



# 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

*Kevin J. Lincoln II (At Large) Mayor/Chair*  
*Christina Fugazi (District 5) Vice Mayor/Vice Chair*  
*Sol Jobrack (District 1)*  
*Daniel R. Wright (District 2)*  
*Paul Canepa (District 3)*  
*Susan Lenz (District 4)*  
*Kimberly Warmesley (District 6)*

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Tuesday, October 4, 2022

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**

**Vice Mayor Christina Fugazi will participate in the meeting via teleconference from the following location:**

*Grand Fiesta Americana Los Cabos  
Carretera Transpenisular, Km 10.3 Col. Cabo del Sol  
Cabo San Lucas, Baja California Sur 23410  
Mexico*

- 1. CLOSED SESSION CALL TO ORDER/ROLL CALL**
- 2. ADDITIONS TO CLOSED SESSION AGENDA**
- 3. ANNOUNCEMENT OF CLOSED SESSION**
- 3.1 [22-0954](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

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-UVM-2019-12404)

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

Department: City Attorney

- 3.2 [22-0955](#) 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      [22-0956](#)      PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

**Recommended Action:**

City Manager

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

**Department:**

City Attorney

**3.4      [22-0957](#)      PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

**Recommended Action:**

City Attorney

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

**Department:**

City Attorney

**3.5      [22-0958](#)      PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

**Recommended Action:**

City Clerk

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

**Department:**

City Attorney

**3.6      [22-0959](#)      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 [22-0910](#) PROCLAMATION: AMERICAN PHARMACISTS MONTH - OCTOBER 2022  
*Department:* Office of the Mayor
  10. 2 [22-0964](#) PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH - OCTOBER, 2022  
*Department:* Office of the Mayor
  10. 3 [22-0965](#) PROCLAMATION: WHITE CANE AWARENESS DAY - OCTOBER 15TH, 2022  
*Department:* Office of the Mayor
  10. 4 [22-0991](#) PROCLAMATION: CODE ENFORCEMENT OFFICER APPRECIATION WEEK - OCTOBER 9-15, 2022  
*Department:* Office of the Mayor
11. PUBLIC COMMENTS\* – MATTERS NOT ON THE AGENDA
12. CONSENT AGENDA
  - 12.1 [22-0854](#) ADOPT A RESOLUTION APPROVING AN AMENDMENT WITH EASTSIDE RURAL FIRE PROTECTION DISTRICT TO ENHANCE STAFFING AT FIRE STATION 12, ADDING THREE FIREFIGHTERS.

**Recommended Action:**

RECOMMENDATION

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

1. Approve an amendment with Eastside Rural Fire Protection District to enhance staffing at Fire Station 12, adding one (1) additional Firefighter on each shift for a total of three (3) new positions.
2. Authorize the allocation of three (3) Eastside-funded firefighter positions, increasing the Fire Department's total number of authorized full-time Firefighter positions.
3. Authorize the City Manager to establish revenue estimates and corresponding budget appropriations associated to this Third Amendment in General Fund Fire Department accounts in FY2022-23.
4. Authorize the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

**Department:** Fire

**Attachments:** [Attachment A - Fire Department Map](#)  
[Attachment B - Executed Agreement & Amendments](#)  
[Proposed Resolution](#)  
[Exhibit 1 - Amendment 3](#)

**12.2**     [22-0818](#)

**ADOPT RESOLUTION TO AUTHORIZE SUBMITTAL OF GRANT  
AGREEMENT TO THE DEPARTMENT OF RESOURCES  
RECYCLING AND RECOVERY**

**Recommended Action:**

RECOMMENDATION

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

1. Authorize the City Manager to submit a grant agreement to the California Department of Resources Recycling and Recovery Rubberized Pavement Grant Program for an amount not to exceed \$250,000.
2. Authorize the City Manager, or his designee, to submit future grant agreements and execute all necessary California Department of Resources Recycling and Recovery grant-related documents for a period of five years from the adoption date of this resolution.

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:** [Proposed Resolution - CalRecycle Grant](#)

**13.     ADMINISTRATIVE MATTERS**

**14. UNFINISHED BUSINESS**

**15. NEW BUSINESS**

**15.1 [22-0987](#) RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FUNDS  
FROM THE STATE OF CALIFORNIA BOARD OF STATE  
COMMUNITY CORRECTIONS, IN THE AMOUNT OF \$2,019,656, FOR  
THE CALIFORNIA VIOLENCE INTERVENTION AND PREVENTION  
(CALVIP) GRANT FOR THE PERIOD OCTOBER 1, 2022 THROUGH  
DECEMBER 31, 2025, AND AUTHORIZING EXECUTION OF GRANT  
AGREEMENTS**

**Recommended Action:** RECOMMENDATION

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

1. Authorize the City Manager to accept grant funding from the State of California Board of State Community Corrections California Violence Intervention and Prevention (CalVIP) Grant; and
2. Authorize all required appropriations and expenditures in compliance with and for the purposes stated in the project agreement over a three-year period; and
3. Authorize the allocation of a full-time grant funded Outreach Worker Supervisor position for the duration of the three-year grant term; and
4. The grant funds received hereunder shall not be used to supplant expenditures controlled by this body; and
5. The City of Stockton agrees to ensure all matching funds required for the grant are provided and abide by the terms and conditions of the grant Agreement as set forth by BSCC; and
6. The City Manager, or designee, is authorized and directed to execute on behalf of the City of Stockton, all required contracts or agreements with the granting agency, provide additional information and furnish such documents as may be required, execute all documents and amendments or extensions pertaining to the grant project; and
7. The City Manager, or designee, is hereby authorized to take appropriate and necessary actions to carry out the purpose and intent of the resolution.

**Department:** City Manager

Attachments: [Attachment A - CalVIP July 2022 Application](#)  
[Attachment B - CalVIP Cohort 4 Budget Narrative](#)  
[Proposed Resolution](#)  
[PPT - 15.1 - CalVIP Grant](#)

**16. HEARINGS\*\***

**16.1 [22-0833](#) PUBLIC HEARING FOR THE PROPOSED USE OF THE 2022  
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT**

Recommended Action: RECOMMENDATION

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

1. Authorizing the City Manager, or designee, to accept the Edward Byrne Memorial Justice Assistance Grant 2022 allocation in the amount of \$390,265;
2. Authorize the City Manager, or designee, to Approve Amendment No. 11 to the Interlocal Memorandum of Understanding between the City of Stockton and County of San Joaquin to reallocate the 2022 JAG funds;
3. Amend the Fiscal Year 2022-23 Annual Budget to increase the Police Grants & Special Programs revenue and expenditure appropriation by \$390,265; and
4. Authorize the City Manager, or designee, 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 - JAG 2022](#)  
[Exhibit 1 - JAG 2022](#)  
[16.1 - PPT - JAG 2022](#)

**17. CITY MANAGER'S UPDATE**

**18. COUNCIL COMMENTS**

**19. ADJOURNMENT**

**INFORMATIONAL ITEMS**

**1. [22-0962](#) COUNCIL COMMITTEE/BOARD AND COMMISSION MINUTES**

**Recommended Action:**

RECOMMENDATION

Information item only. No action required.

**Department:**

City Clerk

**Attachments:**

[Audit 2022-02-22](#)

[Audit 2022-03-14](#)

[Audit 2022-08-15](#)

[Homelessness 2022-01-06](#)

[Measure W 2022-02-15](#)

**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 September 30, 2022, 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 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](http://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.*