



ANNOTATED AGENDA

**Antioch City Council
SPECIAL AND REGULAR MEETING
Including the Antioch City Council acting as
Housing Successor to the Antioch Development Agency**

Date: Tuesday, March 28, 2023

Time: 4:15 P.M. – Closed Session
5:00 P.M. – Special Meeting/Study 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 the 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
Forrest B. Ebbs, Acting City Manager
Thomas Lloyd Smith, City Attorney

ACCESSIBILITY: 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@antiochca.gov.

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. Unless otherwise noted, City Council actions include a determination that the California Environmental Quality Act (CEQA) does not apply. The 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. 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: [Notifications – City of Antioch, California \(antiochca.gov\)](https://www.antiochca.gov/notifications) and enter your e-mail address to subscribe. To view the agenda information, click on the following link: [City Council – City of Antioch, California \(antiochca.gov\)](https://www.antiochca.gov/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 City Council on each agenda item. To address the Council, fill out a Speaker Request form and place in the Speaker Card Tray near the City Clerk before the meeting begins. This will enable us to call upon you to speak. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section. No one may speak more than once on an agenda item or during "Public Comments". The Speaker Request forms are located at the entrance of the Council Chambers. Please see the Speaker Rules on the inside cover of this Agenda.

4:15 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 Government Code section 54956.9: Lim v. City of Antioch, United States District Court, Case No. CV-22-04067-LB.

Council voted to approve settlement for \$90,000, 5/0

2) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –
pursuant to Government Code section 54956.9: Frank Sterling v. City of Antioch, et al., United States District Court, Northern District of California, Case No. 3:22-cv-07558-TSH.

No reportable action

4:16 P.M. ADJOURNED TO CLOSED SESSION

5:15 P.M. ROLL CALL – SPECIAL MEETING/STUDY SESSION – for Council Members – *All Present*

PLEDGE OF ALLEGIANCE

STUDY SESSION

SM-1. FISCAL YEAR 2023-25 BUDGET DEVELOPMENT

Council received the presentation

Recommended Action: It is recommended that the City Council provide feedback and direction regarding the budget development information provided for the Fiscal Year 2023-25 Budget.

PUBLIC COMMENT

5:42 P.M. MOTIONED TO ADJOURN SPECIAL MEETING/STUDY SESSION

7:00 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. PROCLAMATION

- Prescription Drug Abuse Awareness Month, March 2023

Approved, 5/0

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

2. ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

- EGG-STRAVAGANZA & REC EXPO – April 8, 2023
Antioch Water Park, 4701 Lone Tree Way, Antioch, CA

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

- 3. CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency**
- A. APPROVAL OF COUNCIL MEETING MINUTES FOR FEBRUARY 14, 2023**
Approved, 5/0
 Recommended Action: It is recommended that the City Council approve the Meeting Minutes.
- B. APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR FEBRUARY 23, 2023**
Approved, 5/0
 Recommended Action: It is recommended that the City Council approve the Special Meeting Minutes.
- C. APPROVAL OF COUNCIL MEETING MINUTES FOR FEBRUARY 28, 2023**
Approved, 5/0
 Recommended Action: It is recommended that the City Council approve the Meeting Minutes.
- D. APPROVAL OF COUNCIL MEETING MINUTES FOR MARCH 14, 2023**
Continued, 5/0
 Recommended Action: It is recommended that the City Council continue the Meeting Minutes.
- E. APPROVAL OF COUNCIL SPECIAL MEETING/CLOSED SESSION MINUTES FOR MARCH 17, 2023**
Continued, 5/0
 Recommended Action: It is recommended that the City Council continue the Special Meeting/Closed Session Minutes.
- F. APPROVAL OF COUNCIL WARRANTS**
Approved, 5/0
 Recommended Action: It is recommended that the City Council approve the warrants.
- G. 2022 ANNUAL HOUSING ELEMENT PROGRESS REPORT, HOUSING SUCCESSOR ANNUAL REPORT AND PROGRESS REPORT FOR THE GENERAL PLAN**
Received and filed, 5/0
 Recommended Action: It is recommended that the City Council receive and file the 2022 Annual Housing Element Progress Report, Housing Successor Annual Report, and Progress Report for the General Plan.

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

H. MEMORANDUM OF UNDERSTANDING WITH THE ANTIOCH HISTORICAL SOCIETY FOR CHARITABLE BINGO OPERATIONS AT THE ANTIOCH SENIOR CENTER

Reso No. 2023/45 adopted, 5/0

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

- 1) Approving a Memorandum of Understanding with the Antioch Historical Society for Charitable Bingo Operations at the Antioch Senior Center; and
- 2) Authorizing the Acting City Manager to execute the agreement.

I. AWARD OF AN AGREEMENT FOR PRINT AND MAIL SERVICES FOR UTILITY BILLING RFP 946-0203-23G

Reso No. 2023/46 adopted, 5/0

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

- 1) Approving award of an agreement for print and mail services of water utility bills to InfoSend for a five-year term, and
- 2) Authorizing the Acting City Manager to execute the contract in a form approved by the City Attorney.

J. RESOLUTION ACCEPTING COMPLETED IMPROVEMENTS AND THE RELEASE OF BONDS FOR AMCAL FAMILY/SENIOR APARTMENTS (P.W. 371-RA-57)

Reso No. 2023/47 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution accepting the completed improvements, authorizing the Acting City Manager or designee to file a Notice of Completion for the project and the release of bonds for AMCAL Family/Senior Apartments (P.W. 371-RA-57).

K. FIRST AMENDMENT TO THE CONSULTING SERVICES AGREEMENT WITH KLEINFELDER, INC. FOR SERVICES RELATED TO THE WATER MAIN REPLACEMENT AT VARIOUS LOCATIONS PROJECT (P.W. 503-19)

Reso No. 2023/48 adopted, 5/0

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

- 1) Approving the first amendment to the Consulting Services Agreement with Kleinfelder, Inc. for services related to the Water Main Replacement at Various Locations Project in the amount of \$73,779 for a total contract amount of \$123,779; and
- 2) Authorizing the Acting City Manager to execute the first amendment to the Agreement with Kleinfelder, Inc.

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

- L.** INITIATE PREPARATION OF THE STREET LIGHTING AND LANDSCAPE MAINTENANCE DISTRICT CITY ENGINEER’S REPORT FOR FISCAL YEAR 2023/24

Reso No. 2023/49 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution directing the City Engineer to prepare a consolidated Engineer’s Report for Fiscal Year 2023/24 Street Lighting and Landscape Maintenance District assessments.

- M.** RESOLUTION ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FISCAL YEAR 2023/24 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PROGRAM

Reso No. 2023/50 adopted, 5/0

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

- 1) Determining that the rate to be assigned to a single Equivalent Runoff Unit for Fiscal Year 2023/24 shall be set at twenty-five dollars (\$25.00); and
- 2) Requesting the Contra Costa County Flood Control and Water Conservation District adopt Stormwater Utility Assessment Drainage levies based on the rate for a single Equivalent Runoff Unit for Fiscal Year 2023/24, which shall be set at twenty-five dollars (\$25.00).

COUNCIL REGULAR AGENDA

- 4.** SALES TAX CITIZENS’ OVERSIGHT COMMITTEE APPOINTMENTS FOR THE VACANCIES EXPIRING MARCH 2026

Reso No. 2023/51 adopted appointing Seanzell Lewis and Erika Raulston to the Sales Tax Citizens’ Oversight Committee for the vacancies expiring March 2026, 5/0

Recommended Action: It is recommended that:

- 1) The Mayor nominates two (2) members to the Sales Tax Citizens’ Oversight Committee for the vacancies expiring March 2026.
- 2) The City Council appoint [Seanzell Lewis and Erika Raulston] by resolution as members to the Sales Tax Citizens’ Oversight Committee for the vacancies expiring March 2026.

COUNCIL REGULAR AGENDA – Continued

5. TOBACCO ORDINANCE DISCUSSION

Council consensus to bring back an amended ordinance to rescind “Local Restrictions No. 4-6”; and allow sale or transfer of business to another party

Recommended Action: It is recommended that the City Council receive and file this report and offer any questions or direction to staff.

6. RENTAL INSPECTION PROGRAM INFORMATION

Council consensus to re-establish the program

Recommended Action: It is recommended that the City Council receive and file this report and offer any questions or direction to staff.

7. DEPARTMENT OF PUBLIC SAFETY AND COMMUNITY RESOURCES (P.W. 289-15)

Council consensus to support the project

Recommended Action: It is recommended that the City Council provide direction for the design approval and funding of the Department of Public Safety and Community Resources.

8. ECONOMIC DEVELOPMENT COMMISSION REVIEW OF PAST PURPOSE AND FUTURE VALUE

Council consensus to bring back formation of an ad hoc committee

Recommended Action: It is recommended that the City Council discuss the future relevance of the Economic Development Commission.

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 Acting 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 motion is required, and then a majority vote is required to adjourn the meeting.*

Motioned to adjourn Regular Meeting at 10:55 p.m., 5/0