

MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT
AGENCY/PUBLIC FINANCING AUTHORITY/PARKING AUTHORITY CONCURRENT
MEETING OF JUNE 20, 2017

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

1. CLOSED SESSION CALL TO ORDER/ROLL CALL - 3:33 PM

Roll Call

Present:

Jesús Andrade
Christina Fugazi
Elbert Holman
Susan Lofthus
Daniel Wright

Absent:

Susan Lenz, and Michael Tubbs.

NOTE: Councilmember Lenz arrived to Closed Session at 3:37 PM. Mayor Tubbs arrived to Closed Session at 3:45 PM.

2. ADDITIONS TO CLOSED SESSION AGENDA

None

3. ANNOUNCEMENT OF CLOSED SESSION

3.2 17-3731 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Number of Cases: Four

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)

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

Legislation Text

3.1 17-3730 CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

Number of Cases: One

Based on existing facts and circumstances, there is significant exposure to litigation pursuant to Government Code Section 54956.9(c).

Legislation Text

3.3 17-3732 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

3.4 17-3733 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

City Manager

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

Legislation Text

3.5 17-3766 PUBLIC EMPLOYEE APPOINTMENT

Title: City Clerk

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

Legislation Text

4. PUBLIC COMMENT

None

5. RECESS TO CLOSED SESSION - 3:35 PM

The Council recessed to Closed Session at 3:35 PM. The Council returned from Closed Session and recessed at 4:45 PM.

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

Roll Call

Present:

Jesús Andrade
Christina Fugazi
Elbert Holman
Susan Lenz
Susan Lofthus
Michael Tubbs
Daniel Wright

7. INVOCATION/PLEDGE TO FLAG

Pastor Curtis Smith of the Destiny Christian Center provided the Invocation. The Pledge of Allegiance was led by Councilmember Lofthus.

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

City Attorney John M. Luebberke asked Mayor Tubbs to announce on one matter from Closed Session. The City Council unanimously appointed Assistant City Clerk Bret Hunter interim City Clerk.

9. ADDITIONS TO REGULAR SESSION AGENDA

None

10. PROCLAMATIONS, COMMENDATIONS, OR INVITATIONS

10.1 PRESENTATION BY STOCKTON POET LAUREATE TAMA BRISBANE

Legislation Text

10.2 PROCLAMATION: IMMIGRANT HERITAGE MONTH IN STOCKTON - JUNE 2017

Legislation Text

Proclamation - Immigrant Heritage Month

Accepting: Dr. Ines Ruiz-Huston, Secretary, Coalition of Mexican American Organizations & Vice President of the League of United Latin American Citizens Council 2060.

10.3 CERTIFICATE OF RECOGNITION

Recipient: Jose Tienda, Owner, CrossFit Dark Element Gym - in honor of his extraordinary and selfless act of heroism to escort the residents of Stockton's Mayfair Apartments to safety during the fire.

Certificate of Recognition - Jose Tienda

10.4 UPDATE ON STRONG COMMUNITIES INITIATIVE PROJECTS

John Alita, Director, Community Services - shared with Council that the first Strong Community Initiative projects are coming on-line; Ultra Friday Nights at Community Centers in Stockton (document filed); beginning July 8, 2017 the Cesar Chavez Library will be open from 10:00 AM to 5:00 PM (document filed).

Strong Communities Initiative - Ultra Friday Nights & Cesar Chavez Library Hours

11. CONSENT AGENDA

Approve the Consent Agenda with a single vote

Moved by: Elbert Holman, seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Jesús Andrade, Christina Fugazi, Elbert Holman, Susan Lenz, Susan Lofthus, Michael Tubbs, and Daniel Wright.

11.1 17-3757 APPROVAL OF CITY COUNCIL MINUTES

Motion 2017-06-20-1101 approving the minutes from the Regular City Council meeting of May 9, 2017, and the Special City Council meetings of May 23, 2017 and June 6, 2017.

Legislation Text

2017-05-09 City Council Meeting Minutes.pdf

2017-05-23 City Council Special Meeting Minutes.pdf

2017-06-06 - Special City Council Meeting Minutes

11.2 17-3699 DESIGNATING VOTING DELEGATES FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE TO BE HELD SEPTEMBER 13-15, 2017

Motion 2017-06-20-1102 designating Vice Mayor Elbert Holman to serve as a voting delegate and Council Member Christina Fugazi as an alternate representing the City at the League of California Cities Annual Conference to be

held September 13-15, 2017.

Legislation Text

Attachment A - League of California Cities Correspondence

11.3 17-3482 AUTHORIZE THE EXECUTION OF A PROFESSIONAL SERVICES MASTER AGREEMENT TO ESTABLISH A POOL OF QUALIFIED PROFESSIONAL SERVICES FIRMS FOR ON-CALL CONTRACT SUPPORT FOR BUILDING PLAN REVIEW AND INSPECTION, ENGINEERING PLAN REVIEW, AND FLOODPLAIN MANAGEMENT SERVICES

Resolution 2017-06-20-1103 authorizing the City Manager to:

1. Execute a Professional Services Master Agreement with the following professional firms for on-call contract support for Building Plan Review and Inspection, Engineering Plan Review, and Floodplain Management Services:
 - a. 4LEAF, Inc. Fair Oaks, CA;
 - b. Bureua Veritas North America, Inc. Sacramento, CA;
 - c. CSG Consultants, Inc. Sacramento, CA;
 - d. West Coast Code Consultants, Inc. San Ramon, CA
2. Execute amendments to the Professional Services Master Agreement for individual projects in an amount not to exceed \$480,000 across the entire vendor pool; and
3. Authorize the City Manager to take all necessary and appropriate actions to carry out the purpose and intent of the resolution.

Legislation Text

Proposed Resolution - Building Plan check - Inspection - On-Call Services

Exhibit 1 - Firm Statement of Qualifications

Exhibit 2 - Professional Services Master Agreement

Approved Resolution 2017-06-20-1103

11.4 17-3672 APPROVE EXTENSION OF HYLAND ONBASE HOSTED SOLUTION AGREEMENT WITH NEKO INDUSTRIES, INC.

Motion 2017-06-20-1104:

1. Authorizing the City Manager to execute the Hyland OnBase Online Hosted Solution Agreement with NEKO Industries, Inc. in an amount not to exceed \$222,684 for one year with an option for two additional one-year renewals using the County of Sonoma cooperative purchasing agreement with NEKO Industries, Inc. (Attachments A, B and C);

2. Approving findings for an exception to the competitive bidding process; and
3. Authorizing the City Manager to take necessary and appropriate actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Cooperative Purchasing Agreement

Attachment B - Letter from County of Sonoma extending Agreement

Attachment C - Agreement with NEKO Industries Inc.

11.5 17-3765 REFER ISSUES RELATING TO THE CANNABIS ORDINANCE TO THE COUNCIL LEGISLATION/ENVIRONMENTAL COMMITTEE

Motion 2017-06-20-1105 referring the issues of cleanup legislation relating to the City's existing cannabis ordinance, as well as new or amended legislation relating to cannabis packaging, business applications, manufacturing, transportation and delivery, zoning, testing, and other related issues to the Legislation/Environmental Committee.

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

Legislation Text

11.6 17-3664 APPROVE SHOTSPOTTER FLEX FIXED-PRICE AGREEMENT BETWEEN THE CITY OF STOCKTON AND SHOTSPOTTER, INC.

Motion 2017-06-20-1106 authorizing the ShotSpotter Flex Fixed-Price Agreement, between the City of Stockton and ShotSpotter, Inc. (SST), for ShotSpotter Flex Gunfire Location, Alert and Analysis Service in the amount of \$105,000, for a one-year term.

Legislation Text

Attachment A - ShotSpotter Flex Fixed Price Agreement

11.7 17-3479 APPROVE RESOLUTION TO AWARD CONTRACT FOR THE INSTALLATION OF EMERGENCY VEHICLE PREEMPTION AT VARIOUS LOCATIONS

Resolution 2017-06-20-1107 authorizing the City Manager to:

1. Approve the Notice of Exemption No. CE002-15 under the California Environmental Quality Act for the Installation of Emergency Vehicle Preemption at Various Locations (Project No. PW1211/Federal Project No. HSIPL-5008 (125)).

2. Approve the plans and specifications for the Installation of Emergency Vehicle

Preemption at Various Locations (Project No. PW1211/Federal Project No. HSIPL-5008(125)).

3. Accept and appropriate additional Highway Safety Improvement Program grant funds (Fund 308) in the amount of \$143,160 to the Installation of Emergency Vehicle Preemption at Various Locations (Project No. PW1211/Federal Project No. HSIPL-5008(125)).

4. Appropriate \$17,880 from Measure K Maintenance Fund balance (Fund 082) to the Installation of Emergency Vehicle Preemption at Various Locations (Project No. PW1211/Federal Project No. HSIPL-5008(125)).

5. Award a Construction Contract in the amount of \$841,929 to Tim Paxin's Pacific Excavation, Inc. of Elk Grove, CA, for the Installation of Emergency Vehicle Preemption at Various Locations (Project No. PW1211/Federal Project No. HSIPL-5008(125)).

6. Approve Global Traffic Technologies Opticom Priority Control Systems Emergency Vehicle Preemption equipment and Central Management Software, and Siemens traffic signal controller and its SEPAC software as City standard equipment.

7. 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 resolution.

Legislation Text

Attachment A - Vicinity Map

Proposed Resolution - Emergency Vehicle Preemption Locations

Exhibit 1 - Notice of Exemption

Exhibit 2 - Construction Contract

Approved Resolution 2017-06-20-1107

11.8 17-3508 APPROVE RESOLUTION TO AWARD CONTRACT FOR THE CALIFORNIA STREET AT LAFAYETTE STREET AND WASHINGTON STREET TRAFFIC SIGNAL MODIFICATION

Resolution 2017-06-20-1108 authorizing the City Manager to:

1. Approve the Notice of Exemption No. CE023-16 under the California Environmental Quality Act for the California Street at Lafayette Street and

Washington Street Traffic Signal Modification (Project No. PW1314/Federal Project No. HSIPL-5008(131)).

2. Approve the plans and specifications for the California Street at Lafayette Street and Washington Street Traffic Signal Modification (Project No. PW1314/Federal Project No. HSIPL-5008(131)).

3. Appropriate \$103,000 from Measure K Maintenance Fund balance to the California Street at Lafayette Street and Washington Street Traffic Signal Modification (Project No. PW1314/Federal Project No. HSIPL-5008(131)).

4. Award a Construction Contract in the amount of \$663,236 to St. Francis Electric, LLC of San Leandro, CA, for the California Street at Lafayette Street and Washington Street Traffic Signal Modification (Project No. PW1314/Federal Project No. HSIPL-5008(131)).

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.

Legislation Text

Attachment A - Vicinity Map

Attachment B - Site Map

Proposed Resolution - Traffic Signal Modification Contract

Exhibit 1 - Notice of Exemption

Exhibit 2 - Construction Contract

Approved Resolution 2017-06-20-1108

11.9 17-3577 MOTION APPROVING THE SPECIFICATIONS AND AWARDED A SERVICE CONTRACT TO CALIFORNIA MATERIALS, INC. FOR TRUCK HAULING SERVICES FOR ASPHALT CONCRETE AND ASPHALT CONCRETE GRINDINGS

Motion 2017-06-1109 to:

1. Approve the specifications for Truck Hauling Services for Asphalt Concrete and Asphalt Concrete Grindings, Project No. OM-17-103.

2. Award a Service Contract in the amount of \$350,000 to the responsive bidder, California Materials, Inc., of Stockton, CA, and approve up to two one-year extensions to this contract.

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.

Legislation Text

Attachment A - Contract with California Materials

12. ADMINISTRATIVE MATTERS

12.1 17-3653 EDIT TO THE JANUARY 24, 2017 CITY COUNCIL MINUTES TO CORRECT RESOLUTION NUMBERING FOR ITEM 12.12

Information only, no action required

Legislation Text

Council Meeting Minutes 2017-01-24

13. UNFINISHED BUSINESS

None

14. NEW BUSINESS

14.1 17-3696 APPOINTMENTS TO THE STOCKTON PORT COMMISSION

Legislation Text

Attachment A - Harbors and Navigation Code

Attachment B - Redacted Applications

Proposed Resolution - Port Commission Appointment

Approved Resolution 2017-06-20-1401

Approve **Resolution 2017-06-20-1401**:

1. Appointing Michael Duffy and Stephen Griffen to fill two upcoming vacancies on the Stockton Port Commission, for a term commencing July 1, 2017 and ending January 15, 2021.

2. Extending the term of current Commissioner Sylvester Aguilar from his original end date of December 31, 2017 to a new term end date of January 15, 2018.

Moved by: Christina Fugazi , seconded by Susan Lenz.

Vote: Motion carried 7-0

Yes: Jesús Andrade, Christina Fugazi , Elbert Holman, Susan Lenz, Susan Lofthus, Michael Tubbs, and Daniel Wright.

14.2 17-3753 APPOINTMENT TO THE STOCKTON CIVIL SERVICE COMMISSION

Legislation Text

Attachment A - Redacted Applications

Proposed Resolution - CSC Appointment

Approve **Resolution 2017-06-20-1402** appointing Annette Sanchez to the Civil Service Commission/Equal Employment Commission for a term commencing July 1, 2017 and ending June 30, 2020.

Moved by: Susan Lofthus, seconded by Christina Fugazi .

Vote: Motion carried 7-0

Yes: Jesús Andrade, Christina Fugazi , Elbert Holman, Susan Lenz, Susan Lofthus, Michael Tubbs, and Daniel Wright.

15. HEARINGS

- 15.1 17-3745 HOLD PUBLIC HEARING ADOPTING THE FISCAL YEAR (FY) 2017-18 ANNUAL BUDGET; APPROVING THE 2017-2022 CAPITAL IMPROVEMENT PLAN; APPROVING THE FY 2017-18 FEE SCHEDULE; APPROVING THE FY 2017-18 CALIFORNIA CONSTITUTIONAL APPROPRIATIONS LIMIT; ADOPTING THE FY 2017-18 ANNUAL BUDGET FOR THE PARKING AUTHORITY OF THE CITY OF STOCKTON; AND ADOPTING THE FY 2017-18 ANNUAL BUDGET FOR THE SUCCESSOR AGENCY TO THE FORMER STOCKTON REDEVELOPMENT AGENCY**

Legislation Text

Proposed Budget Resolution - FY 2017-18 Annual Budget

Exhibit 1 - City Resolution

Proposed Resolution - FY 2017-18 Parking Authoriting Budget

Exhibiti 1 - Parking Authority

Proposed Resolution - FY 2017-18 Successor Agency Budget

Exhibit 1 - Successor Agency

Approved Resolution 2017-06-20-1501

Approved Resolution PA 2017-06-20-1501

Approved Resolution SRD 2017-06-20-1501

PowerPoint presentation - FY 2017-18 Proposed Annual Budget

NOTE: This item was continued from the City Council meeting of June 6, 2017.

THE FOLLOWING PEOPLE SPOKE TO THE 2017-18 ANNUAL BUDGET

Kyle Nelson - support of golf courses

Tom Waldron - support of golf courses (document filed)

Document filed by Tom Waldron - Van Buskirk Golf Course

Reverend Dwight Williams - need for police radios

Brenda Vazquez - support of golf courses

Nick Smith - support of golf courses

Joseph Smith - support of golf courses

Ralph White - support of golf courses

Mark Stebbins - support of golf courses

Approve **Resolution 2017-06-20-1501** that adopts the FY 2017-18 Annual Budget, the 2017-2022 Capital Improvement Plan, the FY 2017-18 Fee Schedule, the FY 2017-18 California Constitutional (Gann) Appropriations Limit and other administrative, financial actions.

Approve **Resolution PA 2017-06-20-1501** that adopts the FY 2017-18 Annual Budget for the Parking Authority (Exhibit 1 to the Parking Authority resolution).

Approve **Resolution SRD 2017-06-20-1501** that adopts the FY 2017-18 Annual Budget for the Successor Agency to the former Stockton Redevelopment Agency (Exhibit 1 to the Successor Agency resolution).

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

Moved by: Susan Lenz, seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Jesús Andrade, Christina Fugazi, Elbert Holman, Susan Lenz, Susan Lofthus, Michael Tubbs, and Daniel Wright.

15.2 17-3629 HOLD PUBLIC HEARING TO APPROVE THE ANNUAL BUDGET AND ASSESSMENT ROLLS FOR THE 2017-18 HOLIDAY PARK MAINTENANCE DISTRICT

Legislation Text

Attachment A - Holiday Park Maintenance District Assessment Area

Attachment B - Holiday Park Recreation Association Proposed Budget 17-18

Proposed Resolution - Holiday Park Maintenance District FY 2017-18 Budget

Approved Resolution 2017-06-20-1502

NOTE: No protests oral or written were received in the City Clerk's office

Approve **Resolution 2017-06-20-1502** authorizing the City Manager to:

1. Overrule any all protests.

2. Approve the Annual Budget for the Holiday Park Pool Recreation Association for the fiscal year 2017-18.
3. Confirm the assessment of \$46,598 for the Holiday Park Maintenance District for the fiscal year 2017-18.
4. Authorize the City of Stockton Chief Financial Officer to assess those parcels within the assessment district.
5. Authorize the City Manager to take appropriate actions to carry out the purpose and intent of the resolution.
6. Certify the assessments meet the requirements pertaining to the levy of annual assessments.

Moved by: Elbert Holman, seconded by Susan Lofthus.

Vote: Motion carried 7-0

Yes: Jesús Andrade, Christina Fugazi, Elbert Holman, Susan Lenz, Susan Lofthus, Michael Tubbs, and Daniel Wright.

15.3 17-3472 PUBLIC HEARING: 2017-2018 ANNUAL ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIPS, AND EMERGENCY SOLUTION GRANT PROGRAMS

Legislation Text

Attachment A - CDBG 17-18 Application Breakdown

Proposed Resolution - CDBG 2017-2018 Action Plan

Exhibit 1 - Draft Action Plan

Exhibit 2 - 2017-18 Sources and Uses

Approved Resolution 2017-06-20-1503

PowerPoint presentation - 2017-18 Annual Action Plan

NOTE: Councilmember Wright recused himself from this item as he sits on the board of Read to Me Stockton.

THE FOLLOWING PEOPLE SPOKE TO THE 2017-18 ANNUAL ACTION PLAN

Wayne Richardson, Chief Executive Officer, Gospel Center Rescue Mission

Paula Sheil, President, Tuleburg Press - shared information regarding The Write Place (document filed)

Document filed by Paula Sheil - Tuleburg Press

Ann Johnston, President, Read to Me Stockton - shared statistics (document filed)

Document filed by Ann Johnston - Read to Me Stockton

Deborah Provost - spoke off topic regarding trash blight

Approve **Resolution 2017-06-20-1503:**

1. Approving the 2017-2018 Annual Action Plan with any modifications deemed appropriate by the Council; and
2. Authorizing the City Manager, or his designee, to execute all documents and forward them to the U.S. Department of Housing and Urban Development and to take actions necessary and appropriate to carry out the purpose and intent of the resolution.

Moved by: Jesús Andrade, seconded by Christina Fugazi .

Vote: Motion carried 6-0

Yes: Jesús Andrade, Christina Fugazi , Elbert Holman, Susan Lenz, Susan Lofthus, and Michael Tubbs.

Recuse: Daniel Wright.

16. CITIZENS' COMMENTS, ANNOUNCEMENTS, OR INVITATIONS*

Angel Ann Flores, Teacher, Juvenile Hall Justice Center - read student poems

Juan Schwanker, Fathers and Families of San Joaquin - national immigration policies

Brenda Vazquez - meeting at Van Buskirk Community Center

James Young - retirement of City Clerk Bonnie Paige

17. COUNCIL COMMENTS

Councilmember Fugazi - thanked the Stockton Fire Department; spoke to Miracle Mile business closures; educating public on work of Code Enforcement Department; two vacancies on Measure W Committee; scholarship event Thursday, June 22 at Cancun restaurant; Victory Park Fire Station open house 11:00 am to 1:00 pm on Saturday, June 24; Red Dragon Theater performing at Confucius Church on Saturday, June 24; Cops and Coffee at 10:00 am Sunday, June 25 at Annunciation Cathedral Plaza; Stockton Beautiful event Wednesday, June 28 at Bella Vista Restaurant.

Councilmember Wright - thanked those who worked on the All-America City campaign; favors an AD-HOC Committee to review blight in Stockton; Board and Commission appointments.

