

**MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT
AGENCY/PUBLIC FINANCING AUTHORITY/PARKING AUTHORITY
CONCURRENT
MEETING OF MAY 24, 2016**

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

1. CLOSED SESSION CALL TO ORDER/ROLL CALL - 4:30 PM

Roll Call

Present:

Christina Fugazi

Elbert Holman

Susan Lofthus

Anthony Silva

Michael Blower

Absent:

Michael Tubbs, and Daniel Wright.

NOTE: Councilmember Tubbs arrived to Closed Session at 4:38 PM
Councilmember Wright arrived to Closed Session at 4:39 PM

2. ADDITIONS TO CLOSED SESSION AGENDA

None

3. ANNOUNCEMENT OF CLOSED SESSION

3.1 16-2614 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Number of Cases: Five

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: Lucille Cornelius v. City of Stockton, (San Joaquin County Superior Court Case No. STK-CV-UPI-2014-0010676)

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

Legislation Text

3.2 16-2615 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.

Legislation Text

3.3 16-2617 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).

Legislation Text

3.4 16-2616 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

City Manager

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

Legislation Text

4. PUBLIC COMMENT

Tocan Nguyen - shared her personal political views and health issues

5. RECESS TO CLOSED SESSION - 4:37 PM

The Council recessed to Closed Session at 4:37 PM. The Council returned from Closed Session and recessed at 4:48 PM.

6. REGULAR SESSION CALL TO ORDER/ROLL CALL - 5:33 PM

Roll Call

Present:

Michael Blower
Christina Fugazi
Elbert Holman
Susan Lofthus
Anthony Silva
Michael Tubbs
Daniel Wright

7. INVOCATION/PLEDGE TO FLAG

Pastor Steve Kihlthau of the Stockton Baptist Church provided the Invocation. The Pledge of Allegiance was led by Councilmember Lofthus.

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

City Attorney John M. Luebberke announced that there was no reportable action taken during Closed Session this evening.

9. ADDITIONS TO REGULAR SESSION AGENDA

None

10. PROCLAMATIONS, COMMENDATIONS, OR INVITATIONS

10.1 PRESENTATION: Stockton Sister Cities, City of Empalme Mexico - Presentation for Mayor Silva for Stockton's donation of two fire engines to the City

RECIPIENT: Mayor Silva

10.2 CERTIFICATE OF RECOGNITION: Stockton Beautiful - Beautification of the Cesar Chavez Central Library

RECIPIENTS: Pam Sloan and Jeff Gamboni

10.3 CERTIFICATE OF RECOGNITION: The Fashion Program at Delta College - Story of Fashion 2016

RECIPIENTS:

Leslie Asfour
Alyssa Gibson
Shaundre Jackson
Tien Nguyen
Natalie Sconce
Kasey Sneed
Kathy Vang

10.4 CERTIFICATE OF RECOGNITION: In Appreciation of their Lifelong Service to Our City

RECIPIENTS: Luis Sanchez and Paul Castro of California Human Development (CHD)

12. CONSENT AGENDA

Approve the Consent Agenda with a single vote, save items 12.4, 12.5, and 12.8 which were considered separately

Moved by: Susan Lofthus, seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi, Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

12.1 16-2478 PRELIMINARILY APPROVE THE 2016-2017 CENTRAL STOCKTON LIGHTING MAINTENANCE DISTRICT ANNUAL ENGINEER'S REPORT FOR THE PROPOSED 2016-2017 FISCAL YEAR BUDGET, AND SET A PUBLIC HEARING FOR JUNE 21, 2016

Approve **Resolution 2016-05-24-1201** authorizing the City Manager to:

1. Preliminarily approve the Central Stockton Lighting Maintenance District Annual Engineer's Report for the fiscal year (FY) 2016-2017.
2. Preliminarily approve the proposed FY 2016-2017 budget.
3. Set a public hearing for June 21, 2016.
4. Authorize the City Clerk to publish notice of the public hearing.

Legislation Text

Attachment A - Map

Attachment B - Proposed FY 2016-2017 Budget

Proposed Resolution - 2016-17 Central Stockton Lighting Maintenance District

Approved Resolution 2016-05-24-1201

12.2 16-2486 PRELIMINARILY APPROVE THE 2016-2017 STOCKTON CONSOLIDATED LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT NO. 96-2 ANNUAL ENGINEER'S REPORT FOR THE PROPOSED 2016-2017 FISCAL YEAR BUDGET, AND SET A PUBLIC HEARING FOR JUNE 21, 2016

Approve **Resolution 2016-05-24-1202** authorizing the City Manager to:

1. Describe improvements to be added for maintenance to Zone C-2 of the Stockton Consolidated Landscape Maintenance Assessment District No. 96-2 and order the Engineer to describe them in the Engineer's Report.
2. Preliminarily approve the Stockton Consolidated Landscape Maintenance Assessment District No. 96-2 Annual Engineer's Report for the fiscal year (FY) 2016-2017.
3. Preliminarily approve the proposed FY 2016-2017 budget.
4. Set a public hearing for June 21, 2016.
5. Authorize the City Clerk to publish notice of the public hearing.

Legislation Text

Attachment A - Vicinity Map

Attachment B - Proposed Budget

Attachment C - Summary of Zones

Proposed Resolution - 2016-17 Landscape Maintenance District

Approved Resolution 2016-05-24-1202

12.3 16-2625 ADOPT RESOLUTIONS OF INTENTION AND SET PUBLIC HEARING FOR FISCAL YEAR 2016-2017 ANNUAL ASSESSMENTS FOR INDUSTRIAL STORM DRAINAGE BASIN MAINTENANCE

Approve **Resolution 2016-05-24-1203-01** preliminarily approving the Fiscal Year (FY) 2016-2017 annual assessments for the five Storm Drainage Basin Maintenance Districts proposed budgets; preliminarily approving the confirming the Engineer's estimate of the itemized costs and expenses of the maintenance and incidental expenses contained in the proposed budget; and approving setting a public hearing for June 21, 2016 for the Arch Road Industrial Park Storm Drainage Basin Maintenance District, Project Number 84-2 (Arch Road)

Approve **Resolution 2016-05-24-1203-02** preliminarily approving the Fiscal Year (FY) 2016-2017 annual assessments for the five Storm Drainage Basin Maintenance Districts proposed budgets; preliminarily

approving the confirming the Engineer's estimate of the itemized costs and expenses of the maintenance and incidental expenses contained in the proposed budget; and approving setting a public hearing for June 21, 2016 for the Charter Way Industrial Site Storm Drainage Basin Maintenance District, Project Number 86-4 (Charter Way)

Approve **Resolution 2016-05-24-1203-03** preliminarily approving the Fiscal Year (FY) 2016-2017 annual assessments for the five Storm Drainage Basin Maintenance Districts proposed budgets; preliminarily approving the confirming the Engineer's estimate of the itemized costs and expenses of the maintenance and incidental expenses contained in the proposed budget; and approving setting a public hearing for June 21, 2016 for the Western Pacific Industrial Park Storm Drainage Basin Maintenance District, Project Number 81-1 (Western Pacific)

Approve **Resolution 2016-05-24-1203-04** preliminarily approving the Fiscal Year (FY) 2016-2017 annual assessments for the five Storm Drainage Basin Maintenance Districts proposed budgets; preliminarily approving the confirming the Engineer's estimate of the itemized costs and expenses of the maintenance and incidental expenses contained in the proposed budget; and approving setting a public hearing for June 21, 2016 for the Stockton Airport Business Center Storm Drainage Basin Maintenance District, Project Number 84-1 (Stockton Airport)

Approve **Resolution 2016-05-24-1203-05** preliminarily approving the Fiscal Year (FY) 2016-2017 annual assessments for the five Storm Drainage Basin Maintenance Districts proposed budgets; preliminarily approving the confirming the Engineer's estimate of the itemized costs and expenses of the maintenance and incidental expenses contained in the proposed budget; and approving setting a public hearing for June 21, 2016 for the Airport Gateway Center Storm Drainage Basin Maintenance District (Airport Gateway)

Legislation Text

Attachment A - Basin Map

Attachment B - Budgets for Each District

Proposed Resolution - Arch Road

Proposed Resolution - Charter Way

Proposed Resolution - Stockton Airport Business Center

Proposed Resolution - Western Pacific

Proposed Resolution - Airport Gateway

Approved Resolution 2016-05-24-1203-01 - Arch Road

Approved Resolution 2016-05-24-1203-02 - Charter Way

Approved Resolution 2016-05-24-1203-03 - Stockton Airport Business Center

Approved Resolution 2016-05-24-1203-04 - Western Pacific

Approved Resolution 2016-05-24-1203-05 - Airport Gateway

12.4 16-2658 ADOPT A MOTION APPROVING SPENDING PLAN FOR COUNCIL ONE TIME FUNDS FOR RECREATION FACILITY UPGRADES

Legislation Text

Attachment A - Proposed Recreation One Time Funds Projects 2015-16

John Alita, Community Services Director - provided staff report to Council with the aid of a PowerPoint presentation (filed)

PowerPoint presentation - Recommended Spending Plan for One-Time Recreation Funds

Public Comment

Tocan Nguyen - spoke to unemployed in her neighborhood; favored spending funds on unemployed and homeless

Motion 2016-05-24-1204 approving the use of appropriated one time funds in the amount of \$400,000 to be allocated in accordance with the proposed spending plan for recreation facility upgrades or a single larger recreation facilities project. It is further recommended that the City Manager be authorized to take necessary and appropriate action to carry out the purpose and intent of this motion.

Moved by: Christina Fugazi , seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi , Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

12.5 16-2497 AUTHORIZE AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM GRANT APPLICATION AND COOPERATIVE AGREEMENT WITH VISIONARY HOME BUILDERS

Legislation Text

Attachment A - Vicinity Map

Proposed Resolution - AHSC Program Grant Application

Exhibit 1 - Cooperative Agreement - Hunter Street Apartments

Approved Resolution 2016-05-24-1205

Public Comment

Wesley Swanson, Professor, San Joaquin Delta College and Chair of the Cultural Heritage Board - spoke in opposition to the Hunter Street Apartment project; cited difficulty with sustainability of the building and lack of services in the area

Kenyatta Carter - spoke in support of project; shared personal history with the Stockton Police Department

Carol Ornelas, Chief Executive Officer (CEO) of Visionary Home Builders - spoke in support of project

Approve **Resolution 2016-05-24-1205** authorizing the City Manager to:

1. Submit a joint application with Visionary Home Builders to the California Strategic Growth Council for grant funding under the Affordable Housing and Sustainable Communities Program for the Hunter Street Apartments project.
2. Execute a Cooperative Agreement with Visionary Home Builders for the Hunter Street Apartments project.

Moved by: Michael Tubbs, seconded by Michael Blower.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi, Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

12.6 16-2504 AWARD A CONSTRUCTION CONTRACT TO TEICHERT CONSTRUCTION FOR THE FEDERAL FISCAL YEAR 2014-15 STREET RESURFACING, PROJECT NO. PW1446

Approve **Resolution 2016-05-24-1206** authorizing the City Manager to:

1. Approve the filing of Notice of Exemption No. CE002-16 under the California Environmental Quality Act (CEQA) for the Federal Fiscal Year (FFY) 2014-15 Street Resurfacing, Project No. PW1446/Federal Project No. STPL-5008(142).
2. Approve the plans and specifications for the FFY 2014-15 Street Resurfacing, Project No. PW1446/Federal Project No. STPL-5008(142).
3. Accept federal Transportation Grant funding of \$2,500,786 from the Regional Surface Transportation Program (RSTP), accept State Grant funds of \$49,250 from the California Department of Resources Recycling and Recovery (CalRecycle), and appropriate grant funds of \$2,550,036 to the FFY 2014-15 Street Resurfacing, Project No. PW1446/Federal Project No. STPL-5008(142).

4. Award a Construction Contract in the amount of \$2,245,525.05 to A. Teichert & Son, Inc. doing business as Teichert Construction (Teichert Construction) of Stockton, CA, for the FFY 2014-15 Street Resurfacing, Project No. PW1446/Federal Project No. STPL-5008(142).

Legislation Text

Attachment A - Vicinity Map

Proposed Resolution - 2014-15 Street Resurfacing Project

Exhibit 1 - Notice of Exemption

Exhibit 2 - Funding Authorization

Exhibit 3 - Contract with Teichert Construction

Approved Resolution 2016-05-24-1206

12.7 16-2513 AWARD A CONSTRUCTION CONTRACT TO ODYSSEY LANDSCAPE COMPANY, INC. FOR THE IRRIGATION CONTROLLER UPGRADE, PROJECT NO. PW1506

Approve Motion **2016-05-24-1207** authorizing the City Manager to:

1. Approve findings which support and justify an exception to the competitive bid process.
2. Approve plans and specifications for the Irrigation Controller Upgrade, Project No. PW1506.
3. Award a Construction Contract in the amount of \$686,003 to Odyssey Landscape Company, Inc. of Lodi, CA.

Legislation Text

Attachment A - Construction Contract with Odyssey Landscape

12.8 16-2522 APPROVAL OF A USE PERMIT TO ALLOW THE OFF-SALE OF BEER AND WINE IN AN EXISTING MEAT MARKET AND BAKERY AT 944 WATERLOO ROAD (P15-339)

Legislation Text

Attachment A - Appeal Letter

Attachment B - Location Map and Aerial Photograph

Attachment C - Photos of Buildings

Attachment D - Public Petitions

Attachment E - Locations of Active Alcoholic Beverage Licenses

Proposed Resolution - Use Permit 944 Waterloo Road

Exhibit 1 - Site and Floor Plans

Approved Resolution 2016-05-24-1208

David Kwong, Community Development Director - took request from Council for limited hours of operation and spoke with business owner; owner agrees with limited hours; clarified that restricted hours would transfer with the use permit because it runs with the land

Public Comment

Mary Elizabeth - spoke to parallels between over concentration of use permits and areas with higher crime rates

Councilmember Tubbs - noted process for past appeals; thanked Planning Commission for their work; did not support use permit

Resolution 2016-05-24-1208 to deny a request for a Use Permit to allow the off-sale of beer and wine in an existing meat market and bakery at 944 Waterloo Road.

Moved by: Michael Tubbs, seconded by Elbert Holman.

NOTE: After further Council discussion, and before Council voted, Councilmember Holman withdrew his second therefore the motion died.

Public Comment

Ralph White - spoke in support of issuing the use permit

Motec Sanchez - noted there are areas of Stockton with an over concentration of use permits, however, this situation with current business is different; spoke to equity; supports issuance of permit

Juan Diaz - stated importance of City staff knowing ABC rules; making decisions based on existing laws and fairness

Eduardo Buenrostro, Owner - will comply with restrictions one hundred percent; has already installed required cameras and lights; hopeful Council will grant the permit his business needs to thrive

Approve **Resolution 2016-05-24-1208** approving a use permit to allow the off-sale of beer and wine in an existing meat market and bakery at 944 Waterloo Road.

Moved by: Anthony Silva, seconded by Susan Lofthus.

Vote: Motion carried 6-1

Yes: Michael Blower, Christina Fugazi , Elbert Holman, Susan Lofthus, Anthony Silva, and Daniel Wright.

No: Michael Tubbs.

12.9 16-2549 ADOPT RESOLUTION APPROVING FINDINGS AND AUTHORIZING THE CITY MANAGER TO EXECUTE A COOPERATIVE PURCHASE AGREEMENT FOR LEASE OF A CANON XEROGRAPHIC SYSTEM FOR 60 MONTHS WITH RAY MORGAN COMPANY OF ROSEVILLE, THROUGH THE SHASTA UNION HIGH SCHOOL DISTRICT MASTER ENABLING AGREEMENT

Approve **Resolution 2016-05-24-1209** approving findings and authorizing the City Manager to execute a Cooperative Purchase Agreement for lease of a Canon xerographic system for 60 months with Ray Morgan Company of Roseville, through the Shasta Union High School District (SUHSD) Master Enabling Agreement for an estimated annual amount of \$69,216.

Legislation Text

Attachment A - Cooperative Purchase Agreement - Ray Morgan

Attachment B - Shasta RFP A77-2013

Attachment C - Ray Morgan RFP Final Response

Attachment D - Master Enabling Agreement

Attachment E - Ray Morgan Proposal

Attachment F - RMC Equipment Lease Agreement

Attachment G - RMC Maintenance Agreement

Proposed Resolution - Ray Morgan Company

Approved Resolution 2016-05-24-1209

12.10 16-2562 APPROVE FINDINGS JUSTIFYING AN EXCEPTION TO THE COMPETITIVE BIDDING PROCESS TO ALLOW SMG TO ENTER INTO A CONTRACT WITH AMERICAN CHILLER SERVICE FOR THE REPAIR OF THE HVAC AT THE STOCKTON ARENA

Approve **Resolution 2016-05-24-1210**:

1. Approving findings for an exception to the competitive bidding process to allow SMG to enter into a contract with American Chiller Services (ACS) in the amount of \$87,500 for the rebuild and repair of one of the two chillers at the Stockton Arena; and

2. Authorizing a budget amendment and transfer of \$46,036 from the Repairs and Improvements - Arena, Ball Park, and Theater project (PW1319) in the 301 General Capital Fund and \$5,900 from the 086 Entertainment Venues operating budget to the Arena Upgrades and Maintenance Program project (ED8601) in the 086 Entertainment Venues Fund to pay for repairs in the amount of \$87,500; and

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

Legislation Text

Proposed Resolution - American Chiller Contract

Approved Resolution 2016-05-24-1210

12.11 16-2583 AUTHORIZE AMENDMENT OF PURCHASE AND SALE AGREEMENT FOR A PORTION OF CITY PROPERTY - 2501 NAVY DRIVE

Approve **Resolution 2016-05-24-1211** authorizing the City Manager to execute the First Amendment to Agreement for the Purchase and Sale of the Real Property located at 2501 Navy Drive.

Legislation Text

Attachment A - Right of Entry - 2501 Navy Drive

Attachment B - Resolution 2015-09-01-1201-01 PSA 2501 Navy Drive

Attachment C - Purchase and Sale Agreement - 2501 Navy Drive

Attachment D - CALTRANS Appraisal MUD Stores PSA East 120

Proposed Resolution - Purchase and Sale for a Portion of 2501 Navy Drive

Exhibit 1 - Proposed Amendment - 2501 Navy Drive

Approved Resolution 2016-05-24-1211

12.12 16-2593 MOTION AUTHORIZING A CHANGE ORDER TO THE PROFESSIONAL SERVICES CONTRACT WITH LDA PARTNERS FOR ADDITIONAL DESIGN AND ENGINEERING SERVICES RELATING TO A BROADCASTING SYSTEM FOR THE NEW COUNCIL CHAMBER AT 400 E MAIN STREET

Approve **Motion 2016-05-24-1212** authorizing the City Manager to:

1. Execute a contract change order to the professional services contract with LDA Partners to increase the contract in the amount of \$48,500 for additional design and engineering services relating to a broadcasting system for the new Council Chamber at 400 E Main Street.

2. Take appropriate and necessary actions to carry out the purpose and intent of the motion.

Legislation Text

Attachment A - Resolution 2015-02-24-1209

Attachment B - LDA CCO #2

12.13 16-2622 APPROVE THE ANNUAL ENGINEER'S REPORT AND FY 2016-17 PROPOSED BUDGET FOR THE STOCKTON CONSOLIDATED STORM DRAINAGE MAINTENANCE ASSESSMENT DISTRICT 2005-1

Approve **Resolution 2016-05-24-1213** authorizing the City Manager to:

1. Approve the 2016-2017 Fiscal Year Annual Engineer's Report for the Stockton Consolidated Storm Drainage Maintenance Assessment District 2005-1.
2. Preliminarily approve the FY 2016-17 proposed budgets for each zone.
3. Approve setting a Public Hearing for June 21, 2016.

Legislation Text

Attachment A - Map

Attachment B - Summary of Zone Budgets

Proposed Resolution - 2016-17 Consolidated Storm Drainage Maintenance

Approved Resolution 2016-05-24-1213

13. ADMINISTRATIVE MATTERS

None

14. UNFINISHED BUSINESS

None

11. CITIZENS' COMMENTS, ANNOUNCEMENTS, OR INVITATIONS

Julie Schardt - spoke to the affect gun violence has on the community; shared information on National Gun Violence Awareness Day June 2, 2016 (document filed)

Document filed by Julie Schardt - Wear Orange: National Gun Violence Awareness Day - June 2, 2016

Esperanza Vielma, Restore the Delta - commented on water availability as it applies to long term water rate structures and water treatment needs; urged Council to create a task force to focus on long term water planning needs

Jennifer Patterson, Restore the Delta - Water Advisory Group not equipped to deal with future water planning requirements; urged creation of task force to address long term water needs

Motec Sanchez - spoke to agenda Item 16.2; cautioned against sending tax measure to the ballot; expressed opinion that Measure A funds should be funding library services

James Young - spoke to bad street conditions on Kelly Drive

T.G. Roberts - spoke in support of agenda item 16.2; shared personal history with libraries

Kathleen Gapusan - addressed decorum at Council meetings; silencing citizen's freedom of speech at Council meetings

Steve Colangelo - asked for information regarding Measure A and police hiring, noting questions he is being asked while campaigning; asked for independent audit of Measure A funds

Tocan Nguyen - expressed displeasure at being called last to speak noting her advanced age and the lateness of the meeting; reiterated claims of crime and torture in her neighborhood; caring for the poor

NOTE: Meeting went to recess at 7:35 PM. Meeting returned from recess at 7:40 PM.

15. NEW BUSINESS

15.1 16-2654 PRESENTATION OF THE QUARTERLY INVESTMENT REPORT FOR QUARTER ENDED MARCH 31, 2016, AND MARKET OUTLOOK FOR FISCAL YEAR 2016-17 BY CHANDLER ASSET MANAGEMENT

Legislation Text

Attachment A - Investment Report for Quarter Ended 3-31-16

NOTE: Councilmember Lofthus left the meeting at 10:29 PM.
Councilmember Lofthus returned to the meeting at 10:34 PM.

Approve **Motion 2016-05-24-1501** accepting the report as presented.

Moved by: Elbert Holman, seconded by Anthony Silva.

Vote: Motion carried 6-0

Yes: Michael Blower, Christina Fugazi , Elbert Holman, Anthony Silva, Michael Tubbs, and Daniel Wright.

Absent: Susan Lofthus.

15.2 16-2698 ADDRESSING HOMELESSNESS

Legislation Text

Mayor Silva gave a presentation to the Council regarding homelessness in Stockton; proposed Operation Safety Net to utilize a vacant apartment or hotel building to house homeless; would include services; urged Council to build into the City budget funding for this operation for 2-years at \$480,000 per year; expressed opinion that current clean-up efforts do not work; funds would go to the property owner to pay for services and utilities; City of Stockton and owner of property would split the utility bill; City of Stockton would bring proposed building up to code; homeless to apply for opportunity (document filed)

Presentation presented - Mayor Silva's Operation Safety Net

Public Comment

Rondalynn - shared personal history and experience being homeless

Jon Mendelson, Associate Director, Central Valley Low Income Housing Corporation - shared work his organization has done; thanked Council for addressing homelessness; in favor of allocating City resources to address homelessness; clarified language used in Mayor's proposal; spoke to current budget cuts at a Federal level; expressed opinion that proposal is very ambitious

Elisha Salas - spoke in support of proposal; shared personal story with homelessness

Joe Salazar - spoke to having been homeless; shared personal feelings of the public's perception of the homeless; offered to volunteer; hiring homeless in the City of Stockton

Mr. Fitzgerald - spoke to helping the homeless community

Carol Ornelas - shared experience hiring Joe Salazar; urged Council to consider permanent housing verses temporary housing; conversation needed regarding funding

Darius Williamson - spoke to homeless problem in Stockton; working with Mr. Fitzgerald; need a strategic plan for helping the homeless

Kathleen Gapusan - expressed opinion that homeless won't follow rules; need for mental health and substance abuse counselors

Ralph White - spoke to City funds already being spent on homelessness; supportive of the proposal

Approve **Motion 2016-05-24-1502** directing the City Manager to take information presented and investigate whether the proposal is feasible

Moved by: Christina Fugazi , seconded by Anthony Silva.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi , Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

15.3 16-2603 MOTION APPROVING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING TO LOCAL ORGANIZATIONS THAT SUPPORT BUSINESS START-UPS AND ENTREPRENEURS

Legislation Text

Vice Mayor Fugazi - asked for clarification regarding hours of operation for Small Business Development Center; ensure they are available to the public

Micah Runner, Economic Development Director - spoke to what this funding does

Public Comment

Nate McBride, Northeastern California Small Business Development Center - clarified this organization is full time and open Monday through Friday

Jemal Guillory - asked for clarification regarding hours for the Small Business Development Center; spoke to General Plan not being friendly to entrepreneurs; availability of business space in Stockton; has problem with where grants are being awarded; stressed independence for entrepreneurs

Approve **Motion 2016-05-24-1503** to:

1. Approve Community Development Block Grant funding to local organizations that provide support to business start-ups and entrepreneurs in Stockton.
2. Authorize the City Manager, or his designee, to take appropriate and necessary actions to carry out the purpose and intent of the motion.

Moved by: Christina Fugazi , seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi , Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

16. HEARINGS****

16.1 16-2694 RESOLUTION OF INTENTION TO ESTABLISH THE WILSON WAY PROPERTY AND BUSINESS IMPROVEMENT DISTRICT (PBID)

Legislation Text

Note: This item was withdrawn and will be moved to a later meeting date

16.2 16-2695 ADOPT RESOLUTION PLACING A FUNDING PROPOSAL FOR CITY OF STOCKTON LIBRARY AND RECREATION SERVICES ON THE NOVEMBER 8, 2016 BALLOT

Legislation Text

Proposed Resolution - Library & Recreation Tax Measure

Approved Resolution 2016-05-24-1602

Proposed Ordinance - Library & Recreation Tax Measure

Approved Ordinance 2016-05-24-1602

Public Comment

Sofia Colon - spoke in support of the proposal; wants her children to be able to enjoy the services this funding would provide as they grow up

John Alita, Director of Community Services - provided the staff report to Council with the aid of a PowerPoint presentation (filed); introduced Doctor Masood Cajee

PowerPoint Presentation - Library and Recreation Local Funding Measure

Masood Cajee, Doctor of Dental Surgery (D.D.S.) - spoke in support of the proposal with aid of PowerPoint presentation; provided documents of support (filed)

Documents filed by Masood Cajee - Letters of Support for Agenda item 16.2

The following people spoke in support of the Proposal

Tama Brisbane, on behalf of Breanna Thornton
Jane Dyer Cook

Shari Garibaldi
Nathan Werth
Bill Walker
Leslie Fontanilla
Carol Thomas
Randi Heinrich
Mary Westin
Ana Vera
Tama Brisbane, on behalf of Corey Baxter
Tom Amato
Sam Hatch
Kay Ruhstaller
Jasmine Leek
Kerry Kruger
Tama Brisbane

Jemal Guillory - spoke in opposition to proposal, referred to Measure A and Measure W taxes; claimed non-profits are not being audited; concerned where libraries would be located in town; need for clearer language

Ralph White - spoke in opposition to proposal; cited Measure A and Measure W funds not being utilized; City staff's pay is too high; staff doesn't live in Stockton so they won't be paying the tax

Steve Colangelo - spoke in opposition to proposal; does not want another tax imposed on Stockton; cited library services being listed in Measure A benefits and funds not being utilized

Kathleen Gapusan - spoke in opposition to proposal; concern that funding for Fair Oaks Library will be impeded; against residents of Stockton paying more taxes

Gary Malloy - expressed opinion that current taxes being collected are not being spent as promised; supported placing measure on the ballot and urging residents to be vigilant if funding proposal is passed

Approve **Resolution 2016-05-24-1602** to submit to the City of Stockton qualified voters a ballot measure seeking voter approval of a special transactions and use sales tax of one-quarter cent for 16 years, for the provision of library and recreation services; requesting the San Joaquin County Board of Supervisors to direct the County Registrar of Voters to conduct the election, which shall be consolidated with the general municipal election on November 8, 2016; directing the City Attorney to prepare an impartial analysis of the measure; authorizing arguments and the filing of rebuttal arguments for or against the measure; authorizing the City Manager to appropriate the funds necessary to pay the cost of placing the measure on the election ballot; and directing the City Clerk to take steps

necessary to place the measure on the ballot and to cause the measure or ordinance to be printed.

Moved by: Susan Lofthus, seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi, Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

NOTE: Resolution 2016-05-24-1602 and Ordinance 2016-05-24-1602 were amended on June 7, 2016 and superseded by Resolution 2016-06-07-1202 and Ordinance 2016-06-07-1202

16.3 16-2598 PUBLIC HEARING TO APPROVE THE ANNUAL BUDGET AND ASSESSMENT ROLLS FOR THE 2016-17 HOLIDAY PARK MAINTENANCE DISTRICT

Legislation Text

Attachment A - Holiday Park Vicinity Map

Attachment B - Holiday Park Assessment Parcels

Attachment C - Holiday Park Maintenance District Budget 2016-17

Proposed Resolution - Holiday Park 2015-16

Approved Resolution 2016-05-24-1603

Approve Resolution 2016-05-24-1603:

1. Hold the scheduled noticed public hearing, and consider public comments and testimony regarding the Holiday Park Maintenance District 2016-2017 Proposed Assessment; and
2. Approve a General Fund subsidy of up to \$9,100 in order to keep public swim hours consistent with other City owned pools. The subsidy is included in the 2016-17 proposed budget in the Community Services Department Recreation Division.
3. Adopt a resolution authorizing:
 - a. Approval of an assessment of \$46,598 for the Holiday Park Maintenance District for fiscal year 2016-2017,
 - b. The City of Stockton Chief Financial Officer to assess those parcels within the assessment district, and
 - c. The City Manager to take appropriate actions to carry out the purpose and intent of the resolution.

Moved by: Daniel Wright, seconded by Elbert Holman.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi , Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

16.4 16-2591 DENSITY BONUS AGREEMENT FOR MULTI-FAMILY AFFORDABLE HOUSING AT 804 NORTH HUNTER STREET (P16-0149)

[Legislation Text](#)

[Attachment A - Vicinity Map](#)

[Attachment B - Unit Matrix](#)

[Proposed Resolution - Density Bonus Agreement - 804 N Hunter St](#)

[Exhibit 1 - Density Bonus Agreement](#)

[Exhibit 2 - Site and Floor Plans](#)

[Approved Resolution 2016-05-24-1604](#)

[Public Comment](#)

Gary Malloy - spoke in support of agreement; cited observations of prior work done by Carol Ornelas and Visionary Home Builders

Approve **Resolution 2016-05-24-1604:**

1. Approving a Density Bonus Agreement for a multi-use affordable housing project at 804 North Hunter Street; and
2. Authorizing the City Manager to take appropriate and necessary actions to carry out the purpose and intent of the resolution.

Moved by: Christina Fugazi , seconded by Michael Tubbs.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi , Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

16.5 16-2629 ADOPT TITLES 15 AND 16 CODE AMENDMENTS TO COMPLY WITH SENATE BILL 5 RELATED TO 200-YEAR FLOOD PROTECTION

[Legislation Text](#)

[Attachment A - Hydrologic Regions Map](#)

[Attachment B - Proposed Ordinance - Redline Version](#)

Attachment C - 200-Year Floodplain Map

Attachment D - Planning Commission SB 5 Resolution

Proposed Ordinance - Titles 15 and 16 Code Amendments - SB 5 Compliance

Approved Ordinance 2016-05-24-1605

David Kwong; Community Development Director - clarified what outreach will occur to ensure the public is familiar with the upcoming changes; goal is to target as many groups as possible

Approve **Ordinance 2016-05-24-1605** approving:

1. An amendment to Title 15 of the Stockton Municipal Code, Section 15.44.040, "Definitions;"
2. The addition of Section 15.44.135, "Allowable Land Uses and Permit Requirements;"
3. Amendments to Title 16 of the Stockton Municipal Code, Section 16.20.020, Table 2-2, "Allowable Land Uses and Permit Requirements" and Section 16.36.110, "Setback regulations and exceptions;" and
4. The addition of Chapter 16.90 "Floodplain Management Findings" related to compliance with state law requirements for 200-year flood protection (Senate Bill 5).

Moved by: Anthony Silva, seconded by Susan Lofthus.

Vote: Motion carried 7-0

Yes: Michael Blower, Christina Fugazi, Elbert Holman, Susan Lofthus, Anthony Silva, Michael Tubbs, and Daniel Wright.

17. COUNCIL COMMENTS

Vice Mayor Fugazi - spoke to attending an event at the Village West Yacht Club and visiting Sky Zone; shared opinion that the City should ask the San Joaquin County Board of Supervisors to match funding for the Youth Employment Program; urged business owners look at census tract before purchasing liquor license; congratulated all graduating students

Councilmember Blower - invited Council to a Memorial Day Ceremony sponsored by the Veterans of Foreign Wars (VFW) Post 52 on Monday May 30, 2016 at 9:00 AM

Councilmember Holman - shared information on internship programs the City is offering with local schools and challenged the local business

community to offer the same programs

Vice Mayor Fugazi - requested to close the meeting in memory of Donald J. Bryant

18. ADJOURNMENT - 10:55 PM

INFORMATIONAL ITEMS

1 16-2697 ANNUAL BOARD AND COMMISSION REPORT FOR THE CIVIL SERVICE/EQUAL EMPLOYMENT COMMISSION FOR THE PERIOD COVERING JANUARY 1, 2015 THROUGH APRIL 30, 2016

Legislation Text

2016 Report to Council



BONNIE PAIGE, CMC
CITY CLERK, CITY OF STOCKTON