REGULAR MEETING MINUTES

October 1, 2013, 7:00 p.m.

City Council Chambers, 333 Civic Center Plaza Web Site: www.ci.tracy.ca.us

Mayor Ives called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

The invocation was provided by Deacon Jack Ryan.

Roll call found Council Members Manne, Rickman, Young, Mayor Pro Tem Maciel and Mayor Ives present.

Leon Churchill, Jr., City Manager, presented the Employee of the Month award for October to Steven Blair, Police Department.

Mayor Ives presented a proclamation to Joelle Gomez, CEO - Women's Center - Youth & Family Services, in recognition of Domestic Violence Awareness Month.

Mayor Ives presented a proclamation to Brian Pekari, Tracy United to Make a Difference Community Project, in recognition of Make a Difference Day.

Mayor Ives presented a proclamation to Paul Hall, Director of Student Services, Tracy Unified School District, in recognition of Anti-Bullying Month.

Mayor Ives presented a proclamation to Steve Hanlon, Fire Division Chief, in recognition of Fire Prevention Week.

Mayor Ives presented Certificates of Appointment to new Youth Advisory Commissioners Althea Elmore, Gianna Oliveri, Kyle Hall, Cristian Gonzaleaz, Serena Cho, and Bill Yang.

Council Member Rickman and Assistant Principal Wendell Hawkins, Tracy High School, presented Tracy High School jerseys for Council Members Manne and Young.

- 1. CONSENT CALENDAR Following the removal of item 1-L by Council Member Rickman, it was moved by Mayor Pro Tem Maciel and seconded by Council Member Manne to adopt the Consent Calendar. Roll call vote found all in favor; passed and so ordered.
 - A. <u>Approval of Minutes</u> Closed session minutes of August 20, 2013, and September 3, 2013, were approved.
 - B. <u>Authorize the Appointment of Three Adult Commissioners to the Youth Advisory</u> Commission Resolution 2013-149 authorized the appointment.
 - C. <u>Authorization of Contract Laboratory Services for Fiscal Year 2013 2014</u> Resolution 2013-150 authorized the contract.

- D. Acceptance of the East Paradise Road Extension Project CIP 73128 & 75046,
 Completed by Knife River Construction of Stockton, California, and Authorization for the City Clerk to File the Notice of Completion Resolution 2013-151 accepted the project.
- E. Acceptance of the Corral Hollow Road Widening Between Grant Line Road and the West Valley Mall Entry CIP 73014, Federal Project Number STPL 5192(030), Completed by Knife River Construction of Stockton, California, and Authorization for the City Clerk to File the Notice of Completion Resolution 2013-152 accepted the project.
- F. Approve a Professional Services Agreement with 4 Leaf, Inc., to Provide

 Temporary Staffing of Construction Inspectors and Plan Checking Engineers for
 Capital Improvement and Development Projects on an as-needed Basis for
 Fiscal Years 2013-2014 and 2014-2015, Authorization for an Option to Extend
 Inspection Services for Fiscal Years 2015-2016 and 2016-2017, Authorization for
 the City Manager to Execute the Extensions and Any Minor Amendments, and
 Authorization for the Mayor to Execute the Agreement Resolution 2013-153
 approved the agreement.
- G. Approve Amendment 1 to the Offsite Improvement Agreement with McDonald's USA, LLC, for the Construction of Street and Utility Improvements on Eleventh Street and "F" Street, and Authorize the Mayor to Execute the Agreement Resolution 2013-154 approved the amendment.
- H. Rescind Resolution 2011-077 Authorizing a Cooperative Agreement Between the City of Tracy and Various Agencies, Authorization to Enter Into a New Cooperative Agreement Between the City of Tracy, Contra Costa Transportation Authority, Contra Costa County, San Joaquin County, the City of Brentwood, and the Mountain House Community Services District for the Partial Reimbursement of City of Tracy Staff Expenses Related to Phase I Planning of Future State Route 239, and Authorization for the City Manager to Execute the Agreement Resolution 2013-155 rescinded Resolution 2011-077 and authorized entering into a new Cooperative Agreement.
- I. Approve a Real Property Purchase Agreement with Earl R. Breitstein and Carole Breitstein, Trustees of the Breitstein Family Living Trust for Acquisition of Right-Of-Way for the Roadway Widening of Eleventh Street West of MacArthur Drive, and Authorize the Mayor to Execute the Agreement Resolution 2013-156 approved the agreement.
- J. Authorize the City Manager and Public Works Director to Approve Amendments to the Landscape, Parks, and Channelways Maintenance Agreement with Sycamore Landscaping Corporation Resolution 2013-157 authorized the City Manager and Public Works Director to approve the amendments.
- K. Authorization for the Chief of Police to Execute a Memorandum of Understanding (MOU) with the Sacramento Valley Hi-Tech Crimes Task Force and Sacramento Internet Crimes Against Children Task Force to Jointly Combat Financial Crimes, Computer Crimes and Crimes Against Children Resolution 2013-158 authorized the Chief of Police to execute the MOU.

Approve an Agreement to Extend the 60-Day Cure Period Under the Amended and L. Restated Development Agreement by and Between the City of Tracy and Surland Communities, LLC and Authorize the Mayor to Execute the Agreement – Council Member Rickman stated there was a question that arose regarding an airport agreement memorandum from Surland Commmunities (Surland) to the City dated April 26, 2013, that surfaced last week as a result of a public records request regarding airport fuel flowage fee and runway length. Council Member Rickman asked Council to move consideration of this agenda item to the next City Council meeting when the airport item is scheduled to return to Council. Council Member Rickman further stated there were questions regarding the City's involvement in the agreement. Council Member Rickman stated he had never been notified that the agreement was in place. Council Member Rickman stated Leon Churchill Jr., City Manager, informed him that the City never entered into this agreement. Council Member Rickman indicated additional questions remain, such as: 1) why wasn't the Council notified; 2) was there a formal notice of denial; and 3) were any conditions of the agreement in place. Council Member Rickman indicated if Council did not wish to move consideration of the agenda item, he would abstain from voting until his questions were answered.

Mayor Pro Tem Maciel stated if Council Member Rickman has questions then those questions should be answered. Mayor Pro Tem Maciel indicated the nexus between the airport issue and the agenda item was not evident. Mayor Pro Tem Maciel stated he was in favor of having the questions answered but was unclear what would be gained by delaying the item.

Council Member Manne asked what impacts would be realized on the Development Agreement (DA) if consideration was delayed two weeks. Dan Sodergren, City Attorney, stated according to the DA, the first swim center payment of \$2 million was due on September 15, 2013. Mr. Sodergren stated the City notified Surland on September 17, 2013, that the payment had not been received. Mr. Sodergren indicated this notice provides Surland with a 60-cure period from September 17, 2013, where they are not considered in default under the agreement.

Mayor Ives asked if approval of the agenda item would extend the time period. Mr. Sodergren stated the approval sought would extend the time period 30 days after Council takes final action on Surland's recent request to amend the DA.

Council Member Young stated she was not clear on how the items were related.

Council Member Rickman stated it is related to the DA and if one part of the agreement is compromised, the entire agreement needs to be looked at before it goes forward. Council Member Rickman further stated if there are allegations of misconduct, it needs to be investigated as soon as possible.

Mayor Ives asked staff for a response regarding the nexus of the agenda item, the DA and the impact of the extension.

Mayor Ives invited members of the public to address Council on the item.

Mark Connolly provided Council with a letter dated October 1, 2013, demanding that an agreement between Surland and the City of Tracy be rescinded at a public hearing. Mr. Connolly stated there was an illegal contract entered into between Surland and the City of Tracy, undisclosed to the public, unapproved by the Council and in violation of the

Department Head and City Manager authority. Mr. Connolly asked that Council support the direction by Council Member Rickman.

Dave Helm provided Council with a copy of a memorandum dated May 25, 2012, along with miscellaneous documents obtained through a public records request. Mr. Helm urged Council to look at the agreement, let Surland build their homes, and build the swim center. Mr. Helm stated the situation did not look good and needed to be investigated.

Michel Bazinet addressed Council stating the documents are public documents and fly in the face of any secret negotiations. Mr. Bazinet stated the documents have nothing to do with the item for consideration and urged Council to approve modification of the terms of the DA.

Richard Ortenheim, Skyview Aviation, addressed Council stating he did not believe he had been treated very well.

Les Serpa, Surland Communities, stated these were two separate issues and unrelated to the DA. Mr. Serpa stated a DA should benefit three parties; the community, the City and the developer. Mr. Serpa stated their intentions with the airport were to reach out to the businesses and the people to make it a better place. Mr. Serpa stated all they are asking is to extend the cure period to allow them time to talk with staff to extend the \$2 million payment for 24 months. Mr. Serpa further stated they were still obligated to pay \$8 million within 36 months. Mr. Serpa stated the main reason for the extension is because they are looking at purchasing the antenna farm at a cost of approximately \$2 million.

Mr. Serpa stated the City and airport personnel approached them to help out at the airport on various projects which never came to fruition. Mr. Serpa stated they did have discussions with city staff and if those discussions had become fruitful or become anything more than a discussion it would have come before Council. Mr. Serpa stated there is no agreement with the City. Mr. Serpa added that they have given money to the Tracy Airport Association for their events with no agreement and had been approached to fund a number of other events or projects. Mr. Serpa asked Council to consider the item before them and allow Surland the ability to have discussions with staff.

Wilson Wynn, an attorney representing Surland, stated that the DA has nothing to do with the airport. Mr. Wynn further stated it would take longer than 60 days to negotiate the first amendment and the request is to allow Surland time to get through the DA amendment and not be in default. Mr. Wynn stated there is no impropriety, no effort by Surland to avoid their obligation, and urged Council to approve the extension of the cure period.

Steve Stuhmer, Tracy Air Center, stated no agreement exists. Mr. Stuhmer stated the efforts of staff, Surland, himself, and a large group at the airport have all been coming together to make the airport better, which was supported by Council. Mr. Stuhmer urged Council to continue on the path of obtaining improvements for the airport.

Mayor Pro Tem Maciel asked if there is any agreement based on the memorandum provided to Council. Mr. Sodergren indicated that type of agreement would have to be approved by Council and signed by the Mayor, and to his knowledge, no such agreement exists.

Mayor Pro Tem Maciel stated while it may be appropriate to ask questions about the issue, it has nothing to do with the item before Council. Mayor Pro Tem Maciel stated Council should move forward with discussions for the cure period.

Council Member Manne stated he received a copy of the memorandum last week by various members of the community. Council Member Rickman asked that he not be contacted at home and provided his cell phone number. Council Member Manne stated Council Member Rickman had valid questions that needed answers and did not believe two weeks was enough time to obtain those answers. Council Member Manne stated 60 days would give Council an appropriate amount of time to investigate the accusations. Council Member Manne stated he was in favor of the City negotiating with Surland the shortest time frame in which the City can receive the \$2 million in order to avoid any delay with development of a swim center.

Council Member Young stated the agenda item has opened a door for discussion on other issues, but the item before Council is to consider extending the cure period which she was in favor of. Council Member Young indicated she understands the concerns raised and was in favor of separating the issues.

Council Member Rickman asked why Council was not notified. Leon Churchill Jr., City Manager, stated there was no agreement and no notification to be made.

Council Member Rickman stated he did not see how a hot topic like the airport and something of this magnitude could not have been brought to the Council's attention. Council Member Rickman stated that on September 26, 2013, he and Council Member Young requested that a special meeting be called, but that he could not get a third Council Member to agree to a special meeting. Council Member Rickman stated he would like to know the outcome of his questions before he votes on the item before Council. Council Member Rickman stated he wanted to make sure he has all the facts, before he makes a decision.

Mayor Ives stated he could find no nexus between the two items and was in favor of moving the item forward.

It was moved by Mayor Pro Tem Maciel and seconded by Council Member Manne to approve an Agreement to Extend the 60-Day Cure Period Under the Amended and Restated Development Agreement by and between the City of Tracy and Surland Communities, LLC and authorize the Mayor to execute the Agreement. Roll call vote found Council Members Manne, Young, Mayor Pro Tem Maciel and Mayor Ives in favor; Council Member Rickman abstained.

2. ITEMS FROM THE AUDIENCE – Mark Connolly asked that Council take action outlined in his letter provided under Item 1.L. Mr. Connolly stated the documents would convince any court that there is an agreement funded in the amount of \$50,000 as outlined in the memorandum dated April 26, 2013.

Dave Anderson, Tracy Airport Association, stated the airport never agreed to decrease the size of the airport or safety zones, and will never support placing a swim center at the end of the airport.

Les Serpa, Surland Communities, LLC, (Surland) stated he has invited Mr. Connolly and Mr. Anderson on various occasions to his office to talk; they have always

declined. Mr. Serpa stated discussions Surland had with Rod Buchanan, former Interim Public Works Director, were at staff level and never went any further; there was no agreement. Mr. Serpa invited Council Member Rickman to his office to explain the facts.

THAT COUNCIL CONDUCT A PUBLIC HEARING DECLARING THE EXISTENCE OF 3. WEEDS, RUBBISH, REFUSE AND FLAMMABLE MATERIAL ON EACH OF THE PARCELS LISTED IN EXHIBIT "A" TO THIS AGENDA ITEM A NUISANCE: CONSIDER OBJECTIONS TO ABATEMENT OF SAID NUISANCE, AND ADOPT A RESOLUTION AUTHORIZING FIRE DEPARTMENT STAFF TO ORDER CONTRACTOR TO ABATE SAID NUISANCES - Steve Hanlon, Fire Division Chief, provided the staff report. On September 5, 2013, pursuant to Tracy Municipal Code, Section 4.12.280, the Fire Department sent a notice to the property owner(s). That notice required the owner(s) to abate weeds, rubbish, refuse and flammable material on his/her parcel within 20 days, and informed the property owner(s) that a public hearing would be conducted on October 1, 2013, where any protests regarding the notice to abate would be heard. The Tracy Municipal Code provides that upon failure of the owner, or authorized agent, to abate within 20 days from the date of notice, the City will perform the necessary work by private contractor and the cost of such work will be made a personal obligation of the owner, or become a tax lien against the property.

Under the provisions of Tracy Municipal Code, Section 4.12.290, the Fire Department will proceed at Council's direction with instructing the City's contractor to perform weed, rubbish, refuse and flammable material abatement on the parcels. Per Tracy Municipal Code, property owners are liable for the cost of abatement and will be billed for the actual cost of the City contractor's services, plus a 25% administrative charge. After the abatement is complete, staff will return to have Council authorize all unpaid assessments to be filed with the San Joaquin County Auditor Controller's office to establish a lien on the property.

There is \$8,096 remaining in the budget for Fiscal Year 2013-2014, that can be used for contracting the abatement of weeds, rubbish, refuse and flammable material. There are sufficient funds to accomplish abatement services.

Staff recommended that Council conduct a public hearing to hear and consider any and all objections to the proposed abatement, and by resolution, declare the weeds, rubbish, refuse, and flammable material located at the parcels to be a nuisance, and authorize the Fire Department to direct the City's contractor to abate such nuisance.

Mayor Ives opened the public hearing. As there was no one wishing to address Council on the item, the public hearing was closed.

Council Member Rickman thanked Fire Division Chief Hanlon for the Fire Department's hard work.

Council Member Young asked how much it might cost to conduct the weed abatement. Division Chief Hanlon stated approximately \$250 per parcel.

It was moved by Mayor Pro Tem Maciel and seconded by Council Member Manne to adopt Resolution 2013-160 declaring the existence of weeds, rubbish, refuse and flammable material on the parcels listed in Exhibit "A" of the staff report a nuisance and

authorizing the Fire Department staff to order the contractor to abate. Voice vote found all in favor; passed and so ordered.

4. AUTHORIZATION FOR CITY STAFF TO NEGOTIATE A MEMORANDUM OF UNDERSTANDING (MOU) WITH SURLAND COMMUNITIES, LLC FOR THE POTENTIAL DEVELOPMENT AND OPERATION OF AN AQUATICS CENTER IN THE CITY OF TRACY – Andrew Malik, Development Services Director, provided the staff report. On October 1 and 2, 2012, City Council directed staff to acquire information on the potential of a privately developed and operated aquatic center project. Staff conducted outreach to three separate waterpark owner/operators in California: Palace Entertainment; Golfland Sunsplash; and Wild Rivers Waterpark. Of the three, Wild Rivers Irvine, LLC submitted a letter of interest to explore a public-private partnership with the City of Tracy for the development of an Aquatic Center.

On September 17, 2013, Council directed staff to begin negotiations with Wild Rivers Irvine, LLC for the potential development and operation of an Aquatics Center in the City of Tracy. During the public comment period for the Wild Rivers agenda item, Surland Communities (Surland) presented Council with an alternative proposal to construct, develop, and operate a Swim Center for the community.

The Surland proposal states that Surland would alleviate the construction, ownership and operational risk for the City to construct, own, and operate a Swim Center. Surland requests that an agreement be negotiated with the City to include the following points:

- The Swim Center would be built on the Swim Center site identified in the Ellis Development Agreement.
- Surland would form a separate entity, which would utilize the approximately \$4 million of funding, which the City currently has available and the \$10 million obligation from Surland along with any other funds that could be raised from grants, local developers, or other sources to construct the Swim Center.
- The Swim Center would include as many of the features as discussed in the conceptual design as possible and would be designed in a way which would address the long term needs of the Tracy community and provide as many of the desired services as possible given financial constraints.
- Surland would enlist the help of community groups and entities, such as USA Swim, to assist in operating and maintaining the Swim Center once it is constructed. The intent of the agreement would be to provide the same level of services to the community as envisioned through the many years of conceptual design discussion and consensus approval. The operations and ownership of the Swim Center would be undertaken by the entity established by agreement between Surland and the City.
- The City would be able to program swim lessons and other related activities through the agreement between Surland and the City.

Should Council direct staff to negotiate a Memorandum of Understanding (MOU) with Surland, staff will come back to Council with details of the MOU at a subsequent Council meeting. Staff understands that there are a number of outstanding issues related to aquatics facilities that need to be addressed such as: location; refinement of amenities; and operations. Staff would work with both Wild Rivers, LLC and Surland concurrently to negotiate these deal points. Staff proposes an MOU with a six month duration in order to work through these issues with Surland, Wild Rivers, and Council.

There is no impact to the General Fund as a result of preparing this MOU, aside from staff time. The City has \$4 million budgeted for the Aquatics Center CIP, with additional funding (\$10 million) coming from Surland Communities as part of their Development Agreement with the City.

Staff recommended that Council authorize staff to prepare a MOU with Surland for the potential development and operation of a Swim Center in the City of Tracy.

Mayor Ives invited members of the public to address Council on the item.

Dave Anderson, Tracy Airport Association, submitted a saber jet accident report, a copy of a SJR3 report, and the airport deed. Mr. Anderson stated they supported a swim center, but not at the end of a runway.

Robert Tanner stated the City does need the swim center, the operations and ownership to be agreed upon. Mr. Tanner stated the City should not operate a swim center and needed a third party to run it.

Michel Bazinet, a swim center supporter, stated he does not want to see any further delays, and does recognize the City's efforts to fund a swim center and find the best option for the community. Mr. Bazinet provided a short presentation regarding the planning efforts for a swim center.

Les Serpa, Surland Communities, stated the proposal is to allow Surland to have discussions with staff.

Council Member Young stated competition was healthy and that she was in favor of moving forward.

Council Member Rickman stated he has always supported a swim center. However, as stated earlier, he would abstain from voting until he receives answers to his questions. Council Member Rickman further stated he was troubled by Leon Churchill Jr., City Manager's statement that there was no need to divulge an agreement that was not accepted.

Council Member Manne stated he was in support of a swim center.

Mayor Pro Tem Maciel stated this item was a result of Council direction to staff to find a private partner and that he wanted to give Surland the same opportunity as Wild River. Mayor Pro Tem Maciel referred to funding stating that to him it did not mean that all funds from other sources would be exclusively used for the swim center. Mayor Pro Tem Maciel stated it was important that the process move forward.

Mayor Ives stated a swim center was overdue, was going to be expensive to maintain and operate and the proposal provides additional options.

It was moved by Mayor Pro Tem Maciel and seconded by Council Member Manne to direct staff to prepare a Memorandum of Understanding with Surland Communities, LLC for the potential development and operation of an Aquatics Center in the City of Tracy. Voice vote found Council Members Manne, Young, Mayor Pro Tem Maciel and Mayor Ives in favor; Council Member Rickman abstained.

5. ITEMS FROM THE AUDIENCE – John Favors stated the airport does not exist by itself; it is development around the community and the city that will bring people to the airport. Mr. Favors further stated the runways need to be fixed and to the extent the Council is making things better at the airport, it is appreciated. Mr. Favors indicated they would like to see more activity at the airport and that activity will come when amenities are added to the airport.

6. COUNCIL ITEMS

A. Appoint Applicants to the Tracy Senior Steering Committee - Maria Hurtado, Assistant City Manager, provided the staff report. On August 20, 2013, City Council approved the formation of a Senior Steering Committee to facilitate two community conversations that would provide the local senior population a forum to identify and discuss current and future service needs, and provide feedback to City Council and the Parks and Community Services Commission. The Senior Steering Committee will consist of seven members including one appointed Commissioner from each of the following City of Tracy Commissions: Walter Gouveia (Parks and Community Services Commission), Jass Sangha (Planning Commission), Mercedes Silveira (Tracy Arts Commission), and Daniel Ramey (Transportation Commission). Additionally, three residents from the Tracy community will be appointed to the Senior Steering Committee by City Council.

A recruitment to fill the three vacancies on the Senior Steering Committee was opened on August 28, 2013, and ended at 6:00 p.m. on September 18, 2013. On September 24, 2013, a Council subcommittee consisting of Council Member Young and Council Member Manne interviewed six applicants. In accordance with Resolution 2004-152, the Council subcommittee will recommend applicants for appointment to the Tracy Senior Steering Committee.

Council Member Young stated she and Council Member Manne interviewed very energetic individuals who wanted to serve on the Committee . Council Member Young stated the Council Subcommittee recommended appointing Cynthia Gustafson, Bill Aragon and Brent Riddle to serve on the Tracy Senior Steering Committee.

It was moved by Council Member Young and seconded by Council Member Manne to approve the Council Subcommittee's recommendation and appoint Cynthia Gustafson, Bill Aragon and Brent Riddle to serve on the Tracy Senior Steering Committee. Voice vote found all in favor; passed and so ordered.

B. Consider Whether an Item to Discuss the Timeliness of Staff Responses to Council Requests Should be Placed on a Future City Council Agenda - Council Member Rickman indicated the item stemmed from the issue regarding program management fees which took almost two years to bring to Council. Council Member Rickman stated there has to accountability.

Council Member Manne seconded the motion. Council Member Manne stated he believed there have been items requested by the Council and at times he was not sure where the request stood. Council Member Manne stated he would like to see something regarding a timeline.

Mayor Pro Tem Maciel asked if Council was talking about establishing a procedure. Council Member Rickman stated yes, some type of policy.

Council Member Young stated it would be good to have clarity, or at least a time frame established.

Maria Hurtado, Assistant City Manager, stated the intent is to write down what the current process is for tracking items from Council; identify any potential gaps; and give Council the opportunity to provide input as to when feedback should be provided to Council. Ms. Hurtado stated at the next Council meeting Council can discuss a procedure and establish a timeline.

Mayor Ives asked if the agenda item would have options on how items are tracked. Mayor Ives stated he wanted it to be very clear that unilaterally a Council Member cannot direct staff without specific direction of the entire Council.

Mayor Ives asked when staff expected to have the item return to Council. Ms. Hurtado stated staff could be prepared by the first meeting in November.

It was Council consensus to have an item placed on the November 5, 2013, agenda for discussion.

Council Member Rickman asked if the airport item was coming back to Council in two weeks. Leon Churchill, Jr., City Manager, stated an item could be ready as soon as October 15, 2013.

Mr. Churchill added that Amazon opened business on October 1, 2013, with 300 employees. Mr. Churchill stated Amazon plans to add 300 employees per week until 1,000 employees are reached. Mr. Churchill added that 130 Amazonians came from other locations; 70 of which are managers; 60 were hourly employees. Mr. Churchill stated temporary access points have been made to the site while Grant Line Road is being completed. Mr. Churchill added that Amazon opened ahead of schedule.

Council Member Rickman asked if there were any updates on retail efforts. Mr. Churchill stated more information would be provided at the October 15, 2013, Council meeting.

Council Member Manne thanked all students who participate in sports in Tracy.

Council Member Young reminded everyone that the Fire Department's Annual Pancake Breakfast would be held Saturday, October 5, 2013, in Tracy and the annual Gala for the Tracy Boys and Girls Club would be held the same day.

7. ADJOURNMENT- It was moved by Council Member Rickman and seconded by Council Member Young to adjourn. Voice vote found all in favor; passed and so ordered. Time: 9:06 p.m.

The above agenda was	s posted at the	Tracy City Hall	on September 2	6, 2013.	The above
are summary minutes.	A recording is	available at the	office of the City	/ Clerk.	

	Mayor	Mayor		
City Clerk				