

**CITY COUNCIL MEETING
INCLUDING THE ANTIOCH CITY COUNCIL
ACTING AS SUCCESSOR AGENCY/HOUSING SUCCESSOR
TO THE ANTIOCH DEVELOPMENT AGENCY**

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

**July 26, 2016
Council Chambers**

6:00 P.M. - CLOSED SESSION

- 1. CONFERENCE WITH LABOR NEGOTIATORS** – This Closed Session with the City’s Labor Negotiators is authorized by California Government Code § 54957.6; City designated representatives: Nickie Mastay, Denise Haskett and Glenn Berkheimer; Employee organizations: Antioch Police Officers’ Association and Operating Engineers Local Union No. 3 (OE3).

- 2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS** pursuant to California Government Code section 54956.8; Property – Humphrey’s Restaurant: Agency Negotiator – City Manager; Parties – Dorothy Everett and John Jernegan.

City Attorney Vigilia reported the City Council had been in Closed Session and gave the following report: **#1 CONFERENCE WITH LABOR NEGOTIATORS**, Direction was given to Labor Negotiators, and; **#2 CONFERENCE WITH REAL PROPERTY NEGOTIATORS**, Direction was given to staff.

Mayor Harper called the meeting to order at 7:08 P.M., and City Clerk Simonsen called the roll.

Present: Council Members Wilson, Ogorchock, Rocha and Mayor Harper
Absent: Council Member Tiscareno

PLEDGE OF ALLEGIANCE

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

PRESENTATIONS

Chichibu Sister City Program

Sean Wright, introduced the delegates and Mayor Kuki from Chichibu, Japan. He gave a brief history of the Sister City Program and thanked the City Council for supporting the organization. He reported an Eagle Scout Project restored the Japanese Garden and Pagoda at Chichibu Park.

Mayor Kuki gave a brief history of the Sister City program and introduced visiting delegates.

Mayor Harper welcomed Mayor Kuki and the delegates. He stated that he hoped to be able to visit Chichibu, Japan next year.

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

Councilmember Rocha announced the Antioch Senior Citizens Club was hosting the Hot Summer Nights Fundraiser on August 26, 2016 from 5:00 P.M. – 8:00 P.M.

Councilmember Ogorchock announced the Rivertown Wine Walk would be held from 12:30 P.M. – 4:30 P.M. on August 6, 2016.

Albert Lideros, Antioch resident, expressed concern for graffiti and safety issues occurring on his property which was accessible through Empire Mine Road. He requested a permanent barrier be installed to remedy his concerns.

Mayor Harper thanked Mr. Lideros for expressing his concerns and stated he would forward them to staff for follow up.

Director of Park and Recreation Kaiser announced the following events:

- Adventures in Fun and Fitness from 10:00 A.M. – 1:00 P.M. Tuesday and Thursday at City Park and Wednesday at Contra Loma Estates Park for the for next three weeks
- Historical Fire Truck Demonstration July 30, 2016 at the Antioch Water Park
- Olympic Activities August 5, 2016 at the Antioch Water Park
- Family Sports Day program in collaboration with the Antioch Sports Legends at the Antioch Historical Society on August 13, 2016

ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

City Clerk Simonsen announced the following Board and Commission openings:

- Police Crime Prevention Commission: One (1) vacancy; deadline date is August 12, 2016

He reported applications would be available in Council Chambers, online at the City's website and at the City Clerk's and Deputy City Clerks offices.

PUBLIC COMMENTS

Lisa Kirk, representing HALO, discussed her participation in the Return to Field program in an effort to save the lives of shelter cats.

Blanca Hernandez and Ellen McDonnell, representing the Contra Costa Public Defender Office, announced they were working in partnership with the Antioch Police Department on the Early Representation Program to combat the "Failure to Appear" problem.

Joette Bright read a statement from Joy Motts regarding the Town Square Initiative. She expressed concern over how the City had responded to their efforts and noted they would continue to bring forward a different plan for the Beede Lumber parcel.

Lee Ballesteros, Antioch resident, discussed the historical significance of the Beede Lumber parcel and urged the Council to support a town square for the location.

Kathryn Fitzpatrick, Antioch resident representing Save the Yard, expressed concern their group was not given the opportunity to present the City with their plan for the Beede Lumber Yard parcel. She noted the citizens wanted and deserved an event center in downtown.

Lindsay Rajt, Oakland resident, expressed concern regarding the management of the Antioch Animal Shelter. She requested Council place a discussion on Antioch Animal Services on the next City Council agenda. She provided copies of comments regarding the shelter from facebook.

Majella Smith, Brentwood resident, expressed concern regarding the management of the Antioch Animal Shelter and requested an advisory committee be formed to deal with this issue.

Stephanie Peterson, Antioch resident, expressed concern regarding the management of the Antioch Animal Shelter. She requested the City seek proposals from nonprofits to take over the facility and place a discussion on Antioch Animal Services on the next City Council agenda.

Holly Cuciz expressed interest in working with the City to improve the Antioch Animal Shelter. She spoke in support of forming a subcommittee to address the issues at the Antioch Animal Shelter, implementing the pet harbor program, featuring cats on the shelter's facebook page, putting the shelter under a different City department and agendizing a discussion on the Shelter for August 9, 2016. She questioned what the live release rate was for the shelter.

Jeanine Silvas, Antioch resident, Antioch Animals Deserve Better organization, expressed concern for the response times and procedures utilized by Antioch Animal Control. She spoke in support of the City devoting more time, energy and money toward animal care.

Bari Costello, Antioch resident, expressed concern that Antioch Police Department had not responded to her call for service, when she had reported that she had been threatened. She stated she was opposed to more housing downtown as she felt there were insufficient police officers to provide adequate service to citizens. She reported there was a pothole in the street in front of her residence that was a safety issue and she questioned what the function was of the City Manager.

Mayor Harper stated he would forward Ms. Costello's comments to Public Works.

Antonio Hernandez, Antioch resident, gave a brief personnel and professional history. He advocated for the town square initiative to build an event center on the Beede Lumber Yard parcel.

Mayor Harper requested Mr. Hernandez forward his comments to the City Council.

Traci Kittel, Antioch resident, expressed concern regarding how the Animal Shelter was being managed and suggested the City contract with an outside agency to take over the facility.

Barbara Sobalvarro, President of Friends of Animal Services, reported they had hosted a celebration at the shelter on July 9, 2016 and they would be holding a similar celebration on August 13, 2016. She expressed concern for the management of the Shelter and spoke in support of it being a separate department. She expressed concern that Animal Shelter staff had failed to notify her of an event.

Rick Stadtlander, Antioch resident, expressed concern with regards to how the Save the Yard initiative signatures had been validated and for the way in which the City had responded to residents who supported the event center on the Beede Lumber Yard parcel. He requested this item be placed on the agenda for a vote of the City Council.

Jim Lanter, Antioch resident, Celebrate Antioch Foundation, thanked those who spoke on behalf of the animals and in support of Save the Yard. As a member of the Celebrate Antioch Foundation, he thanked those responsible for putting on the 4th of July event. He urged the City Council to become involved and focus on improving the community. He requested the City Council agendaize and discuss their decision with regards to the Beede Lumber Yard parcel.

COUNCIL SUBCOMMITTEE REPORTS

Councilmember Wilson reported on her attendance at the Mello Roos and the Comprehensive Economic Development Strategy committee meetings.

Councilmember Rocha reported the Tri Delta meeting would be held on July 27, 2016 and announced she was on the Aging and Transportation subcommittee.

MAYOR'S COMMENTS

Mayor Harper reported Tri Delta was meeting on July 27, 2016 and he had attended a Delta Diablo meeting.

PRESENTATIONS – Continued

Investment Report by Public Finance Management (PFM), presented by Nancy Jones

Nancy Jones, Managing Director, gave an overview of the Second Quarter 2016 Review of Portfolio.

Mayor Harper thanked Ms. Jones for the presentation.

Police Statistics Mid-Year Report 2016, presented by Chief Allan Cantando

Chief Cantando presented the Mid-Year 2016 Police Statistics including the following information:

- Part 1 Crime Statistics
- Bureau of Support Services
- Bureau of Field Services
- Current Staffing Levels
- New Developments

In response to Mayor Harper, Chief Cantando reported officers were encouraged to interact with the community and build relationships with citizens. He announced an Open House would be held at the Antioch Police Department from 10:00 A.M. – 2:00 P.M. on September 10, 2016.

Mayor Harper acknowledged the many ways the Antioch Police Department reached out to the community and stated he was very proud of them.

Councilmember Rocha acknowledged Chief Cantando for making himself available for outreach to the Spanish speaking population at First 5.

In response to Councilmember Wilson, Chief Cantando gave an overview of the job shadowing program and a breakdown of juvenile arrests.

In response to Councilmember Wilson, Chief Cantando stated he would request the County Probation Department make a presentation to the City Council.

In response to Councilmember Ogorchock, Chief Cantando provided an overview of the Volunteers In Police Services (VIPS) and Citizen's Academy. He stated he would place a Public Service Announcement on the Antioch Police Department facebook page regarding safety for residents engaging in the Pokémon game.

In response to Mayor Harper, Chief Cantando stated there was not a pattern with regards to the spike in homicides. He stated once the surveillance cameras were installed, the City would have the infrastructure to build on that program, and then there could be more discussion with regards to the placement of additional cameras.

- 1. COUNCIL CONSENT CALENDAR for City /City as Successor Agency/Housing Successor to the Antioch Development Agency**
- A. APPROVAL OF COUNCIL MINUTES FOR JUNE 14, 2016**
- B. APPROVAL OF COUNCIL MINUTES FOR JUNE 28, 2016**
- C. APPROVAL OF COUNCIL WARRANTS**

- D. PARTIAL REJECTION OF CLAIM: GONZALO LUNA CARRILLO
- E. APPROVAL OF TREASURER'S REPORT FOR MAY 2016
- F. APPROVAL OF TREASURER'S REPORT FOR JUNE 2016
- G. RESOLUTION 2016/75 AUTHORIZE RESPONSE TO GRAND JURY REPORT: "CARING FOR VICTIMS" (REPORT 1605)
- H. RESOLUTION 2016/76 FOURTH AMENDMENT TO THE CONSULTANT SERVICES AGREEMENT FOR PROFESSIONAL SERVICES WITH WALTER BISHOP CONSULTING
- I. RESOLUTION 2016/77 FIRST AMENDMENT TO THE CONSULTANT SERVICES AGREEMENT WITH JN ENGINEERING FOR ON-CALL INSPECTION SERVICES
- J. RESOLUTION 2016/78 CONSIDERATION OF SOLE SOURCE AWARD FOR POTABLE WATER METER TEST BENCH AND SYSTEM EQUIPMENT
- K. RESOLUTION 2016/79 AMENDMENT OF THE FISCAL YEAR 2016/17 MASTER FEE SCHEDULE
- L. RESOLUTION 2016/80 RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TRB + ASSOCIATES TO PROVIDE INTERIM CODE ENFORCEMENT MANAGER SERVICES

City of Antioch Acting as Successor Agency/Housing Successor to the Antioch Development Agency

- M. APPROVAL OF SUCCESSOR AGENCY WARRANTS
- N. APPROVAL OF HOUSING SUCCESSOR WARRANTS

On motion by Councilmember Rocha, seconded by Councilmember Ogorchock, the City Council unanimously approved the Council Consent Calendar with the exception of Items G and L, which were removed for further discussion.

Item G – Councilmember Ogorchock requested "Exhibit 1" Attachment B be revised striking the first two sentences of the second paragraph and moving the last sentence of paragraph 2 up to the first paragraph.

On motion by Councilmember Ogorchock, seconded by Councilmember Rocha, the Council unanimously approved item "G" with the following revision to "Exhibit 1" Attachment B - Striking

the first two sentences of the second paragraph and moving the last sentence of paragraph 2 up to the first paragraph.

Item L – Director of Community Development Ebbs explained that Mr. Aquirre changed employers and to retain his services; staff was requesting the City enter into a new contract with his current employer, TRB & Associates. He clarified there was no change in the contract amount.

Councilmember Ogorchock spoke in support of expediting the process of hiring a permanent employee to fill the Code Enforcement Manager position no later than December 31, 2016.

Administrative Services Director Mastay explained that since Mr. Aquirre was in the Interim position, they focused on filling the City's most urgent needs and this position would be next.

Director of Community Development Ebbs added that the Code Enforcement Officers had recently passed their probation period and were still in need of training. He also noted that after the permanent Code Enforcement Manager position was filled, he envisioned some overlap.

Speaking to the following motion, Director of Community Development Ebbs explained there were no guarantees that the Code Enforcement Manager position could be filled in the timeframe specified, by a qualified candidate.

City Manager Duran added that the City filled positions based on priorities set by departments and Human Resources was doing the best they could to hire them, with their limited resources. He noted all positions requested by staff and authorized by Council would be hired, as soon as possible.

Mayor Harper stated he was in support of staff's recommendation as there was an experienced person currently holding the position and staff was committed to hiring a permanent employee as soon as possible.

A motion by Councilmember Ogorchock, seconded by Councilmember Wilson, to amend the contract for a term to end December 31, 2016 failed by the following vote:

Ayes: Ogorchock, Wilson

Noes: Harper, Rocha

Absent: Tiscareno

Councilmember Rocha stated she understood the challenges and believed staff were aware of the importance of hiring the position, as soon as possible.

A motion by Councilmember Rocha, seconded by Mayor Harper to adopt the resolution failed by the following vote:

Ayes: Rocha, Harper

Noes: Ogorchock, Wilson

Absent: Tiscareno

Director of Community Development Ebbs clarified that Mr. Aquirre no longer worked for Interwest Consulting Group and the City would not have an Interim Code Enforcement Manager until the issue was resolved.

On motion by Councilmember Rocha, seconded by Councilmember Ogorchock, the City Council unanimously voted to reconsider item L.

On motion by Councilmember Rocha, seconded by Councilmember Ogorchock, the City Council unanimously approved item L.

PUBLIC HEARING

3. PUBLIC HEARING TO CONFIRM ASSESSMENTS FOR THE LANDSCAPE MAINTENANCE DISTRICTS 1, 2A, 4, 5, 9, AND 10 FOR FISCAL YEAR 2016/2017 (PW 500)

Administrative Analyst Hoffmeister presented the staff report dated July 26, 2016 recommending the City Council adopt the Resolution ordering improvements and levying annual assessments for Landscape Maintenance Districts 1, 2A, 4, 5, 9, and 10 for Fiscal Year 2016/2017.

Mayor Harper opened and closed the public hearing with no members of the public requesting to speak.

RESOLUTION 2016/81

On motion by Councilmember Ogorchock, seconded by Councilmember Rocha, the Council unanimously adopted the Resolution ordering improvements and levying annual assessments for Landscape Maintenance Districts 1, 2A, 4, 5, 9, and 10 for Fiscal Year 2016/2017.

COUNCIL REGULAR AGENDA

4. RESOLUTION CONFIRMING CANVASS BY THE COUNTY CLERK OF CONTRA COSTA OF BALLOTS CAST AT THE PRIMARY ELECTION HELD ON JUNE 7, 2016

RESOLUTION 2016/82

On motion by Councilmember Ogorchock, seconded by Councilmember Wilson, the City Council unanimously approved the resolution confirming the results of the June 7, 2016 Primary Election.

PUBLIC COMMENTS - None

STAFF COMMUNICATIONS

City Manager Duran reported on his attendance at the San Joaquin Joint Powers Authority meeting and the graduation ceremony for Brandon Peters (Public Works) and Lizeht Zepeda

(Economic Development), who completed a leadership course sponsored by the Contra Costa County Public Managers Association. He reported CASA had expressed interest in making a presentation to the City Council.

COUNCIL COMMUNICATIONS

Councilmember Wilson reported on her attendance at the preview of eBART and rehabilitation of the Veteran's home through the Delta Veteran's Group, Highway 4 ribbon-cutting, and Mad City Money workshop for youth. She announced Assemblymember Frazier's Veteran of the Year was an Antioch resident.

Mayor Harper reported on his attendance at the swearing in of four new Antioch Police Officers, basketball program hosted by Grace Bible Fellowship, prayer vigil, San Joaquin Joint Powers Authority meeting and a meeting with delegates from South Korea. He also reported he had met with JR Wilson to indentify parking spaces that would be designated for Disabled Veterans. He announced he was a new grandfather to his daughter's son, Carter Evan.

ADJOURNMENT

With no further business, Mayor Harper adjourned the meeting at 9:38 P.M. to the next regular Council meeting on August 9, 2016.

Respectfully submitted:

Kitty Eiden
KITTY EIDEN, Minutes Clerk