



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

Michael D. Tubbs Mayor/Chair
Daniel R. Wright Vice Mayor/Vice Chair (District 2)
Sol Jobrack (District 1)
Paul Canepa (District 3)
Susan Lenz (District 4)
Christina Fugazi (District 5)
Jesus M. Andrade (District 6)

Tuesday, October 6, 2020

4:00 PM

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

Closed Session 4:00 PM Cancelled:: Regular Session 5:30 PM

**** AMENDED AGENDA ****

During this time of local health concerns, City Hall has limited socially-distanced seating available to the public. Due to these concerns, you are strongly encouraged to watch the meeting online and you can submit your public comments electronically.

1. You can view the live meeting at <http://www.stocktongov.com/government/oMeetings/councilMeetings.html> or cable tv Channel 97.
2. eComment - click <https://stockton.granicusideas.com/meetings> to submit an eComment(s). Only one comment per agenda item, per person will be read into the record.
3. Email – City.Clerk@stocktonca.gov if you prefer to email your comments in. Only one comment per agenda item, per person will be read into the record.
4. Public comment voicemail - (209) 937-8459 if you wish to leave your public comment in the form of a voicemail, it will be transcribed and emailed to the City Clerk. Only one comment per agenda item, per person will be read into the record.

1. **CLOSED SESSION CALL TO ORDER/ROLL CALL**
2. **ADDITIONS TO CLOSED SESSION AGENDA**
3. **ANNOUNCEMENT OF CLOSED SESSION**
- 3.1 [20-7180](#) **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Recommended Action:

Number of Cases: One

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

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

Department:

City Attorney

3.2 [20-7182](#) 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 [20-7184](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Recommended Action:

City Manager

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

Department:

City Attorney

3.4 [20-7186](#) CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

Recommended Action:

Number of Cases: One

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

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. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS

11. CONSENT AGENDA

**11.1 [20-7173](#) APPROVE A RESOLUTION AUTHORIZING AN AGREEMENT FOR
ENGINEERING AND INTEGRATION SERVICES WITH TV PRO GEAR
FOR GOVERNMENT ACCESS TELEVISION CHANNEL (CHANNEL
97) EQUIPMENT REPLACEMENT AND DESIGN**

Recommended Action: RECOMMENDATION

It is recommended that the City Council approve a resolution:

1) Approving the execution of an agreement with TV Pro Gear in the amount of \$213,611 for Government Access Television Channel (Channel 97) Equipment Replacement and Design, engineering, and integration services; and

2) Authorize the City Manager to increase the FY 2020-21 budget appropriation in the Public, Education, and Government Access expenditure line by \$200,000; and

3) Authorize the City Manager to take necessary and appropriate actions to carry out the purpose and intent of this resolution.

Department: City Manager

Attachments: [Proposed - Reso Channel 97 RFP](#)
[EXHIBIT 1 - Standard Agreement - TVProGear](#)

**11.2 [20-6994](#) ACQUISITION OF SANITARY SEWER AND WATER LINE
EASEMENTS FOR THE VETERANS AFFAIRS MEDICAL FACILITY
OFF-SITE UTILITIES IMPROVEMENTS PROJECT**

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a resolution:

1) Authorizing the acquisition of a permanent sanitary sewer and potable water line easement and temporary construction easement located at 817 West Yettner Road (APN 193-050-06) in the amount of \$155,000 for the Veterans Affairs Medical Facility Off-site Utilities Improvements Project (M20026); and

2) Authorizing the City Manager, or designee, to take all the necessary and appropriate actions to carry out the purpose and intent of this resolution.

Department: Economic Development

Attachments: [Attachment A - VA Facility Overview map](#)

[Attachment B - 817 W Yettner Vicinity map](#)

[Attachment C - 817 W Yettner aerial map](#)

[Attachment D - Resolution - 2019-12-10-1107](#)

[Proposed Reso - 819 Yettner water line easement acquisition](#)

[Exhibit 1 Draft Agreement](#)

11.3 [20-7163](#)

ADOPT A RESOLUTION APPROVING THE AGREEMENT BETWEEN THE UNREPRESENTED POLICE SAFETY UNIT AND THE CITY OF STOCKTON TO SHARE THE COST OF THE EMPLOYER CONTRIBUTION FOR RETIREMENT BENEFITS PURSUANT TO GOVERNMENT CODE SECTION 20516 (COST-SHARING)

Recommended Action:

RECOMMENDATION

It is recommended that the City Council adopt a Resolution to approve the Agreement between the Unrepresented Police Safety Unit and the City of Stockton to include the provisions of retirement law Government Code Section 20516 (Cost-Sharing) of the employer's contribution for retirement benefits for the Unrepresented Police Safety Unit.

The City Manager is authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Resolution.

Department: Human Resources

Attachments: [Attachment A - Cost Share Agreement - Unrep Police Safety Unit](#)

[Proposed Resolution](#)

11.4 [20-6677](#)

ADOPT RESOLUTION TO AUTHORIZE A COOPERATIVE PURCHASE AGREEMENT FOR THE SECURITY AND TRAFFIC VIDEO MONITORING SYSTEM

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. Approve the use of a Cooperative Purchase Agreement through the California Department of General Services, State of California, Multiple Award Schedule for the maintenance of the Security and Traffic Video Monitoring System, Project No. SEB-21-001.
3. Authorize a three-year contract, including an option for two one-year extensions, with Ojo Technology, Inc. of Fremont, CA, in the amount of \$629,526.87 (\$209,842.29 per fiscal year), for the Security and Traffic Video Monitoring System, Project No. SEB-21-001.

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 - Ojo Technology CMAS - Proposal](#)
[Proposed Resolution](#)
[Exhibit 1- Agreement - Ojo Technology, Inc.](#)

**11.5 [20-6880](#) **ADOPT RESOLUTION TO AUTHORIZE THE 2014 SANITARY SEWER
REHABILITATION - PHASE 2 PROJECT****

Recommended Action:

RECOMMENDATION

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

1. Approve Notice of Exemption No. NOE41-19 under the California Environmental Quality Act for the 2014 Sanitary Sewer Rehabilitation - Phase 2, Project No. M19001.
2. Approve the plans and specifications for the 2014 Sanitary Sewer Rehabilitation - Phase 2, Project No. M19001.
3. Award a Construction Contract in the amount of \$395,050 to California Trenchless, Inc., of Hayward, CA, for the 2014 Sanitary Sewer Rehabilitation - Phase 2, Project No. M19001.

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 - 2014 Sanitary Sewer Rehabilitation - Phase 2](#)
[Exhibit 1 - Notice of Exemption](#)
[Exhibit 2 - Construction Contract](#)

**11.6 [20-6905](#) APPROVE MOTION TO AUTHORIZE THE ON-CALL LIST OF
CONSULTING FIRMS FOR GRANT WRITING AND TECHNICAL
STUDY ASSISTANCE**

Recommended Action: RECOMMENDATION

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

1. Approve the On-Call List of Consulting Firms for Grant Writing and Technical Study Assistance through December 31, 2022, Project No. SEB-20-002.
2. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.

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

**11.7 [20-6974](#) APPROVE MOTION TO AWARD A PROFESSIONAL SERVICES
CONTRACT FOR THE STOCKTON TRAFFIC MANAGEMENT
SYSTEM CONFIGURATION REPORT AND TRAFFIC SIGNAL
DESIGN AND OPERATIONS GUIDE**

Recommended Action: RECOMMENDATION

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

1. Award a Professional Services Contract to Kimley-Horn and Associates, Inc., of Oakland, CA, in the amount of \$158,980, for the preparation of the Stockton Traffic Management System Configuration Report and Traffic Signal Design and Operations Guide, Project No. PW1522.
2. Approve findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.

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

Attachments: [Attachment A - Professional Services Contract](#)

12. ADMINISTRATIVE MATTERS

13. UNFINISHED BUSINESS

14. NEW BUSINESS

**14.1 [20-7169](#) ADOPT A RESOLUTION IN SUPPORT OF THE 2020 CALIFORNIA
PROPOSITION 15 - CALIFORNIA SCHOOLS AND LOCAL
COMMUNITIES FUNDING ACT OF 2020**

Recommended Action: RECOMMENDATION

It is recommended by the Council Legislation/Environmental Committee that the City Council approve a resolution to support the 2020 California Proposition 15 - California Schools and Local Communities Funding Act.

Department: City Manager

Attachments: [Proposed Resolution - Support Proposition 15](#)

15. HEARINGS**

**15.1 [20-6684](#) PUBLIC HEARING TO ACCEPT ASSEMBLY BILL 562 ECONOMIC
DEVELOPMENT SUBSIDY 2014 - 2019 ANNUAL REPORT**

Recommended Action: RECOMMENDATION

It is recommended that the City Council, by motion:

1. Accept the Assembly Bill 562 Economic Development Subsidy 2014 - 2019 Annual Report, which includes all subsidies the City has provided to developers for economic development purposes over \$100,000; and

2. Authorize the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Department: Community Development

Attachments: [Attachment A - Assembly Bill 562](#)

[Attachment B - AB 562 Annual Report 2014-2019 8-31-20](#)

Note: Attachment B - AB 562 Annual Report 2014-2019 amended on 2020-10-03 by Community Development Department

**15.2 [20-7032](#) PUBLIC HEARING FOR THE PROPOSED USE OF THE 2020
JUSTICE ASSISTANCE GRANT**

Recommended Action:

RECOMMENDATION

It is recommended, at the conclusion of the public hearing, that the City Council adopt a resolution:

1. Accepting the Edward Byrne Memorial Justice Assistance Grant 2020 allocation in the amount of \$331,346;
2. Approving Amendment No. 9 to the Interlocal Memorandum of Understanding between the City of Stockton and County of San Joaquin to reallocate the 2020 JAG funds;
3. Amending the Fiscal Year 2020-21 Annual Budget to increase the Police Grants & Special Programs revenue and expenditure appropriation by \$331,346; and
4. Authorizing the City Manager to execute all grant award documents as required by the U.S. Department of Justice Bureau of Justice Assistance and accept applicable terms and conditions.

Department:

Police

Attachments:

[Proposed Resolution - Amendment 9 Interlocal MOU 2020](#)

[Exhibit 1 - Amendment 9 Interlocal MOU 2020](#)

16. **PUBLIC COMMENTS* – MATTERS NOT ON THE AGENDA**
17. **CITY MANAGER'S COVID-19 UPDATE**
18. **COUNCIL COMMENTS**
19. **ADJOURNMENT**

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 October 3, 2020, in compliance with the Brown Act.

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

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.*

***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.*

****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 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-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.