



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

Tuesday, April 4, 2023

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 [23-0278](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Number of Cases: Two

Name of Case: Kevin Brasley, et al. v. City Council of Stockton, et al. (United States District Court, Eastern District, Case No. 2:20-CV-01967-JAM-CKD)

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

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

Department: City Attorney

- 3.2 [23-0300](#) 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 [23-0301](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Recommended Action:

City Manager

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

Department:

City Attorney

3.4 [23-0302](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Recommended Action:

City Attorney

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

Department:

City Attorney

3.5 [23-0305](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Recommended Action:

City Clerk

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

Department:

City Attorney

3.6 [23-0303](#) 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(d)(2).

Department:

City Attorney

4. CLOSED SESSION 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 [23-0350](#) PROCLAMATION: NATIONAL ANIMAL CARE AND CONTROL
APPRECIATION WEEK - APRIL 19-15, 2023

Department: Office of the Mayor
 - 10.2 [23-0351](#) PROCLAMATION/CERTIFICATE: NATIONAL PUBLIC SAFETY
TELECOMMUNICATIONS WEEK - APRIL 9-15, 2023

Department: Office of the Mayor
11. PUBLIC COMMENTS* – MATTERS NOT ON THE AGENDA
12. CONSENT AGENDA
 - 12.1 [23-0312](#) ADOPT RESOLUTION TO ACCEPT A GRANT FROM THE FEDERAL
EMERGENCY MANAGEMENT AGENCY FOR THE PURCHASE OF
SELF-CONTAINED BREATHING APPARATUS

Recommended Action:

RECOMMENDATION

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

1. Authorize the City Manager to accept a grant from the Federal Emergency Management Agency (FEMA) for the 2021 Assistance to Firefighters Grant in the amount of \$687,272.72 for the replacement of 108 self-contained breathing apparatus (SCBA) systems.
2. Authorize the City Manager to appropriate \$68,727.28 from the Measure W Public Safety Fund balance to cover the required 10 percent of federal fund local match for the replacement of 108 SCBA systems.
3. Authorize the City Manager to appropriate \$121,580.80 from the Measure W Public Safety Fund balance for the replacement of 20 additional SCBA systems.
4. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
5. Approve the use of a California Department of General Services Contract No. 1-22-42-04 to provide the City access to preferential pricing of Scott brand SCBA from Allstar Fire Equipment, Inc.
6. Authorize the City Manager to execute a participating agreement in the amount of \$877,580.80 with Allstar Fire Equipment, Inc. to purchase 128 SCBA systems.

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: Fire

Attachments: [Attachment A - Award Letter](#)

[Attachment B - Allstar Fire Equipment Agreement](#)

[Proposed Resolution](#)

12.2 [23-0317](#)

**APPROVE A MOTION AUTHORIZING A NON-EXCLUSIVE
PURCHASE AGREEMENT WITH ALLSTAR FIRE EQUIPMENT FOR
LION BRAND TURNOUTS AND RELATED PERSONAL
PROTECTIVE EQUIPMENT AND RATIFY THE EMERGENCY
PURCHASE OF 20 SETS OF LION TURNOUTS**

Recommended Action:

RECOMMENDATION

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

1. Approve findings and ratifying City Manager's approval of an emergency purchase order issued February 6, 2023, for the purchase of 20 sets of Lion turnouts for \$87,766.80.
2. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
3. Authorize the City Manager to execute a non-exclusive purchase agreement with Allstar Fire Equipment, Inc. for the purchase of Lion brand turnouts and related personal protective equipment. The agreement will be for an amount not to exceed \$1,500,000.

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: Fire

Attachments: [Attachment A - Allstar Fire Equipment Inc. Agreement](#)

[Attachment B - Emergency Purchase Order 22303602](#)

12.3 [23-0209](#)

**APPROVE A MOTION TO INCREASE FUNDING FOR NATIONAL IPA
COOPERATIVE AGREEMENT FOR INFORMATION TECHNOLOGY
SOLUTIONS AND SERVICES**

Recommended Action:

RECOMMENDATION

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

1. Add funding to the National IPA (NIPA) Cooperative Agreement Contract Number 2018011-01 approved by Council on March 10, 2020, Motion 2020-03-10-1401 with CDW Government LLC (CDW-G) for a term which ends on February 28, 2025, for Information Technology Solutions and Services from Dell Marketing L.P. for a total estimated additional amount of \$2,060,000 and totaling \$14,560,000 for the term of the contract (Attachment A); and
2. Authorize the City Manager, or designee, to take necessary and appropriate actions to carry out the purpose and intent of this motion.

Department: Information Technology

Attachments: [Attachment A - Amendment #3](#)

12.4 [23-0257](#)

**APPROVE MOTION TO INCREASE EXPENDITURE AUTHORITY
FOR RADIO COMMUNICATIONS SYSTEM FOR ONE ADDITIONAL
YEAR OF MAINTENANCE, REPAIRS AND SUPPORT OF THE
CURRENT PUBLIC SAFETY RADIO SYSTEM WITH DELTA
WIRELESS, INC.**

Recommended Action:

RECOMMENDATION

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

1. Authorize the City Manager to spend a total estimated amount of \$607,685 beginning July 1, 2023 through June 30, 2024 for public safety radio and infrastructure maintenance fees, non-covered repairs, and support services to Delta Wireless for the City's radio communication system;
2. Approve findings under Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bid process; and
3. Authorize the City Manager to take necessary and appropriate actions to carry out the purpose and the intent of this motion.

Department: Information Technology

Attachments: [Attachment A - Delta Wireless - Fire Adtran](#)
[Attachment B - Delta Wireless - Radio Maintenance](#)
[Attachment C - Delta Wireless Radio Amendment](#)
[Attachment D - Delta Wireless Certification Letter](#)
[Attachment E - Delta Wireless Quotes](#)

12.5 [23-0250](#)

**AWARD A CONSTRUCTION CONTRACT TO BLOCKA
CONSTRUCTION, INC. FOR THE SMITH CANAL SANITARY PUMP
STATION ODOR CONTROL UNIT REPLACEMENT AND AMEND THE
FISCAL YEAR 2022-23 ANNUAL BUDGET**

Recommended Action:

RECOMMENDATION

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

1. Approve the filing of Notice of Exemption No. NOE27-22 under the California Environmental Quality Act (CEQA) for the Smith Canal Sanitary Pump Station Odor Control Unit Replacement Project, Project No. UW23021 (Exhibit 1 to the Resolution).
2. Approve the project Plans and Specifications for the Smith Canal Sanitary Pump Station Odor Control Unit Replacement Project, Project No. UW23021 (Exhibit 2 to the Resolution).
3. Award a \$239,500.00 Construction Contract to Blocka Construction, Inc. of Pleasanton, CA, for the Smith Canal Sanitary Pump Station Odor Control Unit Replacement Project, Project No. UW23021 (Exhibit 3 to the Resolution).
4. Authorize the appropriation of Wastewater Utility funds in the amount of \$60,000.00 from Fund Balance to Smith Canal Sanitary Pump Station Odor Control Unit Replacement, Project No. UW23021.

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 resolution.

Department: Municipal Utilities

Attachments: [Proposed Resolution](#)

[Exhibit 1 - Notice of Exemption](#)

[Exhibit 2 - Plans and Specifications](#)

[Exhibit 3 - Construction Contract](#)

**12.6 [23-0251](#) **ADOPT A RESOLUTION TO AUTHORIZE CONTRACT AMENDMENT
NO. 1 WITH LUHDORFF & SCALMANINI CONSULTING ENGINEERS
FOR ADDITIONAL SERVICES AT WATER WELL NO. 33****

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a resolution authorizing Contract Amendment No. 1, in the amount of \$52,250, with Lohdorff & Scalmanini Consulting Engineers for additional services at Water Well No. 33, Project No. UH22005.

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: Municipal Utilities

Attachments: [Attachment A - LSCE Contract](#)
[Attachment B - LSCE Change Order Request](#)
[Proposed Resolution](#)
[Exhibit 1 - LSCE Contract Amendment No. 1](#)

**12.7 [23-0252](#) ADOPT A RESOLUTION TO AUTHORIZE A FIVE-YEAR CONTRACT
WITH BEST ENVIRONMENTAL FOR COGENERATION SYSTEM
TESTING SERVICES**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1. Approving the plans and specifications for the Request for Proposals for the Source Testing for the Stockton Regional Wastewater Control Facility (PUR 23-003).
2. Authorizing a five-year contract with Best Environmental of Livermore, California, to provide cogeneration engine system testing services for a total amount not-to-exceed \$201,350.00.

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: Municipal Utilities

Attachments: [Proposed Resolution](#)
[Exhibit 1 - PUR-23-003_SourceTesting-PlansandSpecs](#)
[Exhibit 2 - PUR-23-003_SourceTesting-Contract](#)

**12.8 [23-0255](#) APPROVE MOTION TO ADOPT STANDARD AGREEMENT
AMENDMENT BETWEEN ALL CREATURES VETERINARY CLINIC
AND THE CITY OF STOCKTON IN THE AMOUNT OF \$90,000**

Recommended Action: RECOMMENDATION

It is recommended that City Council approve a motion to:

1. Authorize the City Manager to approve the Standard Agreement Amendment No. 2 between All Creatures Veterinary Clinic (All Creatures) and the City of Stockton, increasing the Compensation subsection by a maximum not to exceed amount of \$90,000.
2. It is further recommended that the City Manager be authorized and directed 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 - Amendment - Vet After Hours and Emergency](#)

12.9 [23-0091](#) **APPROVE MOTION TO AUTHORIZE THE SUBMITTAL OF DR.
MARTIN LUTHER KING JR. BOULEVARD RAIL AND ROADWAY
RECONSTRUCTION PROJECT TO THE SAN JOAQUIN COUNCIL
OF GOVERNMENTS FOR "ONE VOICE" PROJECT PRIORITY FOR
FEDERAL FISCAL YEAR 2023-2024**

Recommended Action: RECOMMENDATION

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

1. Authorize the submittal of Dr. Martin Luther King Jr. Boulevard Rail and Roadway Reconstruction project to the San Joaquin Council of Governments for proposed federal funding as part of the annual "One Voice" trip to Washington, D.C.
2. Authorize associated agreements and undertake actions to accept and receive the funding in the event that the funding request is successful, including any future amendments.

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

12.10 [23-0100](#) **ADOPT RESOLUTION TO AUTHORIZE BALANCING CONTRACT
CHANGE ORDER NO. 4, AND APPROPRIATE FUNDING FOR THE
ALEXANDRIA AND FIVE MILE SLOUGH CULVERT REPLACEMENT
PROJECT**

Recommended Action: RECOMMENDATION

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

1. Appropriate additional funds in the amount of \$289,785 from the Measure K Maintenance fund balance to the Alexandria and Five Mile Slough Culvert Replacement, Project No. WT19018.
2. Authorize Balancing Construction Contract Change Order No. 4 in the amount of \$289,785 with Sinclair General Engineering Construction, Inc. for the Alexandria and Five Mile Slough Culvert Replacement, Project No. WT19018.

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 - Vicinity Map](#)
[Proposed Resolution](#)
[Exhibit 1 - BCCO 4](#)

**12.11 [23-0133](#) APPROVE FINDINGS FOR EMERGENCY CONSTRUCTION FOR
THE REPAIRS OF VANDALIZED STREET LIGHTS CITYWIDE
PROJECT**

Recommended Action: RECOMMENDATION

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

1. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
2. Appropriate additional funds in the amount of \$517,810.52 from the Measure K Fund balance to the Fiscal Year 2022-23 Measure K Maintenance Fund.
3. Authorize Contract Change Order No. 1 in the amount of \$253,235.52 with St. Francis Electric, LLC for the Repairs of Vandalized Street Lights Citywide, Project No. OM-23-055.
4. Approve payment in the amount of \$517,810.52 to St. Francis Electric, LLC of San Leandro, CA, for the construction of Repairs of Vandalized Street Lights Citywide, Project No. OM-23-055.

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 - Contract - St. Francis Electric, LLC](#)
[Proposed Resolution](#)
[Exhibit 1 - Contract Change Order](#)

13. ADMINISTRATIVE MATTERS

14. UNFINISHED BUSINESS

15. NEW BUSINESS

15.1 [23-0342](#) UPDATE ON CLEAN CITY INITIATIVE

Recommended Action: RECOMMENDATION

Informational only. No action to be taken.

Department: Public Works

Attachments: [Attachment A - 2022 CCI Closeout and 2023 Look Ahead](#)
[PPT - 15.1 - Update on Clean City Initiative](#)

16. HEARINGS**

- 16.1 [23-0073](#) ADOPT BY MOTION, THE 2022 GENERAL PLAN AND HOUSING
ELEMENT ANNUAL PROGRESS REPORTS AND AUTHORIZE THE
CITY MANAGER TO SUBMIT REPORTS TO THE STATE HOUSING
DEPARTMENTS TO COMPLY WITH STATE LAW**

Recommended Action: RECOMMENDATION

It is recommended that City Council adopt by motion the 2022 Annual Progress Reports (APRs) for the Envision Stockton 2040 General Plan and the 2015-2023 Housing Element and authorize the City Manager to submit reports to the State of California Department of Housing and Community Development (HCD) and the Office of Planning and Research (OPR) as required by State Law.

Department: Community Development

Attachments: [Attachment A - 2040 General Plan Progress Report](#)
[Attachment B - 2015-2023 Housing Element Progress Report](#)
[PPT 16.1 Housing Element Update](#)

17. CITY MANAGER'S UPDATE

18. COUNCIL COMMENTS

19. ADJOURNMENT

INFORMATIONAL ITEMS

- 1. [23-0339](#) COUNCIL COMMITTEE/BOARD AND COMMISSION MINUTES**

Recommended Action: RECOMMENDATION

Information item only. No action required.

Department: City Clerk

Attachments: [CICP 2022-10-12](#)
[CSC 2022-11-17](#)
[Leg 2022-10-19](#)
[PC 2022-10-27](#)
[PC 2022-12-08](#)

2. [23-0206](#) **CIVIL SERVICE/EQUAL EMPLOYMENT COMMISSION'S 2022
ANNUAL REPORT**

Recommended Action: RECOMMENDATION

Informational item only. No action is necessary.

Department: Human Resources

Attachments: [Attachment A - 2022 Annual Report](#)

[Attachment B - 2022 Attendance Roster](#)

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 March 29, 2023, in
compliance with the Brown Act.**

**Eliza R. Garza, CMC
City Clerk**

By: _____

Deputy

PUBLIC COMMENTS

**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.*

The City of Stockton invites public comments in multiple forms. You provide your comments by using one of these methods:

- 1. e-Comment - follow the e-comment link on the City's agenda page stockton.granicusideas.com/meetings*
- 2. Email - you may email your comments to city.clerk@stocktonca.gov*
- 3. Voicemail - you can leave a voice message by dialing (209) 937-8459.*
- 4. In-Person Comments - a) Speakers must submit "request to speak cards" to the Clerk prior to the Public Comment portion of the agenda. No speaker cards will be accepted after the close of Public Comment. Please redirect any inquiries to City.Clerk@stocktonca.gov. b) Address only issues over which the meeting body has jurisdiction. c) Each speaker will be limited to one 3-minute comment opportunity. Donating time is not authorized. d) Your time will be displayed on the speaker podium for convenience.*

**All written and voicemail public comments received by the Clerk's Office 90 minutes prior to the meeting start time will be forwarded to the meeting body members as correspondence and attached the minutes. All comments received after that time will be forwarded as correspondence the following business day.*

****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 a person with a disability 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) 937-8458, 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.