

# April 8, 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](http://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  
Stephen Sealy, Chief of Police  
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

## 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.



**April 8, 2024 – Regular Meeting Agenda – 7:00 p.m.**



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See Reverse

## **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/1617363152?pwd=bkx1cndlTHZITDNCTIFkcNVPsUVRUT09>

- ✦ 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: 161 736 3152 / Passcode: 692516
- ✦ 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](mailto: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](mailto: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, APRIL 8, 2024  
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 6:45 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 LIABILITY CLAIMS

Pursuant to Government Code Section 54956.95(a)

- Claimant: Rumanti Marsh  
Agency Claimed Against: City of Lathrop

**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)

- SAN JOAQUIN COUNTY MOSQUITO & VECTOR CONTROL DISTRICT UPDATE ON THE 2023 INVASIVE *Aedes aegypti* "YELLOW FEVER MOSQUITO"

1.8 DECLARATION OF CONFLICT(S) OF INTEREST

## **2. PRESENTATIONS**

- 2.1 CERTIFICATE OF RECOGNITION PRESENTED TO KULWANT SINGH DHALIWAL AS GLOBAL AMBASSADOR FOR WORLD CANCER CARE CHARITABLE SOCIETY
- 2.2 CERTIFICATE OF RECOGNITION PRESENTED TO JASS SANGHA AS AMBASSADOR FOR UNITED STATES CANCER CARE CHARITABLE SOCIETY

## **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 12, 2024
- 4.3 SECOND READING AND ADOPTION OF ORDINANCE 24-457 OF THE CITY COUNCIL OF THE CITY OF LATHROP AMENDING THE LATHROP MUNICIPAL CODE (LMC) TO REGULATE SHORT-TERM RENTALS AND BICYCLE VIOLATIONS BY ADDING NEW CHAPTERS TO TITLE 5, BUSINESS LICENSES AND REGULATIONS, AND TITLE 9, PUBLIC PEACE AND WELFARE

Waive Full Reading and Adopt Ordinance 24-457 Amending the Lathrop Municipal Code (LMC) To Regulate Short-Term Rentals and Bicycle Violations by Adding New Chapters to Title 5, Business Licenses and Regulations, and Title 9, Public Peace and Welfare

- 4.4 RATIFY THE PURCHASE WITH CDW-G FOR A CYBER SECURITY RELATED SOFTWARE SUBSCRIPTION  
Adopt Resolution Ratifying the Purchase with CDW-G for a Cyber Security Related Software Subscription
- 4.5 RATIFY THE AGREEMENT WITH ICU TECHNOLOGIES INC. FOR THE CAMERA SURVEILLANCE SYSTEM FOR THE LATHROP POLICE DEPARTMENT EVIDENCE BUILDING, CIP GG 21-13  
Adopt Resolution Ratifying the Agreement with ICU Technologies, Inc. for the Camera Surveillance System for the Lathrop Police Department Evidence Building, CIP GG 21-13
- 4.6 RATIFY THE SERVICE CONTRACT WITH ICU TECHNOLOGIES INC. FOR THE CAMERA SURVEILLANCE SYSTEMS FOR PHASE II OF MAJOR CITY PARKS SURVEILLANCE, CIP GG 22-35  
Adopt Resolution Ratifying the Service Contract with ICU Technologies, Inc. for the Surveillance Systems for Phase II of Major City Parks Surveillance, CIP GG 22-35
- 4.7 APPROVE PROFESSIONAL SERVICES AGREEMENT WITH BUTLER AMUSEMENTS, INC. FOR THE LATHROP POLICE DEPARTMENT TO PROVIDE LAW ENFORCEMENT SERVICES FOR ANNUAL CARNIVAL EVENT ON APRIL 18, 2024 THROUGH APRIL 21, 2024  
Adopt Resolution Approving Professional Services Agreement with Butler Amusement, Inc. for the Lathrop Police Department to Provide Law Enforcement Services for their Annual Carnival Event on April 18, 2024 through April 21, 2024
- 4.8 APPROVE TASK ORDER NO. 12 WITH GOODWIN CONSULTING GROUP, INC. FOR CITYWIDE CFF UPDATE, CIP GG 22-01 AND APPROVE BUDGET AMENDMENT  
Adopt Resolution Approving Task Order No. 12 with Goodwin Consulting Group, Inc., for the Citywide Capital Facilities Fees Update, CIP GG 22-01 and Approve Budget Amendment
- 4.9 APPROVE AMENDMENTS NO. 3 AND NO. 4 WITH RBI TO PROVIDE ADDITIONAL STUDIES AND PERMIT COMPLIANCE SUPPORT SERVICES FOR THE SURFACE WATER DISCHARGE PROJECT, CIP WW 20-17 AND APPROVE BUDGET AMENDMENT  
Adopt Resolution Approving Amendments No. 3 and No. 4 with Robertson-Bryan Inc., to Provide Additional Studies and NPDES Permit Compliance Support Services for the Consolidated Treatment Facility

Surface Water Discharge Project, CIP WW 20-17 and Approve Budget Amendment

- 4.10 APPROVE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH BKF ENGINEERS FOR THE EAST LATHROP WATER MAIN AND LATERAL UPGRADES, CIP PW 24-12  
Adopt Resolution Approving a Professional Engineering Services Agreement with BKF Engineers for the East Lathrop Water Main and Lateral Upgrades, CIP PW 24-12
- 4.11 ACCEPT THE GENERAL PLAN HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2023  
Adopt Resolution Accepting the General Plan Housing Element Annual Progress Report for Calendar Year 2023 and Authorize Staff to Submit the Report to the Governor's Office of Planning and Research and State Department of Housing and Community Development
- 4.12 ACCEPT PUBLIC IMPROVEMENTS ASSOCIATED WITH EP NO. 2022-99, LOCATED AT 18580 CHRISTOPHER WAY FROM NEW CINGULAR WIRELESS PCS, LLC DBA AT&T  
Adopt Resolution Accepting Public Improvements Associated with Encroachment Permit No. 2022-99, Located at 18580 Christopher Way from New Cingular Wireless PCS, LLC dba AT&T
- 4.13 AUTHORIZE PARTICIPATION AND ALLOCATION OF FUNDING FOR THE REGIONAL EARLY ACTION PLANNING (REAP 2.0) GRANTS FUNDS AWARDED TO SAN JOAQUIN COUNCIL OF GOVERNMENTS ON BEHALF OF THE SAN JOAQUIN COUNTY MEMBER AGENCIES  
Adopt Resolution Authorizing Application for, and Receipt of, REAP 2.0 Grant Program Funds through the San Joaquin Council of Governments
- 4.14 AWARD CONSTRUCTION CONTRACT TO KNIFE RIVER FOR THE CONSTRUCTION OF PAVEMENT REHABILITATION, CIP PS 24-29 AND APPROVE BUDGET AMENDMENT  
Adopt Resolution to Award a Construction Contract to DSS Company dba Knife River Construction for Construction of CIP PS 24-29 Pavement Rehabilitation and Approve Budget Amendment
- 4.15 CREATE CIP GG 24-33 SCADA INTEGRATION AND MAINTENANCE, RATIFY THE PROFESSIONAL SERVICE AGREEMENT WITH MCC CONTROLS LLC, DBA PRIMEX AND APPROVE RELATED BUDGET AMENDMENTS  
Adopt Resolution Creating CIP GG 24-33 SCADA Integration and Maintenance, Ratify the Professional Service Agreement with MCC Controls LLC, dba Primex and, Approve Related Budget Amendments

## 5. SCHEDULED ITEMS

### 5.1 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER ADOPTING THE LATHROP ACTIVE TRANSPORTATION PLAN, CIP PS 22-17

Council to Consider the Following:

1. Hold a Public Hearing; and
2. Adopt Resolution Certifying and Adopting the Lathrop Active Transportation Plan, CIP PS 22-17

### 5.2 PUBLIC HEARING (PUBLISHED NOTICE) TO FORM COMMUNITY FACILITIES DISTRICT NO. 2024-1 (EAGLES LANDING SERVICES)

Council to Consider the Following:

1. Hold a Public Hearing; and
2. Adopt Resolution of Formation of the Community Facilities District 2024-1 (Eagles Landing Services); and
3. Adopt Resolution Calling Special Election for the Community Facilities District No. 2024-1 (Eagles Landing Services); and
4. Adopt Resolution Declaring Results of Special Election and Direct Recording of Notice of Special Tax Lien for the Community Facilities District No. 2024-1 (Eagles Landing Services); and
5. Introduce Ordinance Levying Special Taxes Within Community Facilities District No. 2024-1 (Eagles Landing Services)

### 5.3 DISCUSS AND CONSIDER OPTIONS TO INSTALL A FENCE OR WALL ON MCKEE BOULEVARD FROM RIVER ISLANDS PARKWAY TO TOWNE CENTRE DRIVE

Discuss and Consider Options to Install a Fence or Wall on McKee Boulevard from River Islands Parkway to Towne Centre Drive

## 6. COUNCIL COMMUNICATIONS

### 6.1 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

- *Ava Community Energy (Diallo/Torres-O'Callaghan)*
- *Central Valley Executive Committee/LOCC (Akinjo/Diallo)*
- *Council of Governments (Lazard/Diallo)*
- *Integrated Waste Management Solid Waste Division (Akinjo/Torres-O'Callaghan)*
- *Local Agency Formation Commission (LAFCo) (Diallo)*
- *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)*



6.2 MAYOR & COUNCILMEMBER COMMENT(S)

**7. ADJOURNMENT**

*/Teresa Vargas/*

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Teresa Vargas, MMC  
Government Services Director  
City Clerk