



NOTICE OF SPECIAL MEETING

Pursuant to Section 54956 of the Government Code of the State of California, a Special meeting of the **Tracy City Council** is hereby called for:

Date/Time: **Tuesday, June 18, 2024, 6:30 p.m.**
(or as soon thereafter as possible)

Location: **Tracy City Hall**
333 Civic Center Plaza, Tracy, CA.

Government Code Section 54954.3 states that every public meeting shall provide an opportunity for the public to address the Tracy City Council on any item, before or during consideration of the item, however no action shall be taken on any item not on the agenda.

This meeting will be open to the public for in-person and remote participation pursuant to Government Code Section 54953(e)

For Remote Public Comment:

During the upcoming City Council meeting public comment will be accepted via the options listed below. If you would like to comment remotely, please follow the protocols below:

- *Comments via:*
 - **Online by visiting** <https://cityoftracyevents.webex.com> and using the following **Event Number: 2551 675 0362** and **Event Password: TracyCC**
 - ***If you would like to participate in the public comment anonymously,*** you may submit your comment in WebEx by typing “Anonymous” when prompted to provide a First and Last Name and inserting Anonymous@example.com when prompted to provide an email address.
 - **Join by phone by dialing +1-408-418-9388, enter 25516750362 #8722922#** [Press *3 to raise the hand icon to speak on an item.](#)

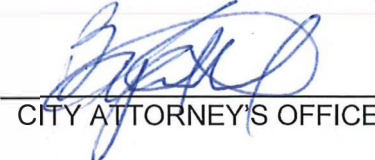
- *Protocols for commenting via WebEx:*
 - *If you wish to comment under “Items from the Audience/Public Comment” portion of the agenda:*
 - *Listen for the Mayor to open “Items from the Audience/Public Comment”, then raise your hand to speak by clicking on the Hand icon on the Participants panel to the right of your screen.*
 - *If you no longer wish to comment, you may lower your hand by clicking on the Hand icon again.*
 - *Comments for the “Items from the Audience/Public Comment” will be accepted until the public comment period is closed.*

1. Call to Order
2. Actions, by Motion, of City Council pursuant to AB 2449, if any
3. Roll Call and Declaration of Conflicts
4. Items from the audience - *In accordance with Council Meeting Protocols and Rules of Procedure, adopted by Resolution No. 2019-240, and last amended by Resolution No. 2021-049, a five-minute maximum time limit per speaker will apply to all individuals speaking during "Items from the Audience/Public Comment". For non-agendized items, Council Members may briefly respond to statements made or questions posed by individuals during public comment; ask questions for clarification; direct the individual to the appropriate staff member; or request that the matter be placed on a future agenda or that staff provide additional information to Council.*
5. DISCUSSION ITEMS
 - 5.A. By motion, (1) Establish interview protocols to fill one vacancy for the City of Tracy Representative on the San Joaquin County Mosquito Abatement District; (2) Conduct interview of one applicant for one vacancy; and (3) Upon conclusion of the interviews, appoint an applicant to fill one vacancy and establish an eligibility list, if appropriate.
6. Council Items and Comments
7. Adjournment

Posting Date: June 13, 2024

The City of Tracy is in compliance with the Americans with Disabilities Act and will make all reasonable accommodations for the disabled to participate in employment, programs and facilities. Persons requiring assistance or auxiliary aids in order to participate, should contact the City Manager's Office at (209) 831-6000 at least 24 hours prior to the meeting.

APPROVED AS TO FORM AND LEGALITY


CITY ATTORNEY'S OFFICE

TRACY CITY COUNCIL

RESOLUTION 2024-042

AMENDING THE COUNCIL POLICY ESTABLISHING A SELECTION PROCESS FOR APPOINTMENTS TO CITY ADVISORY BODIES TO ALLOW THE FULL CITY COUNCIL TO INTERVIEW CANDIDATES AND MAKE **INFORMAL** RECOMMENDATIONS OF SPECIFIC CANDIDATES FOR THE MAYOR TO CONSIDER AS PROPOSED APPOINTEES, SUBJECT TO FINAL APPROVAL OF THE CITY COUNCIL

WHEREAS, the *Council Policy Establishing a Selection Process for Appointments to City Advisory Bodies (Appointment Policy)* sets forth the process by which vacancies on City committees, subcommittees, and commissions are filled; and

WHEREAS, the most recent version of the Appointment Policy was adopted on December 21, 2021, by the City Council through Resolution 2021-200; and

WHEREAS, under Government Code Section 40605, the elected mayor of a general law city solely has the authority to appoint, subject to council approval, to council committees, subcommittees, and commissions, as well as any regional bodies to which the council sends a delegate; and

WHEREAS, the selection process contained in the Council's Appointment Policy does not fully comply with Government Code Section 40605 as it states that the City Council appoints to a sub-committee to interview candidates and appoints, based on the recommendations of the sub-committee, and no explicit authority of the Mayor to propose appointments is noted; and

WHEREAS, on March 5, 2024, the City Council discussed options to align the Appointment Policy with Government Code Section 40605; and

WHEREAS, after discussion, the City Council directed staff to return with a proposed amendment to the Appointment Policy that would allow the full City Council to interview candidates, in open session at a regular or special meeting; and

WHEREAS, the City Council had not reached consensus on what the next steps would be after the Council interviews had been completed and asked staff to return with two options for the City Council's further deliberation and final selection; and

WHEREAS, the City Council deliberated further at its meeting on March 19, 2024 and finalized the option set forth herein; now, therefore, be it

RESOLVED: That the City Council of the City of Tracy hereby amends the Appointment Policy as set forth in **Exhibit A**, as amended, such that the full City Council shall interview candidates, in open session at a regular or special meeting, and upon completing the interviews,

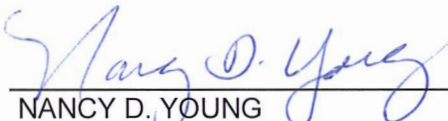
shall make ~~final~~**informal** recommendations of specific candidates for the Mayor to consider as proposed appointees; and be it

FURTHER RESOLVED: That the amended Appointment Policy shall become effective immediately upon adoption of this Resolution; and be it

FURTHER RESOLVED: That the City Council authorizes the City Clerk to proceed with the process to fill vacancies as set forth in the newly amended Appointment Policy.

The foregoing Resolution 2024-042 was adopted by the Tracy City Council on the 19th day of March 2024 by the following vote:

AYES:	COUNCIL MEMBERS:	ARRIOLA, BEDOLLA, EVANS, DAVIS
NOES:	COUNCIL MEMBERS:	YOUNG
ABSENT:	COUNCIL MEMBERS:	NONE
ABSTENTION:	COUNCIL MEMBERS:	NONE



 NANCY D. YOUNG
 Mayor of the City of Tracy, California


 ATTEST: _____
 ADRIANNE RICHARDSON
 City Clerk and Clerk of the Council of the
 City of Tracy, California

**COUNCIL POLICY ESTABLISHING A SELECTION PROCESS FOR APPOINTMENTS
TO CITY ADVISORY BODIES
(Exhibit "A" to Resolution No. 2024-042)**

SECTION 1: PURPOSE

To establish a selection process for appointments to City advisory bodies including defining residency requirements, in accordance with Government Code sections 54970 et seq. This process acknowledges and is consistent with Government Code Section 40605, which requires that the elected mayor of a general law city solely has the authority to appoint, subject to council approval, to council committees, sub-committees, and commissions, as well as any regional bodies to which the council sends a delegate.

SECTION 2: SELECTION PROCESS FOR APPOINTEE BODIES

- A. On or before December 31st of each year, the City Clerk shall prepare an appointment list of all regular and ongoing boards, commissions and committees that are appointed by the City Council of the City of Tracy. The list shall contain the following information:
 - 1. A list of all appointee terms which will expire during the next calendar year, with the name of the incumbent appointee, the date of the appointment, the date the term expires and the necessary qualifications for the position.
 - 2. A list of all boards, commissions and committees whose members serve at the pleasure of the Council and the necessary qualifications of each position.
 - 3. The list of appointments shall be made available to the public for a reasonable fee that shall not exceed actual cost of production. The Tracy Public Library shall receive a copy of the list.

- B. Whenever a vacancy occurs in any board, commission or committee, whether due to expiration of an appointee's term, resignation, death, termination or other causes, a special notice shall be posted in the office of the City Clerk, The Tracy Public Library, the City website, and in other places as directed within twenty (20) days after the vacancy occurs. Final appointment to the board, commission or committee shall not be made by the City Council for at least ten (10) working days after the posting of the notice in the Clerk's office. If Council finds an emergency exists, the Council may fill the unscheduled vacancy immediately.

- C. Appointments shall be made for the remainder of the term created by the vacancy except as follows:
 - 1. If appointee will fill an un-expired term with six months or less remaining, the appointment shall be deemed to be for the new term.

2. If the vacancy is filled by an emergency appointment the appointee shall serve only on an acting basis until the final appointment is made pursuant to section 2.
- D. The Council and Mayor shall use the following selection process to provide an equal opportunity for appointment to a board, commission or committee:
1. The full Council shall, in open session at a regular or special meeting, review applications, interview applicants and make ~~final-informal~~ recommendations of specific candidates for the Mayor to consider as proposed appointees for appointment to the board, commission or committee.
 2. Upon receiving the recommendations of the Council, the Mayor will propose an appointee to the board, commission or committee, which proposed appointee shall be approved or disapproved, by majority vote, of the Council. The Mayor ~~shall-may~~ endeavor to propose appointees that are recommended by the Council, but the Mayor may propose alternate appointees pursuant to mayoral authority under Government Code 40605. ~~The alternates shall be chosen from the eligibility list, if it has been created pursuant to section 4 below.~~
 3. If the Council disapproves an appointee proposed by the Mayor, the Mayor shall propose an alternate appointee, which shall be either approved or disapproved by the Council, by majority vote. This process shall continue until all vacancies on the board, commission or committee are filled; ~~the Mayor may elect to reopen the application process.~~
 4. If there are more qualified candidates than the number of current vacancies, the Council may establish an eligibility list that will be used to fill future vacancies that occur in the following twelve (12) months.
- E. An individual already serving on a City of Tracy board, committee or commission may not be appointed to serve on an additional City of Tracy board, committee, or commission concurrently.

SECTION 3: DEFINITION OF RESIDENCY REQUIREMENTS

- A. The following definitions shall be used to determine whether residency requirements are met for boards and commissions to which the Tracy City Council appoints members:
1. Tracy Planning Area means the geographical area defined in the City of Tracy General Plan and any amendments thereto.
 2. City of Tracy means within the city limits of the City of Tracy.
 3. Citizen means a resident of the City of Tracy.

4. Tracy School District means the geographical area served by the Tracy Unified School District.
 5. Sphere of Influence shall be the geographical area approved by the Local Agency Formation Commission (LAFCo) of San Joaquin County and any amendments thereto.
- B. Residency, as defined above and as set forth in the applicable bylaws for each board or commission, shall be verified annually by the City Clerk. The residency must be verifiable by any of the following means:
1. Voter registration,
 2. Current California Driver's License or Identification,
 3. Utility bill information (phone, water, cable, etc.),
 4. Federal or State tax returns.
- C. Members of boards or commissions shall notify the City Clerk in writing within thirty (30) days of any change in residency. If the change in residency results in the board member or commissioner no longer meeting the residency requirements, the member shall tender their resignation to the City Clerk who shall forward it to the City Council.

ATTACHMENT B

SAN JOAQUIN COUNTY MOSQUITO ABATEMENT DISTRICT

Questions

1. Please share your interest in serving on the San Joaquin County Mosquito Abatement District. Include any involvement you have had in serving local community groups such as task forces, service clubs, fraternal groups, or boards and commissions.
2. If you are selected for the San Joaquin County Mosquito Abatement District, explain your understanding of the role and responsibilities you would have as a Commissioner.
3. What is your knowledge of issues dealing with Mosquito Abatement?
4. The Commission meets near the Stockton Airport, would you have any transportation issues?
5. Do you have any further qualifications or information which would assist us in evaluating your qualifications for serving on the Commission?



May 2, 2024

Honorable Dr. Nancy Young, Mayor
City of Tracy
333 Civic Center Plaza
Tracy, CA 95376

Re: Appointment to the Board of Trustees of the San Joaquin County Mosquito and Vector Control District

OMAR KHWEISS
MANAGER
BOARD OF TRUSTEES

MARC WARMERDAM
PRESIDENT
SAN JOAQUIN COUNTY

RICHARD SILVERMAN
VICE PRESIDENT
CITY OF MANTECA

CRAIG WATANABE
SECRETARY
SAN JOAQUIN COUNTY

JOHN STROH
CITY OF LODI

PETER BULTHUIS
CITY OF RIPON

JAY COLOMBINI
SAN JOAQUIN COUNTY

GARY LAMB DIN
CITY OF STOCKTON

MIKE MANNA
SAN JOAQUIN COUNTY

GARY HASKIN
CITY OF ESCALON

HOPE DATOC
CITY OF LATHROP

RENU MILES
CITY OF TRACY

LEGAL ADVISOR
CHRISTOPHER K. ELEY

We wish to inform you that Mrs. Renu Miles of [REDACTED] Tracy, CA 95376, will complete her current term as a member of the Board of Trustees of the San Joaquin County Mosquito and Vector Control District on June 30, 2024.

As you are aware, San Joaquin County is authorized to appoint at least one (1) member to the Board of Trustees per California Health and Safety Code, Sections 2022 and 2024. Such member[s] appointed by the county serves an initial term of two or four years, and each subsequent reappointment may be for a term of two or four years.

When this matter was discussed with Mrs. Miles, she stated she would be honored to continue to serve San Joaquin County, if reappointed. Mrs. Miles currently serves as chairperson on the Board's Policy Committee and as an alternate for the Budget Committee. She has an excellent attendance record and is active in all District affairs, including this year's comprehensive response plan to conduct surveillance of invasive *Aedes* and control West Nile virus in and around the county. Additionally, Mrs. Miles is an active member of the Mosquito Vector Control Association of California and the American Mosquito Control Association.

Please do not hesitate to contact me if you have any questions or require any additional information pertaining to this matter.

Respectfully submitted,

Omar H. Khweiss
District Manager

Cc: Adrienne Richardson, City Clerk
Renu Miles, Trustee
Christopher Eley, District Legal Counsel

REC'D TRACY CITY CLERK
14 MAY 2024 PM 1:17

City of Tracy

Board Application

Please answer all questions and place N/A in those areas that do not apply. Please return your signed application to the City Clerk's office by **6:00 p.m. on Tuesday May 28, 2024**. Should you have any questions please feel free to contact the City Clerk's Office at 831-6101.

Commission Applying for: **San Joaquin County Mosquito Abatement District Board**

Name: MILES RENU P.
Last First MI

Telephone: [Redacted] [Redacted]
Daytime Evening

Address [Redacted] Tracy, CA 95376
Street Zip

Email Address (Optional) [Redacted]

Do you reside within the Tracy City Limits? Yes No
Are you registered to vote at the above address? Yes No
If NO, explain why _____

Please provide proof of residency at the above address (**copy of utility bill (phone, water, cable, etc.), voter registration card, CA Driver's License or Identification, Federal or State Tax Return**)

Are you a current City of Tracy employee, official, contractor or vendor? NO. If so, please explain. _____

Do you have relatives or members of your household who are current City of Tracy employees, officials, contractors or vendors? NO. If so, please explain. _____

How many meetings have you attended of the San Joaquin County Mosquito Abatement District Board? Why did you attend the meeting(s) (i.e. personal interest, specific issue being addressed, etc.) As a current Board member, I have only missed one meeting since being sworn in at the Tracy City Council meeting, Sept 20, 2022.

List related educational background: _____

Master's degree in Communication with minor in

Education and International Agriculture

List your current occupation and related employment history: _____

Stay-at-home mom to 4 now-adult children. Left the professional work force

about 30 years ago, where I developed a special program in the Dean's Office

at an east coast university.

Describe your involvement in community activities, volunteer and civic organizations: _____

Have been active in my 30 years in Tracy in the schools at the elementary,

middle, and high school levels. Was a leader in Girl Scouts & Boy Scouts.

Continue to participate in the annual County Academic Decathlon.

Pre-covid, was regularly involved in providing meals for our homeless citizens.

What particular area of responsibility on this Board interests you? _____

My primary interest is in how SJC Mosquito & Vector Control identifies and

services the needs of the Tracy Community. I understand the scope of this

need is complicated and expands beyond our geographic boundaries to ensure

the safety of our population, human and otherwise.

What would be your personal approach as a Board member in recommending policy, working with the Council, working with staff, etc.? _____

I am open-minded and looking to learn. As a current Board member, I often ask

questions within the Board as well as staff to understand or clarify points of concern.

Last year, as rotating Chair of the Policy Committee we needed an extra session before successfully presenting to the entire Board.

Does your employer or a business that you own, or have an equity interest in, conduct business with the City? If so, please describe the degree and nature of the business conducted.

NO

You may be required to file a Form 700, also known as a Conflict of Interest statement, and to take ethics training. Would you have a problem complying with either of these requirements?

I have submitted Form 700 and have also taken ethics training.

I have no issue complying with either of these requirements.

I have attached proof of residency

I have attached optional additional materials (such as a resume, etc.)

Signature		Date <u>May 13, 2021</u>
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This is a public document.