

CITY OF
ANTIOCH
CALIFORNIA

CALL OF SPECIAL MEETING

Antioch City Council
Special Meeting

Pursuant to Government Code section 54956, I hereby call a Special Meeting of the Antioch City Council. Said meeting shall be held on the following date, time, and place:

DATE: Tuesday, November 15, 2022

TIME: 7:00 P.M. Special Meeting

PLACE: Council Chambers
200 'H' Street
Antioch, CA 94509

The only items of business to be considered at such Special Meeting shall be set forth on the Special Meeting Agenda.

Dated: November 8, 2022



LAMAR A. THORPE, Mayor
City of Antioch



ANNOTATED AGENDA

Antioch City Council SPECIAL MEETING

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

Date: Tuesday, November 15, 2022

Time: 7:00 P.M. – Special 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). Please see inside cover for detailed Speaker Rules.

PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.

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, 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.

NOTICE OF OPPORTUNITY TO ADDRESS CITY COUNCIL

The public has the opportunity to address the City Council on each agenda item. No one may speak more than once on an agenda item.

Members of the public wishing to provide public comment on an agenda item, may do so in one of the following ways (#2 pertains to the Zoom Webinar Platform):

1. **IN PERSON** – Fill out a Speaker Request Form, available near the entrance doors, and place in the Speaker Card Tray near the City Clerk before the City Council Meeting begins.

2. **VIRTUAL** – To provide oral public comment on an agenda item during the meeting, please click the following link to register in advance to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.

 - When the Mayor announces public comment for an agenda item, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand/. When calling into the meeting using the Zoom Webinar telephone number, press *9 on your telephone keypad to “raise your hand”. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak. When you are called to speak, please limit your comments to the time allotted (350 words, up to 3 minutes, at the discretion of the Mayor).

The City cannot guarantee that its network and/or the site will be uninterrupted.

3. **WRITTEN PUBLIC COMMENT** – If you wish to provide a written public comment, you may do so in one of the following ways **by 3:00 p.m. the day of the City Council Meeting**:
 - (1) Fill out an online speaker card, located at https://www.antiochca.gov/speaker_card,
 - Or,
 - (2) Email the City Clerk’s Department at cityclerk@ci.antioch.ca.us.

*Please note: Written public comments received **by 3:00 p.m. the day of the City Council Meeting** will be shared with the City Council before the meeting, entered into the public record, retained on file by the City Clerk’s Office, and available to the public upon request. Written public comments will not be read during the City Council Meeting.*

Notice of Opportunity to Address Council

The public has the opportunity to address the Council on each agenda item. To address the Council, fill out a Speaker Request form online **by 3:00 p.m. the day of the Council Meeting** at https://www.antiochca.gov/speaker_card. Please see the Speaker Rules on the inside cover of this Agenda for additional information on public participation. The Council can only take action on items that are listed on the agenda.

7:00 P.M. ROLL CALL – SPECIAL MEETING – for City /City Council Members acting as Housing Successor to the Antioch Development Agency – ***All Present***

PLEDGE OF ALLEGIANCE

CITY COUNCIL COMMITTEE REPORTS/COMMUNICATIONS

MAYOR’S COMMENTS

1. PROCLAMATIONS

- Family Court Awareness Month, November 2022
- America’s Recycle Day, November 15, 2022

Approved, 5/0

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

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

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

A. APPROVAL OF COUNCIL WARRANTS

Approved, 5/0

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

B. APPROVAL OF HOUSING SUCCESSOR WARRANTS

Approved, 5/0

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

C. REJECTION OF CLAIMS: KIMBERLY KIRKLAND AND JAVIER AGUILAR

Rejected, 5/0

Recommended Action: It is recommended that the City Council reject the claims submitted by Kimberly Kirkland and Javier Aguilar.

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

D. INCREASE TO THE CURRENT PURCHASE ORDER WITH BADGER METER, INC. FOR WATER METER PURCHASES

Reso No. 2022/190 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution approving an increase of \$1,150,000 to the current purchase order amount with Badger Meter, Inc. to supply water meters throughout the City. The total Purchase Order would increase from \$500,000 to \$1,650,000.

E. SECOND AMENDMENT TO THE CONSULTING SERVICES AGREEMENT WITH CDM SMITH, INC. FOR CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE BRACKISH WATER DESALINATION PROJECT (P.W. 694)

Reso No. 2022/191 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 Brackish Water Desalination Project by \$3,370,000;
- 2) Approving the second amendment to the Consulting Services Agreement with CDM Smith, Inc. for construction management services related to the Brackish Water Desalination Project in the amount of \$3,368,706 for a total contract amount of \$7,782,916 and extending the term of the agreement to December 31, 2024; and
- 3) Authorizing and directing the City Manager to execute the second amendment to the Consulting Services Agreement in a form approved by the City Attorney.

F. ACCEPTANCE OF BID AND AWARD OF CONTRACT TO SATELLITE PAINTING, INC. FOR THE MAINTENANCE SERVICE CENTER INTERIOR WALL PAINTING, BID NO. 968-1019-22B

Reso No. 2022/192 adopted, 5/0

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

- 1) Accepting the bid from Satellite Painting, Inc. for the Public Works Maintenance Service Center Interior Wall Painting, in the amount not to exceed \$115,000; and
- 2) Authorizing the City Manager to enter into an agreement with Satellite Painting Inc., of San Jose, CA, 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

- G.** RESCINDING THE SEPTEMBER 27, 2022, AWARD OF THE CURB, GUTTER, AND SIDEWALK REPAIR INCLUDING TREE REMOVAL AND STUMP GRINDING AND INSTALLATION OF CONCRETE CURB RAMPS AND MISCELLANEOUS LOCATIONS 2022/2023 AGREEMENT TO MG AND JC CONCRETE; REJECTING THE BIDS OF MG AND JC CONCRETE AND ANCHOR CONCRETE AS NON-RESPONSIVE AND AWARDING THE AGREEMENT TO MAURI CONCRETE (P.W. 507-19)

Reso No. 2022/193 adopted, 5/0

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

- 1) Rescinding its prior Contract Award of September 27, 2022, for the Curb, Gutter, and Sidewalk Repair, including Tree Removal and Stump Grinding and Installation of Concrete Curb Ramps at Miscellaneous Locations 2022/23 to MG and JC Concrete;
- 2) Rejecting the bid of 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 2022/23 as non-responsive;
- 3) Rejecting the bid of Anchor Concrete for the Curb, Gutter, and Sidewalk Repair, including Tree Removal and Stump Grinding and Installation of Concrete Curb Ramps at Miscellaneous Locations 2022/23 as non-responsive;
- 4) Awarding the construction agreement for the Curb, Gutter, and Sidewalk Repair, including Tree Removal and Stump Grinding and Installation of Concrete Curb Ramps at Miscellaneous Locations 2022/23 to the lowest responsive, responsible bidder, Mauri Concrete in the amount of \$354,400; and
- 5) Authorizing and directing the City Manager to execute the Agreement in a form approved by the City Attorney.

- H.** RESOLUTION APPROVING THE FINAL MAP AND SUBDIVISION IMPROVEMENT AGREEMENT FOR PROMENADE VINEYARDS AT SAND CREEK PHASE 4 SUBDIVISION 9567 (TRI POINTE HOMES HOLDINGS) (P.W. 697-4)

Reso No. 2022/194 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution approving the final map and improvement plans for Promenade Vineyards at Sand Creek Phase 4 Subdivision 9567 (P.W. 697-4).

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

- I. SECOND AMENDMENT TO THE CONSULTING SERVICES AGREEMENT WITH INDIGO HAMMOND+PLAYLE ARCHITECTS, LLP FOR DESIGN ENGINEERING SERVICES RELATED TO THE COMMUNITY RESOURCES AND PUBLIC SAFETY DEPARTMENT (P.W. 700-1)

Reso No. 2022/195 adopted, 3/2 (Barbanica, Ogorchock)

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

- 1) Approving the second amendment to the Consulting Services Agreement with Indigo Hammond+Playle Architects, LLP for design engineering services related to the Community Resources and Public Safety Department in the amount of \$29,500 for a total contract amount of \$179,500; and
- 2) Authorizing and directing the City Manager to execute the second amendment to the Consulting Services Agreement in a form approved by the City Attorney.

- J. CONSIDERATION OF BIDS FOR THE MAINTENANCE SERVICE CENTER WAREHOUSE IMPROVEMENTS (P.W. 143-R)

Reso No. 2022/196 adopted, 5/0

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

- 1) Approving an amendment to increase the Fiscal Year 2022/23 Operating Budget for the Maintenance Service Center Warehouse Improvements Project in the amount of \$250,000 from the Water Enterprise Fund and \$250,000 from the Sewer Enterprise Fund;
- 2) Awarding the construction agreement to the lowest, responsive, and responsible bidder, Foundry Construction;
- 3) Approving the construction agreement with Foundry Construction in the amount of \$430,000.00; and
- 4) Authorizing the City Manager to execute the construction agreement with Foundry Construction for a total amount of \$430,000.

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

- K.** CONSIDERATION OF QUOTE AND AWARD OF CONTRACT TO NC FLOORING GROUP, INC. OF UNION CITY, CA FOR MAINTENANCE SERVICE CENTER AND MARINA FLOORING REPLACEMENTS

Reso No. 2022/197 adopted, 5/0

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

- 1) Accepting the quote for the Maintenance Service Center and Marina Office Flooring Replacements from NC Flooring Group, Inc. in an amount not to exceed \$66,357.72; and
- 2) Authorizing the City Manager to execute an agreement with NC Flooring Group, Inc. of Union City CA, for the Maintenance Service Center and Marina Flooring Replacements in a form approved by the City Attorney.

PUBLIC HEARING

- 3.** RESOLUTION ANNEXING CERTAIN PARCELS OF AG EHC II (MTH) CA 2, L.P. (DEER VALLEY ESTATES), INTO CFD NO. 2018-02 (POLICE PROTECTION)

Reso No. 2022/198 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution annexing certain parcels of AG EHC II (MTH) CA 2, L.P. (Deer Valley Estates), into Community Facilities Districts (CFD) No. 2018-02 (Police Protection).

- 4.** RESOLUTION ANNEXING CERTAIN PARCELS OF AG EHC II (MTH) CA 2, L.P. (DEER VALLEY ESTATES) INTO CFD NO. 2022-01 (PUBLIC SERVICES)

Reso No. 2022/199 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution annexing certain parcels of AG EHC II (MTH) CA 2, L.P. (Deer Valley Estates), into Community Facilities Districts No. 2022-01 (Public Services).

COUNCIL REGULAR AGENDA

5. CALIFORNIA ASSEMBLY BILL (AB) 844: GREEN EMPOWERMENT ZONE
Motioned to appoint Mayor Thorpe to the Green Empowerment Zone Board of Directors for a two-year term, 3/2 (Barbanica, Ogorchock)
[No resolution was adopted]

Recommended Action: It is recommended that the City Council receive the presentation, adopt a resolution regarding the City of Antioch's intent to participate in the Green Empowerment Zone and designate one representative who shall serve a two (2) year term.

6. PURCHASE OF SHOTSPOTTER RESPOND TECHNOLOGY WITH SOLE SOURCE JUSTIFICATION REQUEST

Reso No. 2022/200 adopted Substitute Motion, In an annual amount of \$280,000, not to exceed a total amount of \$1,410,000 over five (5) years and re-allocating Police Department salary savings in the Fiscal Year 2022/23 General Fund budget [not ARPA Fund], to fund the first-year cost, 4/1 (Ogorchock)

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

- 1) Approving the sole source request for the purchase and deployment of ShotSpotter, Inc.'s Respond Services;
 - 2) Selecting a five-year purchase agreement with ShotSpotter, Inc., with a one-time \$10,000 startup fee:
 - a. In an annual amount of **\$210,000**, not to exceed a total amount of **\$1,060,000** over 5 years
- OR**
- b. In an annual amount of **\$280,000**, not to exceed a total amount of **\$1,410,000** over 5 years;
 - 3) Authorizing the City Manager to execute the agreement; and
 - 4) Re-allocating Police Department salary savings in the Fiscal Year 2022/23 General Fund budget to fund the first-year cost per the agreement selected.

COUNCIL REGULAR AGENDA – Continued

7. TENTATIVE AGREEMENT BETWEEN THE CITY OF ANTIOCH AND ANTIOCH POLICE SWORN MANAGEMENT ASSOCIATION (AP SMA) FOR THE PERIOD OF MARCH 1, 2022 – AUGUST 31, 2025

Reso No. 2022/201 adopted, 5/0

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

- 1) Approving the Tentative Agreement between the City of Antioch and the Antioch Police Sworn Management Association (AP SMA); and
- 2) Authorizing the City Manager or designee to make any necessary adjustments to the Fiscal Year 2021/23 budget to implement the provisions of the Tentative Agreement.

8. TENTATIVE AGREEMENT BETWEEN THE CITY OF ANTIOCH AND ANTIOCH PUBLIC WORKS EMPLOYEES' ASSOCIATION (APWEA) FOR THE PERIOD OF APRIL 1, 2022 – MARCH 31, 2026

Reso No. 2022/202 adopted, 5/0

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

- 1) Approving the Tentative Agreement between the City of Antioch and the Antioch Public Works Employees Association (APWEA); and
- 2) Authorizing the City Manager or designee to make any necessary adjustments to the Fiscal Year 2022/23 budget to implement the provisions of the Tentative Agreement.

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 Special Meeting at 8:41 p.m., 5/0