



**CITY OF OAKDALE  
CITY COUNCIL  
REGULAR MEETING MINUTES**



*The City of Oakdale recognizes and supports the Choose Civility program, an initiative of the Stanislaus County Office of Education.*

**City Council Chambers  
277 North Second Avenue • Oakdale • CA 95361**

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**Monday, May 20, 2019**

**7:00 PM**

**City Council Chambers**

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**1. CALL TO ORDER:**

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

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

Present: Mayor McCarty  
Council Member Chiara  
Council Member Smith  
Council Member Murdoch

Staff Present: City Manager Whitemyer  
City Attorney Hallinan  
Finance Director Avila  
Public Works Superintendent Bridgewater  
Council Services Manager Christel  
Public Services Director Gravel  
Police Chief Heller  
Sr. Building Inspector Odom  
Management Analyst Anderson  
Michael Renfrow

Absent: Council Member Bairos

**3. PLEDGE OF ALLEGIANCE:**

Members from the VFW 2922 led the pledge of allegiance.

**4. INVOCATION:**

Pastor Jeff Cavanaugh from Calvary Chapel of Oakdale provided the invocation.

**5. PRESENTATIONS/ACKNOWLEDGEMENTS**

Mayor McCarty provided the following proclamation:

Declaring May as "National Military Appreciation Month."

Mayor McCarty presented copies of the proclamation to Dan Vigil representing the Oakdale VFW 2922 and Richard Sylvester, a founding member of the Stanislaus County Veteran's Advisory Commission.



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Mr. Sylvester and Mr. Vigil asked everyone to remember the veterans!

**6. ADDITIONS/DELETIONS**

Mayor McCarty asked whether there were any additions or deletions to the City Council agenda. City Manager Whitemyer advised there are none.

**7. PUBLIC COMMENTS**

Public Comment opened at 7:02 p.m.

Public Comment received from:

Josh Whitfield, representing Assembly Member Heath Flora's office, updated the City Council on current bills and projects the Assembly Member Flora is working on. He also stated that he continues to work with Caltrans on issues related to Hwy 108 and Stearns Road.

Michael Hall, City Manager of Newman, spoke to the City Council about Corporeal Ronald Singh and wanted to thank City of Oakdale Police Dispatchers and Police Officers who lived through the event of his death. He stated that through donations, the entire Newman Police Department was able to attend the National Police Memorial in Washington D.C. He just wanted to express his gratitude to the Oakdale Police Department and the City of Oakdale for their support.

Brett Low, representing Oakdale High School Sober Grad Night, addressed the City Council to solicit donations for this year's Sober Grad Night event from the City Council Members.

Marco Camacho, an Oakdale resident, thanked Chief Heller and the members of the Police Department for allowing him to ride-along with patrol shifts. As the newest member of the Measure Y Committee, he really appreciated the fact that the officers knew so much about the measure.

Alice Garcia, an Oakdale resident, addressed the City Council stating she has canvassed several neighborhoods and spoke with several people who do not want to see the D Street extension. She also presented a list of issues these neighbors had issues with as well. Ultimately, she wants to know what the City Council is going to do about the heavy traffic on D Street. She specifically addressed Council Member Smith on his comments at the last City Council meeting about how the house he grew up in is down lane two of a highway and said she didn't appreciate his comment because it felt that what he was saying was that her concerns weren't important. Council Member Smith responded saying he does care and does understand her concerns.

Mrs. Garcia handed the City Clerk six pages of signatures protesting the extension of D Street to Stearns Road.

Public Comment closed at 7:23 p.m.

**8. APPOINTMENT TO BOARDS AND COMMISSIONS**



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None Scheduled.

**9. CITY COUNCIL CONSENT AGENDA**

Mayor McCarty asked are there any questions or requests to remove items from the Consent Agenda. No questions or requests to remove items from the Consent Agenda were requested.

**MOTION**

To approve the City of Oakdale City Council Consent Agenda Items 9.1 through 9.6 for May 20, 2019 as follows:

- 9.1: Approve the City Council Regular Meeting Minutes of May 6, 2019 and the City Council Special Meeting Minutes of May 8, 2019.
- 9.2: Receive and File the Warrant List for the Period of April 20, 2019 through May 3, 2019.
- 9.3: By Motion, Waive all Readings of Ordinances and Resolutions, except by Title.
- 9.4: Accept by Minute Order, the April 2019 Treasurer's Report.
- 9.5: Accept by Minute Order, Co-Sponsorship of Oakdale's 1st Annual 4th of July Celebration event.
- 9.6: Rejection by Minute Order, Claim for Damages submitted by Ronald Wise.

Moved by Council Member Murdoch and seconded by Council Member Smith and PASSED AND ADOPTED this 20th day of May, 2019, by the following vote:

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

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

**10. PUBLIC HEARINGS**

None Scheduled.

**11. STAFF REPORTS**

- 11.1: Consideration of a Resolution Approving the South Fifth Avenue Utility and Surface Improvements Project Preliminary Plans and Authorizing Staff to Solicit Bids for Project



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Construction.

Council Member Murdoch abstained from this item citing a conflict of interest and was not present during the presentation.

Senior Engineering Technician Renfrow provided a staff report and PowerPoint Presentation recommending the consideration of a resolution approving the South Fifth Avenue Utility and Surface Improvements Project preliminary plans and authorizing staff to solicit bids for project construction.

City Council asked questions of staff to which staff responded.

No public comment was received.

**MOTION**

To Adopt City of Oakdale City Council Resolution 2019-044, a Resolution of the City Council of the City of Oakdale Approving the South Fifth Avenue Utility and Surface Improvements Project Preliminary Plans and Authorizing Staff to Solicit Bids for Project Construction.

Moved by Council Member Chiara and seconded by Council Member Smith and PASSED AND ADOPTED this 20<sup>th</sup> day of May, by the following vote:

AYES:	COUNCIL MEMBERS: Chiara, Smith, and McCarty	(3)
NOES:	COUNCIL MEMBERS: None	(0)
ABSENT:	COUNCIL MEMBERS: Bairos	(1)
ABSTAINED:	COUNCIL MEMBERS: Murdoch	(1)

Motion carried 3/0 by City Council roll call vote.

- 11.2: Consideration of a Resolution Authorizing the City Manager to Execute a Three-Year Cooperation Agreement with Stanislaus County for Participation in the Urban County Community Development Block Grant (CDBG) Entitlement and HOME Investment Partnerships Program for Fiscal Years 2020-2023.

Management Analyst Andersen provided a staff report to City Council recommending the City Council authorizing the City Manager to execute a three-year Cooperation Agreement with Stanislaus County for participation in the Urban County Community Development Block Grant (CDBG) Entitlement and HOME Investment Partnerships Program for fiscal years 2020-2023.

City Council asked questions of staff to which staff responded.



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Public comment was received from Kathleen Westenburg who questioned what types of programs the county provided as part of this program. Management Analyst Andersen answered her question.

No further public comment was received.

**MOTION**

To adopt City of Oakdale City Council Resolution 2019-045, a Resolution of the City Council of the City of Oakdale authorizing the City Manager to execute a three-year Cooperation Agreement with Stanislaus County for participation in the Urban County Community Development Block Grant (CDBG) Entitlement and HOME Investment Partnerships Program for fiscal years 2020-2023.

Moved by Council Member Smith and seconded by Council Member Chiara and PASSED AND ADOPTED this 20<sup>th</sup> day of May, by the following vote:

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

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

- 11.3: Consideration of a Resolution (1) Calling for an Election on a Ballot Measure proposing an Amendment to Chapter 11 of the City of Oakdale Municipal Code to extend the term of the Transactions and Use Tax implemented by Measure O, and subsequently by Measure Y, for an additional eleven (11) years; (2) Requesting the Stanislaus County Board of Supervisors Consolidate a Local Measure with other elections being held on the November 5, 2019 regular election date; (3) Requesting the Stanislaus County Board of Supervisors permit the County Elections Official to render Election Services to the City; and (4) Approving the Amended Ordinance.

City Manager Whitemyer provided a staff report to City Council regarding the proposed extension of Measure Y by ballot measure and detailed the required steps necessary to do so. Per City Council's direction at the January 22, 2019 meeting, staff is requesting the City Council call for an election on a ballot measure proposing an amendment to Chapter 11 of the City of Oakdale Municipal Code to extend the term of the Transactions and Use Tax implemented by Measure O, and subsequently by Measure Y, for an additional eleven (11) years; (2) Request the Stanislaus County Board of Supervisors Consolidate a Local Measure with other elections being held on the November 5, 2019 regular election date; (3) Request the Stanislaus County Board of Supervisors permit the County Elections Official to render election services to the City; and (4) Approve the Amended Ordinance.

City Council asked questions of staff to which staff responded.



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necessary to do so. Per City Council's direction at the January 22, 2019 meeting, staff is requesting the City Council call for an election on a ballot measure to ask the voters of the city of Oakdale, California, whether the office of the City Clerk shall be appointive (2) Request the Stanislaus County Board of Supervisors Consolidate a Local Measure with other elections being held on the November 5, 2019 regular election date; (3) Request the Stanislaus County Board of Supervisors permit the County Elections Official to render election services to the City; and (4) Approve the Amended Ordinance.

Change language on resolution and ballot measure with noted change of "Shall the City Clerk be an appointed position?"

City Council asked questions of staff to which staff responded.

No Public comment was received.

**MOTION**

To Adopt City of Oakdale City Council Resolution 2019-047, a Resolution of the City Council of the City of Oakdale calling for an election on a ballot measure to ask the voters of the city of Oakdale, California, whether the office of City Clerk shall be appointive; (2) Requesting the Stanislaus County Board of Supervisors consolidate a Local Measure with other elections being held on the November 5, 2019 consolidated district election date; (3) Requesting the Stanislaus County Board of Supervisors permit the County Elections Official to render Election Services to the City; and (4) Approving the Proposed Draft Ordinance.

Moved by Council Member Smith and seconded by Council Member Chiara, with the noted language change, and PASSED AND ADOPTED this 20<sup>th</sup> day of May, by the following vote:

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

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

**12. CITY MANAGER'S REPORT**

City Manager Whitemyer presented the department reports for May 2019.

**13. CITY COUNCIL ITEMS**

Council Member Smith congratulated the Oakdale High School Academic Decathlon Team for their performance at the 2019 Stanislaus County Academic Decathlon competition. He also



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congratulated Hughson High School Academic Decathlon Team for winning the state and nationwide competition.

Mayor McCarty mentioned he would like to schedule the City Council Goal-Setting workshop in the near future. He also stated that in regards to speeding on North 5<sup>th</sup> Avenue and in the "D" Street area, he and the City Manager have met several times to discuss how to reduce the speed on those streets, prior to the extension, and wanted to assure everyone that they will continue to meet and work on this issue.

Mayor McCarty also reminded everyone to be safe this Memorial Day weekend and announced that the Fire Department has life vests available to loan for free for anyone who needs one. He asked that this Memorial Day weekend, for everyone please take a moment to remember those who gave the ultimate sacrifice for our freedom.

Mayor McCarty congratulated the Oakdale High School Class of 2019!

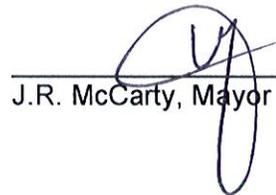
**14. ADJOURNMENT**

There being no further business, Mayor McCarty adjourned the meeting at 8:14 p.m.

ATTEST:

  
Julie Christel, Deputy City Clerk

APPROVED:

  
J.R. McCarty, Mayor