



**CITY OF OAKDALE**  
**City Council**  
**Regular Meeting Minutes**

City Council Chambers  
277 North Second Avenue  
Oakdale, California

---

**Monday, December 7, 2015**

**7:00 PM**

**City Council Chambers**

---

**1. CALL TO ORDER:**

Mayor Paul called the meeting to order at 7:00 p.m.

**2. CITY COUNCIL PRESENT/ABSENT:**

Present: Mayor Paul  
Mayor Pro Tem Dunlop  
Council Member Bairos  
Council Member McCarty

Excused: Council Member Murdoch

Staff Present: City Manager Whitemyer  
City Attorney Hallinan  
Public Services Director Clark  
Finance Director Avila  
Management Analyst Lutz  
Public Works Superintendent Gravel  
Police Chief Jenkins  
City Clerk Teixeira

**3. PLEDGE OF ALLEGIANCE:**

Mayor Paul led the assembly in the Pledge of Allegiance.

**4. INVOCATION:**

The invocation was provided by Pastor Phil Rohr, River Oak Church.

**5. PRESENTATIONS/ACKNOWLEDGEMENTS:**

5.1: Presentation on Unmet Transit Needs Assessment, presented by Stanislaus Council of Governments (StanCOG).

Regina Valentine, Associate Planner representing StanCOG provided a PowerPoint presentation on StanCOG's Unmet Transit Needs Process.

Mayor Paul thanked the following individuals, groups and volunteers:

- Spirit of Oakdale for the Annual Spirit of Oakdale Thanksgiving Dinner;
- CAPS for delivery of Spirit of Oakdale Thanksgiving dinners to shut-ins and their families;
- Oakdale Garden Club for the decorated trees in Wood Park; and
- Lori Vierra for coordinating the Old Fashioned Christmas Special Event.



City of Oakdale  
City Council  
Regular Meeting Minutes

Monday, December 7, 2015  
Next City Council Resolution: 2015-167

City Council Chambers  
Next Ordinance: 1241

---

**6. ADDITIONS/DELETIONS:**

Mayor Paul asked whether there were any additions or deletions to the agenda. No items were added or deleted.

**7. PUBLIC COMMENTS:**

Mayor Paul asked whether there was anyone who wished to address a matter not listed on the City Council agenda.

Kathleen Westenberg requested an update on the proposed agreement between the City and Gilton for continued refuse service and stated her concerns with Gilton trucks spilling oil on City streets.

City Manager Whitemyer responded he personally was unaware of a situation where Gilton has spilled oil on City streets but he would address Ms. Westenberg's concern directly with Gilton. The City Manager then advised that the agreement adopted by the City Council during a previous meeting was to extend the existing agreement in place while a new agreement is negotiated. The new agreement will be brought forward for City Council consideration using the Prop 218 process after the first of the year.

Pamela Kelly spoke on behalf of Oakdale Rescue Mission. Ms. Kelly advised Question and Answer Sessions were held November 23, at 8:00 a.m. and on December 2, at 7:00 p.m. Future sessions will be scheduled monthly; dates for January are January 11<sup>th</sup>, at 8:00 a.m. and January 14<sup>th</sup>, at 7:00 p.m. In conclusion, Ms. Kelly advised additional information is posted on the group's website.

Erica Chiara thanked the Mayor for attending yesterday evening's (December 6<sup>th</sup>) first candle lighting ceremony.

**8. APPOINTMENT TO BOARDS AND COMMISSIONS:**

None scheduled.

**9. CITY COUNCIL CONSENT AGENDA:**

Mayor Paul asked whether there were any questions on any matter listed on the Consent Agenda. No comments were received.

**MOTION**

To approve City of Oakdale City Council Resolution 2015-167, approving the Consent Agenda for December 7, 2015, as follows:

9.1: Approve the Regular City Council Meeting Minutes of November 16, 2015; and

9.2: Receive and File the Warrant List for the period of November 10, 2015 to December 1, 2015; and



City of Oakdale  
City Council  
Regular Meeting Minutes

Monday, December 7, 2015  
Next City Council Resolution: 2015-167

City Council Chambers  
Next Ordinance: 1241

- 9.3: Waive Readings of Ordinances/Resolutions except by Title; and
- 9.4: Adopt Resolution 2015-168, a resolution of the City of Oakdale City Council authorizing the City Manager to execute contract with ABS Direct, Inc. for municipal bill printing, inserting and mailing services; and
- 9.5: Adopt Resolution 2015-169, a resolution of the City of Oakdale City Council authorizing the service agreement for 457 Plan Administration and compliance with Alta Montclair; and
- 9.6: Adopt Resolution 2015-170, a resolution of the City of Oakdale City Council approving Fiscal Year (FY) 2015-2016 Gann Appropriation Limit.

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 7th day of December, 2015, by the following vote:

AYES:	COUNCIL MEMBERS: Bairos, Dunlop, McCarty and Paul	(4)
NOES:	COUNCIL MEMBERS: None	(0)
ABSENT:	COUNCIL MEMBERS: Murdoch	(1)
ABSTAINED:	COUNCIL MEMBERS: None	(0)

Motion carried 4/0 by City Council roll call vote (Council Member Murdoch absent).

**10. PUBLIC HEARINGS:**

None scheduled.

**11. STAFF REPORTS:**

11.1: Consider accepting by Minute Order Treasurer's Report for October 2015.

Finance Director Avila presented the staff report recommending the City Council accept by Minute Order the October 2015 Treasurer's Report.

**MOTION**

To accept by Minute Order the October 2015 Treasurer's Report.

Moved by Council Member McCarty seconded by Council Member Bairos and PASSED AND ACCEPTED this 7th day of December 2015, by the following vote:

AYES:	Council Members: Bairos, Dunlop, McCarty and Paul	(4)
NOES:	Council Members: None	(0)
ABSENT:	Council Members: Murdoch	(1)
ABSTAINED:	Council Members: None	(0)

Motion carried 4/0 City Council roll call vote (Council Member Murdoch absent).



City of Oakdale  
City Council  
Regular Meeting Minutes

Monday, December 7, 2015  
Next City Council Resolution: 2015-167

City Council Chambers  
Next Ordinance: 1241

- 11.2 Consider a Resolution of the City of Oakdale City Council approving a new classification and job description for the position of police officer trainee.

Police Chief Jenkins presented the staff report recommending the City Council approve this new job classification and description for the position of police officer trainee.

Chief Jenkins and City Manager Whitemyer responded to questions raised by the City Council.

**MOTION**

To adopt Resolution 2015-171, a resolution of the City Council of the City of Oakdale approving a new classification and job description for the position of police officer trainee.

Moved by Mayor Pro Tem Dunlop seconded by Council Member Bairos and PASSED AND ADOPTED this 7th day of December, 2015, by the following vote:

AYES:	Council Members: Bairos, Dunlop, McCarty and Paul	(4)
NOES:	Council Members: None	(0)
ABSENT:	Council Members: Murdoch	(1)
ABSTAINED:	Council Members: None	(0)

Motion carried 4/0 City Council roll call vote (Council Member Murdoch absent).

- 11.3: Consider a Resolution of the City of Oakdale City Council adopting the job description the Code Enforcement/Water Conservation Officer and authorizing recruitment of one full-time position.

City Manager Whitemyer introduced Miranda Lutzow, Administrative Analyst.

Human Resources Management Analyst Lutzow presented the staff report recommending the City Council approve the job description for the Code Enforcement/Water Conservation Officer and authorize recruitment of one full-time position.

Whitemyer responded to council questions.

Public Comments:

Kathleen Westenberg  
Alice Garcia  
Glenn White



City of Oakdale  
City Council  
Regular Meeting Minutes

Monday, December 7, 2015  
Next City Council Resolution: 2015-167

City Council Chambers  
Next Ordinance: 1241

**MOTION**

To adopt Resolution 2015-172, a resolution of the City Council of the City of Oakdale adopting the job description the Code Enforcement/Water Conservation Officer and authorizing recruitment of one full-time position.

Moved by Mayor Pro Tem Dunlop, seconded by Council Member McCarty and PASSED AND ADOPTED this 7th day of December, 2015, by the following vote:

AYES:	Council Members: Dunlop, McCarty and Paul	(3)
NOES:	Council Members: Bairos	(1)
ABSENT:	Council Members: Murdoch	(1)
ABSTAINED:	Council Members: None	(0)

Motion carried 3/1/1 City Council roll call vote (Council Member Bairos voting No, Council Member Murdoch absent).

- 11.4: Consider a Resolution of the City Council granting a local vender bid preference to Michael Wheeler Construction for the Walnut Avenue Emergency Storm Drain Project, awarding the low bid in the amount of \$89,857.25, and authorizing an appropriation in the amount of \$32,350.00 to Fund 349 Storm Capital Facilities.

Public Services Director Clark presented the staff report recommending the City Council grant local vender bid preference to Michael Wheeler Construction for the Walnut Avenue Emergency Storm Drain Project, awarding the low bid in the amount of \$89,857.25, and authorizing an additional appropriation in the amount of \$32,350.00 to Fund 349 Storm Capital Facilities.

**MOTION**

To adopt Resolution 2015-173, a resolution of the City Council of the City of Oakdale granting a local vender bid preference to Michael Wheeler Construction for the Walnut Avenue Emergency Storm Drain Project, awarding the low bid in the amount of \$89,857.25, and authorizing an additional appropriation in the amount of \$32,350.00 to Fund 349 Storm Capital Facilities.

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 7th day of December, 2015, by the following vote:

AYES:	Council Members: Bairos, Dunlop, McCarty and Paul	(4)
NOES:	Council Members: None	(0)
ABSENT:	Council Members: Murdoch	(1)
ABSTAINED:	Council Members: None	(0)

Motion carried 4/0 City Council roll call vote (Council Member Murdoch absent).



City of Oakdale  
City Council  
Regular Meeting Minutes

Monday, December 7, 2015  
Next City Council Resolution: 2015-167

City Council Chambers  
Next Ordinance: 1241

**12. CITY MANAGER'S REPORT:**

City Manager Whitemyer extended thanks to Lori Vierra for all her efforts in organizing Old Fashioned Christmas as well as all who participated in Old Fashioned Christmas.

Mayor Paul thanked staff for their support of Ms. Vierra in her efforts organizing the event.

City Manager Whitemyer announced for the next City Council agenda, on a monthly basis under the City Manager's Report there will be a report provided by each department of the projects being worked on and projects pending within each of those departments.

**13. CITY COUNCIL ITEMS:**

13.1: Consider Mayor's annual nomination and appointment of Mayor Pro Tem.

Mayor Paul nominated Council Member Dunlop as Mayor Pro Tem for Calendar Year 2016.

**MOTION**

To appoint Council Member Dunlop as Mayor Pro Tem for the 2016 Calendar Year.

Moved by Council Member McCarty seconded by Council Member Bairos and PASSED AND ADOPTED this 7th day of December, 2015, by the following vote:

AYES:	Council Members: Bairos, Dunlop, McCarty and Paul	(4)
NOES:	Council Members: None	(0)
ABSENT:	Council Members: Murdoch	(1)
ABSTAINED:	Council Members: None	(0)

Motion carried 4/0 City Council roll call vote (Council Member Murdoch absent).

13.2: Consider City Council Appointments to External Boards and Committees and to Internal Committees for Calendar Year 2016.

**MOTION**

To approve the City Council appointments to External Boards and Committees and to Internal Committees for Calendar Year 2016.

Moved by Council Member McCarty seconded by Council Member Bairos and PASSED AND ADOPTED this 7th day of December, 2015, by the following vote:

AYES:	Council Members: Bairos, Dunlop, McCarty and Paul	(4)
NOES:	Council Members: None	(0)
ABSENT:	Council Members: Murdoch	(1)
ABSTAINED:	Council Members: None	(0)



City of Oakdale  
City Council  
Regular Meeting Minutes

Monday, December 7, 2015  
Next City Council Resolution: 2015-167

City Council Chambers  
Next Ordinance: 1241

---

Council Member Bairos advised she attended the ASTRO Ribbon Cutting, Friday, December 4<sup>th</sup>; and announced the Central Valley Association of Realtors Annual Can Tree Breakfast will be held on Friday, December 10<sup>th</sup> from 7:00 a.m. to 9:30 a.m. at the Community Center and that the Annual Chamber of Commerce Awards Dinner will be held on Friday, January 15<sup>th</sup> from 6:00 to 9:00 p.m.

Council Member McCarty advised a Bone Marrow Drive for Fire Battalion Chief Wise is scheduled for Friday, December 11<sup>th</sup> at the Community Center from 9:00 a.m. to 5:00 p.m. and on Saturday, December 12<sup>th</sup> in Modesto from 9:00 a.m. to 5:00 p.m.

**14. ADJOURNMENT:**

There being no further business, Mayor Paul adjourned the meeting at 7:26 p.m.

ATTEST:

/s/Kathy Teixeira  
Kathy Teixeira, CMC  
City Clerk

APPROVED:

/s/Pat Paul  
Pat Paul  
Mayor