

**MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT
AGENCY/PUBLIC FINANCING AUTHORITY/PARKING AUTHORITY
CONCURRENT
MEETING OF SEPTEMBER 14, 2021**

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

1. CLOSED SESSION CALL TO ORDER/ROLL CALL - 4:32 PM

Roll Call

Present:

Paul Canepa

Sol Jobrack

Susan Lenz

Kevin J Lincoln II

Kimberly Warmesley

Daniel Wright

Absent:

Christina Fugazi .

2. ADDITIONS TO CLOSED SESSION AGENDA

None

3. ANNOUNCEMENT OF CLOSED SESSION

3.1 21-0615 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Number of Cases: Three

Name of Case: Heavy Equipment Operator Kevin Huff (Workers' Compensation Appeals Board, Case No. ADJ12995277)

Name of Case: Police Officer James Nance (Workers' Compensation Appeals Board, Case No. ADJ11450745)

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 21-0616 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 21-0617 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

City Manager

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

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

3.4 21-0618 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 - 5:37 PM

Roll Call

Present:

Paul Canepa

Christina Fugazi

Sol Jobrack

Susan Lenz

Kevin J Lincoln II

Kimberly Warmesley

Daniel Wright

7. INVOCATION/PLEDGE TO FLAG

The pledge was led by Councilmember Wright

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

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

9. ADDITIONS TO REGULAR SESSION AGENDA

None

10. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS

10.1 21-0635 PROCLAMATION: NATIONAL FORENSIC SCIENCE WEEK - SEPTEMBER 19-25, 2021

Legislation Text

Proclamation - 2021 Forensic Week

RECIPIENTS: Victoria Tracy; Cassandra Trunk; Maeghan McBee;
Jazmin Manzo; Rufus Humphrey

Victoria Tracy - thanked staff for recognizing the hard work done by the Evidence Identification Section.

10.2 21-0636 CERTIFICATE OF RECOGNITION: STOCKTON POLICE EVIDENCE TECHNICIANS

Legislation Text

Certificate of Recognition

RECIPIENTS: Victoria Tracy; Cassandra Trunk; Maeghan McBee;
Jazmin Manzo; Rufus Humphrey

Victoria Tracy - thanked staff for recognizing the hard work done by the

Evidence Identification Section.

11. PUBLIC COMMENTS - MATTERS NOT ON THE AGENDA

The following person provided electronic public comment: Guest User

Electronic Public Comment

Cynthia Gail Boyd - Stockton Police Department

Nancy Lamb - Item 15.1, homeless commitment

Eric Parsons - Covid-19 policies

Mason Yanowitz - trap, neuter and return feral cat program

Martin Cisneros - Item 15.1, allocation of funds

Kathleen Gapusan - American Rescue Plan, allocation of funds

Richard Lynch - safe campsites and parking

Raisa Cruz - homeless in Stockton, personal experience, Item 15.1

Annette Sanchez - Visionary Home Builders

Jose Nuno - Visionary Home Builders, Covid-19 Response

Kim Kelso - vaccine mandates, Covid-19 response

Angela May - constitutional rights, masks

Kailee Mahoney - San Joaquin County Board of Supervisors Meeting, resolution, vaccine mandates

Katelynn Galvin - San Joaquin County Board of Supervisors Meeting, resolution, vaccine mandates

12. CONSENT AGENDA

Approve the consent agenda with a single vote save item 12.3 which was considered separately

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.

12.1 21-0645 APPROVAL OF CITY COUNCIL MINUTES

Motion 2021-09-14-1201 approving the minutes from the City Council meeting of August 24, 2021.

Legislation Text

Attachment A - 2021-08-24 Minutes

12.2 21-0601 ACCEPT BY MOTION THE 2020-21 SAN JOAQUIN CIVIL GRAND JURY REPORT

Motion 2021-09-14-1202 accepting the 2020-21 San Joaquin Civil Grand Jury Report.

Legislation Text

Attachment A - 2020-21 SJC Grand Jury Report

12.3 21-0510 APPROVE AN AGREEMENT FOR PROFESSIONAL SERVICES WITH MILLER PLANNING ASSOCIATES TO PROVIDE A COMPREHENSIVE UPDATE TO TITLE 16 OF THE STOCKTON MUNICIPAL CODE (DEVELOPMENT CODE) AND AMEND THE FY 2021-22 ANNUAL BUDGET

Legislation Text

Attachment A - Miller Planning Assoc. Scope of Work

Proposed Resolution

Exhibit 1 - Agreement with Miller Planning Assoc.

Approved Resolution 2021-09-14-1203

Approve Resolution 2021-09-14-1203:

1. Approving the award of a three-year Professional Services Agreement with Miller Planning Associates for consulting services to conduct a comprehensive update to Title 16 of the Stockton Municipal Code (Development Code) for a total not-to-exceed amount of \$451,370. Of this amount, \$180,000 has been appropriated in the approved Fiscal Year (FY) 2021-22 Annual Budget;

2. Appropriating the required additional funding in the amount of \$271,370 from the Development Services Fund Balance into the Development Services Fund, Community Development Subfund, Special Services account to sustain the expenditures until such time as the State of California Housing and Community Development Department (HCD) completes the approval process to award the Local Early Action Planning (LEAP) Grant which will be used to cover \$271,370 of the total project cost and reimburse the Development Services Fund, Community Development

Subfund, Special Services account; and

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

Moved by: Daniel Wright, seconded by Christina Fugazi .

Vote: Motion carried 7-0

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

12.4 21-0523 ADOPT A RESOLUTION APPROVING A FINAL MAP AND SUBDIVISION AGREEMENT FOR CANNERY PARK, UNIT NO. 6 (VILLAGE F1) TRACT NO. 3687 PROJECT

Resolution 2021-09-14-1204:

1. Approving the final map for Cannery Park, Unit No. 6 (Village F1), Tract No. 3687; 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 Cannery Park, Unit No. 6 (Village F1), Tract No. 3687; and

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 - Cannery Park Unit 6

Exhibit 1 - Cannery Park Unit 6 Map Agreement

Exhibit 2 - Cannery Park Unit 6-Village F1

Approved Resolution 2021-09-14-1204

12.5 21-0546 ADOPT A RESOLUTION APPROVING A FINAL MAP AND SUBDIVISION AGREEMENT FOR WESTLAKE VILLAGES, UNIT NO. 18 - VILLAGE N (TRACT NO. 3592) PROJECT

Resolution 2021-09-14-1205:

1. Approving the final map for Westlake Villages, Unit No. 18 - Village N, Tract No. 3592; 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 Westlake Villages, Unit No. 18 - Village N, Tract No. 3592.

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 - Recommending Approval

Exhibit 1 - Westlake Unit 18 (Village N) Map Agreement

Exhibit 2 - Westlake Unit 18 (Village N)

Approved Resolution 2021-09-14-1205

12.6 21-0564 ADOPT A RESOLUTION APPROVING A FINAL MAP AND SUBDIVISION AGREEMENT FOR WESTLAKE VILLAGES, UNIT NO. 16 - VILLAGE L (TRACT NO. 3590) PROJECT

Resolution 2021-09-14-1206:

1. Approving the final map for Westlake Villages, Unit No. 16 - Village L, Tract No. 3590; 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 Westlake Villages, Unit No. 16 - Village L, Tract No. 3590; and

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 - Westlake Village L

Exhibit 1 - Westlake Village L Map Agreement

Exhibit 2 - Westlake Village L Final Map

Approved Resolution 2021-09-14-1206

12.7 21-0570 ADOPT A RESOLUTION ACKNOWLEDGING THE FIRE DEPARTMENT'S 2020 ANNUAL INSPECTION STATISTICS FROM EDUCATIONAL GROUP E AND RESIDENTIAL GROUP R OCCUPANCIES

Resolution 2021-09-14-1207 acknowledging the Fire Department's 2020 annual inspection statistics from Educational Group E and Residential Group R Occupancies per Senate Bill 1205.

Legislation Text

Attachment A - SB 1205

Attachment B - Health and Safety Codes

Proposed Resolution - SB1205 - 2020 Inspections

Exhibit 1 - SB 1205 - 2020 Inspections

Approved Resolution 2021-09-14-1207

12.8 21-0581 APPROVE A MOTION AUTHORIZING THE CITY MANAGER TO SIGN AMENDMENT NO. 1 TO THE MEMORANDUM OF UNDERSTANDING REGARDING EMERGENCY DISPATCH SERVICES BETWEEN THE CITY OF STOCKTON AND SAN JOAQUIN COUNTY EMERGENCY MEDICAL SERVICE AGENCY

Motion 2021-09-14-1208:

1. Authorizing the City Manager to sign Amendment No. 1 to the Memorandum of Understanding (MOU) dated December 10, 2019, regarding 911 call processing and emergency dispatch services (EDS) between the City of Stockton (COS) and San Joaquin County Emergency Medical Services Agency (SJCEMSA) extending the term date of the MOU to December 31, 2021, and other additional changes to align timelines to meet the amended term date; and
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 - Emergency Dispatch MOU - Amend. 1

12.9 21-0582 AWARD A CONSTRUCTION CONTRACT TO D.L. PAYNE, INC. FOR THE THORNTON ROAD AND DON AVENUE SANITARY SEWER PUMP STATIONS REHABILITATION

Resolution 2021-09-14-1209:

1. Approving the filing of Notice of Exemption No. NOE42-21 under the California Environmental Quality Act (CEQA) for the Thornton Road and Don Avenue Sanitary Sewer Pump Stations Rehabilitation, Project Nos. UW13009 and UW13010 (Exhibit 1 to the Resolution).
2. Approving the project plans and specifications for the Thornton Road and Don Avenue Sanitary Sewer Pump Stations Rehabilitation, Project Nos. UW13009 and UW13010.
3. Awarding a \$292,213 Construction Contract to D.L. Payne, Inc. of Lodi, CA, for the Thornton Road and Don Avenue Sanitary Sewer Pump Stations Rehabilitation, Project Nos. UW13009 and UW13010 (Exhibit 2 to the Resolution).

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

Legislation Text

Proposed Resolution

Exhibit 1 - Notice of Exemption

Exhibit 2 - Contract

Approved Resolution 2021-09-14-1209

12.10 21-0595 AWARD A PROFESSIONAL SERVICES AGREEMENT WITH SEAM GROUP LLC TO CONDUCT AN ELECTRICAL ARC HAZARD ASSESSMENT FOR THE MUNICIPAL UTILITIES DEPARTMENT

Resolution 2021-09-14-1210:

1. Approving findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process; and
2. Awarding a Professional Services Agreement to SEAM Group LLC of Indianapolis, Indiana, in the amount of \$111,594 to conduct an electrical arc hazard assessment of the City's wastewater, stormwater, and water facilities and provide guidance and technical support for the Municipal Utilities Department (MUD) electrical safety program. (Exhibit 1 to the Resolution).

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

Legislation Text

Proposed Resolution

Exhibit 1 - Professional Services Agreement

Approved Resolution 2021-09-14-1210

12.11 21-0585 APPROVE MOTION TO EXECUTE A THREE-YEAR LEASE AGREEMENT WITH STOCKTON PORT DISTRICT IN AN AMOUNT NOT-TO-EXCEED \$3,710.00

Motion 2021-09-14-1211:

1. Authorizing the City Manager to execute a three-year agreement with the Stockton Port District (Port) for the Stockton Police Department (SPD) Firearms Training Center (FTC), in an amount not to exceed \$3,710;
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 - Stockton Port District

12.12 21-0580 APPROVE RESOLUTION ACCEPTING A LAW ENFORCEMENT ASSISTANCE PROGRAM GRANT FROM THE STATE OF CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL, AUTHORIZE THE EXECUTION OF STANDARD AGREEMENT 21-APP48, AND AMEND THE FISCAL YEAR 2021-22 ANNUAL BUDGET

Resolution 2021-09-14-1212:

1. Authorizing the City Manager to accept \$72,500 in Fiscal Year 2021-22 Police Grant Funds from the State of California Department of Alcoholic Beverage Control Grant Assistance to Local Law Enforcement Agencies Project, for the Police Department's ABC public education and enforcement program;
2. Amending the Fiscal Year 2021-22 Annual Budget to increase the Police Grants and Special Programs expenditure and revenue appropriation by \$72,500; and
3. Authorizing the City Manager 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 make all required appropriations in compliance with and for the purposes stated in the project agreement.

Legislation Text

Proposed Resolution - ABC Grant 21-APP48

Exhibit 1 - ABC Grant Standard Agreement 21-APP48

Approved Resolution 2021-09-14-1212

12.13 21-0461 APPROVE A MOTION TO ESTABLISH THE PRE-QUALIFIED BIDDERS LIST FOR THE NEW CITY HALL RENOVATIONS AND RELOCATION PROJECT

Motion 2021-09-14-1213 establishing the Pre-Qualified Bidders List for the New City Hall Renovations and Relocation, Project No. E016015.

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 - Pre-Qualified Bidders List

12.14 21-0477 REJECT BIDS FOR THE FIRE STATION NO. 2 WINDOW REPLACEMENT

Motion 2021-09-14-1214 rejecting all bids received for the Fire Station No. 2 Window Replacement, Project No. F018019, 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

Attachment A - Vicinity Map

12.15 21-0481 ADOPT RESOLUTION TO AUTHORIZE THE MONTAUBAN AVENUE AND HAMMERTOWN DRIVE ROUNDABOUT PROJECT

Resolution 2021-09-14-1215:

1. Approving the Notice of Exemption No. NOE47-20 under the California Environmental Quality Act for the Montauban Avenue and Hammertown Drive Roundabout, Project No. WT17023/Federal Project No. CML-5008 (174).

2. Approving the plans and specifications for the Montauban Avenue and Hammertown Drive Roundabout, Project No. WT17023/Federal Project No. CML-5008(174).

3. Awarding a Construction Contract in the amount of \$698,653.40 to FBD Vanguard Construction, Inc., of Livermore, CA, for the Montauban Avenue and Hammertown Drive Roundabout, Project No. WT17023/Federal Project No. CML-5008(174).

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 2021-09-14-1215

12.16

21-0552 ADOPT RESOLUTION TO AUTHORIZE THE STREET RESURFACING ON FEDERAL-AID STREETS FISCAL YEAR 2019-20 PROJECT

Resolution 2021-09-14-1216:

1. Approving the Notice of Exemption No. NOE43-21 under the California Environmental Quality Act for the Street Resurfacing on Federal-Aid Streets Fiscal Year 2019-20, Project No. WD19016/Federal Project No. STPL-5008(190).

2. Approving the plans and specifications for the Street Resurfacing on Federal-Aid Streets Fiscal Year 2019-20, Project No. WD19016/Federal Project No. STPL-5008(190).

3. Awarding a Construction Contract in the amount of \$2,089,280 to Teichert Construction of Roseville, CA, for the Street Resurfacing on Federal-Aid Streets Fiscal Year 2019-20, Project No. WD19016/Federal Project No. STPL-5008(190).

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 - NOE43-21

Exhibit 2 - Construction Contract

Approved Resolution 2021-09-14-1216

13. ADMINISTRATIVE MATTERS

None

14. UNFINISHED BUSINESS

None

15. NEW BUSINESS

15.1 21-0608 APPROVE BY MOTION THE UPDATED RECOMMENDATIONS FOR USE OF THE AMERICAN RESCUE PLAN CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS

Legislation Text

Attachment A - ARP Spend Plan with Descriptions

Powerpoint

The following person provided public comment: Helen Eldred; Lisa Endo; Tyrone Reath; and Melissa Vargas

The following persons provided electronic public comment: Stephanie Parreira; Johnny Chin; Tony McNeil; Andrea Andrade; Tuba Hunt

Electronic Public Comment

Approve **Motion 2021-09-14-1501:**

1. Approving the updated recommended distribution of funds between categories of need identified by the City Manager, including the amendment that ten percent of all allocated funds be saved for future council priorities.
2. Authorize the City Manager to accept and execute applications or other authorizing documentation from the U.S. Department of the Treasury (the Treasury),
3. Appropriate funding upon receipt of funds, give the City Manager the authority to determine the specific allocation of funds among community partners and execute each of the corresponding agreements, and reallocate funds among approved priority goals and partners as needed to maximize impact and benefit to the Stockton community, and
4. Give the City Manager authority to utilize the City's emergency procurement processes to expedite the impact and benefit to the Stockton community.

It is also recommended that the City Council authorize the City Manager to take appropriate and necessary actions to carry out the purpose and intent of this motion.

Moved by: Daniel Wright, seconded by Sol Jobrack.

Vote: Motion carried 5-2

Yes: Paul Canepa, Sol Jobrack, Susan Lenz, Kimberly Warmasley, and Daniel Wright.

No: Christina Fugazi , and Kevin J Lincoln II.

15.2 21-0655 REDISTRICTING OVERVIEW/INPUT ON COMMUNITIES OF INTEREST/MAPPING TOOLS REVIEW

This item was information only. No action was taken.

Powerpoint

Powerpoint

16. HEARINGS

None

17. CITY MANAGER'S UPDATE

None

18. COUNCIL COMMENTS

Vice Chair Fugazi - Legislation and Environmental Committee Meeting, September 15, 2021 at 3:30 PM; Turnpike modular homes; grant money; Amazon jobs; Manuel Kuna, Air Pollution Control District, presentation; feral cat program

Councilmember Canepa - Coastal Clean up; Bear Creek High Recycle event

19. ADJOURNMENT - 9:12 PM

INFORMATIONAL ITEMS

1. 21-0637 COUNCIL COMMITTEE/BOARD AND COMMISSION MINUTES

Information item only. No action was taken.

Legislation Text

Audit Committee 2021-04-05

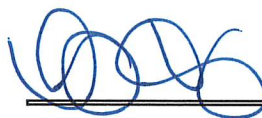
Audit Committee 2021-06-14

Legislation/Environmental Committee 2021-04-21

Legislation/Environmental Committee 2021-05-19

Legislation/Environmental Committee 2021-06-23

Legislation/Environmental Committee 2021-07-21



ELIZA R. GARZA, CMC
STOCKTON CITY CLERK