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# Ripon City Council Meeting Notice & Agenda

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CITY HALL, 259 NORTH WILMA, RIPON, CALIFORNIA

TUESDAY, SEPTEMBER 11, 2018 – 6:00 PM

## REGULAR MEETING

You are now participating in the process of representative government. We welcome your interest and hope you will attend Ripon City Council meetings often. Democracy cannot endure without an informed electorate.

Ripon, as you probably know, has a council-administrator form of local government. Policies are set by the Council, who are elected by the people. These policies are carried out by the City Administrator, who is appointed by the Council. The Council decides what is to be done. The City Administrator, with the assistance of the City Staff, follows through.

### REGULAR COUNCIL MEETINGS

The governing body meets at 6:00 P.M., on the second Tuesday of the month, in the Council Chambers located in City Hall, 259 North Wilma, Ripon, California. A City Council meeting is the process of making and amending laws, developing policy and making decisions for governing your City by citizens who have been elected by you. With the exception of matters of personnel and pending litigation, or negotiations, the City Council takes action only in meetings open to the public.

The City Council follows a regular order of business during its meeting. The Council agenda is prepared in advance by the City Administrator and his staff. If you wish to place an item on the agenda for action, the information must be delivered to the City Administrator or staff eight (8) working days prior to the Council meeting. This date will be revised in case of holidays or special events. The information must be in writing (no phone calls), your name and address must be printed, and action desired must be clearly stated. Copies of the agenda are available at Ripon City Hall and online beginning on the Thursday prior to the meeting, or at the time of the scheduled meeting.

With the publication of this agenda, it is with the intent that each item on the agenda will be considered for a vote. Each Council Member present will cast a vote either for or against the motion under consideration, and the vote will be recorded in the minutes of the meeting. For example, the motion may be to approve, adopt, introduce, deny, fail, withdraw, table, or continue an item.

### PUBLIC DISCUSSION

If you desire to speak before the Council on an item not on the agenda, please address "Mr. Mayor" and upon being recognized, come forward to the podium, and state your name and address before proceeding into your subject matter. State law prohibits the City Council from taking action on any item not on the agenda. While the City Council cannot always answer citizens concerns raised during the public discussion time, the City staff will be instructed, where appropriate, to either provide a response in the days following each Council meeting, or to place the issue on a subsequent meeting agenda for the City Council or one of its appointed commissions. No person shall speak for more than three minutes, and the total time allotted for discussion shall not exceed thirty minutes. Persons attending the meeting shall observe rules of propriety, decorum, and good conduct, and refrain from impertinent or slanderous remarks.

In Compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please call (209) 599-2108. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

### CONSENT CALENDAR

Routine items are scheduled under the heading of Consent Calendar, which allows action to occur with a single motion. Any item can be pulled off the consent calendar for further discussion if Council so desires. The public may also, at this time, request that an item be pulled from the consent calendar for explanation and/or discussion.

### PERSONNEL/EXECUTIVE SESSION

Matters of personnel and pending litigation, or negotiations are handled after the public meeting has been closed, in the Personnel/Executive Session, pursuant to Sections 54956.8 and 54957 of the Government Code. This session is closed to the public.

## INFORMATION

### Where can I find the agenda before a meeting?

Copies of the agenda are available at City Hall, 259 N. Wilma Avenue by on Thursday before a regularly scheduled City Council meeting. The agenda can be viewed in the window box in front of City Hall, or online at [www.cityofripon.org](http://www.cityofripon.org) . Supplemental documents relating to specific agenda items are available for viewing at the Office of the City Clerk or online.

### Can I get the agenda/minutes mailed to my home/business?

You can subscribe to agendas and minutes in January of each year. The annual subscription for both is \$60.00 per year. Subscription costs are not pro-rated should you wish to begin a subscription mid-year. If you would like to subscribe to the agenda/minutes, contact the City Clerk's office at 259 N. Wilma Avenue. Agendas are mailed on the Thursday before a meeting, and you will receive it on Monday or Tuesday (depending on postal service).

### Can I receive the agenda by e-mail?

You may subscribe to the agenda at any time by e-mail – just go to the website to register – [www.cityofripon.org](http://www.cityofripon.org) and click on and fill out the “Receive City Notices” form. Your subscription will begin immediately and you will receive it on the Thursday before the Regular Council meeting. Agendas sent by e-mail are free. Minutes are not e-mailed, but can be viewed on the City's website.

### How complete are the minutes?

The City of Ripon prepares **Synopsis Minutes**. These Minutes represent a summary of the actual comments made. Video CD or audio recordings are available for 90 days following a meeting or online for 2 weeks following a meeting at [www.cityofripon.org](http://www.cityofripon.org) . Contact the City Clerk's office to view/listen to these recordings at City Hall.

## OTHER MEETINGS

<u>Agency</u>	<u>Day</u>	<u>Time</u>	<u>Place</u>
<b>Historical Museum Commission</b>	Third Monday	7:30 p.m.	Clarence Smit Memorial Museum
<b>Planning Commission</b>	The Monday following City Council	6:00 p.m.	Council Chambers
<b>Recreation Commission</b>	Second Wednesday	6:00 p.m.	City Hall Conference Room
<b>Community &amp; Youth Commission</b>	Third Monday	7:00 p.m.	Police Department

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# Ripon City Council Agenda

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TUESDAY, SEPTEMBER 11, 2018

REGULAR MEETING

6:00 PM

**CLOSED SESSION AT 5:00 P.M.**

**PUBLIC COMMENT** - This time is provided for the public to address the City Council on closed session matters. If anyone wishes to speak, upon being recognized, please come forward to the podium and state your name and address before proceeding into your comments.

**IN THE MATTER OF:**

(1) Personnel Negotiations Pursuant to Section 54957.6 of the California Government Code.

- Bohannon Insurance Group : 2019 Health and Welfare Renewals

**PLEDGE OF ALLEGIANCE:**

**INVOCATION:**

**ROLL CALL:**

Council Members Dean Uecker, Daniel de Graaf, Jake Parks, Vice Mayor Leo Zuber, Mayor Michael Restuccia.

**OTHERS PRESENT:**

City Administrator Kevin Werner, City Attorney Tom Terpstra, Planning Director Ken Zuidervaart, Recreation Director Kye Stevens, Director of Public Works Ted Johnston, Police Chief Ed Ormonde, City Clerk Lisa Roos, Deputy City Clerk Tricia Raymond, Information Systems Technician Dan Brannon, (Others present will be recorded by secretary only.)

**PUBLIC DISCUSSION:**

This time is provided to the public to address the City Council on items not on the agenda. If you desire to speak, please address "Mr. Mayor" and upon being recognized, come forward to the podium, and state your name and address before proceeding into your subject matter.

**APPROVAL OF MINUTES:**

1. CITY COUNCIL - REGULAR MEETING - AUG 14, 2018 6:00 PM
2. CITY COUNCIL - SPECIAL MEETING - AUG 21, 2018 5:00 PM

**APPROVAL OF AGENDA AS POSTED (OR AMENDED):**

If anyone would like to provide public comment regarding an item on the Consent Calendar, please come forward to the podium at this time. The City Council may request to (1) pull an item from the Consent Calendar (2) withdraw an item; (3) add Emergency items by a 4/5 vote. If the agenda is amended, vote to approve the amended agenda. If no changes are made, vote to approve the agenda as posted.

**1. CONSENT CALENDAR**

**1.1. Income**

**A. STATE OF CALIFORNIA**

Sales Tax \$246,144.05  
(August 2017 \$247,600)  
FY 2018-19 YTD: \$477,735  
FY 2017-18 YTD: \$433,300

Highway Users Tax \$24,393.36  
(August 2017 \$28,674.41)  
FY 2018-19 YTD: \$52,507  
FY 2017-18 YTD: \$57,666

SB1 Street & Road Tax \$18,913.60  
FY 2018-19 YTD: \$32,072

**TOTAL \$289,451.01**

**B. T-MOBILE**

Monthly Acacia Avenue Cell Tower Lease Payment - August 2018 \$955.02

**C. CHARTER COMMUNICATIONS**

Quarterly Franchise Fee Payment – June 2018 \$25,617.49

**D. CCATT HOLDINGS**

Monthly Acacia Avenue Cell Tower Lease Payment - September 2018 \$1,065.27

**E. WASTE MANAGEMENT**

Monthly Franchise Fee Payment - July 2018 \$3,305.72

**1.2. Bills, Invoices, Payments**

**A. STANTEC**

Wastewater Discharge Permit  
Groundwater Monitoring  
Progress Payment  
2<sup>nd</sup> Quarter 2018 - Invoice #1392099 \$1,845.00

B. WGR SOUTHWEST, INC.		
City Stormwater Permit Assistance		
Progress Payment – Invoice #20880		<b>\$2,055.00</b>
C. WOOD RODGERS, INC.		
Well 12 Phase 2 Impact Analysis		
Invoice #119460	\$420.00	
Well 19 Plan, Specs & Bid Progress		
Invoice #119394	<u>\$3,450.00</u>	
		<b>TOTAL \$3,870.00</b>
D. ASPEN SURVEY COMPANY, INC.		
Survey Monument Preservation Evaluation		
Progress Payment (Reimbursed by Private Projects)		
Invoice #18-009-1		<b>\$700.00</b>
E. THOMAS BAAK & ASSOCIATES		
Landscape Construction Design Services for River Road		
Phase I Expansion		
Progress Payment		
Invoice #10129		<b>\$6,000.00</b>
F. BANK OF STOCKTON		
Semi-Annual Retirement Account Administration		
Fees for non-PERS employees		<b>\$43,999.04</b>
G. TERPSTRA HENDERSON		
General Matters	\$13,329.50	
Police Matters	\$967.89	
Code Enforcement	\$548.75	
Receivership	\$4,675.06	
Diamond Pet Food Expansion	<u>\$318.75</u>	
		<b>TOTAL \$19,839.95</b>
H. PRICE PAIGE & COMPANY		
Audit Services		
Progress Payment – Invoice #13938		<b>\$10,500.00</b>
I. UNION BANK		
California Statewide Community Development Authority		
Water and Wastewater Revenue Bonds Series 2006C		<b>\$386,951.64</b>
J. UNION BANK		
California Statewide Community Development Authority		
Water Revenue Refunding Bonds Series 2012		<b>\$274,449.74</b>

- K. TAYLOR BACKHOE SERVICE, INC.  
 Handicap Ramp Improvements  
 2018 & Senior Center Parking Lot Project  
 Progress Payment – Invoice #3 **\$37,570.43**
- L. PADILLA & ASSOCIATES  
 Professional Services  
 Progress Payment – Invoice #16-RIP-6 **\$500.00**
- M. MCR ENGINEERING  
 On-call Engineering Inspection Services  
 Progress Payment - Invoice #13595 **\$13,800.00**

**1.3. Resolutions**

A. RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY  
 COUNCIL OF THE CITY OF RIPON  
 ACCEPTING A PUBLIC UTILITY  
 EASEMENT DEED OF CERTAIN  
 REAL PROPERTY TO THE CITY OF  
 RIPON

This resolution accepts a public utility easement deed by Davinder K. Jutla of certain real property to the City of Ripon in connection with Ripon Mobil Gas Diesel Foodmart project at 334 E. Main Street and authorizes the Mayor to sign and execute any and all documents necessary to complete the aforementioned transaction.

**1.4. Miscellaneous Items**

A. INTERAGENCY AGREEMENT

San Joaquin Regional Transit District

Approve and authorize the Mayor to sign the fifth amendment to the Interagency Agreement with San Joaquin Regional Transit District, extending the agreement from July 1, 2018 through June 30, 2023 at the rates outlined in Amendment 5, Exhibit "A", to provide a driver necessary to operate Ripon's Blossom Express bus service.

B. SPILL PREVENTION, CONTROL, AND COUNTERMEASURES PLAN

Condor Earth

Approve and authorize the Mayor to sign the work order agreement with Condor Earth to draft a Spill Prevention, Control, and Countermeasure (SPCC) Plan for the aboveground fuel tanks at the City's fueling station (Cost not to exceed \$3,900).

C. GRAND JURY RESPONSES

Case No. 0117 and Case No. 0917

Authorize the Mayor to sign the response to Grand Jury Case No. 0117 for Superior Court of California, County of San Joaquin regarding *Code Enforcement Departments of San Joaquin County* and Grand Jury Case No. 0917 for Superior Court of California, County of San Joaquin regarding *San Joaquin County Municipality Ethics Policies*. **This response must be returned to the Grand Jury before October 31, 2018.**

D. RIPON VIDEO SHOWCASE RENEWAL

CGI Communications

Approve and authorize the Mayor to sign the renewal with CGI Communications to update the Ripon Showcase Videos.

E. RIVER ROAD INTERSECTION PROJECT

Pacific Excavation, Inc.

Accept the work completed by Pacific Excavation and authorize the filing of a Notice of Completion with retention (\$12,486.74) to be paid 35 days after recording of notice.

F. PARCEL MAP

Parcel Map No. 16-01

Accept Parcel Map No. 16-01 (615 W. Milgeo Ave.) and authorize the Mayor, City Engineer and City Clerk to sign for recording.

G. GENERAL SERVICES AGREEMENT

Terracon Consultants, Inc.

Approve and Authorize the Mayor to sign the agreement with Terracon Consultants, Inc. to provide construction materials testing and inspection services for the Parkview Elementary Safe Route to School Project (Cost not to exceed \$10,000, which will be funded by the Safe Routes to School Grant).

H. PROJECT IMPROVEMENT AGREEMENT

Church of Christ

Council to approve and authorize the Mayor to sign the Project Improvement Agreement with the Church of Christ.

I. PROCLAMATION

Ripon High Peer Helping Program  
Yellow Ribbon Week

Proclaim September 9-15, 2018 Yellow  
Ribbon Youth Suicide Awareness and  
Prevention Week.

**\*\*END OF CONSENT CALENDAR\*\***

**PRESENTATION OF PROCLAMATION**

2. **RESOLUTIONS**

A. RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF RIPON OPPOSING  
PROPOSITION 6 ON THE NOVEMBER  
6, 2018 BALLOT

This resolution opposes Proposition 6,  
which is on the November 6, 2018 ballot  
and permits the City of Ripon to be listed  
as a member of the No on Prop 6 coalition.  
If approved, Proposition 6 would repeal the  
gas and diesel tax increases along with  
vehicle fees increases that were enacted in  
2017 and require voter approval for future  
fuel tax and vehicle fee increases.

3. **ORDINANCES**

*Second Reading and Adoption*

A. ORDINANCE NO. 878

AN ORDINANCE OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
AMENDING TITLE 16, CHAPTER 16.24  
"USE TABLE RELATING TO CHURCH  
USES IN THE LIGHT INDUSTRIAL  
DISTRICT"

This ordinance amends Title 16, Chapter  
16.24 "(Industrial Districts) Use Table to  
allow for Church uses in the light industrial  
district" upon approval of a Use Permit.



*Second Reading and Adoption*

B. ORDINANCE NO. 879

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON AMENDING TITLE 16, CHAPTERS 16.12 "DEFINITIONS AND USE CLASSIFICATION SYSTEMS", 16.16 "RESIDENTIAL DISTRICTS" (TABLE 16.16.1) AND 16.86 "SECOND DWELLING UNITS" TO BE COMPLIANT WITH RECENT CHANGES IN STATE LAW.

This ordinance amends Title 16, Chapters 16.12 "Definitions and Use Classification Systems", 16.16 "Residential Districts" (table 16.16.1) and 16.86 "Second Dwelling Units" in order to bring them into compliance with recent changes in State law.

**4. DISCUSSION ITEMS**

A. CHARTER COMMUNICATIONS

*Discussion/No Action*

Charter Communications representative to address internet reliability in Ripon and answer any questions from the City Council and the public.

B. SURFACE WATER SUPPLY PROJECT GRANT STATUS UPDATE

*Discussion/Action*

Authorize Staff to continue efforts in securing a grant for the SSJID Surface Water Supply Project.

C. PROCESS TO ESTABLISH PARK RULES

*Discussion/No Action*

Recreation Director Stevens is requesting direction from the City Council regarding the process to establish park rules related to jump houses and golf in city parks.

D. MOBILE FOOD VENDOR DISCUSSION

*Discussion/No Action*

City Council to provide staff with direction on how to proceed with amendments to the Ripon Municipal Code, if any, regarding Mobile Food Vendors within the City of Ripon.

**REPORTS**

**Department Heads:**

**City Council:**

*I hereby certify the attached City Council agenda was posted 72 hours before the noted meeting:*



\_\_\_\_\_  
Tricia Raymond, Deputy City Clerk

September 07,  
2018

\_\_\_\_\_  
Date