



**REGULAR MEETING AGENDA  
FOR THE CITY COUNCIL OF THE CITY OF MANTECA**

**Tuesday, April 18, 2023  
6:00 PM**

**Council Chambers**

*1001 W. Center Street  
Manteca, CA 95336  
[www.manteca.gov](http://www.manteca.gov)*

**CITY COUNCIL**

*Mayor, Gary Singh  
Vice Mayor, Mike Morowit  
Councilmember, David Breitenbucher  
Councilmember, Charlie Halford  
Councilmember, Jose Nuño*

See last pages of agenda for information regarding meeting procedures.



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Members of the public that wish to submit public comments may do so by several different methods. Public Comment may be submitted in person and the following ways.

- Zoom Webinar:
  - To call or log into Zoom Webinar, please use the following:  
Link: <https://us02web.zoom.us/j/82677268640>  
Meeting ID: 826 7726 8640  
Phone number: (669) 900 6833
  - If you have questions on the Zoom Webinar process, please email:  
[mayorcouncilclerk@manteca.gov](mailto:mayorcouncilclerk@manteca.gov) or call (209) 456-8017.
- eComment - <https://www.manteca.gov/departments/legislative-services-city-clerk/city-council-video> to submit eComment(s).
  - New users must follow the instructions to create an account.
  - Only one comment per agenda item.
  - eComment may be submitted at any time up to the item being heard during the Council Meeting.
  - 500 character limit
- Email, Mail or Hand delivered to:  
[mayorcouncilclerk@manteca.gov](mailto:mayorcouncilclerk@manteca.gov)  
Office of the City Clerk, 1001 W. Center St., Ste. G,  
Manteca, CA 95337
  - Communications will be presented as a supplemental report and be made part of the official record.

*\*Note: For written public comments indicate in the subject line the agenda item number or if the item is related to general public comment.*

**CALL TO ORDER: Mayor Singh**

**ROLL CALL: City Clerk**

**INVOCATION/FLAG SALUTE: Tim Kemptner, New Hope**

**AGENDA REVIEW AND SUPPLEMENTAL REPORTS: City Clerk**

**DISCLOSURE OF EX PARTE COMMUNICATIONS: City Council**

**A. PRESENTATIONS:**

- A.1. [23-173](#)** Proclamation proclaiming April 26, 2023, as Administrative Professional Day.

**Attachments:** [Attachment 1 - Proclamation](#)

- A.2. [23-123](#)** Proclamation proclaiming April 28, 2023, as Arbor Day.

**Attachments:**      [Attachment 1 - Proclamation](#)

- A.3. [23-163](#)**      Present the Community Member of the Year 2022 Award to Stephen DeBrum.

**Attachments:**      [Attachment 1 - Award](#)  
                                 [Attachment 2 - Biography](#)

**B. PUBLIC COMMENT:**

**C. CONSENT ITEMS:**

*Engineering:*

- C.1. [23-158](#)**      Adopt a resolution approving an amendment to the Fiscal Year 2022-23 Capital Improvement Plan to purchase an additional Engineering Construction Inspection Vehicle; assigning a Capital Improvement Program project number to initiate the purchase; authorizing the appropriation of \$45,000 from the Engineering Undesignated Reserves to Capital Outlay Vehicles - Major (Account No. 820.45.50.000-7000.02); authorizing the Fleet Maintenance Supervisor to purchase the vehicle; and authorizing the City Manager to take all necessary steps to effectuate the purchase.

**Attachments:**      [Attachment 1 - Resolution](#)  
                                 [Attachment 2 - Capital, Equipment, Vehicle Request Form](#)

*Human Resources:*

- C.2. [23-142](#)**      Adopt a resolution approving the Salary Matrix for Executive Management, and approving a budget appropriation in the amount of \$18,000 from the General Fund Undesignated Reserves to account 100.13.00.001-5000.01 to fund the equity adjustment necessary to alleviate compaction between the Fire Chief and immediate subordinates.

**Attachments:**      [Attachment 1 - Resolution](#)  
                                 [Attachment 2 - Salary Matrix](#)

*Legislative Services/City Clerk:*

- C.3. [23-150](#)**      Waive the first reading by substitution of the title and adopt an ordinance amending Chapter 2.28 Recreation and Parks Commission Section 2.28.010.

**Attachments:**      [Attachment 1 - Ordinance](#)  
                                 [Attachment 2 - Redline Ordinance](#)

- C.4. [23-168](#)**      Approval of the April 4, 2023, Special and Regular Meeting Minutes.

**Attachments:**      [Attachment 1 - Special Meeting Minutes April 4, 2023](#)  
[Attachment 2 – Regular Meeting Minutes April 4, 2023](#)

*Police Department:*

- C.5. [23-156](#)**      Adopt a resolution amending the Capital Improvement Plan to include the purchase of a storage shed and assigning the purchase a project number; and approving a budget appropriation in the amount of \$12,000 from the Supplemental Law Enforcement Services Fund Undesignated Reserves to Capital Outlay Equipment New (Account No. 160.11.00.200-7000.03).

**Attachments:**      [Attachment 1 - Resolution](#)

- C.6. [23-157](#)**      Adopt a resolution approving a budget appropriation in the amount of \$38,000 from the Supplemental Law Enforcement Services Fund Undesignated Reserves to Supplies Police SWAT (Account No. 160.11.00.200-6210.21), amend CIP 23012 to include the additional appropriation for a project total of \$82,000; and amend the project name to SWAT Radios and Equipment.

**Attachments:**      [Attachment 1 - Resolution](#)

*Public Works:*

- C.7. [23-148](#)**      Adopt a resolution awarding the Request for Proposal for Transit Operations Contract Services to MTM Transit, LLC, and authorizing the Mayor to execute a 3-year base term agreement beginning July 1, 2023, in an amount not-to-exceed \$6,919,631 with two (2) optional one-year extensions.

**Attachments:**      [Attachment 1 - Resolution](#)  
[Attachment 2 - Request for Proposal](#)  
[Attachment 3 - MTM Transit Proposal](#)  
[Attachment 4 - MTM Transit Best and Final Offer](#)  
[Attachment 5 - Agreement](#)

**D. DISCUSSION ITEMS:**

- D.1. [23-159](#)**      Adopt a resolution accepting a grant from the Library & Literacy Foundation for San Joaquin County in the amount of \$15,000 and appropriate same to Intergovernmental Grants - State/County Poet Laureate (Revenue Account No. 100.20.30.350-4475.05) and Administrative Expenses - Poet Laureate (Expense Account No. 100.20.30.350-6600.45) to establish a Poet Laureate Program, and authorize City Manager, or designee, to execute grant agreement.

**Attachments:**      [Attachment 1 - Resolution](#)  
[Attachment 2 - Agreement](#)

- D.2. [23-160](#)**      Provide an update to City Council regarding the pavement improvement strategies and potential road improvement projects, and request project priority direction from City Council.

**Attachments:**      [Attachment 1 - Location Map](#)

- D.3. [23-105](#)**      Adopt City Council Policy C-11: Proclamations and Recognition Policy.

**Attachments:**      [Attachment 1 - Proclamations and Recognition Policy](#)

**E. CITY MANAGER COMMENTS:**

**F. COUNCIL COMMENTS:**

**G. ADJOURNMENT:**

*The next regularly scheduled City Council meeting is Tuesday, May 2, 2023, at 6:00 p.m.*

*I hereby certify that the agenda for the above stated meeting was posted at a location accessible to members of the public at City Hall, 1001 W. Center Street, Manteca, CA on Thursday, April 13, 2023, by 12:00 p.m.*

*/s/ Cassandra Candini-Tilton*

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CASSANDRA CANDINI-TILTON  
DIRECTOR OF LEGISLATIVE SERVICES / CITY CLERK

**MEETING DATES:**

The City Council meets regularly on the first and third Tuesday of each month; additional meetings may be scheduled as needed.

**INFORMATION AVAILABLE FOR CITY COUNCIL MEETINGS:**

Information and documents related to items on this agenda are available on the City's website at [www.manteca.gov](http://www.manteca.gov); you may also contact the City Clerk for information by email at [mayorcouncilclerk@manteca.gov](mailto:mayorcouncilclerk@manteca.gov); by calling (209) 456.8017; or in person at 1001 W. Center St., Ste. G, Manteca. Any documents related to an agenda item that are provided to a majority of the City Council after distribution of the agenda packet are reported by the City Clerk at the meeting under "Supplemental Reports" and are available for public inspection.

**CITY POLICY TO FACILITATE ACCESS TO PUBLIC MEETINGS:**

The City of Manteca complies with all applicable requirements of the Americans with Disabilities Act and California law, and does not discriminate against any person with a disability. If any person has a disability and requires information or materials in an appropriate alternative format (or any other reasonable accommodation), contact the City Clerk at (209) 456.8017 or email at [mayorcouncilclerk@manteca.gov](mailto:mayorcouncilclerk@manteca.gov). Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. For TTY/ Speech-to-Speech users, dial 7-1-1 for the California Relay Service, for text-to-speech, speech-to-speech, and Spanish-language services 24 hours a day, 7 days a week. In making any request to the City for assistance, please provide advance notice of at least three (3) business days prior to the meeting.

**CONDUCT OF CITY COUNCIL MEETINGS:**

Meetings are conducted in accordance with the requirements of state law (the "Ralph M. Brown Act," California Government Code Sections 54950, et seq.) and the City's Decorum Policy. Members of the public may address the Council at designated times and are expected to conduct themselves with courtesy and respect. Speakers should direct comments to the Mayor and City Councilmembers, not the audience. Speakers are expected to yield the floor when the time limit is identified and comply with the City's Rules of Order. Speaking times are limited to no more than three (3) minutes per person, with the exception of certain hearings and appeals. Consistent with SB 1100 the Mayor and City Councilmembers shall warn an individual that their behavior is disrupting the meeting and their failure to cease their behavior may result in removal. There will be order for the removal of the individual if they do not "promptly" cease their disruptive behavior.

**PUBLIC COMMENT (INCLUDING CONSENT ITEMS AND DISCUSSION ITEMS):**

The public may directly address the City Council on any subject within the Council's subject matter jurisdiction, including any matter that is not on the agenda. Speaking time is limited to no more than three (3) minutes per person, the Mayor shall then inform the speaker that they have fifteen (15) seconds to wrap up their comment. If the Mayor does not do so, any other member of the City Council and/or City staff present may also make this reminder. If the matter is not on the agenda, or if the matter is a consent item or discussion item, submit a speaker card or request to speak during the Public Comment portion of the meeting. Speaker cards are not required if the speaker otherwise makes a clear and timely request to address the Council, but do promote the efficient and orderly progress of the meeting. Information on Speaker Cards is subject to disclosure under the California Public Records Act. A public comment speaker may only speak once per item. A majority of the City Council (by motion) may elect to increase the time limit by an additional one (1) minute on an item/segment, or decrease the time limit by one (1) minute on an item/segment; provided, however, such a decision must be made by a motion of the City Council prior to the beginning of the segment – i.e., once public comment has begun on an item/segment, the City Council shall not adjust the time limit. All public comment speakers, regardless of whether or not a minute is added to or taken away from the public comment period, shall be afforded the same amount of time to speak. On closed session items, all public comment speakers shall have only three (3) minutes to speak on all items, regardless of the number of items on the closed session agenda.

**CONSENT ITEMS:**

These items are considered routine and may be approved by a single vote. Only the Mayor or a majority of the City Council may authorize public input after the consent calendar is introduced.

**DISCUSSION ITEMS:**

Only the Mayor or a majority of the City Council may authorize public input after a discussion item is introduced.

**PUBLIC HEARINGS/APPEALS:**

During any public hearing or appeal, any person may directly address the City Council. Applicants (or appellants) are allowed five (5) minutes to present testimony at the beginning of the public hearing, and if needed, five (5) minutes to present rebuttal at the end of the public hearing. Upon the request of the applicant/appellant, and approval by motion of the majority of the City Council, the applicant/appellant may receive an additional five (5) minutes of rebuttal time. The City Council may direct questions on such matters to both City staff and the applicant/appellant at any juncture, and without impacting the time limits of the applicant/appellant. All other speakers will be limited to three (3) minutes.

**INFORMATIONAL ITEMS:**

The Informational Items section of the agenda is a place for City Council and the public to receive general information that does not require action.

**CLOSED SESSION:**

The City Council is authorized to meet in closed session, without attendance by the public, on limited confidential topics such as pending litigation, real property negotiations, or personnel or labor matters.

**CALIFORNIA ENVIRONMENTAL QUALITY ACT:**

The California Environmental Quality Act ("CEQA") is the state law that requires the City to evaluate and document the potential environmental consequences of discretionary decision. (See, California Public Resources Code Sections 21000 21189.3; and the "CEQA Guidelines" at California Code of Regulations Title 14, Division 6, Chapter 3, Sections 15000 15387). For each item that requires a CEQA determination by City Council, there is a reference to that determination on this agenda, and more information regarding the CEQA analysis is included in the documents that accompany this Agenda. To the extent that City staff determines that particular items are not subject to CEQA, there will be no indication of a CEQA action on this Agenda.

**CHALLENGES TO DECISIONS MADE BY THE CITY COUNCIL:**

If a person wishes to file a legal challenge to any decision made by the City Council, you may be limited to raising only those issues which you or someone else raised during the meeting, or in a written communication received by the City Clerk prior to or during the meeting. In addition, a legal challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies. The time limit to commence any legal challenge may be subject to strict timing requirements, and failure to comply with applicable timing requirements may result in a legal challenge being barred. Any lawsuit or legal challenge to any quasi-adjudicative decision made by the City Council is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by City Council must be filed no later than the 90th day following the date on which such decision becomes final.