



City of Stockton

City Council/Successor
Agency of the
Redevelopment
Agency/Public Financing
Authority/Parking Authority
Concurrent Agenda

Meeting Agenda - Final

City Council/Successor Agency to the Redevelopment Agency/Public Financing Authority/Parking Authority Concurrent

Tuesday, February 6, 2024

4:00 PM

Council Chamber, City Hall, 425 N. El Dorado
Street, Stockton CA

Note: Councilmember Lenz will participate in the meeting via teleconference from the following location: The Westin, Lobby, 270 West 43rd Street, New York, New York

1. **CLOSED SESSION CALL TO ORDER/ROLL CALL**
2. **ADDITIONS TO CLOSED SESSION AGENDA**
3. **ANNOUNCEMENT OF CLOSED SESSION**
- 3.1 [24-0130](#) **CONFERENCE WITH LABOR NEGOTIATOR**

Recommended Action: Agency Designated Representative: City Manager Harry Black

Employee Organizations: Unrepresented Units, Stockton City Employees' Association, Operating Engineer's Local 3, Mid-Management/Supervisory Level Unit, Unrepresented Management/Confidential, Law Department, Stockton Police Management Association, Stockton Firefighters Local 456 International Association of Firefighters, Stockton Fire Management, Stockton Police Officers' Association (SPOA)

This Closed Session is authorized pursuant to section 54957.6(a) of the Government Code.

Department: City Attorney

- 3.2 [24-0131](#) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Recommended Action: City Manager

This Closed Session is authorized pursuant to Government Code section 54957.

Department: City Attorney

- 3.3 [24-0132](#) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Recommended Action: City Attorney

This Closed Session is authorized pursuant to Government Code section 54957.

Department: City Attorney

3.4 [24-0133](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Recommended Action: City Clerk

This Closed Session is authorized pursuant to Government Code section 54957.

Department: City Attorney

3.5 [24-0134](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Number of Cases: One

To discuss matters pertaining to the threat of litigation pursuant to Government Code section 54956.9(d)(2).

Department: City Attorney

4. CLOSED SESSION PUBLIC COMMENT*

5. RECESS TO CLOSED SESSION

6. REGULAR SESSION CALL TO ORDER/ROLL CALL

7. INVOCATION/PLEDGE TO FLAG

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

9. ADDITIONS TO REGULAR SESSION AGENDA***

10. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS

10.1 [24-0106](#) FIRE DEPARTMENT MEDAL OF VALOR AND UNIT CITATION AWARDS PRESENTATION

Department: Fire

11. PUBLIC COMMENTS* – MATTERS NOT ON THE AGENDA

12. CONSENT AGENDA

12.1 [24-0118](#) APPROVE BY RESOLUTION AN UPDATE TO THE FY 2023-24 INTERNAL AUDIT PLAN

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve by resolution:

1. An update to the Fiscal Year (FY)2023-24 Internal Audit Plan with Moss Adams; and,
2. An Amendment to the FY 2023-24 Annual Budget authorizing a \$45,000 budget increase in the City Auditors' Internal Audit Services Special Services account, transferring \$15,000 from the Non-Departmental special services account and appropriating \$30,000 from General Fund balance to be offset by Measure A sales and use tax receipts.

It is also recommended that the City Manager be authorized to take necessary action to carry out the purpose and intent of this motion.

Department: City Auditor

Attachments: [Proposed Resolution](#)
[Exhibit 1 - Audit Plan Update Memo](#)

12.2 [24-0138](#) MAYORAL APPOINTMENTS TO COUNCIL COMMITTEES AND COMMITTEE STRUCTURE/FUNCTION ROSTER

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve a resolution amending the Mayoral Appointments to Council Committees and Committee Structure/Function roster effective immediately.

Department: City Clerk

Attachments: [Proposed Resolution](#)
[Exhibit 1- Mayoral Appointments 2024.pdf](#)

12.3 [24-0112](#) APPROVAL OF CITY COUNCIL MINUTES

Recommended Action: RECOMMENDATION

Approve the minutes from the City Council meetings of November 7, 2023 and November 14, 2023

Department: City Clerk

Attachments: [Attachment A - 2023-11-07 Minutes](#)
[Attachment B - 2023-11-14 Minutes](#)

12.4 [23-1202](#) ADOPT A RESOLUTION APPROVING A FINAL MAP AND SUBDIVISION AGREEMENT FOR THE WESTLAKE VILLAGES,

UNIT NO. 7 - VILLAGE A (TRACT NO. 3574) PROJECT

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution to:

1. Approve the final map for Westlake Villages, Unit No. 7 - Village A, Tract No. 3574;
2. Authorize the City Manager to execute the subdivision agreement, accept on behalf of the public all offers of dedication, and record the final map for Westlake Villages, Unit No. 7 - Village A, Tract No. 3574; and
3. Authorize the City Manager to take appropriate and necessary actions to carry out the purpose and intent of the resolution.

Department: Community Development

Attachments: [Attachment A - Vicinity Map](#)

[Proposed Resolution](#)

[Exhibit 1](#)

[Exhibit 2](#)

**12.5 [24-0007](#) **ADOPT A RESOLUTION APPROVING A FINAL MAP AND
SUBDIVISION AGREEMENT FOR THE WESTLAKE VILLAGES,
UNIT NO. 8 - VILLAGE B (TRACT NO. 3575) PROJECT****

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution to:

1. Approve the Final Map for Westlake Villages, Unit No. 8 - Village B, Tract No. 3575;
2. Authorize the City Manager to execute the subdivision agreement, accept on behalf of the public all offers of dedication, and record the Final Map for Westlake Villages, Unit No. 8 - Village B, Tract No. 3575; and
3. Authorize the City Manager to take appropriate and necessary actions to carry out the purpose and intent of the resolution.

Department: Community Development

Attachments: [Attachment A - Vicinity Map](#)

[Proposed Resolution](#)

[Exhibit 1 - Map Agreement](#)

[Exhibit 2 - Final Map](#)

**12.6 [24-0042](#) **ADOPT A RESOLUTION TO EXECUTE A ONE-YEAR AGREEMENT
WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA ON
BEHALF OF ITS DAVIS CAMPUS SCHOOL OF VETERINARY****

**MEDICINE, KORET SHELTER MEDICINE PROGRAM IN SUPPORT
OF THE STOCKTON ANIMAL SHELTER**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution to:

1. Authorize the City Manager, or designee, to accept funds from the Regents of the University of California on behalf of its Davis Campus School of Veterinary Medicine, Koret Shelter Medicine Program, in the amount of \$200,000 for the purpose of improving the Shelter's animal health and adoptability;
2. Authorize the City Manager or designee to execute this grant and all related documents to carry out the purpose and intent of the grant award;
3. Amend the Fiscal Year 2023-24 Annual Budget to increase the Police Special Grants Revenue Fund, Animal Shelter Funds' revenue and expenditure appropriation by \$200,000;
4. Authorize the City Manager or designee, to take all necessary and appropriate actions to carry out the purpose and intent of this resolution.

Department: Police

Attachments: [Proposed Resolution](#)

[Exhibit 1 - Koret Shelter Medicine Program](#)

12.7 [23-1201](#)

**ADOPT RESOLUTION TO PURCHASE MISCELLANEOUS
EQUIPMENT UTILIZED BY THE MUNICIPAL UTILITIES
DEPARTMENT**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a resolution to:

1. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
2. Approve the use of Cooperative Purchasing Agreements through Sourcewell Contract Nos. 011723-LIN, 011723-JDC, and 101221-VTR to provide the City access to preferential pricing of equipment from Link-Belt Cranes, John Deere Construction Retail Sales, and Vactor Manufacturing.
3. Appropriate funds in the amount of \$480,000 from the Wastewater Utility Fund Balance; \$240,000 to the Municipal Utilities Department Equipment Acquisition Account and \$240,000 to the Wastewater Pump Station Equipment Acquisition Account.
4. Authorize the City Manager to execute a contract in the amount of \$1,725,347.27 with Link-Belt Cranes through affiliated vendor, Nixon-Egli Equipment Company of Tracy, CA, to purchase one 100-ton crane.
5. Authorize the City Manager to execute a contract in the amount of \$303,857.27 with John Deere Construction Retail Sales through affiliated vendor, Pape Machinery, Inc. of French Camp, CA, to purchase one front loader tractor.
6. Authorize the City Manager to execute a contract in the amount of \$1,325,322.40 with Vactor Manufacturing through affiliated vendor, Owen Equipment of Fairfield, CA, to purchase two hydro-vac sewer cleaning trucks.

It is also recommended that the City Manager be authorized to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Department: Public Works

Attachments: [Attachment A - Vehicle Purchase/Replacement List](#)

[Attachment B - Nixon-Egli Crane Quote](#)

[Attachment C - Pape Machinery Tractor Quote](#)

[Attachment D - Owen Equipment Vactor Quote](#)

[Proposed Resolution](#)

[Exhibit 1 - Coop Agreement with Link Belt Nixon-Egli](#)

[Exhibit 2 - Coop Agreement with John Deere/Pape Machinery](#)

[Exhibit 3 - Coop Agreement with Owen Equipment](#)

12.8 [24-0009](#)

**APPROVE MOTION TO AUTHORIZE PROFESSIONAL TRAFFIC
COUNTS COLLECTION SERVICES**

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve a motion to:

1. Award a Professional Services Contract to Quality Counts, LLC of Concord, CA, in the amount of \$191,980, for Professional Traffic Counts Collection Services, Project No. SEB-23-004.

2. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.

It is also recommended that the City Manager be authorized to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Department: Public Works

Attachments: [Attachment A - Professional Services Contract](#)

12.9 [24-0012](#) **ADOPT RESOLUTION TO AUTHORIZE THE NEIGHBORHOOD TRAFFIC MANAGEMENT PROGRAM**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution to:

1. Approve the Notice of Exemption No. NOE56-23 under the California Environmental Quality Act for the Neighborhood Traffic Management Program, Project No. WT16008.

2. Approve the plans and specifications for the Neighborhood Traffic Management Program, Project No. WT16008.

3. Award a Construction Contract in the amount of \$388,020 to Dirt Dynasty, Inc. of Farmington, CA, for the Neighborhood Traffic Management Program, Project No. WT16008.

It is recommended that the City Manager be authorized to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Department: Public Works

Attachments: [Attachment A - Information Sheet](#)

[Attachment B - Traffic Calming Process](#)

[Attachment C - Program Locations](#)

[Proposed Resolution](#)

[Exhibit 1 - Notice of Exemption](#)

[Exhibit 2 - Construction Contract](#)

12.10 [24-0014](#) **ADOPT RESOLUTION TO AUTHORIZE THE LED STREET LIGHTS CONVERSION, PHASE 6 PROJECT**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a resolution to:

1. Approve the Notice of Exemption No. NOE61-23 under the California Environmental Quality Act for the LED Street Lights Conversion, Phase 6, Project No. WD23017.
2. Approve the plans and specifications for the LED Street Lights Conversion, Phase 6, Project No. WD23017.
3. Transfer funds in the amount of \$20,675.03 from the LED Street Lights Conversion, Phase 5, Project No. WT22017, to the LED Street Lights Conversion, Phase 6, Project No. WD23017.
4. Transfer funds in the amount of \$17,847.26 from the Residential Street Light LED Replacement, Project No. WT22005, to the LED Street Lights Conversion, Phase 6, Project No. WD23017.
5. Award a Construction Contract in the amount of \$507,500 to Bear Electrical Solutions, Inc. of Alviso, CA, for the LED Street Lights Conversion, Phase 6, Project No. WD23017.

It is also recommended that the City Manager be authorized to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Department: Public Works

Attachments: [Attachment A - Vicinity Map](#)

[Proposed Resolution](#)

[Exhibit 1 - Notice of Exemption](#)

[Exhibit 2 - Construction Contract](#)

13. ADMINISTRATIVE MATTERS

14. UNFINISHED BUSINESS

15. NEW BUSINESS

- 15.1** [24-0021](#) **RESOLUTION APPROVING A DISPOSITION AND DEVELOPMENT AGREEMENT WITH RBH STOCKTON OZ PROJECT, LLC FOR THE SOUTH POINTE PROJECT**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1. Approving a Disposition and Development Agreement between the City of Stockton and RBH Stockton OZ Project, LLC for the South Pointe Project;
2. Authorizing the City Manager, or designee, to execute the Disposition and Development Agreement with RBH Stockton OZ Project, LLC;
3. Authorizing the filing of Notice of Exemption No. 01-24 under the California Environmental Quality Act (CEQA) for the disposition of real property for parcels which make up the South Pointe properties;
4. Authorizing the disposition of four City-owned parcels which make up the South Pointe properties, in accordance with the Disposition and Development Agreement;
5. Authorizing budgeting, and receiving of revenue associated with disposition of four City-owned parcels which make up the South Pointe properties; and
6. Authorizing the City Manager, or designee, to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution.

Department: Economic Development

Attachments: [Attachment A - South Pointe vicinity map](#)
[Attachment B - South Pointe aerial map](#)
[Attachment C - Conceptual Rendering](#)
[Attachment D - Resolution 2020-12-15-1403](#)
[Attachment E - Resolution 2021-05-11-1204](#)
[Attachment F - Resolution 2022-03-22-1210](#)
[Proposed Resolution - South Pointe DDA](#)
[Exhibit 1 - South Pointe DDA](#)
[Exhibit 2 - NOE01-24 Response - South Pointe](#)
[PPT - 15.1 - South Pointe Project](#)

15.2 [23-1050](#)

**ADOPT RESOLUTION TO AUTHORIZE THE MCKINLEY PARK
RENOVATION PROJECT**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a resolution to:

1. Appropriate funds in the amount of \$750,000 from the Transformative Climate Communities Program to the McKinley Park Renovation, Project No. WR21017.
2. Transfer funds in the amount of \$200,000 from the Touchless Restroom, Project No. WP22016, to the McKinley Park Renovation, Project No. WR21017.
3. Approve an Agreement between the City of Stockton and the San Joaquin County Office of Education dba Greater Valley Conservation Corps in the amount of \$280,429 for the McKinley Park Renovation, Project No. WR21017.
4. Award a Professional Services Contract in the amount of \$754,370 to Salaber Associates, Inc. of Rancho Cordova, CA, for construction management services for the McKinley Park Renovation, Project No. WR21017.
5. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
6. Approve and establish the Pre-Qualified Bidders List for the McKinley Park Renovation, Project No. WR21017.
7. Approve the plans and specifications for the McKinley Park Renovation, Project No. WR21017.
8. Award a Construction Contract in the amount of \$11,394,400 to John F. Otto, Inc. dba Otto Construction of Sacramento, CA, for the McKinley Park Renovation, Project No. WR21017.

It is also recommended that the City Manager be authorized to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Department: Public Works

Attachments: [Attachment A - Vicinity Map](#)
[Attachment B - Pre-Qualified Bidders List](#)
[Proposed Resolution](#)
[Exhibit 1 - Agreement with SJCOE](#)
[Exhibit 2 - Professional Services Contract](#)
[Exhibit 3 - Construction Contract](#)
[PPT - 15.2 - McKinley Park Renovation](#)

**AND OPERATIONS OF AQUATIC PROGRAMMING AT CITY
POOLS TO THE COMMUNITY SERVICES DEPARTMENT,
APPROVE SIX PART TIME, UNREPRESENTED, AND
UNCLASSIFIED POSITIONS, AND AMEND THE FISCAL YEAR
2023-2024 ANNUAL BUDGET**

Recommended Action: RECOMMENDATION

It is recommended that City Council adopt a resolution to:

1. Approve transitioning the management and operations of aquatic programming of Brooking Park, Holiday Park, McKinley Park, Oak Park, Sousa Park, and Victory Park Pools to the Community Services Department.
2. Approve six part-time, unrepresented, and unclassified positions in the Community Services Department, Pool Manager, Assistant Pool Manager, Lifeguard, Senior Lifeguard, Aquatics Instructor, and Aquatics Assistant, and assign salary ranges for those positions.
3. Amend the Fiscal Year 2023-24 Annual Budget to appropriate \$87,000 from Measure M fund balance to Recreation - Aquatics Division accounts for the operation of Brooking Park, Holiday Park, and Oak Park pools through June 30, 2024.

It is further recommended that the resolution authorize the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Department: Community Services

Attachments: [Proposed Resolution](#)
[Exhibit 1 - Part Time Aquatics Series Job Specs and Salary Ranges](#)
[PPT - 15.3 - Aquatics Operations and Programming](#)

16. HEARINGS**

- 16.1 [23-1167](#) REQUEST FOR A GENERAL PLAN AMENDMENT AND REZONE
TO ALLOW THE ESTABLISHMENT OF A CONVENIENCE STORE
AT 9036 THORNTON ROAD (P23-0083) (APN 072-410-43)**

Recommended Action:

RECOMMENDATION

It is recommended that City Council:

1. Adopts a Resolution approving a General Plan Land Use Map Amendment to change approximately 1.48-acres of APN 072-410-43 from Administrative Professional to Commercial and the remaining .62-acres from Administrative Professional to Medium Density Residential; and

2. Adopts an Ordinance approving a Zoning Map Amendment to change approximately 1.48-acres of APN 072-410-43 from Commercial, Office (CO) to Commercial, General (CG) and the remaining .62-acres from Commercial, Office (CO) to Residential, Medium Density (RM); based on the findings and subject to the conditions in the proposed resolution.

Department: Community Development

Attachments: [Attachment A - Aerial, General Plan & Zoning Maps](#)
[Attachment B - Site Plan, Floor Plan and Elevations](#)
[Attachment C - Planning Commission Resolutions](#)
[Proposed Resolution - General Plan Amendment](#)
[Exhibit 1 - Proposed General Plan Map](#)
[Ordinance - Rezone](#)
[Exhibit 1 - Proposed Rezone Map](#)
[Proposed Resolution - City Initiated GPA](#)
[Exhibit 1 - Approved Resolution 2023-05-23-1602](#)
[PPT - 16.1 - 9036 Thorton Road](#)

17. CITY MANAGER'S UPDATE

18. COUNCIL COMMENTS

19. ADJOURNMENT

CERTIFICATE OF POSTING

I declare, under penalty of perjury, that I am employed by the City of Stockton and that I caused this agenda to be posted in the City Hall notice case on February 2, 2024, in compliance with the Brown Act.

**Eliza R. Garza, CMC
City Clerk**

By: _____

Deputy

PUBLIC COMMENTS

**Citizens may comment on any subject within the jurisdiction of the City Council/Successor Agency to the Redevelopment Agency/Public Finance Authority/Parking Authority, including items on the Agenda. Each speaker is limited to two minutes. Speakers must submit "Request to Speak" cards to the City Clerk, and be prepared to speak when called. No speaker cards will be received after the close of the Citizen's Comments portion of the meeting.*

***Speakers should hold comments on items listed as a Hearing until the Hearing is opened.*

The City of Stockton invites public comments in multiple forms. You provide your comments by using one of these methods:

- 1. Email - you may email your comments to city.clerk@stocktonca.gov*
- 2. Voicemail - you can leave a voice message by dialing (209) 937-8459.*
- 3. In-Person Comments - a) Speakers must submit "request to speak cards" to the Clerk prior to the Public Comment portion of the agenda. No speaker cards will be accepted after the close of Public Comment. Please redirect any inquiries to City.Clerk@stocktonca.gov. b) Address only issues over which the meeting body has jurisdiction. c) Each speaker will be limited to one 2-minute comment opportunity. Donating time is not authorized. d) Your time will be displayed on the speaker podium for convenience.*

**All written and voicemail public comments received by the Clerk's Office 90 minutes prior to the meeting start time will be forwarded to the meeting body members as correspondence and attached the minutes. All comments received after that time will be forwarded as correspondence the following business day.*

****Additions to the Agenda - Government Code Section 54954.2(b)(2), allows members of the City Council present at the meeting to take immediate action, with either a two-thirds or unanimous vote, to place an item on the agenda that action must be taken and that the item came to the attention of the City subsequent to the agenda being posted.*

All proceedings before this meeting body are conducted in English. The City of Stockton does not furnish language interpreters and, if one is needed, it shall be the responsibility of the person needing one.

In accordance with the Americans With Disabilities Act and California Law, it is the policy of the City of Stockton to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. If you are a person with a disability and require a copy of a public hearing notice, or an agenda and/or agenda packet in an appropriate alternative format; or if you require other accommodation, please contact the Office of the City Clerk located at 425 North El Dorado Street, Stockton, California 95202 during normal business hours or by calling (209) 937-8458, at least 5 days in advance of the hearing/meeting. Advance notification within this guideline will enable the City/Agency to make reasonable arrangements to ensure accessibility.

Materials related to an item on this agenda submitted to City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 425 North El Dorado Street, Stockton, California 95202, during normal business hours. Such documents are also available on the City's website at www.stocktongov.com subject to staff's ability to post the documents before the meeting.

CHALLENGING CITY DECISIONS: The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will

be barred. If a person wishes to challenge the nature of the above section in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Stockton, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.