

**ANTIOCH CITY COUNCIL  
ANTIOCH DEVELOPMENT AGENCY**

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

**May 28, 2002  
Council Chambers**

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

- 1. CONFERENCE WITH LABOR NEGOTIATOR** - City Negotiator: Bill May. Employee Organization: All Negotiating Units. This Closed Session is authorized by Government Code §54957.6.
- 2. PUBLIC EMPLOYMENT** - Interim City Manager. This Closed Session is authorized by Government Code §54957.
- 3. CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION.** Significant exposure to litigation (one case). This closed session is authorized by Government Code §54956.9.
- 4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR** - Property - Former Billboard on northern side of E. 18th Street, easterly of Hillcrest Avenue. Negotiating parties: Clear Channel Communications and City of Antioch. Under negotiation: price and terms of payment. This Closed Session is authorized by Government Code §54956.8.

Mayor Freitas called the meeting to order at 7:12 P.M., and City Clerk Martin called the roll.

Present: Council Members Davis, Kalinowski, Conley, Simonsen, and Mayor Freitas.

Mayor Freitas reported no action had been taken during closed session pertaining to item #1 "Conference with Labor Negotiator" however, direction was provided to the Negotiator. He announced a new decision was rendered by the City Council regarding item #2 "Public Employment - Interim City Manager" and announced Assistant City Manager Pappas Diaz would serve as the acting City Manager for up to 6 months from June 15 to December 15, 2002. After which the City Council would consider hiring an executive search firm to find a new City Manager or retain Ms. Pappas Diaz permanently as City Manager. He noted the vote was 3-2 with Mayor Freitas and Councilmember Conley voting against the appointment. Regarding the item of anticipated litigation (448 Christina Court), he reported a decision was made by a 5-0 vote of the City Council indicating the previously rendered decision on this matter would be reconsidered and directed the City Clerk to schedule a hearing as soon as possible. Council adopted **Resolution 2002/73** to reconsider the previous decision. He reported the

Council provided direction to the negotiator regarding item #4 dealing with real property.

## **PLEDGE OF ALLEGIANCE**

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

## **PROCLAMATIONS**

Affordable Housing Week, June 1 - 9, 2002  
Thirteenth Annual Mayor's Cup Golf Tournament, June 2, 2002

On motion by Councilmember Conley, seconded by Councilmember Simonsen, the Council unanimously approved the proclamations.

Councilmember Kalinowski presented the proclamation proclaiming June 1-9, 2002 as *Affordable Housing Week* to Martha Geralka, who accepted the proclamation on behalf of the League of Women's Voters of Diablo Valley and Shelter Incorporated and thanked the City Council for their support.

Councilmember Conley presented the proclamation proclaiming June 2, 2002 as the *Thirteenth Annual Mayor's Cup Golf Tournament* to Recreation Services Manager Sanderson who thanked the community for their support.

## **ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS - None**

## **PUBLIC COMMENTS**

Monte Slavens, an Antioch resident, expressed concern regarding previous City Councils making agreements with developers allowing residential development to outpace infrastructure. He urged the current City Council to listen to the citizens and not special interest groups.

Terry Ramus, an Antioch resident, expressed concern for rumors he had heard regarding an attempt to remove property along Somersville Road, within Antioch's Sphere of Influence, into the City of Pittsburg. He requested the City Council disclose or deny such an informal discussion for the Somersville area, take a position on such a strategy and direct City officials accordingly. Additionally, he felt a statement should be made stating Antioch would fight proposed changes to the boundary agreements and/or future changes to our sphere of influence.

Councilmember Davis requested City Manager Ramsey schedule a meeting with Mr. Ramus to discuss this issue and noted he would like to be involved in those discussions.

Elvin Scott, a Pittsburg resident, announced there would be a meeting at the Veteran's Hall to provide information regarding pension benefits for Veterans and their family members. He requested anyone wishing to televise his program contact him for information.

**COUNCIL CONSENT CALENDAR**

- A. **APPROVAL OF COUNCIL MINUTES FOR MAY 14, 2002 (Continued to 6-11-02)** #301-03
- B. **APPROVAL OF COUNCIL WARRANTS** #401-02
- C. **APPROVAL OF TREASURER'S REPORT FOR APRIL 2002** #401-02
- D. **REJECTION OF CLAIM** #704-07
  - 1. **Claim of Patricia Gerrard, #01/02-1271**
- E. **ORDINANCE NO. 996-C-S REZONING APPROXIMATELY 42.51 ACRES, MAKING UP THE SLATTEN RANCH PROJECT SITE, TO THE PLANNED DEVELOPMENT DISTRICT (PD-02-1)** #202-03
- F. **RESOLUTION NO. 2002/74 APPROVING THE PROPOSAL FOR THE SAFE ROUTES TO SCHOOL GRANT APPLICATION FOR THE FLASHING CROSSWALK/RE-STRIPING PROJECT LOCATED IN FRONT OF MISSION ELEMENTARY SCHOOL AND AT THE INTERSECTION OF BUCHANAN ROAD AND MISSION DRIVE** #1102-04
- G. **RESOLUTION NO. 2002/75 APPROVING THE PROPOSAL FOR BICYCLE TRANSPORTATION ACCOUNT, (BTA) GRANT APPLICATION FOR THE BUCHANAN ROAD BICYCLE TRAIL GAP CLOSURE PROJECT** #1402-02
- H. **RESOLUTION NO. 2002/76 APPROVING THE PROPOSAL FOR TRANSPORTATION FOR CLEAN AIR (TFCA) GRANT APPLICATION FOR THE BUCHANAN ROAD/SOMERSVILLE ROAD BICYCLE TRAIL GAP CLOSURE PROJECT** #1402-02
- I. **CONSIDERATION OF BIDS FOR OVERLAY OF PUTNAM STREET BETWEEN LONE TREE WAY AND "G" STREET (PW 392-20)** #1102-04
- J. **CONSIDERATION OF BIDS FOR RUBBERIZED PAVEMENT OVERLAY AND PAVEMENT REPAIR AT VARIOUS LOCATIONS (PW 225-21)** #1102-04
- K. **RESOLUTION NO. 2002/77 ACCEPTING COMPLETED IMPROVEMENTS FOR HO PROPERTY, UNIT 9, TRACT NO. 8231 (WOODSIDE HOMES) (PW 568-9)**

#802-02

- L. **RESOLUTION NO. 2002/78 AUTHORIZING AGREEMENT FOR GARAGE SALES OFFICE CONVERSION IN MIRA VISTA HILLS UNIT 10 (A.D. SEENO CONSTRUCTION CO.), TRACT NO. 6472, LOT 837 (PW 365-10) #802-02**

- M. **LEGISLATION AND ADVOCACY #701-04**

- N. **RESOLUTION NO. 2002/79 AMENDING THE 2001-02 BUDGET BY REALLOCATING THE DEPUTY DIRECTOR OF PUBLIC WORKS POSITION TO DIRECTOR OF PUBLIC WORKS, CREATING THE CLASS SPECIFICATION AND ESTABLISHING THE SALARY FOR THE POSITION #502-02**

- O. **REVIEW OF DRAFT BID SPECIFICATION FOR REPLACEMENT OF FINANCE, HUMAN RESOURCES AND UTILITY BILLING SYSTEMS #106-01**

On motion by Councilmember Conley, seconded by Councilmember Kalinowski, the Council unanimously approved the Council Consent Calendar with the exception of items I and M, which were removed for further discussion.

**Item I** – In response to Councilmember Davis, Community Development Director/City Engineer Brandt stated once approved, a project this size would take 12 days to complete, and begin in approximately 45 days.

On motion by Councilmember Davis, seconded by Councilmember Conley, the Council unanimously approved item I.

**Item M** – Councilmember Simonsen requested staff draft a letter under the Mayor's signature in opposition to SB 1491 stating the proposed 52% reduction in funding to Tri-Delta Transit would be a disservice to Eastern Contra Costa.

On motion by Councilmember Simonsen, seconded by Councilmember Conley, the Council unanimously directed staff to draft a letter under the Mayor's signature in opposition to SB 1491.

On motion by Councilmember Conley, seconded by Councilmember Simonsen, the Council received and filed Legislation and Advocacy report.

## **COUNCIL REGULAR AGENDA**

2. **PRESENTATION BY CONTRA COSTA TRANSPORTATION AUTHORITY ON THE ROUTE 4 CORRIDOR TRANSIT STUDY AND DISCUSSION OF POSSIBLE STATION LOCATIONS FOR E-BART AND BART #1102-03**

City Manager Ramsey presented the staff report dated May 21, 2002 recommending the City Council receive and file the presentation and provide direction to Contra Costa Transportation Authority regarding possible locations in Antioch for BART and EBART stations.

Susan Miller updated the City Council on the study currently underway by Contra Costa Transportation Authority and BART regarding all modes of transportation and transit usage as well as the schedule for going through the decision process and the options being studied. She invited the public to attend a Workshop scheduled for June 22, 2002 at the Ambrose Community Center, 8:30 A.M., which would include a presentation on cost estimates, rider ship potential, and details on station areas. She reported the County Fairgrounds and Hillcrest Avenue have been pointed out as potential stations and requested the City Council's approval to look at those areas.

Bill Hurl, representing Wilbur Smith Associates, consultants on the study, gave a brief overhead presentation on the BART and EBART station location options. He reported that the Contra Costa Transportation Authority and BART plan to further study the options for a Highway 4 right of way and Union Pacific right of way BART station at Hillcrest, as well as taking EBART onto Highway 4 at Loveridge Road which would provide service from Byron. He stated the option would provide stations at Hillcrest and in the vicinity of Somersville Road and would connect to the Pittsburg Bay Point BART station. He reported all other BART station location options have been eliminated and retained as infill stations, for which BART would make the initial investment to build at Hillcrest. It would then be the responsibility of the local jurisdictions to partner with BART and private development to collect the resources to develop these stations. He reported other modes of transit they were considering included the use of buses in the railroad right of way, HOV and other roads improvements and express bus service. He announced there would be a study session on June 22, 2002 to discuss cost, rider ship and planning issues, to be followed by meetings with the policy advisory committee in July. He noted public meetings would then follow and in August they would formulate the preferred alternatives.

Councilmember Kalinowski stated he preferred a station at Hillcrest Avenue using either the Highway 4 right of way or Union Pacific right of way.

Councilmember Conley voiced his support of a station at Hillcrest and the Contra Costa County Fairgrounds. He further stated BART had historically underestimated its rider ship and encouraged them to over purchase parking at all locations as they move further east.

Councilmember Davis voiced his support for the Hillcrest station locations.

Mayor Freitas voiced his support for a Hillcrest station with a back up station at "L" Street.

Councilmember Simonsen voiced his support for a station location at Somersville Road.

**PUBLIC HEARINGS**

**9. DR. DALE WATSON IS APPEALING THE PLANNING COMMISSION'S APPROVAL OF A USE PERMIT TO CONSTRUCT A 49,000 SQ. FT. TWO STORY EXPANSION TO THE EXISTING SUTTER DELTA HOSPITAL LOCATED AT 3901 LONE TREE WAY (APN 072-012-011 AND 068-270-018) (UP-01-34/A)**

**#1405-01**

Associate Planner Wehrmeister presented the staff report dated May 1, 2002 recommending the City Council deny the appeal and uphold the Planning Commission's approval of the hospital expansion.

Neighboring resident, Dr. Dale Watson stated his concerns regarding the hellipad had been addressed in the revised mitigated negative declaration and he concurred with approving the proposal as presented this evening.

In response to Councilmember Conley, Ken Harmon, representing Sutter Delta Hospital, stated the construction road was blocked with locked ballards. He further stated use of the road would be restricted to a catastrophic accident.

Joe Frew expressed concern regarding noise pollution generated from the hospital's heating and cooling units. He urged the Hospital to decrease the noise level as they expand.

Mr. Horn agreed to meet with Mr. Frew to discuss the noise issue and mitigate his concerns.

Mayor Freitas directed staff to provide Mr. Horn with Mr. Frew's contact information.

Mayor Freitas closed the public hearing.

On motion by Councilmember Conley, seconded by Councilmember Simonsen, the Council unanimously denied the appeal and upheld the Planning Commission's approval of the Sutter Delta Hospital expansion.

**3. APPROVAL OF CHANGE IN THE CONTROL OF THE CABLE TELEVISION FRANCHISE FROM AT&T BROADBAND TO AT&T COMCAST CORPORATION**

**#1201-04**

Assistant to the City Manager Gegg presented the staff report dated May 22, 2002, recommending the City Council: a) Adopt the resolution to a change in the control of the cable television franchise from AT&T Broadband to At&T Comcast Corporation, subject to an amendment to the Antioch Municipal Code providing financial penalties for failure to meet customer service standards; b) Introduce the ordinance by title only; c) Motion to introduce the ordinance adding Section 5-5.30.5 to the Antioch Municipal Code, providing penalties to Cable Television franchisees not meeting minimum customer service standards.

Philip Ardnt, representing AT&T, explained the proposed change in control would allow the company to better serve the area, with an increased viewing lineup.

Following discussion, City Attorney Galstan suggested the Council change the resolution indicating the franchise change but remove the phrase regarding quarterly reports, penalties, etc., and bring the ordinance back at a later date for approval.

### ***RESOLUTION NO. 2002/80***

On a motion by Councilmember Kalinowski, seconded by Councilmember Conley, the Council voted unanimously to adopt the resolution to a change in the control of the cable television franchise from AT&T Broadband to At&T Comcast Corporation, with the provision Council would receive a revised ordinance for adoption at a later date.

Mayor Freitas appointed Councilmembers Kalinowski and Conley to serve on a subcommittee to review the proposal presented to Council by AT&T, and revise the wording for an ordinance

Mayor Freitas declared a recess at 8:45 P.M The meeting reconvened at 8:54 P.M with all Councilmembers present with the exception of Councilmember Simonsen who arrived at 8:55 P.M.

#### **4. OWNER PARTICIPATION AGREEMENT BETWEEN CITY OF ANTIOCH AND REYNOLDS & BROWN, INC., PROVIDING INCENTIVES AND REQUIREMENTS FOR CONSTRUCTION OF OFFICE AND OTHER MIXED USES, INCLUDING MULTI-FAMILY RESIDENTIAL, FOR PARCELS IN THE LONE TREE CORRIDOR**

#90

City Manager Ramsey presented the staff report dated May 22, 2002 recommending the City Council approve the Owner Participation Agreement with Reynolds and Brown for future development of professional office space and high-end apartment units on Lone Tree Way.

#### **PROPONENT**

Mike Hurd, President of Reynolds and Brown and an Antioch resident, stated they were pleased to be partnering with the City to provide quality office and upscale apartment development in Antioch. He noted each phase of their project would go through the public process. He reviewed the current and proposed zoning changes for the parcels within the project area and noted at build out this project would employ approximately 720 people. He noted two neighborhood meetings had been held and most of the concerns were focused on the apartment site. He stated they had determined traffic impacts could be mitigated and the impacts to the School District would remain the same with either a 130 or 240 unit apartment complex. He reported the environmental concerns of the residents had been addressed in a study performed by May and Associates, who had surveyed the site. He provided a brief overview of Reynolds and Brown's history and projects they had developed in the Bay Area. He stated he was deeply committed to Antioch and stated this project was an opportunity to give back to this community.

Antioch residents, Jason Limas, Chris Neto-Garcia, Henry Careia, Terry Conger, Joel Lippman, Karla Kiehm, Karen Kerns, Ron Moss and Joanna Nunez-Moss and Paul Clausen, provided written comments opposing the project as presented and expressed concerns regarding the negative impacts it would have on schools, traffic and property values.

State Senator Torlakson, Oakland Mayor Brown, City Manager of San Leandro, Chamber of Commerce of San Leandro, City of Livermore, Sunny Right-Mcpeak on behalf of the Bay Area Council, Contra Costa Economic Partnership and Wells Fargo Bank provided written comment in support of the Reynolds and Brown proposal.

Douglas A. McPherson enterprises submitted a letter raising issues regarding the financial participation of the city and how it might relate to other developers within the City.

## OPPONENTS

Susana Williams, Kristi Slavens, Lori Rodriguez Glen Walls, Sue Scal, Ken Thomas, Daniel Solorio, Tom McNeil, Antioch residents, spoke in opposition to high density residential development expressing concern for the project's negative impact on traffic, schools, property values and infrastructure. Mr. Walls requested staff provide additional information regarding the apartment complex's contribution to Mello Ross. In addition, Bob Lambrose and Hansel Ho stated Reynolds and Brown had indicated their intent to sell the apartment parcel to another developer and was concerned the quality of the project could deteriorate with the sale. Fernando Periche and Frank Velasquez requested the City Council consider focusing their efforts on downtown Antioch. Jan Orme voiced his opposition to the project and questioned when a post office and library would be built in the area. He further requested additional information regarding



whether the project would be receiving HUD funds for low-income housing. Grant Bazan expressed his concern regarding the development's potential for a high vacancy rate.

Roger Hancock and Terry Jensen, Antioch residents, spoke in support of the current zoning for 110 apartment units on the northeast parcel and questioned the accuracy of the School District's projection of 40-50 students generated from the proposed apartment project. Mr. Hancock expressed concern regarding Reynolds and Brown selling the apartment parcel to another developer.

Jim Zirkel presented the City Council with a petition signed by over 1,000 Antioch residents opposing the re-designation of the 12.8-acre parcel at the northwesterly corner of Lone Tree Way and Golf Course Road under the Reynolds and Brown Owner Participation Agreement from office to high density residential. He further expressed his concern regarding Reynolds and Brown selling the parcel to another developer to develop the apartments.

Richard Dahl requested the City Council consider the EIR as it related to the project's impact on wildlife, which was on the California endangered list.

James Gavin expressed concern regarding the condition of Antioch roads and traffic congestion on Highway 4. He encouraged the City Council to focus on job creation.

## GENERAL

Terry Ramus spoke in support of the commercial development and the developer. He urged the City to assure proper traffic mitigation would be provided to address the residents concerns. He recommended the City Council pay close attention to the details of the project and make a good project even better.

Richard Juarez, Reynolds and Brown consultant, discussed the character of an apartment complex such as the one proposed and the importance of the developer to maintain the quality of the project for the investors.

Dick Shimmerhorn, representing the Contra Costa Economic Partnership Workforce Housing Initiative, discussed the importance of the County to develop high-density infill projects to address the housing shortfall. He urged the City Council to consider approval of the project noting it would be necessary for the workforce.

Mayor Freitas read into the record written comments provided by Elizabeth Westfall outlining issues she would like the City to consider pertaining to traffic and environmental design of the project.

Finance Director Tasker clarified the apartments would pay Mello Roos by square footage, adding the cost from 0-1000 is \$597.00 per year; 1000 and above \$657.00 per year per unit by the owner.

In response to the public speakers, Mr. Hurd clarified there was no HUD funding for the apartments. He stated the project would pay \$143,000 a year in Mello Roos fees along with \$80,000 a year in AD27 assessment bonds. He stated they planned to venture this project with a quality apartment developer so they could maintain and insure the quality of the project. He further stated the City would address the traffic impacts and the School District had provided information the project would have a negligible impact on the schools. He discussed the importance of providing the multi-family housing the employers were seeking, to make the office component of the project a success.

In response to Councilmember Simonsen, Community Development Director/City Engineer Brandt clarified in 6-8 weeks the Council would be considering the authorization of bids for the extension of the turn pockets to 300 ft in length with a double right turn from James Donlon Boulevard onto Lone Tree Way.

In response to Councilmember Conley, Mr. Hurd clarified the agreement had a minimum quality standard for the apartment complex, which duplicates Twin Creeks and noted they expect to build a complex at a much higher level. He added, should the agreement be approved they had an obligation to take each segment of the project back through the public process with a submittal to the City, approval by both the Planning Commission and Design Review Board. He stated if the agreement were approved this evening they would need to begin construction of an office building within 39 months and his goal would be to market the project and generate interest so it would be developed as quickly as possible.

In response to Mayor Freitas, City Manager Ramsey clarified since the Regional Fee and Financing adopted a regional transportation fee, Section 6, Item B iii of the Owner Participation Agreement could be eliminated.

Mike McGill, representing McGill, Martin and Self, clarified when AD 27 was formed for capital public improvements, a land use was either provided by the land owner or it was assumed by the Specific Plan and to ensure the properties did not increase density without paying a fair share, an overlapping benefit district was placed over the entire area to collect the same amount of money for any increase in the density of land use.

Mayor Freitas stated he was opposed to the City financing the \$5.00 per square foot for the prevailing wage portion noting the worse case scenario could exceed \$1,000,000, which would equal a total \$2,300,000 financial contribution from the City.

Mayor Freitas suggested the City protect itself. In the event the project were to be sold to another company, the City would want to maintain control over certain parameters or requirements during project development, i.e. architectural design. City Attorney Galstan clarified the agreement addressed the issue by prohibiting land use entitlements and clearly stated each segment of the project would be required to go through the City land use procedures to obtain approvals, which would be binding to any subsequent owners or partner in the project.

Councilmember Conley discussed the importance of bringing jobs into Antioch to help correct the job housing imbalance.

Councilmember Kalinowski discussed the importance to meet the housing demand within the City and voiced his support of the project.

Mayor Freitas stated he could not support an agreement paying prevailing wage when the resulting exposure to the City could be almost \$1,000,000. On motion by Councilmember Conley, seconded by Councilmember Kalinowski, the Council approved the Owner Participation Agreement with Reynolds and Brown for the future development of professional office space and high-end apartment units on Lone Tree Way. The motion carried by the following vote:

Ayes: Davis, Kalinowski, Conley, Simonsen      Noes: Freitas

Mayor Freitas declared a recess at 11:26 P.M. The meeting reconvened at 11:38 P.M. with all Councilmembers present.

**5. PRESENTATION OF BUDGET, CAPITAL IMPROVEMENT PROGRAM  
AND MASTER FEE SCHEDULE FOR YEAR 2002/2003 #410-02**

Director of Financial Services Tasker presented the staff report dated May 22, 2002, recommending approval.

Following discussion the Council continued the Presentation of the Budget, Capital Improvement Program and Master Fee Schedule for Year 2002/2003 to June 4, 2002.

**6. INITIATION OF PROCEEDINGS TO CONSIDER FORMATION OF EAST  
LONE TREE COMMUNITY FACILITIES DISTRICT NO. 2002-1 #409-03**

Councilmember Conley requested information regarding the position of McBail and Slatten Ranch Partners and the formation of this CFD, to which Community Development Deputy Director stated both parties had petitioned to become members of this assessment district and indicated they would not protest the formation.

Mr. Bernal confirmed Councilmember Kalinowski's question regarding the information Council received from Tom Cranmer stating he would be entering into the CFD at a later date.

**RESOLUTION 2002/81**  
**RESOLUTION 2002/82**  
**RESOLUTION 2002/83**

On motion by Councilmember Conley, seconded by Councilmember Simonsen, the Council unanimously adopted the resolutions.

**7. REPORT ON POTENTIAL TO RECALCULATE THE DEBT REPAYMENT AGREEMENT FOR ANTIOCH'S MUNICIPAL MARINA #1402-06**

Interim Director of Public Works Harrington presented the staff report dated May 13, 2002, recommending the City Council receive and approve the Final Report titled "Antioch Municipal Marina, Analysis of Debt Repayment Capability", dated May 10, 2002.

Interim Director of Public Works Harrington stated the goal was to create a plan to enable the Marina to become self supporting, thereby eliminating its dependency on the Antioch Redevelopment Agency. Currently, the Marina receives approximately \$250-300K a year from the ADA. To accomplish the goal, the City looked at three areas of income: 1) to compare the berth occupancy rates to ensure they are competitive with the existing market; 2) to create goals to generate revenue from the businesses operating at the Marina, and; 3) begin negotiations with the Department of Boating and Waterways to reduce the debt service agreement.

Mayor Freitas asked for a motion to move this item to the ADA and amend the agenda. On a 1<sup>st</sup> by Conley, 2<sup>nd</sup> by Simonsen, the Council unanimously voted to move the item to the ADA agenda.

Mayor Freitas adjourned to the Antioch Development Agency.

**ANTIOCH DEVELOPMENT AGENCY REGULAR CALENDAR**

Agency Chairperson Freitas called the Antioch Development Agency to order; City Clerk Martin called the roll with all members present.

**7. REPORT ON POTENTIAL TO RECALCULATE THE DEBT REPAYMENT AGREEMENT FOR ANTIOCH'S MUNICIPAL MARINA #1402-06**

On a motion by Agencymember Conley, seconded by Agencymember Simonsen, the ADA unanimously accepted the report.

Agency Chairperson Freitas adjourned from the Antioch Development Agency to the regular agenda.

City Clerk Martin called the roll with all members present.

**8. APPOINTMENT OF TWO COUNCIL MEMBERS TO PARTICIPATE ON THE ANTIOCH UNIFIED SCHOOL DISTRICT COMPETITION POOL SUBCOMMITTEE**

**#302-10**

Councilmembers Kalinowski and Conley volunteered for the Antioch Unified School District Competition Pool Subcommittee.

Councilmember Simonsen reported he had received information from a business who expressed interest in financing the pool. He noted he would make the information available to the Council.

Mayor Freitas nominated Vice-Mayor Kalinowski and Councilmember Conley to serve on the Antioch Unified School District Competition Pool Subcommittee.

On motion by Councilmember Simonsen, seconded by Councilmember Kalinowski, the Council unanimously appointed Councilmember Kalinowski and Conley to the Antioch Unified School District Competition Pool Subcommittee.

**PUBLIC COMMENTS** – None

**COUNCIL REPORTS/COMMUNICATIONS**

Councilmember Simonsen commented on the Veteran's Day celebration.

Councilmember Conley thanked Councilmember Davis for the well organized Veteran's Day event.

Councilmember Davis recognized the graduating seniors from both Antioch High School and Deer Valley High School who had graduated with a 4.0 or better.

Mayor Freitas stated the Veteran's Day event was outstanding, and thanked Councilmember Davis for his work.

**STAFF COMMUNICATIONS**

City Manager Ramsey discussed the issue of Sierra Crete, and stated several cities and the County were agreeing to participate in a study. He further stated it was the consensus of the participating cities to now accept any contribution from Dow Chemical at this time. Mayor Freitas suggested the City agree to a \$50,000 cost share. There was consensus among the Council to authorize a \$50,000 limit for this study.

## **ADJOURNMENT**

With no further business, Mayor Freitas adjourned the meeting at 12:24 A.M. to the study session on June 4, 2002.

Respectfully Submitted

L. Jolene Martin, City Clerk