



**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**

Monday, September 16, 2019 **7:00 PM** **City Council Chambers**

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 Bairos
Council Member Chiara
Council Member Murdoch
Council Member Smith

Staff Present: City Manager Whitemyer
City Attorney Helane Seikaly
Finance Director Avila
Public Services Director Gravel
Police Chief Heller
Public Works Superintendent Bridgewater
Senior Building Inspector Odom
Management Analyst Andersen
Battalion Chief Tietjen
Management Analyst Mondragon
Council Services Manager Christel

Absent: NONE

3. PLEDGE OF ALLEGIANCE:

Students from Sierra Elementary School's 4th Grade Social Studies class led the pledge of allegiance.

4. INVOCATION:

Pastor Kent Roberts from The River provided the invocation.

5. PRESENTATIONS/ACKNOWLEDGEMENTS

5.1 Introduction, Oath of Office, and Badge Pinning of Oakdale Police Department's New Public Safety Dispatcher-Clerk Supervisor Heather Tamburrino, Reserve Officer Tyson McMahon, and New Police Officers Madyson Falconi and Janeen Yates.



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Police Chief Heller introduced Public Safety Dispatcher-Clerk Supervisor Heather Tamburrino, Reserve Officer Tyson McMahon, and New Police Officers Madyson Falconi and Janeen Yates and provided brief biographies for each. Council Services and Legislative Records Manager Christel provided the oath of office to each and the City Council congratulated them on their accomplishment.

6. ADDITIONS/DELETIONS

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

7. PUBLIC COMMENTS

Public Comment Opened at 7:13 p.m.

Jackie Hair, representing Soroptimist International of Oakdale, spoke to the City Council about the Soroptimist's Live your Dream Awards program which helps women who have faced economic and personal hardships to live their dreams by providing cash grants to those who are working to better their lives. These cash awards can be used by the recipient to offset costs associated with their efforts to attain higher education or additional skills and training. Ms. Hair asked the City Council for their help in getting the word out about the Live Your Dream Award program to women in the community and provided contact information should anyone be interested in finding out more information about this program. The Soroptimist International of Oakdale's website is www.oakdalesoroptimist.org and they can also be reached at 209-840-2134 or via email at sioakdale@soroptimist.net.

Joshua Whitfield, representing Assembly Member Flora's office, updated the City Council on current bills and projects Assembly Member Flora is working on. He also discussed Assembly Member Flora's response regarding concerns his office received regarding the Stearns Road and Hwy 120 area.

Arlene Jones, representing residents who live on Stearns Road, questioned the City Council about the extension of "D" Street and about a rumor she heard that the City was holding up the permits for the extension. City Manager Whitemyer responded saying the City was not holding up the permit process for the "D" Street extension and explained how the permit process worked. He also stated that this project was on track. Ms. Jones also discussed issues she and other Stearns Road residents experience whenever there is a road closure due to an accident in front of or nearby Stearns Road. Police Chief Heller responded to her comments and questions.

Public Comment Closed at 7:27 p.m.

8. APPOINTMENT TO BOARDS AND COMMISSIONS

8.1: Consider Appointment of Nancy Smith as Committee Member to the Senior Citizen Advisory Committee.



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Members of the City Council unanimously agreed to the appointment of Nancy Smith as a Committee Member to the Senior Citizen Advisory Committee and Mayor McCarty asked that a motion be passed to approve the appointment.

MOTION

To approve the appointment of Nancy Smith as Committee Member to the Senior Citizen Advisory Committee.

Moved by Council Member Bairos and seconded by Council Member Smith and PASSED AND ADOPTED this 16th day of September 2019, by the following vote:

AYES:	COUNCIL MEMBERS:	Bairos, Smith, Chiara, Murdoch, and McCarty	(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 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 9.9 for September 16, 2019 as follows:

- 9.1: Approve the City Council Regular Meeting Minutes of August 19, 2019.
- 9.2: Receive and File the Warrant List for the Period of August 3, 2019 through August 17, 2019.
- 9.3: By Motion, Waive all Readings of Ordinances and Resolutions, except by Title.
- 9.4: Accept by Minute Order, the June 2019 Treasurer's Report.
- 9.5: Accept by Minute Order, the July 2019 Treasurer's Report.
- 9.6: Consider a Resolution of Concurrence and Support of the Community Development Block Grant Consolidated Annual Performance and Evaluation Report (CAPER) for Fiscal Year 2018-2019.
- 9.7: Consider a Resolution Authorizing Staff to Purchase Repairs for a 2018 Ford Interceptor



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(Vehicle 41) from Four Star Body and Frame and Cook's Communications in the Total Amount of \$10,191.04 with funds from the Police Department Equipment Replacement Fund 545 to be reimbursed the Total Amount from the Central San Joaquin Valley Risk Management Authority and returned to Fund 545.

- 9.8: Consider a Resolution Accepting the Belmont Phase IV Subdivision Public Improvements and Authorizing the Filing of a Notice of Completion.
- 9.9: Consider a Resolution Accepting the Dedication for Right-of-Way from a portion of Assessor's Parcel Number 064-010-008, known as the Oakdale Saddle Club Property.

MOTION

To approve the City of Oakdale City Council Consent Agenda Items 9.1 through 9.9 for September 16, 2019.

Moved by Council Member Chiara and seconded by Council Member Murdoch and PASSED AND ADOPTED this 16th day of September 2019, by the following vote:

AYES:	COUNCIL MEMBERS:	Chiara, Murdoch, Smith, Bairos and McCarty	(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

- 10.1: A Public Hearing to Consider Adoption of Resolution 2019-110, a Resolution of the City Council of the City of Oakdale for the Annexation of Territory to Community Facilities District No. 2007-1 (Public Safety Services), Annexation No. 12 (Loma Lane) and to authorize the levy of special taxes therein.

Mayor McCarty announced that this is the time and place for the public hearing for the annexation of territory to Community Facilities District No. 2007-1 (Public Safety Services), Annexation No. 12 (Loma Lane) and to authorize the levy of special taxes therein. He asked whether there were any property owners or registered voters in the proposed District who wished to file a written protest and, if so, they needed to file them now with the City Clerk. With none being filed, Mayor McCarty opened the Public Hearing at 7:30 p.m. and announced the presentation by City staff.

City Manager Whitemyer asked if the City Council would mind taking a short break so staff could address some technical issues with the overhead projector. Mayor McCarty called a short recess so staff could address the technical issues.



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Mayor McCarty reconvened the meeting at 7:40 p.m.

City Manager Whitemyer apologized for the delay and explained that the maps for the presentation were still not coming up on the television screen so they would have to turn around to view the maps on the overhead screen.

Finance Director Avila presented the staff report recommending the City Council adopt the resolutions provided in the staff report approving the annexation of territory to the City of Oakdale Community Facilities District No. 2007-1 (Public Safety Services), authorizing the Levy of Special Taxes therein, and submitting Levy of Special Taxes to Qualified Electors Annexation No. 12 (Loma Lane); and, declaring the results of the Special Annexation Election, determining the validity of prior proceedings and directing the recording of an Amended Notice of Special Tax Lien for Community Facilities District No. 2007-1, Annexation No. 12 (Loma Lane).

Mayor McCarty asked if there were any comments, questions, or protests from the audience. There being none, Mayor McCarty closed the Public Hearing at 7:43 p.m. and stated that Council needed to consider a motion to be made. Council Member Chiara motioned to approve Items on 10.1 on the agenda and it was seconded by Council Member Smith.

MOTION DIED DUE TO NO VOTE.

Mayor McCarty then asked Council Services and Legislative Records Manager Christel to announce the results of the property owner's vote to which she replied that one ballot was received and it was in favor of the ballot measure. Mayor McCarty stated let the record show that the property owner voted in favor of the levy of the special tax.

Mayor McCarty asked that Council consider a motion to be made on Item 10.1.

MOTION

Adoption of Resolution 2019-110, a Resolution of the City Council of the City of Oakdale Declaring Results of Special Annexation Election, Determining Validity of Prior Proceedings and Directing the Recording of an Amended Notice of Special Tax Lien for Community Facilities District No. 2007-1, Annexation No. 12 (Loma Lane).

Adoption of Resolution 2019-111, a Resolution of the City Council of the City of Oakdale of Annexation of Territory to the City of Oakdale Community Facilities District No. 2007-1 (Public Safety Services), Authorizing the Levy of Special Taxes therein and submitting Levy of Special Taxes to Qualified Electors Annexation No. 12 (Loma Lane).

Moved by Council Member Chiara and seconded by Council Member Smith and PASSED AND ADOPTED this 16th day of September 2019, by the following vote:



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NOES:	COUNCIL MEMBERS:	None	(0)
ABSENT:	COUNCIL MEMBERS:	None	(0)
ABSTAINED:	COUNCIL MEMBERS:	None	(0)

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

- 10.2: A Public Hearing to Consider Adoption of Resolution 2019-112, a Resolution of the City Council of the City of Oakdale for the Annexation of Territory to Community Facilities District No. 2015-1 (Maintenance Services), Annexation No. 5 (Loma Lane) and to authorize the levy of special taxes therein.

Mayor McCarty announced that this is the time and place for the public hearing for the annexation of territory to Community Facilities District No. 2015-1 (Maintenance Services), Annexation No. 5 (Loma Lane) and to authorize the levy of special taxes therein. He asked whether there were any property owners or registered voters in the proposed District who wished to file a written protest and, if so, they needed to file them now with the City Clerk. With none being filed, Mayor McCarty opened the Public Hearing at 7:47 p.m. and announced the presentation by City staff.

Finance Director Avila presented the staff report recommending the City Council adopt the resolutions provided in the staff report approving the annexation of territory to the City of Oakdale Community Facilities District No. 2015-1 (Maintenance Services), authorizing the Levy of Special Taxes therein, and submitting Levy of Special Taxes to Qualified Electors Annexation No. 5 (Loma Lane); and, declaring the results of the Special Annexation Election, determining the validity of prior proceedings and directing the recording of an Amended Notice of Special Tax Lien for Community Facilities District No. 2015-1, Annexation No. 5 (Loma Lane).

Mayor McCarty asked if there were any comments, questions, or protests from the audience. There being none, Mayor McCarty closed the Public Hearing at 7:51 p.m.

Mayor McCarty then asked Council Services and Legislative Records Manager Christel to announce the results of the property owner's vote to which she replied that one ballot was received and it was in favor of the ballot measure. Mayor McCarty stated let the record show that the property owner voted in favor of the levy of the special tax and asked the Council to consider a motion to be made.

MOTION

Adoption of Resolution 2019-112, a Resolution of the City Council of the City of Oakdale Declaring Results of Special Annexation Election, Determining Validity of Prior Proceedings and Directing the Recording of an Amended Notice of Special Tax Lien for Community Facilities District No. 2015-1, Annexation No. 5 (Loma Lane).



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Adoption of Resolution 2019-113, a Resolution of the City Council of the City of Oakdale of Annexation of Territory to the City of Oakdale Community Facilities District No. 2015-1 (Maintenance Services), Authorizing the Levy of Special Taxes therein and submitting Levy of Special Taxes to Qualified Electors Annexation No. 5 (Loma Lane).

Moved by Council Member Chiara and seconded by Council Member Smith and PASSED AND ADOPTED this 16th day of September 2019, by the following vote:

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

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

11. STAFF REPORTS

None.

12. CITY MANAGER’S REPORT

12.1: September 2019 Department Reports.

City Manager Whitemyer provided City Council with the September 2019 Department reports.

12.2: Report from City of Oakdale’s Economic Development Committee.

City Manager Whitemyer provided a staff report and presentation from the City’s Economic Development Committee meeting on September 16, 2019 where the Committee discussed available commercial properties in the City of Oakdale. He quickly announced the members of the Committee:

- Mayor J.R. McCarty
- Council Member Rich Murdoch
- Bob Taylor – Community Member
- Marc Malone – Oakdale Joint Unified School District
- Erich Haidlen – Business Community Member
- Mary Guardiola – Oakdale Chamber of Commerce
- John McCormick – Oak Valley Hospital District

City Manager Whitemyer said that the basic question that was posed and discussed at the meeting was should the City consider converting commercially zoned properties in town to residential or other non-commercial uses? He reviewed maps displaying various vacant commercial property sites throughout town and stated that the Committee specifically discussed the Crane Road crossing area, and the Stearns Road and Hwy 108



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area. In closing, City Manager Whitemyer stated that the recommendation of the Economic Development Committee is that the City of Oakdale should not convert commercially zoned properties in town to residential or other non-commercial uses along the Highway 108-120 corridor and that the reason for this recommendation is that there is a limited supply of available land along the 108/120 corridor that can support commercial development and the City has an obligation to prepare for future growth so that current and future residents have opportunities to purchase goods and services in Oakdale.

Mayor McCarty agreed stating that giving up commercial land for residential property will hurt the City in the future. Council Member Murdoch also agreed and briefly discussed mixed use property.

City Manager Whitemyer stated that the purpose of this report was to provide information on this subject and asked if City Council had any requests or recommendations for staff or any concerns to this approach.

Mayor McCarty asked for comments from the public.

Public Comment:

Kathleen Westenberg, an Oakdale resident, asked the City Council about Kmart going out of business and whether there is a possibility of a major development coming in to that area. City Manager Whitemyer responded to Ms. Westenberg's question and stated that the City was certainly disappointed to hear that Kmart will be leaving and that staff and City Council Members have been in touch with Opportunity Stanislaus and other businesses in town to help find other employment opportunities for those Kmart employees who will be losing their jobs. The City has been in contact with the owner of the property and is actively working on getting another large retailer in to that area.

No other questions from City Council.

12.3: Report on City of Oakdale ranking in the recent Safest Cities 2019 report by www.backgroundcheck.org.

City Manager Whitemyer provided the City Council with the Safest Cities in California 2019 Report from Backgroundcheck.org and announced that according to the report, the City of Oakdale ranks within the top 26% of the safest California cities with populations greater than 10,000.

13. CITY COUNCIL ITEMS

Council Member Smith wished his son a Happy 17th Birthday and also congratulated Joe Carrillo on his retirement from the Police Department.



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Mayor McCarty announced that two new businesses have opened, Dutch Brothers and Huckleberry's and congratulated them on their successful openings. He also congratulated the Oakdale Soccer Club for having a successful opening day.

14. ADJOURNMENT

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

ATTEST:

Julie Christel
Council Services and Legislative
Records Manager

APPROVED:

J.R. McCarty
Mayor