

## ANTIOCH CITY COUNCIL

**Regular Meeting**  
**7:00 P.M.**

**February 8, 2011**  
**Council Chambers**

### **6:00 P.M. - CLOSED SESSION**

- 1. CONFERENCE WITH LABOR NEGOTIATOR – Employee organizations:** Public EmployeesqUnion Local No. 1, Operating Engineers Local Union No. 3, Antioch Police Officersq Association, Antioch Police Sworn Management Association, Management Group, Confidential Group, Treatment Plant EmployeesqAssociation. This Closed Session is authorized by California Government Code §54957.6.

Mayor Davis called the meeting to order at 7:16 P.M., and City Clerk Martin called the roll.

Present: Council Members Harper, Rocha, Agopian and Mayor Davis

Excused: Council Member Kalinowski

City Attorney Nerland reported the City Council had been in Closed Session and there was no reportable action

### **PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Harper led the Council and audience in the Pledge of Allegiance.

### **ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS**

Dennis Jeglum and Mike Bechtholdt announced *Keep Antioch Beautiful Day* would be held on April 23, 2011 and invited the community to join the Graffiti Abatement Program (GAP) meeting at 7:00 P.M. on February 28, 2011 in the Council Chambers.

Interim Chief of Police Cantando and Executive Director of the Police Activities League (PAL) recognized Joseph Lingram and Indigo Silva, graduates of Collage Preparedness Class at the School of Etiquette and Decorum hosted by Tina Hayes and sponsored by PAL.

Indigo Silva and Joseph Lingram spoke to the value of participating in the Collage Preparedness Class at the School of Etiquette and Decorum hosted by Tina Hayes and sponsored by PAL. They thanked Ms. Hayes, the Police Activities League and Sergeant Brookes for giving them the opportunity.

Tina Hayes, representing the School of Etiquette and Decorum, thanked the Antioch Police Department for partnering with her to sponsor the college preparedness class for high school students.

Mayor Davis thanked Interim Chief Cantando and Ms. Hayes for the presentation.

Councilmember Rocha announced Soroptimist International would be hosting an event on February 28, 2011, for high school seniors. Contact information was provided.

### **Highway 4 Widening Project**

Susan Miller, Contra Costa Transportation Authority (CCTA), gave a brief overhead presentation and update of the Highway 4 Widening project. She introduced Anna Reese, Public Information Officer for the project, who continued the presentation.

In response to Mayor Davis's question of the City's liability should Council decide to not move forward with the project, Ms. Miller discussed the possible negative impacts which would result, should Antioch choose not to move forward on the eBART project. She encouraged the City to come to a resolution with BART's Board of Directors.

Discussion ensued regarding graffiti abatement, with Councilmember Agopian encouraging graffiti protection planning be a priority to reduce the cost of ongoing maintenance. He discussed the importance of quality landscaping adjacent to the off/onramps.

Ms. Miller noted the City would be involved in the planning of the landscaping adjacent to the on/off ramps. She discussed the opportunity to hardscape areas to reduce ongoing maintenance costs.

Mayor Davis thanked Ms. Miller for the presentation.

### **PUBLIC COMMENTS**

Jennifer McVicker, Antioch resident and member of *Take Back Antioch*, requested the City Council reinstate the code enforcement division in the City to address the blight and hazards caused by foreclosed homes. She noted she felt Code Enforcement could be revenue generating department and stated *Take Back Antioch* would like to raise the funds to train volunteer code enforcement personnel.

Mayor Davis requested a discussion on volunteer programs be added to the Quality of Life forum.

### **COUNCIL SUBCOMMITTEE REPORTS**

Councilmember Agopian reported on his attendance at the TRANSPLAN and the Graffiti subcommittee meetings.

Councilmember Rocha requested permission to use the City's logo in the letterhead for the upcoming Cesar Chavez event. City Attorney Nerland stated she would agendaize the request for the upcoming meeting.

Councilmember Harper reported on the following events:

- ~ Mirant Gateway Centers for Learning Grand Opening, January 29, 2011 at the Antioch Community Center.
- ~ Live in Peace and Not Rest in Peace Rally and March at Sycamore Park

- “ Take Back Antioch Community Meeting on February 4, 2011 at the Police Department Community Room
- “ United Citizens for Better Neighborhoods, Neighborhood First Saturday Cleanup on February 5, 2011
- “ Chief Hyde’s Retirement Party

Councilmember Rocha commended the volunteers for their hard work.

## **MAYOR’S COMMENTS**

Councilmember Davis reported four Councilmembers attended the *Take Back Antioch* community meeting, however to avoid a Brown Act Violation two members left the event. He commended the leadership of the organization for the professionalism. He reminded residents there was a fund dedicated to police services for anyone wishing to make a donation.

### **1. COUNCIL CONSENT CALENDAR**

#### **A. APPROVAL OF COUNCIL MINUTES FOR JANUARY 25, 2011**

#### **B. APPROVAL OF COUNCIL WARRANTS**

#### **C. APPROVAL OF TREASURER’S REPORT FOR DECEMBER 2010**

#### **D. RESOLUTION NO. 2011/05 DIRECTING ENGINEER OF WORK TO PREPARE CONSOLIDATED REPORT FOR THE ANNUAL LEVY OF ASSESSMENTS FOR LANDSCAPING DISTRICTS**

#### **E. CONSIDERATION OF BIDS FOR THE DELTA FAIR BOULEVARD PAVEMENT RECONSTRUCTION (P.W. 439-3)**

#### **F. TELECOMMUNICATIONS USE AT CITY OWNED PROPERTY ALONG JAMES DONLON BOULEVARD (APN 076-6931-035)**

#### **G. APPROVE FIRST AMENDMENT TO SITE LEASE AND AUTHORIZE CITY MANAGER TO EXECUTE THE LEASE AMENDMENT AND RELATED DOCUMENTS WITH T-MOBILE FOR CITY OWNED PROPERTY LOCATED AT 4350 WILD HORSE ROAD (APN 052-560-035-9) (AUP-05-33)**

#### **H. REPORT ON THE COMPLETED IMPROVEMENTS FOR STREETLIGHT AND BUILDING ENERGY RETROFIT PROGRAM**

#### **I. RESOLUTION NO. 2011/06 AUTHORIZING THE CITY MANAGER TO SIGN THE FIRST AMENDMENT TO THE DECLARATION OF COVENANT TO RUN WITH THE LAND WITHIN THE SAND CREEK FOCUS AREA REGARDING THE CONSTRUCTION OF THE STORMWATER DETENTION PROJECT BY THE CONTRA COSTA FLOOD CONTROL AND WATER CONSERVATION DEPARTMENT**

- J. **RESOLUTION NO. 2011/07 APPROVING LETTER OF UNDERSTANDING FOR THE TREATMENT PLANT EMPLOYEES' ASSOCIATION**
- K. **RESOLUTION NO. 2011/08 APPROVING LETTER OF UNDERSTANDING FOR THE MANAGEMENT UNIT**
- L. **RESOLUTION NO. 2011/09 APPROVING LETTER OF UNDERSTANDING FOR THE CONFIDENTIAL UNIT**
- M. **RESOLUTION APPROVING LETTER OF UNDERSTANDING FOR THE ANTIOCH POLICE SWORN MANAGEMENT ASSOCIATION – *Continued***
- N. **RESOLUTION NO. 2011/10 APPROVING LETTER OF UNDERSTANDING FOR THE OPERATING ENGINEERS LOCAL UNION NO. 3**
- O. **RESOLUTION NO. 2011/11 IN OPPOSITION TO THE ADMINISTRATION'S PROPOSAL TO ABOLISH REDEVELOPMENT AGENCIES IN CALIFORNIA**
- P. **EAST BAY REGIONAL COMMUNICATIONS SYSTEM AUTHORITY (EBRCSA) (Con't from 12/14/10)**

On motion by Councilmember Agopian, seconded by Councilmember Harper, the Council members present unanimously approved the Council Consent Calendar with the exception of items H, J, K, L and N which were removed for further discussion.

**Item H** . In response to Council, Director of Public Works Bernal explained the design of the system was working as intended and once the repayment of the lease was complete, the City would realize over \$600k a year in energy and maintenance savings. He noted he would look into the issue of lights that were not flush mounted and explained the warranty to the Council.

On motion by Councilmember Rocha, seconded by Councilmember Harper, the City Council members present unanimously approved Item H.

**Items J, K, L and N** . Ralph Hernandez, Citizens for Democracy, stated they have reservations as to whether or not the City has gone far enough in seeking additional concessions from the employee groups. He suggested clarifications in the language within the resolutions and stated they believe it was inappropriate for the City to agree to deferrals.

City Manager Jakel stated these were concession negotiations and the City had existing union contracts with the employee groups. He discussed the concessions made by the employees and noted he does not have any concerns regarding how the resolutions have been drafted and there were no misunderstandings regarding what the employees would be paying in terms of their retirement.

The City Council thanked all the bargaining units for their unselfish dedication to the City.

On motion by Councilmember Harper, seconded by Councilmember Agopian, the City Council members present unanimously approved items J, K, L and N.

## **COUNCIL REGULAR AGENDA**

### **2. VOLUNTEER PROGRAMS**

City Attorney Nerland presented the staff report dated February 2, 2011 recommending the City Council provide direction to staff.

City Manager Jakel discussed the various volunteer opportunities available in the community and stated some representatives would be attending the *Quality of Life Forum* to make a direct connection with the public.

Councilmember Rocha announced *Earn It, Keep It, Save It Program* was available in the community.

Councilmember Harper suggested the following:

- “ Listing volunteer opportunities on the homepage of the City’s website
- “ Honoring the volunteer of the month for their community service
- “ Making volunteer programs available for the youth

Councilmember Agopian thanked City staff for the report and encouraged the City to remain focused on existing opportunities affiliated with the City. He suggested the following

- “ Partnering with the School District with regards to engaging the youth in volunteerism.
- “ Providing volunteer opportunities on the City’s website, during Council meetings, on the agendas, as well as allowing volunteer coordinators to discuss opportunities that exist during Council meetings
- “ Recognize volunteer of the week/month.
- “ Actively seek a Volunteer Coordinator,

Councilmember Rocha stated there may be a Volunteer Coordinator coming forward in the near future and suggested the formation of a committee to structure the volunteer program.

Mayor Davis suggested those coming to the Quality of Life Forum, come with the mindset of which organization they would be participating in. He acknowledged the Volunteer in Police Services (VIPS) has been available for several years and spoke to the value of the program. He suggested the truck used for graffiti abatement be on site at the Quality of Life Forum.

Captain Cantando introduced Lecia Bell, representing the Youth Intervention Network, and Nicola Lane, who participated in Youth Intervention Network training.

Nicola Lane reported she was visiting from Northern Ireland to observe elements of the YIN to bring back to her Country.

Lecia Bell thanked the City Council for the recognition and stated YIN was grateful to the City for their support. She stated they were proud to have Ms. Lane here to look into replicating the work Antioch was doing on the YIN program.

On motion by Councilmember Rocha, seconded by Councilmember Rocha, the City Council members present unanimously took the following action: A) Invite nonprofit organization needing volunteers to attend the Quality of Life Forum on February 26, 2011 to set up informational materials in the foyer of the auditorium; B) Develop a page on the City's website listing current volunteer activities affiliated with various City programs and departments, with contact information, and hard copies of the website page available for the public during Council meetings and on counters in City facilities; C) In existing City volunteer programs, identify potential volunteer coordinators for each program to help recruit more volunteers and make the volunteer experience more effective and meaningful. If it becomes apparent over time there were more volunteers than could be accommodated by those existing programs (City and nonprofit), consideration to seek an overall volunteer coordinator may need to be appropriate, taken from the ranks of those dedicated volunteers, to identify and establish additional volunteer programs; D) Establishing a recognition program, if a volunteer coordinator was selected.

City Attorney Nerland invited the nonprofit organizations needing volunteers to attend the Quality of Life Forum and provided contact information for any nonprofits wishing to participate.

### **PUBLIC COMMENTS**

Ralph Hernandez, Antioch resident and Citizens for Democracy, reiterated support to appoint Interim Chief Cantando as permanent Chief of Police for the City of Antioch. He questioned whether or not a timeline had been established for the appointment of the new Chief.

### **STAFF COMMUNICATIONS**

City Manager Jakel reminded the Council and public the Quality of Life forum would be held on February 26, 2011 at Deer Valley High School from 9:00 A.M. to approximately 12:00 P.M. He noted staff was still attempting to secure a facilitator, as well as developing the agenda with Councilmember Kalinowski and Mayor Davis. He announced there was a LAFCO hearing scheduled for February 9, 2011 at 1:30 P.M. in Martinez.

Mayor Davis stated if the Quality of Life Forum agenda was too cumbersome, Code Enforcement could be scheduled for a Council meeting at a later date.

### **COUNCIL COMMUNICATIONS**

Councilmember Harper reported the City Council was connected with the School District and volunteerism had been discussed. He reported he met with Dr. Gill and a class of 5th graders on a tour of the Delta.

Councilmember Agopian requested a report on the progress of the boat ramp construction.

In response to Councilmember Rocha, City Manager Jakel reported the environmental work was being prepared for the Ferry Terminal and funding was stable. He noted they were applying for grant funding from MTC to do the land planning for the ferry terminal.

Mayor Davis announced the vacancies on the Crime Prevention Commission would be filled shortly. He reported he met with the Chamber of Commerce and commended them on the direction they are going to promote business in Antioch.

With no further business, Mayor Davis adjourned the meeting at 9:15 P.M. to the next regular Council meeting on February 22, 2011.

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L. JOLENE MARTIN, CMC  
City Clerk