

CITY OF
ANTIOCH
CALIFORNIA

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, April 11, 2023**

Time: 5:00 P.M. – Closed Session
5:30 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.

5:00 P.M. ROLL CALL – CLOSED SESSION – for Council Members – *All Present*

PUBLIC COMMENTS *for Closed Session – None*

CLOSED SESSION:

- 1) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –** Significant exposure to litigation pursuant to California Government Code section 54956.9(d)(2): One Case.

Council authorized a severance payment and general release with John Samuelson, former Public Works Director/City Engineer, consisting of severance pay for \$144,714.44 and settlement of claims for \$100,000, for a total of \$244,714.44, 3/2 (Torres-Walker, Thorpe)

- 2) CONFERENCE WITH REAL PROPERTY NEGOTIATIONS –** pursuant to California Government Code section 54956.8; Property: East 18th Street and Wilson Street (APN 051-400-027), Antioch, CA; Agency Negotiation: City of Antioch Negotiators: Forrest Ebbs, Acting City Manager and Thomas Lloyd Smith, City Attorney; Negotiating Parties: City of Antioch and Contra Costa County Fire Protection District, Negotiator Fire Chief Lewis Broschard; Under Negotiation: Price and terms of payment.

Direction provided to Acting City Manager and City Attorney

5:01 P.M. ADJOURNED TO CLOSED SESSION

5:31 P.M. ROLL CALL – SPECIAL MEETING/STUDY SESSION – for Council Members – *All Present*

PLEDGE OF ALLEGIANCE

STUDY SESSION

PUBLIC COMMENTS *for Study Session – Following the study session presentation, public comments on the study session agenda item will be taken.*

SM-1. FISCAL YEAR 2023-25 BUDGET PRIORITIES

Direction provided to staff to provide scenarios for capping use of the Budget Stabilization Fund at \$0, \$3M and \$4M

Recommended Action: It is recommended that the City Council provide feedback and direction regarding the budget policies for the fiscal year 2023-25 budget.

6:04 P.M. MOTIONED TO ADJOURN SPECIAL MEETING/STUDY SESSION

7:02 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

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

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.*

7:55 P.M. RECESS

7:57 P.M. RECONVENED – All Present

PUBLIC COMMENTS (Continued) – *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

MAYOR THORPE LED MOMENT OF SILENCE AND REFLECTION

- 2. PRESENTATION – Antioch Police Department – 2022 Annual Update**
presented by Police Chief Steven Ford
- 3. CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency**
- A. APPROVAL OF COUNCIL MEETING MINUTES FOR MARCH 14, 2023**
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the Meeting Minutes.
- B. APPROVAL OF COUNCIL SPECIAL MEETING/CLOSED SESSION MINUTES FOR MARCH 17, 2023**
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the Special Meeting/Closed Session Minutes.
- C. APPROVAL OF COUNCIL MEETING MINUTES FOR MARCH 28, 2023**
Continued, 5/0
Recommended Action: It is recommended that the City Council continue the Meeting Minutes.
- D. APPROVAL OF COUNCIL WARRANTS**
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the warrants.
- E. APPROVAL OF HOUSING SUCCESSOR WARRANTS**
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the warrants.
- F. REJECTION OF CLAIM: VICTORIA COLLINS**
Rejected, 5/0
Recommended Action: It is recommended that the City Council reject the claim submitted by Victoria Collins.

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

- G. RESOLUTION APPROVING THE CLASS SPECIFICATION UPDATES FOR THE CONFIDENTIAL UNIT AND OPERATING ENGINEERS LOCAL UNION NO. 3 BARGAINING UNITS WITH NO SALARY CHANGES**

Reso No. 2023/52 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution approving class specification updates to the Confidential and Operating Engineers Local Union No.3 Bargaining Units.

- H. RESOLUTION AUTHORIZING AN INCREASE OF THE LOAN APPLICATION WITH THE STATE WATER RESOURCES CONTROL BOARD FOR A DRINKING WATER STATE REVOLVING FUND LOAN UP TO \$60,000,000 FOR THE BRACKISH WATER DESALINATION PROJECT (P.W. 694)**

Reso No. 2023/53 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution authorizing the Acting City Manager to increase the City's loan application with the State Water Resources Control Board for a Drinking Water State Revolving Fund Loan by \$5,000,000 for a total amount of \$60,000,000 for the Brackish Water Desalination Project.

- I. SECOND AMENDMENT TO THE HONEYWELL BUILDING SOLUTIONS AGREEMENT FOR HVAC MAINTENANCE SERVICES NO. 400984420 FOR EXTRA WORK TO HVAC EQUIPMENT AT CITY FACILITIES**

Reso No. 2023/54 adopted, 5/0

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

- 1) Approving a second amendment to the agreement with Honeywell International Inc. No. 400984420 to increase the remaining contract year amounts by \$435,000 in year three (3) Fiscal Year 2022/23, \$113,300 in year four (4) Fiscal Year 2023/24, and \$152,300 in year five (5) Fiscal Year 2024/25 for a total amount of \$700,600; and
- 2) Authorizing the Acting City Manager or designee to execute the second amendment to agreement No. 400984420 with Honeywell International Inc. 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

- J. RESOLUTION AUTHORIZING TO PURCHASE UP TO THREE (3) 2024 NEW-TO-FLEET VEHICLES AND UP TO TWENTY (20) 2024 REPLACEMENT VEHICLES UTILIZING COOPERATIVE PURCHASE AGREEMENTS

**Reso No. 2023/55 adopted
Approving Options #1 and 2,
3/2 (Wilson, Thorpe)**

Recommended Action: It is recommended that the City Council adopt the resolution authorizing the Acting City Manager to execute an agreement for the purchase of:

- 1) Three (3) 2024 new-to-fleet **hybrid or electric vehicles** and up to twenty (20) 2024 **hybrid or electric vehicle** replacement vehicles utilizing cooperative purchase agreements for an amount of \$1,843,897.

OR

- 2) If hybrid and electric vehicles are not available for order this year, three (3) 2024 new-to-fleet **gas-powered** vehicles and up to twenty (20) 2024 **gas-powered** replacement vehicles utilizing cooperative purchase agreements for an amount of \$1,843,897.

- K. INCREASE TO THE PURCHASE ORDER WITH CHEMTRADE CHEMICALS US LLC, FOR THE PURCHASE OF ALUMINUM SULFATE

Reso No. 2023/56 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution approving an increase of \$207,570 with Chemtrade Chemicals US LLC for the purchase of aluminum sulfate. The total purchase order would increase from \$192,430 to a total amount of \$400,000.

- L. INCREASE OF PURCHASE ORDER WITH CENTRALSQUARE FOR FINANCE ENTERPRISE SOFTWARE UPGRADE

Reso No. 2023/57 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution approving an increase to the purchase order with CentralSquare for \$65,000 for finance enterprise software upgrades and amending the fiscal year 2023 budget.

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

- M.** RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT DEED CONVEYING TO THE CITY OF ANTIOCH PROPERTY LOCATED AT DELTA FAIR BOULEVARD ASSESSOR'S PARCEL NUMBER 074-080-034-7

Reso No. 2023/58 adopted, 4/1 (Ogorchock)

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

- 1) Authorizing the acceptance of a grant deed conveying property located at Delta Fair Boulevard (Assessor's Parcel Number 074-080-034-7) consisting of approximately 4.79 acres located along the southern line of Delta Fair Boulevard, immediately east of the Antioch City limit, in the City of Antioch; and
- 2) Authorizing the City Attorney to execute the Certificate of Acceptance for said property.

9:58 P.M. FIVE MINUTE RECESS

10:05 P.M. RECONVENED, ROLL CALL – All Present

COUNCIL REGULAR AGENDA

- 4.** POLICE CRIME PREVENTION COMMISSION REVIEW OF PAST PURPOSE AND FUTURE VALUE

Mayor Pro Tem Torres-Walker to work with Police Staff, Director of Public Safety and Community Resources, and PCPC Chair to define the purpose and structure of the commission

Recommended Action: It is recommended that the City Council discuss the future relevance of the Police Crime Prevention Commission.

- 5.** CONSIDERATION OF A CHANGE TO THE CITY ADMINISTRATION'S ORGANIZATIONAL STRUCTURE BY TRANSFERRING, FROM THE CITY MANAGER TO THE CITY COUNCIL, THE AUTHORITY TO APPOINT, SUPERVISE, AND REMOVE THE CHIEF OF POLICE

Direction provided to staff to prepare the ordinance (Barbanica, Ogorchock-Against)

Recommended Action: It is recommended that the City Council provide direction to staff regarding whether to prepare an ordinance changing the organizational structure of the City's administration by transferring, from the City Manager to the City Council, the authority to appoint, supervise, and remove the Chief of Police.

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 11:07 p.m., 5/0