

**MINUTES**  
**CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/PUBLIC**  
**FINANCING AUTHORITY/PARKING AUTHORITY CONCURRENT**  
**MEETING OF APRIL 21, 2015**

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

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**1. CLOSED SESSION CALL TO ORDER/ROLL CALL (4:30 PM)**

Roll Call

Present:

Christina Fugazi

Susan Lofthus

Michael Tubbs

Daniel Wright

Absent:

Elbert Holman, Moses Zapien, and Anthony Silva.

**2. ADDITIONS TO CLOSED SESSION AGENDA**

None

**3. ANNOUNCEMENT OF CLOSED SESSION**

**3.1 15-1554 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 15-1555 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 15-1556 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 15-1397 PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

City Manager

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

**4. PUBLIC COMMENT\***

Tocan Nguyen - shared her personal political views

**5. RECESS TO CLOSED SESSION**

The Council recessed to Closed Session at 4:36 pm. The Council returned from Closed Session and recessed at 5:05 pm.

**6. REGULAR SESSION CALL TO ORDER/ROLL CALL (5:05 PM)**

Roll Call

Present:

Christina Fugazi

Susan Lofthus

Michael Tubbs

Anthony Silva

Daniel Wright

Absent:

Elbert Holman, and Moses Zapien.

**7. INVOCATION/PLEDGE TO FLAG**

The Pledge of Allegiance was lead by Councilmember Tubbs. Pastor Wayne Bibelheimer of Quail Lakes Baptist Church provided the Invocation.

**8. REPORT OF ACTION TAKEN IN CLOSED SESSION**

City Attorney John Luebberke announced that there was no reportable action taken during Closed Session this evening.

**9. ADDITIONS TO REGULAR SESSION AGENDA\*\***

None

**11. CITIZENS' COMMENTS, ANNOUNCEMENTS, OR INVITATIONS\***

Ramiro Reyes, representing Martin Luther King Merchants Association - expressed desire for The Flamingo Club to be reopened

Roslyn Burse, Reinvent South Stockton - invited Council and Staff to attend First Annual Summit on April 25th

Tocan Nguyen - shared personal political beliefs

Kathy Garcia - thanked Mayor Silva for work done on San Joaquin Asparagus Festival; thanked Stockton residents and Police Chief Jones for providing gowns for students to be able to go to the prom

Gary Malloy - spoke to Council decision regarding Mayor and Council salary and benefits; supported having a monthly budget review

Bob Bentz - spoke to fund raising for Vietnam Veteran's memorial repair; supported Asparagus Festival; costs of 4th of July parade; Mayor's fundraising efforts for 4th of July fireworks; vendors at the 4th of July event; protesters blocking streets affecting businesses

Douglas Vigil - invited Council to 30th Annual Deaf Family Event on May 2nd (document filed)

Document filed by Douglas Vigil

Jim Bednash - spoke to unpermitted taxi cabs in Stockton (document filed)

Document filed by Jim Bednash

James Young - had a good time helping at Asparagus Festival; volunteered helping to set up booths

**10. PROCLAMATIONS, COMMENDATIONS, OR INVITATIONS**

10.1 CERTIFICATE OF RECOGNITION: 47 Years for Commitment and Contribution to the Cal-Mex Baseball League

RECIPIENT: Anthony Owens

Anthony Owens - invited community out to Stribley Park for League events

10.2 PROCLMATION: Water Awareness Month, May 2015

RECIPIENTS: Dr. Mel Lytle, Director of Municipal Utilities Department and Regina Rubier, Municipal Utilities Department

Dr. Mel Lytle, Director of Municipal Utilities Department - spoke to Water Awareness Month and the drought

10.3 PROCLAMATION: Cal-Mex Baseball Day, April 19, 2015

RECIPIENT: Anthony Owens

10.4 PROCLAMATION: Earth Day, April 22, 2015

RECIPIENT: Matt Beckwith

Matt Beckwith - spoke to 27th Annual Earth Day Festival April 26th at Victory Park; introduced committee

## 12. CONSENT AGENDA

Approve the Consent agenda with a single vote, save item 12.1 which was considered separately

**Moved by:** Christina Fugazi , seconded by Susan Lofthus.

**Vote:** Motion carried 5-0

**Yes:** Christina Fugazi , Susan Lofthus, Michael Tubbs, Anthony Silva, and Daniel Wright.

**Absent:** Elbert Holman, and Moses Zapien.

### 12.1 15-1480 FISCAL YEAR 2014-2015 FIRST QUARTER GENERAL FUND BUDGET STATUS UPDATE

Legislation Text

Attachment A - 2014-15 GF 1st Quarter Budget Update

Neb Leiba - shared thoughts on budget numbers and reporting time frames

Document Filed by Ned Leiba

Approve **Motion 2015-04-21-1201** approving this budget status report on the results of the first quarter of Fiscal Year 2014-2015 for the City's General Fund.

**Moved by:** Daniel Wright, seconded by Susan Lofthus.

**Vote:** Motion carried 5-0

**Yes:** Christina Fugazi , Susan Lofthus, Michael Tubbs, Anthony Silva, and Daniel Wright.

**Absent:** Elbert Holman, and Moses Zapien.

**12.2 15-1531 APPROVE PURCHASE OF FOURTEEN ONE-QUARTER TON TRUCKS FROM CHASE CHEVROLET (PUR 15-005)**

**Motion 2015-04-21-1202** authorizing the purchase of fourteen new 1/4 ton trucks from Chase Chevrolet of Stockton, California, in the amount of \$305,520.88.

Legislation Text

Attachment A - Bid from Chase Chevrolet

Attachment B - Purchase of Fourteen Trucks from Chase Chevrolet

**12.3 15-1532 APPROVE PURCHASE OF ELEVEN TRUCKS FROM BIG VALLEY FORD (PUR 14-031)**

**Motion 2015-04-21-1203** rejecting bids from Elk Grove Auto Group and Chase Chevrolet as unresponsive and awarding the bid to Big Valley Ford of Stockton, California, authorizing the purchase of eleven new trucks from Big Valley Ford of Stockton, California, in the amount of \$445,470.25.

Legislation Text

Attachment A - Bid from Big Valley Ford

Attachment B - Pickup Truck Replacement List

**13. ADMINISTRATIVE MATTERS**

None

**14. UNFINISHED BUSINESS**

None

**15. NEW BUSINESS**

**15.1 15-1601 APPROVAL OF AN AGREEMENT REGARDING THE TRANSFER AND EXPENDITURE OF EXCESS LOAN PROCEEDS BETWEEN THE SUCCESSOR AGENCY AND THE CITY OF STOCKTON**

Legislation Text

Attachment A - Council Resolution 06-0317

Attachment B - Council Resolution 11-0251

Proposed City Council Resolution - Transfer and Expenditure of Proceeds

Exhibit 1 - Agreement Regarding Expenditure of Excess Bond Proceeds

Proposed Successor Agency Resolution - Transfer and Expenditure of Proceeds

Exhibit 1 - Agreement Regarding Expenditure of Excess Bond Proceeds

Approved Resolution 2015-04-21-1501-01

Approved Resolution SRD 2015-04-21-1501-02

Gary Malloy - spoke to areas where funds are used

Neb Leiba - spoke to evaluating Successor Agency and City obligations

**Approve Resolution 2015-04-21-1501-01**

1. Approving an Agreement Regarding the Transfer and Expenditure of Excess Loan Proceeds between the Successor Agency and the City of Stockton (Exhibit 1 to the Resolution); and
2. Amending the Fiscal Year 2014-15 Annual Budget for the City's Project Area Capital Improvement Fund and City Low-Moderate Income Housing Fund to reflect the transfer in of funds from the Successor Agency; and
3. Authorizing the City Manager or his designee to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution.

**Moved by:** Anthony Silva, seconded by Daniel Wright.

**Vote:** Motion carried 5-0

**Yes:** Christina Fugazi , Susan Lofthus, Michael Tubbs, Anthony Silva, and Daniel Wright.

**Absent:** Elbert Holman, and Moses Zapien.

**Approve Resolution SRD 2015-04-21-1501-02**

1. Approving an Agreement Regarding the Transfer and Expenditure of Excess Loan Proceeds between the Successor Agency and the City of Stockton (Exhibit 1 to the Resolution); and
2. Amending the Fiscal Year 2014-15 Annual Budget for the Successor Agency Strong Neighborhood Initiative Fund to reflect the transfer out of funds from available fund balance; and
3. Authorizing the Executive Director or his designee to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution.

**Moved by:** Christina Fugazi , seconded by Daniel Wright.

**Vote:** Motion carried 5-0

**Yes:** Christina Fugazi , Susan Lofthus, Michael Tubbs, Anthony Silva, and Daniel Wright.

**Absent:** Elbert Holman, and Moses Zapien.

**16. HEARINGS\*\*\*\***

None

**17. COUNCIL COMMENTS**

Councilmember Lofthus - spoke to Visit Stockton committee report; upcoming events; 2015 USA Racquetball National Junior Olympic Championship June 24-28th; Promise Keepers May 15-16th at Stockton Arena; Free Concert at DeCarli Waterfront May 8th

Vice Mayor Fugazi - attended RTD Stand Up for Transportation Day; Cal-Mex Baseball; Maya Angelo Library Physics event April 23rd; Employee Recognition Event April 24th; Annual Trivia Bee April 24th at the Stockton Arena; Earth Day April 26th

Councilmember Wright - attended Bread of Life Stockton event, next event May 16th; thanked Mayor and volunteers for work at Asparagus Festival, Trivia Bee April 24

Councilmember Tubbs - spoke to March of Dimes March for Babies Walk May 2nd; Asparagus Festival; Fathers and Families, My Brother's Keeper Meeting; Senior Assembly at Franklin High School; South Stockton Summit April 25th 9:30 to 3:30 San Joaquin County Fair Grounds

Mayor Silva - will attend South Stockton Summit Event; recognized Asparagus Festival volunteers and Stockton Police Department Festival support; Mayor's Youth Commission Safe Summer Event planning; Cambodian New Year's Celebration; Eastern Little League sponsorship; fundraising for Victory Park swimming pool; May 21st State of the City event at Port of Stockton; community outreach efforts

**18. ADJOURNMENT**

**INFORMATIONAL ITEMS**

**1 15-1612 NOTICE OF CALIFORNIA WATER SERVICE FULFILLMENT OF AB 1650 REQUIREMENT Correspondence on file in the City Clerk's Office.**

Legislation Text

California Water Service Compliance Letter

  
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BONNIE PAIGE, CMC  
CITY CLERK, CITY OF STOCKTON