

MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/PUBLIC
FINANCING AUTHORITY/PARKING AUTHORITY CONCURRENT
MEETING OF MAY 5, 2015

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

The CLOSED SESSION of the City Council of the City of Stockton scheduled for 4:00 PM was canceled.

~~1. CLOSED SESSION CALL TO ORDER/ROLL CALL~~

~~2. ADDITIONS TO CLOSED SESSION AGENDA~~

~~3. ANNOUNCEMENT OF CLOSED SESSION~~

~~3.1 15-1557 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.~~

~~3.2 15-1558 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.~~

~~3.3 15-1559 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).~~

~~**3.4 15-1560 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**~~

~~City Manager~~

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

~~**4. PUBLIC COMMENT***~~

~~**5. RECESS TO CLOSED SESSION**~~

6. REGULAR SESSION CALL TO ORDER/ROLL CALL (5:33 PM)

Roll Call

Present:

Christina Fugazi

Elbert Holman

Susan Lofthus

Michael Tubbs

Moses Zapien

Anthony Silva

Daniel Wright

7. INVOCATION/PLEDGE TO FLAG

Dean McFalls provided the Invocation. The Pledge of Allegiance was led by Councilmember Wright.

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

City Attorney John M. Luebberke announced that there was no Closed Session this evening.

9. ADDITIONS TO REGULAR SESSION AGENDA**

None

10. PROCLAMATIONS, COMMENDATIONS, OR INVITATIONS

10.1 PROCLAMATION: Recognizing the week of May 3rd through May 9th, 2015 as Municipal Clerks Week

RECIPIENT: Bonnie Paige, CMC, City Clerk, City of Stockton

Bonnie Paige, CMC, City Clerk, City of Stockton - thanked Mayor Silva, Vice-Mayor Fugazi, and Council; spoke to the history of the Municipal Clerk; introduced City Clerk team

10.2 PROCLAMATION: National Bike Month, Bike to Work Day May 13, 2015

RECIPIENTS: Kari McNickle and Kristine Williams

Kari McNickle - spoke to plans for National Bike Month; information at Valleybikecommute.com

10.3 PROCLAMATION: National Nursing Home Week "Bring on the Fiesta," May 10-16, 2015

RECIPIENT: Eris Bob, Katrise Bridgeman and Allison Boyd

Allison Boyd - spoke to National Nursing Week and National Nursing Home Week; changes to care and perception of Nursing Homes

10.4 PROCLAMATION: Letter Carriers "Stamp Out Hunger" Food Drive, May 9, 2015

RECIPIENT: Angela King

Angela King - spoke to size and success of the Stamp Out Hunger Food Drive; annual goals; how to donate

10.5 ACKNOWLEDGMENT: City of Stockton Employee Cook Off

RECIPIENT: Henry Torres

ACKNOWLEDGEMNT: City of Stockton Employee Table Decoration Competition

RECIPIENT: Administrative Services Department

Mayor Silva - spoke to the City Employee appreciation event and competitions

12. CONSENT AGENDA

Approve the Consent Agenda with a single vote, save item 12.3 which was considered separately.

Moved by: Elbert Holman, seconded by Christina Fugazi .

Vote: Motion carried 7-0

Yes: Christina Fugazi , Elbert Holman, Susan Lofthus, Michael Tubbs, Moses Zapien, Anthony Silva, and Daniel Wright.

12.1

15-1578 AUTHORIZE A FACADE IMPROVEMENT FORGIVABLE LOAN FOR \$80,000 TO LUIS M. P. LIMA, FOR THE PROPERTY LOCATED AT 702 WEST FREMONT STREET

Resolution 2015-05-05-1201 authorizing a Facade Improvement Forgivable Loan to Luis M. P. Lima, for the commercial property located at 702 West Fremont Street in the amount of \$80,000.

Legislation Text

Attachment A - Map

Attachment B - Property Photos

Attachment C - Color Rendering of Proposed Improvements

Proposed Resolution-Fremont Street Facade

Approved Resolution 2015-05-05-1201

12.2 15-1593 MODIFICATIONS TO THE UNREPRESENTED MANAGEMENT/CONFIDENTIAL AND LAW EMPLOYEES' COMPENSATION PLAN

Motion 2015-05-05-1202 adopting the attached modifications to the Unrepresented Management/Confidential and Law Employees' Compensation Plan, authorizing the City Manager to execute the compensation plan modifications and also authorizing the City Manager to take actions appropriate to carry out the implementation of the Compensation Plan.

Legislation Text

Attachment A - Unrepresented Employee Comp Plan-redlined 07.01.15

Attachment B - Unrepresented Employee Comp Plan 07.01.15

12.3 15-1600 PROPOSITION 111 APPROPRIATION LIMIT (GANN LIMIT) FOR THE YEAR ENDED JUNE 30, 2014, MEASURE W PUBLIC SAFETY TAX FUND AUDIT FOR THE YEARS ENDED JUNE 30, 2014 AND 2013, SINGLE AUDIT FOR THE YEAR ENDED JUNE 30, 2014, AND REPORT ON INTERNAL CONTROLS FOR THE YEAR ENDED JUNE 30, 2014

Legislation Text

Attachment A - 2014 Measure W Public Safety Tax Fund Audit

Attachment B - 2014 Proposition 111 Appropriation Limit (GANN Limit)

Attachment C - 2014 Single Audit and Independent Auditor's Report

Attachment D - 2014 Report on Internal Controls

Public Comment provided by Gary Malloy

Approve **Motion 2015-05-05-1203** accepting the Measure W Public Safety Tax Fund Audit for the years ended June 30, 2014 and 2013, Agreed-Upon Procedures Report on Compliance with Proposition 111 Appropriation Limit (GANN Limit) for the year ended June 30, 2014, Single Audit for the year ended June 30, 2014, and Report on Internal Controls for the year ended June 30, 2014 as approved and submitted by the Audit Committee of the

City Council.

Moved by: Moses Zapien, seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Christina Fugazi , Elbert Holman, Susan Lofthus, Michael Tubbs, Moses Zapien, Anthony Silva, and Daniel Wright.

13. ADMINISTRATIVE MATTERS

None.

14. UNFINISHED BUSINESS

None.

11. CITIZENS' COMMENTS, ANNOUNCEMENTS, OR INVITATIONS*

Paul Bonell - invited the community to the Summer Concert Series Launch on Friday May 8th; extended invitation to Council; thanked Community Services Department for help with the Special Events permit

Kathy Kenoly - spoke to Frederick Douglas Essay Contest; final event on June 19th

Deborah Wygant - spoke to final Frederick Douglas Essay Contest Event

Ramiro Reyes - thanked Council for participating in Cinco de Mayo parade; shared personal story about Henry Torres; requested an item regarding the Flamingo Club be placed on the Council agenda for discussion

James Clark, Operating Engineers Local Union Number 3 (OE3), Union Representative - spoke to contract negotiations; recruitment efforts to fill vacant positions

Quincy Carter, Municipal Utilities Department employee - spoke to job history; contract negotiations and morale

Chris Pezzoni, Municipal Utilities Department employee - spoke to contract negotiations

Chris DeVore, Municipal Utilities Department employee - spoke to contract negotiations; loss of experienced employees

Steven Elms, Municipal Utilities Department employee - spoke to contract negotiations

Darlene Wilkerson, Municipal Utilities Department employee - spoke to contract negotiations

Norm Cassin, Municipal Utilities Department employee - spoke to contract negotiations

Mike De Anda, Municipal Utilities Department employee - spoke to contract negotiations

Henry Torres, Public Works Department employee - spoke to contract negotiations

Michael Eggener, OE3 Representative - spoke to contract negotiations

Tocan Nguyen - opposed contract negotiations; shared personal beliefs; spoke to water quality

Lynne Prater - invited community to Pups Rescue event May 8th; spoke to no kill rescue; urged June 11th One Day No Kill pledge

Jose Flores, Fathers and Families of San Joaquin - spoke to Community Development Block Grant funding

Teresa Smith - spoke about police brutality

15. NEW BUSINESS

15.1 15-1452 APPOINTMENT TO THE STOCKTON CIVIL SERVICE COMMISSION

Legislation Text

Attachment A - Redacted Applications

Attachment B - News Release

Proposed Resolution - Appointment to CSEEC

Approved Resolution 2015-05-05-1501

Approve **Resolution 2015-05-05-1501** appointing Shellie Lima and Douglas Vigil to fill two vacancies on the Civil Service Commission/Equal Employment Commission for terms commencing immediately and ending June 30, 2018.

Moved by: Anthony Silva, seconded by Moses Zapien.

Vote: Motion carried 7-0

Yes: Christina Fugazi , Elbert Holman, Susan Lofthus, Michael Tubbs, Moses Zapien, Anthony Silva, and Daniel Wright.

16. HEARINGS****

16.1 15-1574 2015-2020 CONSOLIDATED PLAN, ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE, AND 2015-2016 ONE-YEAR ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIPS, AND EMERGENCY SOLUTION GRANT PROGRAMS

Legislation Text

Attachment A - 2015-20 Consolidated Plan

Attachment B - Analysis of Impediments

Attachment C - 2015-2016 Action Plan

Attachment D - 2015-16 Sources and Uses

Attachment E - 2015 CDBG Applications Received

Proposed Resolution 2015-20 Con Plan

Exhibit 1 to Proposed Resolution 2015-2020 Con Plan

Powerpoint Presentation

Approved Resolution 2015-05-05-1601

Note: a memorandum dated May 5, 2015, regarding changes to the Resolution for Agenda Item 16.1 was distributed around the bench and filed.

Around the Bench - Item 16.1

Affidavits of posting, mailing and/or publication were filed in the office of the City Clerk.

Gary Malloy - approved of funding for STAND; asked for additional information regarding debt service

William Brown, Gospel Center Rescue Mission - asked Council to reconsider allocation; document filed

Document Filed - William Brown

Joni Bauer, Community Center for the Blind - urged adoption of plan

Fred Sheil, STAND Affordable Housing Program - shared history of the program; spoke to success; future

Kate Macek, Women's Center Youth and Family Services - explained funding request

Approve **Council Resolution 2015-05-05-1601**:

- 1) Approving the 2015-2020 Consolidated Plan and Analysis of Impediments to Fair Housing Choice with any modifications deemed appropriate and
- 2) Approving the 2015-2016 One-Year Action Plan with any modifications deemed appropriate; and
- 3) Authorizing the City Manager, or his designee, to execute all documents and forward them to the U.S. Department of Housing and Urban Development and to take whatever actions are necessary and appropriate to carry out the purpose and intent of the resolution.

Moved by: Michael Tubbs, seconded by Moses Zapien.

Vote: Motion carried 7-0

Yes: Christina Fugazi , Elbert Holman, Susan Lofthus, Michael Tubbs, Moses Zapien, Anthony Silva, and Daniel Wright.

17. COUNCIL COMMENTS

Councilmember Zapien - reported on One Voice delegation

Councilmember Tubbs - attended Cities United conference in Philadelphia; spoke to April 25th First Annual South Stockton Summit, noted follow up meeting Wednesday at the San Joaquin County Fairgrounds

Councilmember Wright - attended events at Oak Park, Public Works tree planting, PGE Earth Day/Arbor Day event; attended Trivia Bee; attended Blossom Ranch neighborhood watch meeting; attended Reinvent South Stockton event; Delta College fashion show; Cinco de Mayo parade; recognized Don Bott, teacher at Stagg High School for Distinguished Secondary Teacher Award

Councilmember Holman - spoke to One Voice trip; reported on CA League of Cities Legislation Action Day

Councilmember Wright - noted opportunity to donate to local charity, Give Local America, givelocal15.org

Vice Mayor Fugazi - thanked Councilmember Tubbs for South Stockton efforts; attendance at Prayer Breakfast; supported work by Restore the Delta; spoke to Make a Wish Foundation process; recognized Mas'ood Cajee for winning the 2015 White House Conference on Library and Information Services award; announced National Teacher Appreciation Week; free concert; Child Abuse Prevention Council Duck Derby this weekend; Listening Meeting for Midtown Residents next Wednesday at 6pm, East Advisory at Stribley Park at 3pm

Councilmember Lofthus - spoke in support of the South Stockton project; attended pet adoption event; law day event

Mayor Silva - congratulated Doug Vigil on his appointment to the Civil Service Commission; State of the City event Thursday May 21st; Wells Fargo Lift home funding event; Delta College Fashion Show; Stockmarket event; Cinco de Mayo; Mayor's Awareness for Homeless event May 13th; Memorial Blood Drive May 13th; Pixie Woods opening; Silver Lake attendance; opening of City pools; Fireworks Show for July 4th; Movies in the Park

18. ADJOURNMENT (8:04 PM)



BONNIE PAIGE, CMC
CITY CLERK, CITY OF STOCKTON