

CITY OF  
**ANTIOCH**  
CALIFORNIA

**ANNOTATED AGENDA**

**Antioch City Council  
REGULAR MEETING**

**Including the Antioch City Council acting as  
Housing Successor to the Antioch Development Agency**

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**Date: Tuesday, September 13, 2022**

**Time: 6:15 P.M. – Closed Session  
7:00 P.M. – Regular Meeting**

**Place: Council Chambers  
200 'H' Street  
Antioch, CA 94509**

*City Council meetings are televised live on Comcast channel 24, AT&T U-verse channel 99, or live stream (at [www.antiochca.gov](http://www.antiochca.gov)). Please see inside cover for detailed Speaker Rules.*

**PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.**

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**Lamar Thorpe**, Mayor

**Michael Barbanica**, Mayor Pro Tem (District 2)

**Tamisha Torres-Walker**, Council Member District 1

**Lori Ogorchock**, Council Member District 3

**Monica E. Wilson**, Council Member District 4

**Ellie Householder**, City Clerk

**Lauren Posada**, City Treasurer

**Cornelius Johnson**, Interim City Manager

**Thomas Lloyd Smith**, City Attorney

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### **Notice of Availability of Reports**

This agenda is a summary of the actions proposed to be taken by the City Council. For almost every agenda item, materials have been prepared by the City staff for the Council's consideration. These materials include staff reports which explain in detail the item before the Council and the reason for the recommendation. The materials may also include resolutions or ordinances which are proposed to be adopted. Other materials, such as maps and diagrams, may also be included. City Council Agendas, including Staff Reports are posted onto our City's Website 72 hours before each Council Meeting. To be notified when the agenda packets are posted onto our City's Website, simply click on this link: <https://www.antiochca.gov/notifications/> and enter your e-mail address to subscribe. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/city-council/>. Questions may be directed to the staff member who prepared the staff report, or to the City Clerk's Office, who will refer you to the appropriate person.

### **Notice of Opportunity to Address Council**

The public has the opportunity to address the Council on each agenda item. Please see the Speaker Rules on the inside cover of this Agenda for additional information on public participation.

**6:15 P.M.      ROLL CALL – CLOSED SESSION – for Council Members – *Council Members District 1 Torres-Walker, District 3 Ogorchock, and Mayor Pro Tem (District 2) Barbanica (Mayor Thorpe and Council Member District 4 Wilson – Absent) Mayor Pro Tem (District 2) Barbanica Opened the meeting.***

**PUBLIC COMMENTS** for Closed Session

**6:18 P.M.      *MAYOR THORPE ARRIVED DURING CLOSED SESSION PUBLIC COMMENTS***

#### **CLOSED SESSION:**

**1) PUBLIC EMPLOYEE APPOINTMENT: CITY MANAGER.** This closed session is authorized pursuant to Government Code section 54957.  
***No reportable action***

**2) CONFERENCE WITH LABOR NEGOTIATORS** – pursuant to California Government Code section 54957.6; City designated representatives: Ana Cortez, Nikki Ausk, and Jeff Bailey; Employee organizations: Antioch Public Works Association.  
***No reportable action***

**6:25 P.M.      *ADJOURNED TO CLOSED SESSION***

**7:01 P.M.      ROLL CALL – REGULAR MEETING – for City /City Council Members acting as Housing Successor to the Antioch Development Agency – ***All Present*****

#### **PLEDGE OF ALLEGIANCE**

## CITY ATTORNEY TO REPORT OUT ON CLOSED SESSION

### 1. INTRODUCTION OF NEW CITY EMPLOYEES

### 2. PROCLAMATIONS

- Recognizing Library Card Sign-Up Month, September 2022
- In Honor of Hispanic Heritage Month, September 2022

**Approved, 5/0**

Recommended Action: It is recommended that the City Council approve the proclamations.

### 3. ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

- COASTAL CLEAN UP DAY – SEPTEMBER 17, 2022
  - Antioch Water Park, 4701 Lone Tree Way (behind the skate park), Antioch
  - Antioch Marina, 5 Marina Plaza (at the foot of L Street), Antioch

### 4. ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

- SALES TAX CITIZENS' OVERSIGHT COMMITTEE
- BOARD OF ADMINISTRATIVE APPEALS

**PUBLIC COMMENTS** – *Members of the public may comment only on unagendized items. The public may comment on agendized items when they come up on this Agenda.*

### CITY COUNCIL COMMITTEE REPORTS/COMMUNICATIONS

### MAYOR'S COMMENTS

5. **PRESENTATION** – *Connecting Communities, presented by Tim Haile, Executive Director, Contra Costa Transportation Authority*

6. **CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency**

- A. APPROVAL OF COUNCIL MEETING MINUTES FOR JUNE 28, 2022

**Approved, 5/0**

Recommended Action: It is recommended that the City Council approve the Meeting Minutes.

**CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued**

- B.** APPROVAL OF COUNCIL MEETING MINUTES FOR JULY 26, 2022 **Approved, 5/0**  
Recommended Action: It is recommended that the City Council approve the Meeting Minutes.
- C.** APPROVAL OF COUNCIL MEETING MINUTES FOR AUGUST 9, 2022 **Continued, 5/0**  
Recommended Action: It is recommended that the City Council continue the Meeting Minutes.
- D.** APPROVAL OF COUNCIL MEETING MINUTES FOR AUGUST 23, 2022 **Continued, 5/0**  
Recommended Action: It is recommended that the City Council continue the Meeting Minutes.
- E.** APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR AUGUST 26, 2022 **Continued, 5/0**  
Recommended Action: It is recommended that the City Council continue the Special Meeting Minutes.
- F.** APPROVAL OF COUNCIL WARRANTS **Approved, 5/0**  
Recommended Action: It is recommended that the City Council approve the warrants.
- G.** APPROVAL OF TREASURER'S REPORT FOR JUNE 2022 **Received, 5/0**  
Recommended Action: It is recommended that the City Council receive and file the June 2022 Treasurer's Report.
- H.** APPROVAL OF TREASURER'S REPORT FOR JULY 2022 **Received, 5/0**  
Recommended Action: It is recommended that the City Council receive and file the July 2022 Treasurer's Report.
- I.** APPROVAL OF HOUSING SUCCESSOR WARRANTS **Approved, 5/0**  
Recommended Action: It is recommended that the City Council approve the warrants.

**CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued**

- J. SECOND READING – RENT STABILIZATION ORDINANCE (*Introduced on 08/23/2022*)  
***Direction to staff to modify ordinance to add:  
Retro activity back to August 23, 2022,  
Define Housing Services as a part of rent; and  
Reintroduce ordinance at the next meeting,  
3/2 (Barbanica, Ogorchock)***

Recommended Action: It is recommended that the City Council waive reading and adopt the Rent Stabilization Ordinance.

**9:04 P.M. FIVE MINUTE RECESS**  
**9:14 P.M. RECONVENED, ROLL CALL – All Present**

- K. ADDENDUM TO LICENSE AGREEMENT WITH PACIFIC GAS AND ELECTRIC FOR A COMMUNITY RESOURCE CENTER AT THE NICK RODRIGUEZ COMMUNITY CENTER  
***Reso No. 2022/149 adopted, 5/0***

Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Approving an Addendum to the License Agreement between the City of Antioch and Pacific Gas and Electric Company to provide a Community Resource Center (CRC) at the Nick Rodriguez Center parking lot during Emergency Events; and
- 2) Authorizing the City Manager to execute the Agreement.

- L. RESOLUTION APPROVING A FIFTH AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH 4LEAF, INC. TO PROVIDE SUPPORT TO THE BUILDING INSPECTION SERVICES DIVISION OF THE COMMUNITY DEVELOPMENT DEPARTMENT AND AUTHORIZING THE CITY MANAGER TO ENTER INTO THE AGREEMENT

***Reso No. 2022/150 adopted, 5/0***

Recommended Action: It is recommended that the City Council adopt the resolution:

- 1) Approving an amended agreement with 4 Leaf, Inc., to provide contract services at the Community Development Technician and Building Inspector level through June 30, 2023 in the increased amount of \$300,000 for an amount not to exceed \$900,000; and
- 2) Authorizing the City Manager to execute the amended agreement.

**CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued**

- M.** AUTHORIZE CITY MANAGER TO EXECUTE AN AGREEMENT WITH LIND MARINE FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$220,000

**Reso No. 2022/151 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Approving an Agreement with Lind Marine, Inc. (LMI) for a total agreement amount not to exceed \$220,000; and
- 2) Authorizing the City Manager to execute the agreement with Lind Marine, Inc. in a form approved by the City Attorney.

- N.** LICENSE AGREEMENT FOR SEASONAL USE OF REAL PROPERTY LOCATED AT DELTA FAIR AND CENTURY BOULEVARDS (APN 074-080-029)

**Reso No. 2022/152 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution authorizing the City Manager to execute a License Agreement for Seasonal Use of Real Property with ABC Tree Farms, LLC, for property located at Delta Fair and Century Boulevards (APN 074-080-029).

- O.** AMENDMENT TO THE FISCAL YEAR 2022/23 CAPITAL IMPROVEMENT AND OPERATING BUDGET TO INCLUDE THE BICYCLE ACCESS IMPROVEMENTS ASSOCIATED WITH THE ANTIOCH EBART STATION

**Reso No. 2022/153 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution approving an amendment to the Fiscal Year 2022/23 Capital Improvement and Operating Budget to include Hillcrest / Highway 4 Bridge Benefit District funding in the amount of \$58,750 for the Bicycle Access Improvements associated with the Antioch eBART Station.

**CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued**

**P. CONSIDERATION OF BIDS FOR THE WATER MAIN REPLACEMENT AT VARIOUS LOCATIONS (P.W. 503-19)**

***Reso No. 2022/154 adopted, 5/0***

Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Approving an amendment to the Fiscal Year 2022/23 Capital Improvement and Operating Budget to increase the funding from the Water Enterprise Fund for the Water Main Replacement at Various Locations by \$500,000;
- 2) Awarding the construction agreement to the lowest, responsive, and responsible bidder, W. R. Forde Associates, Inc.;
- 3) Approving the construction agreement with W. R. Forde Associates, Inc. in the amount of \$2,766,500; and
- 4) Authorizing the City Manager to execute the construction agreement with W. R. Forde Associates, Inc. for a total amount of \$2,766,500.

**Q. ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR THE SPEED HUMP, SPEED TABLE AND RAISED CROSSWALK SYSTEM INSTALLATION PROJECT (P.W. 282-19)**

***Reso No. 2022/155 adopted, 5/0***

Recommended Action: It is recommended that the City Council adopt a resolution accepting work and authorizing the City Manager or designee to file a Notice of Completion for the Speed Hump, Speed Table and Raised Crosswalk System Installation Project.

**CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued**

- R.** ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR THE CURB, GUTTER, AND SIDEWALK REPAIR INCLUDING TREE REMOVAL AND STUMP GRINDING AND INSTALLATION OF CONCRETE CURB RAMPS AT MISCELLANEOUS LOCATIONS 2021/2022 (P.W. 507-18)

**Reso No. 2022/156 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Approving an amendment to the Fiscal Year 2022/23 Capital Improvement and Operating Budgets to include \$75,000 from the Metropolitan Transportation Commission Transportation Development Act Article 3 Pedestrian/Bicycle Grant Program;
- 2) Authorizing the City Manager to execute the first amendment to the construction agreement with MG and JC Concrete for the Curb, Gutter, and Sidewalk Repair Including Tree Removal and Stump Grinding and Installation of Concrete Curb Ramps at Miscellaneous Locations 2021/2022 in the amount of \$23,059.25 from the Metropolitan Transportation Commission Transportation Development Act Article 3 Pedestrian/Bicycle Grant Program and \$2,570.28 from the Water Enterprise Fund for a total contract amount of \$349,579.53; and
- 3) Accepting work and authorizing the City Manager or designee to file a Notice of Completion for the Project.

- S.** CONSIDERATION OF BIDS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT DOWNTOWN ROADWAY PAVEMENT REHABILITATION, PHASE 9 (P.W. 678-9)

**Reso No. 2022/157 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Awarding the construction agreement to the lowest, responsive, and responsible bidder, Redgwick Construction Co. for the Community Development Block Grant Downtown Roadway Pavement Rehabilitation, Phase 9 Project;
- 2) Approving the construction agreement with Redgwick Construction Co. in the amount of \$685,000; and
- 3) Authorizing the City Manager or designee to execute the construction agreement with Redgwick Construction Co. for a total amount of \$685,000.



**CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued**

**T. APPROVAL OF PURCHASE OF HYDRO EXCAVATION TRUCK UTILIZING A SOURCEWELL COOPERATIVE PURCHASING AGREEMENT 101221-VAC WITH MUNICIPAL MAINTENANCE EQUIPMENT**

**Reso No. 2022/158 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Approving the purchase of one (1) new Vac-Con VX312LHEM/1100 for an amount not to exceed \$568,175.45;
- 2) Approving an amendment to the Fiscal Year 2022/23 Water Enterprise Operating Budget to make the purchase of one (1) Hydro Excavation Vac-Con VX312LHEM/1100 truck; and
- 3) Authorizing the City Manager to execute the Sourcewell Cooperative Purchasing Agreement 101221-VAC with Municipal Maintenance Equipment of Sacramento CA.

**U. RESOLUTION APPROVING THE FINAL MAP FOR LAUREL RANCH SUBDIVISION 8741 (KB HOMES NORTH BAY) (P.W. 698)**

**Reso No. 2022/159 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution approving the Final Map and Improvement Plans for Laurel Ranch Subdivision 8741.

**V. AWARDING AN AGREEMENT WITH FRONTIER ENERGY FOR A ZERO EMISSION VEHICLE FEASIBILITY ASSESSMENT AND PROJECT MANAGEMENT SERVICES**

**Reso No. 2022/160 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Awarding an agreement with Frontier Energy for Zero Emission Vehicle Assessment and Project Management Services for an amount not to exceed \$135,054;
- 2) Authorizing the Finance Director to make the necessary budget adjustments to the current Fiscal Year 2022/23 Internal Services Vehicle Maintenance Fund Budget; and
- 3) Authorizing the City Manager to enter into an agreement with Frontier Energy in a form approved by the City Attorney.

**CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued**

**W. AWARDING AN AGREEMENT WITH STOMMEL, INC. DBA LEHR FOR POLICE VEHICLE UPFITTING SERVICES**

**Reso No. 2022/161 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution:

- 1) Awarding a Maintenance Services Agreement with Stommel, Inc. dba LEHR to provide police vehicle upfitting services for three (3) years, with an option to extend two (2) additional years, for an estimated amount not to exceed \$1,090,536.07; and
- 2) Authorizing the City Manager to execute the agreement in a form approved by the City Attorney.

**X. APPROVAL OF PURCHASE OF EIGHT (8) 2023 FORD HYBRID POLICE VEHICLES UTILIZING THE SOURCEWELL COOPERATIVE PURCHASING CONTRACT NO. 091521-NAF WITH NATIONAL AUTO FLEET GROUP**

**Reso No. 2022/162 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt the resolution:

- 1) Approving the purchase of Eight (8) 2023 Ford Hybrid Police vehicles from National Auto Fleet Group for an amount not to exceed \$444,257.40; and
- 2) Authorizing the City Manager to execute the purchase of eight (8) Ford Hybrid Police vehicles utilizing Sourcewell Cooperative Purchasing Contract No. 091521-NAF with National Auto Fleet Group.

**Y. CRITICAL INCIDENT STRESS MANAGEMENT & WELLNESS CONTRACT**

**Reso No. 2022/163 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution approving a one-year sole source contract with Public Safety Family Counseling Group, INC. to provide critical incident stress management and facilitate the emotional wellness roof of Police Department personnel from July 1, 2022 to June 30, 2023 and authorizing the City Manager to execute an agreement with Public Safety Family Counseling Group, INC., not to exceed \$75,000 for a period of one year with an option to extend.

**CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued**

- Z.** AB 361: RESOLUTION MAKING FINDINGS NECESSARY TO CONDUCT BROWN ACT MEETINGS BY TELECONFERENCE FOR THE CITY COUNCIL, BOARDS, COMMISSIONS, AND COMMITTEES

**Reso No. 2022/164 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt the resolution authorizing remote teleconference/virtual meetings of the legislative bodies of the City of Antioch, which includes the City Council, boards, commissions, and committees.

**PUBLIC HEARING**

- 7.** 300 G STREET RETAIL CANNABIS DISPENSARY (UP-22-01)

**Reso No. 2022/165 adopted, 3/2 (Barbanica, Ogorchock)**

Recommended Action: It is recommended that the City Council adopt the Resolution approving a Use Permit to operate a retail cannabis dispensary subject to findings and Conditions of Approval (UP-22-01).

**COUNCIL REGULAR AGENDA**

- 8.** ECONOMIC DEVELOPMENT STRATEGIC PLAN ADOPTION

**9:43 P.M. RECESS DUE TO TECHNICAL DIFFICULTIES DURING THE VIDEO PRESENTATION**  
**9:45 P.M. RECONVENED, ROLL CALL – All Present**

**Reso No. 2022/166 adopted, 5/0**

Recommended Action: It is recommended that the City Council adopt a resolution approving the 2022 Economic Development Strategic Plan including the “Reinvest Antioch” Economic Development Program – Action Plan and Toolkit.

**COUNCIL REGULAR AGENDA – Continued**

9. RESOLUTION ESTABLISHING ANNUAL AND/OR TOTAL MAXIMUM ON RECREATIONAL VEHICLE PERMITS

***Motion to approve failed,  
2/3 (Barbanica, Ogorchock, Wilson)***

Recommended Action: It is recommended that the City Council adopt the resolution establishing an annual cap of two hundred Recreational Vehicle Permits to be issued each calendar year.

10. RESOLUTION SEEKING APPROVAL OF CITY CLERK'S REQUEST FOR THE CITY ATTORNEY TO PROVIDE MANAGERIAL OVERSIGHT OF THE CITY CLERK'S DEPARTMENT IN COOPERATION WITH THE CITY CLERK

***Reso No. 2022/167 adopted,  
4/1 (Thorpe)***

Recommended Action: It is recommended that the City Council adopt the resolution approving the City Clerk's request for the City Attorney to provide day-to-day managerial oversight of the City Clerk's Department in cooperation with the City Clerk.

11. CODE ENFORCEMENT OFFICERS INCENTIVE PROGRAM

***Received with direction provided to staff  
to bring back an incentive program***

Recommended Action: It is recommended that the City Council:

- 1) Receive the update on Code Enforcement Officer staffing levels; and
- 2) Provide direction to staff on developing and implementing a Code Enforcement Incentive Program.

**COUNCIL REGULAR AGENDA – Continued**

**12. EMPLOYEE REFERRAL AND RECRUITMENT SIGNING BONUS AND INCENTIVE PROGRAM FOR QUALIFIED LATERAL AND ENTRY LEVEL POLICE OFFICERS**

***Reso No. 2022/168 adopted authorizing an increase in the total amount of \$30,000 with the clawback provision listed in 'Exhibit B' to the Staff Report, 3/2 (Torres-Walker, Barbanica)***

Recommended Action: It is recommended that the City Council:

- 1) Determine whether or not the following clawback provision should be included to require employees benefiting from the signing bonus and incentive program to reimburse the City for the bonuses as outlined below:
  - a. If separation occurs before completion of the probationary period, applicant shall reimburse the City for \$15,000.
  - b. If separation occurs before completion of three (3) years of employment, applicant shall reimburse the City for \$17,500.
  - c. If separation occurs before completion of four (4) years of employment, applicant shall reimburse the City for \$20,000 (Exhibit A to the staff report) or \$22,500 (Exhibit B to the staff report).
  - d. If separation occurs before completion of five (5) years of employment, applicant shall reimburse the City for \$22,500 (Exhibit A to the staff report) or \$25,000 (Exhibit B to the staff report).
- 2) Adopt the resolution authorizing an increase in employee referral and recruitment signing bonus and incentive program for qualified lateral and entry level (academy graduate and recruit) Police Officers
  - a. **[with or without]** a clawback provision and
  - b. in the total amount of **[\$25,000 (Exhibit A) or \$30,000 (Exhibit B)]**.

**PUBLIC COMMENT**

**STAFF COMMUNICATIONS**

**COUNCIL COMMUNICATIONS AND FUTURE AGENDA ITEMS** – *Council Members report out various activities and any Council Member may place an item for discussion and direction on a future agenda. Timing determined by Mayor and City Manager – no longer than 6 months.*

**MOTION TO ADJOURN** – *After Council Communications and Future Agenda Items, the Mayor will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*  
***Motioned to adjourn Regular Meeting at 11:27 p.m., 5/0***