

### **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. Other materials, such as maps and diagrams, may also be included. All of these materials are available at the City Clerk's Office during normal business hours for inspection and (for a fee) copying. Copies are also made available at the Antioch Public Library for inspection. Questions on these materials may be directed to the staff member who prepared them, 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 Council on each agenda item. To address the Council, fill out a yellow Speaker Request form, available on each side of the entrance doors, and hand it to the City Clerk. See the Speakers' Rules on the inside cover of this Agenda. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section.

**6:00 P.M. ROLL CALL** for Closed Session

**PUBLIC COMMENTS** for Closed Session

**CLOSED SESSION — CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –** This Closed Session is authorized by California Government Code §54956.9(a). Administrative Civil Liability Complaint No. R5-2006-0512 issued by the California Regional Water Quality Control Board - Central Valley Region to the City of Antioch and Somersville-Gentry, Inc.; SPPI-Somersville, Inc. et al. v. TRC Companies, Inc. et al, Case No. C04-2648 SI, United States District Court, Northern District of California.

**7:00 P.M. ROLL CALL – C/M Kalinowski absent**

**PLEDGE OF ALLEGIANCE**

**PRESENTATION — *United Filipino-American Association for donating an Automated External Defibrillator to the Antioch Police Department***

**PROCLAMATIONS — *BRIGHTER BEGINNINGS, ANTIOCH FIRST 5 CENTER NATIONAL PREPAREDNESS MONTH, September 2007 COASTWEEKS, September 15 – October 7, 2007 and CALIFORNIA CLEANUP DAY, September 15, 2007 FAMILY DAY, September 24, 2007 RIVERTOWN JAMBOREE DAYS, September 29 – 30, 2007 DRIFTWOOD YACHT CLUB DAY and MAKE-A-WISH DAY, October 6, 2007***

**ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

**PUBLIC COMMENTS—*Only unagendized issues will be discussed during this time***

**COUNCIL RESPONSE TO PUBLIC COMMENTS**

**1. COUNCIL CONSENT CALENDAR**

**A. APPROVAL OF COUNCIL MINUTES FOR AUGUST 14, 2007 (#301-02)**

Recommended Action: Motion to approve the minutes

***Approved***

**COUNCIL CONSENT CALENDAR — Continued**

- B.** APPROVAL OF COUNCIL WARRANTS (#401-01) **Approved**  
Recommended Action: Motion to approve the warrants
- C.** APPROVAL OF TREASURER'S REPORT FOR JULY 2007 (#401-02) **Approved**  
Recommended Action: Motion to approve the report
- D.** REJECTION OF CLAIMS (#704-07) **Denied**  
1. Barbara Hanson, #07/08-1746  
2. Richard Ingrassia, #07/08-1751  
3. Ricardo Lopez, #07/08-1764  
4. Mary Ruth Scott, #07/08-1749  
Recommended Action: Motion to reject the listed claims
- E.** LEGISLATION AND ADVOCACY (#701-04) **Received**  
1. SB 375 Preferred Growth Scenarios (oppose)  
Recommended Action: Motion to provide direction to staff
- F.** PREWETT PARK PROJECT PUBLIC INFORMATION MAILER: MAILED TO RESIDENTS IN THE MELLO-ROSS COMMUNITY FACILITIES DISTRICT (#1402-03) **No Action, agendaize for 9/18/07**  
Recommended Action: Motion to receive and file
- G.** TELECOMMUNICATION USES AT CITY OWNED PROPERTY NEAR 3900 BANBURY WAY/HILLCREST AVENUE (APN 052-333-020): AGREEMENT MODIFYING AN EASEMENT WITH PG&E (#1001-05)  
Recommended Action: 1) Motion to approve the agreement Modifying an Easement with PG&E and authorize its execution by the City Manager to allow one telecommunication use by Sprint-Nextel at City-owned property near 3900 Banbury Way/Hillcrest Avenue (APN 052-333-020); or **Approved**  
2) Remove the item from the consent calendar and provide staff direction on the terms for this agreement and/or other agreements with telecommunications companies
- H.** LICENSE AGREEMENT WITH PACIFIC GAS AND ELECTRIC COMPANY (PG&E) FOR INSTALLATION OF SMARTMETER EQUIPMENT ON CITY OWNED POWER POLES (#1201-02) **Approved, 3/1- F**  
Recommended Action: Motion to approve the agreement

**COUNCIL CONSENT CALENDAR — Continued**

- I. RESOLUTION ACCEPTING WORK AND AUTHORIZING CITY ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE REMODEL/EXPANSION OF THE COMMUNITY ROOM AT THE ANTIOCH POLICE FACILITY, (PW 590-3) (#1001-04)

**Reso 2007/61, 4/0**

Recommended Action: Motion to adopt the resolution

- J. RESOLUTION APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSENT AGREEMENT BETWEEN THE CITY OF ANTIOCH AND CONTRA COSTA WATER DISTRICT REGARDING THE RELOCATION OF LATERAL 7.3 ON WILD HORSE ROAD FOR NELSON RANCH UNIT 1, SUBDIVISION 6893 (PW 547-1) (#802-02)

**Reso 2007/62, 4/0**

Recommended Action: Motion to adopt the resolution

- K. PUBLIC EMPLOYEE RETIREMENT SYSTEM (PERS) CONTRACT AMENDMENT FOR MISCELLANEOUS EMPLOYEES (#505-03)

Recommended Action: 1) Motion to adopt a resolution of intention to approve an amendment to the contract between the Board of Administration of the Public Employee's Retirement System (PERS) and the City Council of the City of Antioch to provide Section 21354 (2%@55) benefit to local miscellaneous members hired after the effective date.

**Reso 2007/63, 4/0**

2) Motion to introduce the ordinance by title only

3) Motion to introduce the ordinance authorizing and amendment to the contract between the City Council of the City of Antioch and the Board of Administration of the California Public Employees Retirement System.

**to 10/9/07 for adoption**

**END OF COUNCIL CONSENT CALENDAR**

**PUBLIC HEARINGS**

2. ADOPTION OF THE FINAL INITIAL STUDY/MITIGATED NEGATIVE DECLARATION TO CONSTRUCT A BOAT LAUNCH RAMP AND ASSOCIATED FACILITIES AT THE BARBARA PRICE MARINA PARK ADJACENT TO THE EXISTING ANTIOCH MARINA AT THE TERMINUS OF "L" STREET (PW 523-16) (#1402-06)

**Reso 2007/64, 4/0**

Recommended Action: Motion to approve the resolution adopting the final Initial Study/Mitigated Negative Declaration to construct a boat launch ramp and associated facilities at the Barbara Price Marina Park adjacent to the existing Antioch Marina at the terminus of "L" Street

**PUBLIC HEARINGS — Continued**

3. RESOLUTION APPROVING THE COMMERCIAL/MULTI-FAMILY RECYCLING IMPLEMENTATION PLAN AND SETTING MAXIMUM COMMERCIAL RECYCLING RATES (#1206-03) **Reso 2007/65, 4/0**  
Recommended Action: Motion to adopt the resolution
4. PULTE/DEL WEBB REQUESTS AMENDMENTS TO THEIR DEVELOPMENT AGREEMENT TO DEVELOP A SENIOR HOUSING COMMUNITY CONTAINING APPROXIMATELY 530 SINGLE STORY, SINGLE FAMILY HOMES TO THE APPROXIMATELY 204 ACRES LOCATED DIRECTLY SOUTH OF THE EXTENSION OF HILLCREST AVENUE AND EXISTING CHAPARRAL PARK (#202-01) **to 9/25/07**  
Recommended Action: Motion to continue to 9/25/07
5. ALMONDRIDGE / KB HOME SOUTH BAY, INC. IS REQUESTING A ONE YEAR EXTENSION OF THE FINAL PLANNED DEVELOPMENT, VESTING TENTATIVE MAP, AND USE PERMIT FOR THE CONSTRUCTION OF 81 SINGLE-FAMILY HOMES ON 21.56 ACRES LOCATED ON THE EAST SIDE OF PHILLIPS LANE, SOUTH OF EAST EIGHTEENTH (APNS: 051-200-015 AND 051-200-053). FILE: PD-04-14, UP-04-30, PW 485-10 (#202-03) **Reso 2007/66, 4/0**  
Recommended Action: Motion to adopt the resolution

**COUNCIL REGULAR AGENDA**

6. HANDICAPPED ACCESSIBLE RAMPS INSTALLATION PROGRESS REPORT (P.W. 507-10) (#1102-04) **Received**  
Recommended Action: Motion to receive and file

**PUBLIC COMMENT**

**STAFF COMMUNICATIONS**

**COUNCIL COMMUNICATIONS**

**ADJOURNMENT - 9:10 pm. to 9/18/07 Study Session**