

February 12, 2024 – 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
Minnie Diallo, Vice Mayor
Paul Akinjo
Diane Lazard
Jennifer Torres-O'Callaghan

City Staff

Stephen Salvatore, City Manager
Salvador Navarrete, City Attorney
Michael King, Assistant City Manager
Thomas Hedegard, Deputy City Manager
Teresa Vargas, Government Services
Director / City Clerk
Brad Taylor, City Engineer
Tony Fernandes, Information Systems Director
Cari James, Finance Director
Juliana Burns, Human Resources Director
Rick Caguiat, Community Development
Director
Todd Sebastian, Parks and Recreation
Director
Stephen Sealy, Interim 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.



February 12, 2024 – Regular Meeting Agenda – 7:00 p.m.

IMPORTANT NOTICE REGARDING THIS MEETING

This public meeting will be conducted in person; all members of the City Council will attend in person. Members of the public are welcomed in person. This meeting will also be available for public participation by teleconference via ZoomGov at the following link:

<https://www.zoomgov.com/j/1600780267?pwd=VFINOERXNkpTZGFyeWc2RWikZUITZz09>

- ✦ 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 or +1 (669) 216-1590
 - To request to speak (same as the “raise hand” feature) press *9 / When the City Clerk calls your name, press *6 to unmute.
- ✦ Meeting Webinar ID: 160 078 0267 / Passcode: 675300
- ✦ 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.

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>

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, MMC
Government Services Director / City Clerk
390 Towne Centre Drive
Lathrop, CA 95330
Telephone: (209) 941-7230



**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, FEBRUARY 12, 2024
7:00 P.M.
COUNCIL CHAMBER, CITY HALL
390 Towne Centre Drive
Lathrop, CA 95330**

AGENDA

PLEASE NOTE: There will be 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 PROCLAMATION DECLARING FEBRUARY AS BLACK HISTORY MONTH
- 2.2 INTRODUCTION OF NEW EMPLOYEES

Finance Department

- Yuliana Llamas, Accountant

Information Systems Department

- Emily Malay, Management Analyst
- Alex Vargas, Information Technology Technician

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 December 11, 2023
- 4.3 TREASURER'S REPORT FOR DECEMBER 2023
Approve Quarterly Treasurer's Report for December 2023
- 4.4 SECOND READING AND ADOPTION OF ORDINANCE 24-455 OF THE CITY COUNCIL OF THE CITY OF LATHROP ADOPTING VARIOUS AMENDMENTS TO THE LATHROP MUNICIPAL CODE TO MODERNIZE, SIMPLIFY, AND STREAMLINE VARIOUS SECTIONS OF TITLE 5, BUSINESS LICENSES AND REGULATIONS, TITLE 8, HEALTH AND SAFETY, TITLE 15, BUILDINGS AND CONSTRUCTION, AND TITLE 17, ZONING (TA-23-139)
Waive Full Reading and Adopt Ordinance 24-455 Adopting Various Amendments To The Lathrop Municipal Code To Modernize, Simplify, And Streamline Various Sections Of Title 5, Business Licenses And Regulations, Title 8, Health And Safety, Title 15, Buildings And Construction, And Title 17, Zoning (TA-23-139)

- 4.5 RATIFY THE PURCHASE OF TWO DIGITAL MARQUEES AND APPROVE A SERVICE CONTRACT WITH ABV SCOREBOARD SERVICES, INC., FOR THE INSTALLATION OF TWO MARQUEES AT CITY HALL
Adopt Resolution to Ratify the Purchase of Two Digital Marquees and a Service Contract with ABV Scoreboard Services, Inc., for the Installation of Two Marquees at City Hall
- 4.6 AUTHORIZE THE CITY OF LATHROP TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH SAN JOAQUIN COUNTY SHERIFF AND LOCAL LAW ENFORCEMENT AGENCIES TO CREATE A PUBLIC SAFETY DATA EXCHANGE CONSORTIUM FOR THE PERIOD FEBRUARY 2024 THROUGH JANUARY 2029
Adopt Resolution Authorizing the City of Lathrop to Enter Into a Memorandum of Understanding with San Joaquin County Sheriff and Local Law Enforcement Agencies to Create a Public Safety Data Exchange Consortium for the Period February 2024 through January 2029
- 4.7 APPROVE PROFESSIONAL SERVICES AGREEMENT WITH PFM ASSET MANAGEMENT LLC FOR INVESTMENT ADVISORY SERVICES
Adopt Resolution to Approve a Professional Services Agreement with PFM Asset Management LLC for Investment Advisory Services for a Term of Two (2) Years with an Option to Renew Two (2) Additional One-Year Periods
- 4.8 APPROVE CONTRACT CHANGE ORDER NO. 1 WITH ST. FRANCIS ELECTRIC AND APPROVE BUDGET AMENDMENT FOR CIP GG 19-07 CITYWIDE SURVEILLANCE SYSTEMS
Adopt Resolution to Approve Contract Change Order No. 1 with St. Francis Electric and Approve Budget Amendment for CIP GG 19-07 Citywide Surveillance Systems
- 4.9 APPROVE AMENDMENT NO. 1 WITH O'DELL ENGINEERING, INC. FOR THE HISTORIC LATHROP BEAUTIFICATION PROJECT, CIP GG 24-23 AND APPROVE BUDGET AMENDMENT
Adopt Resolution Approving Amendment No. 1 with O'Dell Engineering, Inc. for the Historic Lathrop Beautification Project, CIP GG 24-23 and Approving Budget Amendment
- 4.10 APPROVE COOPERATIVE AGREEMENT WITH CALTRANS TO COMPLETE THE PROJECT INITIATION DOCUMENT PHASE FOR ROTH ROAD AND I-5 INTERCHANGE, CIP PS 14-04
Adopt Resolution to Approve a Cooperative Agreement with the California Department of Transportation (Caltrans) to complete the Project Initiation Document Phase for the Roth Road and I-5 Interchange, CIP PS 14-04

- 4.11 AUTHORIZE THE FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 2024-1 (EAGLES LANDING SERVICES)
Adopt Resolution of Intention to Establish City of Lathrop Community Facilities District No. 2024-1 (Eagles Landing Services) to Finance Public Services
- 4.12 CREATE CIP GG 24-28 FOR ELECTRIC VEHICLE CHARGING STATIONS AT THE LATHROP COMMUNITY CENTER / LATHROP SENIOR CENTER AND APPROVE BUDGET AMENDMENT
Adopt Resolution Creating CIP GG 24-28 for Electric Vehicle Charging Stations at the Lathrop Community Center / Lathrop Senior Center and Approve Budget Amendment
- 4.13 CREATE CIP PS 24-29 PAVEMENT REHABILITATION ON CHERRY HILLS DRIVE, CHERRY HILLS COURT, KILARNEY DRIVE, AND KILARNEY COURT, AND APPROVE BUDGET AMENDMENT
Adopt Resolution Creating CIP PS 24-29 Pavement Rehabilitation on Cherry Hills Drive, Cherry Hills Court, Kilarney Drive, and Kilarney Court, and Approve Budget Amendment
- 4.14 CREATE CIP PS 24-31, YOSEMITE AVENUE PAVEMENT REHABILITATION, APPROVE REIMBURSEMENT AGREEMENT WITH YOSEMITE LATHROP 2, LLC AND APPROVE BUDGET AMENDMENT
Adopt Resolution Creating CIP PS 24-31, Yosemite Avenue Pavement Rehabilitation, Approving Reimbursement Agreement with Yosemite Lathrop 2, LLC and Approve Budget Amendment
- 4.15 ACCEPT PUBLIC IMPROVEMENTS WITH ASSOCIATED CONDITIONS FOR EP NO. 2021-09 LOCATED ON GOLDEN VALLEY PARKWAY AND RIVER ISLANDS PARKWAY FROM EVERGREEN AND APPROVE CHANGE ORDER NO. 32 FOR LANDSCAPE MAINTENANCE
Adopt Resolution Accepting Public Improvements with Associated Conditions for Encroachment Permit No. 2021-09 Located Golden Valley Parkway and River Islands Parkway, from Evergreen and Approve Change Order No. 32 for Landscape Maintenance
- 4.16 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY SINCLAIR GENERAL ENGINEERING CONSTRUCTION, INC. FOR FUELING FACILITY TANK FOOTINGS, CIP GG 21-13
Adopt Resolution Accepting Public Improvements Constructed by Sinclair General Engineering Construction, Inc. for Fueling Facility Tank Footings, CIP GG 21-13, Authorizing the Filing of a Notice of Completion, Release of Contract Retention, and Release of Performance and Payment Bonds

- 4.17 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY DIEDE CONSTRUCTION, INC. DBA DIEDE CONSTRUCTION FOR LATHROP CITY HALL ADA IMPROVEMENTS COUNCIL CHAMBER, CIP GG 22-04
Adopt Resolution to Accept Public Improvements Constructed by Diede Construction, Inc. dba Diede Construction for the Lathrop City Hall ADA Improvements Council Chamber, CIP GG 22-04, Authorize the Filing of a Notice of Completion, Release of Contract Retention, and Release of Performance and Payment Bonds
- 4.18 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY LUMA ENGINEERING CONTRACTORS, INC. DBA LUMA ENGINEERING FOR FACILITIES ADA IMPROVEMENTS, CIP GG 23-14
Adopt Resolution to Accept Public Improvements Constructed by Luma Engineering Contractors, Inc. dba Luma Engineering for the Facilities ADA Improvements, CIP GG 23-14, Authorize the Filing of a Notice of Completion, Release of Contract Retention, and Release of Performance and Payment Bonds
- 4.19 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY COMMERCIAL PUMP & MECHANICAL FOR THE WELL 10 TESTING, ANALYSIS AND MODIFICATIONS, CIP PW 22-37
Adopt Resolution Accepting Public Improvements Constructed by Commercial Pump & Mechanical for the Well 10 Testing, Analysis and Modifications, CIP PW 22-37, Authorizing the Filing of a Notice of Completion, Release of Contract Retention, and Release of Performance and Payment Bonds
- 4.20 AWARD CONSTRUCTION CONTRACT TO AMERINE SYSTEMS, INC. FOR THE POLICE EVIDENCE BUILDING LANDSCAPE ASSOCIATED WITH CORPORATION YARD IMPROVEMENTS, CIP GG 21-13
Adopt Resolution Awarding a Construction Contract to Amerine Systems, Inc. for the Police Evidence Building Landscape Associated with Corporation Yard Improvements, CIP GG 21-13

RIVER ISLANDS CONSENT ITEM(S)

- 4.21 APPROVE A DESIGN AND CONSTRUCTION FUNDING AGREEMENT WITH RIVER ISLANDS DEVELOPMENT, LLC FOR PHASE 3 EXPANSION OF THE LATHROP CONSOLIDATED TREATMENT FACILITY, CIP WW 22-38 AND APPROVE BUDGET AMENDMENT
Adopt a Resolution to Approve a Design and Construction Funding Agreement with River Islands Development, LLC for the Phase 3 Expansion Lathrop Consolidated Treatment Facility, CIP WW 22-38 and Approve Budget Amendment

5. SCHEDULED ITEMS

- 5.1 CONTINUE DISCUSSION FROM JANUARY 8, 2024, REGULAR MEETING, REGARDING THE ADOPTION OF AN ORDINANCE AMENDING THE SPEED LIMITS IN THE CITY OF LATHROP, TITLE 10 VEHICLES AND TRAFFIC, CHAPTER 10.08 SPEED LIMITS, SECTION 10.08.030 SPEED LIMITS OF THE LATHROP MUNICIPAL CODE

City Council to Consider the Following:

1. Testimony Presented During the Public Hearing Held January 8, 2024; and
2. Introduction and First Reading of an Ordinance of the City Council of the City of Lathrop Amending Section 10.08.030 "Speed Limits" of the Lathrop Municipal Code

- 5.2 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIP ACT (HOME) PROGRAM ALLOCATIONS FOR FISCAL YEAR 2024-2025

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 2024/2025 for consideration by San Joaquin County and the US Department of Housing and Urban Development (HUD) Pursuant to Budget Amendments

- 5.3 PUBLIC HEARING (PUBLISHED NOTICE) TO AMEND AND RESTATE THE CITY OF LATHROP'S PARTICIPATION IN THE STATEWIDE COMMUNITY INFRASTRUCTURE PROGRAM

Council to Consider the Following:

1. Hold a Public Hearing; and
2. Adopt Resolution Amending and Restating the City of Lathrop's Participation in the Statewide Community Infrastructure Program; Authorizing the California Statewide Communities Development Authority to Accept Applications From Property Owners, Conduct Special Assessment Proceedings and Levy Assessments and Special Taxes and to Form Assessment Districts and Community Facilities Districts Within the Territory of the City of Lathrop; Embodying a Joint Community Facilities Agreement Setting Forth the Terms and Conditions of Community Facilities District Financings; Approving Form of Acquisition Agreement for Use When Applicable; and Authorizing Related Actions

- 5.4 OUT OF STATE TRAVEL APPROVAL FOR 2024 SAN JOAQUIN AREA FLOOD CONTROL AGENCY TRIP

Adopt Resolution Authorizing Out of State Travel for the 2024 San Joaquin Area Flood Control Agency Trip to Washington D.C. from April 9-11, 2024

- 5.5 OUT OF STATE TRAVEL APPROVAL FOR 2024 SAN JOAQUIN COUNTY ONE VOICE TRIP
Adopt Resolution Authorizing Out of State Travel for the 2024 San Joaquin County One Voice Trip to Washington D.C. from May 5-9, 2024
- 5.6 ESTABLISH LOCAL HOUSING ASSISTANCE PROGRAM FOR SWORN CITY OF LATHROP POLICE DEPARTMENT AND SWORN LATHROP STATIONED LATHROP-MANTECA FIRE DISTRICT (LMFD) EMPLOYEES
Council to Consider Adopting a Resolution to Establish a Local Housing Assistance Program for Sworn City of Lathrop Police Department and Sworn Lathrop Stationed Lathrop-Manteca Fire District (LMFD) Employees and Associated Budget Amendment

6. COUNCIL COMMUNICATIONS

- 6.1 MAYOR DHALI WAL REFERRAL - Appointment of a Board Of Director, and an Alternate, to the Ava Community Energy Board of Directors
- 6.2 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 (Vacancy)*
 - *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/Torres-O'Callaghan)*
 - *LAFCo (Diallo)*
- 6.3 MAYOR & COUNCILMEMBER COMMENT(S)

7. ADJOURNMENT

/Teresa Vargas/

Teresa Vargas, MMC
Government Services Director
City Clerk