

CITY OF
ANTIOCH
CALIFORNIA

ANNOTATED AGENDA

**Antioch City Council
REGULAR MEETING**

Date: **Tuesday, January 28, 2025**
Time: 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). Please see the inside cover for detailed Speaker Rules.

PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.

Ron Bernal, Mayor
Louie Rocha, Mayor Pro Tem (District 2)
Tamisha Torres-Walker, Council Member District 1
Donald P. Freitas, Council Member District 3
Monica E. Wilson, Council Member District 4

Melissa Rhodes, City Clerk
Jorge R. Rojas, City Treasurer
Bessie Marie Scott, City Manager
Derek Cole, Interim 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.

6:00 P.M. ROLL CALL – CLOSED SESSION – for Council Members – ***Council Members District 1 Torres-Walker, District 4 Wilson, Mayor Pro Tem (District 2) Rocha, and Mayor Bernal. [Council Member District 3 Freitas – Arrived at 6:02 p.m.]***

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS *for Closed Session – None*

CLOSED SESSION:

- 1) CONFERENCE WITH REAL PROPERTY NEGOTIATORS** pursuant to California Government Code section 54956.8; Property 809-815 1st Street, Antioch, CA 94509 (APN: 066-091-015), Negotiating Parties: City of Antioch Negotiators: Bessie Marie Scott, City Manager and Derek Cole, Interim City Attorney; Lynn House Gallery Negotiator: Jody Mattison; Under Negotiation: Rent and terms of payment.

Direction provided to City Negotiators

- 2) CONFERENCE WITH REAL PROPERTY NEGOTIATORS** pursuant to California Government Code section 54956.8; Property 5 Marina Plaza, Antioch, CA 94509 (APN: 066-010-017); Negotiating Parties: City of Antioch Negotiators: Bessie Marie Scott, City Manager and Derek Cole, Interim City Attorney; Marina Negotiator: Anthem Marine, LLC. Negotiator: Tony Khanzada and Mark Overbye; Under Negotiation: Price and terms of contract.

Direction provided to City Negotiators

CLOSED SESSION – Continued

- 3) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS** pursuant to California Government Code section 54956.8; Property: 75 Walton Lane, Antioch, CA; Agency Negotiation: City of Antioch Negotiators: Bessie Marie Scott, City Manager and Derek Cole, Interim City Attorney; Negotiating Parties: East Bay Regional Communication Systems Authority (EBRCSA); Under Negotiation: Price and terms of contract.

Direction provided to City Negotiators

6:03 P.M. ADJOURNED TO CLOSED SESSION

7:01 P.M. ROLL CALL – REGULAR MEETING – for City Council Members – *All Present*

PLEDGE OF ALLEGIANCE

CITY ATTORNEY TO REPORT OUT ON CLOSED SESSION

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.*

1. PROCLAMATIONS

- In Honor of Black History Month, February 2025
- In Honor of Diane Ferguson, Antioch Lifetime Veteran of the Year 2023-2024
- In Honor of Brenda Cato, Antioch Veteran of the Year 2023-2024

Approved, 5/0

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

COUNCIL MEMBER WILSON MADE A MOTION TO SUSPEND THE RULES AND MOVE PUBLIC HEARING ITEM #5 TO BE HEARD AS THE NEXT ORDER OF BUSINESS; APPROVED 5/0

PUBLIC HEARING

5. ALBERS RANCH PROJECT (GP-19-04, MDP-19-01)

9:23 p.m. RECESS

9:40 p.m. RECONVENED – All Present

Recommended Action: The Planning Commission recommends that the City Council take the following actions:

Reso No. 2025/10 adopted, 5/0

1) Adopt a resolution certifying the Albers Ranch Project EIR, adopting findings of fact and statement of overriding considerations, and adopting the mitigation monitoring and reporting program;

Reso No. 2025/11 adopted, 5/0

2) Adopt a resolution approving a General Plan Amendment to amend the City of Antioch General Plan (GP-19-04);

To February 11, 2025, for adoption, 5/0

3) Introduce and waive the first reading of the ordinance rezoning the property to Hillside Planned Development (HPD); and

Reso No. 2025/12 adopted with modifications to condition Q3, 5/0

4) Adopt a resolution approving a Vesting Tentative Subdivision Map, Master Development Plan and a Resource Management Plan.

2. ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

- INCLUSIONARY HOUSING PROJECT UPDATE – Virtual Community Workshop
- HOUSING – RENT PROGRAM

CITY COUNCIL COMMITTEE REPORTS/COMMUNICATIONS

MAYOR’S COMMENTS

4. CONSENT CALENDAR

A. APPROVAL OF COUNCIL MEETING MINUTES FOR JANUARY 14, 2025

Continued, 5/0

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

CONSENT CALENDAR – Continued

- B. APPROVAL OF COUNCIL SPECIAL MEETING/CLOSED SESSION MINUTES FOR JANUARY 17, 2025**

Continued, 5/0

Recommended Action: It is recommended that the City Council continue the Special Meeting/Closed Session minutes.

- C. APPROVAL OF COUNCIL SPECIAL MEETING MINUTES FOR JANUARY 27, 2025**

Continued, 5/0

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

- D. APPROVAL OF COUNCIL WARRANTS**

Approved, 5/0

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

- E. REJECTION OF CLAIM: NAKEISHA WARDLAW**

Rejected, 5/0

Recommended Action: It is recommended that the City Council reject the claim submitted by Nakeisha Wardlaw.

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

Reso No. 2025/13 adopted with the amendment to display the Pan-African Flag until Juneteenth 2025, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution directing the City Manager or designee to fly the Pan-African Flag at City Hall throughout the month of February 2025 in recognition of Black History Month in the City of Antioch.

- G. AMENDMENT TO THE FISCAL YEAR 2024/25 CAPITAL IMPROVEMENT AND OPERATING BUDGET IN THE AMOUNT OF \$325,000 FROM THE PARK-IN-LIEU FUND FOR THE PLAYGROUND REPLACEMENT PURCHASE AT MARCHETTI PARK**

Reso No. 2025/14 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution to amend the Fiscal Year 2024/25 Capital Improvement and Operating Budget in the amount of \$325,000 from the Park-In-Lieu Fund for the playground replacement purchase at Marchetti Park.

CONSENT CALENDAR – Continued

H. ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR THE ANTIOCH WATER PARK PERIMETER FENCE REPAIR PROJECT (P.W. 567-11)

Reso No. 2025/15 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt a resolution accepting work and authorizing the City Manager or designee to file a Notice of Completion for the Antioch Water Park Perimeter Fence Repair Project.

I. RESOLUTION APPROVING A FIRST AMENDMENT TO THE CONSTRUCTION AGREEMENT WITH B AND D EXCAVATION AND CONSTRUCTION IN THE AMOUNT OF \$3,255.58 FOR THE COUNTRY HILLS SOUNDWALL REPLACEMENT PROJECT AND AUTHORIZING A \$5,000 FISCAL YEAR 2025 BUDGET AMENDMENT (P.W. 561-3)

Reso No. 2025/16 adopted, 5/0

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

- 1) Approving an amendment increasing the Fiscal Year 2024/25 General Fund Budget in the amount of \$5,000;*
- 2) Approving a first amendment to the construction agreement with B and D Excavation and Construction for the Country Hills Soundwall Replacement Project in the amount of \$3,255.58, from \$767,300 for a total contract amount of \$770,555.58; and*
- 3) Authorizing the City Manager to execute the first amendment to the Construction Agreement, in a form approved by the City Attorney.*

J. RESOLUTION APPROVING THE CONSULTING SERVICES AGREEMENT BETWEEN THE CITY OF ANTIOCH AND TOWNSEND PUBLIC AFFAIRS IN AN AMOUNT NOT TO EXCEED \$62,500, AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE THE CONSULTANT SERVICES AGREEMENT AND MAKE THE NECESSARY BUDGET ADJUSTMENTS

Reso No. 2025/17 adopted, 5/0

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

- 1) Approve the Consulting Services Agreement between the City of Antioch and Townsend Public Affairs for \$12,500 per month in an Amount Not to Exceed \$62,500 for a term ending June 30, 2025 with a one-time extension for an additional twenty-four (24) months under the same terms;*
- 2) Authorize the City Manager or designee to execute the Consulting Services Agreement between the City of Antioch and Townsend Public Affairs in a form approved by the City Manager and City Attorney; and*
- 3) Authorize the City Manager to make the necessary Fiscal Year 2025 budget adjustments.*

3. **PRESENTATION** – *Metropolitan Transportation Commission (MTC) Transit-Oriented Communities (TOC) Policy*

COUNCIL MEMBER FREITAS MADE A MOTION TO EXTEND THE MEETING TO 11:30 P.M.; APPROVED 5/0

PUBLIC HEARING - Continued

6. AMPORTS DEVELOPMENT AGREEMENT (UP-20-14, AR-20-18, V-21-04)
To February 11, 2025, for adoption, 5/0
Recommended Action: It is recommended that the City Council introduce, read by title only and waive further reading of an ordinance approving the proposed Development Agreement between the City of Antioch and APS West Coast, Inc. for the AMPORTS project.

COUNCIL MEMBER TORRES-WALKER MADE A MOTION TO EXTEND THE MEETING TO 12:00 A.M.; APPROVED 5/0

COUNCIL REGULAR AGENDA

INTERIM CITY ATTORNEY COLE RECUSED HIMSELF BEFORE THE DISCUSSION OF REGULAR AGENDA ITEM #7

7. CONTRACT WITH COLE HUBER LLP FOR INTERIM CITY ATTORNEY DUTIES FOR AN AMOUNT NOT TO EXCEED \$400,000
Reso No. 2025/18 adopted, 5/0
Recommended Action: It is recommended that the City Council adopt a resolution approving the agreement with Cole and Huber LLP to provide Interim City Attorney Services for an amount up to \$400,000 and authorize the Mayor to sign the Agreement.

INTERM CITY ATTORNEY COLE RETURNED TO THE DAIS AFTER COUNCIL VOTED ON REGULAR AGENDA ITEM #7

COUNCIL REGULAR AGENDA – Continued

8. RESCISSION OF RESOLUTION NO. 2021/26 IMPLEMENTING A 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

Reso No. 2025/19 adopted, 5/0

Recommended Action: It is recommended that the City Council adopt the resolution rescinding Resolution No. 2021/26, which implemented a policy for selecting attorneys providing legal services and managing related agreements and invoices.

9. CITY COUNCIL APPOINTMENT OF STANDBY CITY COUNCIL MEMBERS

Approved, 5/0

Recommended Action: It is recommended that the City Council appoint the following nominees as Standby City Council Members:

- Mayor Bernal – **1) Robin K. Agopian; 2) Manuel Louis Soliz, Jr.; 3) Sandra Gail White**
- Mayor Pro Tem (District 2) Rocha – **1) Mike Barbanica; 2) Tony G. Tiscareno; 3) Mary Helen Rocha**
- Council Member District 1 Torres-Walker – **1) Leslie May; 2) Raymond Rodriguez; 3) Antoine Watt**
- Council Member District 3 Freitas – **1) TBD; 2) TBD; 3) TBD**
- Council Member District 4 Wilson – **1) Harry Thurston; 2) Devin Williams; 3) Porshe Taylor**

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 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 12:00 a.m., 5/0