



## **ANNOTATED AGENDA**

### **Antioch City Council REGULAR MEETING**

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**Date:** Tuesday, October 11, 2022

**Time:** 5:45 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

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: [publicworks@ci.antioch.ca.us](mailto:publicworks@ci.antioch.ca.us).

## **SPEAKER RULES**

Welcome to a meeting of the Antioch City Council. Your attendance is appreciated. The State Ralph M. Brown Act guarantees the public's right to address the City Council, within the framework of Speaker Rules. Because agendas encompass many business items, Speaker Rules enable the meeting to be efficiently conducted and concluded at a reasonable hour.

The City Council can only take action on items that are listed on the agenda. If you wish to speak about an item **not on the agenda**, the "Public Comments" section of the agenda is for you. Unagendized comments are provided until no later than 7:30 p.m. when the City Council moves on to agenda items. There is another opportunity for public comments at the end of the meeting.

If you wish to speak, either during "public comments" or during an agenda item, fill out a Speaker Request Form and place in the Speaker Card Tray near the City Clerk. This will enable us to call upon you to speak. Important: Please identify if the comment is for Announcement of Community Events, Public Comment, or a specific Agenda Item Number on your Speaker Request Form. No one may speak more than once on an agenda item or during "public comments." *(Please see next page for additional information on public participation.)*

Each speaker is limited to not more than three minutes under Public Comments and three minutes on non-public hearing agenda items. During public hearings, each side is entitled to one "main presenter" who may have not more than 10 minutes; all other speakers during public hearing items, are entitled to a maximum of 5 minutes. These time limits may be modified depending on the number of speakers, number of items on the agenda, or circumstances. Groups who are here regarding an item may identify themselves by raising their hands at the appropriate time to show support for one of their speakers.

During certain types of hearings, the applicant is allowed to give his or her presentation first. After all testimony is received, the applicant has an opportunity for rebuttal.

The "Consent Calendar" is a group of items which are determined to be routine. These items are usually considered all at once and approved without further discussion. If you are opposed to action which is recommended for an item on the "Consent Calendar," please submit a Speaker Request Form before the meeting, and place in the Speaker Card Tray near the City Clerk. This will enable the item to be removed from the "Consent Calendar" and call on you to speak.

After having heard from the public, the agenda item will be closed. Deliberations will then be limited to members of the City Council.

If the meeting appears to be going late, the City Council may decide to continue some items until a subsequent meeting. The City Council will try to make this determination around 10:00 p.m. It is the goal to stop discussing agenda items by not later than 11:00 p.m.

The City Council meets regularly on the second and fourth Tuesdays of the month at 7:00 p.m., with Closed Sessions often occurring before or after the regular meeting. The City Council also holds adjourned meetings and study sessions on other days.

### **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.

**5:45 P.M.      ROLL CALL – CLOSED SESSION – for Council Members – *Council Members District 1 Torres-Walker, District 3 Ogorchock, District 4 Wilson and Mayor Pro Tem (District 2) Barbanica (Mayor Thorpe – Absent). Mayor Pro Tem Barbanica opened and presided over the meeting.***

**PUBLIC COMMENTS** for Closed Session

#### **CLOSED SESSION:**

- 1) 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 Employee Association.  

***No reportable action***
  
- 2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant exposure to litigation pursuant to California Government Code section 54956.9(d)(2): Two Cases.  

***No reportable action***
  
- 3) PUBLIC EMPLOYEE PERFORMANCE EVALUATION: CITY ATTORNEY.** This closed session is authorized pursuant to Government Code section 54957.  

***No reportable action***

**5:50 P.M.      ADJOURNED TO CLOSED SESSION**

7:00 P.M.

**ROLL CALL – REGULAR MEETING** – for Council Members – *Council Members District 1 Torres-Walker, District 3 Ogorchock, District 4 Wilson and Mayor Pro Tem (District 2) Barbanica (Mayor Thorpe – Absent). Mayor Pro Tem Barbanica opened and presided over the meeting.*

**PLEDGE OF ALLEGIANCE**

**CITY ATTORNEY TO REPORT OUT ON CLOSED SESSION**

**1. INTRODUCTION OF NEW CITY EMPLOYEES**

**2. PROCLAMATIONS**

- In Honor of Bill Ridle, Antioch Veteran of the Year 2020-2021
- In Honor of James Douglas Bean, Antioch Lifetime Veteran of the Year 2020-2021
- In Honor of Gerald “J.R.” Wilson, Jr., Antioch Veteran of the Year 2021-2022
- In Honor of Tom Menasco, Antioch Lifetime Veteran of the Year 2021-2022
- Recognizing Red Ribbon Week, October 23 – 31, 2022

*Approved, 4/0*

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

**3. ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

- BIG TRUCK DAY – OCTOBER 13, 2022  
Antioch Community Center, 4703 Lone Tree Way, Antioch

**4. ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS**

- SALES TAX CITIZENS’ OVERSIGHT COMMITTEE

**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. **PRESENTATIONS** – *Build Antioch 2022 Design Studio, presented by*
- *Earl Hudson, Amethyst Ziemam, and Trish Callo*
- *Antioch Veterans Memorial Park, presented by*
- *Donald P. Freitas, President, Veterans Blvd Community Projects*
  - *Gerald “JR” Wilson, President/CEO Delta Veterans Group (DVG), Commander of VFW Post 6435*
  - *Pat Jeremy, MCPO USN Ret., VP. Of DVG Veteran of Foreign Wars, Post 6435*
  - *Autrey James, State Commander of the American Legion*
- Council motioned to direct staff to prepare a staff report addressing action items proposed, 4/0**

9:14 P.M. **FIVE MINUTE RECESS**

9:23 P.M. **RECONVENED, ROLL CALL** – *Council Members District 1 Torres-Walker, District 3 Ogorchock, and District 4 Wilson (Mayor Thorpe – Absent). Mayor Pro Tem (District 2) Barbanica continued to preside over the meeting.*

6. **CONSENT CALENDAR**

- A. APPROVAL OF COUNCIL MEETING MINUTES FOR AUGUST 23, 2022  
**Approved, 3/1 (Torres-Walker)**  
 Recommended Action: It is recommended that the City Council approve the Meeting Minutes.
- B. APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR AUGUST 26, 2022  
**Approved, 3/1 (Torres-Walker)**  
 Recommended Action: It is recommended that the City Council approve the Special Meeting Minutes.
- C. APPROVAL OF COUNCIL MEETING MINUTES FOR SEPTEMBER 13, 2022  
**Continued, 3/1 (Torres-Walker)**  
 Recommended Action: It is recommended that the City Council continue the Meeting Minutes.
- D. APPROVAL OF COUNCIL MEETING MINUTES FOR SEPTEMBER 27, 2022  
**Continued, 3/1 (Torres-Walker)**  
 Recommended Action: It is recommended that the City Council continue the Meeting Minutes.

**CONSENT CALENDAR – Continued**

**E. APPROVAL OF COUNCIL WARRANTS**

***Approved, 3/1 (Torres-Walker)***

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

**F. SECOND READING – RENT STABILIZATION ORDINANCE ADOPTION *(Introduced on September 27, 2022)***

**9:26 P.M. MAYOR THORPE ATTENDED THE MEETING VIA ZOOM WEBINAR DURING CONSENT ITEM F TO VOTE.**

***Ord. No. 2219-C-S adopted, 3/2 (Barbanica, Ogorchock)***

Recommended Action: It is recommended that the City Council adopt the proposed Rent Stabilization Ordinance.

**9:30 P.M. MAYOR THORPE, ATTENDING VIA ZOOM WEBINAR, LEFT THE MEETING AFTER THE MOTION TO VOTE ON ITEM F.**

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

***Motion failed, 2/2 (Torres-Walker, Wilson)***

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.

**H. AUTHORIZATION TO PURCHASE UP TO SEVEN (7) 2023 NEW-TO-FLEET VEHICLES AND UP TO SIXTEEN (16) 2023 REPLACEMENT VEHICLES UTILIZING COOPERATIVE PURCHASE AGREEMENTS**

***Reso No. 2022/179 adopted with the following amendments: Authorizing the purchase of up to nine (9) 2023 new-to-fleet vehicles; up to twenty-five (25) 2023 replacement vehicles with a total vehicle count to 34; and utilizing cooperative purchase agreements not to exceed the amount of \$2,552,000, 4/0***

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

- 1) Approving an amendment to the Fiscal Year 2022/23 Operating Budget to increase the funding from the General Fund for the purchase of one (1) new-to-fleet vehicle for the Public Safety and Community Resources Department in an amount of \$50,000; and
- 2) Authorizing the City Manager to execute the purchase of up to seven (7) 2023 new-to-fleet vehicles and up to sixteen (16) 2023 replacement vehicles utilizing cooperative purchase agreements for a not to exceed amount of \$1,940,000.

## **CONSENT CALENDAR – Continued**

- I. APPROVAL OF PURCHASE OF A VAC-CON G2 T350/850 UTILIZING SOURCEWELL COOPERATIVE PURCHASING AGREEMENT 101221-VAC WITH MUNICIPAL MAINTENANCE EQUIPMENT

***Reso No. 2022/180 adopted, 3/1 (Torres-Walker)***

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

- 1) Approving the purchase of one (1) new 2023 Vac-Con G2 T350/850 for an amount not to exceed \$525,826.04; and
- 2) Authorizing the City Manager to execute the Sourcewell Cooperative Purchasing Agreement 101221-VAC with Municipal Maintenance Equipment of Sacramento CA.

## **COUNCIL REGULAR AGENDA**

7. PARKS AND RECREATION COMMISSION APPOINTMENTS FOR ONE (1) VACANCY EXPIRING MARCH 2024; AND TWO (2) VACANCIES EXPIRING APRIL 2026

***Reso No. 2022/181 adopted appointing***

***Mariah Williams for the vacancy expiring April 2026, 4/0***

***(\*The remaining appointments to be scheduled at a future meeting)***

Recommended Action: It is recommended that the City Council adopt the resolution approving the Mayor's nomination of the following appointments for membership on the Parks and Recreation Commission:

- *\*Jacob Pedrotte for a vacancy expiring March 2024*
- *\*Lesley Eubanks for a vacancy expiring April 2026*
- *Mariah Williams for a vacancy expiring April 2026*

8. SHOTSPOTTER TECHNOLOGY PRESENTATION

***Received presentation with direction to staff to bring back proposal***

Recommended Action: It is recommended that the City Council take the following actions:

- 1) Receive the presentation for review.
- 2) Discuss and direct staff regarding the potential future use of ShotSpotter technology.

**COUNCIL REGULAR AGENDA – Continued**

9. DISCUSSION OF PROPOSALS TO INCREASE STREET SWEEPING SERVICES UTILIZING CURRENT SERVICE PROVIDER OR TO BRING STREET SWEEPING SERVICES IN-HOUSE

***Received with direction to staff to bring back and provide comparison of cost and service from current to proposed***

Recommended Action: It is recommended that the City Council take the following actions:

- 1) Discuss and provide direction to staff regarding potentially increasing Street Sweeping Services utilizing the City's existing service provider, Delta Diablo, or bringing services in-house.
- 2) Provide direction to staff on a funding source for extra street sweeping services.

**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.*

**MAYOR PRO TEM BARBANICA ANNOUNCED THAT THE REGULARLY SCHEDULED COUNCIL MEETING ON ELECTION DAY, NOVEMBER 8, 2022, WILL BE HELD ON TUESDAY, NOVEMBER 15, 2022.**

**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 10:55 p.m., 4/0***