

CITY COUNCIL MEETING

Regular Meeting
7:00 P.M.

April 14, 2020
Meeting Conducted Remotely

The City of Antioch, in response to the Executive Order of the Governor and the Order of the Health Officer of Contra Costa County concerning the Novel Coronavirus Disease (COVID-19), held Antioch City Council meetings via Comcast channel 24, AT&T U-verse channel 99, and live stream (at www.antiochca.gov). The City Council meeting was conducted utilizing Zoom Audio/Video Technology.

6:00 P.M. - CLOSED SESSION

1. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): (2 potential cases).

City Attorney Smith reported the City Council had been in Closed Session and gave the following report: **#1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (two cases)**, Case #1 - Council voted unanimously to reject the claim of Monika Helgemo; and, Case #2 – No reportable action.

Mayor Wright called the meeting to order with Council and staff, utilizing Zoom for audio/video technology, at 7:07 P.M. 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. PROCLAMATIONS

*In Honor of REACH Project 50 Year Anniversary, April 1, 2020
Recognizing National Library Week, April 19-25, 2020*

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

Shirley Marchetti, representing REACH Project, thanked the City Council for the proclamation, her family for their support, staff of REACH Project for their dedication to the community and their program partners.

Councilmember Motts congratulated Ms. Marchetti and stated she was honored to be a part of REACH Project's inception.

Mayor Wright congratulated Ms. Marchetti.

Mayor Wright read the *Recognizing National Library Week* proclamation and stated he hoped to have libraries reopened again soon.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Administrative Services Director Mastay read written comment provided from Director of Parks and Recreation Kaiser announcing that Contra Costa County was setting up collection sites for donations of equipment and materials to support health care workers, and emergency child care providers. The drive through collection site would be available from 10:00 A.M. – 2:00 P.M. April 28-30, 2020 at the Antioch Community Center. Contact information was provided.

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

City Clerk Simonsen announced the following Board and Commission openings:

- Board of Administrative Appeals: Five (5) vacancies; deadline date is April 17, 2020
- Sales Tax Citizens' Oversight Committee : Three (3) vacancies; deadline date is April 17, 2020
- Police Crime Prevention Commission: Two (2) vacancies; deadline date is April 17, 2020
- Parks and Recreation Commission: Three (3) vacancies; deadline date is April 17, 2020
- Contra Costa Mosquito & Vector Control Board of Trustees: One (1) vacancy; deadline date is April 17, 2020

He reported applications would be available online at the City's website.

PUBLIC COMMENTS – None

COUNCIL SUBCOMMITTEE REPORTS/COMMUNICATIONS

Councilmember Motts reported on her attendance at the Waterfront Ad Hoc Committee meeting with Councilmember Wilson. She also reported on meetings with Focus Strategies regarding homeless matters with Councilmember Thorpe.

Councilmember Ogorchock reported on her participation in the League of California Cities Governance Transparency and Labor Relations Committee meeting.

Councilmember Wilson reported on her participation in the Tri Delta Transit meeting with Councilmember Thorpe.

Councilmember Thorpe reported on his participation in the Tri Delta Transit meeting and meetings with Focus Strategies regarding homeless matters. He thanked Department Heads and Councilmembers who had participated in his Community Conversations.

Mayor Wright reported on his participation in the East Contra Costa Fee and Financing Authority meeting.

MAYOR'S COMMENTS

Mayor Wright thanked everyone who was sheltering in place. He also thanked staff and Council for the work they were doing remotely.

2. CONSENT CALENDAR

- A. APPROVAL OF COUNCIL MINUTES FOR MARCH 10, 2020
- B. APPROVAL OF COUNCIL MINUTES FOR MARCH 24, 2020
- C. APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR MARCH 31, 2020
- D. APPROVAL OF COUNCIL WARRANTS
- E. RESOLUTION NO. 2020/47 SENIOR DENSITY BONUS AGREEMENT – AMCAL
- F. RESOLUTION NO. 2020/48 SECOND AMENDMENT TO THE CONSULTANT SERVICES AGREEMENT FOR PROFESSIONAL SERVICES WITH THE GUALCO GROUP, INC.
- G. RESOLUTION NO. 2020/49 AMENDMENT NO. 1 TO THE AGREEMENT WITH CLEAN LAKES, INC. FOR THE ANTIOCH MUNICIPAL RESERVOIR AQUATIC VEGETATION REMOVAL (P.W. 453-1)
- H. RESOLUTION NO. 2020/50 AMENDMENT NO. 4 TO THE AGREEMENT WITH CDM SMITH, INC. FOR THE WATER TREATMENT PLANT DISINFECTION IMPROVEMENTS (P.W. 246-29)
- I. RESOLUTION NO. 2020/51 CONSIDERATION OF BIDS FOR THE ANTIOCH CAPE SEAL 2020 PROJECT (P.W. 328-12)
- J. RESOLUTION NO. 2020/52 ANNEXING ASSESSOR'S PARCEL NUMBER 057-030-005 (AVIANO) INTO CFD NO. 2018-02 (POLICE PROTECTION)
- K. RESOLUTION NO. 2020/53 APPROVING ANNEXATION OF ASSESSOR'S PARCEL NUMBER 051-200-025 AND 051-200-026 (AMCAL) INTO CITY-WIDE STREET LIGHT AND LANDSCAPE MAINTENANCE DISTRICT 2A, ZONE 3 (PW 371)
- L. RESOLUTION NO. 2020/54 DESIGNATING AUTHORIZED AGENTS OF THE CITY OF ANTIOCH FOR CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES (CAL OES) AND FEMA PUBLIC ASSISTANCE GRANTS AND APPROVING CAL OES FORM 130
- M. RESOLUTION NO. 2020/55 PURCHASE ORDER INCREASE FOR GALLS LLC

N. RESOLUTION NO. 2020/56 AUTHORIZING THE CITY MANAGER TO ENTER INTO THE FIRST AMENDMENT TO THE CONSULTANT SERVICE AGREEMENT WITH EVVIVA BRANDS, LLC IN THE AMOUNT OF \$5,000 FOR THE ANNUAL REPORT FOR THE CITY OF ANTIOCH

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe, the City Council unanimously approved the Council Consent Calendar.

COUNCIL REGULAR AGENDA

3. RESOLUTION APPROVING THE SETTLEMENT AGREEMENT BETWEEN THE CITY OF ANTIOCH AND THE DEPARTMENT OF WATER RESOURCES TO REPLACE THE 1968 AGREEMENT

City Manager Bernal presented the staff report dated April 14, 2020 recommending the City Council: 1) Adopt a resolution approving the agreement between the City of Antioch and the Department of Water Resources ("DWR"), and 2) Authorize the City Manager to execute the agreement.

RESOLUTION NO. 2020/57

On motion by Councilmember Thorpe, seconded by Councilmember Ogorchock the City Council unanimously adopted a resolution approving the agreement between the City of Antioch and the Department of Water Resources ("DWR").

On motion by Councilmember Thorpe, seconded by Councilmember Ogorchock, the City Council unanimously authorized the City Manager to execute the agreement.

4. FISCAL YEAR 2019-2021 MID-YEAR BUDGET REVIEW

City Manager Bernal introduced Regular Agenda Item #4.

Finance Director Merchant presented the staff report dated April 14, 2020 recommending the City Council provide input and direction on the draft mid-year budget options and adjustments to the fiscal year 2019-21 budget.

Councilmember Motts suggested changing the Youth Network Services Manager to a Deputy Director of Parks and Recreation position who would focus on youth services, to eliminate funding needed for the succession plan.

Finance Director Merchant responded that a cost savings would not be accomplished by combining the positions because the cost of a Deputy Director position was significantly higher than a Youth Network Services Manager.

Administrative Services Director Mastay stated that Director recruitments were typically outsourced to a third-party vendor. She explained that a Deputy Director could apply for the Director position; however, they would not be promoted automatically.

Councilmember Wilson suggested staff return with more information on combining the positions.

Mayor Wright commented that the Position of Youth Services Coordinator and Director of Parks and Recreation were two different positions and it was important to keep them separate in order to give them an opportunity to be successful.

Councilmember Ogorchock agreed with Mayor Wright.

In response to Councilmember Wilson, City Attorney Smith commented that last year's actuals were \$91,522 higher than the budget he received for this year so the \$175,000 request would not be the actual increase and it was based on what he anticipated coming forward in the future.

Councilmember Wilson stated she looked forward to a report on the City Attorney's office budgetary needs.

Councilmember Motts suggested, in the future, Council consider funding the Unhoused Coordinator for FY 2021.

Following discussion, Council directed staff to bring back Version 1 mid-year budget revisions for adoption on April 28, 2020. They requested staff provide an update in August once the financial impacts of the COVID-19 crisis were better understood.

Finance Director Merchant stated that she would continue to monitor the budget situation and would bring information back to Council prior to August, if it became necessary.

In response to Councilmember Motts, Administrative Services Director Mastay confirmed that Human Resources was moving forward with the hiring of the Assistant City Manager.

5. URGENCY ORDINANCE SUSPENDING AUTOMATIC DEEMED COMPLETE AND APPROVAL DEADLINES FOR ALL LAND USE, SUBDIVISION, AND ZONING APPLICATIONS

City Manager Bernal introduced Regular Agenda Item #5.

Director of Community Development Ebbs presented the staff report dated April 14, 2020 recommending the City Council introduce the urgency ordinance by title only, waive further reading, and adopt the urgency ordinance enacting a suspension of automatic deemed complete and approval deadlines for all Land Use, Subdivision, and Zoning Applications. (A four-fifths (4/5) vote of the City Council is required for approval.)

ORDINANCE NO. 2183-C-S

On motion by Councilmember Ogorchock, seconded by Councilmember Motts, the City Council unanimously introduced the urgency ordinance by title only, waived further reading, and adopted the urgency ordinance enacting a suspension of automatic deemed complete and approval deadlines for all Land Use, Subdivision, and Zoning Applications.

6. FORMATION OF A TRANSITIONAL HOUSING AD HOC COMMITTEE

City Manager Bernal introduced Regular Agenda Item #6.

Administrative Services Director Mastay presented the staff report dated April 14, 2020 recommending the City Council take the following actions: 1) Discuss and determine if it is the desire of the City Council to form a Transitional Housing Ad Hoc Committee; 2) Confirm the appointment of two (2) members for the Transitional Housing Ad Hoc Committee; 3) Confirm the duration of the Transitional Housing Ad Hoc Committee; and 4) Adopt the resolution to form the Transitional Housing Ad Hoc Committee.

Councilmember Motts recommended Council form a Transitional Housing Ad Hoc Committee consisting of Councilmember Thorpe and herself for the duration of 6-months.

RESOLUTION NO. 2020/58

On motion by Councilmember Thorpe, seconded by Councilmember Motts, the City Council unanimously adopted a resolution to form a Transitional Housing Ad Hoc Committee, consisting of Councilmembers Motts and Thorpe for a duration of 6 months.

PUBLIC COMMENTS – None

STAFF COMMUNICATIONS – None

COUNCIL COMMUNICATIONS – None

ADJOURNMENT

On motion by Councilmember Ogorchock, seconded by Councilmember Thorpe, the City Council unanimously adjourned the meeting at 9:02 P.M.

Respectfully submitted:

Kitty Eiden
KITTY EIDEN, Minutes Clerk