



ANNOTATED AGENDA

Antioch City Council REGULAR MEETING

**Including the Antioch City Council acting as Housing Successor to
the Antioch Development Agency/Antioch Public Finance Authority**

Date: Tuesday, February 14, 2023

**Time: 6:30 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). Please see inside cover for detailed Speaker Rules.

PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.

Lamar Thorpe, Mayor

Tamisha Torres-Walker, Mayor Pro Tem (District 1)

Michael Barbanica, Council Member District 2

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 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. Unless otherwise noted, City Council actions include a determination that the California Environmental Quality Act (CEQA) does not apply. 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.

6:30 P.M. ROLL CALL – CLOSED SESSION – for Council Members – *All Present*

PUBLIC COMMENTS for Closed Session – *None*

CLOSED SESSION:

- 1) **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** – pursuant to California Government Code section 54956.9: California Resources Production v. City of Antioch et al. Contra Costa County Superior Court Case No. N21-2354; Delta Gas Gathering, Inc. and California Energy Exchange Corporation v. City of Antioch et al. Contra Costa County Superior Court Case No. N21-2355; and Enerfin Resources Northwest Limited Partnership v. City of Antioch et al. Contra Costa County Superior Court Case No. N21-2356.

No reportable action

- 2) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION: CITY ATTORNEY.** This closed session is authorized pursuant to Government Code section 54957(b)(1).

Direction given to City Attorney

6:32 P.M. ADJOURNED TO CLOSED SESSION

7:25 P.M. ROLL CALL – REGULAR MEETING – for City /City Council Members acting as Housing Successor to the Antioch Development Agency/Antioch Public Financing Authority – *All Present*

PLEDGE OF ALLEGIANCE

CITY ATTORNEY TO REPORT OUT ON CLOSED SESSION

1. INTRODUCTION OF NEW CITY EMPLOYEES

2. PROCLAMATIONS

- In Memory of Ronald A. Grant, Public Servant Leader
- In Honor of Black History Month, February 2023

Approved, 5/0

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

3. ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

- SALES TAX CITIZENS' OVERSIGHT COMMITTEE
- ANTIOCH POLICE OVERSIGHT COMMISSION

COUNCIL MEMBER WILSON REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE COUNCIL REGULAR AGENDA ITEM #9 TO BE HEARD AS THE NEXT ORDER OF BUSINESS; APPROVED 5/0

COUNCIL REGULAR AGENDA

9. CONTRA COSTA COUNTY LIBRARY COMMISSION APPOINTMENT FOR ONE VACANCY EXPIRING JUNE 30, 2025 (ANTIOCH REPRESENTATIVE)

Reso No. 2023/20 adopted appointing Dr. John M. Huh to the Contra Costa County Library Commission for the vacancy expiring June 30, 2025, 5/0

Recommended Action: It is recommended that:

- 1) *The Mayor nominate one (1) member to the Contra Costa County Library Commission for the vacancy expiring June 30, 2025.*
- 2) *The City Council appoint [Dr. John M. Huh] by resolution as a member of the Contra Costa County Library Commission to represent the City of Antioch with a term expiring June 30, 2025.*

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

4. **PRESENTATION** – *Approaches to the State of California's Homekey Program by Dignity Moves*
5. **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 JANUARY 13, 2023
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the Special Meeting Minutes.
- B. APPROVAL OF COUNCIL MEETING MINUTES FOR JANUARY 24, 2023
Continued, 5/0
Recommended Action: It is recommended that the City Council continue the Meeting Minutes.
- C. APPROVAL OF COUNCIL WARRANTS
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the warrants.
- D. APPROVAL OF HOUSING SUCCESSOR WARRANTS
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the warrants.
- E. SECOND READING – CITY OF ANTIOCH 6TH CYCLE HOUSING ELEMENT UPDATE REZONE AND EAST LONE TREE SPECIFIC PLAN AMENDMENT (*Introduced on 01/24/2023*)
Recommended Action: It is recommended that the City Council adopt:
Ord. No. 2223-C-S adopted, 5/0
1) The Ordinance for amending the East Lone Tree Specific Plan to accommodate a Housing Opportunity Site.
Ord. No. 2224-C-S adopted, 5/0
2) The Ordinance amending the Zoning Code and Zoning Map to accommodate Housing Element Opportunity Sites.

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

F. CITY OF ANTIOCH ANNUAL COMPREHENSIVE FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2022

Received and filed, 5/0

Recommended Action: It is recommended that the City Council receive and file the City of Antioch Annual Comprehensive Financial Report for the Fiscal Year Ended June 30, 2022, inclusive of the City of Antioch Single Audit Reports for the Fiscal Year Ended June 30, 2022.

G. ANTIOCH PUBLIC FINANCING AUTHORITY – BASIC FINANCIAL STATEMENTS AND INDEPENDENT AUDITOR’S REPORT FOR THE YEAR ENDED JUNE 30, 2022

Received and filed, 5/0

Recommended Action: It is recommended that the Board of the Antioch Public Financing Authority receive and file the Antioch Public Financing Authority – Basic Financial Statements and Independent Auditor’s Report for the Year Ended June 30, 2022.

H. RESOLUTION TERMINATING THE DECLARATION OF A LOCAL EMERGENCY CONCERNING THE SEVERE WINTER STORMS

Reso No. 2023/21 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution terminating the declaration of a local emergency associated with the Declared Severe Winter Storms, locally identified as the 2023 January Winter Storm Event.

I. CONSIDERATION OF BIDS FOR THE ANTIOCH WATER PARK PERIMETER FENCE REPAIR (P.W. 567-11)

Reso No. 2023/22 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution to reject all bids for the Antioch Water Park Perimeter Fence Repair Project.

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

Reso No. 2023/23 adopted with an end date of February 28, 2023, 4/1 (Barbanica)

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.

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

- K.** RESOLUTION APPROVING THE FINAL MAP, IMPROVEMENT PLANS AND SUBDIVISION IMPROVEMENT AGREEMENT FOR DEER VALLEY ESTATES 9518 (MERITAGE HOMES OF CALIFORNIA) (PW 681-2)

Reso No. 2023/24 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution approving the final map, improvement plans and subdivision improvement agreement for Deer Valley Estates Subdivision 9518 (PW 681-2).

- L.** INCREASE TO THE PURCHASE ORDER OF NATIONAL AUTO FLEET GROUP FOR THE PROCUREMENT OF ELEVEN (11) POLICE VEHICLES UTILIZING THE SOURCEWELL COOPERATIVE PURCHASING CONTRACT NO. 091521-NAF

Reso No. 2023/25 adopted, 5/0

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

- 1) Approving an increase to the purchase order with National Auto Fleet Group in the amount of \$119,201.60 in Fiscal Year 2022/23 for a total amount not to exceed \$642,342.70; and
- 2) Authorizing the City Manager or designee to make the necessary budget adjustment to the Fiscal Year 2022/23 Vehicle Replacement Fund, General Fund Police Operating budget, and the Police Development Impact Fee budget to cover the purchase order increase.

MAYOR PRO TEM TORRES-WALKER REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE PUBLIC HEARING AGENDA ITEM #7 TO BE HEARD AS THE NEXT ORDER OF BUSINESS; APPROVED 5/0

COUNCIL MEMBER OGORCHOCK REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE PUBLIC HEARING AGENDA ITEM #8 TO BE HEARD AS THE NEXT ORDER OF BUSINESS; APPROVED 5/0

PUBLIC HEARING

8. *UP-22-15 USE PERMIT FOR DELTA DISTRIBUTION 2101 W. 10TH STREET, SUITE D*
Reso No. 2023/26 adopted, 4/1 (Barbanica)

Recommended Action: It is recommended that the City Council adopt the resolution approving UP-22-15, a Use Permit for a cannabis distribution business at 2101 W. 10th Street.

CEQA: *The project is Categorically Exempt from CEQA pursuant to Section 15332 “In-Fill Development Projects.”*

7. *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 AS AMENDED*

To 02/28/2023 for Adoption, 5/0

Recommended Action: It is recommended that the City Council introduce, read by title only, and waive further reading of the ordinance amending Title 8 of the Antioch Municipal Code, adopting by reference the California Code of Regulations Title 24, 2019 Edition of the California Building Standards Codes and related model codes, as amended.

6. *BILLBOARD REGULATIONS (Z-22-04)*

To 02/28/2023 for Adoption, 5/0

Recommended Action: It is recommended that the City Council introduce, waive the first reading, and read by title only the ordinance amending Antioch Municipal Code section “Sign Regulations” (Chapter 5, Article 5).

CEQA: *The project is Exempt from CEQA pursuant to Section 15061(b)(3), the “Common Sense” Exemption.*

COUNCIL REGULAR AGENDA

10. STREET SWEEPING SERVICES

Direction provided to staff to research options to expand street sweeper and litter pick up, 5/0

Recommended Action: It is recommended that the City Council:

- 1) 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 additional street sweeping services.

11. CITY COUNCIL ASSISTANTS

Recommended Action: It is recommended that the City Council:

Reso No. 2023/27 adopted amending the resolution to incorporate five secretaries, 3/2 (Barbanica, Ogorchock)

- 1) Adopt a resolution approving the allocation of up to three part-time Secretaries to provide administrative support to City Council; and/or

Direction provided to staff to bring back a paid Internship Program

- 2) Provide direction to City staff to create a Citywide paid Internship Program including class specifications for City interns and a proposed program budget.

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 11:00 p.m., 5/0