



**\*AMENDED ANNOTATED AGENDA**

**Antioch City Council  
SPECIAL AND REGULAR MEETING**

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

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**Date: Tuesday, February 13, 2024**

**Time: 5:00 P.M. – Special Meeting/Work Session**  
**6:00 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](http://www.antiochca.gov)). Please see the inside cover for detailed Speaker Rules.*

**PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.**

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**Lamar Hernandez-Thorpe**, Mayor  
**Monica E. Wilson**, Mayor Pro Tem (District 4)  
**Tamisha Torres-Walker**, Council Member District 1  
**Michael Barbanica**, Council Member District 2  
**Lori Ogorchock**, Council Member District 3

**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](mailto: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 – SPECIAL MEETING – for Council Members – *Council Members District 1 Torres-Walker, District 3 Ogorchock, and Mayor Hernandez-Thorpe (Council Member District 2 Barbanica and Mayor Pro Tem Wilson-Absent)***

#### **PLEDGE OF ALLEGIANCE**

#### **WORK SESSION**

**SM-1.      BROWN ACT TRAINING PRESENTATION**

*Received presentation*

Recommended Action: It is recommended that the City Council receive the presentation.

**6:10 P.M.      MOTIONED TO ADJOURN SPECIAL MEETING/WORK SESSION, 3/0**

**6:10 P.M.      ROLL CALL – CLOSED SESSION – for Council Members – *Council Members District 1 Torres-Walker, District 3 Ogorchock, and Mayor Hernandez-Thorpe (Council Member District 2 Barbanica and Mayor Pro Tem Wilson-Absent)***

#### **PUBLIC COMMENTS *for Closed Session – None***

#### **CLOSED SESSION:**

- 1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –** pursuant to California Government Code section 54956.9: Bullock v. City of Antioch, Superior Court of California Contra Costa County, Case No. MSC19-01331.

*Direction provided to City Attorney*

**CLOSED SESSION – Continued**

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

*Direction provided to City Attorney*

- 3) **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –** Initiation of litigation pursuant to California Government Code section 54956.9(d)(4): One Case.

*No reportable action*

- 4) **PUBLIC EMPLOYMENT – RECRUITMENT OF CITY MANAGER.** This closed session is authorized pursuant to California Government Code section 54957(b).

*No reportable action*

**6:12 P.M. MOTIONED TO ADJOURN TO CLOSED SESSION**

**7:12 P.M. ROLL CALL – REGULAR MEETING – for City /City Council Members acting as Housing Successor to the Antioch Development Agency/Antioch Public Financing Authority – *Council Members District 1 Torres-Walker, District 3 Ogorchock, and Mayor Hernandez-Thorpe (Council Member District 2 Barbanica and Mayor Pro Tem Wilson-Absent)***

**PLEDGE OF ALLEGIANCE**

**CITY ATTORNEY TO REPORT OUT ON CLOSED SESSION**

**COUNCIL MEMBER OGORCHOCK REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE COUNCIL REGULAR AGENDA ITEM #5 TO BE HEARD AFTER ITEM #1 ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS; APPROVED 3/0**

**ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

**1. ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS**

- BOARD OF ADMINISTRATIVE APPEALS
- PARKS AND RECREATION COMMISSION
- SALES TAX CITIZENS' OVERSIGHT COMMITTEE

## COUNCIL REGULAR AGENDA

5. ANTIOCH POLICE OVERSIGHT COMMISSION APPOINTMENT FOR TWO COMMISSION MEMBERS FOR 1-YEAR TERMS, EXPIRING NOVEMBER 2024; TWO COMMISSION MEMBERS FOR 2-YEAR TERMS EXPIRING NOVEMBER 2025; AND THREE COMMISSION MEMBERS FOR 3-YEAR TERMS EXPIRING NOVEMBER 2026

*Recommended Action:*

- 1) *It is recommended that the Mayor nominate the candidates for appointments.*

**Reso No. 2024/08 adopted appointing Alicia Dianne Lacey-Oha to the Antioch Police Oversight Commission, one-year term, expiring November 2024, 3/0**

- 2) *It is recommended that the City Council adopt a resolution approving the Mayor's appointment of Alicia Dianne Lacey-Oha to the Antioch Police Oversight Commission for a one-year term, expiring November 2024.*

**Reso No. 2024/09 adopted appointing Devin Williams to the Antioch Police Oversight Commission, one-year term, expiring November 2024, 3/0**

- 3) *It is recommended that the City Council adopt a resolution approving the Mayor's appointment of Devin Williams to the Antioch Police Oversight Commission for a one-year term, expiring November 2024.*

**Reso No. 2024/10 adopted appointing Porshe Taylor to the Antioch Police Oversight Commission, two-year term, expiring November 2025, 3/0**

- 4) *It is recommended that the City Council adopt a resolution approving the Mayor's appointment of Porshe Taylor to the Antioch Police Oversight Commission for a two-year term, expiring November 2025.*

**Reso No. 2024/11 adopted appointing Leslie May to the Antioch Police Oversight Commission, two-year term, expiring November 2025, 3/0**

- 5) *It is recommended that the City Council adopt a resolution approving the Mayor's appointment of Leslie May to the Antioch Police Oversight Commission for a two-year term, expiring November 2025.*

**Reso No. 2024/12 adopted appointing Mahogany Spears to the Antioch Police Oversight Commission, three-year term, expiring November 2026, 3/0**

- 6) *It is recommended that the City Council adopt a resolution approving the Mayor's appointment of Mahogany Spears to the Antioch Police Oversight Commission for a three-year term, expiring November 2026.*

**Reso No. 2024/13 adopted appointing Treva Hadden to the Antioch Police Oversight Commission, three-year term, expiring November 2026, 3/0**

- 7) *It is recommended that the City Council adopt a resolution approving the Mayor's appointment of Treva Hadden to the Antioch Police Oversight Commission for a three-year term, expiring November 2026.*

**Reso No. 2024/14 adopted appointing Harry Thurston to the Antioch Police Oversight Commission, three-year term, expiring November 2026, 3/0**

- 8) *It is recommended that the City Council adopt a resolution approving the Mayor's appointment of Harry Thurston to the Antioch Police Oversight Commission for a three-year term, expiring November 2026.*

**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**

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

**A. APPROVAL OF COUNCIL MEETING MINUTES FOR JANUARY 23, 2024**

***Approved, 3/0***

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

**B. APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR JANUARY 30, 2024**

***Continued, 3/0***

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

**C. APPROVAL OF COUNCIL WARRANTS**

***Approved, 3/0***

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

**D. APPROVAL OF HOUSING SUCCESSOR WARRANTS**

***Approved, 3/0***

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

**E. REJECTION OF CLAIMS: MICHAEL J. CLARK AND SUSAN SHINTAKU**

***Rejected, 3/0***

Recommended Action: It is recommended that the City Council reject the claims submitted by Michael J. Clark and Susan Shintaku.

**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, 2023**

***Received and filed, 3/0***

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, 2023, inclusive of the City of Antioch Single Audit Reports for the Fiscal Year Ended June 30, 2023.

**G. ANTIOCH PUBLIC FINANCING AUTHORITY – BASIC FINANCIAL STATEMENTS AND INDEPENDENT AUDITOR’S REPORT FOR THE YEAR ENDED JUNE 30, 2023**

***Received and filed, 3/0***

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, 2023.

**H. CONSIDERATION OF BIDS FOR THE CURB, GUTTER, AND SIDEWALK REPAIR INCLUDING TREE REMOVAL AND STUMP GRINDING AND INSTALLATION OF CONCRETE CURB RAMPS AT MISCELLANEOUS LOCATIONS (2024) (P.W. 507-20)**

***Reso No. 2024/15 adopted, 3/0***

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

- 1) Awarding the construction agreement to the lowest, responsive, and responsible bidder, Sandstone Environmental Engineering, Inc., for the Curb, Gutter, and Sidewalk Repair Including Tree Removal and Stump Grinding and Installation of Concrete Curb Ramps at Miscellaneous Locations (2024) in the amount of \$398,800; and
- 2) Authorizing the Acting City Manager or designee to execute the construction agreement with Sandstone Environmental Engineering, Inc., for a total amount of \$398,800.

**I. FIRST AMENDMENT TO THE AGREEMENT WITH PROFESSIONAL TREE CARE CO. FOR ON CALL TREE TRIMMING SERVICES**

***Reso No. 2024/16 adopted, 3/0***

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

- 1) Approving the first amendment to the agreement with Professional Tree Care Co. for additional tree services for a total amendment amount of \$976,540, which would result in a total five-year (5) contract amount not to exceed \$2,226,540; and
- 2) Authorizing the Acting City Manager or designee to execute the first amendment in a form approved by the City Attorney.

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

- J. APPROVAL OF EXTRA STREET SWEEPING SERVICES FROM SWEEPING CORPORATION OF AMERICA UTILIZING THE SOURCEWELL COOPERATIVE PURCHASING AGREEMENT NO. 062421-SWP

**\*COUNCIL MOTIONED TO POSTPONE TO THE NEXT MEETING, 3/0**

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

- 1) Approving the proposal from Sweeping Corporation of America for extra street sweeping services in the amount of \$100,270 in Fiscal Year 2023/24 and \$210,565 in Fiscal Year 2024/25 for a total contract amount not to exceed \$310,835; and
- 2) Authorizing the Acting City Manager to execute procurement of extra street sweeping services utilizing Sourcewell Cooperative Purchasing Contract No. 062421- SWP with Sweeping Corporation of America.

- K. FIRST AMENDMENT TO THE CONSTRUCTION AGREEMENT WITH W.R FORDE ASSOCIATES, INC. FOR THE WATER MAIN REPLACEMENT AT VARIOUS LOCATIONS (P.W. 503-19)

**Reso No. 2024/18 adopted, 3/0**

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

- 1) Approving an amendment to increase the construction agreement with W.R. Forde Associates, Inc. for the Water Main Replacement at Various Locations Project in the amount of \$189,513.76 for a total contract amount of \$2,956,013.76; and
- 2) Authorizing the Acting City Manager or designee to execute the amendment in a form approved by the City Attorney.

- L. RESOLUTION ACCEPTING COMPLETED IMPROVEMENTS, AUTHORIZING FILING A NOTICE OF COMPLETION AND AUTHORIZING RELEASE OF BONDS FOR PROMENADE PHASES 1, 2 AND 3 – VINEYARDS AT SAND CREEK SUBDIVISION, TRACT NO. 9484, 9483, AND 9482 (PW 697-1, 697-2, AND 697-3)

**Reso No. 2024/19 adopted, 3/0**

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 authorizing the release of bonds for Promenade Phases 1, 2 and 3 – Vineyards at Sand Creek Subdivisions 9484, 9483, and 9482.

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

**M. APPROVAL OF AWARDS FOR THE 2023-2024 CIVIC ENHANCEMENT GRANT PROGRAM**

***Reso No. 2024/20 adopted adding Rotary Club of the Delta in the amount of \$1,000, 3/0***

Recommended Action:

1) It is recommended that the City Council approve a:

- **\$2,500** grant plus approximately **\$2,300** of in-kind City facility services to the **Antioch Rotary Club** for the King's Conference for Underserved Male Youth;
- **\$1,500** grant to **Be Exceptional** for Funds to Expand Youth Programs for people with disabilities;
- **\$1,500** grant to **Cancer Support Community** to provide support and services to people and families impacted by cancer;
- **\$3,000** grant plus approximately **\$5,000** of in-kind City facility services to **Celebrate Antioch Foundation** to provide community special events in Rivertown;
- **\$1,000** grant plus approximately **\$3,900** of in-kind City facility services to **Contra Costa Legal Services** for informational sessions on avoiding fraud and scams at the Antioch Senior Center;
- **\$8,000** grant to **Delta Learning Center** for tutoring services primarily for elementary school students in English/ Language Arts;
- **\$3,000** grant to **El Campanil Theater** for the Children's Theater Program;
- **\$2,000** grant plus approximately **\$1,500** of in-kind City facility services to **Facing Homelessness** to provide supplies and resources to the unhoused;
- **\$3,000** grant to **Grace Closet** for Expansion of Community Resource and Health Fair;
- **\$1,500** grant to **Loaves and Fishes of Contra Costa** to provide food for families, seniors, unhoused residents, and veterans;
- **\$8,000** grant plus approximately **\$300** of in-kind City facility services to **New Generation Equity/STEAM4Real** for Providing Sports/ Athletic activities for the community;
- **\$2,500** grant to the **Police Activities League (PAL)** to provide Sports/ Athletic activities for the community;
- **\$5,500** grant to **RR Transitional Housing** for the Youth Empowerment Monthly Seminar;
- **\$4,500** grant to **SHARE Community** for the Mobile Shower and Hygiene Service Program; and
- **\$1,500** grant to **This Active Art** for free art activities for the community.

2) It is recommended that the City Council adopt the resolution codifying the City Council's approval of the 2023-2024 Civic Enhancement Grants.

**PUBLIC HEARING**

**3. PG&E SERVICE CENTER (PD-21-05, UP-21-14, DR2023-0022)**

Recommended Action: It is recommended that the City Council take the following actions:

**Reso No. 2024/21 adopted, 3/0**

- 1) Adopt the resolution approving the PG&E Service Center Project Initial Study/Mitigated Negative Declaration (IS/MND), Response to Comments, and Mitigation Monitoring and Reporting Program (MMRP).

**To February 27, 2024, Council Meeting for Adoption, 3/0**

- 2) Introduce by title only and waive the further reading of the ordinance rezoning the project site to Planned Development (PD).

**Reso No. 2024/22 adopted, 3/0**

- 3) Adopt the resolution approving a Final Development Plan, Use Permit, and Design Review.

**CEQA:** The City prepared an IS/MND, Response to Comments, and MMRP for the project.

**MAYOR HERNANDEZ-THORPE REQUESTED A MOTIONED TO POSTPONE PUBLIC HEARING ITEM #4 TO THE FEBRUARY 27, 2024, COUNCIL MEETING; APPROVED 3/0**

**PUBLIC HEARING – Continued**

**4. ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANTIOCH, CALIFORNIA, ADDING CHAPTER 4 TO TITLE 4 (PUBLIC SAFETY) OF THE ANTIOCH MUNICIPAL CODE RELATING TO ORGANIZING OR ADVERTISING STREET RACING, SIDESHOWS, AND RECKLESS DRIVING EXHIBITIONS**

*Recommended Action: It is recommended that the City Council introduce by title only and waive further reading of the ordinance adding Chapter 4 to Title 4 (Public Safety) of the Antioch Municipal Code relating to “Organizing or Advertising Street Racing, Sideshows, and Reckless Driving Exhibitions.”*

**MAYOR HERNANDEZ-THORPE REQUESTED A MOTION TO POSTPONE COUNCIL REGULAR AGENDA ITEM #6 TO THE FEBRUARY 27, 2024, COUNCIL MEETING; APPROVED 3/0**

**COUNCIL REGULAR AGENDA – Continued**

**6. BUDGET REQUESTS CONTINUED FROM NOVEMBER 28, 2023**

*Recommended Action: It is recommended that the City Council adopt a resolution approving amendments to the 2023/24 and 2024/25 fiscal year budgets for staffing and other items considered at the meeting of February 13, 2024.*

**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.*

**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 10:59 p.m., 3/0***