

MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/PUBLIC
FINANCING AUTHORITY/PARKING AUTHORITY CONCURRENT
MEETING OF JANUARY 23, 2018

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

1. CLOSED SESSION CALL TO ORDER/ROLL CALL - 3:31 PM

Roll Call

Present:

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

2. ADDITIONS TO CLOSED SESSION AGENDA

None

3. ANNOUNCEMENT OF CLOSED SESSION

3.1 17-4218 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

3.2 17-4219 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

City Manager

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

Legislation Text

3.3 17-4221 CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

Number of Cases: One

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

3.4 17-4246 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Number of Cases: Twelve

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: Gordon Bettencourt, et al. v. City of Stockton, et al. (San Joaquin County Superior Court Case No. STK-CV-UPI-2017-0008368)

Name of Case: Breanna Cooke, et al. v. City of Stockton, et al. (United States District Court, Eastern District Case No. 2:14-CV-00908-KJM-KJN)

Name of Case: Patrick Craig, et al. v. City of Stockton, et al. (San Joaquin County Superior Court Case No. STK-CV-UWM-2017-0006371)

Name of Case: Lafayette Street Property Management, LLC. v. City of Stockton, et al. (San Joaquin County Superior Court Case No. STK-CV-UWM-2017-12931)

Name of Case: Reclamation District No. 2074 v. City of Stockton (San Joaquin County Superior Court Case No. STK-CV-UBC-2017-13036)

Name of Case: Smith-Downs, et al. v. City of Stockton, et al. (United States District Court, Eastern District Case No. 2:10-CV-02495 MCE CKD)

Name of Case: Jovy Tarangco, et al. v. City of Stockton, et al. (San Joaquin County Superior Court Case No. STK-CV-UPI-2009-0013652)

Name of Case: John Smith, Workers' Compensation Appeals Board, Case Nos. ADJ7824650, ADJ7823860, ADJ5769476; ADJ7147533, ADJ7824656, ADJ7147525.

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

Legislation Text

4. PUBLIC COMMENT

None

5. RECESS TO CLOSED SESSION - 3:32 PM

The Council recessed to Closed Session at 3:32 PM. The Council returned from Closed Session and recessed at 4:45 PM.

6. REGULAR SESSION CALL TO ORDER/ROLL CALL - 5:31 PM

Roll Call

Present:

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

7. INVOCATION/PLEDGE TO FLAG

The Pledge of Allegiance was led by Councilmember Lenz. The Invocation was provided by Vice Mayor Holman

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

City Attorney John M. Luebberke announced there were three reportable actions taken by City Council.

First, in the matter of John Smith, Worker's Compensation Appeals Board, Case Nos. ADJ7824650, ADJ7823860, ADJ5769476; ADJ7147533, ADJ7824656, ADJ7147525, the City Council has voted unanimously to resolve this matter via compromise and release with a total payment of \$350,000 less advances of \$42,254.29 for a net of \$307,745.71.

In the matter of Breanna Cooke v. City of Stockton, United States District Court Case No. 2:14-CV-00908-KJM, the City Council has voted unanimously to settle this matter for the total payment of \$350,000 for the dismissal of the matter in its entirety.

In the matter of Gordon Bettencourt v. City of Stockton, San Joaquin Superior Court Case No. STK-CV-UPI-2017-0008368, the City Council has voted unanimously to settle this matter in its entirety for the amount of \$1,200,000 with the City tendering its self-insured retention of \$1,000,000 net defense costs to date and the remainder being paid by California Joint Power Risk Management Authority (CJPRMA) for a dismissal of prejudice

9. ADDITIONS TO REGULAR SESSION AGENDA

None

10. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS

10.1 RECOGNITION: State of California Department of Alcoholic Beverage Control

Chris Albrecht, Assistant Director of the State of California Department of Alcoholic Beverage Control - shared background for recognition; presented a Director's Award of Excellence to the Stockton Police Department

Recipient: Eric Jones, Stockton Police Chief - accepted the award on behalf of the Stockton Police Department

10.2 RECOGNITION: Youth in Government Day

John Alita, Community Service Director - provided update on Youth in Government Day activities and recognized students who participated

Dr. Chan, representing American Legion Karl Ross Post #16 - thanked John Alita, Jennifer Booth and other city staff members for hosting the Youth in Government Day November 7.

11. CONSENT AGENDA

NOTE: John Luebberke, City Attorney - provided an oral report to Council on Agenda Item 11.8 regarding the appointment of City Clerk Bret Hunter

Approve the consent agenda with a single vote save items 11.1, 11.4, 11.6, and 11.8 which were considered separately

Moved by: Elbert Holman, seconded by Jesús Andrade.

Vote: Motion carried 7-0

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

11.1 17-4184 AUTHORIZE THE CITY MANAGER TO EXECUTE A 5-YEAR CONTRACT WITH RAY KLEIN, INC., DBA PROFESSIONAL CREDIT SERVICE FOR DEBT COLLECTION SERVICES

Legislation Text

Attachment A - Agreement with Ray Klein - Debt Collection Services

Linda Guinn - spoke in opposition to awarding the contract to Ray Klein, Inc.

Approve **Motion 2018-01-23-1101** directing staff to bring back a contract with CB Merchant Services with appropriate findings for approval.

Moved by: Michael Tubbs, 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.

11.2 17-4236 ACCEPT PUBLIC FACILITY FEE ANNUAL REPORTS FOR FISCAL YEAR 2016-17

Motion 2018-01-23-1102 accepting the Public Facility Fee Program Annual Reports for Fiscal Year 2016-17 (Attachment A) to comply with State reporting requirements.

Legislation Text

Attachment A - PFF Report for FY 2016-17

Attachment B - PFF Available Fund Balances

Attachment C - Total Impact Fee Revenues

Attachment D - Total Impact Fee Expenditures

11.3 17-4253 APPROVAL OF CITY COUNCIL MINUTES

Motion 2018-01-23-1103 approving the minutes from the City Council Special meetings of November 21, 2017, December 4, 2017, and December 28, 2017, the City Council Special Closed Session meeting of December 13, 2017 and the City Council meeting December 5,

2017.

Legislation Text

2017-11-21 - Minutes for Approval

2017-12-04 - Minutes for Approval

2017-12-28 - Minutes for Approval

2017-12-13 - Minutes for Approval

2017-12-05 - Minutes for Approval

11.4 17-4214 CONSOLIDATION OF THE 2018 PRIMARY AND GENERAL MUNICIPAL ELECTIONS

Legislation Text

Proposed Resolution - Ordering Consolidated Elections.doc

Approved Resolution 2018-01-23-1104

Diana Buettner - spoke to the Consolidation of the 2018 Primary and General Municipal Elections

Approve Resolution 2018-01-23-1104:

1. Authorizing the City Clerk to call for and consolidate the June 5, 2018, primary municipal election and the November 6, 2018, general municipal election with the respective statewide direct primary and general elections;
2. Adopting a fee, as set by the San Joaquin Registrar of Voters, for the printing and handling of the Candidate's Statement of Qualifications;
3. Adopting the deadlines for filing of any direct arguments and rebuttal arguments as set by the San Joaquin Registrar of Voters, which deadlines shall coincide with the City Clerk's Office posted hours of operation for both the primary and general elections;
4. Authorizing the San Joaquin County Registrar of Voters to conduct the elections on behalf of the City of Stockton.

Moved by: Susan Lenz, seconded by Elbert Holman.

Vote: Motion carried 7-0

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

11.5 17-4199 RESOLUTION TO APPROVE THE LOCAL COST SHARE FOR DEVELOPMENT OF THE GROUNDWATER SUSTAINABILITY PLAN

Resolution 2018-01-23-1105:

1. Approving the City of Stockton's local cost-share payment of \$11,664 for development of the Eastern San Joaquin Groundwater Authority's Groundwater Sustainability Plan.
2. Authorizing the City Manager to take all appropriate actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Proposed Local Cost Share Allocations

Proposed Resolution - Groundwater Sustainability Plan Cost Share

Approved Resolution 2018-01-23-1105

11.7 17-4225 ADOPT RESOLUTION TO APPROVE A RECOGNIZED OBLIGATION PAYMENT SCHEDULE

Successor Agency to the former Redevelopment Agency of the City of Stockton **Resolution SRD 2018-01-23-1107** ("Successor Agency"):

1. Approving the Recognized Obligation Payment Schedule ("ROPS") for the period of July 1, 2018 through June 30, 2019, (Exhibit 1 to the Resolution) as required under Health and Safety Code section 34177 (o).
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 11-0251

Attachment B - City Loans

Proposed Resolution - Recognized Obligation Payment Schedule

Approved Resolution SRD 2018-01-23-1107

Exhibit 1 - ROPS 18-19

11.8 17-4202 APPOINTMENT OF CITY CLERK

Legislation Text

Proposed Resolution - City Clerk Appointment

Approved Resolution 2018-01-23-1108

Exhibit 1 - Employment Contract

Brenda Vazquez - opposes the salary of the City Clerk appointment

Approve **Resolution 2018-01-23-1108**:

1. Affirming the appointment of Bret Hunter as City Clerk for the City of Stockton; and
2. Authorizing the Mayor, on behalf of the City Council, to execute an employment contract with Bret Hunter setting forth the terms and conditions of employment of this appointment effective January 23, 2018;
3. Amending the salary table to reflect one salary step in the list of approved salaries for the position of City Clerk.

Moved by: Christina Fugazi, seconded by Elbert Holman.

Vote: Motion carried 7-0

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

11.9 17-4116 AUTHORIZE THE CITY MANAGER TO EXECUTE A CONTRACT WITH LAW ENFORCEMENT PSYCHOLOGICAL SERVICES, INC. TO PROVIDE PRE-EMPLOYMENT PSYCHOLOGICAL EVALUATION SERVICES

Motion 2018-01-23-1109:

1. Executing a contract with Law Enforcement Psychological Services, Inc. to provide pre-employment psychological testing to police and fire department candidates.
2. Approving findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
3. Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Proposed Contract with LEPS

11.10 17-4173 APPROVE MOTION TO AWARD CONTRACT FOR DESIGN OF THE SANITARY SEWER PUMP STATIONS AND FORCEMAINS CATHODIC PROTECTION IMPROVEMENTS

Motion 2018-01-23-1110:

1. Awarding a Professional Services Contract to JDH Corrosion Consultants, Inc. of Concord, CA in the amount of \$141,682 for the Sanitary Sewer Pump Stations and Force mains Cathodic Protection Improvements, Project No. M17014.
2. Approving findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
3. Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Professional Services Contract with JDH

11.11 17-4259 PURCHASE OF ANCILLARY POLICE EQUIPMENT

Motion 2018-01-23-1111 authorizing the purchase of ancillary police equipment from Axelson Tactical in the amount of \$107,568.

Legislation Text

11.12 17-4091 APPROVE RESOLUTION TO AUTHORIZE THE ROOF AND HVAC REPLACEMENT PROJECT AT THE CITY OF STOCKTON CORPORATION YARD

Resolution 2018-01-23-1112:

1. Approving the Notice of Exemption No. CE014-17 under the California Environmental Quality Act for the Roof Replacement and Construction Program, City of Stockton Corporation Yard (Project No. PW1320).
2. Approving the plans and specifications for the Roof Replacement and Construction Program, City of Stockton Corporation Yard (Project No. PW1320).

3. Awarding a Construction Contract in the amount of \$610,000 to Art's Construction Company, Inc. of Fresno, CA, for the Roof Replacement and Construction Program, City of Stockton Corporation Yard (Project No. PW1320).

4. 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

Proposed Resolution - PW Department Roof and HVAC Replacement Project

Approved Resolution 2018-01-23-1112

Exhibit 1 - Notice of Exemption No. CE014-17

Exhibit 2 - Construction Contract

11.13 17-4169 APPROVE A MOTION TO AUTHORIZE THE FRENCH CAMP ROAD/I-5 INTERCHANGE MITIGATION PLANTING

Motion 2018-01-23-1113:

1. Awarding a Professional Services Contract to LSA Associates, Inc. of Roseville, CA, in the amount of \$91,750 to maintain and monitor the French Camp Road/I-5 Interchange Mitigation Planting (Project No. PW1418).

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

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

Legislation Text

Attachment A - Vicinity Map

Attachment B - Professional Services Contract

12. ADMINISTRATIVE MATTERS

None

13. UNFINISHED BUSINESS

None

14. NEW BUSINESS

11.6 17-4183 RATIFICATION OF AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT FOR THE SAN JOAQUIN AREA FLOOD CONTROL AGENCY

Legislation Text

Attachment A - Amended and Restated Joint Exercise of Powers Agreement

Attachment B - SJAFCA Boundary Map

Attachment C - RD 17 Boundary Map

Approve **Motion 2018-01-23-1106:**

1. Ratifying the amended and restated Joint Exercise of Powers Agreement for the San Joaquin Area Flood Control Agency (SJAFCA).
2. Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Moved by: Jesús Andrade, 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.

14.1 17-4276 APPOINTMENT TO THE STOCKTON PARKS AND RECREATION COMMISSION

Legislation Text

Attachment A - Redacted Applications

Proposed Resolution - Parks and Recreation Commission Appointment

Approved Resolution 2018-01-23-1401

Approve **Resolution 2018-01-23-1401** appointing Michael Busby to fill a vacancy on the Parks and Recreation Commission for the remainder of a four-year term commencing immediately and ending December 31, 2018.

Moved by: Daniel Wright, seconded by Jesús Andrade.

Vote: Motion carried 7-0

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

14.2 17-4264 APPROVE RESOLUTION TO ACCEPT GRANT AND EXECUTE AGREEMENT WITH PETSMART CHARITIES, INC. AND AMEND THE FISCAL YEAR 2017-18 ANNUAL BUDGET

Legislation Text

Proposed Resolution - PetSmart Charities Inc Spay Neuter Grant

Approved Resolution 2018-01-23-1402

Exhibit 1 - PetSmart Charities Inc Grant Agreement

Approve **Resolution 2018-01-23-1402:**

1. Authorizing the acceptance of grant funding from PetSmart Charities, Inc., in the amount of \$115,761, for the PetSmart Charities Municipal Pets Spay/Neuter program;
2. Authorizing the City Manager to execute, on behalf of the City of Stockton, all required contracts or agreements with the granting agency, provide additional information and furnish such documents as may be required, execute all documents and amendments or extensions pertaining to the grant project, and make all required appropriations in compliance with and for the purposes stated in the project agreement;

3. Amending the Fiscal Year (FY) 2017-18 Annual Budget to increase the Police Grants & Special Programs expenditure and revenue appropriation by \$115,761; and

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

Moved by: Susan Lenz, 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 17-4066 APPEAL OF THE PLANNING COMMISSION APPROVAL OF A USE PERMIT TO ESTABLISH AN 11,448-SQUARE FOOT MEDICAL CANNABIS CULTIVATION FACILITY IN AN INDUSTRIAL, GENERAL (IG) ZONE LOCATED AT 1903 NAVY DRIVE

Legislation Text

Attachment A - Appeal Application

Attachment B - Zoning Map

Attachment C - Project Description

Attachment D - Neighborhood Context Map

Attachment E - Cultivation Map and Cannabis Businesses

Attachment F - Parking and Site Plan

Attachment G - Public Meeting Notice and Notes

Attachment H - Neighbor Follow Up Letters

Attachment I - Opposition Letters

Attachment J - Calls for Service Navy Drive

Attachment K - Medical Cannabis Studies

Attachment L - Dispensary Calls for Service

Proposed Resolution - Recommend Approval of Use Permit

Approved Resolution 2018-01-23-1501

PowerPoint Presentation - Item 15.1 1903 Navy Drive

The following individual(s) spoke in support to Item 15.1 Appeal of the Planning Commission approval of a Use Permit at 1903 Navy Drive:

Lori Toccoli, David Ray, Louis Hardy, Marybeth Falat, Javier Valles, Kyle Kloeppel, Brittany Kloeppel, Emily Toccoli, Ben Tavakoli

The following individual(s) spoke in opposition to Item 15.1 Appeal of the Planning Commission Approval of a Use Permit at 1903 Navy Drive:

Bobby Bivens

The following individual(s) spoke neutrally to Item 15.1 Appeal of the Planning Commission approval of a Use Permit at 1903 Navy Drive:

Lee Neves

Doug Chloupek, applicant - shared information on estimated income; safety process of the facility; school proximity to the site; cultivation techniques; letter of recommendation (document filed); public outreach efforts; shared driveway access

Document filed - D. Chloupek

Mo Springfield, applicant - provided clarification on business relationship with Mr. Chloupek; application information regarding maximum square footage, no minimum stated

Approve **Resolution 2018-01-23-1501** denying the appeal and upholding the Planning Commission's approval of a Use Permit to allow the establishment of a proposed medical cannabis cultivation facility for property in an Industrial, General (IG) Zone located at 1903 Navy Drive in accordance with the findings detailed herein.

Moved by: Michael Tubbs, seconded by Susan Lenz.

Vote: Motion carried 5-2

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

No: Christina Fugazi, and Susan Lofthus.

15.2 17-4163 APPROVAL OF AN INITIAL STUDY/FINAL MITIGATED NEGATIVE DECLARATION, GENERAL PLAN AMENDMENT, REZONING, EIGHT MILE ROAD PRECISE ROAD PLAN AMENDMENT, DESIGN REVIEW, AND THE RELINQUISHMENT OF ACCESS RESTRICTION FOR THE DEVELOPMENT OF A COMMERCIAL CENTER AT THE SOUTHEAST CORNER OF EIGHT MILE ROAD AND THORNTON ROAD (P16-0667)

Legislation Text

Attachment A - Location Map and Aerial Photograph

Attachment B - General Plan and Rezoning Maps

Attachment C - The Relinquishment of Access Restriction

Attachment D - Community Outreach Meeting Information

Attachment E - Planning Commission Resolution 2017-10-26-0501

Attachment F - Notice of Intent

Proposed Ordinance - Eight Mile and Thornton Road Rezoning

Approved Ordinance 2018-01-23-1502

Exhibit 1 - Map and Rezoning Description

Proposed Resolution - Eight Mile and Thornton Road Rezoning

Approved Resolution 2018-01-23-1502

Exhibit 1 - Initial Study-Final Mitigated Negative Declaration

Exhibit 2 - General Plan Amendment Map

Exhibit 3 - Precise Road Plan Amendment

Exhibit 4 - Design Review

The following individual(s) spoke to the development of a Commercial Center at the Southeast Corner of Eight Mile Road and Thornton Road:

Mike Hakeem, Attorney representing the applicants - spoke in support of the project

Phylicia Thomas - spoke in opposition to the project

Barbara Thomas - noted project location is across from residential area; loitering

Approve **Resolution 2018-01-23-1502:**

1. Adopting an Initial Study/Final Mitigated Negative Declaration for the Thornton Road/Eight Mile Road ARCO Station Project;
2. Approving a General Plan Amendment for a 2.11-acre portion of the overall 10.09-acre site from High-Density Residential to Commercial designation;
3. Approving an amendment to the Eight Mile Road Precise Road Plan to allow a 30-foot wide right-in and right-out driveway;
4. Approving the Design Review for the project to ensure compliance with all applicable provisions of the City's Design Review Guidelines; and
5. Approving the relinquishment of access restriction along the project site frontage of Eight Mile Road and Thornton Road to allow for the development of the proposed commercial project.

Moved by: Elbert Holman, 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.

Approve **Ordinance 2018-01-23-1502** approving the Rezoning for a 2.11-acre portion of the overall 10.09-acre site from RH (Residential, High-Density) to CG (Commercial, General).

Moved by: Elbert Holman, 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.

15.3 18-4292 ADOPTION OF AN ORDINANCE AMENDING TITLE 16 REGARDING THE APPEAL AND RECONSIDERATION PROCESS REQUIRING A SUPERMAJORITY FOR THE CITY COUNCIL TO REVERSE OR RECONSIDER ANY DECISION OF THE PLANNING COMMISSION

Legislation Text

Attachment A - Proposed Ordinance - Redline Version

Proposed Ordinance - Amending Title 16 Appeal Process

Note: Councilmember Wright left the meeting at 7:13 PM

Bobby Bivens - shared personal reasons in support of changes to the ordinance; proposed Council consider an ordinance for a cannabis equity program

Approve **Ordinance 2018-01-23-1503** amending the provisions of Title 16, Chapter 16.88, section 16.88.050.C.3(B)(II)(B)(2), Chapter 16.100, sections 16.100.020.D, and 16.100.040.G.1, Chapter 16.128, section 16.128.070.G(2)(A)(I)(C), and Chapter 16.220, sections 16.220.070.B (3)(D), 16.220.080.B(6)(D), and 16.220.090.B(6)(C), in accordance with the facts detailed here in.

Moved by: Christina Fugazi, seconded by Susan Lofthus.

Vote: Motion carried 6-0

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

Absent: Daniel Wright.

15.4 18-4309 PUBLIC HEARING TO VACATE A PORTION OF SONORA AND HARRISON STREETS - THIS ITEM WILL BE HEARD AT THE COUNCIL MEETING ON FEBRUARY 6, 2018.

Legislation Text

Approve **Motion 2018-01-23-1504** moving the Public Hearing to Vacate a Portion of Sonora and Harrison Streets to a date certain of February 6, 2018

Moved by: Michael Tubbs, seconded by Elbert Holman.

Vote: Motion carried 6-0

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

Absent: Daniel Wright.

16. PUBLIC COMMENTS - MATTERS NOT ON THE AGENDA

James Young - requested sidewalks at Swain and Pacific Avenue; pothole repairs; desires to volunteer for the City

Kathleen Gapusan - questioned subsidizing for Swenson, Van Buskirk, Stockton Arena and SMG Management; spoke to Stockton Downtown Marina mail service

Bill Ries Knight - opposes housing development at Swenson; requested road signs directing traffic to local area hospitals

Mike Cearley - shared Veteran's Foreign War Luneta Post 52 centennial celebration; spoke to rental hall charges; clarification on lease expiration

Robert Esquivel - spoke to final plans for Swenson Golf Course; gentrification of other areas in Stockton; transparency of city funds

Diana Buettner - shared experience attending the Advance Peace presentation

Bobby Bivens, on behalf of the National Association for the Advancement of Colored People - thanked the City for partnering on first 5K and 10K Walk/Run honoring Dr. Martin Luther King; commended Mayor Tubbs on funds for Stockton Scholars program; securing Advance Peace program in Stockton

17. COUNCIL COMMENTS

Councilmember Lofthus - shared information on a Town Hall meeting on Monday January 29, 2018, 6:00 - 7:30 PM, Sierra Middle School at 6768 Alexandria Place

Vice Mayor Holman - reported out that Councilmember Andrade, Councilmember Wright and Chief Erik Newman attended various policy meetings at the California League of Cities on Friday, January 26, 2018; shared information regarding Public Safety Policy Committee working on issues concerning local control of marijuana transportation, banking and sales

Councilmember Fugazi - supports added road signage for hospital locations throughout the city; equity program for cannabis businesses; spoke to pothole repairs pending drier weather; shared information on Abhishek Kumar Sharma's bicycle tour to raise awareness about Global Peace and Climate Change, will be at City Hall steps on Wednesday January 24, 2018 between 9:30 AM - 10:00 AM; shared information on Council Goal Setting meeting on Monday, January 29, 2018 at 9:00 AM

Councilmember Andrade - shared information regarding the Housing and Community Economic Development policy committee meeting while at the California League of Cities Conference; suggested three bills for Council review were Senate Bill 35, Senate Bill 540 and Assembly Bill 73 which are incentive packages for housing development; shared Sierra Vista Homes Redevelopment Groundbreaking Ceremony, Thursday, January 25, 2018 at 11:00 AM; San Joaquin Area Flood Control Agency goal for levy improvements and protection for property and residents of Weston Ranch area

Councilmember Lenz - supports new commercial properties in Stockton as a positive outcome and increase in job opportunities; agrees with having hospital signs throughout city; thanked Bobby Bivens for the successful and enjoyable Stockton Branch of the National Association for the Advancement of Colored People Walk/Run

Mayor Tubbs - reported on the Marshall Plan meeting and status update; Stockton Scholars scholarship plan fundraising goals to find additional revenue sources

18. ADJOURNMENT - 8:22 PM

INFORMATIONAL ITEMS

None



BRET HUNTER, CMC
CITY CLERK, CITY OF STOCKTON