

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, APRIL 12, 2021
7:00 P.M.
COUNCIL CHAMBER, CITY HALL
390 Towne Centre Drive
Lathrop, CA 95330**

MINUTES

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 allowed Council Meetings to be conducted telephonically. On March 17, 2020, Governor Newsom issued Executive Order N-29-20, which allowed the public to participate in any meeting of the City Council by electronic means. This meeting was is conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20, dated March 17, 2020, regarding the COVID-19 pandemic.

PLEASE NOTE: There was a Closed Session, which commenced at 6:18 p.m. The Regular Meeting reconvened at 7:01 p.m.

1. PRELIMINARY

1.1 CALL TO ORDER – Mayor Dhaliwal called the meeting to order at 6:18 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)
- 4 Potential Case(s)

RECONVENE – Mayor Dhaliwal reconvened the meeting at 7:01 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 taken.

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

Absent: None

1.4 INVOCATION – Senior Pastor Donald Britton, Grace Community Church, provided the invocation.

- 1.5 PLEDGE OF ALLEGIANCE – Senior Pastor Donald Britton led the pledge of allegiance.
- 1.6 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER – None
- 1.7 INFORMATIONAL ITEM(S) – None
- 1.8 DECLARATION OF CONFLICT(S) OF INTEREST – None

2. PRESENTATIONS

2.1 ECONOMIC DEVELOPMENT UPDATE

Economic Development Administrator Shelley Burcham provided a presentation related to economic development activity for the period of January 1, 2021 to March 31, 2021.

2.2 MAYOR'S COMMITTEE REPORT(S)

- Parks & Recreation Update on Committee Events and Programs

Parks and Recreation Director Zach Jones reported the following past and upcoming events and programs:

- *CPRS Virtual Conference*

Reported on staff's attendance to the Annual California Parks and Recreation Society virtual conference, held March 22-26, 2021.

- *Past Easter Programs*

Reported on past special events: Facebook/Virtual Easter Egg Hunt, Donuts with the Easter Bunny, and Easter Craft Kits.

- *Upcoming Special Events*

Provided an overview on various upcoming events: Family Portraits Event, held April 24, 2021 at 2:00 p.m., Earth Day Recycling Event, held April 24, 2021 at Valverde Park from 9 a.m., and Mother's Day Gift Workshop, held April 28, 2021 at 4:00 p.m., pre-registration required.

- *Upcoming Special Events*

Provided an overview on various upcoming classes and programs: Take Home Kid's Craft Kits, Basic and Advanced Dog Obedience Classes, Family Paint Night, and Youth Karate (ages 5-13).

- *Senior Programs*

Provided an overview on Brown Bag & Commodities Program; and Park and Play Bingo at the Senior Center.

- *Sports Programs*

Announced past sold out events: Mini Movers for Ages 3-5, and Jr. NBA Outdoor Clinic for Ages 14-17.

For additional information or program registration, the public was advised to visit the city's website at www.ci.lathrop.ca.us/parksrec or call (209) 941-7370.

3. CITIZEN'S FORUM

City Clerk Teresa Vargas announced public comment letter submitted by Nellie Zavala reporting her attendance to the San Joaquin County Commission on Aging teleconference meeting held April 5, 2021. Brandy Perkins presented Mayor Dhaliwal, Vice Mayor Torres-O'Callaghan, and Councilmember Diallo with plaques in recognition of their social media presence in the Lathrop community social media groups.

4. CONSENT CALENDAR

On a motion by Councilmember Akinjo, seconded by Councilmember Lazard, the City Council approved the Consent Calendar, by the following roll call vote, unless otherwise indicated:

Ayes:	Akinjo, Diallo, Lazard, Torres-O'Callaghan, and Dhaliwal
Noes:	None
Absent:	None
Abstain:	*Diallo (Item 4.13 only)

**Councilmember Diallo abstained on Item 4.13, citing insufficient information. The City of Lathrop City Council Handbook of Rules and Procedures, page 13, Chapter IV, Section B(5) applies to abstentions without identified legal disqualifications.*

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 APPROVAL OF MINUTES

Approved Minutes for the Regular Council Meeting of March 8, 2021.

4.3 SECOND READING AND ADOPTION OF ORDINANCE 21-419 BY TITLE ONLY AMENDING TITLE 2 "ADMINISTRATION AND PERSONNEL" OF THE LATHROP MUNICIPAL CODE BY ADDING A NEW CHAPTER TITLED "ELECTRONIC RECORDS AND SIGNATURES" TO ESTABLISH A POLICY FOR THE PROPER USE OF ELECTRONIC/DIGITAL SIGNATURES

Waived full reading and adopted **Ordinance 21-419** by title only amending Title 2 "Administration and Personnel" of the Lathrop Municipal Code by adding new Chapter 2.50 titled "Electronic Records and Signatures" to establish a policy for the proper use of electronic/digital signatures for specific city related documents.

4.4 ACCEPT CIP PS 19-05 WARREN AVENUE SIDEWALK IMPROVEMENTS CONSTRUCTED BY DSS COMPANY DBA KNIFE RIVER CONSTRUCTION

Adopted **Resolution 21-4853** accepting improvements constructed by DSS Company DBA Knife River Construction for the Warren Avenue sidewalk improvements CIP PS 19-05, authorized filing a Notice of Completion, release of contract retention, and release performance and payment bonds.

4.5 ACCEPT THE GENERAL PLAN HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2020

Adopted **Resolution 21-4854** accepting the General Plan Housing Element Annual Progress Report for Calendar Year 2020 and authorized staff to submit the Report to the Governor's Office of Planning and Research and State Department of Housing and Community Development.

4.6 CREATE CIP PW 21-07 WATER SYSTEM REPAIRS AND RELATED BUDGET AMENDMENT

Adopted **Resolution 21-4855** approving the creation of Capital Improvement Project (CIP) PW 21-07 Water System Repairs and related budget amendment.

4.7 CREATE CIP PS 21-12 PAVEMENT MAINTENANCE AND REPAIR PROJECT, AND RELATED BUDGET AMENDMENT

Adopted **Resolution 21-4856** approving the creation of Capital Improvement Project (CIP) PS 21-12 Pavement Maintenance and Repair Project, and related budget amendment.

4.8 CREATE CIP GG 21-13 FOR THE CITY'S MUNICIPAL CORPORATION YARD IMPROVEMENTS AND APPROVE RELATED BUDGET AMENDMENT

Adopted **Resolution 21-4857** approving the creation of Capital Improvement Project (CIP) GG 21-13 for the City's Municipal Corporation Yard Improvements, and related budget amendment.

4.9 CREATE CIP GG 21-14 CITY HALL PUBLIC SAFETY POWER SHUTOFF (PSPS) GRANT BACKUP GENERATOR

Pulled by Councilmember Akinjo. A question and answer period ensued. Deputy Finance Director Thomas Hedegard and City Manager Stephen Salvatore provided additional information regarding the grant requirements and location of the backup generation.

Adopted **Resolution 21-4858** approving the creation of CIP GG 21-14 City Hall PSPS Grant Backup Generator, and related budget amendment.

- 4.10 APPROVE FISCAL YEAR 2021-22 PROJECT LIST ASSOCIATED WITH SENATE BILL 1

Adopted **Resolution 21-4859** approving a list of projects for Fiscal Year 2021-2022, Funded by Senate Bill 1, the Road Repair and Accountability Act of 2017.

- 4.11 APPROVE RECOMMENDATION TO CHANGE "ATHENA STREET" TO "TROLLEY STREET"

Pulled by Councilmember Akinjo. A question and answer period ensued. Community Development Director Mark Meissner provided additional information regarding the need for the street name change.

Adopted **Resolution 21-4860** approving street name modification to change "Athena Street" to "Trolley Street" located at Tract 3810, in the Central Lathrop Stanford Crossing Development.

- 4.12 APPROVE PROFESSIONAL CONSULTING SERVICES AGREEMENT WITH DOKKEN ENGINEERING FOR THE MANTHEY ROAD BRIDGE REPLACEMENT PROJECT CIP PS 12-04

Adopted **Resolution 21-4861** approving Professional Services Agreement with Dokken Engineering for the preparation of plans, specifications and estimates (PS&E), construction permitting, right-of-way (ROW) services for the Manthey Road Bridge Replacement Project CIP PS 12-04.

- 4.13 *APPROVE MASTER CONSULTING SERVICES AGREEMENT AND TASK ORDER NO. 1 WITH MUNICIPAL RESOURCE GROUP, LLC FOR PROFESSIONAL CONSULTING SERVICES RELATED TO GG 21-11, CREATION OF THE NEW LATHROP POLICE DEPARTMENT & TRANSITION PROJECT

Pulled by Councilmember Diallo. A question and answer period ensued. City Manager Stephen Salvatore, Municipal Resource Group Consultant Michael Oliver, Finance and Administrative Services Director Cari James, and City Attorney Salvador Navarrete responded to questions regarding proposed and prior scopes of work and budgets, project research data, information provided to the Subcommittee Members, and redaction of invoices with confidential project information provided for payment processing.

Ashley Bounds (in person speaker) requested information related to the proposed scope of work and phases of the project. City Clerk Teresa Vargas announced public comment letters submitted by Ashley Bounds, Christina Laughlin and an unidentified public member, received prior to the meeting; all documents were made available on the City website and during the meeting. Christina Laughlin (in person speaker) requested information related to project timeline, setting up special police divisions (records and evidence, dispatch, etc.), and expressed concern with insufficient time to complete the transition project. M Bounds (webex speaker) provided comments via WebEx chat regarding the project timeline, expenditures made for city projects, and "Use of Force" policy for the new Police Department. City Clerk Teresa Vargas read the comments into the record. Bennie Gatto (in person speaker) commented on prior Council discussions regarding transitioning into an in-house police department, expressed concern with escalating costs associated with the San Joaquin County law enforcement agreement, and urged the Council to allow staff to continue with the transition project.

Adopted **Resolution 21-4862** approving a Master Consulting Services Agreement and Task Order No. 1 with Municipal Resource Group, LLC to begin the creation and transition of the new City of Lathrop Police Department.

5. SCHEDULED ITEMS - None

6. COUNCIL COMMUNICATIONS

- 6.1 MAYOR DHALIWAL REFERRAL – Appointment of a Delegate and Alternate to the San Joaquin Council of Government Board of Directors for Calendar Year 2021 (Form 700 Committee)

Mayor Dhaliwal made the following appointments for Calendar Year 2021:

San Joaquin Council of Government Board of Directors

Delegate – Councilmember Lazard

Alternate – Councilmember Diallo

Term Ending

December 31, 2021

- 6.2 MAYOR DHALIWAL REFERRAL – Set Application Deadline for One (1) Member to the Senior Advisory Commission with Term Ending June 30, 2022, due to Unexpired Term Vacancy

Mayor Dhaliwal set June 30, 2021, as the application deadline. Appointments to be made during the July 2021 Regular Meeting.

6.3 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

Councilmember Akinjo reported his attendance to recent LOCC Environmental Quality Committee Part 1 Meeting and the San Joaquin Area Flood Control Agency Regular Meeting. Vice Mayor Torres-O'Callaghan reported her attendance to the San Joaquin County - Greater Valley Kaiser Informational Conference Calls.

6.4 MAYOR & COUNCILMEMBER COMMENT(S)

Councilmember Diallo expressed her support for the Lathrop Police Department transition project, expressed various concerns related to funds expend to date on the transition project, including the Sheriff on discussions regarding the transition, and discussed the role of the City Treasurer and related treasurer reports. Councilmember Lazard commented on the smooth vaccination process she experienced earlier in the month. Councilmember Akinjo encouraged vaccine participation. Vice Mayor Torres-O'Callaghan thanked those in attendance and those that participated in public comment, and encouraged the public to be vigilant during the upcoming warmer weather and check in on those most vulnerable. Mayor Dhaliwal echoed similar sentiments and thanked those that participated during the public meeting, and expressed his confidence in staff, consulting team and assistance from the Sheriff's Office during the transition process. Vice Mayor Akinjo wished a belated Happy Birthday to Vice Mayor Torres-O'Callaghan.

7. **ADJOURNMENT** – There being no further business, Mayor Dhaliwal adjourned the meeting at 8:57 p.m.



Teresa Vargas, CMC
City Clerk