

October 6, 2015, 7:00 p.m.

City Council Chambers, 333 Civic Center Plaza

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

Mayor Maciel called the City Council meeting to order at 7:28 p.m. and led the Pledge of Allegiance.

Invocation was led by Pastor Tim Heinrich, Crossroads Baptist Church.

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

Troy Brown, City Manager, presented Grace Segura with the Employee of the Month award for October 2015.

Mayor Maciel administered the oath of office to new Police Officers Matt Ford and Jacob Evanoff.

Acting Police Chief Watney conducted the pinning ceremony for new Police Officers Matt Ford and Jacob Evanoff.

Mayor Maciel presented Fire Prevention Week Proclamation to Acting Fire Chief Bramell.

Mayor Maciel presented Domestic Violence Awareness Month Proclamation to Liliana Castillo-Perez, Parenting Coordinator and Dave Sant, Women's Center, Youth & Family Services Board member.

Mayor Maciel presented Anti-Bullying Month Proclamation to Dr. Brian Stephens, Superintendent of Tracy Unified School District.

Mayor Maciel presented Make a Difference Day Proclamation to Brian Pekari, Director of "Tracy United to Make a Difference."

David Early, Principal at PlaceWorks, on behalf of the Contra Costa Transportation Authority provided the City Council with a presentation on the TRILINK State Route 239 project.

1. CONSENT CALENDAR

ACTION Following the removal of item 1.F it was moved by Mayor Pro Tem Rickman and seconded by Council Member Young to adopt the Consent Calendar. Roll call vote found all in favor; passed and so ordered. Motion carried 5:0

- A. Adopt Council Minutes – Regular meeting minutes of September 1, 2015, Revised September 15, 2015 and closed session minutes of September 8, 2015 and September 15, 2015, were adopted.
 - B. Adoption of Ordinance 1199 an Ordinance of the City of Tracy, California, Amending Title 9, Chapter 9.52, Entitled “Floodplain Regulations” – Ordinance 1199 was adopted
 - C. Adoption of Ordinance 1200 an Ordinance of the City of Tracy Adopting a New Chapter 9.66 of the Tracy Municipal Code Entitled “Small Residential Rooftop Solar Systems” – Ordinance 1200 was adopted
 - D. Approve Amendment Number 3 to the Master Professional Services Agreement With SNG & Associates, Inc. for Staff Support and Plan/Map Review Services – Resolution 2015-166 approved Amendment Number 3 to MPSA with SNG & Associates
 - E. Approve Amendment Number 1 to the Master Professional Services Agreement With West Yost Associates, Inc., for Various Water Pressure and Capacity Analyses – Resolution 2015-167 approved Amendment Number 1 to MPSA with West Yost Associates, Inc.
 - F. Approval of a Reduction of the Central Business District Zone Parking In-Lieu Fee to \$0 as a Five Year Pilot Program With a Check-In Point With City Council at Three Years – Resolution 2015-168 approved the reduction of the Central Business District Zone Parking in-lieu fee to \$0 as a five year pilot program with amendment to the resolution.
2. ITEMS FROM THE AUDIENCE-Resident and Event Coordinator for Tracy Rampage Football and Cheer Organization spoke about the need of practice fields and how difficult it has been to find a field for practice. Resident urged the Council to help find the 170 children who participate in cheer and football a field to practice, without practice they can't play.

Gail Reiger, Board Member of Trivalley Cares invited the Council and community to attend an upcoming meeting called Bomb Tests, Polluted Water & Our Future on October 22, 2015 at 7:00 p.m. at the Tracy Transit Station. To learn more about what goes on at Site 300 and what to do to protect your family's health and the community of tomorrow visit www.trivalleycares.org.

Anne Marie Fuller, Mrs. All American Beauties of the Nation invited the Council and the community to a new event called Community for Care Packages taking place on November 21, 2015, at Fire Administration at 11:00 a.m., where volunteers put together care packages for the troops. Ms. Fuller announced a new campaign being launched called ISOS which stands for “I support our service members.” More details to come soon.

Craig Saalwaechter informed the Council about a small community project commemorating the ministry of Arnold Barton. Dee shared her personal story of how Mr. Barton impacted her life and how she will continue his ministry.

3. AWARD A CONSTRUCTION CONTRACT TO MCGUIRE AND HESTER OF OAKLAND CALIFORNIA, FOR CONSTRUCTION OF SPORT FIELDS WITHIN THE PHASE I AREA OF THE LEGACY FIELDS SPORTS COMPLEX – CIP 78153, AUTHORIZE A TRANSFER OF \$141,893 FROM GENERAL FUND 301 TO CIP 78153, AND AUTHORIZE THE MAYOR TO EXECUTE THE CONTRACT

Paul Verma, Senior Civil engineer, Development Services, presented the staff report.

Council comments and questions followed.

ACTION Motion was made by Mayor Pro Tem Rickman and seconded by Council Member Mitracos to adopt Resolution 2015-169 awarding construction contract to McGuire and Hester of Oakland, California for construction of sport fields within the Phase I area of the Legacy Fields Sports complex, authorizing transfer of \$141,893 from General Fund 301 to CIP 78153 with the addition of alternatives A and B and to draw associated cost from General Fund 301. Voice vote found Council Members Mitracos, Vargas and Mayor Pro Tem Rickman in favor. Council Member Young and Mayor Maciel were opposed; passed and so ordered.

Mayor Maciel called a recess at 9:30 p.m.

Mayor Maciel reconvened the meeting at 9:39 p.m.

4. DISCUSS AND PROVIDE DIRECTION ON POSSIBLE AMENDMENTS TO TRACY MUNICIPAL CODE CHAPTER 3.04 REGARDING PARTICIPATION REQUIREMENTS FOR LOCAL NON-PROFIT ORGANIZATIONS SELLING “SAFE AND SANE” FIREWORKS

Dave Bramell, Acting Fire Chief, presented the staff report.

Dennis Revell referenced his letter to Council and made a few suggestions regarding participation requirements for local non-profit organizations selling “Safe and Sane Fireworks.”

Council Member Vargas made a few comments and suggestions prior to excusing herself from the dais at 9:53 p.m. for the evening.

Bill Hunt spoke on behalf of the Masonic families in Tracy and expressed concern regarding possible amendment requiring that the principal meeting place of an organization have a Tracy address on file with the State of California Department of Justice Office of the Attorney General as a charitable organization that matches the address provided on the city application. This was a concern for international non-profit organizations.

Pastor Bravo, Life Center, stated that his organization has applied in the past and has been denied because the organization is outside of the Tracy City limits serving 100% of citizens of Tracy.

Tom Simpson spoke about the lottery system and suggested that if the City considers international organizations it should be into what percentage of those funds are used locally.

Steve Nicolaou spoke about his experience with non-profits and offered some suggestions for participation requirements.

Council comments and questions followed.

Action Upon Council consensus staff was directed to return with criteria for verification that direct community benefit is being met. Identify a radius for those organizations that provide regular services in Tracy but are beyond Tracy limits and outline penalties for violations of the policy or process.

5. ITEMS FROM THE AUDIENCE- Robert Tanner referenced the severe drought the state is facing and suggested that a clause be added to the Safe and Sane Ordinance that if the Governor continues to declare a drought that no fireworks be sold during that timeframe whether they are safe and sane.

6. COUNCIL ITEMS

Mayor Pro Tem Rickman announced that October is Breast Cancer Awareness month.

Mayor Maciel announced that he will be out of state and will not be at the October 20, 2015 Council meeting.

7. ADJOURNMENT- Time 10:25 p.m.

ACTION Motion made by Mayor Pro Tem Rickman and seconded by Council Member Mitracos to adjourn the meeting. Voice vote found Council Members Mitracos, Young, Mayor Pro Tem Rickman and Mayor Maciel in favor. Council Member Vargas was absent; passed and so ordered.

The above agenda was posted at the Tracy City Hall on September 29, 2015. The above are action minutes. A recording is available at the Office of the City Clerk.

Mayor

ATTEST:

City Clerk