



**CITY OF OAKDALE**  
**City Council Minutes**  
**Monday, October 5, 2009**  
**6:45 PM**  
**277 North Third Avenue**  
**Oakdale, California**

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**1-2. CALL TO ORDER/COUNCIL MEMBERS PRESENT/ABSENT:**

Mayor Jackson called the meeting to order at 6:45 p.m.

Present: Mayor Jackson, Mayor Pro Tem Brennan, and Council Members Dunlop, Hanson and Morgan

Staff Present: City Attorney Hallinan, City Manager Hallam, Finance Director Avila, Parks and Recreation Director Bolin, Fire Chief Botto, City Clerk Lilly, Senior Human Resources Analyst McKinsey, Public Works Director Leach, Deputy Public Works Director Myers, Community Development Director Stylos, Police Chief West

**3. CLOSED SESSION**

Mayor Jackson adjourned the meeting to Closed Session for Item 3a) *Conference with Legal Counsel* regarding potential litigation. Mayor Jackson reconvened the meeting at 7:00 p.m. and announced the Council had met in closed session and took no reportable action.

**4a./b. PLEDGE OF ALLEGIANCE AND INVOCATION:**

Mayor Jackson led the Pledge of Allegiance and Pastor Bliss of Bethel Assembly of God Church provided the invocation.

**5a. PRESENTATIONS/ACKNOWLEDGEMENTS:**

1) Certificate Presentations for Commission Service – Mayor Jackson presented certificates of recognition to Chet Mallory and Jeff Green in honor of their service on the Senior Citizens Advisory Commission and Museum Commission, respectively. Mayor Jackson acknowledged Jennifer Stasio who was not present for her service on the Planning Commission.

2) Certificate Presentation to Pastor David Bliss and Bethel Assembly of God Church – Mayor Jackson presented a certificate of recognition to Pastor Bliss and Bethel Assembly of God Church and thanked them for honoring City employees and officials with lunch on September 11.

3) Introduction of Public Works Director Joseph Leach – City Manager Hallam introduced Public Works Director Joseph Leach who began working for the City September 21.

**5b. ADDITIONS/DELETIONS:**

There were no additions or deletions.

**6. PUBLIC COMMENTS:**

There were no public comments.



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**7. CONSENT AGENDA:**

**MOTION**

To adopt Resolution 2009-129 as follows:

- a) Approving September 8 City Council Meeting Minutes.
- b) Approving Warrant Registers.
- c) Waiving Readings of Ordinances/Resolutions except by title.
- d) Resolution 2009-130 Declaring Property Surplus and Authorizing for Sale by Advertisement and Sealed Bid a Brush Fire Engine, Waster Rescue Boat, and Analog Mobile Radios.
- e) Resolution 2009-131 Authorizing City Manager's Execution of Contract with HDR Engineering, Inc. for Office Engineering Services for Wastewater Treatment Plant Upgrade Project.
- f) Resolution 2009-132 Authorizing City Manager's Execution of Contract with Word Consulting Service for Project Management of Wastewater Treatment Plant Upgrade Project.
- g) Resolution 2009-133 Authorizing City Manager's Execution of Contract with Krazen & Associates for Testing Services for Wastewater Treatment Plant Upgrade Project.
- h) Resolution 2009-134 Approving Contract with C. Overaa & Co. for Wastewater Treatment Plant Preparatory Work.
- i) Resolution 2009-135 Approving Payment to Don Pedro Pump for Well #6 Emergency Repair Work.
- j) Resolution 2009-136 Authorizing City Manager's Execution of Contract with Morris Engineering for Sierra Road Rehabilitation Project.
- k) Resolution 2009-137 Approving Contract for Supply of Fuel from General Petroleum.

Moved by Council Member Morgan, seconded by Council Member Hanson, and **CARRIED.**

AYES: COUNCIL MEMBERS: Brennan, Dunlop, Hanson, Jackson, Morgan  
 NOES: COUNCIL MEMBERS: None  
 ABSENT: COUNCIL MEMBERS: None  
 ABSTAINED: COUNCIL MEMBERS: None

**8. PUBLIC HEARINGS:**

There were no public hearings.

**9. STAFF REPORTS**

**a) (Continued) Awarding Bid to Ross F. Carroll, Inc. for "A" Street, Cloverland, and Sierra Reconstruction Project**

City Attorney Hallinan requested a continuance for the item to the next meeting noting George Reed had substituted its legal counsel to work out legal issues involved with the issue.

Mayor Jackson requested comments from the audience.

*Charlie Brunn, Attorney for George Reed, stated he understood the City's resolution for local bidding preference, but questioned its fairness. He further stated a number of good bidders could be lost and offered under the policy, bidding should be limited to local people, but he didn't believe that could be done. Mr. Brunn stated his desire to meet with the City Attorney to work out the issues and that he didn't want to see the bids rejected because they couldn't make the construction season. He further noted he didn't think it was fair and in the best interest of the City and those that bid on the projects.*

Council Member Morgan questioned the timeline for when the work needed to be completed. City Attorney Hallinan answered staff needed another two weeks to research the issue further.



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Mayor Jackson stated his desire to continue the item for two weeks to work out the legal issues such as local bid award.

**MOTION**

To continue the item to the October 19 City Council meeting.

Moved by Mayor Jackson.

In discussion, Mayor Pro Tem Brennan stated he disagreed with the continuance noting he believed the bids were fair. He further noted he thought the City had dropped the ball and should have included the bid preference in the bid package. He stated his preference for the local bid preference, but in this case, he favored awarding the bid to George Reed. He noted his approval to adjust the project dates, if necessary.

Mayor Jackson reiterated his desire to continue the item for two weeks noting the City couldn't do the project this year. He favored finding a solution to the issues.

Council Member Morgan questioned if the funding source was an issue and if postponing the item for two weeks would make a difference. Deputy Director Myers confirmed the project could wait until next year.

Mayor Jackson restated his motion:

**MOTION**

To continue the item to the October 19 City Council meeting.

Moved by Mayor Jackson, seconded by Council Member Dunlop, and **CARRIED**.

AYES:	COUNCIL MEMBERS:	Dunlop, Hanson, Jackson, Morgan
NOES:	COUNCIL MEMBERS:	Brennan
ABSENT:	COUNCIL MEMBERS:	None
ABSTAINED:	COUNCIL MEMBERS:	None

**b) Naming Policy and Corporate Sponsorship Policy for Parks, Buildings, Facilities and Programs**

Director Bolin presented the staff report and background information on the subject noting the policy was one of the City's goals and objectives identified at the City Council/Executive Team strategic planning retreat in March 2008 to create naming opportunities for additional revenue generation. The Parks and Recreation Commission assisted staff in developing the policy that recognizes two types of donations: private sector monies and corporate sponsorship. The Commission reviewed the policy at their June 9, 2009 meeting and recommended approval of the policy to the City Council.

Mayor Jackson questioned the items that would be included in the policy. Director Bolin explained the policy would include new parks, facilities, and buildings and further explained the renaming of existing parks was not included in the policy, but it could be done at the discretion of the City Council.

Council Member Morgan questioned and Director Bolin confirmed that staff would provide a list of items eligible for naming opportunities to the City Council.

Council Member Hanson questioned if the list would be posted in the newspaper. Director Bolin explained there would be a marketing campaign that would include service clubs and businesses.



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Council Member Dunlop questioned if the naming of an item could be done in the form of advertising. Director Bolin answered no and explained the naming would be implemented in the form of a small plaque on the item.

Mayor Jackson requested comments from the audience. No one appeared.

**MOTION**

To adopt Resolution 2009-138 adopting a Naming Policy and Corporate Sponsorship for Parks, Buildings, Facilities, and Programs.

Moved by Council Member Morgan, seconded by Council Member Hanson, and **CARRIED**.

AYES:	COUNCIL MEMBERS:	Brennan, Dunlop, Hanson, Jackson, Morgan
NOES:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None
ABSTAINED:	COUNCIL MEMBERS:	None

**c) Museum and History Center Accession and De-Accession Policy Amendments**

Director Bolin presented the staff report and background information on the subject noting the City Council had adopted a formal Accession and De-Accession Policy at their May 7, 2007 City Council meeting and that the City since entered into an agreement with Friends of Oakdale Heritage (FOH) to manage and operate the day-to-day operations of the Museum. The agreement specified that the City and FOH work together to amend the current policy. The Museum Commission considered policy amendments at their August 24 and September 23, 2009 meetings. Director Bolin reviewed the amendments noting no major changes to the policy had been proposed and the policy included re-assessing items every two years. She further noted the City Council held final approval of the policy.

Mayor Jackson questioned and Director Bolin confirmed that a review could only be requested every 24 months.

Mayor Jackson requested comments from the audience. No one appeared.

Mayor Jackson noted he was in favor of the policy amendments.

Council Member Hanson questioned if an item's value was determined by appraisal. Director Bolin answered the property owner's word was taken on the value of an item. Council Member Hanson further questioned the procedure if expensive items were lost or damaged. Director Bolin explained items were accessed into the collection with donors reporting the value followed by research performed on the items and City re-acceptance of the item's value. Council Member Hanson questioned who provided the insurance for the items. Director Avila explained the City was self-insured on the first \$25,000 and was a member of a risk management insurance pool.

**MOTION**

To adopt Resolution 2009-139 adopting the Amended Accession and De-Accession Policy for the City of Oakdale Museum and History Center.

Moved by Mayor Jackson, seconded by Council Member Dunlop, and **CARRIED**.



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AYES:	COUNCIL MEMBERS:	Brennan, Dunlop, Hanson, Jackson, Morgan
NOES:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None
ABSTAINED:	COUNCIL MEMBERS:	None

**d) Submittal of Stanislaus County Economic Development Bank Application for Extension of Warnerville Road from South Yosemite to Kaufman Road**

City Manager Hallam presented the staff report and background information on the subject. He requested approval to submit a grant/loan application to the County Economic Development Bank as the primary source of matching funds required to make a subsequent application to the U.S. EDA for a \$4 million dollar infrastructure grant to extend Warnerville Road from South Yosemite to Kaufman Road. The tentative application was submitted to the Alliance on October 1 and a resolution was required to complete the submittal package. City Manager Hallam noted the application review would take 30-60 days by the EDA Bank. He stated Mayor Pro Tem Brennan represented the City on the Economic Development Action Committee and noted his efforts in moving the project forward.

Mayor Jackson solicited comments from the audience. No one appeared.

Council Member Dunlop questioned the terms of the \$950,000 loan. City Manager Hallam explained repayment for the loan proceeds would begin 36 months following grant fund drawdown and the loan would run for 10 years. Council Member Dunlop questioned if there were private property owners committed to help pay the loan. City Manager Hallam explained Sconza, Bricchetto and others had indicated a willingness to financially contribute and further explained an assessment district would be established.

Mayor Jackson stated it was a good idea to submit the application and noted the extension of Warnerville was important to make the south industrial area accessible and would allow properties to have frontage and provide access to Blue Diamond and Sconza.

Mayor Pro Tem Brennan noted the biggest advantage was it wouldn't put City funds at much risk. He further noted that creating a special assessment district would help out and jobs would become available to local citizens.

**MOTION**

To adopt Resolution 2009-140 approving the submittal of an application for funding to the Stanislaus County Economic Development Bank and authorizing the Mayor to execute said application.

Moved by Mayor Pro Tem Brennan, seconded by Council Member Dunlop, and **CARRIED.**

AYES:	COUNCIL MEMBERS:	Brennan, Dunlop, Hanson, Jackson, Morgan
NOES:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None
ABSTAINED:	COUNCIL MEMBERS:	None

**10. INFORMATION ITEMS:**

Mayor Pro Tem Brennan noted a second meeting had been held to discuss the airport master plan and a third session was scheduled later this month at the airport.

Mayor Jackson noted a North County Corridor workshop on October 13 at the Community Center beginning at 5:30 p.m. with a presentation at 6:30 p.m.



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**11. COUNCIL REPORTS:**

**a) Appointment of Ad Hoc Committee to Study River Crossing Area Issues**

Mayor Jackson recommended and the Council concurred in the appointment of Council Member Hanson, Mayor Pro Tem Brennan, City Manager Hallam, Public Works Director Leach, Parks and Recreation Commission Chair Pacheco, Traffic and Business Improvement Commission Chair Scroggins, and Phil Rockey to serve on an Ad Hoc Committee to study the river crossing area issues.

Council Member Morgan thanked the Bethel Assembly Church for providing lunch to the City on September 11. She noted her attendance at a merchant's meeting, Congressman Radanovich's town hall meeting, OID's 100<sup>th</sup> celebration as well as the upcoming Parks and Recreation Department's first movie in the park on October 10, flu shots at the senior center, and the all Commission workshop with staff and the City Council on October 10.

Mayor Pro Tem Brennan announced the next airport master plan meeting on October 24 at 8:00 a.m. in the EAA hangar and Parks and Recreation Halloween event on October 31 and noted his attendance at OID's 100<sup>th</sup> celebration and Cowboy Museum dinner.

Mayor Jackson noted his attendance at a North County Corridor meeting and announced the Draft EIR was available for review, the StanCOG Executive Committee and Policy Board meetings, Traffic and Business Improvement Commission noting the Commission would be forwarding a yard sale policy to the Council for consideration. He further noted his attendance at Congressman Radanovich's town hall meeting and thanked the Fire Department for hosting a barbeque luncheon last Friday.

**12. ADJOURNMENT:**

There being no further business, Mayor Jackson adjourned the meeting at 8:04 p.m.

Respectfully submitted,

Nancy Lilly, CMC  
City Clerk