



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 Authority Concurrent

Michael D. Tubbs Mayor/Chair
Elbert H. Holman Jr. Vice Mayor/Vice Chair (District 1)
Daniel R. Wright (District 2)
Susan Lofthus (District 3)
Susan Lenz (District 4)
Christina Fugazi (District 5)
Jesús M. Andrade (District 6)

Tuesday, February 27, 2018

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 [17-4220](#) **CONFERENCE WITH LABOR NEGOTIATOR**

Recommended Action: 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

- 3.2 [17-4222](#) **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

3.3 [17-4223](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Recommended Action: City Manager

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

Department: City Attorney

3.4 [17-4224](#) 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).

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. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS

10.1 [18-4401](#) CERTIFICATE OF RECOGNITION: BOY SCOUTS, GOLD COUNTRY DISTRICT

Recommended Action: RECOMMENDATION

Certificate of Recognition - "Scouting for Food" Initiative

Department: Office of the Mayor

10.2 [18-4402](#) PROCLAMATION: BLACK HISTORY MONTH

Recommended Action: RECOMMENDATION

Proclamation recognizing Black History Month in Stockton

Department: Office of the Mayor

11. CONSENT AGENDA

11.1 [17-4237](#) ACCEPT BY MOTION THE INDEPENDENT AUDIT OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2017

Recommended Action: RECOMMENDATION

It is recommended the City Council accept by motion the independent audit of the Comprehensive Annual Financial Report for the year ended June 30, 2017.

Department: Administrative Services

Attachments: [Attachment A - CAFR for year ended June 30 2017](#)

11.2 [17-4238](#) ACCEPT BY MOTION THE REPORT ON COMPLIANCE WITH THE PROPOSITION 111 APPROPRIATION LIMIT (GANN LIMIT), THE CORE REVENUES REPORT, THE MEASURE M STRONG COMMUNITIES TAX FUND AUDIT, AND THE MEASURE W PUBLIC SAFETY TAX FUND AUDIT FOR THE YEAR ENDED JUNE 30, 2017

Recommended Action: RECOMMENDATION

It is recommended that the City Council accept by motion the Report on Compliance with the Proposition 111 Appropriation Limit (Gann Limit), the Report of Agreed-Upon Procedures Applied to Core Revenues, the Measure M Strong Communities Tax Fund Audit, and the Measure W Public Safety Tax Fund Audit, for the year ended June 30, 2017.

Department: Administrative Services

Attachments: [Attachment A - 2017 Proposition 111 Appropriation Limit - GANN](#)
[Attachment B - 2017 Independent Accountants Report of AUP Core Revenues](#)
[Attachment C - 2017 Measure M Strong Communities Tax Fund Audit](#)
[Attachment D - 2017 Measure W Public Safety Tax Fund Audit](#)

**11.3 [17-4239](#) ACCEPT BY MOTION THE INDEPENDENT ACCOUNTANT'S
REPORT ON APPLYING AGREED-UPON PROCEDURES OF
MEASURES A AND B REVENUES AND EXPENDITURES FOR YEAR
ENDED JUNE 30, 2017**

Recommended Action: RECOMMENDATION

It is recommended that the City Council accept by motion the Independent Accountant's Report on Applying Agreed-Upon Procedures of Measures A and B for the Year Ended June 30, 2017 (Attachment A).

Department: Administrative Services

Attachments: [Attachment A - Measure A Independent Accountants Report](#)

**11.4 [18-4321](#) ACCEPT THE QUARTERLY INVESTMENT REPORT FOR QUARTER
ENDED DECEMBER 31, 2017**

Recommended Action: RECOMMENDATION

It is recommended that the City Council accept by motion the Quarterly Investment Report for the quarter ended December 31, 2017.

Department: Administrative Services

Attachments: [Attachment A - Quarterly Investment Report - December 31 2017](#)
[Attachment B - Certification of Quarterly Investment Report - 12-31-2017](#)

**11.5 [18-4377](#) APPROVE RESOLUTION AUTHORIZING THE CITY ATTORNEY TO
ENTER INTO AN AGREEMENT FOR LEGAL SERVICES WITH THE
RENNE PUBLIC LAW GROUP, LLP**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution approving the Agreement for Legal Services with Renne Public Law Group, LLP.

Department: City Attorney

Attachments: [Proposed Resolution - Renne Public Law Group LLP](#)
[Exhibit 1 - Engagement of Legal Services - Renne Public Law Group LLP](#)

**11.6 [18-4388](#) MAYORAL APPOINTMENTS TO COUNCIL COMMITTEES AND
COMMITTEE STRUCTURE/FUNCTION ROSTER**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council approve a resolution:

1. Appointing Councilmember Jesus Andrade as the City's member of the San Joaquin Council of Governments Board.
2. Appointing Councilmember Susan Lofthus as the City's member of the City of Stockton and Stockton Unified School District 3x3 Joint Committee.
3. Approving the revised Council Committees and Committee Structure/Function Roster.

Department: City Clerk

Attachments: [Attachment A - Mayoral Appointment - Redline](#)

[Proposed Resolution - Mayoral Committee Assignment](#)

[Exhibit 1 - Mayoral Committee Assignments](#)

11.7 [18-4330](#) **APPOINTMENT TO THE STOCKTON PORT COMMISSION**

Recommended Action:

RECOMMENDATION

It is recommended that City Council adopt a resolution reappointing Commissioner Sylvester Aguilar to a second term on the Stockton Port Commission, for a term commencing immediately and ending January 15, 2022.

Department: City Clerk

Attachments: [Attachment A - Sylvester Aguilar - Redacted Application](#)

[Proposed Resolution - Port Commission Appointment](#)

11.8 [18-4369](#) **APPROVAL OF COUNCIL MINUTES**

Recommended Action:

RECOMMENDATION

Approve the minutes from the Special City Council meetings of January 9, 2018, and February 6, 2018 and the City Council Meeting of January 23, 2018.

Department: City Clerk

Attachments: [2018-01-09 Minutes for Approval](#)

[2018-02-06 Minutes for Approval](#)

[2018-01-23 Minutes for Approval](#)

11.9 [17-4234](#) **APPROVE A PROFESSIONAL SERVICES CONTRACT WITH
MATRIX CONSULTING GROUP FOR DEVELOPMENT PERMIT
SERVICES FEE STUDY**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a motion:

1. Authorizing the City Manager to execute a Professional Services Contract with Matrix Consulting Group (MCG) in the amount of \$82,500 for Development Permit Services Fee Study; and
2. Authorizing the City Manager to take all necessary and appropriate actions to carry out the purpose and intent of the motion.

Department: Community Development

Attachments: [Attachment A - Professional Services Contract](#)

11.10 [17-4254](#)

ADOPT A RESOLUTION APPOINTING GARRETT DANIELLS, RANIA GEORGIES, JOSEPH MARGOLIES AND ANNE WILCOX TO THE STOCKTON ARTS COMMISSION, SETTING NEW COMMISSIONER TERMS TO CREATE STAGGERED VACANCIES AND REAFFIRMING THE PROCESS BY WHICH COMMISSIONERS ARE SELECTED

Recommended Action: RECOMMENDATION

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

1. Appoint Garrett Daniells, Rania Georgies, Joseph Margolies and Anne Wilcox to the Stockton Arts Commission for a three-year term to commence immediately upon approval and ending December 31, 2020;
2. Set new Commissioner terms to create staggered vacancies;
3. Reaffirm the process by which the Stockton Arts Commission assists the Mayor in his or her appointment of new commissioners by interviewing and recommending qualified applicants for approval by the City Council; and
4. Authorize the City Manager to take whatever actions are appropriate and necessary to carry out the purpose and intent of this Resolution.

Department: Community Services

Attachments: [Attachment A - Redacted Applications](#)
[Proposed Resolution - SAC appointments](#)

11.11 [17-4010](#)

APPROVE OPTION AGREEMENT WITH 1501 S. AIRPORT WAY LLC

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1. Authorizing an Option Agreement with 1501 S. Airport Way LLC for City-owned property at 1501 S. Airport Way and 1670 Union Street; and
2. Authorize the City Manager to take necessary and appropriate actions to carry out the purpose and intent of the resolution.

Department: Economic Development

Attachments: [Attachment A - 1501 S Airport - Vicinity Map](#)

[Attachment B - 1501 S Airport - Aerial map](#)

[Proposed Resolution - Option Agreement](#)

[Exhibit 1 - Option Agreement](#)

11.12 [18-4294](#)

**SUMMARY VACATION AND ABANDONMENT OF A PORTION OF
PUBLIC UTILITY EASEMENT BETWEEN METRO DRIVE AND
IMPERIAL WAY**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1. Approving a summary abandonment of a portion of the public utility sewer easement between Metro Drive and Imperial Way;
2. Authorizing the filing of Notice of Exemption No. CE034-17 under the California Environmental Quality Act (CEQA) for a portion of the public utility sewer easement between Metro Drive and Imperial Way; and
3. Authorizing the City Manager, or his designee, to take all the necessary and appropriate actions to carry out the purpose and intent of this resolution.

Department: Economic Development

Attachments: [Attachment A - Vicinity Map - Metro Dr Abandonment](#)

[Attachment B - Aerial Map - Metro Dr Abandonment](#)

[Attachment C - Easement Deed - Metro Drive](#)

[Proposed Resolution - Public Utility Street Vacation](#)

[Exhibit 1 - Legal Description](#)

[Exhibit 2 - Plat](#)

[Exhibit 3 - Street Abandonment NOE034-17](#)

11.13 [18-4286](#)

**AUTHORIZE THE CITY MANAGER TO APPROVE A PROFESSIONAL
SERVICES AGREEMENT WITH DR ASSOCIATES INTERNATIONAL
FOR PRE-EMPLOYMENT BACKGROUND AND PERSONNEL
INVESTIGATION SERVICES**

Recommended Action: RECOMMENDATION

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

1. Authorize the City Manager to execute a Professional Services Agreement with DR Associates International of Davis, CA, to provide pre-employment background and personnel investigation services for the City of Stockton Fire Department in the amount not to exceed \$250,000 for a five-year term;
2. Approve findings that support an exception to the competitive bidding process; and
3. Authorize the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Department: Fire

Attachments: [Attachment A - DR Associates Professional Services Agreement](#)

11.14 [18-4323](#)

CREATE A NEW REPRESENTED CLASSIFICATION OF SUPERVISING CRIME ANALYST TO OVERFILL A VACANT CRIME ANALYST ALLOCATION FOR THE STOCKTON POLICE DEPARTMENT AND APPROVE THE SALARY RANGE

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution creating a new represented classification of Supervising Crime Analyst and approve the proposed salary range.

Department: Human Resources

Attachments: [Proposed Resolution - Supervising Crime Analyst](#)

11.15 [18-4310](#)

AWARD A CONSTRUCTION CONTRACT WITH GOES AND NOCETI CONSTRUCTION, INC., DBA G & N CONSTRUCTION FOR THE ON-CALL UTILITIES REPAIR SERVICES PROJECT

Recommended Action: RECOMMENDATION

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

1. Approve the plans and specifications for the On-Call Utilities Repair Services Project, Project No. PUR 17-028.
2. Award a Construction Contract in the amount of \$1,929,750 to Goes and Noceti Construction, Inc., dba G & N Construction of Stockton, California for the On-Call Utilities Repair Services Project, Project No. PUR 17-028.

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

Attachments: [Attachment A - Contract - G & N Construction](#)

11.16 [18-4311](#) **REJECT BID FOR MAINTENANCE SERVICES FOR STORMWATER UNDERGROUND TREATMENT DEVICES**

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve a motion to reject one bid received for Maintenance Services for Stormwater Underground Treatment Devices (PUR17-016) pursuant to Stockton Municipal Code section 3.68.160(B).

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

Attachments: [Attachment A - Stormwater Underground Treatment Bid](#)

11.17 [18-4298](#) **APPROVE RESOLUTION ACCEPTING A SEXUAL ASSAULT LAW ENFORCEMENT SPECIALIZED UNIT PROGRAM GRANT AWARD FROM THE CALIFORNIA OFFICE OF EMERGENCY SERVICES AND AMEND THE FISCAL YEAR 2017-18 ANNUAL BUDGET**

Recommended Action: RECOMMENDATION

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

1. Authorize the City Manager to accept a California Office of Emergency Services (Cal OES) grant award for the Sexual Assault Specialized Unit Program in the amount of \$204,500;
2. Appropriate a 25-percent cash match in the amount of \$68,167 for a total program cost of \$272,667;
3. Amend the Fiscal Year (FY) 2017-18 Annual Budget to increase the Police Grants & Special Programs expenditure and revenue appropriation by \$272,667; and
4. Authorize the City Manager to execute 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 contract.

Department: Police

Attachments: [Proposed Resolution - Cal OES SA Grant](#)
[Exhibit 1 - Approved Application - Cal OES SA Grant 2017](#)

11.18 [17-4275](#)

**ADOPT FINDINGS APPROVING AN EXCEPTION TO THE
COMPETITIVE BID PROCESS AND AUTHORIZE THE CITY
MANAGER TO ENTER INTO AN AGREEMENT WITH THE
HOUSTON-GALVESTON AREA COUNCIL FOR THE PURCHASE OF
MOTOROLA RADIO EQUIPMENT**

Recommended Action: RECOMMENDATION

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

1. Adopt findings approving an exception to the competitive bid process and authorize the use of the cooperative purchasing agreement with the Houston-Galveston Area Council for the purchase of Motorola radio equipment in an amount not to exceed \$501,465.
2. Authorize the City Manager to take appropriate actions to carry out the purpose and intent of the resolution.

Department: Police

Attachments: [Attachment A - H-GAC Coop Agreement](#)
[Attachment B - Motorola - Delta Wireless](#)
[Attachment C - Motorola Quotes](#)
[Proposed Resolution - Motorola Radio Purchase](#)

**11.19 [17-4048](#) APPROVE RESOLUTION TO DESIGNATE ADDITIONAL STOP
CONTROLLED INTERSECTIONS**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution designating the following as intersections where vehicles are required to stop pursuant to Stockton Municipal Code (SMC) section 10.04.270: Admiral Drive/Bainbridge Place and Iris Avenue/Kiltie Way (2-way stop control), and Weber Avenue/Aurora Street and Weber Avenue/Grant Street (4-way stop control).

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 - Amend Stop Controlled Intersection - Admiral-Bainbridge](#)
[Attachment B - Amend Stop Controlled Intersection - Iris-Kiltie](#)
[Attachment C - Amend Stop Controlled Intersection - Weber/Aurora & Grant](#)
[Proposed Resolution - Stop Controlled Intersection Schedule](#)
[Exhibit 1 - Stop Controlled Intersection Schedule](#)

**11.20 [17-4206](#) APPROVE MOTION TO AUTHORIZE THE RAISED MEDIANS ALONG
PACIFIC AVENUE**

Recommended Action: RECOMMENDATION

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

1. Award a Professional Services Contract to ADKO Engineering, Inc. of Roseville, CA, in the amount of \$79,045.38, for design services for the Raised Medians Along Pacific Avenue (Project No. PW1717/Federal Project No. HSIPL-5008(164)).
2. 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 motion.

Department: Public Works

Attachments: [Attachment A - Vicinity Map](#)
[Attachment B - Professional Services Contract](#)

**11.21 [17-4263](#) APPROVE RESOLUTION TO AUTHORIZE THE SIDEWALK REPAIR
PROJECT, PHASE 2**

Recommended Action: RECOMMENDATION

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

1. Approve the Notice of Exemption No. CE044-17 under the California Environmental Quality Act for the Sidewalk Repair Project, Phase 2, Project No. PW1531.
2. Approve the plans and specifications for the Sidewalk Repair Project, Phase 2, Project No. PW1531.
3. Award a Construction Contract in the amount of \$774,554 to FBD Vanguard Construction, Inc. of Livermore, CA, for the Sidewalk Repair Project, Phase 2, Project No. PW1531.

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 - List of Locations](#)
[Proposed Resolution - Sidewalk Repair - Phase 2 - Project PW1531](#)
[Exhibit 1 - Notice of Exemption](#)
[Exhibit 2 - Contract with FBD Vanguard](#)

11.22 [17-4268](#)

APPROVE MOTION TO AWARD A SERVICE CONTRACT TO ST. FRANCIS ELECTRIC FOR ON-CALL TRAFFIC SIGNAL DETECTOR LOOP INSTALLATION AND REPLACEMENT

Recommended Action: RECOMMENDATION

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

1. Award a one-year Service Contract not to exceed the amount of \$90,000 to St. Francis Electric, Inc. of San Leandro, CA, for On-Call Traffic Signal Detector Loop Installation and Replacement, Project No. OM-18-024.
2. Authorize the City Manager to execute up to four one-year extensions to this Service Contract, at an annual cost not to exceed \$90,000, for a cumulative contract total not to exceed the amount of \$450,000.
3. 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 motion.

Department: Public Works

Attachments: [Attachment A - Service Contract with St. Francis Electric](#)

12. ADMINISTRATIVE MATTERS

13. UNFINISHED BUSINESS

14. NEW BUSINESS

**14.1 [18-4280](#) ACCEPT FISCAL YEAR 2017-18 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 the budget status report on the financial results for the first quarter of Fiscal Year 2017-18.
2. Authorize budget appropriations to complete the purchase of the Waterfront Office Towers property and accompanying building operations as listed below:
 - a. Appropriate \$1.0 million from Office Space Public Facility Fee fund balance for the purchase of the Waterfront Office Towers,
 - b. Authorize transfer of the remaining balance in the Waterfront Office Tower purchase project after completion of the purchase, to the Waterfront Tower Tenant Improvement project for building improvements and moving costs,
 - c. Establish a revenue estimate of \$540,000 for the remaining six months of the year from building lease revenue, and
 - d. Appropriate \$150,000 for building operating costs in the Non-Departmental budget.

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 Resolution.

Department: Administrative Services

Attachments: [Attachment A - 2017-18 First Quarter Budget Update](#)
[Proposed Resolution - 2017-18 First Quarter Budget Update](#)

15. HEARINGS****

**15.1 [17-4269](#) APPEAL OF THE PLANNING COMMISSION'S APPROVAL OF A USE
PERMIT AND DESIGN REVIEW TO ESTABLISH A MEDICAL
CANNABIS CULTIVATION FACILITY IN AN INDUSTRIAL GENERAL
(IG) ZONE LOCATED AT 7979 SOUTH AIRPORT WAY**

Recommended Action: RECOMMENDATION

Staff recommends that the City Council deny the appeal and uphold the Planning Commission's approval of:

1. A Use Permit to allow the establishment of a proposed medical cannabis cultivation facility in an Industrial General zoned parcel located at 7979 S. Airport Way, in accordance with the findings detailed herein; and
2. Design review approval in accordance with the recommendation of the Design Review Committee for the proposed elevations, which are in substantial compliance with the City of Stockton Design Guidelines for Industrial and warehouse uses.

Department: Community Development

Attachments: [Attachment A - Appeal Application](#)

[Attachment B - Zoning Map](#)

[Attachment C - Neighborhood Context Map and Site Plan](#)

[Attachment D - Cultivation Map & Cannabis Businesses](#)

[Attachment E - Operation Summary](#)

[Attachment F - Public Meeting Notice](#)

[Attachment G - Opposition Letter](#)

[Proposed Resolution - Denial of Cannabis Appeal](#)

[Exhibit 1 - Architectural Design Review](#)

15.2 [18-4295](#) **APPEAL OF THE PLANNING COMMISSION'S APPROVAL OF A USE PERMIT TO ESTABLISH A MEDICAL CANNABIS DISPENSARY IN AN EXISTING BUILDING AT 3706 EAST HAMMER LANE, SUITE 6**

Recommended Action: RECOMMENDATION

Staff recommends that the City Council adopt a Resolution to deny the appeal and uphold the Planning Commission's approval of a Use Permit to allow the establishment of a proposed medical cannabis dispensary at 3706 East Hammer Lane, Suite 6 (P17-0262), in accordance with the findings detailed herein.

Department: Community Development

- Attachments:** [Attachment A - Appeal Letter](#)
[Attachment B - Location Map and Aerial Photography](#)
[Attachment C - Operation Overview](#)
[Attachment D - Neighborhood Context Maps](#)
[Attachment E - Map of Medical Cannabis Businesses](#)
[Attachment F - Community Meeting Notice](#)
[Attachment G - Neighborhood Letter](#)
[Proposed Resolution - Medical Cannabis Dispensary](#)
[Exhibit 1 - Site Plan and Floor Plan](#)

16. PUBLIC COMMENTS – MATTERS NOT ON THE AGENDA

17. COUNCIL COMMENTS

18. ADJOURNMENT

INFORMATIONAL ITEMS

1 [18-4324](#)

**UPDATE ON THE CITY OF STOCKTON'S COMMUNITY
WORKFORCE TRAINING AGREEMENT**

Recommended Action: RECOMMENDATION

This report is provided for informational purposes only and does not require City Council action. Per Council direction, a status update on the Community Workforce Training Agreement is being provided 18 months after implementation.

Department: Administrative Services

2 [17-4207](#) **COUNCIL COMMITTEE / BOARDS & COMMISSION MINUTES**

Recommended Action: RECOMMENDATION

Information only. No action required.

Department: City Clerk

- Attachments:** [2017-06-19 - Audit Committee Minutes](#)
[2017-08-14 - Audit Committee Minutes](#)
[2017-10-18 - Audit Committee Minutes](#)
[2017-07-13 - Development Oversight Commission Minutes](#)
[2017-10-05 - Development Oversight Commission Minutes](#)

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 21, 2018, in compliance with the Brown Act.

**Bret Hunter, CMC
City Clerk**

By: _____

Deputy

**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.

Materials related to an item on this agenda submitted to City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 425 North El Dorado Street, Stockton, California 95202, during normal business hours. Such documents are also available on the City's website at www.stocktongov.com subject to staff's ability to post the documents before the meeting.

CHALLENGING CITY DECISIONS: The time limit within which to commence any lawsuit or legal challenge to any quasi-judicative 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-judicative 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.