



City of Stockton

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

Meeting Agenda

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

Anthony Silva, Mayor/Chair
Christina Fugazi, Vice Mayor/Vice Chair
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, April 7, 2015

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

Closed Session 4:00 | Regular Session 5:30

1. **CLOSED SESSION CALL TO ORDER/ROLL CALL**
2. **ADDITIONS TO CLOSED SESSION AGENDA**
3. **ANNOUNCEMENT OF CLOSED SESSION**
- 3.1 [15-1551](#) **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 [15-1552](#) **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 [15-1396](#) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

City Manager

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

Department: City Attorney

3.4 [15-1553](#) **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

3.5 [15-1589](#) **CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Number of Parcels: Two

Address: 2441 West Charter Way, Stockton, CA
APN: 163-340-09 and 163-330-04, 05
Owner: Heitman Holdings, Inc.

Address: 2501 Navy Drive, Stockton, CA

APN: 163-320-01
Owner: City of Stockton

Agency Negotiators: Micah Runner, Economic Development Director
Joe Mulligan, Senior Real Property Agent

Under Negotiation: Price and Terms

This Closed Session is authorized pursuant to Section 54956.8 of the
Government Code.

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 [15-1484](#) APPROVE AGREEMENT WITH ALFA LAVAL, INC. TO REBUILD A
BELT FILTER PRESS AT THE REGIONAL WASTEWATER CONTROL
FACILITY

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve by motion findings for an exception to the competitive bid process and authorize an agreement in the amount of \$252,000 with Alfa Laval, Inc. of Houston, Texas to rebuild a belt filter press at the Regional Wastewater Control Facility.

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

Department: Municipal Utilities

Attachments: [Attachment A - Contract with Alfa Laval](#)

12.2 [15-1502](#) **2014 ANNUAL REPORT FOR THE STOCKTON TOURISM BUSINESS
IMPROVEMENT DISTRICT**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a motion approving the 2014 Annual Report for the Stockton Tourism Business Improvement District.

Department: Economic Development

Attachments: [Attachment A – Resolution 2015-01-13-1205 - 2015 Annual Service Plan](#)
[Attachment B - 2014 Annual Report of Activities](#)
[Attachment C - 2014 Financial Report](#)
[Attachment D - Resolution 2014-11-04-1601-01](#)

12.3 [15-1510](#) **LONG RANGE PROPERTY MANAGEMENT PLAN**

Recommended Action: RECOMMENDATION

It is recommended that the Successor Agency to the Former Redevelopment Agency of the City of Stockton (Successor Agency) adopt a resolution recommending that the Stockton Successor Agency Oversight Board (Oversight Board) approve the Long Range Property Management Plan (LRPMP).

Department: Economic Development

Attachments: [Attachment A - Property Management Plan](#)
[Attachment B - Council Resolution No. 11-0251](#)
[Proposed Successor Agency Resolution - LRPMP](#)

12.4 [15-1541](#) **AGREEMENT FOR LEGAL SERVICES WITH JONES HALL**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution approving an Agreement for Legal Services with Jones Hall.

Department: City Attorney

Attachments: [Proposed Resolution - Legal Services Agreement with Jones Hall](#)
[Exhibit 1 - Legal Services Agreement](#)

13. ADMINISTRATIVE MATTERS

14. UNFINISHED BUSINESS

15. NEW BUSINESS

15.1 [15-1368](#) **ACCEPT THE ANNUAL ACTUARIAL REPORT ON THE CITY'S
SELF-FUNDED MEDICAL PLANS AND ADOPT BY MOTION THE**

**RECOMMENDATIONS OF THE SEGAL COMPANY FOR PREMIUM
RATES FOR 2015/2016**

Recommended Action: RECOMMENDATION

It is recommended that the City Council accept the annual Actuarial report for the City's self-funded medical, dental, and vision plans for the period ending June 30, 2014, as presented in the Segal Company report dated March 26, 2015, and adopt by motion the recommended monthly premium rates for the City's current self-funded health plans and the fully-insured Kaiser medical plan for fiscal year 2015-2016 (effective July 1, 2015) for medical coverage offered to City employees and retirees (Attachment A).

Department: Human Resources

Attachments: [Attachment A - FINAL Actuary Report](#)

15.2 [15-1472](#) **ACCEPT PACIFIC GAS & ELECTRIC REBATE FUNDS, APPROVE
PURCHASE OF LED STREET LIGHT LUMINAIRES WITH JAM
SERVICES, INC. FOR THE PHASE 2 STREET LIGHT CONVERSION,
AND APPROVE CONTRACT CHANGE ORDER NO. 2 WITH NET
ELECTRIC, INC. FOR THE CITYWIDE ARTERIAL ROADWAY - LED
STREET LIGHTS (PW1430)**

Recommended Action: RECOMMENDATION

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

1. Authorize the City Manager to accept rebate funds totaling approximately \$389,000 from the Pacific Gas & Electric (PG&E) LED Street Light Rebate Program.
2. Adopt an amendment to the Fiscal Year 2014-15 Capital Improvement Program (CIP) Budget to appropriate existing and future PG&E LED Street Light Rebate Program funds to the Citywide Arterial Roadway - LED Street Lights (PW1430) in the amount of \$389,000.

It is also recommended that the City Council adopt a resolution and findings authorizing the following:

1. The purchase of 2,108 light emitting diode street light luminaires in the amount of \$420,482.76, through a sole source contract with JAM Services, Inc., of Livermore, CA.
2. Execute a Contract Change Order in the amount of \$123,300 with Net Electric, Inc., of San Leandro, CA, for additional contract work for the 2014 LED Arterial Street Light Conversion (PW1430).

The total project cost for material purchase and contracted work is \$543,782.76.

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

Department: Public Works

Attachments: [Attachment A - Vicinity Map of Phase 1 LED Street Light Conversion](#)
[Attachment B - Vicinity Map of Phase 2 LED Street Light Conversion](#)
[Attachment C - Agreement with JAM Services for LED Street Light Conversion](#)
[Attachment D - Contract Change Order No. 2](#)
[Proposed Resolution - LED Street Light Conversion](#)

15.3 [15-1529](#)

**RECOMMENDATIONS OF THE CITY COUNCIL SALARY SETTING
COMMISSION TO ADOPT ORDINANCES AMENDING TITLE 2,
CHAPTER 2.08 OF THE STOCKTON MUNICIPAL CODE TO SET THE
SALARIES AND BENEFITS FOR THE MAYOR AND CITY COUNCIL
OF THE CITY OF STOCKTON FOR THE PERIOD BEGINNING JULY
1, 2015, IN ACCORDANCE WITH ARTICLE IV, SECTION 410 OF THE
CITY CHARTER**

Recommended Action: RECOMENDATION

In accordance with City Charter Article IV, section 410, the City Council shall approve the recommendations of the City Council Salary Setting Commission and adopt two ordinances (1) setting the salary and benefits for the Mayor of the City of Stockton for the period beginning July 1, 2015; and (2) setting the benefits for members of the City Council for the period beginning July 1, 2015.

Department: Human Resources

Attachments: [Attachment A - Salary Setting Commission Recommendation Memo](#)
[Attachment B - Redline Changes Sec 2-08-010](#)
[Attachment C - Redline Changes Sec 2-08-050](#)
[Proposed Ordinance - Amending Section 2-08-010](#)
[Proposed Ordinance - Amending Section 2-08-050](#)

16. HEARINGS****

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.