

## CITY COUNCIL MEETING

Regular Meeting  
7:00 P.M.

December 10, 2019  
Antioch Community Center

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

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS** pursuant to California Government Code section 54956.8: Property – former Deerfield Fire Station, 4527 Deerfield Drive, Antioch, CA 94531-7119. APN 053-191-001-6; City Negotiator: City Manager Ron Bernal; Potential Buyer: Veterans Affordable Home Ownership Program (VAHOP); Issue Under Negotiation: Real Property Negotiations Price and Terms of Payment.
2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** pursuant to California Government Code section 54956.9(d)(1) – Zeka Ranch One, LLC et al. v. City of Antioch et al., Contra Costa Superior Court Case Nos. N18-0228, N18-0229, N18-0231, and N18-0232.
3. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** pursuant to California Government Code section 54956.9(d)(1): Greg & Ramona Mayon vs. Joe Bosman, City of Antioch et al. Contra Costa Superior Court Case Number C18-00168.

City Attorney Smith reported the City Council had been in Closed Session and gave the following report: **#1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS**, no reportable action **#2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**, no reportable action; and, **#3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**, no reportable action.

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

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

### PLEDGE OF ALLEGIANCE

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

### 1. PROCLAMATION

*In Honor of Tammy Leach, Recognizing Outstanding Service*

On motion by Councilmember Ogorchock, seconded by Councilmember Motts, the Council unanimously approved the Proclamation.

Ms. Leach thanked the City for the recognition and stated she was proud, and honored to have served the City of Antioch.

The City Council, City Manager Bernal and City Attorney Smith congratulated Ms. Leach on her retirement, and thanked her for her service.

Mayor Wright presented the proclamation to Ms. Leach.

### **ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

Director of Parks and Recreation Kaiser announced Santa's mailbox was located at the Community Center and would be accepting letters through December 16, 2019. She also announced the following events:

- Holiday Run & Walk for Health – 9:00 A.M. on December 14, 2019 at Contra Loma Regional Park
- Coyote Hills Winter Day Camp - Artic Blizzard – December 30, 2019 – January 3, 2020 at the Antioch Community Center

Velma Wilson on behalf of the Celebrate Antioch Foundation reported that Holiday Delites events had been very successful and she thanked everyone who participated. On behalf of her family, she wished everyone a Merry Christmas.

Councilmember Wilson announced Martin Luther King Jr. Day of Service would take place from 9:00 A.M. – 12:00 P.M. on January 20, 2020 at Prewett Community Park, Antioch Community Park and the Nick Rodriguez Community Center.

### **PUBLIC COMMENTS**

Farideh Faraji, Antioch resident, provided a brief description of her personal experiences and professional expertise. She offered her services to fill the Unhoused Resident Coordinator position on a volunteer basis. She stated she was also willing to donate to the program.

Robert Munton, Antioch resident, expressed concern regarding barking dogs in his neighborhood and noted that the dog owners were also over their legal limit. He reported that it had been difficult getting Animal Control and Antioch Police Department to respond to his concerns. He asked how he could pursue having an ordinance written that would address these issues.

### **COUNCIL SUBCOMMITTEE REPORTS/COMMUNICATIONS**

Councilmember Wilson announced Tri Delta Transit would meet on December 11, 2019. She reported on her attendance at the Cannabis Ad Hoc Committee with Councilmember Thorpe.

Councilmember Motts reported on her attendance at the Sesquicentennial Committee meeting.

Councilmember Thorpe reported on his attendance at the Homeless Encampment Task Force meeting with Councilmember Motts.

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

Mayor Wright reported on his attendance at the Sesquicentennial Committee meeting.

## **MAYOR'S COMMENTS**

Mayor Wright recognized the Celebrate Antioch Foundation for all that they do and wished everyone a Merry Christmas.

### **2. CONSENT CALENDAR**

- A. APPROVAL OF COUNCIL MINUTES FOR NOVEMBER 12, 2019**
- B. APPROVAL OF COUNCIL MINUTES FOR NOVEMBER 26, 2019**
- C. APPROVAL OF COUNCIL WARRANTS**
- D. REJECTION OF CLAIMS: (1) Abdul Nevarez; (2) Priscilla Nevarez**
- E. AB 1600 DEVELOPMENT IMPACT FEE REPORT**
- F. RESOLUTION NO. 2019/185 NOMINATING THE NORTHERN WATERFRONT INDUSTRIAL CORRIDOR PRIORITY PRODUCTION AREA TO THE METROPOLITAN TRANSPORTATION COMMISSION AND THE ASSOCIATION OF BAY AREA GOVERNMENTS**
- G. RESOLUTION NO. 2019/186 SECOND AMENDMENT TO THE CONSULTANT SERVICE AGREEMENT WITH HARRIS AND ASSOCIATES FOR ON-CALL TRAFFIC ENGINEERING SERVICES**
- H. RESOLUTION NO. 2019/187 SECOND AMENDMENT TO THE CONSULTANT SERVICE AGREEMENT WITH HARRIS AND ASSOCIATES FOR ON-CALL PLAN REVIEW SERVICES**
- I. RESOLUTION NO. 2019/188 CONSULTANT SERVICES AGREEMENT WITH THE NATELSON DALE GROUP FOR THE ECONOMIC DEVELOPMENT BASELINE AND STRATEGIC PLAN**
- J. RESOLUTION NO. 2019/189 THE POLICE MOBILE COMMAND CENTER UPGRADE WITH SOLE SOURCE JUSTIFICATION REQUEST AND BUDGET AMENDMENT**
- K. APPROVAL OF TREASURER'S REPORT FOR OCTOBER 2019**

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe, the City Council unanimously approved the Council Consent Calendar with the exception of Items E and F, which were removed for further discussion.

***Item E*** – City Manager Bernal introduced Consent Calendar Item E. Director of Community Development Ebbs presented staff report dated December 10, 2019 recommending the City Council receive the FY2018/2019 Annual Report of Development Impact Fees.

In response to Council, Director of Community Development Ebbs explained that Council would be involved in determining how the monies would be spent and he offered to provide an informational item summarizing the history of the Development Impact Fee program.

On motion by Councilmember Ogorchock, seconded by Councilmember Motts, the City Council unanimously received the FY2018/2019 Annual Report of Development Impact Fees.

***Item F*** - City Manager Bernal introduced Consent Calendar Item F. Director of Community Development Ebbs presented staff report dated December 10, 2019 recommending the City Council adopt the resolution nominating the Northern Waterfront Industrial Corridor Priority Projection Area to Metropolitan Transportation Commission and the Association of Bay Area Governments.

In response to Councilmember Wilson, Director of Community Development Ebbs stated he would further engage with Metropolitan Transportation Commission (MTC) and Association of Bay Area Governments (ABAG) to ensure Antioch's position was considered in future discussions.

On motion by Councilmember Thorpe, seconded by Councilmember Wilson, the City Council unanimously adopted the resolution nominating the Northern Waterfront Industrial Corridor Priority Projection Area to Metropolitan Transportation Commission and the Association of Bay Area Governments.

## **PUBLIC HEARING**

### **3. ORDINANCE AMENDING CERTAIN CHAPTERS OF TITLE 8 OF THE ANTIOCH MUNICIPAL CODE "BUILDING REGULATIONS", ADOPTING THE CALIFORNIA CODE OF REGULATIONS TITLE 24, 2019 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODES AND RELATED MODEL CODES**

City Manager Bernal introduced Public Hearing Item #3.

Director of Community Development Ebbs presented the staff report dated December 9, 2019 recommending the City Council introduce the ordinance amending Title 8 of the Antioch Municipal Code, adopting by reference the California Code of Regulations Title 24, 2019 Edition of the California Building Standards Codes and related model codes, as amended.

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 explained that the requirement for the Seismic Gas Shut-Off device would be for new construction or the replacement of existing valves.

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe the City Council unanimously introduced the ordinance amending Title 8 of the Antioch Municipal Code, adopting by reference the California Code of Regulations Title 24, 2019 Edition of the California Building Standards Codes and related model codes, as amended.

## **COUNCIL REGULAR AGENDA**

### **4. WATER RATE STUDY**

City Manager Bernal introduced Regular Agenda Item #4.

Tom Pavletic, Municipal Financial Services presented the staff report PowerPoint presentation dated December 9, 2019 recommending the City Council adopt a resolution to approve water rates for Fiscal Year 2020-2021 and Fiscal Year 2021-2022 with no increases in rates.

In response to Mayor Wright, Mr. Pavletic clarified that they did not anticipate that the desalination project would cause a rate spike. He noted the recommendation was to wait until the project was constructed and Contra Costa Water District (CCWD) purchase costs were determined, prior to examining the next set of rate needs.

### **RESOLUTION NO. 2019/190**

On motion by Councilmember Thorpe, seconded by Councilmember Ogorchock, the City Council unanimously adopted a resolution to approve water rates for Fiscal Year 2020-2021 and Fiscal Year 2021-2022 with no increases in rates.

### **5. RESOLUTION APPROVING ONE (1) ASSISTANT/ASSOCIATE COMMUNITY DEVELOPMENT TECHNICIAN AND AUTHORIZING THE APPROPRIATE BUDGET ADJUSTMENT**

City Manager Bernal introduced Regular Agenda Item #5.

Director of Community Development Ebbs presented the staff report dated December 9, 2019 recommending the City Council adopt a resolution approving one Assistant/Associate (1) Community Development Technician and authorizing the appropriate budget adjustment.

In response to Councilmember Motts, Director of Community Development Ebbs stated that staff would begin recruitment for Administrative Assistant I/II position soon.

**RESOLUTION NO. 2019/191**

On motion by Councilmember Ogorchock, seconded by Councilmember Motts, the City Council unanimously adopted a resolution approving one Assistant/Associate (1) Community Development Technician and authorizing the appropriate budget adjustment.

**6. CONSIDERATION OF ADDING ADDITIONAL PARKING ENFORCEMENT OFFICERS**

City Manager Bernal introduced Regular Agenda Item #6.

Lieutenant Donleavy presented the staff report dated December 9, 2019 recommending the City Council consider the report and provide direction to staff.

In response to Mayor Wright, Lieutenant Donleavy explained that bringing on another employee with an additional vehicle would provide them with greater flexibility.

Councilmember Ogorchock stated she would like the additional employee to work evening hours to give the City greater coverage.

Mayor Wright stated that the net cost for an additional vehicle was not significant and could provide expanded coverage.

In response to Councilmember Wilson, Lieutenant Donleavy stated that he believed SP Plus Municipal Services (SP) had the capacity and was eager for the additional business; however, he did not have a written guarantee from them.

Following discussion, Council gave direction for staff to determine if SP had the capacity to fill an additional position and if so, bring back a contract for Council consideration.

**PUBLIC COMMENTS** – None

**STAFF COMMUNICATIONS**

City Manager Bernal announced the next City Council meeting would be held on January 14, 2020 at the Community Center. He reported that renovations of Council Chambers had progressed and he anticipated moving back into Council Chambers in February 2020. He wished everyone a Merry Christmas.

**COUNCIL COMMUNICATIONS**

Councilmember Wilson wished everyone Happy Holidays and Merry Christmas. She congratulated and thanked Council for their accomplishments this year.

Councilmember Motts stated she enjoyed working with Council and wished everyone a wonderful holiday season.

Councilmember Thorpe wished everyone Happy Holidays.

Councilmember Ogorchock wished everyone a Merry Christmas and Happy New Year. She thanked Council and staff for their hard work.

Mayor Wright encouraged staff to enjoy their time off during the holidays.

**ADJOURNMENT**

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

Respectfully submitted:

*Kitty Eiden*

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KITTY EIDEN, Minutes Clerk