

**MINUTES**  
**CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/PUBLIC**  
**FINANCING AUTHORITY/PARKING AUTHORITY CONCURRENT**  
**MEETING OF SEPTEMBER 22, 2015**

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

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**1. CLOSED SESSION CALL TO ORDER/ROLL CALL - 4:00 PM**

Roll Call

Present:

Christina Fugazi

Elbert Holman

Susan Lofthus

Michael Tubbs

Absent:

Moses Zapien, Anthony Silva, and Daniel Wright.

Councilmember Wright arrived to Closed Session at 4:14 pm

**2. ADDITIONS TO CLOSED SESSION AGENDA**

None

**3. ANNOUNCEMENT OF CLOSED SESSION**

**3.1 15-1757 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Number of Cases: Five

Name of Case: Wells Fargo Bank v. City of Stockton (San Joaquin County Superior Court Case No. 39-2012-00277662)

Name of Case: Wells Fargo Bank, National Association, as Indenture Trustee v. City of Stockton (San Joaquin County Superior Court Case No. 39-2012-00280741)

Name of Case: In re City of Stockton, California - Debtor (United States Bankruptcy Court, Eastern District of California Case No. 2012-32118)

Name of Case: Richard Price, et al. v. City of Stockton, Redevelopment Agency, et al. (United States District Court, Eastern District Case No. CIV.S-02-0065 LKK JFM)

Name of Case: Redevelopment Agency of the City of Stockton v. State of California Department of Transportation (Caltrans) (San Joaquin County Superior Court Case No. 39-2010-00236302)

This Closed Session is authorized pursuant to Section 54956.9(a) of the

Government Code.

Legislation Text

**3.2 15-1769 CONFERENCE WITH LABOR NEGOTIATOR**

Agency Designated Representative: City Manager Kurt Wilson

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.

Legislation Text

**3.3 15-1822 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

City Manager

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

Legislation Text

**4. PUBLIC COMMENT\***

None

**5. RECESS TO CLOSED SESSION (4:04 PM)**

The Council recessed to Closed Session at 4:04 pm. The Council returned from Closed Session and recessed at 4:55 pm.

**6. REGULAR SESSION CALL TO ORDER/ROLL CALL - 5:30 PM**

Roll Call

Present:

Christina Fugazi

Elbert Holman

Susan Lofthus

Michael Tubbs

Moses Zapien

Daniel Wright  
Absent:  
Anthony Silva.

**7. INVOCATION/PLEDGE TO FLAG**

Reverend Lyn Morlan from The Episcopal Church of Saint Anne provided the Invocation. The Pledge of Allegiance was led by Councilmember Lofthus.

**8. REPORT OF ACTION TAKEN IN CLOSED SESSION**

City Attorney, John Luebberke reported - We have one matter to report. In the matter of Redevelopment Agency of the City of Stockton versus the State of California Department of Transportation, San Joaquin Superior Court number 39-2010-00236302, the Successor Agency has voted 4 to 0 with members Silva, Zapien, and Wright absent, to approve an agreement that would have CalTrans pay \$800,000 for a full settlement of the matter. This settlement is subject to review by the Successor Agency Board and is on the agenda for tomorrow's meeting.

**9. ADDITIONS TO REGULAR SESSION AGENDA\*\***

None

**10. PROCLAMATIONS, COMMENDATIONS, OR INVITATIONS**

10.1 PROCLAMATION: National Recovery Month, September 2015

RECIPENT: Rosie Bachand was not present to accept the Proclamation

10.2 PROCLAMATION: Manufacturing Awareness and Appreciation Month, October 2015

RECIPIENTS: John Solis, Dr. Kathy Hart, Hersch Beahm, James Mousalimas, Judith Buethe, Shelley Burcham

John Solis - spoke to Manufacturing Awareness

Shelley Burcham, San Joaquin Partnership - thanked Stockton for recognition

**12. CONSENT AGENDA**

Approve the Consent Agenda with a single vote, save item 12.4 which was considered separately.

**Moved by:** Moses Zapien, seconded by Elbert Holman.

**Vote:** Motion carried 6-0

**Yes:** Christina Fugazi , Elbert Holman, Susan Lofthus, Michael Tubbs, Moses Zapien, and Daniel Wright.

**Absent:** Anthony Silva.

**12.1 15-1783 APPROVE FINDINGS AND AUTHORIZE THE EXECUTION OF AGREEMENTS FOR PURCHASING CARD SERVICES WITH US BANK NATIONAL ASSOCIATION UNDER THE STATE OF CALIFORNIA'S COOPERATIVE PROGRAM.**

**Motion 2015-09-22-1201** approving findings and authorizing the execution of agreements for Purchasing Card (pCard) services with US Bank National Association under the Western States Contracting Alliance/National Association of State Procurement Officials (WSCA/NASPO) Value Point cooperative's Commercial Card Contract through the State of California's "Cal Card" program (Attachments A and B). It is further recommended that the motion and resolution authorize the City Manager to take appropriate actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Subscription Agreement

Attachment B - Prepayment Addendum

Attachment C - WSCA Contract

Attachment D - California Participating Addendum

Attachment E - Staff Time and Cost Analysis

Attachment F - Solicitation Exec Summary

Attachment G - Comparison of Top Three Proposers

Attachment H - Expected Annual Revenue and Benefits

**12.2 15-1874 AGREEMENT WITH SHOTSPOTTER, INC.**

**Motion 2015-09-22-1202** approving an agreement with ShotSpotter, Inc. for ShotSpotter Flex Gunfire Location, Alert and Analysis Service in the amount of \$100,000 for a one-year period.

Legislation Text

Attachment A - ShotSpotter Flex Agreement

**12.3 15-1947 RESOLUTION AUTHORIZING AN AMENDMENT TO THE "STOP**

**CONTROLLED INTERSECTION SCHEDULE" TO INCLUDE ALL-WAY STOP CONTROLS AT A.G. SPANOS BOULEVARD/IRON CANYON CIRCLE (S)/HEPBURN CIRCLE**

**Resolution 2015-09-22-1203** authorizing the City Manager to amend the "Stop Controlled Intersection Schedule" pursuant to Stockton Municipal Code (SMC) sections 10.04.270 and 10.04.280. This Amendment will designate all-way stop controls at A.G. Spanos Boulevard/Iron Canyon Circle (S)/Hepburn Circle.

Legislation Text

Attachment A - Vicinity Map

Proposed Resolution

Exhibit 1

Approved Resolution 2015-09-22-1203

**12.4 15-1962 FIRST AMENDMENT TO CONTRACT FOR PARK LANDSCAPE MAINTENANCE, PARK JANITORIAL/SITE CLEANING SERVICE, AND PLAY EQUIPMENT INSPECTION, PROJECT PW 13-02**

Legislation Text

Attachment A - First Amendment

NOTE: Councilmember Lofthus recused herself from voting on this item due to a possible conflict of interest

Approve **Motion 2015-09-22-1204** approving findings and authorizing the City Manager to execute the First Amendment to Contract for Park Landscape Maintenance, Park Janitorial/Site Cleaning Service, and Play Equipment Inspection, Project PW 13-02.

**Moved by:** Daniel Wright, seconded by Moses Zapien.

**Vote:** Motion carried 5-0

**Yes:** Christina Fugazi , Elbert Holman, Michael Tubbs, Moses Zapien, and Daniel Wright.

**Recuse:** Susan Lofthus.

**Absent:** Anthony Silva.

**12.5**

**15-1980 CAL WEBER ASSOCIATES LP REFUND REQUEST**

**Resolution 2015-09-22-1205** authorizing a refund for overpayment of Public

Facilities Fees (PFF), to the applicant Cal Weber Associates LP in the amount of \$47,742.46 for the Cal Weber 40 project.

Legislation Text

Attachment A - Request for Refund

Attachment B -County Facilities Fee Credit Letter

Proposed Resolution

Approved Resolution 2015-09-22-1205

**12.6 15-1987 AGREEMENT FOR SUPPLEMENTAL POLICE SERVICES - SAN JOAQUIN REGIONAL TRANSIT DISTRICT**

**Motion 2015-09-22-1206** approving an Agreement for Supplemental Police Services between the San Joaquin Regional Transit District and the Police Department.

Legislation Text

Attachment A - Supplemental Police Services

**12.7 15-1989 AMENDMENT TO CONTRACT WITH PACIFIC MUNICIPAL CONSULTANTS "OPEN WINDOW PROJECT"**

**Motion 2015-09-22-1207** amending the contract with Pacific Municipal Consultants (PMC) to increase the allowable amount by \$20,000 for a total amount not to exceed \$95,000 and extend the contract term to March 31, 2016, for senior planning services and the completion of the Open Window Project.

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

Legislation Text

Attachment A - Pacific Management Amendment

**12.8 15-1995 ADOPTION OF A RECOGNIZED OBLIGATION PAYMENT SCHEDULE**

Successor Agency to the former Redevelopment Agency of the City of Stockton ("Successor Agency") **Resolution SRD 2015-09-22-1208** approving the Recognized Obligation Payment Schedule ("ROPS") for the period of January 1, 2016 through June 30, 2016, (Exhibit 1 to the Resolution) as required under Health and Safety Code Section 34177 (m).

Legislation Text

Attachment A - Resolution 11-0251

Attachment B - Resolution SRD 2015-06-09-1606

Proposed Resolution - Recognized Obligation Payment Schedule

Exhibit 1 - ROPS 15-16B

Approved Resolution SRD 2015-09-22-1208

## **12.9 15-2055 APPROVAL OF CITY COUNCIL MINUTES**

**Motion 2015-09-22-1209** approving minutes of the August 18, 2015 and September 1, 2015 City Council meetings.

Legislation Text

2015-09-01 City Council

2015-08-18 City Council

## **11. CITIZENS' COMMENTS, ANNOUNCEMENTS, OR INVITATIONS\***

James Young - spoke to cracked sidewalks in need of repair; shared personal views on Police Department.

Christie Kelley - shared personal views on local community racism; rights awareness

Diana Buettner - spoke to police actions; shared views of racism

Steven Bojorques - spoke to Measure A funds; libraries; shared views of racism

Ted Gonzales, Community Action Center, Mexican American Human Rights Organization - spoke about civil, human rights, gang solutions; police brutality; costs to tax payers; Fair Oaks Library; Community Action Center volunteers

Richard Blackston - spoke to developing a citizen's advisory committee for the police department

Warren G. Gaines - spoke to police brutality; urged drug and alcohol testing for officers; submitted documents to be filed

Copy of news article and letters filed by Warren G. Gaines

Anthony Burgher - invited community to St. George's Parish Festival September 26 and 27; spoke to role of police officers; urged training for police officers

Gary Malloy - spoke to letter sent to the Measure A Committee; number of officers hired; credit card charges

Deborah Gurley - thanked Clerk staff for service; reported accusation of stealing

Carlos Rodrigues - requested that fountain at Weber Point be operational during hot weather days

Bill Reis Knight - spoke to City maintenance issues in low income sections of the community; graffiti; trash; street repairs; submitted documents to be filed

Copies of photos showing code violations filed by Bill Reis Knight

Michael Vallete - spoke to interaction with police officers; police brutality

Aaron Paradiso - spoke to police brutality

Motec Sanchez - spoke to racism and police brutality; asked for policy regarding use of police body cameras; suggested that police body camera videos be shown.

### **13. ADMINISTRATIVE MATTERS**

None

### **14. UNFINISHED BUSINESS**

None

### **15. NEW BUSINESS**

#### **15.1 15-1997 ADOPT AGREEMENT WITH POLICYLINK TO ASSIST IN DEVELOPING AND IMPLEMENTING THE SOUTH STOCKTON PROMISE ZONE STRATEGY**

Legislation Text

Attachment A - PolicyLink Professional Services Contract

PowerPoint Presentation

Motec Sanchez - supported PolicyLink; suggested the item be tabled until more information is available on why Stockton was not chosen for Promise Zone; requested Councilmember Tubbs recuse himself from voting on this item

Approve **Motion 2015-09-22-1501** approving a professional services agreement with

PolicyLink in the amount of \$100,000 to assist the City in developing and implementing the South Stockton Promise Zone (SSPZ) Strategy.

**Moved by:** Michael Tubbs, seconded by Moses Zapien.

**Vote:** Motion carried 6-0

**Yes:** Christina Fugazi , Elbert Holman, Susan Lofthus, Michael Tubbs, Moses Zapien, and Daniel Wright.

**Absent:** Anthony Silva.

**16. HEARINGS\*\*\*\***

None

**17. COUNCIL COMMENTS**

Councilmember Wright - attended Beyond Our Gates; United Way Kickoff; Black Family Day Culture Fest; Bonnie Brook Neighborhood Association meet and greet

Councilmember Tubbs - spoke to Dolores Huerta Lifetime of Service celebration, Hispanic Heritage Month; September 26 Stockton PD volunteer clean up project at Williams Brotherhood Park; building trust between police and communities, training; honoring Tim Egkan's memory by emulating his example

Councilmember Holman - spoke to memorial service for Willie Douglas at Civic Memorial Auditorium on September 27th at 3pm; NAACP cannabis education townhall event September 26th

Vice Mayor Fugazi - spoke to status of economic stimulus plan discussion; City credit card use; invited public to upcoming Measure A meeting September 24th at 9am; coastal clean up; Second Baptist Church anniversary; community empowerment symposium

**18. ADJOURNMENT**

  
BONNIE PAIGE, CMC  
CITY CLERK, CITY OF STOCKTON

