

CITY OF
ANTIOCH
CALIFORNIA

ANNOTATED AGENDA

**Antioch City Council
REGULAR MEETING**

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

Date: Tuesday, February 27, 2024

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 A. 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.

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.

5:30 P.M. ROLL CALL – CLOSED SESSION – for Council Members – *All Present*

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS *for Closed Session – None*

CLOSED SESSION:

- 1) CONFERENCE INVOLVING JOINT POWERS AGENCY –** Municipal Pooling Authority and ERMA (Employment Risk Management Authority) – This closed session is authorized pursuant to California Government Code section 54956.96. Discussion will concern: City risk management assessment; Name of local agency representative on joint powers agency board: City Attorney Thomas Lloyd Smith, City of Antioch; Appearing on behalf of joint powers board: Linda Cox, Municipal Pooling Authority and Rob Kramer, ERMA (Employment Risk Management Authority).

Direction provided to Acting City Manager and City Attorney

- 2) 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.

No reportable action

CLOSED SESSION – Continued

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

Direction provided to Human Resources Director and City Attorney

- 4) **CONFERENCE WITH LABOR NEGOTIATORS** – This Closed Session with the City’s Labor Negotiators is authorized by California Government Code section 54957.6; City designated representatives: Acting City Manager Kwame P. Reed, City Attorney Thomas Lloyd Smith, and Human Resources Director Ana Cortez; Employee organizations: Antioch Public Works Employees Association and Management Unit.

Direction provided to Acting City Manager

5:32 P.M. MOTIONED TO ADJOURN TO CLOSED 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

COUNCIL MEMBER OGORCHOCK REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE UP AGENDA ITEM #3; MAYOR PRO TEM WILSON MADE A SUBSTITUTE MOTION TO MOVE AGENDA ITEMS #3 AND #4 TO BE HEARD AS THE NEXT ORDER OF BUSINESS; APPROVED, 5/0

3. INTRODUCTION OF NEW CITY EMPLOYEES

4. PROCLAMATIONS

- *In Honor of Bob Butler Week, February 23 – 29, 2024*
- *American Red Cross Month, March 2024*

Approved, 5/0

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

MAYOR PRO TEM WILSON REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE CONSENT CALENDAR ITEM 'F' TO BE HEARD AS THE NEXT ORDER OF BUSINESS; APPROVED, 5/0

F. DISPLAY OF THE PAN-AFRICAN FLAG AT CITY HALL

Reso No. 2024/23 adopted with the amendment to display the Pan-African Flag until Juneteenth 2024, 5/0

Recommended Action: It is recommended that the City Council move to adopt the resolution directing the Acting City Manager or designee to fly the Pan-African Flag at City Hall throughout the month of February 2024 in recognition of Black History Month in the City of Antioch.

7:33 P.M. RECESS TAKEN TO FLY THE PAN-AFRICAN FLAG AT CITY HALL

7:40 P.M. RECONVENED, ROLL CALL – All Present

COUNCIL MEMBER OGORCHOCK REQUESTED A MOTION TO SUSPEND THE RULES TO MOVE THE REMAINING CONSENT CALENDAR AGENDA ITEMS TO BE HEARD AS NEXT ORDER OF BUSINESS; APPROVED, 5/0

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

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

Approved, 5/0

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

B. APPROVAL OF COUNCIL MEETING MINUTES FOR FEBRUARY 13, 2024

Continued, 5/0

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

C. APPROVAL OF COUNCIL WARRANTS

Approved, 5/0

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

D. APPROVAL OF HOUSING SUCCESSOR WARRANTS

Approved, 5/0

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

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

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

Ord. No. 2238-C-S adopted, 5/0

Recommended Action: It is recommended that the City Council adopt an ordinance rezoning the project site to Planned Development (PD).

[ITEM 'F' MOVED UP]

- G. ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR THE WATER MAIN REPLACEMENT AT VARIOUS LOCATIONS (P.W. 503-19)**

Reso No. 2024/24 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 the Water Main Replacement at Various Locations Project.

- H. ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR THE WEST ANTIOCH CREEK SILT REMOVAL (P.W. 201-5A)**

Reso No. 2024/25 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 the West Antioch Creek Silt Removal Project.

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

Reso No. 2024/26 adopted, 5/0

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.*

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

J. CONSIDERATION OF BIDS FOR THE COUNTRY HILLS DRIVE SOUNDWALL REPLACEMENT (P.W. 561-3)

Reso No. 2024/27 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution awarding the construction agreement to the lowest, responsive, and responsible bidder, B and D Excavation and Construction, for the Country Hills Drive Soundwall Replacement in the amount of \$767,300 and authorizing the Acting City Manager or designee to execute the construction agreement.

K. AMENDMENT TO THE CONSTRUCTION AGREEMENT WITH CRUSADER FENCE COMPANY FOR THE ANTIOCH WATER PARK PERIMETER FENCE REPAIR (P.W. 567-11)

Reso No. 2024/28 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution approving a first amendment to the construction agreement with Crusader Fence Company for the Antioch Water Park Perimeter Fence Repair Project in the amount of \$124,461 for a total contract amount of \$242,286.

L. INITIATE PREPARATION OF THE STREET LIGHTING AND LANDSCAPE MAINTENANCE DISTRICT CITY ENGINEER'S REPORT FOR FISCAL YEAR 2024/25

Reso No. 2024/29 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution directing the Acting City Engineer to prepare a consolidated Engineer's Report for Fiscal Year 2024/25 Street Lighting and Landscape Maintenance District assessments.

PUBLIC HEARING – Continued from February 13, 2024, Council Meeting

1. 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

To March 12, 2024, for Adoption, 5/0

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."

COUNCIL REGULAR AGENDA – Continued from February 13, 2024, Council Meeting

2. BUDGET REQUESTS CONTINUED FROM NOVEMBER 28, 2023

Reso No. 2024/30 adopted to include funding for two Police Dispatchers and the Water Park Maintenance Fund, 4/0/1 (Torres-Walker – Abstained)

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 27, 2024.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

5. ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

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

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

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 10:30 p.m., 5/0