

**AGENDA  
CITY OF PATTERSON**



**CITY COUNCIL SPECIAL MEETING  
July 21, 2015  
6:00 p.m.**

**(Closed Session)**

**City Council Chambers  
1 Plaza  
Patterson, California**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (209) 895-8014. 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]

The agenda and supporting public documents are available for viewing in City Hall, Administration Department, 1 Plaza, 2<sup>nd</sup> Floor, Patterson, California. The agenda and supporting public documents are also available online on our City web site [www.ci.patterson.ca.us](http://www.ci.patterson.ca.us) listed under Popular Links "Agenda Center" and listed under the "Upcoming Events Calendar" under the date of the meeting or please call or email the City Clerk at (209) 895-8014 or [cityclerk@ci.patterson.ca.us](mailto:cityclerk@ci.patterson.ca.us)

If you wish to be notified of future meetings, please subscribe to "Notify Me" listed under Popular Links on our City of Patterson web site [www.ci.patterson.ca.us](http://www.ci.patterson.ca.us)

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**NOTICE IS HEREBY GIVEN** that the City Council for the City of Patterson, California will hold a Special Closed Session Meeting on Tuesday, July 21, 2015 at 6:00 p.m. or shortly thereafter in the City Council Chambers, located at 1 Plaza, Patterson, California.

**1. Call to Order**

The City Council will adjourn to Closed Session to address the following:

- a. Conference with Labor Negotiator per Government Code Section 54957.6.  
Agency Negotiator: Ken Irwin, City Manager. Employee Organization:  
AFSCME Local 10.

- b. Conference with Labor Negotiator per Government Code Section 54957.6. Agency Negotiator: Ken Irwin, City Manager. Employee Organization: Patterson Management, Mid-Management Employee Association.
- c. Conference with City Attorney, Anticipated Litigation Significant exposure to litigation pursuant to paragraph (2) of subsection (d) of California Government Code Section 54956.9 (1 case)

The City Council will discuss the Hammon Senior Center investigation and the final results contained in the investigation report. The City Council will consider taking further action and issuing findings based on legal recommendations.

- d. Conference with City Attorney, Anticipated Litigation Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9 (1 case)

The City Council will discuss a Workplace Violence Restraining Order Filed on Behalf of Members of the City Council, City Administration and Staff.

**2. Statements of Conflict**

**3. Items from the Public**

**Pursuant to Government Code Section 54954.3(a), members of the public wishing to address the City Council may do so at the beginning of the meeting, and such comments shall be limited to the closed section meeting topic.**

Any member of the audience desiring to address the Council regarding a matter on the agenda, please raise your hand or step to the podium at the time the item is announced by the Mayor. The public wishing to address the Council on items that do not appear on the agenda may do so; however, Council will take no action other than referring the item to staff for study and analysis and shall place item on a future agenda (Resolution 92-25)

In order that all interested parties have an opportunity to speak, any person addressing the Council will be limited to a maximum of five (5) minutes unless the Mayor grants a longer period of time (Resolution 92-25)

**4. Adjourn to Closed Session**

**5. Report from Closed Session (if any)**

**6. Adjournment**

## DECLARATION OF POSTING

I, Maricela Vela, City Clerk of the City of Patterson, California do hereby declare that the foregoing notice was posted on the Bulletin Board at City Hall, 1 Plaza, Patterson, California on July 16, 2015.

The Agenda is also posted for public view on the Bulletin Boards of the Hammon Senior Center, 1033 W. Las Palmas, Patterson, the Patterson Branch Library, 46 N, Salado Avenue, Patterson, and the City of Patterson City Web Site [www.ci.patterson.ca.us](http://www.ci.patterson.ca.us)

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Maricela Vela, City Clerk  
City of Patterson  
Direct No. (209) 895-8014  
Email [cityclerk@ci.patterson.ca.us](mailto:cityclerk@ci.patterson.ca.us)

Date Posted: July 16, 2015

**AGENDA  
CITY OF PATTERSON**



**CITY COUNCIL REGULAR MEETING  
WEST PATTERSON FINANCING AUTHORITY MEETING  
July 21, 2015  
7:00 p.m.**

**City Council Chambers  
1 Plaza  
Patterson, California**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (209) 895-8014. 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]

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- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Statements of Conflict**
- 4. Items from the Public**

Any member of the audience desiring to address the Council regarding a matter on the agenda, please raise your hand or step to the podium at the time the item is announced by the Mayor. The public wishing to address the Council on items that do not appear on the agenda may do so; however, Council will take no action other than referring the item to staff for study and analysis and shall place item on a future agenda (Resolution 92-25)

In order that all interested parties have an opportunity to speak, any person addressing the Council will be limited to a maximum of five (5) minutes unless the Mayor grants a longer period of time (Resolution 92-25)

## 5. Consent Calendar

**All items are approved by a single action. Any item may be removed from the Consent Calendar for separate discussion upon request from a member of the Public, Staff and/or Councilmember.**

- 5.1 Motion to Waive Readings - All Readings of Ordinances and Resolutions, Except by Title are hereby waived.
- 5.2 Approve City Department Reports for the Month of June 2015 (Community Development, Fire, Public Works and Recreation & Community Services) [\(View Report\)](#)
- 5.3 Approve City Committee and Commission Reports for the Month of June 2015 (Beautification Committee, Parks & Recreation Commission and Planning Commission) [\(View Report\)](#)
- 5.4 Approve Street Closure for Back to School Child Safety Fair on Saturday, August 15, 2015 [\(View Report\)](#)
- 5.5 Approve Street Closure for Skate the Circle & Movie Night Event on Friday, August 28, 2015 [\(View Report\)](#)
- 5.6 Approve Street Closure for National Night Out 2015 [\(View Report\)](#)
- 5.7 Approval of the City's New Paid Sick Leave Policy [\(View Report\)](#)

## 6. Presentations and Public Hearings

- 6.1 **Presentation:** PRIDE Proclamation (Councilmember McCord and Mayor Molina)  
  
(Proclamation to be made available at the meeting)
- 6.2 **Presentation:** Introduce First Responder Advanced Life Support Services (FRALS) Program to the City of Patterson, enabling the City of Patterson Fire Department to Deliver Engine-Based Paramedic Services to Our Community [\(View Report\)](#)  
  
**Staff Report: Fire Chief Hall**
- 6.3 **Public Hearing:** Hold Public Hearing, Take Public Comment, and Approve the Resolutions Ordering the Levy and Collection of Assessments for the City's Benefit Assessment Districts (BADs), Landscape Maintenance Districts (LMDs), and

CSA No. 15 for Fiscal Year 2015/16 (Resolution Nos. 2015-40, 2015-41 and 2015-42) ([View Report](#))

**Staff Report:** Public Works Director Willett  
**Mayor:** Open/Close Public Hearing  
**Council:** Motion to Adopt Resolution Nos. 2015-40, 2015-41 and 2015-42

**6.4 Public Comment/  
Action Item:**

Authorize Staff to abate Public Nuisance, by removing Weeds, Dirt, Rubbish, and/or Rank Growth pursuant to the provisions of Ordinance No. 243 and Ordinance No. 704, as defined in Chapter 6.16 of the Patterson Municipal Code - Property Maintenance; Authorize Staff to begin bid process (Resolution No. 2015-43) Clean - Up Process ([View Report](#))

**Staff Report:** Fire Chief Hall  
**Mayor:** Open/Close Item for Public Comments  
**Council:** Motion to Adopt Reso. No. 2015-43

**7. ADJOURN TO THE WEST PATTERSON FINANCING AUTHORITY**

**a. Call to Order**

**b. Roll Call**

**c. Staff Report: (Second Reading & Adoption)**

West Patterson Financing Authority

Ordinance No. 778, An Ordinance Levying Special Tax Within West Patterson Financing Authority Communities Facilities District No. 2015-2 (Arambel-KDN Public Safety/Fire Protection Services) ([View Report](#))

**Chair:** Open/Close Item for Public Comments

**Board:** Read Ordinance No. 778 Title as Listed Above

**Board:** Motion to Approve Second Reading of Ordinance No. 778, Reading by Title Only, Waiving Further Reading.

**Board:** Motion to Adopt Ordinance No. 778, Reading by Title Only, Waiving Further Reading.

**d. Adjourn**

**8. Staff and Committee Reports**

**8.1 Ordinances (Second Reading and Adoption)**

Ordinance No. 775, An Ordinance of the City Council of the City of Patterson, Adding Chapter 6.14 to Title 6 – Health and Safety, of the City of Patterson’s Municipal Code Requiring a Mandatory Construction and Demolition Debris Recycling Program (including Penalties) ([View Report](#))

**Mayor:** Open/Close Item for Public Comments

**Council:** Read Ordinance Title as Listed Above

**Council:** Motion to Approve Second Reading of Ordinance No. 775, Reading by Title Only, Waiving Further Reading

**Council:** Motion to Adopt Ordinance No. 775, Reading by Title Only, Waiving Further Reading

8.2 City Attorney

a. City of Patterson Civility Code (Ordinance No. 779)

First Reading and Introduction of City Ordinance No. 779, An Ordinance of the City of Patterson Amending Title 2 of the Municipal Code to Add Chapter 2.64 Civility Code.

Ordinance No. 779, An Ordinance of the City Council of the City of Patterson, Amending Title 2 of the Municipal Code to Add Chapter 2.64 Civility Code ([View Report](#))

**Staff Report:** City Attorney  
**Mayor:** Open/Close Item to Public Comments  
**Council:** Read Ordinance Title as Listed Above  
**Council:** Motion to Approve First Reading & Introduction of Ordinance No. 779, Reading by Title Only, Waiving Further Reading

b. Consider a Resolution No. 2015-44, to Admonishing Councilmember Sheree Lustgarten for Actions at the Hammon Senior Center Unbecoming of a City Councilmember ([View Report](#))

**Staff Report:** City Attorney  
**Mayor:** Open/Close Item to Public Comments  
**Council:** Motion to Adopt Resolution Nos. 2015-44

c. Consider a Resolution No. 2015-45, to Remove Councilmember Sheree Lustgarten from All City Council Appointed Positions ([View Report](#))

**Staff Report:** City Attorney  
**Mayor:** Open/Close Item to Public Comments  
**Council:** Motion to Adopt Resolution Nos. 2015-45

9. Council Items

9.1 Designate One Voting Delegate and Two Alternates to the League of California Cities 2015 Annual Conference, September 30<sup>th</sup> to October 2<sup>nd</sup> 2015 in San Jose  
([View Report](#))

9.2 City Council Reports

Mayor Molina:

- StanCOG (Councilmember McCord Alternate)
- Stanislaus County Mayors Dinner
- Patterson/West Stanislaus Fire Services Committee  
(Councilmember Farinha 1<sup>st</sup> Alternate, Councilmember Novelli 2<sup>nd</sup> Alternate)
- Stanislaus County Disaster Council (Councilmember McCord Alternate)

Mayor Pro Tem Farinha:

- San Joaquin Air Pollution Control District – Valley-wide Special City Selection Committee (Councilmember Novelli Alternate)
- Stanislaus County Hazardous Waste Advisory Committee  
(Councilmember McCord Alternate)

Councilmember Novelli:

- Patterson Representative – League of California Cities (LOCC)  
(Councilmember Lustgarten Alternate)

Councilmember Lustgarten:

- Stanislaus County Economic Development & Workforce “Alliance”  
(Councilmember Novelli Alternate)
- Economic Development Action Committee (EDAC)  
(Councilmember Novelli Alternate)

Councilmember McCord:

- Westside Health Care Task Force  
(Councilmember Lustgarten Alternate)

9.3 Other Matters

## **10. Adjournment**