

December 7, 2010, 6:00 p.m.

City Council Chambers, 333 Civic Center Plaza

Web Site: www.ci.tracy.ca.us

1. Mayor Ives called the meeting to order at 6:03 p.m.
2. Roll call found Council Member Abercrombie, Maciel, Tolbert, Mayor Pro Tem Tucker and Mayor Ives present.
3. ITEMS FROM THE AUDIENCE – None.
4. Approval of Minutes - Council Member Abercrombie moved to approve the minutes for the regular meetings of August 17, 2010, September 7, 2010, September 21, 2010, and October 5, 2010, special meetings of September 21, 2010, and closed session minutes of November 16, 2010. Mayor Pro Tem Tucker seconded the motion. Voice vote found all in favor; passed and so ordered.
5. ADOPT RESOLUTION CONFIRMING THE RESCISSION OF RESOLUTION 2009-117 RELATING TO A FEE-FUNDED EMERGENCY MEDICAL SERVICES (EMS) MEMBERSHIP PROGRAM AND USER FEES FOR FIRE DEPARTMENT MEDICAL AND VEHICLE ACCIDENT REPORTS - Dan Sodergren, City Attorney, presented the staff report. On June 16, 2009, the City Council adopted Resolution 2009-117 relating to a fee-funded Emergency Medical Services Membership Program and user fees for Fire Department medical and vehicle accident reports. On November 16, 2010, the City Council rescinded Resolution 2009-117. City Attorney Sodergren recommended the Council adopt a Resolution memorializing Council's decision to rescind Resolution 2009-117 relating to a fee-funded Emergency Medical Services (EMS) Membership Program and user fees for Fire Department medical and vehicle accident reports.

Mayor Ives asked if other options were still on the table. Leon Churchill, City Manager, responded that was correct. Mayor Ives suggested they be brought back at a later date.

Mayor Pro Tem Tucker moved and seconded the motion to adopt Resolution 2010-190 confirming rescission of Resolution 2009-117 relating to fee-funded emergency medical services membership program and user fees for Fire Department medical and vehicle accident reports. Voice vote found all in favor; passed and so ordered.

6. ADOPT A RESOLUTION DECLARING THE RESULTS OF THE NOVEMBER 2, 2010, CITY OF TRACY GENERAL MUNICIPAL ELECTION - Carole Fleischmann, Assistant City Clerk, presented the staff report. A General Municipal Election was held in the City on Tuesday, November 2, 2010. Pursuant to Resolution Nos. 2010-089 and 2010-130 adopted by Council on June 15, 2010, and August 3, 2010, respectively, the Registrar of Voters for San Joaquin County has canvassed the returns of the election and certified the results per Elections Code section 10264. The names of the persons voted for at the election for Mayor were Linda Fairbairn Gonzalez and Brent H. Ives. The names of the persons voted for at the election for Member of the City Council were Robert Rickman, Nancy D. Young, Larry Gamino, Bob Elliott, Vasco Manuel Soares, Jass Sangha, Pete Mitracos, Juana L. Dement and Larry L. Hite.

Two measures were voted upon at the election as follows:

- Measure D – Shall the office of the City Clerk be appointed? – YES/NO
- Measure E – To help prevent additional budget cuts and maintain City services including: police, fire protection, emergency services, and other fire services; park/sports field maintenance; support services; senior, teen, and youth services; art programs; and other general services, shall the City of Tracy enact a ½ cent sales tax, expiring in five years, with resident oversight, annual independent audits, and all funds used for City of Tracy services only? – YES/NO

The certified results show that Brent H. Ives was elected Mayor for the full term of two years, and Robert Rickman and Bob Elliott were elected as Council Members for the full term of four years. The results also show that the majority of the voters voting on Measure D did vote in favor, and that the measure was carried, and shall be deemed adopted and ratified. The majority of the voters voting on Measure E also voted in favor, and that measure was carried, and shall be deemed adopted and ratified.

The number of precincts and the number of votes given in the City to each of the persons named above for the respective offices for which the persons were candidates, and the number of votes given for and against Measures D and E, are shown in the certified results.

Staff recommended that the City Council, pursuant to Elections Code section 10262, adopt a resolution reciting the facts of the General Municipal Election held on November 2, 2010, declaring the results and other matters as provided by law.

Mayor Ives invited public comment. Since there was no public comment, Council Member Abercrombie moved to adopt Resolution 2010-191 reciting the facts of the General Municipal Election held on November 2, 2010, declaring the results and such other matters as provided by law. Mayor Pro Tem Tucker seconded the motion. Voice vote found all in favor; passed and so ordered.

7. Presentation to outgoing Council Members - Mayor Ives presented outgoing Council Member Evelyn Tolbert and Mayor Pro Tem Suzanne Tucker with bouquets and plaques to commemorate their 12 years of service on the City Council.
8. ADJOURNMENT - Mayor Ives adjourned the meeting at 6:20 p.m.

The above agenda was posted at the Tracy City Hall on December 2, 2010. The above are summary minutes. A recording is available at the office of the City Clerk.

Mayor

ATTEST:

City Clerk