CITY COUNCIL/REDEVELOPMENT AGENCY

AGENDA ITEM 6.06
MINUTES
CITY
COUNCIL/REDEVELOPMENT AGENCY CONCURRENT
FEBRUARY 3, 2009
CITY HALL
CITY COUNCIL CHAMBERS
STOCKTON, CALIFORNIA

C-1. CC/RD CALL TO ORDER / ROLL CALL

Roll Call
Present:
Councilmember Fritchen
Councilmember Lowery
Councilmember Martin
Vice Mayor Miller
Mayor Johnston

Absent:
Councilmember Eggman, and Councilmember Holman.

Note: Councilmember Holman arrived at Closed Session at 4:00 p.m.
Councilmember Eggman arrived at Closed Session at 5:00 p.m.

C-2. CC/RD ANNOUNCEMENT OF CLOSED SESSION

C-2.1 CONFERENCES WITH LEGAL COUNSEL—EXISTING LITIGATION

Number of Cases: Three

Name of Case: City of Stockton v. Pacific Gas & Electric, et al. (San Joaquin Superior Court Case No. CV 031996)

Name of Case: San Joaquin Motel and Hotel Property Owners Association v. City of Stockton (U. S. District Court, Eastern District of California, No. CIV.S-02-0898 DFL GGH)

Name of Case: Redrose Singh, et al., v. City of Stockton, et al. (San Joaquin County Superior Court Case No. CV033890, Court of Appeal Case No. C059983)

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

C-2.1 CONFERENCES WITH LABOR NEGOTIATOR

Agency Designated Representatives:
J. Gordon Palmer, Jr.; Dianna Garcia
Employee Organization
Stockton Police Officers' Association (SPOA)

This Closed Session is authorized pursuant to Section 54957.6(a) of the Government Code.

C-3. CC/RD PUBLIC COMMENT

None.

C-4. CC/RD ADJOURN TO CLOSED SESSION

The Council recessed to Closed Session at 3:31 p.m. The Council returned from Closed Session and recessed at 5:08 p.m.

1. CC/RD CALL TO ORDER/ROLL CALL 5:30 PM

Roll Call 5:30 PM
Present:
Councilmember Eggman
Councilmember Fritchen
Councilmember Holman
Councilmember Lowery
Councilmember Martin
Vice Mayor Miller
Mayor Johnston

2. CC/RD REPORT OF ACTION TAKEN IN CLOSED SESSION 5:30 PM

City Attorney Ren Nosky 5:30 PM

City Attorney Nosky announced that no reportable action was taken this evening during Closed Session.

3. INVOCATION/PLEDGE TO FLAG 5:31 PM

Reverend Eddie Green of Keys to Life Ministries provided the invocation. The Pledge of Allegiance was led by Councilmember Lowery.

4. PROCLAMATIONS/COMMENDATIONS/CITY ANNOUNCEMENTS OR INVITATIONS 5:32 PM

None.
5. **CITIZENS' COMMENTS, ANNOUNCEMENTS OR INVITATIONS** 5:32 PM

**Paula Shell** 5:33 PM

Paula Shell, Chair of the Stockton Art’s Commission introduced the new members of the Art Commission and shared some of the projects they have planned. She presented a packet to the Council that included the forthcoming projects for review (filed).

**James Young** 5:37 PM

James Young asked that the City install a sidewalk at the corner of Pershing and Buckingham and also requested speed bumps at Swain, Pershing, and Douglas Avenues to slow down speeding vehicles.

**Xochiti Paderes (CM to follow-up)** 5:40 PM

Xochiti Paderes relayed information regarding hazardous traffic accidents and property damage in the Trinity Park-Mokelume Circle area caused by speeding vehicles and offered some suggestions to resolve the problem.

**Richard Lopez** 5:44 PM

Richard Lopez spoke to the budget issues and layoffs that may affect the Police Department.

**Rick Warren** 5:50 PM

Rick Warren spoke regarding Black History Month. An Information Card was distributed to Councilmembers.

6. **CC/RD CONSENT AGENDA** 5:53 PM

6.01) CC  **Resolution 09-0036** approving the 2010 Federal Legislative Funding Priorities.

1) North County I-5 Interchanges and Arch Sperry Road  $7,000,000

2) Stockton Water Infrastructure Improvements  $4,000,000
3) Operation Peacekeepers  $350,000
4) Police Methamphetamine Suppression  $250,000
5) Downtown Stockton Promenade Improvements  $450,000
   (CM)  (Pages 3-5)

6.02) CC  **Motion** scheduling interviews to fill one vacancy on the STOCKTON
         PARKS AND RECREATION COMMISSION at a Special Council meeting on
         Tuesday, February 24, 2009 to begin at 3:30 p.m.
         (CLERK)  (Pages 6-8)

6.03) CC  **Resolution 09-0037** approving findings and authorizing an exception to
         the competitive bidding process to purchase hazardous materials response
         equipment in the amount of $108,875.88 from SMITHS DETECTION of
         Pasadena.  (FD)  (Pages 9-18)

6.04) CC  **Resolution 09-0038** approving findings and authorizing an exception to
         the competitive bidding process to purchase hazardous materials response
         equipment in the amount of $69,446.16 from RAE SYSTEMS of San Jose.
         (FD)  (Pages 19-27)

6.05) CC  **Resolution 09-0039** approving findings and authorizing an exception to
         the competitive bidding process to purchase hazardous materials response
         equipment in an amount not to exceed $39,000 from GRAINGER, INC.
         under the State of California Department of General Services contract
         #WSCA ITB7066.
         (FD)  (Pages 28-34)

6.06) CC  **Motion** authorizing a public hearing to consider public
         comments/testimony regarding the use of the State of California Citizens’
         Option for Public Safety (COPS) Grant Award in the amount of
         $462,289.  (Hearing to be held February 17, 2009.)
         (PD)  (Pages 35-36)

6.07) CC  **Resolution 09-0040** authorizing an amendment to the Professional
         Services Master Contract with SIEGFRIED ENGINEERING, INC., in the
         amount of $116,143, for engineering services for the Stockton Consolidated
         Landscape Maintenance Assessment District No. 96-2 for the 2009-2010 tax
         year.  (PW)  (Pages 37-48)

6.08) CC  **Resolution 09-0041** approving plans and specifications and executing
         a contract in the amount of $748,786 to VICTORY ENGINEERS of Fresno
         for the Fiscal Year 2008-09 Curb, Gutter, Sidewalk and Curb-Ramp Repair
         Project.  (PW)  (Pages 49-54)
6.09) CC Resolution 09-0042 approving findings to execute a contract with JOHN DEERE LANDSCAPES/GREEN TECH DIVISION in the amount of $92,560 to finalize the conversion of 12 City parks to computerized irrigation control; and, authorizing a Phased Implementation Strategy for a three-phase computerized irrigation system conversion for existing City parks. (PW) (Pages 55-64)

6.10) CC CALIFORNIA STREET IMPROVEMENTS - ARCADE STREET TO ALPINE AVENUE

   a) Resolution 09-0043 approving the filing of a Notice of Exemption No. CE90-08 under the California Environmental Quality Act.

   b) Resolution 09-0044 approving the plans and specifications and executing a contract in the amount of $431,167 to TOP GRADE CONSTRUCTION, INC. for the California Street Improvements Project. (PW) (Pages 65-72)

6.11) CC Resolution 09-0045 approving plans and specifications and executing a contract in the amount of $521,655 with TIM PAXIN'S PACIFIC EXCAVATION, INC. of Elk Grove for the installation of the traffic signals and safety lighting at the intersections of Filbert Street/Myrtle Street and Lincoln Road/Turnpike Road. (PW) (Pages 73-77)

6.12) CC/ RD Motion approving the minutes of the Concurrent City Council/Redevelopment Agency meeting of January 20, 2009; and, approve the minutes of the Special City Council meetings of October 22, 2008 (Study Session Regarding Budget); November 6, 2008 (Continued Public Hearing Regarding Budget); and, January 7, 2009 (Council District 1 Candidate Interviews and Selection). (CLERK) (Pages 78-111)

Motion: Approve the Consent Agenda. Moved by Councilmember Fritch, seconded by Councilmember Lowery.

Vote: Motion carried 7-0

Yes: Councilmember Eggman, Councilmember Fritch, Councilmember Holman, Councilmember Lowery, Councilmember Martin, Vice Mayor Miller, and Mayor Johnston.

7. UNFINISHED BUSINESS

None.
8. NEW BUSINESS

None.

9. PUBLIC HEARINGS**

None.

10. COUNCIL/REDEVELOPMENT AGENCY COMMENTS AND COMMITTEE REPORTS 5:53 PM


a) COMMITTEE REPORT AND MINUTES

ACTION: Accept for filing.

b) ISSUE: General Fund Budget vs. Actual through December 31, 2008

RECOMMENDATION: None. Informational only.

c) ISSUE: General Fund Revenue Projections and Details for 08-09

RECOMMENDATION: None. Informational only.

d) ISSUE: Redevelopment Agency Loan Details

RECOMMENDATION: None. Informational only.

(CM) (Pages 113-152) 5:53 PM

Motion: Approve accepting the Report of Chair Dale Fritchen on the Council Budget/Finance/Economic Development Committee meeting of January 21, 2009 for filing.

Moved by Councilmember Fritchen, seconded by Councilmember Eggman.

Vote: Motion carried 7-0

Yes: Councilmember Eggman, Councilmember Fritchen, Councilmember Holman, Councilmember Lowery, Councilmember Martin, Vice Mayor Miller, and Mayor Johnston.
Councilmember Fritchcn 5:54 PM

Councilmember Fritchcn, Chair of the Budget Finance Committee provided a report to the Council with the aid of a PowerPoint presentation (filed).

City Manager J. Gordon Palmer, Jr. 5:59 PM

City Manager J. Gordon Palmer, Jr., continued the budget update to the Council and answered questions from the following Councilmembers:

Councilmember Fritchcn
Councilmember Eggman
Councilmember Martin
Mayor Johnston

Mayor Johnston 6:20 PM

The Mayor expressed her appreciation to the Budget Committee and spoke to the budget issues.

Councilmember Fritchcn 6:21 PM

Councilmember Fritchcn announced that the Budget Finance Committee meetings are being televised on Channel 97 while the meetings are taking place and an e-mail address is being provided to encourage questions and/or comments from the public.

COUNCIL COMMENTS 6:23 PM

Councilmember Eggman 6:23 PM

Councilmember Eggman made announcements regarding the following:
Tidewater Gallery's annual Soup Supper, and
Coalition of Mexican-Americans Crab Feed.

Councilmember Eggman recognized this Sunday as the one-year anniversary of Aaron Kelly Jr.'s death.
Councilmember Lowery 6:25 PM

Councilmember Lowery provided information regarding the following:

Chinese and Vietnamese New Year's Day Parade, and The San Joaquin Film Society - Cinema Italia

Councilmember Martin 6:27 PM

Councilmember Martin announced that February is Black History Month and provided information regarding the Danny Glover presentation.

Councilmember Martin also spoke to the diversity in the Stockton community.

Councilmember Holman 6:27 PM

Councilmember Holman offered a challenge to the Councilmembers to seek ways to make the Boards and Commissions reflect the diversity that is so rich in the city.

Vice Mayor Miller 6:30 PM

Vice Mayor Miller reminded all of the upcoming Valentine’s Day event sponsored by Berberian Motors, the Lexington Hotel, Paragary’s Restaurant and the Downtown Stockton Alliance.

Mayor Johnston 6:30 PM

Mayor Johnston shared that she attended an event today in South Stockton to hear California’s First Lady Maria Shriver speak to the Voluntary Income Tax Credit Program.

Mayor Johnston asked that a task force be formed to review the permit process in Community Development. Councilmember Eggman, as Chair of the Community Development Committee asked if the Committee could be involved in developing the task force and stated they could place it on their agenda for this month’s first meeting.
11. **ADJOURNMENT 6:37 PM**

[Signature]

KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF
STOCKTON
SECRETARY REDEVELOPMENT
AGENCY