

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. Other materials, such as maps and diagrams, may also be included. All of these materials are available at the City Clerk's Office during normal business hours for inspection and (for a fee) copying. Copies are also made available at the Antioch Public Library for inspection. Questions on these materials may be directed to the staff member who prepared them, 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 Council on each agenda item. To address the Council, fill out a yellow Speaker Request form, available on each side of the entrance doors, and hand it to the City Clerk. See the Speakers' Rules on the inside cover of this Agenda. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section.

5:00 P.M. ROLL CALL for Closed Sessions

PUBLIC COMMENTS for Closed Sessions

6:30 P.M. CLOSED SESSIONS—

1) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. PG&E (Pacific Gas and Electric) Significant exposure to litigation, one case. This closed session is authorized by Government Code §54956.9(b)(1).

Deleted from Closed Session – 2) CONFERENCE WITH LABOR NEGOTIATOR – Employee Organization: APOA (Antioch Police Officers Association). This Closed Session is authorized by Government Code §54957.6

3) Conference with Legal Counsel – Existing Litigation Administrative Civil Liability Complaint No. R5-2006-0512 issued by the California Regional Water Quality Control Board – Central Valley Region to the City of Antioch and Somersville-Gentry, Inc. and SPPI-Somersville, Inc. et al. v. TRC Companies, Inc. et al, Case No. C04-2648 SI, United States District Court, Northern District of California. This Closed Session is authorized by Government Code §54956.9(a)

No reportable action

7:00 P.M. ROLL CALL

PLEDGE OF ALLEGIANCE

PROCLAMATIONS – East County HIV/AIDS Task Force World Aids Day, December 1, 2006
Holiday De-lites Celebration, December 2, 2006
Character Counts Program

ANNOUNCEMENTS OF CIVIC AND COMMUNITY EVENTS

PUBLIC COMMENTS—*Only unagendized issues will be discussed during this time*

COUNCIL RESPONSE TO PUBLIC COMMENTS

1. COUNCIL CONSENT CALENDAR

A. APPROVAL OF COUNCIL MINUTES FOR OCTOBER 24, 2006 (#301-02)

Recommended Action: Motion to approve the minutes

Approved

B. APPROVAL OF COUNCIL WARRANTS (#401-01)

Recommended Action: Motion to approve the warrants

Approved

C. APPROVAL OF TREASURER'S REPORT FOR OCTOBER 2006 (#401-02)

Recommended Action: Motion to approve the report

Approved

D. LEGISLATION AND ADVOCACY (#701-04)

Recommended Action: Motion to receive and file

Received

E. ORDINANCE AMENDING MULTIPLE SECTIONS OF THE MUNICIPAL CODE RELATED TO SPECIAL ASSESSMENT LIENS FOR ADMINISTRATIVE FINES, CREATING UNIFORM APPEAL AND LIEN PROCEDURES, UPDATING PENALTY PROVISIONS, INCREASING NUMBER OF ALTERNATES FOR BOARD OF ADMINISTRATIVE APPEALS, INCORPORATING RELEVANT CHANGES IN STATE LAWS, AND OTHER AMENDMENTS RELATED TO PROCEDURES AND REMEDIES FOR CODE ENFORCEMENT (*Introduced 11/14/06*) (#701-05)

Recommended Action: Motion to adopt the ordinance

Ord 1082-C-S, 5/0

F. ORDINANCES RESCINDING AND REENACTING SECTIONS 2-5.201 AND 9-5.2603 OF THE ANTIOCH MUNICIPAL CODE DEALING WITH THE MEMBERSHIP OF THE DESIGN REVIEW BOARD (*Introduced 11/14/06*) (#302-09)

Recommended Action: Motion to adopt the ordinances

Ord 1083-C-S, 5/0

Ord 1084-C-S, 5/0

G. CONSIDERATION OF BIDS FOR THE REMODEL/EXPANSION OF THE COMMUNITY ROOM AT THE ANTIOCH POLICE FACILITY, (P.W. 590-3) (#1301-01)

Recommended Action: Motion to award the project to the low bidder, N.E. Carlson Construction, Inc. in the amount of \$402,000.00

H. RESOLUTION ACCEPTING COMPLETED IMPROVEMENTS FOR EMPIRE SHOPPING CENTER SUBDIVISION, TRACT NO. 8730 (ESC NORCAL LLC AND ESC SKEPNER LLC), PW 664 (#802-02)

Recommended Action: Motion to adopt the resolution

Reso 2006/ 123, 5/0

COUNCIL CONSENT CALENDAR — Continued

- I. RESOLUTION APPROVING THE APPLICATION FOR CALTRANS BICYCLE TRANSPORTATION ACCOUNT, (BTA) GRANT FUNDING (#1402-02)

Reso 2006/124, 5/0

Recommended Action: Motion to adopt the resolution

- J. RESOLUTION ESTABLISHING THE AD-HOC DESIGN REVIEW COMMITTEE AND APPOINTING MEMBERS TO THAT COMMITTEE (#302-09)

Reso 2006/125, 5/0

Recommended Action: Motion to adopt the resolution

- K. SETTLEMENT AGREEMENT WITH PACIFIC GAS & ELECTRIC (PG&E) REGARDING THE PROPOSED DELTA (SAND CREEK AREA) SUBSTATION (#1201-02)

Approved

Recommended Action: Motion to approve the settlement agreement and authorize its execution

- L. RESOLUTION APPROVING A RESIDENTIAL RIGHT-OF-WAY PURCHASE AND RIGHT-OF-ENTRY AGREEMENT FOR A RIGHT-OF-WAY STRIP ADJACENT TO 2000 HILLCREST AVENUE (APN 068-091-009, ERWIN FERGUSON TRUST) (#1102-04)

Reso 2006/126, 5/0

Recommended Action: Motion to adopt the resolution and approve the agreement

END OF COUNCIL CONSENT CALENDAR

PUBLIC HEARINGS

2. THE RIVERTOWN PRESERVATION SOCIETY IS APPEALING THE PLANNING COMMISSION'S DECISION APPROVING A USE PERMIT TO OPERATE A YOUTH CENTER FOR UP TO 25 YOUTHS AGES 13-18. THE PROPOSED PROJECT IS LOCATED AT 223 WEST TENTH STREET (IMPACT RESOURCE AND EDUCATION CENTER) (APN 067-091-036). UP-06-16 (#202-10)

Con't to 12/19/06

Recommended Action: Motion to continue to 12/19/06

COUNCIL REGULAR AGENDA

3. ORAL PRESENTATION BY ASSEMBLYMAN JOE CANCIAMILLA

Received

4. MOBILE HOME PARK ISSUES; AGREEMENT WITH VISTA DIABLO MOBILE HOME PARK OR MOBILE HOME RENT CONTROL ORDINANCE (#802-01)

Con't to 12/19/06

Recommended Action: Motion to accept the report and to continue the matter until December 19, 2006

COUNCIL REGULAR AGENDA — Continued

5. AT&T PROJECT LIGHTSPEED PROCEDURES DOCUMENT (#1201-04)

Received, 5/0

Recommended Action: Motion to provide input on the Draft AT&T Project Lightspeed Procedures document prior to issuance of encroachment permits

6. RESIDENTIAL PROJECT APPLICATION PROCESS (#204-01)

Approved, 5/0

Recommended Action: Motion to approve the process

7. UPDATE ON THE PROVISION OF INFRASTRUCTURE AND UTILITIES TO THE MAGNET SCHOOL SITE (#1401-02)

1. a meeting before the 12/19 meeting to look over the problems and determine the best avenue for the City with the option to amend or rescind the DA on 12/19/06 (whether or not Kaiser is present or not)

b. request a closed session on 12/19 to discuss possible liability.

c. requests Attorney advise the Council of all potential liabilities to the city; the motion included the Mayor attending all meetings pertaining to this issue.

2. Request letters signed by Dr. Sims (AUSD) and the mayor clearly stating the “drop dead” date of 12/19. (Sims agreed)

Recommended Action: Motion to receive and provide direction

8. ESTABLISHMENT OF A NEIGHBORHOOD IMPROVEMENT PROGRAM (#203-01)

Approved 5/0

Recommended Action: Motion to authorize the employment of one new Neighborhood Improvement Coordinator and two new Code Enforcement Officers to staff a Neighborhood Improvement Program and amend the Fiscal Year 06/07 Operating Budget by \$225,000 for program startup and operational costs and provide direction to staff

9. **AGENCY CONSENT CALENDAR**

- A. APPROVAL OF AGENCY WARRANTS (#401-01)

Approved

Recommended Action: Motion to approve the warrants

- B.** AUTHORIZATION TO APPROPRIATE ANTIOCH DEVELOPMENT FUNDS FOR THE SAKURAI STREET PROJECT, (PW 528-SP1) (#1102-04)

Approved

Recommended Action: Motion to authorize \$212,000 for the Sakurai Street project.

AGENCY REGULAR AGENDA

10. LOW AND MODERATE INCOME HOUSING FUNDING REQUESTS (#903-01)

- A) RESOLUTION APPROVING ADDITIONAL FUNDING FROM THE LOW AND MODERATE INCOME HOUSING FUND TO MT. DIABLO HABITAT FOR HUMANITY FOR THE COMPLETION OF FOUR SINGLE FAMILY HOMES LOCATED AT 5TH AND K STREETS

ADA-414, 5/0

- B) RESOLUTION APPROVING FUNDING FROM THE LOW AND MODERATE INCOME HOUSING FUND TO THE BAY AREA HOMEBUYER AGENCY FOR THE CONTINUATION OF THE ANTIOCH FIRST TIME HOMEBUYER PROGRAM

ADA-415, 5/0

Recommended Action: Motion to adopt the two resolutions

PUBLIC COMMENT

STAFF COMMUNICATIONS

COUNCIL COMMUNICATIONS

ADJOURNMENT - 10:57 p.m.