



**CITY OF OAKDALE
City Council
Regular Meeting Minutes**

City Council Chambers
277 North Second Avenue
Oakdale, California

Tuesday, September 6, 2016

7:00 PM

City Council Chambers

1. CALL TO ORDER:

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

2. CITY COUNCIL MEMBERS PRESENT/ABSENT:

Present: Council Member Bairos
Mayor Paul
Council Member McCarty
Council Member Murdoch

Excused: Mayor Pro Tem Dunlop

Staff Present: City Manager Whitemyer
Deputy City Attorney Fuller
Finance Director Avila
Interim Public Services Director Gravel
Interim Police Chief Harden
City Clerk Teixeira

3. PLEDGE OF ALLEGIANCE:

Mayor Paul led the assembly in the Pledge of Allegiance.

4. INVOCATION:

The invocation was provided by Father John Roberts, St. Matthias Anglican Church.

5. PRESENTATIONS/ACKNOWLEDGEMENTS:

5.1: Presentation of Proclamation to Shantell Brightman, Board Secretary and Field Ambassador for the Central Valley Chapter American Foundation of Suicide Prevention Declaring the Week of September 5, – 11, 2016 as National Suicide Prevention Week in Oakdale.

Shantell Brightman, Board Secretary and Field Ambassador for the Central Valley Chapter American Foundation of Suicide Prevention accepted a Proclamation "Declaring the Week of September 5, – 11, 2016 as National Suicide Prevention Week from Mayor Paul.

5.2: Introduction and Badge Pinning Ceremony of Oakdale Police Department's Newly Promoted Police Sergeant Gary Vanderheiden.

Oath of Office Administered by City Clerk Teixeira



**City Council
Regular Meeting Minutes**

**Tuesday, September 6, 2016
Next City Council Resolution: 2016-107**

**City Council Chambers
Next Ordinance: 1243**

Interim Police Chief Harden introduced newly promoted Police Sergeant Gary Vanderheiden.

City Clerk Teixeira administered the Oath of Office which was followed by Sergeant Vanderheiden's badge pinning by Bethany Vanderheiden.

Sergeant Vanderheiden thanked the Police Department, City Council and citizens of Oakdale.

- 5.3: Introduction and Badge Pinning Ceremony of Oakdale Police Department's Newest Police Officer Chelsie Stilwell.

Oath of Office Administered by City Clerk Teixeira

Interim Police Chief Harden introduced newly hired Police Officer Chelsie Stillwell.

City Clerk Teixeira administered the Oath of Office which was followed by Police Officer Stillwell's badge pinning by Don Stillwell.

Officer Stillwell thanked the Police Department, City Council and citizens of Oakdale.

- 5.4: Presentation of Unit Citation Medal by Interim Police Chief Harden to Police Officers Guillermo Manriques, Richard Plath and Andrew Stever.

Interim Police Chief Harden stated on June 13, Police Officers Stever, Plath and Manriquez were dispatched to the area of Gina Way for a report of a large structure fire. After being informed that a resident was still inside of the structure, Police Officers Manriquez, Plath and Stever tried to gain entry to the house, they found the front door locked and had to force entry. The officers were able to locate a 65-year-old man on the second floor who was disoriented by smoke inhalation. The officers took him outside where he was treated and examined by medical personnel.

Interim Police Chief Harden presented a Unit Citation Medal to Police Officers Stever, Plath and Manriquez for their actions under extremely dangerous and hazardous conditions demonstrating bravery and outstanding service.

- 5.5: Presentation of Life Saving Medal by Interim Police Chief Harden to CAPS Volunteers Lupe Aguilar and Debbie Hampton; Police Officer Dan Taylor, Sergeant Mike Nixon and Lieutenant Keri Sturges.

Interim Chief Harden stated on June 1, Senior Outreach Volunteers Lupe Aguilera and Debbie Hampton went to check on a disabled 62-year-old female as part of a regular home visit. When they did not receive a response at the door, and after receiving a busy tone on the phone, they checked the rear of the house with the assistance of Lieutenant Sturges. They heard a female through an open back window asking for help. The female was conscious but needed emergency



City Council
Regular Meeting Minutes

Tuesday, September 6, 2016
Next City Council Resolution: 2016-107

City Council Chambers
Next Ordinance: 1243

assistance. Emergency crews were summoned and determined the elderly resident had fallen, suffered a heart attack and was severely dehydrated.

The action of Senior Outreach Volunteers Lupe Aguilera and Debbie Hampton along with the assistance of Lieutenant Sturges resulted in a lifesaving event that would have had a tragic outcome if not for their timely and effective actions.

Interim Police Chief Harden presented the Life Saving Medal to Senior Outreach Volunteers Aguilera and Hampton and Lieutenant Sturges.

Lieutenant Sturges expressed her thanks to Senior Outreach and CAPS volunteers for everything they do on a regular basis; they are truly lifesavers every single week.

Interim Chief Harden stated on June 4, the California Highway Patrol received reports of a man on the ledge of the Yosemite Avenue Bridge above the Stanislaus River. Police Officer Taylor and Sergeant Nixon responded to the scene. Both officers negotiated with the man and inched closer to him during their discussions. As the male was talking to Sergeant Nixon, Officer Taylor grabbed the man, pulling him back over and preventing him from jumping into the river. If the man had been successful the incident could have resulted in his death or at least serious injury.

Interim Police Chief Harden presented the Life Saving Medal to Sergeant Nixon and Police Officer Taylor.

- 5.6: Presentation of Medal of Valor by Interim Police Chief Harden to Police Officer Dan Taylor.

Interim Police Chief Harden advised on June 25, 2016, Police Officer Taylor was notified of a drowning victim in the 300 Block of Treecrest Circle. On arrival Police Officer Taylor was met with several people screaming in the backyard of the property where Police Officer Taylor found a female not breathing, soaking wet and without a pulse. Officer Taylor instructed an individual to perform rescue breaths while he pushed on the female's stomach area in an effort to expel water from her lungs. After several attempts the female coughed up water, but had only a very faint pulse. Police Officer Taylor turned the female on to her side where she coughed up more water, vomited and began to breathe on her own. Emergency personnel arrived and transported her to the hospital for additional treatment. It's clear the decisive and quick actions of Police Officer Taylor saved the life of the female who would have either died or suffered serious injury had he not acted rapidly and definitively.

Interim Police Chief Harden presented the Medal of Valor to Police Officer Taylor.

6. ADDITIONS/DELETIONS:

No items were added or deleted.



**City Council
Regular Meeting Minutes**

Tuesday, September 6, 2016
Next City Council Resolution: 2016-107

City Council Chambers
Next Ordinance: 1243

7. PUBLIC COMMENT:

Kathleen Westenberg asked how many individuals are scheduled to interview for the Police Chief position with the City Council during Thursday's Special Meeting; and, do any of the applicants live in Oakdale.

City Manager Whitemyer advised the City Council along with the community panel would be interviewing the top three candidates on Thursday. He then advised at this time, the names and residences of the applicants are confidential.

Alice Garcia requested the City address the trash deposited in the street at the corner of Sixth Avenue. Ms. Garcia then asked whether the water being flushed through the pipes is contaminated; and, if the meter reader is picking up the water meter lids to obtain readings.

City Manager Whitemyer advised Ms. Garcia that the flushing occurring on C Street is to ensure that the drinking water is free of bacteria. If the water fails testing, chlorine is then flushed through the line to clean out the system for a repeat test. He advised contaminated water is not being delivered to homes. Interim Public Services Director Gravel advised the next test is scheduled tomorrow, if all goes well paving will begin on C Street.

City Manager Whitemyer explained with regard to Ms. Garcia's question related to water meters and water meter readings, the City has installed automatic readers as part of the meter upgrade project(s) over the last several years. He then explained with the new system there is no need to remove the lid of the water meter in order to obtain a reading.

John and Patricia Hawkins addressed the City Council citing increased traffic, accidents and thefts as the reason for their preference in choosing the area farther east of Atlas towards Lancaster Road for placement of the North County Corridor.

City Manager Whitemyer responded the City and City Council appreciate Mr. and Mrs. Hawkins attendance. He advised the City is closely tracking the development of the North County Corridor Study; however at this time the City is waiting for the State of California to release environmental documentation. The City Council, without the environmental documents is not in a position to select an alternative, however once City staff is in receipt of these documents staff will review and formulate recommendations for City Council consideration.

Mayor Paul advised the City Council has not taken a position on the expressway route and cannot until they have received all pertinent information. Mayor Paul thanked Mr. and Mrs. Hawkins for attending.

Pam Dumas, Business Manager representing Oakdale Tourism and Visitors Bureau announced Friday, September 30 and Saturday, October 1, are the dates for the First Annual Western Festival to be held at the Oakdale Saddle Club Rodeo Grounds.



City Council
Regular Meeting Minutes

Tuesday, September 6, 2016
Next City Council Resolution: 2016-107

City Council Chambers
Next Ordinance: 1243

8. APPOINTMENT TO BOARDS AND COMMISSIONS:

None scheduled.

9. CITY COUNCIL CONSENT AGENDA:

Mayor Paul asked whether there were any questions on any matter listed on the Consent Agenda.

Council Member McCarty declared a conflict of interest, advising he would not be voting on Agenda Item 9.8 "The acceptance of Orsi Road Landscape Public Improvements Located on Orsi Road in the Sterling Hills Development and Authorizing the Filing of a Notice of Completion", due to the proximity of his residence.

Council Member McCarty then requested Item 9.6, Approving the Purchase of In-Ground and Above Ground Trash Cans for Parks to be paid \$9,009.50 from the General Fund Parks Maintenance Fund 110-7210 and \$11,605.50 in Grant Funds from the State Department of Parks and Recreation Proposition 84 Parks Program be pulled from the Consent Agenda for discussion.

In response to questions raised by Council Member McCarty, Interim Public Services Director Gravel advised the \$9,009.50 for trash cans to be paid from the General Fund Parks Maintenance Fund Account (Fund 110-7210) were for the purchase of cans to be placed in other parks throughout the City while the \$11,605.50 in Grant Funds from the State Department of Parks and Recreation Proposition 84 Parks Program would be used solely for the purchase of garbage cans to be placed in the South Yosemite Community (Skate) Park.

MOTION

To approve the City of Oakdale City Council Consent Agenda for September 6, 2016, as presented:

- 9.1: Approve the Regular City Council Meeting Minutes of August 15, 2016.
- 9.2: Approve the Special City Council Meeting Minutes of August 25, 2016.
- 9.3: Receive and File the Warrant List for the period of August 8, to August 28, 2016.
- 9.4: Waive Readings of Ordinances/Resolutions except by Title.
- 9.5: Adopt Resolution 2016-107, a Resolution of the City Council of the City of Oakdale Approving a Grant Temporary Construction Easement Deed on a Portion of Property Described as Assessor Parcel Number 129-002-025 and Authorize the City Clerk to Execute the Certificate of Acceptance.



City Council
Regular Meeting Minutes

Tuesday, September 6, 2016
Next City Council Resolution: 2016-107

City Council Chambers
Next Ordinance: 1243

9.6: Adopt City Council Resolution 2016-108, a Resolution of the City Council of the City of Oakdale Approving the Purchase of In-Ground and Above Ground Trash Cans for Parks to be paid \$9,009.50 from the General Fund Parks Maintenance Fund 110-7210 and \$11,605.50 in Grant Funds from the State Department of Parks and Recreation Proposition 84 Parks Program.

9.7: By Minute Order Reject Claim for Damages Submitted by Tracy L. Norris.

9.8: Adopt City Council Resolution 2016-109, a Resolution of the City Council of the City of Oakdale Accepting the Orsi Road Landscape Public Improvements Located on Orsi Road in the Sterling Hills Development and Authorizing the Filing of a Notice of Completion.

Moved by Council Member Murdoch seconded by Council Member Bairos and PASSED AND ADOPTED this 6th day of September 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Bairos, McCarty, Murdoch and Paul	(4)
NOES:	COUNCIL MEMBERS:	None	(0)
ABSENT:	COUNCIL MEMBERS:	Dunlop	(1)
ABSTAINED:	COUNCIL MEMBERS:	McCarty (Item 9.8)	(1)

Motion carried 4/0 by City Council roll call vote, with Council Member McCarty abstaining from voting on Agenda Item 9.8.

10. PUBLIC HEARINGS:

None scheduled.

11. STAFF REPORTS:

11.1: Consider Accepting Treasurer’s Report for July 2016 by Minute Order.

Finance Director Avila presented the staff recommending the City Council accept by Minute Order the July 2016 Treasurer’s Report.

MOTION

To accept by Minute Order the July 2016 Treasurer’s Report.

Moved by Council Member McCarty seconded by Council Member Bairos and PASSED AND ADOPTED this 6th day of September 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Bairos, McCarty, Murdoch and Paul	(4)
NOES:	COUNCIL MEMBERS:	None	(0)
ABSENT:	COUNCIL MEMBERS:	Dunlop	(1)
ABSTAINED:	COUNCIL MEMBERS:	None	(0)

Motion carried 4/0 by City Council roll call vote.



**City Council
Regular Meeting Minutes**

Tuesday, September 6, 2016
Next City Council Resolution: 2016-107

City Council Chambers
Next Ordinance: 1243

- 11.2: Consider a Resolution of the City of Oakdale City Council Authorizing the City Manager to Sign Program Supplement Agreement No. 030-F between the City of Oakdale and the California Department of Transportation for Project STPL-5153(038) for the C Street (Yosemite Avenue to Sixth Avenue) in the Amount of \$308,871.

Interim Public Services Director Gravel presented the staff report recommending the City Council adopt the resolution provided in staff's report authorizing the City Manager to sign Program Supplement Agreement No. 030-F between the City of Oakdale and the California Department of Transportation for Project STPL-5153(038) for the C Street (Yosemite Avenue to Sixth Avenue) in the amount of \$308,871.

MOTION

To adopt Resolution 2016-110, a Resolution of the City of Oakdale City Council Authorizing the City Manager to Sign Program Supplement Agreement No. 030-F between the City of Oakdale and the California Department of Transportation for Project STPL-5153(038) for the C Street (Yosemite Avenue to Sixth Avenue) in the Amount of \$308,871.

Moved by Council Member McCarty seconded by Council Member Murdoch and PASSED AND ADOPTED this 6th day of September 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Bairos, McCarty, Murdoch and Paul	(4)
NOES:	COUNCIL MEMBERS:	None	(0)
ABSENT:	COUNCIL MEMBERS:	Dunlop	(1)
ABSTAINED:	COUNCIL MEMBERS:	None	(0)

Motion carried 4/0 by City Council roll call vote.

12. CITY MANAGER'S REPORT:

City Manager Whitemyer provided an update on the Police Chief Interview process noting that the Community Panel and City Council would be interviewing the final three applicants on Thursday, September 8. He advised City staff had met with CalRecycle and California Resources on August 31, to discuss the Valley View Trail. California Resources has agreed to augment City grant funding for the project so the necessary remediation work at the former burn dump site can take place, allowing the City to move forward with the trail project.

13. CITY COUNCIL ITEMS:

Council Member McCarty advised on Saturday, September 10, the 2016 Walk to End Alzheimer's will be held in Modesto.

In response to concerns raised by Council Member Murdoch, discussion occurred between staff and Council Member Murdoch related to drought landscaping measures.



**City Council
Regular Meeting Minutes**

**Tuesday, September 6, 2016
Next City Council Resolution: 2016-107**

**City Council Chambers
Next Ordinance: 1243**

Council Member Bairos thanked Finance Director Avila and his staff for the opportunity to observe the Finance Department. Encouraging attendance, Council Member Bairos advised the Parks and Recreation Commission will discuss naming the new South Yosemite Avenue Park next Tuesday (September 13). In conclusion, Council Member Bairos advised the Chamber Mixer will be held on Thursday, September 22, at Academy Mortgage which is located on Grove Avenue.

Mayor Paul thanked the Lions Club for honoring Labor Day by displaying the flags throughout town.

Kathleen Westenberg reported a large hole in the roadway near the corner of Orsi Road. Interim Public Services Director Gravel advised he would check the street and have it repaired.

14. ADJOURNMENT:

There being no further business, Mayor Paul adjourned the meeting at 7:50 p.m.

ATTEST:

APPROVED:

/s/Kathy Teixeira
Kathy Teixeira, CMC
City Clerk

/s/Pat Paul
Pat Paul
Mayor