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# Ripon City Council Minutes

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TUESDAY, JULY 11, 2017 – 6:00 PM

REGULAR MEETING

6:00 PM

## **PLEDGE OF ALLEGIANCE**

The meeting was called to order at 6:00 p.m. with Vice Mayor Restuccia leading in the Pledge of Allegiance to the Flag.

## **INVOCATION**

Pastor Ken Boonstra gave the invocation.

## **ROLL CALL**

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

## **OTHERS PRESENT:**

City Administrator Kevin Werner, Deputy City Attorney Stacy Henderson, 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, Engineering Supervisor James Pease, Information Systems Technician Joshua Brenner.

## **PUBLIC DISCUSSION**

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

## **APPROVAL OF MINUTES**

A. CITY COUNCIL - REGULAR MEETING - JUN 13, 2017 6:00 PM

**Motion to approve the minutes of the Regular City Council Meeting of June 13, 2017.**

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

Council Member Zuber requested Items 1.3.D, 1.4.A, 1.4.J, and 1.4.K be pulled from the Consent Calendar for discussion.

Mayor Uecker requested Item 1.4.L be pulled from the Consent Calendar and tabled until future notice.

<b>RESULT:</b>	<b>ADOPTED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Michael Restuccia, Vice Mayor
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

**1. CONSENT CALENDAR**

**Motion to approve the Consent Calendar as amended.**

<b>RESULT:</b>	<b>ADOPTED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Restuccia, Vice Mayor
<b>SECONDER:</b>	Daniel de Graaf, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

**1.1. Income**

**A. STATE OF CALIFORNIA**

Sales Tax (2016 \$279,497.31)	\$264,631.38
2017 YTD = \$2,752,837	
2016 YTD = \$2,358,715	

Highway Users Tax (2016 \$26,694.79)	<u>\$25,750.57</u>
2017 YTD = \$266,892	
2016 YTD = \$326,040	

**TOTAL \$290,381.95**

**B. T-MOBILE**

Acacia Avenue Cell Tower Lease – July 2017	<b>\$930.00</b>
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**C. CCATT HOLDINGS**

Acacia Avenue Cell Tower Lease – July 2017	<b>\$1,034.82</b>
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**D. WASTE MANAGEMENT**

Franchise Fee Payment – May 2017	<b>\$2,187.75</b>
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**1.2. Bills, Invoices, Payments**

**A. FEHR AND PEERS**

River Road/Fulton Avenue Project – Traffic Signal Design Progress Payment – Invoice #15309	<b>\$1,830.00</b>
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**B. PROVOST & PRITCHARD**

Urban Water Management Plan Progress Payment – Invoice #63295	<b>\$6,177.02</b>
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**C. TERPSTRA HENDERSON**

General Matters	\$10,723.75
Police Matters	\$1,186.08
Code Enforcement	\$1,237.50
Vineyard Grove Development	\$1,401.25
North Pointe Specific Plan	\$247.50
Meadowood Development	<u>\$1,106.25</u>

**TOTAL \$15,902.33**

**D. CARLSON CONSULTING**

Strategic Planning Session  
Invoice #5817

**\$963.50**

**E. STANTEC**

Waste Water Discharge Permit  
Groundwater Monitoring –  
Progress Payments  
4<sup>th</sup> Quarter 2016 – Invoice #1215730  
1<sup>st</sup> Quarter 2017 – Invoice #1215732

\$351.75  
\$1,859.25

**TOTAL \$2,211.00**

**F. DE NOVO PLANNING GROUP**

Municipal Services Review  
Progress Payment - Invoice #1957

**\$6,610.00**

**G. BABS CONCRETE**

Valley Gutter Removal Maintenance Project-Locust Ave  
Progress Payment – Invoice #411

**\$25,317.50**

**H. DAVE UECKER CONSTRUCTION**

City of Ripon's Below Market Rate  
Housing Project: 439 S. Acacia Avenue  
Progress Payment – Invoice #161

**\$5,754.00**

**1.3. Resolutions**

**A. RESOLUTION NO. 17-36**

RESOLUTION OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
ADOPTING THE CITY OF RIPON  
EMPLOYEE COMPENSATION  
PLAN FOR FISCAL YEAR 2017-  
2018 FOR ALL ADMINISTRATIVE  
STAFF AND NON-REPRESENTED  
POLICE DEPARTMENT  
EMPLOYEES

This resolution adopts the employee compensation plan for Fiscal Year 2017-2018 for all administrative staff and non-represented Police Department employees. All represented employees of the Police Officers' Association, Ripon Sergeants' Association, and Ripon City Employees' Association (Public Works) are currently in the second year of a Memorandum of Understanding that sets forth wages, hours, and conditions of

employment.

B. RESOLUTION NO. 17-37

RESOLUTION OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
ACCEPTING THE SAN JOAQUIN  
COUNCIL OF GOVERNMENTS'  
ANNUAL FINANCIAL PLAN FOR  
FISCAL YEAR 2017-2018  
ADOPTED BY THE COG BOARD  
ON MARCH 23, 2017

This resolution accepts the San Joaquin Council of Governments' annual financial plan for fiscal year 2017-2018.

C. RESOLUTION NO. 17-38

RESOLUTION OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
APPROVING THE ANNUAL  
TRANSPORTATION CLAIM AND  
ATTACHMENTS THERETO AND  
AUTHORIZING THEIR  
SUBMISSION TO THE SAN  
JOAQUIN COUNTY COUNCIL OF  
GOVERNMENTS FOR THE 2016-  
2017 FISCAL YEAR OF THE CITY  
OF RIPON

This resolution accepts the City of Ripon approving the Annual Transportation Claim and Attachments and Authorizing their submission to the San Joaquin County Council of Governments for the 2016-2017 Fiscal Year.

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

E. RESOLUTION NO. 17-39

RESOLUTION OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
VEHICLE FORFEITURE PROGRAM

This resolution designates City employees (other than peace officers) authority to enforce the laws within Ripon Municipal Code for Illegal Dumping.

F. RESOLUTION NO. 17-40

A RESOLUTION OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
ACCEPTING AN IRREVOCABLE  
OFFER OF DEDICATION OF  
CERTAIN REAL PROPERTY TO  
THE CITY OF RIPON

This resolution accepts an irrevocable offer of dedication by BMCH California, LLC of certain real property to the City of Ripon in connection with the development of the Vineyards project and authorizes the Mayor to sign and execute any and all documents necessary to

complete the aforementioned transaction.

**1.4. Miscellaneous Items**

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

B. TEMPORARY PARKING LOT LEASE

DPG Investments, LLC

Approve and authorize the Mayor to sign the Temporary Parking Lot Lease Agreement with DPG Investments, LLC to use the vacant lot located on the northwest corner of Stockton Avenue and Second Street for public parking during the construction of the Stockton Avenue Parking Lot Project.

C. SAN JOAQUIN COUNCIL OF GOVERNMENTS' CITIZENS' ADVISORY COMMITTEE

Stephanie Hobbs

Recommend that Stephanie Hobbs be reappointed to the San Joaquin Council of Governments' Citizens' Advisory Committee.

D. WELL 5 & 12 REHABILITATION PROJECT

North State Drilling

Accept the work completed by North State Drilling, and authorize the filing of a Notice of Completion with retention (\$13,897.06) to be paid 35 days after recording of notice.

E. DONATION OF BENCH

Ripon Chamber of Commerce  
Vocational Leadership Academy

Accept the donation from the Ripon Chamber Vocational Leadership Academy for the purchase and installation of a bench to be installed at the Stouffer Park playground.  
(Donation: \$1,775.00)

F. VALLEY GUTTER REMOVAL MAINTENANCE PROJECT - LOCUST AVE

Babs Concrete Construction

Accept the work completed by Babs Concrete and authorize the filing of a Notice of Completion with retention (\$1,332.50) to be paid 35 days after recording of notice.

G. STOCKTON AVENUE PARKING LOT PROJECT

A.M. Stephens Construction Company,  
Inc.

Award the bid for the Stockton Avenue Parking Lot Project in the amount of

\$433,337.15 and authorize staff to proceed. Project is funded by the allocation of previous years' general fund surplus by the City Council for the reconstruction of the Stockton Avenue parking lot.

H. SURVEY MONUMENT PRESERVATION POLICY

State Mandated Program

Staff is recommending the City Council adopt the Survey Monument Preservation Policy and authorize staff to begin implementation.

I. LIEBERT CASSIDY WHITMORE

Agreement for Special Services  
Employment Relations Consortium  
Membership (July 2017- June 2018)

Authorize the Mayor to sign the agreement with Liebert Cassidy Whitmore for training and consulting services; and approve payment of membership dues.

(Dues: \$2,360.00 due before August 1)

*J. ITEM J WAS MOVED TO ITEMS PULLED FROM CONSENT CALENDAR*

*K. ITEM K WAS MOVED TO ITEMS PULLED FROM CONSENT CALENDAR*

*L. ITEM L WAS MOVED TO ITEMS PULLED FROM CONSENT CALENDAR*

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

**ITEMS PULLED FROM CONSENT CALENDAR**

RESOLUTION NO. 17-41

1.3D : PUBLIC UTILITY EASEMENT  
DEED

This resolution accepts a public utility easement deed by Jason Buffalow and Gina Buffalow to the City of Ripon in connection with 501 Parallel Avenue and authorizes the Mayor to sign and execute any and all documents necessary to complete the aforementioned transaction.

Council Member Zuber asked what the easement was for.

Engineering Supervisor Pease said it's a requirement of the developer to grant the City easement on the property for access to telephone and other various lines.

**Motion to adopt Resolution No. 17-41 adopting a Public Utility Easement Deed.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Michael Restuccia, Vice Mayor
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

#### 1.4A : STRATEGIC RETIREMENT AGREEMENT

Strategic Retirement

Authorize the City Administrator to sign the Investment Change Form and the Agreement of Participation with Reliance Trust to replace the ABN AMRO funds with MetLife Stable Value funds.

Council Member Zuber asked if this was a fund separate from the money that employees put in and the City matches for Non-PERS.

City Administrator Werner said yes, this is separate.

**Motion to approve the City Administrator to sign the Investment Change Form and the Agreement of Participation with Reliance Trust to replace the ABN AMRO funds with MetLife Stable Value funds.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Michael Restuccia, Vice Mayor
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

#### 1.4J : VINEYARDS SUBDIVISION IMPROVEMENT AGREEMENT

Vineyards Subdivision

Approve the Subdivision Improvement Agreement and authorize the Mayor and City Clerk to sign the Agreement.

Council Member Zuber asked when the agreement expires.

Planning Director Zuidervaart said the Development Agreement states ten years and the Subdivision Improvement Agreement is filed after that to ensure all improvements get accomplished in a timely manner.

Zuber asked if the Subdivision Improvement Agreement specifies building patterns and specifications.

Zuidervaart said yes.

Zuber asked how this project fits within the newly approved 3% growth cap.

Zuidervaart said this project was in place before the growth cap was approved. Zuidervaart said permits being pulled are being monitored and worked into the equation. Currently the Planning Department feels the 3% cap will not be reached and understands Council does not want to see any sudden building spikes due to the supply of services.

**Motion to approve the Vineyards Subdivision Improvement Agreement (SIA) and send to the County for recording.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Daniel de Graaf, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

**1.4K : GOLF COURSE LEASE AGREEMENT**

Jack Tone Golf	Authorize the Mayor to sign the Amendment to the Jack Tone Golf lease agreement.
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Council Member Zuber said we are being asked to approve expenditures of the Golf Course Capital Reserve Fund for repairs, plus approve a loan of \$30,000 for operating costs.

City Administrator Werner said in meeting with the golf course staff, \$75,000 was an early estimate on what was needed for repairs due to the flooding. The resolution will have to be amended because bids are coming in close to \$200,000 for repairs. Currently there is \$390,000 in the Golf Course Capital Reserve.

Mayor Uecker said the money in the reserve was earned by the golf course.

Vice Mayor Restuccia said the money is necessary to start fixing the course.

**Motion to authorize the Mayor to sign the Amendment to the Jack Tone Golf lease agreement.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Michael Restuccia, Vice Mayor
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

**1.4L : PROCLAMATION**

American Legion Post 190 Boys State	Proclaim July 11, 2017 as Boys State Delegate Day in Ripon.
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**This item was tabled for a future meeting date.**



**RESULT:           TABLED**

**2. PUBLIC HEARINGS**

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

A.

RESOLUTION NO. 17-42  
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 2017-2018 FOR  
ASSESSMENT DISTRICT NO. 96-1,  
CITY OF RIPON, COUNTY OF SAN  
JOAQUIN, CALIFORNIA, COMMONLY  
KNOWN AS BOESCH-KINGERY  
ESTATES

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

Mayor Uecker noted that Items 2.A through 2.I would be taken as one item.

Council Member Zuber said he wanted to make sure staff was looking at using the money to supplement our Public Works staff in the Landscape Maintenance Districts.

City Administrator Werner said yes, this plan is laid out in the budget.

**PUBLIC HEARING OPENED**

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

**PUBLIC HEARING CLOSED**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Daniel de Graaf, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

B.

RESOLUTION NO. 17-43  
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 2017-2018 FOR

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

ASSESSMENT DISTRICT NO. 02-1,  
CITY OF RIPON, COUNTY OF SAN  
JOAQUIN, CALIFORNIA, COMMONLY  
KNOWN AS CAROLINA'S  
LANDSCAPE MAINTENANCE  
DISTRICT

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

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Daniel de Graaf, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

C.

RESOLUTION NO. 17-44  
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 2017-2018 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 \$72.62)  
**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.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Daniel de Graaf, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

D.

RESOLUTION NO. 17-45  
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 2017-2018 FOR  
ASSESSMENT DISTRICT NO. 89-2,  
CITY OF RIPON, COUNTY OF SAN

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

JOAQUIN, CALIFORNIA COMMONLY  
KNOWN AS COUNTRY WOODS UNIT  
NO 2 AND ZUMSTEIN ESTATES  
SUBDIVISIONS

county tax rolls.

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

E.

RESOLUTION NO. 17-46  
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 2017-2018 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:** Leo Zuber, Council Member  
**SECONDER:** Daniel de Graaf, Council Member  
**AYES:** de Graaf, Zuber, Restuccia, Uecker  
**ABSENT:** Parks

F.

RESOLUTION NO. 17-47  
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 2017-2018 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:** Leo Zuber, Council Member  
**SECONDER:** Daniel de Graaf, Council Member  
**AYES:** de Graaf, Zuber, Restuccia, Uecker  
**ABSENT:** Parks

G.

RESOLUTION NO. 17-48  
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 2017-2018 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:** Leo Zuber, Council Member  
**SECONDER:** Daniel de Graaf, Council Member  
**AYES:** de Graaf, Zuber, Restuccia, Uecker  
**ABSENT:** Parks

H.

RESOLUTION NO. 17-49  
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 2017-2018 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.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Daniel de Graaf, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

I.

RESOLUTION NO. 17-50  
 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 2017-2018 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.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Daniel de Graaf, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

J. PROPOSED FY 2017-2018 CITY BUDGET

General Fund	\$10,705,681
Streets Fund	\$636,875
Water Operating Fund	\$2,283,562
Garbage Operating Fund	\$1,617,809
Transit	\$43,899
Sewer Operating Fund	\$1,271,656
Redevelopment Obligations	\$2,212,877
Special Districts	\$342,649
Capital Funds	\$4,063,513
CDBG	\$6,418

This is a public hearing for the proposed Fiscal Year 2017-2018 City Budget.

**PUBLIC HEARING OPENED**

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

## **PUBLIC HEARING CLOSED**

Council Member Zuber said in the table on page 356 titled “staffing proposal” there are four positions being proposed in the 2017-2018 budget.

Zuber asked if staff wants approval on those recommendations.

City Administrator Werner said those positions are included in the budget. At the workshop other additional positions were discussed, but staff would recommend waiting until the 2016-2017 books are closed before bringing those items back to Council for consideration.

Zuber said if by January the numbers look good we should look at adding the other positions instead of waiting for the next fiscal year.

Werner said understanding the CalPERS increase and wanting to make sure that we are proactive in being ahead of those increases, staff can look at both options in the 2016-2017 surplus.

Vice Mayor Restuccia said he agrees with Zuber in regards to adding all positions if the money is available.

Werner said from a financial standpoint he feels more comfortable getting a handle on the CalPERS increase and then looking at the future positions mid-year.

Zuber said the Capital Outlay Summary on page 359 was not covered in the June workshop.

Werner said money has been set aside for capital replacement, so this is an end of year projection.

Zuber asked if this includes money from prior years.

Werner said there could be money that was carried over from recent surplus that has not been spent yet. Annually there is a transfer of funds that staff works with Council on to allocate to capital items. These items will come to Council in January.

Zuber said if we have money in reserves Council needs to remember we have money to use to keep the City moving.

Restuccia said the spreadsheet shows the next twenty years of what needs to be collected, so this reserve will accumulate until it’s needed. It gives Council flexibility.

Zuber said page 357 touches on Prop 64, “Marijuana Legalization”. Zuber said although it is not currently allowed here, other cities in the same position are considering adding a business tax to their ballots just in case things change in the future.

City Administrator Werner said this is a new reality whether we like it or not and the topic is worth discussing. Werner said he could work with Terpstra Henderson and bring

back an item for discussion at a future meeting.

### 3. RESOLUTIONS

#### A. RESOLUTION NO. 17-51

RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF RIPON ADOPTING  
THE CITY OF RIPON FISCAL YEAR  
2017-2018 BUDGET

Adopt the Fiscal Year 2017-18 City Budget.	
General Fund	\$10,705,681
Streets Fund	\$636,875
Water Operating Fund	\$2,283,562
Garbage Operating Fund	\$1,617,809
Transit	\$43,899
Sewer Operating Fund	\$1,271,656
Redevelopment	\$2,212,877
Obligations	
Special Districts	\$342,649
Capital Funds	\$4,063,513
CDBG	\$6,418

**Motion to adopt Resolution No. 17-51 adopting the City of Ripon Fiscal Year 2017-2018 Budget.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Restuccia, Vice Mayor
<b>SECONDER:</b>	Leo Zuber, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

#### B. RESOLUTION NO. 17-52

A RESOLUTION OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
ADOPTING SCHEDULE OF FEES FOR  
THE USE OF CITY FACILITIES

This resolution adopts a schedule of fees for use of City Facilities.

Council Member Zuber said there are certain groups and events that are exempt from this fee schedule. Zuber said those should be added to the Schedule of Fees.

City Clerk Roos said the exempt groups and events are in the ordinance, but can be added to the schedule.

**Motion to adopt Resolution No. 17-52 adopting Schedule of Fees for the use of City facilities with the addition of exempt groups and events.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Michael Restuccia, Vice Mayor
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

**4. ORDINANCES**

*Second Reading and Adoption*

A. ORDINANCE NO. 864

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON AMENDING TITLE 16, CHAPTERS 16.20 AND 16.24 USE TABLES RELATING TO MEDICAL, DENTAL AND OPTICAL LABORATORIES

This ordinance amends Title 16, Chapters 16.20 and 16.24 Use Tables to allow for Medical, Dental or Optical Laboratories in the Community Commercial (C2) district and the Light Industrial (M1) district.

**Motion to waive the second reading and adopt Ordinance No. 864.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Restuccia, Vice Mayor
<b>SECONDER:</b>	Leo Zuber, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

*Second Reading and Adoption*

B. ORDINANCE NO. 865

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIPON ADDING CHAPTER 8.14, "ILLEGAL DUMPING; NUISANCE VEHICLES" TO THE RIPON MUNICIPAL CODE

This ordinance adds Chapter 8.14, entitled "Illegal Dumping; Nuisance Vehicles" to the Ripon Municipal Code.

**Motion to waive the second reading and adopt Ordinance No. 865.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Michael Restuccia, Vice Mayor
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

*First Reading and Introduction*

C. ORDINANCE NO. 866

AN ORDINANCE OF THE CITY OF RIPON FIXING THE AMOUNT OF

This ordinance sets the amount of money raised by taxes necessary to carry on the



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

various functions of the City of Ripon.  
(City tax rate: \$0.00)

**Motion to waive the first reading and adopt Ordinance No. 866.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leo Zuber, Council Member
<b>SECONDER:</b>	Michael Restuccia, Vice Mayor
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

*First Reading and Introduction*

D. ORDINANCE NO. 867

AN ORDINANCE OF THE CITY  
COUNCIL OF THE CITY OF RIPON  
AMENDING CHAPTER 17.16 OF THE  
RIPON MUNICIPAL CODE

This ordinance adds subsection “D” and “E” to Chapter 17.16.060 Engineering Fees to the Ripon Municipal Code to include fees for the Storm Water Development Standards submittal review and the Survey Monument Preservation Policy.

Engineering Supervisor Pease said this is a follow-up to the discussion on Engineering Fees from the June 13, 2017 City Council meeting. This ordinance is adding subsections D and E to Chapter 17.16 of the Ripon Municipal Code.

Vice Mayor Restuccia asked if time and motion studies are done before selecting fees to make sure all costs are being covered.

Pease said yes. Staff looks at time spent to ensure all costs are taken into account.

Restuccia asked if a minimum could be added to this ordinance so if costs go up the ordinance doesn't have to come back to Council for approval.

Pease said a resolution could amend fees in the future if necessary.

**Motion to waive the first reading and introduce Ordinance No. 867.**

<b>RESULT:</b>	<b>FIRST READING WAIVED [UNANIMOUS]</b>	<b>Next: 8/8/2017 6:00 PM</b>
<b>MOVER:</b>	Daniel de Graaf, Council Member	
<b>SECONDER:</b>	Michael Restuccia, Vice Mayor	
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker	
<b>ABSENT:</b>	Parks	

## 5. DISCUSSION ITEMS

### A. GRAND JURY RESPONSE

Case No. 0316  
*Discussion/No Action*

Discuss response to Grand Jury Case No. 0316 for Superior Court of California, County of San Joaquin regarding *Missing or Messy*.

**This response must be returned to the Grand Jury before September 10, 2017.**

Deputy City Attorney Henderson said due to a complaint alleging the San Joaquin County Sheriff's Department was "missing" and "hiding" over 10,000 items from its property room and within the evidence tracking system software the Grand Jury reviewed 11 county law enforcement agencies. Ripon, being one of the agencies, has to respond by September 10, 2017 whether or not they are going to comply with the recommendation. Henderson said compared to other agencies, Ripon had two findings: does not conduct monthly inspections or annual audits, as outlined in the Ripon Police Department Policy Manual and property room supervisor has not attended any property and evidence management course.

Terpstra Henderson will take input from staff and then provide a response to the Grand Jury.

Police Chief Ormonde said although the investigation was due to another agency the two findings have not been carried out due to staffing and time. The State has annual mandates that are required and unfortunately the decision of which is more prudent to send staff to is considered.

Council Member Zuber asked if there was anything wrong with telling them what Chief Ormonde explained.

Henderson said she will put that in her response.

Vice Mayor Restuccia said compared to other agencies the report is not bad. Restuccia asked if courses could be done online.

Ormonde said the courses have to be done in person.

### B. GOLF COURSE CAPITAL IMPROVEMENT COMMITTEE

Arno Krippene  
*Discussion/Action*

Confirm the Mayor's appointment of Mr. Arno Krippene as the Public Member of the Golf Course Capital Improvement Committee.

**Motion to approve the Mayor's appointment of a Public Member Arno Krippene to the Golf Course Capital Improvement Committee.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Restuccia, Vice Mayor
<b>SECONDER:</b>	Daniel de Graaf, Council Member
<b>AYES:</b>	de Graaf, Zuber, Restuccia, Uecker
<b>ABSENT:</b>	Parks

**REPORTS**

**Department Heads:**

Police Chief Ormonde said on the Fourth of July the Police Department responded to 25 calls that resulted in 13 incidents with 5 citations written. This speaks volumes for what we are doing in the community and shows residents respect this community.

Ormonde said the Police Department is hosting National Night Out on August 1<sup>st</sup> from 6:00 p.m. to 9:00 p.m. at the Community Center. There will be activities for all ages and food. Ormonde encouraged the community to come out and enjoy a fun night.

Public Works Director Johnston reported June water usage was down 20.6% compared to June 2013. The running annual average is 32%.

Planning Director Zuidervaart shared a news release from the San Joaquin County Economic Development Association in regards to Ripon construction manufacture Entekra receiving a State Tax credit award.

Zuidervaart said there is a Planning Commission meeting Monday, June 17<sup>th</sup> at 6:00 p.m. in Council Chambers to consider the construction of a new Starbucks in town.

Deputy City Attorney Henderson said they have a new attorney on their team Katie Lucchesi. Lucchesi has a lot of experience and is a great asset to the firm.

**City Council:**

Council Member Zuber said he wanted to acknowledge Officer Hernandez for receiving an award from MADD at their annual banquet. This award was given to Hernandez for his work in combatting drunk driving.

Council Member de Graaf congratulated Terpstra Henderson for adding Lucchesi to the firm.

de Graaf thanked Chief Ormonde for the ride along experience. He was very impressed with the officers and how our law enforcement interacts with the community.

de Graaf said he and Vice Mayor Restuccia had the opportunity to attend the swearing in of 157 new citizens from 25 countries to the United States.

de Graaf also thanked the public for being here.

Mayor Uecker wanted to publicly thank the Chamber of Commerce for another great Fourth of July fireworks show.

There being no further business, the meeting was adjourned at 7:25 PM.

(Signed) Dean Uecker  
Mayor

**ATTEST:**

(Signed) Tricia Raymond  
Deputy City Clerk