



City of Stockton

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

Meeting Agenda - - Revised City Council/Successor Agency to the Redevelopment Agency/Public Financing Authority/Parking Authority Concurrent

Christina Fugazi, Mayor/Chair (At Large)

Jason Lee, Vice Mayor (District 6)

Michele Padilla (District 1)

Mariela Ponce (District 2)

Michael Blower (District 3)

Mario Enriquez (District 4)

Brando Villapudua (District 5)

Tuesday, March 4, 2025

4:00 PM

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

Closed Session 4:00 PM :: Regular Session 5:30 PM

1. CLOSED SESSION CALL TO ORDER/ROLL CALL
2. ADDITIONS TO CLOSED SESSION AGENDA
3. ANNOUNCEMENT OF CLOSED SESSION
- 3.1 [25-0154](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Number of Cases: One

Name of Case: *Rosann San Nicolas v. City of Stockton, et al.*
(San Joaquin County Superior Court Case No.
STK-CV-UAT-2022-25)

This Closed Session is authorized pursuant to section 54956.9(d)(1) of the
Government Code to discuss matters pertaining to existing litigation.

Department: City Attorney

- 3.2 [25-0156](#) CONFERENCE WITH LABOR NEGOTIATOR

Recommended Action:

Agency Designated Representative: Interim City Manager, City Attorney, Human Resources Director, Budget Officer, and Acting Deputy Director of Human Resources

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 Manager

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 [25-0234](#) **PROCLAMATION: ARBOR WEEK**
11. **PUBLIC COMMENTS* – MATTERS NOT ON THE AGENDA**
12. **CONSENT AGENDA**
- 12.1 [25-0213](#) **APPROVAL OF CITY COUNCIL MINUTES**

Recommended Action:

RECOMMENDATION

Approve the minutes from the City Council meetings of January 7, 2025, January 9, 2025, January 21, 2025, and February 4, 2025

Department: City Clerk

Attachments: [Attachment A – 2025-01-07](#)
[Attachment B – 2025-01-09](#)
[Attachment C – 2025-01-21](#)
[Attachment D – 2025-02-04](#)

12.2 [25-0064](#) **APPROVAL OF ENHANCED SECURITY MEASURES AT CITY HALL**

Recommended Action: RECOMMENDATION

Approve a resolution to:

1. Establish a new unclassified/unrepresented classification position of Security Services Manager and approve the proposed salary range.
2. Authorize the addition of one new full-time employee (FTE) to the City Manager's Office, and associated budget appropriation of \$49,724 to support the Security Services Manager position from April through June of FY2024-25.
3. Authorize a project budget of \$186,755 for Enhanced Security Measures at City Hall and authorize corresponding purchases needed to procure equipment and services to implement.
4. Authorize a total budget appropriation of \$236,479 from the General Fund Reserves to various funds in support of items 1-3.
5. Authorize the Interim City Manager to carry out the intent and purpose of this motion.

Department: City Manager

Attachments: [Attachment A - Draft Class Spec Security Services Manager](#)
[Proposed Resolution - Security Services Manager](#)

12.3 [25-0029](#) **APPROVE A MOTION TO AUTHORIZE A REFUND TO THE PORT OF STOCKTON FOR AN OVERCHARGE OF INDUSTRIAL WASTEWATER USER FEES**

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve a motion authorizing the City Manager to authorize a refund to the Port of Stockton in the amount of \$91,953.87 for an overcharge of industrial wastewater user fees.

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

Department: Municipal Utilities

12.4 [25-0189](#) **AN ORDINANCE AMENDING STOCKTON MUNICIPAL CODE TITLE 15, CHAPTERS 15.24 AND 15.28 BY REPEALING AND REPLACING**

BOTH CHAPTERS WITH TITLE 15, CHAPTER 24, "PROPERTY MAINTENANCE CODE" ADOPTING THE 2024 INTERNATIONAL PROPERTY MAINTENANCE CODE; AND AMENDING TITLE 15, CHAPTER 15.04; AND TITLE 15, CHAPTER 15.12; AND TITLE 15, CHAPTER 15.64; AND TITLE 15, CHAPTER 15.68; AND TITLE 1, CHAPTER 1.32, SECTION 1.32.040; AND 15.32, SECTION 15.32.090 TO COMPLY WITH STATE LAW AND CORRECT INCONSISTENCIES IN EXISTING CODE

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt an ordinance to:

1. Repeal Title 15, Chapter 15.24 and Title 15, Chapter 15.28 of the Stockton Municipal Code and create Title 15, Chapter 15.24 to incorporate the 2024 International Property Maintenance Code, with amended provisions, to adequately protect the health, safety, and welfare of the public and occupants, and better align with other existing adopted Codes; and
2. Amend Stockton Municipal Code, Title 15, Chapter 15.04, "Administrative Provisions for Construction Codes", regarding appeal provisions conflicting with the requirements of the California Code of Regulations, Title 24, Part II; and
3. Amend Stockton Municipal Codes, Title 15, Chapter 15.12, "Fire Code", whereupon with the adoption of the 2022 California Fire Code, an Appendix within the code was inadvertently included, and Title 15, Chapter 15.64, "Swimming Pool Code", whereupon with the adoption of the 2021 International Swimming Pool and Spa Code, an Appendix within the code was inadvertently included; and
4. Repeal Stockton Municipal Code, Title 15, Chapter 15.68, "Building Security Regulations" that is no longer relevant with the adoption of the International Property Maintenance Code; and
5. Amend Stockton Municipal Codes 1.32.040, "Appeal of Administrative Citation", and 15.32.090, "Appeals", to properly reference applicable and forms of appeal.

Authorize the City Manager, or designee, to take all appropriate and necessary actions to carry out the purpose and intent of the ordinance.

Department: Police

Attachments: [Attachment A - Proposed IPMC Ordinance Redlined Version](#)
[Proposed Ordinance - IPMC](#)

12.5 [25-0065](#)

APPROVE MOTION TO AWARD A PROFESSIONAL SERVICES CONTRACT FOR PROFESSIONAL TREE SERVICES FOR STOCKTON URBAN FOREST INVENTORY

Recommended Action: RECOMMENDATION

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

1. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
2. Award a Professional Services Contract to West Coast Arborist, Inc. of Anaheim, CA, in the amount of \$600,000, for Professional Tree Services for Stockton Urban Forest Inventory, Project No. OM-24-085/WE22052.

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](#)

12.6 [25-0149](#) **ADOPT RESOLUTION TO PURCHASE TWO FIRE ENGINES AND
TWO TILLER FIRE TRUCKS**

Recommended Action: RECOMMENDATION

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

1. Appropriate funds in the amount of \$5,882,017 from the Fleet Internal Service Fund Balance to the Fleet Internal Service Fund, Equipment Acquisition Account.
2. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
3. Approve the use of a Cooperative Purchasing Agreement through Sourcewell Contract No. 113021-OKC with Pierce Manufacturing, Inc. through an affiliated vendor, Golden State Fire Apparatus of Sacramento, CA, for the purchase of two fire engines and two tiller fire trucks.
4. Authorize the City Manager to execute a Cooperative Purchasing Agreement in the amount of \$5,882,017 with Pierce Manufacturing, Inc. through an affiliated vendor, Golden State Fire Apparatus of Sacramento, CA, for the purchase of two fire engines and two tiller fire 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 - Equipment Replacement List](#)

[Proposed Resolution](#)

[Exhibit 1 - Cooperative Purchase Agreement](#)

13. ADMINISTRATIVE MATTERS

14. UNFINISHED BUSINESS

**14.1 [25-0230](#) ADOPT RESOLUTION TO AUTHORIZE THE COLUMBUS PARK
RENOVATIONS PROJECT**

Recommended Action: RECOMMENDATION

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

1. Approve the plans and specifications for the Columbus Park Renovations, Project No. WP22041.
2. 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 \$106,606 for the Columbus Park Renovations, Project No. WP22041.
3. Award a Construction Contract in the amount of \$2,345,000 to Stockbridge General Contracting, Inc. of Clovis, CA, for the Columbus Park Renovations, Project No. WP22041.

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 - GVCC Agreement](#)

[Exhibit 2 - Construction Contract](#)

[PPT - 14.1 - Columbus Park Renovation Project](#)

15. NEW BUSINESS

**15.1 [25-0066](#) ACCEPT FISCAL YEAR 2024-25 FIRST QUARTER BUDGET
STATUS UPDATE AND AUTHORIZE BUDGET AMENDMENTS**

Recommended Action: RECOMMENDATION

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

1. Accept this budget status report on the unaudited results of the first quarter of Fiscal Year (FY) 2024-25.
2. Approve two budget amendments and associated transfers in the General Fund Citywide Revenue and the Fire Department Truck 7 Restoration Project.

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

Department: Administrative Services

Attachments: [Attachment A - FY24-25 First Quarter - General Fund](#)
[Attachment B - FY24-25 Measure A Expenditure Plan](#)
[Proposed Resolution](#)
[PPT - 15.1 - FY24-25 First Quarter Budget Update](#)

15.2 [25-0198](#) **ACCEPT THE QUARTERLY INVESTMENT REPORT FOR QUARTER ENDED DECEMBER 31, 2024**

Recommended Action: RECOMMENDATION

It is recommended that the City Council accept by motion the Quarterly Investment Report for the quarter ended December 31, 2024.

Department: Administrative Services

Attachments: [Attachment A - Combined Quarterly Investment Reports](#)
[Attachment B - Certification of Quarterly Investment Report](#)
[PPT - 15.2 - Quarterly Investment Report](#)

15.3 [25-0228](#) **PROGRAM UPDATE: AVA COMMUNITY ENERGY**

Recommended Action: RECOMMENDATION

This is an informational presentation only. No action to be taken.

Department: City Manager

Attachments: [PPT - 15.3 - Ava Community Energy Update](#)

15.4 [25-0235](#) **ADOPTION OF AN URGENCY ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON THE ESTABLISHMENT OF NEW, AND RELOCATION OR PHYSICAL EXPANSION OF EXISTING TOBACCO RETAILER BUSINESSES, ALSO KNOWN AS SMOKESHOPS, WITHIN THE CITY OF STOCKTON, TO BECOME EFFECTIVE IMMEDIATELY**

Recommended Action: RECOMMENDATION

Consider the adoption of an urgency ordinance with appropriate findings to establish a temporary moratorium on the establishment of new, and relocation or physical expansion of existing tobacco retailer businesses, also known as smoke shops, within the City of Stockton, to become effective immediately.

Department: City Attorney

Attachments: [Proposed Ordinance](#)

[Attachment A - SB 793.pdf](#)

[Attachment B - CDPH Notice of Proposed Emergency Regulatory Action.pdf](#)

[Attachment C - CDPH Finding of Emergency.pdf](#)

[Attachment D - CDPH Emergency Regulations Text.pdf](#)

[Attachment E - Forbes Article California Governor Unveils Emergency Ban on H](#)

[Attachment F - FDA Article.pdf](#)

[Attachment G - ABC10.com Article.pdf](#)

[Attachment H - Stocktonia Article.pdf](#)

[Attachment I - SPD News _ Smoke Shop... - Stockton Police Department _ Face](#)

[Attachment J - Modesto KCRA3 Article.pdf](#)

[Attachment K - Modesto Bee Article.pdf](#)

[Attachment L - Modesto Press Release.pdf](#)

[Attachment M - ABC30 Fresno.pdf](#)

[Attachment N - Fresno Bee Article.pdf](#)

[Attachment O- 2023 Public Comments.pdf](#)

[Attachment P - City of Covina.pdf](#)

Note: This item was edited by the Office of the City Attorney on February 28, 2025

15.5 [25-0236](#) **ADOPTION OF A RESOLUTION WAIVING ANY APPLICABLE PRIVILEGES FOR ANY CONFIDENTIAL BROWN ACT INVESTIGATIONS CONDUCTED IN THE LAST FOUR YEARS**

Recommended Action: RECOMMENDATION

Consider adopting a resolution to waive any applicable privileges for any confidential Brown Act investigations conducted in the last four years to allow for the public release of such report(s).

Department: City Attorney

Attachments: [Proposed Resolution](#)

Note: This item was edited by the Office of the City Attorney on February 28, 2025

16. HEARINGS**

**16.1 [25-0188](#) **TO ADOPT AN ORDINANCE CREATING TITLE 15, CHAPTER 15.34,
OF THE STOCKTON MUNICIPAL CODE, RELATED TO
COMMERCIAL PROPERTY VACANCY AND VACANT LOT
REGISTRATION AND A PUBLIC HEARING TO ADOPT A
RESOLUTION APPROVING THE AMENDMENT TO THE FISCAL
YEAR 2024-25 FEE SCHEDULE****

Recommended Action: RECOMMENDATION

It is recommended that the City Council:

1. Adopt an ordinance creating Title 15, Chapter 15.34 "Vacant Commercial Property and Vacant Lot Registration" of the Stockton Municipal Code, for the purposes of encouraging property owners to develop vacant buildings and lots to help alleviate properties from becoming public nuisances due to vandalism, disrepair, graffiti, and illegal dumping, thus diminishing the value of surrounding properties and affecting the general safety and welfare of the public.
2. Approve a Resolution to amend the FY 2024-25 Fee Schedule to incorporate fees for the registration of the vacant commercial properties and vacant lots.
3. Authorize the City Manager, or designee, to take all appropriate and necessary actions to carry out the purpose and intent of the ordinance and resolution.

Department: Police

Attachments: [Attachment A - VP Registration Ordinance Redlined](#)
[Proposed Resolution - Vacant Commercial Property/Lot Fee](#)
[Exhibit 1 - Fee Schedule Amend - Vacant Commercial Property Ordinance](#)
[Proposed Ordinance - Vacant Property Registration](#)
[PPT - 16.1 - Vacant Commercial Property Ordinance](#)

**16.2 [25-0164](#) **ADOPT AN ORDINANCE AMENDING STOCKTON MUNICIPAL CODE
(SMC), TITLE 1, CHAPTER 1.08, SECTION 1.08.010; AMENDING
TITLE 1, CHAPTER 1.32, SECTION 1.32.050; AND AMENDING TITLE
9, CHAPTER 9.64, SECTION 9.64.090 TO CLARIFY FINE
STRUCTURES, ESTABLISH A "HARDSHIP WAIVER" PROCESS,
AND RESOLVE INCONSISTENCIES IN THE CODE RELATED TO
OFFENSES DEEMED AS INFRACTIONS; AND A PUBLIC HEARING
TO ADOPT A RESOLUTION APPROVING THE AMENDMENT TO
THE FISCAL YEAR 2024-25 FEE SCHEDULE****

Recommended Action:

RECOMMENDATION

It is recommended that the City Council:

1. Adopt an Ordinance amending Title 1, Chapter 1.08, Section 1.08.010, to update the Municipal Code to reflect the current limits of allowable fines for certain violations of the Code considered to be infractions, and ensure compliance with State Law by requiring the City to establish a program for qualifying persons the ability to request a reduction of fines resulting from violations of infractions through a 'Hardship Waiver Request' process; and,
2. Amend Title 1, Chapter 1.32, Section 1.32.050 to clarify that fines for violations considered to be infractions shall be levied in accordance with Title 1, Chapter 1.08; and,
3. Amend Title 9, Chapter 9.64, Section 9.64.090 to correct an inconsistency for the allowed height of barbed wire (a violation codified as an infraction) within separate Chapters/Sections of the Municipal Code; and,
4. Adopt a Resolution approving an amendment to Fiscal Year 2024-25 Fee Schedule relating to Infraction Violations; and,
5. Authorize the City Manager, or designee, to take all appropriate and necessary actions to carry out the purpose and intent of the ordinance and resolution.

Department: Police

Attachments: [Attachment A - Proposed Infractions Ordinance Amendments Redlined](#)
[Proposed Resolution - Infractions](#)
[Exhibit 1 - Fee Schedule Amendment - Infractions](#)
[Proposed Ordinance - Infractions Ordinance Amendments](#)
[PPT - 16.2 - Amending Code 1 and Establishing a Hardship Waiver](#)

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 25, 2025 in compliance with the Brown Act.

**Katherine Roland, CMC, CPMC
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. The time limit for public comment is four (4) minutes and remains at the discretion of the presiding officer and changes shall be set at the start of the meeting. 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) The time limit for public comment is at the discretion of the presiding officer and shall be set at the start of the meeting. 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 to the minutes. All comments received after that time will be forwarded as correspondence the following business day. Written and voicemail comments will not be read into the record.*

*Council Policy Manual Chapter 4.07 DECORUM
§ 4.07.010 Policy.*

1) COUNCILMEMBERS

The City Council will practice civility and decorum in their discussions and debate. Councilmembers will value each other's time and will preserve order and decorum. A member shall neither, by conversation or otherwise, delay or interrupt the proceedings of the Council, use personal, impertinent or slanderous remarks, nor disturb any other member while that member is speaking or refuse to obey the orders of the presiding officer or the Council, except as otherwise provided herein.

- A) All Councilmembers have the opportunity to speak and agree to disagree but no Councilmember shall speak twice on any given subject unless all other Councilmembers have been given the opportunity to speak.*
- B) The Mayor has the affirmative duty to maintain order. The City Council will honor the role of the Mayor in maintaining order. If a Councilmember believes the Mayor is not maintaining order, the Councilmember may move that the Vice-Mayor enforce the rules of decorum and otherwise maintain order. If that motion receives a second and is approved by a Council majority, the Vice-Mayor shall enforce the rules of decorum and maintain order.*
- C) Any Councilmember who violates the rules repeatedly shall be sanctioned by the City Council, including, but not limited to, barring the Councilmember from further participation (other than voting) on the subject.*

2) PERSONS ADDRESSING THE CITY COUNCIL

Persons addressing the Council shall not make personal, impertinent, unduly repetitive, slanderous or profane remarks to the Council, any member of the Council, City staff or the general public, nor utter loud, threatening, personal or abusive language, nor engage in any other conduct that disrupts, disturbs or otherwise unreasonably impedes the orderly conduct of the Council meeting. Any person who makes such remarks, who utters loud, threatening, personal or abusive language, who is unduly repetitious or engages in extended discussion of

irrelevancies, or who engages in any disorderly conduct that disrupts, disturbs or otherwise unreasonably impedes the orderly conduct of any Council meeting shall, at the discretion of the presiding officer or a majority of the Council, be barred from further audience before the Council during that meeting.

3) ENFORCEMENT

The rules of decorum set forth above shall be enforced in the following manner:

Warning. The presiding officer shall request that a person who is breaching the rules of decorum be orderly and silent. If, after receiving a warning from the presiding officer, a person persists in disturbing the meeting, the presiding officer shall order him or her to leave the Council meeting. If such person does not remove himself or herself, the presiding officer may order any law enforcement officer who is on duty at the meeting to remove that person from the Council Chambers.

4) RULES PERTAINING TO SIGNS, OBJECTS, SYMBOLIC MATERIALS, AND FIRE SAFETY WITHIN THE COUNCIL CHAMBERS DURING COUNCIL MEETINGS

A) Objects and symbolic materials such as signs which do not have sticks attached or otherwise create any fire or safety hazards will be allowed within the Council Chamber during Council meetings provided that they are not so large as to infringe upon the space of those in adjacent areas, and are no wider on their longest side than the audience chairs.

B) Persons with objects and symbolic materials such as signs must remain seated when displaying them except when making an oral presentation to the Council and must not raise them above shoulder level or otherwise use them to obstruct vision or passage or disturb the conduct of the Council meeting. Such materials may not be placed on or against the walls, doors or furniture or in the aisles.

C) Exits shall not be obstructed in any manner. Obstructions, including storage, shall not be placed in aisles or other exit ways. Hand carried items must be stored so that such items do not inhibit passage in aisles or other exit ways.

D) Exit ways shall not be used in any way that will present a hazardous condition.

E) Overcrowding and admittance of persons beyond the approved capacity of a place of assembly are prohibited.

F) The Fire Marshal may establish designated areas for media equipment.

5) PERSONS AUTHORIZED WITHIN RAIL

No person except City officials and City staff shall be permitted within the rail in front of the City Council dais without the express consent of the presiding officer.