

**MINUTES  
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/PUBLIC  
FINANCING AUTHORITY/PARKING AUTHORITY CONCURRENT  
MEETING OF JANUARY 24, 2023**

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

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**1. CLOSED SESSION CALL TO ORDER/ROLL CALL - 4:02 PM**

Roll Call

Present:

Brando Villapudua

Susan Lenz

Kevin J Lincoln II

Kimberly Warmesley

Absent:

Michael Blower, Michele Padilla, and Daniel Wright.

NOTE: Councilmember Blower arrived to Closed Session at 4:05 PM

**2. ADDITIONS TO CLOSED SESSION AGENDA**

None

**3. ANNOUNCEMENT OF CLOSED SESSION**

- 3.1 22-1215 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**  
Number of Cases: Two Name of Case: Devin Carter, et al. v. City of Stockton, et al. (United States District Court Case No. 2:21-CV-00607-KJM-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.

Legislation Text

- 3.2 22-1217 CONFERENCE WITH LABOR NEGOTIATOR**

Legislation Text

- 3.3 22-1219 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Legislation Text

- 3.4 22-1221 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Legislation Text

- 3.5 22-1223 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

- 3.6 22-1225 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).

Legislation Text

**4. CLOSED SESSION PUBLIC COMMENT**

None

**5. RECESS TO CLOSED SESSION**

The Council recessed to Closed Session at 4:03 PM. The Council returned from Closed Session and reconvened at 4:18 PM.

**6. REGULAR SESSION CALL TO ORDER/ROLL CALL - 5:30 PM**

Roll Call

Present:

Michael Blower  
Brando Villapudua  
Michele Padilla  
Susan Lenz  
Kevin J Lincoln II  
Kimberly Warmsley  
Daniel Wright

**7. INVOCATION/PLEDGE TO FLAG**

Kevin White, Crosstown Community Church provided the Invocation and The Pledge of Allegiance was led by Councilmember Padilla

**8. REPORT OF ACTION TAKEN IN CLOSED SESSION**

Lori Asuncion, City Attorney reported that in the matter of Devin Carter, United States District Court Case No. 2:21-CV-00607-KJM-CKD, Council voted 5-0 to settle in the amount of \$1 Million.

**9. ADDITIONS TO REGULAR SESSION AGENDA**

None

**10. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS**

None

**11. PUBLIC COMMENTS - MATTERS NOT ON THE AGENDA**

Zoyla Moreno - congratulated new Councilmembers; Big Box Ordinance

Barbara King - Aspire River Oaks Charter School

Jack Blueford - homelessness

James Blueford - housing

Ernesto Lopez - trash

Mark Stebbins - Economy; County Fair grounds; Van Buskirk

Frank Crumb - community wellness; youth

Gurneel Bopari - support of Agenda item 12.2

## 12. CONSENT AGENDA

Approve the Consent Agenda with a single vote save for item 12.3 which was considered separately

**Moved by:** Daniel Wright, seconded by Kimberly Warmsley.

**Vote:** Motion carried 7-0

**Yes:** Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

### 12.1 23-0033 APPOINTMENTS TO CITY COMMITTEES AND COMMISSIONS

**Resolution 2023-01-24-1201** ratifying Councilmember appointments to the Community Development Committee, Measure A Citizens' Advisory Committee, and Water Advisory Group

Legislation Text

Attachment A - CDC Applications

Attachment B - Measure A Applications

Attachment C - WAG Application

Proposed Resolution - Appointments CC

Approved Resolution 2023-01-24-1201

Note: A memorandum to the Council, dated January 24, 2023 regarding Item 12.1 was distributed around the bench and filed

Around the Bench Memo

### 12.2 23-0034 RATIFY APPOINTMENTS TO PLANNING COMMISSION

**Resolution 2023-01-24-1202** ratifying appointments to the Stockton Planning Commission.

Legislation Text

Attachment A - Redacted Applications

Proposed Resolution - PC Appointment

Approved Resolution 2023-01-24-1202

The following persons spoke to the item: Gurneel Boparai

**12.3 22-1184 AMENDMENT TO COMMUNICATIONS SITE LEASE AT VALVERDE PARK IN NORTHEAST STOCKTON**

Legislation Text

Attachment A - Vicinity Map

Attachment B - Council Resolution 02-0272

Attachment C - Valverde Park - T-Mobile Lease

Proposed Resolution - Lease Amendment

Exhibit 1 - First Amendment - Valverde Park

Approved Resolutions 2023-01-24-1203

Approve **Resolution 2023-01-24-1203:**

1. Authorizing an amendment of Communications Site Lease at Valverde Park between T-Mobile West Tower LLC and the City of Stockton
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.

**Moved by:** Michele Padilla, seconded by Daniel Wright.

**Vote:** Motion carried 7-0

**Yes:** Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

**12.4 23-0018 ADOPT A RESOLUTION APPROVING THE SAN JOAQUIN COUNTY CCP TASK FORCE'S PROGRAM ENHANCEMENT REQUEST, ONE-TIME VEHICLE FUNDING, AND AMEND THE FISCAL YEAR 2022-23 ANNUAL BUDGET**

**Resolution 2023-01-24-1204:**

1. Authorizing the City Manager, or designee, to accept \$327,115 in Fiscal Year (FY) 2022-23 AB 109 funding for the San Joaquin County Community Corrections Partnership Task Force
2. Approving a program enhancement and one-time vehicle funding to the FY 2022-23 Annual Budget to increase the Police Other Special Revenue Fund, San Joaquin County Community Corrections Partnership Task Force revenue estimates and expenditure appropriations by \$327,115
3. Authorizing the City Manager, or designee, to take all necessary and appropriate

actions to carry out the purpose and intent of the resolution.

Attachment C

Legislation Text

Attachment A - AB109 Program Enhancement Request

Proposed Resolution

Approved Resolution 2023-01-24-1204

**12.5 23-0038 ADOPT RESOLUTION TO APPROVE HIRING RAYNETTE CRINER, STEPHANIE VALENTINE, AND KIM WASHINGTON AS RETIRED ANNUITANTS**

**Resolution 2023-01-24-1205:**

1. Authorizing the City Manager to employ retired annuitants Stephanie Valentine and Raynette Criner in temporary part-time positions as Police Telecommunicator II, and Kim Washington as a Police Telecommunications Supervisor; and
2. Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of the resolution.

Legislation Text

Proposed Resolution

Exhibit 1 - CS 23 New Hires

Approved Resolution 2023-01-24-1205

**12.6 22-0907 APPROVE MOTION TO AUTHORIZE AMENDMENT NO. 2 FOR THE TACTICS TRAFFIC CONTROL SYSTEM PROJECT**

**Motion 2023-01-24-1206:**

1. Executing Amendment No. 2 in the amount of \$27,733.33 for one additional year of support with Western Systems, Inc., for the TACTICS Traffic Control System, Project No. WT15022.
2. Approving findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.

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

Legislation Text

Attachment A - Amendment No. 2

**12.7 22-0908 APPROVE MOTION TO EXECUTE AMENDMENT NO. 2 TO THE COOPERATIVE/PIGGYBACK PURCHASE AGREEMENT FOR THE NEW CITY HALL RENOVATIONS AND RELOCATION PROJECT**

**Motion 2023-01-24-1207:**

1. Executing Amendment No. 2 to Cooperative/Piggyback Purchase Agreement No.

Attachment C  
422000200 with Haworth, Inc. to add \$4,000,000 to the existing contract valuation for the New City Hall Renovations and Relocation, Project No. E016015.

2. Authorizing the City Manager to execute Purchase Orders up to \$4,000,000, including those that exceed the \$100,000 Council limit individually, to carry out the next phase for the New City Hall Renovations and Relocation, Project No. E016015, associated with Amendment No. 2.

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

Legislation Text

Attachment A - Vicinity Map

Attachment B - Amendment 2

**12.8 22-1073 APPROVE MOTION TO AWARD A SUPPLY CONTRACT FOR THE PURCHASE OF HOT MIX ASPHALT**

**Motion 2023-01-24-1208:**

1. Approving the specifications for the Purchase of Hot Mix Asphalt, Project No. WD23003.

2. Awarding a Supply Contract in the amount of \$3,008,000 to Granite Construction Co. of French Camp, CA, for the Purchase of Hot Mix Asphalt, Project No. WD23003.

3. Authorizing the City Manager to execute two optional one-year extensions to the original term of the Supply Contract, in the amount not to exceed \$2,014,000, for a total amount of \$5,022,000.

Authorizing the City Manager be authorized to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Contract

Attachment B - Funding Breakdown Over Contract Term

**12.9 22-1172 ADOPT RESOLUTION TO AUTHORIZE THE LIGHTED CROSSWALK UPGRADES PROJECT**

**Resolution 2023-01-24-1209:**

1. Approving Notice of Exemption No. NOE33-22 under the California Environmental Quality Act for the Lighted Crosswalk Upgrades, Project No. WT15026.

2. Approving the plans and specifications for the Lighted Crosswalk Upgrades, Project No. WT15026.

3. Transferring funds in the amount of \$150,000 from the Traffic Signal Control

System Program, Project No. WT15022 to the Lighted Crosswalk Upgrades, Project No. WT15026. Attachment C

4. Awarding a Construction Contract in the amount of \$795,688.25 to Ray's Electric of Oakland, CA, for the Lighted Crosswalk Upgrades, Project No. WT15026.

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

Legislation Text

Attachment A - Vicinity Map

Proposed Resolution

Exhibit 1 - Notice of Exemption

Exhibit 2 - Construction Contract

Approved Resolution 2023-01-24-1209

**13. ADMINISTRATIVE MATTERS**

None

**14. UNFINISHED BUSINESS**

None

**15. NEW BUSINESS**

**15.1 23-0045 ACCEPT THE 2023 VAN BUSKIRK MASTER PLAN DESIGN**

Legislation Text

Attachment A - 2023 Van Buskirk Master Plan Design

PPT - 15.1 - Van Buskirk Master Plan Design

The following persons spoke to the item: Mark Stebbins; Zoyla Moreno

Approve **Motion 2023-01-24-1501** accepting the Master Plan Design for the reuse of Van Buskirk Golf Course.

Authorizing the City Manager be authorized to take appropriate and necessary actions to carry out the purpose and intent of this motion.

**Moved by:** Kimberly Warmsley, seconded by Brando Villapudua.

**Vote:** Motion carried 7-0

**Yes:** Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

**15.2 23-0050 EXECUTION OF A MEMORANDUM OF UNDERSTANDING RELATED TO FUNDING FOR THE MOSSDALE TRACT AREA PROJECT AND THE ISSUANCE OF THE 2022 ADEQUATE PROGRESS REPORT TO CONFIRM A**

Attachment C

**200-YEAR URBAN LEVEL OF FLOOD PROTECTION ADEQUATE PROGRESS FINDING FOR THE MOSSDALE TRACT**

Legislation Text

Attachment A - MOU

PPT - 15.2 - SJAFCFA

Approve **Motion 2023-01-24-1502** delegating authority to the City Manager to execute a Memorandum of Understanding related to funding for the Mossdale Tract Area Project (Attachment A), thus allowing the San Joaquin Area Flood Control Agency to issue the 2022 Annual Adequate Progress Report Update for Urban Level of Flood Protection (2022 APR).

**Moved by:** Kimberly Warmsley, seconded by Daniel Wright.

**Vote:** Motion carried 7-0

**Yes:** Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

**15.3 22-1189 APPOINTMENT TO THE STOCKTON CIVIL SERVICE/EQUAL EMPLOYMENT COMMISSION**

Legislation Text

Attachment A - Redacted Applications

Proposed Resolution - CSC Appointment

Approved Resolution 2023-01-24-1503

Approve **Resolution 2023-01-24-1503** appointing one member to the Civil Service Commission/Equal Employment Commission for a term commencing immediately and ending December 31, 2026.

**Moved by:** Kimberly Warmsley, seconded by Brando Villapudua.

**Vote:** Motion carried 7-0

**Yes:** Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

**16. HEARINGS**

**16.1 22-1032 ADOPT AN ORDINANCE AMENDING TITLE 16 OF THE STOCKTON MUNICIPAL CODE AND A RESOLUTION APPROVING A COMMISSION USE PERMIT FOR A PERSONAL MINI-STORAGE FACILITY FOR PROPERTY LOCATED AT 530 E. MARKET STREET (APN 149-130-18) (P21-1084)**

Legislation Text

Attachment A - Location, General Plan, and Zoning Map

Attachment B - Proposed Redline Ordinance

Attachment C - Project Plans

Attachment D - Similar Jurisdictions with Downtown Storage Facilities

Attachment E - Radius Limitation Comparison

Attachment F - Neighborhood Meeting Notice

Attachment G - PC Resolution-2022-10-13-0501

Proposed Ordinance

Proposed Resolution - CUP

Exhibit 1 - Project Plans

Approved Ordinance 2023-01-24-1601

Approved Resolution 2023-01-24-1601

PPT - 16.1 - Personal Mini Storage Facility Use P21-1084

**Approve Motion 2023-01-24-1601:**

1. Finding that no further environmental review is required per the California Environmental Quality Act (CEQA) pursuant to Section 15183 (Projects Consistent with a Community Plan, General Plan, or Zoning) and Section 15332 (In-fill Development Projects) of Title 14 of the California Code of Regulations (State CEQA Guidelines); and

2. Adopting **Ordinance 2023-01-24-1601** amending Title 16 (Development Code) of the Stockton Municipal Code (SMC) Section 16.20.020, Table 2-2 (Allowable land uses and permit requirements) and Section 16.80.200 (Mini-storage facilities); and

3. Approving **Resolution 2023-01-24-1601** approving a Commission Use Permit to establish a personal mini-storage facility at 530 E. Market Street, subject to conditions.

4. Authorizing the City Manager or designee to take appropriate and necessary actions to carry out the purpose and intent of the resolutions.

**Moved by:** Susan Lenz, seconded by Michael Blower.

**Vote:** Motion carried 7-0

**Yes:** Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

**17. CITY MANAGER'S UPDATE**

None

**18. COUNCIL COMMENTS**

Councilmember Blower - thanked League of Cities

Councilmember Warmsley - city pets, animal control; Future Well Program; Astronomy Park Program; request McKinley Park update; homelessness, Critical Infrastructure, public health outbreak; trees in parks, storm maintenance; Stockton

Police Department traffic enforcement; plans to work with State and Federal representatives, infrastructure; food giveaway on February 2, 2023 at noon in McKinley Park parking lot; upcoming townhall meetings

Councilmember Padilla - attending League of California Cities in February; Big Box Ordinance, developing downtown area; AdHoc Homelessness Committee Meeting March 2, 2023; Parks and Recreation Committee Meeting

Councilmember Villapudua - League of Cities; thanked Planning Commissioner

Councilmember Wright - McKinley Park RFP; Charter Way, Martin Luther King Blvd; Adopt-a-Street Program, trash pick up, Clean City Initiative; Aspire River Oaks Charter School; attended East Bay Community Energy Collaborative, CPUC approval pending, alternate member; chairing League of California Economic Development and Housing Committee, Our Neighborhood Voices; attending San Joaquin Valley Regional Policy Committee, expansion of Hwy 99, inland ports, high speed rail, ACE Expansion to Merced; Audit Committee Meeting, Annual Financial Report; in-person office hour at Arnold Rue Community Center; Council Water Committee Meeting, requested discussion on our slough water system, flooding, pump failures; Mayor's letter of support for Cal Trans Transit and Inner City Rail Program

Councilmember Lenz - Clean City Initiative, requested report out from staff

Mayor - update on trash clean up, Clean City Initiative, Ask Stockton; thanked Councilmember Wright, policy advocacy; US Conference of Mayors

**19. ADJOURNMENT - 8:53 PM**

**INFORMATIONAL ITEMS**

**1. 23-0029 COUNCIL COMMITTEE/BOARD AND COMMISSION MINUTES**

Informational item only. No action taken.

Legislation Text

Audit 2022-09-12

CSC 2022-09-15

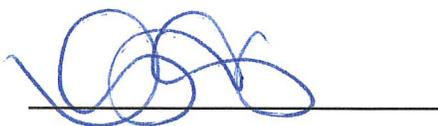
Homelessness 2022-09-15

Leg Committee 2022-07-20

Leg Committee 2022-08-17 - Copy

Leg Committee 2022-09-21

PC 2022-10-13



ELIZA R. GARZA, CMC  
STOCKTON CITY CLERK