



ANNOTATED AGENDA

Antioch City Council REGULAR MEETING

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

Date: Tuesday, August 8, 2023
Time: 5:30 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 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
Kwame P. Reed, 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.

5:31 P.M. ROLL CALL – CLOSED SESSION – for Council Members – *Council Members District 2 Barbanica, District 3 Ogorchock, Mayor Pro Tem (District 1) Torres-Walker, and Mayor Thorpe (Council Member District 4 Wilson – Absent)*

PUBLIC COMMENTS *for Closed Session*

CLOSED SESSION:

1) PUBLIC EMPLOYEE PERFORMANCE EVALUATION: CITY ATTORNEY. This closed session is authorized pursuant to California Government Code section 54957.

No reportable action

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; Negotiating Parties: City of Antioch Negotiators: Kwame P. Reed, Acting City Manager and Thomas Lloyd Smith, City Attorney; Contra Costa County Fire Protection District Negotiator: Lewis Broschard, Fire Chief; Under Negotiation: Price and terms of payment.

No reportable action

CLOSED SESSION – Continued

- 3) **CONFERENCE WITH REAL PROPERTY NEGOTIATIONS** – pursuant to California Government Code section 54956.8; Property: 800 W. 2nd Street, Antioch, CA; Negotiating Parties: City of Antioch Negotiators: Kwame P. Reed, Acting City Manager and Thomas Lloyd Smith, City Attorney; Negotiating Parties: Chris Burns, Broker/Owner Representative; Under Negotiation: Price and terms of payment.

No reportable action

- 4) **CONFERENCE WITH LEGAL COUNSEL** – Existing Litigation pursuant to California Government Code section 54956.9(d)(1); Valencia v. City of Antioch, et al., San Joaquin County Superior Court, Case No. STK-CV-UAT-2022-461

No reportable action

5:40 P.M. MOTIONED TO ADJOURN CLOSED SESSION

7:00 P.M. ROLL CALL – REGULAR MEETING – for City /City Council Members acting as Housing Successor to the Antioch Development Agency – ***Council Members District 2 Barbanica, District 3 Ogorchock, Mayor Pro Tem (District 1) Torres-Walker, and Mayor Thorpe (Council Member District 4 Wilson – Absent)***

PLEDGE OF ALLEGIANCE

CITY ATTORNEY TO REPORT OUT ON CLOSED SESSION

PUBLIC HEARING – Continued from July 25, 2023, Council Meeting

1. ORDINANCE AMENDING ARTICLE 15 OF CHAPTER 5 OF TITLE 4 OF THE ANTIOCH MUNICIPAL CODE AND CHANGING THE PRIMA FACIA SPEED LIMIT ON VARIOUS ROADWAYS (P.W. 282-3A)

7:08 P.M. RECESS – During Public Hearing Agenda Item #1

7:11 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)***

Recommended Action: ***To August 22, 2023, for adoption, 4/0*** It is recommended that the City Council introduce by title only, and waive the first reading, of an Ordinance amending Article 15 of Chapter 5 of Title 4 of the Antioch Municipal Code “Special Speed Zones” in order to change the prima facie speed limit on certain streets.

COUNCIL REGULAR AGENDA – Continued from July 25, 2023, Council Meeting

2. PROPOSED TRAFFIC CALMING IMPROVEMENTS FOR SYCAMORE DRIVE, JAMES DONLON BOULEVARD, AND WEST 10TH STREET

Reso No. 2023/126 adopted, 4/0

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

- 1) Approving the proposed traffic calming improvements for (1) Sycamore Drive, (2) James Donlon Boulevard (from Somersville Road to Contra Loma Boulevard and from Contra Loma Boulevard to Lone Tree Way), and (3) West 10th Street; and
- 2) Approving an amendment to the Fiscal Year 2023/24 Operating Budget to include \$425,000 from the Gas Tax Fund for the traffic calming improvements for Sycamore Drive.

3. ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

- JOIN THE ANTIOCH COUNCIL OF TEENS – The ‘Youth Voice’ for the City of Antioch
 - Make a difference and represent your City – Visit us at: antiochca.gov/act
For more information, email: Youth@antiochca.gov
- THE ANTIOCH COUNCIL OF TEENS – BOWLING NIGHT – August 8, 2023
 - Delta Bowl, 3300 Delta Fair Boulevard, Antioch, CA
- MULTICULTURAL FESTIVAL – WILLIAMSON RANCH PARK
 - Lone Tree Way (cross-street Hillcrest Avenue), Antioch, CA – August 12, 2023

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. CONSENT CALENDAR

A. APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR JUNE 23, 2023

Approved, 4/0

Recommended Action: It is recommended that the City Council approve the Special Meeting Minutes.

B. APPROVAL OF COUNCIL MEETING MINUTES FOR JUNE 27, 2023

Approved, 4/0

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

C. APPROVAL OF COUNCIL MEETING MINUTES FOR JULY 25, 2023

Continued, 4/0

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

D. APPROVAL OF COUNCIL WARRANTS

Approved, 4/0

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

E. APPROVAL OF HOUSING SUCCESSOR WARRANTS

Approved, 4/0

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

COUNCIL MEMBER BARBANICA RECUSED HIMSELF PRIOR TO THE DISCUSSION OF CONSENT CALENDAR ITEM #F

F. SECOND READING – ORDINANCE PROHIBITING RETALIATION AND HARASSMENT OF RESIDENTIAL TENANTS (*Introduced on July 25, 2023*)

Motion to continue failed, 2/1 (Ogorchock)

[Barbanica – Recused]

Recommended Action: It is recommended that the City Council adopt the Ordinance adding Chapters 4 and 5 of Title 11 of the Antioch Municipal Code prohibiting retaliation and harassment of residential tenants.

COUNCIL MEMBER BARBANICA RETURNED TO THE DAIS AFTER COUNCIL VOTE ON CONSENT CALENDAR ITEM #F

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

G. REJECTION OF CLAIM: JUSTIN AND SHEILA NARTEA

Rejected, 4/0

Recommended Action: It is recommended that the City Council reject the claim submitted by Justin and Sheila Nartea.

H. THIRD AMENDMENT TO THE CONSULTING SERVICES AGREEMENT WITH URBAN PLANNING PARTNERS FOR HOUSING ELEMENT AND SAFETY AND ENVIRONMENTAL JUSTICE ELEMENT PREPARATION SERVICES

Reso No. 2023/127 adopted, 4/0

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

- 1) Approving the third amendment to the Consulting Services Agreement with Urban Planning Partners in an amount not to exceed \$67,772 for a total contract amount of \$885,277 for Housing Element and Safety and Environmental Justice Element preparation services and extending the term of the contract through December 30, 2024; and
- 2) Authorizing the Acting City Manager or designee to execute the third amendment to the Agreement with Urban Planning Partners in a form approved by the City Attorney.

MAYOR THORPE RECUSED HIMSELF PRIOR TO THE DISCUSSION OF CONSENT CALENDAR ITEM #I. MAYOR PRO TEM TORRES-WALKER PRESIDED OVER THE MEETING.

I. RENEWAL OF VESTING TENTATIVE SUBDIVISION MAP 357-302-20, FINAL DEVELOPMENT PLAN, AND DESIGN REVIEW

Motioned to continue to the August 22, 2023, Council Meeting, 3/0 [Thorpe – Recused]

Recommended Action: It is recommended that the City Council adopt the resolution approving a one-year extension of the vesting tentative subdivision map, final development plan, and design review approvals for the Wild Horse Multifamily Project.

MAYOR THORPE RETURNED TO THE DAIS AFTER COUNCIL VOTE ON CONSENT CALENDAR ITEM #I

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

J. RESOLUTION ADOPTING TRANSPORTATION AND VEHICLE MILES TRAVELED IMPACT ANALYSIS GUIDELINES

Reso No. 2023/128 adopted, 4/0

Recommended Action: It is recommended that the City Council adopt a resolution adopting the Transportation and Vehicle Miles Traveled Impact Analysis Guidelines.

K. ACCEPTANCE OF HILLCREST AVENUE FOR OFFSITE IMPROVEMENTS, SUBDIVISION 9569 (TRI POINTE HOMES HOLDINGS) (P.W. 697-6)

Reso No. 2023/129 adopted, 4/0

Recommended Action: It is recommended that the City Council adopt a resolution accepting completed improvements and authorizing the Acting City Manager or designee to file a Notice of Completion for the Hillcrest Avenue improvements included within the Promenade Phase 6 Offsite Infrastructure Improvement Plans, constructed by Tri Pointe Homes.

PUBLIC HEARING

5. DESIGN GUIDELINES ZONING TEXT AMENDMENT AND RESIDENTIAL OBJECTIVE DESIGN STANDARDS

Recommended Action: It is recommended that the City Council take the following actions:
To August 22, 2023, for adoption AND

- 1) Introduce by title only and waive the first reading of the ordinance amending Section 9-5.2609 of the Antioch Municipal Code regarding design guidelines.

**Reso No. 2023/130 adopted,
4/0**

- 2) Adopt the resolution approving the Single Family and Missing Middle Objective Design Standards.

CEQA: The item is exempt under Section 15061(b)(3), the “Common Sense” Exemption.

PUBLIC HEARING – Continued

6. PUBLIC HEARING TO ORDER IMPROVEMENTS AND LEVY ANNUAL ASSESSMENTS FOR STREET LIGHT AND LANDSCAPE MAINTENANCE DISTRICTS 1, 2A, 4, 5, 9, AND 10 FOR FISCAL YEAR 2023/24 (P.W. 500)

Reso No. 2023/131 adopted, 4/0

Recommended Action: It is recommended that the City Council adopt a resolution ordering improvements and levying annual assessments for Street Light and Landscape Maintenance Districts 1, 2A, 4, 5, 9, and 10 for Fiscal Year 2023/24.

COUNCIL MEMBER BARBANICA REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE COUNCIL REGULAR AGENDA ITEM #8 TO BE HEARD AS THE NEXT ORDER OF BUSINESS; APPROVED 4/0

COUNCIL REGULAR AGENDA

8. RESOLUTION TO SUPPORT LOCAL, STATE, AND FEDERAL EFFORTS TO EXONERATE THE PORT CHICAGO 50

Reso No. 2023/132 adopted, 4/0

Recommended Action: It is recommended that the City Council adopt a resolution to support Local, State, and Federal efforts to exonerate the Port Chicago 50.

COUNCIL MEMBER BARBANICA REQUESTED A MOTION TO CONTINUE COUNCIL REGULAR AGENDA ITEMS #7 AND #9 TO THE AUGUST 22, 2023, COUNCIL MEETING; APPROVED 4/0

7. RESOLUTION APPROVING A NEW CLASS SPECIFICATION FOR PROPERTY AND EVIDENCE SUPERVISOR, ASSIGNING A SALARY RANGE, AND ASSIGNING THE CLASSIFICATION TO THE MANAGEMENT (MID/PROF.) BARGAINING UNIT

Recommended Action: It is recommended that the City Council adopt a resolution approving the New Class Specification for Property and Evidence Supervisor, assigning a salary range, and assigning the classification to the Management (Mid/Prof.) Bargaining Unit.

9. DISCUSSION ON HIRING OF RETIRED POLICE OFFICERS

Recommended Action: It is recommended that the City Council discuss the idea of potentially hiring retired police officers.

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 meeting at 11:08 p.m., 4/0

PUBLIC COMMENTS

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 90 days.*