



CITY OF OAKDALE
City Council
Regular Meeting Minutes

City Council Chambers
277 North Second Avenue
Oakdale, California

Monday, August 7, 2017

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 MEMBERS PRESENT/ABSENT:

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

Staff Present: City Manager Whitemyer
City Attorney Hallinan
Finance Director Avila
Public Workers Superintendent Bridgewater
Public Services Director Gravel
Police Chief Heller
Management Analyst Mondragon
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 Steve Neubaum, LifePoint Church.

5. PRESENTATIONS/ACKNOWLEDGEMENTS:

5.1: "Buttonbush" Habitat Restoration Project Update and Final Project Design Presented by Kramer Fish Sciences.

As the representative of Cramer Fish Sciences had not yet arrived Mayor Paul reorganized the agenda to take public comment at this time and receive the presentation upon the arrival of Cramer Fish Sciences.

6. ADDITIONS/DELETIONS:

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



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7. PUBLIC COMMENTS:

Brewster Burns offered his praise to the City contractor, City staff as well as the City Council on the recent completion of recent Measure L road projects.

Mr. Burns also addressed the City of Oakdale's water supply (included and incorporated as part of the minutes and attached as Exhibit A).

City Manager Whitemyer responded to Mr. Burns concern stating that the City is also concerned with water quality and quantity and are monitoring both very closely.

Pamela Kelly speaking for Oakdale Rescue Mission distributed invitations to a sharing of information and concerns related to homeless issues in Oakdale on September 7, 2017 from 7:00 to 8:00 p.m. at the Community Christian Reformed Church located at 131 West F Street.

Ms. Kelly requested the City Council take action to make changes to Oakdale Municipal Code Section 18-9 related to the use of streets for storage of vehicles (included and incorporated as part of the minutes and attached as Exhibit B) in order to make the code more enforceable.

Kathleen Westenberg asked about homeless being dropped off in Oakdale from other cities; specifically what mode of transportation is being used and where are the homeless being dropped off.

Chief Heller advised he is not aware this is occurring and asked Ms. Westenberg to meet with him on the specifics which will assist him when sifting through the data.

City Manager Whitemyer asked that any citizen witnessing other agency drop off of homeless to contact either him or the Police Chief and the City will take whatever legal action can be taken; he noted photographs or video will be helpful.

Pamela Kelly advised she is on the street speaking to homeless individuals and she does not know of, nor has she experienced any intentional shipping of homeless individuals from other cities. She stated new faces increase during the summer due to the climate and location.

5. PRESENTATIONS/ACKNOWLEDGEMENTS:

5.1: "Buttonbush" Habitat Restoration Project Update and Final Project Design Presented by Kramer Fish Sciences.

Joe Merz, Vice President of Cramer Fish Sciences provided a PowerPoint presentation.

8. APPOINTMENT TO BOARDS AND COMMISSIONS:

8.1: Consider Appointing by Minute Order William H. Bowker as the City of Oakdale Representative to the Measure L Citizens Oversight Subcommittee.

Mayor Paul advised she and Mayor Pro Tem Dunlop had interviewed four individuals to serve as a representative of the Oakdale community on the Measure L Citizens Oversight Subcommittee.



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Mr. Bowker accepted the position as Representative to the Measure L Citizens Oversight Subcommittee. Mr. Bowker then commended the City on getting the first Measure L road projects done.

MOTION

To appoint by Minute Order William H. Bowker as the City of Oakdale Representative to the Measure L Citizens Oversight Subcommittee.

Moved by Mayor Pro Tem Dunlop seconded by Council Member Bairos and PASSED this 7th day of August 2017 by the following vote:

AYES:	COUNCIL MEMBERS:	Bairos, Dunlop, McCarty, Murdoch and Paul	(5)
NOES:	COUNCIL MEMBERS:	None	(0)
ABSENT:	COUNCIL MEMBERS:	None	(0)
ABSTAINED:	COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

9. CITY COUNCIL CONSENT AGENDA:

Mayor Paul asked whether there were any questions on any matter listed on the Consent Agenda.

Council Member McCarty stated he had a question related to Agenda Item 9.6. In response to Council Member McCarty's question, Chief Heller explained the parameters of the Air Quality Grant and advised no general fund monies would be used for the purchase of the electric vehicles.

MOTION

To approve the City of Oakdale City Council Consent Agenda for August 7, 2017 as presented.

- 9.1: Approve the Regular City Council Meeting Minutes of July 17, 2017.
- 9.2: Receive and File the Warrant List for the period of July 13, 2017 to August 2, 2017.
- 9.3: Waive Readings of Ordinances/Resolutions except by Title.
- 9.4: Authorize by Minute Order the Approval to Remove Six (6) Oak Trees located in the Rear Yard of a Six (6) Unit Housing Complex at 248 Arboles Way.
- 9.5: Adopt Resolution 2017-099, a Resolution of the City of Oakdale City Council to approve the Community Development Block Grant SubRecipient Agreement between the County of Stanislaus and the City of Oakdale and authorize the City Manager to execute the Community Development Block Grant SubRecipient Agreement for FY 2017-2018.



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9.6: Adopt Resolution 2017-100, a Resolution of the City of Oakdale City Council Authorizing the City Manager to Apply for a Grant from the San Joaquin Valley Air Pollution Control District for Purchase of Electric Vehicles through the Public Benefit Grants Program.

Moved by Mayor Pro Tem Dunlop seconded by Council Member McCarty and PASSED AND ADOPTED this 7th day of August 2017 by the following vote:

AYES:	COUNCIL MEMBERS: Bairos, Dunlop, McCarty, Murdoch and Paul	(5)
NOES:	COUNCIL MEMBERS: None	(0)
ABSENT:	COUNCIL MEMBERS: None	(0)
ABSTAINED:	COUNCIL MEMBERS: None	(0)

Motion carried 5/0 by City Council roll call vote.

10. PUBLIC HEARINGS:

None scheduled.

11. STAFF REPORTS:

11.1: Receive Verbal Report on the City of Oakdale Water System Update.

A comprehensive PowerPoint presentation was provided.

City Manager Whitemyer provided an update on the City of Oakdale Water System. *A copy of the PowerPoint presentation has been included and incorporated as part of the minutes and is attached as Exhibit C.*

City Manager Whitemyer encouraged individuals having concerns to call the City directly at 845-3600 and to allow the City to better assist with concerns it will be helpful to provide a location of the problem. City staff will respond to the location to assess and troubleshoot problems.

The City Council discussed with City Manager Whitemyer and Public Services Director Gravel Oakdale's water system.

PUBLIC COMMENT
Kathleen Westenberg

The City Council thanked staff for the update.

11.2: Consider Accepting by Minute Order the June 2017 Treasurer's Report.

City Manager Whitemyer presented the staff report recommending the City Council accept by Minute Order the June 2017 Treasurer's Report.



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MOTION

To accept by Minute Order the June 2017 Treasurer’s Report.

Moved by Mayor Pro Tem Dunlop seconded by Council Member McCarty and PASSED this 7th day of August 2017 by the following vote:

AYES:	COUNCIL MEMBERS:	Bairos, Dunlop, McCarty, Murdoch and Paul	(5)
NOES:	COUNCIL MEMBERS:	None	(0)
ABSENT:	COUNCIL MEMBERS:	None	(0)
ABSTAINED:	COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

12. CITY MANAGER’S REPORT:

City Manager Whitemyer thanked the Police Department and the residents of Oakdale for the success of National Night Out.

City Manager Whitemyer introduced and welcomed Management Analyst Patrick Mondragon. Mr. Mondragon recently retired after 20 years with the United States Navy and is filing the recent vacancy created by the departure of Miranda Lutzow.

13. CITY COUNCIL ITEMS:

Council Member Bairos reported on National Night Out and advised Oakdale Soccer Club’s meet and great will be held on August 12.

Council Member McCarty reminded everyone the Sierra View Music Festival will be held on August 12; and on September 8, a Luau will be held at the Gladys Lemmons Senior Citizen Community Center.

Mayor Paul reminded those in attendance on August 15 from 1:00 to 3:00 p.m. at the Gladys Lemmons Senior Citizen Community Center; Senator Tom Berryhill is sponsoring an “Age Well & Drive Smart” (Senior Driving Course).

14. ADJOURNMENT:

There being no further business, Mayor Paul adjourned the meeting at 8:03 p.m.

ATTEST:

APPROVED:

/s/Kathy Teixeira
Kathy Teixeira, CMC
City Clerk

/s/Pat Paul
Pat Paul
Mayor

City of Oakdale's Water Supply

Oakdale drinking water supply is in jeopardy of not being able to meet the needs of Oakdale's expanding population.

What are some of the reasons.?

1. Population increase. Oakdale's population has tripled in the last 25 years and is still growing without constraint as demonstrated by subdivisions opposite the Oakdale Country Club and in the Gregor Road area at the western end of the City.
2. Recharging of the aquifers has been substantially reduced by the replacement of orchard flooding by individual tree sprinklers. No other recharging efforts aside from the natural recharging of the river have been made such as pumping.
3. According to the General Manager's monthly O.I.D. Report 35,000 acres of new blooming agriculture extracting over 100,000 acre feet annually of groundwater is impacting the normal pattern for groundwater movement. The O.I.D. Report continues to cite that O.I.D. Wells in the zone of development of this eastern Ag. Boom have fallen 40 feet in the period 2008-2015.
4. The State Water Control Board has taken 40% of the Stanislaus River flow from our area.
5. A new City well has been sunk to meet the demands of the new subdivision previously mentioned in the Gregor Road area despite the July 2017 O.I.D. Report showing the overall drop in water tables has gone from a long standing 0.75 feet per year to 1.0 per year. Regardless of the reasons for the drop, it is commonsense that with increased drawdown and decreased recharging the water supply for Oakdale is in peril.
6. Oakdale's water supply is obtained from well only, no other source. This sole source of supply is unusual and risky since engineers in water agencies throughout the state and the county know underground aquifers have a limited capacity.
7. Building permits for new residential dwellings are being issued seemingly unabated.
8. Oakdale water consumers were very successful in 2015 and 2016 in their conservation efforts to reduce water use yet the water table continued to drop.

What are some measures that must be taken to continue to provide adequate water supply for the City of Oakdale.?

1. Stanislaus River and other recharging efforts must have urgent priority.
2. Surface water reservoirs along the Stanislaus River in existing, natural basins should be transformed into mini-reservoirs.
3. State Water Resource Control Board, Oakdale Irrigation District and Oakdale City Council need to establish a high priority on the City's water supply.
4. A temporary moratorium on building permits issued in the City of Oakdale should be considered.
5. Consultant Engineers should examine up-dated water supply technologies such as pneumatic river dams, non-potable use of waste water and others.

It will take strong leadership to bring the present, existing water agencies together for a long term solution to Oakdale's water supply. Those responsible for maintaining the City of Oakdale's water supply really have no choice for the supply is rapidly diminishing.

Brewster Burns

Okay, Oakdale, let's review the CITY OF OAKDALE'S life blood that is WATER!

The Drinking Water Consumer Confidence Report -2016 is totally inadequate despite "is meeting or exceeding all EPA and State drinking water health standards.

First, the water quality data is specified for the period of January1 to December 31,2016 yet samples of water quality were taken from 2012 , 2013, 2014, 2015 and 2016 and represented to reflect water quality in the year 2016.

Second, the above report was given to Oakdale consumers in the middle of June 2017 which further out dates the accuracy of the water quality.

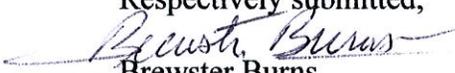
Third, in order to have a more represented report on the water quality each well must have it's own quality report. The above existing water quality report does not specify whether the samples are average findings from all the Oakdale City Wells or just exactly what the samples represent.

Fourth, water quality is always important but in Oakdale takes on unique and urgent significance. Oakdale has no other source of water except from wells. Oakdale has an increase in it's water table drop while having a decrease in it's recharge capability. Both of these conditions lead to an increase in contaminant concentration.

Fifth, according to Oakdale Irrigation District's July Monthly Report, the Groundwater Sustainability Agency (G.S.A.) will begin looking at and developing answers to achieve long -term groundwater sustainability. I trust this means quality as well as quantity.

Copies of this will be given to the Oakdale City Council and City Manager.

Respectively submitted,


Brewster Burns

OAKDALE IRRIGATION DISTRICT
General Manager's Monthly Report

July 2017

Water availability is far from being an issue this year for OID. Record snowpack and record runoff will bring New Melones to just under 2.2 million acre-feet (MAF) of its 2.4 MAF capacity. Accumulated Runoff-Year to Date into New Melones as of June 18th was 2.458 MAF. The record previous to this was in 1983 at 2.122 MAF. Basin precipitation recorded at New Melones was 49.97 inches compared to 1983 of 45.33 inches and compared to 27.04 inches on average.

There will be lots of advisories from experts about river safety and we urge you to follow their advice. If you need to get wet to avoid the heat this summer we encourage you to visit Tulloch, Woodward, Modesto or Turlock Lakes or the larger facilities at New Melones or New Don Pedro, at least until river flows get back to normal. Be smart and stay safe!

One would think with all this rain and bountiful winter that our area's groundwater levels would have seen some significant recovery. They haven't and there's a good reason for that.

To the east of Oakdale there are new demands being placed on our region's groundwater aquifers due to the uncontrolled and unmanaged conversion of rangeland into farmland. Between 2005 and 2015 over 26,000 rangeland acres have converted to trees. Add this to the roughly 7,000 acres that existed prior to 2005 and to the 2,000 acres planted since 2015 and you see the problem.

We now have 35,000 acres of a blooming eastern agriculture (half the size of OID) extracting over 100,000 acre feet annually of groundwater. This is groundwater that would have flowed into OID's service area to recharge our aquifer but instead is being intercepted and used to grow their trees. As a result, the normal recharge pattern for groundwater movement into our area is being impacted by others.

Oakdale is not an exception to this land boom. Cheap foothill land prices; high commodity prices on nuts due to a changing world dynamic; and relatively cheap costs to pump from the underground water supplies without controls or limitations; are all reasons that provided a "make money" opportunity for farmers. While their profits may be up, our problems are just beginning.

Since 1940, the overall drop in water tables within OID has been consistent at about 0.75 feet per year. From 2008–2015 that drop increased to about 1.0 foot per year, likely drought related. OID wells, in the zone of development of this eastern Ag boom have fallen 40 feet in that same period. That's significant and we fully expect that drop to increase as young orchards mature and farmers continue to pump to meet that growing demand.

So what's the fix? Our region has formed a Groundwater Sustainability Agency (GSA) that will begin looking at and developing answers to achieve long-term groundwater sustainability. This is a legislative Act adopted by the State in 2014.

While many groundwater pumpers in the eastern county are looking to acquire OID surface water to solve their problem that may not be possible unless some innovative water management and recharge creativity can be implemented. Going forward, surface water in OID will serve three purposes; First: to fully meet the water demands of OID constituents each and every year; Second: to increase recharge in our own area to attain groundwater sustainability as now required by state law; Third: the loss of water to the State Water Board as they take 40% of the Stanislaus River flow from our area. Check out websites below. After securing these three purposes, then other demands to our east can be addressed.

The good news, agriculture will continue to thrive in OID. Your Board of Directors saw these challenges coming years ago and planned out a future to protect this area's heritage. Staying the course on this planning program, conservatively managing our water resources and exercising fiscal responsibility in rebuilding and modernizing our water system will keep our water rights strong and working for your benefit, while keeping rates affordable.

Fight the State's Water Grab. Visit www.SavetheStan.org or www.WorthYourFight.org to see how.

August 7, 2017

Pamela Kelly, Oakdale Citizen

I'm requesting City Council to take action to make changes to Sec 18-9 OCC so it can become an enforceable code. Currently there are many neighborhoods who are plagued with folks using the streets to store their vehicles.

Sec. 18-9. Use of streets for storage of vehicles prohibited.

(a) No person who owns or has possession or control of any vehicle that is principally designed or used for hauling livestock, including, but not limited to, horses, cattle, sheep, goats and poultry, shall park such vehicle upon any street or alley for a period longer than forty-eight consecutive hours.

(b) No person who owns or has possession of any vehicle, other than the vehicles described in subsection (a) of this section, shall park such vehicle upon any street or alley for a period longer than seventy-two consecutive hours.

(c) In the event a vehicle is parked or left standing upon a street or alley in excess of the time limits specified in subsections (a) and (b) of this section, any member of the police department authorized by the chief of police may remove the vehicle in the manner and subject to the requirements of the Vehicle Code of this state. (Ord. No. 299, § 122; Ord. No. 488, § 1; Ord. No. 984, § 1.)

Protocol explained to me by OPD officer...

Protocol for enforcing OCC 18-9(b). When OPD receives a parking complaint on a vehicle that has been left on a public street for more than 72 hours we send our parking enforcement officers out to investigate. If the vehicle is located the vehicle is tagged informing the owner that the vehicle is in violation and needs to be moved. The Officer also checks the vehicle registration, weather the vehicle is correctly parked and other violations that may exist. In addition, the vehicle's tire is marked where it contacts the street and the 72 hour clock begins. When the 72 hours is up, the parking enforcement officer returns to check and see if the vehicle has been moved.

If the marking on the tire and the street indicate that the vehicle has moved then violation of OCC 18-9(b) does not apply. It must be parked in the same spot for longer than 72 consecutive hours. Once the vehicle has been moved, even inches, it is no longer in the same spot and the vehicle will need to be tagged again for a 72 hour violation.

FOLLOWING ARE some excerpts from San Diego news and Fresno news...

Before the ordinance, which prevents parking of oversized vehicles on all city streets between 2 and 6 a.m., **the only tool police had was a state law preventing cars from occupying the same parking spot for more than 72 hours. That rule is difficult to enforce because owners can move their vehicle one-tenth of a mile** and restart the clock. there are permits that allow them to park overnight so they can conveniently prepare for trips and unload after them.

“Citizens regularly call council district offices and the parking services department regarding oversized vehicles parked in their neighborhoods,” city parking manager Del Estabrooke said in a memo to the council.

The problems aren’t limited to RVs and truck-trailer rigs. Estabrooke said complaints include “trailers, campers, farm machinery, boats and construction equipment,”

Besides blocking the line of sight to the street for neighbors to back out of driveways, some residents are bothered when vehicles are parked for extended periods of time.

“Bona fide **guests of a resident may park a recreational vehicle or trailer on the street in front of the host’s residence for a period of seven days**” if the host **notifies the city’s parking department.**

And just moving the RV across or down the street won’t pass the city’s muster. An RV or other vehicle “will be in violation of this ordinance if left parked or standing on a street or alley within 1,000 feet of the same location after 24 hours.”

The city’s parking department or police department can have a vehicle towed if in violation of the ordinance. The fine for a citation under the ordinance is \$108,

A recreational vehicle, utility trailer, or boat and boat trailer is permitted to be placed, kept, maintained, within the City only in certain areas or locations. All recreational vehicles, utility trailers, or boats and boat trailers must be parked on a cement slab. Storage on a driveway is permitted only if the vessel completely fits in the driveway, and does not encroach the sidewalk or the public street.

THERE ARE EXAMPLES OF HOW OTHER CITIES HAVE BANNED THIS TYPE OF PARKING AND YET ALLOWED PERMITS FOR LOADING, UNLOADING AND FAMILY GUESTS SHORT STAYS. OAKDALE COULD WRITE AN ORDINANCE THAT IS PRECISE, STRICT, WITHIN THE LAW AND ENFORCEABLE.

City of Oakdale Water System

BRYAN WHITEMYER

AUGUST 7, 2017

MUNICIPAL WATER SUPPLY PRIORITIES AND GOALS

- ▶ Health & safety is the first priority
- ▶ Consistently meeting all regulatory requirements
- ▶ Enhancing the quality of life for our communities
- ▶ Facilitating economic development (depends on water availability!)
- ▶ Preserving & protecting water resources (both quantity and quality)
- ▶ Providing water at reasonable rates (cost efficiency)
- ▶ Collaborating & coordinating with other water users to responsibly manage water resources
 - ▶ Info taken from presentation by Dr. Nick Pinhey

CITY OF OAKDALE WATER SYSTEM

- ▶ City serves approximately 7,800 customers
- ▶ Water Source – Ground Water - 8 municipal wells (Well 2 and Well 9 are offline.)
- ▶ Well 10 is under construction
- ▶ Service Area – 6 Square Miles or 3,840 acres
- ▶ Water Usage – Approximately 4,300 acre feet annually
- ▶ Water supply is delivered through a distribution system consisting of pump stations, storage tanks, and over 75 miles of water pipelines

Is Our Water Safe?

- ▶ Yes. Oakdale has one of the best sources of water in the Valley.
- ▶ Our drinking water comes from local groundwater aquifers, drawn from City wells.
- ▶ Because of the high quality of our groundwater, *no* special treatments are needed to meet all state and federal drinking water standards.
- ▶ These high government standards require that we perform regular tests of our water supply of nearly 100 different types of potential contaminants, including bacteria.

Bacteria

- ▶ There are many types of bacteria in the world, but only a few are potentially harmful to humans. We call these harmful bacteria *pathogens*.
- ▶ A particular family of pathogens of great concern are called *E. coli*, or Escherichia coliform. *E. coli* is found in the intestines of warm blooded animals, including humans, and a *few types* of *E. Coli* can cause disease.
- ▶ We test our water systems every week for the presence any coliform bacteria, not just pathogens. If we find any coliform bacteria (or “total coliform”), then we further test specifically for *E. coli*.

Chlorine

- ▶ Last year we had a couple of positive total coliform tests. When we further tested the samples, *no E. Coli were found*.
- ▶ In other words, water tests did not reveal the presence of any pathogens in our water.
- ▶ As a precaution, the State of California Water Board, required the City of Oakdale to begin adding a small amount (.2 -.3 PPM) of disinfectant (Chlorine) to further protect the public from possibility of any bacteria that might show up in the water system.
- ▶ Since chlorination began, all tests have been negative. We remain confident that we have some of the best water in the world, but want to provide an additional “safety net” just to be sure.

Why is my water cloudy?

- ▶ Sometimes the water may have a milky or cloudy appearance when first drawn from the tap.
- ▶ This is entrained air in the water, not unlike carbonation in a soda. When water comes out of the tap and pressure is released, like opening a soda can, and the air “comes out” of the water.
- ▶ If you allow the water to sit, you will see that the milky appearance will clear on its own.
- ▶ Most importantly, the milky appearance is not a health concern, simply a natural occurrence when pressurized air comes in contact with water.

Why is my water cloudy?



Massachusetts Water Resources Authority

► <https://water.usgs.gov/edu/qa-chemical-cloudy.html>

WHAT SHOULD YOU DO IF YOU HAVE A WATER CONCERN?

- ▶ Please call Public Services at (209)845-3600.