



**CITY OF OAKDALE
City Council
Regular Meeting Minutes**

City Council Chambers
277 North Second Avenue
Oakdale, California

Monday, December 19, 2016

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
Fire Chief Daly
Interim Public Services Manager Black
Interim Public Services Director Gravel
Police Chief Heller
Interim Public Services Manager Odom
City Clerk Teixeira

3. PLEDGE OF ALLEGIANCE:

Mayor Paul led the Pledge of Allegiance.

4. INVOCATION:

The invocation was provided by Pastor Kent Roberts, The River Christian Community.

5. PRESENTATIONS/ACKNOWLEDGEMENTS:

Mayor Paul provided a congratulatory acknowledgement to the Oakdale High School Mustang varsity football team on their State Championship. Mayor Paul noted the team's athleticism and sportsmanship.

6. ADDITIONS/DELETIONS:

No items were added or deleted.

7. PUBLIC COMMENT:

Pamela Kelly speaking on behalf of Oakdale Rescue Mission advised prior to 2016 the Mission had \$2,000 a month in savings, today they have over \$29,000. Ms. Kelly contributed the increase in donations to the raised awareness and understanding of the many citizens and churches in Oakdale, that Oakdale Rescue Mission can be a benefit to the community. Ms. Kelly provided positive updates for seven homeless individuals. She also advised the Council of new programs including secured storage areas with the hope that homeless individuals will store their belongings in a safe location and travel with only a backpack.



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Ms. Kelly reminded the City Council that the Oakdale Rescue Mission has supported the municipal code amendments adopted by the City Council. The Oakdale Rescue Mission believes some of the positive changes they have observed are due to their street friends not being able to remain on private or public property and the persistence of the Oakdale Police Department's enforcement of these ordinances. In conclusion, Ms. Kelly provided the City Council with a copy of Oakdale Rescue Mission's "Vision of Love and Hope".

Resident of Riverbluff Drive (no name provided) reported a severe speeding problem on Riverbluff Drive. She requested the City install speed bumps on Riverbluff Drive. She advised she spoke to someone at Public Works who stated Oakdale does not have a speed bump ordinance but that he would check with the City of Modesto and see what Modesto's protocol is for installation of speed bumps. She advised she spoke with an Oakdale Police Department officer who suggested she speak with the City Council about installation of speed bumps.

Mayor Paul suggested the Riverbluff resident receive training from Mike Hancock to learn how to use the radar gun which will sometimes assist in getting people to slow down or change their driving habits.

The Riverbluff resident asked that the City Council think about what they can do, above and beyond the radar to address the problem.

City Manager Whitemyer advised staff has been made aware of the issue and Interim Public Services Director Gravel has been researching how other cities have addressed the problem. He advised many factors are involved and will need to be considered when reviewing what other cities have done as well as their level of success.

Kathleen Westenberg addressed the City Council stating her appreciation for their hard work over the course of the year and wished the City Council and their families a Merry Christmas and Happy New Year.

8. APPOINTMENT TO BOARDS AND COMMISSIONS:

None scheduled.

9. CITY COUNCIL CONSENT AGENDA:

Mayor Paul asked whether there were any questions on any matter listed on the Consent Agenda. No questions were asked.

MOTION

To approve the City of Oakdale City Council Consent Agenda for December 19, 2016 comprised of Items 9.1 through 9.6 as submitted.

- 9.1: Approve the Regular City Council Meeting Minutes of December 5, 2016.
- 9.2: Receive and File the Warrant List for the period of November 29, 2016 to December 12, 2016.
- 9.3: Waive Readings of Ordinances/Resolutions except by Title.



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- 9.4: Second Reading of Ordinance 1245, an Ordinance of the City of Oakdale, California Amending Chapter 31, Subdivisions and Chapter 36, Zoning to Address the Requirements of California Senate Bill 5 (2007) and Associated Legislation Related to Provision of 200-Year Flood Protection for California Urban Areas.
- 9.5: By Minute Order, Approve the List of Commissions/Board/Committees and Authorizing Providing List to Stanislaus County Oakdale Branch Library in Compliance with State of California Government Code 54973.
- 9.6: By Minute Order, Reject Claim for Damages Submitted by Joanna Harris.

Moved by Council Member McCarty seconded by Council Member Murdoch and PASSED AND ADOPTED this 5th day of December 2016, 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: Consider a Resolution of the City of Oakdale City Council Accepting the Capital Improvement Program 2016 Project Status Update.

A PowerPoint Presentation was provided.

Interim Public Services Director Gravel presented the staff report recommending the City Council adopt the resolution contained in the staff report accepting the Capital Improvement Program 2016 Project Status Update as presented.

City Manager Whitemyer reviewed current projects and future projects with the City Council.

MOTION

To adopt Resolution 2016-145, a Resolution of the City of Oakdale City Council Accepting the Capital Improvement Program 2016 Project Status Update.

Moved by Council Member McCarty seconded by Council Member Bairos and PASSED AND ADOPTED this 19th day of December 2016, 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.



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- 11.2: Consider a Resolution of the City of Oakdale City Council to Award a Low Bid to Grover Tree Service to Remove Nine Modesto Ash Trees in Wood Park for the amount of \$8,620.00 funded from (CP 1722) 110-7219-472.41-10 Other Capital Projects.

A PowerPoint Presentation was provided.

Interim Public Services Director Gravel presented the staff report recommending the City Council award the low bid to Grover Tree Service to remove nine Modesto Ash trees located in Wood Park for the amount of \$8,620.00.

MOTION

To adopt Resolution 2016-146, a Resolution of the City of Oakdale City Council Awarding a Low Bid to Grover Tree Service to Remove Nine Modesto Ash Trees in Wood Park for the amount of \$8,620.00 funded from (CP 1722) 110-7219-472.41-10 Other Capital Projects.

Moved by Council Member McCarty seconded by Council Member Murdoch and PASSED AND ADOPTED this 19th day of December 2016, 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.

- 11.3: Consider a Resolution of the City of Oakdale City Council Authorizing the Purchase of Replacement Metal Lathe at the Wastewater Treatment Plant from Southern Tool in the amount of \$6270.17 From Sewer Capital Replacement Fund 621 (621-4151-444-41-05).

Wastewater Treatment Plant Supervisor Bridgewater presented the staff report recommending the City Council authorize the purchase of a replacement metal lathe at the Wastewater Treatment Plant from Southern Tool in the amount of \$6270.17 from Sewer Capital Replacement Fund 621 (621-4151-444-41-05).

MOTION

To adopt Resolution 2016-147, a Resolution of the City of Oakdale City Council Authorizing the Purchase of Replacement Metal Lathe at the Wastewater Treatment Plan from Southern Tool in the amount of \$6,270.71 from Sewer Capital Replacement Fund 621 (621-4151-444-41-05).

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 19th day of December 2016, 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.



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- 11.4: Consider a Resolution of the City of Oakdale City Council Authorizing the Purchase and Installation of a Storage Building at the Wastewater Treatment Plant from Moore Room in the amount of \$14,576.94 which includes a 10% Contingency from Sewer Capital Facility Fund 623 (CP1714).

A PowerPoint Presentation was provided.

Wastewater Treatment Plant Supervisor Bridgewater presented the staff report recommending the City Council authorize the purchase and installation of a storage building at the Wastewater Treatment Plant from Moore Room in the amount of \$14,576.94 which includes a 10% contingency from Sewer Capital Facility Fund 623 (CP1714).

Interim Public Services Manager Odom responded to questions raised and discussed the construction of the storage building with the City Council.

MOTION

To adopt Resolution 2016-148, a Resolution of the City Council of the City of Oakdale Authorizing the Purchase and Installation of a Storage Building at the Wastewater Treatment Plant from Moore Room in the amount of \$14,576.94 which includes a 10% Contingency from Sewer Capital Facility Fund 623 (CP1714).

Moved by Mayor Pro Tem Dunlop seconded by Council Member McCarty and PASSED AND ADOPTED this 19th day of December 2016, 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.

- 11.5: Consider By Minute Order Changes to the Logos/Markings of City of Oakdale Fire Apparatus.

A PowerPoint Presentation was provided.

Fire Chief Daly presented the staff report recommending the City Council approve by Minute Order the requested changes to the logos/markings of City of Oakdale Fire Apparatus.

MOTION

To approve by Minute Order Changes to the Logos/Markings of City of Oakdale Fire Apparatus.

Moved by Mayor Pro Tem Dunlop seconded by Council Member Bairos and PASSED AND ADOPTED this 19th day of December 2016, 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)



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

- 11.6: Consider a Resolution of the City of Oakdale City Council Authorizing the Purchase of Fire Safety Equipment for City of Oakdale Fire Stations in the amount of \$229,120.22 from Fund 232 – Fire Equipment Replacement and Appropriating the funds into the FY 2016/2017 City of Oakdale Operating Budget.

A PowerPoint Presentation was provided.

Fire Chief Daly presented the staff report recommending the City Council authorize the purchase of Fire Safety Equipment for City of Oakdale Fire Stations in the amount of \$229,120.22 from Fund 232 – Fire Equipment Replacement and appropriating the funds into the FY 2016/2017 City of Oakdale Operating Budget.

MOTION

To approve Resolution 2016-149, a Resolution of the City of Oakdale City Council Authorizing the Purchase of Fire Safety Equipment for City of Oakdale Fire Stations in the amount of \$229,120.22 from Fund 232 – Fire Equipment Replacement and Appropriating the Funds into the FY 2016/2017 City of Oakdale Operating Budget.

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 19th day of December 2016, 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.

- 11.7: Consider a Resolution of the City of Oakdale City Council Authorizing to Award a Contract for the Walnut Storm Water Pump Station to Mike Wheeler Construction in the amount of \$104,747.52 which includes a 15% Contingency to be funded from Storm Drain Capital Facilities Fund 349 (CP1709).

A PowerPoint Presentation was provided.

Interim Public Services Manager Black presented the staff report recommending the City Council award a contract for the Walnut Storm Water Pump Station to Mike Wheeler Construction in the amount of \$104,747.52 which includes a 15% Contingency to be funded from Storm Drain Capital Facilities Fund 349 (CP1709).

MOTION

To approve Resolution 2016-150, a Resolution of the City of Oakdale City Council Authorizing to Award a Contract for the Walnut Storm Water Pump Station to Mike Wheeler Construction in the amount of \$104,747.52 which includes a 15% Contingency to be funded from Storm Drain Capital Facilities Fund 349 (CP1709).

Moved by Council Member Murdoch seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 19th day of December 2016, by the following vote:



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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.

- 11.8: Consider a Resolution of the City of Oakdale City Council to Authorize Awarding a Contract to Rolfe Construction for the Fifth and G Street Storm Drain Connection in the Amount of \$28,780.00 which includes a 15% Contingency to be funded from the Storm Drain Capital Facilities Fund 349 (CP1710).

A PowerPoint Presentation was provided.

Interim Public Services Manager Black presented the staff report recommending the City Council authorize awarding a contract to Rolfe Construction for the Fifth and G Street Storm Drain connection in the amount of \$28,780.00 which includes a 15% Contingency to be funded from the Storm Drain Capital Facilities Fund 349 (CP1710).

Council Member Murdoch advised he had just spoken with the City Attorney; he will have to abstain from discussion of the item due to owning property within the vicinity of the project. Council Member Murdoch left the dais and the Council Chambers.

MOTION

To approve Resolution 2016-151, a Resolution of the City of Oakdale City Council to Authorize Awarding a Contract to Rolfe Construction for the Fifth and G Street Storm Drain Connection in the Amount of \$28,780.00 which includes a 15% Contingency to be funded from the Storm Drain Capital Facilities Fund 349 (CP1710).

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED AND ADOPTED this 19th day of December 2016, by the following vote:

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

Motion carried 4/1 by City Council roll call vote (Council Member Murdoch abstained).

Council Member Murdoch returned and took his seat.

- 11.9: Consider a Resolution of the City of Oakdale City Council to Authorize Awarding a Contract to Rolfe Construction for the Rehabilitation of Storm Drain Station Number 7 in the amount of \$67,590.00 which includes a 15% Contingency to be funded from Sewer Capital Replacement Fund 621 (CP1718).

A PowerPoint Presentation was provided.

Interim Public Services Manager Black presented the staff report recommending the City Council authorize awarding a contract to Rolfe Construction for the Rehabilitation of Storm Drain Station Number 7 in the amount of \$67,590.00 which includes a 15% Contingency to be funded from Sewer Capital Replacement Fund 621 (CP1718).



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To approve Resolution 2016-151, a Resolution of the City of Oakdale City Council to Authorize Awarding a Contract to Rolfe Construction for the Rehabilitation of Storm Drain Station Number 7 in the amount of \$67,590.00 which includes a 15% Contingency to be funded from Sewer Capital Replacement Fund 621 (CP1718).

Moved by Mayor Pro Tem Dunlop seconded by Council Member McCarty and PASSED AND ADOPTED this 19th day of December 2016, 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.

Councilman Tom Dunlop complimented city staff for having the foresight to set aside funds to keep equipment updated and maintained so the city could function, especially in emergency and disaster situations.

11.10: Consider by Minute Order the Approval of the November 2016 Treasurer's Report.

Finance Director Avila presented the staff recommending the City Council accept by Minute Order the Treasurer's Report for November 2016.

MOTION

To accept by Minute Order, the Approval of the November 2016 Treasurer's Report.

Moved by Mayor Pro Tem Dunlop seconded by Council Member McCarty and PASSED this 19th day of December 2016, 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:

12.1: Department Reports

City Manager Whitemyer advised the City Council that the department reports for December 2016 have been provided in the City Council packet.

City Manager Whitemyer congratulated the Oakdale High School Football Team for a tremendous season.



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13. CITY COUNCIL ITEMS:

13.1: Consider Mayor's Annual Nomination and Appointment of Mayor Pro Tem.

Mayor Paul nominated Council Member Dunlop for appointment as Mayor Pro Tem for Mayor Pro Tem for Calendar Year 2017.

MOTION

To approve the Mayor's nomination of Council Member Dunlop to Mayor Pro Tem.

Moved by Council Member McCarty seconded by Council Member Bairos and PASSED this 19th day of December 2016, 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.

13.2: Consider City Council Appointments to City Boards, Commissions and Committees; and Regional Boards, Commissions and Committees for Calendar Year 2017.

MOTION

To ratify City Council Appointments to City Boards, Commissions and Committees; and Regional Boards, Commissions and Committees for Calendar Year 2017 as recommended.

Moved by Council Member McCarty seconded by Mayor Pro Tem Dunlop and PASSED this 19th day of December 2016, 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.

In response to a question raised by Council Member Murdoch related to lighting near the future Oakdale Community Park; Interim Public Services Director Gravel advised staff is working directly with PG&E to resolve the issues related to installing the meters to the affected properties and the light poles in the area.

Council Member Bairos advised the annual Oakdale Chamber Awards will be held Friday, January 20th and tickets are available at the Oakdale Chamber.



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14. ADJOURNMENT:

There being no further business, Mayor Paul adjourned the meeting at 7:41 p.m.

ATTEST:

APPROVED:

/s/Kathy Teixeira
Kathy Teixeira, CMC
City Clerk

/s/Pat Paul
Pat Paul
Mayor