

**MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT
AGENCY/PUBLIC FINANCING AUTHORITY/PARKING AUTHORITY
CONCURRENT
MEETING OF MAY 11, 2021**

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

Note: The CLOSED SESSION of the City Council of the City of Stockton scheduled for 4:00 PM was cancelled.

~~1. CLOSED SESSION CALL TO ORDER/ROLL CALL~~

~~2. ADDITIONS TO CLOSED SESSION AGENDA~~

~~3. ANNOUNCEMENT OF CLOSED SESSION~~

~~3.1 21-0370 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 UWM 2019-12404)~~

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

Legislation Text

~~3.2 21-0371 CONFERENCE WITH LABOR NEGOTIATOR~~

~~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.~~

Legislation Text

~~3.3 21-0372 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:~~

City Manager

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

Legislation Text

~~3.4 21-0373 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(b).~~

Legislation Text

~~4. PUBLIC COMMENT~~

~~5. RECESS TO CLOSED SESSION~~

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

Roll Call

Present:

Paul Canepa

Christina Fugazi

Sol Jobrack

Susan Lenz

Kevin J Lincoln II

Kimberly Warmsley

Daniel Wright

7. INVOCATION/PLEDGE TO FLAG

The Pledge was led by Councilmember Lenz.

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

None

9. ADDITIONS TO REGULAR SESSION AGENDA

None

10. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS

10.1 PROCLAMATION: MAY 2021 MENTAL HEALTH AWARENESS MONTH

**10.2 PROCLAMATION: EMERGENCY MEDICAL SERVICES WEEK, MAY 16
- MAY 22, 2021**

11. PUBLIC COMMENTS - MATTERS NOT ON THE AGENDA

The following persons provided electronic public comment: Valleree Spires; Margo Praus; Davis Harper; Mariah Looney; Patricia Barrett; Douglas Vigil; Taylor Williams

Electronic Public Comment

Cynthia Gail Boyd - civil rights violations

Christine Worrell - homeless

Nick Worrell - homeless, We Can Project

Rey Vargas - housing for parent; homeless

Vicki Robinson - homeless, trailers; rent increases

Calen Smith - homeless

Kathleen Gapusan - passing of Officer Inn; city financial decisions; Happy Birthday City Clerk; Mateo Delivers Hope; traffic enforcement; Parks and Recreation; homeless; new City Hall

Gina Castellanos - developmental disability community, Persons with Disabilities Task Force; conditions of north east community center

12. CONSENT AGENDA

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

Moved by: Paul Canepa, seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Paul Canepa, Christina Fugazi, Sol Jobrack, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

**12.1 21-0347 ACCEPT THE QUARTERLY INVESTMENT REPORT FOR
QUARTER ENDED MARCH 31, 2021**

Motion 2021-05-11-1201 accepting the Quarterly Investment Report for the quarter ended March 31, 2021.

Legislation Text

Attachment A - Quarterly Investment Report, 3-31-2021

Attachment B - Certification of Qtly Investment Report

12.2 21-0242 APPROVE A MOTION AUTHORIZING AN AMENDMENT TO THE MASTER ON-CALL BUILDING PROFESSIONAL SERVICES AGREEMENT

Motion 2021-05-11-1202 authorizing the City Manager to:

1. Amend the existing Professional Services Master Agreement with the following professional firms:

- a. 4LEAF, Inc., Fair Oaks, CA;
- b. Bureau Veritas North America, Inc., Sacramento, CA;
- c. CSG Consultants, Inc., Sacramento, CA;
- d. West Coast Code Consultants, Inc., San Ramon, CA.

2. Increase funding by \$400,000 for a revised total contract amount not to exceed \$2,100,000 across the entire vendor pool; and

3. Exercise the second and final extension option of the contract for one (1) year.

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

Legislation Text

Attachment A - Agreement 2017-06-20-1103 NP

Attachment B - Agreement Amendment 1

Attachment C - Agreement Amendment 2

Attachment D - Proposed Master Services Agreement Amendment 3

12.3 21-0244 AUTHORIZE THE CITY MANAGER TO EXECUTE A LEASE FOR LINDEN LIBRARY WITH MAGNASCO INVESTMENTS

Motion 2021-05-11-1203 authorizing the execution of a three-year lease with Magnasco Investments for the Linden Library facility and authorize the City Manager to take all appropriate and necessary actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Linden Lease 2021

12.4

Attachment A

**21-0234 AUTHORIZING ACTIONS RELATED TO THE DISPOSITION
OF REAL PROPERTY OWNED BY THE CITY OF STOCKTON**

Legislation Text

Attachment A - Administrative Directive HRD-02

Attachment B - Maps

Proposed Resolution - Surplus property

Exhibit 1 - City-owned Properties

Approved Resolution 2021-05-11-1204

Approve Resolution 2021-05-11-1204:

1. Deeming fourteen (14) City-owned properties, included as Exhibit 1 to the Resolution, as surplus, not necessary for the City's use, and authorizing the sale or development agreement of the subject properties.
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: Christina Fugazi , seconded by Paul Canepa.

Vote: Motion carried 7-0

Yes: Paul Canepa, Christina Fugazi , Sol Jobrack, Susan Lenz, Kevin J Lincoln II, Kimberly Warmesley, and Daniel Wright.

12.5 21-0297 APPROVE STANDARD AGREEMENT AMENDMENT 2 (ONE-YEAR EXTENSION TO MEMORANDUM OF UNDERSTANDING) BETWEEN THE ANIMAL PROTECTION LEAGUE AND THE CITY OF STOCKTON IN THE AMOUNT OF \$1,514,734.96

Legislation Text

Attachment A - Animal Protection League MOU Amd 2

Attachment B - Animal Protection League MOU

Attachment C - Animal Protection League MOU Amd 1

Approve Motion 2021-05-11-1205:

1. Authorizing the City Manager to execute the Standard Agreement - Amendment 2, which extends the Memorandum of Understanding (MOU) between the Animal Protection League and the City of Stockton, by a one-year extension, at a cost of \$1,514,734.96 (Attachment A).
2. Authorizing the City Manager to make any and all expenditures and appropriations on behalf of the City as appropriate and necessary to carry out the purpose and intent of this motion.

Moved by: Christina Fugazi , seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Paul Canepa, Christina Fugazi , Sol Jobrack, Susan Lenz, Kevin J Lincoln II, Kimberly Warmesley, and Daniel Wright.

12.6 21-0099 APPROVE MOTION TO AWARD A PROFESSIONAL SERVICES CONTRACT FOR THE TRANSPORTATION MANAGEMENT CENTER EQUIPMENT UPGRADE PROJECT

Motion 2021-05-11-1206:

1. Awarding a Professional Services Contract to Advanced Mobility Group, of Walnut Creek, CA, in the amount of \$217,778.44, for design of the Transportation Management Center Equipment Upgrade, Project No. WT21010/Federal Project No. CML-5008(191).

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 - Vicinity Map

Attachment B - Contract - Advanced Mobility Group

12.7 21-0169 APPROVE LARGE EQUIPMENT PURCHASES FOR MUNICIPAL UTILITIES DEPARTMENT

Resolution 2021-05-11-1207:

1. Approving findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.

2. Approving the use of Cooperative Purchasing Agreements through Sourcewell Contract Nos. 121918-FTS, 121918-MNR, 060920-NAF, and 122017-AMI/VAC to provide the City access to preferential pricing of miscellaneous equipment from Felling Trailers, Inc., Monroe Towmaster, LLC, National Auto Fleet Group, and Vac-Con, Inc.

3. Authorizing the City Manager to execute a contract in the amount of \$37,201.61 with Felling Trailers, Inc. through affiliated vendor, Holt of CA of Stockton, CA, to purchase one 40' flatbed trailer.

4. Authorizing the City Manager to execute a contract in the amount of \$22,920.31 with Monroe Towmaster, LLC through affiliated vendor, Holt of CA of Stockton, CA, to replace one backhoe trailer.

5. Authorizing the City Manager to execute a contract in the amount of \$176,684.08 with National Auto Fleet Group through affiliated vendor, Municipal Maintenance Equipment, Inc. of Sacramento, CA, to replace one PipeHunter truck.

6. Authorizing the City Manager to execute a contract in the amount of \$508,394.27 with Vac-Con, Inc. through affiliated vendor, Municipal Maintenance Equipment, Inc. of Sacramento, CA, to replace one hydro-vac sewer cleaning truck.

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

Legislation Text

Attachment A - Equipment Replacement List

Attachment B - Holt of CA Quote (40' Trailer)

Attachment C - Holt of CA Quote (Backhoe Trailer)

Attachment D - MME-PipeHunter Truck

Attachment E - MME- Hydro-Vac Truck

Proposed Reso - Large Equipment Purchase for MUD

Exhibit 1 - Coop Purch Agmt - Felling Holt

Exhibit 2 - Coop Purch Agmt - Townmaster Holt

Exhibit 3 - Coop Purch Agmt - MME PipeHunter Truck

Exhibit 4 - Coop Purch Agmt - MME Vac-Con

Approved Resolution 2021-05-11-1207

12.8 21-0218 THE FISCAL YEAR 2021-22 PROJECT LIST FOR THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 (SB1), AND SUBMITTAL OF REPORTS TO THE CALIFORNIA TRANSPORTATION COMMISSION

Resolution 2021-05-11-1208:

1. Approving the Fiscal Year 2021-22 project list for the Road Repair and Accountability Act of 2017 (SB1).

2. Approving submittal of reports to the California Transportation Commission related to the Road Repair and Accountability Act of 2017 (SB1).

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

Legislation Text

Attachment A - Previously Approved FY20-21 Projects

Proposed Resolution - RMPA Project List for FY 21-22

Exhibit 1 - RMPA Project List for FY 21-22

Approved Resolution 2021-05-11-1208

13. ADMINISTRATIVE MATTERS

None

14. UNFINISHED BUSINESS

None

15. NEW BUSINESS

- 15.1 21-0269 ADOPT RESOLUTION AUTHORIZING A SECOND ISSUANCE OF SPECIAL TAX BONDS TO BE ISSUED FOR AND ON BEHALF OF THE IMPROVEMENT AREA 1 OF THE CITY OF STOCKTON COMMUNITY FACILITIES DISTRICT NO. 2018-2 (WESTLAKE VILLAGES II), APPROVE AND DIRECT THE EXECUTION OF A FISCAL AGENT AGREEMENT, APPROVE THE FORM OF PRELIMINARY OFFICIAL STATEMENT, APPROVE SALE OF SUCH BONDS, AND APPROVE OTHER RELATED DOCUMENTS AND ACTIONS**

Legislation Text

Attachment A - Description of Docs and Terms

Attachment B - Good Faith Estimate

Proposed Resolution - Westlake II CFD2018-2 2021

Exhibit 1 - Supplemental Agreement No 1

Exhibit 2 - POS Westlake Villages II

Exhibit 3 - Bond Purchase Agreement

Approved Resolution 2021-05-11-1501

Powerpoint

Approve **Resolution 2021-05-11-1501** authorizing the issuance and sale of Special Tax Bonds, payable from Special Taxes, for and on behalf of the Improvement Area 1 of the City of Stockton Community Facilities District No. 2018-2 (Westlake Villages II) in the estimated amount of \$4,800,000 (not-to-exceed \$5,500,000), and directing the execution of a Fiscal Agent agreement, approving the bond sale, and approving all necessary actions and documents in connection with the issuance.

Moved by: Paul Canepa, seconded by Susan Lenz.

Vote: Motion carried 7-0

Yes: Paul Canepa, Christina Fugazi , Sol Jobrack, Susan Lenz, Kevin J Lincoln II, Kimberly Warmesley, and Daniel Wright.

15.2 21-0332 ACCEPT THE FISCAL YEAR 2020-21 SECOND QUARTER BUDGET STATUS UPDATE AND AUTHORIZE BUDGET AMENDMENTS

Legislation Text

Attachment A - FY 2020-21 Second Quarter Budget Update

Attachment B - FY 2020-21 Second Quarter Revenues

Attachment C - FY 2020-21 Second Quarter Other Fund

Proposed Resolution - FY 2020-21 Second Quarter Update

Approved Resolution 2021-05-11-1502

Powerpoint

Approve Resolution 2021-05-11-1502:

1. Accepting this budget status report on the financial results for the Second Quarter of Fiscal Year (FY) 2020-21, and
2. Authorizing three budget amendments shifting General Fund support from the Golf Fund to the Recreation, transferring between capital projects in the Municipal Utility Department Water Utility Fund, and appropriating from fund balance to a capital project in the Street Improvement Public Facility Fee Fund.

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

Moved by: Paul Canepa, seconded by Susan Lenz.

Vote: Motion carried 7-0

Yes: Paul Canepa, Christina Fugazi , Sol Jobrack, Susan Lenz, Kevin J Lincoln II, Kimberly Warmesley, and Daniel Wright.

15.3 21-0227 ADOPT A RESOLUTION TO APPLY FOR AND RECEIVE THE SAN JOAQUIN COUNCIL OF GOVERNMENTS REGIONAL EARLY ACTION PLANNING (REAP) GRANTS PROGRAM FUNDS

Legislation Text

Attachment A - REAP Grant Application Letter

Proposed Resolution - REAP Grant

Approved Resolution 2021-05-11-1503

Powerpoint

Approve **Resolution 2021-05-11-1503** authorizing the City Manager, or his designee, to apply to the San Joaquin Council of Governments (SJCOG) for Regional Early Action Planning Grant Program (REAP) funds in the amount of \$621,150 and, if awarded, authorize the City Manager to execute the agreement with SJCOG.

Moved by: Paul Canepa, seconded by Daniel Wright.

Vote: Motion carried 7-0

Yes: Paul Canepa, Christina Fugazi, Sol Jobrack, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

15.4 21-0383 HOMELESS ENCAMPMENTS DISCUSSION

Informational Only. No action taken.

16. HEARINGS

16.1 21-0182 PUBLIC HEARING: FY 2021-22 ANNUAL ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP, AND EMERGENCY SOLUTIONS GRANT PROGRAMS

Legislation Text

Attachment A - Grant Applications Received

Proposed Resolution - 2021-2022 Action Plan

Exhibit 1 - 2021-2022 Annual Action Plan

Exhibit 2 - 2021-2022 Sources and Uses - Draft

Approved Resolution 2021-05-11-1601

Powerpoint

Approve **Resolution 2021-05-11-1601:**

1. Approving the FY 2021-22 Annual Action Plan for the Community Development Block Grant, HOME Investment Partnership, and Emergency Solutions Grant Programs; and

2. Authorizing the City Manager, or designee, to execute and submit all documents to the U.S. Department of Housing and Urban Development and to take actions necessary and appropriate to carry out the purpose and intent of the resolution.

Moved by: Susan Lenz, seconded by Paul Canepa.

Vote: Motion carried 6-1

Yes: Paul Canepa, Sol Jobrack, Susan Lenz, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

No: Christina Fugazi .

17. CITY MANAGER'S UPDATE

None

18. COUNCIL COMMENTS

Councilmember Warmsley - passing of Officer Inn, condolences to the family; Mother's Day; honored resident Georgia Brownly, acknowledged Officer Jesse; speed limits, motorized scooters; May 29, 2021 10:30 AM, diaper and food drive; Brotherhood Park, fire; Mental Health Town Hall, May 21, 2021, 6:00 PM; county mental health services

Councilmember Wright - Stockton Center Site Authority meeting, state budget, new classrooms, magnolia mansion, charter schools, Vice Chair; passing of Officer Inn, prayers and condolences to the family and other officers, gun violence

Councilmember Fugazi - Stockton Unified 3X3 meeting; Council Legislative Committee Meeting, May 19, 2021 3:00 PM; thanked City Manager, city staff, Mateo Delivers Hope; District 5 recycling event, May 15, 2021 8:00 AM - 12:00 PM; waste management issues; regional rail commission, ace train; Officer Inn, prayers to the community

Councilmember Canepa - Mateo Delivers Hope; Officer Inn, condolences to the Police Department and family

Mayor Lincoln - loss of Officer Inn, community impact, moment of silence

19. ADJOURNMENT - 9:41 PM



ELIZA R. GARZA, CMC
STOCKTON CITY CLERK