

### 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, located on the 1<sup>st</sup> floor of City Hall, 3<sup>rd</sup> and H Streets, Antioch, CA 94509, 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.

**5:45 P.M. ROLL CALL for Closed Sessions — *C/M Davis absent, C/M Simonsen excused***

**PUBLIC COMMENTS for Closed Sessions**

#### **CLOSED SESSIONS:**

- 1. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION --** Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: Claim of Lidia Borges — ***Direction to Counsel to resolve, 3-K, F,M***
- 2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –** This Closed Session is authorized by California Government Code §54956.9(a): Whiteside Construction Corporation v. J.K. Merz Construction, Inc., Antioch Public Golf Corporation and the City of Antioch, et al.; Davidson Plastering, Inc. v. J.K. Merz Construction, Inc., Contra Costa Superior Court, Case No. Consolidated C06-00730, City of Antioch, Travelers Casualty and Surety Company of America, et al.; J.K. Merz Construction, Inc., v. First Republic Bank, et al., San Francisco Superior Court, Case No. CGC06-454761 — ***Consent Calendar for action***
- 3. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION** Claims of Scott, Payne, Williams, Sameer, Coleman presented by Bay Area Legal Aid and Claims of Houseley presented by Attorney Jivaka Candappa and threat of litigation from Public Advocates related to the Community Action Team and the Contra Costa Housing Authority's Section 8 program pursuant to California Government Code section 54956.9(C). — ***no reportable action***

**7:00 P.M. ROLL CALL – *C/M Simonsen absent (vacation)***

**PLEDGE OF ALLEGIANCE**

**RECOGNITION FROM ANTIOCH POLICE DEPARTMENT TO: *Renee Souza***

**PROCLAMATIONS – *Fair Housing Month, April 2008***

*Arbor Day, April 25, 2008*

*Children's Memorial Day, April 25, 2008*

*National Volunteer Week, April 27 – May 3, 2008*

*Be Kind to Animals Week, May 4 – 10, 2008*

**ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

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

**COUNCIL RESPONSE TO PUBLIC COMMENTS**

**(Added Item)**

4. PRESENTATION BY THE CONTRA COSTA CRISIS CENTER REGARDING “211” NON-EMERGENCY TELEPHONE PROGRAM

Recommended Action: Motion to receive presentation

1. **COUNCIL CONSENT CALENDAR**

- A. APPROVAL OF COUNCIL MINUTES FOR MARCH 25, 2008

***Con't to 5/13/08***

Recommended Action: Motion to continue to 5/13/08

- B. APPROVAL OF COUNCIL WARRANTS

***Approved***

Recommended Action: Motion to approve the warrants

- C. APPROVAL OF TREASURER'S REPORT FOR MARCH 2008

***Approved***

Recommended Action: Motion to approve the report

- D. LEGISLATION AND ADVOCACY

***Received***

Recommended Action: Motion to receive and file

- E. GRAFFITI SUBCOMMITTEE

Recommended Action: 1) Motion to create a temporary, advisory subcommittee of two council members to review issues related to graffiti reduction and abatement and to report back to the City Council with any recommendations; and

***Approved***

2) Motion to appoint Council Members Davis and Simonsen to be members on the subcommittee. ***Davis, Simonsen***

- F. LONE TREE GOLF COURSE CLUBHOUSE LITIGATION: SETTLEMENT AGREEMENTS

Recommended Action: Motion to receive the report of the Settlement Agreements in the Golf Course Clubhouse litigation matter as previously approved by the City Council in closed session and to authorize the following budget actions: a budget transfer for the settlement payment of \$100,000 from the litigation reserve fund to the General Fund; an appropriation from the General Fund of \$250,000 for the settlement payment; and an appropriation from the General Fund of \$165,559.27 for fees and costs of attorneys and experts

**COUNCIL CONSENT CALENDAR — Continued**

- G.** REQUEST FOR OVERNIGHT TRAVEL (THREE NIGHTS) LEAGUE OF CALIFORNIA CITIES  
*Approved*  
Recommended Action: Motion to approve overnight travel (three nights) for Councilmember Simonsen
  
- H.** RESOLUTION ESTABLISHING CLASS SPECIFICATION AND SALARY FOR THE POSITION OF NEIGHBORHOOD IMPROVEMENT MANAGER AND TO ELIMINATE ONE NEIGHBORHOOD IMPROVEMENT COORDINATOR POSITION  
*Reso 2008/40, 4/0*  
Recommended Action: Motion to adopt the resolution
  
- I.** RESOLUTION REQUESTING AUTHORIZATION FROM THE METROPOLITAN TRANSPORTATION COMMISSION FOR THE ALLOCATION OF FISCAL YEAR 2008/09 TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 PEDESTRIAN AND BICYCLE PROJECT FUNDING  
*Reso 2008/41, 4/0*  
Recommended Action: Motion to adopt the resolution
  
- J.** RESOLUTION ACCEPTING WORK AND AUTHORIZING CITY ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE RENOVATION OF CITY PARK (P.W. 205-F)  
*Reso 2008/42, 4/0*  
Recommended Action: Motion to adopt the resolution

**END OF COUNCIL CONSENT CALENDAR**

**PUBLIC HEARING**

- 2.** RESOLUTIONS APPROVING FISCAL YEAR 2008-09 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN AND RESOLUTION APPROVING CURRENT FISCAL YEAR 2007-08 CDBG FUNDING INCREASE FOR SENIOR CENTER DOOR REPLACEMENT PROJECT AND AMENDING THE FISCAL YEAR 2007-08 ANNUAL ACTION PLAN  
*Reso 2008/43, 4/0 w/ changes*  
*Reso 2008/44, 4/0*  
Recommended Action: Motion to adopt the resolutions

**END OF COUNCIL PUBLIC HEARING**

**3. AGENCY CONSENT CALENDAR**

- A.** RESOLUTIONS APPROVING FISCAL YEAR 2008-09 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN AND ANTIOCH DEVELOPMENT AGENCY (ADA) FUNDING AND RESOLUTION APPROVING CURRENT FISCAL YEAR 2007-08 CDBG FUNDING INCREASE FOR SENIOR CENTER DOOR REPLACEMENT PROJECT AND AMENDING THE FISCAL YEAR 2007-08 ANNUAL ACTION PLAN

***Reso ADA-425, 4/0***

Recommended Action: Motion to adopt the resolutions

- B.** APPROVAL OF AGENCY WARRANTS

***Approved***

Recommended Action: Motion to approve the warrants

**PUBLIC COMMENT**

**STAFF COMMUNICATIONS**

**COUNCIL COMMUNICATIONS**

***ADJOURNMENT – to 4/29/08 Budget Study Session***