

**CITY OF LATHROP  
CITY COUNCIL REGULAR MEETING  
MONDAY, DECEMBER 12, 2022  
7:00 P.M.  
COUNCIL CHAMBER, CITY HALL  
390 Towne Centre Drive  
Lathrop, CA 95330**

**MINUTES**

**1. PRELIMINARY**

1.1 CALL TO ORDER – Vice Mayor Akinjo called the meeting to order at 7:27 p.m.

1.2 ROLL CALL Present: Vice Mayor Akinjo; and Councilmembers: Diallo and Torres-O’Callaghan.

Absent: Mayor Dhaliwal and Councilmember Lazard

1.3 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER

City Manager Stephen Salvatore provided a summary of the San Joaquin Area Flood Control Agency advocacy trip to Washington, D.C. to obtain federal interest in the Mossdale Tract Project. City Manager Stephen Salvatore also announced that City Engineer Brad Taylor recently received his California Traffic Engineer License, and his knowledge will assist with various traffic relate projects and studies.

1.4 INFORMATIONAL ITEM(S) – NONE

1.5 DECLARATION OF CONFLICT(S) OF INTEREST - NONE

**2. PRESENTATIONS**

2.1 PRESENTATION PROVIDING AN UPDATE ON THE CORPORATION YARD IMPROVEMENTS PROJECT, CIP GG 21-13

Assistant City Manager Michael King provided a brief summary on the progress of the Corporation Yard Capital Improvement Project, GG 21-13. A question and answer period followed.

2.2 MAYOR’S COMMITTEE REPORT(S)

Parks, Recreation and Maintenance Services Director Todd Sebastian reported on various past and upcoming events and programs, some of the highlights included:

- *Past Special & Holiday Events*

Provided an overview on various past holiday events, such as: "Donuts with Santa", "Christmas Tree Lighting", and the "Christmas Parade"; and other special events, such as: "Trunk or Treat" and "Veterans Day"

- *Senior Center Programs*

Provided an overview on various past events: "Murder Mystery", "Sweet Socials", and "Senior Spooktacular"

- *Youth Development*

Provided an overview on various past and upcoming events: "Culinary Kids" multiple session available for ages 5-12; "Build It" held in October and November for ages 5-12; and "Fall Break Camp" held October 10-14 for ages 5-12. Upcoming events: "Cookie Baking Class" scheduled for December 8; "Parent + Me Gingerbread Day" scheduled for December 14, "Kids Night Out" scheduled for December 16, and "Winter Break Camps" scheduled for December 19-22 and 27-29, for ages 5-12.

- *Teen Programs*

Provided an overview on various past and upcoming events: "Teen Halloween Party" held October 21; "Teen Chopped Challenge" held November 18; and upcoming event "Retro Night" scheduled for January 20, 2023, for grades 7-12<sup>th</sup>.

Announced the launch of the new City of Lathrop "Lathrop Cares" application, available for mobile phone download.

### **3. CITIZEN'S FORUM**

Jim Hilson (in person speaker) expressed concern with the loose gravel residue due to the street resurfacing project, and commented on the commercial truck traffic on Lathrop Road. Reverend Lou Davis (in person speaker) announced his recent relocation to another nearby community and expressed his appreciation to the City Council and staff. Kyre Smith (zoom speaker) expressed concern with illegal short-term rentals, such as Airbnb's, in the Stanford Crossing Development Community.

### **4. CONSENT CALENDAR**

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

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

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 November 14, 2022.

4.3 SECOND READING AND ADOPTION OF ORDINANCE 22-440 OF THE CITY COUNCIL OF THE CITY OF LATHROP AMENDING TITLE 12 "STREETS, SIDEWALKS, AND PUBLIC SPACES", CHAPTER 12.20 "PARKS", SECTION 12.20.010 "CONDUCT IN CITY PARKS – PROHIBITED ACTIONS", PART "Q" TO DEFINE PARK HOURS MORE SPECIFICALLY

Waived the full reading and adopted **Ordinance 22-440** amending Title 12, "Streets, Sidewalks, and Public Spaces", Chapter 12.20 "Parks", Sections 12.20.010 "Conduct in City Parks – Prohibited Actions", Part "Q" to define park hours more specifically.

*CEQA STATUS: Exempt according to California Environmental Quality Act Article 5 §15061(b)(3), by the "Common Sense Exemption"*

4.4 SECOND READING AND ADOPTION OF ORDINANCE 22-441 OF THE CITY COUNCIL OF THE CITY OF LATHROP UPDATING THE POLICY FOR THE USE OF MILITARY EQUIPMENT BY THE LATHROP POLICE DEPARTMENT, IN COMPLIANCE WITH ASSEMBLY BILL 481

Waived the full reading and adopted **Ordinance 22-441** amending Chapter 9.20 Titled "Military Equipment Use Policy", of Title 9 "Public Peace and Welfare" of the Lathrop Municipal Code by adding Section 9.20.050 titled "Active Policies" to incorporate Lathrop Police Department Policy Regulating "Unmanned Aerial System (UAS) Operations", and adopting Military Equipment Use Policies in compliance with California Government Code Section 7071.

*CEQA STATUS: Exempt according to California Environmental Quality Act Article 5 §15061(b)(3), by the "Common Sense Exemption"*

4.5 SECOND READING AND ADOPTION OF ORDINANCE 22-442 ADOPTING VARIOUS AMENDMENTS TO THE LATHROP MUNICIPAL CODE TO MODERNIZE, SIMPLIFY, AND STREAMLINE VARIOUS SECTIONS OF TITLE 17, ZONING CODE (TA-22-143)

Waived the full reading and adopted **Ordinance 22-442** amending the Lathrop Municipal Code to modernize, simplify, and streamline various sections of Title 17, Zoning Code. The amendments include the following:

- Chapter 17.32 (R One Family Residential District): Clarify that Accessory Dwelling Units are permitted by-right and update requirements for swimming pool location.
- Chapter 17.36 (RM Multifamily Residential District): Clarify the review process for projects that include affordable units and remove RM-1.5 from the "Property Development Standards" Section.
- Chapter 17.56 (Planned Unit Developments): Update Chapter to clarify the processing of a Planned Unit Developments.
- Chapter 17.61 (River Island Zoning Districts): Update the processing procedure for Neighborhood Development Plans and clarify the review process for projects that include affordable units.
- Chapter 17.62 (Central Lathrop Zoning Districts): Clarify the review process for projects that include affordable units and update the Neighborhood Commercial and Specialty Commercial Zoning District use list.
- Chapter 17.108 (Administrative Approval of Certain Uses): Add language to accommodate live entertainment uses in commercial establishments.
- New Chapter 17.19 (Tattoo and Body Art Establishments): Add a new Chapter to the Zoning Code to provide regulations for Tattoo and Body Art Establishments

*CEQA STATUS: Not a Project as defined in Section 15378 of the State CEQA Guidelines.*

4.6 SECOND READING AND ADOPTION OF ORDINANCE 22-443 OF THE CITY COUNCIL OF THE CITY OF LATHROP TO REPEAL AND REPLACE TITLE 15 ("BUILDING AND CONSTRUCTION") TO INCORPORATE THE 2022 CALIFORNIA BUILDING STANDARDS INTO THE LATHROP MUNICIPAL CODE

Waived the full reading and adopted **Ordinance 22-443** amending Lathrop Municipal Code Title 15 (Building and Construction) to incorporate 2022 California Building Standards Code.

*CEQA STATUS: The proposed Vesting Tentative Subdivision Map is exempt according to California Environmental Quality Act (CEQA) Article 19 § 15332 Class 32 "In-Fill Development"*

4.7 APPROVE PROPOSED FISCAL YEAR 2023-2024 AND FISCAL YEAR 2024-2025 BIENNIAL BUDGET CALENDAR

The City Council considered and approved the proposed Fiscal Year 2023-2024 and Fiscal Year 2024-2025 biennial budget calendar.

*CEQA STATUS: Exempt According to California Environmental Quality Act Article § 15061(b)(3), by the "Common Sense Exemption"*

4.8 AUTHORIZE POSTPONEMENT OF DELINQUENT UTILITY TURN OFFS

Pulled by Councilmember Torres-O'Callaghan. A question and answer period ensued. Deputy Finance Director Thomas Hedegard provided additional information.

Adopted **Resolution 22-5191** approving the suspension of service disconnections for delinquent accounts scheduled on December 14, 2022.

*CEQA STATUS: Exempt According to California Environmental Quality Act Article § 15061(b)(3), by the "Common Sense Exemption"*

4.9 AUTHORIZE A GRANT APPLICATION WITH DWR TO OBTAIN FUNDING FOR THE AQUIFER STORAGE AND RECOVERY, CIP PW 22-36

Adopted **Resolution 22-5192** authorizing a grant application, acceptance and execution with the Department of Water Resources for the aquifer storage and recovery, CIP PW 22-36.

*CEQA STATUS: Exempt according to California Environmental Quality Act Article 18 §15262, "Feasibility and Planning Studies"*

4.10 AWARD CONSTRUCTION CONTRACT TO TIM PAXIN'S PACIFIC EXCAVATION INC. DBA PACIFIC EXCAVATION FOR THE INSTALLATION OF TRAFFIC SIGNAL NETWORK CABINETS AT 17 INTERSECTIONS WITHIN THE CITY, CIP PS 23-01

Adopted **Resolution 22-5193** awarding Construction Contract to Tim Paxin's Pacific Excavation Inc, dba Pacific Excavation, for the installation of traffic signal network cabinets at seventeen (17) intersections within the city, CIP PS 23-01.

*CEQA STATUS: The project is exempt according to the California Environmental Quality Act (CEQA) Article 19, § 15302 Class 2 (C) "Replacement or Reconstruction".*

- 4.11 RATIFY CITY MANAGER'S EXECUTION OF CONTRACT CHANGE ORDER NO. 3 WITH A. TEICHERT & SON, INC. DBA TEICHERT CONSTRUCTION FOR SURFACE WATER DISCHARGE, CIP WW 20-17

Adopted **Resolution 22-5194** ratifying the City Manager's execution of Contract Change Order No. 3 with A. Teichert & Son, Inc, dba Teichert Construction, for surface water discharge, CIP WW 20-17.

*CEQA STATUS: Environmental review for the Surface Water Discharge Project, CIP WW 20-17 as a whole was completed in the Certified Final Environmental Impact Report (EIR) (State Clearinghouse No. 2019110339). The EIR considered the full range of potential environmental effects of the Project. The proposed Contract Change Order falls within the scope analyzed in the EIR and no further environmental review is required in compliance with the California Environmental Quality Act.*

- 4.12 APPROVE PROFESSIONAL SERVICES AGREEMENT WITH LDA PARTNERS, INC. FOR THE DESIGN OF THE LPD PROPERTY AND EVIDENCE BUILDING ASSOCIATED WITH CIP GG 21-13 CORP YARD IMPROVEMENTS AND APPROVE BUDGET AMENDMENT

Pulled by Councilmember Diallo. A question and answer period ensued. Chief of Police Raymond Bechler provided additional information.

Adopted **Resolution 22-5195** approving a Professional Services Agreement with LDA Partners, Inc. for the design of the Lathrop Police Department Property and Evidence Building associated with CIP GG 21-13 Corp Yard improvements and approve budget amendment.

*CEQA STATUS: Not a Project as defined in Section 15378 of State CEQA Guidelines*

- 4.13 APPROVE AMENDMENTS NO. 1 AND NO. 2 WITH ROBERTSON-BRYAN INC. FOR THE SURFACE WATER DISCHARGE PROJECT, CIP WW 20-17

Adopted **Resolution 22-5196** approving Amendments No. 1 and No. 2 with Robertson-Bryan Inc. to further assist City with NPDES permit compliance for the Consolidated Treatment Facility Surface Water Discharge Project, CIP WW 20-17.

*CEQA STATUS: Environmental review for the Surface Water Discharge Project, CIP WW 20-17, as a whole was completed in the Certified Final Environmental Impact Report (EIR) (State Clearinghouse No. 2019110339).*

4.14 APPROVE WEST LATHROP SPECIFIC PLAN PROPERTY TAX SHARING AGREEMENT WITH THE COUNTY OF SAN JOAQUIN

Pulled by Councilmember Diallo. Councilmember Diallo commented on the matter; and expressed appreciation for the item.

Adopted **Resolution 22-5197** approving addendum to Revenue Sharing Agreement (A-96-341) between the City of Lathrop and County of San Joaquin for the West Lathrop Specific Plan Development.

*CEQA STATUS: Not a Project as Defined in Section 15378 of the State CEQA Guidelines*

**5. SCHEDULED ITEMS - None**

**6. COUNCIL COMMUNICATIONS**

6.1 COUNCILMEMBER DIALLO REFERRAL – Discussion Regarding the City’s Social Media Policy

Councilmember Diallo stated that she was content with the development of the “Lathrop Cares” application, and felt that it satisfied her concern with the social media policy, and requested that the application be used to promote key city events, such as Council Meetings and special events.

6.2 MAYOR DHALIWAL REFERRAL - Set Application Deadline for One (1) Member to the Senior Advisory Commission, with Term Ending June 30, 2024, Due to Unexpired Term Vacancy

City Council consensus set the application deadline to January 3, 2023 at 6 p.m.

6.3 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S)

Vice Mayor Akinjo provided information on the State’s affordable housing and homelessness crisis, and how it affects local cities, such as Lathrop.

6.4 MAYOR & COUNCILMEMBER COMMENT(S)

Councilmember Torres-O'Callaghan expressed appreciation to the Lathrop-Manteca Fire District and Lathrop Police Department for the "Shop with Heroes" event. Councilmember Diallo expressed appreciation to staff for the launch of the City of Lathrop app and wished everyone a Merry Christmas and Happy New Year. Vice Mayor Akinjo expressed appreciation to those that participated in the electoral process and wished everyone a goodnight.

7. **ADJOURNMENT** – There being no further business, Vice Mayor Akinjo adjourned the meeting at 8:47 p.m.



Teresa Vargas, MMC  
Government Services Director/  
City Clerk