

**MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/PUBLIC
FINANCING AUTHORITY/PARKING AUTHORITY CONCURRENT
MEETING OF FEBRUARY 6, 2024**

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

1. CLOSED SESSION CALL TO ORDER/ROLL CALL - 4:00 PM

Roll Call

Present:

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

Absent:

Susan Lenz.

2. ADDITIONS TO CLOSED SESSION AGENDA

None

3. ANNOUNCEMENT OF CLOSED SESSION

3.1 24-0130 CONFERENCE WITH LABOR NEGOTIATOR

Legislation Text

3.2 24-0131 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Legislation Text

3.3 24-0132 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Legislation Text

3.4 24-0133 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Legislation Text

3.5 24-0134 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Number of Cases: One Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation pursuant to Government Code section 54956.9(d) (2).

Legislation Text

4. CLOSED SESSION PUBLIC COMMENT

Attachment A

None

5. RECESS TO CLOSED SESSION

The Council recessed to Closed Session at 4:01 PM. The Council returned from Closed Session and adjourned at 4:11 PM.

6. REGULAR SESSION CALL TO ORDER/ROLL CALL - 5:31 PM

Roll Call

Present:

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

Note: Councilmember Lenz participated in the meeting via teleconference from the following location: The Westin, Lobby, 270 West 43rd Street, New York, New York

7. INVOCATION/PLEDGE TO FLAG

Pastor Scoggins, Life City Church provided the Invocation and the Pledge of Allegiance was led by Councilmember Blower

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

City Attorney Lori Asuncion reported that there was no reportable action taken this evening.

9. ADDITIONS TO REGULAR SESSION AGENDA

None

10. RECOGNITIONS, ANNOUNCEMENTS, OR REPORTS

10.1 24-0106 FIRE DEPARTMENT MEDAL OF VALOR AND UNIT CITATION AWARDS PRESENTATION

Legislation Text

Recipient: Chief Rick Edwards

Rick Edwards, Fire Chief - Mendocino Fire; thanked Fire Department staff

10.2 PROCLAMATION: STOCKTON ROTARY READ-IN DAY IN STOCKTON

Recipient: Jim Dugoni, Stockton Rotary member

11. PUBLIC COMMENTS - MATTERS NOT ON THE AGENDA

Dan Richardson - North Pershing Avenue

Mike De Anda - OE3 contract negotiations

Nathan Castanon - OE3 employee, contract negotiations

Michael Lacy - small business owner, cleanup abandoned recreational vehicles, Acme dumpster and hotshot services

Jason Lee - translation services for City Hall; community housing concerns

Aaron Edwards - Rosa Parks Event, themed bus

Council Correspondence - Public Comments

12. CONSENT AGENDA

Approve the Consent Agenda with a single vote save for items 12.6 and 12.8 which were considered separately.

Moved by: Kimberly Warmsley, 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.

12.1 24-0118 APPROVE BY RESOLUTION AN UPDATE TO THE FY 2023-24 INTERNAL AUDIT PLAN

Resolution 2024-02-06-1201:

1. Updating the Fiscal Year (FY)2023-24 Internal Audit Plan with Moss Adams
2. Amending the FY 2023-24 Annual Budget authorizing a \$45,000 budget increase in the City Auditors' Internal Audit Services Special Services account, transferring \$15,000 from the Non-Departmental special services account and appropriating \$30,000 from General Fund balance to be offset by Measure A sales and use tax receipts.

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

Legislation Text

Proposed Resolution

Exhibit 1 - Audit Plan Update Memo

Approved Resolution 2024-02-06-1201

12.2 **24-0138 MAYORAL APPOINTMENTS TO COUNCIL COMMITTEES AND COMMITTEE STRUCTURE/FUNCTION ROSTER** Attachment A

Resolution 2024-02-06-1202 amending the Mayoral Appointments to Council Committees and Committee Structure/Function roster effective immediately.

Legislation Text

Proposed Resolution

Exhibit 1- Mayoral Appointments 2024.pdf

Approved Resolution 2024-02-06-1202

12.3 **24-0112 APPROVAL OF CITY COUNCIL MINUTES**

Motion 2024-02-06-1203 approving the minutes from the City Council meetings of November 7, 2023 and November 14, 2023

Legislation Text

Attachment A - 2023-11-07 Minutes

Attachment B - 2023-11-14 Minutes

12.4 **23-1202 ADOPT A RESOLUTION APPROVING A FINAL MAP AND SUBDIVISION AGREEMENT FOR THE WESTLAKE VILLAGES, UNIT NO. 7 - VILLAGE A (TRACT NO. 3574) PROJECT**

Resolution 2024-02-06-1204:

1. Approving the final map for Westlake Villages, Unit No. 7 - Village A, Tract No. 3574;

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. 7 - Village A, Tract No. 3574; and

3. 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

Exhibit 2

Approved Resolution 2024-02-06-1204

12.5 **24-0007 ADOPT A RESOLUTION APPROVING A FINAL MAP AND SUBDIVISION AGREEMENT FOR THE WESTLAKE VILLAGES, UNIT NO. 8 - VILLAGE B (TRACT NO. 3575) PROJECT**

Resolution 2024-02-06-1205:

1. Approving the Final Map for Westlake Villages, Unit No. 8 - Village B, Tract No. 3575

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. 8 - Village B, Tract No. 3575

3. 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 2024-02-06-1205

12.6 24-0042 ADOPT A RESOLUTION TO EXECUTE A ONE-YEAR AGREEMENT WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA ON BEHALF OF ITS DAVIS CAMPUS SCHOOL OF VETERINARY MEDICINE, KORET SHELTER MEDICINE PROGRAM IN SUPPORT OF THE STOCKTON ANIMAL SHELTER

Legislation Text

Proposed Resolution

Exhibit 1 - Koret Shelter Medicine Program

Approved Resolution 2024-02-06-1206

Approve **Resolution 2024-02-06-1206:**

1. Authorizing the City Manager, or designee, to accept funds from the Regents of the University of California on behalf of its Davis Campus School of Veterinary Medicine, Koret Shelter Medicine Program, in the amount of \$200,000 for the purpose of improving the Shelter's animal health and adoptability

2. Authorizing the City Manager or designee to execute this grant and all related documents to carry out the purpose and intent of the grant award

3. Amending the Fiscal Year 2023-24 Annual Budget to increase the Police Special Grants Revenue Fund, Animal Shelter Funds' revenue and expenditure appropriation by \$200,000

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

Moved by: Michele Padilla, seconded by Brando Villapudua.

Vote: Motion carried 7-0

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

12.7 23-1201 ADOPT RESOLUTION TO PURCHASE MISCELLANEOUS EQUIPMENT UTILIZED BY THE MUNICIPAL UTILITIES DEPARTMENT

Resolution 2024-02-06-1207:

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. 011723-LIN, 011723-JDC, and 101221-VTR to provide the City access to preferential pricing of equipment from Link-Belt Cranes, John Deere Construction Retail Sales, and Vactor Manufacturing.

3. Appropriating funds in the amount of \$480,000 from the Wastewater Utility Fund Balance; \$240,000 to the Municipal Utilities Department Equipment Acquisition Account and \$240,000 to the Wastewater Pump Station Equipment Acquisition Account.

4. Authorizing the City Manager to execute a contract in the amount of \$1,725,347.27 with Link-Belt Cranes through affiliated vendor, Nixon-Egli Equipment Company of Tracy, CA, to purchase one 100-ton crane.

5. Authorizing the City Manager to execute a contract in the amount of \$303,857.27 with John Deere Construction Retail Sales through affiliated vendor, Pape Machinery, Inc. of French Camp, CA, to purchase one front loader tractor.

6. Authorizing the City Manager to execute a contract in the amount of \$1,325,322.40 with Vactor Manufacturing through affiliated vendor, Owen Equipment of Fairfield, CA, to purchase two hydro-vac sewer cleaning trucks.

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

Legislation Text

Attachment A - Vehicle Purchase/Replacement List

Attachment B - Nixon-Egli Crane Quote

Attachment C - Pape Machinery Tractor Quote

Attachment D - Owen Equipment Vactor Quote

Proposed Resolution

Exhibit 1 - Coop Agreement with Link Belt Nixon-Egli

Exhibit 2 - Coop Agreement with John Deere/Pape Machinery

Exhibit 3 - Coop Agreement with Owen Equipment

Approved Resolution 2024-02-06-1207

12.8 24-009 APPROVE MOTION TO AUTHORIZE PROFESSIONAL TRAFFIC COUNTS COLLECTION SERVICES

Legislation Text

Attachment A - Professional Services Contract

Approve **Motion 2024-02-06-1208:**

1. Awarding a Professional Services Contract to Quality Counts, LLC of Concord, CA, in the amount of \$191,980, for Professional Traffic Counts Collection Services, Project No. SEB-23-004.
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.

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.

12.9 24-0012 ADOPT RESOLUTION TO AUTHORIZE THE NEIGHBORHOOD TRAFFIC MANAGEMENT PROGRAM

Resolution 2024-02-06-1209:

1. Approving the Notice of Exemption No. NOE56-23 under the California Environmental Quality Act for the Neighborhood Traffic Management Program, Project No. WT16008.
2. Approving the plans and specifications for the Neighborhood Traffic Management Program, Project No. WT16008.
3. Awarding a Construction Contract in the amount of \$388,020 to Dirt Dynasty, Inc. of Farmington, CA, for the Neighborhood Traffic Management Program, Project No. WT16008.

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

Legislation Text

Attachment A - Information Sheet

Attachment B - Traffic Calming Process

Attachment C - Program Locations

Proposed Resolution

Exhibit 1 - Notice of Exemption

Exhibit 2 - Construction Contract

12.10 24-0014 ADOPT RESOLUTION TO AUTHORIZE THE LED STREET LIGHTS CONVERSION, PHASE 6 PROJECT

Resolution 2024-02-06-1210:

1. Approving the Notice of Exemption No. NOE61-23 under the California Environmental Quality Act for the LED Street Lights Conversion, Phase 6, Project No. WD23017.
2. Approving the plans and specifications for the LED Street Lights Conversion, Phase 6, Project No. WD23017.
3. Transferring funds in the amount of \$20,675.03 from the LED Street Lights Conversion, Phase 5, Project No. WT22017, to the LED Street Lights Conversion, Phase 6, Project No. WD23017.
4. Transferring funds in the amount of \$17,847.26 from the Residential Street Light LED Replacement, Project No. WT22005, to the LED Street Lights Conversion, Phase 6, Project No. WD23017.
5. Awarding a Construction Contract in the amount of \$507,500 to Bear Electrical Solutions, Inc. of Alviso, CA, for the LED Street Lights Conversion, Phase 6, Project No. WD23017.

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 2024-02-06-1210

The following person spoke to the item: Mark Moreno

13. ADMINISTRATIVE MATTERS

None

14. UNFINISHED BUSINESS

None

15. NEW BUSINESS

15.1 24-0021 RESOLUTION APPROVING A DISPOSITION AND DEVELOPMENT AGREEMENT WITH RBH STOCKTON OZ PROJECT, LLC FOR THE SOUTH POINTE PROJECT

Attachment A - South Pointe vicinity map

Attachment B - South Pointe aerial map

Attachment C - Conceptual Rendering

Attachment D - Resolution 2020-12-15-1403

Attachment E - Resolution 2021-05-11-1204

Attachment F - Resolution 2022-03-22-1210

Proposed Resolution - South Pointe DDA

Exhibit 1 - South Pointe DDA

Exhibit 2 - NOE01-24 Response - South Pointe

Approved Resolution 2024-02-06-1501

PPT - 15.1 - South Pointe Project

The following persons spoke to the item: Mike Hakeem, and Ron Beit

Approve **Resolution 2024-02-06-1501**:

1. Approving a Disposition and Development Agreement between the City of Stockton and RBH Stockton OZ Project, LLC for the South Pointe Project
2. Authorizing the City Manager, or designee, to execute the Disposition and Development Agreement with RBH Stockton OZ Project, LLC
3. Authorizing the filing of Notice of Exemption No. 01-24 under the California Environmental Quality Act (CEQA) for the disposition of real property for parcels which make up the South Pointe properties
4. Authorizing the disposition of four City-owned parcels which make up the South Pointe properties, in accordance with the Disposition and Development Agreement;
5. Authorizing budgeting, and receiving of revenue associated with disposition of four City-owned parcels which make up the South Pointe properties
6. Authorizing the City Manager, or designee, to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution.

Moved by: Daniel Wright, seconded by Michael Blower.

Vote: Motion carried 6-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Susan Lenz, Kimberly Warmsley, and Daniel Wright.

Recuse:Kevin J Lincoln II.

15.2 23-1050 ADOPT RESOLUTION TO AUTHORIZE THE MCKINLEY PARK RENOVATION PROJECT

Attachment B - Pre-Qualified Bidders List

Proposed Resolution

Exhibit 1 - Agreement with SJCOE

Exhibit 2 - Professional Services Contract

Exhibit 3 - Construction Contract

Approved Resolution 2024-02-06-1502

PPT - 15.2 - McKinley Park Renovation

The following persons spoke to the item: Jason Lee

Approve **Resolution 2024-02-06-1502**:

1. Appropriating funds in the amount of \$750,000 from the Transformative Climate Communities Program to the McKinley Park Renovation, Project No. WR21017.
2. Transferring funds in the amount of \$200,000 from the Touchless Restroom, Project No. WP22016, to the McKinley Park Renovation, Project No. WR21017.
3. Approving an Agreement between the City of Stockton and the San Joaquin County Office of Education dba Greater Valley Conservation Corps in the amount of \$280,429 for the McKinley Park Renovation, Project No. WR21017.
4. Awarding a Professional Services Contract in the amount of \$754,370 to Salaber Associates, Inc. of Rancho Cordova, CA, for construction management services for the McKinley Park Renovation, Project No. WR21017.
5. Approving findings pursuant to Stockton Municipal Code section 3.68.070 in support of an exception to the competitive bidding process.
6. Approving and establishing the Pre-Qualified Bidders List for the McKinley Park Renovation, Project No. WR21017.
7. Approving the plans and specifications for the McKinley Park Renovation, Project No. WR21017.
8. Awarding a Construction Contract in the amount of \$11,394,400 to John F. Otto, Inc. dba Otto Construction of Sacramento, CA, for the McKinley Park Renovation, Project No. WR21017.

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

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.

Attachment A
15.3 24-0069 ADOPT A RESOLUTION TO TRANSITION THE MANAGEMENT AND OPERATIONS OF AQUATIC PROGRAMMING AT CITY POOLS TO THE COMMUNITY SERVICES DEPARTMENT, APPROVE SIX PART TIME, UNREPRESENTED, AND UNCLASSIFIED POSITIONS, AND AMEND THE FISCAL YEAR 2023-2024 ANNUAL BUDGET

Legislation Text

Proposed Resolution

Exhibit 1 - Part Time Aquatics Series Job Specs and Salary Ranges

Approved Resolution 2024-02-06-1503

PPT - 15.3 - Aquatics Operations and Programming

Approve Resolution 2024-02-06-1503:

1. Approving transitioning the management and operations of aquatic programming of Brooking Park, Holiday Park, McKinley Park, Oak Park, Sousa Park, and Victory Park Pools to the Community Services Department.
2. Approving six part-time, unrepresented, and unclassified positions in the Community Services Department, Pool Manager, Assistant Pool Manager, Lifeguard, Senior Lifeguard, Aquatics Instructor, and Aquatics Assistant, and assign salary ranges for those positions.
3. Amending the Fiscal Year 2023-24 Annual Budget to appropriate \$87,000 from Measure M fund balance to Recreation - Aquatics Division accounts for the operation of Brooking Park, Holiday Park, and Oak Park pools through June 30, 2024.

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

Moved by: Kimberly Warmasley, seconded by Michael Blower.

Vote: Motion carried 6-0

Yes: Michael Blower, Brando Villapudua, Michele Padilla, Kevin J Lincoln II, Kimberly Warmasley, and Daniel Wright.

Absent: Susan Lenz.

16. HEARINGS

16.1 23-1167 REQUEST FOR A GENERAL PLAN AMENDMENT AND REZONE TO ALLOW THE ESTABLISHMENT OF A CONVENIENCE STORE AT 9036 THORNTON ROAD (P23-0083) (APN 072-410-43)

Legislation Text

Attachment A - Aerial, General Plan & Zoning Maps

Attachment B - Site Plan, Floor Plan and Elevations

Attachment C - Planning Commission Resolutions

Proposed Resolution - General Plan Amendment

Ordinance - Rezone

Exhibit 1 - Proposed Rezone Map

Proposed Resolution - City Initiated GPA

Exhibit 1 - Approved Resolution 2023-05-23-1602

Approved Resolution 2024-02-06-1601-01

Approved Resolution 2024-02-06-1601-02

Approved Ordinance 2024-02-06-1601

Council Correspondence - Public Comments

PPT - 16.1 - 9036 Thorton Road

Approve Resolution 2024-02-06-1601

1. Approving a General Plan Land Use Map Amendment to change approximately 1.48-acres of APN 072-410-43 from Administrative Professional to Commercial and the remaining .62-acres from Administrative Professional to Medium Density Residential

2. Adopting an Ordinance 2024-02-06-1601 approving a Zoning Map Amendment to change approximately 1.48-acres of APN 072-410-43 from Commercial, Office (CO) to Commercial, General (CG) and the remaining .62-acres from Commercial, Office (CO) to Residential, Medium Density (RM); based on the findings and subject to the conditions in the proposed resolution.

Moved by: Michael Blower, seconded by Daniel Wright.

Vote: Motion carried 5-1

Yes: Michael Blower, Brando Villapudua, Kevin J Lincoln II, Kimberly Warmsley, and Daniel Wright.

No: Michele Padilla.

Absent: Susan Lenz.

17. CITY MANAGER'S UPDATE

Harry Black, City Manager reported that there was nothing further to report this evening.

18. COUNCIL COMMENTS

Councilmember Wright - January 20, 2024 Biannual Point In Time event; Paul Canepa; START team Stockton Chamber of Commerce; California Council of Governments Annual Leadership forum February 9, 2024 - February 10, 2024; Council Strategic Planning Workshop February 21, 2024; American Rescue Plan Act Review February 28, 2024; Taft Elementary School Rotary Read-in February 29, 2024, 10:00 AM

Vice Mayor Warmsley - EV Station Grant, San Joaquin Council Of Governments; One Voice; Martin Luther King Jr. Boulevard underpass project; California League of Cities; California Rosa Parks Day; sideshows bust; drive-up dog vaccine clinic

at the San Joaquin County Fairgrounds; Stockton Stars: Dancing for the Dogs and Cats

Councilmember Villapudua - commended Chief Edwards; thanked City Manager; Van Buskirk Community Center Gym Floor Ribbon Cutting Ceremony; kudos to family members

Councilmember Blower - Altamont Commuter Express 25th Anniversary; Van Buskirk Community Center Gym Floor ribbon cutting ceremony; San Joaquin County Economic Development's Business Center ribbon cutting ceremony; Stockton Fire Department Local 456 Crab Feed; commended Stockton Fire Department; drive-up dog vaccine clinic at the San Joaquin County Fairgrounds; Green Nutrition 15th anniversary; Stockton Stars: Dancing for the Dogs and Cats; Rotary Read-In February 29, 2024

Councilmember Padilla - recognized Fire Department staff; thanked Rotary Read-in; Animal health and safety, community safety

Mayor Lincoln - moment of silence for former Councilmember Lora Lee Mcgaughey

19. ADJOURNMENT - 8:17 PM



Eliza R. Garza, CMC
Stockton City Clerk