MINUTES
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/PUBLIC
FINANCING AUTHORITY CONCURRENT
MEETING OF NOVEMBER 4, 2014

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

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

Roll Call
Present:
  Dyane Burgos Medina
  Elbert Holman
  Katherine Miller
  Michael Tubbs
  Anthony Silva
Absent:
  Moses Zapien, and Paul Canepa.

Note: Councilmember Zapien arrived at 4:01 PM
  Vice Mayor Canepa arrived to Closed Session at 4:05 PM

2. ADDITIONS TO CLOSED SESSION AGENDA

None.

3. ANNOUNCEMENT OF CLOSED SESSION

3.1 14-0869 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Number of Cases: Five

Name of Case: Wells Fargo Bank v. City of Stockton (San Joaquin County Superior Court Case No. 39-2012-00277662)

Name of Case: Wells Fargo Bank, National Association, as Indenture Trustee v. City of Stockton (San Joaquin County Superior Court Case No. 39-2012-00280741)

Name of Case: In re City of Stockton, California - Debtor (United States Bankruptcy Court, Eastern District of California Case No. 2012-32118)

Name of Case: Richard Price, et al. v. City of Stockton, Redevelopment Agency, et al. (United States District Court, Eastern District Case No. CIV.S-02-0065 LKK JFM)

Name of Case: Donald Sipple, et al v. City of Alameda, et al. (Los Angeles County Superior Court Case No. BC462270)

This Closed Session is authorized pursuant to Section 54956.9(a) of the Government Code.
3.2 14-0877 CONFERENCE WITH LABOR NEGOTIATOR

Agency Designated Representative: City Manager Kurt Wilson

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.

4. PUBLIC COMMENT*

Tocan Nguyen - shared personal political views

5. RECESS TO CLOSED SESSION

The Council recessed to Closed Session at 4:04 p.m. The Council returned from Closed Session and recessed at 4:40 p.m.

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

Roll Call
Present:
   Dyane Burgos Medina
   Elbert Holman
   Katherine Miller
   Michael Tubbs
   Moses Zapien
   Paul Canepa
   Anthony Silva

7. INVOCATION/PLEDGE TO FLAG

Reverend Dwight Williams provided the Invocation. The Pledge of Allegiance was led by Councilmember Tubbs

8. REPORT OF ACTION TAKEN IN CLOSED SESSION

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

9. ADDITIONS TO REGULAR SESSION AGENDA**

None.

10. PROCLAMATIONS, COMMENDATIONS, OR INVITATIONS
12. **CONSENT AGENDA**

Motion to approve the Consent Agenda with a single vote, save item 12.2 which was removed for further staff review

**Moved by:** Paul Canepa, seconded by Elbert Holman.

**Vote:** Motion carried 7-0

**Yes:** Dyane Burgos Medina, Elbert Holman, Katherine Miller, Michael Tubbs, Moses Zapien, Paul Canepa, and Anthony Silva.

12.1 **14-0656 MUNICIPAL CODE AMENDMENTS CONCERNING RESERVE POLICE OFFICERS, OTHER POLICE DEPARTMENT VOLUNTEERS AND MASSAGE THERAPISTS**

Ordinance 2014-11-04-1201 (a) allowing Reserve Police Officers to be compensated, (b) allowing volunteers in the Police Department to direct traffic, (c) allowing Parking Enforcement Officers to work under the direction of the Parking Authority Executive Director or Department Director, and (d) permitting massage technicians to engage, under some circumstances, in "out call massage."

**Legislation Text**

Attachment A - Redline Version of Ordinance

**Proposed Ordinance**

Approved Ordinance 2014-11-04-1201

12.2 **14-0772 ADOPT A RESOLUTION ESTABLISHING A NEW REPRESENTED POSITION OF POLICE DISPATCH CALL TAKER FOR THE STOCKTON POLICE DEPARTMENT AND APPROVE THE SALARY RANGE**

Note: Item 12.2 was removed from the Consent Agenda for further staff review.

**Legislation Text**

**Proposed Resolution - Police Dispatch Call Taker**

12.3 **14-0914 PURCHASE OF EQUIPMENT FOR THE POLICE DEPARTMENT**

Motion 2014-11-04-1203 adopting the findings to support an exception to the competitive bidding requirement and authorize the purchase of communication and safety equipment for the Police Department from various vendors as a sole source or through cooperative purchasing agreements.
12.4 14-1069 MOTION AUTHORIZING THE CITY MANAGER TO AWARD THE BID AND EXECUTE A CONTRACT WITH INTEGRATED BEHAVIORAL HEALTH (IBH) FOR EMPLOYEE ASSISTANCE PROGRAM (EAP) SERVICES

Motion 2014-11-04-1204 authorizing the City Manager to award a bid and execute a contract with Integrated Behavioral Health (IBH) for Employee Assistance Program (EAP) services (PUR 14-018).

12.5 14-1085 APPROVE AN AMENDMENT TO THE PROFESSIONAL SERVICES MASTER CONTRACT WITH RMC WATER AND ENVIRONMENT FOR THE CLEAN WATER STATE REVOLVING FUND PROGRAM ASSISTANCE

Resolution 2014-11-04-1205 authorizing the City Manager to execute an Amendment to the Professional Services Master Contract with RMC Water and Environment of Walnut Creek, California in the amount of $98,413. This contract will provide program support services to the Municipal Utilities Department to apply for Clean Water State Revolving Fund Program grants and loans as a potential capital resource to aid in the future financing of the Regional Wastewater Control Facility Capital Improvement and Energy Management Projects; and approve an appropriation of $113,413 from the Wastewater available fund balance to the CIP Wastewater Sanitary account.

12.6 14-1091 APPROVAL OF CENTRAL VALLEY CLEAN WATER ASSOCIATION ANNUAL DUES PAYMENT

Motion 2014-11-04-1206 authorizing the City Manager to execute an annual dues payment of $70,000 to the Central Valley Clean Water Association for the Municipal Utilities Department's continued participation in the organization.

It is further recommended that the City Manager be authorized to take appropriate actions
to carry out the purpose and intent of this motion.

12.7 14-1104 REQUEST FOR PROPOSALS FOR LOAN PORTFOLIO SERVICES FOR THE CITY OF STOCKTON

Motion 2014-11-04-1207:
1. Authorizing the issuance of a Request for Proposals (RFP) for loan portfolio services for the City of Stockton; and,

2. Authorizing the City Manager, or his designee, to take necessary and appropriate actions to carry out the purpose and intent of the motion.

13. ADMINISTRATIVE MATTERS

None

14. UNFINISHED BUSINESS

None

11. CITIZENS' COMMENTS, ANNOUNCEMENTS, OR INVITATIONS*

Julie Schardt - spoke to the Draw It Out project

Document filed at the 2014-11-04 City Council meeting by Julie Schardt

Adrienne Egeland - spoke to the Draw It Out project; shared experiences

Judy Weldon - spoke to the Draw It Out project; shared the importance of youth engagement

Kristen Rinaker - spoke to the Draw It Out project; would like to see the program expanded; applied for grant funding; asked for City support

Document filed at the 2014-11-04 City Council meeting by Kristen Rinaker

Nicolette Smith - spoke to the Draw it out project; clarified what Cleveland Remembers stands for

Ramiro Reyes - urged Councilmember Tubbs to resign from office; spoke to garbage issues and crime in Stockton
Lorenzo Martinez - spoke to crimes in Stockton; would like to see more advocacy against crime within the community

Cynthia Gail Boyd - crime in Stockton, expressed her opinions regarding Councilmember Tubbs

Bill Maxwell - spoke in support of library strategic plan

Tocan Nguyen - shared personal political views

James Young - reminded everyone to vote today; reported too many shopping carts around town; would like to volunteer as police officer and help at City Hall.

15. NEW BUSINESS

15.1 14-1149 STRATEGIC PLAN FOR THE STOCKTON-SAN JOAQUIN COUNTY PUBLIC LIBRARY

This item is informational only. No action is necessary.

Legislation Text


Powerpoint Presentation

16. HEARINGS***

16.1 14-1134 PUBLIC HEARING: RENEWAL OF THE STOCKTON TOURISM BUSINESS IMPROVEMENT DISTRICT AND APPROVAL OF AN AGREEMENT WITH THE STOCKTON CONVENTION AND VISITORS BUREAU, INC., FOR ADMINISTRATION OF THE DISTRICT FUNDS

Legislation Text

Attachment A - Resolution 10-0407

Attachment B - Resolution 2014-09-09-1202

Attachment C - Final Management District Plan and Map

Proposed Resolution 1 - Declaring TBID Renewal Results

Exhibit 1 to Proposed Resolution 1 - District boundary map - STBID.pdf

Proposed Resolution 2 - Management of TBID

Exhibit 1 to Proposed Resolution 2 - MOU TBID 2016
Approved Resolution 2014-11-04-1601-01

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

Resolution 2014-11-04-1601-01 declaring the results of the majority protest proceedings, renewing the Stockton Tourism Business Improvement District for a ten-year period effective January 1, 2016, levying an assessment on lodging businesses within the district, and approving the Management District Plan; and

Moved by: Elbert Holman, seconded by Anthony Silva.

Vote: Motion carried 7-0

Yes: Dyane Burgos Medina, Elbert Holman, Katherine Miller, Michael Tubbs, Moses Zapien, Paul Canepa, and Anthony Silva.

Resolution 2014-11-04-1601-02 designating the Stockton Convention and Visitors Bureau, Inc., a nonprofit corporation, to operate the Stockton Tourism Business Improvement District, approving an agreement with the Stockton Convention and Visitors Bureau, Inc., to manage the district funds, and authorizing the City Manager to take all necessary and appropriate actions to execute the agreement and carry out the purpose of this resolution.

Moved by: Paul Canepa, seconded by Anthony Silva.

Vote: Motion carried 7-0

Yes: Dyane Burgos Medina, Elbert Holman, Katherine Miller, Michael Tubbs, Moses Zapien, Paul Canepa, and Anthony Silva.

17. COUNCIL COMMENTS

None.

18. ADJOURNMENT (6:42 PM)

INFORMATIONAL ITEMS

None

Bonnie Paige,
BONNIE PAIGE, CMC
CITY CLERK, CITY OF STOCKTON