

June 16, 2015, 7:00 p.m.

City Council Chambers, 333 Civic Center Plaza

Web Site: [www.ci.tracy.ca.us](http://www.ci.tracy.ca.us)

Mayor Maciel called the City Council meeting to order at 7:09 p.m. and led the Pledge of Allegiance.

The invocation was offered by Pastor Tim Heinrich, Crossroads Baptist Church.

Roll call found Council Members Mitracos, Vargas, Young, Mayor Pro Tem Rickman and Mayor Maciel present.

Mayor Maciel announced that immediately following the ceremonials there would be a brief drought update.

Public Safety Chief, Gary Hampton and Mayor Maciel recognized Heroic Citizens April and Jaido Uribe (Police Department) and Andrew Hickman and Stephen McAdams (Fire Department)

Mayor Maciel presented certificates of recognition to Delta Charter Media Internship Graduates.

Troy Brown, City Manager, introduced new Administrative Services Director, Rachelle McQuiston, and City Engineer, Robert Armijo.

Kul Sharma, Utilities Director, provided a brief update on the drought and its impact on the City of Tracy.

#### 1. CONSENT CALENDAR

**ACTION** Motion made by Mayor Pro Tem Rickman and seconded by Council Member Young to adopt the Consent Calendar with the exception of item 1C. Roll call vote found all in favor; passed and so ordered. Motion carried: 5:0

- A. Adopt Council Minutes – Regular meeting minutes of June 2, 2015, and special meeting minutes of June 1, 2015 and closed session minutes of June 2, 2015 were adopted.
- B. Authorize Amendment of the City's Classification Plan by Approving the Revision of the Civil Engineering Series Classifications of Junior Engineer (Civil), Assistant Engineer (Civil), Associate Civil Engineer and Senior Civil Engineer in the Department of Development and Engineering, and use of Flexible Staffing – Resolution 2015-089 authorized amendment of the City Classification Plan.
- D. Second Reading and Adoption of Ordinance 1196 an Ordinance of the City of Tracy Amending Various Sections of Chapter 11.28 Water Management of the Tracy Municipal Code – Ordinance 1196 was adopted.

- E. Second Reading and Adoption of Ordinance 1197 an Ordinance of the City of Tracy Amending Chapter 4.20, Regulation of Massage, of the Tracy Municipal Code, in its Entirety, by Adopting a New Chapter 4.20 – Ordinance 1197 was adopted.
- C. Approve Reemployment of Retired Employee as Temporary Project Specialist in the Tracy Fire Department

Arlene Roberts, Management Analyst, Human Resources, presented the staff report.

Steve Nicolaou inquired about hourly wage and how long will Mr. Hanlon serve as a consultant.

Council comments and questions followed.

**ACTION** Motion was made by Council Member Young and seconded by Mayor Pro Tem Rickman to adopt Resolution 2015-090. Voice vote found all in favor; passed and so ordered.

## 2. ITEMS FROM THE AUDIENCE

Hector Hernandez expressed his desire to speak with either a Council person or staff to provide some historical background about the first Tracy Soccer Club in 1965.

George Riddle a representative on the Tracy Airport Association, inquired about the recent ban to attend the Run Way Progress meeting.

Mike Kaelin, referenced an article about cleaning up the I-205 corridor and shared his personal observation of several areas where there is trash, debris and high weeds and signage is not visible. Mr. Kaelin stated this is not the first impression that the City should want visitors to have of Tracy.

Laura Hagler, representing Tracy Repertory Theatre, expressed her concern about the recent discussion at another Council meeting about the Grand Theatre and potential fee charges being raised for nonprofits. Ms. Hagler expressed that Community Theater is an essential part of any city that wants a vibrant community. Ms. Hagler urged the Council to reconsider.

Mike Souza Board of Director of the Grand Foundation introduced Caitlin Schack, President of the Grand Foundation and Tiffanie Heben, Executive Director.

Students of Tracy High School spoke about their awareness of the severe drought and, proposed a mural in support of water conservation as a reminder of the short water supply. The students seek the support of the City of Tracy and request feedback regarding the mural.

Shirley Mitchum expressed disappointment in the unprofessional conduct of both Mayor Maciel and Mayor Pro Tem Rickman at a recent Council meeting. As a resident Ms. Mitchum expressed her desire for more retail stores in Tracy.

Dave Helm expressed his concern with the upcoming retirement of Police Chief Hampton and inquired if staff is preparing to transition and fill the position seamlessly. Mr. Helm shared his observation and concern that the City has not been able to fill key positions.

3. PUBLIC HEARING OF THE CITY COUNCIL TO CONSIDER ADOPTION OF THE CITY OF TRACY PROPOSED FISCAL YEAR 2015/16 ANNUAL CITY BUDGET AND AUTHORIZE APPROPRIATIONS FOR FISCAL YEAR 2015/16

Troy Brown, City Manager, provided an overview of the process followed in preparation of the proposed Fiscal Year 2015-16 Annual Budget. Ray Durant, Management Partners Consultant presented the staff report.

Mayor Maciel opened the public hearing.

Robert Tanner inquired about why the labor contracts were not included in the proposed budget.

Steve Nicolaou expressed being in favor that the budget will continue to support the Grand Theatre as a long term investment. Mr. Nicolaou urged the Council to do the right thing related to the employees during labor negotiations.

Dave Helm asked for some clarity related to the budget. Mr. Helm expressed his concern about the funding differences between the Police Department and the Fire Department.

Mayor Maciel closed the public hearing.

Council comments and questions followed.

Council Member Vargas and Mayor Pro Tem Rickman requested that staff provide additional information on the City's contracted services with a break down on how many consultants and how much money is spent on contracted services, excluding those reimbursed by Developers for development processing costs.

**ACTION** Motion made by Mayor Pro Tem Rickman and seconded by Council Member Young to adopt Resolution 2015-091 the proposed Fiscal Year 2015-16 Annual Budget and authorized appropriations. Voice vote found all in favor; passed and so ordered.

Mayor Maciel called a recess at 9:36 p.m. and announced that item seven will be pulled out of order for consideration next.

Mayor Maciel reconvened the Meeting at 9:44 p.m.

DEVIATION

7. ADOPT THE 2015 AMENDMENT TO THE REGIONAL TRANSPORTATION IMPACT FEE PROGRAM OPERATING AGREEMENT

Andrew Malik, Interim Assistant City Manager, presented the staff report.

Council comments and questions followed.

**ACTION** Motion made by Mayor Pro Tem Rickman and seconded by Council Member Vargas to adopt Resolution 2015-092 amendment to the Regional Transportation Impact Fee Program Operating Agreement. Voice vote found all in favor; passed and so ordered.

4. HOLD A PUBLIC HEARING TO APPROPRIATE \$100,000 FROM THE FY 2014-15 CITIZENS' OPTION FOR PUBLIC SAFETY "COPS" GRANT PROGRAM FUNDING FOR THE PURCHASE OF RELATED EQUIPMENT AND TECHNOLOGY FOR FRONTLINE LAW ENFORCEMENT

Lani Smith, Support Operations, Police Department, presented the staff report.

Mayor Maciel opened the public hearing. There were no speakers; Mayor Maciel closed the public hearing.

Council comments and questions followed.

**ACTION** Motion made by Mayor Pro Tem Rickman and seconded by Council Member Young to adopt Resolution 2015-093 appropriated \$100,000 from the FY 2014-15 Citizens' Option for Public Safety "COPS" Grant program funding for the purchase of related equipment and technology for frontline law enforcement. Voice vote found all in favor; passed and so ordered.

5. CONDUCT A PUBLIC HEARING TO AUTHORIZE THE ACCEPTANCE AND APPROVE THE APPROPRIATION OF \$10,717 FROM THE 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FOR THE PURCHASE OF EQUIPMENT FOR THE TRACY POLICE DEPARTMENT'S LAW ENFORCEMENT PROGRAMS

Lani Smith, Support Operation, Police Department, presented the staff report.

Mayor Maciel opened the public hearing. There were no speakers; Mayor Maciel closed the public hearing.

**ACTION** Motion made by Mayor Pro Tem Rickman and seconded by Council Member Vargas to adopt Resolution 2015-094 authorized the acceptance and approved the appropriation of \$10,717 from 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) Program for the purchase of equipment for the Tracy Police Department's Law Enforcement Programs. Voice vote found all in favor; passed and so ordered.

6. APPROVE AN AGREEMENT TO EXTEND TIME TO ACCEPT A LAND DEDICATION OFFER FROM SURLAND COMMUNITIES, LLC RELATED TO THE 16-ACRE LAND DEDICATION REQUIREMENT CONTAINED IN THE DEVELOPMENT AGREEMENT WITH SURLAND COMMUNITIES, LLC. THE ELLIS PROJECT AND DEVELOPMENT AGREEMENT SITE IS APPROXIMATELY 321-ACRES LOCATED AT THE NORTHWEST CORNER OF CORRAL HOLLOW ROAD AND LINNE ROAD

William Dean, Interim Development Services Director, presented the staff report.

**ACTION** Motion made by Mayor Pro Tem Rickman and seconded by Council Member Young to adopt Resolution 2015-095 approved an agreement. Voice vote found all in favor; passed and so ordered.

8. ITEMS FROM THE AUDIENCE

George Riddle a representative on the Tracy Airport Association spoke earlier and returned to conclude his comment about the consequences of using aggregate on the runway.

9. COUNCIL ITEMS

A. APPOINT AN APPLICANT TO THE SAN JOAQUIN COUNTY COMMISSION ON AGING

Council Member Young reported that she and Council Member Mitracos interviewed four candidates for the San Joaquin County Commission on Aging and recommended appointing Cindy Gustafson to a term ending June 30, 2018.

**ACTION** Motion made by Council Member Young and seconded by Council Member Mitracos to appoint Cindy Gustafson to the San Joaquin County Commission on Aging. Voice vote found all in favor; passed and so ordered.

B. CONSIDERATION OF LEGISLATIVE RECESS - CANCELLATION OF AUGUST 2015 CITY COUNCIL MEETINGS

Nora Pimentel, City Clerk, presented the staff report.

**ACTION** Motion made by Mayor Pro Tem Rickman and second by Council Member Young to approve a Legislative Recess for the month of August. Voice vote found all in favor; passed and so ordered.

Council Member Vargas wished all the dads a Happy Father's Day this upcoming Sunday.

Mayor Pro Tem Rickman also wished all the dads and his dad a Happy Father's Day. Mayor Pro Tem Rickman announced the following upcoming events: Blazing Challenge on June 24, 2015 at Buffalo Wild Wings at 6:00 p.m.; Pancake Breakfast at Lincoln Park on July 4, 2015. Mayor Pro Tem Rickman said to check with the Tracy Press or Chambers for more information on these events and other upcoming events.

Council Member Young wished a Happy Father's Day to all the fathers and Happy 4<sup>th</sup> of July. Council Member Young requested to revisit the Safe and Sane Ordinance, to review and make amendments limited to the businesses of Tracy. Mayor Pro Tem Rickman supported Council Member Young's request. Staff was directed to return with a staff report at a later date.

10. ADJOURNMENT

**ACTION** Motion made by Mayor Pro Tem Rickman and seconded by Council Member Young, to adjourn the meeting. Voice vote found all in favor; passed and so ordered. Time: 10:12 p.m.

The above agenda was posted at the Tracy City Hall on June 11, 2015. 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