

# April 11, 2022 – 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  
Diane Lazard, Vice Mayor  
Paul Akinjo  
Minnie Diallo  
Jennifer Torres-O'Callaghan

## City Staff

Stephen Salvatore, City Manager  
Salvador Navarrete, City Attorney  
Teresa Vargas, Government Services  
Director / City Clerk  
Glenn Gebhardt, City Engineer  
Tony Fernandes, Chief Information Officer  
Cari James, Finance Director  
Theresa Roland, Human Resources Director  
Mark Meissner, Community Development  
Director  
Michael King, Public Works Director  
Zachary Jones, Parks, Recreation and  
Maintenance Services Director  
Raymond Bechler, Chief of Police  
*(Commission Start Date 7/1/2022)*  
Lieutenant Michael Alagna, Acting Chief of  
Police

## 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 11, 2022 – Regular Meeting Agenda – 7:00 p.m.**



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See Reverse

## **IMPORTANT NOTICE REGARDING THIS MEETING & COVID-19**

Executive Order N-29-20, issued by the Governor on March 17, 2020, set provisions which relaxed the teleconferencing requirements of the Brown Act to facilitate virtual meetings during the COVID-19 declared emergency, said provisions expired after September 30, 2021.

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. COVID-19 and social distancing guidelines will be enforced. As a courtesy, this meeting will be available for public participation by teleconference via ZoomGov at the following link:

**<https://www.zoomgov.com/j/1605198563?pwd=VcTsdVp0dlV3c3hYSy90SkRWSExaQT09>**

- ✚ 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: 160 519 8563 / Passcode: 067573
- ✚ 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:website_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 11, 2022  
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 6:15 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 CONFERENCE WITH LEGAL COUNSEL: Anticipated Litigation - Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(b)

- 3 Potential Case(s)

**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) – None

1.8 DECLARATION OF CONFLICT(S) OF INTEREST

**2. PRESENTATIONS**

2.1 INTRODUCTION OF NEW EMPLOYEES

Public Works Department

- Frank Vallejo, Utility Operations Superintendent

Human Resources Department

- Jessica Swanton, Human Resources Technician

Police Department

- Matthew Robinson, Records Assistant II
- Angela Victoria, Records Supervisor
- Cristina Caguiat, Management Analyst I
- Jorge Andrade, Police Officer
- Robert Dominguez, Police Officer
- Blake Escobar, Police Officer
- Philip Hicks, Police Officer
- Rodolfo Alaniz, Police Sergeant
- Billy Boyle, Police Sergeant
- Landon Lawson, Police Sergeant
- Greg Mortenson, Police Sergeant

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

**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 March 14, 2022
- 4.3 APPROVE OUT-OF-STATE TRAVEL FOR CITY STAFF TO PARTICIPATE IN THE ICSC CONFERENCE IN MAY 2022  
Adopt Resolution 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  
Adopt Resolution 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, Increase Appropriations, and Approve 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  
Adopt Resolution 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  
Adopt Resolution 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  
Adopt Resolution 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

Adopt Resolution 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)**

- 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  
Adopt Resolution for the Creation of CIP PK 22-40 Banta School Joint Use Community Park Improvements, Approve a Construction Contract with Westside Landscape and Concrete, Inc. for the Installation of a Cricket Pitch, and Approve 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  
Adopt Resolution 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  
Adopt Resolution 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  
Adopt Resolution 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  
Adopt Resolution 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

## 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

The Council to Consider the Following Items:

1. Hold a Public Hearing; and
2. Adopt 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" to Accept Requirements of the Penal Code Relating to the Recruitment and Training of Law Enforcement Officers.
3. Hold a Public Hearing; and
4. 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.

## 6. COUNCIL COMMUNICATIONS

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

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

- *Central Valley Executive Committee/LOCC (Akinjo/Diallo)*
- *Council of Governments (Lazard/Diallo)*
- *Integrated Waste Management Solid Waste Division (Akinjo/Torres-O'Callaghan)*
- *Reclamation District 17 Joint Powers Authority (Salvatore)*
- *San Joaquin Partnership Board of Directors (Salvatore)*
- *San Joaquin County Commission on Aging (Zavala)*
- *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)*
- *LAFCo (Diallo)*

### 6.3 MAYOR & COUNCILMEMBER COMMENT(S)

## 7. ADJOURNMENT

*/Teresa Vargas/*

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Teresa Vargas, MMC  
Government Services Director/City Clerk