C-1. CC/RD CALL TO ORDER / ROLL CALL - 3:00 P.M.

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

C-2. CC/RD ANNOUNCEMENT OF CLOSED SESSION

C-2.1) CONFERENCE WITH LEGAL COUNSEL - POTENTIAL INITIATION OF LITIGATION
Number of Cases: One

Based on existing facts and circumstances there is significant exposure to litigation pursuant to Government Code section 54956.6 (b). Initiation of litigation pursuant to Government Code section 54956.9(c)

C-2.2) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Number of Cases: One

Name of Case: City of Stockton v. Pacific Gas & Electric, et al. (San Joaquin County Superior Court No. CV031996)

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

C-2.3) CONFERENCE WITH LABOR NEGOTIATOR

Agency Designated Representatives:
J. Gordon Palmer, Jr.; Dianna Garcia

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.

C-3. C-3. CC/RD PUBLIC COMMENT

None

C-4. C-4. CC/RD ADJOURN TO CLOSED SESSION

The Council recessed to Closed Session at 3:01 p.m. The Council returned from Closed Session and recessed at 4:25 p.m.

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

Roll Call 5:31 PM
Present:
Councilmember Eggman
Councilmember Fritchén
Councilmember Holman
Councilmember Lowery
Councilmember Martin
Vice Mayor Miller
Mayor Johnston

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

City Attorney Ren Nosky

Mr. Nosky announced that there was no reportable action taken during Closed Session.

3. 3. INVOCATION/PLEDGE TO FLAG 5:31 PM

Pastor Adam E. Vasquez of Potter's House provided the Invocation. The Pledge of Allegiance was led by Councilmember Martin.

4. 4. PROCLAMATIONS/COMMENDATIONS/CITY ANNOUNCEMENTS OR INVITATIONS 5:33 PM

4.01) 4.01) PROCLAMATION: Armed Forces Day – May 12, 2009
RECIPIENT: Tino Adame, Commander Karl Ross Post 16, American Legion 5:33 PM

4.02) 4.02) PRESENTATION: Mike Locke, San Joaquin Partnership 5:37 PM

Mr. Locke, CEO (Chief Executive Officer) San Joaquin Partnership
provided a brief presentation on the San Joaquin Partnership organization with the aid of PowerPoint slides (filed).

Councilmember Eggman expressed appreciation for Mr. Locke's work in District 5.

Mayor Johnston thanked Mr. Locke for his leadership on the Climate Action Plan Advisory Committee.

Mr. Locke distributed to the Council a packet containing the following documents: San Joaquin Partnership PowerPoint presentation; Marketing & Outreach Program 2009; San Joaquin Partnership Client "Hot" List, dated May 12, 2009; San Joaquin Partnership Client Locations; and, A Report to Our Investors, a joint publication San Joaquin Partnership Inc. and Business Council Inc, 2008-2009 Annual Reports (filed).

5. CITIZEN'S COMMENTS, ANNOUNCEMENTS OR INVITATIONS* 5:55 PM

Elena Kelly

Ms. Kelly announced the "Gender Community Safety Seminar" taking place on June 6, 2009, in Sacramento. She shared that she is the founder of the Transgender Alliance, a group she helped form to help end transgender violence.

Gene Davenport, Secretary/Treasurer Longshore Local 54

Mr. Davenport thanked the Mayor and Council for their work. He spoke to the budget issues and emphasized that budget cuts be made equally and across the board.

Janice Van Ornum

Ms. Van Ornum requested that crosswalks be installed on California Street between Alpine Avenue and St. Joseph’s Hospital, as there is heavy traffic and there are no crosswalks.

Michael McDonald

Mr. McDonald asked the Council to consider an increase in law enforcement and set aside a budget providing for a variety of activities for youth and teens.

Ralph White

Mr. White expressed concern regarding people on fixed and/or low income. He
spoke in opposition of decreasing Police Officers and increasing code enforcement fees. He suggested that Police Officers be retained and serve as Code Enforcement Officers/Police Officers.

**Tocan Nguyen**

Ms. Nguyen continued her complaints regarding poisoning and expressed her political views.

**Mary Nicholson**

Ms. Nicholson announced that this month is Stroke Awareness Month. She presented statistical information to the Council and asked for assistance in getting the word out regarding stroke awareness. She emphasized the need for a certified stroke center in this community. She announced the "Stroked for Life" dinner event taking place on May 28, featuring Kate Adamson, who had a double brain-stem stroke.

6. **CC/RD CONSENT AGENDA 6:18 PM**

Councilmember Lowery recognized the Public Works Department for following up on the suggestion made about community partnerships in regard to the heating and air conditioning at the Civic Auditorium.

6.01) **CC Resolution 09-0129** implementing the CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM RETIREMENT INCENTIVE by adopting a Council Resolution to Grant a Designated Period for Two Years Additional Service Credit to employees in specific departments and/or classifications. The Designated Period will be changed to June 30 through December 26, 2009. (HR)

6.02) **CC Resolution 09-0130** approving findings and purchasing a trailer-mounted valve exercising unit in the amount of $43,594.55, from E.H. WACHS of Lincolnshire, Illinois. (MUD)

6.03) **CC Resolution 09-0131** authorizing a water transfer agreement for the purchase of 15,000 acre-feet of water per year at a rate of $200 per acre foot with the SOUTH SAN JOAQUIN IRRIGATION DISTRICT for a ten-year period. (MUD)

6.04) **CC Resolution 09-0132** issuing Industrial Waste Collector Permits to REPUBLIC WASTE SERVICES (formerly Allied Waste Services), U.S.A. WASTE OF CALIFORNIA (dba Waste Management of Stockton), and CALIFORNIA WASTE RECOVERY SYSTEMS. (PW)

6.05) **CC Resolution 09-0133** executing a contract with ROLFES ENGINEERING in the amount of $40,950 to provide mechanical engineering design services for heating, ventilation and air conditioning system upgrades at the Civic Auditorium. (PW)
6.06) 6.06) CC/RD Motion to Approve the minutes of the Concurrent City Council/Redevelopment Agency meetings of April 14, 2009 and April 28, 2009. (CLERK)

Motion: Approve the Consent Agenda - Items 6.01 through 6.06.

Moved by Councilmember Fritchen, seconded by Councilmember Holman.

Vote: Motion carried 7-0

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

7. 7. UNFINISHED BUSINESS

None

8. 8. NEW BUSINESS

None

9. 9. PUBLIC HEARINGS** 6:19 PM

9.01) 9.01) CC Hearing to consider public comments/testimony regarding amendment to the 2008-2009 ACTION PLAN. 6:20 PM
At the conclusion of the public hearing it is recommended that the City Council adopt a resolution approving an amendment to the 2008-2009 One-Year Action Plan, with any modifications deemed appropriate, for the Homelessness Prevention and Rapid Re-Housing Program, and execute all documents and forward the Action Plan Amendment to the U.S. Department of Housing and Urban Development.
(REV)

Affidavits of posting, mailing and/or publication were filed in the office of the City Clerk.

The Mayor declared the public hearing opened at 6:19 PM.

Dave Harzoff, Director of the Revitalization Department

Mr. Harzoff introduced Item 9.01 and turned the presentation over to Lorraine Islas, Program Manager, to provide the staff report with the aid of a PowerPoint presentation (filed).
Councilmembers commented and asked questions regarding the following which were answered by Ms. Islas: 6:27 PM

1. How does this program interface with HUD and Interagency Council on Homelessness and other initiatives for Housing First programs.
2. In reference to support and wrap-around services, can the agencies listed provide that function?
3. In reference to the need for a "clearing house," can this money be used for data collection?
4. Are any councilmembers involved with the competitive bid process or will it go before the full Council?
5. How will outreach to the homeless be handled as far as communicating information about the programs?
6. Will the one-time money be used over a three-year period and have a unified front for the distribution of resources?
7. Is the timing for the distribution between July 2 and September 30?
8. Is there a way to reach out to the individuals who do not use the shelters?

Public Comment

Tocan Nguyen spoke in opposition to this item.

Rachel Hall asked if a person would benefit more from HUD or Section 8 programs, to which Ms. Islas responded to.

The Mayor declared the public hearing closed at 6:39 PM.

Motion: Approve Resolution 09-0134 approving an amendment to the 2008-2009 One-Year Action Plan, with any modifications deemed appropriate, for the Homelessness Prevention and Rapid Re-Housing Program, and executing all documents and forwarding the Action Plan Amendment to the U.S. Department of Housing and Urban Development.

Moved by Councilmember Fritchen, seconded by Vice Mayor Miller.

Vote: Motion carried 7-0

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

Note: A memorandum to the Council, from City Clerk Katherine Gong Meissner, dated May 12, 2009, and providing the correct resolution amending the 2008-2009 Action Plan, for Item 9.01, was distributed around the bench (filed).

10. COUNCIL/REDEVELOPMENT AGENCY COMMENTS AND COMMITTEE REPORTS 6:39 PM

10.01  10.01) Report of Chair Diana Lowery on the Council Water Committee Meetings of April 23, 2009 and May 5, 2009. 6:39 PM

Note: A memorandum to the Council, from City Clerk Katherine Gong Meissner, dated May 12, 2009, regarding Item 10.01h provided a copy of the "Final" Utility Rate Outreach, Proposed Water Rate Adjustment and will be an exhibit to the Resolution, was distributed around the bench (filed).

a) a) COMMITTEE REPORT
   ACTION: Accept for filing.

b) b) ISSUE: Initial DWSP Stage 2 Design/Build Submittal; Local participation information
   RECOMMENDATION: None. Discussion continuing.

c) c) ISSUE: Review of DWSP Project Costs
   RECOMMENDATION: None. Discussion continuing.

d) d) ISSUE: Impact to Proposed Water Rates and DWSP Fee
   RECOMMENDATION: None. Discussion continuing.

e) e) ISSUE: Update on Water Connection Fee Study
   RECOMMENDATION:

f) f) ISSUE: DWSP Project Schedule
   RECOMMENDATION:

g) g) ISSUE: Final Review of MUD Brochure
   RECOMMENDATION: That staff add drought information to the final brochure.

h) h) ISSUE: Proposition 218 45-Day Notice Regarding Water Rate Increase
   RECOMMENDATION: The City Council adopt a resolution approving a Proposition 218 45-Day Public Notice and Protest
Hearing Process and scheduling a public hearing for the July 7, 2009 Stockton City Council Meeting to Consider a Water Rate Increase.

i) i) ISSUE: Delta Water Supply Project Surface Water Supply Fee
    RECOMMENDATION: The City Council adopt a resolution scheduling a public hearing for the July 7, 2009 Stockton City Council Meeting to Consider adoption of a Surface Water Supply Fee for the Delta Water Supply Project. 7:33 PM

j) j) ISSUE: Water Conservation
    RECOMMENDATION: The City Council maintain the current Stage 1 Water Conservation by motion of the City Council. 7:54 PM

k) k) ISSUE: Responses to Mr. Loyko
    RECOMMENDATION: None. Discussion continuing. (MUD)

a) a) COMMITTEE REPORT
    ACTION: Accept for filing. 6:40 PM

Motion: Approve accepting the Report of Chair Diana Lowery on the Council Water Committee Meetings of April 23, 2009 and May 5, 2009 for filing.
Moved by Councilmember Lowery, seconded by Councilmember Martin.

Vote: Motion carried 7-0

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

h) h) ISSUE: Proposition 218 45-Day Notice Regarding Water Rate Increase
    RECOMMENDATION: The City Council adopt a resolution approving a Proposition 218 45-Day Public Notice and Protest Hearing Process and scheduling a public hearing for the July 7, 2009 Stockton City Council Meeting to Consider a Water Rate Increase. 6:40 PM

Mark Madison, Director of Municipal Utilities provided a staff report to the Council with the aid of a PowerPoint presentation (filed).

Mr. Madison introduced City staff and Kevin Kauffman, General Manager of Stockton East Water District assigned to the project, then turned the presentation over to Shawn Koorn, Sr.
Financial Analyst, HDR Engineering, Inc., to continue the presentation. Mr. Koom covered the key objectives.

Mr. Madison spoke to the Engineer's estimate and the financing plan.

Council members commented on the following to which Mr. Koom and City staff responded:

- The existing structure is the more water you use the less you pay, not something that encourages conservation.
- Which model is being proposed?
- The City should try more conservation techniques before going boldly forward.
- This is a signature project for Stockton and a major accomplishment for Stockton to attain water rights.
- Concern over raising the rates 63% over four years.
- Has the City performed a full audit of the Water department before taxing the people.
- The Peripheral Canal, and the impact on this project if the Delta water flow decreases.
- Stockton can control its ability to provide its own water.
- The cost of water continues to increase.

Councilmember Lowery asked Mr. Madison to give a synopsis for the purpose of explaining this item to the public.

Mr. Koom continued presenting an overview of proposed rates.

Questions and comments from the Council ensued regarding the following, to which Mr. Madison provided a response:

- fluoride in the water
- the City's proposed increase is lower than California Water Services rates
- clarification as to whether the increase will be a flat rate

Mr. Koom presented a summary of the Water Rate Study. He stated that City staff proposes the more conservation based rate--the Uniform Rate for Council approval.

Melissa Price, Program Manager, Municipal Utilities Department, provided information regarding Proposition 218, and the requirements for public notice regarding the proposed
rate increase.

Motion: Approve Resolution 09-0135 approving a Proposition 218 45-Day Public Notice and Protest Hearing Process and scheduling a public hearing for the July 7, 2009 Stockton City Council Meeting to Consider a Water Rate Increase.

Moved by Councilmember Holman, seconded by Vice Mayor Miller.

Vote: Motion carried 6-1

Yes: Councilmember Fritchen, Councilmember Holman, Councilmember Lowery, Councilmember Martin, Vice Mayor Miller, and Mayor Johnston.
No: Councilmember Eggman.

i) ISSUE: Delta Water Supply Project Surface Water Supply Fee
RECOMMENDATION: The City Council adopt a resolution scheduling a public hearing for the July 7, 2009 Stockton City Council Meeting to Consider adoption of a Surface Water Supply Fee for the Delta Water Supply Project. 7:34 PM

Mark Madison, Director of the Municipal Utilities Department and Mr. Koom, Sr. Financial Analyst, HDR, Inc. provided a report regarding the Delta Water Supply Project Surface Water Supply with the aid of a PowerPoint presentation (filed).

Mr. Madison and Melissa Price, Program Manager, Municipal Utilities Department explained the methods used to educate and communicate with the public regarding the rate and fee.

Councilmember Fritchen left the Chambers at 7:46 p.m. and returned at 7:48 p.m.

Councilmember Eggman asked questions regarding local contractors.

Councilmembers commented on the involvement of local contractors. Councilmember Lowery complimented Mr. Madison for ensuring that the Consultant understood the local contract issue.
Motion: Approve Resolution 09-0136 scheduling a public hearing for the July 7, 2009 Stockton City Council Meeting to Consider adoption of a Surface Water Supply Fee for the Delta Water Supply Project. Moved by Councilmember Martin, seconded by Vice Mayor Miller.

Vote: Motion carried 7-0

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

Councilmember Eggman clarified that her intention was to vote Yes on the fee. 7:55 PM

j) ISSUE:  Water Conservation
   RECOMMENDATION: The City Council maintain the current Stage 1 Water Conservation by motion of the City Council.

   Mayor Johnston requested Item 10.01(j) regarding Water Conservation be held over for consideration at the next regular City Council meeting.

Note: The Committee’s action on issues b) through g), and issue k) became the action of the Council.

COUNCIL COMMENTS 7:56 PM

Councilmember Martin 7:56 PM

Councilmember Martin said she had the honor of attending the grand opening of the Villa Apartments in Kentfield which is a neighborhood revitalization project completed through Visionary Builders. It is the first solar powered multi-unit residential building in San Joaquin County.

Vice Mayor Miller 7:57 PM

The Vice Mayor reminded everyone that the Second Annual San Joaquin Film Festival begins on Thursday, at 6 p.m. at the Bob Hope Theater. Tickets may be purchased at the Theater box office or through the Bob Hope Theater’s webpage at www.stocktongov.com

Councilmember Eggman 7:58 PM
Councilmember Eggman announced the grand opening of the Mexican Heritage Center, corner of Acacia and El Dorado Streets, on Friday from 5 p.m. to 8 p.m. She thanked everyone who participated in the "Take Back The Park - Louis Park" for making it a successful event.

Mayor Johnston 8:01 PM

Mayor Johnston said she represented the City at a press conference that Stockton Unified School District called, to announce a decreased drop-out rate. The success was due to a monumental effort by the District over the last year to locate dropouts and recruit them back to school.

Councilmember Lowery 8:03 PM

Councilmember Lowery acknowledged and thanked Best Buy, for donating two laptop computers to the VISTAS program (Volunteers in Service to Assist Stockton).

Mayor Johnston announced that after adjournment and a short recess, the Council would begin the Special Study Session on the budget.

11. ADJOURNMENT 8:03 PM

Bonnie Page
KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF
STOCKTON
SECRETARY REDEVELOPMENT
AGENCY
MINUTES
CITY
COUNCIL/REDEVELOPMENT AGENCY CONCURRENT
MAY 19, 2009

CITY HALL
CITY COUNCIL CHAMBERS
STOCKTON, CALIFORNIA

C-1. CC/RD CALL TO ORDER / ROLL CALL - 3:30 P.M.

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

C-2. CC/RD ANNOUNCEMENT OF CLOSED SESSION

C-2.1) CONFERENCE WITH LEGAL COUNSEL - INITIATION OF 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)(F)(c)

C-2.2) CONFERENCE WITH LABOR NEGOtiATOR

Agency Designated Representatives:
J. Gordon Palmer, Jr.; Dianna Garcia

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.

C-3. CC/RD PUBLIC COMMENT

None.

C-4. CC/RD ADJOURN TO CLOSED SESSION
The Council recessed to Closed Session at 3:32 p.m. The Council returned from Closed Session and recessed at 4:45 p.m.

1. **CC/RD CALL TO ORDER/ROLL CALL**

   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**

   **City Attorney Ren Nosky**

   City Attorney Nosky announced that the City Council took no reportable action during Closed Session this evening. However, there is an immediate need to take action on an item not listed on tonight’s agenda, specifically that item is an Emergency Resolution finding a severe fiscal hardship will exist if additional City property tax funds are seized and additional unfunded mandates are adopted by the State of California. Pursuant to Section 54954.2 (b1), the item can be added to the agenda under New Business by majority vote of the Council.

   **Mayor Johnston**

   Mayor Johnston provided an explanation as to why she requested this item to be included on the agenda this evening. She stated that today is Election Day and there are Propositions on the ballot, that if they fail could severely impact our local funding sources. The State of California through the Governor’s Office has stated that they are considering borrowing property taxes from the cities to balance their budget.

   Motion: Approve adding an Emergency Resolution finding a severe fiscal hardship will exist if additional City property tax funds are seized and additional unfunded mandates are adopted by the State of California to the agenda under New Business, pursuant to Government Code Section 54954.2 (b1).

   Moved by Councilmember Holman, seconded by Councilmember Lowery.

   Vote: Motion carried 7-0

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

3. **INVOCATION/PLEDGE TO FLAG**

Pastor Paul La Valley of Potter’s House provided the Invocation. The Pledge of Allegiance was led by Councilmember Fritchien.

4. **PROCLAMATIONS/COMMENDATIONS/CITY ANNOUNCEMENTS OR INVITATIONS**

4.01) PRESENTATION: Adopt-A-School Project - Mick Founts, San Joaquin County Office of Education 5:35 PM

   Mr. Founts provided an introduction to the program "Adopt-a-Grade Level" at Hamilton School using business partners from each hospital in San Joaquin County and developing a program for Fourth Grade students. Throughout the presentation teachers and partner representatives shared a piece of their contribution to make this program successful.

   Sixth Grade student and two year veteran of the program, George Robales shared his experience and as a visual aide, provided a PowerPoint presentation (filed).

4.02) CERTIFICATES: Mayor's Teen Fest

   RECIPIENTS: Adolfo Cruz, Recreation Superintendent, Community Service Department; and Victor Quintanilla, Calvary First Church - Blaze Productions 6:04 PM

4.03) PROCLAMATION: National Foster Care Month

   RECIPIENT: Jolyn McMillan, Program Director ASPIRA Net 6:10 PM

4.04) PROCLAMATION: Poppy Week – May 10-16, 2009

   RECIPIENT: Mary Adame, Poppy Chairperson American Legion Auxiliary Karl Ross Unit 16 6:13 PM

4.05) PROCLAMATION: Teen Pregnancy Prevention Month – May, 2009

   RECIPIENT: Janalynn Castillo, Associate Director of Public Affairs Planned Parenthood Mar Monte, Mid Great Valley 6:17 PM

5. **CITIZENS’ COMMENTS, ANNOUNCEMENTS OR INVITATIONS**

Mary Martinez
Ms. Martinez thanked the Mayor and Councilmember Eggman for attending the Townhall meeting at the Maya Angelo Library.

Ms. Martinez thanked Councilmember Fritchen for attending the Little John Creek subdivision meeting. She also spoke to Measure W; ASK Stockton; Police and Firefighters.

Tom Amato, Director of People and Congregations Together (PACT)

Mr. Amato commended the City Council and City staff for continuing to fund the Family Resource Centers of the Community Partnership for Family that is currently in the budget. Mr. Amato introduced three neighborhood leaders from the West Lane Oaks Center, Mr. Luong Tran, Ms. Maria Mendoza, and Dr. Herman Brown who each made a brief statement commending the Council.

Tocan Nguyen

Ms. Nguyen continued her complaints regarding her poor health and physical torture and shared her political views.

Councilmember Martin left the Chambers at 6:33 p.m and returned at 6:35 p.m.

William Rapp, Thrivent for Lutherans

Mr. Rapp announced National Helping Hands Month and Project Hope. The volunteers will be gathering items at Trinity Lutheran Church, 444 N. American Street until May 30.

Mr. Rapp introduced Donna Bell, Chairman of Project Hope who explained the program. Ms. Bell then presented Ms. Gloria Stone, Case Manager who provided a brief report on one of the youth that achieved success through the program.

Mark Stebbins

Mr. Stebbins spoke to Stockton 20/20 and the vision for a world-class library in Stockton. Mr. Stebbins opposes the money spent on live entertainment.

Mary Nicholson

Ms. Nicholson spoke regarding the month of May being Stroke Awareness Month. Ms. Nicholson announced that on May 28 the Stroke for Life Dinner and Show will take place at the Stockton Empire Theater, featuring Kate Adamson. Ms. Nicholson has 100 tickets for this event and anyone interested may call 234-2802 for more information.

6. CC/RD CONSENT AGENDA

Councilmember Eggman requested Item 6.06 be removed from the Consent Agenda for further discussion.
6.01) CC Resolution 09-0137 appointing KRISTI RHEA to the Cultural Heritage Board for the remainder of a four-year term that will expire on October 31, 2012 as recommended by the Planning Commission. (CD)

6.02) CC Resolution 09-0138 reappointing RENNA BEINORIS and BILL COOK to three-year terms on the Public Art Advisory Committee. The three-year terms of Beinoris and Cook will expire March 31, 2012. (CS)

6.03) CC Resolution 09-0139 authorizing a sponsorship agreement with the AMERICAN JUNIOR GOLF ASSOCIATION in the amount of $70,000 to host the Stockton Sports Commission 2009 Junior Classic and the 2010 All Star Golf Tournaments at the Reserve at Spanos Park Golf Course. This sponsorship will be funded from Tourism Business Improvement District proceeds. (CS)

6.04) CC Resolution 09-0140 accepting a grant award from the CALIFORNIA STATE LIBRARY in the amount of $52,762 to support the Library's Adult Literacy, Families for Literacy, and Training Wheels Programs in San Joaquin County for fiscal year ending June 30, 2009. (CS)

6.05) CC Resolution 09-0141 approving an Agreement between the City of Stockton and the 49-99 COOPERATIVE LIBRARY SYSTEM for the purpose of the City continuing to provide a pick-up, delivery and sorting of books, correspondence and other property to 49-99 for a term of one year. The City will receive $55,000 for providing the service. (CS)

6.06) CC Park Maintenance and Janitorial Service Project PUR 09-031

   a) Approve contract specifications; execute a contract with ODYSSEY LANDSCAPE COMPANY, INC. in the amount of $910,140.00 for park landscape maintenance and janitorial service from July 1, 2009 to December 31, 2010; reject all other bids; and return the bid securities.

   b) Award a contract in the amount of $75,000 to ODYSSEY LANDSCAPE COMPANY, INC., for supplemental work related to the park landscape and janitorial service contract. (PW) 6:49 PM

Note: Item 6.06 was removed from the Consent Agenda and heard as Item 7.01 under Unfinished Business.

6.07) CC/RD VINTAGE PLAZA DISPOSITION AND DEVELOPMENT AGREEMENT

City Council Action

Resolution 09-0142 approving an Amendment to the Disposition, Development and Loan Agreement between the City of Stockton, the Redevelopment Agency of the City of Stockton, and VISIONARY HOME
BUILDERS OF CALIFORNIA, INC. for the Vintage Plaza Project, and approving the allocation of eighteen low-income housing units to the Vintage Plaza Project pursuant to Article XXXIV of the California Constitution.

Redevelopment Agency
Resolution R09-012 approving an amendment to theDisposition, Development and Loan Agreement between the City of Stockton, the Redevelopment Agency of the City of Stockton, and VISIONARY HOME
BUILDERS OF CALIFORNIA, INC. for the Vintage Plaza Project. (REV)

Note: A memo to The Honorable Mayor and City Council, dated May 19, 2009, from Katherine Gong Meissner, City Clerk was distributed around the bench providing information relative to Item 6.07 reflecting a correction to the resolution reflecting eighteen instead of seventeen housing units (filed).

6.08) CC/RD  Approve the minutes of the Concurrent City Council/Redevelopment Agency meeting of May 5, 2009.
(CLERK)

Motion: Approve the Consent Agenda, save Item 6.06 which was removed from the Consent Agenda and heard as Item 7.01 under Unfinished Business.

Moved by Councilmember Eggman, seconded by Councilmember Fitchen.

Vote: Motion carried 7-0

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

7. UNFINISHED BUSINESS

7.01 (formerly Item 6.06) CC  Park Maintenance and Janitorial Service Project PUR 09-031

   a) Approve contract specifications; execute a contract with ODYSSEY LANDSCAPE COMPANY, INC. in the amount of $919,440.00 for park landscape maintenance and janitorial service from July 1, 2009 to December 31, 2010; reject all other bids; and, return the bid securities.

   b) Award a contract in the amount of $75,000 to ODYSSEY LANDSCAPE COMPANY, INC., for supplemental work related to the park landscape and janitorial service contract. (PW) 6:49 PM

Comments and questions from Councilmembers were posed to City
staff relative to this project. The following items were discussed:

- will the City maintain programs currently in place, ie, adopt-a-park;
- are there other successful models that the City can replicate;
- what is the current level of services;
- does the City have a wish list of services;
- requesting that a concrete structure be developed and put in place to help citizens engage in helping the City;
- trash pick up at Victory Park; requesting larger trash cans; placing recycling receptacles in the parks;
- clarification as to vendors in the parks;
- weed control;
- janitorial services;
- inspection of playground equipment; and,
- clarification regarding maintenance on the two Sister Cities Parks, Parma Park and Shimizu Park.

Interim Public Works Director; Bob Murdoch addressed the questions pertaining to the current programs that have been implemented and trash in the parks, weed abatement, janitorial services, and maintaining playgrounds.

Community Services Director Pam Sloan responded regarding vendors in the park and what the City requires if it is a special event or the vendor is selling from push carts.

**Mark Stebbins, Public member**

Mr. Stebbins asked the Council to review the diversity of Odyssey Landscape Company.

Motion: Approve 7.01 (formerly Item 6.06)  CC  Park Maintenance and Janitorial Service Project PUR 09-031

a) **Resolution 09-0143** approving contract specifications; executing a contract with ODYSSEY LANDSCAPE COMPANY, INC. in the amount of $919,440.00 for park landscape maintenance and janitorial service from July 1, 2009 to December 31, 2010; reject all other bids; and, return the bid securities.

b) **Resolution 09-0144** awarding a contract in the amount of $75,000 to ODYSSEY LANDSCAPE COMPANY, INC., for supplemental work related to the park landscape and janitorial service contract.

Moved by Councilmember Fritch, seconded by Councilmember Eggman.
Vote: Motion carried 7-0

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

8. **NEW BUSINESS**

8.01 Adopt an Emergency Resolution finding a severe fiscal hardship will exist if additional city property tax funds are seized and additional unfunded mandates are adopted by the State of California. 5:33 PM

Note: A memo to The Honorable Mayor and City Council, dated May 19, 2009, from Katherine Gong Meissner, City Clerk was distributed around the bench providing information relative to Item 8.01 reflecting an emergency item being added to the agenda Finding a Severe Fiscal Hardship if additional City Property Tax Funds are seized and additional unfunded mandates are adopted by the State (filed).

**Mayor Johnston read the Emergency Resolution into the record.**

**Vice Mayor Miller**

Vice Mayor Miller expressed her strong support for adopting the Emergency Resolution.

Motion: Approve 8.01 **Resolution 09-145** Adopting an Emergency Resolution finding a severe fiscal hardship will exist if additional city property tax funds are seized and additional unfunded mandates are adopted by the State of California.

Moved by Vice Mayor Miller, seconded by Councilmember Holman.

Vote: Motion carried 7-0

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

9. **PUBLIC HEARINGS**

9.01) CC Hearing to consider public comments/testimony regarding appeal of
the Planning Commission’s denial of the MAXIM’S RESTAURANT use permit.
7:08 PM
At the conclusion of the public hearing it is recommended that the City Council adopt a resolution denying the appeal and upholding the Planning Commission’s denial of the Use Permit (P09-009) to allow: 1) a night club with live entertainment, consisting of a disc jockey (DJ) with accompanying amplified music and dancing, within an existing restaurant/banquet hall, and 2) acoustic live entertainment consisting of a single performer or a small group or ensembles providing non-amplified music for the restaurant operation, with the on-sale of general alcoholic beverages at 3409 Brookside Road.

(CD)

Note: A memo (filed) to The Honorable Mayor and City Council, dated May 19, 2009, from Katherine Gong Meissner, City Clerk was distributed around the bench providing information relative to Item 9.01 reflecting letters opposing the application for the Use Permit to allow live entertainment and dancing have been received as of 12 noon May 19, 2009 from the following Brookside residents:

Lowell Eggemeier
Joseph Lawrence
Louise Oliver
Ronald & LeeAnn Perez
Janice Sordello
Magda Colon
Frank Mohan
Bill Murdoch & Tracy Petty
Charles & Johnnie Sullivan
Sean & Gay Dail
David Miller
Michael & Norah Lamond
Kenneth Ellis
Mary Talbot
Deborah Larsen
Shelly Ruhland & Christine Collaco
Glen & Marilyn Gallup

Affidavits of posting, mailing and/or publication were filed in the office of the City Clerk.

The Mayor declared the public hearing opened at 7:08 p.m.

Mayor Johnston, Vice Mayor Miller, and Councilmembers Lowery, Holman, and Fritchen disclosed that they had been contacted by the attorneys representing the Appellant and the
Opponents and were in receipt of numerous letters from Brookside residents.

Mike Niblock, Director of the Community Development Department introduced Item 9.01 and turned the presentation over to Deputy Director of Planning, Barbara Berlin.

Barbara Berlin, Deputy Director of Planning provided the staff report with the aid of a PowerPoint presentation (filed).

**Police Detective Craig Takeda, Stockton Police Department**

Detective Takeda informed the Council of the number of calls for service since the inception of Maxim’s.

The Council commented or posed questions relative to the following topics: loud music; one check out; 6 police initiated calls; any enforcement action; how does the police distinguish a call for Maxim’s as opposed to some of the other business establishments in close proximity; Garlic Brothers Restaurant use permit; fight and assault with a deadly weapon; temporary permits; certain period of time to hold a temporary permit; clarification regarding updating conditions; 13 in-house security guards; 12 Stockton Police Department units respond to business on a stabbing that occurred in the parking lot; music format; police department approved security guards; 2006 calls for service; Planning Commission’s decision to deny the use permit.

Mr. Niblock spoke to temporary use permits; and, music format; Ms. Berlin spoke to the conditions as proposed for this Use Permit;

**David LeBeouf - Attorney representing the Appellant**

Mr. LeBeouf spoke in support of overturning the Planning Commission’s decision to deny the Use Permit, presenting newly proposed conditions and concessions to provide live entertainment for their guests.

Council members spoke to the following topics: conditions that were provided to Planning Commission; why did Maxim’s operate without a permit; regarding music outside or inside; input for calls for service at other establishments that offer live entertainment; business promotions; limitations on crowd numbers; new business
policy; service calls since April 2009; specific outreach to the Brookside community.

The following public members spoke in support of the appeal:

Walter Koenig - Owner, Maxim's
Terry Fasy
Reverend Bob Hailey
Anthony Moore
Michelle Hailey
Daniella Lopez
Megann Guerrero
Mark Stebbins
David Smith
Angela Burks
Jesse Clark
Gurpreet Shergill

Mayor Johnston announced a break at 8:25 p.m. and reconvened the meeting at 8:33 p.m.

Steve Herum - Attorney representing the Brookside Master Association/Neighborhood Associations

Mr. Herum spoke in opposition of the appeal to the Planning Commission’s decision to deny the proposed Use Permit presenting five reasons to uphold the Planning Commission’s decision.

Council commented or questioned Mr. Herum regarding the following:

-what would be acceptable to the Association regarding live entertainment
-30-60-90- days reviews
-guarantee from the appellant/supporters

The following public members spoke in opposition to the appeal:

Valerie Segars, Brookside Manager - opposes the appeal and asked if those in the audience who opposed the appeal would stand and be acknowledged.
Tim Kelly

Karyn Dexter - Ms. Dexter presented an undated letter of opposition addressed to the Mayor and Council from Karyn Dexter (filed) and an undated letter of opposition addressed to the Mayor and Council from William Larsen (filed) to the City Clerk.

Dave Wilcox

David LeBeouf - Attorney representing the Appellant

Mr. LeBeouf provided a rebuttal to the opposition.

Questions were posed by the Council regarding: maximum occupancy; postcard advertisement; provisions being placed on the Use Permit; and, how the Use Permit would impact future owners of the property.

Mr. Niblock and City Attorney Ren Nosky addressed placing provisions on the Use Permit.

The Mayor declared the public hearing closed at 9:04 p.m.

Mayor Johnston and Councilmembers

Mayor Johnston and each Councilmember expressed reasons why they would not be supporting the appeal. Their reasons included:

Inappropriate use and location; trust issue with the operator; amplified sound in a residential area; will not add value to the neighborhood; a land use issue; the impact to the community as a result of this decision.

Motion: Approve Resolution 09-0146 adopting a resolution denying the appeal and upholding the Planning Commission’s denial of the Use Permit (P09-009) to allow: 1) a night club with live entertainment, consisting of a disc jockey (DJ) with accompanying amplified music and dancing, within an existing restaurant/banquet hall, and 2) acoustic live entertainment consisting of a single performer or a small group or ensembles providing non-amplified music for the restaurant operation, with the on-sale of general alcoholic beverages at 3409 Brookside Road.
Moved by Councilmember Martin, seconded by Vice Mayor Miller.

Vote: Motion carried 7-0

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

10. COUNCIL/REDEVELOPMENT AGENCY COMMENTS AND COMMITTEE REPORTS

10.01) Report of Chair Katherine Miller on the Council Audit Committee meeting of April 30, 2009

a) COMMITTEE REPORT

ACTION: Accept for filing.


RECOMMENDATION: None, Information only.

c) ISSUE: Audit of Impact of Staffing Reductions on Internal Controls - update only.

RECOMMENDATION: None, Information only. (AUD) 9:18 PM

Motion: Approve accepting the Report of Chair Katherine Miller on the Council Audit Committee meeting of April 30, 2009 for filing.

Moved by Vice Mayor Miller, seconded by Councilmember Fitchen.

Vote: Motion carried 7-0

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

COUNCIL COMMENTS 9:19 PM

Mayor Johnston

Mayor Johnston invited everyone to the Mayor’s First Annual Hike and Bike, taking place Saturday morning at the Stockton Ballpark. The Mayor stated that the proceeds benefit the Emergency Food
Bank, the Gospel Rescue Mission, and Catholic Charities.

**Councilmember Martin**

Councilmember Martin congratulated Sophoan Sorn on the second annual International Film Festival.

**Vice Mayor Miller**

Vice Mayor Miller announced there is a new program starting at the Arnold Rue Community Center on May 21 through a partnership with the Emergency Food Bank of Stockton; and, this Saturday night there will be a Pub Crawl downtown.

**Councilmember Holman**

Councilmember Holman reported that he will be participating in bike vs. car race this Friday. This event will promote green technology.

**Councilmember Eggman**

Councilmember Eggman reminded all that the Green-REXPO (Recycling Exposition) will take place tomorrow morning at 8 a.m. at the Lexington Hotel; and, Councilmember Eggman acknowledged all the hard work that went into bringing the Veteran's Hospital to San Joaquin County. Councilmember Eggman also commented on Teen Pregnancy Awareness Month.

11. **ADJOURNMENT**

\[Signature\]

KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF STOCKTON
SECRETARY REDEVELOPMENT AGENCY
MINUTES
SPECIAL CITY COUNCIL
MAY 11, 2009

City Hall, 425 N. El Dorado
Street
Council Chambers
5:30 p.m.
STOCKTON, CALIFORNIA

NOTE: Continued Dates
Tuesday, May 12, 2009 - immediately following regular City Council meeting for approximately 2 hours
Wednesday, May 13, 2009 - 5:30 p.m. to 7:30 p.m. or until complete

I. Roll Call 5:30 PM

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

Absent:
Councilmember Eggman.

II. Public Comment 5:31 PM

None.

III. Study Session Regarding Fiscal Year 2009-2010 Budget 5:31 PM

The following presentations were aided by PowerPoint slides regarding each individual department (filed).

City Manager J. Gordon Palmer, Jr. opened the Budget Session with a financial overview of revenue, expenditures, fund balance projection, fees, and Capital Improvement Program (CIP).

Councilmembers spoke to the following subjects, asking for clarification from staff:

Year-to-date expenditure tracking, and if the reductions, thus far, have been realized in this report; Police and Fire Department account overages; overage in the City Manager’s Office; if grant monies or stimulus monies have been considered in the numbers presented, and if the Manager has a plan should the City not receive the anticipated stimulus funding.

Vice Mayor Miller asked regarding the $1 million dollars coming in for Fire from OES (Office of Emergency Services) reimbursement and monies coming in representing attorneys fees from law suits that are still ongoing.
City Manager Palmer, Deputy City Manager Laurie Montes, and Fire Chief Ron Hittle responded to their questions.

Councilmember Fritchen left the Chambers at 6:03 p.m. and returned at 6:07 p.m.

Councilmembers questioned the fee for gun and weapon storage and asked Interim Police Chief Ulring for an explanation.

Councilmember Martin spoke regarding a notice from the waste haulers that residents have received announcing a fee increase and asked the City Manager to think about the increase. (CM to follow-up)

City Manager Palmer reported on staffing changes for all funds.

Councilmembers spoke to the following staffing issues:

-backfilling vacant positions
-113 staff who are interested in the PERS 2-year service credit
-out of class pay and promotions
-if the hiring freeze had been adopted by Council
-Human Resources involvement in pay increases and promotions
-very open and transparent process
-forthcoming promotions
-departments analyzing core functions to ensure there is staffing to handle the basic functions

Human Resources Director Dianna Garcia spoke to the frozen positions that were built into the adopted budget.

City Manager Palmer addressed the following:

-Program reductions
-Outsourced services
-Service delivery changes

2009-10 Proposed Fee Schedule

Discussion, comments and questions regarding the topics listed below were addressed to staff from Councilmembers:

-fees for the Civic Auditorium and what the cost would be for non-profit events
-if the City would be looking at other cities to analyze their venues
-if there is a criteria required for non-profit organizations
-in developing a business model for the Civic Auditorium, the City should research the booking policy
-if the planning fees include additional fees to cover the cost of the Climate Action Plan
-if the materials testing fee is included in the original cost of the planning
-if these are new fees or an increase to fees already approved
- how frequently restaurants have to have a fats/oil/grease inspection
- how long it would take to catch up with this cost recovery program
- if the inspection fee for fats/oil/grease will be a flat fee
- if the City has a provision in place for reinspection for compliance
- why the inspections stopped in 1986

City Manager Palmer, Deputy City Manager Montes, and Dino Leonardi, Community Services Department, responded to questions pertaining to the Civic Auditorium fees and booking policy.

Mark Madison, Director of the Municipal Utilities Department responded to the questions posed relating to fats/oil/grease inspections. Mr. Madison shared the two-fold benefit that the City will realize through the inspections.

City Manager Palmer spoke to the Police Department Fees.

Councilmember Fritchen asked regarding a bicycle fee and stated his opposition.

City Manager Palmer spoke to the fees proposed by the Revitalization Department.

Council posed questions to Mr. Palmer regarding the following:

- new fee for small businesses located in the Enterprise Zone
- fee for Morelli Boat Launch

City Manager Palmer spoke to the fees proposed by other City departments:

- Collection Fee on delinquent accounts (AS)
- Refund Processing Fee (CW)
- Council Candidate Application Fee-Unexpired Term (CC)
- Insurance Processing (CW)

The Council asked the following questions regarding the Insurance Processing Fee:

- if the City is creating a liability by providing insurance to applicants
- what the actual cost of providing this insurance coverage is for the applicant
- why 3 people have to check the application
- how quickly are the applications moving through the process

City Manager Palmer provided a report pertaining to the Proposed 2009-14 Capital Improvement Program (CIP).

Vice Mayor Miller asked if the City knows how much of the grant money is coming in. City Manager Palmer reported that the City would be receiving $9.2 Million in stimulus monies to be used for CIP projects.

Councilmember Lowery left the Chambers at 7:06 p.m. and returned at 7:07 p.m.
City Manager Palmer provided a budget report for the following departments:

City Council
City Manager
Non-Departmental

Councilmembers discussed the following:

-the Community Partnership for Families Program
-Grant Funding
-Climate Action Plan Advisory Committee

Public Works Department

Gordon MacKay, Deputy Director of Public Works provided a department budget overview to the Council with the aid of a PowerPoint presentation (filed) and answered questions from the Council regarding the following:

-if the trees could be charged to the street maintenance fund
-if increased interaction with departments has happened due to the restructuring of the departments
-with the number of anticipated retirements, has a plan has been established to address service level

Councilmember Martin thanked Mr. MacKay for his presentation and the accomplishments of the Public Works Department.

Vice Mayor Miller referenced the change of service delivery model and asked for a plan to continue to collaborate with the other departments.

Councilmember Lowery asked Mr. MacKay to contact her directly pertaining to the VISTAS volunteers for cleaning up parks.

Councilmember Fritch en left the meeting at 7:30 p.m.

IV. Adjournment 7:37 PM

Mayor Johnston adjourned the meeting inviting everyone back to continue the Special Budget Meeting to Tuesday, May 12, 2009 immediately following the regular City Council meeting at 5:30 PM.

Bonnie Pasierb
KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF
STOCKTON
I. Roll Call 8:09 PM

Roll Call 8:09 PM
Present:
Councilmember Eggman
Councilmember Fritchien
Councilmember Holman
Councilmember Lowery
Councilmember Martin
Vice Mayor Miller
Mayor Johnston

II. Public Comment

Public Comments were considered at the end of the presentations.

III. Study Session Regarding Fiscal Year 2009-2010 Budget 8:10 PM

City Manager J. Gordon Palmer, Jr. introduced the Community Services Department.

Community Services Department 8:10 PM

Pam Sloan, Director of the Community Services Department provided the budget report with the aid of a PowerPoint presentation (filed) and addressed subsequent comments and questions from the Council.

Ms. Sloan's presentation began with Library Services.

Councilmembers asked regarding prospective site locations in the northwest and northeast of Stockton; Weston Ranch Library as being a joint use facility; library staffing when facilities are closed; and, cost to operate the mobile library.

Greg Brazile, Library Program Manager addressed the cost of operating the Bookmobile.
Questions continued from the Council regarding the cost of having libraries outside of the city of Stockton; changing the operation model of the Mobile Library and the possibility of looking at volunteers to help; and, if the City has assessed the effectiveness of the routes that the Mobile Library takes.

The following comments were made by Councilmembers:

- The value of the Mobile Library in servicing the community and that this may be an opportunity for an organization to underwrite the expense of operation, using the Mobile Library as a billboard for advertising.

- The City may want to look at funding opportunities right here in the community.

- Clarification was requested regarding the Community Center Reading Room concept and the collection of fines.

Ms. Sloan was thanked for her planning and leadership.

Ms. Sloan completed her report on the Library, and continued her report presenting the Recreation overview.

The following questions were asked and comments made by Councilmembers:

- How much does it cost to keep one golf course open and if the funds come out of the General Fund
- References were made to the loan from the Tree fund and background information was given that it was a special fund
- Whether staff has looked at contracting out some of the other facilities for maintenance
- That a Committee meeting regarding fireworks would be held tomorrow
- Restructuring of the Public Arts Program was questioned and an explanation was given by City Manager Palmer

The Council posed questions to Ms. Sloan regarding the following:

- The summer art program
- Youth artistic ability
- Victory Park Wednesday night music in the park

Councilmembers complimented Ms. Sloan for the partnering and collaborations that have been developed through the Community Services Department.

Vice Mayor Miller encouraged that as the City moves forward, the Council would like to see rebuilding plans, and continue working with other departments to deliver services in an efficient way.

**Police Department 9:17 PM**

Interim Police Chief Blair Ullring presented the Police Department’s proposed budget with the aid of a PowerPoint presented (filed).

**Councilmembers offered comments and questions regarding the following:**

- clarification regarding the funding levels
- reporting methods
- reports taken on line and in person should be included
- auto theft and educating the community

Bob Marconi, Police Department Program Manager

Mr. Marconi explained CAL PSAP, stating that Cal PSAP was related to the State of California Department of General Services, 9-1-1 Emergency Communications Division oversite of all Public Safety Answering Points (PSAP) for which Stockton PD serves as the PSAP or primary 9-1-1 center for the City of Stockton. All 9-1-1 calls come into the PD call center first before they are routed to other agencies (Fire / medical) or dispatched to police department field personnel.

**Comments were made and questions asked about the following:**

- additional collaboration between the California Highway Patrol (CHP) and Stockton law enforcement agencies;
- the COPS Grant;
- appreciation was expressed in the changes the Police Department has made, and comments were made about the allied law enforcement agencies;
-appreciation was expressed in keeping the Officers out on the streets responding to calls and showing the presence of the Police force, and to Chief Ulring and the Police Department; and,
-how Code Enforcement is represented in the Police Department’s budget, to which Chief Ulring responded.

Public Comment 9:49 PM

Gary Malloy

Mr. Malloy expressed confusion over some budget figures reported by the Police Department, to which City Manager Palmer responded, providing clarification.

IV. Adjournment 9:51 PM

Mayor Johnston adjourned the meeting, announcing discussion would continue to the Special Budget Meeting to Tuesday, May 13, 2009 at 5:30 PM.

Bonnie Paige
for KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF STOCKTON
MINUTES
SPECIAL CITY COUNCIL
MAY 13, 2009

City Hall, 425 N. El Dorado
Street
Council Chambers
5:30 p.m.
STOCKTON, CALIFORNIA

I. Roll Call 5:31 PM

Roll Call 5:31 PM
Present:
Councilmember Eggman
Councilmember Fritch
Councilmember Holman
Councilmember Low
Councilmember Martin
Vice Mayor Miller
Mayor Johnston

II. Public Comment 5:31 PM

Colleen Foster asked the Council to reconsider eliminating the Library Services Department.

III. Study Session Regarding Fiscal Year 2009-2010 Budget 5:35 PM

Councilmember Martin expressed concerns over the Library proposal.

City Manager J. Gordon Palmer, Jr. introduced the City Clerk’s Office.

City Clerk 5:37 PM

Katherine Gong Meissner, City Clerk provided a department budget overview to the Council with the aid of a PowerPoint presentation (filed) and answered questions from the Council regarding the following:

Volunteers in the Clerk’s office; and proposed goals.

Councilmember Fritch commented on Ms Meissner for her proposed goals.

City Auditor 5:47 PM

Mike Taylor, City Auditor provided a department budget overview of the Auditor’s Department with the aid of a PowerPoint presentation (filed) and answered questions from the Council regarding the following:
Sales tax auditing reports; the Auditor's review "Full Compliance"; reduction in materials and supplies; the Auditor's involvement evaluating internal controls, staffing plans; cash handling.

City Attorney 5:58 PM

Ren Nosky, City Attorney provided a department budget overview of the Attorney's Department with the aid of a PowerPoint presentation (filed) and answered questions from the Council regarding the following:

Legal research resources; outside legal expenses; outstanding litigation matters; services for other departments; process for seeking outside legal assistance; Charter restrictions and revisions.

Community Development 6:19 PM

Mike Niblock, Director of the Community Development Department provided a department budget overview of the Community Development Department which includes Planning/Engineering Transportation and Building, with the aid of a PowerPoint presentation (filed) and answered questions from the Council regarding the following:

Fire Prevention Division; Fund balance deficit; loans to Community Development and paper trail for repayment; plan for transfer of funds; in terms of planning, engineering, and building what is expected to be the core service during this next year; permit requests/increase in revenue; infill incentives; and, Development Oversight Commission.

Councilmembers expressed their gratitude to Mr. Niblock and his staff for their accomplishments and establishing the Development Agreements which will provide future revenue to the City, and providing good customer service.

Administrative Services 7:06 PM

Mark Moses, Chief Financial Officer provided a department budget overview of the Administrative Services Department, which includes Finance, Risk Management, Information Technology, Radios, Telecommunications, and Document Services with the aid of a PowerPoint presentation (filed) and answered questions from the Council regarding the following:

Insurance premiums; online business license renewal; current
amount of receivables; utility water bills; what is the plan to reduce account receivables by 20-30%; Telecommunication Fund.

Councilmember Fritchken was noted absent from the Chambers at 7:19 p.m. and returned at 7:23 p.m.

Mayor Johnston called for a short break at 7:32 p.m. and reconvened the meeting at 7:38 p.m.

Human Resources 7:38 PM

Dianna Garcia, Director of the Human Resources Department provided a department budget overview to the Council with the aid of a PowerPoint presentation (filed) and answered questions from the Council regarding the following:

Amount of payouts for employees and dependents; structure to be offered to the employees, cadillac plan vs. baseline plan; VSP (Voluntary Separation Program), backfilling positions; lay-off process, exit plan and how the stress of the lay-offs is handled; lay-off information packet; communication with employees regarding the status of their positions; how many promotions and salary upgrades since last August.

Appreciation was expressed to Ms. Garcia for her direction and sensitivity.

Entertainment Venues 8:08 PM

Johnny Ford, Deputy City Manager provided a budget overview of the four entertainment venues which include the Arena, the Ballpark, the Bob Hope Theater, and the Oak Park Ice Arena with the aid of a PowerPoint presentation (filed) and answered questions from the Council regarding the following:

Fees; IFG cost percentage or flat fee; other city cost breakdown; concessions from IFG.

Municipal Utilities 8:17 PM

Mark Madison, Director of the Municipal Utilities Department provided a budget overview of the Municipal Utilities Department, which includes Water, Wastewater, and stormwater, with the aid of a PowerPoint presentation (filed).
Public Comment 8:33 PM

Gary Malloy spoke to what is being done for the employees who are being laid off.

IV. Adjournment 8:34 PM

Mayor Johnston continued the Special Budget Meeting to Tuesday, May 19, 2009 to reconvene immediately following the regular City Council meeting.

Bonnie Paige

KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF STOCKTON
MINUTES
SPECIAL CITY COUNCIL
MAY 19, 2009

I. ROLL CALL

Roll Call 9:30 PM
Present:
Councilmember Eggman
Councilmember Fritchen
Councilmember Holman
Councilmember Lowery
Councilmember Martin
Vice Mayor Miller
Mayor Johnston

II. PUBLIC COMMENT

None.

III. STUDY SESSION REGARDING FISCAL YEAR 2009-2010 BUDGET

City Manager J. Gordon Palmer, Jr. opened the special budget meeting, introducing the Fire Department and Revitalization Department as the final two departments to provide budget overviews.

Fire Department 9:31 PM

Fire Chief Ron Hittle, addressing the Mayor and Council stated that the Fire Department has a large target to meet and because the Fire Department is negotiating with the Union, he will be cautious as to how he answers any questions that may arise. Chief Hittle provided a budget overview with the aid of a PowerPoint presentation (filed), and answered the following questions from the Council:

-if Fire Prevention Inspectors are still located in the Community Development Department; and, how that relates to permits.

Revitalization Department 9:42 PM

Dave Harzoff, Director of the Revitalization Department, speaking to the variety of functions this department is responsible for, provided a budget overview with the aid of a PowerPoint presentation (filed), and answered questions posed by the Council.

Councilmembers commented on or questioned the following issues:
-what does economic development mean for Stockton currently;
-San Joaquin Partnership;
-integration of economic development throughout the Revitalization Department;
-Central Parking District;
-is parking lot maintenance included in the materials and supplies or other services line item;
-parking lot program;
-parking garage elevator issues;
-dirty garage;
-landscaping, weed abatement;
-stairwells in parking garage;
-gum removal;
-is the Community Development Block Grant (CDBG) tied to Gleason Park;
-Homeless Coalition;
-conditions for Redevelopment Housing;
-400 E. Main rental income;
-35% reduction in tax increments; and,
-reassessment of property values.

City Manager Palmer clarified department staffing. Mr. Harzoff spoke to conducting a downtown parking study. Bob Bressani responded to questions regarding the Community Development Block Grant (CDBG) funds.

City Manager J. Gordon Palmer, Jr.

Mr. Palmer announced the conclusion of the budget study sessions and asked if Council had any further questions.

Mayor Johnston

Mayor Johnston announced that the Budget Public Hearing is scheduled for June 9. The Mayor thanked everyone who participated in the process and staff who worked on the presentation.

IV. ADJOURNMENT

[Signature]

KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF STOCKTON