

CITY OF
ANTIOCH
CALIFORNIA

ANNOTATED AGENDA

**Antioch City Council
REGULAR MEETING**

**Including the Antioch City Council acting as Successor Agency/
Housing Successor to the Antioch Development Agency**

Date: **Tuesday, August 13, 2024**
Time: 5:15 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.

Lamar A. Hernandez-Thorpe, Mayor
Monica E. Wilson, Mayor Pro Tem (District 4)
Tamisha Torres-Walker, Council Member District 1
Michael Barbanica, Council Member District 2
Lori Ogorchock, Council Member District 3

Ellie Householder, City Clerk
Lauren Posada, City Treasurer
Kwame P. Reed, Acting City Manager
Thomas Lloyd Smith, 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.

5:15 P.M. ROLL CALL – CLOSED SESSION – for Council Members – *All Present*

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS *for Closed Session – None*

CLOSED SESSION:

1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –
pursuant to California Government Code section 54956.9: National Prescription Opiate Litigation, United States District Court Northern District of Ohio Eastern Division, Case No. 1:17-md-2804.

Council unanimously approved settlement, 5/0

2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION,
Initiation of litigation pursuant to California Government Code section 54956.9(c): Two Cases.

Direction provided to City Attorney

3) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –
pursuant to California Government Code section 54956.9: California Resources Production v. City of Antioch et al. Contra Costa County Superior Court Case No. N21-2354; Delta Gas Gathering, Inc. and California Energy Exchange Corporation v. City of Antioch et al. Contra Costa County Superior Court Case No. N21-2355; and Enerfin Resources Northwest Limited Partnership v. City of Antioch et al. Contra Costa County Superior Court Case No. N21-2356.

Direction provided to City Attorney

CLOSED SESSION – Continued

- 4) **PUBLIC EMPLOYMENT** – Recruitment of City Manager. This closed session is authorized pursuant to California Government Code Section 54957(b).

Direction provided to Human Resources Director and City Attorney

5:17 P.M. MOTIONED TO ADJOURN TO CLOSED SESSION

7:02 P.M. ROLL CALL – REGULAR MEETING – for City /City Council Members acting as Housing Successor to the Antioch Development Agency – ***Council Members District 3 Ogorchock, Mayor Pro Tem (District 4) Wilson and Mayor Hernandez-Thorpe (Council Member District 1 Torres-Walker arrived at 7:04 p.m.) [Council Member District 2 Barbanica – Absent]***

PLEDGE OF ALLEGIANCE

CITY ATTORNEY TO REPORT OUT ON CLOSED SESSION

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

1. ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS

- CONTRA COSTA COUNTY MOSQUITO & VECTOR CONTROL BOARD
- ECONOMIC DEVELOPMENT COMMISSION
- PARKS AND RECREATION COMMISSION

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.*

CITY COUNCIL COMMITTEE REPORTS/COMMUNICATIONS

MAYOR’S COMMENTS

2. PRESENTATIONS

2.01. PFM ASSET MANAGEMENT LLC

Presented by Justin Resuello, Client Relations Manager

2.02. PROJECT UPDATE FOR THE BRACKISH WATER DESALINATION PROJECT (P.W. 694)

Recommended Action:

Received
It is recommended that the City Council receive and file the Brackish Water Desalination Project update.

3. CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency

A. APPROVAL OF COUNCIL MEETING MINUTES FOR JULY 23, 2024

Continued, 4/0

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

B. APPROVAL OF COUNCIL WARRANTS

Approved, 4/0

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

C. APPROVAL OF HOUSING SUCCESSOR WARRANTS

Approved, 4/0

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

D. AWARD OF AGREEMENT TO ADVANCED TRENCHLESS INC. FOR EMERGENCY UNDERGROUND WATER AND SEWER/STORM UTILITY INFRASTRUCTURE REPAIRS

Reso No. 2024/108 adopted, 4/0

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

- 1) Awarding the agreement to Advanced Trenchless Inc. for underground water and sewer/storm infrastructure repair services on an as-needed basis for a three (3) year term beginning August 13, 2024, through June 30, 2027, in the amount of \$2,250,000 with an option to extend two (2) additional years in the amount of \$1,500,000 for a five (5) year amount not to exceed \$3,750,000; and
- 2) Authorizing the Acting City Manager to execute the agreement in a form approved by the City Attorney.

E. FIRST AMENDMENT TO THE CONSULTING SERVICES AGREEMENT WITH COASTLAND FOR ON-CALL CONSULTANT INSPECTION SERVICES

Reso No. 2024/109 adopted, 4/0

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

- 1) Approving the first amendment to the Consulting Services Agreement with Coastland for on-call consultant inspection services, increasing the contract by \$100,000, for a total contract amount not to exceed \$400,000; and
- 2) Authorizing the Acting City Manager to execute the first amendment to the Agreement in a form approved by the City Attorney.

CONSENT CALENDAR for City /City Council Members acting as Housing Successor to the Antioch Development Agency – Continued

F. AWARD OF AGREEMENT TO BARTLEY PUMP, PM LLC, DBA PUMPMAN CO. FOR ON-CALL PUMP REPAIRS AND REBUILDS

Reso No. 2024/110 adopted, 4/0

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

- 1) Awarding the agreement to Bartley Pump, PM LLC. DBA Pumpman Co. for a three (3) year term beginning July 1, 2024, through June 30, 2027, in the amount of \$300,000 with an option to extend the agreement two (2) additional years in the amount of \$200,000 for a five (5) year amount not to exceed \$500,000; and
- 2) Authorizing the Acting City Manager to execute the agreement in a form approved by the City Attorney.

PUBLIC HEARING

4. EAST LONE TREE SPECIFIC PLAN PROJECT

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

Reso No. 2024/111 adopted, 4/0

- 1) Adopt the resolution certifying the East Lone Tree Specific Plan Supplemental Environmental Impact Report (SEIR).

Reso No. 2024/112 adopted, 4/0

- 2) Adopt the resolution approving the East Lone Tree Specific Plan amendment.

CEQA: In accordance with CEQA, the City has prepared a Supplemental Environmental Impact Report (SEIR), which determined all potentially significant environmental impacts for the potential ultimate buildout of the project would be mitigated to a less-than-significant level with incorporation of mitigation. The SEIR for the East Lone Tree Specific Plan Project was circulated for public review from January 11, 2024, to February 26, 2024, to solicit comments and input from the public. The City received four comment letters during the public review period. Minor revisions to the SEIR were required as a result of the comment letters, and no new significant information was identified during the comment period. Therefore, recirculation of the SEIR is not required.

COUNCIL REGULAR AGENDA

5. REQUEST TO OVERHIRE ONE POLICE CAPTAIN FOR THE REMAINDER OF FISCAL YEAR 2024/25

Reso No. 2024/113 adopted, 4/0

Recommended Action: It is recommended that the City Council adopt a resolution to authorize the overhire of one Police Captain position for the remainder of Fiscal Year 2024/25.

6. REQUEST TO ADD ONE ADMINISTRATIVE ANALYST I POSITION FOR THE POLICE DEPARTMENT

Reso No. 2024/114 adopted, 4/0

Recommended Action: It is recommended that the City Council adopt a resolution to approve the addition of one Administrative Analyst I position to the Police Department and the necessary Fiscal Year 2024/25 General Fund budget adjustment.

7. DISPOSITION OF REAL PROPERTY LOCATED AT 275 WEST TREGALLAS ROAD, ANTIOCH, CA (APN 071-050-047); AUTHORIZATION OF THE ACTING CITY MANAGER TO EXECUTE THE PURCHASE AND SALE AGREEMENT AND JOINT ESCROW INSTRUCTIONS WITH DELTA LEARNING CENTER; APPROVAL OF CERTAIN RELATED ACTIONS; AND CEQA EXEMPTION FINDINGS

Reso No. 2024/115 adopted, 4/0

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

- 1) Approving the disposition of the real property located at 275 West Tregallas Road, Antioch, California (APN 071-050-047) ("Property");
- 2) Authorizing the Acting City Manager to execute the Purchase and Sale Agreement and Joint Escrow Instructions with Delta Learning Center for disposition of the Property with a purchase price in the amount of One Dollar (\$1.00) with certain reservations of rights and deed use restrictions; and
- 3) Making a finding that the disposition of the Property is found to be categorically exempt from environmental review under the California Environmental Quality Act (CEQA).

COUNCIL REGULAR AGENDA – Continued

8. CONSIDERATION OF A CANNABIS OPERATING AGREEMENT FOR ANT GREEN LLC
Reso No. 2024/116 adopted, 3/1 (Ogorchock-No)

Recommended Action: It is recommended that the City Council:

- 1) Adopt a resolution approving a cannabis operating agreement between the City and ANT Green LLC and
- 2) Authorize the Acting City Manager to execute the agreement in a form approved by the City Attorney.

9. CONSIDERATION OF A CANNABIS OPERATING AGREEMENT FOR OTC ANTIOCH, LLC

Reso No. 2024/117 adopted, 3/1 (Ogorchock-No)

Recommended Action: It is recommended that the City Council:

- 1) Adopt a resolution approving a cannabis operating agreement between the City and OTC Antioch, LLC and
- 2) Authorize the Acting City Manager to execute the agreement in a form approved by the City Attorney.

10. CITY COUNCIL REQUESTED DISCUSSION ITEM – DISCUSSION ON WORKING WITH CONTRA COSTA COUNTY TO CREATE A COORDINATED OUTREACH REFERRAL, ENGAGEMENT (C.O.R.E.) TEAM FOR ANTIOCH

Direction provided to staff to agendize workshop on homelessness

Recommended Action: It is recommended that the City Council discuss and provide direction to City staff.

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 Acting 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 9:46 p.m., 4/0