



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

Tuesday, September 8, 2020

7:00 PM

City Council Chambers

1. CALL TO ORDER:

Mayor McCarty called the meeting to order at 7:00 p.m.

Council Services Manager Christel conducted roll call with Council Member Bairos, Council Member Smith, and Mayor McCarty responding they were present. Council Member Murdoch and Council Member Chiara were not present at the meeting.

2. COUNCIL/AGENCY MEMBERS PRESENT/ABSENT:

Present: Mayor McCarty
Council Member Bairos
Council Member Smith

Staff Present: City Manager Whitemyer
City Attorney Hallinan
Police Chief Heller
Finance Director Avila
Public Services Director Gravel
Public Works Superintendent Bridgewater
Management Analyst Andersen
Senior Engineer Renfrow
Sr. Building Inspector Odom
Council Services Manager Christel
City Clerk Roberts
Assistant to the City Manager Mondragon

Absent: Council Member Chiara
Council Member Murdoch

3. PLEDGE OF ALLEGIANCE

Mayor McCarty asked everyone to stand for the pledge of allegiance.

4. INVOCATION

Pastor Phil Rohrer of River Oak Grace provided the invocation.

After the invocation, City Manager Whitemyer read aloud the official notice of the meeting:

This meeting will be held in accordance with Executive Order N-29-20, issued by California Governor Gavin Newsom on March 17, 2020, the Ralph M. Brown Act (California Government Code Section 54950, et seq.), and the Federal Americans with Disabilities Act.



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Next Ordinance: 1275

This meeting will be held via teleconference and will not be physically open to the public. All members of the public may participate in the meeting via teleconferencing at <https://us02web.zoom.us/j/881590113175> and via teleconference by calling (888)788-0099, meeting ID: 81590113175 and will be given the opportunity to provide public comment. This meeting will be televised on Comcast channel 7 and available for public viewing on Oakdale's Livestream channel, <https://livestream.com/cityofoakdale>. He also provided viewing and participation instructions during Public Comment.

5. PRESENTATION AND ACKNOWLEDGEMENTS

None

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

City Manager Whitemyer provided instructions on how to participate in public comment via teleconferencing, calling in or via email.

Mayor McCarty opened public comment at 7:04 p.m.

With no comments, Mayor McCarty closed public comment at 7:06 p.m.

8. APPOINTMENT TO BOARDS AND COMMISSIONS

None

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.

The consent agenda is comprised of Items 9.1 through 9.3. Unless there is discussion by a member of the audience/Council they may be approved in one motion.

9.1: Approve the Regular City Council Meeting Minutes of August 17, 2020.

9.2: Receive and File the Warrant List for the Period August 11, 2020 through August 28, 2020.

9.3: By Motion, Waive all Readings of Ordinances and Resolutions, except by Title. Mayor McCarty requested a motion be made for these items.

MOTION

To approve the City of Oakdale City Council Consent Agenda Items 9.1 through 9.3 for September 8, 2020.



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Moved by Council Member Smith and seconded by Council Member Bairos and PASSED AND ADOPTED this 8th day of September, 2020, by the following vote:

AYES: COUNCIL MEMBERS: Smith, Bairos, McCarty	(3)
NOES: COUNCIL MEMBERS: None	(0)
ABSENT: COUNCIL MEMBERS: Chiara, Murdoch	(2)
ABSTAINED: COUNCIL MEMBERS: None	(0)

Motion carried 3/2 by City Council roll call vote.

10. PUBLIC HEARINGS

10.1: Consider a Resolution of the City Council of the City of Oakdale Adopting Certain Findings and Approving Facility Solutions Agreement for Energy Related Improvements to City of Oakdale Facilities with FAMAND, Inc. dba SiteLogIQ. *(Public Notice of Hearing Published in the July 29, 2020 edition of the Oakdale Leader.)*

City Manager Whitemyer requested this item be continued to the September 21, 2020 City Council Meeting.

Mayor McCarty asked for public comment. With no public comment, Mayor McCarty requested a motion be made for this item.

MOTION

To continue Item 10.1: Consider a Resolution of the City Council of the City of Oakdale Adopting Certain Findings and Approving Facility Solutions Agreement for Energy Related Improvements to City of Oakdale Facilities with FAMAND, Inc. dba SiteLogIQ, to the September 21, 2020 City Council meeting.

Moved by Council Member Bairos and seconded by Council Member Smith and PASSED AND ADOPTED this 8th day of September, 2020, by the following vote:

AYES: COUNCIL MEMBERS: Bairos, Smith, McCarty	(3)
NOES: COUNCIL MEMBERS: None	(0)
ABSENT: COUNCIL MEMBERS: Chiara, Murdoch	(2)
ABSTAINED: COUNCIL MEMBERS: None	(0)

Motion carried 3/2 by City Council roll call vote.

11. STAFF REPORTS

11.1: Consider a Resolution Authorizing the Chief of Police to enter into an Agreement with the Commission on Accreditation of Law Enforcement Agencies (CALEA), Inc. initiating the multi-year accreditation process for the Oakdale Police Department in the total Amount of \$16,950.00, for a three-year term, to be funded from Supplemental Law Enforcement Fund 203, and pursuing the CALEA Agency Support Program (CASP) Grant Opportunity to potentially offset 50% of the initial accreditation fees.



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Chief Heller provided a staff report and PowerPoint Presentation on the Commission on Accreditation of Law Enforcement Agencies (CALEA), Inc. and its accreditation program for Police Departments. He provided an overview of the multi-year accreditation process, the benefits and cost of participating in the program.

Chief Heller concluded his presentation requesting City Council adopt a Resolution authorizing the Chief of Police to enter into an Agreement with the Commission on Accreditation of Law Enforcement Agencies (CALEA), Inc. initiating the multi-year accreditation process for the Oakdale Police Department in the total amount of \$16,950.00, for a three-year term, to be funded from Supplemental Law Enforcement Fund 203, and pursuing the CALEA Agency Support Program (CASP) grant opportunity to potentially offset 50% of the initial accreditation fees.

Staff responded to questions from City Council.

Mayor McCarty opened the item for Public Comment.

With no public comment received, Mayor McCarty asked a motion be made for this item.

MOTION

Adopt Resolution 2020-106, a Resolution of the City Council of the City of Oakdale authorizing the Chief of Police to enter into an Agreement with the Commission on Accreditation of Law Enforcement Agencies (CALEA), Inc. initiating the multi-year accreditation process for the Oakdale Police Department in the total amount of \$16,950.00, for a three-year term, to be funded from Supplemental Law Enforcement Fund 203, and pursuing the CALEA Agency Support Program (CASP) grant opportunity to potentially offset 50% of the initial accreditation fees.

Moved by Council Member Bairos and seconded by Council Member Smith and PASSED AND ADOPTED this 8th day of September, 2020, by the following vote:

AYES: COUNCIL MEMBERS: Bairos, Smith, McCarty	(3)
NOES: COUNCIL MEMBERS: None	(0)
ABSENT: COUNCIL MEMBERS: Chiara, Murdoch	(2)
ABSTAINED: COUNCIL MEMBERS: None	(0)

Motion carried 3/2 by City Council roll call vote.

- 11.2: Consider a Resolution Awarding a Contract to Rolfe Construction Company in the Amount of \$1,233,774.10 for the Poplar Street Improvement Project CP1911 to be funded from Measure L Fund 222 in the Amount of \$493,113.10, Sewer Fund 621 in the Amount of \$340,738.80, and Water Fund 644 in the Amount of \$639,922.20 which includes a 10% Contingency and 10% for Construction Engineering and Inspection for a Total Project Budget of \$1,473,774.10.

Public Works Superintendent Bridgewater provided a staff report and PowerPoint Presentation on the Poplar Street Improvement Project. He provided an overview of



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the project including a cost breakdown and concluded his report recommending the City Council adopt a Resolution of the City Council of the City of Oakdale awarding a contract to Rolfe Construction Company in the amount of \$1,233,774.10 for the Poplar Street Improvement Project CP1911 to be funded from Measure L Fund 222 in the amount of \$493,113.10, Sewer Fund 621 in the amount of \$340,738.80, and Water Fund 644 in the amount of \$639,922.20 which includes a 10% contingency and 10% for construction engineering and inspection for a total project budget of \$1,473,774.10.

Staff responded to questions from City Council.

Mayor McCarty opened the item for Public Comment.

With no public comment received, Mayor McCarty asked a motion be made for this item.

MOTION

Adopt Resolution 2020-107, a Resolution of the City Council of the City of Oakdale awarding a contract to Rolfe Construction Company in the amount of \$1,233,774.10 for the Poplar Street Improvement Project CP1911 to be funded from Measure L Fund 222 in the amount of \$493,113.10, Sewer Fund 621 in the amount of \$340,738.80, and Water Fund 644 in the amount of \$639,922.20 which includes a 10% contingency and 10% for construction engineering and inspection for a total project budget of \$1,473,774.10.

Moved by Council Member Smith and seconded by Council Member Bairos and PASSED AND ADOPTED this 8th day of September, 2020, by the following vote:

AYES:	COUNCIL MEMBERS:	Smith, Bairos, McCarty	(3)
NOES:	COUNCIL MEMBERS:	None	(0)
ABSENT:	COUNCIL MEMBERS:	Chiara, Murdoch	(2)
ABSTAINED:	COUNCIL MEMBERS:	None	(0)

Motion carried 3/2 by City Council roll call vote.

- 11.3: Review and Approve a Resolution of the City Council of the City of Oakdale Approving a Promissory Note and a Deed of Trust Relating to the Repayment of a Loan of \$280,000 from the City of Oakdale to Oak Leaf Meadows, L.P.

City Manager Whitemyer provided a staff report regarding the repayment of a loan from the City of Oakdale to Oak Leaf Meadows, L.P. He stated that there are a few items that need to be changed on the Promissory Note and requested this item be continued to a future meeting.



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With no public comment received, Mayor McCarty asked a motion be made for this item.

MOTION

To continue Item 11.3: Consider a Resolution of the City Council of the City of Oakdale approving a Promissory Note and a Deed of Trust relating to the repayment of a loan of \$280,000 from the City of Oakdale to Oak Leaf Meadows, L.P. at a future meeting.

Moved by Council Member Bairos and seconded by Council Member Smith and PASSED AND ADOPTED this 8th day of September, 2020, by the following vote:

AYES: COUNCIL MEMBERS: Bairos, Smith, McCarty	(3)
NOES: COUNCIL MEMBERS: None	(0)
ABSENT: COUNCIL MEMBERS: Chiara, Murdoch	(2)
ABSTAINED: COUNCIL MEMBERS: None	(0)

Motion carried 3/2 by City Council roll call vote.

- 11.4: Consider a Resolution to Extend the Period to Develop a Mobile Food Truck Ordinance and Extend a Minor Use Permit Application (MNUP 19-16 Last Call Brewing Company) for a Six-month Period (September 1, 2020 to March 2, 2021).

Public Services Director Gravel provided a staff report requesting the City Council to approve a Resolution to extend the period to develop a Mobile Food Truck Ordinance and extend a Minor Use Permit Application for Last Call Brewing Company (MNUP 19-16) for a six-month period from September 1, 2020 to March 2, 2020.

Staff responded to questions from City Council.

Mayor McCarty opened the item for Public Comment.

With no public comment received, Mayor McCarty asked a motion be made for this item.

MOTION

Adopt Resolution 2020-108 Approving to Extend the Period to Develop a Mobile Food Truck Ordinance and Extend a Minor Use Permit Application (MNUP 19-16 Last Call Brewing Company) for a Six-month Period (September 1, 2020 to March 2, 2021).

Moved by Council Member Bairos and seconded by Council Member Smith and PASSED AND ADOPTED this 8th day of September, 2020, by the following vote:

AYES: COUNCIL MEMBERS: Bairos, Smith, McCarty	(3)
NOES: COUNCIL MEMBERS: None	(0)
ABSENT: COUNCIL MEMBERS: Chiara, Murdoch	(2)
ABSTAINED: COUNCIL MEMBERS: None	(0)



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Motion carried 3/2 by City Council roll call vote.

- 11.5: Review and Approve a Resolution of the City Council of the City of Oakdale Approving the Allocation of \$250,000.00 of CARES Act Funding for the Oakdale Small Businesses Relief Grant Program and Approving a Memorandum of Understanding with Opportunity Stanislaus in the Amount of \$10,000.00 to help Administer the Oakdale Small Business Relief Grant Program.

City Manager Whitemyer provided a staff report and PowerPoint Presentation on the Oakdale Small Business Relief Grant Program. He discussed what businesses would be eligible for the grant program and how the selection committee for approving and dispersing the grants would be established. The goal is to mirror the program that Riverbank currently has in place. He discussed how Opportunity Stanislaus would assist in the development and administration of the program. City Manager Whitemyer concluded his presentation recommending the City Council approve a Resolution approving the allocation of \$250,000.00 of CARES Act Funding for the Oakdale Small Businesses Relief Grant Program and approve a Memorandum of Understanding with Opportunity Stanislaus in the amount of \$10,000.00 to help administer the grant program.

Mayor McCarty introduced Tyler Richardson from Opportunity Stanislaus who provided a brief overview of Opportunity Stanislaus and how they will support the grant program.

Staff responded to questions from City Council.

There was discussion regarding the length of time for the application process and publicity for letting businesses know about the grant program. City Manager Whitemyer recommended the City open the application process for a three-week period beginning September 21, 2020 and ending October 13, 2020 at 5:00 p.m.

Mayor McCarty opened the item for Public Comment. With no public comment received, Mayor McCarty asked a motion be made for this item.

MOTION

Adopt Resolution 2020-109 approving the allocation of \$250,000.00 of CARES Act Funding for the Oakdale Small Businesses Relief Grant Program and approving a Memorandum of Understanding with Opportunity Stanislaus in the amount of \$10,000.00 to help Administer the Oakdale Small Business Relief Grant Program with a start date of September 21, 2020 through October 13, 2020.

Moved by Council Member Bairos and seconded by Council Member Smith and PASSED AND ADOPTED this 8th day of September, 2020, by the following vote:

AYES: COUNCIL MEMBERS: Bairos, Smith, McCarty	(3)
NOES: COUNCIL MEMBERS: None	(0)
ABSENT: COUNCIL MEMBERS: Chiara, Murdoch	(2)
ABSTAINED: COUNCIL MEMBERS: None	(0)



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Motion carried 3/2 by City Council roll call vote.

12. CITY MANAGERS REPORT

12.1: Update on COVID-19 Response in Oakdale

City Manager Whitemyer provided an update on the COVID-19 response in Oakdale.

Council Member Bairos asked City Manager Whitemyer for an update on the D Street extension.

13. CITY COUNCIL ITEMS

Council Member Bairos thanked the Oakdale Police Department for the excellent work they did on the incident last week and thanked all fire fighters for everything they are doing to keep our communities safe. She also expressed her deepest condolences to the Drake family, Thompson family and Tyler family.

Council Member Smith announced the opening of Robert's Ferry Nut Company and welcomed them to the community. He also thanked Public Services for their assistance with an Eagle Scout project and also the professionalism of the Public Services staff.

Mayor McCarty congratulated the Police Department on a job well done at the F Street incident last Friday. He also thanked the firefighters for all their hard work, especially during this terrible fire season.

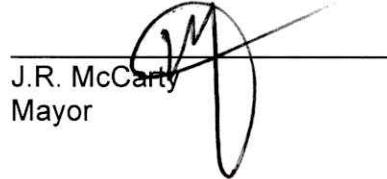
14. ADJOURNMENT

There being no further business, Mayor McCarty adjourned the meeting at 8:16 p.m.

ATTEST:


Julie Christel
Council Services and Legislative
Records Manager

APPROVED:


J.R. McCarty
Mayor