



The City of Oakdale recognizes and supports the Choose Civility program, an initiative of the Stanislaus County Office of Education.

# CITY OF OAKDALE CITY COUNCIL REGULAR MEETING AGENDA

City Council Chambers  
277 North Second Avenue • Oakdale • CA 95361

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**Monday, December 18, 2017**

**7:00 PM**

**City Council Chambers**

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*Welcome to your City of Oakdale City Council meeting.*

**Your City Council are:**

**Mayor Pat Paul**

**Mayor Pro Tem Tom Dunlop**

**Council Member Cherilyn Bairos**

**Council Member J.R. McCarty**

**Council Member Richard Murdoch**

**Note:** California law prohibits the City Council from taking action on any matter that is not on the posted agenda unless it is determined to be an emergency by the Council. All items will be referred to staff for follow-up and placed on a future agenda.

**1. Call to Order – 7:00 p.m.**

**2. City Council Members Present/Absent**

**3. Pledge of Allegiance**

**4. Invocation Provided by Pastor Bob Dye, Calvary Chapel Oakdale**

**5. Presentations/Acknowledgements**

5.1: Certificate of Appreciation to Planning Commission Chairperson Wayne Pacheco.

**6. Additions/Deletions**

**7. Public Comments**

*This is the time set aside for citizens to address the City Council on issues within the City Council's jurisdiction that are not on the posted agenda this evening. The Mayor will ask for a show of hands of those individuals present who wish to address the Council. Individual speakers are asked to keep spoken comments within a five-minute duration, although this time limit may be modified based on the number of people who indicate their desire to address the Council. California law prohibits the City Council from taking action on any item not appearing on the posted agenda except that Council may refer the matter to staff for follow-up or request it be placed on a future agenda.*

*"Cowboy Capital of the World"*



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**Next City Council Resolution: 2017-142**

**Next Ordinance: 1252**

**8. Appointment to Boards and Commissions**

8.1: Consider appointment of Ami Poncabare to the Planning Commission.

Recommended Action: Appoint by Minute Order Ami Poncabare to the Planning Commission.

**9. City Council Consent Agenda**

The consent agenda is comprised of Items 9.1 through 9.6. Unless there is discussion by a member of the audience/Council they may be approved in one motion.

9.1: Approve the Regular City Council Meeting Minutes of December 4, 2017.

9.2: Receive and File the Warrant List for the period of November 30, 2017 to December 13, 2017.

9.3: Waive Readings of Ordinances/Resolutions except by Title.

9.4: Approve by Minute Order Tree Removal Permit for (1) Cork Oak Tree (*Quercus suber*) Located in the Front Yard of a Residence Located at 153 Little Johns Creek Drive.

9.5: Adopt Resolution 2017-\_\_\_\_, a Resolution of the City of Oakdale City Council Authorizing the City Manager to Execute an Annual Funding Agreement with the City of Turlock/Stanislaus County HOME Consortium Designating the City of Oakdale as a Sub-Recipient of HOME Investment Partnership Program Funds for Fiscal Year 2017-2018.

9.6: Adopt Resolution 2017-\_\_\_\_, a Resolution of the City of Oakdale City Council Authorizing the Purchase of a Replacement Radiator Core for the Wastewater Treatment Plant Emergency Generator from Energy Systems in the Amount of \$25,560.65 Funded by the Sewer Sanitation Fund Equipment Maintenance Account 622-4151-444-24-02.



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**10. Public Hearings**


- 10.1: Consider Introducing and Waiving the First Reading of an Ordinance of the City of Oakdale, California (also known as CODE TEXT AMENDMENT 2017-18) an Ordinance of the City of Oakdale, California Cannabis Zoning Regulations: Municipal Code Text Amendment to Section 36-6 – “R-A” Residential-Agricultural District, Section 36-7 - “R-1” Single-Family Residential Zone, Section 36-8 - “R-2/R-2-M” Duplex-Residential District, Section 36-9 “R-3” Multiple-Family Residential District, Section 36-10 - “C-1” Neighborhood-Commercial District, Section 36-11 – “C-C” Central-Commercial District, Section 36-12 – “C-2” General-Commercial District, Section 36-13 – “L-M” Limited-Industrial District and Section 36-14 – “M-1” Light-Industrial District of the Oakdale City Code, Chapter 36 - Zoning, to allow for personal and commercial cannabis activities.

The proposed project is exempt from analysis under the California Environmental Quality Act (CEQA) under the general rule that CEQA applies only to projects that have the potential for causing significant environmental effects, as specified in Section 15061(b)(3). Additionally, the Medicinal and Adult-Use Cannabis Regulation and Safety Act provides an exemption under CEQA for any ordinance, rule, or regulation by a city that requires discretionary review and approval for commercial cannabis activity, as specified in subdivision (h) of Section 20655 of the Business and Professions Code. *Public Hearing Notice Published in the Oakdale Leader December 6, 2017.*

Recommended Action: Open the public hearing, request public testimony and continue the public hearing to Tuesday, January 16, 2017.

- 10.2: Consider Introducing and Waiving the First Reading of an Ordinance of the City of Oakdale, California, a City-initiated amendment to the Oakdale Municipal Code, Chapter 28 to consider, review and receive public comment on amending the Oakdale Municipal Code, Chapter 28, Sewers and Sewage Disposal, pertaining to the rules and regulations governing sewage disposal. The Code Text Amendment includes specific language related to the City of Oakdale’s Pretreatment Program, required by the Clean Water Act, Title 40 of the Code of Federal Regulations (CFR), Part 403, which identifies specific discharge standards and requirements that apply to sources of non-domestic sewage disposal. *Public Hearing Notice Published in the Oakdale Leader December 6, 2017.*

The proposed Ordinance does not Constitute a Project under the California Environmental Quality Act. The Proposed Project is Exempt from Analysis under the California Environmental Quality Act (CEQA) under the General Rule that CEQA Applies Only to Projects that have the Potential for Causing Significant Environmental Effects, as specified in Section 15061(b)(3).



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Recommended Action: Open the public hearing, request public testimony and continue the public hearing to Tuesday, January 16, 2017.

**11. Staff Reports**

- 11.1: Consider a Resolution of the City of Oakdale City Council Awarding a Contract to Modesto Sand and Gravel for the Demolition of a City Owned Mobile Home and Site in the Amount of \$10,100.00 which includes a 10% Contingency to be funded from Sewer Sanitation Fund 622.

Recommended Action: Adopt Resolution 2017-\_\_\_\_, a Resolution of the City Council of the City of Oakdale Awarding a Contract to Modesto Sand and Gravel for the Demolition of a City Owned Mobile Home and in the Amount of \$10,100.00 which includes a 10% Contingency to be funded from Sewer Sanitation Fund 622.

- 11.2: Consider Accepting by Minute Order the October 2017 Treasurer's Report.

Recommended Action: Accept by Minute Order, the October 2017 Treasurer's Report.

- 11.3: Consider a Resolution of the City of Oakdale City Council Authorizing the City Manager to Execute the Measure L Master Funding Agreement between the Stanislaus County of Governments and the City of Oakdale.

Recommended Action: Adopt Resolution 2017-\_\_\_\_, a Resolution of the City Council of the City of Oakdale Authorizing the City Manager to Execute the Measure L Master Funding Agreement between the Stanislaus County of Governments and the City of Oakdale.

**12. City Manager's Report**

- 12.1: December 2017 Department Reports.

**13. City Council Items**

**14. Adjournment**

**The next regular meeting of the Oakdale City Council will be held Tuesday, January 16, 2018 at 7:00 p.m. in the City Council Chamber.**



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In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact City Hall, 209-845-3571. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28CFR 35.102-35.104 ADA Title II).

Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available in the City Clerk's office at City Hall located at 280 North Third Avenue, Oakdale, California.

**DECLARATION OF POSTING**

I, Kathy Teixeira, City Clerk for the City of Oakdale, certify that I caused to be posted a copy of the City of Oakdale City Council Agenda for the Regular Meeting of Monday, December 18, 2017 at the City Council Chambers, 277 North Second Avenue, Oakdale, CA, 95361 on Thursday, December 14, 2017.

Dated: December 14, 2017

/s/Kathy Teixeira  
Kathy Teixeira, CMC  
City Clerk