CONSENT AGENDA

AGENDA ITEM 12.09
C-1.  CC/RD CALL TO ORDER / ROLL CALL 4:00 PM

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

Absent:  
Councilmember Eggman, and Councilmember Fritchen.  

Note:  Councilmember Eggman arrived to Closed Session at 4:01 p.m.  

Note:  Councilmember Fritchen arrived to Closed Session at 4:01 p.m.  

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

CONFEERENCE WITH LABOR NEGOTIATOR  

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

None

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

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

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

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

3.  INVOCATION/PLEDGE TO FLAG 5:30 PM

Bishop-elect Troy Dockery of Greater Christ Temple provided the Invocation. The Pledge of Allegiance was led by Councilmember Holman.
4. PROCLAMATIONS/COMMENDATIONS/CITY ANNOUNCEMENTS OR INVITATIONS 5:31 PM

4.01) Proclamation: United States Army Week - June 11-17, 2011

   Recipient: Sgt. 1st Class Anderson Jarvis 5:31 PM

5. CITIZENS’ COMMENTS, ANNOUNCEMENTS OR INVITATIONS 5:33 PM

David Bregante - requested that signs be posted at the alleys between 1724 North El Dorado and 109 East Walnut Streets, and 112 East Alder, due to various nuisance problems.

James Young - requested speed limit signs near Pershing Avenue and Swain Road; offered to volunteer at the Police Department, Fire Department and Community Services Department.

Jose J. De Santiago - Seniors for Seniors Program is still locked out of the Teen Center and is concerned about the state of affairs in the City.

Albert Long - Concerned about cutting Police and Fire services and offered to volunteer his time.

Chanda Chhin - Comments made by Mr. Sanchez at the May 24, 2011, Council meeting. She said he is not a Sacramento State University Magna Cum Laude graduate as he stated.

John Baker - Protested the bid award contract to Kjeldsen, Sinnock and Neudeck, Inc., agenda item 6.07 due to safety concerns from past projects. He provided a report to the Council (filed).

Tocan Nguyen shared her political views.

Tori Verber-Salazar, on behalf of the San Joaquin County Fair Board of Directors, invited everyone to the San Joaquin County Fair June 15 through 19, 2011.

Dennis Cochran, Director of the Graffiti Abatement Society of San Joaquin County, spoke to the Mayor’s State of the City speech, the State Enterprise Zone and graffiti removal.

Nancy Cochran, Graffiti Abatement Society of San Joaquin County volunteer, gave an overview of the State Enterprise Zone statute.

Michelle R. Martin - spoke to juvenile issues and submitted a
document for filing (filed).

Deborah Gurley reported that a stop sign on the corner of Ninth and Airport Way has been knocked down.

Tony Manner, owner of Finnegan's Pub and Grill, spoke in support of the Police Department and concerns regarding budget cuts to the Police Department.

Renee Mobley shared her experiences with public transportation, San Joaquin Regional Transit District.

6. **CC/RD CONSENT AGENDA 6:03 PM**

6.01) **CC ANNUAL SUBMISSION AND APPROVAL OF CITY OF STOCKTON INVESTMENT POLICY NO. 700-7, ANNUAL DELEGATION OF INVESTMENT AUTHORITY TO THE CHIEF FINANCIAL OFFICER, AND SUBMISSION OF QUARTERLY INVESTMENT REPORTS**

Resolution 11-0130 approving the Investment Policy No. 700-7 for the City of Stockton and delegating investment authority to the Chief Financial Officer, acting in the capacity of the Director of Administrative Services and Treasurer, for a one-year period. It is also recommended that the City Council review and approve the attached investment reports for the quarters ended September 30, 2010, December 31, 2010 and March 31, 2011. (AS)

6.02) **CC SAN JOAQUIN COUNTY BEHAVIORAL HEALTH SERVICES GRANT IN THE AMOUNT OF $200,000**

Resolution 11-0131 authorizing the City Manager to execute a grant agreement in the amount of $200,000 and all other necessary documents with San Joaquin County Behavioral Health Services as required by the granting agency and directing the City Manager to make all necessary appropriations in compliance with, and for the purposes stated in the grant application and grant agreement. (CM)

6.03) **CC APPROVE AMENDMENT NO. 2 FOR THE DEPARTMENT OF BOATING AND WATERWAYS LOAN**

Resolution approving Amendment No. 2 to the Department of Boating and Waterways Loan for the Marina Construction and authorizing the City Manager to execute all applicable loan documents. (ED)
Note: Item 6.03 was removed from the Consent Agenda and as heard Item 7.01 under Unfinished Business

6.04) **CC/RD DEDICATION OF REAL PROPERTY INTERESTS TO THE CITY OF STOCKTON AT LINCOLN STREET AND THE CROSSTOWN FREeway**

Redevelopment Agency Action:

Resolution R11-010 Authorizing the Executive Director to execute two Grant Deeds from the Redevelopment Agency to the City of Stockton for 1) a sanitary pump station; and 2) the Mormon Slough Parkway at Lincoln Street and the Crosstown Freeway.

City Council Action:

Resolution 11-0133 Authorizing the City Attorney to accept the grant deeds from the Redevelopment Agency for the property located at Lincoln Street and the Crosstown Freeway for the sanitary pump station and the Mormon Slough Parkway. (ED)

6.05) **CC MIRACLE MILE IMPROVEMENT DISTRICT - REIMBURSEMENT AGREEMENT TO FUND REPAIRS TO CITY-OWNED PARKING LOTS AND RATIFY PAYMENTS MADE IN 2009 AND 2010**

Resolution 11-0134 authorizing the City Manager to execute a reimbursement agreement with the Miracle Mile Improvement District not to exceed $250,000 for completion of improvements to certain City-owned parking lots located in the Miracle Mile commercial district and to ratify $48,658 in design and engineering costs paid in 2009 and 2010 in relation to the project. (ED)

6.06) **CC 2010 SANITARY SEWER REHABILITATION PROJECT (M06023)**

Resolution 11-0135 approving the plans and specifications, all environmental findings, and authorizing the City Manager to execute a construction contract with K.J. Woods Construction, Inc. of San Francisco, in the amount of $248,000, for the 2010 Sanitary Sewer Rehabilitation Project (M06023). (MUD)
6.07 CG AIRPORT WAY STREETSCAPE BEAUTIFICATION PHASE 3 PROJECT CONSTRUCTION, PROJECT NO. 169-04

Adopt three resolutions authorizing the City Manager to:

1. Award a construction contract in the amount of $797,636.50 to Rodgers Construction & Engineering Co., Inc. for subject project; and

2. Execute Contract Change Order No. 1 to Kjeldsen, Sinnock and Neudeck, Inc. in the amount of $34,953.00 for engineering support during construction of subject project.

3. Approve the filing of a Notice of Exemption under the California Environmental Quality Act. (PW)

Note: Item 6.07 was removed from the Consent Agenda and heard as Item 7.02 under Unfinished Business

6.08) CC FRENCH CAMP/I-5 INTERCHANGE RECONSTRUCTION, PROJECT NO. 99-01

Resolution 11-0139 authorizing the City Manager to execute Amendment 3 to increase the City’s right-of-way capital cost limit by $1,750,000 and extend the termination date to June 30, 2013 of the Design/Right-of-Way Cooperative Agreement between the City of Stockton and the State of California Department of Transportation for the French Camp Road/Interstate 5 Interchange Reconstruction Project. (PW)

6.09) CC PURCHASE OF HOT MIX ASPHALT FOR THE PERIOD JULY 1, 2011 THROUGH JUNE 30, 2012, PROJECT NO. 11-08

Resolution 11-0140 approving specifications, rejecting the bid of George Reed, Inc., and awarding a contract in the amount of $751,252 to Granite Construction Company for the Purchase of Hot Mix Asphalt for fiscal year 2011-2012. (PW)

6.10) CC STATE ROUTE 99/HAMMER LANE INTERCHANGE AND STATE ROUTE 99 WIDENING, PROJECT NO. 04-16 - CONSTRUCTION COOPERATIVE AGREEMENT
AMENDMENT NO. 5

Resolution 11-0141 authorizing the City Manager to execute Amendment No. 5 to the Construction Cooperative Agreement (10-140) between the City of Stockton, Caltrans, and the San Joaquin Council of Governments to extend the termination date from June 30, 2011, to June 30, 2012, for the State Route 99/Hammer Lane Interchange and State Route 99 Widening, Project No. 04-16. (PW)

Motion: Approve Consent Agenda save items 6.03 and 6.07 which were removed from the Consent Agenda and heard under Unfinished Business as Items Item 7.01 and 7.02, respectively.

Moved by: Councilmember Fritch, seconded by Councilmember Canepa.

Vote: Motion carried 7-0

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

7. UNFINISHED BUSINESS 6:04 PM

7.01 (formerly Item 6.03) CC APPROVE AMENDMENT NO. 2 FOR THE DEPARTMENT OF BOATING AND WATERWAYS LOAN

Resolution approving Amendment No. 2 to the Department of Boating and Waterways Loan for the Marina Construction and authorizing the City Manager to execute all applicable loan documents. (ED) 6:04 PM

Deputy City Manager Mike Locke gave the staff report with the aid of a PowerPoint presentation (filed).

Councilmember Holman thanked staff for the report.

Councilmember Lowery said that outreach and promotions for the marina is a critical element in bringing tax revenue to the City.

Councilmember Fritch said he appreciates staff presenting realistic figures in the revenue projections.

Mayor Johnston inquired about the reimbursement from the State.

City Manager Deis clarified that the City is trying to recover $1.2
million from the Federal government.

Councilmember Canepa requested clarification regarding the debt service.

Councilmember Holman asked if fuel at the marina continues to be an issue.

**Motion:** Approve 7.01 (formerly Item 6.03) CC APPROVE AMENDMENT NO. 2 FOR THE DEPARTMENT OF BOATING AND WATERWAYS LOAN

**Resolution 11-0132** approving Amendment No. 2 to the Department of Boating and Waterways Loan for the Marina Construction and authorizing the City Manager to execute all applicable loan documents. (ED)

**Moved by:** Councilmember Holman, 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.

7.02 *(formerly Item 6.07) CC AIRPORT WAY STREETSCAPE BEAUTIFICATION PHASE 3 PROJECT CONSTRUCTION, PROJECT NO. 10-04

Adopt three resolutions authorizing the City Manager to:

1. Award a construction contract in the amount of $797,636.50 to Rodgers Construction & Engineering Co., Inc. for subject project; and

2. Execute Contract Change Order No. 1 to Kjeldsen, Sinnock and Neudeck, Inc. in the amount of $34,853.00 for engineering support during construction of subject project.

3. Approve the filing of a Notice of Exemption under the California Environmental Quality Act. (PW) 6:17 PM

Public Works Director Bob Murdoch presented the item with the aid of a PowerPoint presentation (filed), and responded to questions from the Council.

Mayor Johnston thanked staff for their due diligence. Her concern is that City staff follow up with the contractor to assure they perform to
the level required and participate in the apprentice program.

Councilmember Lowery spoke to concerns about safety and the quality of work of the contractor within the last 9 months and lack of follow through on noted corrections.

Councilmember Fritchén had concerns regarding the following: open trenches in front of schools; hiring apprentices state requirements; bid was not submitted on correct bid form; clarification regarding rejection of the bid. Mr. Murdock responded that the mistake was not material to the bid.

Mayor Johnston related an experience at another agency relative to a rejected bid.

Councilmember Eggman asked for clarification regarding apprentice hiring requirements, local hire ordinance, and options for rejecting bids or having a public hearing.

Councilmember Eggman said she is in favor of rebidding.

Councilmember Holman stated his concerns noted in the weekly statement of work from Stanislaus County which notes safety issues on a daily basis.

Councilmember Fritchén asked if bid protests could be appealed and questioned use of specific language in the bid documents.

City Attorney Luebberke responded.

City Manager Deis explained why bids are typically rebid.

Vice Mayor Miller asked Mr. Murdoch to clarify why he was not suggesting to rebid in this instance.

Councilmember Canepa expressed his desire to hear from Rodgers Construction and asked what options the City has if performance becomes an issue.

Dan Rodgers, President of Rodgers Construction, responded to the Council’s concerns.

Bobby Bivens, National Association for the Advancement of Colored People (NAACP), expressed concern that a minority contractor is being scrutinized unfairly and questioned why other contractors are not scrutinized expressly when they do not hire minorities for local construction jobs.
Motion: Approve 7.02 (formerly Item 6.07) CC AIRPORT WAY STREETSCAPE BEAUTIFICATION PHASE 3 PROJECT CONSTRUCTION, PROJECT NO. 10-04

Adopt three resolutions authorizing the City Manager to:

1. Resolution 11-0136 Awarding a construction contract in the amount of $797,636.50 to Rodgers Construction & Engineering Co., Inc. for subject project; and

2. Resolution 11-0137 Executing Contract Change Order No. 1 to Kjeldsen, Sinnock and Neudeck, Inc. in the amount of $34,853.00 for engineering support during construction of subject project; and

3. Resolution 11-0138 Approving the filing of a Notice of Exemption under the California Environmental Quality Act. (PW)

Moved by: Mayor Johnston, seconded by Councilmember Holman.

Councilmember Lowery said she would not support the motion as she is still concerned about the safety issues.

Councilmember Holman said the safety record is a concern but trusts that City staff will monitor the project closely, and he would support the motion.

Councilmember Fitchen said he would not support the motion in light of the safety concerns.

Vote: Motion carried 5-2

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

Mayor Johnston called for a recess at 7:06 p.m. The Mayor reconvened the meeting at 7:15 p.m.

8. NEW BUSINESS 7:06 PM

8.01) CC PRESENT CITY MANAGER’S PROPOSED BUDGET 2011-2012
(CM) 7:15 PM

City Manager Deis introduced the item aided by a PowerPoint presentation (filed).

Mayor Johnston, Vice Mayor Miller, Councilmember Eggman and
Lowery, commended staff for their work on the budget.

Comments from the Public

Gary Malloy said he is grateful for the budget being proposed and spoke to the concessions from the unions.

8.02) CC DEVELOPMENT OVERSIGHT COMMISSION RECOMMENDATION TO CITY COUNCIL REGARDING GENERAL FUND CONTRIBUTION TO DEVELOPMENT SERVICES FUND

It is recommended that the City Council recognize, by motion action, that a portion of the financial support for the Community Development Department's (CDD) Special Revenue Fund (Development Services Fund) supporting Planning, Building, Engineering and Fire Development Services should be allocated from the General Fund. The specific determination of level of funding would be identified following the Management Review of Community Development Services, implementation of organizational changes and completion of a revised Development Fee Nexus Study. The specific funding level will be a Council determination. (CD) 7:46 PM

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

Mayor Johnston asked about the projected single family permits.

Councilmember Eggman agreed with the plan being presented.

John Beckman, Building Industry Association and Development Oversight Commission Chair, thanked staff for their work on the budget.

Motion: Approve a portion of the financial support for the Community Development Department's (CDD) Special Revenue Fund (Development Services Fund) supporting Planning, Building, Engineering and Fire Development Services should be allocated from the General Fund. The specific determination of level of funding would be identified following the Management Review of Community Development Services, implementation of organizational changes and completion of a revised Development Fee Nexus Study. The specific funding level will be a Council determination.

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

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

8.03) CC AGREEMENT WITH FAMILY RESOURCE AND REFERRAL CENTER OF SAN JOAQUIN FOR THE OPERATION OF THE GARY AND JANICE PODESTO IMPACT TEEN CENTER AND RESCINDING PRIOR COUNCIL ACTION (RESOLUTION NO. 11-0047)

Resolution rescinding Resolution No. 11-0047 that authorized an agreement with Fathers and Families of San Joaquin and authorize an agreement between the City of Stockton and Family Resource & Referral Center of San Joaquin for the operation and maintenance of the Gary and Janice Podesto IMPACT Teen Center, and authorizing the City Manager to execute the agreement and take all other actions appropriate to carry out the intent and purpose of the resolutions. (CS) 7:59 PM

Community Services Director Pamela Sloan provided the staff report aided by a PowerPoint presentation (filed).

Richard Rushten, Family Resource and Referral Center of San Joaquin, they have been in the Downtown for 30 years and understand leveraging resources and being transparent.

Tony Washington, Family Resource and Referral Center of San Joaquin, said they are looking forward to partnering with the City. They intend to offer programs that the Community wants to see.

Councilmember Eggman expressed appreciation that Family Resource and Referral Center of San Joaquin was willing to step up to the plate and work with community partners.

Mayor Johnston related how impressed she is with Family Resource and Referral Center of San Joaquin.

Councilmember Canepa, inquired about the proposed five year term of the contract and commended Sammy Nunez for his efforts with Fathers and Families.

Councilmember Fitchen expressed concern regarding the subsidy, noting that other facilities that were subsidized less were closed.

Community Services Director Sloan responded that the subsidy was
the same as previously agreed to.

Richard Rush, Family Resource and Referral Center of San Joaquin, spoke to the commitment to reduce the subsidy to zero.

Councilmember Fritchec, noted that the facility fees are lower than the fees at the Children's Museum.

Councilmember Lowery said she is concerned about the subsidy cap in year four and inquired about the language in the contract being modified.

Councilmember Holman encouraged the efforts of Family Resources and Referral and Sammy Nunez in working together for the benefit of the community.

Sandra Castanon Ramirez requested that the City's process for rejecting the contract be provided in writing. She spoke in opposition to the cancellation of the contract with Fathers and Families.

Sammy Nunez, Fathers and Families, addressed concerns that were raised about the organization, and thanked the community for their support.

Angeline Flores spoke in support of Sammy Nunez and Fathers and Families.

Councilmember Fritchec expressed his support for Sammy Nunez and Fathers and Families.

Chanda Chhin stated the original contract awarded to Fathers and Families, was for three years with a chance to renew for two years. The Family Resource and Referral contract is for five years with a chance to renew for five years.

**Motion:** Approve 8.03)  CC RESCINDING PRIOR COUNCIL ACTION (RESOLUTION NO. 11-0047)

**Resolution 11-0142** rescinding Resolution No. 11-0047 that authorized an agreement with Fathers and Families of San Joaquin (CS)

**Moved by:** Councilmember Fritchec, 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.

Motion: Approve 8.03) CC AGREEMENT WITH FAMILY RESOURCE AND REFERRAL CENTER OF SAN JOAQUIN FOR THE OPERATION OF THE GARY AND JANICE PODESTO IMPACT TEEN CENTER

Resolution 11-0143 authorizing an agreement between the City of Stockton and Family Resource and Referral Center of San Joaquin for the operation and maintenance of the Gary and Janice Podesto IMPACT Teen Center, and authorizing the City Manager to execute the agreement and take all other actions appropriate to carry out the intent and purpose of the resolutions.

Moved by: Councilmember Lowery, 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.

9. PUBLIC HEARINGS** 8:33 PM

9.01) CC Hearing to consider public comments/testimony regarding 2011-2012 STOCKTON CONSOLIDATED STORM DRAINAGE MAINTENANCE ASSESSMENT DISTRICT 2005-1

At the conclusion of the public hearing it is recommended that the City Council adopt a resolution overruling all protests, approving and adopting the Stockton Consolidated Storm Drainage Maintenance Assessment District No. 2005-1 Annual Engineer's Report for the 2011-2012 Fiscal Year, which contains the budget for each Zone, and confirming and levying the assessments for each Zone as set forth in the report.

(MUD) 8:33 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 8:33 p.m.
Jeff Willett, Interim Director for Municipal Utilities Department, introduced Christina Walters, who provided the staff report aided by a PowerPoint presentation (filed).

The Mayor declared the public hearing closed at 8:38 p.m.

**Motion:** Approve 9.01) CC THE 2011-2012 STOCKTON CONSOLIDATED STORM DRAINAGE MAINTENANCE ASSESSMENT DISTRICT 2005-1

**Resolution 11-0144** overruling all protests, approving and adopting the Stockton Consolidated Storm Drainage Maintenance Assessment District No. 2005-1 Annual Engineer’s Report for the 2011-2012 Fiscal Year, which contains the budget for each Zone, and confirming and levying the assessments for each Zone as set forth in the report.

**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.

9.02) **CC Hearing to consider public comments/testimony regarding 2011-2012 FIVE STORM DRAINAGE BASIN MAINTENANCE DISTRICTS**

At the conclusion of the public hearing it is recommended that the City Council adopt five resolutions overruling all protests, approving, and adopting the annual budget, and confirming and levying the 2011-2012 Fiscal Year assessments for each of the five industrial basin districts (Districts).

1. Arch Road Industrial Park
2. Charter Way Industrial Site
3. Western Pacific Industrial Park
4. Stockton Airport Business Center
5. Airport Gateway Center Storm Drainage Basin
Maintenance Districts (MUD) 8:39 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 8:39 p.m.

Christina Walter, Program Manager, provided the staff report aided by a PowerPoint presentation (filed).

The Mayor declared the public hearing closed at 8:42 p.m.

Motion: Approve 9.02) CC THE 2011-2012 FIVE STORM DRAINAGE BASIN MAINTENANCE DISTRICTS

Adopt five resolutions overruling all protests, approving, and adopting the annual budget, and confirming and levying the 2011-2012 Fiscal Year assessments for each of the five industrial basin districts (Districts).

1. Resolution 11-0145 for Arch Road Industrial Park
2. Resolution 11-0146 for Charter Way Industrial Site
3. Resolution 11-0147 for Western Pacific Industrial Park
4. Resolution 11-0148 for Stockton Airport Business Center
5. Resolution 11-0149 for Airport Gateway Center Storm Drainage Basin Maintenance Districts

Moved by: Councilmember Eggman, 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.

9.03) CC Hearing to consider public comments/testimony regarding STOCKTON CONSOLIDATED LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT NO. 96-2

At the conclusion of the public hearing it is
recommended that the City Council adopt a resolution overruling all protests, approving and adopting the Stockton Consolidated Landscape Maintenance Assessment District No. 96-2 Annual Engineer’s Report for the 2011-2012 Fiscal Year containing the budget for each zone, confirming and levying the assessments for each zone as set forth in the Annual Engineer’s Report, confirming that the assessments are in compliance with State of California Streets and Highways Code Section 22500, that the assessments are levied without regard to property valuation, and that the assessments are to fund maintenance of public parks and landscape improvements.

(PW) 8:43 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 8:44 p.m.

Project Manager David Kroll provided the staff report aided by a PowerPoint presentation (filed).

Councilmember Lowery left the meeting 8:44 p.m.

Councilmember Lowery returned to the meeting 8:46 p.m.

Councilmember Holman asked for clarification regarding the assessments at Spanos Park East and West.

Public Works Director Bob Murdoch responded.

Councilmember Fritchien asked for clarification regarding increasing the assessments.

Mayor Johnston noted the benefit of having landscape maintenance districts so the General Fund is not impacted.
The Mayor declared the public hearing closed at 8:50 p.m.

Councilmember Fitchen asked if there is a Landscape Maintenance District for Downtown Stockton.

Public Works Director Bob Murdoch responded.

Councilmember Eggman asked if there was a plan to maintain the City’s urban forest.

Public Works Director Bob Murdoch responded.

Vice Mayor Miller asked if the urban forest could be addressed through a city-wide maintenance district.

Councilmember Lowery said that the University Neighborhood Renaissance group is holding a tree symposium in the Fall to educate the community, and there is a tree foundation being formed.

**Motion:** Approve 9.03) CC THE STOCKTON CONSOLIDATED LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT NO. 96-2

**Resolution 11-0150** overruling all protests, approving and adopting the Stockton Consolidated Landscape Maintenance Assessment District No. 96-2 Annual Engineer’s Report for the 2011-2012 Fiscal Year containing the budget for each zone, confirming and levying the assessments for each zone as set forth in the Annual Engineer’s Report, confirming that the assessments are in compliance with State of California Streets and Highways Code Section 22500, that the assessments are levied without regard to property valuation, and that the assessments are to fund maintenance of public parks and landscape improvements.

**Moved by:** Councilmember Fitchen, 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.

10. COUNCIL/REDEVELOPMENT AGENCY COMMENTS AND COMMITTEE REPORTS 8:56 PM

COUNCIL COMMENTS 8:56 PM

Mayor Johnston - The 2011-2012 Budget discussions will continue Wednesday, June 8, 2011 at 5:30 p.m.

Vice Mayor Miller - Silver Lake Camp now accepting reservations, information available on the City's website. The Small Business Development Center, Women Entrepreneurs Program begins July 6, 2011, information on the Small Business Development Center's website.

Councilmember Eggman noted her absence from the next two Council meetings. She thanked the labor groups who are helping the City work through these difficult times and implored other groups to see what they could do to also help.

Councilmember Fritchen announced a dance festival at the Stockton Arena on Saturday, June 11, 2011, at 7:00.

11. ADJOURNMENT 8:58 PM

Bonnie Paige

for

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