

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

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

**January 14, 2020
Antioch Community Center**

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

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

- 1. REPORT OUT OF CLOSED SESSION AGENDA ITEM NO. 2 FROM THE DECEMBER 10, 2019, REGULAR CITY COUNCIL MEETING:** 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.

City Attorney Smith reported that during the December 10, 2019 Closed Session, on motion by Mayor Wright, seconded by Councilmember Ogorchock, Council voted unanimously to withdraw the City's appeals in the First District Court of Appeals concerning the "Let Antioch Voters Decide" initiative (Case Nos. N18-0229, N18-0231).

PROCLAMATION

Human Trafficking Awareness Month, January 2020

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

Mayor Wright and Councilmember Wilson presented the *Human Trafficking Awareness Month* proclamation to representatives from the Family Justice Center and Community Violence Solutions who thanked the City for the recognition. They announced Contra Costa Human Trafficking awareness event would be held from 12:00 P.M. – 2:00 P.M. on January 24, 2020 at the Family Justice Center.

Mayor Wright thanked Councilmember Wilson for her dedication and devotion to this effort.

Councilmember Wilson thanked the Council for recognizing *Human Trafficking Awareness Month* and the Antioch Police Department for their support. She acknowledged organizations that were committed to this issue.

Councilmember Thorpe thanked Councilmember Wilson for her dedication to this issue.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Director of Parks and Recreation Kaiser announced the City of Antioch would be honoring Dr. Martin Luther King Jr. by hosting the following Day of Services events from 9:00 A.M. – 12:00 P.M. on January 20, 2020:

- Litter pick-up – Prewett Community Park
- Landscape Improvements and Planting – Nick Rodriguez Community Center
- Picnic, Playground and Park Improvements – Antioch Community Park

Councilmember Ogorchock announced East County Women’s March for the League of Women Voters would begin at 9:30 A.M. on January 18, 2020 at Deer Valley High School.

PUBLIC COMMENTS

Stacey Wright, Antioch resident, expressed concern regarding excessive speeding along Canada Valley Road and requested the City consider installing speed bumps to slow traffic in the area.

Nicole Gardner thanked Council for adding funds to the homeless services account and advocated on behalf of the homeless community in Antioch. She also spoke in support of comments made by Ellie Householder.

Mariah Williams, Antioch resident, Facing Homelessness, expressed interest in developing donated land into a homeless community.

COUNCIL SUBCOMMITTEE REPORTS/COMMUNICATIONS

Councilmember Motts reported on her attendance at the Lone Tree Golf Course Committee meeting.

Mayor Wright reported on his attendance at the Lone Tree Golf Course Committee meeting and Mayor’s Conference.

MAYOR’S COMMENTS

Mayor Wright encouraged the community to participate in the Dr. Martin Luther King Jr. Day of Service activities and thanked everyone who was involved in bringing the program forward.

PROCLAMATION – Continued

Mayor Wright presented the *Human Trafficking Awareness Month* proclamation to a representative from Love Never Fails.

3. **CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency/Antioch Public Financing Authority**
 - A. **APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR DECEMBER 10, 2019**
 - B. **APPROVAL OF COUNCIL REGULAR MEETING MINUTES FOR DECEMBER 10, 2019**
 - C. **APPROVAL OF COUNCIL WARRANTS**
 - D. **ORDINANCE NO. 2175-C-S SECOND READING – 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 (*Introduced on 12/10/19*)**
 - E. **RESOLUTION NO. 2020/01 LYNN HOUSE LEASE AGREEMENT**
 - F. **RESOLUTION NO. 2020/02 APPROVING THE FIRST AMENDMENT TO THE DEFERRED IMPROVEMENT AGREEMENT AND THE RELEASE OF BONDS FOR BUCHANAN CROSSINGS (PW 357-302-08)**
 - G. **RESOLUTION NO. 2020/03 CONSIDERATION OF BIDS FOR PREWETT PARK DECK COATING REPLACEMENT (P.W. 567-8)**
 - H. **RESOLUTION NO. 2020/04 ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR THE TRENCHLESS REHABILITATION OF 33-INCH DIAMETER SANITARY SEWER PIPELINE AT VARIOUS LOCATIONS (P.W. 684-1)**
 - I. **RESOLUTION NO. 2020/05 ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR THE MARINA BOAT LAUNCH FACILITY RESTROOM (P.W. 523-16R)**
 - J. **RESOLUTION NO. 2020/06 COMMUNITY CAMERA SYSTEM WITH SOLE SOURCE JUSTIFICATION REQUEST**
 - K. **RESOLUTION NO. 2020/07 MOTOROLA PORTABLE RADIO EXPENDITURE WITH SOLE SOURCE JUSTIFICATION REQUEST**

- L. COUNCIL OVERNIGHT TRAVEL TO THE LEAGUE OF CALIFORNIA CITIES:
 - POLICY COMMITTEE MEETINGS
 - MAYORS AND COUNCIL MEMBERS EXECUTIVE FORUM AND ADVANCED LEADERSHIP WORKSHOP
 - ANNUAL CONFERENCE
- M. CITY OF ANTIOCH COMPREHENSIVE ANNUAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2019
- N. CITY OF ANTIOCH TRANSPORTATION DEVELOPMENT ACT FUND FINANCIAL STATEMENTS AND INDEPENDENT AUDITORS' REPORTS FOR THE YEAR ENDED JUNE 30, 2019
- O. ANTIOCH AREA PUBLIC FACILITIES FINANCING AGENCY BASIC FINANCIAL STATEMENTS AND INDEPENDENT AUDITOR'S REPORTS FOR THE YEAR ENDED JUNE 30, 2019
- P. CITY OF ANTIOCH INDEPENDENT ACCOUNTANT'S REPORT ON AGREED-UPON PROCEDURES APPLIED TO APPROPRIATIONS LIMIT SCHEDULE FOR THE FISCAL YEAR ENDING JUNE 30, 2020

City of Antioch Acting as Successor Agency to the Antioch Development Agency

- Q. SA RESOLUTION NO. 2020/32 RECOGNIZED OBLIGATION PAYMENT SCHEDULE (20-21) FOR THE SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY OF THE CITY OF ANTIOCH

Antioch Public Financing Authority

- R. ANTIOCH PUBLIC FINANCING AUTHORITY – BASIC FINANCIAL STATEMENTS AND INDEPENDENT AUDITOR'S REPORT FOR THE YEAR ENDED JUNE 30, 2019

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

Item E - Fred Hoskins, Antioch resident, gave a history of the Arts and Cultural Foundation and urged Council to not support the approval of the Lynn House Agreement.

Director of Economic Development Reed explained that under the agreement, the Lynn House would be operated by a local resident. He reviewed the price structure.

Councilmember Motts spoke in support of the Lynn House Agreement.

On motion by Councilmember Thorpe, seconded by Councilmember Motts, the City Council unanimously approved Item E.

Item L – Acting City Manager/Administrative Services Director Mastay introduced Item L.

Councilmember Thorpe motioned to table Item L until the previously requested Travel Policy comes back to Council for consideration. Councilmember Wilson seconded the motion.

Councilmember Ogorchock stated that participation in the League of California cities had been ongoing.

City Clerk Simonsen announced that the first policy meetings would be held January 23 and 24, 2020 in Sacramento which was within driving distance so cost estimates were on the high side.

Councilmember Ogorchock added that she served as first Vice President for Mayors and Councilmembers.

Councilmember Motts suggested Council approve the January 23-24, 2020 policy committee meetings and delay consideration of any other expenditures until the travel policy was brought forward for consideration.

Following discussion, Councilmember Thorpe stated if Council wanted to allow Councilmember Ogorchock to attend the January conference, he could make another motion. Councilmember Wilson withdrew her second on the original motion.

Councilmember Thorpe then made the following motion:

On motion by Councilmember Thorpe, seconded by Councilmember Wilson, the City Council approved participation and authorized associated expenditures for the League of California Cities Policy Committee Meetings held in Sacramento, California January 23 through January 24, 2020.

PUBLIC HEARING

4. ORDINANCE GRANTING A FRANCHISE AGREEMENT TO PRAXAIR, INC. – INTRODUCTION AND FIRST READING OF AN ORDINANCE GRANTING A FRANCHISE AGREEMENT TO PRAXAIR, INC. TO TRANSPORT OXYGEN AND NITROGEN SUBSTANCES WITHIN CERTAIN PUBLIC STREETS IN THE CITY OF ANTIOCH

Acting City Manager/Administrative Services Director Mastay introduced Public Hearing Item #4.

Interim Public Works/City Engineer Grewal presented the staff report dated January 14, 2020 recommending the City Council: 1) Conduct the public hearing; 2) Make a motion to read the ordinance by title only. The City Clerk will read aloud the full title of the ordinance; the ordinance will grant Praxair, Inc. a franchise agreement to transport oxygen and nitrogen substances within certain public streets in the City of Antioch. 3) Make a motion to approve the first reading of the ordinance.

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 approved the first reading of the ordinance.

5. SOLID WASTE AND RECYCLING SERVICE – UPDATE TO MANDATORY SERVICE REQUIREMENTS

Acting City Manager/Administrative Services Director Mastay introduced Public Hearing Item #5.

Director of Community Development Ebbs presented the staff report dated January 14, 2020 recommending the City Council introduce an ordinance amending Title 6, Chapter 3, Solid Waste Collection and Recycling, to define “occupied” and provide an exception process for service.

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

Councilmember Motts encouraged staff to continue to look at cost effective options for residents to dispose of larger items.

In response to Council, Director of Community Development Ebbs announced that Code Enforcement Manager Michael would be providing Council with a presentation on the proactive programs developed for the community.

Councilmember Ogorchock stated that there had been improvements with proactive enforcement efforts and she recognized staff’s efforts to address this issue.

Mayor Wright spoke in support of the program and agreed that cost effective options would benefit the community.

On motion by Councilmember Thorpe, seconded by Councilmember Ogorchock, the City Council unanimously introduced an ordinance amending Title 6, Chapter 3, Solid Waste Collection and Recycling, to define “occupied” and provide an exception process for service.

6. ZONING ORDINANCE AMENDMENTS FOR FAMILY DAY CARE HOMES AND PLANNING APPLICATION WITHDRAWALS (Z-19-05)

Acting City Manager/Administrative Services Director Mastay introduced Public Hearing Item #6.

Associate Planner Merideth presented the staff report dated January 14, 2020 recommending the City Council take the following actions: 1) Introduce an Ordinance making text Amendments to Chapter 5 of Title 9 of the Antioch Municipal Code regulating Family Day Care Homes. 2) Introduce an Ordinance adding language to Chapter 5 of Title 9 of the Antioch Municipal Code regulating Planning Application Withdrawals.

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

On motion by Councilmember Motts, seconded by Councilmember Ogorchock, the City Council unanimously introduced an Ordinance making text Amendments to Chapter 5 of Title 9 of the Antioch Municipal Code regulating Family Day Care Homes.

On motion by Councilmember Motts, seconded by Councilmember Ogorchock, the City Council unanimously introduced an Ordinance adding language to Chapter 5 of Title 9 of the Antioch Municipal Code regulating Planning Application Withdrawals.

COUNCIL REGULAR AGENDA

7. INFORMATION ON THE APPOINTMENT OF BOARD, COMMISSION, AND COMMITTEE MEMBERS

City Attorney Smith presented the staff report dated January 14, 2020 recommending the City Council receive and file the report.

The City Council received the report.

8. PLANNING COMMISSION APPOINTMENT FOR TWO (2) FULL-TERM VACANCIES EXPIRING OCTOBER 2023

Mayor Wright nominated Milanka Schneiderman and Kerry Motts to fill (2) two full-term vacancies on the Board of Administrative Appeals expiring October 2023.

RESOLUTION NO. 2020/08

On motion by Councilmember Thorpe, seconded by Councilmember Motts, the City Council unanimously appointed by resolution Milanka Schneiderman and Kerry Motts to fill (2) two full-term vacancies on the Board of Administrative Appeals, expiring October 2023.

9. WORKING DRAFT OF CITY OF ANTIOCH FLAG POLICY

City Attorney Smith presented the staff report dated January 14, 2020 recommending the City Council provide feedback and direction to staff concerning the working draft of the City of Antioch Flag Policy.

Following discussion, the City Council directed City Attorney Smith to draft a flag policy whereby the City Clerk records the request which is forwarded to the City Manager and City Attorney for legal discretion. Requests would then be forwarded to the Council provided they meet the City's vision and objectives. Time limits would be determined by Council and limited to no more than one month.

In response to Councilmember Ogorchock, City Attorney Smith stated he would research whether there was a requirement that the American Flag be the largest on the flag pole.

10. INFORMATION ON METHODS FOR CHOOSING A MAYOR PRO TEMPORE

City Attorney Smith presented the staff report dated January 14, 2020 recommending the City Council provide feedback and direction to staff concerning its preferences for the process of determining the Mayor Pro Tempore following the upcoming Municipal Election.

Following discussion, the City Council gave the following direction:

- Mayor Pro Tem will serve on a one-year rotating basis.
- Two-year Districts (Districts #1 and #4) will serve as Mayor Pro Tem first in order of the highest percentage of votes received.
- Four-year Districts (Districts #2 and #3) will serve as Mayor Pro Tem second in order of the highest percentage of votes received.

PUBLIC COMMENTS

A representative of Love Never Fails thanked Council for recognizing their organization with the proclamation this evening and discussed services they provided to the community.

STAFF COMMUNICATIONS – None

COUNCIL COMMUNICATIONS

Councilmember Motts requested staff discuss options to increase security at the BART station.

ADJOURNMENT

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe, the City Council unanimously adjourned the meeting at 8:26 P.M.

Respectfully submitted:

Kitty Eiden

KITTY EIDEN, Minutes Clerk