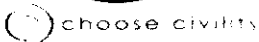




CITY OF OAKDALE CITY COUNCIL REGULAR MEETING MINUTES



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

City Council Chambers
277 North Second Avenue
Oakdale, CA 95361

Monday, December 6, 2021

7:00 PM

City Council Chambers

1. CALL TO ORDER:

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

2. COUNCIL MEMBERS PRESENT/ABSENT:

Present: Mayor Cheryl Bairo
Mayor Pro Tem Christopher Smith
Council Member Ericka Chiara
Council Member Fred Smith
Council Member Curtis Haney

Staff Present: City Manager Whitemyer
City Attorney Hallinan
Police Chief Ramar
Finance Director Avila
Public Services Director Gravel
Council Services Manager Christel
Sr. Engineer Technician Renfrow
Division Chief Tietjen

Absent: None

3. Pledge of Allegiance & Invocation

Mayor Bairos led the pledge of allegiance and Pastor Steve Neubaum of LifePoint Church provided the invocation.

4. Report out of Closed Session

Mayor Bairos reported out of closed session stating that City Council provided direction to staff.

5. Presentations/Acknowledgements

5.1: Certificate of Recognition to Joel Banuelos (Don Toño) for his outstanding accomplishment of winning numerous 2021 championship titles throughout the state in steer and saddle bronc riding.

Mayor Bairos introduced and presented Joel Banuelos a certificate of recognition for his accomplishments in mini bull riding, goat tying and chute doggin.

5.2: Certificate of Recognition to the members of the Oakdale FFA Livestock Judging Team, Morgan Gravatt, Nicole Carter, Jaiden Grivette, Devon Pastor-Guzman, and Dominic Robles for their accomplishment of becoming the National FFA Champion Livestock Judging Team at the 94th Annual National FFA Convention.



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Mayor Bairos introduced and presented certificates of recognition to the members of the Oakdale FFA Livestock Judging Team, Morgan Gravatt, Nicole Carter, Jaiden Grivette, Devon Pastor-Guzman, and Dominic Robles for their accomplishment of becoming the National FFA Champion Livestock Judging Team at the 94th Annual National FFA Convention.

- 5.3: Certificate of Recognition to Layton Oswald for the incredible accomplishment of becoming the National FFA Proficiency Winner in Equine Science Placement at the 94th Annual National FFA Convention.

Mayor Bairos introduced and presented Layton Oswald a certificate of recognition for his accomplishment of becoming the National FFA Proficiency Winner in Equine Science Placement at the 94th Annual National FFA Convention.

- 5.4: Recognition of City Council Member Ericka Chiara.

Mayor Bairos presented a plaque and certificate of appreciation to Council Member Ericka Chiara. She spoke about Council Member Chiara and thanked her for her years of service serving on the City Council. Council Member Chiara thanked the Mayor, Members of the City Council and City staff for their assistance over the years.

6. Additions/Deletions

Mayor Bairos asked City Manager Whitemyer if there were any changes or deletions to the agenda. City Manager Whitemyer advised there were no additions or deletions.

7. Public Comments

Mayor Bairos opened Public Comment at 7:15 p.m.
With no comments, Mayor Bairos closed the Public Comment period at 7:15 p.m.

8. Appointment to Boards, Commissions, Committees

None.

9. City Council Consent Agenda

The consent agenda is comprised of Items 9.1 through 9.5. 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 November 15, 2021.
- 9.2: Receive and file the Warrant List for the period November 9, 2021 through November 30, 2021.
- 9.3: Waive all readings of Ordinances and Resolutions, except by Title.
- 9.4: Approve a City Co-sponsored Special Event Application from the Oakdale Lions Club for the Annual Don Osborne Memorial Run scheduled for Saturday, February 5, 2022.
- 9.5: Reject by Minute Order, an amended claim for damages submitted by Curtis Legal Group on behalf of Belinda Webb.



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MOTION

To approve the City of Oakdale City Council Consent Agenda Items 9.1 through 9.5 for December 6, 2021.

Moved by Mayor Pro Tem Smith, and seconded by Council Member Chiara and PASSED AND ADOPTED this 6th day of December 2021, by the following vote:

AYES: COUNCIL MEMBERS:	C. Smith, Chiara, F. Smith, Haney, Bairos	(5)
NOES: COUNCIL MEMBERS:	None	(0)
ABSENT: COUNCIL MEMBERS:	None	(0)
ABSTAINED: COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

10. Public Hearings

- 10.1: Consider Resolutions accepting and closing the Proposition 218 Public Notification and Protest process and approving the proposed rate increase for solid waste disposal services and authorizing the City Manager to execute an Agreement for the collection of solid waste in the City of Oakdale.

Mayor Bairos opened the Public Hearing at 7:17 p.m.

City Manager Whitemyer provided a staff report and PowerPoint Presentation on the solid waste disposal rate increases and proposed agreement with Gilton Solid Waste Management. He provided a brief history on State Mandate SB 1383, reviewed the new rates, and discussed the agreement for the collection of solid waste in the city of Oakdale with Gilton Solid Waste.

Mayor Bairos then opened the Public Hearing for Public Comment.

Public Comment was received from:

Bianca Signorelli spoke in opposition of the rate increase and submitted her written ballot.

Vicky Matsen spoke in opposition of the rate increase.

Era Peterson submitted her written ballot.

James Tracy spoke in opposition of the rate increase.

Robert Amaral spoke in opposition of the rate increase.

Alice Garcia spoke about issues with trash cans and garbage in alleys.



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Bianca Signorelli asked a question regarding can size.

Era Peterson also spoke in opposition of the rate increase.

Mayor Bairos asked staff to provide the final protest count of effect property owners. Deputy City Clerk Christel responded that 8,627 ballots were mailed to property owners. In order for there to be a majority vote, 4,314 ballots were necessary. The City Clerk's Office received 531 ballots.

Tracy Norris from Gilton Solid Waste addressed some of the concerns expressed by the public.

Mayor Bairos asked the City Council to discuss this item and each Council Member provided their thoughts.

Robert Pritchard from Gilton Solid Waste addressed questions presented by the City Council.

Mayor Bairos closed the Public Hearing at 7:42 p.m.

MOTION

Adopt Resolution 2021-118, a Resolution of the City of Oakdale City Council accepting and closing the Proposition 218 Public Notification and Protest process and approving the proposed rate increase for solid waste disposal services and Resolution 2021-119, a Resolution of the City of Oakdale City Council authorizing the City Manager to execute an Agreement for the collection of solid waste in the City of Oakdale.

Moved by Council Member Smith, and seconded by Council Member Chiara and PASSED AND ADOPTED this 6th day of December 2021, by the following vote:

AYES: COUNCIL MEMBERS:	F. Smith, Chiara, Haney, Bairos	(4)
NOES: COUNCIL MEMBERS:	C. Smith	(1)
ABSENT: COUNCIL MEMBERS:	None	(0)
ABSTAINED: COUNCIL MEMBERS:	None	(0)

Motion carried 4/1 by City Council roll call vote.

11. Staff Reports

11.1: Consider a Resolution authorizing the City Manager to execute an Agreement for Purchase and Sale of Real Estate and Joint Escrow Instructions for the City of Oakdale to purchase 26 acres of Real Property, 868 square foot single story dwelling and 748 square foot garage located at 9867 Jackson Road, Oakdale, CA 95361 [Assessor's Parcel Numbers 006-012-086 (11.02 acres) and 006-012-085 (14.98 acres)] in the amount of \$1,050,000 and approve additional expenditures for closing costs, inspections, clean up and fence installation in the amount not to exceed \$100,000 from Fund 621 – Sewer Capital Replacement Fund.



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City Manager Whitemyer provided a staff report and PowerPoint Presentation regarding an agreement for the purchase of 26 acres of real property located at 9867 Jackson Road in Oakdale. He provided information on the land, discussed the land acquisition costs, and potential future expansion plans for the land in relation to the Waste Water Treatment Plant.

Staff responded to questions from the City Council.

Mayor Bairos opened Public Comment for this item.

Alice Garcia asked questions about the Sewer Capital Replacement Fund.

Robert Amaral spoke about whether it was a good idea to purchase the property at this time.

Bianca Signorelli asked a question regarding the property line.

With no further public comment, Mayor Bairos closed Public Comment and asked for a motion to be made on this item.

MOTION

Recommended Action: Adopt Resolution 2021-120, a Resolution of the City of Oakdale City Council authorizing the City Manager to execute an Agreement for Purchase and Sale of Real Estate and Joint Escrow Instructions for the City of Oakdale to purchase 26 acres of Real Property, 868 square foot single story dwelling and 748 square foot garage located at 9867 Jackson Road, Oakdale, CA 95361 [Assessor's Parcel Numbers 006-012-086 (11.02 acres) and 006-012-085 (14.98 acres)] in the amount of \$1,050,000 and approve additional expenditures for closing costs, inspections, clean up and fence installation in the amount not to exceed \$100,000 from Fund 621 – Sewer Capital Replacement Fund.

Moved by Mayor Pro Tem Smith, and seconded by Council Member Smith and PASSED AND ADOPTED this 6th day of December 2021, by the following vote:

AYES: COUNCIL MEMBERS:	C. Smith, F. Smith, Chiara, Haney, Bairos	(5)
NOES: COUNCIL MEMBERS:	None	(0)
ABSENT: COUNCIL MEMBERS:	None	(0)
ABSTAINED: COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

- 11.2: Consider a Resolution accepting the Del Rio Circle Rehabilitation Project in the amount of \$847,287.74 and authorizing the filing of a Notice of Completion.

Sr. Engineer Technician Renfrow provided a staff report and PowerPoint Presentation on the Del Rio Circle Rehabilitation Project. He provided an overview of the project and



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discussed the work that was done. He concluded his report requesting the City Council adopt a Resolution accepting the project and authorize the filing of a Notice of Completion.

Staff responded to questions from the City Council.

Mayor Bairos opened Public Comment for this item.

With no comments, Mayor Bairos closed Public Comment and asked for a motion to be made on this item.

MOTION

Adopt Resolution 2021-121, a Resolution of the City of Oakdale City Council accepting the Del Rio Circle Rehabilitation Project in the amount of \$847,287.74 and authorizing the filing of a Notice of Completion.

Moved by Mayor Pro Tem Smith, and seconded by Council Member Chiara and PASSED AND ADOPTED this 6th day of December 2021, by the following vote:

AYES: COUNCIL MEMBERS:	C. Smith, Chiara, F. Smith, Haney, Bairos	(5)
NOES: COUNCIL MEMBERS:	None	(0)
ABSENT: COUNCIL MEMBERS:	None	(0)
ABSTAINED: COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

- 11.3: Consider a Resolution authorizing staff to enter into a purchase agreement with Dailey-Wells Communications, Inc. in the amount of \$57,906.44 from Supplemental Law Enforcement Fund 203 for the installation of two (2) Tait TB9400 Repeaters to the current radio system.

Chief Ramar provided a staff report and PowerPoint Presentation on the purchase of two Tait Repeaters. He provided a background on the Police Department's current radio system and discussed the features, benefits and cost of the new repeaters.

Staff responded to questions from the City Council.

Mr. Priola from Dailey-Wells Communication provided additional technical information regarding the new Tait Repeaters.

Mayor Bairos opened Public Comment for this item. With no comments, Mayor Bairos closed Public Comment and asked for a motion to be made on this item.

MOTION

Adopt Resolution 2021-122, a Resolution of the City of Oakdale City Council authorizing staff to enter into a purchase agreement with Dailey-Wells Communications, Inc. in the



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amount of \$57,906.44 from Supplemental Law Enforcement Fund 203 for the installation of two (2) Tait TB9400 Repeaters to the current radio system.

Moved by Mayor Pro Tem Smith, and seconded by Council Member Smith and PASSED AND ADOPTED this 6th day of December 2021, by the following vote:

AYES: COUNCIL MEMBERS:	C. Smith, F. Smith, Chiara, Haney, Bairos	(5)
NOES: COUNCIL MEMBERS:	None	(0)
ABSENT: COUNCIL MEMBERS:	None	(0)
ABSTAINED: COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

- 11.4: Consider a request authorizing the purchase of electronic door access equipment to be installed at ten (10) doors in the remodeled Police Department building.

Finance Director Avila provided a staff report and PowerPoint Presentation on a request for authorization to purchase electronic door access equipment for the Police Department Building. He provided an overview of the project and discussed the purpose of the equipment, spoke about bid process and reviewed the overall cost of the items. He concluded his presentation requesting the City Council authorize the purchase of the electronic door access equipment to be installed at ten (10) doors for the remodeled Police Department Building.

Staff responded to questions from the City Council.

Mayor Bairos opened Public Comment for this item.

Deanna, last name withheld, commented on the purchase of the equipment.

Mayor Bairos closed Public Comment and asked for a motion to be made on this item.

MOTION

By Minute Order, authorize the purchase of electronic door access equipment to be installed at ten (10) doors in the remodeled Police Department building.

Moved by Mayor Pro Tem Smith, and seconded by Council Member Haney and PASSED AND ADOPTED this 6th day of December 2021, by the following vote:

AYES: COUNCIL MEMBERS:	C. Smith, Haney, F. Smith Chiara, Bairos	(5)
NOES: COUNCIL MEMBERS:	None	(0)
ABSENT: COUNCIL MEMBERS:	None	(0)
ABSTAINED: COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

12. City Manager's Report



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13. City Council Items

13.1: Consider Mayor's Nomination and Appointment of Mayor Pro Tem.

Mayor Bairos nominated and reappointed Council Member Christopher Smith as Mayor Pro Tem.

MOTION

By Motion for Approval, reappoint Council Member Christopher Smith to serve as Mayor Pro Team and the City Council for a one-year term.

Moved by Mayor Pro Tem Smith, and seconded by Council Member Haney and PASSED AND ADOPTED this 6th day of December 2021, by the following vote:

AYES: COUNCIL MEMBERS:	C. Smith, F. Smith Haney, Chiara, Bairos	(5)
NOES: COUNCIL MEMBERS:	None	(0)
ABSENT: COUNCIL MEMBERS:	None	(0)
ABSTAINED: COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

13.2: Consider City Council appointments to City Boards, Commissions and Committees and Regional Boards, Commissions and Committees for Calendar Year 2022.

The City Boards, Commissions and Committees and Regional Boards, Commissions and Committees List from 2021 was reviewed and updated. The revised list for 2022 is hereto attached the minutes as "Attachment A."

13.3: Consider Resolutions (1) calling for a Special Municipal Election to fill the City Council vacancy pursuant to Government Code 36512; and (2) Requesting the Board of Supervisors of Stanislaus County to consolidate a Special Municipal Election with the State-Wide Primary Election to be held on the June 7, 2022 Consolidated District Election date and requesting the Stanislaus County Board of Supervisors permit the County Elections Official to render election services to the city.

City Manager Whitemyer provided a staff report on a request to the City Council to call for a Special Municipal Election to fill the vacancy created by the resignation of Council Member Chiara. He explained the process for calling the election and reviewed estimates provided by the Registrar of Voter's Office provided to hold a stand-alone special municipal election and to consolidate the special municipal election with the June 7, 2022 Statewide Primary Election to be held on the same date.

Staff responded to questions from the City Council.

After discussion, Mayor Bairos asked for a motion to be made on this item.



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MOTION

Adopt Resolution 2021-123, a Resolution of the City of Oakdale City Council calling for a Special Municipal Election to fill the City Council vacancy pursuant to Government Code 36512; furthermore, adopt Resolution 2021-124, a Resolution of the City of Oakdale City Council requesting the Board of Supervisors of Stanislaus County to consolidate a Special Municipal Election with the State-Wide Primary Election to be held on the June 7, 2022 Consolidated District Election date and requesting the Stanislaus County Board of Supervisors permit the County Elections Official to render election services to the city.

Moved by Mayor Pro Tem Smith, and seconded by Council Member Smith and PASSED AND ADOPTED this 6th day of December 2021, by the following vote:

AYES: COUNCIL MEMBERS:	C. Smith, F. Smith Haney, Chiara, Bairos	(5)
NOES: COUNCIL MEMBERS:	None	(0)
ABSENT: COUNCIL MEMBERS:	None	(0)
ABSTAINED: COUNCIL MEMBERS:	None	(0)

Motion carried 5/0 by City Council roll call vote.

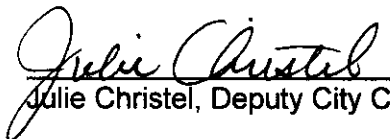
Mayor Bairos thanked everyone who came out and supported the Christmas Parade and the Downtown Christmas events this past weekend.

Mayor Pro Tem Smith thanked the Lions Club for hosting the Thanksgiving Meals this year, announced the leaf pick up schedule and read the adoption stats for this past year provided by ASTRO stating that seven hundred and forty (740) cats and dogs were put up for adoption this year. He thanked ASTRO for doing such great work!


14. Adjournment

The next Regular meeting of the Oakdale City Council will be held Monday, December 20, 2021 at 7:00 p.m. in the Council Chambers. There being no further business, Mayor Bairos adjourned the meeting at 9:10 p.m.

ATTEST:


Julie Christel, Deputy City Clerk

APPROVED:


Cheryl Bairos, Mayor