



ANNOTATED AGENDA

Antioch City Council REGULAR MEETING

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

Date: Tuesday, May 23, 2023

Time: 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.

7:00 P.M. ROLL CALL – REGULAR MEETING – for City / City Council Members acting as Successor Agency / Housing Successor to the Antioch Development Agency / Antioch Public Financing Authority – ***Council Members District 2 Barbanica, District 3 Ogorchock, District 4 Wilson, Mayor Pro Tem (District 1) Torres-Walker [Mayor Thorpe – Absent] Mayor Pro Tem Torres-Walker opened & presided over the meeting.***

PLEDGE OF ALLEGIANCE

1. ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

- RFY METROPOLIS DANCE SHOWCASE – A NIGHT ON BROADWAY – May 24, 2023
Nick Rodriguez Community Center, 213 F Street, Antioch, CA
- THE ANTIOCH COUNCIL OF TEENS – YOUTH BLOCK PARTY – June 9, 2023
Waldie Plaza, Historic Downtown 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.*

7:17 P.M. MAYOR THORPE ARRIVED DURING PUBLIC COMMENTS

CITY COUNCIL COMMITTEE REPORTS/COMMUNICATIONS

MAYOR'S COMMENTS

COUNCIL MEMBER WILSON REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE COUNCIL REGULAR AGENDA ITEMS #6 AND #7 TO BE HEARD BEFORE CONSENT CALENDAR; 5/0

COUNCIL REGULAR AGENDA

6. RESOLUTION APPROVING AN AGREEMENT FOR SERVICES OF INDEPENDENT CONTRACTOR WITH CIVICWELL AND AUTHORIZING THE ACTING CITY MANAGER TO ENTER INTO THE AGREEMENT

Reso No. 2023/73 adopted, 5/0

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

- 1) Approving an agreement with CivicWell to provide two CivicSpark Fellows in the amount not to exceed \$62,000, and
- 2) Authorizing the Acting City Manager to execute the Agreement in a form approved by the City Attorney.

7. APPROVAL OF AWARDS FOR THE CALIFORNIA VIOLENCE INTERVENTION & PREVENTION (CALVIP) PROGRAM OUTREACH, PROGRAM DESIGN AND IMPLEMENTATION WITH ONE DAY AT A TIME WITH FISCAL SPONSOR COMMUNITY INITIATIVES

Reso No. 2023/74 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution authorizing the Acting City Manager or designee to agree with One Day at a Time (ODAT) for grant program support and replication of evidence-based violence reduction initiatives and programs that interrupt cycles of violence for \$346,500 funded by CalVIP grant funds.

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

- A. APPROVAL OF COUNCIL AMENDED MEETING MINUTES FOR APRIL 11, 2023
Council motioned to rescind direction to include verbatim minutes and Continue with summary minute format, 3/2 (Barbanica, Ogorchock)

Recommended Action: It is recommended that the City Council continue the Amended Meeting Minutes.

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

- B.** APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR APRIL 18, 2023
Continued, 5/0
Recommended Action: It is recommended that the City Council continue the Special Meeting Minutes.
- C.** APPROVAL OF COUNCIL MEETING MINUTES FOR APRIL 25, 2023
Continued, 5/0
Recommended Action: It is recommended that the City Council continue the Meeting Minutes.
- D.** APPROVAL OF COUNCIL MEETING MINUTES FOR MAY 9, 2023
Continued, 5/0
Recommended Action: It is recommended that the City Council continue the Meeting Minutes.
- E.** APPROVAL OF HOUSING SUCCESSOR WARRANTS
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the warrants.
- F.** APPROVAL OF COUNCIL WARRANTS
Approved, 5/0
Recommended Action: It is recommended that the City Council approve the warrants.
- G.** RESOLUTION ESTABLISHING THE APPROPRIATIONS LIMIT FOR THE 2023-24 FISCAL YEAR
Reso No. 2023/75 adopted, 5/0
Recommended Action: It is recommended that the City Council adopt the resolution selecting the California per capita personal income cost of living growth factor for Fiscal Year 2023-24, selecting the population percent change certified by the State Department of Finance for Fiscal Year 2023-24, and establishing the appropriations limit for the 2023-24 Fiscal Year as \$173,215,425.

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

H. ARCTIC WOLF NETWORK ANNUAL CONTRACT RENEWAL

Reso No. 2023/76 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution authorizing the Acting City Manager or designee to execute the annual contract for Arctic Wolf Network cyber security services in the amount not to exceed \$97,000.

I. ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR THE TRAFFIC SIGNAL INSTALLATION AT THE LAUREL ROAD AND CANADA VALLEY ROAD INTERSECTION (P.W. 674-TS)

Reso No. 2023/77 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution accepting work and authorizing the Acting City Manager or designee to file a Notice of Completion for Traffic Signal Installation at the Laurel Road and Canada Valley Road Intersection Project.

J. CONSIDERATION OF BIDS FOR THE NEIGHBORHOOD TRAFFIC CALMING PROJECT (P.W. 282-19A)

Reso No. 2023/78 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 Capital Improvement and Operating Budgets for the Neighborhood Traffic Calming Project in the amount of \$125,000 from the Measure J Fund;
- 2) Awarding the construction agreement for the Neighborhood Traffic Calming Project to the lowest, responsive, and responsible bidder, Consolidated Engineering, Inc.;
- 3) Approving an Agreement with Consolidated Engineering, Inc. in the amount of \$377,950; and
- 4) Authorizing the Acting City Manager to execute the Agreement with Consolidated Engineering, Inc. for a total amount of \$377,950.

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

- K. CONSIDERATION OF BIDS FOR THE 3-PERSON STORM MAINTENANCE CREW AT VARIOUS LOCATIONS THROUGHOUT THE CITY OF ANTIOCH, RFB NO. 988-0503-23A**
Reso No. 2023/79 adopted, 5/0

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

- 1) Awarding the Maintenance Service Agreement to the lowest, responsive, and responsible bidder, Silva Landscape for three (3) years with the optional two (2) years exercised for a total of five (5) years;
- 2) Approving the Maintenance Service Agreement with Silva Landscape in the amount not to exceed \$190,000 per fiscal year for a total contract amount not to exceed \$950,000 per the fee schedule; and
- 3) Authorizing the Acting City Manager to execute the Maintenance Service Agreement with Silva Landscape for an amount not to exceed \$190,000 per fiscal year for a total contract amount not to exceed \$950,000.

- L. CONSIDERATION OF BIDS FOR THE FULTON SHIPYARD RECYCLING PROJECT**
Reso No. 2023/80 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution awarding the Fulton Shipyard Recycling Project contract to C&J Favalora Trucking Inc. in an amount not to exceed \$550,000 for Fiscal Year 2023/24, \$600,000 for Fiscal Year 2024/25 and \$650,000 for Fiscal Year 2025/26, with an option to extend for an additional two years.

- M. APPROVAL OF TREASURER'S REPORT FOR MARCH 2023**
Received and filed, 5/0

Recommended Action: It is recommended that the City Council receive and file the March 2023 Treasurer's Report.

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

- N.** CONSIDERATION OF BIDS FOR THE CLEAN AGENT FIRE SUPPRESSION SYSTEM INSTALLATION IN CITY HALL SERVER ROOM, BID NO. 990-0426-23A

Reso No. 2023/81 adopted, 5/0

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

- 1) Award the agreement to the lowest, responsive, and responsible bidder, Luma Engineering Contractors, Inc.;
- 2) Approve the agreement with Luma Engineering Contractors Inc. in the amount of \$98,900; and
- 3) Authorize the Acting City Manager to execute an agreement with Luma Engineering Contractors, Inc. of Oakley CA, for the Clean Agent Fire Suppression System Installation in City Hall Server Room, in a form approved by the City Attorney for a total amount of \$98,900.

- O.** REJECTION OF CLAIM: KIM BROWN

Rejected, 5/0

Recommended Action: It is recommended that the City Council reject the claim submitted by Kim Brown.

PUBLIC HEARING

- 3.** PROPOSED UPDATES TO THE MASTER FEE SCHEDULE EFFECTIVE JULY 1, 2023

**Reso No. 2023/82 adopted
with removal the Senior Center Annual Membership Fee,
4/0/1 (Torres-Walker - Abstained)**

Recommended Action: It is recommended that the City Council adopt a resolution updating and approving the Master Fee Schedule effective July 1, 2023.

COUNCIL REGULAR AGENDA

4. FISCAL YEAR 2023-25 BUDGET DEVELOPMENT

Direction provided to staff to:

- 1) Bring back Study Session for Parks and Recreation,***
- 2) Allocate \$2.5M to Homekey using ARPA and One Time Revenue Funds,***
- 3) Fund EOC with remainder of One Time Revenue Funds,***
- 4) Support 60/20/20 percent Sales Tax Allocation.***

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

5. ANNUAL MILITARY EQUIPMENT USE REPORT

Direction provided to staff to bring back updated policy.

Recommended Action: It is recommended that the City Council receive the 2022 Annual Military Equipment Use Report.

[COUNCIL MEMBER WILSON HAD REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE COUNCIL REGULAR AGENDA ITEMS #6 AND #7 TO BE HEARD BEFORE THE CONSENT CALENDAR; APPROVED 5/0]

8. PROJECT UPDATE AND FIRST AMENDMENT TO THE CONSTRUCTION AGREEMENT WITH SHIMMICK CONSTRUCTION COMPANY, INC. FOR THE BRACKISH WATER DESALINATION PROJECT (P.W. 694)

Reso No. 2023/83 adopted, 5/0

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

- 1) Receive project update;
- 2) Approve an amendment to the Fiscal Year 2022/23 Capital Improvement and Operating Budget to increase the funding from the Water System Improvements Fund for the Brackish Water Desalination Project by \$6,100,000 for an *additional* contingency of, approximately 7 percent of the original bid amount, resulting in a total amount for project construction of \$97,123,450; and
- 3) Authorize and direct the Acting City Manager to execute the first amendment to the Construction Agreement, in a form approved by the City Attorney.

COUNCIL REGULAR AGENDA – Continued

9. PRESENTATION OF THE DRAFT 5-YEAR CAPITAL IMPROVEMENT PROGRAM 2023-2028 (P.W. 150-23)

Direction provided to staff to bring back streetlights and bicycle garden for funding consideration

Recommended Action: It is recommended that the City Council review and provide feedback to staff regarding the draft 5-Year Capital Improvement Program 2023-2028.

10:07 P.M. **RECESS**

10:12 P.M. **RECONVENED, ROLL CALL – COUNCIL MEMBERS DISTRICT 2 BARBANICA, DISTRICT 3 OGORCHOCK, MAYOR PRO TEM (DISTRICT 1) TORRES-WALKER AND MAYOR THORPE. [COUNCIL MEMBER DISTRICT 4 WILSON – ABSENT AT ROLL CALL]**

10:13 P.M. **COUNCIL MEMBER DISTRICT 4 WILSON ARRIVED**

10. DISCUSSION ITEM: CITY COUNCIL REVIEW OF THE POLICY FOR THE CITY, INCLUDING ALL OF ITS DEPARTMENTS, REGARDING THE SELECTION OF ATTORNEYS PROVIDING CONTRACT SERVICES, AND THE REVIEW, AUTHORIZATION AND EXECUTION OF ALL AGREEMENTS FOR LEGAL SERVICES AND SERVICES TO BE PROVIDED BY ATTORNEYS TO THE CITY

Direction provided to staff to bring back revised policy excluding Council.

Recommended Action: It is recommended that the City Council discuss and provide direction to the City Attorney.

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 10:49 p.m., 5/0