

April 7, 2020, 7:00 p.m.

City Council Chambers, 333 Civic Center Plaza

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

Due to the COVID-19 emergency, the regular meeting was conducted pursuant to the provisions of the Governor's Executive Order N-29-20 which suspends certain requirements of the Ralph M. Brown Act. Residents participated remotely via email, phone and Facebook Live during the meeting, and comments were read into the record by staff.

Mayor Rickman called the meeting to order at 7:00 p.m.

Mayor Rickman led the Pledge of Allegiance.

Roll call found Council Members Arriola, Ransom, Vargas, Mayor Pro Tem Young and Mayor Rickman present.

1. CONSENT CALENDAR – Following the removal of consent items 1.F by Council Member Vargas and Council Member Ransom, 1.H by Council Member Vargas, and 1.I by Council Member Ransom motion was made by Mayor Pro Tem Young and seconded by Council Member Arriola to adopt the Consent Calendar. Roll call vote found all in favor; passed and so ordered.
 - 1.A. ADOPTION OF MARCH 10 AND MARCH 17, AND MARCH 30, 2020 SPECIAL MEETING MINUTES, MARCH 17, 2020 CLOSED SESSION MINUTES, MARCH 18, 2020 EMERGENCY MEETING MINUTES – **Minutes were approved.**
 - 1.B. APPROVE A FOURTH EXTENSION TO 1998-1 AMENDMENT TO THE WASTEWATER TREATMENT DISCHARGE AGREEMENT WITH LEPRINO FOODS – **Resolution 2020-055 approved the extension to the 1998-1 Amendment with Leprino Foods.**
 - 1.C. APPROVE REAL PROPERTY PURCHASE AGREEMENTS BETWEEN THE CITY OF TRACY AND THREE PROPERTY OWNERS FOR ACQUISITION OF RIGHT-OF-WAY AND EASEMENTS REQUIRED FOR THE WIDENING OF CORRAL HOLLOW ROAD BETWEEN SCHULTE ROAD AND LINNE ROAD, CIP 73144 – **Resolution 2020-056 approved the Real Property Purchase Agreements and acquisition of right-of-way and easements.**
 - 1.D. WAIVE SECOND READING AND ADOPT ORDINANCE 1284, AN ORDINANCE OF THE CITY OF TRACY AMENDING CHAPTER 2.20 OF THE TRACY MUNICIPAL CODE TO INCLUDE ELECTRONIC RECORDS AND SIGNATURES, DELEGATE AUTHORITY VIA RESOLUTION TO CITY OFFICERS TO SIGN CONTRACTS, AND EXPAND THE USE OF COOPERATIVE PURCHASING AGREEMENTS – **Ordinance 1284 was adopted**
 - 1.E. APPROVE AMENDMENT NO. 1 TO THE GENERAL SERVICES AGREEMENT WITH DILLARD ENVIRONMENTAL SERVICES FOR LOADING, HAULING AND DISPOSAL OF WASTEWATER TREATMENT PLANT BIOSOLIDS – **Resolution 2020-057 approved Amendment No. 1 to the General Services Agreement.**

- 1.J ADOPT RESOLUTION AUTHORIZING THE SUBMITTAL OF A PROJECT NOMINATION AND ALLOCATION REQUEST FOR THE LOW CARBON TRANSIT OPERATION PROGRAM (LCTOP), EXECUTION OF CERTIFICATIONS AND ASSURANCES, AND AUTHORIZING THE PARKS & RECREATION DIRECTOR TO EXECUTE FUNDING DOCUMENTS WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR ALLOCATION OF THE FY 2019-20 LCTOP FUNDS (\$51,691) – Resolution 2020-058 authorized the submittal of the project nomination and allocation request for the Low Carbon Transit Operation Program (LCTOP).
- 1.K DESIGNATE THE CITY MANAGER AS THE CITY’S AGENT FOR PURPOSES OF OBTAINING FEDERAL EMERGENCY FINANCIAL ASSISTANCE AND AUTHORIZE THE CITY MANAGER TO EXECUTE ALL FEDERAL, STATE, AND COUNTY DOCUMENTS RELATED TO COVID-19 EMERGENCY FORMS AND RELATED DOCUMENTS – Resolution 2020-059 designated the City Manager as the City’s agent for obtaining Federal Emergency Financial assistance.
- 1.F APPROVE TASK ORDER NO. 9 WITH R. W. BRANDLEY, CONSULTING AIRPORT ENGINEERS, TO UPDATE THE AIRPORT LAYOUT PLAN AS REQUIRED BY THE FEDERAL AVIATION ADMINISTRATION UNDER AIP #3-06-0259-021-2019, UNDER CIP 77583

Council Member Vargas pulled the item to ask about timelines, schedules, and measureable data for completion of the Airport Layout Plan, and update of the Master Plan.

Brian MacDonald, Parks Director responded to Council questions.

Jenny Haruyama, City Manager suggested providing quarterly updates by e-memo regarding the completion of the Airport Layout Plan.

Paula Jessup, Airport Manager responded to City Council questions.

Michael Glenn asked whether the updated plan will require any additional funding besides what it has secured.

City Council questions and comments continued.

ACTION: Motion was made by Council Member Vargas and seconded by Mayor Pro Tem Young to adopt **Resolution 2020-060** approving Task Order No. 9 to the R.W. Brandley Master Professional Services Agreement, to update the Tracy Airport Layout Plan, as required by the Federal Aviation Administration Under AIP #3-06-0259-021-2019, Under CIP 77583. Roll call found all in favor; passed and so ordered.

- 1.H APPROVE THE FINAL SUBDIVISION MAP AND SUBDIVISION IMPROVEMENT AGREEMENT FOR TRACT 3996 SOUTHGATE LOT A, AND AUTHORIZE THE CITY CLERK TO FILE THE SUBDIVISION IMPROVEMENT AGREEMENT WITH THE SAN JOAQUIN COUNTY RECORDER

Council Member Vargas pulled the item to thank the builder for correcting the sidewalk fire hydrant issue, and stated it is an opportunity to improve processes.

There were no comments received from the public.

ACTION: Motion was made by Mayor Pro Tem Young and seconded by Council Member Arriola to adopt **Resolution 2020-061** approving the Final Subdivision Map and Subdivision Improvement Agreement for Tract 3996 Southgate Lot A, and authorizing the City Clerk to file the agreement with the San Joaquin County Recorder. Roll call vote found all in favor; passed and so ordered.

1.1 ADOPT THE LIST OF PROPOSED PROJECTS FOR FISCAL YEAR 2020-2021 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

Council Member Ransom pulled the item to ask about estimated times and start dates, prioritization of projects, and requested frequent updates to keep Council in the loop and set goals to move things along faster.

Robert Armijo, Senior Engineer provided the staff report.

City Council questions followed.

There were no comments received from the public.

ACTION: Motion was made by Council Member Vargas and seconded by Council Member Ransom to adopt Resolution **2020-062** adopting a list of projects for Fiscal Year 2020-21 funded by SB 1: The Road Repair and Accountability Act of 2017. Roll call found all in favor; passed and so ordered.

2. ITEMS FROM THE AUDIENCE – Devon Kelly via email expressed concerns about the lack of action by the City and community regarding people ignoring the stay at home order. Mr. Kelly stated there needs to be immediate action to shelter the homeless, and commented about using hotels to house the homeless.

3. REGULAR AGENDA

3.A APPOINT ONE APPLICANT TO SERVE ON THE PLANNING COMMISSION AND THREE APPLICANTS TO SERVE ON THE MEASURE V RESIDENTS' OVERSIGHT COMMITTEE

Council Member Ransom provided the staff report.

There were no comments from the public.

ACTION: Motion was made by Council Member Ransom and seconded by Mayor Pro Tem Young to approve the subcommittee's recommendation and reappoint Albert Hudson to the Planning Commission to serve a 4 year term beginning April 8, 2020, and ending March 31, 2024, and place James Caling on the 12 month eligibility list, and reappoint Ameni Alexander, Hector Jaimes, and appoint Karen

–Parker-Moore to the Measure V Residents’ Oversight Committee to serve three year terms beginning on April 8, 2020 and ending February 28, 2023. Roll call found all in favor; passed and so ordered.

3.B DISCUSS 10-YEAR GENERAL FUND FORECAST AND CONSIDER FORMING A BUDGET COUNCIL STANDING OR AD HOC COMMITTEE TO GUIDE THE DEVELOPMENT OF A FISCAL SUSTAINABILITY PLAN

Karin Schnaider, Finance Director provided the staff report and presentation.

Jenny Haruyama, City Manager continued with the presentation regarding Council Strategic Priorities and objectives.

Pete Mitracos did not support an Ad Hoc Committee, and suggested full Council cooperation and to include residents and Measure V Committee members.

Jim Dale commented that given the current climate he was impressed with that report.

City Council questions and comments followed.

Ms. Haruyama clarified that if an Ad Hoc Committee is formed, the committee would do quarterly updates on a scheduled regular agenda to allow for the public to participate in the discussion. Social media can be used to inform the public in advance about the agendized items.

ACTION: Motion was made by Council Member Vargas to nominate Council Member Vargas and Council Member Arriola to serve on an Ad Hoc Budget Committee for six months to provide the City Manager policy guidance and feedback regarding the development of a short and long term fiscal sustainability plan, identifying cost containment and revenue enhancement strategies. Council Member Arriola seconded the motion. Roll call found Council Members Arriola, Ransom and Vargas in favor; passed and so ordered. Mayor Pro Tem Young and Mayor Rickman opposed.

Ms. Haruyama read language that represented Council’s consensus: The scope of the subcommittee would be to provide guidance to develop a multi-year fiscal sustainability plan to include permanent budget strategies and policies around revenue enhancement, cost containment and use of other sources (Measure V and/or Reserves) keeping in mind planned recreational amenities. That scope would not include any bargaining items that are related to labor agreements. Staff will return to Council with a resolution to codify and memorialize Council’s consensus.

3.C DISCUSS CITY’S RESPONSE TO COVID-19 (VERBAL REPORT)

Jenny Haruyama, City Manager provided an update and presentation.

Leticia Ramirez, City Attorney provided information regarding eviction and foreclosure protection.

Dr. Lea Austin shared her concerns about the safety of group child care at this time, lack of protection for the workforce as well as children and communities and requested Council's support to request State and Federal government that the child care sector receive targeted relief to sustain programs, costs and resources for essential workers to pay for in-home care.

Michael Glenn asked what has been given to small businesses in the City that have had to close or severely limit business during COVID-19.

Megan Kelsey asked if there will be any further updates, numbers or information regarding COVID-19, and in a second request added for more response from the public please COVID-19 topic first.

Rosie Hurtado stated daycare providers can't use masks or gloves unless changing diapers as babies need to feel comfort. Ms. Hurtado added daycare providers are essential workers who are underpaid.

City Council comments and questions followed.

Council Member Arriola stated hotels/motels for the homeless is supposed to be a County wide effort, but would like a Tracy specific solution in case the County falls through. Council Members Vargas and Ransom supported the request.

Ms. Haruyama to provide information weekly to Council regarding the San Joaquin County Multi-Agency Coordination meeting.

4. ITEMS FROM THE AUDIENCE – Walter Stevens via email expressed his concerns regarding nothing being done about the closure of Savemart on Tracy Blvd. Mr. Stevens stated Council should have districts, and a grocery store is needed in that area.

Alice English commented that Legacy Fields should be finished first as the cost is less and it is shovel ready. Tournaments can be held once that is completed and then complete the aquatic center. During a second call Ms. English added residents of Tracy deserve Legacy Fields to be completed, this is taxpayer money.

5. STAFF ITEMS – There were no staff items.
6. COUNCIL ITEMS – Council Member Vargas requested the following: 1) Discuss a ballot measure for Tracy housing as new land uses are prepared for the transit oriented development, and will need residential allocations to be successful. Council Member Ransom supported the request. 2) Bring back policies amending community communications to allow for all Council members to participate when community messaging. Council Member Arriola supported the request after the COVID crisis. Amend Council policies to agendize Council items during special meetings. Council Member Ransom seconded the request. 3) Agendize matter to discuss City Council board and commission assignments and vote on possible reassignments. Council Member Ransom supported the request.

Council Member Arriola asked about an estimated timeframe to bring back the Homeless Strategic Plan item. Jenny Haruyama, City Manager responded she will reassess and look at bringing back sooner than later.

Council Member Ransom was concerned where the City will be regarding important items after the COVID-19 crisis and recommended that the items that are ready to go (Homeless Strategic Plan, Cannabis), be brought before Council with additional time for the public to review the items, and find innovative ways for the public to submit their comments. Council Member Ransom requested the following: a report on handwashing stations and portapotties especially if restrooms in parks are locked, looking into the food desert issue brought up by Mr. Stevens, and an update on the training tower for Fire. Andrew Malik, Assistant City Manager will provide memo regarding training tower for Fire.

Mayor Pro Tem Young reported on the monthly ACE meeting. Mayor Pro Tem Young asked that comments received from the public within 72 hours prior to the meeting, that are specific to an agenda item, be read into the record at meetings during the COVID-19 emergency environment. Leticia Ramirez, City Attorney confirmed their office will email a proposed practice to put in place for the next Council meeting. Mayor Pro Tem Young stated when the Council Committee assignment item comes back before Council, to include the requirements that the boards already have in place. Mayor Pro Tem Young requested staff bring back a framework for emergency preparedness as a part of Council's priorities adding procedural lessons that we are learning from this COVID-19. Council Member Vargas stated a subcommittee was already formed consisting of herself and Mayor Pro Tem Young, and suggested that they could start leg work and meet with staff. Mayor Pro Tem Young agreed.

Randall Bradley, Fire Chief clarified the question regarding the training tower stating the Fire Department has the tower but will be going back to bid for the infrastructure, and will come back with a status of the infrastructure at a later date.

Mayor Rickman thanked everyone for their efforts and support during this crisis and staying home and practicing social distancing. Mayor Rickman also thanked everyone for the support shown to doctors and nurses, first responders, and restaurants and small businesses who are struggling during this time.

7. ADJOURNMENT – Time: 11:09 p.m.

ACTION: Motion was made by Council Member Ransom and seconded by Council Member Arriola to adjourn. Roll call vote found all in favor; passed and so ordered.

Mayor

ATTEST:

City Clerk