

**MINUTES  
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT  
AGENCY/PUBLIC FINANCING AUTHORITY/PARKING AUTHORITY  
CONCURRENT  
MEETING OF MAY 25, 2021**

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

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

Roll Call

Present:

Paul Canepa

Christina Fugazi

Susan Lenz

Kevin J Lincoln II

Kimberly Warmesley

Daniel Wright

Absent:

Sol Jobrack.

**2. ADDITIONS TO CLOSED SESSION AGENDA**

None

**3. ANNOUNCEMENT OF CLOSED SESSION**

**3.1 21-0375 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Number of Cases: Three Name of Case: Fire Fighter Greg Benevides (Workers' Compensation Board Case Nos. ADJ12076998, ADJ8581419, and ADJ unassigned) Name of Case: Deputy Fire Chief Carl Eck (Workers' Compensation Board Case Nos. ADJ988414, ADJ1852618, ADJ10916794, and STK 64806) 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 21-0376 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 21-0377 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

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

Legislation Text

**3.4 21-0378 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**

None

**5. RECESS TO CLOSED SESSION**

The Council recessed to Closed Session at 4:32 PM. The Council returned from Closed Session and recessed at 4:40 PM.

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

Roll Call

Present:

Paul Canepa

Christina Fugazi

Susan Lenz

Kevin J Lincoln II

Kimberly Warmesley

Daniel Wright

Absent:

Sol Jobrack.

**7. INVOCATION/PLEDGE TO FLAG**

The Pledge of Allegiance was led by Vice Mayor Fugazi.

**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. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS**

None

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

The following persons provided electronic public comment: Wendy Maxwell

Electronic Public Comment

Cynthia Gail Boyd - constitutional and civil rights

Kathleen Gapusan - City Hall staff; downtown water feature; water rate increase

Patricia Barrett - drug paraphernalia

Mason Yanowiz - feral cats, trap neuter and release program

Douglas Vigil - Mayor's Task Force for Persons with Disabilities, mental health

**12. CONSENT AGENDA**

Approve the Consent Agenda with a single vote.

**Moved by:** Paul Canepa, seconded by Daniel Wright.

**Vote:** Motion carried 6-0

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

**Absent:** Sol Jobrack.

**12.1 21-0380 APPROVAL OF CITY COUNCIL MINUTES**

**Motion 2021-05-25-1201** approving the minutes from the City Council meetings of February 2, 2021, March 9, 2021, April 13, 2021, and April

27, 2021

Legislation Text

Attachment A - 2021-02-02 Minutes for Approval

Attachment B - 2021-03-09 Minutes for Approval

Attachment C - 2021-04-13 Minutes for Approval

Attachment D - 2021-04-27 Minutes for Approval

**12.2 21-0246 ADOPT A RESOLUTION APPROVING A FINAL MAP AND SUBDIVISION AGREEMENT FOR CALAVERAS ESTATES, UNIT NO. 4 (TRACT NO. 3987) PROJECT**

**Resolution 2021-05-25-1202:**

1. Approving the final map for Calaveras Estates, Unit No. 4, Tract No. 3987; and

2. Authorizing the City Manager to execute the subdivision agreement, accept on behalf of the public all offers of dedication, and record the final map for Calaveras Estates, Unit No. 4, Tract No. 3987.

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

Legislation Text

Attachment A - Vicinity Map

Proposed Resolution

Exhibit 1 - Map Agreement

Exhibit 2 - Final Map

Approved Resolution 2021-05-25-1202

**12.3 21-0270 ADOPT A RESOLUTION AUTHORIZING AN AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM GRANT APPLICATION AND COOPERATIVE AGREEMENT WITH SERVICE FIRST OF NORTHERN CALIFORNIA**

**Resolution 2021-05-25-1203** approving and authorizing the execution of a Cooperative Agreement with Service First of Northern California CA (Service First) for the submission of an application to the California Strategic Growth Council for grant funding under the Affordable Housing and Sustainable Communities Program for the Hunter House project.

Authorizing the City Manager, or designee, to take appropriate and

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

Legislation Text

Attachment A - Vicinity Map

Proposed Resolution - Hunter House Agreement

Exhibit 1 - Hunter House Cooperative Agreement

Approved Resolution 2021-05-25-1203

**12.4 21-0369 APPROVE RESOLUTION AUTHORIZING AND APPROVING THE CITY PERMANENT LOCAL HOUSING ALLOCATION PROGRAM HOUSING PLAN, ACCEPT AND APPROPRIATE PLHA FUNDS FROM THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT PURSUANT TO SENATE BILL 2 (SB2)**

**Resolution 2021-05-25-1204:**

1. Authorizing the City Manager, or designee, to accept and appropriate Permanent Local Housing Allocation grant funds in the amount of up to \$10,268,580 over the next five (5) years applied for from the California Department of Housing and Community Development ("HCD");
2. Ratifying the Public Hearing held on December 1, 2020, that identified the City's Permanent Local Housing Allocation priority project housing plan for community input;
3. Approving the Permanent Local Housing Allocation Plan implementation of eligible housing activities as identified in Exhibit 1 to the resolution;
4. Authorizing the City Manager, or designee, to administer the City's entitlement of Permanent Local Housing Allocation funds, to enter into all required agreements to receive the Permanent Local Housing Allocation funds, and amend the City's budget accordingly; and
5. Authorizing the City Manager, or designee, to take appropriate and necessary actions to carry out the resolution and motion's purpose and intent.

Legislation Text

Attachment A - Resolution 2020-12-01-1501

Proposed Resolution - PLHA

Exhibit 1 - PLHA Housing Plan

Approved Resolution 2021-05-25-1204

**12.5**

**21-0308 APPROVE MOTION TO AUTHORIZE A MICROSOFT ENTERPRISE AGREEMENT FOR THE USE OF MICROSOFT SOFTWARE AND SERVICES**

**Motion 2021-05-25-1205:**

1. Approving findings which support and justify an exception to the competitive bid process;
2. Authorizing the City Manager to execute a Microsoft Enterprise Enrollment Agreement with DELL MARKETING, LP for a term of 36 months, for an annual estimated cost of \$904,000 in FY 2021-22, \$995,000 in FY 2022-23 and \$1,095,000 in FY 2023-24 for Microsoft subscriptions and other Microsoft services utilizing the County of Riverside cooperative purchasing agreement and Amendment 1;
3. Authorizing the City Manager to take necessary and appropriate actions to carry out the purpose and intent of this motion.

Legislation Text

Attachment A - Enrollment Form

Attachment B - Riverside County Master Agreement

Attachment C - Riverside Master Amendment 1

**12.6 21-0328 EXECUTE CONTRACT AGREEMENTS FOR THE PURCHASE OF WATER AND WASTEWATER TREATMENT CHEMICALS THROUGH THE BAY AREA CHEMICAL CONSORTIUM AND APPROVE FINDINGS**

**Motion 2021-05-25-1206:**

1. Authorizing the City Manager to execute contracts for the purchase of chemicals for Water and Wastewater treatment for Fiscal Year 2021-22, and
2. Approving findings 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 the motion.

Legislation Text

Attachment A - BACC Ammonia - 2021-22

Attachment B - BACC Ferric Chloride - 2021-22

Attachment C - BACC Sodium Bisulfite - 2021-22

Attachment D - BACC Sodium Hydroxide - 2021-22

Attachment E - BACC Sodium Hypochlorite - 2021-22

Attachment F - BACC Citric Acid - 2021-22

**12.7 21-0343 REJECT BID FOR ENVIRONMENTAL CONTROL CONTRACT LAB SERVICES (PUR 20-037)**

**Motion 2021-05-25-1207** rejecting the sole bid received for Environmental Control Contract Lab Services (PUR 20-037) pursuant to Stockton Municipal Code section 3.68.160(B).

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

Legislation Text

**12.8 21-0300 APPROVE RESOLUTION TO AUTHORIZE LEASE NO. 2108 WITH THE CALIFORNIA STATE LANDS COMMISSION FOR A 36-INCH DIAMETER SANITARY SEWER RIVER CROSSING AT STOCKTON REGIONAL WASTEWATER CONTROL FACILITY (RWCF)**

**Resolution 2021-05-25-1208** authorizing to sign and execute Lease No. 2108 with the California State Lands Commission for a 36-inch diameter sanitary sewer river crossing at Stockton RWCF (Exhibit 1 to the resolution).

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

Legislation Text

Proposed Resolution

Exhibit 1 - Lease 2108

Approved Resolution 2021-05-25-1208

**12.9 21-0302 REJECT ALL BIDS RECEIVED FOR RADIO ADVERTISING SERVICES - PUR 20-041**

**Motion 2021-05-25-1209** rejecting all bids received on February 18, 2021 for Radio Advertising Services - PUR 20-041, in accordance with Stockton Municipal Code 3.68.160(B).

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

Legislation Text

**12.10**

**21-0256 AWARD A PROFESSIONAL SERVICES AGREEMENT TO PRE-SORT CENTER OF STOCKTON, INC. TO PROVIDE CUSTOMER NOTICE PROCESSING SERVICES**

**Motion 2021-05-25-1210:**

1. Awarding a Professional Services Agreement to Pre-Sort Center of Stockton, Inc. of Stockton, California, in the amount of \$425,000 to provide customer notice processing services for five years.
2. Approving findings pursuant to Stockton Municipal Code section 3.68.070 in support and justification 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 - Agreement - Pre-Sort Center of Stockton

**12.11 21-0320 APPROVE MOTION TO EXECUTE A THREE-YEAR MEMORANDUM OF UNDERSTANDING FOR THE SCHOOL RESOURCE OFFICER PROGRAM WITH THE LODI UNIFIED SCHOOL DISTRICT**

**Motion 2021-05-25-1211:**

1. Authorizing the City Manager to execute a three-year Memorandum of Understanding between the City of Stockton and the Lodi Unified School District for the School Resource Officer Program in the amount of \$260,000 annually;
2. Authorizing and directing 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.

Legislation Text

Attachment A - MOU - Lodi Unified School District SRO

**12.12 21-0220 ADOPT RESOLUTION TO AUTHORIZE THE LOCAL STREET RESURFACING PROGRAM - SLURRY SEAL PROJECT**

**Resolution 2021-05-25-1212:**

1. Approving the Notice of Exemption No. NOE13-20 under the California Environmental Quality Act for the Local Street Resurfacing Program FY 2020-21 SB1 - Slurry Seal, Project No. WD21003.



2. Approving the plans and specifications for the Local Street Resurfacing Program FY 2020-21 SB1 - Slurry Seal, Project No. WD21003.

3. Awarding a Construction Contract in the amount of \$685,120 to VSS International, Inc., of West Sacramento, CA, for the Local Street Resurfacing Program FY 2020-21 SB1 - Slurry Seal, Project No. WD21003.

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 - Slurry Seal Project

Exhibit 1 - Notice of Exemption

Exhibit 2 - Construction Contract

Approved Resolution 2021-05-25-1212

**13. ADMINISTRATIVE MATTERS**

None

**14. UNFINISHED BUSINESS**

None

**15. NEW BUSINESS**

**15.1 21-0379 UPDATE ON EMERGENCY RENTAL ASSISTANCE PROGRAM (ERAP)**

Informational only. No action was taken.

Legislation Text

Powerpoint

**16. HEARINGS**

**16.1 21-0307 HOLD PUBLIC HEARING TO APPROVE THE ANNUAL BUDGET AND ASSESSMENT ROLLS FOR THE 2021-22 HOLIDAY PARK MAINTENANCE DISTRICT**

Legislation Text

Attachment A - Holiday Park Budget 2021-2022

Attachment B - Holiday Park Assessment District Map

Proposed Resolution - Holiday Assessment 2021-2022

Approved Resolution 2021-05-25-1601

Powerpoint

Approve **Resolution 2021-05-25-1601**:

1. Overriding any and all public hearing protests.
2. Approving the Annual Budget for Holiday Park Budget for FY2021-22.
3. Confirming and approving the assessment of \$46,598 for the Holiday Park Maintenance District for FY2021-22.
4. Authorizing the City of Stockton Chief Financial Officer to assess those parcels within the assessment district.
5. Certifying the assessments meet the requirements pertaining to the levy of annual assessments.
6. Approving a subsidy in the amount of \$75,809 from the Strong Communities Fund (083) to continue operations and maintenance of the facility.
7. Authorizing the City Manager to take appropriate actions to carry out the purpose and intent of the resolution.

**Moved by:** Paul Canepa, seconded by Christina Fugazi .

**Vote:** Motion carried 6-0

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

**Absent:** Sol Jobrack.

**16.2 21-0303 PROPOSITION 218 PUBLIC HEARING TO CONSIDER WATER RATE ADJUSTMENTS AND ANY PROTESTS**

Legislation Text

Proposed Resolution - Water Rate Study

Exhibit 1 - City of Stockton - 2021 Water Rate Study

Exhibit 2 - Water Maximum Monthly Rates

Approved Resolution 2021-05-25-1602

Powerpoint

**Approve Resolution 2021-05-25-1602:**

1. Adopting the Final Water Rate Study (Exhibit 1 to the Resolution), dated March 2021, as prepared by HDR Engineering, Inc.;
2. Approving the Water Utility rate adjustments as identified in the Study if less than a majority of the affected record property owners and tenants have submitted written protests.

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

**Moved by:** Daniel Wright, seconded by Susan Lenz.

**Vote:** Motion carried 6-0

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

**Absent:** Sol Jobrack.

**17. CITY MANAGER'S UPDATE**

City Manager Harry Black - Summer Leadership Virtual Speaker Series

**18. COUNCIL COMMENTS**

Councilmember Warmesley - city wide healing event; 2021 Key to the City recipients; safe houses; Saturday May 29, 2021 at 9:00 AM, District 6 park assessment; city budget sessions June 8, 2021 and June 9, 2021; playground, Brotherhood park; UC Davis physician panel; reimagined Van Buskirk golf course meeting; Westin Ranch community conversation with Police Department; community hike on June 13, 2021

Councilmember Lenz - city trees; Empire theater; Ready to Work graduation

Vice Mayor Fugazi - Empire Theater; closed captioning; State of the City; speed bumps; Weber Point water feature; Class of 2021

Councilmember Canepa - Officer Jimmy Inn memorial

Mayor Lincoln - Mayor's Task Force for People with Disabilities

**19. ADJOURNMENT - 7:42 PM**

**INFORMATIONAL ITEMS**

**1. 21-0382 COUNCIL COMMITTEE/BOARD AND COMMISSION MINUTES**

Information item only. No action was taken.

Legislation Text


Planning Commission 2020-09-24

Planning Commission 2020-10-22

Planning Commission 2020-12-10

Planning Commission 2021-02-11

Planning Commission 2021-03-11



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ELIZA R. GARZA, CMC  
STOCKTON CITY CLERK