



**City of Oakdale  
City Council  
Draft Regular Meeting Minutes**

City Council Chambers  
277 North Second Avenue  
Oakdale, California

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**Monday, March 4, 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 Bairos  
Council Member Chiara  
Council Member Murdoch  
Council Member Smith

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  
Management Analyst Mondragon  
Senior Building Inspector Odom

**3. PLEDGE OF ALLEGIANCE:**

Mayor McCarty led the pledge of allegiance.

**4. INVOCATION:**

Pastor Kent Roberts, The River Christian Community provided the invocation.

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

Mayor McCarty reported a special meeting was called to order at 6:30 p.m. The City Council met in closed session to discuss with legal counsel the following closed session agenda item:

- 4.1: Conference with Real Property Negotiator pursuant to Government Code §54956.8; Assessor Parcel No. 064-025-025; City Negotiator: City Manager; Negotiating Party: Garcia; Under Negotiation: Price and Terms of Payment
- 4.2: Conference with Real Property Negotiator pursuant to Government Code §54956.8; Assessor Parcel No. 064-025-024; City Negotiator: City Manager; Negotiating Party: Zwald; Under Negotiation: Price and Terms of Payment
- 4.3: Conference with Real Property Negotiator pursuant to Government Code §54956.8; Assessor Parcel No. 064-025-026 & 064-025-027; City Negotiator: City Manager; Negotiating Party: Hummer; Under Negotiation: Price and Terms of Payment



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Mayor McCarty advised the City Council had provided direction to staff.

**6. PRESENTATIONS/ACKNOWLEDGEMENTS:**

Pam Dumas, President of the Oakdale Tourism and Visitors Bureau provided a PowerPoint Presentation of the Oakdale Tourism and Visitors Bureau's 2018 Annual Report. She reported on the Bureau's accomplishments over the past year and discussed future events and goals for the 2019 year.

The Oakdale Tourism and Visitors Bureau will be having their grand opening on Wednesday, March 13, 2019 from 5:00 p.m. to 7:00 p.m. at 77450 River Road, #6 in Oakdale.

**7. ADDITIONS/DELETIONS:**

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

**8. PUBLIC COMMENTS:**

Public Comment opened at 7:12 p.m.

Sharon Arpoika from Friends of the Oakdale Library discussed the upcoming Friends of the Oakdale Library Annual Book Sale scheduled March 11, 2019 through March 14, 2019 at the Gene Bianchi Community Center and invited members of the City Council to attend. She thanked the City Council for the use of the Community Center and encouraged anyone who could help out any of those days to please do so as they are in need of volunteers to move books from the storage facilities to the center and also to set up

Karen Mendoza, Branch Manager for the Oakdale Library updated the City Council on current events going on at the library and thanked the Friends of the Oakdale Library for their support.

Deanne Edwards, Chief Financial Officer from Prem Gen Corp, addressed the City Council about road blocks they are experiencing at the state level as a result of laws passed in 2018 regarding cannabis distribution and nursery sales and that they are looking for an amendment to their current development agreement and use permit with the City of Oakdale. She provided a handout to the City Council to review at their convenience and stated she would like this topic to be placed on the agenda and discussed at a future City Council meeting.

City Manager Whitemyer thanked Mr. and Mrs. Edwards for coming and bringing their concerns to the City Council.

Craig Porter reported there are still accidents occurring on Hwy 108 and Stearns Road and that he is seeing an increase in commercial traffic on Stearns Road as well.

City Manager Whitemyer explained that the city has limited power and authority as it is a state highway, however, he will continue to meet with Cal Trans to try to work with them on this issue.



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Mayor McCarty suggested Mr. Porter may want to attend the next StanCog meeting and any CalTrans meetings so he can voice his concerns there as well.

Closed public comment at 7:31 p.m.

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

None scheduled.

**10. 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 9.5 for March 4, 2019

- 9.1: Approve the City Council Regular Meeting Minutes of February 19, 2019.
- 9.2: By Motion, Waive all Readings of Ordinances and Resolutions, except by Title.
- 9.3: Adopt City of Oakdale City Council Resolution 2019-016, Approving a Side Letter Amendment to Oakdale Miscellaneous Bargaining Unit (OMEBU) Memorandum of Understanding (MOU).
- 9.4: Adopt City of Oakdale City Council Resolution 2019-017, Authorizing staff to purchase one new 2019 Chevrolet Tahoe from Steves Chevrolet for \$38,649.51 and outfit the vehicle with replacement emergency equipment and installation by Cook's Communications in the amount of \$23,566.29 for a total of \$62,215.80 to be funded from the Vehicle Replacement Fund 530-1910-441009 and to be reimbursed the total cost of the purchase and build out from the Central San Joaquin Valley Risk Management Authority with the reimbursement returned to the Vehicle Replacement Fund 530.
- 9.5: Adopt City of Oakdale City Council Resolution 2019-018, Authorizing staff to purchase a used 2017 Chevrolet Equinox LS from Steves Chevrolet for \$19,366.93 and approve the surplus of the 2007 Chevrolet Impala.

Mayor McCarty discussed Items 9.4 and 9.5 stating he wanted the citizens of Oakdale to know that the City is being reimbursed for the purchase of these two vehicles. City Manager Whitemyer explained that the new Chevrolet Tahoe (Item 9.4) is replacing an existing 2014 Chevrolet Tahoe that was involved in a traffic collision with a Stanislaus County Sheriff's Department vehicle where the Sheriff's Department was at fault. The 2017 Chevrolet Equinox LS (Item 9.5) will replace a 2007 Chevrolet Impala used as the City Hall pool car which was involved in an accident and was determined to be a total loss by the other party's insurance company.



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Moved by Council Member Murdoch and seconded by Council Member Bairos and PASSED AND ADOPTED this 4th day of March, 2019 by the following vote:

AYES:	COUNCIL MEMBERS:	Murdoch, Bairos, Smith, Chiara, 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.

**11. PUBLIC HEARINGS:**

None scheduled.

**12. STAFF REPORTS:**

11.1: Consideration of a Resolution of the City of Oakdale City Council Approving a contract with XiO, Inc. to provide a Monitoring and Control System for the WWTP Headworks in the amount of \$12,561.00 funded by the Sewer Capital Replacement Fund 621 (621-4151-441005).

Public Works Superintendent Bridgewater presented a staff report recommending the City Council approve a contract with XiO, Inc. to provide a Monitoring and Control System for the WWTP Headworks in the amount of \$12,561.00 funded by the Sewer Capital Replacement Fund 621 (621-4151-441005).

A PowerPoint Presentation was provided.

The City Council discussed with staff the project as proposed and asked questions of staff that were responded to by staff.

**MOTION**

To adopt Resolution 2019-019, a Resolution of the City of Oakdale City Council Approving a contract with XIO, Inc. to provide a Monitoring and Control System for the WWTP Headworks in the amount of \$12,561.00 funded by the Sewer Capital Replacement Fund 621 (621-4151-441005).

Moved by Council Member Chiara and seconded by Council Member Smith and PASSED AND ADOPTED this 4th day of March, 2019 by the following vote:

AYES:	COUNCIL MEMBERS:	Chiara, Smith, Bairos, 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.



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- 11.2 Consideration of a Resolution of the City of Oakdale City Council Approving a contract with Precision Concrete Cutting for Sidewalk Grinding and Repair in the amount of \$19,515.67 to be funded from General Fund 110 Street Maintenance (110-4140-427006).

Public Works Superintendent Bridgewater presented a staff report recommending the City Council Approve a contract with Precision Concrete Cutting for Sidewalk Grinding and Repair in the amount of \$19,515.67 to be funded from General Fund 110 Street Maintenance (110-4140-427006).

A PowerPoint Presentation was provided.

The City Council discussed with staff the project as proposed and asked questions of staff that were responded to by staff.

During the public comment period, Alice Garcia stated feels the city should abandon the ordinance for allowing trees in sidewalks. Trees should be on people's property, not on the sidewalks. Thinks it's a waste of money because it tears the sidewalks up. Council Member Murdoch stated he agreed with Mrs. Garcia.

**MOTION**

To adopt Resolution 2019-020, a Resolution of the City of Oakdale City Council Approving a contract with Precision Concrete Cutting for Sidewalk Grinding and Repair in the amount of \$19,515.67 to be funded from General Fund 110 Street Maintenance (110-4140-427006).

Moved by Council Member Smith and seconded by Council Member Chiara and PASSED AND ADOPTED this 4th day of March, 2019 by the following vote:

AYES:	COUNCIL MEMBERS:	Smith, Chiara, Bairos, 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.

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

City Manager Whitemyer reminded the Council that Measure Y is scheduled to expire March 31, 2020 and explained that there has been some interest from some residents on bringing forward the discussion of whether the Council should consider putting that item back on the ballot for 2019 to determine if that sales tax measure should continue pass the current expiration date. He said there will be an item to weigh those options at the March 18<sup>th</sup> or April 1<sup>st</sup> meeting and advised that there is a certain time schedule the Council will need to follow in order to put this on the November 2019 ballot.



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City Manager Whitemyer explained that this measure is now in its second term and had started out as Measure O and is now Measure Y. It's a half cent sales tax that has provided significant funding for police and fire services, street lighting, the senior center and community center. Council Member Murdoch asked if there was a limit to how many times a tax measure could run or if it could be indefinite. City Attorney Hallinan explained that the City of Ceres has Measure H, a half-cent sales tax, that is indefinite.

**13. CITY COUNCIL REPORT**

13.1: Consider Reappointment of City Council Representative to the Stanislaus Council of Governments (StanCOG) Policy Board for the Calendar Year 2019.

Mayor McCarty advised he has spoken Council Members Chiara and she is willing to serve as the City Council representative to the Stanislaus Council of Governments (StanCOG) Policy Board for the Calendar Year 2019.

**MOTION**

To Appoint Council Member Chiara as the City Council representative to the Stanislaus Council of Governments (StanCOG) Policy Board for the Calendar Year 2019.

Moved by Council Member Bairos and seconded by Council Member Smith and PASSED AND ADOPTED this 4th day of March, 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.

Council Member Bairos announced that the Soroptimist Distinguished Young Women Annual Event will be held this coming Saturday, March 9<sup>th</sup> at 7:00 p.m. at the Magnolia School Auditorium.

Council Member Smith wanted to remind everyone that if they are free on Saturday morning, to come down and help out with the Friends of the Oakdale Library Annual Book Sale. He also thanked Public Services Director Gravel, Finance Director Avila, and City Manager Whitemyer for the City's donation of gravel for the drain in front of the youth building.

Mayor McCarty reported that LOVE Oakdale will be back this year on April 6, 2019.



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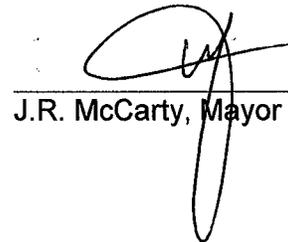
**13. ADJOURNMENT:**

There being no further business, Mayor McCarty adjourned the meeting at 7:59 p.m.

ATTEST:

  
Julie Christel, Deputy City Clerk

APPROVED:

  
J.R. McCarty, Mayor