

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, APRIL 11, 2022
7:00 P.M.
COUNCIL CHAMBER, CITY HALL
390 Towne Centre Drive
Lathrop, CA 95330**

MINUTES

PLEASE NOTE: There was a Closed Session, which commenced at 6:16 p.m. The Regular Meeting reconvened at 7:09 p.m.

1. PRELIMINARY

1.1 CALL TO ORDER – Mayor Dhaliwal called the meeting to order at 6:16 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)
- 3 Potential Case(s)

RECONVENE – Mayor Dhaliwal reconvened the meeting at 7:09 p.m.

1.2.2 REPORT FROM CLOSED SESSION

City Attorney Salvador Navarrete reported that direction was provided to staff pursuant to Item 1.2; no other reportable item was taken.

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

Absent: None

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

1.5 PLEDGE OF ALLEGIANCE – Senior Pastor Don Britton led the pledge of allegiance.

1.6 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER

City Manager Stephen Salvatore provided the following information: announced Special Meeting / Study Session hosted by the San Joaquin Area Flood Control Agency (SJAFCA) to provide information on the Enhanced Infrastructure Financing District, scheduled for on May 2, 2022, at 6:00 p.m., in the Lathrop Council Chamber; announced beginning of Phase 3 of the Levee Seepage Repair Project, conducted by Reclamation District 17 to construct deep cutoff walls within the levee, starting mid-April and lasting into late 2022; and announced the Airborne Electromagnetic (AEM) Surveys to be conducted by the California Department of Water Resources, starting in early April, to collect groundwater data.

1.7 INFORMATIONAL ITEM(S) – None

1.8 DECLARATION OF CONFLICT(S) OF INTEREST

Vice Mayor Lazard declared conflict of interest with Items 4.9 and 4.13, due to her employment with Dell’Osso Farms.

2. PRESENTATIONS

2.1 INTRODUCTION OF NEW EMPLOYEES

Public Works Director Michael King introduced Utility Operations Superintendent Frank Vallejo. Human Resources Director Theresa Roland introduced Human Resources Technician Jessica Swanton. Chief of Police Raymond Bechler introduced Records Supervisor Angela Victoria; Records Assistant II Matthew Robinson; Management Analyst I Cristina Caguiat; Police Sergeant Rodolfo Alaniz; Police Sergeant Greg Mortenson; Police Sergeant Landon Lawson; Police Sergeant Billy Boyle; Police Officer Blake Escobar; Police Officer Philip Hicks; Police Officer Robert Dominguez; and Police Officer Jorge Andrade.

2.2 RECOGNITION OF ZACH JONES FOR HIS YEARS OF SERVICE AS THE CITY OF LATHROP DIRECTOR OF PARKS, RECREATION & MAINTENANCE SERVICES

City Manager Stephen Salvatore announced the retirement of Director of Parks, Recreation and Maintenance Services Zach Jones, effective April 30, 2022, and provided an overview of career accomplishments during his tenure with the City of Lathrop. Councilmembers thanked Mr. Jones for his contributions to the Lathrop community. Mr. Jones provided a farewell speech and expressed appreciation to Councilmembers and staff.

3. CITIZEN'S FORUM

Irene Torres (in person speaker) expressed various concerns related to traffic safety and commercial truck traffic on Lathrop Road. Ms. Torres also requested additional traffic enforcement on Lathrop Road near her property.

4. CONSENT CALENDAR

On a motion by Mayor Dhaliwal, seconded by Vice Mayor Lazard, the City Council approved the Consent Calendar, except *Items 4.9 and 4.13, by the following roll call vote, unless otherwise indicated:

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

**Items 4.9 and 4.13 were voted on separately from the Consent Calendar.*

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 14, 2022.

4.3 APPROVE OUT-OF-STATE TRAVEL FOR CITY STAFF TO PARTICIPATE IN THE ICSC CONFERENCE IN MAY 2022

Adopted **Resolution 22-5039** approving out-of-state travel for two city staff members to attend and represent the City of Lathrop at the International Council of Shopping Centers (ICSC) 2022 Conference in Las Vegas, Nevada from May 22, 2022 to May 24, 2022.

4.4 APPROVE MEMORANDUMS OF UNDERSTANDING BETWEEN THE CITY OF LATHROP, LATHROP MID-MANAGERS AND CONFIDENTIAL EMPLOYEES (LMCEA), SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 1021 (SEIU), AND UNREPRESENTED EMPLOYEES

Adopted **Resolution 22-5040** approving Memorandums of Understanding with the Lathrop Mid-Managers and Confidential Employees Association for the management bargaining group, the Service Employees International Union Local 1021 for the general services bargaining unit, provide unrepresented staff with the same terms and conditions, as provided to SEIU and LMCEA members, pursuant to the Memorandums of

Understanding, increasing appropriations, and approving updated grade step table.

- 4.5 APPROVE PROFESSIONAL CONSULTING SERVICES AGREEMENT WITH EKI ENVIRONMENT & WATER, INC. FOR INTEGRATED WATER RESOURCES MASTER PLAN AMENDMENT, CIP PW 22-19 AND CIP WW 22-24 AND RELATED BUDGET AMENDMENT

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

Adopted **Resolution 22-5041** approving professional consulting services agreement with EKI Environment & Water, Inc. for Integrated Water Resources Master Plan Amendment, CIP PW 22-19 (Water) and CIP WW 22-24 (Wastewater and Recycled Water) and related budget amendment

- 4.6 APPROVE AMENDMENT NO. 4 FOR PROFESSIONAL SERVICES AGREEMENT FOR THE MANTHEY ROAD BRIDGE REPLACEMENT PROJECT, CIP PS 12-04

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

Adopted **Resolution 22-5042** approving Amendment No. 4 for professional services agreement with WSP USA, Inc. for the Manthey Road Bridge Replacement Project, CIP PS 12-04

- 4.7 APPROVE TASK ORDER NO. 18 FOR J.B. ANDERSON LAND USE PLANNING TO PROVIDE CONTRACT PLANNING SERVICES FOR THE MOSSDALE LANDING WEST PROJECT AND RELATED ENTITLEMENTS

Pulled by Councilmember Akinjo. A question and answer period ensued. Assistant Community Development Director Rick Caguiat provided additional information.

Adopted **Resolution 22-5043** approving Task Order No. 18 for J.B. Anderson Land Use Planning to provide contract planning services to manage and process the Mossdale Landing West Project and related entitlements.

- 4.8 ACCEPT PUBLIC IMPROVEMENTS CONSTRUCTED BY TAYLOR BACKHOE SERVICE, INC. DBA TBS CONTRACTORS FOR GENERATIONS CENTER PARKING LOT LANDSCAPE, CIP PK 20-23

Pulled by Councilmember Akinjo. A question and answer period ensued. Public Works Director Michael King and Parks, Recreation, and Maintenance Services Zach Jones provided additional information.

Adopted **Resolution 22-5044** accepting public improvements constructed by Taylor Backhoe Service, Inc. dba TBS Contractors for the construction of the Generations Center Parking Lot Landscape CIP PK 20-23, authorize the filing of a notice of completion, release of contract retention, and release of performance and payment bonds

RIVER ISLANDS CONSENT ITEM(S)

Councilmember Lazard recused herself at 8:17 p.m., following the vote of the consent calendar (Items 4.1 to 4.8), prior to the vote of Items 4.9 and 4.13, due to declared conflict of interest as noted in Item 1.8.

On a motion by Mayor Dhaliwal, seconded by Councilmember Akinjo, the City Council approved Items 4.9 and 4.13, by the following roll call vote, unless otherwise indicated:

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

- 4.9 CREATE CIP PK 22-40 BANTA JOINT USE COMMUNITY PARK IMPROVEMENTS, AWARD CONSTRUCTION CONTRACT TO WESTSIDE LANDSCAPE AND CONCRETE, INC. FOR THE CRICKET PITCH INSTALLATION, AND RELATED BUDGET AMENDMENTS

Pulled by Councilmember Akinjo. A question and answer period ensued. Parks, Recreation and Maintenance Services Director Zach Jones provided additional information.

Adopted **Resolution 22-5045** creating CIP PK 22-40 Banta School Joint Use Community Park Improvements, approving Construction Contract with Westside Landscape and Concrete, Inc. for the installation of a cricket pitch, and approving a budget amendment for the purchase of park equipment.

- 4.10 APPROVE FINAL MAP, C2 COMMUNITY PARK OFFER OF DEDICATION, AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 23 LOTS IN TRACT 3794 VILLAGES "C6" & "C7", SOUTH RIVER BEND DISTRICT OF RIVER ISLANDS

Adopted **Resolution 22-5046** approving Final Map for Tract 3794 Villages "C6" and "C7" within the South River Bend District, totaling 23 single-family lots, C2 Community Park Offer of Dedication, and Subdivision Improvement Agreement with River Islands Custom Homesites, LLC.

- 4.11 APPROVE FINAL MAP, COMMON USE AGREEMENT, AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 43 LOTS IN TRACT 4072 VILLAGE "NN2", LAKESIDE WEST DISTRICT OF RIVER ISLANDS

Adopted **Resolution 22-5047** approving Final Map for Tract 4072 Village "NN2" within the Lakeside West District, totaling 43 single-family lots, a Common Use Agreement, and Subdivision Improvement Agreement with River Islands Stage 2B, LLC.

- 4.12 APPROVE FINAL MAP AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 60 LOTS, TRACT 4082 VILLAGE "FF2", OLD RIVER DISTRICT OF RIVER ISLANDS

Adopted **Resolution 22-5048** approving final map for tract 4082 Village "FF2" within the Old River District, totaling 60 single-family lots and subdivision improvement agreement with River Islands Stage 2B, LLC

- 4.13 APPROVE FINAL MAP, STREET NAMES, CFD ANNEXATION, AND SUBDIVISION IMPROVEMENT AGREEMENT FOR 108 UNITS (1 LOT) IN TRACT 4115 VILLAGE "CC", LAKESIDE EAST DISTRICT OF RIVER ISLANDS

Adopted **Resolution 22-5049** approving final map for tract 4115 Village "CC" within the Lakeside East District of River Islands, totaling 108 single family condominium units (1 lot), street names, CFD annexation no. 26, and Subdivision Improvement Agreement with River Islands Stage 2A, LLC

Councilmember Lazard returned to the chamber/dais at 8:22 p.m. following the vote of Items 4.9 through 4.13, for the remainder of the meeting.

5. SCHEDULED ITEMS

- 5.1 PUBLIC HEARINGS (PUBLISHED NOTICES) TO ADOPT AN URGENCY ORDINANCE AND CONSIDER A REGULAR/STANDARD ORDINANCE BY THE CITY COUNCIL OF THE CITY OF LATHROP ACCEPTING REQUIREMENTS OF THE PENAL CODE RELATING TO THE RECRUITMENT AND TRAINING OF LAW ENFORCEMENT OFFICERS

Government Services Director / City Clerk Teresa Vargas introduced Lathrop Police Commander Stephen Sealy. Ms. Vargas provided the presentation. A questions and answer period followed. Commander Sealy and City Attorney Salvador Navarrete provided additional information on the matter.

Mayor Dhaliwal opened the public hearing for consideration of an Urgency Ordinance amending Title 9 "Public Peace and Welfare" of the Lathrop Municipal Code by adding new Chapter 9.02 titled "Peace Officer Standards and Training". There were no speakers. Mayor Dhaliwal closed the public hearing.

On a motion by Vice Mayor Lazard, seconded by Councilmember Diallo, the City Council considered the following items:

1. Held a public hearing; and
2. Adopted **Urgency Ordinance 22-432** amending Title 9 "Public Peace and Welfare" of the Lathrop Municipal Code by adding new Chapter 9.02 Titled "Peace Officer Standards and Training" to accept requirements of the Penal Code relating to the recruitment and training of law enforcement officers.

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

Mayor Dhaliwal opened a second public hearing for consideration of a regular Ordinance amending Title 9 "Public Peace and Welfare" of the Lathrop Municipal Code by adding new Chapter 9.02 titled "Peace Officer Standards And Training". There were no speakers. Mayor Dhaliwal closed the public hearing.

On a motion by Vice Mayor Lazard, seconded by Councilmember Torres-O'Callaghan, the City Council considered the following items:

3. Held a public hearing; and
4. Held first reading and introduction of an ordinance amending Title 9 "Public Peace and Welfare" of the Lathrop Municipal Code by adding new Chapter 9.02 titled "Peace Officer Standards and Training" to accept requirements of the Penal Code relating to the recruitment and training of law enforcement officers.

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

6. COUNCIL COMMUNICATIONS

- 6.1 MAYOR DHALI WAL REFERRAL - Signal at Harlan Road & Slate Street and Speed Humps around Joseph Widmer School

Mayor Dhaliwal provided an overview of the referral, including consideration of a splash pad in the River Islands community. A question and answer period ensued. Council consensus directed staff to agendize all matters discussed to a future meeting for further council consideration.

- 6.2 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

Councilmember Akinjo discussed matters related to his participation to the San Joaquin County Integrated Waste Management Solid Waste Committee, Tri Valley-San Joaquin Valley Regional Rail Authority, and San Joaquin Area Flood Control meetings.

6.3 MAYOR & COUNCILMEMBER COMMENT(S)

Councilmembers welcomed the new employees, thanked those in attendance, and reminded the public of the Special Meeting scheduled for May 2, 2022.

7. **ADJOURNMENT** – There being no further business, Mayor Dhaliwal adjourned the meeting at 8:59 p.m.



Teresa Vargas, MMC
Government Services Director/City Clerk