

**MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/PUBLIC
FINANCING AUTHORITY/PARKING AUTHORITY CONCURRENT
MEETING OF JANUARY 9, 2024**

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

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

Roll Call

Present:

Michael Blower
Brando Villapudua
Michele Padilla
Susan Lenz
Kevin J Lincoln II
Kimberly Warmesley
Daniel Wright

2. ADDITIONS TO CLOSED SESSION AGENDA

None

3. ANNOUNCEMENT OF CLOSED SESSION

- 3.1 23-1179 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
Number of Cases: Two Name of Case: Melvin Justin Curry v. City of Stockton, et al. (United States Eastern District Court Case No. 2:23-CV-01535) Name of Case: Kurt Wilson v. City Council of Stockton, et al. (San Joaquin County Superior Court Case No. STK-CV-UVM-2019-12404) This Closed Session is authorized pursuant to section 54956.9(d)(1) of the Government Code.

Legislation Text

3.2 23-1180 CONFERENCE WITH LABOR NEGOTIATOR

Legislation Text

3.3 23-1181 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Legislation Text

3.4 23-1182 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Legislation Text

3.5 23-1183 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Legislation Text

3.6 23-1184 CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION**Number of Cases: Two**

Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation pursuant to Government Code section 54956.9(d)(4).

Legislation Text**4. CLOSED SESSION PUBLIC COMMENT**

None

5. RECESS TO CLOSED SESSION

The Council recessed to Closed Session at 4:01 PM. The Council returned from Closed Session and adjourned at 5:10 PM.

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

Roll Call

Present:

Michael Blower
Brando Villapudua
Michele Padilla
Susan Lenz
Kevin J Lincoln II
Kimberly Warmsley
Daniel Wright

7. INVOCATION/PLEDGE TO FLAG

Greg Helland, of Lincoln Presbyterian Church provided the invocation and the Pledge of Allegiance was led by Vice Mayor Warmsley

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

City Attorney Lori Asuncion reported out that the City Council has authorized the initiation of litigation by unanimous vote to challenge the Delta Conveyance Project. The second matter Melvin Justin Curry v. City of Stockton, et al. (United States Eastern District Court Case No. 2:23-CV-01535) the City Council voted unanimously 7-0 to settle this matter in the amount of \$125,000.

9. ADDITIONS TO REGULAR SESSION AGENDA

None

10. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS**11. PUBLIC COMMENTS - MATTERS NOT ON THE AGENDA**

Mark Stebbins - South Stockton Merchants Association resolutions

Pat Barrett - warehouse ordinance amendments

Jason Lee - California Public Records Acts

Denise - Loyalty and Family CTF Incorporated funds

Aaron Paradiso - council decorum

12. CONSENT AGENDA

Approve the Consent Agenda with a single vote save for items 12.4, 12.6, 12.10, and 12.13 which were considered separately

Moved by: Kimberly Warmsley, seconded by Michael Blower.

Vote: Motion carried 7-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

12.1 23-1120 PUBLIC FACILITY FEE ANNUAL REPORTS FOR FISCAL YEAR 2022-23

Motion 2024-01-09-1201 accepting the Public Facilities Fee Program Annual Report for Fiscal Year 2022-23 (Attachment A) to comply with State reporting requirements.

Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - PFF Program Annual Report FY2022-23

12.2 24-0004 APPROVE AN ADDENDUM TO THE LICENSE AGREEMENT WITH ZENCITY TECHNOLOGIES

Motion 2024-01-09-1202 approving an addendum to the annual software license agreement with Zencity Technologies (Zencity) in the amount of \$63,000. This price includes \$43,000 for the annual software service subscription and \$20,000 for the ad-hoc Pulse Survey.

Authorizing the City Manager to take appropriate and necessary action to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Zencity Annual License Renewal

12.3 23-1119 RESOLUTION APPOINTING NYIMA HILL TO THE STOCKTON ARTS COMMISSION

Resolution 2024-01-09-1203:

1. Appointing Nyima Hill to the Stockton Arts Commission with term to commence immediately upon approval.
2. Authorizing the City Manager to take whatever actions are appropriate and necessary to carry out the purpose and intent of this Resolution.

Legislation Text

Attachment A - SAC Candidate Application (Redacted)

Proposed Resolution

Approved Resolution 2024-01-09-1203

12.4 23-1174 ADOPT A MOTION TO ACCEPT, ALLOCATE, AND APPROPRIATE GRANT FUNDING TO UPLIFT ALL FOUNDATION'S LOADS OF HOPE PROGRAM FOR PROVIDING MOBILE LAUNDROMAT SERVICE VEHICLES FOR HOMELESS INDIVIDUALS

Legislation Text

Attachment A - AB 102

Approve Motion 2024-01-09-1204:

1. Accepting, appropriating and allocating \$400,000.00 to the Uplift All Foundation's Loads of Hope Program pursuant to 2023-24 California Budget Bill Jr. (Chapter 38, Statutes of 2023, AB 102), Section 19.564
2. Authorizing the City Manager, or designee, to enter into and execute any associated documents and take appropriate and necessary actions to carry out the purpose and intent of this motion including contracts with the granting authority and the subrecipient.

Moved by: Kimberly Warmsley, seconded by Michael Blower.

Vote: Motion carried 7-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

12.5 23-1086 ADOPT RESOLUTION TO APPROVE THE LAST AND FINAL RECOGNIZED OBLIGATION PAYMENT SCHEDULE

Resolution 2024-01-09-1205:

1. Approving the Last and Final Recognized Obligation Payment Schedule, (Exhibit 1 to the Resolution) as required under Health and Safety Code section 34191.6(a)
2. Authorizing the Executive Director to take necessary and appropriate actions to carry out the purpose and intent of the resolution.

Legislation Text

Attachment A - Resolution No. 11-0251

Proposed Resolution - Last and Final ROPS

Exhibit 1 - Last and Final ROPS

Approved Resolution SRD 2024-01-09-1205

12.6 23-1090 ADOPT A RESOLUTION AUTHORIZING THE GRANT OF A UTILITY EASEMENT TO PACIFIC GAS AND ELECTRIC COMPANY LOCATED AT 3638 EAST HAMMER LANE

Legislation Text

Attachment A - Vicinity Map - 3638 East Hammer Lane

Attachment B - Aerial Map - 3638 East Hammer Lane

Attachment C - Easement Location

Proposed Resolution - Hammer Lane Easement PG&E

Exhibit 1 - City of Stockton Easement Deed

Approved Resolution 2024-01-09-1206

Approve Resolution 2024-01-09-1206:

1. Authorizing the granting of a permanent underground utility easement to Pacific Gas and Electric Company (PG&E) over a portion of a parcel owned by the City of Stockton located at 3638 East Hammer Lane (APN 130-020-04) for electric upgrades and new electric services from PG&E for existing Water Well No. 26
2. Authorizing the City Manager to take whatever actions are necessary and appropriate to carry out the purposes of the Resolution

Moved by: Daniel Wright, seconded by Kimberly Warmsley.

Vote: Motion carried 7-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

12.7 23-1145 APPROVE MOTION TO RATIFY THE EMERGENCY PURCHASE OF CONTINUED MAINTENANCE, REPAIR AND SUPPORT SERVICES FOR PUBLIC SAFETY RADIOS AND THE RADIO COMMUNICATIONS SYSTEM

Motion 2024-01-09-1207:

1. Ratifying the City Manager's approval of a contract with Motorola Solutions, Inc. in the amount of \$336,547 (Attachment A) and authorize an additional contingency of \$79,496 for a total expenditure authority of \$416,043 beginning November 1, 2023, through June 30, 2024, for public safety radios and radio communication system maintenance, support services, and non-covered repairs
2. Approving findings under Stockton Municipal Code section 3.68.070 in support of

an exception to the competitive bid process

3. Authorizing the City Manager to take necessary and appropriate actions to carry out the purpose and the intent of this motion.

Legislation Text

Attachment A - Contract - Motorola - Radio Maintenance

12.8 23-1190 AWARD A CONSTRUCTION CONTRACT TO CONSOLIDATED ENGINEERING, INC. FOR THE LOUIS PARK SEWER LIFT STATION ACCESS ROAD AND AMEND THE FISCAL YEAR 2023-24 ANNUAL BUDGET

Resolution 2024-01-09-1208:

1. Approving the filing of Notice of Exemption No. NOE 59-23 under the California Environmental Quality Act (CEQA) for the Louis Park Sewer Lift Station Access Road Project, Project No. UW21009 (Exhibit 1 to the Resolution).

2. Approving the project Plans and Specifications for the Louis Park Sewer Lift Station Access Road Project, Project No. UW21009.

3. Awarding a \$113,174.00 Construction Contract to Consolidated Engineering, Inc. of Valley Springs, CA, for the Louis Park Sewer Lift Station Access Road Project, Project No. UW21009 (Exhibit 2 to the Resolution).

4. Authorizing the appropriation of Wastewater Utility funds in the amount of \$102,000.00 from Fund Balance to Louis Park Sewer Lift Station Access Road, Project No. UW21009).

Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Legislation Text

Proposed Resolution

Exhibit 1 - Notice of Exemption.pdf

Exhibit 2 - Construction Contract.pdf

Approved Resolution 2024-01-09-1208

12.9 23-1105 APPROVE MOTION TO EXECUTE A TWO-YEAR AGREEMENT, WITH THREE (3) ADDITIONAL ONE (1) YEAR OPTIONS TO EXTEND WITH FORENSIC ANALYTICAL CRIME LAB FOR FIREARMS EXAMINER SERVICES FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$99,890

Motion 2024-01-09-1209:

1. Authorizing the City Manager to execute a two-year Standard Agreement with three (3) one-year options to extend between the City of Stockton (City) and Forensic Analytical Crime Lab for Firearms Examiner services in an amount not to exceed \$99,890

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

3. Authorizing and directing the City Manager to make any and all expenditures and appropriations on behalf of the City as appropriate and necessary to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - FACL Standard Agreement.pdf

12.10 23-1026 APPROVE MOTION TO AWARD A SERVICE CONTRACT FOR ON-CALL HEATING, VENTILATION, AND AIR CONDITIONING EQUIPMENT REPAIR AND MAINTENANCE SERVICES

Legislation Text

Attachment A - Contract with American Chiller Service

Attachment B - Financial Breakdown by Account

Approve Motion 2024-01-09-1210

1. Awarding a five-year Service Contract, in the amount not to exceed \$900,000, to American Chiller Service, Inc. of Modesto, CA, for On-Call Heating, Ventilation, and Air Conditioning Equipment Repair and Maintenance Services, Project No. OM-24-012.

2. Authorizing the City Manager to execute two optional one-year extensions to this Service Contract upon completion of the original term, in the amount not to exceed \$400,000, for a total contract amount of \$1,300,000.

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

Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Moved by: Susan Lenz, seconded by Kimberly Warmsley.

Vote: Motion carried 6-1

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, and Kimberly Warmsley.

No: Daniel Wright.

12.11 23-1073 ADOPT RESOLUTION TO AUTHORIZE THE LOCAL STREET RESURFACING PROGRAM FY 2023-24 SB1 - MILL AND OVERLAY PROJECT

Resolution 2024-01-09-1211:

1. Approving Notice of Exemption No. NOE55-23 under the California Environmental Quality Act for the Local Street Resurfacing Program FY 2023-24 SB1 - Mill and Overlay, Project No. WD24003.

2. Approving the plans and specifications for the Local Street Resurfacing Program FY 2023-24 SB1 - Mill and Overlay, Project No. WD24003.

3. Awarding a Construction Contract in the amount of \$704,298 to United Pavement Maintenance, Inc. of Hughson, CA, for the Local Street Resurfacing Program FY 2023-24 SB1 - Mill and Overlay, Project No. WD24003.

Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Legislation Text

Attachment A - Vicinity Map

Attachment B - Location List

Proposed Resolution

Exhibit 1 - Notice of Exemption

Exhibit 2 - Construction Contract - CWTA

Approved Resolution 2024-01-09-1211

12.12 23-1147 APPROVE A MOTION AND RATIFY THE EMERGENCY PURCHASE OF POLICE AND FIRE DEPARTMENTS VEHICLES

Motion 2024-01-09-1212:

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

2. Approving findings and ratifying the City Manager's approval to execute an emergency Purchase Order to Michael Hohl Motor Company, Carson City, NV, in the amount of \$234,362.72, for the purchase of four 2023 Chevrolet Tahoes 4WD PPV for the Police Department K-9 Division.

3. Approving findings and ratifying the City Manager's approval to execute an emergency Purchase Order to Phil Long Ford of Denver LLC, Denver, CO, in the amount of \$194,240, for the purchase of four 2022 Ford Utility SSV Expeditions 4WD for the Police and Fire Departments.

Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Emergency PO - Michael Hohl Motor Co.

Attachment B - Emergency PO - Phil Long Ford of Denver

12.13 23-1156 ADOPT RESOLUTION TO AUTHORIZE THE LOCAL STREET RESURFACING PROGRAM FY 2022-23 SB1 - SLURRY SEAL PROJECT

Legislation Text

Attachment A - Vicinity Map

Proposed Resolution

Exhibit 1 - Notice of Exemption No. NOE 30-23

Exhibit 2 - Contract - Pavement Coatings

Approved Resolution 2024-01-09-1213

Approve **Resolution 2024-01-09-1213:**

1. Approving Notice of Exemption No. NOE30-23 under the California Environmental Quality Act for the Local Street Resurfacing Program FY 2022-23 SB1 - Slurry Seal, Project No. WD23003.
2. Approving the plans and specifications for the Local Street Resurfacing Program FY 2022-23 SB1 - Slurry Seal, Project No. WD23003.
3. Appropriating \$500,000 from the Gas Tax fund balance to the Local Street Resurfacing Program FY 2022-23 SB1 - Slurry Seal, Project No. WD23003.
4. Awarding a Construction Contract in the amount of \$956,640 to Pavement Coatings Co. of Sacramento, CA, for the Local Street Resurfacing Program FY 2022-23 SB1 - Slurry Seal, Project No. WD23003.

Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Moved by: Kimberly Warmesley, seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmesley, and Daniel Wright.

13. ADMINISTRATIVE MATTERS

None

14. UNFINISHED BUSINESS

None

15. NEW BUSINESS

15.1 23-1175 ADOPT A RESOLUTION APPROVING A GRANT TO DELTA COMMUNITY DEVELOPERS CORP. FOR THE PROPERTY ACQUISITION AND DEVELOPMENT OF DANNY DRIVE SENIOR LIVING PROJECT

Legislation Text

Attachment A - Vicinity Map

Attachment B - Aerial Map

Attachment C - Conceptual Rendering

Attachment D - Conceptual Rendering

Attachment E - Conceptual Rendering

Attachment F - LOI

Proposed Resolution - DCDC Grant

Approved Resolution 2024-01-09-1501

PPT - 15.1 - Danny Drive Senior Living Project

Approve **Resolution 2024-01-09-1501:**

1. Approving a \$1,300,000 Community Development Block Grant (CDBG) grant to Delta Community Developers Corp. (DCDC) for the purpose of acquiring property located at 6303 and 6304 Danny Drive for development of the Danny Drive Senior Living affordable housing project
2. Approving the allocation of 110-units of affordable housing for seniors, through the Danny Drive Senior Living project pursuant to Article XXXIV of the California Constitution
3. Authorizing the City Manager, or designee, to execute all documents and take all necessary and appropriate actions to carry out the purpose and intent of the resolution.

Moved by: Kimberly Warmsley, seconded by Susan Lenz.

Vote: Motion carried 7-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

15.2 23-1154 ADOPT RESOLUTION TO AUTHORIZE THE PLAYGROUND EQUIPMENT REPLACEMENT - SANDMAN PARK

Legislation Text

Attachment A - Vicinity Map

Attachment B - Sandman Park Design and Renderings

Proposed Resolution

Exhibit 1 - Notice of Exemption

Exhibit 2 - Construction Contract

Approved Resolution 2024-01-09-1502

PPT - 15.2 - Sandman Park Playground

The following persons spoke to the following item: Pat Barrett, Denise, Dione Smith, Jason Lee, and Aaron Paradiso

Approve **Resolution 2024-01-09-1502:**

1. Approving Notice of Exemption No. NOE62-23 under the California Environmental

Quality Act for the Playground Equipment Replacement - Sandman Park, Project No. WP22026.

2. Approving the plans and specifications for the Playground Equipment Replacement - Sandman Park, Project No. WP22026.

3. Awarding a Construction Contract in the amount of \$395,405 to Yosso Group, Inc. dba Specified Play Equipment Co. of Burlingame, CA, to provide and install an all-accessible playground at Sandman Park.

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

Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this resolution.

Moved by: Kimberly Warmsley, seconded by Michael Blower.

Vote: Motion carried 7-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

15.3 24-0013 APPOINTMENT TO THE STOCKTON PORT COMMISSION

Legislation Text

Attachment A - Redacted Applications

Proposed Resolution - Port Commission.pdf

Approved Resolution 2024-01-09-1503

Approve **Resolution 2024-01-09-1503** appointing Margaret Stephens to fill an upcoming vacancy on the Stockton Port Commission, for a term commencing January 16, 2024 and ending January 15, 2028.

Moved by: Michael Blower, seconded by Kimberly Warmsley.

Vote: Motion carried 7-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

16. HEARINGS

None

17. CITY MANAGER'S UPDATE

None

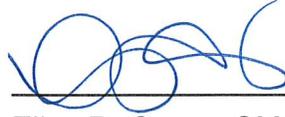
18. COUNCIL COMMENTS

Councilmember Padilla - First year of service on Council

Councilmember Wright - Council Priority Setting, February 21, 2024; American
Rescue Plan Act Workshop February 28, 2024 **Attachment A**

Vice Mayor Warmesley - thanked constituents for coming out; Community
Workforce and Training Agreement

19. ADJOURNMENT - 6:51 PM



Eliza R. Garza, CMC
Stockton City Clerk