



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)
Michael C. Blower (District 4)
Michael D. Tubbs (District 6)

Tuesday, August 9, 2016

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 [16-2901](#) **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Number of Cases: Six

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)

Name of Case: Jessica Glynn. V. City of Stockton (United States
District Court, Eastern District Case No.
2:15-cv-00529-KJM-CKD)

Name of Case: Salvador Benavides v. City of Stockton (San
Joaquin County Superior Court Case No.
STK-CV-UAT-2012-0001066)

This Closed Session is authorized pursuant to Section 54956.9(a) of the
Government Code.

Department: City Attorney

3.2 [16-2903](#) CONFERENCE WITH LABOR NEGOTIATOR

Recommended Action: 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 [16-2905](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Recommended Action: City Manager

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

Department: City Attorney

**3.4 [16-2907](#) CONFERENCE WITH LEGAL COUNSEL - INITIATION OF
LITIGATION**

Number of Cases: One

Based on existing facts and circumstances, there is significant exposure
to litigation pursuant to Government Code Section 54956.9(c).

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 [16-2911](#) APPROVAL OF CITY COUNCIL MINUTES

Recommended Action: Approve the minutes of the June 21, 2016, July 12, 2016, July 26, 2016 City Council Meetings and the City Council Special Meeting of June 28, 2016.

Department: City Clerk

Attachments: [2016-06-21 City Council Minutes](#)
[2016-07-12 City Council Minutes](#)
[2016-07-26 City Council Minutes](#)
[2016-06-28 City Council Minutes](#)

- 12.2 [16-2853](#) APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH THE
SAN JOAQUIN PARTNERSHIP TO ASSIST WITH ECONOMIC
DEVELOPMENT ACTIVITIES

Recommended Action:

RECOMMENDATION

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

1. Approve a 12-month professional services agreement in the amount of \$76,500 for fiscal year 2016-17 with the San Joaquin Partnership;
2. Approve findings for an exception to the competitive bidding process.

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

Department: Economic Development

Attachments: [Attachment A - 2016 Objectives](#)
[Attachment B - SJP Annual Report 15-16](#)
[Attachment C - Professional Services Agreement](#)

**12.3 [16-2475](#) CREATE A NEW REPRESENTED CLASSIFICATION OF POLICE
TELECOMMUNICATOR CALL TAKER FOR THE STOCKTON POLICE
DEPARTMENT AND APPROVE THE SALARY RANGE**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a resolution creating a new represented classification of Police Telecommunicator Call Taker and approve the salary range.

Department: Human Resources

Attachments: [Proposed Resolution - Police Telecommunicator Call Taker](#)

**12.4 [16-2885](#) ADOPT FINDINGS JUSTIFYING AN EXCEPTION TO THE
COMPETITIVE BID PROCESS AND AUTHORIZE THE CITY
MANAGER TO ENTER INTO AN AGREEMENT WITH THE
HOUSTON-GALVESTON AREA COUNCIL FOR THE PURCHASE OF
RADIOS FOR FY2016-2017**

Recommended Action:

RECOMMENDATION

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

1. Approve findings which support and justify an exception to the competitive bid process and authorize the use of the cooperative purchasing agreement with the Houston-Galveston Area Council for the purchase of Motorola radio equipment in an amount not to exceed \$1,879,889.
2. Appropriate \$363,440 from the Radio Internal Service Fund 503 fund balance; and
3. Authorize the City Manager to take appropriate actions to carry out the purpose and intent of the resolution.

Department: Information Technology

Attachments: [Attachment A - Radio Equipment Inventory Staff Report - 7-21-15](#)
[Attachment B - COS Radio Equipment Inventory Report - Trott Report](#)
[Attachment C - Fire Radio Inventory Detail - July 2016](#)
[Attachment D - HGAC Coop Agreement](#)
[Attachment E - Motorola - Delta Wireless Letter](#)
[Attachment F - Agreement - Motorola Public Safety Radios](#)
[Proposed Resolution - Public Safety Radio Purchase](#)

**12.5 [16-2730](#) APPROVE PLAYGROUND EQUIPMENT REPLACEMENT, PROJECT
NO. PW1512**

Recommended Action: RECOMMENDATION

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

1. Approve the plans and specifications for the Playground Equipment Replacement, Project No. PW1512.
2. Approve findings supporting an exception to the competitive bid process.
3. Approve the purchase and installation of new playground equipment at Holmes Park through a National Joint Powers Alliance (NJPA) contract with Miracle Playsystems, Inc., of Alamo, CA, in the amount of \$91,956.18.
4. Approve a budget amendment to the Fiscal Year (FY) 2015-16 Capital Improvement Program Budget to reallocate funding from the Playground Wood Fiber Fall Surfacing Conversion, Project No. PW1416, in the amount of \$120,400, to the Playground Equipment Replacement, Project No. PW1512.

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: Public Works

Attachments: [Attachment A - Quote](#)
[Attachment B - NJPA Contract for Miracle Playsystems](#)
[Proposed Resolution - Playground Equipment Replacement](#)

**12.6 [16-2732](#) AWARD A SERVICE CONTRACT TO FIRST SERVE PRODUCTIONS
FOR COURT RESURFACING, PROJECT NO. O&M 16-039**

Recommended Action:

RECOMMENDATION

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

1. Approve the plans and specifications for Court Resurfacing, Project No. O&M 16-039.

2. Award a Service Contract in the amount of \$124,383 to First Serve Productions of Danville, California.

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 motion.

Department: Public Works

Attachments: [Attachment A - Project Maps](#)

[Attachment B - Service Contract](#)

12.7 [16-2804](#)

AWARD A SERVICE CONTRACT TO PIPE AND PLANT SOLUTIONS, INC. FOR CITY OF STOCKTON FACILITIES ON-CALL PLUMBING MAINTENANCE AND REPAIR SERVICES, PROJECT NO. O&M 16-026

Recommended Action:

RECOMMENDATION

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

1. Approve findings which support and justify an exception to the competitive bid process.

2. Approve specifications for City of Stockton Facilities On-Call Plumbing Maintenance and Repair Services, Project No. O&M 16-026.

3. Award a Service Contract in an amount not to exceed \$200,000 annually to Pipe and Plant Solutions, Inc. of Berkeley, CA.

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 motion.

Department: Public Works

Attachments: [Attachment A - Contract with Pipe and Plant Solutions, Inc.](#)

[Attachment B - Cost Proposal](#)

13. ADMINISTRATIVE MATTERS

14. UNFINISHED BUSINESS

15. NEW BUSINESS

16. HEARINGS****

**16.1 [16-2823](#) APPEAL OF DENIAL OF HERITAGE TREE PERMIT FOR 1417
NORTH HUNTER STREET**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution to uphold the decision of the Director of Community Development to deny a Heritage Tree Permit and deny the applicant's appeal.

Department: Community Development

Attachments: [Attachment A - Tree Permit Application](#)

[Attachment B - Vicinity Map](#)

[Attachment C - Hearing Request Letters](#)

[Attachment D - Notice of Decision](#)

[Attachment E - Appeal Letter](#)

[Attachment F - Arborist Report](#)

[Attachment G - Photos](#)

[Proposed Resolution - Denying Appeal](#)

**16.2 [16-2835](#) TEFRA PUBLIC HEARING FOR THE POLO RUN APARTMENTS
LOCATED AT 8165 PALISADES DRIVE**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1. Approving the issuance of multifamily housing revenue bonds by the California Statewide Communities Development Authority in an amount not to exceed \$30 million on behalf of Polo Run Family Apartments, LP, a California limited partnership.

Note: The bonds will not represent a debt of the City, nor do they obligate the City in any way.

2. It is further recommended that the City Manager be authorized to take appropriate actions necessary to carry out the purpose and intent of the resolution.

Department: Economic Development

Attachments: [Attachment A - Vicinity Map](#)

[Proposed Resolution - Polo Run TEFRA](#)

17. COUNCIL COMMENTS

18. ADJOURNMENT

INFORMATIONAL ITEMS

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
August 4, 2016 in compliance with the Brown Act.**

Bonnie Paige, CMC

By: _____

Deputy

**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.

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-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.