



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

City Council Chambers  
277 North Second Avenue  
Oakdale, California

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**Monday, April 16, 2018**

**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. COUNCIL MEMBERS PRESENT/ABSENT:**

Present: Mayor Paul  
Council Member Bairos  
Council Member McCarty  
Council Member Murdoch

Absent: Mayor Pro Tem Dunlop

Staff Present: City Manager Whitemyer  
City Attorney Hallinan  
Finance Director Avila  
Public Works Superintendent Bridgewater  
Police Lieutenant Carrillo  
Public Services Director Gravel  
Police Chief Heller  
Management Analyst Mondragon  
City Clerk Teixeira

**3. PLEDGE OF ALLEGIANCE:**

Mayor Paul led the pledge of allegiance.

**4. INVOCATION:**

Pastor Brad Gouwens, River Oak Grace Community Church provided the Invocation.

**5. PRESENTATIONS/ACKNOWLEDGEMENTS:**

5.1: Certificate(s) of Appreciation to outgoing Parks and Recreation Commissioners Jim Cates, Amber Megan Dreiling, Angie Gutierrez, Natasha Hanley and John Lane.

Mayor Paul thanked the outgoing members of the Parks and Recreation Commission for their many years of service; presenting Jim Cates, John Lane and Angie Gutierrez with Certificates of Appreciation.

It was noted that outgoing members Amber Megan Dreiling and Natasha Hanley were unable to attend, and staff would forward their certificates of appreciation.



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- 5.2: Proclamation Declaring April 15 through 22, 2018 National Volunteer Week (ASTRO).

Jaydeen Vicente, Barbara Vasco and Scott Hicks accepted the Proclamation on behalf of ASTRO.

Following acceptance of the proclamation, Mr. Hicks assisted by Ms. Vicente presented the rendering of the future ASTRO No Kill Shelter which will be constructed on property recently purchased on Wakefield Drive.

- 5.3: Proclamation Declaring Recognizing April 15 through 22, 2018 National Volunteer Week (Oakdale Shelter Pet Alliance).

Lisa Dolling and members of Oakdale Shelter Pet Alliance accepted the Proclamation on behalf of all Oakdale Shelter Pet Alliance volunteers.

- 5.4: Proclamation Declaring April 15 through 22, 2018 National Volunteer Week (Oakdale Senior Center Volunteers).

Jane Finkenbine, Marcia Love and Mickey Peabody accepted the Proclamation on behalf of the Oakdale Senior Center Volunteers.

- 5.5: Proclamation Declaring April 15 through 22, 2018 National Volunteer Week (Oakdale CIVICS).

Civics Program Coordinator Mike Hancock accepted the Proclamation on behalf of the participants, both past and present of the CIVICS Program.

- 5.6: Proclamation Declaring April 15 through 22, 2018 National Volunteer Week (Citizen Auxiliary Police Services [CAPS]).

Police Chief Heller introduced Community Services Officer Hilgen who accepted the Proclamation on behalf of the CAPS and Senior Outreach.

City Manager Whitemyer stated on behalf of the City Council and staff, Oakdale is truly blessed to have the number of volunteers who donate so much of their time and appreciate all that is done to contribute to the community.

**6. ADDITIONS/DELETIONS:**

Mayor Paul asked whether there were any additions or deletions to the City Council agenda. No additions or deletions were advised.

**7. PUBLIC COMMENTS:**

Robert Amaral stated it is his understanding that the City of Ripon has just recently joined the lawsuit opposing Sanctuary Cities; and asked if Oakdale was considering anything like that.

Mayor Paul responded no, the City Council has not.



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Mr. Amaral asked the City Council for their individual thoughts. Mayor Paul responded that the City Council would wait on a response from the City's Police Department to see what impact would have on the Police Department should the City Council oppose Sanctuary Cities.

City Manager Whitemyer responded the City has not been actively pursuing taking a position on the matter.

Robert Amaral asked if the City was opening a Homeless Shelter; Mayor Paul responded no.

Kathleen Westenberg stated she is glad the City is looking into the topic of Sanctuary Cities.

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

None scheduled.

**9. CONSENT AGENDA:**

Mayor Paul asked whether there were any questions or requests to remove items from the Consent Agenda.

City Manager Whitemyer advised Mr. Shetron indicated he has questions related to Consent Agenda Item 9.4, a resolution authorizing the purchase of two eXmark 52" Mowers from Westurf Nursery in the amount of \$16,912.64 to be funded from Fund 565-7215-441005.

Mr. Shetron stated his opposition to charging the purchase of this equipment to the Landscape and Lighting Maintenance District.

City Manager Whitemyer advised the City did not make the change from outside contracting servicing of the district to City provided staffing lightly. The decision to charge from an outside contract service to a City staff provided service was made based on the preference not to increase the rates paid by rate payers (property owners) by continuing to employ contractors and the ability to provide better service at a lower rate using City employees. Today the City did send out a notice announcing City staff will be taking over maintenance of the Bridle Ridge Landscape and Lighting Maintenance District May 1.

City Manager Whitemyer advised in response to comments made by Mr. Shetron, the bond reimbursement funds are savings that must be used directly toward improvement projects, such as planting replacements and road improvements and cannot be used for maintenance.

City Manager Whitemyer, in response to questions raised by Mr. Shetron explained how costs for the maintenance of the Landscape District were compared between a contract service versus City staffing.

Finance Director Avila, in response to Mr. Shetron's request for a copy of the new accounts, advised details of these new accounts would be included in the 2018/2019 Fiscal Year Budget and would be available in the next couple of months.



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**MOTION**

To approve the City of Oakdale City Council Consent Agenda Items 9.1 through 9.4 for April 16, 2018 as follows:

- 9.1: Approve the Regular City Council Meeting Minutes of April 2, 2018.
- 9.2: Receive and File the Warrant List for the period of March 28, 2018 to April 11, 2018.
- 9.3: By Motion, Waive all Readings of Ordinances and Resolutions, except by Title.
- 9.4: Adopt City Council Resolution 2018-053, a Resolution of the City Council of the City of Oakdale Authorizing the Purchase of Two eXmark 52" Mowers from Westurf Nursery in the amount of \$16,912.64 to be funded from Fund 565-7215-441005.

Moved by Council Member McCarty and seconded by Council Member Bairos PASSED AND ADOPTED this 16th day of April 2018, by the following vote:

|            |  |     |
|------------|--|-----|
| AYES:      | COUNCIL MEMBERS: Bairos, McCarty, Murdoch and Paul | (4) |
| NOES:      | COUNCIL MEMBERS: None                              | (0) |
| ABSENT:    | COUNCIL MEMBERS: Dunlop                            | (1) |
| ABSTAINED: | COUNCIL MEMBERS: None                              | (0) |

Motion carried 4/1 by City Council roll call vote.

**10. PUBLIC HEARINGS:**

10.1: Consider Adoption of Resolution 2018-\_\_\_\_, a Resolution of the City Council of the City of Oakdale for the Annexation of Territory to Community Facilities District No. 2015-01 (Maintenance Services) Annexation 3. The special tax amount to be charged is as authorized by the original Rate and Method of Apportionment for City of Oakdale Community Facilities District 2015-01 (Maintenance Services). Maintenance Services include streets, street lights, storm water drainage and landscape maintenance. Funding will also include the costs of personnel, equipment replacement, maintenance, and professional contract services and services related thereto, including collection and accumulation of funds to pay for anticipated operating cost shortfalls and reserves for repair and replacement of facilities, improvements, vehicles and equipment. The property owners have voted to approve the annexation.

Mayor Paul declared a conflict of interest due to the proximity of her residence to the project area and turned the gavel over to Council Member Murdoch. Mayor Paul left the dais and meeting room.

Council Member Murdoch stated this is the time and place for the public hearing for the establishment of Community Facilities District No. 2015-01 (Maintenance Services) Annexation 3.



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Council Member Murdoch asked whether there are any property owners or registered voters in the proposed District who wish to file written protests? If so, they must be filed with the City Clerk at this time. There being none, Council Member Murdoch declared the hearing open at 7:37 p.m.

A PowerPoint Presentation was provided.

Finance Director Avila presented the staff report recommending the City Council adopt the resolutions provided in the staff report approving the annexation of Community Facilities District No. 2015-01 (Maintenance Services) Annexation 3, authorizing the levy of special taxes therein and submitting levy of special taxes to qualified elector Annexation No. 3; and, declaring results of Special Annexation Election, determining validity of prior proceedings and directing the recording of a first amendment to Notice of Special Tax Lien - Annexation No. 3.

There being no public testimony, Council Member Murdoch closed the public hearing at 7:45 p.m.

**MOTION**

To adopt Resolution 2018-054, a Resolution of the City Council of the City of Oakdale annexation of Community Facilities District No. 2015-01 (Maintenance Services) Annexation 3, authorizing the levy of special taxes therein and submitting levy of special taxes to qualified elector Annexation No. 3; and,

To adopt Resolution 2018-055, 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 a first amendment to Notice of Special Tax Lien - Annexation No. 3.

Moved by Council Member McCarty, seconded by Council Member Bairos and PASSED AND ADOPTED this 16<sup>th</sup> day of April 2018, by the following vote:

|            |  |     |
|------------|--|-----|
| AYES:      | COUNCIL MEMBERS: Bairos, McCarty and Murdoch | (3) |
| NOES:      | COUNCIL MEMBERS: None                        | (0) |
| ABSENT:    | COUNCIL MEMBERS: Dunlop                      | (1) |
| ABSTAINED: | COUNCIL MEMBERS: Paul                        | (1) |

Motion carried 3/1/1 by City Council roll call vote.

- 10.2: Consider Adoption of Resolution 2018-\_\_\_\_, a Resolution of the City Council of the City of Oakdale for the Annexation of Territory to the Community Facilities District No. 2007-1 (Public Safety Services) Annexation No. 10. The special tax amount to be charged is as authorized by the original Rate and Method of Apportionment for City of Oakdale Community Facilities District 2007-1 (Public Safety Services). Public Safety Services include, fire services, law enforcement, code enforcement and animal control. Funding will also include the costs of personnel, equipment replacement, maintenance, and professional contract services and services related thereto, including collection and accumulation of funds to pay for anticipated operating cost shortfalls and reserves for repair and replacement of facilities, improvements, vehicles and equipment.



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Due to her earlier stated conflict, Mayor Paul remained out of the meeting room.

Council Member Murdoch turned the gavel over to Council Member Bairos.

Council Member Bairos stated this is the time and place for the public hearing for the establishment of Community Facilities District No. 2007-1, (Public Safety Services) Annexation No. 10.

Council Member Bairos asked whether there are any property owners or registered voters in the proposed District who wish to file written protests? If so, they must be filed with the City Clerk at this time. There being none, City Council Member Bairos declared the hearing open at 7:46 p.m.

A PowerPoint Presentation was provided.

Finance Director Avila presented the staff report recommending the City Council adopt a resolution for 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 elector Annexation No. 10; and, declare the results of Special Annexation Election, determining validity of prior proceedings and directing the recording of a tenth amendment to Notice of Special Tax Lien - Annexation No. 10.

There being no public testimony, Council Member Bairos closed the public hearing at 7:49 p.m.

**MOTION**

To adopt Resolution 2018-056, a resolution of the City Council of the City of Oakdale 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 elector Annexation No. 10; and,

To adopt Resolution 2018-057, 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 a tenth amendment to Notice of Special Tax Lien - Annexation No. 10.

Moved by Council Member McCarty, seconded by Council Member Murdoch and PASSED AND ADOPTED this 16<sup>th</sup> day of April 2018, by the following vote:

|            |  |     |
|------------|--|-----|
| AYES:      | COUNCIL MEMBERS: Bairos, McCarty and Murdoch | (3) |
| NOES:      | COUNCIL MEMBERS: None                        | (0) |
| ABSENT:    | COUNCIL MEMBERS: Dunlop                      | (1) |
| ABSTAINED: | COUNCIL MEMBERS: Paul                        | (1) |

Motion carried 3/1/1 by City Council roll call vote.



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Mayor Paul returned to the meeting room and to her seat on the dais. Council Member Bairos returned the gavel to Mayor Paul.

**11. STAFF REPORTS:**

- 11.1: Consider a Resolution of the City Council of the City of Oakdale Approving a Contract with Precision Concrete Cutting for Sidewalk Grinding and Repair in the amount of \$16,856.70 to be funded from Local Transportation Fund 221.

A PowerPoint Presentation was provided.

Public Works Superintendent Bridgewater presented the staff report recommending the City Council approve a contract with Precision Concrete Cutting for Sidewalk Grinding and Repair in the amount of \$16,856.70 to be funded from Local Transportation Fund 221.

**MOTION**

To adopt Resolution 2018-058, a Resolution of the City Council of the City of Oakdale Approving a Contract with Precision Concrete Cutting for Sidewalk Grinding and Repair in the amount of \$16,856.70 to be funded from Local Transportation Fund 221.

Moved by Council Member McCarty, seconded by Council Member Murdoch and PASSED AND ADOPTED this 16<sup>th</sup> day of April 2018, by the following vote:

|            |  |     |
|------------|--|-----|
| AYES:      | COUNCIL MEMBERS: Bairos, McCarty, Murdoch and Paul | (4) |
| NOES:      | COUNCIL MEMBERS: None                              | (0) |
| ABSENT:    | COUNCIL MEMBERS: Dunlop                            | (1) |
| ABSTAINED: | COUNCIL MEMBERS: None                              | (0) |

Motion carried 4/1 by City Council roll call vote.

- 11.2 Consider a Resolution of the City Council of the City of Oakdale Adopting a List of Projects for Fiscal Year (FY) 2018-2019 to be funded by SB1 Road Repair and Accountability Act of 2017.

A PowerPoint Presentation was provided.

Public Works Director Gravel presented the staff report requesting the City Council adopt the List of Projects contained in staff's report for Fiscal Year (FY) 2018-2019 to be funded by SB1 Road Repair and Accountability Act of 2017

**MOTION**

To adopt Resolution 2018-059, a Resolution of the City Council of the City of Oakdale Adopting a List of Projects for Fiscal Year (FY) 2018-2019 to be funded by SB1 Road Repair and Accountability Act of 2017.



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Moved by Council Member Murdoch, seconded by Council Member Bairos and PASSED AND ADOPTED this 16<sup>th</sup> day of April 2018, by the following vote:

|            |  |     |
|------------|--|-----|
| AYES:      | COUNCIL MEMBERS: Bairos, McCarty, Murdoch and Paul | (4) |
| NOES:      | COUNCIL MEMBERS: None                              | (0) |
| ABSENT:    | COUNCIL MEMBERS: Dunlop                            | (1) |
| ABSTAINED: | COUNCIL MEMBERS: None                              | (0) |

Motion carried 4/1 by City Council roll call vote.

- 11.3: Consider a Resolution of the City Council of the City of Oakdale Approving the City of Oakdale Wastewater Pretreatment Program.

A PowerPoint Presentation was provided.

Public Works Superintendent Bridgewater presented the staff report recommending the City Council adopt the draft resolution contained in staff's report to approve the Oakdale Wastewater Pretreatment Program.

**MOTION**

To adopt Resolution 2018-060, a Resolution of the City Council of the City of Oakdale Approving the City of Oakdale Wastewater Pretreatment Program.

Moved by Council Member Murdoch, seconded by Council Member McCarty and PASSED AND ADOPTED this 16<sup>th</sup> day of April 2018, by the following vote:

|            |  |     |
|------------|--|-----|
| AYES:      | COUNCIL MEMBERS: Bairos, McCarty, Murdoch and Paul | (4) |
| NOES:      | COUNCIL MEMBERS: None                              | (0) |
| ABSENT:    | COUNCIL MEMBERS: Dunlop                            | (1) |
| ABSTAINED: | COUNCIL MEMBERS: None                              | (0) |

Motion carried 4/1 by City Council roll call vote.

- 11.4: Consider a Resolution of the City Council of the City of Oakdale Authorizing the Purchase of a New Pump Control Cabinet at Hollenbeck Sewer Lift Station from Tesco Controls, Inc. in the amount of \$70,000.00, which includes \$2,950.00 in contingency funds, funded by the Sewer Capital Replacement Fund 621 CP1804.

Public Works Superintendent Bridgewater presented the staff report recommending the City Council adopt the draft resolution contained in staff's report to approve the purchase of new Pump Control Cabinet at Hollenbeck Sewer Lift Station from Tesco Controls, Inc. in the amount of \$70,000.00, which includes \$2,950.00 in contingency funds to be funded from Sewer Capital Replacement Fund 621 CP1804.



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**MOTION**

To adopt Resolution 2018-061, a Resolution of the City Council of the City of Oakdale Authorizing the Purchase of a New Pump Control Cabinet at Hollenbeck Sewer Lift Station from Tesco Controls, Inc. in the amount of \$70,000.00, which includes \$2,950.00 in Contingency, funded by the Sewer Capital Replacement Fund 621 CP1804.

Moved by Council Member McCarty, seconded by Council Member Murdoch and PASSED AND ADOPTED this 16<sup>th</sup> day of April 2018, by the following vote:

|            |  |     |
|------------|--|-----|
| AYES:      | COUNCIL MEMBERS: Bairos, McCarty, Murdoch and Paul | (4) |
| NOES:      | COUNCIL MEMBERS: None                              | (0) |
| ABSENT:    | COUNCIL MEMBERS: Dunlop                            | (1) |
| ABSTAINED: | COUNCIL MEMBERS: None                              | (0) |

Motion carried 4/1 by City Council roll call vote.

- 11.5: Consider Accepting by Minute Order the January 2018 and February 2018 Treasurer's Reports.

Finance Director Avila presented the staff report recommending the City Council accept by Minute Order the January 2018 and February 2018 Treasurer's Reports.

**MOTION**

To accept by Minute Order the January 2018 and February 2018 Treasurer's Reports.

Moved by Council Member McCarty, seconded by Council Member Bairos and PASSED this 16<sup>th</sup> day of April 2018, by the following vote:

|            |  |     |
|------------|--|-----|
| AYES:      | COUNCIL MEMBERS: Bairos, McCarty, Murdoch and Paul | (4) |
| NOES:      | COUNCIL MEMBERS: None                              | (0) |
| ABSENT:    | COUNCIL MEMBERS: Dunlop                            | (1) |
| ABSTAINED: | COUNCIL MEMBERS: None                              | (0) |

Motion carried 4/1 by City Council roll call vote.

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

- 12.1: April 2018 Department Reports.

City Manager Whitemyer advised the City Council that the department reports for April 2018 have been provided in the City Council packet for review.

City Manager Whitemyer thanked Oakdale City Staff, volunteers and the Oakdale Saddle Club for a successful rodeo weekend.



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**13. CITY COUNCIL ITEMS:**

Council Member Bairos thanked the Oakdale Cowboy Museum, Chamber of Commerce and the Oakdale Saddle Club for the fun rodeo events last week.

Council Member Bairos reminded everyone that this Saturday and Sunday the Boxing Junior Olympics (2018 Central California Association, LBC 46 USA) will be held at Oakdale High School.

Council Member McCarty reminded and encouraged those in attendance and those watching at home to come to Oakdale Community Park this Saturday, April 21 for Love Oakdale.

**14. ADJOURNMENT:**

There being no further business, Mayor Paul adjourned the meeting at 7:47 p.m.

ATTEST:

APPROVED:

/s/Kathy Teixeira  
Kathy Teixeira, CMC  
City Clerk

/s/Pat Paul  
Pat Paul  
Mayor