

March 8, 2021 – City Council Regular Meeting – 7:00 p.m.



City Council Chamber
390 Towne Centre Drive
Lathrop, California
(209) 941-7200
www.ci.lathrop.ca.us

City Council

Sonny Dhaliwal, Mayor
Jennifer Torres-O'Callaghan, Vice Mayor
Paul Akinjo
Minnie Diallo
Diane Lazard

City Staff

Stephen Salvatore, City Manager
Salvador Navarrete, City Attorney
Teresa Vargas, City Clerk
Glenn Gebhardt, City Engineer
Michael King, Public Works Director
Cari James, Finance and Administrative Services Director
Mark Meissner, Community Development Director
Zachary Jones, Parks and Recreation Director
Ryan Biedermann, Chief of Police

General Order of Business

1. Preliminary
 - Call to Order
 - Closed Session
 - Roll Call
 - Invocation
 - Pledge of Allegiance
 - Announcements by Mayor/City Mgr.
 - Informational Items
 - Declaration of Conflict of Interest
2. Presentations
3. Citizen's Forum
4. Consent Calendar
5. Scheduled Items
 - Public Hearings
 - Appeals
 - Referrals and Reports from Commissions and Committees
 - All Other Staff Reports and/or Action Items
 - Study Sessions
6. Council Communications
7. Adjournment

Order of Discussion

Generally, the order of discussion after introduction of an item by the Mayor will include comments and information by staff followed by City Council questions and inquiries. The applicant, or their authorized representative, or interested residents, may then speak on the item; each speaker may only speak once to each item. At the close of public discussion, the item will be considered by the City Council and action taken.

Consent Calendar

Items on the Consent Calendar are considered routine by the City Council and will be enacted by one motion and one vote. There will be no separate discussion of these items unless a Councilmember or interested resident so requests, in which case the item will be removed from the Consent Calendar and considered separately.



MARCH 8, 2021 – Regular Meeting Agenda – 7:00 p.m.



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See Reverse

IMPORTANT NOTICE REGARDING THIS MEETING & COVID-19

On March 4, 2020, Governor Newsom proclaimed a State of Emergency in California as a result of the threat of COVID-19. On March 12, 2020, Governor Newsom issued Executive Order N-25-20, which allows Council Meetings to be conducted telephonically. On March 17, 2020, Governor Newsom issued Executive Order N-29-20, which allows for the public to participate in any meeting of the City Council by electronic means.

This meeting is being conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20, dated March 17, 2020, regarding the COVID-19 pandemic. In accordance with Executive Order N-29-20, the public may view the meeting on television and/or online. Council Meetings are live-streamed (with Closed Captioning) on Comcast Cable Channel 97, and on the City Council Webpage: <https://www.ci.lathrop.ca.us/citycouncil/page/live-stream>

This meeting will be available for public participation by video/teleconference via Cisco Webex at the following link:

📌 Event address for attendees (copy and paste link on browser):

<https://cityoflathrop.webex.com/cityoflathrop/onstage/g.php?MTID=e5659e0ba b7ea8fe26edda109f04d196b>

📌 Please register at the bottom of the page, at least thirty minutes (30 min.) prior to the meeting.

📌 For audio only: +1-408-418-9388 Access code: 187 063 8982 / No need to call-in if using webex audio.

In accordance with Executive Orders listed above, guidance from the California Department of Public Health on gatherings, and to protect our employees and the public, remote public participation is allowed in the following ways:

- Public comment/questions will be accepted by email to City Clerk Teresa Vargas at Tvargas@ci.lathrop.ca.us or by calling (209) 941-7230
- Questions or comments must be submitted by 4:00 p.m., on the day of the meeting.
- During the meeting, those joining by teleconference (Cisco Webex link listed above), will be allowed to speak prior to the close of public comment on an item, and read into the record during public comment. If you are using this method, send a "chat" message to the City Clerk (meeting host) indicating the item number you wish to speak on.

To leave a voice message for the Mayor and all Councilmembers simultaneously, dial (209) 941-7230. To send an e-mail for the Mayor and all Councilmembers simultaneously email: citycouncil@ci.lathrop.ca.us

This City Council Agenda and meeting materials can be accessed by computer or any smart device at: <https://www.ci.lathrop.ca.us/meetings>

General Information

For reports citing supplemental documents relating to specific agenda items, these are available for review in the City Clerk's Office. This agenda was posted at the following locations: City Hall, Community Center, Generations Center, Senior Center, and the Lathrop-Manteca Fire District "J" Street and Somerston Parkway Offices. The meetings of the Lathrop City Council are broadcast on Lathrop Comcast Cable Television Channel 97 and live streamed on the City's website.

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility and/or accommodations to this meeting. [28 CFR 35.102-35.104 ADA Title II] Interested persons must request the accommodation at least 2 working days in advance of the meeting by contacting the City Clerk at (209) 941-7230.

Information about the City or items scheduled on the Agenda may be referred to:

Teresa Vargas, City Clerk
City of Lathrop
390 Towne Centre Drive
Lathrop, CA 95330
Telephone: (209) 941-7230

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, MARCH 8, 2021
7:00 P.M.
COUNCIL CHAMBER, CITY HALL
390 Towne Centre Drive
Lathrop, CA 95330**

AGENDA

PLEASE NOTE: There will be a Closed Session commencing at 6:00 p.m. The Regular Meeting will reconvene at 7:00 p.m., or immediately following the Closed Session, whichever is later.

1. PRELIMINARY

1.1 CALL TO ORDER

1.2 CLOSED SESSION

- 1.2.1 CONFERENCE WITH LEGAL COUNSEL: Anticipated Litigation - Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(b)
- 2 Potential Case(s)

RECONVENE

1.2.2 REPORT FROM CLOSED SESSION

1.3 ROLL CALL

1.4 INVOCATION

1.5 PLEDGE OF ALLEGIANCE

1.6 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER

1.7 INFORMATIONAL ITEM(S) – None

1.8 DECLARATION OF CONFLICT(S) OF INTEREST

2. PRESENTATIONS

2.1 LATHROP-MANTECA FIRE DISTRICT TO PROVIDE INFORMATION & PROJECT UPDATES

- 2.2 MAYOR'S COMMITTEE REPORT(S)
- Parks & Recreation Update on Committee Events and Programs

3. CITIZEN'S FORUM

Any person desiring to speak on a matter, which is not scheduled on this agenda, may do so under Citizen's Forum. Please submit a purple speaker card to the City Clerk prior to the commencement of Citizen's Forum. Only those who have submitted speaker cards, or have expressed an interest to speak, prior to the conclusion of Citizen's Forum will be called upon to speak. Please be aware the California Government Code prohibits the City Council from taking any immediate action on an item, which does not appear on the agenda, unless the item meets stringent statutory requirements. The City Council can, however, allow its members or staff to briefly (no more than five (5) minutes) respond to statements made, to ask questions for clarification, make a brief announcement or report on his or her own activities. (See California Government Code Section 54954.2(a)). Unless directed otherwise by a majority of the City Council, all questions asked and not answered at the meeting will be responded to in writing within 10 business days. ALL PUBLIC COMMENTS MUST BE MADE IN COMPLIANCE WITH THE LATHROP CITY COUNCIL HANDBOOK OF RULES AND PROCEDURES!

4. CONSENT CALENDAR

Items on the Consent Calendar are considered routine by the City Council and will be enacted by one motion and one vote. There will be no separate discussion of these items unless the Mayor, Councilmember, or citizen so requests, in which event the item will be removed from the Consent Calendar and considered separately.

- 4.1 WAIVING OF READING OF ORDINANCES AND RESOLUTIONS
Waive the Reading in Full of Ordinances and Resolutions on Agenda and Adopt by Reading of Title Only, Unless Otherwise Requested by the Mayor or a Councilmember
- 4.2 APPROVAL OF MINUTES
Approve Minutes for the Regular Council Meeting of February 8, 2021
- 4.3 SECOND READING AND ADOPTION OF ORDINANCE 21-418 BY TITLE ONLY AMENDING OF TITLE 17, ZONING, TITLE 8, HEALTH AND SAFETY, TITLE 10, VEHICLES AND TRAFFIC, TITLE 12, STREETS, SIDEWALKS AND PUBLIC PLACES, AND TITLE 15, BUILDINGS AND CONSTRUCTION (TA-20-71 and TA-20-138) OF THE LATHROP MUNICIPAL CODE
Waive Full Reading And Adopt Ordinance 21-418 By Title Only Amending Title 17, the Zoning Code, Title 8, Health and Safety, Title 10, Vehicles and Traffic, Title 12, Streets, Sidewalks and Public Places, and Title 15, Buildings and Construction (TA-20-71 and TA-20-138) of the Lathrop Municipal Code
- 4.4 TREASURER'S REPORT FOR DECEMBER 2020
Approve Quarterly Treasurer's Report for December 2020
- 4.5 2021 ONE VOICE TRIP PROJECT NOMINATIONS
Adopt Resolution Approving Staff Recommended Project Nominations for the 2021 San Joaquin One Voice Trip

- 4.6 APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH LANCE, SOLL & LUNGHARD, LLP FOR PROFESSIONAL AUDITING SERVICES
Adopt Resolution to Approve a Professional Services Agreement with Lance, Soll & Lunghard, LLP for Professional Auditing Services
- 4.7 APPROVE AMENDMENT NO. 3 AND TASK ORDER NO. 20 WITH 4LEAF, INC., FOR INTERIM CHIEF BUILDING OFFICIAL CONSULTING SERVICES
Adopt Resolution Approving Amendment No. 3 Extending the term of the Master Agreement and Task Order No. 20 to provide Interim Chief Building Official Consulting Services, Pursuant to Master Consulting Agreement dated September 21, 2015 with 4Leaf, Inc.
- 4.8 APPROVE AMENDMENT NO. 2 WITH CONDOR EARTH TECHNOLOGIES, LLC. TO PROVIDE PROFESSIONAL ENGINEERING AND PROJECT MANAGEMENT SUPPORT
Adopt Resolution Approving Amendment No. 2 with Condor Earth Technologies, LLC. to provide Professional Engineering and Project Management Support
- 4.9 APPROVE THE CREATION OF CITY HALL RENOVATIONS CAPITAL IMPROVEMENT PROJECT GG 21-09 AND RELATED BUDGET AMENDMENT
Adopt Resolution Approving the Creation of City Hall Renovations Capital Improvement Project (CIP) GG 21-09 and Related Budget Amendment
- 4.10 RESCIND APPROVAL OF PARCEL MAP 20-02 (DATED MAY 2020) AND APPROVAL OF PARCEL MAP 20-02 (DATED MARCH 2021), DEDICATION OF PARCEL 5 IN FEE TO THE CITY, SUBDIVISION IMPROVEMENT AGREEMENT, AND OTHER OFFERS OF DEDICATION FOR THE NORTH CROSSROADS BUSINESS CENTER
Adopt Resolution Rescinding City Council Approval of Parcel Map 20-02 (dated May 2020), Approving the North Crossroads Business Center Parcel Map 20-02 (dated March 2021), Totaling Five (5) Lots, Accepting Dedication of Parcel 5 in fee to the City, and Other Offers of Dedication and Approving a Subdivision Improvement Agreement
- 4.11 ACCEPT CIP PW 20-04 WATER METER IMPROVEMENTS CONSTRUCTED BY SORACCO, INC.
Adopt Resolution to Accept Improvements Constructed by Soracco, Inc., for the Water Meter Improvements, CIP PW 20-04, Authorize the Filing of a Notice of Completion, and Release Contract Retention and Performance & Payment Bonds
- 4.12 APPROVAL OF FINAL MAP, CFD ANNEXATION, AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 95 LOTS IN TRACT 4067 VILLAGE "FF" WITHIN LAKESIDE WEST DISTRICT OF RIVER ISLANDS
Adopt Resolution Approving Final Map for Tract 4067 Village "FF" within the Lakeside West District, Totaling 95 Single Family Lots, City of Lathrop CFD Annexation No. 19, and a Subdivision Improvement Agreement with River Islands Stage 2B, LLC

4.13 APPROVAL OF FINAL MAP, CFD ANNEXATION, IRREVOCABLE OFFERS OF DEDICATION, AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 51 LOTS IN TRACT 4071 VILLAGE "NN" WITHIN LAKESIDE WEST DISTRICT OF RIVER ISLANDS

Adopt Resolution Approving Final Map for Tract 4071 Village "NN" within the Lakeside West District, Totaling 51 Single Family Lots, City of Lathrop CFD Annexation No. 20, Irrevocable Offers of Dedication and a Subdivision Improvement Agreement with River Islands Stage 2B, LLC

5. SCHEDULED ITEMS

5.1 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIP ACT (HOME) PROGRAM ALLOCATIONS FOR FISCAL YEAR 2021/2022

Council to Consider the Following:

1. Hold a Public Hearing; and
2. Adopt Resolution Recommending the Allocation of the CDBG and HOME Funds for FY 2021/2022 for consideration by San Joaquin County and the US Department of Housing and Urban Development (HUD)

5.2 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER ADOPTING THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE LATHROP CONSOLIDATED TREATMENT FACILITY SURFACE WATER DISCHARGE PROJECT WW 20-17

Council to Consider the Following:

1. Hold a Public Hearing; and
2. Adopt Resolution Certifying the Final Environmental Impact Report (SCH# 2019110339), including the Adoption of Findings of Fact and a Mitigation Monitoring and Reporting Program for the Lathrop Consolidated Treatment Facility Surface Water Discharge Project WW 20-17 and Authorize Staff to File a Notice of Determination

5.3 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER ADOPTING THE FINAL INITIAL STUDY WITH MITIGATED NEGATIVE DECLARATION FOR THE HARLAN ROAD REALIGNMENT AT ROTH ROAD CIP PS 14-04 AND APPROVE THE HARLAN ROAD PRECISE PLAN LINE

Council to Consider the Following:

1. Hold a Public Hearing; and
2. Adopt Resolution Certifying and Adopting the Final Initial Study with Mitigated Negative Declaration for the Harlan Road Realignment at Roth Road CIP PS 14-04 and Authorizing Staff to File a Notice of Determination; and
3. Approve the Harlan Road Precise Plan Line

5.4 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER AN ORDINANCE AMENDING TITLE 2 "ADMINISTRATION AND PERSONNEL" OF THE LATHROP MUNICIPAL CODE BY ADDING A NEW CHAPTER TITLED "ELECTRONIC RECORDS AND SIGNATURES" TO ESTABLISH A POLICY FOR THE PROPER USE OF ELECTRONIC/DIGITAL SIGNATURES

The Council to Consider the Following:

1. Hold a Public Hearing; and
2. First Reading and Introduction of an Ordinance Amending Title 2 "Administration and Personnel" of the Lathrop Municipal Code by Adding New Chapter 2.50 Titled "Electronic Records and Signatures" to Establish a Policy for the Proper Use of Electronic/Digital Signatures for Specific City Related Documents
3. Adopt Resolution Approving Policy Regulations for the Use and Interpretation of the Proposed Ordinance Adding Chapter 2.50 Titled "Electronic Records and Signatures"

5.5 BIENNIAL BUDGET FISCAL YEAR (FY) 2020 - 2021 MID-YEAR REPORT (YEAR 2)

Adopt a Resolution Approving the Mid-Year Budget Report for Year 2 of the Biennial Budget Fiscal Year 2020/21 and Related Budget Augmentation Request

6. COUNCIL COMMUNICATIONS

6.1 MAYOR DHALI WAL REFERRAL - Appointment of One (1) Member to the Local Agency Formation Commission (LAFCo) for a Term of Four (4) Years, Commencing May 2021 and Ending May 2025.

6.2 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

- *Central Valley Executive Committee/LOCC (Akinjo/Diallo)*
- *Council of Governments (Dhaliwal/Lazard)*
- *Integrated Waste Management Solid Waste Division (Akinjo/Torres-O'Callaghan)*
- *Reclamation District 17 Joint Powers Authority (Salvatore)*
- *San Joaquin Partnership Board of Directors (Salvatore)*
- *San Joaquin County Commission on Aging (Zavala)*
- *San Joaquin Valley Air Pollution Control District (Akinjo/Dhaliwal)*
- *Water Advisory Board (Torres-O'Callaghan/Lazard)*
- *Tri Valley-San Joaquin Valley Regional Rail Authority (Akinjo)*
- *San Joaquin Area Flood Control Agency (Akinjo & Lazard)*

6.3 MAYOR & COUNCILMEMBER COMMENT(S)

7. ADJOURNMENT

/Teresa Vargas/

Teresa Vargas, CMC, City Clerk