



# 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

*Anthony Silva, Mayor/Chair*

*Christina Fugazi, Vice Mayor/Vice Chair (District 5)*

*Elbert H. Holman Jr. (District 1)*

*Daniel R. Wright (District 2)*

*Susan Lofthus (District 3)*

*Moses Zapien (District 4)*

*Michael D. Tubbs (District 6)*

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Tuesday, November 3, 2015

4:00 PM

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

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**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 [15-1760](#) **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     [15-1772](#)     **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     [15-1825](#)     **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:****

City Manager

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

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 [15-2157](#) APPROVAL OF CITY COUNCIL MINUTES

#### RECOMMENDATION

Approve the minutes of the following City Council meetings:

September 22, 2015

October 6, 2015

October 13, 2015

October 20, 2015

**Department:** City Clerk

**Attachments:** [2015-09-22 City Council Minutes](#)

[2015-10-06 City Council Minutes](#)

[2015-10-13 City Council Minutes](#)

[2015-10-20 City Council Minutes](#)

### 12.2 [15-1940](#) APPOINTMENTS TO THE COMMUNITY DEVELOPMENT COMMITTEE

**Recommended Action:** RECOMMENDATION

Staff recommends that the City Council adopt a resolution appointing five members to the Community Development Committee with two appointments to begin October 1, 2015 and ending September 30, 2019 and three appointments to begin October 1, 2015 and ending September 30, 2017.

**Department:** City Clerk

**Attachments:** [Attachment A - Redacted Applications](#)

[Proposed Resolution - CDC Appointments](#)

### 12.3 [15-2049](#) MOTION AUTHORIZING THE CITY MANAGER TO EXECUTE NON-EXCLUSIVE AGREEMENTS WITH ALSHIFA MEDICAL GROUP AND DAMERON HOSPITAL ASSOCIATION TO PROVIDE OCCUPATIONAL HEALTH SERVICES

**Recommended Action:** RECOMMENDATION

It is recommended that the City Council approve findings and by motion authorize the City Manager to execute a non-exclusive Agreement with Alshifa Medical Group, Inc. ("Alshifa") (Attachment A) and a non-exclusive Agreement with Dameron Hospital Association ("Dameron") (Attachment B) to provide occupational health services. Contracting with two (2) vendors will allow the City to utilize the services of either vendor, thus expanding the City's network of services beyond the current structure. It is also recommended that this motion authorize the City Manager to take actions necessary and appropriate to carry out the purpose and intent of this agreement.

**Department:** Human Resources

**Attachments:** [Attachment A - Alshifa Medical Group Inc Services Agreement](#)  
[Attachment B - Dameron Hospital Association Services Agreement](#)

**12.4**     [15-2093](#)     **APPROVE AN AGREEMENT TO EXTEND THE TERM OF THE  
EASTERN SAN JOAQUIN COUNTY GROUNDWATER BASIN  
AUTHORITY JOINT EXERCISE OF POWERS AGREEMENT AND  
AUTHORIZE PAYMENT OF THE ANNUAL MEMBERSHIP FEE**

**Recommended Action:** RECOMMENDATION

It is recommended that the City Council approve a motion authorizing the City Manager to execute an agreement to extend the term of the Eastern San Joaquin County Groundwater Basin Authority Joint Exercise of Powers Agreement and authorize payment of the annual membership of \$20,000.

**Department:** Municipal Utilities

**Attachments:** [Attachment A - GBA Agreement](#)

**12.5**     [15-2107](#)     **RESOLUTION APPROVING THE MEMORANDUM OF  
UNDERSTANDING BETWEEN THE CITY OF STOCKTON AND THE  
OPERATIONS AND MAINTENANCE UNIT**

**Recommended Action:** RECOMMENDATION

It is recommended that the City Council adopt by Resolution the attached Operations and Maintenance Unit (O&M) successor Memorandum of Understanding (MOU) effective July 1, 2014 through June 30, 2016. The City Council adoption will: 1) Authorize the City Manager to execute the MOU, 2) Amend the Fiscal Year (FY) 2015/2016 budget to appropriate additional funds, and 3) Take actions appropriate to carry out the implementation of the MOU.

**Department:** Human Resources

**Attachments:** [Attachment A - O and M MOU Redlined](#)  
[Proposed Resolution - O and M MOU](#)  
[Exhibit 1 - O and M MOU](#)

13. ADMINISTRATIVE MATTERS

14. UNFINISHED BUSINESS

15. NEW BUSINESS

16. HEARINGS\*\*\*\*

- 16.1 [15-2015](#) **APPEAL OF THE PLANNING COMMISSION'S DENIAL OF THE REQUEST FOR A USE PERMIT TO ALLOW THE ESTABLISHMENT OF A PROPOSED LIQUOR STORE WITH THE OFF-SALE OF GENERAL ALCOHOLIC BEVERAGES AT 8135 WEST LANE (P15-219, APN 088-180-05)**

Subsequent to the publication of the Public Hearing for this item, the appellant withdrew the request for appeal. This item will not be considered, and no further action will be taken.

**Department:** Community Development

- 16.2 [15-2124](#) **ACTION ON THE STOCKTON ECONOMIC STIMULUS PLAN**

**Recommended Action:** RECOMMENDATION

Council is asked to consider the information provided in determining how to implement incentives for development in Stockton by waiving the collection of Public Facilities Fees and asking staff to propose specific additional fee reductions for South Stockton and Downtown Stockton.

**Department:** Community Development

**Attachments:** [Attachment A - Stockton Economic Stimulus Plan](#)

[Attachment B - SESP modified plan 101315](#)

[Attachment C - SESP Summary](#)

[Attachment D - Scenario Modeling 102715](#)

[Attachment E - SJCOG email](#)

[Attachment F - Council considerations 102015](#)

[Attachment G - Residential-vacant land](#)

17. COUNCIL COMMENTS

18. ADJOURNMENT

INFORMATIONAL ITEMS

- 1 [15-2142](#) COUNCIL COMMITTEE / BOARDS & COMMISSION MINUTES

Information only, no action required.

**Department:** City Clerk

**Attachments:** [2015-08-26 Minutes Community Improvement and Crime Prevention](#)  
[2015-08-31 Minutes Charter Ad-Hoc Minutes](#)  
[2015-09-14 Minutes Council Audit Committee](#)

*\*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.*