

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, AUGUST 10, 2020
7:00 P.M.
COUNCIL CHAMBER, CITY HALL
390 Towne Centre Drive
Lathrop, CA 95330**

MINUTES

Pursuant to the Governor's Executive Order N-25-20

On March 12, 2020, Governor Newsom issued Executive Order N-25-20, which allowed the option to attend public meetings telephonically/teleconference during the COVID-19 pandemic. In accordance with the Executive Order N-25-20, guidance from the California Department of Public Health on gatherings, and to protect our employees and the public, remote public participation was allowed, but not mandatory. The meeting was available by Cisco Webex teleconference to the public, as well as reduced capacity in-person participation in accordance with social distancing guidelines.

PLEASE NOTE: There was a Closed Session, which commenced at 6:03 p.m. The Regular Meeting reconvened at 7:06 p.m.

1. PRELIMINARY

1.1 CALL TO ORDER – Mayor Dhaliwal called the meeting to order at 6:03 p.m.

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 – Mayor Dhaliwal reconvened the meeting at 7:06 p.m.

1.2.2 REPORT FROM CLOSED SESSION

City Attorney Salvador Navarrete reported that direction was provided in regards to Item 1.2; no other reportable action was taken.

1.3 ROLL CALL Present: Mayor Dhaliwal; Vice Mayor Salcedo;
 Councilmembers: Akinjo, Lazard and Torres-O'Callaghan.

Absent: None.

1.4 INVOCATION – Mayor Dhaliwal led a moment of silence honoring the lives lost during the COVID-19 pandemic.

1.5 PLEDGE OF ALLEGIANCE – Vice Mayor Salcedo led the pledge of allegiance.

1.6 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER

City Manager Stephen Salvatore announced that staff would be pulling Item 5.1 off the agenda, and the item would be considered at a future meeting.

At which time, this item would be re-noticed accordingly as a public hearing.

1.7 INFORMATIONAL ITEM(S) – None

1.8 DECLARATION OF CONFLICT(S) OF INTEREST

Councilmember Lazard declared conflict of interest with Items 4.9 and 4.10, due to her employment with Dell’Osso Farms.

2. PRESENTATIONS

2.1 NEW EMPLOYEE INTRODUCTION

- Clarisa Basa, Administrative Assistant II
- Saira Tristan, Administrative Assistant II
- Grace Manganaan, Administrative Assistant II
- Trent DaDalt, Assistant Planner
- Alex Gonzales, Utility Operator I

City Clerk Teresa Vargas introduced Clarisa Basa, Administrative Assistant II, in the City Clerk’s Office. Public Works Director Michael King introduced Saira Tristan, Administrative Assistant II; Grace Manganaan, Administrative Assistant II; and Alex Gonzales, Utility Operator I in the Public Works Department. Community Development Director Mark Meissner introduced Trent DaDalt, Assistant Planner in the Community Development Department.

3. CITIZEN’S FORUM

City Clerk Teresa Vargas announced public comment email/letter received August 10, 2020, submitted by Christine Mendes regarding various concerns affecting her property on McKinley Avenue. The letter/email was distributed to the City Council (via their tablets; same process as the agenda) and copies were made available to the public.

4. CONSENT CALENDAR

On a motion by Councilmember Torres-O'Callaghan, seconded by Vice Mayor Salcedo, the City Council approved the Consent Calendar, except Items 4.9 and 4.10, by the following roll call vote, unless otherwise indicated:

Ayes:	Akinjo, Lazard, Salcedo, Torres-O'Callaghan, and Dhaliwal
Noes:	None
Absent:	None
Abstain:	None

**City Clerk Teresa Vargas announced public comment letter, dated August 10, 2020, addressing Consent Item 4.7, submitted by Martin Harris with Terra Land Group, LLC.*

4.1 WAIVING OF READING OF ORDINANCES AND RESOLUTIONS

Waived 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 UNCOLLECTIBLE UTILITY AND MISCELLANEOUS CUSTOMER ACCOUNTS

Approved write-off of uncollectible utility and miscellaneous accounts for Fiscal Year (FY) 2019-20.

4.3 LATHROP TO OPT OUT OF STATE MANDATED CONGESTION MANAGEMENT PROGRAM

Pulled by Councilmember Akinjo. A question and answer period ensued. Public Works Director Michael King provided additional information.

Adopted **Resolution 20-4764** exempting the City of Lathrop from State-Mandated Congestion Management Program in conjunction with San Joaquin Council of Government effort to achieve countywide exemption.

4.4 PROPOSED ANNEXATION OF TERRITORY INTO IMPROVEMENT AREA NO. 5 OF COMMUNITY FACILITIES DISTRICT 2018-1 (CENTRAL LATHROP SPECIFIC PLAN FACILITIES) AND COMMUNITY FACILITIES DISTRICT NO. 2019-2 (CENTRAL LATHROP CITY SERVICES)

Pulled by Councilmember Akinjo. A question and answer period ensued. Finance Director Cari James provided additional information.

1. Adopted **Resolution 20-4765** of intention to annex territory to Improvement Area 5 of Community Facilities District No. 2018-1 (Central Lathrop Specific Plan Facilities) and to authorize the levy of special taxes therein; and

2. Adopted **Resolution 20-4766** of intention to annex territory to Community Facilities District No. 2019-2 (Central Lathrop City Services) and to authorize the levy of special taxes therein.

- 4.5 APPROVE TASK ORDER NO. 7 FOR DE NOVO PLANNING GROUP TO PREPARE AN ENVIRONMENTAL IMPACT REPORT FOR THE SINGH PETROLEUM INVESTMENT PROJECT

Adopted **Resolution 20-4767** approving Task Order No. 7 for De Novo Planning Group to prepare an Environmental Impact Report for the Singh Petroleum Investment Project.

- 4.6 APPROVE PROFESSIONAL TECHNICAL SERVICES AND SUPPORT AGREEMENT WITH MCC CONTROLS LLC DBA PRIMEX FOR SCADA SYSTEM

Adopted **Resolution 20-4768** approving a Professional Technical Services and Support Agreement with MCC Controls LLC DBA PRIMEX for the City of Lathrop's Supervisory Control and Data Acquisition (SCADA) System.

- 4.7 *SSJID WATER SUPPLY DEVELOPMENT AND OPERATING AGREEMENT

Pulled by Councilmember Akinjo. A question and answer period ensued. Public Works Director Michael King provided additional information.

City Clerk Teresa Vargas announced public comment letter for Item 4.7 submitted by Terra Land Group

Adopted **Resolution 20-4769** approving a Water Supply Development and Operating Agreement with the South San Joaquin Irrigation District.

- 4.8 APPROVE CONSTRUCTION CONTRACT FOR LOUISE AVENUE PAVEMENT REHABILITATION CIP PS 18-01

Adopted **Resolution 20-4770** approving a Construction Contract with DSS Company dba Knife River Construction for the Construction of Louise Avenue pavement rehabilitation CIP PS 18-01, and related budget amendment.

RIVER ISLANDS CONSENT ITEM(S)

Councilmember Lazard recused herself, following the vote of the consent calendar (Items 4.1 to 4.8), and left the chamber at 7:27 p.m., prior to the vote of Items 4.9 and 4.10, due to declared conflict of interest as noted in Item 1.8.

On a motion by Vice Mayor Salcedo, seconded by Councilmember Torres-O'Callaghan, the City Council approved Items 4.9 and 4.10, by the following roll call vote, unless otherwise indicated:

Ayes: Akinjo, Salcedo, Torres-O'Callaghan, and Dhaliwal
Noes: None
Absent: None
Abstain: Lazard

4.9 APPROVAL OF FINAL MAP AND SUBDIVISION IMPROVEMENT AGREEMENT (SIA) FOR 33 LOTS IN TRACT 3998 VILLAGE "Y" WITHIN LAKESIDE EAST DISTRICT OF RIVER ISLANDS

City Clerk Teresa Vargas announced clerical correction on page 2 of the proposed Resolution for Item 4.9, clarifying that the final map is to be recorded with the San Joaquin County Clerk/Recorder's Office and not the Lathrop City Clerk.

Adopted **Resolution 20-4771** approving Final Map for Tract 3998 Village "Y" within the Lakeside East District, totaling 33 single family lots and a Subdivision Improvement Agreement with River Islands Stage 2A, LLC.

4.10 RATIFY REVISIONS TO FINAL MAP TRACTS 4021 VILLAGE S AND 4022 VILLAGE CC AND ASSOCIATED DOCUMENTS

Adopted **Resolution 20-4772** ratifying revisions to Final Map Tracts 4021 Village S and 4022 Village CC, and approved associated documents to recognize River Islands Stage 2A, LLC as the property owner.

5. SCHEDULED ITEMS

As announced under Item 1.6 - City Manager Stephen Salvatore announced that staff would be pulling Item 5.1 off the agenda, and the item would be considered at a future meeting.

At which time, this item would be re-noticed accordingly as a public hearing. No further action taken on Item 5.1.

5.1 PUBLIC HEARING (PUBLISHED NOTICE) TO CONSIDER MUNICIPAL CODE AMENDMENT TO UPDATE VARIOUS SECTIONS OF THE LMC TO STREAMLINE PROCEDURES, MINOR CLARIFICATIONS, AND INCORPORATE UPDATED POLICIES TEXT AMENDMENT NO. TA-20-71

Council to Consider the Following:

1. Hold a Public Hearing; and
2. First Reading and Introduce an Ordinance Adopting Various Amendments to the Lathrop Municipal Code (LMC) to Modernize, Simplify, and Streamline Sections of Title 17, Zoning Code, Title 8, Health and Safety, Title 10, Vehicles and Traffic, and Title 12, Streets, Sidewalks and Public Places. The amendments to the Municipal Code included the following:
 - Chapter 8.27 (Vending from Pushcarts, Wagons and Motorized Food Wagons)
 - New Chapter 8.26 (Sidewalk Vendors)

- Chapter 10.25 (Vehicle Parking in Yards of Residential Areas)
- Chapter 17.32 (R One-Family Residential District)
- Chapter 17.36 (RM Multifamily Residential District)
- Chapter 17.92 (Landscaping and Screening Standards)
- Chapter 17.104 (Architectural Design Review)
- Chapter 17.62 (CO-CL: Commercial Office Zoning District)
- Chapter 17.16 (General Requirements and Exceptions)
- Chapter 17.84 (Signs)
- Chapter 8.20 (Noise)
- Chapter 17.44 (C Commercial District)
- Chapter 12.12 (Improvements and Dedications)

6. COUNCIL COMMUNICATIONS

Councilmember Lazard returned to the chamber/dais after the vote of Items 4.9 and 4.10, at 7:30 p.m. for the remainder of the meeting.

6.1 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

Councilmember Akinjo reported progress on the future Tri Valley-San Joaquin Valley Regional Rail Authority project to be located at the River Islands Development.

6.2 MAYOR & COUNCILMEMBER COMMENT(S)

Councilmember Akinjo thanked the public for compliance on social distancing guidelines and use of facial masks during the pandemic. Councilmember Lazard commented on the recent drowning near the Dos Reis boat park, requested staff to contact RD 17 and local governing authorities to increase cautionary signage for no swimming areas. Councilmember Torres-O'Callaghan wished students and teachers a successful return to school and virtual learning. Vice Mayor Salcedo encouraged the public with continued compliance of CDC social distancing guidelines and use of facial masks. Mayor Dhaliwal echoed similar sentiments, and expressed condolences to the family of the drowning victim.

7. ADJOURNMENT – there being no further business, Mayor Dhaliwal adjourned the meeting at 7:35 p.m.


Teresa Vargas, CMC,
City Clerk