMITTED BY: Ron Bernal, City Manager

SUBJECT: 701 Wilbur Avenue Code Enforcement Violations

RECOMMENDED ACTION

It is recommended that the City Council discuss and provide direction to the City Manager.

FISCAL IMPACT

There is no fiscal impact associated with this item.

DISCUSSION

The property owner at 701 Wilbur Avenue has been renting space to recreational vehicles ("RVs") and trailers for over ten years. Attempts to work cooperatively with the property owner to resolve the unpermitted uses on this property have been unsuccessful resulting in violations and citations for ongoing unpermitted occupied RVs and an unpermitted RV storage facility. The deadline for bringing the property into compliance is October 1, 2019. Bringing the property into compliance will result in the displacement of persons currently occupying the RVs and trailers.

The property owner has told me that he has issued each occupant a 60-day Notice to Vacate effective October 1, 2019. The owner and tenants have attended and spoke at recent public meetings about the difficulty of finding alternative locations for their mobile homes.

The property in question has a High Density Residential General Plan Land Use designation and R-25 Zoning designation meaning up to 25 units per acre. Past attempts to entitle low income multi-family housing on this and the adjacent parcel have been unsuccessful to date.

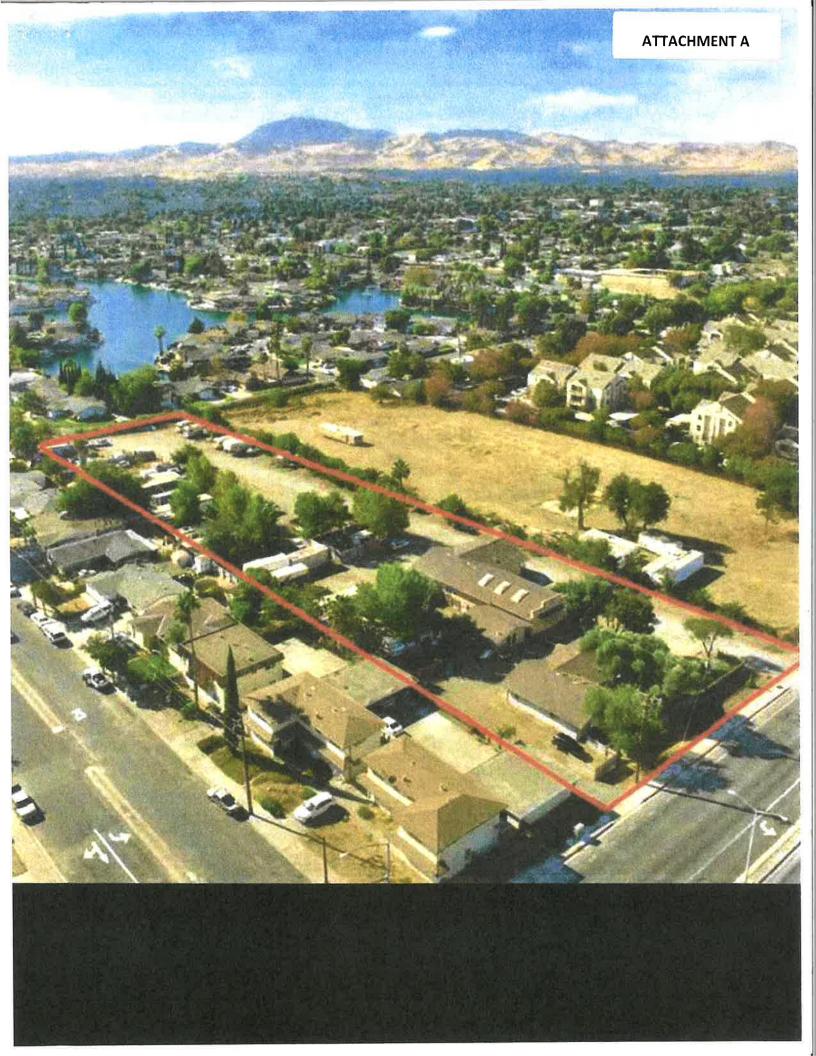
Staff has not been involved in the relocation efforts to date nor has the property owner attempted to rezone his property to a use that would allow the current occupancy.

Without relieving the property owner of his responsibility to bring the property into compliance by October 1st, I am seeking Council direction on: (1) whether to investigate

and recommend relocation opportunities and means of assistance for the current tenants, and (2) whether to research and return to City Council with recommendations concerning the feasibility of rezoning of the property to bring it into compliance with the current uses.

ATTACHMENTS

A. Map – 701 Wilbur Avenue



STAFF REPORT TO THE CITY COUNCIL

DATE:	Regular Meeting of September 10, 2019
то:	Honorable Mayor and Members of the City Council
SUBMITTED BY:	Nickie Mastay, Administrative Services Director
APPROVED BY:	Thomas Lloyd Smith, City Attorney TC 5
SUBJECT:	Creation of City-School Standing Committee

RECOMMENDED ACTION

It is recommended that the City Council:

- 1) Adopt a resolution to form a City-School Standing Committee.
- 2) Confirm the appointment of the two (2) members of the standing committee.

FISCAL IMPACT

There is no fiscal impact.

DISCUSSION

Standing committees have either (1) a continuing subject matter jurisdiction or (2) a meeting schedule fixed by charter, ordinance, resolution or formal action of a legislative body and are subject to the Brown Act. The Brown Act requires legislative bodies to, among other things, publicly post agendas for upcoming meetings and allow public access and participation in meetings.

At the August 27, 2019 City Council meeting, the City Council decided that the City/School Ad Hoc Committee should be a Standing Committee, the City/School Committee. This standing committee would build a continued relationship with the school district and discuss cross promotion with the school district in areas to support youth. One possible task of this committee would be to attend and possibly participate in school district meetings.

The City-School Ad Hoc Committee members were Mayor Pro Tem Motts and Council Member Ogorchock.

ATTACHMENT

A. Resolution

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH FORMING THE CITY-SCHOOL STANDING COMMITTEE

WHEREAS, the City Council formed the City-School Ad Hoc Committee on February 5, 2019 with a focus on building the relationship between the City and the Antioch Unified School District;

WHEREAS, on August 27, 2019, the City Council discussed replacing the City-School Ad Hoc Committee with a City-School Standing Committee to support regular communication, planning and relationship building activities between the City and the Antioch Unified School District; and

WHEREAS, standing committees are subject to the Brown Act and have continuing subject matter jurisdiction and/or a fixed meeting schedule.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Antioch that <u>[Insert Name]</u> and <u>[Insert Name]</u> are appointed to the City-School Standing Committee, which shall support regular communication, planning, and relationship building activities between the City of Antioch and the Antioch Unified School District.

* * * * * * * * *

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 10th day of September, 2019, bythe following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

STAFF REPORT TO THE CITY COUNCIL

DATE:	Regular Meeting of September 10, 2019
TO:	Honorable Mayor and Members of the City Council
SUBMITTED BY:	Nickie Mastay, Administrative Services Director
APPROVED BY:	Thomas Lloyd Smith, City Attorney
SUBJECT:	Creation of a Sexual Violence Prevention Ad Hoc Committee

RECOMMENDED ACTION

It is recommended that the City Council take the following actions:

- 1) Adopt a resolution to form the Sexual Violence Prevention Ad Hoc Committee;
- Confirm the appointment of two (2) members for the Sexual Violence Prevention Ad Hoc Committee; and
- 3) Confirm the duration of the Sexual Violence Prevention Ad Hoc Committee.

FISCAL IMPACT

The recommended action has no direct fiscal impact on City finances.

DISCUSSION

At the August 27, 2019 City Council meeting, City Council decided to disband the Human Trafficking Ad Hoc Committee. The City Council then discussed and provided direction to staff regarding the formation of the Sexual Violence Prevention Ad Hoc Committee. Council member Wilson stated that there is work currently being done with the District Attorney's office and the Family Justice Center in the area of sexual violence prevention. It was discussed that the duration of the Sexual Violence Prevention Ad Hoc Committee would be approximately nine (9) months.

The Human Trafficking Ad Hoc Committee members were Mayor Pro Tem Motts and Council Member Wilson.

ATTACHMENT

A. Resolution

9 Agenda Item #

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH TO FORM A SEXUAL VIOLENCE PREVENTION AD HOC COMMITTEE FOR A PERIOD OF APPROXIMATELY *[INSERT DURATION]*

WHEREAS, the City Council formed a Human Trafficking Ad Hoc Committee at the February 5, 2019 City Council meeting;

WHEREAS, on August 27, 2019 the City Council decided to disband the Human Trafficking Ad Hoc Committee;

WHEREAS, on August 27, 2019 the City Council decided to form the Sexual Violence Prevention Ad Hoc Committee to provide a means for the City Council to determine whether a Sexual Violence Prevention Standing Committee is desirable and, if so, to research, design and propose goals, objectives, and responsibilities for such a standing committee; and

WHEREAS, the Sexual Violence Prevention Ad Hoc Committee will report back to the City Council prior to and upon termination in approximately <u>[Insert Duration]</u> to determine if the ad hoc committee should become a standing committee on a specific subject matter on a continual basis or continue as an ad hoc committee for a limited period of time to address a specific need or purpose.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Antioch that *[Insert Name]* and *[Insert Name]* are appointed to the Sexual Violence Prevention Ad Hoc Committee and are to report back to the City Council prior to and upon the ad hoc committee's termination in approximately *[Insert Duration]*.

* * * * * * * *

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 10th day of September, 2019, by the following vote:

AYES:

*

NOES:

ABSTAIN:

ABSENT:



STAFF REPORT TO THE CITY COUNCIL

DATE:	Regular Meeting of September 10, 2019
TO:	Honorable Mayor and Members of the City Council
SUBMITTED BY:	Nickie Mastay, Administrative Services Director
APPROVED BY:	Ron Bernal, City Manager
SUBJECT:	City Council Overnight Travel – National Strategy Convening on Ending Human Trafficking Conference

RECOMMENDED ACTION

It is recommended that the City Council discuss and appoint up to two (2) Council Members for travel to Arlington, Virginia, October 2 - 3, 2019 for the National Strategy Convening on Ending Human Trafficking in the Illicit Massage Industry conference. It is further recommended that the City Council authorize the associated meeting expenses in an amount not to exceed \$1,869 per participant.

FISCAL IMPACT

The estimated cost is \$1,869 per person. The estimated cost for two City Council members is \$3,738.

DISCUSSION

This conference will bring together counter-trafficking partners at the local, state, and federal levels from across the country to present the progress that they have made on this issue in their communities. Currently the RSVP list has more than 150 people representing 25+ states. There has never been a convening like this specifically on illegal massage businesses with this national of a draw of people and states.

The conference will have presenters with cross-disciplinary and multi-jurisdictional illegal massage business knowledge and the learning and networking from this conference will include federal, state law enforcement, local law enforcement, expert service providers, researchers, prosecutors, data and tech companies, philanthropists, people from the massage profession, etc.

Since California has the most illegal massage businesses (3,000 +), if Cities and Counties could disrupt and shutdown some of these businesses, this would disrupt the criminal networks that run illegal massage businesses on a national scale.

ATTACHMENTS

- A. Estimated cost based upon IRS Publication 1542
 B. Draft Agenda National Strategy Convening: Large Scale Disruption of Human Trafficking in the Illicit Massage Industry
- C. Travel and Expense Policy Elected and Appointed Officials

National Strategy Convening on Ending Human Trafficking in the Illicit Massge Industry Arlington Virginia (District of Columbia) Cost Estimate

Flight	750.00
Lodging	753.00
Meals	266.00
Uber	100.00

Estimated Cost

1,869.00



GSA U.S. General Services Administration

FY 2019 Per Diem Rates for District of Columbia, Virginia

Max lodging by month (excluding taxes.)

PrimaryDestination	County	2018Oct	Nov	Dec	2019Jan	Feb	Mar	Apr	Мау	Jun	Jul	Aug	Sep
District of Columbia	Washington DC (also the cities of Alexandria, Falls Church and Fairfax, and the counties of Arlington and Fairfax, in Virginia; and the counties of Montgomery and Prince George's in Maryland)	\$251	\$181	\$181	\$181	\$181	\$251	\$251	\$251	\$251	\$179	\$179	\$251



GSA U.S. General Services Administration

FY 2019 Per Diem Rates for District of Columbia, Virginia

Meals & Incidentals (M&IE) Breakdown

Primary Destination	County	M&IE Total	Continental Breakfast/Breakfast	Lunch	Dinner	Incidental Expenses	First & LastDay of Travel
District of Columbia	Washington DC (also the cities of Alexandria, Falls Church and Fairfax, and the counties of Arlington and Fairfax, in Virginia; and the counties of Montgomery and Prince George's in Maryland)	\$76	\$18	\$19	\$34	\$5	\$57.00

National Strategy Convening:

Large-Scale Network Disruption of Human Trafficking in the Illicit Massage Industry

GOAL: To gather and build a national network of stakeholders who share a common understanding about the illicit massage industry and its challenges and leave motivated to enact effective strategies against it.

DAY 1 - October 2nd

Welcome and Intro – Framing the Event, Goals of the Convening (9:00 am – 9:15 am)

The Problem (9:15 am – 10:30am) Trafficking in IMBs (10 min) Victim Supply Chains and Common Victim Profiles (10 min) Victim Realities: Life in an IMB and Methods of Force, Fraud, or Coercion (10 mins) How Criminal Networks Behind IMBs Operate, Evolve, and Morph (10 mins) Large Group Discussion/Q&A (35 mins)

Break (10:30 am – 10:45 am)

The Problem (10:45 – 12:00 pm)

Demand at IMBs – Prevalence of Buyers, John Boards, and Common Buyer Profiles (10 mins) Organizational Models of Network Structures (10 mins) Leveraging Data to Understand/Map IMB Networks (10 mins) Massage Schools, Diploma Mills, and Fraud (10 mins) Challenges Facing LE in Investigating IMB Networks (10 mins) Large Group Discussion/Q&A (25 mins)

Lunch and Luncheon Keynote (12:15 – 1:30 pm) Keynote Address – Julia Flynn Siler – Author/Historian – Author of The White Devil's Daughters – Tracing the History of the Sex Trafficking of East Asian Women and Girls in the U.S. Dating back to the 1870's

Emerging Solutions: Engaging and Empowering Survivors (1:30 pm – 2:45 pm) Engaging and Serving Survivors Effectively in a Trauma-informed and Culturally Competent Manner (15 mins) Towards Better Jobs and Economic Self Sufficiency for Survivors to Prevent Victimization (15 mins) Engaging Survivors as Witnesses in Cases (15 mins) Large Group Discussion (15 mins) Q&A (15 mins)

Break (2:45 pm – 3:00 pm)

Emerging Solutions: Law Enforcement Approaches (3:00 pm - 4:30 pm)

Not Just Trafficking: Creating Organized Crime Cases (10 mins) Building Financial Crime Cases Against IMB Networks (10 mins) Highlighted Promising Practices in Investigative Techniques and New Approaches (30 mins) Federal Perspectives on Multi-State IMB Cases (20 mins) Group Discussion/Q&A (15 mins)

Breakout Sessions (4:30pm - 5:00pm)

Possibilities: Large-scale investigations, Small-scale investigations, Victim-Centered Care, Data

DAY 2 - October 3rd

Welcome and Intro – Recap of Day 1 (9:00 am – 9:15 am)

Emerging Solutions: Reducing Demand (9:15 am – 9:45 am) Innovative LE Responses to Demand – John Boards, Operation Dollhouse (10 mins) Innovative NGO Response to Demand – EPIK, Chat Bots (10 mins) Group Q&A (10 mins)

Emerging Solutions: Leveraging Civil Society and Other Approaches (9:45 am – 10:45 am)

Using Code Enforcement and Licensing to Shut Down IMBs (10 mins) Engaging Landlords/Property Owners Who Rent to IMBs (10 mins) Towards Stronger State and Local Laws and Ordinances (10 mins) Working with the Legitimate Massage Profession as Allies (10 mins) Group Q&A (20 mins)

Break: (10:45am - 11:00 am)

Emerging Solutions: Public Awareness and Grassroots Efforts (11:00am – 12:00 pm) Group Discussion and Brainstorming

Lunch and Lunchtime Panel - (12:00 – 1:30 pm) – Panel of Federal Perspectives on IMBs

Emerging Solutions: Collaborative Approaches (1:30 – 2:45 pm) Community Response – Building a better national response network (10 mins) Targeted city-wide approaches (10 mins) Best practices for state-wide approaches (10 mins) Data Sharing to build better multi-state cases against network owners (10 mins) Whole of government approach (10 mins) Group Discussion/Q&A (25 mins)

Break (2:45 pm - 3:00 pm)

Macro Vision and Elements of a National Strategy for Large-scale Network Disruption (3:00 – 3:30 pm XX Remarks)

Breakout Sessions: Strategies for Defeat (3:30 – 4:30 pm) LE best practices, Service provider best practices, Ordinances, Grassroots Efforts

Breakout Reports (4:30 – 5:00 pm)

Day 2 Recap and Send off – 5:15pm

Adjourn – 5:30pm

PURPOSE

This document establishes the expense and reimbursement policy for all Elected and Appointed (non-employee) Officials of the City of Antioch. As Elected Officials, individuals may incur expenses related to the execution of their duties and responsibilities. These expenses may include the following: personal vehicle use, communication needs (cell phones, internet, and personal phone lines, newspaper subscriptions), and conferences and meetings related to the City's interests. As to Appointed Officials on the Administrative Appeals Board, Design Review Board, Economic Development Commission, Parks and Recreation Commission, Planning Commission, Police Crime Prevention Commission and Investment Committee, there may be opportunities for individuals to attend educational seminars or meetings related to the City's interests as approved by the City Council. Therefore, this policy establishes procedures for requesting and receiving payment for expenses incurred while representing the City on official business.

ADOPTION AND IMPLEMENTATION

The Council is responsible for adopting the expense and reimbursement policy for Elected and Appointed Officials and for approving any subsequent policy revisions.

EXCEPTIONS

The City Council may approve exceptions to this policy on a case-by-case basis for special or unique circumstances.

I. PERSONAL VEHICLE USE

In recognition of the fact that Elected Officials may use their private vehicles while performing their duties, a monthly vehicle allowance will be provided, as allowed pursuant to California Government Code section 1223. In addition to expenses associated with direct use of a private vehicle, this allowance shall also cover related expenses such as bridge tolls and routine parking fees. In order to be eligible for the reimbursement allowance, Elected Officials shall annually provide proof of liability insurance to the City Clerk. The monthly cap on reimbursement of automobile expenses for personal vehicle usage shall be as follows: Mayor: \$450; Council Members: \$350; City Clerk: \$350; City Treasurer: \$350.

II. COMMUNICATION EQUIPMENT AND SERVICES

In recognition of the fact that City Council members have a significant responsibility to stay in touch with their constituents and City management employees, reimbursement of communication equipment shall be allowed for cell phone service and equipment, internet service and equipment, local and long distance telephone and fax line service and equipment. Individual council members will be responsible for establishing their own communication service providers and all bills for such service will be paid by the individual. Expense reports shall be submitted on the City's form within 30 days of an expense being incurred. The monthly cap on reimbursement of communication equipment and services shall be as follows: Mayor \$100; Council Members \$50. Any communication service expenditures beyond that amount will be borne by the individual elected official.

III. MEMBERSHIPS

The City Council shall decide which groups to join as an entity, such as the League of California Cities or the Antioch Chamber of Commerce, through City Council action including the budget process. Individual memberships in groups by Elected or Appointed Officials shall be the personal expense of those individuals unless otherwise approved in advance by the City Council.

IV. LOCAL CITY EVENTS

Elected City Officials may be reimbursed for the cost of attending local events related to the City's business upon completion of an expense report and documentation of expenses. City funds shall not be used to purchase alcohol or reimburse Elected Officials for alcohol related costs, unless as part of a set price for the event that happens to include alcohol. If a guest accompanies an Elected Official, only the cost of the Elected Official will be reimbursed.

V. TRAVEL

In recognition of the fact that Elected Officials may need to represent the City at conferences and meetings and may incur expenses in the course of their travel, this policy establishes procedures for requesting and receiving payment for travel and travel-related expenditures. Appointed Officials must be specifically authorized by the City Council to attend educational seminars or other meetings in order to seek reimbursement.

(A) **PROCEDURE**

The key document in the administrative process is the Travel Authorization/Warrant Request (TA/WR). Besides ensuring that travel by Elected and Appointed Officials is conducted within this policy, the TA/WR summarizes the total cost of attending conferences, meetings, and seminars and provides documentation for cash advances, vendor payments and credit card purchases. General instructions for completing and processing this form are provided in a separate document.

(B) AUTHORIZATION PROCESSS

All travel by an Appointed Official shall be pre-approved by having the item placed on the City Council Consent Calendar. Overnight travel by an Elected Official, shall be pre-approved by having the item placed on the City Council Consent Calendar.

After travel, the Travel Authorization report must be finalized. Finance will review for receipts and policy compliance.

(C) METHODS OF REIMBURSEMENT

There are three ways to request and receive payment for travel and travel- related expenditures: (1) advance payment, (2) reimbursement for actual expenditures, and (3) credit card usage.

(1) <u>Advance payments:</u> Elected Officials may request a cash advance for meals. The advance will be within the IRS approved per diem rates for meals and incidental expenses (M&IE) for the location/area visited as listed in Publication 1542. The value of meals provided at conferences, training, or other travel programs will be deducted from the cash advance at the following rate:

Breakfast - 20% Lunch - 30% Dinner - 50%

Other items, such as conference registration, lodging, and air fare may be paid directly to the vendor in advance of travel.

Upon return from travel, all cash advances must be documented with original itemized receipts.

(2) <u>Reimbursement:</u> Elected and Appointed Officials shall be reimbursed for all eligible expenditures upon return from travel for items that have original receipts. A Travel Authorization/Warrant Request with original receipts will be paid by Finance within the regular accounts payable time

schedule. Reimbursement claims should be submitted within 30 days from the return from travel, and no reimbursements may be made that cross over fiscal years.

(3) <u>Credit Card Usage</u>: Elected and Appointed Officials may use personal credit cards to pay for travel expenses. Original receipts must be included with the Travel Authorization/Warrant Request to be eligible for reimbursement.

(D) ELIGIBLE EXPENDITURES

Meals and Incidental Expenses (M & IE)

• **Meals:** City funds shall not be used to purchase alcohol or reimburse Elected or Appointed Officials for alcohol related costs. Meal costs will be reimbursed as supported by original itemized receipts.

• **Personal Meals:** All expenditures must be documented and reimbursement will not exceed the meal schedule listed above.

• **Business Meals:** To qualify as a business meal, the identity of the participants and the business purpose of the discussion must be substantiated.

• **Incidental Expenses:** Those related to City business will be reimbursed at cost as supported by original receipts (e.g., tolls and taxi cabs).

In no event shall the reimbursement for meals and incidental expenses exceed the IRS approved per diem rates for the location visited as listed in Publication 1542.

• Lodging: The City will pay lodging expenses for Elected or Appointed Officials during official travel requiring one or more overnight stays. The City will pay for lodging for the evening preceding or subsequent to a meeting or business event when the Elected or Appointed Official would have to travel at unreasonably early or late hours to reach his or her destination.

Elected or Appointed Officials shall make an effort to obtain lodging at or near the facility where official City business is to take place to minimize travel time and transportation costs. The City will pay only for standard single rooms for individual Elected Officials. If lodging is in connection with a conference, lodging expenses must not exceed the group rate published by the conference sponsor. If conference rates are not available, government rates must be requested. A

list of hotels offering government rates in different areas of the country is available in the Finance Department. Lodging rates that are equal to or less than the government rates are presumed to be reasonable and hence reimbursable for purposes of this policy.

If a double room is requested by an Elected or Appointed Official because he or she is accompanied by a spouse or other person, the difference between the single and double room rate shall be considered the Elected or Appointed Official's personal expense.

Elected or Appointed Officials shall cancel any reservations for lodging they will not use. Any charge for an unused reservation shall be considered the Elected or Appointed Official's personal expense unless failure to cancel the reservation was due to circumstances beyond the Elected Official's control.

• **Personal Entertainment:** No reimbursement will be made for personal entertainment.

• **Guests:** If a guest accompanies an Elected or Appointed Official, only the cost of the Elected or Appointed Official will be reimbursed. All costs above a single person will be borne by the Elected or Appointed Official.

• **Discounts:** If offered early registrations should be obtained whenever possible.

• **Telephone/Internet:** The City will pay for all City-related business telephone calls or internet use by an Elected or Appointed Official while traveling on authorized City business. If approved prior to travel, the City may pay for personal internet use up to \$5.00 per day for authorized overnight business travel within California and up to \$10.00 per day for all other authorized overnight business travel.

• **Transportation:** All travel will be made by the method most cost effective for the City. Considerations such as time, distance traveled and cost of transportation should be factors in arriving at the lowest cost.

Elected and Appointed Officials shall endeavor to book air travel to take advantage of discounts and nonrefundable ticket fares where practical. All flights shall be booked at coach class or equivalent level. Any additional costs incurred due to personal travel added on before or after the trip will be paid by the Elected or Appointed Official.

Elected and Appointed Officials are encouraged to use their personal vehicles as transportation to and from airports. The cost of traveling from home to the airport will be paid for from monthly stipend. If a personal vehicle is left at the airport for more than one day, parking will be reimbursed per day based on long term parking rates or other transportation to and from the airport, whichever is less. Parking will not be reimbursed at the short-term parking rate.

The use of rental vehicles is discouraged and shall be authorized only when no other mode of transportation is available or when alternate transportation would be more expensive or impractical. Elected or Appointed Officials must understand that the City's vehicle insurance coverage does not cover the individual driver of a rental car. Therefore, the City Official shall confirm personal coverage under their personal insurance or purchase additional insurance from the rental agency at their own expense. Rental vehicles shall be driven only by Elected or Appointed Officials included on the car rental agreement. Elected or Appointed Officials shall be reimbursed for reasonable taxi fare, airport van, or other public transportation in order to travel from their destination airport to their hotel.

VI. REPORTING OF EXPENDITURES

If the City reimburses an Elected or Appointed Official for attending a "meeting" as defined under the Brown Act¹, the Official shall provide a brief written or oral report regarding the "meeting" at the next regular meeting of the Council or applicable commission, board or committee to which the Official belongs. For other educational seminars or events for which expenses were reimbursed by the City, the Official may provide a brief written or oral report at the next regularly scheduled meeting of the Council or applicable commission, board or committee to which the Official belong or oral report at the next regularly scheduled meeting of the Council or applicable commission, board or committee to which the Official belongs.

VII. ACKNOWLEDGEMENT

After being sworn in, Elected or Appointed Officials will be required to sign a statement formally acknowledging receipt and acceptance of this policy.

¹ The Brown Act (California Government Code section 54952.2) defines a meeting as including "any congregation of majority of the members of a legislative body at the same time and place to hear, discuss, or deliberate upon any item that is within the subject matter jurisdiction of the legislative body or the local agency to which it pertains."

ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE: Regular Meeting of September 10, 2019

TO: Honorable Mayor and Members of the City Council

SUBMITTED BY: Nickie Mastay, Administrative Services Director

SUBJECT: New Class Specification, Assignment of a Salary Range, Assignment of the Classification to the Bargaining Unit, and Authorization the Appropriate Budget Adjustment for Animal Services Technician

RECOMMENDED ACTION

It is recommended that the City Council adopt a resolution approving a new class specification for Animal Services Technician, assigning a salary range, assigning the classification to the Operating Engineers Local Union No. 3 Bargaining Unit, and authorizing the appropriate budget adjustments.

FISCAL IMPACT

The salary range (without benefits) for one (1) Animal Services Technician is \$41,604 - \$50,568. The total annual range of cost of funding one (1) Animal Services Technician is (Step A – Step E) \$88,303 - \$99,936.

The FY2019/20 Budget appropriated \$63,820 with a \$30,000 part-time salary savings for a net appropriation of \$33,820 for a six-month timeframe for two (2) Animal Services Technicians. The FY2020/21 Budget appropriated \$137,204 with a \$60,000 part-time salary savings for a net appropriation of \$77,204. At the time of budget preparation, the estimated cost of this position was budgeted based upon the part-time salary schedule for an Animal Care Attendant.

Staff has determined that the Animal Services Technician position and associated duties will require an additional appropriation in the Animal Services Fund to be funded from the General Fund. The additional appropriation for FY2019/20 is estimated to be \$24,483 and for FY2020/21 the estimated additional appropriation is \$53,727.

DISCUSSION

When the City Council adopted the FY19 – 21 Budget, this classification was titled Animal Care Attendant and budgeted based upon the part-time salary schedule. When senior management staff discussed this classification in depth, it was decided that this classification should have more duties than an Animal Care Attendant and the title of

this classification should be kept separate from the title on the part-time salary schedule. Since this position will be full-time and assigned to a bargaining unit the title of Animal Services Technician is appropriate for this classification. Some of the duties of this classification are:

- Monitors and observes animals for signs of illness or injury, and reports symptoms to the Supervisor, Registered Veterinary Technician, Manager or Doctor of Veterinary Medicine
- Assists with euthanasia and disposal of animals
- Assists Registered Veterinary Technician with intake procedures including, but not limited to, scanning for microchips, vaccinating, treatment for parasites, etc.
- Maintains appearance of shelter, cleans and maintains building and grounds areas at the shelter, including janitorial work, grounds-keeping and small repair work

Also, this classification will be required to obtain a certificate for the euthanization of animals before the end of the probationary period.

The following is a list of agencies with comparable positions and salary ranges (without benefits):

- Contra Costa County, position titled Animal Center Technician with an annual salary range (without benefits) of \$42,954 \$52,211
- City of Hayward, position titled Animal Care Attendant with an annual salary range (without benefits) \$49,899 \$59,259
- City of Berkeley, position titled Animal Services Assistant with an annual salary range (without benefits) \$60,859 \$64,286

Please refer to Attachment A for the details of the Animal Services Technician class specification.

ATTACHMENTS

A. Resolution

Exhibit A to Resolution – Animal Services Technician Class Specification

RESOLUTION NO. 2019/**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH APPROVING A NEW CLASS SPECIFICATION FOR ANIMAL SERVICES TECHNICIAN, ASSIGNING A SALARY RANGE, ASSIGNING THE CLASSIFICATION TO THE OPERATING ENGINEERS UNION LOCAL NO. 3 BARGAINING UNIT AND AUTHORIZING THE APPROPRIATE BUDGET ADJUSTMENTS

WHEREAS, the City has an interest in the effective and efficient management of the classification plan;

WHEREAS, the City aims to achieve continued focused, timely, and targeted recruitment responsive to department needs;

WHEREAS, staff has determined that a new classification of Animal Services Technician is needed;

WHEREAS, staff recommends a salary range for the Animal Services Technician classification of \$3,467 - \$4,214 per month; and

WHEREAS, the Operating Engineers Union Local No. 3 Bargaining Unit has reviewed and approved the class specification.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Antioch as follows:

<u>Section 1.</u> The class specification for the classification of Animal Services Technician, attached hereto as Exhibit "A", is hereby adopted and incorporated by reference into the City of Antioch Employees' Classification System.

<u>Section 2.</u> The Animal Services Technician classification is hereby assigned a monthly salary range of \$3,467 - \$4,214.

<u>Section 3.</u> The Animal Services Technician classification is hereby assigned to the Operating Engineers Union Local No. 3 Bargaining Unit.

<u>Section 4.</u> The Finance Director is hereby authorized to make the necessary adjustments to the fiscal year 2019/20 and fiscal year 2020/21 budget to carryout Sections 1, 2, and 3 of this resolution upon its adoption and passage.

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

* * * * * * * * * *

RESOLUTION NO. 2019/** September 10, 2019

Page 2

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 10th day of September, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ARNE SIMONSEN, CMC CITY CLERK OF THE CITY OF ANTIOCH

CITY OF ANTIOCH

ANIMAL SERVICES TECHNICIAN

Class specifications are intended to present a descriptive list of the range of duties performed by employees in the class. Specifications are **<u>not</u>** intended to reflect all duties performed within the job.

SUMMARY DESCRIPTION

Under general supervision, perform a variety of duties related to care of animals and facility maintenance. This class is distinguished from the Animal Control Officer in that work consists of the care and placement of animals and the cleaning and maintenance of the facility.

REPRESENTATIVE DUTIES

The following duties are typical for this classification. Incumbents may not perform all of the listed duties and/or may be required to perform additional or different duties from those set forth below to address business needs and changing business practices.

- 1. Handles animals humanely and according to shelter policies and procedures.
- 2. Receives animals at the shelter, isolating those showing signs of disease from healthy ones.
- 3. Monitors and observes animals for signs of illness or injury, and reports symptoms to the Supervisor, Registered Veterinary Technician, Manager or Doctor of Veterinary Medicine.
- 4. Cleans, disinfects and maintains kennels and kennel area; performs dishwashing and laundering tasks.
- 5. Maintains a computerized log and record of all animals at the shelter.
- 6. Maintains inventories and supplies of food, medicines and controlled drugs, completing all necessary forms.
- 7. Maintains appearance of shelter, cleans and maintains building and grounds areas at the shelter, including janitorial work, grounds-keeping and small repair work.
- 8. Feeds and cares for animals, bathes animals and performs related animal grooming and care.
- 9. Responds to questions from the public about animal breeds, temperament and adoptions; advises public on appropriate choices for adoption and the proper care, treatment and control of animals.
- 10. Assists with euthanasia and disposal of animals.
- 11. Assists Registered Veterinary Technician with intake procedures including, but not limited to, scanning for microchips, vaccinating, treatment for parasites, etc.
- 12. Assist Shelter visitors with claiming and obtaining animals.
- 13. Assists in opening and closing of facility.

CITY OF ANTIOCH ANIMAL CARE TECHNICIAN (CONTINUED)

- 14. May direct and assist shelter volunteers in handling of animals and performance of volunteer work
- 15. Perform related duties as assigned.

QUALIFICATIONS

The following generally describes the knowledge and ability required to enter the job and/or be learned within a short period of time in order to successfully perform the assigned duties.

Knowledge of:

- Proper handling, feeding, and general care of animals.
- Industrial cleaning methods, procedures, materials and equipment common to an animal shelter.
- Symptoms and behavior associated with common diseases of animals, such as rabies.
- Office procedures, methods, and equipment including computers and applicable software applications such as word processing, spreadsheets, and databases.
- Occupational hazards and standard safety practices.

Ability to:

- Establish and maintain positive and effective working relationships and communicate effectively and courteously with other City employees and members of the public.
- Learn and apply policies and procedures relating to shelter operations and animal care, feeding, handling, adoption, euthanasia and disposal.
- Learn to operate various equipment and tools used in the operation of an animal shelter.
- Learn and understand state and local laws, code and ordinances relating to the care, keeping, treatment and impounding of animals.
- Learn to recognize a variety of zoonotic and animal related disease.
- Work with a variety of chemicals and disinfectants.
- Work in a noisy and odorous environment.
- Accurately document information pertaining to animal location in database used at the animal shelter
- Complete routine assignments without immediate supervision and within established timeframes.
- Perform a variety of manual tasks without immediate supervision.
- Use good judgment and common sense in handling difficult situations.
- Communicate clearly and concisely, both orally and in writing.
- Establish and maintain effective working relationships with those contacted in the course of work.

Education and Experience Guidelines

Education/Training:

Equivalent to the completion of the twelfth grade (such as possession of a High School diploma or GED), and

Experience:

Six (6) months experience involving customer contact and handling animals

License or Certificate:

Possession of an appropriate, valid driver's license. An out-of-state valid Motor Vehicle Operator's License will be accepted during the application process, but a valid California license must be obtained within six (6) months of appointment to the position.

The ability to obtain during probationary period, a certificate for the euthanization of animals.

PHYSICAL DEMANDS AND WORKING ENVIRONMENT

The conditions herein are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential job functions.

Environment: Work is performed primarily in an office, kennel, and field environment; exposure to a variety of domestic and wild animals; exposure to infectious animal diseases, animal wastes, animal bites, and allergens, and inclement weather conditions; incumbents may be required to work extended hours including evenings, weekends, and holidays.

Physical: Primary functions require sufficient physical ability and mobility to travel to various locations to pick up and dispose of animals; exert physical strength when handling animals and livestock; ability to humanely restrain animals when necessary; assess medical and behavior changes in animals both visually and audibly; to stand or sit for prolonged periods of time; stoop, bend, kneel, crouch, reach, and twist; to lift, carry, push, and/or pull moderate to heavy amounts of weight; to operate office equipment including use of a computer keyboard; to operate assigned equipment and vehicle; and to verbally communicate to exchange information.

FLSA: Non-Exempt

Created: August 2019

This class specification identifies the essential functions typically assigned to positions in this class. Other duties <u>not described</u> may be assigned to employees in order to meet changing business needs or staffing levels but will be reasonably related to an employee's position and qualifications. Other duties outside of an individual's skill level may also be assigned on a short term basis in order to provide job enrichment opportunities or to address emergency situations.

ANTIOCH CALIFORNIA

STAFF REPORT TO THE CITY COUNCIL

DATE: Regular Meeting of September 10, 2019

TO: Honorable Mayor and Members of the City Council

SUBMITTED BY: Nickie Mastay, Administrative Services Director

SUBJECT: League of California Cities Annual Conference Resolutions Packet

RECOMMENDED ACTION

It is recommended that the City Council review and discuss the League of California Cities Annual Conference Resolutions Packet and provide direction to the voting delegate (Councilmember Ogorchock).

FISCAL IMPACT

There is no fiscal impact

DISCUSSION

At the June 25, 2019 City Council meeting, the City Council appointed Councilmember Ogorchock as our 2019 voting delegate for the League of California Cities Annual Conference. Councilmember Ogorchock will be representing Antioch's vote on two (2) resolutions before the League General Assembly. This is the opportunity for the City Council to discuss the resolutions and provide direction to Councilmember Ogorchock as to the City's intended vote. The resolutions are:

- Resolution of the League of California Cities calling on the California Public Utilities Commission to amend Rule 20A to add projects in a very high fire hazard severity zones to the list of eligibility criteria and to increase funding allocation for Rule 20A projects.
- 2) A Resolution calling upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean.

The background and analysis of these resolutions are included in the attached packet.

ATTACHMENTS

A. League of California Cities Annual Conference Resolutions Packet.



Annual Conference Resolutions Packet

2019 Annual Conference Resolutions



Long Beach, California

October 16 – 18, 2019

INFORMATION AND PROCEDURES

<u>RESOLUTIONS CONTAINED IN THIS PACKET</u>: The League bylaws provide that resolutions shall be referred by the president to an appropriate policy committee for review and recommendation. Resolutions with committee recommendations shall then be considered by the General Resolutions Committee at the Annual Conference.

This year, <u>two resolutions</u> have been introduced for consideration at the Annual Conference and referred to League policy committees.

POLICY COMMITTEES: Two policy committees will meet at the Annual Conference to consider and take action on the resolutions referred to them. The committees are: Environmental Quality and Transportation, Communication & Public Works. The committees will meet from 9:00 - 11:00 a.m. on Wednesday, October 16, at the Hyatt Regency Long Beach. The sponsors of the resolutions have been notified of the time and location of the meeting.

GENERAL RESOLUTIONS COMMITTEE: This committee will meet at 1:00 p.m. on Thursday, October 17, at the Hyatt Regency Long Beach, to consider the reports of the policy committees regarding the resolutions. This committee includes one representative from each of the League's regional divisions, functional departments and standing policy committees, as well as other individuals appointed by the League president. Please check in at the registration desk for room location.

ANNUAL LUNCHEON/BUSINESS MEETING/GENERAL ASSEMBLY: This meeting will be held at 12:30 p.m. on Friday, October 18, at the Long Beach Convention Center.

PETITIONED RESOLUTIONS: For those issues that develop after the normal 60-day deadline, a resolution may be introduced at the Annual Conference with a petition signed by designated voting delegates of 10 percent of all member cities (48 valid signatures required) and presented to the Voting Delegates Desk at least 24 hours prior to the time set for convening the Annual Business Meeting of the General Assembly. This year, that deadline is 12:30 p.m., Thursday, October 17. Resolutions can be viewed on the League's Web site: www.cacities.org/resolutions.

Any questions concerning the resolutions procedures may be directed to Carly Shelby <u>cshelby@cacities.org</u> 916-658-8279 or Nick Romo <u>nromo@cacities.org</u> 916-658-8232 at the League office.

GUIDELINES FOR ANNUAL CONFERENCE RESOLUTIONS

Policy development is a vital and ongoing process within the League. The principal means for deciding policy on the important issues facing cities is through the League's seven standing policy committees and the board of directors. The process allows for timely consideration of issues in a changing environment and assures city officials the opportunity to both initiate and influence policy decisions.

Annual conference resolutions constitute an additional way to develop League policy. Resolutions should adhere to the following criteria.

Guidelines for Annual Conference Resolutions

- 1. Only issues that have a direct bearing on municipal affairs should be considered or adopted at the Annual Conference.
- 2. The issue is not of a purely local or regional concern.
- 3. The recommended policy should not simply restate existing League policy.
- 4. The resolution should be directed at achieving one of the following objectives:
 - (a) Focus public or media attention on an issue of major importance to cities.
 - (b) Establish a new direction for League policy by establishing general principles around which more detailed policies may be developed by policy committees and the board of directors.
 - (c) Consider important issues not adequately addressed by the policy committees and board of directors.
 - (d) Amend the League bylaws (requires 2/3 vote at General Assembly).

LOCATION OF MEETINGS

Policy Committee Meetings

Wednesday, October 16, 9:00 – 11:00 a.m. Hyatt Regency Long Beach 200 South Pine Avenue, Long Beach

The following committees will be meeting:

- 1. Environmental Quality 10:00 11:00 a.m.
- 2. Transportation, Communication & Public Works 9:00 10:00 a.m.

General Resolutions Committee

Thursday, October 17, 1:00 p.m. Hyatt Regency Long Beach 200 South Pine Avenue, Long Beach

Annual Business Meeting and General Assembly Luncheon

Friday, October 18, 12:30 p.m. Long Beach Convention Center 300 East Ocean Boulevard, Long Beach

KEY TO ACTIONS TAKEN ON RESOLUTIONS

Γ

Resolutions have been grouped by policy committees to which they have been assigned.

Number	Key Word Index		Review	ving Body	Action
			1	2	3
		to G 2 – Ger Resolu	eneral Res	solutions C mittee	nmendation committee

ENVIRONMENTAL QUALITY POLICY COMMITTEE

		1	2	5
1	Amendment to Rule 20A			
2	International Transboundary Pollution Flows			

TRANSPORTATION, COMMUNICATION & PUBLIC WORKS POLICY COMMITTEE

1 Amendment to Rule 20A		

Information pertaining to the Annual Conference Resolutions will also be posted on each committee's page on the League website: <u>www.cacities.org</u>. The entire Resolutions Packet is posted at: <u>www.cacities.org/resolutions</u>.

KEY TO ACTIONS TAKEN ON RESOLUTIONS (Continued)

Resolutions have been grouped by policy committees to which they have been assigned.

KEY TO REVIEWING BODIES

- Policy Committee
 General Resolutions Committee
- 3. General Assembly

ACTION FOOTNOTES

- * Subject matter covered in another resolution
- ****** Existing League policy
- *** Local authority presently exists

KEY TO ACTIONS TAKEN

А Approve D Disapprove Ν No Action R Refer to appropriate policy committee for study Amend+ а Aa Approve as amended+ Approve with additional amendment(s)+ Aaa Ra Refer as amended to appropriate policy committee for study+ Raa Additional amendments and refer+ Amend (for clarity or brevity) and Da Disapprove+ Na Amend (for clarity or brevity) and take No Action+ W Withdrawn by Sponsor

Procedural Note:

The League of California Cities resolution process at the Annual Conference is guided by League Bylaws. A helpful explanation of this process can be found on the League's website by clicking on this link: Guidelines for the Annual Conference Resolutions Process.

Policy Committee Action	General Resolutions Committee Action	Calendar
Approve	Approve	Consent Calendar ¹
Approve	Disapprove or Refer	Regular Calendar ²
Disapprove or Refer	Approve	Regular Calendar
Disapprove or Refer	Disapprove or Refer	Does not proceed to General Assembly

REGULAR RESOLUTIONS

PETITION RESOLUTIONS

Policy Committee Action	General Resolutions Committee Action	Calendar
Not Heard in Policy Committee	Approve	Consent Calendar
Not Heard in Policy Committee	Disapprove or Refer	Regular Calendar
Not Heard in Policy Committee	Disqualified per Bylaws Art.	Does not proceed to General
	VI	Assembly

Resolutions

- Submitted 60 days prior to conference *Bylaws Article VI, Sec. 4(a)*
- Signatures of at least 5 supporting cities or city officials submitted with the proposed resolution *Bylaws Article VI, Sec. 2*
- Assigned to policy committee(s) by League president *Bylaws Article VI, Sec. 4(b)(i)*
- Heard in policy committee(s) and report recommendation, if any, to GRC *Bylaws Article VI, Sec.* 4(b)(ii)
- Heard in GRC
 - Approved by policy committee(s) and GRC, goes on to General Assembly on consent calendar 2006 General Assembly Resolution Sec. 2(C)
 - If amended/approved by all policy committee(s) to which it has been referred and disapproved by GRC, then goes on to General Assembly on the regular calendar. If not all policy committees to which it has been referred recommend amendment or approval, and the GRC disapproves or refers the resolution, the resolution does not move to the General Assembly 2006 General Assembly Resolution Sec. 2(A),(C); 1998 General Assembly Resolution, 1st Resolved Clause
 - If disapproved by all policy committees to which it has been referred and disapproved by the GRC, resolution does not move to the General Assembly 2006 General Assembly Resolution Sec. 2(C)
- Heard in General Assembly

¹ The consent calendar should only be used for resolutions where there is unanimity between the policy committees and the GRC that a resolution should be approved by the General Assembly, and therefore, it can be concluded that there will be less desire to debate the resolution on the floor.

² The regular calendar is for resolutions for which there is a difference in recommendations between the policy committees and the GRC.

Petitioned Resolutions

- Submitted by voting delegate *Bylaws Article VI, Sec. 5 (a)*
- Must be signed by voting delegates representing 10% of the member cities *Bylaws Article VI, Sec. 5* (*c*)
- Signatures confirmed by League staff
- Submitted to the League president for confirmation 24 hours before the beginning of the General Assembly. *Bylaws Article VI, Sec. 5 (d)*
- Petition to be reviewed by Parliamentarian for required signatures of voting delegates and for form and substance *Bylaws Article VI, Sec. 5(e)*
- Parliamentarian's report is presented to chair of GRC
- Will be heard at GRC for action (GRC cannot amend but may recommend by a majority vote to the GA technical or clarifying amendments) 2006 General Assembly Resolution sec. 6(A), (B)
- GRC may disqualify if:
 - Non-germane to city issues
 - Identical or substantially similar in substance to a resolution already under consideration *Bylaws Article VI, Sec. 5(e)*, (f)
- Heard in General Assembly
 - General Assembly will consider the resolution following the other resolutions³ Bylaws Article VI, Sec. 5(g)
 - Substantive amendments that change the intent of the petitioned resolution may only be adopted by the GA 2006 General Assembly Resolution sec. 6(C)

Voting Procedure in the General Assembly

<u>**Consent Calendar:**</u> Resolution approved by Policy Committee(s) and GRC. Petitioned resolution approved by GRC)

- GRC Chair will be asked to give the report from the GRC and will ask for adoption of the GRC's recommendations
- Ask delegates if there is a desire to call out a resolution for discussion
- A voting delegate may make a motion to remove a resolution from the consent calendar for discussion
- If a motion is made to pull a resolution, the General Assembly votes on whether to pull the resolution from the consent calendar.
- If a majority of the General Assembly votes to pull the resolution, set "called out" reso(s) aside. If the motion fails, the resolution remains on the consent calendar.
- If reso(s) not called out, or after 'called out" reso is set aside, then ask for vote on remaining
 resos left on consent
- Move on to debate on reso(s) called out
- After debate, a vote is taken
- Voting delegates vote on resolutions by raising their voting cards.⁴

³ Petitioned Resolutions on the Consent Calendar will be placed after all General Resolutions on the Consent Calendar. Petitioned Resolutions on the Regular Calendar will be placed after all General Resolutions on the Regular Calendar.

⁴ Amendments to League bylaws require 2/3 vote

<u>Regular Calendar</u>: Regular resolutions approved by Policy Committee(s)⁵, and GRC recommends disapproval or referral; Regular resolutions disapproved or referred by Policy Committee(s)⁶ and GRC approves; Petitioned resolutions disapproved or referred by the GRC.

- Open the floor to determine if a voting delegate wishes to debate a resolution on the regular calendar.
- If no voting delegate requests a debate on the resolution, a vote to ratify the recommendation of the GRC on the resolution is taken.
- Upon a motion by a voting delegate to debate a resolution, a debate shall be held if approved by a majority vote of the General Assembly. If a majority of the General Assembly to debate the resolution is not achieved, then a vote shall be taken on whether to ratify the GRC's recommendation. If a majority of the General Assembly approves of the motion to debate the resolution, debate will occur. After debate on the resolution, a vote is taken based upon the substitute motion that was made, if any, or on the question of ratifying the GRC's recommendation.
- Voting delegates vote by raising their voting cards.

⁵ Applies in the instance where the GRC recommendation of disapproval or refer is counter to the recommendations of the policy committees.

⁶ Applies in the instance where the GRC recommendation to approve is counter to the recommendations of the policy committees.

1. RESOLUTION OF THE LEAGUE OF CALIFORNIA CITIES CALLING ON THE CALIFORNIA PUBLIC UTILITIES COMMISSION TO AMEND RULE 20A TO ADD PROJECTS IN VERY HIGH FIRE HAZARD SEVERITY ZONES TO THE LIST OF ELIGIBILITY CRITERIA AND TO INCREASE FUNDING ALLOCATIONS FOR RULE 20A PROJECTS

Source: City of Rancho Palos Verdes

Concurrence of five or more cities/city officials

<u>Cities:</u> City of Hidden Hills, City of La Cañada Flintridge, City of Laguna Beach, City of Lakeport, City of Malibu, City of Moorpark, City of Nevada City, City of Palos Verdes Estates, City of Rolling Hills Estates, City of Rolling Hills, City of Ventura <u>Referred to:</u> Environmental Quality Policy Committee; Transportation, Communications, and Public Works Policy Committee

WHEREAS, the California Public Utilities Commission regulates the undergrounding conversion of overhead utilities under Electric Tariff Rule 20 and;

WHEREAS, conversion projects deemed to have a public benefit are eligible to be funded by ratepayers under Rule 20A; and

WHEREAS, the criteria under Rule 20A largely restricts eligible projects to those along streets with high volumes of public traffic; and

WHEREAS, the cost of undergrounding projects that do not meet Rule 20A criteria is left mostly or entirely to property owners under other parts of Rule 20; and

WHEREAS, California is experiencing fire seasons of worsening severity; and

WHEREAS, undergrounding overhead utilities that can spark brush fires is an important tool in preventing them and offers a public benefit; and

WHEREAS, brush fires are not restricted to starting near streets with high volumes of public traffic; and

WHEREAS, expanding Rule 20A criteria to include Very High Fire Hazard Severity Zones would facilitate undergrounding projects that would help prevent fires; and

WHEREAS, expanding Rule 20A criteria as described above and increasing funding allocations for Rule 20A projects would lead to more undergrounding in Very High Fire Hazard Severity Zones; and now therefore let it be,

RESOLVED that the League of California Cities calls on the California Public Utilities Commission to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility and to increase funding allocations for Rule 20A projects.

Background Information on Resolution No. 1

Source: City of Rancho Palos Verdes

Background:

Rancho Palos Verdes is the most populated California city to have 90 percent or more of residents living in a Cal Fire-designated Very High Fire Hazard Severity Zone. Over the years, the Palos Verdes Peninsula has seen numerous brush fires that were determined to be caused by electrical utility equipment.

Across the state, some of the most destructive and deadly wildfires were sparked by power equipment. But when it comes to undergrounding overhead utilities, fire safety is not taken into account when considering using ratepayer funds to pay for these projects under California's Electric Tariff Rule 20 program. The program was largely intended to address visual blight when it was implemented in 1967. Under Rule 20A, utilities must allocate ratepayer funds to undergrounding conversion projects chosen by local governments that have a public benefit and meet one or more of the following criteria:

- Eliminate an unusually heavy concentration of overhead lines;
- Involve a street or road with a high volume of public traffic;
- Benefit a civic or public recreation area or area of unusual scenic interest; and,
- Be listed as an arterial street or major collector as defined in the Governor's Office of Planning and Research (OPR) Guidelines.

As we know, brush fires are not restricted to erupting in these limited areas. California's fire season has worsened in severity in recent years, claiming dozens of lives and destroying tens of thousands of structures in 2018 alone.

Excluding fire safety from Rule 20A eligibility criteria puts the task of undergrounding power lines in Very High Fire Hazard Severity Zones squarely on property owners who are proactive, willing and able to foot the bill.

The proposed resolution calls on the California Public Utilities Commission to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the proposed resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

If adopted, utilities will be incentivized to prioritize undergrounding projects that could potentially save millions of dollars and many lives.

League of California Cities Staff Analysis on Resolution No. 1

Staff: Rony Berdugo, Legislative Representative, Derek Dolfie, Legislative Representative, Caroline Cirrincione, Legislative Policy Analyst Committees: Environmental Quality; Transportation, Communications, and Public Works

Summary:

This Resolution, in response to intensifying fire seasons and hazards associated with exposed energized utility lines, proposes that the League of California Cities (League) call upon the California Public Utilities Commission (CPUC) to amend the Rule 20A program by expanding the criteria for undergrounding overhead utilities to include projects in Very High Fire Hazard Severity Zones (VHFHSZ). This Resolution also proposes that the League call upon the CPUC to increase utilities' funding allocations for Rule 20A projects.

Background

California Wildfires and Utilities

Over the last several years, the increasing severity and frequency of California's wildfires have prompted state and local governments to seek urgent prevention and mitigation actions. Record breaking wildfires in Northern and Southern California in both 2017 and 2018 have caused destruction and loss of life. This severe fire trend has local officials seeking solutions to combat what is now a year-round fire season exacerbated by years of drought, intense weather patterns, untamed vegetation and global warming.

These conditions create a dangerous catalyst for wildfires caused by utilities as extreme wind and weather events make downed power lines more of a risk. In response to recent catastrophic wildfires, Governor Newsom established a Strike Force tasked with developing a "comprehensive roadmap" to address issues related to wildfires, climate change, and utilities. <u>The Strike Force report</u> acknowledges that measures to harden the electrical grid are critical to wildfire risk management. A key utility hardening strategy: undergrounding lines in extreme high-fire areas.

Governor Newsom's Wildfire Strike Force program report concludes, "It's not a question of "if" wildfire will strike, but "when."

Very High Fire Hazard Severity Zones

This Resolution seeks to expand the undergrounding of overhead utility lines in VHFHSZ. California <u>Government Code Section 51178</u> requires the Director of the California Department of Forestry and Fire Protection (CalFIRE) to identify areas in the state as VHFHSZ based on the potential fire hazard in those areas. VHFHSZ are determined based on fuel loading, slope, fire weather, and other relevant factors. These zones are in both local responsibility areas and state responsibility areas. Maps of the statewide and county by county VHFHSZ can be found <u>here</u>.¹

¹ <u>https://osfm.fire.ca.gov/divisions/wildfire-prevention-planning-engineering/wildland-hazards-building-codes/fire-hazard-</u> severity-zones-maps/ More than 25 million acres of California wildlands are classified under very high or extreme fire threat. Approximately 25 percent of the state's population, 11 million people, live in those high-risk areas. Additionally, over 350,000 Californians live in cities that are nearly encompassed within Cal Fire's maps of VHFHSZ. Similar to the proponents of this Resolution, City of Rancho Palos Verdes, over 75 communities have 90 percent or more of residents living in a VHFHSZ.

CPUC Rule 20 Program

The CPUC's Rule 20 program lays out the guidelines and procedures for converting overhead electric and telecommunication facilities to underground electric facilities. Rule 20 funding and criteria is provided at four levels. Levels A, B, and C, reflect progressively diminishing ratepayer funding for undergrounding projects. Recently added Rule 20D is a relatively new program that is specific to San Diego Gas and Electric (SDG&E), which was created in response to the destructive 2007 wildfires. Each of these levels will be discussed below:

Rule 20A

The first California overhead conversion program, Rule 20A, was created in 1967 under then Governor Ronald Reagan. The program was created to provide a consistent and structured means of undergrounding utility lines throughout the state with costs covered broadly by utility ratepayers.

Each year, Investor Owned Utilities (IOUs) propose their Rule 20A allocation amounts to the CPUC during annual general rate case proceedings. In this process, IOUs propose revised utility customer rates based on expected service costs, new energy procurement and projects for the following year, including Rule 20 allocations. The CPUC then reviews, amends, and approves IOU rates. Currently, the cumulative budgeted amount for Rule 20A for Pacific Gas and Electric (PG&E), Southern California Edison (SCE), and San Diego Gas and Electric (SDG&E) totals around \$95.7 million.

The funding set aside by IOUs for Rule 20A is allocated to local governments through a credit system, with each credit holding a value to be used solely for the costs of an undergrounding project. The credit system was created so that local governments and IOUs can complete undergrounding projects without municipal financing. Through Rule 20A, municipalities that have developed and received city council approval for an undergrounding plan receive annual credits from the IOU in their service area. At the last count by the CPUC, over 500 local governments (cities and counties) participate in the credit system.

While these credits have no inherent monetary value, they can be traded in or banked for the conversion of overhead lines. Municipalities can choose to accumulate their credits until their credit balance is sufficient to cover these conversion projects, or choose to borrow future undergrounding allocations for a period of up to five years. Once the cumulative balance of credits is sufficient to cover the cost of a conversion project, the municipality and the utility can move forward with the undergrounding. All of the planning, design, and construction is performed by the participating utility. Upon the completion of an undergrounding project, the utility is compensated through the local government's Rule 20A credits.

At the outset of the program, the amount of allocated credits were determined by a formula which factored in the number of utility meters within a municipality in comparison to the utilities' service territory. However, in recent years the formula has changed. Credit allocations for IOUs, except for PG&E, are now determined based on the allocation a city or county received in 1990 and is then adjusted for the following factors:

- 50% of the *change from the 1990* total budgeted amount is allocated for the ratio of the number of overhead meters in any city or unincorporated area to the total system overhead meters; and
- 50% of the *change from the 1990* total budgeted amount is allocated for the ratio of the number of meters (which includes older homes that have overhead services, and newer homes with completely underground services) in any city or the unincorporated area to the total system meters.

As noted, PG&E has a different funding formula for their Rule 20A credit allocations as they are not tied to the 1990 base allocation. Prior to 2011, PG&E was allocating approximately five to six percent of its revenue to the Rule 20A program. The CPUC decided in 2011 that PG&E's Rule 20A allocations should be reduced by almost half in an effort to decrease the growing accumulation of credits amongst local governments. Since 2011, PG&E's annual allocations for Rule 20A have been around \$41.3 million annually, which is between two and three percent of their total revenue.

Criteria for Rule 20A Projects

For an undergrounding project to qualify for the Rule 20A program, there are several criteria that need to be met. The project must have a public benefit and:

- 1. Eliminate an unusually heavy concentration of overhead lines
- 2. Involve a street or road with a high volume of public traffic
- 3. Benefit a civic or public recreation area or area of unusual scenic interest,
- 4. Be listed as an arterial street or major collector as defined in the Governor's Office of Planning and Research (OPR) Guidelines

Notably, fire safety is excluded from the list of criteria that favors aesthetic and other public safety projects.

Rule 20A Credit System Imbalance Threatens Program Effectiveness

Allocations are made by utilities each year for Rule 20A credits. These current budget allocations total \$95.7 million a year. Currently, the cumulative balance of credits throughout the state totals over \$1 billion dollars. The Rule 20A cumulative balances aggregated by region can be found <u>here</u>.²

² Program Review, California Overhead Conversion Program, Rule 20A for Years 2011-2015, "The Billion Dollar Risk," California Public Utilities Commission.

https://www.cpuc.ca.gov/uploadedFiles/CPUC Public Website/Content/About Us/Organization/Divisions/Policy and Planning/PPD Work Pr oducts (2014 forward)(1)/PPD Rule 20-A.pdf

Note: The existing credit allocation formulas do not consider a municipality's need or plans for overhead conversion projects, resulting in large credit balances in some jurisdictions.

Cities and counties are, however, able to trade or sell unallocated Rule 20A credits if they will not be used to fund local undergrounding projects. There have been several cases where one agency has sold their unused credits, often for less than the full dollar value of the credits themselves to another agency.

Rule 20B

Rule 20B projects are those that do not fit the Rule 20A criteria, but do, however, involve both sides of the street for at least 600 feet. These projects are typically done in conjunction with larger developments and are mostly paid for by the developer or applicant. Additionally, the applicant is responsible for the installation.

Rule 20C

Rule 20C projects are usually small projects that involve property owners. The majority of the cost is usually borne by the applicants. Rule 20C applies when the project does not qualify for either Rule 20A or Rule 20B.

Rule 20D--Wildfire Mitigation Undergrounding Program

Rule 20D was approved by the CPUC in January of 2014 and only applies to SDG&E. The Rule 20D program was established largely in response to the destructive wildfires that occurred in San Diego in 2007 as a wildfire mitigation undergrounding program. According to SDG&E, the objective of the Rule 20D undergrounding is exclusively for fire hardening as opposed to aesthetics. The program is limited in scope and is restricted to communities in SDG&E's Fire Threat Zone (now referred to as the High Fire Threat District or HFTD). As of this time, the program has yet to yield any projects and no projects are currently planned.

For an undergrounding project to qualify for the Rule 20D program, a minimum of three of the following criteria must be met. The project must be near, within, or impactful to:

- Critical electric infrastructure
- Remaining useful life of electric infrastructure
- Exposure to vegetation or tree contact
- Density and proximity of fuel
- Critical surrounding non-electric assets (including structures and sensitive environmental areas)
- Service to public agencies
- Accessibility for firefighters

Similar to Rule 20A, SDG&E must allocate funding each year through their general rate case proceedings to Rule 20D to be approved by the CPUC. This funding is separate from the allocations SDG&E makes for Rule 20A. However, the process of distributing this funding to localities is different. The amount of funding allocated to each city and county for Rule 20D is based on the ratio of the number of miles of overhead lines in SDG&E Fire Threat Zones in a city or county to the total miles of SDG&E overhead lines in the entire SDG&E fire zone. The

Rule 20D program is administered by the utility consistent with the existing reporting, engineering, accounting, and management practices for Rule 20A.

The Committee may want to consider whether Rule 20D should instead be expanded, adapted, or further utilized to support funding for overhead conversions within VHFHSZ throughout the state.

Fiscal Impact:

The costs to the State associated with this Resolution will be related to the staff and programmatic costs to the CPUC to take the necessary measures to consider and adopt changes to Rule 20A to include projects in VHFHSZ to the list of criteria for eligibility.

This Resolution calls for an unspecified increase in funding for Rule 20A projects, inferring that portions of increased funds will go towards newly eligible high fire hazard zones. While the Resolution does not request a specific amount be allocated, it can be assumed that these increased costs will be supported by utility ratepayers. According to the CPUC, the annual allocations towards Rule 20A are \$95.7 million.

The CPUC currently reports a cumulative credit surplus valued at roughly \$1 billion that in various regions, given the approval of expanded eligibility called for by this Resolution, could be used to supplement and reduce the level of new dollars needed to make a significant impact in VHFHSZ. The CPUC follows that overhead conversion projects range from \$93,000 per mile for rural construction to \$5 million per mile for urban construction.

The Resolution states that "California is experiencing fire seasons of worsening severity" which is supported by not only the tremendous loss of property and life from recent wildfires, but also in the rising costs associated with clean up, recovery, and other economic losses with high estimates in the hundreds of billions of dollars.

The Committee may wish to consider the costs associated with undergrounding utility lines in relation to the costs associated with past wildfires and wildfires to come.

Comments:

CPUC Currently Exploring Revisions to Rule 20

In May 2017, the CPUC issued an Order Instituting Rulemaking to Consider Revisions to Electric Rule 20 and Related Matters. The CPUC will primarily focus on revisions to Rule 20A but may make conforming changes to other parts of Rule 20. The League is a party in these proceedings will provide comments.

Beyond Rule 20A: Additional Options for Funding Undergrounding Projects

There are various ways in which cities can generate funding for undergrounding projects that fall outside of the scope of Rule 20A. At the local level, cities can choose to forgo the Rule 20A process and opt to use their own General Fund money for undergrounding. Other options are also discussed below:

Rule 20D Expansion

The City of Berkley in a 2018 study titled <u>"Conceptual Study for Undergrounding Utility Wires</u> in Berkley," found that the city could possibly qualify for Rule 20D funding if they actively pursued this opportunity in partnership with PG&E and the CPUC.

One of the study's recommendations is to advocate for release of 20D funds (now earmarked exclusively for SDG&E) to be used for more aggressive fire hardening techniques for aboveground utility poles and equipment, for undergrounding power lines, and for more aggressive utility pole and vegetation management practices in the Very High Hazard Fire Zone within Berkeley's city limits.

As an alternative to changing the criteria for Rule 20A, the Committee may wish to consider whether there is the opportunity to advocate for the expansion of Rule 20D funding more broadly, expanding its reach to all IOU territories.

Franchise Surcharge Fees

Aside from Rule 20 allocations, cities can generate funding for undergrounding through franchise fee surcharges. For example, SDG&E currently operates under a 50-year City franchise that was granted in 1970. Under the franchises approved by the San Diego City Council in December 1970, SDG&E agreed to pay a franchise fee to the City equivalent to 3% of its gross receipts from the sales of both natural gas and electricity for 30 years.

These fees were renegotiated in 2000 and in 2001 an agreement was between the City of San Diego, SDG&E, and the CPUC to extend the existing franchise fee to include revenues collected from surcharges. SDG&E requested an increase of 3.88% to its existing electric franchise fee surcharge. The bulk, 3.53% of this increase is to be used for underground conversion of overhead electric wires.

Based on SDG&E's revenue projections, the increase would result in an additional surcharge revenue amount of approximately \$36.5 million per year. SDG&E estimates that this would create a monthly increase of approximately \$3.00 to a typical residential customer's electric bill. These surcharge revenues would pay for additional undergrounding projects including those that do not meet the Rule 20A criteria. The City of Santa Barbara has also adopted a similar franchise surcharge fee.

Having this funding source allows the City of San Diego to underground significantly more miles of above ground utility lines than other municipalities. However, the surcharge is currently being challenged in court, as it is argued that the City had SDG&E impose a tax without a ballot measure.

Utility Bankruptcy and Undergrounding Funding

In considering this Resolution, it is important to understand that Rule 20A allocations have been more substantial in the past. As mentioned earlier, prior to 2011, PG&E was allocating approximately 5% to 6% of its revenue to the Rule 20A program. Therefore, it is not unreasonable to encourage an increase in Rule 20A allocations as history shows that utilities had the capacity to do so in the past.

However, in a time where IOUs such as PG&E are facing bankruptcy as the result of utility caused wildfires, there is the possibility that expanding rule 20A funding will generate more costs for the ratepayers.

Questions to Consider:

- 1) Is Rule 20A or Rule 20D the more appropriate program to advocate for such an expansion?
- 2) Are there any wildfire risks outside of VHFHSZ that could be mitigated by undergrounding projects?

Existing League Policy:

Public Safety:

The League supports additional funding for local agencies to recoup the costs associated with fire safety in the community and timely mutual aid reimbursement for disaster response services in other jurisdictions. (pg. 43)

The League supports the fire service mission of saving lives and protecting property through fire prevention, disaster preparedness, hazardous-materials mitigation, specialized rescue, etc., as well as cities' authority and discretion to provide all emergency services to their communities. (pg. 43)

Transportation, Communication, and Public Works:

Existing telecommunications providers and new entrants shall adhere to local city policies on public utility undergrounding. (pg. 54)

The League supports protecting the additional funding for local transportation and other critical unmet infrastructure needs. (pg. 51)

The League supports innovative strategies including public private partnerships at the state and local levels to enhance public works funding. (pg. 52)

Environmental Quality

The League opposes any legislation that interferes with local utility rate setting authority and opposes any legislation that restricts the ability of a city to transfer revenue from a utility (or other enterprise activity) to the city's general fund. (pg. 9)

Cities should continue to have the authority to issue franchises and any program should be at least revenue neutral relative to revenue currently received from franchises. (pg. 9)

The League is concerned about the impacts of escalating energy prices on low income residents and small businesses. The League supports energy pricing structures and other mechanisms to soften the impacts on this segment of our community. (pg. 10)

2019 Strategic Goals

Improve Disaster Preparedness, Recovery and Climate Resiliency.

- Provide resources to cities and expand partnerships to better prepare for and recover from wildfires, seismic events, erosion, mudslides and other disasters.
- Improve community preparedness and resiliency to respond to climate-related, natural and man-made disasters.

Support:

The following letters of concurrence were received: The City of Hidden Hills The City of La Cañada Flintridge The City of Laguna Beach The City of Lakeport The City of Malibu The City of Moorpark The City of Moorpark The City of Nevada City The City of Palos Verdes Estates The City of Rolling Hills Estates The City of Rolling Hills The City of Ventura

LETTERS OF CONCURRENCE Resolution No. 1

Amendment to Rule 20A



City of Hidden Hills 6165 Spring Valley Road * Hidden Hills, California 91302

(818) 888-9281 * Fax (818) 719-0083

August 14, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, Suite 400 Sacramento, California 95814

Dear President Arbuckle:

The City of Hidden Hills supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly.

Sincerely,

Helen

Larry G. Weber Mayor



City Council Leonard Pieroni, Mayor Gregory C. Brown, Mayor Pro Tem Jonathan C. Curtis Michael T. Davitt Terry M. Walker

August 14, 2019

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

Dear President Arbuckle:

The City of La Cañada Flintridge supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

The City of La Cañada Flintridge is one of the few Southern California cities in which 100% of the community within a Very High Fire Hazard Severity Zone. The City, in 1987, committed 100% of its 20A allocation for forty-five years from this year for a major downtown undergrounding project. Therefore, the only way our City can directly benefit from this Resolution is if there is an additional annual increased allocation for this purpose. Due to the extreme threat the City experienced at the time of the Station Fire, the City is keenly aware of the damage a fire may potentially cause, whether from utility issues or from natural causes. The City strongly supports any effort, including this Resolution, to reduce fire danger for the City's residents.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly with the City of La Cañada Flintridge in support.

Sincerely,

Leonard Pieroni Mayor



July 25, 2019

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

Dear President Arbuckle:

The City of Laguna Beach supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. Ten to the Top 20 most destructive fires in California were caused by electrical sources. The California's Rule 20A program, which allows local governments to pay for undergrounding of utilities costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it. We also believe that this program should redirect unused Rule 20A allocations from cities who have no undergrounding projects planned to the cities in Very High Fire Hazard Severity zones.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects. The City of Laguna Beach recommends that the resolution also be amended to call on the CPUC to redirect unused Rule 20A allocations from cities who have no undergrounding projects planned to the cities in Very High Fire Hazard Severity zones.

Nearly 90% of the City of Laguna Beach land area is designated under State Law and local ordinance as Very High Fire Hazard Severity Zone. While the City has used Rule 20A and 20B funding in the past to underground more than half of its overhead utilities, sufficient funding is not available to underground the remaining parts of the City.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

505 FOREST AVE.

LAGUNA BEACH, CA 92

LAGUNA BEACH, CA 92651 • TEL (949) 497-3311

FAX (949) 497-0771

RECYCLED PAPER

July 25, 2019 Page 2

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For these reasons, we concur that the resolution should go before the General Assembly.

Sincerely,

Shhal

Bob Whalen Mayor

CITY OF LAKEPORT

Over 125 years of community pride, progress and service



August 7, 2019

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

Dear President Arbuckle:

The City of Lakeport supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly.

Sincerely,

Tim Barnes Mayor City of Lakeport



City of Malibu

Jefferson Wagner, Mayor 23825 Stuart Ranch Road · Malibu, California · 90265-4861 Phone (310) 456-2489 · Fax (310) 456-3356 · <u>www.malibucity.org</u>

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

RE: City of Rancho Palos Verdes Proposed Resolution to Amend California Public Utilities Commission Rule 20A – SUPPORT

Dear Ms. Arbuckle:

At its Regular meeting on August 12, 2019, the Malibu City Council unanimously voted to support the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state, but California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, as well as willing and able to foot the bill. The City of Malibu agrees with Rancho Palos Verdes that Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission (CPUC) should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects. As a recent series of news stories on wildfire preparedness in California pointed out, there are more than 75 communities across the state with populations over 1,000, including Rancho Palos Verdes and Malibu, where at least 90 percent of residents live in a Cal Fire-designated Very High Fire Hazard Severity Zone.

It is well-known that electric utility equipment is a common fire source, and has sparked some of the most destructive blazes in our state's history. Moving power lines underground is, therefore, a critical tool in preventing them. Currently, Rule 20A primarily addresses visual blight, but with fire seasons worsening, it is key that fire safety also be considered when local governments pursue Rule 20A projects, and that annual funding allocations for the program be expanded.

It is worth noting that the State does have a program, Rule 20D, that factors in fire safety for funding undergrounding projects. However, this is limited to San Diego Gas & Electric Company projects in certain areas only. This needs to be expanded to include projects in all projects within designated Very High Fire Hazard Severity Zones.



Rancho PV League Resolution Amend Rule 20A August 15, 2019 Page 2 of 2

The proposed resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, the City of Malibu strongly concurs that the resolution should go before the General Assembly.

Sincerely,

epperson Wogner

Jefferson Wagner Mayor

Cc: Honorable Members of the Malibu City Council Reva Feldman, City Manager Megan Barnes, City of Rancho Palos Verdes, <u>mbarnes@rpvca.gov</u>



CITY OF MOORPARK

799 Moorpark Avenue, Moorpark, California 93021 Main City Phone Number (805) 517-6200 | Fax (805) 532-2205 | moorpark@moorparkca.gov

July 24, 2019

SUBMITTED ELECTRONICALLY

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

RE: SUPPORT FOR RANCHO PALOS VERDES RESOLUTION RE: POWER LINE UNDERGROUNDING

Dear President Arbuckle:

The City of Moorpark supports the City of Rancho Palos Verdes effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

All cities in Ventura County, including Moorpark, have wildfire prevention fresh in our memories following the highly destructive 2017-2018 Thomas Fire, which was caused by above-ground power lines. The 2018 Woolsey Fire similarly affected Ventura County, and lawsuits have been filed alleging it was also caused by above-ground power lines. Each of these fires caused billions of dollars in damages and highlight the importance of undergrounding power lines.

League of California Cities Page 2

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly.

Sincerely,

Juice warin

Janice Parvin Mayor

cc: City Council City Manager



Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

Dear President Arbuckle:

The City of Nevada City supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission (CPUC) should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

The City of Nevada City would also like to add that the local agency be given the power to use private firms to do design, inspect and construct Rule 20A projects in local jurisdiction rather than be required to use the designated local utility. In addition, the City of Nevada City wants the CPUC to allow local jurisdictions to transfer excess funds between agencies to better serve projects in high fire hazard severity zones.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly.

Sincerely. Keinette Jenum

Reinette Senum Mayor City of Nevada City



CITY OF F.states ordos los(

CALIFORNIA

July 25, 2019

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

Dear President Arbuckle:

The City of Palos Verdes Estates supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's current Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly.

Sincerely,

Mayor Kenneth J. Kao City of Palos Verdes Estates

cc: PVE City Council PVE Interim City Manager Petru RPV City Manager Willmore



City of Rolling Hills Estates

Judith Mitchell Mayor

Velveth Schmitz Mayor Pro Tem

Britt Huff Council Member

Frank V. Zerunyan Council Member

Steven Zuckerman Council Member August 14, 2019

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

Dear President Arbuckle:

The City of Rolling Hills Estates supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly.

Sincerely

Tchell udith Mitchell

Mayor



City of Rolling Hills INCORPORATED JANUARY 24, 1957

NO. 2 PORTUGUESE BEND ROAD ROLLING HILLS, CALIF. 90274 (310) 377-1521 FAX: (310) 377-7288

August 14, 2019

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

Dear Board of Directors:

The City of Rolling Hills supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly.

al Amusch

Leah Mirsch Mayor



July 29, 2019

Jan Arbuckle, President League of California Cities 1400 K St., Ste. 400 Sacramento, CA 95814

Dear President Arbuckle:

The City of Ventura supports the City of Rancho Palos Verdes' effort to bring a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

Undergrounding power lines is an important tool in preventing destructive wildfires that have devastated communities across our state. But California's Rule 20A program, which allows local governments to pay for these costly projects with ratepayer funds, does not factor in fire safety for eligibility. Unless projects meet the program's limited eligibility criteria, they are left to be funded by property owners who are proactive, willing and able to foot the bill. We believe Rule 20A offers an important opportunity for fire prevention and that the California Public Utilities Commission should expand this program so more communities can utilize it.

The resolution calls on the CPUC to amend Rule 20A to include projects in Very High Fire Hazard Severity Zones to the list of criteria for eligibility. To facilitate more undergrounding projects in these high-risk zones, the resolution also calls on the CPUC to increase funding allocations for Rule 20A projects.

The resolution is also in line with one of the League's 2019 Strategic Goals of improving disaster preparedness, recovery and climate resiliency.

For these reasons, we concur that the resolution should go before the General Assembly.

Alex D. McIntyre City Manager

2. A RESOLUTION CALLING UPON THE FEDERAL AND STATE GOVERNMENTS TO ADDRESS THE DEVASTATING IMPACTS OF INTERNATIONAL TRANSBOUNDARY POLLUTION FLOWS INTO THE SOUTHERNMOST REGIONS OF CALIFORNIA AND THE PACIFIC OCEAN

Source: San Diego County Division

Concurrence of five or more cities/city officials

Cities: Calexico; Coronado; Imperial Beach; San Diego

<u>Individual City Officials</u>: City of Brawley: Mayor Pro Tem Norma Kastner-Jauregui; Council Members Sam Couchman, Luke Hamby, and George Nava. City of Escondido: Deputy Mayor Consuelo Martinez. City of La Mesa: Council Member Bill Baber. City of Santee: Mayor John Minto, City of Vista: Mayor Judy Ritter and Council Member Amanda Young Rigby <u>Referred to</u>: Environmental Quality Policy Committee

WHEREAS, international transboundary rivers that carry water across the border from Mexico into Southern California are a major source of sewage, trash, chemicals, heavy metals and toxins; and

WHEREAS, transboundary flows threaten the health of residents in the United States and Mexico, harm important estuarine land and water of international significance, force closure of beaches, damage farmland, adversely impact the South San Diego County and Imperial County economy; compromise border security, and directly affect U.S. military readiness; and

WHEREAS, a significant amount of untreated sewage, sediment, hazardous chemicals and trash have been entering southern California through both the Tijuana River Watershed (75 percent of which is within Mexico) and New River flowing into southern California's coastal waterways and residential and agricultural communities in Imperial County eventually draining into the Salton Sea since the 1930s; and

WHEREAS, in February 2017, an estimated 143 million gallons of raw sewage flowed into the Tijuana River and ran downstream into the Pacific Ocean and similar cross border flows have caused beach closures at Border Field State Park that include 211 days in 2015; 162 days in 2016; 168 days in 2017; 101 days in 2018; and 187 days to date for 2019 as well as closure of a number of other beaches along the Pacific coastline each of those years; and

WHEREAS, approximately 132 million gallons of raw sewage has discharged into the New River flowing into California through communities in Imperial County, with 122 million gallons of it discharged in a 6-day period in early 2017; and

WHEREAS, the presence of pollution on state and federal public lands is creating unsafe conditions for visitors; these lands are taxpayer supported and intended to be managed for recreation, resource conservation and the enjoyment by the public, and

WHEREAS, the current insufficient and degrading infrastructure in the border zone poses a significant risk to the public health and safety of residents and the environment on both

sides of the border, and places the economic stress on cities that are struggling to mitigate the negative impacts of pollution; and

WHEREAS, the 1944 treaty between the United States and Mexico regarding *Utilization* of Waters of the Colorado and Tijuana Rivers and of the Rio Grande allocates flows on transborder rivers between Mexico and the United States, and provides that the nations, through their respective sections of the International Boundary Water Commission shall give control of sanitation in cross border flows the highest priority; and

WHEREAS, in 1993, the United States and Mexico entered into the Agreement Between the Government of the United States of America and the Government of the United Mexican States Concerning the Establishment of a North American Development Bank which created the North American Development Bank (NADB) to certify and fund environmental infrastructure projects in border-area communities; and

WHEREAS, public concerns in response to widespread threats to public health and safety, damage to fish and wildlife resources and degradation to California's environment resulting from transboundary river flow pollution in the southernmost regions of the state requires urgent action by the Federal and State governments, and

WHEREAS, Congress authorized funding under the U.S. Environmental Protection Agency's (EPA) Safe Drinking Water Act and established the State and Tribal Assistance Grants (STAG) program for the U.S.-Mexico Border Water Infrastructure Program (BWIP) in 1996 to provide grants for high-priority water, wastewater, and storm-water infrastructure projects within 100 kilometers of the southern border; and

WHEREAS, the EPA administers the STAG and BWIP programs, and coordinates with the North American Development Bank (NADB) to allocate BWIP grant funds to projects in the border zone; and

WHEREAS, since its inception, the BWIP program has provided funding for projects in California, Arizona, New Mexico and Texas that would not have been constructed without the grant program; and

WHEREAS, the BWIP program was initially funded at \$100 million per year, but, over the last 20 years, has been continuously reduced to its current level of \$10 million; and

WHEREAS, in its FY 2020 Budget Request, the Administration proposed to eliminate the BWIP program; and

WHEREAS, officials from EPA Region 9, covering California, have identified a multitude of BWIP-eligible projects along the southern border totaling over \$300 million; and

WHEREAS, without federal partnership through the BWIP program and state support to address pollution, cities that are impacted by transboundary sewage and toxic waste flows are

left with limited resources to address a critical pollution and public health issue and limited legal remedies to address the problem; and

WHEREAS, the National Association of Counties, (NACo) at their Annual Conference on July 15, 2019 and the U.S. Conference of Mayors at their Annual Conference on in July 1, 2019 both enacted resolutions calling on the federal and state governments to work together to fund and address this environmental crisis; and

WHEREAS, local governments and the public support the State's primary objectives in complying with environmental laws including the Clean Water Act, Porter-Cologne Water Quality Control Act, and Endangered Species Act and are supported by substantial public investments at all levels of government to maintain a healthy and sustainable environment for future residents of California, and

WHEREAS, League of California Cities policy has long supported efforts to ensure water quality and oppose contamination of water resources; and

NOW, THEREFORE, BE IT RESOLVED at the League General Assembly, assembled at the League Annual Conference on October 18, 2019 in Long Beach, that the League calls upon the Federal and State governments to restore and ensure proper funding to the U.S- Mexico Border Water Infrastructure Program (BWIP) and recommit to working binationally to develop and implement long-term solutions to address serious water quality and contamination issues, such as discharges of untreated sewage and polluted sediment and trashladen transboundary flows originating from Mexico, that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

Background Information on Resolution No. 2

Source: San Diego County Division

Background:

Along California's southern border with Mexico, the New River in Imperial County and the Tijuana River in San Diego County are a major sources of raw sewage, trash, chemicals, heavy metals, and toxins that pollute local communities. Sewage contaminated flows in the Tijuana River have resulted in significant impacts to beach recreation that includes the closure of Border Field State Beach for more than 800 days over the last 5-years. Similarly, contaminated flows in the New River presents comparable hazards, impacts farm land, and contributes to the ongoing crisis in the Salton Sea. These transboundary flows threaten the health of residents in California and Mexico, harms the ecosystem, force closures at beaches, damage farm land, makes people sick, and adversely affects the economy of border communities. The root cause of this cross border pollution is from insufficient or failing water and wastewater infrastructure in the border zone and inadequate federal action to address the problem through existing border programs.

The severity of cross border pollution has continued to increase, due in part to the rapid growth of urban centers since the passage of the North American Free Trade Agreement (NAFTA). While economic growth has contributed to greater employment, the environmental infrastructure of the region has not kept pace, which is why Congress authorized the Border Water Infrastructure Program (BWIP) in 1996. The U.S. Environmental Protection Agency (EPA) administers the BWIP and coordinates with the North American Development Bank (NADB) to provide financing and technical support for projects on both sides of the U.S./Mexico border. Unfortunately, the current BWIP funding at \$10 million per year is only a fraction of the initial program budget that shares funding with the entire 2,000 mile Mexican border with California, Arizona, New Mexico and Texas. EPA officials from Region 9 have identified an immediate need for BWIP projects totaling over \$300 million just for California. Without federal partnerships through the BWIP and state support to address cross border pollution, cities that are impacted by transboundary sewage and toxic waste flows are left with limited resources to address a critical pollution and public health issue.

The International Boundary and Water Commission (IBWC) is another important federal stakeholder that, under the Treaty of 1944 with Mexico, must address border sanitation problems. While IBWC currently captures and treats some of the pollution generated in Mexico, it also redirects cross border flows without treatment directly into California.

Improving environmental and public health conditions for communities along the border is essential for maintaining strong border economy with Mexico. The IBWC, EPA, and NADB are the important federal partners with existing bi-national programs that are able to immediately implement solutions on cross border pollution. California is in a unique position to take the lead and work with local and federal partners to implement real solutions that will addresses the long standing and escalating water quality crisis along the border.

For those reasons, the cities of Imperial Beach and Coronado requested the San Diego County Division to propose a resolution at the 2019 League Annual Conference calling upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the waterways of the southernmost regions of California, San Diego and Imperial Counties and the Pacific Ocean.

On August 12, 2019 at the regularly scheduled meeting of the San Diego County Division, the membership unanimously endorsed submittal of the resolution, with close to 75% membership present and voting.

The Imperial County Division does not have a schedule meeting until after the deadline to submit proposed resolutions. However, the City of Calexico, which is most directly impacted by initial pollution flow of the New River from Mexicali, sent a letter in concurrence of this resolution as well as numerous city official from cities within Imperial County and the Imperial County Board of Supervisors. The League Imperial County Division will place a vote to support this resolution on the agenda of their September 26, 2019 meeting.

League of California Cities Staff Analysis on Resolution No. 2

Staff:Derek Dolfie, Legislative Representative
Carly Shelby, Legislative and Policy Development AssistantCommittees:Environmental Quality

Summary:

This Resolution states that the League of California Cities should call upon the State and Federal governments to restore and ensure proper funding for the U.S. – Mexico Border Water Infrastructure Program (BWIP) and work bi-nationally to address water quality issues resulting from transboundary flows from Mexico's Tijuana River into the United States containing untreated sewage, polluted sediment, and trash.

Background:

The League of California Cities' San Diego County Division is sponsoring this resolution to address their concerns over the contaminated flows from the Tijuana River into California that have resulted in the degradation of water quality and water recreational areas in Southern California.

The Tijuana River flows north through highly urbanized areas in Mexico before it enters the Tijuana River Estuary and eventually the Pacific Ocean via waterways in San Diego County in California. Urban growth in Tijuana has contributed to a rise in rates of upstream flows from water treatment facilities in Mexico. These treatment facilities have raised the amount of untreated sewage and waste in the Tijuana River due to faulty infrastructure and improper maintenance. The federal government refers to the river as an "impaired water body" because of the presence of pollutants in excess, which pose significant health risks to residents and visitors in communities on both sides of the border.

Federal Efforts to Address Pollution Crisis

To remedy the Tijuana River's low water quality, the United States and Mexico entered into a Treaty in 1944 entitled: *Utilization of Waters of the Colorado River and Tijuana Rivers and of the Rio Grande – the International Boundary and Water Commission* (IBWC). The IBWC was designed to consist of a United States section and a Mexico section. Both sections were tasked with negotiating and implementing resolutions to address water pollution in the area, which includes overseeing the development of water treatment and diversion infrastructure.

After the formation of the IBWC, the U.S. and Mexico entered into a treaty in 1993 entitled: *Agreement Concerning the Establishment of a Border Environment Cooperation Commission and a North American Development Bank.* This agreement established the North American Development Bank (NADB), which certifies and funds infrastructure projects located within 100 kilometers (62 miles) of the border line. The NADB supports federal programs like the Border Water Infrastructure Program (BWIP), which was initially funded at \$100 million, annually.

The degradation of existing water treatment infrastructure along the border coincides with the federal government's defunding of the BWIP, which has steadily decreased from \$100 million in 1996 to \$10 million today. The Federal FY 2020 Budget proposes eliminating BWIP funding

altogether. EPA's regions 6 and 9 (includes U.S. states that border Mexico) have identified a number of eligible projects that address public health and environmental conditions along the border totaling \$340 million.

The NADB has funded the development of water infrastructure in both the U.S. and Mexico. Water diversion and treatment infrastructure along the U.S – Mexico border includes, but is not limited to, the following facilities:

- *The South Bay International Wastewater Treatment Plant (SBIWTP)*. This facility was constructed by the U.S. in 1990 and is located on the California side of the border and is operated under the jurisdiction of the IBWC. The SBIWTP serves as a diversion and treatment sewage plant to address the flow of untreated sewage from Mexico into the United States.
- *Pump Station CILA*. CILA was constructed by Mexico in 1991 and is located along the border in Mexico. This facility serves as the SBIWTP's Mexican counterpart.

Both the SBIWTP and CILA facilities have had a multitude of overflows containing untreated sewage and toxic waste that spills into the Tijuana River. The cause of overflows can be attributed to flows exceeding the maximum capacity that the infrastructure can accommodate (this is exacerbated during wet and rainy seasons) and failure to properly operate and maintain the facilities. Much of the existing infrastructure has not had updates or repairs for decades, causing overflows to become more frequent and severe. The most notable overflow occurred in February 2017, wherein 143 million gallons of polluting waste discharged into the Tijuana River; affecting the Tijuana Estuary, the Pacific Ocean, and Southern California's waterways.

State Actions

In response to the February 2017 overflow, the San Diego Water Board's Executive Officer sent a letter to the U.S. and Mexican IBWC Commissioners which included recommendations on how to improve existing infrastructure and communications methods between both nations.

In September of 2018, California Attorney General Xavier Becerra submitted a lawsuit against IBWC for Violating the Clean Water Act by allowing flows containing sewage and toxic waste to flow into California's waterways, posing a public health and ecological crisis. The cities of Imperial Beach, San Diego, Chula Vista, the Port of San Diego, and the San Diego Regional Water Quality Board have also filed suit against the IBWC. The suit is awaiting its first settlement conference on October 19, 2019. If parties are unable to reach a settlement, the case will go to trial.

Fiscal Impact:

California's economy is currently the sixth largest in the world, with tourism spending topping \$140.6 billion in 2018. In the past five years, San Diego's Border Field State Park has been closed for over 800 days because of pollution from the Tijuana River. A decline in the State's beach quality and reputation could carry macroeconomic effects that could ripple outside of the San Diego County region and affect coastal communities throughout California.

Existing League Policy

The League of California Cities has extensive language on water in its Summary of Existing Policy and Guiding Principles. Fundamentally, the League recognizes that beneficial water quality is essential to the health and welfare of California and all of its citizens. Additionally, the League advocates for local, state and federal governments to work cooperatively to ensure that water quality is maintained.

The following policy relates to the issue of water quality:

- Surface and groundwater should be protected from contamination.
- Requirements for wastewater discharge into surface water and groundwater to safeguard public health and protect beneficial uses should be supported.
- When addressing contamination in a water body, water boards should place priority emphasis on clean-up strategies targeting sources of pollution, rather than in stream or end-of-pipe treatment.
- Water development projects must be economically, environmentally and scientifically sound.
- The viability of rivers and streams for instream uses such as fishery habitat, recreation and aesthetics must be protected.
- Protection, maintenance, and restoration of fish and wildlife habitat and resources.

Click here to view the Summary of Existing Policy and Guiding Principles 2018.

Comments:

- Water quality issues are prevalent across California and have been a constant priority of the State's legislature and residents. In 2014, California's voters approved Proposition 1, which authorized \$7.5 billion in general obligation bonds to fund water quality improvement projects. In 2019, the Legislature reached an agreement to allocate \$130 million from the State's Greenhouse Gas Reduction Fund (GGRF) to address failing water infrastructure and bad water qualities for over one million of California's residents in rural communities. Water quality is not an issue unique to the County of San Diego and communities along the border.
- 2. Tijuana River cross-border pollution has caught national attention. Members of Congress have proposed recent funding solutions to address the pollution crisis, including:
 - In February of 2019, California Congressional Representatives Vargas, Peters, and Davis helped secure \$15 million for the EPA to use as part of its BWIP.
 - H.R. 3895 (Vargas, Peters, 2019), The North American Development Bank Pollution Solution Act. This bill seeks to support pollution mitigation efforts along the border by increasing the NADB's capital by \$1.5 billion.
 - *H.R. 4039 (Levin, 2019), The Border Water Infrastructure Improvement Act.* This bill proposes increasing funding to the BWIP from the existing \$10 million to \$150 million as a continuous appropriation until 2025.

Additionally, the National Association of Counties (NACo) and the U.S. Conference of Mayors enacted resolutions in support of increased funding for U.S. – Mexico border water infrastructure to address the environmental crisis in 2019.

3. The border pollution problem has sparked action from local, state, and federal actors. Should this resolution be adopted, League membership should be aware that future action will be adapted by what is explicitly stated in the resolution's language. In current form, the resolution's resolve clause cites the BWIP as the only program that should receive reinstated and proper funding. League staff recommends the language be modified to state:

"NOW, THEREFORE, BE IT RESOLVED at the League General Assembly, assembled at the League Annual Conference on October 18, 2019 in Long Beach, that the League calls upon the Federal and State governments to restore and ensure proper funding *for environmental infrastructure on the U.S. – Mexico Border, including to the U.S. – Mexico* Border Water Infrastructure Program (BWIP), and recommit to working bi-nationally to develop and implement long-term solutions to address serious water quality and contamination issues, such as discharges of untreated sewage and polluted sediment and trash-laden transboundary flows originating from Mexico, that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state."

Modifying the language would ensure enough flexibility for the League to support funding mechanisms outside of the prescribed federally-operated BWIP.

4. It remains unclear if there is an appetite in Washington to fund border-related infrastructure projects that address environmental quality. Given the high probability of another overflow containing waste and sewage from the existing infrastructure operated by the IBWC, League membership should consider the outcome if no resolution is reached to address the issue.

Support:

The following letters of concurrence were received: **Cities:** The City of Calexico The City of Coronado The City of Imperial Beach The City of San Diego In their individual capacity: Amanda Young Rigby, City of Vista Council Member Bill Baber, City of La Mesa Council Member Consuelo Martinez, City of Escondido Deputy Mayor George A. Nava, City of Brawley Council Member John Minto, City of Santee Mayor Judy Ritter, City of Vista Mayor Luke Hamby, City of Brawley Council Member Norma Kastner-Jauregui, City of Brawley Mayor Pro-Tempore Sam Couchman, City of Brawley Council Member

LETTERS OF CONCURRENCE Resolution No. 2

International Transboundary Pollution Flows



CITY OF CALEXICO

608 Heber Ave. Calexico, CA 92231-2840 Tel: 760.768.2110 Fax: 760.768.2103 www.calexico.ca.gov

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, Suite 400 Sacramento, CA 95814

RE: Environmental and Water Quality Impacts Of International Transboundary River Pollution Flow Resolution

President Arbuckle:

The city of Calexico strongly supports the San Diego County Division's effort to submit a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

The Division's resolution calls upon the Federal and State governments to restore and ensure proper funding of the Border Water Infrastructure Program (BWIP) to address the devastating impacts of international transboundary pollution flows into the waterways of the southernmost regions of California (San Diego and Imperial Counties) and the Pacific Ocean.

Local government and the public support the State's water and environmental quality objectives and League policy has long supported efforts to ensure water quality and oppose contamination of water resources. This resolution addresses the critical need for the federal and state governments to recommit to work bi-nationally to develop and implement long-term solutions to address serious water quality and contamination issues, such as discharges of untreated sewage and polluted sediment and trash-laden transboundary flows originating from Mexico, that result in significant heath, environmental and safety concerns in communities along California's southern border impacting the state.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue.

Viva Calexico!

If you have any questions or require additional information, please do not hesitate to contact me at 760/768-2110.

Sincerely,

CITY OF CALEXICO

Davi Dalo

David Dale City Manager

Cc: Honorable Mayor Bill Hodge



CITY OF CORONADO

1825 STRAND WAY CORONADO, CA 92118 OFFICE OF THE CITY MANAGER (619) 522-7335 FAX (619) 522-7846

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, Suite 400 Sacramento, CA 95814

RE: Environmental and Water Quality Impacts of International Transboundary River Pollution Flows Resolution

This letter is written on behalf of and with the support of the Coronado City Council. The City of Coronado wholeheartedly supports the resolution adopted by the San Diego County and Imperial County Division of the California League of Cities.

The San Diego County Division's resolution calls upon the federal and state governments to restore and ensure proper funding of the U.S.-Mexico Border Water Infrastructure Program (BWIP) to address the devastating impacts of international transboundary pollution flows into the waterways of the southernmost regions of California (San Diego and Imperial Counties) and the Pacific Ocean.

The City has been working closely with the Environmental Protection Agency and other federal partners on the matter since early 2018. City leaders are committed to finding long-term, sustainable solutions to this problem. Through its advocacy and education efforts, the City of Coronado has raised national awareness of the problem among legislators, political appointees and career staff at federal agencies. These efforts have been successful. However, the City along with our coalition partners, look forward to more action to swiftly resolve this issue.

Local government and the public support the state's water and environmental quality objectives and League policy has long supported efforts to ensure water quality and oppose contamination of water resources. This resolution addresses the critical need for the federal and state governments to recommit to work bi-nationally to develop and implement long-term solutions to address serious water quality and contamination issues, such as discharges of untreated sewage and polluted sediment and trash-laden transboundary flows originating from Mexico, that result in significant health, environmental and safety concerns in communities along California's southern border impacting the state.

As members of the League, Coronado values the policy development process provided to the General Assembly. We appreciate your time on this issue. Please feel free to contact me if you have any questions.

Sincerely,

Blair King Coronado City Manager

cc: Coronado Mayor and City Council Bill Baber, President, San Diego County Division c/o Catherine Hill, Regional Public Affairs Manager, San Diego County Division <u>chill@cacities.org</u>



August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K St. Suite 400 Sacramento, CA 95814

RE: Environmental and Water Quality Impacts Of International Transboundary River Pollution Flow Resolution

President Arbuckle:

The city of Imperial Beach appreciates and supports the San Diego County Division's effort to submit a resolution for consideration by the full membership of the League of California Cities.

The Division's resolution calls on Federal and State government to address the impacts of transboundary pollution flows into the Southwestern regions of California. The pollution in these areas is an environmental disaster that threatens the health and general welfare of residents near the Mexican border in Imperial and San Diego Counties.

I encourage all voting delegates and elected officials in attendance at the 2019 Annual League of California Cities Conference in Long Beach to support this important resolution as it addresses the critical need for the federal and state government to recommit to work bi-nationally to address the serious contamination issues and to develop and implement long-term solutions.

I am available for any questions or additional information related to this letter of support.

Sincerely,

Andy Hall City Manger

Cc: Honorable Mayor Serge Dedina Honorable Mayor Pro Tem Robert Patton Honorable Councilmember Paloma Aguirre Honorable Councilmember Ed Spriggs Honorable Councilmember Mark West



August 16, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, Suite 400 Sacramento, CA 95814

RE: Environmental and Water Quality Impacts Of International Transboundary River Pollution Flow Resolution

President Arbuckle:

The city of Imperial Beach strongly supports the San Diego County Division's effort to submit a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

The Division's resolution calls upon the Federal and State governments to restore and ensure proper funding of the Border Water Infrastructure Program (BWIP) to address the devastating impacts of international transboundary pollution flows into the waterways of the southernmost regions of California (San Diego and Imperial Counties) and the Pacific Ocean.

Local government and the public support the State's water and environmental quality objectives and League policy has long supported efforts to ensure water quality and oppose contamination of water resources. This resolution addresses the critical need for the federal and state governments to recommit to work binationally to develop and implement long-term solutions to address serious water quality and contamination issues, such as discharges of untreated sewage and polluted sediment and trash-laden transboundary flows originating from Mexico, that result in significant heath, environmental and safety concerns in communities along California's southern border impacting the state.

As members of the League, our city values the policy development process provided to the General Assembly. We appreciate your time on this issue. If you have any questions or require additional information, please do not hesitate to contact me at 619-423-8303.

Serge Dedina Mayor



THE CITY OF SAN DIEGO

KEVIN L. FAULCONER

Mayor

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, Suite 400 Sacramento, CA 95814

RE: Environmental and Water Quality Impacts of International Transboundary River Pollution Flow Resolution

President Arbuckle:

The City of San Diego supports the San Diego County Division in their effort to submit a resolution to the General Assembly at the League of California Cities' 2019 Annual Conference in Long Beach.

To suppress the flow of pollution between the Mexico and Southern California's water channels, the Division requests for the Federal and State governments to give proper funding to the Border Water Infrastructure Program (BWIP).

The City of San Diego and its citizens have expressed their concerns about untreated sewage, polluted sediment and trash flowing from Mexico, into California, causing health, environmental and safety concerns. The State's water and environmental quality objectives and League policy has long supported efforts to ensure water quality and oppose contamination of water resources. With the Division's resolution, the great need for federal and state governments to reconsider working together, will help in developing a long-term solution to address serious water quality and contamination issues.

As members of the League, our City values the policy development process provided to the General Assembly. We appreciate your time on this issue.

Please contact me at (619)453-9946 if you have any questions.

Sincerely.

Director of International Affairs

Cc: Honorable Mayor Kevin L. Faulconer



August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, 4th Floor Sacramento, CA 95814

Re: Border Sewage Issues

Dear President Arbuckle;

As a Council Member in the City of Vista, and solely in my individual capacity as such, I write in *support* of the League of California Cities 2019 Annual Conference Resolution proposed by the San Diego County Division to address the constant sewage pollution issues at the international border with Mexico.

This Resolution requests that the federal and state governments recognize the paramount importance of this issue and address the devastating impacts that this constant contamination has on the southernmost regions of California and the Pacific coastline by requesting the necessary funding to develop and implement effective and long term solutions to the raw sewage contamination coming into San Diego and Imperial Counties from Mexico.

Although I have lived in Vista for 27 years now, I grew up in Imperial Beach and know well the severe health and environmental impact that this situation has had on our border communities for the *decades*.

As a member of the League, I value the League's ability to effectively advocate on behalf of not only our cities but in effect, our citizens, and this is an important issue for our entire state. Should you have any questions or comments, please contact me at the number below. Thank you for your consideration.

Most/Sincerely,

Amanda Young Rigby Council Member, City of Vista

cc: Vista City Council Vista City Manager Vista City Attorney City of Imperial Beach City of Coronado City of Calexico City of San Diego



August 16, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, Suite 400 Sacramento, CA 95814

RE: Environmental and Water Quality Impacts Of International Transboundary River Pollution Flows Resolution

President Arbuckle:

As a Council Member for the City of La Mesa and in my individual capacity, not on behalf of the full La Mesa City Council as a body or the City, I am writing you in support of the San Diego County Division's effort to submit a resolution for consideration by the General Assembly at the League's 2019 Annual Conference in Long Beach.

The Division's resolution calls upon the Federal and State governments to restore and ensure proper funding of the Border Water Infrastructure Program (BWIP) to address the devastating impacts of international transboundary pollution flows into the waterways of the southernmost regions of California (San Diego and Imperial Counties) and the Pacific Ocean.

As San Diego County Division President and a member of the League, I value the policy development process provided to the General Assembly. I appreciate your time on this issue. Please feel free to contact me at 619-667-1106, should you have any questions.

Sill Baber

BILL BABER COUNCIL MEMBER CITY OF LA MESA PRESIDENT, LEAGUE SAN DIEGO COUNTY DIVISION



Consuelo Martinez, Deputy Mayor 201 North Broadway, Escondido, CA 92025 Phone: 760-839-4638

August 16, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, 4th Floor Sacramento, CA 95814

Dear President Arbuckle:

As one Council Member of the city of Escondido, and in my individual capacity and not on behalf of the Council as a body or the City, I write in support of the League of California Cities 2019 Annual Conference Resolution proposed by the San Diego County Division to address the transboundary river flow pollution impacting cities in San Diego and Imperial Counties.

This resolution calls upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean by requesting the necessary funding to develop solutions for pollution coming into San Diego County and Imperial County waterways through the Tijuana River and New River, respectively.

The passage of the proposed resolution by the San Diego County Division would provide support for the restoration of much needed funding and development and implementation of long-term solutions to address serious water quality and contamination issues, such as discharge of untreated sewage and polluted sediment and trash-laden transboundary flows that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

As a member of the League, I value the policy development process provided to the General Assembly. I appreciate your time on this issue. Please feel free to contact me at cmartinez@escondido.org if you have any questions.

Sincerely,

Consuelo Martinez Deputy Mayor

cc: Honorable Mayor and City Council Members Jeffrey R. Epp, City Manager

Consuelo Martinez, Deputy Mayor

Olga Diaz

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ADMINISTRATIVE OFFICES 383 Main Street Brawley, CA 92227 Phone: (760) 351-3048 FAX: (760) 351-3088

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, 4th Floor Sacramento, CA 95814

Dear President Arbuckle:

As one Council Member of the City of Brawley, and in my individual capacity and not on behalf of the Council as a body or the City, I write in support of the League of California Cities 2019 Annual Conference Resolution proposed by the San Diego County Division to address the transboundary river flow pollution impacting cities in San Diego and Imperial Counties.

This resolution calls upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean by requesting the necessary funding to develop solutions for pollution coming into San Diego County and Imperial County waterways through the Tijuana River and New River, respectively.

The passage of the proposed resolution by the San Diego County Division would provide support for the restoration of much needed funding and development and implementation of long-term solutions to address serious water quality and contamination issues, such as discharge of untreated sewage and polluted sediment and trash-laden transboundary flows that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

As a member of the League, I value the policy development process provided to the General Assembly. I appreciate your time on this issue. Please feel free to contact me at (City email) if you have any questions.

On A. Na

George A. Nava City Council Member City of Brawley



John W. Minto

CITY COUNCIL Ronn Hall Stephen Houlahan Laura Koval Rob McNelis



CITY OF SANTEE

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, 4th Floor Sacramento, CA 95814

Dear President Arbuckle:

As Mayor of the city of Santee, and in my individual capacity and not on behalf of the Council as a body or the City, I write in support of the League of California Cities 2019 Annual Conference Resolution proposed by the San Diego County Division to address the transboundary river flow pollution impacting cities in San Diego and Imperial Counties.

This resolution calls upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean by requesting the necessary funding to develop solutions for pollution coming into San Diego County and Imperial County waterways through the Tijuana River and New River, respectively.

The passage of the proposed resolution by the San Diego County Division would provide support for the restoration of much needed funding and development and implementation of long-term solutions to address serious water quality and contamination issues, such as discharge of untreated sewage and polluted sediment and trash-laden transboundary flows that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

As a member of the League, I value the policy development process provided to the General Assembly. I appreciate your time on this issue. Please feel free to contact me at (JMinto@cityofsanteeca.gov) if you have any questions.

Sincerely,

JOHN W. MINTO Mayor City of Santee

10601 Magnolia Avenue • Santee, California 92071 • (619) 258-4100 • www.cityofsanteeca.gov



August 16, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, 4th Floor Sacramento, CA 95814

Dear President Arbuckle:

As Mayor of the city of Vista, and in my individual capacity and not on behalf of the Council as a body or the City, I write in support of the League of California Cities 2019 Annual Conference Resolution proposed by the San Diego County Division to address the transboundary river flow pollution impacting cities in San Diego and Imperial Counties.

This resolution calls upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean by requesting the necessary funding to develop solutions for pollution coming into San Diego County and Imperial County waterways through the Tijuana River and New River, respectively.

The passage of the proposed resolution by the San Diego County Division would provide support for the restoration of much needed funding and development and implementation of long-term solutions to address serious water quality and contamination issues, such as discharge of untreated sewage and polluted sediment and trash-laden transboundary flows that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

As a member of the League, I value the policy development process provided to the General Assembly. I appreciate your time on this issue. Please feel free to contact me at <u>jritter@cityofvista.com</u> if you have any questions.

Judy Ritter Mayor City of Vista



ADMINISTRATIVE OFFICES 383 Main Street Brawley, CA 92227 Phone: (760) 351-3048 FAX: (760) 351-3088

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, 4th Floor Sacramento, CA 95814

Dear President Arbuckle:

As one Council Member of the City of Brawley, and in my individual capacity and not on behalf of the Council as a body or the City, I write in support of the League of California Cities 2019 Annual Conference Resolution proposed by the San Diego County Division to address the transboundary river flow pollution impacting cities in San Diego and Imperial Counties.

This resolution calls upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean by requesting the necessary funding to develop solutions for pollution coming into San Diego County and Imperial County waterways through the Tijuana River and New River, respectively.

The passage of the proposed resolution by the San Diego County Division would provide support for the restoration of much needed funding and development and implementation of long-term solutions to address serious water quality and contamination issues, such as discharge of untreated sewage and polluted sediment and trash-laden transboundary flows that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

As a member of the League, I value the policy development process provided to the General Assembly. I appreciate your time on this issue. Please feel free to contact me at (City email) if you have any questions.

Luke Hamby City Council Member City of Brawley



ADMINISTRATIVE OFFICES 383 Main Street Brawley, CA 92227 Phone: (760) 351-3048 FAX: (760) 351-3088

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, 4th Floor Sacramento, CA 95814

Dear President Arbuckle:

As one Council Member of the City of Brawley, and in my individual capacity and not on behalf of the Council as a body or the City, I write in support of the League of California Cities 2019 Annual Conference Resolution proposed by the San Diego County Division to address the transboundary river flow pollution impacting cities in San Diego and Imperial Counties.

This resolution calls upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean by requesting the necessary funding to develop solutions for pollution coming into San Diego County and Imperial County waterways through the Tijuana River and New River, respectively.

The passage of the proposed resolution by the San Diego County Division would provide support for the restoration of much needed funding and development and implementation of long-term solutions to address serious water quality and contamination issues, such as discharge of untreated sewage and polluted sediment and trash-laden transboundary flows that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

As a member of the League, I value the policy development process provided to the General Assembly. I appreciate your time on this issue. Please feel free to contact me at (City email) if you have any questions.

Norma Kastner-Jauregui

Norma Kastner-Jaurego Mayor Pro-Tempore City of Brawley



ADMINISTRATIVE OFFICES 383 Main Street Brawley, CA 92227 Phone: (760) 351-3048 FAX: (760) 351-3088

August 15, 2019

Jan Arbuckle, President League of California Cities 1400 K Street, 4th Floor Sacramento, CA 95814

Dear President Arbuckle:

As one Council Member of the City of Brawley, and in my individual capacity and not on behalf of the Council as a body or the City, I write in support of the League of California Cities 2019 Annual Conference Resolution proposed by the San Diego County Division to address the transboundary river flow pollution impacting cities in San Diego and Imperial Counties.

This resolution calls upon the federal and state governments to address the devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean by requesting the necessary funding to develop solutions for pollution coming into San Diego County and Imperial County waterways through the Tijuana River and New River, respectively.

The passage of the proposed resolution by the San Diego County Division would provide support for the restoration of much needed funding and development and implementation of long-term solutions to address serious water quality and contamination issues, such as discharge of untreated sewage and polluted sediment and trash-laden transboundary flows that result in significant health, environmental, and safety concerns in communities along California's southern border impacting the state.

As a member of the League, I value the policy development process provided to the General Assembly. I appreciate your time on this issue. Please feel free to contact me at (City email) if you have any questions.

Sincerely, em (n

Sam Couchman City Council Member City of Brawley

SPEAKERS' RULES

Welcome to a meeting of the Antioch City Council, we appreciate your attendance.

Because we usually have busy agendas and a lot of business to get through, we need to have some rules so the meeting can be completed at a reasonable hour. Your cooperation is very much appreciated. The State Ralph M. Brown Act guarantees the public's right to address the City Council, within the framework of these rules.

The Council can only take action on items that are listed on the agenda. If you wish to speak to us about an item <u>not on the agenda</u>, the "Public Comments" section of the agenda is for you. We will take such comments until no later than 7:30 p.m., when we will move on to agenda items. There is another opportunity for public comments at the end of the meeting.

If you wish to speak, either during "public comments" or during an agenda item, fill out a Speaker Request Form and place in the Speaker Card Tray near the City Clerk. This will enable us to call upon you to speak.

Each speaker is limited to not more than three minutes under Public Comments and three minutes on non-public hearing agenda items. During public hearings, each side is entitled to one "main presenter" who may have not more than 10 minutes; all other speakers during a public hearing item are entitled to a maximum of 5 minutes. These time limits may be modified depending on the number of speakers, number of items on the agenda, or circumstances. No one may speak more than once on an agenda item or during "public comments." Groups who are here regarding an item may identify themselves by raising their hands at the appropriate time to show support for one of their speakers.

During certain types of hearings, the applicant is allowed to give his or her presentation first. After all testimony is received, the applicant has an opportunity for rebuttal.

After having heard from the public, the agenda item will be closed. Deliberations will then be limited to members of the City Council.

If the meeting appears to be going late, the City Council may decide to continue some items until a subsequent meeting. We will try to make this determination around 10:00 p.m. It is the goal to stop discussing agenda items by not later than 11:00 p.m.

The "Consent Calendar" is a group of items which staff thinks may be routine. These items are usually considered all together and approved without further discussion. If you are opposed to action which is recommended for an item on the "Consent Calendar," please submit a Speaker Request Form to let the Mayor know at that part of the agenda and the item will be removed from the "Consent Calendar."

The Council meets regularly on the second and fourth Tuesdays of the month at 7:00 p.m., with Closed Sessions often occurring before or after the regular meeting. The Council also holds adjourned and study sessions on other days. City Council Agendas, including Staff Reports are posted onto our City's Website 72 hours before each Council Meeting. To be notified when the agenda packets are posted onto our City's Website, simply click on this link: <u>https://www.antiochca.gov/notifications/</u> and enter your e-mail address to subscribe. To view the agenda information, click on the following link: <u>https://www.antiochca.gov/government/agendas-and-minutes/city-council/</u>.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached (a)Phone: (925) 779-6950. and e-mail: publicworks@ci.antioch.ca.us.