

## CITY COUNCIL MEETING

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

**April 12, 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 organization: Antioch Police Officers' Association.
- 2. CONFERENCE WITH LEGAL COUNSEL** – Existing Litigation pursuant to California Government Code §54956.9 (d)(1): Patient J.K. vs. City of Antioch, Contra Costa Superior Court Case No. MSN16-0527.

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 staff; and, **#2 CONFERENCE WITH LEGAL COUNSEL**, Direction was given to the City Attorney.

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

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

### **PLEDGE OF ALLEGIANCE**

A representative from Boy Scout Troop #247 led the Council and audience in the Pledge of Allegiance.

### **1. PROCLAMATIONS**

*Arbor Day, April 29, 2016*

*National Animal Control Officer Appreciation Week, April 10 – 16, 2016*

*Gloria Martin, 11th Assembly District 2016 Woman of the Year*

*Qwivander Smith, Women Creating Community*

*Synitha Walker, Women Creating Community*

*Council Member Mary Rocha, 2016 Contra Costa Commission Woman of the Year*

On motion by Councilmember Ogorchock, seconded by Councilmember Tiscareno, the Council unanimously approved the Proclamations.

The City Council presented the proclamation to members of the Antioch Riverview Garden Club who presented plants to the City Council and invited the community to attend the Arbor Day celebration at 3:30 P.M. on April 29, 2016 at Mira Vista Park. They also invited the community to join the Garden Club.

Councilmember Ogorchock presented the proclamation to Animal Control Officer Andrea E. Sutherland who stated she was pleased to announce over the last five years the Antioch Animal Shelter euthanasia rate decreased from 48 percent to 16 percent.

Mayor Harper presented the *11th Assembly District 2016 Woman of the Year* proclamation to Gloria Martin who thanked the City Council for the recognition.

Mayor Harper presented the *Women Creating Community* proclamation to Qwivander Smith who thanked the City Council for the recognition.

Mayor Harper presented the *Women Creating Community* proclamation to Debra Vinson who accepted on behalf of Synitha Walker.

The City Council presented the *2016 Contra Costa Commission Woman of the Year* proclamation to Council Member Mary Rocha who accepted the award on behalf of all community volunteers. She introduced her husband Louie and thanked her family for their support.

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

Director of Parks and Recreation Kaiser announced Summer Recreation Guides would be mailed out this week and she provided copies for the City Council.

Mike Pollard, representing Antioch Mayor's Prayer Breakfast, invited the community to attend the event from 7:00 A.M. – 9:00 A.M. on May 5, 2016 at Prewett Park Community Center. He presented the City Council with tickets to the event.

Claryssa Wilson announced a free School Supply Giveaway would be held from 10:00 A.M. - 2:00 P.M. on April 16, 2016 at the Law Offices of Ivancich, Martin & Costis. She reported she had partnered with the Golden State Warriors to provide supplies.

Council Member Mary Rocha announced Claryssa Wilson had won the local and district Soroptimists Awards.

Steve Huddleston, Antioch resident, reiterated his concerns regarding the blight and illegal activity in the Delta Fair Boulevard corridor. He requested the City address the homeless issue.

Velma Wilson, Antioch resident, offered her condolences to Kip Stephens on the loss of his daughter. She announced the East County NAACP banquet and award dinner would be held at 6:00 P.M. on April 23, 2016 at the Lone Tree Golf and Event Center. She noted they were accepting sponsorships and provided contact information for anyone wishing to attend.

Ron Parish, General Manager of the Lone Tree Golf Course and Event Center, announced the Antioch Mayor's Golf Tournament would be held at 1:00 P.M. on June 5, 2016. He stated scholarships would be awarded and they were seeking volunteers and donations.

## **ANNOUNCEMENTS OF BOARD AND COMMISSION OPENINGS**

City Clerk Simonsen announced the following Board and Commission openings:

- Sales Tax Citizens' Oversight Committee: Three (3) vacancies; deadline date is April 15, 2016
- Board of Administrative Appeals: One Alternate (1) vacancy; deadline date is April 15, 2016
- Planning Commission: One (1) vacancy; deadline date is April 15, 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**

Michael Lawson, Hayward City Attorney, discussed Michael Vigilia's professional history in Hayward and spoke to his dedication to the job. He congratulated the City of Antioch for selecting him as their new City Attorney and presented him with a gift certificate, group photo, and a petty cash reimbursement.

Emily Wood, Contra Costa Climate Leaders, discussed the ranking score cards for Antioch related to walk-ability, green business, and electric vehicle charging stations. She thanked Antioch for being a Spare the Air employer and congratulated them on Tree City U.S.A. She announced a Resilient Cities Workshop would be held in the future.

Dave Redford, Citizen's for Transparency in Measure C Spending, reiterated their concerns regarding the spending of Measure "C" funds. He announced they had contacted the press and City with regards to posting an initiative on the ballot to require transparency and requested the Council have an open discussion regarding this issue.

Ralph Figuerca and Paul Murillo, Operation Antioch Reachout, announced they had started an outreach program for the Antioch homeless population. He questioned how the City addressed homelessness and encouraged residents to become involved in helping those needing assistance.

Sal Sbranti, Antioch resident, reiterated his concerns Measure "C" money was not being fully utilized for which it was designated specifically funds allocated to city-wide administration.

Mayor Harper responded staff was preparing a response to the report out of the Measure "C" Subcommittee.

Lisa Kirk, Bethel Island resident, requested the City invite Dr. Karsten to review the U.C. Davis report on the Antioch Animal Shelter. She discussed the importance of the shelter reaching basic industry standards and requested the City agree to fund the recommendations in the report or look at alternatives for the shelter.

Lori Cook, Antioch resident, discussed criminal activity and blight in Antioch. She stated the City passed Measure "C" and Measure "O" to address these issues; however, things had not improved. She provided Council with comments from her facebook page and encouraged the City to provide homeless services.

Karen Kops, President of HARP, spoke in support of Animal Control Officer Sutherland and the shelter staff. She expressed concern for the shortage of staff at Antioch Animal Shelter and urged the City to take responsibility for pets and their owners. She stated they would support the City in these efforts.

Sheila Clark, Antioch resident, expressed concern regarding blight and reported a second hand store was placing their items on the street, sidewalk and parking lot. She requested the City address the situation.

Councilmember Rocha announced Assemblyman Jim Frasier was hosting a special seminar for nonprofits from 9:00 A.M. - 2:30 P.M. April 19, 2016, at the Brentwood Community Center

### **COUNCIL SUBCOMMITTEE REPORTS**

Councilmember Rocha reported on her attendance at the League of California Cities meeting.

Councilmember Tiscareno announced TRANSPLAN and East Contra Costa County Fee and Finance Authority would be meeting on April 14, 2016.

Mayor Harper reported on his attendance at the Tri Delta Transit meeting and noted there would be a Delta Diablo meeting on April 13, 2016.

Councilmember Ogorchock reported on her attendance at the League of California Cities meeting.

Councilmember Wilson reported on her attendance at the CDBG subcommittee and the League of California Cities meeting.

### **MAYOR'S COMMENTS**

Mayor Harper reported on his attendance at the Mayor's Conference.

### **PRESENTATIONS**

Gina Del Carlo, Youth Program & Policy, Workforce Development Board of Contra Costa County, gave an overhead presentation of Earn and Learn East Bay.

Tamika Peters, Lori and Jonathan Gee, Ralph Strauss Architect, Gary Kingsbury and Lynn Ferguson gave an overhead presentation of the Antioch Shelter Project. They requested the City's support of the project and their assistance in getting through the approval process.

Rev. Will McGarvey, Executive Director of the Interfaith Council of Contra Costa County and Pastor of Community Presbyterian of Pittsburg, encouraged the City to support this and similar projects. He discussed the need for emergency shelters, transitional housing, and affordable housing as well as local jobs. He offered to assist in these endeavors. He announced Faith and Equity trainings were being offered from 2:00 P.M. – 5:00 P.M. on April 23 & 30, and May 7, 2016 at Holy Rosary Church.

City Manager Duran responded that staff was very supportive of this project and it was a high priority.

The City Council voiced their support for the project and encouraged representatives of the Antioch Shelter Project to move forward with the application process.

Mayor Harper declared a recess at 8:57 P.M. The meeting reconvened at 9:08 P.M. with all Councilmembers present.

**2. COUNCIL CONSENT CALENDAR**

**A. APPROVAL OF COUNCIL MINUTES FOR MARCH 8, 2016**

**B. APPROVAL OF COUNCIL MINUTES FOR MARCH 22, 2016**

**C. APPROVAL OF COUNCIL WARRANTS**

**D. RESOLUTION NO. 2016/34 TECHNICAL TRAINING FOR CLERKS - TTC SERIES 400**

1. Authorize associated expenditures for the City Clerk to attend the Technical Training for Clerks (TTC) Series 400 Course at the UC Riverside on June 21 - 24, 2016; and
2. Adopt the Resolution amending the City Clerk's FY 2015/2016 budget.

**E. RESOLUTION NO. 2016/35 FINAL ACCEPTANCE OF THE WATER MAIN REPLACEMENT AT VARIOUS LOCATIONS (PW 503-15)**

**F. AUTHORIZATION TO AMEND CONSULTANT CONTRACT WITH INTERWEST CONSULTING GROUP TO PROVIDE A CODE ENFORCEMENT MANAGER AND EXTEND THE EXPIRATION DATE TO JUNE 1, 2017 FOR CODE ENFORCEMENT AND BUILDING SERVICES**

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

**Item D** – In response to Councilmember Rocha, City Manager Duran stated that the travel budget for each elected official could be discussed at midyear budget review.

Councilmember Ogorchock supported City Clerk Simonsen participating in League of California Cities meetings.

Councilmember Wilson agreed that if training enhanced the Clerks' abilities, she would support his participation.

Councilmember Tiscareno stated he supported the City Clerk attending training and a review of the travel budget for elected officials during the midyear budget review.

Mayor Harper stated he felt the process needed to be fair and Council should consider what positions and types of meetings needed representation.

Councilmember Rocha discussed the importance of adopting a travel budget for the next fiscal year.

Administrative Services Director Mastay added staff was looking at FY16-17 courses to determine which events would enhance City operations.

City Clerk Simonsen reported his preliminary budget for FY16-17 also included training for the Deputy City Clerk as he felt it was very important she become a Certified Municipal Clerk. He stated all previous full paid City Clerks in Antioch had become Master Municipal Clerks. He noted he had paid for all of his training seminars and events for the first three years he had served as City Clerk.

On motion by Councilmember Ogorchock, seconded by Councilmember Wilson, the Council unanimously approved Item D.

City Clerk Simonsen added he had applied for a scholarship for this course.

**Item F** – Councilmember Ogorchock questioned if the City could place a 6-month deadline for filling this position.

Director of Community Development Ebbs explained his goal was to hire the most qualified person as Code Enforcement Manager.

Administrative Services Director Mastay added the General Laborer positions were slated to start on April 13, 2016 and the Technician would begin on April 18, 2016.

City Manager Duran stated that he would prefer there be no time limit to fill the position as it was an issue for the Human Resources Department to manage.

Councilmember Tiscareno and Mayor Harper discussed the need to fill this position as soon as possible to address safety and blight in the community.

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the Council unanimously approved Item F.

**COUNCIL REGULAR AGENDA**

**3. CONTRA COSTA MOSQUITO AND VECTOR CONTROL BOARD OF TRUSTEES' (ANTIOCH RESIDENT REPRESENTATIVE) APPOINTMENT FOR ONE (1) FULL-TERM VACANCY EXPIRING MARCH 2020**

Mayor Harper nominated Lola Odunlami as one (1) Representative to the Contra Costa Mosquito and Vector Control Board of Trustees for a 4-year term which will expire April 2020.

On motion by Councilmember Rocha, seconded by Councilmember Ogorchock, the City Council unanimously appointed Lola Odunlami as one (1) Representative to the Contra Costa Mosquito and Vector Control Board of Trustees for a 4-year term which will expire April 2020.

**4. BOARD OF ADMINISTRATIVE APPEAL APPOINTMENTS FOR FIVE (5) FULL-TERM VACANCIES EXPIRING MARCH 2020**

Mayor Harper nominated Deborah Simpson, Andrew Schleder, Frederick Rouse, Ademuyiwa Adeyemi and Martin Gonsalves to the Board of Administrative Appeals, 4-year terms, which will expire March 2020.

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the City Council unanimously appointed Deborah Simpson, Andrew Schleder, Frederick Rouse, Ademuyiwa Adeyemi and Martin Golsalves to the Board of Administrative Appeals, 4-year terms, which will expire March 2020.

**5. RESOLUTION APPROVING ONE (1) CODE ENFORCEMENT MANAGER POSITION AUTHORIZING THE APPROPRIATE BUDGET ADJUSTMENT**

Mayor Harper announced City Manager Duran requested this item be pulled as he needed to make an adjustment to the position requirements.

On motion by Councilmember Wilson, seconded by Councilmember Ogorchock, the City Council unanimously continued Item #5.

**6. RESOLUTION AUTHORIZING PLEDGED REVENUE FUNDS TO THE STATE WATER RESOURCES CONTROL BOARD FOR A DRINKING WATER STATE REVOLVING FUND LOAN UP TO \$1,000,000 FOR THE BRACKISH WATER DESALINATION PROJECT (P.W. 694)**

City Engineer/Director of Public Works Bernal presented the staff report dated April 12, 2016 recommending the City Council adopt the resolution and authorize the City Manager to execute a financing agreement and pledge revenue funds from the Water Enterprise Fund to the State Water Resources Control Board for a Drinking Water State Revolving Fund Loan up to \$1,000,000 for the Brackish Water Desalination Project.

**RESOLUTION NO. 2016/36**

On motion by Councilmember Ogorchock, seconded by Councilmember Tiscareno, the City Council unanimously adopted the resolution and authorized the City Manager to execute a financing agreement and pledge revenue funds from the Water Enterprise Fund to the State Water Resources Control Board for a Drinking Water State Revolving Fund Loan up to \$1,000,000 for the Brackish Water Desalination Project.

**7. FIREBREAK AND WEED DISKING BID AWARD**

City Engineer/Director of Public Works Bernal presented the staff report dated April 12, 2016 recommending that the City Council authorize the City Manager to execute an agreement for Firebreak and Weed Disking (Bid No. 988-0223-16A) with Apex Grading, Concord, CA for a term of five years in the amount of \$530,000.

In response to Councilmember Ogorchock, Deputy Director of Public Works Bechtholdt explained the City complied with regulations for the Fire District for weed abatement and vegetation management.

On motion by Councilmember Rocha, seconded by Councilmember Ogorchock, the City Council unanimously authorized the City Manager to execute an agreement for Firebreak and Weed Disking (Bid No. 988-0223-16A) with Apex Grading, Concord, CA for a term of five years in the amount of \$530,000.

**8. ELECTRICAL SERVICES BID AWARD**

City Engineer/Director of Public Works Bernal presented the staff report dated April 12, 2016 recommending that the City Council authorize the City Manager to execute an agreement with ICR Electric and St. Francis Electric to provide electrical services per Bid No. 968-0209-16A not to exceed \$200,000 per contract per year for a term beginning on July 1, 2016 and ending on June 30, 2021 for a total cost not to exceed \$1,000,000.

On motion by Councilmember Wilson, seconded by Councilmember Ogorchock, the City Council unanimously authorized the City Manager to execute an agreement with ICR Electric and St. Francis Electric to provide electrical services per Bid No. 968-0209-16A not to exceed \$200,000 per contract per year for a term beginning on July 1, 2016 and ending on June 30, 2021 for a total cost not to exceed \$1,000,000.

**9. GASOLINE AND DIESEL FUEL BID AWARD**

City Engineer/Director of Public Works Bernal presented the staff report dated April 12, 2016 recommending that the City Council authorize the City Manager to execute an agreement with Hunt and Sons, Inc., to provide gasoline and diesel fuel products per Bid No. 405-0225-16A in the amount not to exceed \$500,000 per contract, per year for a term beginning on July 1, 2016 and ending on June 30, 2021 for a total contract cost not to exceed \$2,000,000. He noted there was a



mistake in the staff report and the amount should read total contract cost not to exceed \$2,500,000.

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the City Council unanimously authorized the City Manager to execute an agreement with Hunt and Sons, Inc., to provide gasoline and diesel fuel products per Bid No. 405-0225-16A in the amount not to exceed \$500,000 per contract, per year for a term beginning on July 1, 2016 and ending on June 30, 2021 for a total contract cost not to exceed \$2,500,000.

**10. THREE (3) PERSON LANDSCAPE CREW MAINTENANCE SERVICE BID AWARD**

City Engineer/Director of Public Works Bernal presented the staff report dated April 12, 2016 recommending that the City Council adopt a resolution authorizing the City Manager to execute an agreement and award the 3-Person Landscape Crew Maintenance Service to the overall low bidder, Pacific Coast Landscape Management, Inc., of Byron, CA, to provide landscape maintenance services at various locations.

On motion by Councilmember Ogorchock, seconded by Councilmember Rocha, the City Council unanimously adopted a resolution authorizing the City Manager to execute an agreement and award the 3-Person Landscape Crew Maintenance Service to the overall low bidder, Pacific Coast Landscape Management, Inc., of Byron, CA, to provide landscape maintenance services at various locations.

**11. FIVE (5) PERSON LANDSCAPE CREW MAINTENANCE SERVICE BID AWARD**

City Engineer/Director of Public Works Bernal presented the staff report dated April 12, 2016 recommending that the City Council adopt a resolution authorizing the City Manager to approve an agreement and award the 5-Person Landscape Crew Maintenance Service to the overall low bidder, Pacific Coast Landscape Management, Inc., of Byron, CA, to provide landscape maintenance services at various locations.

On motion by Councilmember Tiscareno, seconded by Councilmember Rocha, the City Council unanimously adopted a resolution authorizing the City Manager to approve an agreement and award the 5-Person Landscape Crew Maintenance Service to the overall low bidder, Pacific Coast Landscape Management, Inc., of Byron, CA, to provide landscape maintenance services at various locations.

**PUBLIC COMMENTS** - None

**STAFF COMMUNICATIONS**

City Manager Duran reported on his attendance at the Mayor's Conference and the Contra Costa Economic Partnership Board meeting.

## **COUNCIL COMMUNICATIONS**

In response to Councilmember Rocha, City Manager Duran stated he would include U.C. Davis as an addendum to the Antioch Animal Services report. He noted he would also be including the report from Citygate.

Councilmember Tiscareno congratulated the Future Build Class who would graduate at 5:00 P.M. on May 4, 2016.

Councilmember Ogorchock announced Meals on Wheels was seeking volunteers. She reported on her attendance at the Commission on Women Award Dinner and ceremony for a new fire truck on 10<sup>th</sup> Street. She requested staff agendize a discussion on the Council's position on Measure "E" and blight issues on the CVS property.

Councilmember Wilson reported she had attended a meeting with the adult delegation from Japan, Kiwanis Dinner, Elevating Women Breakfast and Volunteer Appreciation Brunch. She requested staff address procedures with the owners of the clinic off of Sunset.

In response to Mayor Harper, City Manager Duran stated staff would be providing a report to Council on Measure C and suggested in the future when a report comes to Council; staff provide a response to comments.

## **ADJOURNMENT**

With no further business, Mayor Harper adjourned the meeting in memory of Kip Stephen's daughter, Ashley Gladish at 9:53 P.M. to the next regular Council meeting on April 26, 2016.

Respectfully submitted:

*Kitty Eiden*

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KITTY EIDEN, Minutes Clerk