

**CITY COUNCIL MEETING  
INCLUDING THE ANTIOCH CITY COUNCIL  
ACTING AS HOUSING SUCCESSOR  
TO THE ANTIOCH DEVELOPMENT AGENCY**

**Regular Meeting  
7:00 P.M.**

**September 24, 2019  
Council Chambers**

**5:30 P.M. - CLOSED SESSION**

- 1. 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).
- 2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** pursuant to California Government Code § 54956.9(d)(1): Greg & Ramona Mayon vs. Joe Bosman, City of Antioch et al. Contra Costa Superior Court Case Number C18-00168.
- 3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of Government Code Section 54956.9: (1 potential case).

City Attorney Smith reported the City Council had been in Closed Session and gave the following report: **#1 CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION**, direction given to City Manager, **#2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**, no reportable action; and, **#3 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** no reportable action.

Mayor Wright called the meeting to order at 7:01 P.M., and City Clerk Simonsen called the roll.

Present: Council Members Wilson, Thorpe, Ogorchock and Mayor Wright  
Absent: Council Member Motts

**PLEDGE OF ALLEGIANCE**

Councilmember Wilson led the Council and audience in the Pledge of Allegiance.

**ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

Ken Turnage II, Fontana Youth Foundation, announced the Leo Fontana Trivia Night fundraiser would be held on November 3, 2019 at the Lone Tree Golf Course.

Councilmember Ogorchock announced the grand opening of the Family Justice Center from 12:00 P.M. - 2:00 P.M. on September 27, 2019.

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## **ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS**

City Clerk Simonsen announced the following Board and Commission openings:

- Parks and Recreation Commission: One (1) vacancy; deadline date is September 27, 2019
- Planning Commission: Two (2) vacancies: deadline date is October 25, 2019

He reported applications would be available at the City's website and at the City Clerk's office.

## **PUBLIC COMMENTS**

Tom Tamura, Contra Costa Crisis Center, thanked Council for supporting the 211 hotline and provided statistics for the services they offered.

Nicole Gardner expressed concern regarding the City's efforts to disband homeless encampments and asked that notices be provided prior to the City taking action.

Tanya Gentry, Antioch resident, encouraged Council to work with the school district to secure funding for crossing guards.

Kip Stephens reported on his participation at Stand Down on the Delta. He thanked Councilmember Ogorchock and Mayor Wright for their participation at the event.

## **COUNCIL SUBCOMMITTEE REPORTS/COMMUNICATIONS**

Councilmembers Wilson and Thorpe announced that there would be a Tri Delta Transit meeting on September 25, 2019.

Councilmember Ogorchock announced that the League of California Cities meeting would be on September 26, 2019; however, she would be unable to attend as she would be representing the City at the Annual Contra Costa County Mayor's Healthy Cook-off. She invited the other Councilmembers to attend in her place.

Mayor Wright reported on his attendance at the Delta Diablo meeting.

## **MAYOR'S COMMENTS**

Mayor Wright reported Stand Down on the Delta was a great event and he thanked everyone who participated.

## **PRESENTATION**

100th Anniversary of Markstein Sales Company Certificate of Recognition

On motion by Councilmember Ogorchock, seconded by Councilmember Wilson the City Council members present unanimously approved the Certificate of Recognition.

Mayor Wright announced he would be presenting the Certificate of Recognition to Markstein Sales Company on September 28, 2019.

- 1. CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency**
  - A. APPROVAL OF COUNCIL MINUTES FOR AUGUST 27, 2019**
  - B. APPROVAL OF COUNCIL MINUTES FOR SEPTEMBER 10, 2019**
  - C. APPROVAL OF COUNCIL WARRANTS**
  - D. APPROVAL OF HOUSING SUCCESSOR WARRANTS**
  - E. REJECTION OF CLAIM: GREG AND RAMONA MAYON**
  - F. RESOLUTION NO. 2019/148 AUTHORIZATION FOR THE CITY MANAGER TO ENTER INTO CONSULTANT SERVICE AGREEMENTS WITH EVVIVA BRANDS, LLC FOR PHASE 3 OF THE CITY'S REBRANDING EFFORTS FOR THE CREATIVE EXTENSION FOR THE MEDIA CAMPAIGN FOR \$80,300, WITH ORANGE22 INC. FOR PHASE 3 OF THE MEDIA STRATEGY & PLANNING FOR \$39,950, AND FOR PHASE 2 OF THE MEDIA PURCHASES FOR \$275,000 FOR FISCAL YEAR 2019/2020**
  - G. RESOLUTION NO. 2019/149 APPROVING THE FINAL MAP, IMPROVEMENT PLANS, AND SUBDIVISION IMPROVEMENT AGREEMENT FOR QUAIL COVE SUBDIVISION 7938 (PW 696)**
  - H. RESOLUTION NO. 2019/150 FIRST AMENDMENT TO THE AGREEMENT WITH J.J.R. CONSTRUCTION, INC. FOR MEDIAN LANDSCAPE IMPROVEMENTS/STAMPED CONCRETE INSTALLATION AND INCREASE THE CAPITAL IMPROVEMENT BUDGET BY \$282,500**

On motion by Councilmember Wilson, seconded by Councilmember Ogorchock, the City Council members present unanimously approved the Council Consent Calendar with the exception of item H, which was removed for further discussion.

**Item H** - City Manager Bernal introduced item H. In response to Councilmember Ogorchock, Public Works Director/City Engineer Blank explained that the median work on Wilbur Avenue would take place in front of Tri-Delta Transit and the apartment complex.

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe the City Council members present unanimously approved Item H.

**PUBLIC HEARING**

**2. PUBLIC HEARING TO REVIEW FY 2018-19 CDBG AND HOUSING SUCCESSOR FUND ACCOMPLISHMENTS REPORTED IN THE CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT (CAPER), INTRODUCTION TO ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE, AND PRESENTATION OF THE NEEDS ANALYSIS TO INFORM DEVELOPMENT OF 2020-25 CONSOLIDATED PLAN**

City Manager Bernal introduced Public Hearing Item #2.

CDBG Consultant House and Tal Litwin presented the staff report dated September 24, 2019 and a PowerPoint presentation recommending the City Council receive and consider public comment on the FY 2018-19 CAPER year-end report detailing achievements of programs funded with CDBG and Housing Successor funds for housing, homeless, and community services to improve the quality of life of lower income Antioch residents and neighborhoods. 2) It is recommended that Council receive and consider public comment on the Analysis of Impediments to Fair Housing Choice (AI), prior to considering adoption of the AI at the October 22nd Council meeting. 3) It is recommended that the City Council receive and consider public comment on the Needs Analysis prepared for the development of the 2020-25 Consolidated Plan.

Mayor Wright opened the public hearing.

Alissa Friedman, Opportunity Junction, thanked the City Council and staff for supporting their work through the CDBG program. She spoke to the success of their program.

Candy Duperroir, CoCo Kids, thanked the City Council for funding child care providers to develop businesses in Antioch.

Mayor Wright closed the public hearing.

Councilmember Ogorchock thanked CDBG/Housing Consultant House and Mr. Litwin for the report.

**3. RESIDENTIAL GROWTH MANAGEMENT ORDINANCE AMENDMENTS**

City Manager Bernal introduced Public Hearing Item #3.

Director of Community Development Ebbs presented the staff report dated September 24, 2019 recommending the City introduce an ordinance amending Title 9, Chapter 5, Article 40, Residential Growth Management.

Mayor Wright opened and closed the public hearing with no members of the public requesting to speak.

A motion was made by Councilmember Thorpe, seconded by Councilmember Ogorchock to introduce the ordinance amending Title 9, Chapter 5, Article 40, Residential Growth Management of the City of Antioch Municipal Code to exempt affordable housing projects from the annual residential unit count.

Following discussion, the motion was amended as follows:

On motion by Councilmember Thorpe, seconded by Councilmember Ogorchock the City Council members present unanimously introduced the ordinance amending Title 9, Chapter 5, Article 40, Residential Growth Management of the City of Antioch Municipal Code to exempt very low, low and senior affordable housing projects from the annual residential unit count.

#### **4. FIRE PROTECTION FACILITY FEE ORDINANCE AMENDMENT**

City Manager Bernal introduced Public Hearing Item #4.

Director of Community Development Ebbs presented the staff report dated September 24, 2019 recommending the City Council introduce an ordinance amending Title 3, Chapter 7, Fire Protection Facility Fees, to update the fees to correspond with fees recently adopted by the Contra Costa County Board of Supervisors and to make other minor changes.

Mayor Wright opened and closed the public hearing with no members of the public requesting to speak.

In response to Councilmember Ogorchock, Director of Community Development Ebbs clarified that the fees collected would go towards facilities and equipment serving the City of Antioch.

On motion by Councilmember Ogorchock, seconded by Councilmember Wilson the City Council members present unanimously introduced an ordinance amending Title 3, Chapter 7, Fire Protection Facility Fees, to update the fees to correspond with fees recently adopted by the Contra Costa County Board of Supervisors and to make other minor changes.

#### **COUNCIL REGULAR AGENDA**

#### **5. ECONOMIC DEVELOPMENT COMMISSION (EDC) APPOINTMENTS FOR FOUR (4) FULL-TERM VACANCIES EXPIRING JUNE 2023**

City Manager Bernal introduced Regular Agenda Item #5.

Mayor Wright nominated Daniel Herzberg, Rick Fuller, Kelly Kalfsbeek and Tracey Nicks to fill (4) vacancies on the Economic Development Commission expiring June 2023.

Councilmember Ogorchock expressed her appreciation to everyone who applied to serve on the Economic Development Commission.

Mayor Wright stated he spoken with Vicki Robinson and Timothy Barrow, and asked them to apply to serve on other Boards/Commissions.

Councilmember Wilson thanked everyone who applied and requested a report out from the Boards/Commissions.

**RESOLUTION NO. 2019/151**

On motion by Councilmember Thorpe, seconded by Councilmember Ogorchock, the City Council members present unanimously appointed Daniel Herzberg, Rick Fuller, Kelly Kalfsbeek and Tracey Nicks to fill (4) vacancies on the Economic Development Commission expiring June 2023.

City Clerk Simonsen administered the Oath to Daniel Herzberg.

**PUBLIC COMMENTS**

Greg Enholm, Contra Costa Community College District Trustee, announced the State of the District event would be held from 7:00 A.M. – 9:00 A.M. on October 1, 2019 at Los Medanos College in Pittsburg.

Leanard Hernandez, Homeless Advocate of Contra Costa County, thanked Mayor Wright for assisting a family in need. He reported that the City had provided portable restrooms, dumpsters and graffiti removal downtown, which had worked well to reduce blight.

**STAFF COMMUNICATIONS**

**COUNCIL COMMUNICATIONS**

**ADJOURNMENT**

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe the City Council unanimously adjourned the meeting at 8:10 P.M.

Respectfully submitted:

*Kitty Eiden*  
KITTY EIDEN, Minutes Clerk