
Ripon City Council Meeting Notice & Agenda

TUESDAY, JUNE 09, 2020

REGULAR MEETING

6:00 PM

Important Notice Regarding COVID-19

The City Council Chambers will be open to the public. Due to COVID-19, all attendees must abide by CDC protocol of social distancing. Occupancy in the Chambers will be limited to the first 25 people.

The following options will continue to be available in order for the public to participate in the City Council meetings remotely.

1. Watch the meeting live:
We will be live streaming the City Council meetings at <https://www.youtube.com/channel/UC3beMkR-zyg1cR6r3qmE0mw>
2. Make comments prior to the meeting:
If you wish to make either a general public comment or to comment on a specific agenda item, please submit your comment via email by 4:00 p.m. on the day of the meeting to the City Clerk at cityclerk@cityofripon.org and note the specific agenda item, if applicable.
3. Reading of public comments:
The City Clerk shall read all e-mailed comments, provided that the reading shall not exceed three (3) minutes, or such other time as the Council may provide, consistent with the time limit for speakers at a Council meeting. The e-mail comments submitted shall become part of the record of the Council meeting.
4. Make comments during the meeting:
If you wish to make either a general public comment or to comment on a specific agenda item during the meeting, please submit your comment, limited to 250 words or less, via email to the City Clerk at cityclerk@cityofripon.org. Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations. Comments received after an agenda item will be made part of the official record on file with the City Clerk if received prior to the end of the meeting.

Please note comments made on YouTube are not considered part of the official record and will not be shared with the City Council.

Ripon City Council Meeting Notice & Agenda

CITY HALL, 259 NORTH WILMA, RIPON, CALIFORNIA

TUESDAY, JUNE 09, 2020 – 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 . 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 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 . 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>
Planning Commission	The Monday following City Council	6:00 p.m.	Council Chambers
Recreation Commission	Second Wednesday	6:00 p.m.	City Hall Conference Room

Ripon City Council Agenda

TUESDAY, JUNE 09, 2020

REGULAR MEETING

6:00 PM

PLEDGE OF ALLEGIANCE:

INVOCATION:

ROLL CALL:

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

OTHERS PRESENT:

City Administrator Kevin Werner, City Attorney Tom Terpstra, Planning Director Ken Zuidervaart, Recreation Director Kye Stevens, Director of Public Works James Pease, Police Chief Ed Ormonde, City Clerk Lisa Roos, Deputy City Clerk Jane Kilgore, 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:

- A. CITY COUNCIL - REGULAR MEETING - MAY 12, 2020 6:00 PM
- B. CITY COUNCIL - SPECIAL MEETING - MAY 19, 2020 4:00 PM
- C. CITY COUNCIL - SPECIAL MEETING - MAY 29, 2020 10:00 AM
- D. CITY COUNCIL - SPECIAL MEETING - JUN 2, 2020 11:00 AM

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 \$291,480.33
(May 2019 \$318,908.07)
FY 2019-20 YTD: \$3,358,905
FY 2018-19 YTD: \$3,173,462

Highway Users Tax \$21,962.90
(May 2019 \$26,635.76)
FY 2019-20 YTD: \$347,989
FY 2018-19 YTD: \$280,948

SB1 Street & Road Tax \$12,778.07
(May 2019 \$20,737.35)
FY 2019-20 YTD: \$273,070
FY 2018-19 YTD: \$248,890

TOTAL \$326,221.30

B. CHARTER COMMUNICATIONS

Quarterly Franchise Fee Payment – March 2020 **\$24,520.30**

1.2. Bills, Invoices, Payments

A. PRICE PAIGE & COMPANY

Audit Services
Progress Payment – Invoice #17276 **\$520.00**

B. LDA PARTNERS

Corporation Yard Design Services
Progress Payment – Invoice #3/622-03-20 \$25,000.00
Progress Payment – Invoice #4/622-03-20 \$35,000.00
Progress Payment – Invoice #5/622-03-20 \$40,000.00 **TOTAL \$100,000.00**

C. WGR SOUTHWEST, INC.

City Storm Water Permit Assistance
Progress Payment – Invoice #23639 **\$2,980.00**

D. PADILLA & ASSOCIATES

Professional Services-Disadvantaged
Business Enterprise (DBE) Services
Progress Payment – Invoice #16-RIP-9 **\$750.00**

E. WOOD RODGERS, INC.		
Well 12 Phase 2 Impact Analysis		
Progress Payment – Invoice #135183	\$2,800.75	
Progress Payment – Invoice #135806	<u>\$2,219.60</u>	
		TOTAL \$5,020.35
F. RIPON UNIFIED SCHOOL DISTRICT		
Pool Operations Shared Cost		
Invoice #ARR20-00099		\$18,438.73
G. TERPSTRA HENDERSON		
General Matters	\$18,447.00	
S.G.M.A.	\$292.50	
Diamond Pet Food Expansion 2017	\$2,443.75	
Water Matters	\$368.75	
2020 Fire District Sales Tax Measure	<u>\$16,837.50</u>	
		TOTAL \$38,389.50
H. O'DELL ENGINEERING		
Stockton Ave. Rehabilitation - Utility		
Pole Relocation Facilitation		
Progress Payment - Invoice #3770002		\$1,500.00
I. MUNICIPAL FINANCIAL SERVICES		
Water, Sewer and Garbage Rate Study Update		
Progress Payment – Invoice #202002-01		\$960.00
J. GHD INC.		
Downtown Transportation Study		
Progress Payment – Invoice #142841		\$6,587.50
K. DIBUDUO & DEFENDIS INSURANCE BROKERS		
Employment Practices Liability		
Insurance Renewal		
Effective 07/01/2020 – 07/01/2021		\$ 14,544.22

1.3. Resolutions

A. RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON, CALIFORNIA CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3, 2020, FOR THE ELECTION OF CERTAIN OFFICERS OF THE CITY; REQUESTING THE SAN JOAQUIN BOARD OF SUPERVISORS TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION WITH THE STATEWIDE GENERAL ELECTION; ADOPTING REGULATIONS PERTAINING TO CANDIDATES' STATEMENTS; DETERMINING THAT NO FILING FEE WILL BE CHARGED FOR THE PROCESSING OF NOMINATION PAPERS; REQUESTING THE SAN JOAQUIN COUNTY BOARD OF SUPERVISORS TO RENDER SPECIFIED SERVICES RELATING TO THE GENERAL MUNICIPAL ELECTION; ADOPTING A PROCEDURE FOR THE RESOLUTION OF A TIE VOTE; AND PROVIDING FOR THE APPOINTMENT TO THE OFFICES OF THIS CITY THAT WERE TO BE ELECTED TUESDAY, NOVEMBER 3, 2020 OF THE PERSONS WHO HAVE BEEN NOMINATED IF THERE ARE NOT MORE CANDIDATES THAN OFFICES TO BE ELECTED AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

This resolution gives notice that the General Municipal Election will be held on November 3, 2020, and that three City Council seats are open for election. All persons interested in running for City Council should contact the City Clerk.

B. RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON APPROVING THE STORM WATER DEVELOPMENT SUBMITTAL REVIEW FEE, SURVEY MONUMENT PRESERVATION FEE AND THE USA MARKINGS REMOVAL DEPOSIT RELATED TO ENCROACHMENT PERMITS AND/OR PRIVATE DEVELOPMENT AS THEY RELATE TO THE ENGINEERING DEPARTMENT

This resolution approves the Storm Water Development Submittal Review Fee, Survey Monument Preservation Fee and the USA Markings Removal Deposit.

C. RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON APPROVING THE CITY ENGINEER'S PRELIMINARY REPORT FOR THE FISCAL YEAR 2020-2021 PERTAINING TO THE ANNUAL ASSESSMENTS FOR THE CITY OF RIPON'S TEN LANDSCAPE MAINTENANCE DISTRICTS LOCATED IN THE COUNTY OF SAN JOAQUIN, CALIFORNIA DECLARING ITS INTENTION TO LEVY AND COLLECT THE ANNUAL ASSESSMENTS FOR THE MAINTENANCE OF CERTAIN IMPROVEMENTS PREVIOUSLY APPROVED BY THE CITY COUNCIL AS A PART OF THE FORMATION OF SAID ASSESSMENT DISTRICTS AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON.

This resolution approves the City Engineer's preliminary annual report for the City of Ripon's ten Assessment Districts and sets the time and place of the public hearing for July 14, 2020 in the City of Ripon City Council Chambers.

D. RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON APPROVING THE CITY ENGINEER'S PRELIMINARY REPORT FOR THE FISCAL YEAR 2020-2021 PERTAINING TO THE ANNUAL ASSESSMENTS FOR ASSESSMENT DISTRICT NO. 05-1, CITY OF RIPON, COUNTY OF SAN JOAQUIN, CALIFORNIA, COMMONLY KNOWN AS CITY OF RIPON LIGHTING DISTRICT DECLARING ITS INTENTION TO LEVY AND COLLECT THE ANNUAL ASSESSMENTS FOR THE MAINTENANCE OF CERTAIN IMPROVEMENTS PREVIOUSLY APPROVED BY THE CITY COUNCIL AS A PART OF THE FORMATION OF SAID ASSESSMENT DISTRICT AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON.

This resolution approves the City Engineer's preliminary annual report for the City of Ripon Lighting District and sets the time and place of the public hearing for July 14, 2020 in the City of Ripon City Council Chambers.

E. RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON ADOPTING A CITY DEBT POLICY

This resolution adopts the City of Ripon Debt Policy.

1.4. Miscellaneous Items

A. IRRIGATION SERVICE ABANDONMENT AGREEMENT

APN 259-290-04
APN 259-380-17
South San Joaquin Irrigation District

Approve and authorize the Mayor to sign the South San Joaquin District Irrigation Service Abandonment Agreement since irrigation service is not needed for these parcels.

B. 2020 LOCAL AGENCY BIENNIAL NOTICE

Conflict of Interest Code

Approve the 2020 Local Agency Biennial Notice confirming the City's Conflict of Interest Code and authorize the Mayor to execute the document.

C. LIEBERT CASSIDY WHITMORE

Agreement for Special Services
Employment Relations Consortium
Membership (July 2020 - June 2021)

Approve and authorize the Mayor to sign the agreement with Liebert Cassidy Whitmore for employment relations training & consulting services and approve payment of membership dues (Dues: \$2,430.00 due before August 1).

D. SERVICE AGREEMENT

Jocelyn E. Roland, Ph.D

Approve and authorize the Mayor to sign the agreement with Jocelyn E. Roland, Ph.D. for psychological services for the Police Department (Cost not to exceed \$6,000).

E. GENERAL SERVICES AGREEMENT

Aspen Survey Company, Inc.

Approve and authorize the Mayor to sign the Services Agreement with Aspen Survey Company, Inc. to provide general land surveying service (Cost not to exceed \$20,000.00).

F. PROFESSIONAL SERVICES AGREEMENT - AMENDMENT NO. 1

GHD

Approve and authorize the City Administrator to sign the First Amendment to the General Services Agreement with GHD to revise all exhibits for the downtown transportation study based on City provided changes to proposed street sections within the areas of Stockton Avenue, Second Street, Acacia Avenue and Frontage Road (Cost not to exceed \$9,800).

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

2. RESOLUTIONS

A. RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON SUPPORTING THE RIPON CONSOLIDATED FIRE DISTRICT UNDERTAKING A LAWFUL AND TRANSPARENT PROCESS TO INCREASE OPERATING REVENUE TO ENSURE LONG-TERM FISCAL VIABILITY AND CONTINUE TO SERVE RESIDENTS AND BUSINESSES OF THE CITY OF RIPON

This resolution supports the Ripon Consolidated Fire District undertaking a lawful and transparent process to increase operating revenue to ensure long-term fiscal viability and continue to serve the residents and businesses of the City of Ripon, including drafting and submitting a proposed property assessment to the owners of all eligible properties within the boundaries of the Fire District.

3. PUBLIC HEARINGS

Council will take action on the following items at the conclusion of each Public Hearing.

A. VACATION AND ABANDONMENT OF A PUBLIC UTILITY EASEMENT AT ZUMSTEIN ESTATES

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIPON DECLARING THE VACATION AND ABANDONMENT OF A PUBLIC UTILITY EASEMENT WITHIN THE ZUMSTEIN ESTATES SUBDIVISION

This is a public hearing to consider input regarding a partial abandonment of an unused Public Utility Easement within the Zumstein Estates Subdivision.

Recommended Action: Adopt the resolution declaring the vacation and abandonment of a public utility easement within the Zumstein Estates Subdivision

B. PROPOSED FY 2020-2021 CITY BUDGET

This is a public hearing for the proposed Fiscal Year 2020-2021 City Budget.

4. ORDINANCES

Second Reading and Adoption

A. ORDINANCE NO. 897

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON AMENDING TITLE 16, CHAPTER 16.152 ESTABLISHING MORE STANDARDIZED SETBACKS AND REGULATIONS REGARDING FENCING AND SCREENING

This ordinance amends Title 16, Chapter 16.152, “Fencing and Screening” to establish more standardized setbacks and regulations regarding fencing and screening.

Second Reading and Adoption

B. ORDINANCE NO. 898

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON AMENDING CHAPTER 12.12 "STREET EXCAVATIONS AND ENCROACHMENTS" AND CHAPTER 17.16 "REAL PROPERTY DEVELOPMENT FEES" OF THE RIPON MUNICIPAL CODE

This Ordinance amends Chapter 12.12 "Street Excavations and Encroachments" and Chapter 17.16 "Real Property Development Fees" of the Ripon Municipal Code.

5. DISCUSSION ITEMS

A. PG&E COMMUNITY WILDFIRE SAFETY PROGRAM AND IMPACTS TO THE CITY

Discussion/Action

PG&E to provide an update on the 2020 Wildfire Safety Program. City Council to discuss options to provide back-up power generation during an extended PG&E power outage.

B. ACTIVE TRANSPORTATION PROGRAM GRANT APPLICATION

Discussion/Action

Authorize staff to complete the Active Transportation Program (ATP) Grant application for the Second Street Bike Path & Improvements Project, approve and authorize the Mayor to sign the Measure K Renewal Cooperative Agreement C-20-046 with San Joaquin Council of Governments (SJCOG) in order to receive funding for grant application development assistance, and approve and authorize the Mayor to sign the General Services Agreement with GHD, Inc. to provide grant writing services (Cost not to exceed \$15,000.00).

REPORTS

Department Heads:

City Council:

SUCCESSOR AGENCY

CLOSED SESSION

PUBLIC COMMENT:

This time is provided for the public to address the City Council on closed session matters.

IN THE MATTER OF:

(1) Conference with Labor Negotiators

Labor negotiations pursuant to Section 54957.6 of the California Government Code.

- (a) Police Officers Association
- (b) Ripon Sergeants Association
- (c) Public Works Employees
- (d) Unrepresented Employees

(2) Conference with Legal Counsel - Pending Litigation

Significant exposure to litigation pursuant to Section 54956.9 (d)(1) of the California Government Code - 1 case.

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



Lisa Roos, City Clerk

Date