
Ripon City Council Minutes

TUESDAY, JULY 10, 2018 – 6:00 PM

REGULAR MEETING

6:00 PM

CLOSED SESSION AT 5:00 P.M.

PUBLIC DISCUSSION ON CLOSED SESSION MATTERS: No one from the public wished to speak at this time.

ROLL CALL:

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

OTHERS PRESENT:

Deputy City Attorney Stacy Henderson, City Administrator Kevin Werner, City Clerk Lisa Roos, Planning Director Ken Zuidervaart, Police Chief Ed Ormonde.

IN THE MATTER OF:

(1) Conference with Legal Counsel - Existing Litigation

California Government Code Section 54956.9 - 2 cases.

(a) City of Ripon v. Henry Vanden Bosch, et al. - San Joaquin County Superior Court case #STK-CV-URP-2018-0001009.

Planning Director Zuidervaart and Police Chief Ormonde left the closed session.

(b) William Paul v. City of Ripon, Hensley's Paving and General Engineering, Inc., and Robert Smoke. - San Joaquin County Superior Court case #STK-CV-UPI-2018-3867.

(2) 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 Administration and non-sworn Police Department Employees

(3) Conference with Legal Counsel - Real Property Negotiations

California Government Code Section 54956.8 - 1 case.

(a) Lease of the future Mistlin Indoor Soccer Facility

PLEDGE OF ALLEGIANCE:

The meeting was called to order at 6:00 p.m. with Council Member de Graaf leading in the Pledge of Allegiance to the Flag.

INVOCATION:

Pastor Mark VanDyke gave the invocation.

ROLL CALL:

Attendee Name	Title	Status	Arrived
Dean Uecker	Council Member	Present	
Daniel de Graaf	Council Member	Present	
Jake Parks	Council Member	Present	
Leo Zuber	Vice Mayor	Present	
Michael Restuccia	Mayor	Present	

OTHERS PRESENT:

City Administrator Kevin Werner, Deputy 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 Joshua Brenner, Engineering Supervisor James Pease, John Heida, Cody Walker, Steve Banner, Rob and Jana Nairn, Mark Van Dyke.

PUBLIC DISCUSSION:

No one from the public wished to speak at this time.

APPROVAL OF MINUTES:

Motion to approve the minutes of the Regular Ripon City Council Meeting of June 12, 2018.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jake Parks, Council Member
SECONDER:	Daniel de Graaf, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

1. CITY COUNCIL - REGULAR MEETING - JUN 12, 2018 6:00 PM

APPROVAL OF AGENDA AS POSTED (OR AMENDED):

Vice Mayor Zuber requested Item 1.4A, 1.4D, and 1.4F be pulled from the Consent Calendar for discussion.

Council Member de Graaf requested Item 1.4E be pulled from the Consent Calendar for discussion.

Motion to approve the agenda as amended.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Jake Parks, Council Member
SECONDER:	Dean Uecker, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

1. CONSENT CALENDAR

Motion to approve the Consent Calendar as amended.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Jake Parks, Council Member
SECONDER:	Leo Zuber, Vice Mayor
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

1.1. Income

A. STATE OF CALIFORNIA

Sales Tax	\$206,959.58
(June 2017 \$264,631)	
FY 2017-18 YTD: \$3,023,677	
FY 2016-17 YTD: \$2,692,268	

Highway Users Tax	\$24,091.95
(June 2017 \$25,750.57)	
FY 2017-18 YTD: \$305,423	
FY 2016-17 YTD: \$292,643	

SB1 Street & Road Tax	<u>\$14,834.05</u>
FY 2017-18 YTD: \$56,594	

TOTAL \$245,885.58

B. T-MOBILE

Monthly Acacia Avenue Cell Tower Lease Payment – June 2018	\$955.02
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C. CCATT HOLDINGS

Monthly Acacia Avenue Cell Tower Lease Payment– July 2018	\$1,065.27
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D. WASTE MANAGEMENT

Monthly Franchise Fee Payment - May 2018	\$4,187.89
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1.2. Bills, Invoices, Payments

A. CAVES & ASSOCIATES

Professional Services – Labor Relations	
Invoice #18-112	\$670.80
Invoice #18-159	<u>\$1,596.60</u>

TOTAL \$2,267.40

B. SAN JOAQUIN PARTNERSHIP		
Annual Membership Fee		\$5,000.00
C. URBAN FUTURES, INC.		
Continuing Disclosure Service Fees		
Invoice #CD-2018-57		
Water Revenue Bonds, Series 2006C	\$1,000.00	
Water Revenue Bonds, Series 2012	<u>\$1,250.00</u>	
		TOTAL \$2,250.00
D. SAN JOAQUIN REGIONAL TRANSIT DISTRICT		
Blossom Express Driver		
May Invoice #AR111116	\$1,661.47	
June Invoice #AR111164	<u>\$1,376.24</u>	
		TOTAL \$3,037.71
E. TAYLOR BACKHOE SERVICE, INC.		
Handicap Ramp Improvements		
2018 & Senior Center Parking Lot Project		
Progress Payment – Invoice #2		\$54,525.78
F. TERPSTRA HENDERSON		
General Matters	\$8,080.00	
Police Matters	\$322.63	
Code Enforcement	\$630.00	
Receivership	\$5,047.50	
Diamond Pet Food Expansion	<u>\$2,656.25</u>	
		TOTAL \$16,736.38
G. RODARAKIS & SOUSA, APC		
Legal Services		
Invoice #3836		\$5,512.78
H. CENTRAL SAN JOAQUIN VALLEY RISK MANAGEMENT AUTHORITY		
2018-2019 1 st Quarter Deposits		\$280,134.00
I. PACIFIC EXCAVATION, INC.		
River Road/Fulton Avenue Signal Project		
Progress Payment – Invoice #13854		\$71,394.78

1.3. Resolutions

A. RESOLUTION NO. 18-56

RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF RIPON
ADOPTING THE CITY OF RIPON
EMPLOYEE COMPENSATION
PLAN FOR FISCAL YEAR 2018-

This resolution adopts the employee compensation plan for Fiscal Year 2018-2019 for all administrative staff and non-represented Police Department employees. All represented employees of

2019 FOR ALL ADMINISTRATIVE
STAFF AND NON-REPRESENTED
POLICE DEPARTMENT
EMPLOYEES

the Police Officers' Association, Ripon
Sergeants' Association, and Ripon City
Employees' Association (Public Works)
are covered in a Memorandum of
Understanding that sets forth wages,
hours, and conditions of employment.

B. RESOLUTION NO. 18-57

RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF RIPON
ADOPTING THE MEMORANDUM
OF UNDERSTANDING FOR
FISCAL YEARS 2018-19 AND 2019-
20 FOR ALL EMPLOYEES OF THE
CITY OF RIPON POLICE
OFFICER'S ASSOCIATION

This resolution adopts the Memorandum
of Understanding that covers salary,
benefits, and working conditions for the
Police Officer's Association for fiscal
years 2018-19 and 2019-20.

C. RESOLUTION NO. 18-58

RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF RIPON
ADOPTING MEMORANDUM OF
UNDERSTANDING FOR FISCAL
YEARS 2018-19 AND 2019-20 FOR
ALL EMPLOYEES OF THE CITY
OF RIPON POLICE SERGEANT'S
ASSOCIATION

This resolution adopts the Memorandum
of Understanding that covers salary,
benefits, and working conditions for the
Police Sergeant's Association for fiscal
years 2018-19 and 2019-20.

D. RESOLUTION NO. 18-59

RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF RIPON
ADOPTING THE MEMORANDUM
OF UNDERSTANDING FOR
FISCAL YEARS 2018-19 AND 2019-
20 FOR ALL EMPLOYEES OF THE
CITY OF RIPON WORKING IN THE
CLASSIFICATION OF PUBLIC
WORKS MAINTENANCE AND
PUBLIC WORKS FOREMAN

This resolution adopts the Memorandum
of Understanding that covers salary,
benefits, and working conditions for the
association employees for fiscal years
2018-19 and 2019-20.

E. RESOLUTION NO. 18-60

A RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF RIPON
AMENDING PROVIDING
WORKERS' COMPENSATION
COVERAGE FOR CERTAIN CITY
VOLUNTEERS

This resolution repeals Resolution No. 99-78 and amends the resolution to read the correct labor code.

F. RESOLUTION NO. 18-61

A RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF RIPON
ADOPTING A NEW SECTION TO
THE MERIT SYSTEM RULES AND
REGULATIONS FOR THE CITY OF
RIPON

This resolution adds Section 611.1 to the City of Ripon Merit System providing a voluntary catastrophic leave program.

1.4. Miscellaneous Items

A. *ITEM A WAS MOVED TO ITEMS PULLED FROM CONSENT*

B. LIEBERT CASSIDY WHITMORE

Agreement for Special Services
Employment Relations Consortium
Membership (July 2018- June 2019)

Authorize the Mayor to sign the agreement with Liebert Cassidy Whitmore for employment relations training and consulting services; and approve payment of membership dues. (Dues: \$2,360.00 due before August 1)

C. DELTA REGIONAL MONITORING PROGRAM

Storm Water General Permit

Approve and authorize the payment of \$5,000 to the Aquatic Science Center for the City of Ripon participation in the Delta Regional Monitoring Program as required by the State Storm Water Phase II General Permit.

D. *ITEM D WAS MOVED TO ITEMS PULLED FROM CONSENT*

E. *ITEM E WAS MOVED TO ITEMS PULLED FROM CONSENT*

F. *ITEM F WAS MOVED TO ITEMS PULLED FROM CONSENT*

ITEMS PULLED FROM CONSENT

1.4A : PARKVIEW ELEMENTARY SAFE ROUTE TO SCHOOL

T & S West

Award the base bid contract to T & S West in the amount of \$449,485.00 and authorize staff to proceed. Project is funded by a Safe Route to School (SRTS) Grant.

Vice Mayor Zuber said the funding level is higher than the base bid, but this recommendation is to approve the base bid. He asked if there is a reason we cannot choose an alternate and approve it now.

Engineering Supervisor Pease said the recommendation to the Council is to stay with the base bid. There is potential for a change order once construction starts. Pease said there may be a component in one of the alternates that engineering requests from the contractor that will be brought back to Council for approval. This item is the two flashing crossing signs on Fulton Avenue which would give access to the new Vineyards subdivision and Parkview Elementary.

Motion to award the bid contract to T & S West in the amount of \$449,485.00 and authorize staff to proceed.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Leo Zuber, Vice Mayor
SECONDER:	Daniel de Graaf, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

1.4D : SENIOR CENTER PARKING LOT & HANDICAP RAMPS AND SIDEWALK CHANGE ORDER 1

Taylor Backhoe Service, Inc.
Change Order No. 1

Approve Change Order No.1 for underground utility conflicts, replacement of a hydrant valve and for a slurry seal around the new trash compactor at the recycling center (cost not to exceed \$14,277.46).

Vice Mayor Zuber said this project involves the ramps at the Senior Center and the ones by Ripon High School. Zuber asked why the project has been stalled.

Engineering Supervisor Pease said the issue is the power poles. Pease said engineering has been working with PG&E since last October on the relocation of poles. There has been conversation and emails, but no firm relocation dates have been set. Once the poles are relocated the ramps will be complete within three weeks.

Zuber asked if the work will be done by the time school starts.

Pease said no. But the ramp areas will be patched up and made accessible.

Motion to approve the Change Order No. 1 for underground utility conflicts, replacement of a hydrant valve and for a slurry seal around the new trash compactor at the recycling center.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Leo Zuber, Vice Mayor
SECONDER:	Jake Parks, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

1.4F : DIAMOND PET FOOD EIR AGREEMENT

Ascent Environmental Inc. -
Environmental Consulting Firm

Approve and authorize the Mayor to sign the agreement for services with Ascent Environmental Inc. to prepare the appropriate environmental documents (CEQA) for the Diamond Pet Food Major Site Plan Permit which proposes to construct a fourth production line within their existing facility.

Vice Mayor Zuber wanted to clarify that this is not an approval for expansion.

Planning Director Zuidervaart said this is just approval for hiring a consultant to provide a Focused Environmental Impact Report. Zuidervaart said Ascent Environmental has considerable experience with projects of this nature and will work closely with City Staff throughout the CEQA process.

Zuber asked if this is just a step in the approval process.

Zuidervaart said yes. The report along with the expansion request will come before Council for approval early next year.

Motion to approve and authorize the Mayor to sign the agreement for services with Ascent Environmental Inc. to prepare the appropriate environmental documents for the Diamond Pet Food Major Site Plan Permit which proposes to construct a fourth production line within their existing facility.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Leo Zuber, Vice Mayor
SECONDER:	Dean Uecker, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

1.4E : PROVOST & PRITCHARD CONSULTING GROUP

Provost & Pritchard Consulting Group Approve and Authorize the Mayor to sign the agreement with Provost & Pritchard Consulting Group for consulting services pertaining to the environmental studies required for the Stockton Avenue Rehabilitation Project (cost not to exceed \$6,900.00).

Council Member de Graaf recused himself from Item 1.4E.

Mayor Restuccia said de Graaf works for Provost & Pritchard Consulting Group. That is why he will not be voting on the item.

Motion to approve and authorize the Mayor to sign the agreement with Provost & Pritchard Consulting Group for consulting services pertaining to the environmental studies required for the Stockton Avenue Rehabilitation Project.

RESULT:	ADOPTED AS AMENDED [4 TO 0]
MOVER:	Leo Zuber, Vice Mayor
SECONDER:	Jake Parks, Council Member
AYES:	Uecker, Parks, Zuber, Restuccia
RECUSED:	de Graaf

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

2. **RESOLUTIONS**

A. RESOLUTION NO. 18-62

RESOLUTION OF THE CITY COUNCIL This resolution adopts the City of Ripon
OF THE CITY OF RIPON ADOPTING Fiscal Year 2018-2019 Budget.
THE CITY OF RIPON FISCAL YEAR
2018-2019 BUDGET

City Administrator Werner said this process started back in March and this resolution will approve the fiscal year 2018-2019 budget. There was a public hearing held in June and based off the input from Council, staff reduced the reserve in the Natural Disaster/Litigation Reserve fund from \$1,000,000 to \$500,000 and transferred the \$500,000 to the capital outlay account to replace all cameras and install license plate readers at all City entrances and exits.

Vice Mayor Zuber said on page 168 the capital outlay summary shows one item converting from a garbage truck to a roll off truck. He asked how old the truck is and how much is it to buy a new truck verses the conversion.

Werner said the truck being converted is ten years old.

Public Works Director Johnston said he estimates the cost of buying a new truck to be around

\$175,000 to \$200,000.

Zuber said compared to the conversion cost of \$75,000 the conversion makes sense.

Johnston said this will be a back-up roll off truck.

Mayor Restuccia complimented staff on the new layout of the budget staff report.

Motion to adopt Resolution 18-62 approving the City of Ripon Fiscal Year 2018-2019 Budget.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Leo Zuber, Vice Mayor
SECONDER:	Dean Uecker, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

B. RESOLUTION NO. 18-63

A RESOLUTION OF THE CITY
COUNCIL OF THE CITY OF RIPON
ACCEPTING TRAFFIC SAFETY
MEASURES TO MITIGATE CUT
THROUGH TRAFFIC

This resolution authorizes staff to move forward with adjusting the phasing of the traffic signal at Jack Tone Road and Main Street to meter the number of vehicles traveling east during commute hours and evaluate the need for additional measures after determining the effectiveness of this measure.

City Administrator Werner said this item was discussed at the June City Council meeting. Ripon roads continue to be impacted by evening commuter traffic from Highway 99 and Highway 120. At the June meeting, different ideas and limitations due to State law were discussed on how to mitigate the impact.

Werner said staff put together a list of possible traffic calming measures to improve the safety of Ripon local streets and roads. These measures include:

1. Adjust the phasing of the traffic signal at Jack Tone Road and Main Street to meter the traffic entering Ripon such that the capacity of the road network to the east is not exceeded;
2. Restrict right turning movements for vehicles traveling east on West Ripon Road on both Ruess Road and South Highland Avenue;
3. Install a landscape median on Main Street between Jack Tone Road and Wilma Avenue; and
4. Install concrete bulb outs at various intersections on Second Street between Wilma Avenue and Stockton Avenue.

Werner said staff is recommending the City Council approve the attached resolution authorizing staff to move forward with adjusting the phasing of the traffic signal at Jack Tone Road and Main Street to meter the number of vehicles traveling east at this time during commute hours and evaluate the need for additional measures after determining the effectiveness of this measure.

Vice Mayor Zuber said this resolution only authorizes the metering of the signal. He asked

about the additional options.

Werner said the resolution states that staff will report on the effectiveness of the Phase 1 and then at that time adjustments can be made.

Mayor Restuccia asked how the light will be timed. Restuccia said his main concern is inconveniencing residential neighborhoods.

Werner said staff will work with a formula to determine the peak hours and how to time the metering.

Restuccia said the idea of this is to slow down traffic cutting through Ripon in the hopes individuals will stay on the highway.

Zuber said it will be important to get the word out to residents about the metering times at Jack Tone and how it may affect residents during peak hours. It is also important that residents know they can come to Council and express ideas or concerns.

Restuccia asked when the metering will start.

Werner said it will start immediately.

Resident John Mangelos asked if there was a way to put up a portable light further back on West Ripon Road.

Restuccia said no, because it enters the County.

Motion to adopt Resolution 18-63 approving the resolution authorizing staff to move forward with adjusting the phasing of the traffic signal at Jack Tone Road and Main Street to meter the number of vehicles traveling east at this time during commute hours and evaluate the need for additional measures after determining the effectiveness of this measure.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jake Parks, Council Member
SECONDER:	Leo Zuber, Vice Mayor
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

3. PUBLIC HEARINGS

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

A.

RESOLUTION NO. 18-64
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE

This is a public hearing to set the amount and give approval of the levy of the annual assessment for the Boesch-Kingery Estates Assessment District. (Assessment \$58.84)
Recommended Action: Authorize the Mayor to sign and execute any and all

ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO. 96-1,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA, COMMONLY
KNOWN AS BOESCH-KINGERY
ESTATES

documents necessary and to forward these documents to the County Assessor's Office in order to place the assessment on the county tax rolls.

City Administrator Werner said this is an annual process that happens each year that sets the assessments that are on the tax roll for the districts, the lighting district and for certain residents who fall into landscape districts.

PUBLIC HEARING OPENED

No one wished to speak at this time.

PUBLIC HEARING CLOSED

Motion to adopt Resolutions 18-64, 18-65, 18-66, 18-67, 18-68, 18-69, 18-70, 18-71, and 18-72.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dean Uecker, Council Member
SECONDER:	Jake Parks, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

B.

RESOLUTION NO. 18-65
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE
ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO. 02-1,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA, COMMONLY
KNOWN AS CAROLINA'S
LANDSCAPE MAINTENANCE
DISTRICT

This is a public hearing to set the amount and give approval of the levy of the annual assessment for the Carolina's Landscape Maintenance Assessment District. (Assessment \$137.94)
Recommended Action: Authorize the Mayor to sign and execute any and all documents necessary and to forward these documents to the County Assessor's Office in order to place the assessment on the county tax rolls.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Dean Uecker, Council Member
SECONDER: Jake Parks, Council Member
AYES: Uecker, de Graaf, Parks, Zuber, Restuccia

C.

RESOLUTION NO. 18-66
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE
ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO. 07-1,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA, COMMONLY
KNOWN AS CORNERSTONE 1
LANDSCAPE MAINTENANCE
DISTRICT

This is a public hearing to set the amount and give approval of the levy of the annual assessment for the Cornerstone 1 Landscape Maintenance Assessment District. (Assessment \$90.00)
Recommended Action: Authorize the Mayor to sign and execute any and all documents necessary and to forward these documents to the County Assessor's Office in order to place the assessment on the county tax rolls.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Dean Uecker, Council Member
SECONDER: Jake Parks, Council Member
AYES: Uecker, de Graaf, Parks, Zuber, Restuccia

D.

RESOLUTION NO. 18-67
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE
ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO. 89-2,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA COMMONLY
KNOWN AS COUNTRY WOODS UNIT
NO 2 AND ZUMSTEIN ESTATES
SUBDIVISIONS

This is a public hearing to set the amount and give approval of the levy of the annual assessment for the Country Woods Unit No. 2 and Zumstein Estates Subdivisions Assessment District. (Assessment \$75.82)
Recommended Action: Authorize the Mayor to sign and execute any and all documents necessary and to forward these documents to the County Assessor's Office in order to place the assessment on the county tax rolls.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Dean Uecker, Council Member
SECONDER: Jake Parks, Council Member
AYES: Uecker, de Graaf, Parks, Zuber, Restuccia

E.

RESOLUTION NO. 18-68
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE
ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO.89-1,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA, COMMONLY
KNOWN AS DUTCH MEADOWS

This is a public hearing to set the amount and give approval of the levy of the annual assessment for the Dutch Meadows Assessment District. (Assessment \$29.10)
Recommended Action: Authorize the Mayor to sign and execute any and all documents necessary and to forward these documents to the County Assessor's Office in order to place the assessment on the county tax rolls.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Dean Uecker, Council Member
SECONDER: Jake Parks, Council Member
AYES: Uecker, de Graaf, Parks, Zuber, Restuccia

F.

RESOLUTION NO. 18-69
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE
ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO. 92-1,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA, COMMONLY
KNOWN AS FARMLAND ESTATES

This is a public hearing to set the amount and give approval of the levy of the annual assessment for the Farmland Estates Assessment District. (Assessment \$50.00)
Recommended Action: Authorize the Mayor to sign and execute any and all documents necessary and to forward these documents to the County Assessor's Office in order to place the assessment on the county tax rolls.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Dean Uecker, Council Member
SECONDER: Jake Parks, Council Member
AYES: Uecker, de Graaf, Parks, Zuber, Restuccia

G.

RESOLUTION NO. 18-70
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE
ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO. 98-1,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA, COMMONLY
KNOWN AS JACOB'S LANDING

This is a public hearing to set the amount and give approval of the levy of the annual assessment for Jacob's Landing Assessment District. (Assessment \$116.34)

Recommended Action: Authorize the Mayor to sign and execute any and all documents necessary and to forward these documents to the County Assessor's Office in order to place the assessment on the county tax rolls.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dean Uecker, Council Member
SECONDER:	Jake Parks, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

H.

RESOLUTION NO. 18-71
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE
ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO. 94-1,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA COMMONLY
KNOWN AS MAIN STREET
LANDSCAPE MAINTENANCE
DISTRICT

This is a public hearing to set the amount and give approval of the levy of the annual assessment for the Main Street Landscape Maintenance Assessment District. (Assessment \$136.96 per unit + linear footage)

Recommended Action: Authorize the Mayor to sign and execute any and all documents necessary and to forward these documents to the County Assessor's Office in order to place the assessment on the county tax rolls.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dean Uecker, Council Member
SECONDER:	Jake Parks, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

I.

RESOLUTION NO. 18-72
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF RIPON
DETERMINING THE AMOUNT OF
AND APPROVING THE LEVY OF THE
ANNUAL ASSESSMENT FOR THE
FISCAL YEAR 2018-2019 FOR
ASSESSMENT DISTRICT NO. 05-1,
CITY OF RIPON, COUNTY OF SAN
JOAQUIN, CALIFORNIA, COMMONLY
KNOWN AS CITY OF RIPON
LIGHTING DISTRICT

This is a public hearing to set the amount and give approval of the levy of the annual assessment for the City of Ripon Lighting District.

Recommended Action: Authorize the Mayor to sign and execute any and all documents necessary and to forward these documents to the County Assessor’s Office in order to place the assessment on the county tax rolls.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dean Uecker, Council Member
SECONDER:	Jake Parks, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

4. **ORDINANCES**

Second Reading and Adoption

A. ORDINANCE NO. 874

AN ORDINANCE OF THE CITY
COUNCIL OF THE CITY OF RIPON
AMENDING CHAPTER 17.16 "REAL
PROPERTY DEVELOPMENT FEES" OF
THE RIPON MUNICIPAL CODE

This ordinance amendment approves policies for implementation of the City of Ripon Development Fee Deferment program for all development within the City of Ripon, including non-residential and approves policies for development fees for newly annexed properties containing existing buildings and structures.

Planning Director Zuidervaart said this ordinance had its first reading and introduction at the June City Council meeting. City Attorney Terpstra updated a couple of items in the annexation area.

Zuidervaart said there is a resolution that will be brought to a future meeting.

Motion to waive the second reading and adopt Ordinance No. 874.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dean Uecker, Council Member
SECONDER:	Leo Zuber, Vice Mayor
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

First Reading and Adoption

B. ORDINANCE NO. 876

AN ORDINANCE OF THE CITY OF RIPON FIXING THE AMOUNT OF MONEY TO BE RAISED BY TAXATION AND THE RATE OR RATES OF TAX THEREFORE NECESSARY TO CARRY ON THE VARIOUS FUNCTIONS AND DEPARTMENTS OF THE CITY OF RIPON AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH

This ordinance sets the amount of money raised by taxes necessary to carry on the various functions of the City of Ripon. (City tax rate: \$0.00)

City Clerk Roos said this is an annual ordinance and is before Council for a first reading and adoption.

Motion to waive the first reading and adopt Ordinance No. 876.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jake Parks, Council Member
SECONDER:	Daniel de Graaf, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

First Reading and Introduction

C. ORDINANCE NO. 877

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON AMENDING CHAPTER 16.194 "AFFORDABLE HOUSING" OF THE RIPON MUNICIPAL CODE

This ordinance amends Chapter 16.194 of the Ripon Municipal Code to amend the name of the new affordable housing option ("BMR Plus"), to add a few definitions, to amend the section pertaining to houses whose fair market value exceeds the upper FHA limit upon date of purchase, and amend the down payment assistance section.

Planning Director Zuidervaart said this is the third amendment to the Affordable Housing Ordinance. This ordinance amends Chapter 16.194 of the Ripon Municipal Code to add the name of the new affordable housing option as BMR Plus, add a few definitions, amend the section pertaining to houses whose fair market value exceeds the upper FHA limit upon date of purchase and amend the down payment assistance section.

Motion to waive the first reading and introduce Ordinance No. 877.

RESULT:	FIRST READING WAIVED [UNANIMOUS]	Next: 8/14/2018 6:00 PM
MOVER:	Jake Parks, Council Member	
SECONDER:	Leo Zuber, Vice Mayor	
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia	

5. DISCUSSION ITEMS

A. ACTIVE TRANSPORTATION PROGRAM GRANT APPLICATION

Discussion/Action City Council to consider directing staff to submit an application for the State Active Transportation Program grant.

Engineering Supervisor Pease said the California Transportation Commission finalized the 2019 Active Transportation Program Cycle 4 Guidelines in June. The CTC announced a Call for Projects on May 16, 2018, with applications due July 31, 2018. Pease said these grants are geared towards bike and pedestrian projects.

Pease said the scoring criteria is geared toward benefits provided to disadvantaged communities, but the City has successfully received regional component ATP funds in the past.

Pease said staff has identified two potential projects, which would be eligible for funding within the ATP. These projects are 1.) Upgrade of the bike paths on Manley/Milgeo/Second and 2.) Extension of the Jack Tone Class I Bike Path to Mistlin Sports Park. Both projects update bike paths and add additional enhancements for bicyclists and pedestrians.

Mayor Restuccia asked if the City has to spend \$60,000 up front to start this process or can we wait for the grant funds.

Pease said the initial costs will be in staff time to apply for the grant. If both projects are accepted, the City will pay approximately \$60,000 in total on the projects.

Vice Mayor Zuber asked if we are pursuing both projects.

Pease said the grant would be written for both projects.

Motion to direct staff to submit applications for two projects eligible for funding under the Active Transportation Program.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniel de Graaf, Council Member
SECONDER:	Jake Parks, Council Member
AYES:	Uecker, de Graaf, Parks, Zuber, Restuccia

B. CHAPTER 10.40.170 "PEDDLERS AND VENDORS STANDS-UNLAWFUL PARKING"

Discussion/No Action

Vice Mayor Zuber is requesting City Council discussion on Chapter 10.40.170 of the Ripon Municipal Code dealing with food trucks.

Vice Mayor Zuber said this issue has been floating around for quite some time. Zuber said he spoke with Tamra Spade at the Chamber of Commerce in regards to surveying local businesses on their thoughts and perceptions of food trucks.

Zuber said Spade created a survey and delivered it to local businesses and restaurants.

Tamra Spade with the Ripon Chamber of Commerce said she hand-delivered surveys to 25 local businesses. Spade stated for the record that the Chamber of Commerce is not taking a position either way.

Spade shared a few questions that were in the survey, including:

1. Are you in favor of food trucks?
2. Will they hurt or benefit Ripon?
3. Should there be a designated area for them to park?
4. What type of regulations should they have to meet?

Spade said out of 25 surveys distributed, 15 came back. All businesses but a few were okay with food trucks as long as they met certain criteria.

Zuber said the point of Council discussion on this item tonight is to see if there is interest to pursue having staff look into changing the current ordinance.

Jana and Rob Nairn with The Tri-Tipery said they support Council looking into this ordinance. They own two restaurants and have a food truck that travels to various events. Jana said every city and county has their own rules. The biggest concerns are tax collection and public health. Jana said food trucks are respectful of brick and mortar and improve the food scene.

Mayor Restuccia asked Jana and Rob if they were willing to meet with staff and share their experiences.

Jana and Rob said they would be happy to help.

Council Member Parks said food trucks are a culture and they create followers.

Resident John Mangelos said food trucks do have a following and if Council pursues updating the ordinance, location will be key for their success.

Resident Allen Stokey said he has major concerns with Council allowing food trucks. Stokey watched his old town of Salida get taken over by trucks. They depleted a once beautiful neighborhood and he does not want that to happen in Ripon. Stokey said food trucks attract a certain subculture and there are always sanitation issues.

Stokey said Ripon is a nice place to live and he would like it to stay that way.

Council Member de Graaf said there is a lot to consider. There was a reason in the past of why food trucks were not allowed.

de Graaf thanked the public for their input.

Zuber said he appreciates everyone's input, but Ripon cannot be compared to Salida.

Zuber said the topic was worth bringing before Council for discussion. If the Council is interested in creating a food truck program that will work and maintain City standards it is worth being looked into.

Council directed staff to research food truck programs and come back with improved policies to establish the conditions under which food trucks could operate.

REPORTS

Department Heads:

Police Chief Ormonde said this Friday, July 13th through Sunday, July 15th the Ripon Police Department is hosting the Central Valley Explorer Challenge, partnered with Manteca, Tracy and Lathrop. Teams from all over California and the Southern United States will come to compete.

Ormonde invited everyone to the swearing in of three new officers and one dispatcher on July 18th in Council Chambers at 1:00 p.m.

Ormonde wanted to remind the community that National Night Out is August 7th at the Community Center from 6:00 p.m. to 9:00 p.m. There will be drinks and activities. This event is free to the community.

Director of Public Works Johnston said June water usage was down 19% compared to 2013 with a running overall average of 23%.

Johnston said our current Water Conservation Coordinator has resigned and we are currently advertising for his replacement.

Planning Director Zuidervaart said Diamond Pet Food is trying to add a fourth line in the near future. The environmental is being done on this along with odor control equipment being installed by October. If the equipment works, the request for the fourth line will be coming to Council in early 2019.

City Council:

Council Member de Graaf said there was no Economic Development Committee meeting this month, but the sub-committee met to come up with a strategic plan.

de Graaf thanked the members of the public for attending the meeting.

Council Member Uecker said he reviewed the list of breakout sessions for the League of California Cities Annual Conference and did not see anything that would be beneficial to Ripon attending. If Council agrees, he will not be attending.

Council agreed that there was no need for Uecker to attend.

Vice Mayor Zuber said he made a list of nine projects that were approved by Council in the last few months. Zuber said he would like status updates on the projects because when he is out in the community residents always ask about them.

SUCCESSOR AGENCY

There being no further business, the meeting was adjourned at 7:30 PM.

(Signed) Michael Restuccia
Mayor

ATTEST:

(Signed) Tricia Raymond
Deputy City Clerk