



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
Daniel R. Wright Vice Mayor/Vice Chair (District 2)
Sol Jobrack (District 1)
Paul Canepa (District 3)
Susan Lenz (District 4)
Christina Fugazi (District 5)
Jesus M. Andrade (District 6)

Tuesday, October 20, 2020

4:00 PM

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

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

During this time of local health concerns, City Hall has limited socially-distanced seating available to the public. Due to these concerns, you are strongly encouraged to watch the meeting online and you can submit your public comments electronically.

1. You can view the live meeting at <http://www.stocktongov.com/government/oMeetings/councilMeetings.html>
2. eComment - click <https://stockton.granicusideas.com/meetings> to submit an eComment(s). New users must follow the instructions to create an account. Only one comment per agenda item, per person will be read into the record.
3. Email – City.Clerk@stocktonca.gov if you prefer to email your comments in. Only one comment per agenda item, per person will be read into the record.
4. Public comment voicemail - (209) 937-8459 if you wish to leave your public comment in the form of a voicemail, it will be transcribed and emailed to the City Clerk. Only one comment per agenda item, per person will be read into the record.

1. **CLOSED SESSION CALL TO ORDER/ROLL CALL**
2. **ADDITIONS TO CLOSED SESSION AGENDA**
3. **ANNOUNCEMENT OF CLOSED SESSION**
- 3.1 [20-7181](#) **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Number of Cases: Two

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

Name of Case: Kurt Wilson v. City Council of Stockton, et al. (San
Joaquin County Superior Court Case No.
STK-CV-UWM-2019-12404)

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

Department: City Attorney

3.2 [20-7183](#) **CONFERENCE WITH LABOR NEGOTIATOR**

Recommended Action: Agency Designated Representative: City Manager Harry Black

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 [20-7185](#) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Recommended Action: City Manager

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

Department: City Attorney

3.4 [20-7187](#) **CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION**

Recommended Action: 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 [20-7255](#) PROCLAMATION: FAMILY PROMISE WEEK - OCTOBER 18-25, 2020

Recommended Action: RECIPIENT: Sharon Jarvis

Department: Office of the Mayor

**10.2 [20-7284](#) COMMENDATION: IN HONOR OF HIS EXTRAORDINARY YEARS AS
A MUSIC INSTRUCTOR REPRESENTING THE BEAUTIFUL SPIRIT
OF STOCKTON**

Recommended Action: RECIPIENT: Mel Won

Department: Office of the Mayor

11. CONSENT AGENDA

11.1 [20-7236](#) 2020 CONFLICT OF INTEREST CODE AMENDMENT

Recommended Action: RECOMMENDATION

It is recommended that City Council adopt a resolution to amend the City's Conflict of Interest Code by adding and deleting certain designated positions.

Department: City Clerk

Attachments: [Attachment A - 2020 Conflict of Interest Code - Redlined](#)

[Proposed Resolution - 2020 Conflict of Interest Code](#)

[2020 Conflict of Interest Code](#)

11.2 [20-7251](#) APPOINTMENT TO THE COMMUNITY DEVELOPMENT COMMITTEE

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution ratifying the appointment of Kevin Redick to complete the unexpired term on the Community Development Committee as the District 2 appointee.

Department: City Clerk

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

[Proposed Resolution - Appointment to the Community Development Committee](#)

11.3 [20-7257](#) APPOINTMENT TO THE STOCKTON PORT COMMISSION

Recommended Action: RECOMMENDATION

It is recommended that City Council adopt a resolution:

1. Reappointing Commissioner Jay Allen to the Stockton Port Commission, for a term commencing immediately and ending January 15, 2024.
2. Extending the term of Stephen Griffen to end January 15, 2022.
3. Extending the term of Anthony Barkett to end January 15, 2023.

Department: City Clerk

Attachments: [Attachment A - Redacted Application](#)
[Proposed Resolution - Port Commission Appointment](#)

11.4 [20-7258](#) **APPOINTMENT TO THE SAN JOAQUIN COUNTY REGIONAL
TRANSIT DISTRICT BOARD**

Recommended Action: RECOMMENDATION

It is recommended that City Council adopt a resolution reappointing Gary Giovanetti to the San Joaquin County Regional Transit District Board, for a term commencing immediately and ending June 30, 2024.

Department: City Clerk

Attachments: [Attachment A - Redacted Application](#)
[Proposed Resolution - SJRTD Appointment](#)

11.5 [20-7259](#) **APPROVE RESPONSES TO THE 2019-20 SAN JOAQUIN GRAND
JURY REPORTS ON HOMELESSNESS IN SAN JOAQUIN COUNTY,
CASE NO. 0119, AND ILLEGAL DUMPING, CASE NO. 0519**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt by motion the City's responses to the 2019-20 Civil Grand Jury Reports on Homelessness in San Joaquin County, "Building on a Foundation: Collaboration and Communication," Case No. 0119, and the report on Illegal Dumping, "Talking Trash," Case No. 0519, and direct the City Manager to sign the response on behalf of the City Council and transmit the response to the Presiding Judge of the San Joaquin County Superior Court.

Department: City Manager

Attachments: [Attachment A - 2019-20 SJC Grand Jury Report - Case #0119](#)
[Attachment A1 - City Response to Case #0119](#)
[Attachment B - 2019-20 SJC Grand Jury Report - Case #0519](#)
[Attachment B1 - City Response to Case #0519](#)
[Attachment C - 2019-20 SJC Grand Jury Follow Up - Case #0616](#)
[Attachment D - 2019-20 SJC Grand Jury Follow Up - Case #0318](#)

11.6 [20-7040](#) **ADOPT A RESOLUTION APPROVING A FINAL MAP AND
SUBDIVISION AGREEMENT FOR DESTINATIONS, UNIT NO. 4,
(TRACT NO. 3700) PROJECT**

Recommended Action: RECOMMENDATION

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

1. Approve the final map for Destinations, Unit No. 4, Tract No. 3700; and
2. Authorize the City Manager to execute the subdivision agreement, accept on behalf of the public all offers of dedication, and record the final map for Destinations, Unit No. 4, Tract No. 3700.

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

Department: Community Development

Attachments: [Attachment A - Vicinity Map](#)
[Proposed Resolution - Recommending Approval](#)
[Exhibit 1 - Destinations 4 Subdivision Agreement](#)
[Exhibit 2 - Destinations 4 Final Map](#)

11.7 [20-7098](#) **SUMMARY VACATION OF A PORTION OF LT. COLONEL MARK
TAYLOR STREET PUBLIC RIGHT OF WAY AT CANNERY PARK
UNIT NO. 1**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1. Approving the summary vacation of a portion Lt. Colonel Mark Taylor Street.
2. Authorizing the filing of a Notice of Exemption No. NOE45-20 under the California Environmental Quality Act for the vacation of Lt. Colonel Mark Taylor Street public right-of-way at Cannery Park Unit No. 1; and
3. Authorizing the City Manager, or 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 - Lt Col Mark Taylor](#)
[Attachment B - Aerial map - Lt. Col Mark Taylor](#)
[Attachment C - Resolution 2019-07-16-1104](#)
[Proposed Reso - Lt Col Mark Taylor Street abandonment](#)
[Exhibit 1 - Legal Description - Lt Col Mark Taylor](#)
[Exhibit 2 - Plat - Lt Col Mark Taylor](#)
[Exhibit 3 - NOE45-20 - Lt. Col Mark Taylor vacation](#)

11.8 [20-7209](#) **AUTHORIZE THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE PURPOSE OF REFINANCING THE CALIFORNIA EDUCATIONAL FACILITIES AUTHORITY SERIES 2009 AND SERIES 2012 BONDS ISSUED FOR THE UNIVERSITY OF PACIFIC PROJECT**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1. Approving the issuance of revenue bonds by the California Municipal Finance Authority ("CMFA"), a joint exercise of powers authority and public entity of the State of California, in an amount not to exceed \$70,000,000 ("Bond"), on behalf of the University of Pacific ("UOP") for the purpose refinancing the California Educational Facilities Authority series 2009 and series 2012 bonds ("CEFA bonds") issued for educational facilities ("Project") located at 3601 Pacific Avenue, in the City of Stockton, California.

Note: The bonds will not represent a debt of the City, nor do they obligate the City in any way.

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

Department: Economic Development

Attachments: [Attachment A - Vicinity Map](#)
[Proposed Resolution - UOP Project](#)

11.9 [20-7203](#) **ADOPT A RESOLUTION ACKNOWLEDGING THE FIRE DEPARTMENT'S 2019 ANNUAL INSPECTION STATISTICS FROM EDUCATIONAL GROUP E AND RESIDENTIAL GROUP R OCCUPANCIES**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution to acknowledge the Fire Department's 2019 annual inspection statistics from Educational Group E and Residential Group R Occupancies in accordance with Senate Bill 1205.

Department: Fire

Attachments: [Attachment A - Senate Bill 1205](#)

[Attachment B - Cal. Health & Safety Codes 13146](#)

[Proposed Resolution](#)

[Exhibit 1 - SB 1205 - 2019 Inspections.pdf](#)

11.10 [20-7016](#) **APPROVE PURCHASE OF MEMBRANE FILTERS FROM FILMTEC CORPORATION FOR THE DELTA WATER TREATMENT PLANT**

Recommended Action: RECOMMENDATION

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

1. Approve findings pursuant to Stockton Municipal Code Section 3.68.070 for an exception to the competitive bidding process.
2. Authorize the purchase of membrane filters from FilmTec Corporation.

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

Department: Municipal Utilities

Attachments: [Proposed Resolution - DWTP Membrane Filters - FilmTec](#)

[Exhibit 1 - Quote](#)

[Exhibit 2 - COS Terms of Purchase](#)

11.11 [20-7142](#) **AWARD A PROFESSIONAL SERVICES AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE VETERANS AFFAIRS MEDICAL FACILITY OFF-SITE UTILITIES IMPROVEMENTS PROJECT**

Recommended Action: RECOMMENDATION

It is recommended that the City Council by motion:

1. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
2. Award a Professional Services Agreement in the amount of \$701,261 to TRC Engineers, Inc. of Sacramento, CA, for the Construction Management Services for the Veterans Affairs Medical Facility Off-site Utilities Improvements, Project No. M20026 (Attachment A).

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: Municipal Utilities

Attachments: [Attachment A - Agreement with TRC Engineers, Inc.](#)

[Attachment B - Map of Proposed Off-Site Utilities Improvements Project](#)

11.12 [20-6946](#)

**ADOPT A RESOLUTION OF INTENTION TO FORM A NEW DISTRICT
WITHIN THE STOCKTON INDUSTRIAL STORM DRAINAGE BASIN
MAINTENANCE ASSESSMENT DISTRICTS**

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve a Resolution of Intention to:

1. Form a new District (Stockton Industrial Storm Drainage Basin Maintenance Assessment District, North Newcastle, Project 20-1) to maintain and operate storm drainage improvements, providing for annual assessments for the costs and expenses thereof.
2. Specify that the public interest would be served by establishing the Zone and levying annual assessments for the costs to operate the storm drainage improvements.
3. Preliminarily approve Engineer's Report, approve a proposed boundary map, and appoint Engineer of Work.
4. Set date for the Public Hearing of Protests and provide for Property Owner Ballots on December 15, 2020, and direct the City Clerk to mail a public notice to the affected property owners at least forty-five days before the hearing date. (To be mailed by October 30, 2020.)

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

Department: Municipal Utilities

Attachments: [Attachment A - Engineer's Report](#)
[Attachment B - Storm Drainage Basin Maintenance Districts Map](#)
[Attachment C - North Newcastle Location Map](#)
[Proposed Resolution](#)
[Exhibit 1 - North Newcastle](#)

11.13 [20-7087](#) **AWARD A CONSTRUCTION CONTRACT TO PIPING AND
CORROSION SPECIALTIES, INC. FOR THE SANITARY SEWER
PUMP STATIONS AND FORCEMAINS CATHODIC PROTECTION
IMPROVEMENTS**

Recommended Action: RECOMMENDATION

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

1. Approve the filing of Notice of Exemption No. NOE44-20 under the California Environmental Quality Act (CEQA) for the Sanitary Sewer Pump Stations and Force mains Cathodic Protection Improvements, Project No. M17014 (Exhibit 1 to the Resolution).
2. Approve the plans and specifications for the Sanitary Sewer Pump Stations and Force mains Cathodic Protection Improvements, Project No. M17014.
3. Award a Construction Contract in the amount of \$562,098 to Piping and Corrosion Specialties, Inc. of Millersville, Maryland, for the Sanitary Sewer Pump Stations and Force mains Cathodic Protection Improvements, Project No. M17014 (Exhibit 2 to Resolution).

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

Department: Municipal Utilities

Attachments: [Proposed Resolution](#)
[Exhibit 1 - Notice of Exemption](#)
[Exhibit 2 - Contract](#)

11.14 [20-7128](#) **APPROVE MOTION AUTHORIZING AN AGREEMENT FOR POLICE
OFFICER ASSIGNMENT BETWEEN THE SAN JOAQUIN REGIONAL
TRANSIT DISTRICT AND THE CITY OF STOCKTON POLICE
DEPARTMENT**

Recommended Action: RECOMMENDATION

It is recommended that City Council approve a motion to:

1. Authorize the City Manager to execute a one-year Agreement for Police Officer Assignment between the San Joaquin Regional Transit District and City of Stockton Police Department, in the amount of \$130,021 annually between the City of Stockton and the San Joaquin Regional Transit District; and

2. Authorize and direct the City Manager to make any and all expenditures and appropriations on behalf of the City as appropriate and necessary to carry out the purpose and intent of this motion.

Department: Police

Attachments: [Attachment A - Agreement for Police Officer Assignment FY2021](#)

12. ADMINISTRATIVE MATTERS

13. UNFINISHED BUSINESS

14. NEW BUSINESS

15. HEARINGS**

**15.1 [20-7140](#) ADOPT A RESOLUTION APPROVING THE SAN JOAQUIN
MULTI-SPECIES HABITAT CONSERVATION AND OPEN SPACE
PLAN 2021 DEVELOPMENT FEE SCHEDULE**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a Resolution approving the San Joaquin Multi-Species Habitat Conservation and Open Space Plan 2021 development fee schedule.

Department: Community Development

Attachments: [Attachment A - SJCOG Staff Report](#)

[Attachment B - Habitat Fee Areas](#)

[Proposed Resolution - SJMSCP](#)

16. PUBLIC COMMENTS* – MATTERS NOT ON THE AGENDA

17. CITY MANAGER'S UPDATE

18. COUNCIL COMMENTS

19. ADJOURNMENT

INFORMATIONAL ITEMS

1. [20-7288](#) **STRONG COMMUNITIES ADVISORY COMMITTEE ANNUAL
REPORT OF REVENUES AND EXPENDITURES FOR FISCAL YEAR
2018-19**

Recommended Action: RECOMMENDATION

This item is an informational item submitting the Strong Communities Advisory Committee Annual Report for Fiscal Year 2018-19 to the City Council.

Department: Administrative Services

Attachments: [Attachment A - Annual Report FY 2018-2019](#)

2. [20-7289](#) **MEASURE W CITIZENS' OVERSIGHT COMMITTEE ADOPTED
ANNUAL REPORT OF REVENUES AND EXPENDITURES FOR
FISCAL YEAR 2018-19**

Recommended Action: RECOMMENDATION

This item is an informational item submitting the Measure W Citizens' Oversight Committee Report for Fiscal Year 2018-19 to the City Council.

Department: Administrative Services

Attachments: [Attachment A - Measure W Annual Report 9-28-2020](#)

3. [20-7220](#) **COUNCIL COMMITTEE/BOARD AND COMMISSION MINUTES**

Recommended Action: RECOMMENDATION

Information item only. No action required.

Department: City Clerk

Attachments: [Water Committee 2019-07-11](#)

[Water Committee 2019-08-08](#)

[Water Committee 2019-11-14](#)

[Water Committee 2020-03-12](#)

[Water Committee 2020-05-14](#)

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 October 14, 2020, in compliance with the Brown Act.

**Eliza R. Garza, 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.*

***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.*

****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.*

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.