

August 9, 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, Government Services
Director / 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, Recreation and
Maintenance Services Director
Lieutenant Michael Alagna, Acting 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.



AUGUST 9, 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 in person and by utilizing teleconferencing/electronic means consistent with State of California Executive Order N-29-20, dated March 17, 2020, and recent State Orders 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 teleconference via ZoomGov at the following link:

<https://www.zoomgov.com/j/1615120449?pwd=bjZlUmlTaDVjV0Jlc2tIV3dKMINWUT09>

- ✚ During the meeting, those joining by ZoomGov, will be allowed to speak prior to the close of public comment on an item. If you are using this method, please "raise the hand" feature to inform the City Clerk (meeting host) you wish to speak on the matter. Please ensure your computer speaker and microphone are fully functional.
- ✚ For audio / calling in only, dial: +1 (669) 254 5252
 - To request to speak (same as the "raise hand" feature) press *9 / When the City Clerk calls your name, press *6 to unmute.
- ✚ Meeting ID: ID: 161 512 0449 / Passcode: 670724
- ✚ If you are not able to attend the meeting in person or virtually - Public comment/questions will be accepted by email to City Clerk Teresa Vargas at website_cco@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.
- ✚ To address City Council in person, please submit a purple card to the City Clerk indicating name, address, and number of the item upon which a person wishes to speak.

Addressing the Council

Any person may speak once on any item under discussion by the City Council after receiving recognition by the Mayor. Purple speaker cards will be available prior to and during the meeting. To address City Council, a card must be submitted to the City Clerk indicating name, address and number of the item upon which a person wishes to speak. When addressing the City Council, please walk to the lectern located in front of the City Council. State your name and address. In order to ensure all persons have the opportunity to speak, a time limit will be set by the Mayor for each speaker (see instructions on speaker form). In the interest of time, each speaker may only speak once on each individual agenda item; please limit your comments to new material; do not repeat what a prior speaker has said. If you challenge the nature of a proposed action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing.

Citizen's Forum

Any person desiring to speak on a matter, which is not scheduled on this agenda, may do so under the Citizen's Forum section. Please submit your purple speaker card to the City Clerk prior to the commencement of Citizen's Forum, or submit your request to speak via the "raise hand" feature in ZoomGov. 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 Mayor will limit the length of your presentation (see instructions on speaker form) and each speaker may only speak once on this agenda item. Please note, the Council Chamber has limited occupancy due to social distancing.

To leave a voice message for all Councilmembers simultaneously, dial (209) 941-7230. To send an e-mail for 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
Government Services Director / City Clerk
390 Towne Centre Drive
Lathrop, CA 95330
Telephone: (209) 941-7230

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, AUGUST 9, 2021
7:00 P.M.
COUNCIL CHAMBER, CITY HALL
390 Towne Centre Drive
Lathrop, CA 95330**

AGENDA

PLEASE NOTE: There will no Closed Session. The Regular Meeting will commence at 7:00 p.m.

1. PRELIMINARY

- 1.1 CALL TO ORDER
- 1.2 ROLL CALL
- 1.3 INVOCATION
- 1.4 PLEDGE OF ALLEGIANCE
- 1.5 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER
- 1.6 INFORMATIONAL ITEM(S) – None
- 1.7 DECLARATION OF CONFLICT(S) OF INTEREST

2. PRESENTATIONS

- 2.1 NATIONAL NIGHT OUT COMMUNITY APPRECIATION AWARDS
- 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 June 14, 2021
- 4.3 **UNCOLLECTIBLE UTILITY AND MISCELLANEOUS CUSTOMER ACCOUNTS**
Approve Write-Off of Uncollectible Utility and Miscellaneous Accounts for Fiscal Year (FY) 2020/21
- 4.4 **AUTHORIZE PARTICIPATION AND ALLOCATION OF FUNDING FOR THE REGIONAL EARLY ACTION PLANNING GRANTS FUNDS AWARDED TO SAN JOAQUIN COUNCIL OF GOVERNMENTS ON BEHALF OF THE SAN JOAQUIN COUNTY MEMBER AGENCIES**
Adopt a Resolution Authorizing Application for, and Receipt of, REAP Grant Program Funds through the San Joaquin Council of Governments
- 4.5 **AWARD CONSTRUCTION CONTRACT TO AMERICAN PAVEMENT SYSTEMS, INC. FOR THE MANTHEY ROAD REHABILITATION, CIP PS 21-08**
Adopt Resolution Awarding a Construction Contract to American Pavement Systems, Inc. for the Manthey Road Rehabilitation, CIP PS 21-08
- 4.6 **APPROVAL OF PROFESSIONAL CONSULTING SERVICES AGREEMENT FOR ON-CALL LAND SURVEY AND MAPPING SERVICES WITH DARRYL ALEXANDER & ASSOCIATES, INC.**
Adopt Resolution Approving a Professional Consulting Services Agreement with Darryl Alexander & Associates, Inc. to Provide On-Call Land Survey and Mapping Services
- 4.7 **APPROVAL OF FINAL MAP AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 48 LOTS IN TRACT 4031 VILLAGE "S3" WITHIN LAKESIDE EAST DISTRICT OF RIVER ISLANDS**

Adopt Resolution Approving Final Map for Tract 4031 Village "S3" within the Lakeside East District, Totaling 48 Single Family Lots and Subdivision Improvement Agreement with River Islands Stage 2A, LLC

- 4.8 APPROVAL OF FINAL MAP, COMMON USE AGREEMENT, OFFER OF DEDICATION, CFD ANNEXATION NO. 22, AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 42 LOTS IN TRACT 4101 VILLAGE "MM1" WITHIN LAKESIDE WEST DISTRICT OF RIVER ISLANDS

Adopt Resolution Approving Final Map for Tract 4101 Village "MM1" within the Lakeside West District, Totaling 42 Single Family Lots, Common Use Agreement with Island Reclamation District No. 2062, CFD Annexation No. 22, Subdivision Improvement Agreement and Acceptance of Offer of Dedication for Public Utility Easements with River Islands Stage 2B, LLC

- 4.9 APPROVE A FEE WAIVER REQUEST FROM LATHROP COMMUNITY VOLUNTEER CLUB

Adopt a Resolution Approving the Facility Fee Waiver Request from Lathrop Community Volunteer Club for Calendar Year 2021

- 4.10 APPROVE A FEE WAIVER REQUEST FROM LATHROP LIONS CLUB

Adopt a Resolution Approving the Facility Fee Waiver Request from Lathrop Lions Club for Calendar Year 2021

- 4.11 ACCEPTANCE OF PUBLIC IMPROVEMENTS CONSTRUCTED BY GSE CONSTRUCTION COMPANY, INC. FOR CIP WW 19-01 WOODFIELD SEWER PUMP STATION UPGRADES

Adopt Resolution Accepting Public Improvements Constructed by GSE Construction Company, Inc. for CIP WW 19-01 Woodfield Sewer Pump Station Upgrades, Authorize the Filing of a Notice of Completion, Release of Contract Retention, and Release of Performance and Payment Bonds

- 4.12 ACCEPTANCE OF PUBLIC IMPROVEMENTS AND OFFERS OF DEDICATION FOR STORM DRAIN EASEMENTS FROM SAYBROOK CLSP, LLC

Adopt Resolution Accepting Public Improvements and Offers of Dedication for Storm Drain Easements from Saybrook CLSP, LLC

- 4.13 ACCEPTANCE OF PUBLIC IMPROVEMENTS FOR TRACTS 3997, 3998, 3999, 4000, 4001, AND 4002 FROM RIVER ISLANDS DEVELOPMENT, LLC

Adopt Resolution Accepting Public Improvements for Tracts 3997, 3998, 3999, 4000, 4001, and 4002 from River Islands Development, LLC

- 4.14 CONDITIONAL ACCEPTANCE OF PUBLIC IMPROVEMENTS AND ACCEPTANCE OF A GRANT DEED FOR THE LATHROP POLICE STATION, CIP GG 19-08 AND ASSOCIATED BUDGET AMENDMENT

Adopt Resolution Conditionally Accepting Public Improvements and Accepting a Grant Deed for the Lathrop Police Station, CIP GG 19-08 and Associated Budget Amendment

5. SCHEDULED ITEMS

- 5.1 AMEND CALPERS CONTRACT TO ADD A POLICE SAFETY RETIREMENT FORMULA
Council to Adopt a Resolution of Intention to Amend the Contract between the Board of Administration of the California Public Employees Retirement System and the City of Lathrop
- 5.2 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER TENTATIVE SUBDIVISION MAP TSM-21-15 and MINOR VARIANCE MV-21-70 FOR THE WARREN AVENUE SUBDIVISION PROJECT
Hold a Public Hearing; and
Adopt a Resolution Approving Tentative Subdivision Map (TSM-21-15) and Minor Variance (MV-21-70) for the Proposed Warren Avenue Subdivision Project
- 5.3 REVIEW OPTIONS AND PROVIDE DIRECTION ON LIGHTED CROSSWALKS ON 5TH STREET NEAR LATHROP ELEMENTARY SCHOOL
Council to Review Options and Provide Direction on Preferred Option for Lighted Crosswalks on 5th Street Near Lathrop Elementary School
- 5.4 REVIEW OPTIONS AND PROVIDE DIRECTION ON LATHROP ROAD TRUCK ROUTE
Council to Review Options and Provide Direction on the Use of Lathrop Road as a Truck Route in Accordance with Lathrop Municipal Code Section 10.16.030
- 5.5 OUT-OF-STATE TRAVEL APPROVAL FOR THE 2021 SAN JOAQUIN COUNTY ONE-VOICE TRIP
Adopt Resolution Authorizing Out-of-State Travel for Up to Two Council Members and the City Manager to Attend the 2021 San Joaquin One Voice Trip to Washington, D.C. from October 17-22, 2021, and Approval of Related Budget Amendment
- 5.6 APPOINTMENT OF VOTING DELEGATE/ALTERNATE FOR 2021 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE
Approve Appointment of the City's Voting Delegate/Alternate for the 2021 League of California Cities Annual Conference, September 22-24, 2021
- 5.7 DISCUSSION REGARDING SCHEDULING AN UPCOMING CITY COUNCIL WORKSHOP FOR GOALS AND PRIORITIES SETTING FOR FISCAL YEARS 21-22 & 22-23
City Council to Discuss and Provide Direction on Scheduling a Future Goal and Priorities Setting Workshop for Fiscal Years 21-22 & 22-23

6. COUNCIL COMMUNICATIONS

- 6.1 MAYOR DHALI WAL REFERRAL – Review Current Senior Advisory Commission Vacancies: Appointment of One (1) Member to the Senior Advisory Commission with Term Expiring June 30, 2024; and Consider Extending the Terms of Three (3) Existing Members Not Able to Meet During the COVID-19 Pandemic, from June 30, 2021 to June 30, 2022
- One (1) Application Received
- 6.2 MAYOR DHALI WAL REFERRAL
Appointment of One (1) Member to the Measure C Oversight Committee with Term Expiring June 30, 2024
- One (1) Application Received
- 6.3 MAYOR DHALI WAL REFERRAL
Appointment of One (1) Member to the Parks and Recreation Commission with Term Expiring June 30, 2024
- One (1) Application Received
- 6.4 VICE MAYOR REFERRAL
Crosswalk at Golden Spike Trail and Open Range Avenue
- 6.5 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)
- *Central Valley Executive Committee/LOCC (Akinjo/Diallo)*
 - *Council of Governments (Lazard/Diallo)*
 - *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)*
 - *LAFCo (Dhaliwal)*
- 6.6 MAYOR & COUNCILMEMBER COMMENT(S)

7. ADJOURNMENT

/Teresa Vargas/

Teresa Vargas, CMC
City Clerk