

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

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

**October 22, 2019  
Council Chambers**

Mayor Wright called the meeting to order at 7:00 P.M., and City Clerk Simonsen called the roll.

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

**PLEDGE OF ALLEGIANCE**

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

1. **REPORT OUT DISCLOSURE OF SETTLEMENT AGREEMENT: Contra Costa County Flood Control and Water Conservation District v. Gary A. Eames, et al., Contra Costa County Superior Court Case No. C15-02052**

City Attorney Smith reported the City Council by a 5-0 vote authorized a settlement. Judgement pursuant to the parties' stipulation was entered September 16, 2019. The District will pay \$1,850,000 in District funds and the City will pay \$2,050,000 in City funds toward the settlement. Additionally, it was agreed that the District will reimburse the City up to \$200,000 from future Drainage Area 55 fee revenue.

**ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

Dwayne Eubanks announced the grand opening of the new basketball courts at 10:00 A.M. on October 26, 2019 at Contra Loma Estates Park.

**ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS**

City Clerk Simonsen announced the following Board and Commission openings:

- Planning Commission: Two (2) vacancies: deadline date is October 25, 2019
- Sales Tax Citizens' Oversight Committee: One (1) vacancy: deadline date is November 15, 2019

He reported applications would be available online at the City's website and at the City Clerk's and Deputy City Clerks offices.

**ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS – *Continued***

Director of Parks and Recreation Kaiser announced Unity Day would take place on October 23, 2019 and the grand opening of the basketball courts at Contra Loma Estates Park would take place at 10:00 A.M. on October 26, 2019.

## **PUBLIC COMMENTS**

Janice LeGay and Alyson Boyd, Antioch residents, expressed concern regarding the increase in traffic accidents in the Lake Alhambra area. They requested the City consider conducting a traffic study and installing traffic calming measures in the area.

Mayor Wright requested staff reach out to the residents in the Lake Alhambra neighborhood regarding their concerns.

Chipo Washington and Deborah Polk, East County Regional Group, reported that they had advocated for the installation of basketball courts at Contra Loma Estates Park and they were disappointed that the City had not partnered with them to organize the grand opening event. They requested that the grand opening be rescheduled for November 9, 2019.

Donna Trigg, Antioch resident, expressed concern regarding illegal activities occurring at a residence in the Lake Alhambra neighborhood and requested the City provide additional safety measures in their community.

Dwayne Eubanks, Antioch resident, commended the City for replacing the retaining wall and improving landscaping along James Donlon Blvd.

## **COUNCIL SUBCOMMITTEE REPORTS/COMMUNICATIONS**

Councilmember Wilson reported on her attendance at the Illicit Massage Business Conference and American Public Transit Association (APTA) Conference.

Councilmember Thorpe reported on his attendance at the APTA conference.

Councilmember Ogorchock reported on her attendance at the League of California Cities meetings.

Mayor Wright reported on his attendance at the League of California Cities meetings.

## **MAYOR'S COMMENTS**

Mayor Wright congratulated Councilmember Motts on her recent marriage.

## **PRESENTATION**

*A Plan for Contra Costa's Future – 2020 Transportation Expenditure Plan*

Hisham Noeimi, Contra Costa Transportation Authority's Director of Programming, gave the PowerPoint presentation.

Councilmember Ogorchock requested the report be amended to change "e-Bart" to "BART".

Mayor Wright discussed the value of the 3:1 leveraging ratio with Measure C/J and State/Regional/Federal funds. He spoke in support of the inclusion of the economic development component and thanked Mr. Noeimi for the presentation.

2. **CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency**
  - A. **APPROVAL OF SPECIAL MEETING/CLOSED SESSION MINUTES FOR SEPTEMBER 30, 2019**
  - B. **APPROVAL OF COUNCIL MINUTES FOR OCTOBER 8, 2019**
  - C. **APPROVAL OF COUNCIL WARRANTS**
  - D. **APPROVAL OF HOUSING SUCCESSOR WARRANTS**
  - E. **RESOLUTION NO. 2019/160 AMENDING CONTRACT WITH K2GC (CONTRACTOR) TO INCREASE THE CONTRACT VALUE TO A TOTAL NOT TO EXCEED EIGHTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$87,500)**
  - F. **RESOLUTION NO. 2019/161 CONSIDERATION OF BIDS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT DOWNTOWN ROADWAY PAVEMENT REHABILITATION, PHASE 8 (P.W. 678-8)**
  - G. **RESOLUTION NO. 2019/162 OF SUPPORT FOR THE COUNTYWIDE IMPOSITION OF ONE-HALF OF ONE PERCENT SALES TAX TO FUND TRANSPORTATION IMPROVEMENTS IN CONTRA COSTA COUNTY AND ADOPTING THE PROPOSED TRANSPORTATION EXPENDITURE PLAN (TEP) CONDITIONALLY AMENDING THE GROWTH MANAGEMENT PROGRAM (GMP), WHICH INCLUDES ATTACHMENT B: PRINCIPLES OF AGREEMENT FOR ESTABLISHING THE URBAN LIMIT LINE (ULL) IN THE MEASURE J TEP TO MATCH THAT FOUND IN THE 2020 TEP**
  - H. **RESOLUTION NO. 2019/163 FOURTH AMENDMENT TO THE CONSULTANT SERVICE AGREEMENT WITH CAROLLO ENGINEERS, INC. FINAL DESIGN AND BID DOCUMENTS FOR THE BRACKISH WATER DESALINATION PROJECT (P.W. 694)**

On motion by Councilmember Ogorchock, seconded by Councilmember Motts, the City Council unanimously approved the Council Consent Calendar with the exception of Item G, which was removed for further discussion.

**Item G** - Adam Alexander, Carpenters Training Trust Fund for Northern California, spoke in support of adopting the 2020 Transportation Expenditure Plan. He invited Council to tour their training centers in Northern California.

Dwayne Eubanks spoke in support of the 2020 Expenditure Plan and suggested Council consider including a BART station at Somersville Road and Contra Loma Blvd.

On motion by Councilmember Ogorchock, seconded by Councilmember Wilson, the City Council unanimously approved Item G.

**PUBLIC HEARING for City /City Council Members acting as Housing Successor to the Antioch Development Agency**

**3. PUBLIC HEARING TO RECEIVE PUBLIC COMMENT AND CONSIDER ADOPTION OF THE 2020-25 ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE, AND PRESENTATION OF THE HOUSING AND HOMELESSNESS NEEDS ANALYSIS TO INFORM DEVELOPMENT OF 2020-25 CONSOLIDATED PLAN**

City Manager Bernal introduced Public Hearing Item #3.

CDBG/Housing Consultant House presented the staff report dated October 22, 2019 recommending the City Council receive and consider public comment on the Analysis of Impediments to Fair Housing Choice (AI), and consider adoption.

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

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe, the City Council unanimously received and considered public comment on the Analysis of Impediments to Fair Housing Choice (AI), and consider adoption.

CDBG/Housing Consultant House presented the *2020-25 Consolidated Plan Needs Assessment Housing and Homelessness* PowerPoint presentation recommending the City Council receive and consider public comment on the Housing and Homeless portion of the Needs Analysis prepared for the development of the 2020-25 Consolidated Plan. Contact information was provided for anyone wishing to apply for 2020-2022 funding. She announced applications were due by 5:00 P.M. on December 9, 2019.

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

Councilmember Motts thanked CDBG/Housing Consultant House for the presentation.

CDBG/Housing Consultant House reviewed the parameters for grant funding.

Mayor Wright thanked CDBG/Housing Consultant House for the report.

**4. ORDINANCE AMENDING TITLE 2 – ADMINISTRATION – BY ADDING CHAPTER 6 “ELECTRONIC FILING OF CAMPAIGN DISCLOSURE STATEMENTS AND STATEMENT OF ECONOMIC INTEREST,” RELATING TO ELECTRONIC AND PAPERLESS FILING OF FAIR POLITICAL PRACTICES COMMISSION STATEMENTS**

City Manager Bernal introduced Public Hearing Item #4.

City Clerk Simonsen presented the staff report dated October 22, 2019 recommending the City Council introduce the Ordinance amending Title 2 – Administration – by adding Chapter 6 “Electronic Filing of Campaign Disclosure Statement and Statement of Economic Interest,” Relating to Electronic and Paperless Filing of Fair Political Practices Commission Statements.

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

On motion by Councilmember Thorpe, seconded by Councilmember Ogorchock, the City Council unanimously introduced the Ordinance amending Title 2 – Administration – by adding Chapter 6 “Electronic Filing of Campaign Disclosure Statement and Statement of Economic Interest,” Relating to Electronic and Paperless Filing of Fair Political Practices Commission Statements.

**COUNCIL REGULAR AGENDA**

**5. HOMELESS ISSUES AND OPTIONS**

City Manager Bernal presented the staff report dated October 22, 2019 recommending the City Council receive the report and offer direction to City staff regarding the options presented.

Nichole Gardner thanked Public Works and City Manager Bernal for working with them in cleaning up homeless encampments. She stated she would be holding Council accountable for addressing homelessness in Antioch.

Lydia Pettaway, Kevinessia’s Place, reported that she was in the process of developing a program for homeless women and children. She discussed her personal experiences with homelessness.

Jimmy Gordon, Antioch resident, suggested the City consider allowing people to park their Mobile Homes and RVs on private land. He discussed his personal experiences with homelessness and encouraged Council to keep pursuing the issue.

Leonard Hernandez, Homeless Advocacy of Contra Costa County, spoke in support of the City providing sharps containers for the homeless community. He thanked Republic Services for providing garbage cans and the City for providing dumpsters and portable restrooms. He suggested additional facilities be placed near the FoodMaxx shopping center.

Councilmember Thorpe thanked everyone who participated in the Homeless Encampment Ad Hoc Committee process. He suggested staff consider utilizing existing City facilities for homeless services.

Councilmember Wilson thanked City Manager Bernal for the report and everyone who participated in the Ad Hoc Committee. She agreed with Councilmember Thorpe regarding utilizing the City's assets.

Councilmember Ogorchock thanked everyone who participated in the Ad Hoc Committee and staff for the report. She also expressed appreciation to the homeless advocates.

Council reviewed and discussed each of the options, and provided the following feedback:

Dumpster and Sharps Container Services

Council supported continuing and expanding the current dumpster program to other sites within the City.

Councilmember Motts suggested staff consider expanding the program to the Sycamore area.

Portable Toilets

Council supported continuing and expanding the current portable toilet program.

Councilmember Motts suggested staff consider expanding the program to the Tregallas Road area.

Portable Shower Units

Councilmember Ogorchock thanked Shower House Ministries for providing this service. She encouraged staff reach out to other organizations that could provide this service.

Councilmember Motts agreed with Councilmember Thorpe regarding looking at existing city facilities for support of this program.

Laundry Services

Council supported pursuing development of a laundry services program through a laundry voucher program until the Unhoused Resident Coordinator could consider other options.

Motel Services

Council supported developing a motel voucher program.

Warming Centers

Council supported pursuing a Winter Nights Program working with faith-based communities and looking into costs to utilize City facilities.

Safe Parking Lots

Council supported pursuing the development of a Safe Place Parking Lot program.

Support Existing Housing and Homeless Services

Council agreed to consider this item after the Unhoused Coordinator brought back options for Council consideration.

Establish Transitional and Long-Term Housing Alternatives

Council agreed to consider this item after the Unhoused Coordinator brought back options for Council consideration.

City Manager Bernal stated he would bring back a budget amendment to authorize funding for the items previously discussed.

Councilmember Thorpe explained that once long term/transitional and permanent housing was addressed, it will hopefully address encampment issues.

Councilmember Motts added that these items would enhance the quality of life of the homeless community until the City found long term solutions.

Councilmember Ogorchock expressed concern regarding the increasing amount of homeless seniors and stated that she hoped the City could find a way to assist them to stay in their current housing.

On motion by Mayor Wright, seconded by Councilmember Thorpe, the City Council unanimously moved agenda Item #7 as the next item of business.

Mayor Wright declared a recess at 9:39 P.M. The meeting reconvened at 9:49 P.M. with all Councilmembers present

**7. PROJECT LABOR AGREEMENTS**

City Manager Bernal introduced Regular Agenda Item #7.

Administrative Services Director Mastay presented the staff report dated October 22, 2019 recommending the City Council discuss and provide direction to staff regarding Project Labor Agreements (PLA).

Jason Lindsey, Ironworkers Local 378, Bill Whitney, Contra Costa Building Trades, Anthony Solak, IBEW, Mousaab Atassi, Antioch resident, Dan Torres, Sprinkler Fitters Local 483, Glenn Loveall, Iron Workers Union Local 378, Kevin Van Buskirk, Contra Costa B.T. & Sheet Metal Workers, spoke in support of the City Council adopting a citywide Project Labor Agreement (PLA) negotiated with the Contra Costa Building Trades Council.

Following discussion, Council directed the City Manager to negotiate a Project Labor Agreement with the Contra Costa Building Trades.

**6. UPDATE ON DRAFT CANNABIS DEVELOPMENT AGREEMENT TEMPLATE FOR 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**

City Manager Bernal introduced Regular Agenda Item #6.

City Attorney Smith presented the staff report dated October 22, 2019 recommending the City Council provide feedback and direction to the City Attorney concerning the draft cannabis operating agreement template prepared for 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.

Following discussion, Council supported the Draft Cannabis Development Agreement Template, as presented.

**8. RESOLUTION APPROVING THE CLASS SPECIFICATION FOR DEPUTY PUBLIC WORKS DIRECTOR II, ASSIGNING A SALARY RANGE, ASSIGNING THE CLASSIFICATION TO THE MANAGEMENT (SENIOR) BARGAINING UNIT**

City Manager Bernal introduced Regular Agenda Item #8.

Administrative Services Director Mastay presented the staff report dated October 22, 2019 recommending the City Council adopt a resolution: 1) Approving the Class Specification of Deputy Public Works Director II. 2) Assigning the Deputy Public Works Director II classification to a salary range and to the Management (Senior) Bargaining Unit.

**RESOLUTION NO. 2019/164**

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe, the City Council unanimously adopted a resolution approving the Class Specification of Deputy Public Works Director II.

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe, the City Council unanimously adopted a resolution assigning the Deputy Public Works Director II classification to a salary range and to the Management (Senior) Bargaining Unit.



**PUBLIC COMMENTS**

Mayor Wright read written comment from Rene Arciniega, Antioch resident, that encouraged the City to invest in global warming.

**STAFF COMMUNICATIONS – None**

**COUNCIL COMMUNICATIONS**

Councilmember Ogorchock requested staff agenda consideration of a tax on Cannabis.

In response to Councilmember Motts, City Attorney Smith stated he would bring a vacancy ordinance to the City Council for consideration, in November.

**ADJOURNMENT**

On motion by Councilmember Thorpe, seconded by Councilmember Ogorchock, the City Council unanimously adjourned the meeting at 10:24 P.M.

Respectfully submitted:

*Kitty Eiden*

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KITTY EIDEN, Minutes Clerk