



City of Stockton

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

Meeting Agenda - Final

City Council/Successor Agency to the Redevelopment Agency/Public Financing Authority/Parking AuthorityConcurrent

Anthony Silva, Mayor/Chair
Christina Fugazi, Vice Mayor/Vice Chair (District 5)
Elbert H. Holman Jr. (District 1)
Daniel R. Wright (District 2)
Susan Lofthus (District 3)
Moses Zapien (District 4)
Michael D. Tubbs (District 6)

Tuesday, June 23, 2015

4:00 PM

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

1. CLOSED SESSION CALL TO ORDER/ROLL CALL
2. ADDITIONS TO CLOSED SESSION AGENDA
3. ANNOUNCEMENT OF CLOSED SESSION
- 3.1 [15-1569](#) 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.

Department: City Attorney

3.2 [15-1570](#) 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.

Department: City Attorney

3.3 [15-1571](#) CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

Number of Cases: Three

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

Department: City Attorney

3.4 [15-1572](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

City Manager

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

Department: City Attorney

4. 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. PROCLAMATIONS, COMMENDATIONS, OR INVITATIONS

11. CITIZENS' COMMENTS, ANNOUNCEMENTS, OR INVITATIONS*

12. CONSENT AGENDA

12.1 [15-1660](#) APPROVE PURCHASE OF ONE ON-ROAD TRACTOR TRUCK

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a motion approving findings which support and justify an exception to the competitive bid process for the purchase of one 2016 Freightliner M-2 112 three-axle tractor truck from Delta Truck Center of French Camp, CA, in the amount of \$121,700.35.

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

Department: Public Works

Attachments: [Attachment A - Quote Delta Truck Center](#)

[Attachment B - Quote Riverview International Trucks](#)

12.2 [15-1659](#) APPROVE PURCHASE OF ONE TEN-WHEEL DUMP TRUCK

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a motion approving findings which support and justify an exception to the competitive bid process for the purchase of one 2016 Freightliner M-2 106 three-axle dump truck from Delta Truck Center of French Camp, CA, in the amount of \$134,935.50.

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

Department: Public Works

Attachments: [Attachment A - Quote from Delta Truck Center](#)

[Attachment B - Quote from Riverview International Trucks LLC](#)

12.3 [15-1715](#) MOTION AUTHORIZING A CONTRACT TO PROVIDE AFTER SCHOOL PROGRAM SERVICES TO LODI UNIFIED SCHOOL DISTRICT

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a motion authorizing the City Manager to execute a Services Agreement (Attachment A) with the Lodi Unified School District (LUSD) for an Afterschool Safety and Enrichment Program during the 2015-2016 fiscal year for an amount, reimbursable to the City, not to exceed \$462,476.34. It is further recommended that the motion authorize the City Manager to take appropriate actions to carry out the purpose and intent of the motion.

Department: Community Services

Attachments: [Attachment A - LUSD 2015-16 Afterschool Agreement](#)
[Attachment B - 2015-2016 ASP - LUSD Proposal 13 Sites](#)

**12.4 [15-1716](#) SALE OF CITY-OWNED PROPERTY LOCATED AT 1000 NORTH
HUNTER STREET, STOCKTON**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1. Authorizing the sale of 1000 North Hunter Street (APN 139-040-19, 20,21, & 22) to the Philomathean Foundation; and
2. Authorizing the City Manager to execute the purchase agreement and any related documents and take any and all actions necessary and appropriate to carry out the purpose and intent of this resolution.

Department: Economic Development

Attachments: [Attachment A - Vicinity Map - Philomathean](#)
[Attachment B - Aerial Map - Philomathean](#)
[Attachment C - Property Photo](#)
[Attachment D - Original Agreement](#)
[Attachment E - Immediate Rehabilitation Repairs](#)
[Attachment F - Itemized Repair Costs](#)
[Proposed Resolution-Philomathean Foundation](#)
[Exhibit 1 to Resolution](#)

**12.5 [15-1730](#) RESOLUTION APPROVING THE MEMORANDUM OF
UNDERSTANDING BETWEEN THE CITY OF STOCKTON AND THE
STOCKTON POLICE OFFICERS' ASSOCIATION**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt by Resolution the attached Stockton Police Officers' Association (SPOA) successor Memorandum of Understanding (MOU) effective July 1, 2014 through June 30, 2016. The City Council adoption will authorize the City Manager to: 1) execute the MOU; 2) amend the Fiscal Year (FY) 2015-16 Budget to appropriate additional funds; and 3) take actions appropriate to carry out the implementation of the MOU.

Department: Human Resources
Attachments: [Attachment A - SPOA MOU - redlined](#)
[Proposed Resolution](#)
[Exhibit 1 - SPOA MOU](#)

**12.6 [15-1731](#) **FOURTH AMENDMENT TO THE MEMORANDUM OF
UNDERSTANDING WITH THE SAN FRANCISCO SOCIETY FOR THE
PREVENTION OF CRUELTY TO ANIMALS****

Recommended Action: RECOMMENDATION

It is recommended that the City Council, by motion action, amend the current Memorandum of Understanding (MOU) between the San Francisco Society for the Prevention of Cruelty to Animals (SF SPCA) and the City of Stockton (City) to provide a payment of \$160,000 to the SF SPCA to help contribute toward SF SPCA's employee costs for the remaining term of the MOU from July 1, 2015 through June 30, 2016.

Department: Police
Attachments: [Attachment A - Fourth Amendment to the MOU SF SPCA](#)

12.7 [15-1732](#) **PURCHASE REPLACEMENT CISCO NETWORK EQUIPMENT**

Recommended Action: RECOMMENDATION

Staff recommends the City Council adopt a motion:

1) Approving findings which support and justify an exception to the competitive bid process for the purchase of replacement Cisco network equipment by authorizing the City Manager to execute an agreement with CDW Government, LLC (CDW-G) in the amount of \$322,513 using our membership in the National Intergovernmental Purchasing Alliance Company (National IPA) and accessing the contract terms through the City of Tucson cooperative purchasing agreement with CDW-G (Attachments A and B); and

2) Authorizing additional purchases from CDW-G for technology equipment through the City of Tucson cooperative purchasing agreement with CDW-G, in an amount not to exceed \$500,000 annually for fiscal years 15/16, 16/17 and 17/18, using our membership in the National IPA and accessing the contract terms through the City of Tucson cooperative purchasing agreement with CDW-G, including any extensions of those agreements; and

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

Department: Information Technology
Attachments: [Attachment A - Contract CDW-G](#)
[Attachment B - Contract Cisco Network Equipment](#)

**12.8 [15-1737](#) **JOINT EXERCISE OF POWER AGREEMENT BETWEEN
LATHROP-MANTECA FIRE DISTRICT, CITY OF LODI, CITY OF****

**MANTECA AND CITY OF STOCKTON CREATING THE SAN
JOAQUIN COUNTY REGIONAL FIRE DISPATCH AUTHORITY**

Department: Fire

Attachments: [Attachment A - Stockton Regional Fire Dispatch Threshold Analysis](#)
[Proposed Resolution - Fire Dispatch JPA](#)
[EXHIBIT 1 - Fire Dispatch JPA Agreement](#)

**12.9 [15-1748](#) MOTION APPROVING A THREE YEAR OPERATING AGREEMENT
FOR MERLO GYMNASIUM**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a motion authorizing the City Manager to execute a three year agreement (Attachment A) with Table Community Foundation in the amount of \$85,000 per year for the operation of the Merlo Gymnasium. It is further recommended that the motion authorize the City Manager to take necessary actions to complete the intent of this motion.

Department: Community Services

Attachments: [Attachment A - Merlo Gym Operating Agreement](#)

**12.10 [15-1810](#) NOMINEES FOR THE CALIFORNIA CORRECTIONAL HEALTH CARE
SERVICES FACILITY CITIZENS' ADVISORY COMMITTEE**

RECOMMENDATION

It is recommended that the City Council by motion action, approve submitting a list of names to the California Correctional Health Care Services Facility (Facility), for selection by the Warden, of two representatives to serve on the Citizens' Advisory Committee (CAC).

Department: Office of the Mayor

Attachments: [Attachment A - Redacted Applications](#)
[Attachment B - Penal Code 5056](#)
[Attachment C - DOM Section 101090-11-3](#)
[Attachment D - Letter from CA Health Care Facility](#)

12.11 [15-1813](#) APPROVAL OF CITY COUNCIL MINUTES

Recommended Action: RECOMMENDATION

Approve minutes of the May 26 & 27, 2015 City Council Special Budget Study Session and the June 9, 2015 City Council Meeting.

Department: City Clerk

Attachments: [2015-05-26 City Council Study Session](#)
[2015-05-27 City Council Study Session](#)
[2015-06-09 City Council](#)

**12.12 [15-1678](#) AMENDMENT TO PROFESSIONAL SERVICES MASTER CONTRACT
WITH CSG CONSULTANTS, INC. FOR FIRE PREVENTION
SERVICES, INCLUDING: PLAN REVIEWS; FIRE CODE/PERMIT
INSPECTIONS; MANAGEMENT SERVICES AND CONSULTATION
SERVICES**

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve a motion authorizing the City Manager to execute an Amendment to the Professional Services Master Contract with CSG Consultants, Inc. for fire prevention services, including: plan reviews; fire code/permit inspections; management services and consultation for a two (2) year period in the amount of \$180,000 per fiscal year. It is further recommended that the City Manager be authorized to take appropriate actions to carry out the purpose and intent of this motion.

Department: Fire

Attachments: [Attachment A - RFI Fire Prevention Services](#)
[Attachment B - CSG Amendment to Master Contract Final](#)
[Attachment B - Exhibit A - CSG Consultants Inc Proposal](#)

**12.13 [15-1530](#) AMENDMENTS TO PROFESSIONAL SERVICES MASTER
CONTRACTS WITH 4LEAF, INC. AND CSG CONSULTANTS, INC.
FOR BUILDING PLAN CHECK, INSPECTION, ENGINEERING
SERVICES, AND FLOOD PLAIN MANAGEMENT**

Recommended Action: RECOMMENDATION

It is recommended that the City Council authorize, by motion, the execution of amendments to the professional services master contracts with 4Leaf, Inc. ("4Leaf") and CSG Consultants, Inc. ("CSG") for the provision of plan check, inspection, engineering services, and flood plain management to the Building and Life Safety Division of the Community Development Department. Each contract will be amended to extend services for a two (2) year period. The 4Leaf contract amendment will be in the amount of \$82,000 per year and the CSG contract amendment will be in the amount of \$160,000 per year.

Department: Community Development

Attachments: [Attachment A - 4Leaf Contract Amendment](#)
[Exhibit A to 4Leaf Contract Amendment](#)
[Attachment B - CSG Contract Amendment](#)
[Exhibit A to CSG Contract Amendment](#)

12.14 [15-1632](#) MOTION ACCEPTING SMG STOCKTON BUSINESS PLAN FOR

FISCAL YEAR 2015-2016

Recommended Action: RECOMMENDATION

It is recommended that the City Council accept, by motion, the Fiscal Year 2015-2016 Business Plan submitted by SMG Stockton (Attachment A).

Department: Economic Development

Attachments: [Attachment A - SMG Stockton Business Plan 2015-2016](#)

13. ADMINISTRATIVE MATTERS

14. UNFINISHED BUSINESS

15. NEW BUSINESS

16. HEARINGS****

**16.1 [15-1712](#) GENERAL PLAN AMENDMENT TO MODIFY EXISTING AND
INCORPORATE NEW GOALS, POLICIES, AND IMPLEMENTATION
MEASURES RELATED TO 200-YEAR FLOOD RISK AND
PROTECTION**

Recommended Action: RECOMMENDATION

Staff recommends that the City Council accept the Planning Commission's recommendation and adopt a Resolution approving a General Plan Amendment to modify existing and incorporate new goals, policies, and implementation measures related to 200-year flood risk and protection to comply with state law requirements by the statutory deadline of July 2, 2015.

Department: Community Development

Attachments: [Attachment A - Hydrologic Regions Map](#)

[Attachment B - Draft 200-Year Floodplain Map](#)

[Attachment C - General Plan Amendment - Redline Version](#)

[Attachment D - Findings](#)

[Attachment E - Planning Commission Resolution](#)

[Proposed Resolution - General Plan Amendment](#)

[Exhibit 1 to the Resolution](#)

16.2 [15-1738](#) PUBLIC HEARING FOR THE 2015 JUSTICE ASSISTANCE GRANT

Recommended Action:

RECOMMENDATION

It is recommended at the conclusion of the public hearing that the City Council adopt a resolution:

1. Approving Amendment No. 4 to the Interlocal Memorandum of Understanding between the City of Stockton and County of San Joaquin for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award (MOU);
2. Approving the recommended use of funds (\$361,609) as stated in the JAG Program 2015 Funding Recommendations;
3. Approving the appropriation of grant funds upon receipt of an executed Grant Agreement; and
4. Authorizing the City Manager to execute all grant award documents as required by the United States Department of Justice Bureau of Justice Assistance.

Department:

Police

Attachments:

[Proposed Resolution 2015 JAG](#)

[Exhibit 1 - Amendment No 4 JAG MOU](#)

17. COUNCIL COMMENTS

18. ADJOURNMENT

INFORMATIONAL ITEMS

**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. Each speaker is limited to three minutes. 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.*

****Additions to the Agenda - Government Code Section 54954.2(b)(2), allows members of the City Council present at the meeting to take immediate action, with either a two-thirds or unanimous vote, to place an item on the agenda that action must be taken and that the item came to the attention of the City subsequent to the agenda being posted.*

***Speakers should hold comments on items listed as a Hearing until the Hearing is opened. If a large number of people desire to speak at a Hearing, the Mayor/Chair may reduce the amount of time allocated to each speaker to three (3) minutes.*

All proceedings before this meeting body are conducted in English. The City of Stockton does not furnish language interpreters and, if one is needed, it shall be the responsibility of the person needing one.

In accordance with the Americans With Disabilities Act and California Law, it is the policy of the City of Stockton to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. If you are disabled and require a copy of a public hearing notice, or an agenda and/or agenda packet in an appropriate alternative format; or if you require other accommodation, please contact the Office of the City Clerk located at 425 North El Dorado Street, Stockton, California 95202 during normal business hours or by calling (209) 937-8459, at least 5 days in advance of the hearing/meeting. Advance notification within this guideline will enable the City/Agency to make reasonable arrangements to ensure accessibility.

CHALLENGING CITY DECISIONS: The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred. If a person wishes to challenge the nature of the above section in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Stockton, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.