

**CITY OF LATHROP
CITY COUNCIL REGULAR MEETING
MONDAY, JANUARY 9, 2023
7:00 P.M.
COUNCIL CHAMBER, CITY HALL
390 Towne Centre Drive
Lathrop, CA 95330**

MINUTES

PLEASE NOTE: There was no Closed Session. The Regular Meeting commenced at 7:00 p.m.

1. PRELIMINARY

- 1.1 CALL TO ORDER - Vice Mayor Akinjo called the meeting to order at 7:00 p.m.
- 1.2 ROLL CALL Present: Vice Mayor Akinjo, Councilmembers: Diallo, Lazard and Torres-O'Callaghan.

Absent: Mayor Dhaliwal
- 1.3 INVOCATION – Vice Mayor Akinjo led a moment of silence.
- 1.4 PLEDGE OF ALLEGIANCE – Councilmember Lazard led the pledge of allegiance.
- 1.5 ANNOUNCEMENT(S) BY MAYOR / CITY MANAGER

City Manager Stephen Salvatore provided a winter storm update, including information regarding local flood levels, river and reservoir elevations, rainfall data, sand bag information.
- 1.6 INFORMATIONAL ITEM(S) – None
- 1.7 DECLARATION OF CONFLICT(S) OF INTEREST - None

2. PRESENTATIONS

2.1 ECONOMIC DEVELOPMENT QUARTERLY UPDATE

Economic Development Administrator Shelley Burcham provided a presentation related to economic development activity for the fourth quarter of 2022.

2.2 LATHROP POLICE DEPARTMENT SIX MONTH UPDATE

Chief of Police Raymond Bechler provided the presentation, including an overview on staffing, patrol statistics, investigations division, programs for the public, law enforcement technology, fleet, property and evidence, animal shelter services, events, regional involvement, and the crime map deployment on the police department's website. A question and answer period followed.

3. CITIZEN'S FORUM - None

4. CONSENT CALENDAR

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

Ayes: Diallo, Lazard, Torres-O'Callaghan and Akinjo
Noes: None
Absent: Dhaliwal
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 Special Council Meeting of December 12, 2022.

4.3 APPROVAL OF MINUTES

Approved Minutes for the Regular Council Meeting of December 12, 2022.

4.4 APPROVE OUT-OF-STATE TRAVEL FOR CITY STAFF TO PARTICIPATE IN THE IAMC SPRING FORUM IN APRIL 2023

Adopted **Resolution 22-5198** authorizing out-of-state travel for the Economic Development Administrator to attend and represent the City of Lathrop at the Industrial Asset Management Council's Spring 2023 Forum in Biloxi, Mississippi from March 31, 2023 – April 5, 2023.
CEQA STATUS: Staff has determined that this is not a Project as defined in Section 15378 of the CEQA Guidelines.

- 4.5 APPROVE OUT-OF-STATE TRAVEL AUTHORIZING THE PARKS, RECREATION, AND MAINTENANCE SERVICES DIRECTOR AND RECREATION MANAGER TO ATTEND THE REC C.A.M.P. (COMMUNITY ARCHITECTURE MANAGEMENT AND PLANNING) CONFERENCE IN BOULDER, COLORADO

Adopted **Resolution 22-5199** authorizing out-of-state travel for the Parks, Recreation, and Maintenance Services Director and Recreation Manager to attend the REC C.A.M.P. (Community Architecture Management and Planning) Conference, June 5 - 9, 2023, in Boulder, Colorado.

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

- 4.6 APPROVE PROFESSIONAL TECHNICAL SERVICES AND SUPPORT AGREEMENT WITH MCC CONTROLS LLC DBA PRIMEX FOR THE SCADA SYSTEM FOR CITYWIDE INFRASTRUCTURE

Adopted **Resolution 22-5200** approving a Professional Technical Services and Support Agreement with MCC Controls LLC dba Primex for the City of Lathrop's Supervisory Control and Data Acquisition (SCADA) System for citywide infrastructure.

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

- 4.7 APPROVE A MEMORANDUM OF UNDERSTANDING (MOU) RELATED TO FUNDING FOR THE MOSSDALE TRACT AREA PROJECTS BETWEEN SJAFCA, THE CITY OF STOCKTON, AND THE CITY OF MANTECA; DELEGATE AUTHORITY FOR THE CITY MANAGER TO EXECUTE

Pulled by Councilmember Diallo. A question and answer period ensued. Assistant City Manager Michael King and City Attorney Salvador Navarrete provided the information. City Attorney proposed minor edits to the draft resolution, to state changes would be "*substantially in the form presented to Council*".

Adopted **Resolution 22-5201** approving a Memorandum of Understanding (MOU) related to funding for the Mossdale Tract Area projects between SJAFCA, the City of Stockton, and the City of Manteca; and delegated authority for the City Manager to execute.

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

- 4.8 APPROVE AMENDED AGREEMENT AND LEASE BETWEEN THE CITY OF LATHROP AND TESLA, INC FOR THE CROSSROADS PARKING LOT

Pulled by Councilmember Diallo. A question and answer period ensued. Assistant City Manager Michael King provided the information.

Adopted **Resolution 22-5202** approving an amended Agreement and Lease between Tesla, Inc. and the City of Lathrop for Crossroads Parking
CEQA STATUS: Not a Project as Defined in Section 15378 of the CEQA Guidelines.

- 4.9 APPROVE CONTRACT CHANGE ORDER NO. 1 WITH WEST COAST ARBORISTS, INC. FOR GRID C TREE PRUNING AND MAINTENANCE

Adopted **Resolution 22-5203** approving Contract Change Order No.1 with West Coast Arborists, Inc. for Stonebridge Grid C tree pruning and maintenance.

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

- 4.10 RATIFY CONTRACT CHANGE ORDER NO. 14, 15 AND 25; APPROVE CONTRACT CHANGE ORDER NO. 23, 26, 27, 28 AND 29 WITH DAVID SILVA, DBA SILVA LANDSCAPE; AND APPROVE RELATED BUDGET AMENDMENTS

Adopted **Resolution 22-5204** ratifying Contract Change Order No. 14, 15, and 25; approving Contract Change Orders No. 23, 26, 27, 28, and 29 with David Silva, dba Silva Landscape for park landscape and streetscape maintenance; and related budget amendments.

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

- 4.11 CREATE CAPITAL IMPROVEMENT PROJECT (CIP) GG 23-11, LATHROP ANIMAL SHELTER, AND APPROVE INTER-FUND LOAN

Pulled by Councilmember Diallo. A question and answer period ensued. Assistant City Manager Michael King provided the information.

Adopted **Resolution 22-5205** creating CIP GG 23-11, Lathrop Animal Shelter, and approving an inter-fund loan.

CEQA STATUS: The City finds this is not a project as defined in Section 15378 of State CEQA Guidelines.

- 4.12 ACCEPT PUBLIC IMPROVEMENTS ASSOCIATED WITH SUBDIVISION IMPROVEMENT AGREEMENT (SIA) FOR TRACT 4062 AND EP NO. 2022-09 FROM LATHROP LAND ACQUISITION, LLC, LOCATED WITHIN CLSP NEIGHBORHOOD 1C (TRACT 4062), AND APPROVE BUDGET AMENDMENT FOR MAINTENANCE CONTRACTS

Adopted **Resolution 22-5206** accepting public improvements associated with SIA for Tract 4062 and Encroachment Permit No. 2022-09 from Lathrop Land Acquisition, LLC, located within CLSP Neighborhood 1C (Tract 4062) and approving budget amendment for Maintenance Contracts with David Silva, dba Silva Landscape, and St. Francis Electric, LLC.

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

- 4.13 AUTHORIZE FUNDING OF FIVE (5) ADDITIONAL POLICE OFFICER POSITIONS FOR THE LATHROP POLICE DEPARTMENT AND RELATED BUDGET AMENDMENTS

Pulled by Councilmembers Torres-O'Callaghan and Diallo. A question and answer period ensued. Police Chief Raymond Bechler and Finance Director Cari James provided the information. Christina Laughlin (zoom speaker) commented on the matter, expressed concern with the budget. Council consensus directed staff to evaluate police staffing levels and bring back new position requests in February.

Adopted **Resolution 22-5207** authorizing the funding of five (5) additional Police Officer positions, amending the position control roster, amending the sworn compensation plan and related budget amendments.

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

5. SCHEDULED ITEMS

- 5.1 ESTABLISH A FAÇADE AND SIGNAGE IMPROVEMENT GRANT PROGRAM LIMITED TO RETAIL AND OFFICE BUILDING USES WITHIN SPECIFIED CITY BOUNDARIES, AUTHORIZE USE OF MEASURE D PROGRAM FUNDING, AND APPROVE RESPECTIVE BUDGET AMENDMENT

Economic Development Administrator Shelley Burcham provided the presentation. A question and answer period ensued throughout the presentation. City Manager Stephen Salvatore and City Attorney Salvador Navarrete provided additional information, including the reading of the Measure D language for clarification. The City Council discussed the proposed item. The City Council did not reach a consensus to approve the item.

On a motion by Councilmember Torres-O'Callaghan, seconded by Councilmember Diallo, the City Council voted to deny Item 5.1, by the following roll call vote:

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

Therefore, the proposed resolution to establish a Façade and Signage Improvement Grant Program, and consider authorizing its funding with the use of Measure D program funds pursuant to a budget amendment was not approved.

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

Item 5.2 was moved to the Regular Meeting of February 13, 2023. Item 5.2 was not presented.

5.2 CITY COUNCIL DISCUSSION REGARDING REGULATION AND LIMITATION OF HOTEL ESTABLISHMENTS

City Council to Discuss and Provide Staff Direction as to Whether to Prepare an Ordinance for Review by the Planning Commission and Subsequent Consideration of the City Council, for Regulation and Limitation of Hotel Establishments

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

6. COUNCIL COMMUNICATIONS

6.1 MAYOR & COUNCILMEMBER COMMITTEE REPORT(S) – No reports.
Vice Mayor Akinjo invited Gavin Cline, San Joaquin County Field Representative for Congressman John Duarte, to introduce himself.

6.2 MAYOR & COUNCILMEMBER COMMENT(S) - Councilmembers thanked staff for the utility maintenance and cleanup work during the storm event, and wished everyone a Happy New Year.

7. ADJOURNMENT – There being no further business, Vice Mayor Akinjo adjourned the meeting at 9:14 p.m.



Teresa Vargas, MMC, City Clerk