

October 17, 2023, 7:00 p.m.

City Hall, 333 Civic Center Plaza, Tracy

Web Site: [www.cityoftracy.org](http://www.cityoftracy.org)

Mayor Young called the meeting to order at 7:09 p.m.

Roll call found Council Members Arriola, Bedolla, Evans, Mayor Pro Tem Davis and Mayor Young present.

Mayor Young led the Pledge of Allegiance.

Pastor Doug Diestler, Tracy Mission Church offered the invocation.

There were no actions taken pursuant to AB 2449.

Mayor Young presented a Proclamation for Arbor Day to John Newman, Forestry Superintendent.

Mayor Young presented a Proclamation for Breast Cancer Awareness Month to Gina Peace, survivor.

Midori Lichtwardt, Interim City Manager presented the Employee of the Month Award for October to Necy Lopez, Deputy City Clerk.

1. CONSENT CALENDAR – Motion was made by Council Member Bedolla and seconded by Mayor Pro Tem Davis to adopt the Consent Calendar. Roll call found all in favor; passed and so ordered.
  - 1.A. Adoption of October 3, 2023 Closed Session and Regular Meeting Minutes. – **Minutes were adopted.**
  - 1.B. City Council 1) declare certain vehicles, equipment and commodities as surplus pursuant to Tracy Municipal Code Section 2.20.310, and 2) approve the sale of such surplus property at public auction to the highest bidder. - **Resolution 2023-210** declared certain vehicles, equipment and commodities as surplus and the sale of such surplus property.
  - 1.C. Adopt a Resolution approving Amendment No. 1 to the Professional Services Agreement with Guidepost Solutions, LLC for the Security System Implementation for the City's Water Facilities Project, CIP 75169, to extend the term of the Agreement, amend the scope of work, and increase the total compensation by \$18,400 (for a total not-to-exceed amount of \$71,690).– **Resolution 2023-211** approved the amendment to the agreement with Guidepost Solutions, LLC.

- 1.D. Adopt a Resolution: (1) authorizing the submittal of an application, and upon award, execution by the Mayor of a grant agreement with the California Department of Transportation Division of Aeronautics, for the Airport Improvement Program Matching Grant 3-06-0259-025-2023; and (2) subject to and upon award, accepting such grant funds and appropriating the full grant amount to Capital Improvement Project 77593 - Slurry Seal Tee Hangar Taxilanes Project. – **Resolution 2023-212** authorized the submittal of an application and upon award, execution of a Grant Agreement with California Department of Transportation Division of Aeronautics.
  - 1.E. The Tracy Homelessness Advisory Committee recommends that the City Council adopt a resolution (1) making a determination that United Site Services of California, Inc. provides unique products and services that are not available from other sources, therefore compliance with the standard procurement process is not in the best interest of the City pursuant to Tracy Municipal Code Section 2.20.180(B)(2) and (2) approving the general services agreement with United Site Services of California, Inc., with a not-to-exceed amount of \$125,000, to provide temporary showers and restrooms to Phase IV-Custom Container occupants until permanent bathrooms are installed under Phase II-Site Improvements at the Temporary Emergency Housing Facility, CIP 71112, at 370 West Arbor Avenue.- **Resolution 2023-213** approved the General Services Agreement with United Site Services.
  - 1.F. Adopt the Resolution authorizing the award of a construction contract to Anderson Striping and Construction, Inc. in the not-to-exceed amount of \$269,354, and (2) authorizing a contingency for change orders in the amount of \$26,935.– **Resolution 2023-214** awarded the construction contract to Anderson Striping and Construction, Inc.
2. ITEMS FROM THE AUDIENCE – Robert Tanner spoke about travel expenses and asked what grants the Mayor is bringing in for the City with those expensive memberships, not including One Voice trip to Washington D.C. or the San Joaquin County Supervisor grants for the homeless, and suggested the Mayor identify those grants at the end of the fiscal year or a memorandum. The Police Department annually has a one-page list of all the grants that they were able to bring in for the Police Department.

Wes Huffman stated he previously asked and sent emails to the Council to consider the political sign rules for the City for our elections. Did not get a response and it is not agendized. Mr. Huffman made the request again and will follow up with an email.

Melissa shared concerns regarding the City allowing people to have many cars that block public parking on the streets and provided an example of a neighbor having eight cars for a household of four, has vehicles on the street and driveway that do not move and suggested Council look into this issue.

Mike Souza, Tracy Hills Project stated they met with staff and had a productive meeting and thanked everyone for hearing them out.

Rosario Arulappan spoke about needing more time to talk at public meetings, placing public hearings as first item on the agenda, having to wait for three hours to speak on

items and on September 5, Mayor Pro Tem Davis took over the meeting and allowed all Ellis residents to speak about the developer regarding the school. Mr. Arulappan shared the City Attorney is doing an amazing job getting the land for Aquatic Center at Ellis and the Attorney is being targeted and he is being targeted personally with misinformation, misguidance with social media. Mr. Arulappan also spoke about the need for a Lammers Road exit – I-580.

Don Penning acknowledged Nocy Lopez and Gina Peace for being recognized at the meeting, Fire Department for their response to a student who suffered from a heart attack at school, Police Department for their response to a car that went into the canal and citizens that helped the situation. Mr. Penning spoke about the City Attorney's lapse with the Bar Association, did research and she was not the only one that had that lapse. There were some clerical errors back then and a lot more to it than just hers.

### 3. REGULAR AGENDA

#### 3.A Adopt a Resolution adopting the 2024 Development Fee for the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan.

Bill Dean, Assistant Director of Development Services provided the staff report.

Council questions followed.

There was no public comment.

**ACTION:** Motion was made by Council Member Arriola and seconded by Mayor Pro Tem Davis to adopt **Resolution 2023-215** adopting the 2024 Development Fee for the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan. Roll call found all in favor; passed and so ordered.

#### 3.B Adopt a Resolution 1) authorizing the issuance and sale of special tax bonds for the purpose of financing authorized facilities and 2) approving and authorizing related documents and actions for Improvement Area No. 2 of the City of Tracy Community Facilities District No. 2016-1.

Sara Cowell, Finance Director provided the staff report.

Mike Souza, Tracy Hills Project thanked staff and consultants for making it happen. It is an important part of financing infrastructure for projects like Tracy Hills.

There were no Council comments.

**ACTION:** Motion was made by Mayor Pro Tem Davis and seconded by Council Member Evans to adopt **Resolution 2023-216** authorizing the issuance and sale of special tax bonds for the purpose of financing authorized facilities and approving and authorizing related documents and actions for City of Tracy Community Facilities District No. 2016-1 (Tracy Hills) with respect to Improvement Area No. 2 of the City of Tracy Community Facilities District No. 2016.1 (Tracy Hills). Roll call found all in favor; passed and so ordered.

- 3.C Adopt a Resolution: 1) rescinding Resolution 2022-184 that approved the Regular Meeting Calendar of the Tracy City Council for 2023 (Calendar); and 2) approving an amended Regular Meeting Calendar of the Tracy City Council for 2023.

Adrienne Richardson, City Clerk provided the staff report.

There was no public comment.

Council questions and comments followed.

It was Council's consensus to cancel the November 21, 2023, Council meeting and direct staff to poll Council for a special meeting in December 2023 or January 2024, if needed.

**ACTION:** Motion was made by Mayor Pro Tem Davis and seconded by Council Member Arriola to adopt **Resolution 2023-217** 1) Rescinding Resolution 2022-184 that approved the regular meeting calendar of the Tracy City Council for 2023 (Calendar); and 2) approving an amended regular meeting calendar for the Tracy City Council for 2023. Roll call found all in favor; passed and so ordered.

4. ITEMS FROM THE AUDIENCE – None

5. STAFF ITEMS – Midori Lichtwardt, Interim City Manager provided the following updates:

- The Finance Committee meeting scheduled for tomorrow has been canceled and a special meeting is planned for 6:00 p.m. on Monday, October 23, 2023.
- The Draft Housing Element is now available for review on the City's homepage.
- Join us at The Grand on Sunday for an international celebration of women's voices: Lyric and Spirit. Tickets at [AtTheGrand.org](http://AtTheGrand.org).
- The annual Downtown Tracy Candy Crawl is happening this Saturday from 2:00 p.m. -5:00 p.m. Join TCCA for trick-or-treating at participating downtown businesses, a costume march, and a dance party.
- The Grand is hosting Dia de los Muertos Family Day on October 28, 2023 from 10:00 a.m. to 2:00 p.m. featuring vendors, photo opportunities, hands-on activities, the community altar, and art show.
- Later that day, there will be music, food, costumes, candy, and aircraft, of course, at our Halloween at the Airport event from 2:00 p.m. – 5:00 p.m.

Bijal Patel, City Attorney introduced Jeff Crosswhite, Assistant City Attorney.

6. COUNCIL ITEMS – Council Member Arriola wished everyone a happy Halloween and Dia de los Muertos for those who celebrate.

Council Member Evans announced on Veterans Day, November 11, 2023, at 11:00 a.m. at the War Memorial outside City Hall the POW-MIA flag will be flying for the first time and will be permanent in the future. Council Member Evans attended the Boys and Girls Club fundraiser Gala last Saturday hosted by Jeff and Janet Brown. Lot of funds raised from responsible and generous members of the community at the event. Council Member Evans shared the Boys and Girls Club's mission.

Mayor Pro Tem Davis stated she also attended the Boys and Girls Club Gala and it was remarkable how much money was raised for the youth of our community, and was a wonderful statement made by the community. Mayor Pro Tem Davis also attended Blues Brews & BBQ and a number of events.

Council Member Bedolla announced on Saturday October 21, 2023 the Southside Community Organization is hosting a Day of the Dead or Dia de los Muertos free workshop from 11:00 a.m. to 2:00 p.m. at the Guadalupe Center, 126 West 1<sup>st</sup> Street with the combination on November 4, 2023 at 11:00 a.m. There will be Dia de los Muertos or Day of the Dead celebration at the Southside Community Organization at 126 West 1<sup>st</sup> Street.

Mayor Young announced on October 4, 2023, Council attended the 2023 Quick Draw Art Contest reception at the Grand Theatre and congratulated the artists. One art piece was included in the silent auction at the Boys and Girls Club Gala. Please be careful at Halloween and have fun. Mayor Young also announced there is a special concurrent meeting on October 24, 2023, with the Planning Commission at 5:00 p.m.

7. ADJOURNMENT – Time: 8:20 p.m.

**ACTION:** Motion was made by Council Member Arriola and seconded by Mayor Pro Tem Davis to adjourn. Roll call found all in favor; passed and so ordered.

The above agenda was posted at the Tracy City Hall on October 12, 2023. The above are action minutes. A recording is available at the office of the City Clerk.

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Mayor

ATTEST:

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City Clerk