

March 15, 2010 – City Council Regular Meeting – 7:00 p.m.



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

City Council

Kristy Sayles, Mayor
Martha Salcedo, Vice Mayor
Sonny Dhaliwal
Christopher Mateo
Robert Oliver

City Staff

Cary Keaten, City Manager
Salvador Navarrete, City Attorney
Mitzi Ortiz, City Clerk
Eric Holman, Police Chief
Becky Enneking, Interim HR Director
Becky Enneking, Interim Director of
Parks & Recreation
Tom Ruark, Acting City Engineer
Steve Salvatore, Public Works Director
Terri Vigna, Finance Director
Becky Enneking, Neighborhood &
Community Services 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
 - City Attorney Reports
 - City Manager Reports
 - 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 to be 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. Additionally, other items without a Purple speaker card in opposition may be added to the consent calendar.



March 15, 2010 – City Council Regular Meeting Agenda – 7:00 p.m.



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.

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. **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.

To leave a voice message for the Mayor and all Councilmembers simultaneously, dial (209) 941-7220.

To send an e-mail for the Mayor and all Councilmembers simultaneously, citycouncil@ci.lathrop.ca.us

This City Council Agenda may be accessed by computer at the following Worldwide Web Address: www.ci.lathrop.ca.us

Information

Copies of the Agenda are available in the lobby at the Lathrop City Hall, 390 Towne Centre Drive, Lathrop, on Thursday preceding a regularly scheduled City Council meeting. Supplemental documents relating to specific agenda items are available for review in the City Clerk's Office. This agenda was posted at the following locations: City Hall, Community Center, "J" Street Fire Department and Lathrop Post Office.

The meetings of the Lathrop City Council are broadcast on Lathrop Comcast Cable Television Channel 97.

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:

Address: City Clerk
City of Lathrop
390 Towne Centre Dr.
Lathrop, CA 95330
Telephone: (209) 941-7230

Your interest in the conduct of your City's business is appreciated.

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, MARCH 15, 2010
7:00 P.M.
COUNCIL CHAMBERS, 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

1.1.1 CLOSED SESSION:

Conference with Legal Counsel: Anticipated Litigation – Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(b)

- 3 Potential Cases

1.1.2 CLOSED SESSION:

Conference with Legal Counsel: Existing Litigation Pursuant to Government Code Section 54956.9(a)
Tom Sayles vs. City of Lathrop, et al.
United States District Court, Eastern District of California, Case No. 2:09-cv-03564-MCE-KJM

1.1.3 CLOSED SESSION:

Conference with Labor Negotiator Pursuant to Government Code Section 54957.6
Agency Negotiator: Cary Keaten
Employee Organization: Service Employee International Union (SEIU) Local 1021

1.1.4 CLOSED SESSION

Conference with Labor Negotiator Pursuant to Government Code Section 54957.6
Agency Negotiator: Cary Keaten
Employee Organization: Lathrop Mid-Managers and Confidential Employees Association (LMCEA)

1.1.5 CLOSED SESSION

Conference with Labor Negotiator Pursuant to Government Code Section 54957.6
Agency Negotiator: Cary Keaten
Unrepresented Employees: Assistant City Manager, City Clerk, Finance Director, Human Resource Director, Legal Secretary, Neighborhood and Community Services Director, Parks and Recreation Director, Public Works Director

RECONVENE

1.1.6 REPORT FROM CLOSED SESSION

1.2 ROLL CALL

1.3 INVOCATION

1.4 PLEDGE OF ALLEGIANCE

1.5 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER

1.6 INFORMATIONAL ITEMS

1.6.1 SPECIAL FINANCING DISTRICTS OVERVIEW AND SUMMARY

1.6.2 INFORMATIONAL – FIREWORKS ORDINANCE

1.7 DECLARATION OF CONFLICT(S) OF INTEREST

2. PRESENTATIONS

2.1 PRESENTATION OF MAYOR'S AWARD OF DISTINCTION TO PATTI OVERY

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 to be 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 of Ordinances and Resolutions on agenda unless otherwise requested by the Mayor or a Councilmember

- 4.2 APPROVAL OF MINUTES
Approve Minutes for the Special Meeting of February 22, 2010; and the Regular Meeting of March 1, 2010
- 4.3 SECOND READING OF ORDINANCE AMENDING LANGUAGE REFERENCING THE COMMUNITY DEVELOPMENT DIRECTOR AS ENFORCEMENT OFFICIAL
Adopt an Ordinance Amending Language in the City of Lathrop Municipal Code Related to All References of the Community Development Director as the Enforcement Official for Applicable Titles/Chapters
- 4.4 AWARD CONTRACT TO REPUBLIC ITS FOR STREET LIGHT MAINTENANCE
Adopt a Resolution Authorizing the City Manager to Execute a Contract with Republic ITS for Street Light Maintenance
- 4.5 AWARD CONTRACT TO REPUBLIC ITS FOR TRAFFIC SIGNAL MAINTENANCE
Adopt a Resolution Authorizing the City Manager to Execute a Contract with Republic ITS for Traffic Signal Maintenance
- 4.6 TWELVE MONTH EXTENSION TO USE ISU'S TO GORDON TRUCKING, INC. ON BEHALF OF CAL S&S, INC.
Approve a Resolution Authorizing a 12 month extension to the time period to use 15 ISUs to Gordon Trucking, Inc. On Behalf of Cal S&S, Inc.
- 4.7 CITY COUNCIL GOALS AND PRIORITIES FOR 2010
Adopt Established City Council Goals and Priorities for 2010

5. SCHEDULED ITEMS

- 5.1 CDBG AND HOME PROGRAM ALLOCATIONS FOR FISCAL YEAR 2010/2011
Adopt a Resolution Approving (Option 1 or 2) Allocation of the Community Development Block Grant and HOME Investment Program Funds for Fiscal Year 2010/2011
- 5.2 CAPITAL IMPROVEMENT PROJECT LIST FOR FISCAL YEARS 2010-2011 THROUGH 2014-2015
Review Capital Improvement Project List for 2010-2011 through 2014-2015
- 5.3 ALLOCATION OF UNUSED FUNDS
Adopt a Resolution Approving Allocation of Unused Funds to Community Program
- 5.4 FINALIZE SUSTAINABLE BUDGETING ISSUES
Adopt a Resolution Directing the City Manager to Implement Necessary Cost Savings Measures by Unfunding Two Positions, Funding One Position and Increasing Funding for Two Additional Positions. Also, Authorize the City Manager to Modify the Staff Organizational Structure

6. COUNCIL COMMUNICATIONS

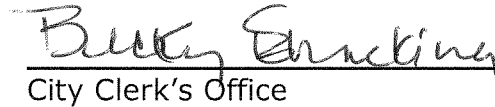
6.1 Council Referral(s) – None

6.2 Mayor & Councilmember Committee Report(s)

- *Central Valley Executive Committee/LOCC (Dhaliwal/Oliver)*
- *Council Governments (Sayles/Salcedo)*
- *Integrated Waste Management Solid Waste Division (Mateo/Salcedo)*
- *LAFCo (Sayles)*
- *Reclamation District 17 Joint Power Authority (Keaten/Salvatore)*
- *San Joaquin County Commission on Aging (Oliver/Mateo)*
- *San Joaquin Partnership Board of Directors (Sayles/Dhaliwal)*
- *San Joaquin Regional Rail Commission (Sayles)*
- *San Joaquin Valley Air Pollution Control District (Oliver/Mateo)*
- *Water Advisory Board (Dhaliwal/Mateo)*

6.3 Mayor & Councilmember Comment(s)

7. ADJOURNMENT



City Clerk's Office