



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

City Council Chambers  
277 North Second Avenue  
Oakdale, California

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**Monday, June 20, 2016**

**7:00 PM**

**City Council Chambers**

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**1. CALL TO ORDER:**

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

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

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

Absent: Council Member Murdoch

Staff Present: City Manager Whitemyer  
City Attorney Hallinan  
Finance Director Avila  
Public Services Director Clark  
Public Workers Superintendent Gravel  
Interim Police Chief Harden  
Community Services Officer Hilgen  
Management Analyst Lutzow  
Police Lieutenant Redd  
Senior Engineering Technician Renfrow  
Recreation Supervisor Royalty  
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 Jeff Cavanaugh, Calvary Chapel Oakdale Church.

**5. REPORT OUT OF CLOSED SESSION:**

Mayor Paul advised the City Council had met in closed session and provided staff with direction to continue recruitment for the position of Police Chief.

**6. PRESENTATIONS/ACKNOWLEDGEMENTS:**

None scheduled.



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**7. ADDITIONS/DELETIONS:**

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

**8. PUBLIC COMMENTS:**

Betsie Corwin representing Oakdale Shelter Alliance reminded those in attendance on the first Saturday of every month Low Cost Spay/Neuter Vouchers are available at the Oakdale Animal Shelter and that the annual fundraiser "Strut Your Mutt" sponsored by Best Friends Animal Society is scheduled for September 18<sup>th</sup>.

Linda Royalty, Recreation Supervisor advised Senior Information Day was held on June 10<sup>th</sup> and, at that time she distributed City of Oakdale Resource Directories advising of Services Supporting the Community to individuals in attendance. Additional copies of the directory are available at the Gladys L. Lemmons Senior Recreation Center.

City Manager Whitemyer thanked Recreation Supervisor Royalty for putting the information together for publication; advising Ms. Royalty does a phenomenal job at the Senior Center.

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

9.1: Consider appointment of Lupe Aguilera to the Senior Citizen Advisory Commission.

**MOTION**

To appoint Lupe Aguilera to the Senior Citizen Advisory Commission.

Moved by Council Member McCarty, seconded by Council Member Bairos and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

**10. CITY COUNCIL CONSENT AGENDA:**

Mayor Paul asked whether there were any questions on any matter listed on the Consent Agenda. There were none.



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**MOTION**

To approve the City of Oakdale City Council Consent Agenda for June 20, 2016, as presented:

- 10.1: Approve the Regular City Council Meeting Minutes of June 6, 2016.
- 10.2: Receive and File the Warrant List for the period of June 1, 2016 to June 13, 2016.
- 10.3: Waive Readings of Ordinances/Resolutions except by Title.
- 10.4: Adopt Resolution 2016-058, a Resolution of the City Council of the City of Oakdale Approving the Community Development Block Grant (CDBG) SubRecipient Agreement Between the County of Stanislaus and the City of Oakdale and Authorize the City Manager to Execute the CDBG SubRecipient Agreement for Fiscal Year 2016-2017.
- 10.5: Approve by Minute Order City Co-Sponsorship of Oakdale Chamber of Commerce Concert in the Park Series.
- 10.6: Adopt Resolution 2016-059, a Resolution of the City Council of the City of Oakdale Accepting the Sierra Sidewalk Infill Project in the Amount of \$79,702.23 and Authorizing the Filing of a Notice of Completion.
- 10.7: Adopt Resolution 2016-060, a Resolution of the City Council of the City of Oakdale Declaring Certain Equipment Surplus and Authorizing Public Works Staff to dispose of Surplus Equipment by Public Auction, Sale, or Other Method.
- 10.8: Approve by Minute Order Cancellation of July 5, 2016 City Council Meeting.

Moved by Council Member McCarty, seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

**11. PUBLIC HEARINGS:**

- 11.1: Consider the adoption of the Preliminary Fiscal Year (FY) 2016-2017 Annual Budget. *A Notice of Public Hearing was published in the May 18, 2016 edition of the Oakdale Leader.*

City Manager Whitemyer presented the staff report recommending the City Council consider the adoption of the Preliminary Fiscal Year (FY) 2016-2017 Annual Budget.



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Mayor Paul declared the hearing open at 7:20 p.m. asking whether there was anyone wishing to address the City Council at this time.

There being no one wishing to address the City Council, Mayor Paul closed the public hearing at 7:21 p.m.

The City Council and staff discussed the proposed Preliminary Fiscal Year (FY) 2016-2017 Annual Budget.

**MOTION**

To adopt Resolution 2016-061, a Resolution of the City Council of the City of Oakdale Authorizing the Adoption of the Preliminary Fiscal Year (FY) 2016-2017 Annual Budget.

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 20th day of June 2016, 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.

- 11.2: Consider an Ordinance of the City Council of the City Of Oakdale, Amending the Oakdale Municipal Code, Chapter 19, Offenses--Miscellaneous, by Adding Article XII, Article XIII, Article XIV, and Article XV, Unauthorized Camping, Sleeping, and Storage of Personal Property on Public Property or Private Property; Solicitation In Public Places, Controls, and Prohibitions; Permission or Ownership Required for Settling on Land; and Unauthorized Removal or Possession of a Shopping Cart.

City Attorney Hallinan presented the staff report recommending the City Council consider approving the amendments to Chapter 19 Offenses--Miscellaneous of the Oakdale Municipal Code by Adding Article XII, Article XIII, Article XIV, and Article XV, Unauthorized Camping, Sleeping, and Storage of Personal Property on Public Property or Private Property; Solicitation in Public Places, Controls, and Prohibitions; Permission or Ownership Required for Settling on Land; and Unauthorized Removal or Possession of a Shopping Cart.

The City Council and staff discussed the proposed amendments to the Oakdale Municipal Code.

The time being 7:35 p.m., Mayor Paul asked for those wishing to speak for or against the proposed amendments.



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Public Testimony

- Kevin Bertalotto (In Favor)
- Bonnie Jones Lee (In Favor)
- Lisa Thomas (In Favor)
- Joynce O'Neill, Oakdale Rescue Mission (In Opposition)
- Chris Hawkins (In Favor)
- Cheri Cupps (In Opposition)
- John Halverson (In Favor)

There being no further testimony, Mayor Paul closed the public hearing at 7:57 p.m.

**MOTION**

To introduce Ordinance 1242, an Ordinance of the City Council of the City Of Oakdale, Amending the Oakdale Municipal Code, Chapter 19, Offenses--Miscellaneous, by Adding Article XII, Article XIII, Article XIV, and Article XV, Unauthorized Camping, Sleeping, and Storage of Personal Property on Public Property or Private Property; Solicitation In Public Places, Controls, and Prohibitions; Permission or Ownership Required for Settling on Land; and Unauthorized Removal or Possession of a Shopping Cart.

Moved by Mayor Pro Tem Dunlop seconded by Council Member Bairos and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

Mayor Paul advised the City Council will continue to work with Oakdale Rescue Mission to see how the City can assist to bring services to Oakdale.

City Attorney Hallinan advised the action taken this evening by the City Council was the introduction and first reading of the proposed ordinance. The second reading will occur at the next City Council meeting; the ordinance will then become effective 30 days following the meeting.

**12. STAFF REPORTS:**

- 12.1: Consider a Resolution of the City of Oakdale City Council Approving the Transportation Expenditure Plan and Requesting County Board of Supervisors Place Retail Transaction and Use Tax Measure on the November 8, 2016 General Election Ballot.

A PowerPoint Presentation was provided.



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City Manager Whitemyer presented the staff report. He directed the City Council's attention to a handout reflecting minor changes to page two of the Expenditure Plan, as follows (additions are underlined, language removed stricken).

Following paragraph added immediately before "Local Streets and Roads, 50%, \$480,150,000":

"All revenue estimates and allocations contained in this Plan are for illustrative purposes. Actual net revenues may fall above or below the projections contained in the Expenditure Plan, therefore actual revenue allocations to each category will be based on the percentages contained herein."

***Local Streets and Roads, 50%, \$480,150,000***

Recognizing that streets are the backbone of our transportation system, this Plan provides funds to local cities and Stanislaus County, distributed primarily based on 2015 ~~population~~ sales tax revenue generated to support local roads. Each agency will identify specific streets and roads that will be prioritized for repair and/or refurbishment. These funds will be used exclusively for repair and maintenance – no new roads will be funded. These funds must be used to augment current transportation spending and cannot be used to replace a local agency's general fund expenditures.

City Manager Whitemyer concluded the staff report recommending the City Council adopt the resolution to approve the Transportation Expenditure Plan and request the County Board of Supervisors to place a Retail Transaction and Use Tax Measure on the Ballot for the November 8, 2016 General Election.

Rod Attebery of Neumiller and Beardslee and General Counsel for the Stanislaus County of Governments addressed the City Council requesting their support for the Transportation Expenditure Plan with its incorporated safeguards and the placement of the Retail Transaction and Use Tax Measure on the Ballot for the November 8, 2016 General Election.

The City Council and staff discussed the Transportation Expenditure Plan.

**MOTION**

To adopt Resolution 2016-062, a Resolution of the City Council of the City of Oakdale Approving the Transportation Expenditure Plan as amended and Requesting County Board of Supervisors Place Retail Transaction and Use Tax Measure on the November 8, 2016 General Election Ballot.



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Moved by Mayor Pro Tem Dunlop seconded by Council Member McCarty and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

- 12.2: Consider Approving by Minute Order; Authorizing the City Manager to Execute an Interim Lease Agreement for Hangar L-4 with Brett L. Dickerson and Lohman Helicopter, LLC.

Senior Engineering Technician Renfrow presented the staff report recommending the City Council authorize the City Manager to execute an interim lease agreement for Hangar L-4 with Brett L. Dickerson and Lohman Helicopter, LLC.

Public Comment  
George Conway  
Bill Bradford

**MOTION**

To approve by Minute Order Authorization for the City Manager to Execute an Interim Lease Agreement for Hangar L-4 with Brett L. Dickerson and Lohman Helicopter, LLC as amended (addition underlined) under Section II. of each Lease Agreement, to read:

“Tenant will indemnify, defend, hold harmless, and assume the defense of, in any actions of law or equity, the Landlord and City, and their respective officers, employees, agents and appointive boards from all claims, losses, damage, including property damages, personal injury, including death, and liability of every kind, nature and description, directly or indirectly arising from the Tenant’s use of the Lease Premises except where caused by the sole negligence or willful misconduct of the Landlord, City, or their officers, employees or agents.”

Moved by Council Member Bairos, seconded by Council Member McCarty and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.



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- 12.3: Consider a Resolution of the City of Oakdale City Council Authorizing the City Manager to Execute an Agreement with C&S Engineering, Inc. for Omnibus Airport Planning, Engineering and Construction Management Services for the Oakdale Municipal Airport, to be Funded from Federal Aviation Administration Grant Funds, Caltrans Department of Transportation Division of Aeronautics Grant Funds and Aviation Fund 628.

Senior Engineering Technician Renfrow presented the staff report, recommending the City Council authorize the City Manager to execute an agreement with C&S Engineering, Inc. for Omnibus Airport Planning, Engineering and Construction Management Services for the Oakdale Municipal Airport.

**MOTION**

To adopt Resolution 2016-063, a Resolution of the City Council of the City of Oakdale Authorizing the City Manager to Execute an Agreement with C&S Engineering, Inc. for Omnibus Airport Planning, Engineering and Construction Management Services for the Oakdale Municipal Airport Funded from Federal Aviation Administration Grant Funds, Caltrans Department of Transportation Division of Aeronautics Grant Funds and Aviation Fund 628.

Moved by Mayor Pro Tem Dunlop seconded by Council Member McCarty and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

- 12.4: Consider a Resolution of the City of Oakdale City Council Authorizing Staff to Enter into a Contract for Services with Gate-Or-Door, Inc. for Needed Repairs to the Oakdale Animal Shelter for a Total of \$20,473.00 and to Accept a \$12,500.00 Pledge from the Oakdale Shelter Pet Alliance (OSPA) to Defray Costs of the Project Minus \$2,643.95 of the Pledge that will be Used for a New, Commercial Grade Washer and Dryer. Total Cost of Repairs after Donation is \$10,616.95, of which Available in the Animal is Control Trust Account #110-0000-246-03.03.

A PowerPoint Presentation was provided.

Interim Chief Harden presented the staff report recommending the City Council authorize staff to enter into a Contract for Services with Gate-Or-Door, Inc. for the needed repairs to the Oakdale Animal Shelter for a Total of \$20,473.00 and to accept a \$12,500.00 pledge from the Oakdale Shelter Pet Alliance (OSPA) to defray costs of the project minus \$2,643.95 of the pledge that will be used for a new, commercial grade washer and dryer.



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Public Testimony

Betsie Corwin, representing Oakdale Shelter Pet Alliance

**MOTION**

To adopt Resolution 2016-064, a Resolution of the City of Oakdale City Council Authorizing Staff to Enter into a Contract for Services with Gate-Or-Door, Inc. for Needed Repairs to the Oakdale Animal Shelter for a Total of \$20,473.00 and to Accept a \$12,500.00 Pledge from the Oakdale Shelter Pet Alliance (OSPA) to Defray Costs of the Project Minus \$2,643.95 of the Pledge that will be Used for a New, Commercial Grade Washer and Dryer. Total Cost of Repairs after Donation is \$10,616.95, of which Available in the Animal is Control Trust Account #110-0000-246-03.03.

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

- 12.5: Consider a Resolution of the City of Oakdale City Council Approving the Police Services Coordinator Job Description and Salary Range and Incorporating the Position into the City of Oakdale.

Management Analyst Lutzow presented the staff report recommending the City Council approve the Police Services Coordinator Job Description and Salary Range and incorporate the position into the City of Oakdale.

**MOTION**

To adopt Resolution 2016-065, a Resolution of the City Council of the City of Oakdale Approving the Police Services Coordinator Job Description and Salary Range and Incorporating the Position into the City of Oakdale Position Allocation List.

Moved by Council Member Bairos seconded by Council Member McCarty and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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)



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Motion carried 4/0 by City Council roll call vote.

- 12.6: Consider a Resolution of the City of Oakdale City Council Authorizing the Purchase of Three Irrigation Smart Controller Packages for a Total Cost Not To Exceed \$24,146.58 Funded by the Water Conservation Program CP1617, Water Fund (625).

Public Works Superintendent Gravel presented the staff report recommending the City Council authorize the purchase of three irrigation smart controller packages for a Total Cost Not to exceed \$24,146.58 funded by the Water Conservation Program, CP1617, Water Fund (625).

The City Council and staff discussed the purchase of three Irrigation Smart Controller packages.

**MOTION**

To adopt Resolution 2016-066, a Resolution of the City Council of the City of Oakdale Authorizing the Purchase of Three Irrigation Smart Controller Packages for a Total Cost Not To Exceed \$24,146.58 Funded by the Water Conservation Program CP1617, Water Fund (625).

Moved by Council Member McCarty seconded by Council Member Bairos and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

- 12.7: Consider a Resolution of the City of Oakdale City Council Authorizing the Facility Rental Rate Increase for the Gene Bianchi Community Center and the Gladys Lemmons Senior Community Center.

A PowerPoint Presentation was provided.

Recreation Supervisor Royalty presented the staff report recommending the City Council authorize Facility Rental Rate Increases for the Gene Bianchi Community Center and the Gladys Lemmons Senior Community Center.

**MOTION**

To adopt Resolution 2016-067, a Resolution of the City of Oakdale City Council a Resolution of the City Council of the City of Oakdale Authorizing the Facility Rental Rate Increase for the Gene Bianchi Community Center and the Gladys Lemmons Senior Community Center.



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The City Council and staff discussed the proposed rate increases.

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

- 12.8: Consider Approving by Minute Order Letter to Stanislaus County Fire Wardens Office Formally Requesting a Subsidy for Fire Emergency Dispatch Services in the Amount of \$64,812 for Fiscal Year 2016/2017.

City Manager Whitemyer presented the staff report recommending the City Council approve by Minute Order a Letter to Stanislaus County Fire Wardens Office Formally Requesting a Subsidy for Fire Emergency Dispatch Services in the Amount of \$64,812 for Fiscal Year 2016/2017.

The City Council and staff discussed the subsidy proposal.

**MOTION**

To approve by Minute Order Letter to Stanislaus County Fire Wardens Office Formally Requesting a Subsidy for Fire Emergency Dispatch Services in the Amount of \$64,812 for Fiscal Year 2016/2017.

Moved by Mayor Pro Tem Dunlop seconded by Council Member Bairos and PASSED AND ADOPTED this 20<sup>th</sup> day of June 2016, 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.

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

- 13.1: June 2016 Department Reports.

City Manager Whitemyer reminded City Council department reports have been provided for June, 2016.



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**14. CITY COUNCIL ITEMS:**

Mayor Paul reminded those in attendance that the first City Council meeting of July has been cancelled.

Council Member McCarty thanked Police Sargent Nixon, Police Officer Stever and Police Officer Manriquez for their bravery exhibited when arriving first on scene to a structure fire, rescuing the resident from within his home.

**15. ADJOURNMENT:**

There being no further business, Mayor Paul adjourned the meeting at 9:04 p.m.

ATTEST:

/s/Kathy Teixeira  
Kathy Teixeira, CMC  
City Clerk

APPROVED:

/s/Pat Paul  
Pat Paul  
Mayor