CONSENT AGENDA

AGENDA ITEM 12.15
MINUTES
CITY
COUNCIL/REDEVELOPMENT AGENCY CONCURRENT
JUNE 21, 2011

CITY HALL
CITY COUNCIL CHAMBERS
STOCKTON, CALIFORNIA

C-1. CC/RD CALL TO ORDER / ROLL CALL 4:00 PM

Roll Call 4:00 PM
Present:
Councilmember Canepa
Councilmember Eggman
Councilmember Fritch
Councilmember Lowery
Vice Mayor Miller
Mayor Johnston

Absent:
Councilmember Holman.

Note: Councilmember Holman arrived to Closed Session at 4:05 p.m.

C-3. CC/RD PUBLIC COMMENT 4:00 PM

None.

C-2. CC/RD ANNOUNCEMENT OF CLOSED SESSION 4:00 PM

C-2.01) CONFERENCE WITH LABOR NEGOTIATOR

Agency Designated Representative:
Bob Deis

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- CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION
2.02) Number of Cases: Two

Name of Case: Stockton Firefighters’ Local 456, International Association of Firefighters v. City of Stockton, et al. (San Joaquin County Superior Court Case No. 39-2010-00244326)

Stockton Police Officers’ Association v. City of Stockton, et al. (San Joaquin County Superior Court Case No. 39-2010-00245197)

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

C-4. CC/RD ADJOURN TO CLOSED SESSION 4:01 PM

The Council recessed to Closed Session at 4:01 p.m. The Council returned from Closed Session and recessed at 5:05 p.m.

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

Roll Call 5:32 PM
Present:
Councilmember Canepa
Councilmember Eggman
Councilmember Fritchken
Councilmember Holman
Councilmember Lowery
Vice Mayor Miller
Mayor Johnston

2. CC/RD REPORT OF ACTION TAKEN IN CLOSED SESSION 5:33 PM

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

3. INVOCATION/PLEDGE TO FLAG 5:33 PM

Chaplin Juan Martinez provided the Invocation. The Pledge of Allegiance was led by Councilmember Eggman.

4. PROCLAMATIONS/COMMENDATIONS/CITY ANNOUNCEMENTS OR INVITATIONS 5:34 PM

4.01) COMMENDATION: CITY OF STOCKTON DEPARTMENT HEAD RETIREMENT
5. **CITIZENS' COMMENTS, ANNOUNCEMENTS OR INVITATIONS**

Tino Adame, Carl Ross Post - Tenth Anniversary of the September 11th, Terrorist Attach in New York, memorial event.

Xochitl Paderes, Vice Commander American Legion Carl Ross Post 16 - requested consideration for Veteran and Non-profit events; a letter from Karl Ross Post No. 16 the American Legion, undated, signed by Tino Adame and addressed to the Councilmembers and City Manager regarding the 10th Anniversary of the terrorist attacks on 9/11 (filed).

Ed O'Reilly requested the Council to reconsider item 6.08 and remove current retirees from the proposal.

James Young would like to see handicap access at all four corners of Pershing Avenue, Swain Road, Quail Lakes, and Robinhood Drive.

Jose Nuno - Invited the Council to the July 8-9th Home Rescue Fair event.

Tocan Nguyen expressed personal political views.

John Mayhew requested that a pedestrian pathway behind his home be closed. Mr. Mayhew submitted the following documents to the City Clerk for filing:

1) a letter (undated) to Stockton City Council from John Mayhew requesting a resolution to close the Pedestrian Path between Longview Avenue and Garner Lane to the west of Hemet Avenue and signed by Nick Volpi, John Mayhew, Michael Floyd, and Julie K. Jones;

2) a memo dated May 8, 1999 to Mike Wallace, Senior Real Property Agent, City of Stockton, from John C. Mayhew requesting the closure of the pedestrian path that runs between Longview Ave on the North and Garner Lane to the south;

3) a memo dated May 3, 1999 to John Mayhew, from Mike Wallace, Senior Real Property Agent transmitting the Abandonment Procedures, City Standard Map Format, Checklist sample completed map and description;

4) a letter dated April 14, 1977 to Mr. and Mrs. Eugene C. Gini signed by Robert F. Thoreson, Director of Public Works regarding the abandonment of pedestrian path between Swain Road and Longview Avenue - West of Kermit Lane and a certified copy of Stockton City Council Resolution 34,041;

5) map and pictures dated 6-18-11 identifying the pathway; and,

6) California Civil Jury Instructions (CACI) 1007, Sidewalk Abutting Property, dated 6-19-11

John Kluve spoke about the budget cuts and the purchase of the Chase
Building.

Deborah Gurley thanked staff for repairing stop sign and street. She reported that the fence around the fire department site has been knocked down.

Cary Martin, Veteran, spoke in support of the September 11th Memorial and read a resolution adopted by the Council in support of the military.

Vincent Sayles expressed his religious views.

Karen Griggs expressed concern about increasing crime in the Pacific Avenue area and in the City.

Rebecca Clover thanked public safety and expressed concern about decreasing safety personnel.

Tacho Zavala spoke to agenda item 6.02 and expressed concern about the losses at the golf courses.

6. CC/RD CONSENT AGENDA 6:06 PM

6.01) CC ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT AWARD
Resolution 11-0151 authorizing the City Manager to: 1) re-direct $339,500 from the United States Department of Energy’s National Energy Department Technology Laboratory Program to the main Police Department facility. (CM)

6.02) CC APPROVAL OF CITY OF STOCKTON GOLF COURSES MANAGEMENT AGREEMENT BETWEEN KEMPERSPORTS MANAGEMENT INC. AND THE CITY OF STOCKTON; TERMINATION OF GOLF COURSE MAINTENANCE AGREEMENT BETWEEN VALLEYCREST GOLF COURSE MAINTENANCE AND THE CITY OF STOCKTON

It is recommended that the City Council adopt two resolutions:

1) Resolution authorizing and directing the City Manager to execute a Management Agreement between the City of Stockton and KemperSports Management Inc. for the operation and maintenance of the City of Stockton golf courses, namely Van Buskirk and Swenson Park Golf Courses.

2) Resolution authorizing and directing the City Manager to (1) terminate the golf courses maintenance agreement with ValleyCrest Golf Course Maintenance, and (2) approve the payment associated with the early termination of the maintenance agreement for an
amount not to exceed $95,000. (GS)

Note: Item 6.02 was removed from the Consent Agenda and heard as Item 7.02 under Unfinished Business.

6.03) CC MACLAUGHLIN FEE DEFERRAL SETTLEMENT
Resolution 11-0154 approving the settlement with William H. MacLaughlin Trust and Roberta H. MacLaughlin Trust, and V.T.J. & B., a California General Partnership, in the amount of $72,500 and authorize the full reconveyance of the subject properties. (ED)

6.04) CC MIRACLE MILE IMPROVEMENT DISTRICT 2012 PROPOSED ANNUAL OPERATING BUDGET AND ASSESSMENT
Resolution 11-0155 approving the proposed Annual 2012 Operating Budget and Improvement Assessment for the Property and Business Based Improvement District commonly known as the Miracle Mile Improvement District, a non-profit corporation, which operates the Miracle Mile Management District. (ED)

6.05) CC PURCHASE OF THREE NEW CREW TRUCKS (PUR 10-067)
Resolution 11-0156 awarding a contract to Downtown Ford in the amount of $354,487.62, for the purchase of three new crew trucks. (MUD)

6.06) CC PURCHASE OF TWO FIVE-YARD DUMP TRUCKS (PUR 10-085)
Resolution 11-0157 awarding a contract to Big Valley Ford in the Amount of $154,907.50 for the purchase of two five yard dump trucks. (MUD)

6.07) CC SAN JOAQUIN COUNCIL OF GOVERNMENTS ANNUAL FINANCIAL PLAN FOR FISCAL YEAR 2011-2012

6.08) CC ACCEPT THE ANNUAL ACTUARY REPORT ON THE CITY’S SELF-FUNDED MEDICAL PLANS AND ADOPT THE RECOMMENDATIONS OF THE SEGAL COMPANY FOR CONTRIBUTION RATES
Resolution accepting the annual actuary report for the City’s self-funded medical, dental, and vision plans for 2010/11 as presented in the Segal Company report dated March 22, 2011 and adopt the recommended monthly premium rates for the City’s current self-funded medical plan for fiscal year 2011-12 (effective July 1, 2011) for medical coverage offered to City employees, COBRA participants, and retirees. (HR)
Note: Item 6.08 was removed from the Consent Agenda and heard as Item 7.03 under Unfinished Business.

6.09) CC CONSOLIDATION OF PUBLIC FACILITY FEE ZONES FOR STREET IMPROVEMENTS

1) Resolution 11-0160 revising the Public Facilities Fee for Street Improvements by consolidating the fee zones into one city-wide zone and reducing the amount of the fee.

2) Resolution 11-0161 amending the Public Facilities Fee Program Administrative Guidelines to consolidate the Street Improvement Fee into one city-wide zone. (PW)

Motion: Approve the Consent Agenda, save Items 6.02 and 6.08, which were removed from Consent and heard as Items 7.02 and 7.03, respectively under Unfinished Business.

Moved by: Councilmember Fritchen, seconded by Councilmember Lowery.

Vote: Motion carried 7-0

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

7. UNFINISHED BUSINESS 6:07 PM

7.01) CC/RD LOANS TO VISIONARY HOMEBUILDERS FOR THE CASA DE ESPERANZA AFFORDABLE HOUSING PROJECT

Redevelopment Agency Action

Resolution approving a $1,666,564 Redevelopment Low and Moderate-Income Housing Set-Aside loan to Visionary Homebuilders of California (Visionary) for Phase I predevelopment and construction costs associated with the Casa de Esperanza affordable housing project.

City Council Action

Resolution approving a $3,100,000 HOME Investment Partnerships Program loan to Visionary for Phase I predevelopment and construction costs of the Casa de Esperanza affordable housing project.

(ED) 6:40 PM

Note: A memorandum to the Mayor and City Council from Michael E.
Locke, Deputy City Manager, dated June 21, 2011 regarding a correction to the Casa De Esperanza Resolutions; Item 7.01 was distributed around the bench (filed).

Deputy City Manager Mike Locke introduced the staff report with the aid of a PowerPoint presentation (filed), and answered questions from the Council.

Councilmember Lowery asked questions relative to the Phases and the loan debt.

City Attorney John Luebberke clarified regarding legislation on enforceable agreements and successor agencies.

Councilmember Eggman inquired about matching funds from Visionary Home Builders and the deadline for meeting benchmark, which Mr. Locke and City Attorney Luebberke addressed.

Councilmember Fritchen asked for clarification regarding the Strong Neighborhood Bond Series.

Councilmember Eggman left the meeting 7:13pm.

Councilmember Lowery left the meeting 7:15pm.

Councilmember Canepa asked about the lump sum monies.

Councilmember Eggman joined the meeting 7:15pm.

Carol Omelas CEO Visionary Home Builders, addressed the Council's concerns.

Councilmember Lowery joined the meeting 7:17pm.

Councilmember Eggman asked about crime levels in the Southeast Stockton area after the project has been completed. Chief of Police Blair Ulring responded.

Councilmember Fritchen asked about the loan repayment to Bank of Stockton and HOME Tax credits. Carol Omelas, CEO Visionary Home Builders, responded.

Councilmember Fritchen asked about the HOME Investment Partnership Program loan, which Bob Bressani, Deputy Director of Housing, Economic Development Department, responded to.

Vice Mayor Miller noted that HOME Investment Partnership funds need to be committed by September 01, 2011.
Motion: Approve 7.01) CC/RD LOANS TO VISIONARY HOMEBUILDERS FOR THE CASA DE ESPERANZA AFFORDABLE HOUSING PROJECT

Redevelopment Agency Action

Resolution R11-011 approving a $1,666,564 Redevelopment Low and Moderate-Income Housing Set-Aside loan to Visionary Homebuilders of California (Visionary) for Phase I predevelopment and construction costs associated with the Casa de Esperanza affordable housing project. (ED)

Moved by: Councilmember Eggman, seconded by Vice Mayor Miller.

Vote: Motion carried 5-2

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

Motion: Approve 7.01) CC/RD LOANS TO VISIONARY HOMEBUILDERS FOR THE CASA DE ESPERANZA AFFORDABLE HOUSING PROJECT

City Council Action

Resolution 11-0162 approving a $3,100,000 HOME Investment Partnerships Program loan to Visionary for Phase I predevelopment and construction costs of the Casa de Esperanza affordable housing project. (ED)

Moved by: Councilmember Eggman, seconded by Councilmember Fritchen.

Vote: Motion carried 7-0

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

Mayor Johnston called for a recess at 7:36 p.m.

Mayor Johnston reconvened the Council meeting at 7:45 p.m.

7.02 (formerly Item 6.02) CC APPROVAL OF CITY OF STOCKTON GOLF COURSES MANAGEMENT AGREEMENT BETWEEN KEMPERSPORTS MANAGEMENT INC. AND THE CITY OF STOCKTON; TERMINATION OF GOLF COURSE MAINTENANCE AGREEMENT BETWEEN VALLEYCREST GOLF COURSE MAINTENANCE AND THE CITY OF STOCKTON
It is recommended that the City Council adopt two resolutions:

1) Resolution authorizing and directing the City Manager to execute a Management Agreement between the City of Stockton and KemperSports Management Inc. for the operation and maintenance of the City of Stockton golf courses, namely Van Buskirk and Swenson Park Golf Courses.

2) Resolution authorizing and directing the City Manager to (1) terminate the golf courses maintenance agreement with ValleyCrest Golf Course Maintenance, and (2) approve the payment associated with the early termination of the maintenance agreement for an amount not to exceed $95,000. (CS) 6:07 PM

Community Services Director Pamela Sloan presented the item with the aid of a PowerPoint presentation (filed), and answered questions from the Council.

Councilmember Canepa asked about tree maintenance.

Mayor Johnston asked for clarification regarding the termination of the food vendor agreement.

City Manager Deis further clarified the responsibility of the vendor concerning irrigation.

Councilmember Eggman commented that infrastructure has been overlooked not only at the golf courses but also at several parks.

Motion: Approve Item 7.02 (formerly Item 6.02) CC CITY OF STOCKTON GOLF COURSES MANAGEMENT AGREEMENT BETWEEN KEMPERSPORTS MANAGEMENT INC. AND THE CITY OF STOCKTON

1) Resolution 11-0152 authorizing and directing the City Manager to execute a Management Agreement between the City of Stockton and KemperSports Management Inc. for the operation and maintenance of the City of Stockton golf courses, namely Van Buskirk and Swenson Park Golf Courses.

2) Resolution 11-0153 authorizing and directing the City Manager to (1) terminate the golf courses maintenance agreement with ValleyCrest Golf Course Maintenance, and (2) approve the payment associated with the early termination of the maintenance agreement for an amount not to exceed $95,000. (CS)

Moved by: Councilmember Fritchen, seconded by Councilmember Holman.
Vote: Motion carried 7-0

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

7.03 (formerly Item 6.08) CC ACCEPT THE ANNUAL ACTUARY REPORT ON THE CITY’S SELF-FUNDED MEDICAL PLANS AND ADOPT THE RECOMMENDATIONS OF THE SEGAL COMPANY FOR CONTRIBUTION RATES

Resolution accepting the annual actuary report for the City’s self-funded medical, dental, and vision plans for 2010/11 as presented in the Segal Company report dated March 22, 2011 and adopt the recommended monthly premium rates for the City’s current self-funded medical plan for fiscal year 2011-12 (effective July 1, 2011) for medical coverage offered to City employees, COBRA participants, and retirees.

(HR) 6:18 PM

Note: A letter dated 6-20-11 to City Manager Bob Deis, Mayor Johnston and Councilmembers from Julie Snyder regarding budget concerns was filed with the Office of the City Clerk.

Note: A memo to The Honorable Mayor and City Council from Katherine Gong Meissner, City Clerk dated June 21, 2011 was distributed around the bench and provided correspondence dated June 20, 2011 from M. Cassidy that addressed his concerns regarding the proposed changes in the Medical Benefit Plan (filed).

Note: A memorandum dated June 21, 2011 to Mayor and Council, from Laurie Montes, Deputy City Manager was distributed around the bench and provided corrections to pages 137, 138, 154, and 159 of the agenda packet and pertains to Agenda Items 6.08, 8.03, and 8.04 (filed).

City Manager Deis noted the memo to Council from Deputy City Manager Montes, in reference to 6.08 (filed).

Ann Goodrich, Project Manager explained the Actuarial Report.

Michael Rishwain, Retiree, asked for clarification regarding cost to retirees. He spoke to the legal ramifications of affecting retiree medical benefits.

Gary Gillis, Retiree, spoke to the budget affecting retiree medical benefits.

Greg Brazil, Retiree, spoke to the budget affecting retiree medical benefits.

Motion: Approve 7.03 (formerly Item 6.08) CC THE ANNUAL ACTUARY REPORT ON THE CITY’S SELF-FUNDED MEDICAL PLANS AND ADOPT
THE RECOMMENDATIONS OF THE SEGAL COMPANY FOR CONTRIBUTION RATES

Resolution 11-0159 accepting the annual actuary report for the City’s self-funded medical, dental, and vision plans for 2010/11 as presented in the Segal Company report dated March 22, 2011 and adopt the recommended monthly premium rates for the City’s current self-funded medical plan for fiscal year 2011-12 (effective July 1, 2011) for medical coverage offered to City employees, COBRA participants, and retirees.

Moved by: Vice Mayor Miller, seconded by Councilmember Holman.

Vote: Motion carried 7-0

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

8. NEW BUSINESS 7:45 PM

8.01) CC 2011 CITY COUNCIL DISTRICT MAP
The City Clerk is presenting the new Council District map based on the 2010 United States Decennial Census. This item is informational only. Per Charter Article II, no Council action is required.
(CLERK) 7:45 PM

City Clerk Katherine Gong Meissner provided the staff report aided by a PowerPoint presentation (filed). She introduced Justin Levette, National Demographics Corporation who described the new map and the district boundaries.

8.02) CC LETTER OF AGREEMENT BETWEEN THE CITY OF STOCKTON AND THE STOCKTON MID-MANAGEMENT/SUPERVISORY LEVEL BARGAINING UNIT (B AND C)
Resolution authorizing the City Manager to execute a Letter of Agreement between the City of Stockton and the Stockton Mid-Management/Supervisory Level bargaining unit to provide concessions and modification of its Memorandum of Understanding as a result of the City’s current budget crisis.
(CM) 8:00 PM

City Manager Deis presented the City Council with information concerning agenda items 8.02, 8.03, and 8.04.

Ann Goodrich, Project Manager, provided the staff report aided by a PowerPoint presentation (filed).

Vice Mayor Miller - clarification on the PERS contribution
Councilmember Fritchen emphasized that medical payments remain fair to everyone.

Councilmember Holman thanked Stockton Police Management Association (SPMA).

Kelley Garrett, Retiree, spoke to retiree benefits and deferred pay raises.

Councilmember Fritchen asked the City Attorney for a legal opinion regarding retiree medical benefits.

Councilmember Holman asked about the outside legal opinion on the 2003 contract language.

Kristi Norman spoke to employee retirement benefits.

Paul Sensibaugh, Retiree, expressed disagreement with the resolution to reduce retiree benefits and provided a letter dated June 20, 2011 addressed to the Honorable Mayor and City Council regarding Resolution revising the Unrepresented Management and Confidential Employees and Law Department Employees Compensation Plans; Authorizing the City Manager to continue for an additional year a 96 hour furlough; and authorizing the implementation of benefit changes (filed).

Gary Malloy spoke to the reduction in city services and private sector benefits.

Vice Mayor Miller asked City Manager Deis to comment on prior notice to retirees of possible changes to the medical plan.

The following citizens spoke to retiree benefits.

Glen Robinson
Purita Billedo
Paula Cazale
Sylvia Ramirez
John Hinson
Omar Alhindi

**Motion:** Approve 8.02) CC LETTER OF AGREEMENT BETWEEN THE CITY OF STOCKTON AND THE STOCKTON MID-MANAGEMENT/SUPERVISORY LEVEL BARGAINING UNIT (B AND C)

**Resolution 11-0163** authorizing the City Manager to execute a Letter of Agreement between the City of Stockton and the Stockton Mid-Management/Supervisory Level bargaining unit to provide concessions and modification of its Memorandum of Understanding as a result of the City's...
current budget crisis.
(CM)

Moved by: Councilmember Fritch, seconded by Councilmember Lowery.

Vote: Motion carried 7-0

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

8.03) CC RESOLUTIONS BY THE CITY COUNCIL OF THE CITY OF STOCKTON ADOPTING EMERGENCY MEASURES AFFECTING TERMS AND CONDITIONS OF EMPLOYMENT OF EMPLOYEES IN THE STOCKTON CITY EMPLOYEES ASSOCIATION, STOCKTON MID-MANAGEMENT/SUPERVISORY LEVEL UNIT, OPERATING ENGINEERS’ LOCAL 3/TRADES AND MAINTENANCE UNIT, STOCKTON POLICE OFFICERS’ ASSOCIATION AND STOCKTON POLICE MANAGEMENT ASSOCIATION

It is recommended that the City Council adopt the listed resolutions imposing temporary emergency measures affecting employees in the bargaining units listed below. Such compensation changes are necessary in order to adopt a balanced budget for Fiscal Year 2011/12 and to address the City’s state of emergency based on fiscal circumstances.

1) Resolution making temporary modifications to the salary and benefits of the Stockton City Employees Association effective July 1, 2011.

2) Resolution making temporary modifications to the salary and benefits of employees represented by the Stockton MidManagement/Supervisory Level bargaining unit effective July 1, 2011.

3) Resolution making temporary modifications to the salary and benefits of the Operating Engineers Local 3, Trades and Maintenance Unit effective July 1, 2011. If the parties tentative agreement has not been ratified:

4) Resolution making temporary modifications to the salary and benefits of employees represented by the Stockton Police Officers’ Association effective July 1, 2011.

5) Resolution making temporary modifications to the salary and benefits of employees represented by the Stockton Police Management Association effective July 1, 2011. (CM) 9:24 PM
Note: Item 3) Resolution making temporary modifications to the salary and benefits of the Operating Engineers Local 3, Trades and Maintenance Unit effective July 1, 2011 was removed from Agenda Item 8.03

Note: A memorandum dated June 21, 2011 to Mayor and Council, from Laurie Montes, Deputy City Manager was distributed around the bench and provided corrections to pages 137, 138, 154, and 159 of the agenda packet and pertains to Agenda Items 6.08, 8.03, and 8.04 (filed).

Motion: Approve 8.03 (1) CC Resolution 11-0164 Making Temporary Modifications to the Salary and Benefits of the Stockton City Employees Association Effective July 1, 2011.

Moved by: Councilmember Fritchen, seconded by Vice Mayor Miller.

Vote: Motion carried 7-0

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

Motion: Approve 8.03 (2) CC Resolution 11-0165 Making Temporary Modifications to the Salary and Benefits of Employees Represented by the Stockton Mid-Management/Supervisory Level Bargaining Unit Effective July 1, 2011.

Moved by: Councilmember Fritchen, seconded by Councilmember Holman.

Vote: Motion carried 7-0

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

Motion: Approve 8.03 (4) CC Resolution 11-0166 Making Temporary Modifications to the Salary and Benefits of Employees Represented by the Stockton Police Officers’ Association Effective July 1, 2011.

Moved by: Councilmember Fritchen, seconded by Councilmember Holman.

Vote: Motion carried 7-0

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

**Motion:** Approve 8.03 (5)  CC Resolution 11-0167 Making temporary modifications to the Salary and Benefits of Employees represented by the Stockton Police Management Association Effective July 1, 2011.

**Moved by:** Councilmember Lowery, seconded by Councilmember Fritchen.

**Vote:** Motion carried 7-0

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

**8.04) CC MODIFICATIONS TO THE UNREPRESENTED MANAGEMENT AND CONFIDENTIAL EMPLOYEES UNIT COMPENSATION PLAN AND LAW DEPARTMENT COMPENSATION PLAN**

Resolution making modifications to the Unrepresented Management and Confidential Employees Compensation Plan and the Law Department Compensation Plan.

(CM) 9:26 PM

**Note:** A memorandum dated June 21, 2011 to Mayor and Council, from Laurie Montes, Deputy City Manager was distributed around the bench and provided corrections to pages 137, 138, 154, and 159 of the agenda packet and pertains to Agenda Items 6.08, 8.03, and 8.04 (filed).

**Motion:** Approve 8.04) CC Resolution 11-0168 Making modifications to the Unrepresented Management and Confidential Employees Unit Compensation Plan and Law Department Compensation Plan and accepting the amendments to the errata sheet as provided by staff on pages 137, 138, 154, and 159 of the agenda packet identified in the around the bench memorandum.

**Moved by:** Vice Mayor Miller, seconded by Councilmember Holman.

**Vote:** Motion carried 7-0

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

Mayor Johnston called for a recess at 9:28 p.m. and reconvened the meeting at 9:34 p.m.

**9. PUBLIC HEARINGS**

9:34 PM

9.01) CC Hearing to consider public comments/testimony regarding the
2010 URBAN WATER MANAGEMENT PLAN.
At the conclusion of the public hearing, it is recommended that the
City Council adopt a resolution approving and adopting the 2010
Urban Water Management Plan with any amendments adopted at the
hearing and authorizing transmittal to the State Department of Water
Resources.

*Note: This item was heard concurrently with Item 10.01.  (MUD)
9:34 PM

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

The Mayor declared the public hearing open at 9:35 p.m.

Bob Granberg provided the staff report aided by a PowerPoint presentation
(filed).

Councilmember Canepa - cost to treat water versus purchasing water
already treated.

The Mayor declared the public hearing closed at 9:45 p.m.

Motion: Approve 9.01) CC Resolution 11-0169 Approving and adopting
the 2010 Urban Water Management Plan with any amendments adopted at
the hearing and authorizing transmittal to the State Department of Water
Resources.

Moved by: Councilmember Lowery, seconded by Vice Mayor Miller.

Vote: Motion carried 7-0

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

10.01) Report of Chair Katherine Miller on the Council Water Committee
Meeting of May 25, 2011.

a) COMMITTEE REPORT
   ACTION: Accept for filing.

b) ISSUE: Capital Improvement and Energy Management Plan.
   RECOMMENDATION: Information Only.

   RECOMMENDATION: Information Only.
*Note: This item was heard concurrently with Item 9.01. (MUD)

**Motion**: Approve accepting the Committee Report of Chair Katherine Miller on the Council Water Committee Meeting of May 25, 2011 for filing.

**Moved by**: Vice Mayor Miller, seconded by Councilmember Fritchken.

**Vote**: Motion carried 7-0

**Yes**: Councilmember Canepa, Councilmember Eggman, Councilmember Fritchken, Councilmember Holman, Councilmember Lowery, Vice Mayor Miller, and Mayor Johnston.

9.02) CC Hearing to consider public comments/testimony regarding VISIONARY HOME BUILDERS OF CALIFORNIA.

At the conclusion of the public hearing it is recommended that the City Council adopt two resolutions and an ordinance, as follows:

1) Resolution certifying an Initial Study/Final Mitigated Negative Declaration (P11-055) and adopting the related CEQA (California Environmental Quality Act) "Findings and Mitigation Monitoring/Reporting Program for the Mariposa Road Residential Project," dated April 12, 2011;

2) Resolution approving a General Plan Amendment to change the designation of the project site from Commercial to Medium Density Residential (P11 055); and an

3) Ordinance approving a Rezoning from CL (Commercial, Large-Scale) to RM (Residential, Medium Density) for the project site (P11-055) for property located in southeast Stockton at the south end of Netherton Avenue, between Mariposa road and State Route 99. (ED)

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

The Mayor declared the public hearing open at 9:45 p.m.

Deputy Director Gregg Meissner provided the staff report aided by a PowerPoint presentation (filed).

The Mayor declared the public hearing closed at 9:50 p.m.
Motion: Approve 9.02) VISIONARY HOME BUILDERS OF CALIFORNIA

1) Resolution 11-0170 certifying an Initial Study/Final Mitigated Negative Declaration (P11-055) and adopting the related CEQA (California Environmental Quality Act) "Findings and Mitigation Monitoring/Reporting Program for the Mariposa Road Residential Project," dated April 12, 2011;

2) Resolution 11-0171 approving a General Plan Amendment to change the designation of the project site from Commercial to Medium Density Residential (P11 055); and an

3) Ordinance 009-11 C.S. approving a Rezoning from CL (Commercial, Large-Scale) to RM (Residential, Medium Density) for the project site (P11-055) for property located in southeast Stockton at the south end of Netherton Avenue, between Mariposa road and State Route 99.

Moved by: Councilmember Lowery, seconded by Councilmember Holman.

Vote: Motion carried 7-0

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

9.03) CC/RD Hearing to consider public comments/testimony regarding the ADOPTION OF THE 2011-2012 ANNUAL BUDGET FOR THE CITY OF STOCKTON.

At the conclusion of the public hearing it is recommended that the following resolutions be adopted:

City Council

1) Resolution approving the Proposed 2011-12 Annual Budget, 2011-16 Capital Improvement Program, fee amendments, and authorizing various fund transfers and administrative actions; and,

2) Resolution making of benefit findings pursuant to the California Redevelopment Law in connection with adoption of the Redevelopment Agency's 2011-12 Budget.

Redevelopment Agency

1) Resolution approving a budget for Fiscal Year 2011-12 and making related findings in connection therewith, as included in the City of Stockton Proposed 2011-12 Annual Budget. (CM) 9:51 PM

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

The Mayor declared the public hearing open at 9:51 p.m.

City Manager Bob Deis provided the staff report aided by a PowerPoint presentation (filed).

Amelia Adams, on behalf of Executive Director Robina Asghar of San Joaquin County Partnership, thanked the Council for their efforts in working with the Partnership.

The Mayor declared the public hearing closed at 9:58 p.m.

Councilmember Holman commended the Partnership on the success of their Programs.

**Motion:** Approve 9.03 (1) CC ADOPTION OF THE 2011-2012 ANNUAL BUDGET FOR THE CITY OF STOCKTON

**City Council**

**Resolution 11-0172** approving the Proposed 2011-12 Annual Budget, 2011-16 Capital Improvement Program, fee amendments, and authorizing various fund transfers and administrative actions

**Moved by:** Vice Mayor Miller, seconded by Councilmember Lowery.

**Vote:** Motion carried 7-0

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

**Motion:** Approve 9.03 (2) CC ADOPTION OF THE 2011-2012 ANNUAL BUDGET FOR THE CITY OF STOCKTON.

**Resolution 11-0173** Making of benefit findings pursuant to the California Redevelopment Law in connection with adoption of the Redevelopment Agency's 2011-12 Budget.

**Moved by:** Councilmember Eggman, seconded by Councilmember Holman.

**Vote:** Motion carried 7-0

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

**Motion:** Approve 9.03 (1) RD ADOPTION OF THE 2011-2012 ANNUAL BUDGET FOR THE CITY OF STOCKTON

Redevelopment Agency

**Resolution R11-012** Approving a budget for Fiscal Year 2011-12 and making related findings in connection therewith, as included in the City of Stockton Proposed 2011-12 Annual Budget.

**Moved by:** Vice Mayor Miller, seconded by Councilmember Holman.

**Vote:** Motion carried 7-0

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

10. COUNCIL/REDEVELOPMENT AGENCY COMMENTS AND COMMITTEE REPORTS 9:59 PM


a) **COMMITTEE REPORTS**
   **ACTION:** Accept for filing.

b) **ISSUE:** Comprehensive Annual Financial Report.
   **RECOMMENDATION:** Information Only.

c) **ISSUE:** Redevelopment Agency Financial Statements.
   **RECOMMENDATION:** Information Only.

d) **ISSUE:** Measure W Public Safety Tax Fund.
   **RECOMMENDATION:** Information Only.

e) **ISSUE:** Presentation of Single Audit Reports From Macias, Gini & O'Connell.
   **RECOMMENDATION:** Information Only.

f) **ISSUE:** Presentation of Report to the Audit Committee and City Council from Macias, Gini & O'Connell.
   **RECOMMENDATION:** Information Only.

g) **ISSUE:** Presentation of Status of Audit Finding Follow-up from the City Auditor.
   **RECOMMENDATION:** Information Only.
(AUD) 9:59 PM

Motion: Approve accepting the Committee Report of Chair Paul Canepa on the Council Audit Committee Meetings of February 28, 2011 and May 03, 2011 for filing.

Moved by: Councilmember Canepa, seconded by Councilmember Fritchén.

Vote: Motion carried 7-0

Yes: Councilmember Canepa, Councilmember Eggman, Councilmember Fritchén, Councilmember Holman, Councilmember Lowery, Vice Mayor Miller, and Mayor Johnston.

COUNCIL COMMENTS 10:00 PM

Vice Mayor Miller - Noted that the contract for the purchase of trucks, approved under Consent Agenda, went to a local vendor, and reported on the Stockton Convention and Visitors Bureau.

Councilmember Eggman - thanked the bargaining units for their leadership and commitment to Stockton.

Councilmember Holman - thanked staff for their hard work as well.

11. ADJOURNMENT 10:05 PM

KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF STOCKTON
SECRETARY REDEVELOPMENT AGENCY
MINUTES
CITY COUNCIL/REDEVELOPMENT AGENCY CONCURRENT
MEETING OF SEPTEMBER 27, 2011
CITY COUNCIL CHAMBERS, CITY HALL, STOCKTON, CALIFORNIA

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

Roll Call 4:00 PM
Present:
  Councilmember Canepa
  Councilmember Fritchen
  Councilmember Lowery
  Vice Mayor Miller
  Mayor Johnston
Absent:
  Councilmember Eggman, and Councilmember Holman.

Note: Councilmember Eggman arrived to Closed Session at 4:02 p.m.

Note: Councilmember Holman arrived to Closed Session at 4:02 p.m.

2. ADDITIONS TO CLOSED SESSION AGENDA***

3. ANNOUNCEMENT OF CLOSED SESSION

3.01 CONFERENCE WITH LABOR NEGOTIATOR
Agency Designated Representative: Bob Deis

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.

3.02 CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION
Number of Cases: Four

3.02-01 Name of Case: Stockton Firefighters' Local 456, International Association of Firefighters v. City of Stockton, et al. (San
Joaquin County Superior Court Case No. 39-2010-00244326)

3.02-02 Name of Case: Stockton Police Officers' Association v. City of Stockton, et al. (San Joaquin County Superior Court Case No. 39 2010-00245197)

3.02-03 Name of Case: Hittle v. City of Stockton et al. (San Joaquin County Superior Court Case No. 39-2011-00262021)

3.02-04 Name of Case: Song Lee, et al. v. City of Stockton, et al. (San Joaquin County Superior Court Case No. CV031216)

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

3.03 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 (c).

4. PUBLIC COMMENT* 4:01 PM

None.

5. RECESS TO CLOSED SESSION

The Council recessed to Closed Session at 4:01 P.M. The Council returned from Closed Session and recessed at 4:45 p.m.

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

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

7. INVOCATION/PLEDGE TO FLAG 5:31 PM

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Reverend Augustina Wright of First Presbyterian Church provided the Invocation. The Pledge of Allegiance was led by Councilmember Fritchen.

8. **REPORT OF ACTION TAKEN IN CLOSED SESSION 5:32 PM**

City Attorney John Luebberke announced that there was no reportable action taken in Closed Session this evening.

9. **ADDITIONS TO REGULAR SESSION AGENDA***

None.

10. **PROCLAMATIONS, COMMENDATIONS OR INVITATIONS 5:33 PM**

10.01 **BOARD & COMMISSION ANNOUNCEMENTS 5:33 PM**

- Three vacancies on the Stockton Public Advisory Commission; Recruitment period closes September 14, October 6, 2011 at 5:30 p.m.
- Four vacancies on the Stockton Community Development Committee, in Districts 1, 2, 3, and At-Large. Recruitment period closes October 6, 2011, 5:30 p.m.
- One vacancy on the San Joaquin County Mosquito and Vector Control District Board, City appointee. Recruitment period closes October 6, 2011, 5:30 p.m.

10.02 **PROCLAMATIONS**

None.

10.03 **CERTIFICATES**

None.

11. **CITIZENS' COMMENTS, ANNOUNCEMENTS OR INVITATIONS* 5:34 PM**

Cynthia Gail Boyd - Public safety

Tocan Nguyen - shared her political views.

Denise Jefferson, representing the Miracle Mile Community - provided a
document to the Council listing items for Council consideration regarding the Miracle Mile. Ms. Jefferson spoke to the efforts put forth by the Miracle Mile Improvement District and asked for Council support.

LINK TO 2011-09-27 Council Agenda Item 11 Miracle Mile Community Appeal to the City Council; Jefferson, Ladd, Grizzle, Bahr (Filed) (PDF)

Rick Ladd, Miracle Mile business owner - speed issues and pedestrian crossing guards

Matthew Grizzle, Business Owner - supported pedicab business; sidewalk repair

Greg Bahr, Event Promoter on the Miracle Mile - street closures; event fees

Cary Martin, Veteran - American Legion requests Council consideration to extend parade routes

Tino Adame, 1st Vice Commander, District 11 - requested funding support of the 4th of July parade, an e-mail to Stockton City Manager Deis from Stockton Coalition of Veteran Organizations; American Legion Karl Ross Post 16, and the Stockton’s Miracle Mile District, dated September 27, 2011 regarding waiving parade fees for 2012 4th of July Parade (filed); thanked the Council for supporting the 9-11 Event; Blue Star Ceremony

LINK TO 2011-09-27 Council Agenda Item 11 E-mail to City Manager Deis from American Legion Karl Ross Post No. 16, Stockton Coalition of Veterans Organizations, and Stockton’s Miracle Mile District (Filed) (PDF)

Lanny Bauer, retired U.S. Marine Master Sergeant, Vietnam Veteran, Past Adjutant Al Jordan Chapter 15, Disabled American Veterans, Current Chapter Service Officer Disabled American Veterans Al Jordan Chapter 15 and Advisor to a transitional facility for homeless veterans - read a statement from Chaplin Brown, Karl Ross American Legion Post #16 relating to the service and honor of veterans.

David Bregante - requested an investigation and shared his concerns regarding cancer causing chemicals

James Young - cracked sidewalk on Pershing and Swain; new blacktop at Pershing and Swain; clean up shopping carts, garbage on streets; and volunteering at City Hall

Wesley Swanson - endorsed changes to the Development Code being presented this evening under Public Hearing Item 16.1.
12. CONSENT AGENDA 6:06 PM

12.01 CC - STATE MEDICAL CARE FACILITY

Resolution 11-0272 authorizing a request for allocation of State funding to mitigate impacts from a State Medical Care Facility and approving an agreement between the City of Stockton and San Joaquin County. (CM)

LINK TO 2011-09-27 Council Agenda Item 12.01 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.01 - Reso 11-0272 (PDF)

12.02 CC - COUNCIL POLICY 100-1

_resolution 11-0273 amending Council Policy No. 100-1 Council Expense and Travel Reimbursement. (CM)

LINK TO 2011-09-27 Council Agenda Item 12.02 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.02 - Reso 11-0273 (PDF)

**Note:** A memo was distributed around the bench from City Clerk Bonnie Paige providing a memo from City Manager Bob Deis, dated September 27, 2011 regarding an additional revision to Council Policy 100-1 City Council Expense and Travel Reimbursement (filed).

LINK TO 2011-09-27 Council Agenda Item 12.02 Revision to Staff Report (Filed) (PDF)

12.03 CC - INTERSTATE-5/EIGHT MILE ROAD INTERCHANGE PROJECTS

Resolution 11-0274 authorizing the conveyance by grant deed of real property to the State of California Department of Transportation. (EDD)

LINK TO 2011-09-27 Council Agenda Item 12.03 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.03 - Reso 11-0274 (PDF)

12.04 CC - LABOR COMPLIANCE SERVICES
Resolution 11-0275 adopting findings and authorizing the issuance of a Request for Proposal for labor compliance services for the City of Stockton. (EDD)

LINK TO 2011-09-27 Council Agenda Item 12.04 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.04 - Reso 11-0275 (PDF)

12.05 CC - CONTRACT AWARD TO LENCO ARMORED VEHICLES

Resolution 11-0276 approving findings and awarding a purchase contract to Lenco Armored Vehicles, in the amount of $292,294.43, and appropriating the asset forfeiture fund balance. (PD)

LINK TO 2011-09-27 Council Agenda Item 12.05 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.05 - Reso 11-0276 (PDF)

12.06 CC - AIRPORT WAY CORRIDOR BUS RAPID TRANSIT PROJECT (BRT PHASE 2)

12.06-01 Resolution 11-0277 authorizing the City Manager to execute an amendment to the existing cooperative agreement with the San Joaquin Regional Transit District for an additional $250,000 for the Airport Way Corridor Bus Rapid Transit Project (BRT Phase 2), Project 08-24, Federal Project CML-5008(085).

12.06-02 Resolution 11-0278 approving the plans and specifications and authorizing the City Manager to execute a construction contract with Republic Intelligent Transportation Services, Inc., for the Airport Way Corridor Bus Rapid Transit Project (BRT Phase 2), Project 08-24, Federal Project CML-5008(085). (PW)

LINK TO 2011-09-27 Council Agenda Item 12.06 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.06-01 - Reso 11-0277 (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.06-02 - Reso 11-0278 (PDF)

12.07 CC - MCKINLEY AVENUE BRIDGE #29C0340 EROSION REPAIRS PROJECT

Resolution 11-0279 approving an amendment to professional services master contract with ADKO Engineering, Inc., in the amount of $103,600, for environmental and design services for the Mckinley
Avenue Bridge #29C0340 Erosion Repairs, Project 08-18, Federal Project BRLO-5008(099). (PW)

LINK TO 2011-09-27 Council Agenda Item 12.07 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.07 - Reso 11-0279 (PDF)

12.08 CC - FEDERAL FFY 2010-11 STREET OVERLAY PROJECT

12.08-01 Resolution 11-0280 approving the filing of a Notice of Exemption CE007-11 under the California Environmental Quality Act for the FFY 2010-11 Street Overlay Project, Project PW 10-16; Federal Project No. STPL 5008(104).

12.08-02 Resolution 11-0281 awarding a construction contract to Granite Construction Company, in the amount of $1,899,985, for the Federal Fiscal Year 2010-11 Street Overlay Project, Project PW 10-16; Federal Project STPL 5008(104). (PW)

LINK TO 2011-09-27 Council Agenda Item 12.08 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.08-01 - Reso 11-0280 (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.08-02 - Reso 11-0281 (PDF)

12.09 CC - INVENTORY CITY TREES PROJECT 11-13

Resolution 11-0282 approving findings for an exception to the competitive bidding process and authorizing the City Manager to award a professional services agreement with Davey Resource Group, Inc., in the amount of $200,000, through a cooperative purchasing arrangement for Project 11-13. (PW)

LINK TO 2011-09-27 Council Agenda Item 12.09 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.09 - Reso 11-0282 (PDF)

12.10 CC - STOCKTON RIVER PARKWAY PROJECT

Resolution 11-0283 approving installation of a marked mid-block crosswalk on Weber Avenue between Lincoln Street and Washington Street (near Mormon Slough) for the Stockton River Parkway Project. (PW)

LINK TO 2011-09-27 Council Agenda Item 12.10 Staff Report (PDF)

LINK TO 2011-09-27 Council Agenda Item 12.10 - Reso 11-0283 (PDF)
Motion: Approve the Consent Agenda.

Moved by: Councilmember Lowery, seconded by Councilmember Holman.

Vote: Motion carried 7-0

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

13. ADMINISTRATIVE MATTERS

None.

14. UNFINISHED BUSINESS

None.

15. NEW BUSINESS

None.

16. HEARINGS** 6:07 PM

16.01 CC CITY-INITIATED BI-ANNUAL CODE AMENDMENT  6:07 PM
At the conclusion of the public hearing, it is recommended that the City Council adopt an ordinance amending Title 16 of the Stockton Municipal Code by amending various sections as part of a Biannual Development Code Update. (CD)

LINK TO 2011-09-27 Council Agenda Item 16.01 Staff Report (PDF)

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

The Mayor declared the public hearing open at 6:07 p.m.

Deputy City Manager Mike Locke introduced the item, Interim Deputy Director Mike McDowell provided the staff report aided by a PowerPoint presentation (filed).

LINK TO 2011-09-27 Council Agenda Item 16.01 PPS (PDF)
Councilmember Fitchen - asked for clarification regarding the reduction of the noticing radius from 500 feet to 300 feet; parking for students

Mayor Johnston - over building of parking lots.

City Manager Deis - clarified community gardens and roadside stands

Mayor Johnston - asked for clarification regarding noticing radius

Public Comments

David Bregante - asked for clarification regarding security officers

The Mayor declared the public hearing closed at 6:37 p.m.

Motion: Approve Ordinance 011-11 C.S. amending Title 16 of the Stockton Municipal Code by amending various sections as part of a Biannual Development Code Update. (CD)

Moved by: Councilmember Fitchen, seconded by Councilmember Holman.

Vote: Motion carried 7-0

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

LINK TO 2011-09-27 Council Agenda Item 16.01 - Ord 011-011 CS (PDF)

16.02 CC MODIFIED FY10-11 FEE SCHEDULE 6:38 PM
Resolution amending the City of Stockton Fee Schedule by adding two library fees for replacement and late fees of LINK+ materials. (CS)

LINK TO 2011-09-27 Council Agenda Item 16.02 Staff Report (PDF)
Affidavits of posting, mailing and/or publication were filed in the office of the City Clerk.

The Mayor declared the public hearing open at 6:38 p.m.

Deputy City Manager Laurie Montes provided the staff report aided by a PowerPoint presentation (filed).

LINK TO 2011-09-27 Council Agenda Item 16.02 PPS (PDF)

The Mayor declared the public hearing closed at 6:41 p.m.

**Motion:** Approve Resolution 11-0284 amending the City of Stockton Fee Schedule by adding two library fees for replacement and late fees of LINK+ materials. (CS)

**Moved by:** Vice Mayor Miller, seconded by Councilmember Lowery.

**Vote:** Motion carried 7-0

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

LINK TO 2011-09-27 Council Agenda Item 16.02 - Reso 11-0284 (PDF)

17. **COUNCIL COMMENTS 6:41 PM**

Councilmember Fritchen - noted that if the Miracle Mile issues were going to be discussed at the October 18th meeting that he and Councilmember Lowery would not be present.

Councilmember Lowery - noted that she would be out of town for the October 18, 2011 Council meeting; Miracle Mile 90th birthday Car Show and celebration on October 15th from 2 p.m. to 6 p.m.; University Neighborhood Renaissance Committee is sponsoring a Tree Talk Tree Symposium for the community to talk about their trees, October 27th at 6 p.m. at Central Methodist Church.

City Manager Deis - clarified that the pedicab ordinance was planned for the October 18th Council meeting as staff has been working with the Miracle Mile group who asked that the pedicab ordinance be considered
as soon as possible; noted October 25th Council meeting is scheduled to be canceled, so the next regular meeting would be November 1 for considering this ordinance. Mr. Deis stated staff would follow Council direction on this scheduling.

Mayor Johnston - concurs with the Miracle Mile Association because they have received requests from the University of the Pacific to provide transportation for students up and down the Mile.

Vice Mayor Miller - encouraged City Manager to facilitate meetings between the Miracle Mile staff and City staff; provided a report from the Annual League of California Cities Conference

Councilmember Holman - thanked Vice Mayor Miller for attending the League of California Cities; thanked the Stockton Symphony Association for inviting Councilmember Holman, Councilmember Canepa and Councilmember Fritchen to the last concert and encouraged the public to attend and support the Symphony

Councilmember Eggman - announced the Crime and Community Improvement Committee will meet Tuesday, October 04, 2011 at 5:30 p.m.

Mayor Johnston - thanked the Miracle Mile for consolidating the issues for staff consideration and expressed concerns regarding the speed limit on the Miracle Mile; Record’s Family Day in the Park Event held at University Park; Victory Outreach Ministry held an event at the Civic Auditorium to talk about ending violence in the City of Stockton

Councilmember Fritchen - announced that Mayor Johnston received an Award from A+Literacy for her work in promoting literacy in the community and congratulated her

18. ADJOURNMENT

BONNIE PAIGE
CITY CLERK OF THE CITY OF STOCKTON
SECRETARY REDEVELOPMENT AGENCY

257
MINUTES
SPECIAL CITY COUNCIL
CLOSED SESSION
MAY 25, 2011

CITY HALL
CITY COUNCIL CHAMBERS
STOCKTON, CALIFORNIA

C-1. CC/RD CALL TO ORDER / ROLL CALL 4:01 PM

Roll Call 4:01 PM
Present:
Councilmember Canepa
Councilmember Fritch
Councilmember Holman
Mayor Johnston

Absent:
Councilmember Eggman, Councilmember Lowery, and Vice Mayor Miller.

Note: Vice Mayor Miller arrived to Closed Session at 4:02 p.m.

C-3. CC/RD PUBLIC COMMENT 4:01 PM

None.

C-2. CC/RD ANNOUNCEMENT OF CLOSED SESSION 4:01 PM

C-2.01) CONFERENCE WITH LABOR NEGOTIATOR Agency Designated Representative: Bob Deis 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-2.02) CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION Number of Cases: Three Name of Case: Stockton Firefighters’ Local 456, International Association of Firefighters v. City of Stockton, et al.
(San Joaquin County Superior Court Case No. 39-2010-00244326) Name of Case: Stockton Police Officers' Association v. City of Stockton, et al. (San Joaquin County Superior Court Case No. 39-2010-00245197) Name of Case: Cobb v. City of Stockton, et al. (San Joaquin County Superior Court Case No. CV035015) This Closed Session is authorized pursuant to Section 54956.9(a) of the Government Code.

C-2.03) 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 (c)

C-4. CC/RD ADJOURN TO CLOSED SESSION 4:02 PM

The Council recessed to Closed Session at 4:02 p.m. The Council returned from Closed Session and recessed at 5:25 p.m.
MINUTES
SPECIAL CITY COUNCIL/REDEVELOPMENT AGENCY CONCURRENT
MAY 25, 2011

CITY HALL
CITY COUNCIL CHAMBERS
STOCKTON, CALIFORNIA

The Council did not return from Closed Session until 5:25 p.m. The start of the regular meeting was postponed until 6:00 p.m.

1. **CC/RD CALL TO ORDER/ROLL CALL 6:00 PM**

   Roll Call 6:01 PM
   Present:
   Councilmember Canepa
   Councilmember Eggman
   Councilmember Fritch
   Councilmember Holman
   Vice Mayor Miller
   Mayor Johnston

   Absent:
   Councilmember Lowery.

2. **CC/RD REPORT OF ACTION TAKEN IN CLOSED SESSION 6:01 PM**

   City Attorney John Luebberke announced that the Council on a vote of 5-0, members Eggman and Lowery absent, has provided direction to initiate legal action. Once that action has been formally commenced, the City shall disclose to any person upon inquiry, the action, the defendants, and the general substance of the matter, unless to do so would jeopardize the City’s ability to effectuate service of process on one or more unserved parties, or that to do so would jeopardize its ability to conclude existing settlement negotiations to its advantage.

3. **INVOCATION/PLEDGE TO FLAG 6:02 PM**

   Pastor Loyce McCullough, New Directions Christian Fellowship, gave the Invocation. Vice Mayor Miller led the Pledge of Allegiance.

4. **PROCLAMATIONS/COMMENDATIONS/CITY**
ANNOUNCEMENTS OR INVITATIONS 6:03 PM

4.01) Proclamation: Military Appreciation Month - May 2011
Recipient: Shelline Klingensfuss, Regent, El Toyon
Chapter of the Daughters of the American Revolution
6:03 PM

Mayor Johnston announced that Item 8.01 would not be heard. She read a
press release issued by the City Clerk regarding Council Redistricting and
noted the date of the informational public meeting.

5. CITIZENS’ COMMENTS, ANNOUNCEMENTS OR INVITATIONS*
6:07 PM

Gary Malloy - spoke to budget issues and encouraged the unions to
agree to concessions in order to preserve jobs and avoid potential
bankruptcy. He commented about the Stockton Police Officers
Association purchasing the house next to City Manager Deis,
and urged the Union to reconsider the purchase and be agreeable to
bargaining as other cities have done to preserve their city.

David Reeder - spoke to the City’s budget issues relative to
employee medical costs and actions taken by past administrators.

Motecuzoma Sanchez - spoke to the Teen Impact Center contract
issue and noted that Sammy Nunez no longer represents Fathers
and Families.

Steve Kralj - spoke in support of gun ownership and expressed
concern over the rise in crime in the City.

6. CC/RD CONSENT AGENDA 6:23 PM

6.01) CC AWARD A FIVE-YEAR CONTRACT, RENEWABLE ON
AN ANNUAL BASIS, FOR THE ANNUAL AUDIT OF THE
CITY OF STOCKTON FINANCIAL RECORDS, TO THE
FIRM OF MAZE & ASSOCIATES, IN THE FIVE-YEAR
AMOUNT OF $661,123

Resolution 11-0115 awarding a five-year contract,
renewable on an annual basis, for the annual audit of the City
of Stockton financial records, to the firm of Maze &
Associates. First year fees will be $127,040. The total amount of the contract is $661,123 for the five (5) fiscal years 2011 through 2015.

(AUD)

Note: A memo was distributed around the bench dated May 24, 2011 to the Mayor and Councilmembers from F. Michael Taylor, City Auditor regarding additional background material related to contract for professional Auditing Services (filed).

6.02) CC JUVENILE ACCOUNTABILITY BLOCK GRANT - FY 2011-2012

Resolution 11-0116 authorizing the City Manager to: 1) submit a grant application in the amount of $28,782 plus a required 10% match of $2,878 to the State of California Department of Corrections and Rehabilitation Corrections Standards Authority; 2) upon approval of grant request authorize the City Manager to accept the grant amount of $28,782 and approve $2,878 in matching funds and 3) to authorize the City Manager to execute all grant award documents and appropriate funds once received.

(CM)

6.03) CC AUTHORIZE A CONTRACT WITH WILLIAM AVERY AND ASSOCIATES, INC. TO PROVIDE RECRUITMENT SERVICES FOR MUNICIPAL UTILITIES DIRECTOR AND COMMUNITY DEVELOPMENT DIRECTOR.

Resolution 11-0117 adopting findings and authorizing a contract with William Avery and Associates, Inc. to provide recruitment services.

(CM)

6.04) RD AMENDMENT TO REIMBURSEMENT AGREEMENT - MARIPOSA WALGREENS PROJECT

Resolution R11-007 approving an Amendment to the Reimbursement Agreement with Farmington Mariposa Development Co., LLC and Walgreen Co. for off-site
improvements located to the east of the proposed Walgreens
drugstore at the northeast corner of Mariposa Road and
Farmington Road in Southeast Stockton.
(ED)

6.05) **CC AUTHORIZE ACQUISITION FOR THE HAMMER LANE WIDENING PROJECT - KNOWLES PROPERTY**

**Resolution 11-0118** authorizing the acquisition of a street
and highway easement from Harold Knowles, Trustee of the
Knowles Family Irrevocable Trust Agreement, deceased, and
executed by Carl Knowles, Successor Trustee of the Knowles
Family Irrevocable Trust Agreement at 1140 West Hammer
Lane in the amount of $52,500 plus up to $4,000 in estimated
closing costs for a total not to exceed $56,500 as needed for
the Hammer Lane Widening Project, and to authorize the City
Manager to make all appropriate transfers and sign
documents as required.
(ED)

6.06) **CC/RD NEW STATE COURTHOUSE MEMORANDUM OF UNDERSTANDING TO FORMALIZE PLANNING AND DESIGN CONTROLS**

City Council Action:

**Resolution 11-0119** approving a Memorandum of
Understanding (MOU) stating that the new Stockton
Courthouse Project is exempt from requirements of a
redevelopment project within the Waterfront Merger
Redevelopment Project Area, and as applicable to the Hunter
Square Plaza parcel and the abutting and adjacent properties
necessary for said project.

Redevelopment Agency Action:

**Resolution R11-008** approving a Memorandum of
Understanding (MOU) stating that the new Stockton
Courthouse Project is exempt from requirements of a
redevelopment project within the Waterfront Merger
Redevelopment Project Area, and as applicable to the Hunter
Square Plaza parcel and the abutting and adjacent properties
6.07) **CC/RD STRONG NEIGHBORHOODS INITIATIVE - PURCHASE AND CANCELLATION OF REVENUE BONDS 2006 SERIES A (REDEVELOPMENT PROJECTS)**

City Council Action:

**Resolution 11-0120** approving the purchase and cancellation of remaining unencumbered proceeds in the Strong Neighborhoods Initiative 2006 Revenue Bonds Series A (Redevelopment Projects) for the North Stockton, Midtown, and South Stockton Redevelopment Project Areas.

Redevelopment Agency Action:

**Resolution R11-009** approving the purchase and cancellation of remaining unencumbered proceeds in the Strong Neighborhoods Initiative 2006 Revenue Bonds Series A (Redevelopment Projects) for the North Stockton, Midtown, and South Stockton Redevelopment Project Areas.

(ED)

6.08) **CC NEIGHBORHOOD STABILIZATION PROGRAM APPROPRIATION AND EXPENDITURE FOR SINGLE FAMILY HOMES**

**Resolution 11-0121:** 1) Authorizing a budget appropriation of $2,500,000 in Neighborhood Stabilization Program 1 program income received through the resale of rehabilitated homes; 2) Authorizing a budget appropriation of $2,782,646 in Neighborhood Stabilization Program 3 funds; 3) Authorizing the expenditure of $2,500,000 from the Neighborhood Stabilization Program 1 fund (063) for purchase, rehabilitation, and miscellaneous costs associated with vacant foreclosed homes; 4) Authorizing the expenditure of $2,782,646 from the Neighborhood Stabilization Program 3 fund (063) for purchase, rehabilitation, and miscellaneous costs associated with vacant foreclosed homes; and 5) Authorizing the City Manager, or his designee to review and approve individual transactions within existing predetermined
6.09) **CC LEASE WITH THE STOCKTON CONVENTION AND VISITOR'S BUREAU FOR OFFICE SPACE AT THE CIVIC AUDITORIUM**

Resolution 11-0122 authorizing a lease of office space at the Civic Auditorium with the Stockton Convention and Visitor's Bureau.

(ED)

**Note:** A memo was distributed around the bench dated May 23, 2011 to the Mayor and Councilmembers from Michael E. Locke, Interim Director/Deputy City Manager, providing corrections to the Lease Agreement with The Stockton Convention and Visitor's Bureau for the office space at the Civic Auditorium (filed).

6.10) **CC PURCHASE OF EIGHT USED FOUR-DOOR SEDANS**

(PUR 11-011)

Resolution 11-0123 authorizing the replacement purchase of eight used four-door sedans from Chase Chevrolet of Stockton, California, in the amount of $139,511.28.

(PW)

6.11) **CC APPROVE AGREEMENTS WITH PACIFIC GAS AND ELECTRIC COMPANY FOR THE NORTH STOCKTON RAILROAD GRADE SEPARATIONS AND BRIDGE REPLACEMENT, PROJECT NO. 05-17**

1. Resolution 11-0124 approving an Agreement with Pacific Gas and Electric Company for electric distribution and service extension, and for standby gas service for the proposed Lower Sacramento Road pump station required as part of the North Stockton Railroad Grade Separations and Bridge Replacement, Project No. 05-17, in the amount of $25,001.65.
2. Resolution 11-0125 approving an Agreement with Pacific Gas and Electric Company for the conversion of electric overhead to underground facilities at the Eight Mile Road Union Pacific Railroad (east) grade separation location as part of the North Stockton Railroad Grade Separations and Bridge Replacement, Project No. 05-17, in the amount of $213,109.78.

3. Resolution 11-0126 approving an Agreement with Pacific Gas and Electric Company for the conversion of electric overhead to underground facilities at the Lower Sacramento Road Union Pacific Railroad grade separation location as part of the North Stockton Railroad Grade Separations and Bridge Replacement, Project No. 05-17, in the amount of $98,278.74. (PW)

6.12) CC COOPERATIVE AGREEMENT WITH LODI UNIFIED SCHOOL DISTRICT TO FUND CONSTRUCTION OF GLACIER POINT DRIVE RAISED CURB MEDIAN PROJECT, CITY PROJECT NO. 10-11

Resolution 11-0127 authorizing the City Manager to enter into a Cooperative Agreement with the Lodi Unified School District to fund the Glacier Point Drive Raised Curb Median Project. It is further recommended that the resolution authorize the City Manager to receive funding for the project. (PW)

6.13) CC STOCKTON CONSOLIDATED LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT NO. 96-2

Resolution 11-0128 that: (1) preliminarily approves the Stockton Consolidated Landscape Maintenance Assessment District No. 96-2 Annual Engineer’s Report for the 2011-2012 fiscal year, (2) preliminarily approves the proposed 2011-2012 budget, (3) sets a Public Hearing for June 7, 2011, and (4) authorizes the City Clerk to publish notice of the public hearing. (PW)
6.14) **CC CENTRAL STOCKTON LIGHTING MAINTENANCE DISTRICT - ENGINEER'S REPORT AND RESOLUTION OF INTENTION TO FORM THE DISTRICT**

Resolution 11-0129 that: 1) approves the Central Stockton Lighting Maintenance District Engineer's Report for the 2011-2012 Fiscal Year; 2) issues the Intention to Order the Formation of the Central Stockton Lighting Maintenance District; and 3) authorizes the mailing of Proposition 218 ballots and the setting of a Public Hearing for July 12, 2011. (PW)

**Motion:** Approve the Consent Agenda

**Moved by:** Councilmember Fritch, seconded by Councilmember Holman.

**Vote:** Motion carried 6-0

**Yes:** Councilmember Canepa, Councilmember Eggman, Councilmember Fritch, Councilmember Holman, Vice Mayor Miller, and Mayor Johnston.

**Absent:** Councilmember Lowery.

7. **UNFINISHED BUSINESS 6:24 PM**

7.01) **CC CITY OF STOCKTON GOLF COURSE OPERATIONS 6:24 PM**

Informational purposes only - Council direction is requested. (CS)

Pam Sloan, Director of Community Services, presented the staff report with the aid of a PowerPoint presentation (filed) and answered questions from the Council.

Councilmember Canepa asked for clarification regarding indirect salary cost and the balance for a CIP loan.
Mayor Johnston asked about the recommended timeline for privatizing the contract. Director Sloan responded that the average is 3-5 years and she is suggesting a 5 year option.

Councilmember Fitchen asked for clarification about Option 3 specific to giving the property back to the donor family.

Vice Mayor Miller asked for clarification regarding the cost difference in the City operating the golf courses with two employees vs. a management firm bringing in seven employees.

Vice Mayor Miller asked if cost would fall to the City when losses occur due to extended rainy season.

Councilmember Holman asked how the Recreation Fund would be affected. Director Sloan stated that the Recreation Fund would be depleted if the golf courses remain City operated.

Deputy City Manager Laurie Montes explained how the Recreation Fund is funded.

City Manager Deis - asked for clarification of how the Recreation Fund would stand by next year if it is used for the transition and to make this budget whole

Deputy City Manager Montes said the fund would be depleted.

Councilmember Holman asked what the depletion of the recreation fund means to other recreation activities.
Deputy City Manager Montes - For Fiscal Year 2011-2012, it is projected the Recreation Fund will have a balanced budget.

Councilmember Fitchen - The management company indicated that capital improvements are considered normal maintenance by the management firm.

Councilmember Canepa - Inquired about the roof repairs at Van Buskirk, irrigation pumping concerns, the no-fee agreement for high schools, and cost per round fees. Director Sloan and Golf Manager Tom Nelson addressed the questions.

Vice Mayor Miller asked if the First Tee program would continue and if the company has a fee structure, to which Director Sloan responded.

Councilmember Eggman asked about the fee structure in other cities where the management company operates. Director Sloan responded that fees have not been increased significantly.

Gary Malloy supports privatization; if Van Buskirk Golf Course is closed, those golfers would likely switch to Swenson.

Councilmember Fitchen - The management company is very proud of its performance and ability to retain customers on a long-term basis.

Mayor Johnston expressed support for moving forward with a management contract.
City Manager Deis - the City would still be responsible for capital improvements or repairs; further discussions with the vendor are pending; awareness about getting locked into a three-year no-cut contract

Councilmembers Canepa and Fritchen commented regarding a long term contract.

Vice Mayor Miller - Concerned about being locked into a contract that would not allow for possible renegotiations, in the event of a major Capital Cost expenditure where the City were forced to close one of the courses. She suggested that language be built into the contract to allow for re-negotiations.

City Manager Deis - various scenarios need to be considered

Councilmember Canepa asked for clarification regarding the offer of a loan of $200k from the management firm.

Director Sloan explained that the loan is an option that could be used for improvements and does not have to be exercised. She commented about a possible future lease-purchase option.

8. **NEW BUSINESS**

None.

9. **PUBLIC HEARINGS**

None.

10. **COUNCIL/REDEVELOPMENT AGENCY COMMENTS AND COMMITTEE REPORTS 7:30 PM**
Mayor Johnston commented on Bike to Work Week that took place last week.

Vice Mayor Miller
- Update on the League of California Cities Redevelopment Reform Forum that she and Councilmember Holman attended. Staff reports on pending legislation will be provided to the City Manager.
- The first Flash Dance event, sponsored by the library staff and volunteers took place on Sunday and is available on YouTube for viewing.
- Commended staff and volunteers for their participation in the Summer Reading Program.
- Thanks to Food 4Less and Rancho San Miguel for sponsoring the Fruit and Veggie Fest, San Miguel Market

Councilmember Holman invited everyone to the Big Valley Black Expo, this weekend at Weber Point Park.

Councilmember Canepa thanked Stockton Unified School District for utilizing the Stockton Arena for graduations.

Mayor Johnston - Hike and Bike event this Saturday at 8:30 a.m. leaving from the University of the Pacific, DeRosa Center. Proceeds benefit the Emergency Food Bank and Catholic Charities.

11. ADJOURNMENT 7:38 PM

Bonnie Paige
KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF STOCKTON
SECRETARY REDEVELOPMENT AGENCY
1. CALL TO ORDER/ROLL CALL 5:30 PM

Roll Call 5:30 PM
Present:
Councilmember Canepa
Councilmember Fitchen
Councilmember Holman
Councilmember Lowery
Vice Mayor Miller
Mayor Johnston

Absent:
Councilmember Eggman.

2. INVOCATION/PLEDGE TO FLAG 5:30 PM

Police Department Chaplain Tom Pitman provided the Invocation. The Pledge of Allegiance was led by Councilmember Canepa.

3. CITIZEN COMMENTS 5:31 PM

None.

4. ITEM FOR DISCUSSION 5:32 PM

4.01) 2011-2012 CITY BUDGET 5:32 PM

Police Chief Blair Ulring presented the Police Department Budget with the aid of a PowerPoint presentation (filed). 5:32 PM

Councilmember Fitchen noted that sworn personnel would be taken from the street to do civilian tasks and he cannot support Plan A.

Councilmember Holman noted that when sworn officers are used as Evidence Technicians and Property Room Technicians, they are subject to be subpoenaed to court which will increase overtime and doubles the sworn officers being taken off the streets.
Mayor Johnston expressed gratitude for the creativity and innovation that the Police Department has had over the last few years.

Councilmember Lowery thanked Chief Ulring for the work being done.

Councilmember Canepa asked for the number of retirees.

Chief Ulring noted that about 25-29 senior personnel are old enough to retire and as many as 58 sworn personnel will be eligible to retire at the end of next fiscal year.

Councilmember Canepa commented about the uncertainty of planning for retirees.

City Manager Deis noted that with Plan B staff reductions would be less than in Plan A.

Vice Mayor Miller asked if there were plans in place to begin rebuilding the department.

Councilmember Canepa asked why the decrease in the number of arrests projection.

Chief Ulring explained that the department's discretionary time is very minimal because the remaining officers are trying to handle the same level of calls for service, which reduces self-initiated activity.

Interim Fire Chief David Rudat presented the Fire Department budget with the aid of a PowerPoint presentation (filed). 6:06 PM

Councilmember Fritchien commented about the closure of Fire Station 1 under both plans being presented.
Mayor Johnston asked about the provision of responses to medical dispatch.

City Manager Deis noted that the Fire Department would be going through the most radical changes compared to other City departments.

Chief Rudat responded to questions from Councilmember Canepa regarding the number of possible retirees this year, the difference between truck and engine, and the dispatch timeline.

Comments from the public 6:34 PM

David Bregante suggested establishing a citizen review council.

Brian Carr, Stockton Fire Fighters Local 456 outlined negotiation efforts.

Gary Malloy expressed his opinion regarding police staffing and asked when the Fire arbitration decision would be made.

City Manager Deis noted that the City expected a decision on the Fire arbitration any day.

City Manager Bob Deis responded to the comments made by Mr. Carr.

Community Services Director Pamela Sloan presented the Community Services budget with the aid of a PowerPoint presentation (filed). 6:51 PM

Councilmember Fritch left the meeting 6:52 p.m.
Councilmember Canepa commented regarding the carryover balance. Ms. Sloan provided clarification.

Councilmember Fritchen returned to the meeting 7:12 p.m.

Councilmember Canepa asked for clarification regarding the Internal Service Fund (ISF). Mr. Deis responded.

Deputy City Manager Laurie Montes presented the budgets for the Administrative and Support departments with the aid of a PowerPoint presentation (filed). 7:14 PM

Councilmember Canepa requested clarification regarding Other Services.

Councilmember Fritchen - plan B reflects the lay-off of one position.

Chief Financial Officer Susan Mayer presented the Internal Service Funds budget with the aid of a PowerPoint presentation (filed). 7:27 PM

Susan Mayer, CFO, responded to questions from Councilmember Lowery regarding the $2 million insurance reimbursement; Councilmember Fritchen relative to reducing workers compensation liability; and, Councilmember Canepa, regarding Internal Service Fund (ISF) and outstanding liabilities.

Bob Murdoch, Public Works Director, responded to questions from Mayor Johnston regarding vehicle replacement, and lease purchase plan for fire trucks.

Mayor Johnston urged staff to apply for grants from the Air Pollution Control District for diesel
retrofit.

Councilmember Fritchett commented regarding selling aged vehicles.

5. COUNCIL COMMENTS

None.

6. ADJOURNMENT 7:55 PM

Bonnie Paige

KATHERINE GONG MEISSNER
CITY CLERK OF THE CITY OF
STOCKTON
SECRETARY REDEVELOPMENT AGENCY
MINUTES
SPECIAL CITY COUNCIL
MEETING OF SEPTEMBER 20, 2011

Study Session 4:00 PM, STOCKTON, CALIFORNIA

1. CALL TO ORDER / ROLL CALL 4:00 P.M.

Roll Call
Present:
   Councilmember Canepa
   Councilmember Fritchcn
   Councilmember Holman
   Councilmember Lowery
   Mayor Johnston
Absent:
   Councilmember Eggman, and Vice Mayor Miller.

Note: Councilmember Eggman arrived to the meeting at 4:12 p.m.

Note: Vice Mayor Miller arrived to the meeting at 4:23 p.m.

2. PUBLIC COMMENT*

None.

3. STUDY SESSION AGENDA

3.01 DELTA WATER SUPPLY PROJECT PRESENTATION AND TOUR AT 11373 N. LOWER SACRAMENTO RD., LODI

Jeff Willett, Interim Director of the Municipal Utilities Department welcomed the audience and thanked the City Council for their attendance and support of the project. Mr. Willett stated that in 1996 the City applied for the Water Right and in 2005 the Council approved the project. Three goals of the project are to 1) supplement existing declining, less reliable surface water supplies; 2) protect groundwater resources; and, 3) provide for sufficient current and future water supplies. This project also meets the current Council goals of Fiscal Stability and Economic Development.

Bob Granberg, Deputy Director Water Resources Planning for the Municipal Utilities Department provided the presentation to Council and responded to questions from the Council and citizens throughout the presentation. Mr. Granberg introduced Bill Loyko, Chair of the Water Advisory Group and recognized
several other members of the Group in attendance.

Mayor Johnston and Councilmembers requested that staff provide an analysis quantifying the number of local jobs this project generated, list of contractors who worked on the project, and identify the dollars that have remained in the community.

Chad Brown, CDM Construction Manager spoke to the actual tour and safety measures to be adhered to by the people touring the facility. Greg Lindstadt, Design Manager for the Water Treatment Plant and Joe Leslie, On Site Safety Director, both representing CDM assisted Chad Brown with the tour.

Mayor Johnston commended all those who have contributed to the success of this project.

4. ADJOURNMENT

Motion: Approve adjournment.

Moved by: Councilmember Holman, seconded by Councilmember Fitchen.

Vote: Motion carried 7-0

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

Meeting adjourned at 5:36 p.m.

Bonnie Paige
BONNIE PAIGE
CITY CLERK OF THE CITY OF
STOCKTON
SECRETARY REDEVELOPMENT
AGENCY